

1                                   A bill to be entitled  
 2           An act relating to donation and transfer of human  
 3           tissue; amending s. 381.0041, F.S.; requiring an  
 4           institution or physician responsible for transplanting  
 5           an allograft to warn the recipient as to the risks of  
 6           contracting the Zika virus; providing an exception to  
 7           the warning requirement for an organ or allograft that  
 8           has been virally inactivated; providing an effective  
 9           date.

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

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 13           Section 1. Subsection (12) of section 381.0041, Florida  
 14   Statutes, is amended to read:

15           381.0041 Donation and transfer of human tissue; testing  
 16   requirements.—

17           (12) Prior to the transplant of an organ or an allograft  
 18   or artificial insemination, the institution or physician  
 19   responsible for overseeing the procedure must provide the  
 20   prospective recipient a warning as to the risks of contracting  
 21   human immunodeficiency virus and the Zika virus. The Zika virus  
 22   warning is not required for an organ or an allograft that has  
 23   been virally inactivated. For the purpose of this subsection,  
 24   the term:

25           (a) "Allograft" means human cells, tissues, or cellular or

26 | tissue-based products.

27 |       (b) "Virally inactivated" means a validated process that  
28 | eliminates viral contamination in an organ or allograft.

29 |       Section 2. This act shall take effect July 1, 2018.