AN ACT

Amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in express anatomical gifts, further providing for use of driver's license or identification card to indicate organ or tissue donation.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 8619(a) of Title 20 of the Pennsylvania Consolidated Statutes is amended to read:

§ 8619. Use of driver's license or identification card to indicate organ or tissue donation.

(a) General rule.--[Beginning as soon as practicable, but no later than January 1, 1995, or one year following the effective date of this section, whichever is later, the] The Department of Transportation shall [redesign] modify the driver's license and identification card application system to [process requests for information regarding consent of the individual to organ or tissue donation.] advise all individuals that at the time of applying for or renewing a driver's license or identification card, the individual shall be deemed to have consented to

...
anatomical donation of his or her organs and tissue upon
determination of the individual's legal death, unless the
individual expressly elects not to be an organ and tissue donor.
The following instruction and question shall be asked:

Do you wish to have the organ donor designation printed
on your driver's license?

Only an affirmative response of an individual
provided on both the application for a driver's license or
identification card and on the organ donor designation at a
photo center:

Pennsylvania strongly supports organ and tissue donation
because of its life-saving and life-enhancing
opportunities. You are automatically deemed to have
consented to being an organ and tissue donor and this
designation will appear on your driver's license or
identification card. If you do not want to be considered
an organ and tissue donor, you must elect to not be
included on the organ donor registry by inserting your
initials on the line below.

At this time, I do not wish to be included on the
organ donor registry.

Unless an individual responds that the individual does not want
to be considered a possible organ donor, the words "organ donor"
shall be noted on the front of the driver's license or
identification card [and shall clearly indicate the individual's
intent to donate his organs or tissue]. A notation on an
individual's driver's license or identification card that he
intends to donate his organs or tissue is deemed sufficient to
satisfy all requirements for consent to organ or tissue
donation.
Section 2. This act shall take effect in 60 days.