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BILL ANALYSIS

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House Bill 4938 (Substitute S-1 as reported)

Sponsor: Representative Joe Hune

House Committee: Health Policy

Senate Committee: Health Policy

## **CONTENT**

The bill would amend Public Act 181 of 1953, which regulates county medical examiners, to do the following:

- Require a county medical examiner to contact the State's Federally designated organ procurement organization if he or she determined that a body might be suitable for donation or the donation of physical parts.
- Require a county medical examiner to enter into an agreement regarding the donation of organs and tissues with the organ procurement organization and the eye and tissue organization that coordinated the recovery and allocation of anatomical donations in that county, if contacted by one or both of the organizations; and require the agreement to outline the procedures and protocols of each party to assure that transplantable organs, tissues, and eyes were obtained from potential donors.
- Require a county medical examiner to conduct the examination of the body of a donor within a time period that permitted organs, tissues, and eyes to remain viable for transplant.

The bill also provides that a county medical examiner or his or her designee could release any information to the organ procurement organization or the eye and tissue organization that was necessary to identify potential organ, tissue, or eye donors and seek consent for donations in accordance with Part 101 of the Public Health Code.

If a medical examiner or his or her designee were unable to conduct an examination within a time period that would permit the organs, tissues, and eyes to remain viable for transplant, a health care professional authorized to remove an anatomical gift from a donor could remove the donated tissues and/or organs in order to preserve their viability for transplant after notifying the medical examiner or designee. If the medical examiner or designee determined that an organ could be related to the cause of death, he or she could request to be present during the removal of, or request a biopsy of, the donated organs.

Proposed MCL 52.209

Legislative Analyst: Curtis Walker

## **FISCAL IMPACT**

The bill would have no effect on State revenue or expenditures. The bill could alter local government expenditures by an unknown and likely minimal amount. The bill would have no effect on local government revenue.

This estimate is preliminary and will be revised as new information becomes available.

Date Completed: 9-22-05

Fiscal Analyst: David Zin