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BILL ANALYSIS

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Senate Bill 301 (Substitute S-1 as reported)
Sponsor: Senator Jud Gilbert, II
Committee: Transportation

CONTENT

The bill would amend Public Act 222 of 1972, which provides for an official State personal identification card, to do the following:

- Provide that the ID card of a person who wished to participate in the Organ, Tissue, and Eye Donor Registry would have to contain a heart insignia on the front, beginning January 1, 2007, instead of a statement that the person was an organ and tissue donor.
- Require the Secretary of State (SOS), in conjunction with the application for a State ID card (instead of with the issuance of a card, beginning January 1, 2007), to give the applicant information explaining the right to make an anatomical gift and describing the Registry, and an opportunity to have his or her name placed on the Registry.
- Require the SOS, beginning January 1, 2007, to ask each applicant for or holder of an official State ID card, in person or by mail, whether he or she agreed to participate in the Registry.
- Require the SOS, beginning January 1, 2007, to maintain a record of an individual who indicated a willingness to have his or her name placed on the Registry.
- Require the SOS to establish and maintain the Registry in a manner that provided electronic access, including the transfer of data to Gift of Life Michigan.
- Provide that enrollment in the Registry would constitute a legal agreement that remained binding after the donor's death regardless of the desires of next of kin who might oppose the donation.
- Require the SOS to waive the original or renewal ID card fee for an individual wishing to add or remove a heart insignia.

The bill is tie-barred to House Bills 4082 and 4470, which propose similar amendments to the Michigan Vehicle Code regarding an applicant for or holder of a driver license, and House Bill 4469, which would amend the Public Health Code to specify that a State ID card or driver license containing a heart insignia would be a document of anatomical gift.

MCL 28.291 & 28.292

Legislative Analyst: Julie Koval

FISCAL IMPACT

Programming costs would be absorbed through the Department of State's Business Application Modernization Project. Minimal costs would result from inquiry requirements regarding whether applicants or current personal identification cardholders wished to participate in the Registry.

Date Completed: 3-16-05

Fiscal Analyst: Bill Bowerman

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Bill Analysis @ www.senate.michigan.gov

This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.