



Sen. Patricia Van Pelt

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LRB102 03894 RJF 24705 a

1 AMENDMENT TO SENATE BILL 363

2 AMENDMENT NO. _____. Amend Senate Bill 363 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Secretary of State Act is amended by
5 adding Section 35 as follows:

6 (15 ILCS 305/35 new)

7 Sec. 35. Task Force on Best Practices and Licensing of
8 Non-Transplant Organ Donation Organizations.

9 (a) The General Assembly finds and declares that:

10 (1) Non-transplant organ donation organizations that
11 accept or process whole body donations or body parts not
12 for transplantation owe a duty of transparency and
13 safekeeping to the donor and his or her next of kin.
14 Medical and scientific research is critical to a continued
15 understanding of the human body, disease, and training the
16 next generation of medical professionals, funeral home

1 directors, coroners, and mortuary students. Non-transplant
2 organ donation organizations do not include organizations
3 that receive body parts for the purposes of
4 transplantation.

5 (2) Recently, non-transplant organizations that
6 receive or process whole body donation or body part
7 donation not for transplantation purposes, have misused or
8 mishandled donor bodies and body parts.

9 (3) Neither State nor federal law adequately regulates
10 this industry.

11 (b) As used in this Section, "Task Force" means the Task
12 Force on Best Practices and Licensing of Non-Transplant Organ
13 Donation Organizations.

14 (c) There is created a Task Force on Best Practices and
15 Licensing of Non-Transplant Organ Donation Organizations to
16 review and report on national standards for best practices in
17 relation to the licensing and regulation of organizations that
18 solicit or accept non-transplantation whole bodies and body
19 parts, including licensing standards, State regulation,
20 identification of bodies and body parts, and sanctions. The
21 goal of the Task Force is to research the industry,
22 investigate State and local standards, and provide
23 recommendations to the General Assembly and Office of the
24 Governor.

25 (d) The Task Force's report shall include, but not be
26 limited to, standards for organizations that accept whole body

1 and body part donation, the application process for licensure,
2 best practices regarding consent, the identification,
3 labeling, handling and return of bodies and body parts to
4 ensure proper end-use and return to the next of kin, and best
5 practices for ensuring donors and next of kin are treated with
6 transparency and dignity. The report shall also evaluate and
7 make a recommendation as to the area of State government most
8 appropriate for licensing organizations and regulation of the
9 industry. The report shall also make a recommendation on
10 legislation to enact the findings of the Task Force.

11 (e) The Task Force shall meet no less than 5 times between
12 the effective date of this amendatory Act of the 102nd General
13 Assembly and December 31, 2021. The Task Force shall prepare a
14 report that summarizes its work and makes recommendations
15 resulting from its review. The Task Force shall submit the
16 report of its findings and recommendations to the Governor and
17 General Assembly no later than January 15, 2022.

18 (f) The Task Force shall consist of the following 8
19 members:

20 (1) the Secretary of State or his or her designee;

21 (2) one member appointed by the Secretary of State
22 from the Department of Organ Donor of the Office of the
23 Secretary of State;

24 (3) one member appointed by the President of the
25 Senate;

26 (4) one member appointed by the Minority Leader of the

1 Senate;

2 (5) one member appointed by the Speaker of the House
3 of Representatives;

4 (6) one member appointed by the Minority Leader of the
5 House of Representatives;

6 (7) one member appointed by the Director of Public
7 Health; and

8 (8) one member from a University or Mortuary School
9 that has experience in receiving whole body donations,
10 appointed by the Governor.

11 (g) The Secretary of State shall designate which member
12 shall serve as chairperson and facilitate the Task Force. The
13 members of the Task Force shall be appointed no later than 90
14 days after the effective date of this amendatory Act of the
15 102nd General Assembly. Vacancies in the membership of the
16 Task Force shall be filled in the same manner as the original
17 appointment. The members of the Task Force shall not receive
18 compensation for serving as members of the Task Force.

19 (h) The Office of the Secretary of State shall provide the
20 Task Force with administrative and other support.

21 (i) This Section is repealed on July 1, 2022.

22 Section 99. Effective date. This Act takes effect upon
23 becoming law."