

is one of the following persons INDIVIDUALS listed in the following order of priority:

(i) A spouse, but, if not alive and OR NOT competent, then;

(II) A SON OR DAUGHTER WHO IS AT LEAST 18 YEARS OLD, BUT, IF NOT ALIVE OR NOT COMPETENT, THEN;

(iii) (III) A parent, but, if not alive and OR NOT competent, then;

(iiii) (IV) A brother or sister who is at least 18 years old, but, if not alive and OR NOT competent, then;

(iv) (V) A guardian.

(3) This subsection does not apply if the decedent has given actual notice of any objection.

(4) Notice of an objection under this subsection shall be recorded in the decedent's medical record.}

(5) THE HOSPITAL ADMINISTRATOR OR A DESIGNEE OF THE HOSPITAL ADMINISTRATOR AND THE REPRESENTATIVE OF THE DECEASED PATIENT ARE ENTITLED TO PROTECTION FROM CIVIL AND CRIMINAL LIABILITY AS PROVIDED IN § 4-508(B) OF THE ESTATES AND TRUSTS ARTICLE.

~~(B)-(1)--WHEN AN INDIVIDUAL DIES IN A HOSPITAL, THE HOSPITAL ADMINISTRATOR OR A DESIGNATED REPRESENTATIVE OF THE ADMINISTRATOR SHALL REQUEST THE PERSONS DESCRIBED IN § 4-503(B) OF THE ESTATES AND TRUSTS ARTICLE, IN THE LISTED ORDER OF PRIORITY, TO CONSENT TO DONATION OF ALL OR ANY OF THE DECEDENT'S ORGANS OR TISSUES AS AN ANATOMICAL DONATION.~~

~~(2)--THIS SUBSECTION DOES NOT APPLY IF:~~

~~(i)--THE DECEDENT HAS GIVEN ACTUAL NOTICE OF ANY OBJECTION; OR~~

~~(ii)--IN THE ABSENCE OF PRIOR CONSENT FROM THE DECEDENT, ANY PERSON DESCRIBED IN § 4-503(B) OF THE ESTATES AND TRUSTS ARTICLE WHO IS A MEMBER OF A PRIOR CLASS OF PERSONS HAS GIVEN ACTUAL NOTICE OF ANY OBJECTION.~~

~~(3)--THE HOSPITAL ADMINISTRATOR OR A DESIGNATED REPRESENTATIVE OF THE ADMINISTRATOR SHALL RECORD IN THE DECEDENT'S MEDICAL RECORD ANY NOTICE OF AN OBJECTION.~~

(c) In all discussions concerning donations of organs and tissues, the hospital administrator or a designee of the administrator shall show reasonable discretion and sensitivity: