

# HOUSE BILL 1370

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By: ~~Delegate Sample Hughes~~ Delegates Sample Hughes, Pendergrass, Pena-Melnyk, Bagnall, Belcastro, Bhandari, Carr, Chisholm, Cullison, Hill, Johnson, Kaiser, Kelly, Kerr, Kipke, Landis, R. Lewis, Morgan, Reilly, Rosenberg, Saab, Szeliga, and K. Young

Introduced and read first time: February 11, 2022

Assigned to: Health and Government Operations

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 13, 2022

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Organ and Tissue Donation Awareness Fund – Annual Funding and Extension**

3 FOR the purpose of altering, beginning in a certain fiscal year, the annual amount to be  
4 distributed from the Organ and Tissue Donation Awareness Fund to a certain  
5 qualified nonprofit entity; requiring the Governor to include in the annual budget  
6 bill for certain fiscal years a certain appropriation to the Organ and Tissue Donation  
7 Awareness Fund; extending the termination date for certain provisions of law  
8 governing the distribution of money from the Fund; and generally relating to the  
9 Organ and Tissue Donation Awareness Fund.

10 BY repealing and reenacting, without amendments,

11 Article – Estates and Trusts

12 Section 4–516(a) and (b)

13 Annotated Code of Maryland

14 (2017 Replacement Volume and 2021 Supplement)

15 BY repealing and reenacting, with amendments,

16 Article – Health – General

17 Section 13–901

18 Annotated Code of Maryland

19 (2019 Replacement Volume and 2021 Supplement)

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### 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 BY repealing and reenacting, with amendments,  
 2 Chapter 444 of the Acts of the General Assembly of 2018  
 3 Section 2

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

6 **Article – Estates and Trusts**

7 4–516.

8 (a) In this section, “qualified nonprofit entity” means a procurement organization  
 9 exempt from taxation under § 501(c)(3) of the Internal Revenue Code or an entity exempt  
 10 from taxation under § 501(c)(3) of the Internal Revenue Code that actively functions in a  
 11 supporting relationship to one or more procurement organizations if the procurement  
 12 organization or other entity has a board of directors whose members are experienced in:

13 (1) Organ, tissue, and eye donation;

14 (2) Working with donors and donor families; and

15 (3) Educating the public about the importance of the process of organ,  
 16 tissue, and eye donation.

17 (b) (1) The Secretary of Health shall contract with a qualified nonprofit entity  
 18 for the establishment, maintenance, and operation of a donor registry.

19 (2) The Secretary of Health shall use funds from the Organ and Tissue  
 20 Donation Awareness Fund as required under § 13–901 of the Health – General Article and  
 21 any other funds as may be appropriate to compensate the nonprofit entity contracted with  
 22 under paragraph (1) of this subsection for the reasonable cost of establishing, maintaining,  
 23 and operating the donor registry, including the reasonable cost of public education  
 24 programs to increase public awareness about the existence and purpose of the registry and  
 25 organ, tissue, and eye donation.

26 **Article – Health – General**

27 13–901.

28 (a) (1) There is an Organ and Tissue Donation Awareness Fund.

29 (2) The Fund consists of ~~money~~;

30 **(I) MONEY** collected under § 16–111.2(f) of the Transportation  
 31 Article; **AND**



**HOUSE BILL 1370**

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2 October 1, 2018. It shall remain effective for a period of **[5] 9** years and, at the end of  
3 September 30, **[2023] 2027**, this Act, with no further action required by the General  
4 Assembly, shall be abrogated and of no further force and effect.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
6 1, 2022. It shall remain effective until the taking effect of the termination provision  
7 specified in Section 2 of Chapter 444 of the Acts of the General Assembly of 2018. If that  
8 termination provision takes effect, this Act, with no further action required by the General  
9 Assembly, shall be abrogated and of no further force and effect.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.