

State of Arkansas  
92nd General Assembly  
Regular Session, 2019

As Engrossed: S4/1/19  
**A Bill**

HOUSE BILL 1829

By: Representative D. Whitaker  
By: Senator M. Pitsch

### For An Act To Be Entitled

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

### Subtitle

TO AUTHORIZE AND ENCOURAGE THE ARKANSAS STATE GAME AND FISH COMMISSION TO ESTABLISH AN ANATOMICAL GIFT OPTION FOR ARKANSAS RESIDENTS OBTAINING A HUNTING OR FISHING LICENSE THROUGH THE COMMISSION'S ONLINE SALES SYSTEM.

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

SECTION 1. DO NOT CODIFY. Legislative intent.

The General Assembly intends by this act is to authorize and encourage the Arkansas State Game and Fish Commission to establish an anatomical gift program through the commission's online sales system.

SECTION 2. Arkansas Code Title 15, Chapter 42, Subchapter 1, is amended to add an additional section to read as follows:

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

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



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

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

(c) The commission may:

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

(A) Arkansas laws regarding anatomical gifts;

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

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

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

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

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

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

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

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

*/s/D. Whitaker*

**APPROVED: 4/8/19**