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STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO. CSSSSB 38 (JUD)

Revision Date: _____
 Title: Anatomical gifts, living wills and do not resuscitate orders
 Sponsor: Taylor
 Requestor: Senate Finance

Dept. Affected: Health and Social Services
 BRU: State Health Services
 Component: Community Health/EMS Services
 COMPONENT SERIAL NO. 2078
 See also (SN#): _____

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	2.0					
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	2.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGES IN REVENUES ()						
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FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	2.0					
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (please specify)						
TOTAL	2.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY97) cost: \$0.0

ANALYSIS: (Attach a separate page if necessary)

This bill would require that the Division of Public Health contract for a graphic artist, \$2.0, to design the symbols to be used on bracelets, necklaces and ID cards to alert medical attendants of their choices.

Prepared by: Peter M. Nakamura, MD, MPH
 Division: Public Health

Phone: (907) 465-3090
 Date: 02/24/97

Approved by Commissioner: Karen Perdue, Commissioner
 Agency: Department of Health & Social Services

Date: 2/25/97

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FISCAL NOTE

STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO: CS SSSB 38(JUD)

Revision Date: 2/18/97 Dept. Affected: Public Safety
 Title: An Act relating to anatomical gifts, living wills, BRU: Motor Vehicles
and do not resuscitate orders. Component: Field Services
 Sponsor: Senator Taylor
 Requestor: Rules COMPONENT SERIAL NO. 0502

EXPENDITURES/REVENUES: (Thousands of Dollars) (inflation not included)

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL EXPENDITURES	0	0	0	0	0	0
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CHANGE IN REVENUES () Revenue Code						
--	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL						

Estimate of current year (FY 97) impact: \$ _____

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS (Attach a separate page if necessary.)

This bill will not fiscally impact the Division of Motor Vehicles

Prepared By: Juanita M. Hensley Phone: 465-2650
 Division: Motor Vehicles Date: 2/18/97
 Approved by Commissioner: *Ronald L. Otte* Date: 2/19/97
 Agency: Ronald L. Otte, Dept. of Public Safety

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SENATE COMMITTEE REPORT

DATE: 2/5/97

FURTHER: Finance

DATE TURNED
IN TO OFFICE: 2/14/97

Judiciary Committee considered

SPONSOR SUBSTITUTE FOR SENATE BILL NO. 38

"An Act relating to anatomical gifts, living wills, and do not resuscitate orders."

and recommends:

be replaced with CS 9658 (3100)

adopt previous CS ()

attached amendment(s)

adopt Letter of Intent by _____ Committee

further referral to the _____ Committee

Senate Bill:

same title

new title

House Bill:

same title

technical change

new: SCR# _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Paul Stussell</i>	<input checked="" type="checkbox"/>				
<i>Peace</i>	<input checked="" type="checkbox"/>				
CHAIR: <i>Adrian L. Taylor</i>	<input checked="" type="checkbox"/>	CHAIR:			

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal
DHSS	2/3/97		<input checked="" type="checkbox"/>
DPS	2/3/97	<input checked="" type="checkbox"/>	

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

A M E N D M E N T

OFFERED IN THE SENATE

BY SENATOR TAYLOR

TO: SSSB 38

- 1 Page 4, line 25, following "declarant":
- 2 Insert "at the declarant's direction"

STATE OF ALASKA
1997 LEGISLATIVE SESSION

No. 1
Bill Version: SSSB 3R
(S) Publish Date: 2-3-97

Revision Date: _____
Title: Anatomical gifts, living wills and do not resuscitate orders
Sponsor: Taylor
Requestor: Senate HES

Dept. Affected: Health and Social Services
BRU: State Health Services
Component: Community Health/EMS Services
COMPONENT SERIAL NO. 2078
See also (SN#): _____

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	2.0					
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	2.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES ()						
-------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	2.0					
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (please specify)						
TOTAL	2.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY97) cost: \$0.0

ANALYSIS: (Attach a separate page if necessary)

This bill would require that the Division of Public Health contract for a graphic artist, \$2.0, to design the symbols to be used on bracelets, necklaces and ID cards to alert medical attendants of their choices.

Prepared by: Peter M. Nakamura, MD, MPH
Division: Public Health

Phone: (907) 465-3090
Date: 01/29/97

Approved by Commissioner: Karen Perdue, Commissioner
Agency: Department of Health & Social Services

Date: 1/30/97

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FISCAL NOTE

STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO:

No. 2

Bill Version: SSSB 38

(S) Publish Date: 2-3-97

Revision Date: _____
 Title: An Act relating to anatomical gifts, living wills,
 and do not resuscitate orders.
 Sponsor: Senator Taylor
 Requestor: S. Hess

Dept. Affected: Public Safety
 BRU: Motor Vehicles
 Component: Field Services
 COMPONENT SERIAL NO. 0502

EXPENDITURES/REVENUES: (Thousands of Dollars) (inflation not included)

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL EXPENDITURES	0	0	0	0	0	0
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CHANGE IN REVENUES () Revenue Code						
--	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL						

Estimate of current year (FY 97) impact: \$ _____

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary.)

