

116TH CONGRESS
1ST SESSION

S. 2063

To amend title XI of the Social Security Act with respect to organ
procurement organizations.

IN THE SENATE OF THE UNITED STATES

JULY 9, 2019

Mr. YOUNG introduced the following bill; which was read twice and referred
to the Committee on Finance

A BILL

To amend title XI of the Social Security Act with respect
to organ procurement organizations.

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 Procurement
5 Optimization Act of 2019”.

6 **SEC. 2. ORGAN PROCUREMENT ORGANIZATIONS.**

7 (a) IN GENERAL.—Section 1138(b) of the Social Se-
8 curity Act (42 U.S.C. 1320b–8(b)) is amended—

9 (1) in paragraph (1), by striking subparagraph

10 (C) and inserting the following:

1 “(C) relies on a standardized performance met-
 2 ric or metrics that are objective, verifiable, and not
 3 subject to interpretation by organ procurement orga-
 4 nizations;”; and

5 (2) by adding at the end the following:

6 “(3) Not later than 1 year after the date of enact-
 7 ment of the Organ Procurement Optimization Act of
 8 2019, the Secretary shall publish in the Federal Register
 9 a final rule to establish the metric or metrics described
 10 in paragraph (1)(C).”.

11 (b) CONFORMING AMENDMENTS.—Section
 12 371(b)(1)(D)(ii) of the Public Health Service Act (42
 13 U.S.C. 273(b)(1)(D)(ii)) is amended—

14 (1) in the matter preceding subclause (I), by
 15 striking “2002” and inserting “2021”; and

16 (2) by striking subclause (II) and inserting the
 17 following:

18 “(II) rely on the standardized per-
 19 formance metric or metrics established
 20 under section 1838(b)(1)(C);”.

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