

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE BILL 1400
Committee Substitute Favorable 5/4/07

Short Title: Tissue Bank Referrals/Funeral Directors.

(Public)

Sponsors:

Referred to:

April 12, 2007

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE TAKING OR RECOVERY OF HUMAN TISSUE AT A
FUNERAL ESTABLISHMENT BY ANY PERSON, WITH CERTAIN
EXCEPTIONS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 90-210.25 is amended by adding the following new
subsection to read:

"(e1) The taking or recovery of human tissue at a funeral establishment by any
person is prohibited, except that this prohibition does not apply to:

- (1) A licensee under this Article that performs embalming or otherwise
prepares a dead human body in the ordinary course of business, and
- (2) The Chief Medical Examiner or anyone acting under the Chief
Medical Examiner's authority.

No funeral establishment or person licensed under this Article shall permit the taking
or recovery of human tissue from a dead human body in its custody or control for
human transplantation purposes or for research purposes. No funeral establishment or
any of its licensees, agents, or employees shall accept, solicit, or offer to accept any
payment, gratuity, commission, or compensation of any kind for referring potential
tissue donors to a tissue bank or tissue broker or to an eye bank or eye broker. For
purposes of this subsection, the term "tissue" includes an eye."

SECTION 2. This act is effective when it becomes law and applies to deaths
occurring on and after that date.