

COUNCIL OF THE DISTRICT OF COLUMBIA

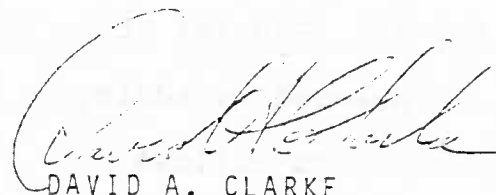
NOTICE

D.C. LAW 6-194

"D.C. Anatomical Gift Amendments Act of 1986".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 6-467 on first and second readings, November 18, 1986 and December 16, 1986, respectively. Following the signature of the Mayor on January 3, 1987, this legislation was assigned Act No. 6-252, published in the January 23, 1987, edition of the D.C. Register, (Vol. 34 page 479) and transmitted to Congress on January 13, 1987 for a 30-day review, in accordance with Section 602 (c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 6-194, effective February 28, 1987.



DAVID A. CLARKE  
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

January 13,14,15,16,20,21,22,23,26,27,28,29,30

February 2,3,4,5,6,9,10,11,17,18,19,20,23,24,25,26,27

DATE FEB 28 1987

AN ACT

D.C. ACT 6 - 252

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JAN 08 1987

To amend the District of Columbia Anatomical Gift Act by requiring that, as of January 1, 1988, hospitals and hospices request authorized family members to consent to an anatomical gift on behalf of patients who die without having executed a gift by will or uniform donor card; and to amend the District of Columbia Traffic Act by requiring that uniform donor cards be incorporated into all driver's licenses issued or renewed on or after January 1, 1988.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,  
That this act may be cited as the "District of Columbia Anatomical Gift Amendments Act of 1986".

Sec. 2. The District of Columbia Anatomical Gift Act, approved May 26, 1970 (84 Stat. 266; D.C. Code, sec. 2-1501 et seq.), is amended by adding at the end the following new sections to read as follows:

"Sec. 10. Duties of hospitals and hospices.

"(a) As of January 1, 1988, whenever a patient of a hospital or hospice dies, is determined to be a suitable candidate for organ or tissue donation, and has not made an anatomical gift by will or uniform donor card, a representative of the hospital or hospice shall, in

New, D.C. Code,  
sec. 2-1509  
(1987 supp.)

accordance with section 2(b) and (c), request a person authorized by section 2(b) to consent to an anatomical gift of all or part of the decedent's body.

"(b) The request required by subsection (a) of this section shall be made only if a nonprofit organ or tissue bank or retrieval organization has notified the hospital or hospice that a donation can be properly obtained and used in a manner consistent with accepted medical standards.

"(c) Upon the discovery of a properly executed uniform donor card or the receipt of a consent under subsection (a) of this section, a hospital or hospice shall immediately notify a nonprofit organ or tissue bank or retrieval organization and shall cooperate in procuring the anatomical gift.

"Sec. 11. Certificate requirement.

New, D.C. Code,  
sec. 2-1510  
(1987 supp.)

"(a) Whenever a request for consent is made pursuant to section 10, the hospital or hospice representative making the request shall complete a certificate of request for an anatomical gift on a form to be supplied by the Mayor. The certificate shall include the following:

"(1) A statement indicating that a request for an anatomical gift was made;

"(2) The name and affiliation of the person making the request;

"(3) An indication of whether consent was granted

and, if so, what organs and tissues were donated; and

"(4) The name of the person granting or refusing the request, and his or her relationship to the decedent.

"(b) A copy of the certificate described in subsection (a) of this section shall be included in the decedent's medical record.

"Sec. 12. Rules.

New, D.C. Code,  
sec. 2-1511  
(1987 supp.)

"The Mayor shall, no later than August 1, 1987, and pursuant to title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1203; D.C. Code, sec. 1-1501 et seq.), issue all rules necessary to carry out the purposes of sections 10 and 11 of this Act. These rules shall at a minimum include:

"(1) Standards for the training and qualification of those hospital and hospice representatives who have been designated to make consent requests pursuant to section 10;

"(2) Procedures to be used when making consent requests under section 10; and

"(3) Procedures to facilitate effective coordination among hospitals, hospices, other health-care facilities and agencies, organ and tissue banks, and retrieval organizations."

