

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 55

H.P. 51

House of Representatives, January 11, 2005

An Act To Create Guidelines and Procedures for Organ and Tissue Donation to Research Facilities

Reference to the Committee on Health and Human Services suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative BARSTOW of Gorham.
Cosponsored by Representative MARRACHÉ of Waterville, Senator ROSEN of Hancock and
Representatives: FARRINGTON of Gorham, ROSEN of Bucksport.

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42
44
46

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §2912 is enacted to read:

§2912. Donation to research facility

1. Definition. For the purposes of this section, "research facility" means a facility dedicated to the advancement of medical or dental science or knowledge that receives donations of all or parts of human bodies for research purposes and that is not a recipient of donations under section 2903, subsections 1 to 3.

2. Requirements. The acquisition of all or part of a human body by a research facility is subject to the requirements of sections 2902 to 2911 and paragraphs A to C.

A. The research facility shall provide training in appropriate procedures for securing donations to all persons who, on behalf of the research facility, make contact with the donor or potential donor or members of the donor's family.

B. The research facility shall use standardized forms for documenting the donation, including, but not limited to:

(1) The signed consent of the person executing the anatomical gift pursuant to section 2902;

(2) If only a part is being donated, which part is being donated and how much of that part;

(3) The name of the research facility to which the part is being donated and the research purpose of the donation; and

(4) Information on how to contact personnel in charge of donated parts at the research facility regarding the donation.

C. The research facility shall record all telephone conversations with family members of the donor.

SUMMARY

This bill establishes procedures for the donation of all or part of a human body for medical and dental research purposes when the donation is made to a research facility not already covered by the provisions of the Uniform Anatomical Gift Act. The bill subjects donations to a research facility to provisions

2 of the Uniform Anatomical Gift Act, uses the definitions of that
act and imposes additional requirements regarding training,
documentation of the donation and recording of telephone
4 conversations with family members of the donor.