

1 A bill to be entitled

2 An act relating to anatomical gifts; amending s.
3 765.514, F.S.; authorizing a person to make an
4 anatomical gift of all or part of his or her body by
5 registering with the First Person Consent organ and
6 tissue donor registry; amending s. 765.521, F.S.;
7 requiring an applicant for a driver license, driver
8 license renewal, or identification card to provide a
9 statement of whether he or she agrees to have his or
10 her name included in the First Person Consent organ
11 and tissue donor registry; requiring the Department of
12 Highway Safety and Motor Vehicles to develop and issue
13 a brochure explaining such registry; requiring the
14 department to establish the registry and maintain a
15 physical or electronic record of such registry;
16 authorizing a person to revise or withdraw consent to
17 be listed in such registry; authorizing the department
18 to establish additional methods by which a person may
19 have his or her name included in such registry;
20 authorizing specified representatives to ask the
21 department whether a potential organ donor's name is
22 included in such registry and authorizing the
23 department to provide such information; providing an
24 effective date.

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

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 28 Section 1. Paragraph (c) of subsection (1) of section
 29 765.514, Florida Statutes, is amended to read:
 30 765.514 Manner of making anatomical gifts.—
 31 (1) A person may make an anatomical gift of all or part of
 32 his or her body under s. 765.512(1) by:
 33 (c) Registering with the First Person Consent organ and
 34 tissue donor registry under s. 765.521(2) and signifying an
 35 intent to donate on his or her driver license or identification
 36 card issued by the department. Revocation, suspension,
 37 expiration, or cancellation of the driver license or
 38 identification card does not invalidate the gift.

39 Section 2. Subsections (2) and (3) of section 765.521,
 40 Florida Statutes, are renumbered as subsections (3) and (4),
 41 respectively, and a new subsection (2) is added to that section
 42 to read:

43 765.521 Donations as part of driver license or
 44 identification card process.—

45 (2) (a) An applicant for a driver license under s. 322.08,
 46 a driver license renewal under s. 322.18, or an identification
 47 card under s. 322.051 shall provide a statement in writing, or
 48 by another means approved by the department, of whether he or
 49 she agrees to have his or her name included in the First Person
 50 Consent organ and tissue donor registry established under
 51 paragraph (c) by responding to one of the following three
 52 options provided by the department: "Yes," "No," or "Defer to

53 family wishes."

54 1. A person who chooses "Yes" has agreed to have his or
55 her name included in the First Person Consent organ and tissue
56 donor registry and has entered into a legally binding commitment
57 to donate his or her organs or tissue upon his or her death.

58 2. A person who chooses "No" has not agreed to have his or
59 her name included in the First Person Consent organ and tissue
60 donor registry.

61 3. A person who chooses "Defer to family wishes" has
62 agreed to allow a person listed in s. 765.512(3) to donate all
63 or any part of the decedent's body for any purpose specified in
64 s. 765.513.

65 (b) The department shall develop and issue a brochure
66 explaining the First Person Consent organ and tissue donor
67 registry to each applicant for a driver license under s. 322.08,
68 a driver license renewal under s. 322.18, or an identification
69 card under s. 322.051. The brochure must advise the applicant
70 that he or she is not required to agree to have his or her name
71 included in the First Person Consent organ and tissue donor
72 registry and that he or she may wish to consult with family,
73 friends, or clergy before having his or her name included in the
74 registry.

75 (c) The department shall establish the First Person
76 Consent organ and tissue donor registry and shall maintain a
77 physical or electronic record of the registry. When a person has
78 agreed to have his or her name included in the First Person

79 Consent organ and tissue donor registry, the department shall
80 record the person's name in the registry.

81 (d) A person may revise or withdraw his or her statement
82 of agreement to have his or her name included in the First
83 Person Consent organ and tissue donor registry by notifying the
84 department in writing, or by another means approved by the
85 department, of the person's decision to have his or her name
86 removed from the registry.

87 (e) The department may establish additional methods by
88 which a person may have his or her name included in the First
89 Person Consent organ and tissue donor registry.

90 (f) A representative of an organ procurement organization,
91 a tissue bank, or a coroner's or medical examiner's office may
92 ask the department whether a potential organ donor's name is
93 included in the First Person Consent organ and tissue donor
94 registry, and the department may provide such information to the
95 representative.

96 Section 3. This act shall take effect July 1, 2015.