This bill will not fiscally impact the Division of Motor Vehicles

Prepared By: Juanita M. Hensley
 Division: Motor Vehicles

Phone: 465-2650
 Date: 1/24/97

Approved by Commissioner: *Ronald L. Otte*
 Agency: Ronald L. Otte, Dept. of Public Safety

Date: 1/29/97

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Alaska State Legislature

Chairman,
Judiciary Committee

Member,
Resources Committee
Rules Committee
Committee on Committees



State Capitol
Juneau, Alaska 99801-1182
(907) 465-3873
Fax: (907) 465-3922

352 Front Street
Ketchikan, Alaska 99901
(907) 225-8088
Fax: (907) 225-0713

Senator Robin L. Taylor

Sponsor Statement

Senate Bill 38

This legislation modifies existing statute dealing with living wills and would add to that statute a provision by which those who execute living wills can choose to become organ or tissue donors. By adding this provision to the statutory language of a living will, loved ones and health professionals would be fully informed of the wishes of family members and patients.

We live in a technological age in which the need for tissue and organ donation has found a much greater demand than supply. While it is not a legitimate function of government to dictate whether or not a person should become an organ or tissue donor, it is certainly a wise practice for government to facilitate this process.

In addition to adding anatomical gifts to the language of a living will, Senate Bill 38 would also instruct the Division of Motor Vehicles to indicate on drivers' licenses not only the fact that the bearer has elected to become an organ donor, but also that the individual has a living will.

Other than nominal expenses, this legislation should cost little to enforce, but may become invaluable if it increases Alaskans' participation in organ and tissue donation. Certainly any one of us, our families and loved ones, could benefit by an organ or tissue donation made less complicated by this bill.

Sponsor Statement - SB 38

Page Two

Since 1989, 19 Alaskans have received kidney transplants through that facility. Twelve Alaskans have received liver transplants and one state resident received both a kidney and a pancreas.

To understand the need to make organ donation as uncomplicated as possible, I would like to point out that as of January 24, 1997, this one facility had a waitlist of 20 Alaskans in need of kidney transplants, 11 seeking donor livers and one state resident waiting for a donated pancreas.

The Virginia-based United Network for Organ Sharing, the national clearing house for organ transplants, has 68 Alaskans on their waitlist.

Since 1988, the United Network for Organ Sharing documents 207 Alaskans who have received donor organs.

I ask your support for Senate Bill 38.

United Network for Organ Sharing

1

Transplants performed between January 1, 1988 and September 30, 1996

Reported Patient State of Residency: Alaska
By Year and Organ

Year of Transplant	Organ					Total
	Heart	Kidney	Liver	Lung	Pancreas	
1988	3	1	2	1	0	7
1989	3	6	3	0	0	12
1990	3	10	6	0	0	19
1991	4	21	6	1	1	33
1992	3	13	4	0	1	21
1993	5	15	11	2	0	33
1994	1	18	6	1	0	24
1995	6	24	6	2	0	38
1996	2	15	1	2	0	20
Total	30	123	43	9	2	207

Based on UNOS OPTN/Scientific Registry Data as of January 27, 1997
Data subject to change due to future data submission or correction

United Network for Organ Sharing
 Number of Registrations on the Wait List from Reported Residents of Alaska

1

Organ					
Heart	Kidney	Kidney-Pancreas	Liver	Lung	Total
Number of Registrations	Number of Registrations	Number of Registrations	Number of Registrations	Number of Registrations	Number of Registrations
2	51	2	12	1	68

Based on UNOS OPTN/Scientific Registry data as of January 27, 1997
 Data subject to change based on future data submission or correction.

SENATE COMMITTEE REPORT

First Committee of Referral

DATE: 1/24/97

FURTHER: Judiciary

Date of 5-Day Notice: 1/23/97
(in accordance with Uniform Rule 23)

DATE TURNED
IN TO OFFICE: 2/3/97

HESS Committee considered **SPONSOR SUBSTITUTE FOR SENATE BILL NO. 38**

"An Act relating to anatomical gifts, living wills, and do not resuscitate orders."

