

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: S2/12/03 S2/18/03 S2/20/03

A Bill

Act 546 of 2003
SENATE BILL 167

5 By: Senators Faris, Critcher, Horn, B. Johnson, Steele, Womack, Argue, Baker, Bisbee, J. Bookout,
6 Broadway, Brown, Capps, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, G. Jeffress, J. Jeffress,
7 Laverty, Madison, Salmon, T. Smith, Trusty, Whitaker, Wilkins, Wilkinson, Wooldridge
8 By: Representatives Roebuck, *Anderson, Bledsoe, Borhauer, Dickinson, Elliott, Haak, Hardwick, House,*
9 *Judy, King, Lendall, Martin, S. Prater, Wood*

For An Act To Be Entitled

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11
12 AN ACT TO PROVIDE ORGAN DONOR EDUCATION; TO
13 PROVIDE LEAVE TO CERTAIN LIVING DONORS; AND FOR
14 OTHER PURPOSES.
15

Subtitle

16
17 AN ACT TO PROVIDE FOR ORGAN DONOR
18 EDUCATION; AND TO PROVIDE LEAVE TO
19 CERTAIN LIVING DONORS.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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SECTION 1. Organ Donor Awareness Education.

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26 (a) After receiving approval of materials from the Director of the
27 Department of Education and the Director of the Department of Health, the
28 Arkansas Regional Organ Recovery Agency may provide educational and
29 instructional materials regarding organ and tissue donation to school
30 districts for use in the classroom.

31 (b)(1) Driver education courses and high school health classes shall
32 include information or instructional materials regarding organ and tissue
33 donation.

34 (2) Inclusion of an organ donor educational information or
35 instructional materials is mandated beginning with the 2004-2005 school
36 fiscal year.



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2 SECTION 2. Driver's Instruction Manual.

3 (a) The driver's instruction manual issued by the Department of
4 Arkansas State Police shall include information related to organ and tissue
5 donation education.

6 (b) The Department of the Arkansas State Police may coordinate with
7 the Department of Health and the Arkansas Regional Organ Recovery Agency in
8 developing information to include in the driver's instruction manual.

9 (c) Information regarding organ donation education shall be included
10 in the driver's instruction manual in the first and subsequent reprinting of
11 the manual following passage of this act.

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13 SECTION 3. Leave For Bone Marrow or Organ Donation.

14 (a) Definitions. As used in this section:

15 (1) "Bone marrow donor" means a person from whose body bone
16 marrow is taken to be transferred to the body of another person;

17 (2) "Organ" means a human organ that is capable of being
18 transferred from the body of a person to the body of another person,
19 including eyes;

20 (3) "Organ donor" means a person from whose body an organ is
21 taken to be transferred to the body of another person;

22 (4) "Public school employee" means a fulltime employee of a
23 public school or educational cooperative;

24 (5) "Public school" means any public school or educational
25 cooperative located in the State of Arkansas;

26 (6) "State employee" means a full time employee of the State of
27 Arkansas or any branch, department, board, bureau, commission, or state
28 supported institution of higher education; and

29 (7) "State agency" means an agency, bureau, board, or commission
30 of any branch of state government, and all state supported institutions of
31 higher education.

32 (b) In any calendar year, a state employee or public school employee
33 is entitled to the following leave in order to serve as an organ donor or a
34 bone marrow donor:

35 (1) No more than seven (7) days of leave to serve as a bone
36 marrow donor; and

1 (2) No more than thirty (30) days of leave to serve as an organ
2 donor.

3 (c) In order to qualify for the leave, the state employee or public
4 school employee must:

5 (1) Request the leave in writing;

6 (2) Provide the employing agency written verification by the
7 physician to perform the transplantation that the employee is to serve as a
8 human organ or bone marrow donor; and

9 (3) Provide the employing agency written verification by the
10 physician performing the transplantation that the employee did serve as a
11 human organ or bone marrow donor.

12 (d) A state employee or school employee may use the leave as provided
13 in this section without loss or reduction in pay, leave, or credit for time
14 of service.

15 (e) A state agency or public school shall not penalize an employee for
16 requesting or obtaining leave pursuant to this section.

17 /s/ Faris

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20 APPROVED: 3/20/2003
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