

# ENROLLMENT(S)



(5)

COUNCIL OF THE DISTRICT OF COLUMBIA

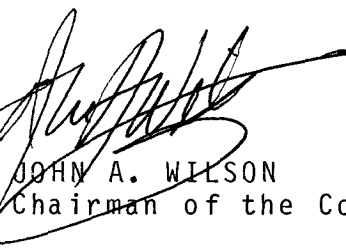
NOTICE

D.C. LAW 9-157

"Tissue Transplantation Distribution  
Amendment Act of 1992".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 9-278 on first and second readings, June 2, 1992, and July 7, 1992, respectively. Following the signature of the Mayor on July 21, 1992, this legislation was assigned Act No. 9-251, published in the July 31, 1992, edition of the D.C. Register, (Vol. 39 page 5686) and transmitted to Congress on July 23, 1992 for a 30-day review, in accordance with Section 602(c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 9-157, effective September 29, 1992.



JOHN A. WILSON  
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

- July 23,24,27,28,29,30,31
- August 3,4,5,6,7,10,11,12
- September 8,9,10,11,14,15,16,17,18,21,22,23,24,25,28

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 21, 1992

To amend the District of Columbia Anatomical Gift Act and the District of Columbia Tissue Bank Act to allow the Chief Medical Examiner or designee to authorize, upon request, the recovery of corneal tissue, aortic heart valves, or pulmonary heart valves to qualified tissue banks authorized by the Mayor for transplantation or medical research purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Tissue Transplantation Distribution Amendment Act of 1992".

Sec. 2. Section 2(b) of the District of Columbia Anatomical Gift Act, approved May 26, 1970 (84 Stat. 266; D.C. Code §2-1502(b)), is amended by adding a new paragraph (5A) to read as follows: Section 2-1502  
"(5A) the Chief Medical Examiner or designee."

Sec. 3. Section 9 of the District of Columbia Tissue Bank Act, approved September 10, 1962 (76 Stat. 536; D.C. Code §2-1605), is amended by adding a new subsection (c) to read as follows: Section 2-1605  
"(c)(1) The Chief Medical Examiner of the District of Columbia may, upon request of a nonprofit organ or tissue recovery organization authorized by the Mayor to make a request, authorize the recovery of the corneal tissue, and the aortic and pulmonary heart valves from any dead human body that is sent to the Medical Examiner's Office for autopsy, provided that:

"(A) The decedent may provide a suitable cornea, aortic heart valve, and or pulmonary heart valve for transplantation or medical research;

"(B) There is no known objection by the next-of-kin;

"(C) An autopsy on the body of the decedent is being performed by the Medical Examiner's Office; and

"(D) The removed tissue will not be needed for subsequent investigation, evidence, or an autopsy, or alter the postmortem facial appearance of the decedent.

"(2) The order of priority for a decedent's "next-of-kin" shall be the following:

"(A) Spouse;

"(B) Adult son or daughter;

"(C) Either parent;

"(D) Adult brother or sister;

"(E) Guardian at the time of death; or

"(F) Any other person authorized or under obligation to dispose of the decedent's body.

"(3) The agency performing the recovery and processing of the heart valves must be a nonprofit American Association of Tissue Banks accredited member. The agency performing the recovery and processing of the corneal tissue must be a nonprofit Eye Bank Association of America accredited member. Any agency recovering or processing tissue removed under this subsection shall comply with the laws and regulations of the District of Columbia and Federal governments relating to human tissue.

"(4) The recovering agency shall reimburse the District of Columbia for any costs incurred by the Medical Examiner's Office in the recovery process.


"(5) It is the recovering agency's responsibility to ensure that all heart valves and corneal tissue recovered from the Medical Examiner's Office under this subsection will be made available first to residents of the District of Columbia.


"(6) Any person who acts in good faith, in accordance with the terms of this subsection, is not liable for damages in any civil action or subject to prosecution in any criminal proceeding for their action."

Sec. 4. Rules.

The Mayor shall, pursuant to title 1 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1203; D.C. Code §1-1501 *et seq.*), issue rules to implement the provisions of this act.

Sec. 5. This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code §1-233(c)(1)), and publication in either the District of Columbia Register, the District of Columbia Statutes-at-Large, or the District of Columbia Municipal Regulations.

  
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Chairman  
Council of the District of Columbia

  
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Mayor  
District of Columbia

APPROVED: July 21, 1992



COUNCIL OF THE DISTRICT OF COLUMBIA

Council Period Nine

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: Bill 9-278

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 6-2-92

VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: - RESULT

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. WILSON					JARVIS					ROLARK				
BRAZIL					LIGHTFOOT					SMITH, JR.				
CRAWFORD					MASON					THOMAS, SR.				
CROPP					NATHANSON									
EVANS					RAY									

X - Indicates Vote A.B. - Absent N.V. - Present, not voting

CERTIFICATION RECORD

*Allyle Jones*  
Secretary to the Council

*July 8, 1992*  
Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 7-7-92

VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: - RESULT

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. WILSON					JARVIS					ROLARK				
BRAZIL					LIGHTFOOT					SMITH, JR.				
CRAWFORD					MASON					THOMAS, SR.				
CROPP					NATHANSON									
EVANS					RAY									

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CERTIFICATION RECORD

*Allyle Jones*  
Secretary to the Council

*July 8, 1992*  
Date

Item on Consent Calendar

ACTION & DATE:

VOICE VOTE:

Recorded vote on request

Absent:

ROLL CALL VOTE: - RESULT

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
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CERTIFICATION RECORD

Secretary to the Council

Date