Sec. 3. Section 7(b) of the District of Columbia Traffic Act, 1925, approved March 3, 1925 (43 Stat. 1122; D.C. Code, sec. 40-301(b)), is amended by adding the

D.C. Code, sec.  
40-301 (1987  
supp.)

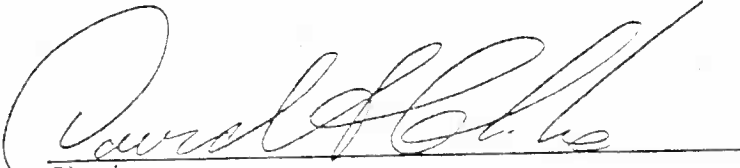
following at the end:

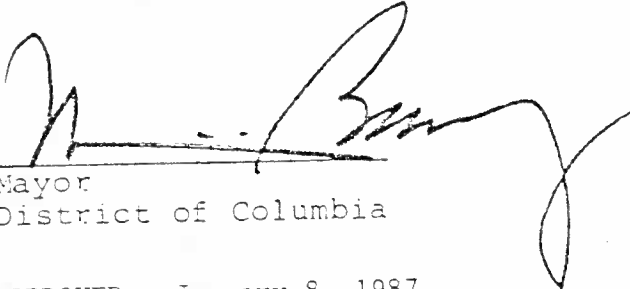
"Each operator's permit issued or renewed on or after January 1, 1988, shall contain, as part of the permit, a uniform donor card as described in section 4(b) of the District of Columbia Anatomical Gift Act, approved May 26, 1970 (84 Stat. 267; D.C. Code, sec. 2-1504(b)).".

Sec. 4. Section 2.209(d) of title 32 of the Rules and D.C.M.R. Regulations of the District of Columbia, effective June 20, 1975 (D.C. Law 1-8; 18 DCMR 108.1 et seq.), is repealed as of January 1, 1988.

Sec. 5. This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act,

approved December 24, 1973 (87 Stat. 813; D.C. Code, sec.  
1-233(c)(1)).

  
Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia

APPROVED: January 8, 1987



**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**Council Period Six — Second Session**

**RECORD OF OFFICIAL COUNCIL VOTE**

DOCKET NO: B6-467

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 11-18-86

VOICE VOTE: Unanimous

Recorded vote on request

Absent: Wilson

ROLL CALL VOTE: — RESULT \_\_\_\_\_

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					MASON					SPAULDING				
SMITH, JR.					RAY					WILSON				
CRAWFORD					ROLARK					WINTER				
JARVIS					SCHWARTZ									
KANE					SHACKLETON									

X — Indicates Vote      A.B. — Absent      N.V. — Present, not voting

CERTIFICATION RECORD

*Russell Spitzer*  
 Secretary to the Council

12/22/86  
 Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 12-16-86

VOICE VOTE: Unanimous

Recorded vote on request

Absent: all present

ROLL CALL VOTE: — RESULT \_\_\_\_\_

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					MASON					SPAULDING				
SMITH, JR.					RAY					WILSON				
CRAWFORD					ROLARK					WINTER				
JARVIS					SCHWARTZ									
KANE					SHACKLETON									

X — Indicates Vote      A.B. — Absent      N.V. — Present, not voting

CERTIFICATION RECORD

*Russell Spitzer*  
 Secretary to the Council

12/22/86  
 Date

Item on Consent Calendar

ACTION & DATE: \_\_\_\_\_

VOICE VOTE: \_\_\_\_\_

Recorded vote on request

Absent: \_\_\_\_\_

ROLL CALL VOTE: — RESULT \_\_\_\_\_

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					MASON					SPAULDING				
SMITH, JR.					RAY					WILSON				
CRAWFORD					ROLARK					WINTER				
JARVIS					SCHWARTZ									
KANE					SHACKLETON									

X — Indicates Vote      A.B. — Absent      N.V. — Present, not voting

CERTIFICATION RECORD

Secretary to the Council

Date