

108TH CONGRESS  
2D SESSION

# H. R. 3858

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IN THE SENATE OF THE UNITED STATES

OCTOBER 6, 2004

Received

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## AN ACT

To amend the Public Health Service Act to increase the supply of pancreatic islet cells for research, and to provide for better coordination of Federal efforts and information on islet cell transplantation.

1       *Be it enacted by the Senate and House of Representa-*  
2   *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Pancreatic Islet Cell  
3 Transplantation Act of 2004”.

4 **SEC. 2. ORGAN PROCUREMENT ORGANIZATION CERTIFI-**  
5 **CATION.**

6 Section 371 of the Public Health Service Act (42  
7 U.S.C. 273) is amended by adding at the end the fol-  
8 lowing:

9 “(c) Pancreata procured by an organ procurement or-  
10 ganization and used for islet cell transplantation or re-  
11 search shall be counted for purposes of certification or re-  
12 certification under subsection (b).”.

13 **SEC. 3. ANNUAL ASSESSMENT ON PANCREATIC ISLET CELL**  
14 **TRANSPLANTATION.**

15 Section 429 of the Public Health Service Act (42  
16 U.S.C. 285c–3) is amended by adding at the end the fol-  
17 lowing:

18 “(d) In each annual report prepared by the Diabetes  
19 Mellitus Interagency Coordinating Committee pursuant to  
20 subsection (c), the Committee shall include an assessment  
21 of the Federal activities and programs related to pan-  
22 creatic islet cell transplantation. Such assessment shall,  
23 at a minimum, address the following:

24 “(1) The adequacy of Federal funding for tak-  
25 ing advantage of scientific opportunities relating to  
26 pancreatic islet cell transplantation.

1           “(2) Current policies and regulations affecting  
2           the supply of pancreata for islet cell transplantation.

3           “(3) The effect of xenotransplantation on ad-  
4           vancing pancreatic islet cell transplantation.

5           “(4) The effect of United Network for Organ  
6           Sharing policies regarding pancreas retrieval and  
7           islet cell transplantation.

8           “(5) The existing mechanisms to collect and co-  
9           ordinate outcomes data from existing islet cell trans-  
10          plantation trials.

11          “(6) Implementation of multiagency clinical in-  
12          vestigations of pancreatic islet cell transplantation.

13          “(7) Recommendations for such legislation and  
14          administrative actions as the Committee considers  
15          appropriate to increase the supply of pancreata  
16          available for islet cell transplantation.”.

Passed the House of Representatives October 5,  
2004.

Attest:

JEFF TRANDAHL,

*Clerk.*