

Substituted by SF 2116
4-1-96 (P. 1138)

FEB 22 1996

Place On Calendar

HOUSE FILE **2307**
BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO HSB 527)

Passed House, Date _____ Passed Senate Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

WITHDRAWN 4-1-96 (P. 1138)

A BILL FOR

1 An Act relating to the establishment of an anatomical gift public
2 awareness and transplantation fund to be administered by an
3 anatomical gift public awareness advisory committee to be
4 established within the Iowa department of public health.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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WITHDRAWN

HF 2307

1 Section 1. NEW SECTION. 142C.15 ANATOMICAL GIFT PUBLIC
2 AWARENESS AND TRANSPLANTATION FUND -- ESTABLISHED -- USES OF
3 FUND.

4 1. a. An anatomical gift public awareness and
5 transplantation fund is created as a separate fund in the
6 state treasury under the control of the Iowa department of
7 public health. The fund shall consist of moneys remitted by
8 the county treasurer of a county or by the department of
9 transportation which were collected through the payment of a
10 contribution made by an applicant for registration of a motor
11 vehicle pursuant to section 321.44A and any other
12 contributions to the fund.

13 b. The moneys collected under this section and deposited
14 in the fund are appropriated to the Iowa department of public
15 health for the purposes specified in this section. Moneys in
16 the fund shall not be subject to appropriation or expenditure
17 for any other purpose.

18 c. The treasurer of state shall act as custodian of the
19 fund and shall disburse amounts contained in the fund as
20 directed by the department. The treasurer of state may invest
21 the moneys deposited in the fund. The income from any
22 investment shall be credited to and deposited in the fund.
23 Notwithstanding section 8.33, moneys in the fund are not
24 subject to reversion to the general fund of the state. The
25 fund shall be administered by the department which shall make
26 expenditures from the fund consistent with the purposes of
27 this section.

28 d. The Iowa department of public health may use not more
29 than five percent of the moneys in the fund for administrative
30 costs. The remaining moneys in the fund may be expended
31 through grants to any of the following persons, subject to the
32 following conditions:

33 (1) Not more than twenty percent of the moneys in the fund
34 annually may be expended in the form of grants to state
35 agencies or to nonprofit legal entities with an interest in

1 anatomical gift public awareness and transplantation. Grants
2 shall be made based upon the submission of a grant application
3 by an agency or entity to conduct a public awareness project.

4 (2) Not more than thirty percent of the moneys in the fund
5 annually may be expended in the form of grants to hospitals
6 for reimbursement for costs directly related to the
7 development of in-hospital anatomical gift public awareness
8 projects, anatomical gift referral protocols, and associated
9 administrative expenses. As a condition of receiving a grant,
10 a hospital shall demonstrate, through documentation, that the
11 hospital, during the previous calendar year, properly complied
12 with in-hospital anatomical gift request protocols for at
13 least eighty percent of all deaths occurring in the hospital.

14 (3) Not more than fifty percent of the moneys in the fund
15 annually may be expended in the form of grants to hospitals
16 which perform heart, lung, liver, pancreas, or kidney
17 transplants. As a condition of receiving a grant, a hospital
18 shall demonstrate, through documentation, that the hospital,
19 during the previous calendar year, properly complied with in-
20 hospital anatomical gift request protocols for at least eighty
21 percent of all deaths occurring in the hospital. The hospital
22 shall submit an application on behalf of a patient requiring a
23 transplant in the amount of the costs associated with the
24 following, if funds are not available from any other third-
25 party payor:

26 (a) The costs of the organ transplantation procedure.

27 (b) The costs of post-transplantation drug or other
28 therapy.

29 (c) Other transplantation costs including but not limited
30 to food, lodging, and transportation.

