

1 A bill to be entitled
2 An act relating to organ donation; providing a short
3 title; amending s. 395.2050, F.S.; requiring the
4 Department of Health to adopt rules to streamline
5 medical testing and transfer medical records for
6 certain entities; providing an effective date.

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8 WHEREAS, Nancy Whited suffered from polycystic kidney
9 disease and scleroderma, her declining kidney function required
10 her to have kidney dialysis and eventually a kidney transplant,
11 and

12 WHEREAS, unfortunately Nancy was removed from the kidney
13 transplant list due to complications from an error in a
14 prescribed medication that affected her bone marrow, and

15 WHEREAS, despite her reluctance to ask, several individuals
16 stepped forward as live donor candidates for Nancy, leaving two
17 candidates as perfect matches, and

18 WHEREAS, as one donor seemingly became lost in the
19 paperwork process, the other donors moved further in the
20 process; however, it took nine months to get the tests
21 scheduled, and

22 WHEREAS, Nancy Whited went in for the transplant procedure
23 but her cardiac function had decreased so significantly that the
24 procedure caused her to go into heart failure which eventually
25 ended her life, and

26 WHEREAS, while no one can definitively state that an
 27 earlier transplant would have extended Nancy's life
 28 significantly, any reasonable person would say that a healthier
 29 organ recipient is more likely to have a better outcome, NOW,
 30 THEREFORE,

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 32 Be It Enacted by the Legislature of the State of Florida:

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 34 Section 1. This act may be cited as "Nancy's Law."

35 Section 2. Subsection (4) is added to section 395.2050,
 36 Florida Statutes, to read:

37 395.2050 Routine inquiry for organ and tissue donation;
 38 certification for procurement activities; death records review.—

39 (4) The department shall adopt rules that establish
 40 standards to streamline:

41 (a) Medical testing of living organ donors by eliminating
 42 redundant medical testing if prior testing was done within a
 43 specific time.

44 (b) The transfer of medical records between physicians of
 45 donors and recipients.

46 Section 3. This act shall take effect July 1, 2023.