

State of Arkansas
90th General Assembly
Regular Session, 2015

A Bill

HOUSE BILL 1608

By: Representative J. Mayberry

For An Act To Be Entitled

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

Subtitle

TO AUTHORIZE PHYSICIAN DISTRIBUTION OF ORGAN AND TISSUE DONATION INFORMATION WHEN AN UNBORN FETUS IS DIAGNOSED WITH A FATAL FETAL CONDITION AND AT THE TIME OF DEATH OF A CHILD PREVIOUSLY DIAGNOSED WITH A FATAL FETAL CONDITION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 20, Chapter 16, Subchapter 1, is amended to add an additional section to read as follows:

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

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

(b) The information shall include:

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

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



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

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

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

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

APPROVED: 03/29/2015