

1 AN ACT relating to the procurement of human tissue.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 311.1939 is amended to read as follows:

4 (1) Except as otherwise provided in subsection ~~(4)~~~~(2)~~ of this section, a person ***shall***
5 ***not,***~~that~~ for valuable consideration, knowingly ***purchase,***~~purchases~~ ***sell,***
6 ***transfer, or offer to purchase, sell, or transfer***~~or sells~~ a part for transplantation or
7 therapy if removal of a part from an individual ***has occurred,*** is intended to occur,
8 ***or*** after the individual's death.

9 ***(2) A for-profit entity shall not engage, directly or indirectly, in the procurement,***
10 ***transfer, or distribution of any human eye, cornea, eye tissue, corneal tissue, or***
11 ***portions of eyes.***

12 ***(3) A person who knowingly violates any of the provisions in this section*** shall be
13 imprisoned in the penitentiary for not less than one (1) nor more than five (5) years
14 or be fined not more than fifty thousand dollars (\$50,000), or both.

15 ~~(4)~~~~(2)~~ A ***non-profit entity***~~person~~ may charge a reasonable amount for the removal,
16 processing, preservation, quality control, storage, transportation, implantation, or
17 disposal of a part.