

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.

Act 1782 of the Regular Session

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005  
4

As Engrossed: S3/8/05

A Bill

SENATE BILL 17

5 By: Senator Faris  
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8 **For An Act To Be Entitled**

9 AN ACT CONCERNING ORGAN DONATION FROM A DECEDENT  
10 WHO DIED UNDER CIRCUMSTANCES REQUIRING AN  
11 AUTOPSY; AND FOR OTHER PURPOSES.

12 **Subtitle**

13 AN ACT CONCERNING ORGAN DONATION FROM A  
14 DECEDENT WHO DIED UNDER CIRCUMSTANCES  
15 REQUIRING AN AUTOPSY.  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 SECTION 1. Arkansas Code Title 12, Chapter 12, Subchapter 3 is amended  
21 to add an additional section as follows:

22 12-12-325. Autopsies – Anatomical gifts.

23 (a) Upon a request from an entity authorized under the Arkansas  
24 Anatomical Gift Act § 20-17-601 et seq., the coroner and his or her  
25 assistants are authorized to allow any or all parts of a human body to be  
26 removed and donate the part or parts in accordance with the procedures set  
27 forth in the Arkansas Anatomical Gift Act.

28 (b) If no autopsy is required, the part or parts to be donated shall  
29 be released in accordance with the procedures set forth in the Arkansas  
30 Anatomical Gift Act.

31 (c) If an autopsy is required under § 12-12-318 and the coroner  
32 determines that the removal of the part or parts will not interfere with the  
33 subsequent course of an investigation or autopsy, the part or parts shall be  
34 released in accordance with the Arkansas Anatomical Gift Act. The autopsy  
35 will be performed in a timely manner following the removal of the part or



1 parts.

2 (d)(1) If the coroner is considering withholding one (1) or more parts  
3 of a potential donor for any reason, the coroner shall consult with the chief  
4 medical examiner or his or her designee.

5 (2) If after consulting with the chief medical examiner or his  
6 or her designee, the coroner denies removal of the part or parts, he or she  
7 shall explain in writing the reasons for the denial and shall be present  
8 during the removal of the part or parts.

9 (e) At the request of the coroner, or in the case in which the autopsy  
10 is performed by someone other than the coroner, a document shall be filed  
11 with the coroner detailing the condition of the part or parts removed and the  
12 relationship, if any, to the cause of death.

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14 /s/ Faris

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17 APPROVED: 4/06/2005  
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