

(1) A DECEDENT WHO MAY PROVIDE A SUITABLE ORGAN FOR THE TRANSPLANT IS UNDER THEIR JURISDICTION;

(2) A REASONABLE, UNSUCCESSFUL SEARCH HAS BEEN MADE BY THE TREATING PHYSICIAN AND THE HOSPITAL WHERE THE PATIENT IS LOCATED TO CONTACT THE NEXT OF KIN; AND

(3) NO KNOWN OBJECTION BY THE NEXT OF KIN IS FORESEEN BY THE CHIEF MEDICAL EXAMINER OR THE ASSISTANT MEDICAL EXAMINER; AND

(4) THE ORGAN FOR TRANSPLANT WILL NOT INTERFERE WITH THE SUBSEQUENT COURSE OF AN INVESTIGATION OR AUTOPSY.

(B) LIABILITY OF MEDICAL EXAMINER.

NEITHER THE CHIEF MEDICAL EXAMINER, THE DEPUTY CHIEF MEDICAL EXAMINER, NOR THE ASSISTANT CHIEF MEDICAL EXAMINER IS LIABLE FOR CIVIL ACTION IF THE NEXT OF KIN IS LOCATED SUBSEQUENTLY AND CONTENDS THAT HIS AUTHORIZATION WAS REQUIRED, IF THE CHIEF MEDICAL EXAMINER HAS OBTAINED A WRITTEN STATEMENT FROM THE TREATING PHYSICIAN OR THE HOSPITAL WHERE THE PATIENT WAS LOCATED THAT A REASONABLE UNSUCCESSFUL SEARCH WAS CONDUCTED FOR THE NEXT OF KIN PRIOR TO THE REMOVAL OF THE TISSUE FOR TRANSPLANTATION.

REVISOR'S NOTE: This section presently appears as Art. 43, §147A. Catchlines are written for each subsection. The only other changes are in language and style.

4-510. GIFTS COMPLETED DURING LIFETIME OF DONOR.

THE PROVISIONS OF THIS SUBTITLE DO NOT APPLY TO GIFTS OF PARTS OF THE BODY IF THE GIFTS ARE MADE DURING THE LIFETIME OF THE DONOR WITH THE INTENTION THAT THE PART OF THE BODY IS DELIVERED TO THE DONEE DURING THE LIFETIME OF THE DONOR.

REVISOR'S NOTE: This section presently appears as Art. 43, §148. The only changes are in style and language.

4-511. VALIDITY OF AUTHORITY OR INSTRUMENT EXECUTED PRIOR TO JULY 1, 1968.

NOTHING IN THIS SUBTITLE INVALIDATES ANY AUTHORITY OR INSTRUMENT EXECUTED PRIOR TO JULY 1, 1968.

REVISOR'S NOTE: This section presently appears as Art. 43, §149A. The only change is in style.