

CHAPTER 382

(House Bill 565)

AN ACT concerning

Hospitals – Bone Marrow Donation

FOR the purpose of requiring a certain hospital to allow an individual to donate bone marrow to any individual under certain circumstances; and generally relating to hospitals and the donation of bone marrow.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 19-310

Annotated Code of Maryland

(2000 Replacement Volume and 2004 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Health – General

19-310.

(a) (1) In this [section] SUBSECTION, “designated requestor” means a hospital employee who has completed a course offered by an organ, tissue, or eye recovery agency on how to approach potential donor families and request organ or tissue donation.

[(b)] (2) [(1)](I) On or before the occurrence of each death in a hospital, the hospital shall contact an appropriate organ, tissue, or eye recovery agency in order to determine the patient’s suitability for organ, tissue, or eye donation.

[(2)](II) The contact and its disposition shall be noted in the patient’s medical record.

[(c)] (3) [(1)](I) The appropriate organ, tissue, or eye recovery agency, in consultation with the patient’s attending physician or the physician’s designee, shall determine the patient’s suitability for organ, tissue, or eye donation.

[(2)](II) If the organ, tissue, or eye recovery agency, in consultation with the patient’s attending physician or the physician’s designee, determines that donation is not appropriate based on established medical criteria, this determination shall be noted by hospital personnel in the patient’s medical record and no further action is necessary.

[(3)](III) If the organ, tissue, or eye recovery agency, in consultation with the patient’s attending physician or the physician’s designee, determines that the patient is a suitable candidate for organ, tissue, or eye donation, a representative of