

By Senator Rouson

19-00809-22

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1 A bill to be entitled  
 2 An act relating to procurement activities of for-  
 3 profit eye banks; amending ss. 765.542 and 873.01,  
 4 F.S.; prohibiting for-profit eye banks from procuring  
 5 certain human organs and tissue for specified  
 6 purposes; providing exceptions; providing an effective  
 7 date.

8  
 9 Be It Enacted by the Legislature of the State of Florida:

10  
 11 Section 1. Present subsection (4) of section 765.542,  
 12 Florida Statutes, is redesignated as subsection (5), and a new  
 13 subsection (4) is added to that section, to read:

14 765.542 Requirements to engage in organ, tissue, or eye  
 15 procurement.—

16 (4) A for-profit eye bank may not directly or indirectly  
 17 engage in the procurement of any eye, cornea, eye tissue, or  
 18 corneal tissue for use in live-cell corneal transplantation.  
 19 This subsection does not apply to a hospital or an ambulatory  
 20 surgical center licensed under chapter 395 or to a district  
 21 medical examiner appointed under chapter 406.

22 Section 2. Present subsections (3) and (4) of section  
 23 873.01, Florida Statutes, are redesignated as subsections (4)  
 24 and (5), respectively, a new subsection (3) is added to that  
 25 section, and subsections (1) and (2) of that section are  
 26 amended, to read:

27 873.01 Purchase or sale of human organs and tissue  
 28 prohibited.—

29 (1) A ~~No~~ person may not ~~shall~~ knowingly offer to purchase

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30 or sell, or purchase, sell, or otherwise transfer, any human  
31 organ or tissue for valuable consideration.

32 (2) ~~A No~~ for-profit corporation or any employee thereof may  
33 not shall transfer or arrange for the transfer of any human body  
34 part for valuable consideration.

35 (3) A for-profit eye bank, as defined in s. 765.511, may  
36 not directly or indirectly engage in the procurement, as defined  
37 in s. 765.511, of any eye, cornea, eye tissue, or corneal tissue  
38 for use in live-cell corneal transplantation. This subsection  
39 does not apply to a hospital or an ambulatory surgical center  
40 licensed under chapter 395 or to a district medical examiner  
41 appointed under chapter 406.

42 Section 3. This act shall take effect July 1, 2022.