

110TH CONGRESS  
2D SESSION

# S. 3503

To amend the Public Health Service Act to authorize increased Federal funding for the Organ Procurement and Transplantation Network.

---

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 17, 2008

Mr. DORGAN introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

---

## A BILL

To amend the Public Health Service Act to authorize increased Federal funding for the Organ Procurement and Transplantation Network.

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. SHORT TITLE.**

4       This Act may be cited as the “Organ Transplant Au-  
5       thorization Act of 2008”.

6       **SEC. 2. FINDINGS.**

7       Congress makes the following findings:

8               (1) The National Organ Transplant Act of  
9       1984 amended the Public Health Service Act to re-  
10      quire the Secretary of Health and Human Services

1 to provide for, by contract with a private nonprofit  
2 entity, the establishment and operation of an Organ  
3 Procurement and Transplantation Network.

4 (2) The Organ Procurement and Transplan-  
5 tation Network represents a unique public-private  
6 organization that requires each party to contribute  
7 a certain amount of funding to the network's oper-  
8 ation.

9 (3) The National Organ Transplant Act of  
10 1984 provided a statutory annual authorization of  
11 \$2,000,000 for such purpose with remaining costs to  
12 be paid by the private sector contractor.

13 (4) In 1984, the annual total operating cost of  
14 the Organ Procurement and Transplantation Net-  
15 work was \$5,000,000, but in 2007 such annual cost  
16 exceeded \$27,000,000.

17 (5) The original authorization amount for the  
18 Organ Procurement and Transplantation Network  
19 has never been increased since the enactment of the  
20 National Organ Transplant Act of 1984, resulting in  
21 a greatly increased cost burden on the private sector  
22 contractor.

23 (6) Much of the increased costs of operation of  
24 the Organ Procurement and Transplantation Net-  
25 work have resulted from additional duties and re-

1        responsibilities assigned to the private sector con-  
2        tractor by Federal regulations and Secretarial direc-  
3        tives.

4    **SEC. 3. INCREASED FUNDING FOR THE ORGAN PROCURE-**  
5                    **MENT AND TRANSPLANTATION NETWORK.**

6        Section 372(a) of the Public Health Service Act (42  
7    U.S.C. 274(a)) is amended by striking “\$2,000,000” and  
8    inserting “\$7,000,000”.

○