



SENATE BILL 135: Improve Anatomical Gift Donation Process.

2021-2022 General Assembly

Committee: Senate Rules and Operations of the Senate	Date: March 4, 2021
Introduced by: Sens. Perry, Burgin, Krawiec	Prepared by: Wendy Ray
Analysis of: Second Edition	Staff Attorney

OVERVIEW: *Senate Bill 135 would clarify the law that authorizes the making of anatomical gifts by placing a symbol on a drivers license or identification card by requiring an individual who became a donor in another jurisdiction to consent to placing a symbol on a North Carolina issued drivers license and by providing that the authorizing symbol remains until a donor revokes consent by requesting removal of the symbol.*

[As introduced, this bill was identical to H95, as introduced by Reps. Sasser, Potts, Carney, K. Baker, which is currently in House Rules.]

CURRENT LAW: Current law provides several methods by which a donor can make an anatomical gift to take effect after the donor's death for the purpose of transplantation, therapy, research, or education. One of the methods authorized by G.S. 130A-412.7 is that the donor may authorize a statement or symbol to be printed on the person's drivers license or identification card issued by the Division of Motor Vehicles.

BILL ANALYSIS: Senate Bill 135 would amend G.S. 130A-412.7 to clarify the following two things that are not currently addressed in the law with regard to the method of making an anatomical gift through a drivers license or identification card symbol:

- That a person who has made an anatomical gift in another jurisdiction by this method and applies for a North Carolina license or identification card would have to authorize the symbol on the license or identification card issued here for it to be valid.
- That, once a person has authorized the symbol on a North Carolina license or identification card, it will remain on the license or identification card until the person requests its removal.

This bill would clarify the law but not change current practice of the Division of Motor Vehicles.

EFFECTIVE DATE: The act would become effective October 1, 2021.

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Legislative Analysis
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