31 Sec. 2. NEW SECTION. 142C.16 ANATOMICAL GIFT PUBLIC
32 AWARENESS ADVISORY COMMITTEE -- ESTABLISHED -- DUTIES.

33 1. The Iowa department of public health shall establish an
34 anatomical gift public awareness advisory committee. Members
35 shall include a representative of each of the following,

- 1 appointed by the respective entity or that entity's successor:
- 2 a. A state organ procurement organization.
 - 3 b. The Iowa medical society.
 - 4 c. The association of Iowa hospitals and health systems.
 - 5 d. The osteopathic medical association.
 - 6 e. A bank or storage organization.
 - 7 f. The Iowa chapter of the national association of social
8 workers. The representative shall be a member of the
9 association knowledgeable in anatomical gifts.
 - 10 g. The Iowa funeral directors association.
 - 11 h. The Iowa department of public health.
 - 12 i. The department of human services.
 - 13 j. The department of inspections and appeals.
- 14 2. Members shall serve staggered terms of two years.
- 15 Appointments of members of the committee shall comply with
16 sections 69.16 and 69.16A. Vacancies shall be filled by the
17 original appointing authority and in the manner of the
18 original appointment.
- 19 3. Members shall receive actual expenses incurred while
20 serving in their official capacity and may also be eligible to
21 receive compensation as provided in section 7E.6.
- 22 4. The committee shall annually select a chairperson from
23 its membership. A majority of the members of the committee
24 shall constitute a quorum.
- 25 5. The advisory committee shall assist the department in
26 all of the following activities:
- 27 a. Accepting and awarding grants to promote the donation
28 of anatomical gifts.
 - 29 b. Establishing criteria for the application for and
30 awarding of grants to promote the donation of anatomical
31 gifts.
 - 32 c. Examining the anatomical gifts system to identify
33 improvements or enhancements to promote anatomical gifts.
 - 34 d. Recommending legislation to improve state law regarding
35 anatomical gifts.

1 Sec. 3. NEW SECTION. 321.44A VOLUNTARY CONTRIBUTION --
2 ANATOMICAL GIFT PUBLIC AWARENESS AND TRANSPLANTATION FUND.

3 For each application for registration or renewal, the
4 county treasurer or the department shall request through use
5 of a written form, and, if the application is made in person,
6 through verbal communication, that an applicant make a
7 voluntary contribution of one dollar or more to the anatomical
8 gift public awareness and transplantation fund established
9 pursuant to section 142C.15. Moneys collected in the form of
10 contributions shall be remitted to the treasurer of state for
11 deposit in the fund to be used for the purposes specified for
12 the fund. The director shall adopt rules to administer this
13 section.

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EXPLANATION

15 This bill establishes an anatomical gift public awareness
16 and transplantation fund as a separate fund within the state
17 treasury under the control of the Iowa department of public
18 health and also establishes an anatomical gift public
19 awareness advisory committee within the Iowa department of
20 public health.

21 The fund is to consist of moneys collected as contributions
22 made by applicants for registration or renewal of registration
23 of a motor vehicle and any other contributions to the fund.

24 The bill provides that the moneys in the fund are to be
25 distributed as grants to state agencies or nonprofit entities
26 for the purpose of conducting public awareness projects; to
27 hospitals for public awareness projects, referral protocols,
28 and related administrative expenses; and to hospitals on
29 behalf of patients for the costs related to transplantation.

30 The advisory committee is established consisting of
31 representatives of a state organ procurement organization, a
32 bank or storage organization, the Iowa medical society, the
33 association of Iowa hospitals and health systems, the Iowa
34 osteopathic medical association, the Iowa chapter of the
35 national association of social workers, the Iowa funeral

1 directors association, the Iowa department of public health,
2 the department of human services, and the department of
3 inspections and appeals. The duties of the committee include:
4 advising the department regarding the accepting and awarding
5 of grants to promote anatomical gifts, establishing criteria
6 for the application for and awarding of grants to promote
7 anatomical gifts, examining the anatomical gifts system to
8 identify improvements or enhancements to promote anatomical
9 gifts, and recommending legislation to improve state law
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CHAIR, Budgett
WELTER
MAY

HSB 527

TRANSPORTATION

Succeeded By

S. 02307

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
TRANSPORTATION BILL
BY CHAIRPERSON WELTER)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
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