

By Senator Stewart

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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 establish by rule standards to
5 streamline medical testing of living organ donors and
6 the transfer of medical records between the physicians
7 of organ donors and recipients; providing an effective
8 date.

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

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

17 WHEREAS, despite her reluctance to ask, several individuals
18 stepped forward as live donor candidates for Nancy, resulting in
19 two candidates who were perfect matches, and

20 WHEREAS, though one donor's paperwork seemed to get lost in
21 the administrative process, the other donor moved further in the
22 process, but it took 9 months to get the appropriate tests
23 scheduled, and

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

28 WHEREAS, while one cannot definitively state that an
29 earlier transplant would have extended Nancy's life

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30 significantly, any reasonable person would say that a healthier
31 organ donor recipient is more likely to have a better outcome,
32 NOW, THEREFORE,
33

34 Be It Enacted by the Legislature of the State of Florida:
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36 Section 1. This act may be cited as "Nancy's Law."

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

39 395.2050 Routine inquiry for organ and tissue donation;
40 certification for procurement activities; death records review.-

41 (4) The department shall adopt rules that establish
42 standards to streamline:

43 (a) Medical testing of living organ donors by eliminating
44 redundant medical testing if prior testing was done within a
45 specific timeframe.

46 (b) The transfer of medical records between physicians of
47 donors and recipients.

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