1 Fwd & φ PR

and recommends:

- be replaced with _____ CS _____ (_____)
- adopt previous _____ CS _____ (_____)
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to the _____ Committee

- Senate Bill:**
- same title
 - new title
- House Bill:**
- same title
 - technical title
 - new: SCR" _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Wendy Ward</i>	<input checked="" type="checkbox"/>	<i>J. J. Eilers</i>	<input checked="" type="checkbox"/>		
<i>Don J. Lemay</i>	<input checked="" type="checkbox"/>				
<i>Lyle Green</i>	<input checked="" type="checkbox"/>				
CHAIR: <i>Tom Uebel</i>	<input checked="" type="checkbox"/>	CHAIR:			

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal
<i>Dept of Health + Social Services</i>	<i>1/30/97</i>		<input checked="" type="checkbox"/>
<i>Dept of Public Safety</i>	<i>1/29/97</i>	<input checked="" type="checkbox"/>	

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

Life Alaska, Inc.

Tissue Procurement Service
P. O. Box 230785
Anchorage, AK 99523
1-907-562-5433 • 1-800-719-5433
Fax 1-907-562-5333



February 17, 1997

The Honorable Robin Taylor
Room 30
State Capitol
Juneau, AK 99801-1182

RE: SB38

Dear Senator Taylor:

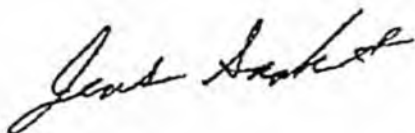
Regarding the amendment to Sec.3. AS 13.50.030 addressing persons or agencies authorized to remove or transplant part of a decedent's body:

- ◆ It is accepted practice in all fifty states for trained non-physician technical staff to procure tissues such as corneas, heart-valves, bone, and skin from non-heartbeating cadavers.
- ◆ While most states do not address the issue, it is universal practice for medically licensed surgeons to perform the more technically complex organ procurement such as kidney, heart, and liver donation.
- ◆ All tissue and organ transplant into living patients must be performed by licensed physicians. Typically, surgery is performed by specially trained transplant surgeons.
- ◆ In Alaska, trained technical staff have performed all tissue donations. Several MDs have assisted in training the local staff.
- ◆ In Alaska, surgeons who fly up from Seattle, Portland, or California perform most organ donation surgery. Occasionally, kidneys are procured by an Alaska surgeon who has received specific training.
- ◆ Life Alaska would welcome the assistance of a physician in Wrangle, Bethel or anywhere else performing donor surgery if we cannot arrive in time, or working with us if they have an interest. This has happened several times already.
- ◆ Organs and tissues are given to the most medically urgent person waiting for a transplant. Potential tissue and organ recipients decide who their transplant surgeon will be.
- ◆ Donation surgery is typically done by whatever tissue or organ bank provides donor coverage for that region. The Tissue or organ bank will send the technician or surgeon on call to perform the donation surgery.

Because the donor technician or surgeon is decided by which transplant agency covers an area, nearly all states have deleted the concept of designating the surgeon or physician (or even agency) to remove a part of a donor's body. Donors are universally allowed to designate a particular recipient if they desire (most don't designate, which allows the tissue or organ to be placed with the most urgent recipient). The amended wording (including "appropriate Alaska organ or tissue bank or") will not have any negative effect.

I hope this is helpful in clarifying current practices. Thank you again for all of your efforts in support of donation, transplantation and the families. Please call me at any time with questions or concerns.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jens Saakvitne".

Jens Saakvitne
Director

Life Alaska, Inc.

Tissue Procurement Service
P. O. Box 230785
Anchorage, AK 99523
1-907-562-5433 - 1-800-719-5433
Fax 1-907-562-5333



February 14, 1997

ATTN: The Honorable Senator Robin Taylor
Chair, Senate Judiciary Committee
Health Education and Social Services

FROM: Fran McNeill
Family Care Coordinator
Life Alaska, Inc.

RE: Senate Bill 38

My name is Fran McNeill. I am employed by Life Alaska, Inc. as the Family Care Coordinator. I am here today in place of my Director, Jens Saakvitne, who had a medical emergency.

Life Alaska, Inc. supports Senate Bill 38. This bill facilitates the communication of an individual's wishes regarding living wills, do not resuscitate orders, and anatomical gifts. It supports individual autonomy and self-determination and respects the individual's right to make this very personal decision. Furthermore, it ensures that people will have an opportunity to make these choices independent of crisis and would encourage them to discuss their decisions with family members. The family burden is eased by knowing what a loved one wants, and families may approach these decisions knowing that they have honored their loved one's request.

Sincerely,

A handwritten signature in cursive script that reads "Fran McNeill".

Fran McNeill
Family Care Coordinator