

Public Law 110–144
110th Congress

An Act

To amend the National Organ Transplant Act to provide that criminal penalties do not apply to human organ paired donation, and for other purposes.

Dec. 21, 2007

[H.R. 710]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Charlie W. Norwood Living Organ Donation Act”.

Charlie W.
Norwood Living
Organ Donation
Act.
42 USC 201 note.

SEC. 2. AMENDMENTS TO THE NATIONAL ORGAN TRANSPLANT ACT.

Section 301 of the National Organ Transplant Act (42 U.S.C. 274e) is amended—

(1) in subsection (a), by adding at the end the following: “The preceding sentence does not apply with respect to human organ paired donation.”; and

(2) in subsection (c), by adding at the end the following:

“(4) The term ‘human organ paired donation’ means the donation and receipt of human organs under the following circumstances:

“(A) An individual (referred to in this paragraph as the ‘first donor’) desires to make a living donation of a human organ specifically to a particular patient (referred to in this paragraph as the ‘first patient’), but such donor is biologically incompatible as a donor for such patient.

“(B) A second individual (referred to in this paragraph as the ‘second donor’) desires to make a living donation of a human organ specifically to a second particular patient (referred to in this paragraph as the ‘second patient’), but such donor is biologically incompatible as a donor for such patient.

“(C) Subject to subparagraph (D), the first donor is biologically compatible as a donor of a human organ for the second patient, and the second donor is biologically compatible as a donor of a human organ for the first patient.

“(D) If there is any additional donor-patient pair as described in subparagraph (A) or (B), each donor in the group of donor-patient pairs is biologically compatible as a donor of a human organ for a patient in such group.

“(E) All donors and patients in the group of donor-patient pairs (whether 2 pairs or more than 2 pairs) enter into a single agreement to donate and receive such human organs, respectively, according to such biological compatibility in the group.

“(F) Other than as described in subparagraph (E), no valuable consideration is knowingly acquired, received, or otherwise transferred with respect to the human organs referred to in such subparagraph.”.

42 USC 273b.

SEC. 3. REPORT.

Not later than 1 year after the date of enactment of this Act, and annually thereafter, the Secretary of Health and Human Services shall submit to the appropriate committees of Congress a report that details the progress made towards understanding the long-term health effects of living organ donation.

42 USC 274e
note.**SEC. 4. NO IMPACT ON SOCIAL SECURITY TRUST FUND.**

Nothing in this Act (or an amendment made by this Act) shall be construed to alter or amend the Social Security Act (42 U.S.C. 301 et seq.) (or any regulation promulgated under that Act).

Approved December 21, 2007.

LEGISLATIVE HISTORY—H.R. 710 (S. 487):**CONGRESSIONAL RECORD**, Vol. 153 (2007):

Mar. 6, 7, considered and passed House.

July 9, considered and passed Senate, amended.

Dec. 4, House concurred in Senate amendment with amendments pursuant to H. Res. 837.

Dec. 6, Senate concurred in House amendments.