



Representative Lindsey Holmes

HB 71 Version C—Summary of Changes

To sum up:

- 1) We removed two sections that allowed access to department records by outside agencies. This was at department request.
- 2) We clarified that the registry would consist only of names and scanned copies of the directives.
- 3) We clarified that only an individual can ask the Department to remove their own directive from the registry.
- 4) Instead of mandating how and when the Department remove directives of deceased individuals, we have changed it to allow the Department to establish regulations for this.
- 5) We have exempted the Department from liability in operating the registry.

The long description of corresponding changes:

- 1) Removes sections 2 & 3 of the original bill. Those sections had allowances for procurement organizations to search departmental records for organ donor information. The department requested their removal.

Section 4 of the original bill, section 2 in the CS has had these four changes made.

- 2) First, 13.52.310(a) has been changed to clarify precisely what the registry will consist of—a list of the names of the individuals with directives on file and scanned copies of those directives.
- 3) Second, 13.52.310(f) was changed to tighten requirements for removing a directive from the registry. The original bill allowed an individual or their guardian, agent or surrogate to remove a directive from the registry. The CS requires that only an individual can request a directive be removed and that such a request must be in writing.
- 4) 13.52.310(g) of the original bill has been moved to 13.52.310(j) of the CS and it has been changed to give the department greater flexibility in establishing criteria and a schedule for removing old directives from the registry.
- 5) 13.52.310(k) has been added. It exempts the department from liability in the operation of the registry.