

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

A Bill

HOUSE BILL 1608

5 By: Representative J. Mayberry
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For An Act To Be Entitled

8 AN ACT TO AUTHORIZE PHYSICIAN DISTRIBUTION OF ORGAN
9 AND TISSUE DONATION INFORMATION WHEN AN UNBORN FETUS
10 IS DIAGNOSED WITH A FATAL FETAL CONDITION AND AT THE
11 TIME OF DEATH OF A CHILD PREVIOUSLY DIAGNOSED WITH A
12 FATAL FETAL CONDITION; AND FOR OTHER PURPOSES.
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Subtitle

15 TO AUTHORIZE PHYSICIAN DISTRIBUTION OF
16 ORGAN AND TISSUE DONATION INFORMATION
17 WHEN AN UNBORN FETUS IS DIAGNOSED WITH A
18 FATAL FETAL CONDITION AND AT THE TIME OF
19 DEATH OF A CHILD PREVIOUSLY DIAGNOSED
20 WITH A FATAL FETAL CONDITION.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Code Title 20, Chapter 16, Subchapter 1, is
27 amended to add an additional section to read as follows:

28 20-16-102. Authorization to distribute organ and tissue donation
29 information for a fatal fetal diagnosis.

30 (a) A physician may distribute information regarding organ and tissue
31 donation to a pregnant woman when the unborn fetus is diagnosed with a fatal
32 fetal condition which will result in death within three (3) months of birth.

33 (b) The information shall include:

34 (1) The telephone number, address, and website information for
35 the Arkansas Regional Organ Recovery Agency; and

36 (2) The steps in the process of organ and tissue donation.



1 (c) The physician shall document in writing that the information has
 2 been distributed to the pregnant woman.

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 4 SECTION 2. Arkansas Code Title 20, Chapter 17, Subchapter 1, is
 5 amended to add an additional section to read as follows:

6 20-17-106. Authorization to distribute organ and tissue donation
 7 information upon death associated with diagnosis of fatal fetal condition.

8 Upon the death of a fetus diagnosed with a fatal fetal condition which
 9 will results in death within three (3) months of birth or upon the death of a
 10 child previously diagnosed with a fatal fetal condition, a physician may
 11 distribute information regarding organ and tissue donation to the parent or
 12 parents of the fetus or child or to the legal guardian of the fetus or child.