

HOUSE BILL 442

F1

8lr1478

By: **Delegates Queen, Conaway, Hill, Hornberger, Kelly, Lam, Luedtke, Morhaim, Platt, M. Washington, and Wilkins**

Introduced and read first time: January 25, 2018

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 23, 2018

CHAPTER _____

1 AN ACT concerning

2 **Education – Organ and Tissue Donation Awareness Instruction in Public and**
3 **Nonpublic High Schools**

4 FOR the purpose of ~~requiring~~ encouraging a county board of education to provide certain
5 instruction on organ and tissue donation and registration ~~to certain students~~ in the
6 public high schools in the county; specifying the purposes and goals of the
7 instruction; encouraging nonpublic high schools to provide certain instruction on
8 organ and tissue donation; and generally relating to organ and tissue donation
9 awareness instruction in ~~public~~ high schools.

10 BY adding to

11 Article – Education

12 Section 7–441

13 Annotated Code of Maryland

14 (2014 Replacement Volume and 2017 Supplement)

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

17 **Article – Education**

18 **7–441.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (A) A COUNTY BOARD ~~SHALL~~ IS ENCOURAGED TO PROVIDE
 2 AGE-APPROPRIATE INSTRUCTION ON ORGAN AND TISSUE DONATION AND
 3 REGISTRATION ~~AS PART OF THE PERSONAL AND CONSUMER HEALTH CURRICULUM~~
 4 ~~IN GRADES 9 THROUGH 12~~ IN THE PUBLIC HIGH SCHOOLS IN THE COUNTY.

5 (B) THE PURPOSES AND GOALS OF THE INSTRUCTION ARE TO:

6 (1) ~~EMPHASIZE~~ DESCRIBE THE BENEFITS OF ORGAN AND TISSUE
 7 DONATION TO THE GREATER SOCIETY AND TO THE HEALTH AND WELL-BEING OF
 8 THE INDIVIDUALS WHOSE LIVES ARE SAVED OR IMPROVED BY THE DONATIONS;

9 ~~(2) MOTIVATE STUDENTS TO MAKE AN AFFIRMATIVE DECISION TO~~
 10 ~~REGISTER AS AN ORGAN AND TISSUE DONOR ON REACHING ADULTHOOD;~~

11 ~~(3)~~ (2) ADDRESS MYTHS AND MISCONCEPTIONS ABOUT ORGAN
 12 AND TISSUE DONATION; AND

13 ~~(4)~~ (3) EXPLAIN THE OPTIONS AVAILABLE TO MINORS AND ADULTS
 14 REGARDING ORGAN AND TISSUE DONATION, ~~INCLUDING MATTERS CONCERNING:~~

15 ~~(I) THE CIRCUMSTANCES THAT REQUIRE THE WRITTEN~~
 16 ~~CONSENT AND AUTHORITY OF PARENTS AND LEGAL GUARDIANS; AND~~

17 ~~(II) THE OPTION FOR AN INDIVIDUAL TO DESIGNATE AND~~
 18 ~~GRANT TO A DECISION MAKER THE AUTHORITY TO MAKE ORGAN AND TISSUE~~
 19 ~~DONATION DECISIONS ON BEHALF OF THE INDIVIDUAL.~~

20 (C) A NONPUBLIC HIGH SCHOOL IS ENCOURAGED TO PROVIDE
 21 AGE-APPROPRIATE INSTRUCTION ON ORGAN AND TISSUE DONATION AND
 22 REGISTRATION IN ACCORDANCE WITH THIS SECTION.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 24 October 1, 2018.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.