

108TH CONGRESS  
1ST SESSION

# H. R. 2856

To authorize the Secretary of Health and Human Services to carry out demonstration projects to increase the supply of organs donated for human transplantation.

---

## IN THE HOUSE OF REPRESENTATIVES

JULY 24, 2003

Mr. GREENWOOD (for himself, Mr. FROST, and Mrs. CHRISTENSEN) introduced the following bill; which was referred to the Committee on Energy and Commerce

---

## A BILL

To authorize the Secretary of Health and Human Services to carry out demonstration projects to increase the supply of organs donated for human transplantation.

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

3 **SECTION 1. DEMONSTRATION PROJECTS REGARDING SUP-**  
4 **PLY OF DONATED ORGANS.**

5 (a) IN GENERAL.—The Secretary of Health and  
6 Human Services (in this section referred to as the “Sec-  
7 retary”) shall make grants to public and nonprofit private  
8 entities to establish or operate demonstration projects for

1 the purpose of increasing the supply of organs donated  
2 for human transplantation.

3 (b) CONSULTATIONS.—In carrying out subsection (a)  
4 for each grant, the Secretary shall consult with—

5 (1) experts in human organ allocation and  
6 transplantation, including representatives from the  
7 American Society of Transplant Surgeons and rep-  
8 resentatives from the Organ Procurement and  
9 Transplantation Network;

10 (2) entities with other appropriate expertise, in-  
11 cluding physicians, practitioners in end-of-life psy-  
12 chiatry, teaching hospitals, and nonprofit private or-  
13 ganizations concerned with organ donation;

14 (3) professional medical associations, including  
15 the American Medical Association; and

16 (4) business leaders, religious leaders, and other  
17 community representatives.

18 (c) INCENTIVES.—

19 (1) IN GENERAL.—Subject to compliance with  
20 section 301 of the National Organ Transplant Act,  
21 demonstration projects under subsection (a) may in-  
22 clude projects that facilitate the purpose described in  
23 such subsection by establishing appropriate financial  
24 incentives with respect to the donation of organs, in-  
25 cluding projects to provide for the payment of travel

1 and subsistence expenses incurred by individuals to-  
2 ward making living donations of their organs.

3 (2) LIFE INSURANCE; ANNUITIES.—Demonstra-  
4 tion projects providing financial incentives pursuant  
5 to paragraph (1) shall include one or more projects  
6 to provide payments for the purchase of life insur-  
7 ance policies or annuities, payable to a donor's des-  
8 ignee. Such projects shall be carried out by the Sec-  
9 retary acting through the Director of the Centers for  
10 Medicare & Medicaid Services, after consultation  
11 with the Director of the Office of Personnel Manage-  
12 ment and officials in such Office who carry out life  
13 insurance programs regarding Federal employees.  
14 Such projects shall—

15 (A) include actuarial safety standards con-  
16 sistent with insurance industry standards to en-  
17 sure that the costs of the projects to taxpayers  
18 are minimal; and

19 (B) be designed to operate independently  
20 of the Secretary after receiving payments under  
21 this section for the initial costs of the projects.

22 (d) EVALUATIONS.—The Secretary shall (directly or  
23 through grants or contracts) provide for the evaluation of  
24 demonstration projects under subsection (a) in order to  
25 determine the extent to which the projects have been effec-

1 tive in carrying out the purpose described in such sub-  
2 section.

3 (e) REPORT.—Not later than December 1, 2007, the  
4 Secretary shall submit to the Congress a report that de-  
5 scribes the activities carried out by the Secretary under  
6 this section, contains summaries of the evaluations under  
7 subsection (d), provides the findings of the Secretary re-  
8 garding effective means of carrying out the purpose de-  
9 scribed in subsection (a), and provides the recommenda-  
10 tions of the Secretary regarding the provision of further  
11 appropriations to carry out this section.

12 (f) FUNDING.—

13 (1) AUTHORIZATION OF APPROPRIATIONS.—For  
14 the purpose of carrying out this section, there is au-  
15 thorized to be appropriated \$25,000,000 for each of  
16 the fiscal years 2004 through 2008.

17 (2) ALLOCATION.—Of the amounts appro-  
18 priated under paragraph (1) for a fiscal year, the  
19 Secretary shall reserve not more than five percent  
20 for evaluations under subsection (d).

○