

ACT No. 98

2018 Regular Session

HOUSE BILL NO. 577

BY REPRESENTATIVES LEGER, BAGLEY, CHANEY, HENSGENS, HORTON,
JACKSON, LEBAS, RICHARD, STAGNI, AND STOKES

AN ACT

To enact R.S. 40:41(L), relative to vital records disclosure; to provide for the disclosure of certain vital records to organ procurement organizations; to provide for the form of request by the organ procurement organizations; to provide for the duties of the state registrar in disclosure of records; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:41(L) is hereby enacted to read as follows:

§41. Disclosure of records

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L.(1) Upon written request, the state registrar shall issue a certified copy of a death certificate to a representative of an organ procurement organization designated for the state of Louisiana by the United States Department of Health and Human Services, which presents a document of a gift as defined in R.S. 17:2351 for the sole purpose of documenting donor eligibility in accord with the United States Food and Drug Administration regulations and industry standards.

(2) The written request of the organ procurement organization shall be transmitted by telefax, electronic delivery, or by United States mail.

(3) The written request shall contain all of the following:

(a) The organization's name and citation to the United States Department of Health and Human Services website or correspondence evidencing its designation as an organ procurement organization for the state.

(b) The donor's name.

(c) The donor's date of birth.

(d) The donor's date of death.

(e) The requestor's name.

(f) The requestor's telephone number.

(g) The requestor's date of request.

(h) A request that the certified copy be transmitted by telefax, electronic delivery, or by United States mail.

(4) The information required by Paragraph (2) of this Subsection, together with the documentation of a donor's anatomical gift, shall constitute sufficient proof for the release of the death certificate.

(5) If the organization's requested form of transmittal is by telefax or electronic delivery, the death certificate shall be accompanied by the state registrar's verification that the death certificate is a duplicate of the original, the date the copy of the death certificate was issued by the state registrar's representative, along with his signature and title.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____