

1 State of Arkansas  
2 92nd General Assembly  
3 Regular Session, 2019  
4

As Engrossed: S4/1/19

# A Bill

HOUSE BILL 1829

5 By: Representative D. Whitaker  
6 By: Senator M. Pitsch  
7

## For An Act To Be Entitled

9 AN ACT TO AUTHORIZE AND ENCOURAGE THE ARKANSAS STATE  
10 GAME AND FISH COMMISSION TO ESTABLISH AN ANATOMICAL  
11 GIFT OPTION FOR ARKANSAS RESIDENTS OBTAINING A  
12 HUNTING OR FISHING LICENSE THROUGH THE COMMISSION'S  
13 ONLINE SALES SYSTEM; AND FOR OTHER PURPOSES.  
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## Subtitle

16 TO AUTHORIZE AND ENCOURAGE THE ARKANSAS  
17 STATE GAME AND FISH COMMISSION TO  
18 ESTABLISH AN ANATOMICAL GIFT OPTION FOR  
19 ARKANSAS RESIDENTS OBTAINING A HUNTING OR  
20 FISHING LICENSE THROUGH THE COMMISSION'S  
21 ONLINE SALES SYSTEM.  
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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27 SECTION 1. DO NOT CODIFY. Legislative intent.

28 The General Assembly intends by this act is to authorize and encourage  
29 the Arkansas State Game and Fish Commission to establish an anatomical gift  
30 program through the commission's online sales system.  
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32 SECTION 2. Arkansas Code Title 15, Chapter 42, Subchapter 1, is  
33 amended to add an additional section to read as follows:

34 15-42-130. Anatomical gift option for online license purchases.

35 (a) The Arkansas State Game and Fish Commission may allow a resident  
36 who applies for a license to hunt or fish through the commission's online



1 sales system to indicate a desire to make an anatomical gift on his or her  
2 online application.

3 (b) If the commission authorizes an anatomical gift option through its  
4 online sales system, the online sales system shall contain statements  
5 sufficient to comply with the Revised Arkansas Anatomical Gift Act, § 20-17-  
6 1201 et seq., so that execution of the application makes the anatomical gift  
7 effective for a resident indicating a desire to make an anatomical gift.

8 (c) The commission may:

9 (1) Provide a link on its website to a federally designated  
10 organ procurement organization website that contains information describing:

11 (A) Arkansas laws regarding anatomical gifts;

12 (B) The need for and benefits of anatomical gifts; and

13 (C) The legal implications of making an anatomical gift,  
14 including the law governing revocation of anatomical gifts;

15 (2) Provide education to Arkansas residents who hunt and fish by  
16 distributing information regarding anatomical gifts and how to register to  
17 make an anatomical gift;

18 (3) Distribute information regarding an anatomical gift through  
19 print and digital communications targeting Arkansas residents who hunt and  
20 fish; and

21 (4) Prepare the information regarding an anatomical gift in  
22 conjunction with an organ procurement organization created, organized, and  
23 existing under the laws of the state.

24 (d)(1) If the commission authorizes an anatomical gift option through  
25 the commission's online sales system, the commission is not required to keep  
26 the physical record of the donor's application after issuing the license in  
27 order for the anatomical gift indication to be valid.

28 (2)(A) However, the commission shall provide information  
29 required under § 20-17-618 for an individual who has indicated consent on an  
30 online sales system transaction to share private data for the record of  
31 registered donors.

32 (B) The information submitted under subdivision (d)(2)(A)  
33 of this section is classified as private information and is required to be  
34 shared only as provided in § 20-17-618.

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*/s/D. Whitaker*

**APPROVED: 4/8/19**