

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass the A-Engrossed Measure
Vote:	5 - 0 - 0
Yeas:	Bates, Kruse, Morse, Shields, Monnes Anderson
Nays:	0
Exc.:	0
Prepared By:	Brian Nieubuurt, Administrator
Meeting Dates:	4/27

WHAT THE MEASURE DOES: Specifies that an agent or guardian of a donor may amend or revoke anatomical gift only if: (a) the agent or guardian made the gift; or (b) the agent or guardian has the power of attorney for health care or other record giving express authorization to amend or revoke an anatomical gift.

ISSUES DISCUSSED:

- Current donor process
- Importance of honoring wishes of organ donors

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: ORS 97.953(3) defines anatomical gift as a donation of all or part of a human body to take effect after the donor's death for the purpose of transplantation, therapy, research or education.

Currently, an individual indicates the intent to become an organ donor when the Department of Motor Vehicle issues a driver's license or state identification card. The license or identification card acts as documentation of an anatomical gift. It is also recommended that the individual register with the state's Donor Registry.

House Bill 2852-A restores autonomy to donors by giving them the power to expressly authorize an agent to amend or revoke an anatomical gift made by the donor, if they wish to do so. Additionally, the measure promotes donor autonomy by limiting an agent's ability to amend or revoke a donor's gift to those circumstances under which the donor has expressly authorized it.