

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

# A Bill

SENATE BILL 167

5 By: Senator Faris  
6 By: Representative Roebuck  
7  
8

## For An Act To Be Entitled

9  
10 AN ACT TO PROVIDE ORGAN DONOR EDUCATION; TO  
11 PROVIDE LEAVE TO CERTAIN LIVING DONORS; AND FOR  
12 OTHER PURPOSES.  
13

### Subtitle

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15 AN ACT TO PROVIDE FOR ORGAN DONOR  
16 EDUCATION; AND TO PROVIDE LEAVE TO  
17 CERTAIN LIVING DONORS.  
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20 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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23 (a) After receiving approval of materials from the Director of the  
24 Department of Education and the Director of the Department of Health, the  
25 Arkansas Regional Organ Recovery Agency may provide educational and  
26 instructional materials regarding organ and tissue donation to school  
27 districts for use in the classroom.

28 (b)(1) Driver education courses and high school health classes shall  
29 include information or instructional materials regarding organ and tissue  
30 donation.

31 (2) Inclusion of an organ donor educational information or  
32 instructional materials is mandated beginning with the 2004-2005 school  
33 fiscal year.  
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#### SECTION 2. Driver's Instruction Manual.

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36 (a) The driver's instruction manual issued by the Department of



1 Arkansas State Police shall include information related to organ and tissue  
2 donation education.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

36 (c) In order to qualify for the leave, the state employee or public

1 school employee must:

2 (1) Request the leave in writing;

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

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

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

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

14 */s/ Faris*

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