

## AN ACT

1 Amending Title 61 (Prisons and Parole) of the Pennsylvania  
2 Consolidated Statutes, in preliminary provisions, further  
3 providing for definitions; and, in miscellaneous provisions,  
4 providing for voluntary posthumous organ donation by inmates.

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

7 Section 1. Section 102 of Title 61 of the Pennsylvania  
8 Consolidated Statutes is amended by adding a definition to read:

9 § 102. Definitions.

10 The following words and phrases when used in this title shall  
11 have the meanings given to them in this section unless the  
12 context clearly indicates otherwise:

13 "Anatomical gift." A donation of all or part of a human body  
14 to take effect after the donor's death for the purpose of  
15 transplantation, therapy, research or education.

16 \* \* \*

17 Section 2. Title 61 is amended by adding a section to read:  
18 § 5907. Organ donation by inmates.

1 (a) Information to be provided.--Upon intake, the department  
2 shall make available to each inmate a document of gift form  
3 which will allow the inmate to indicate the inmate's desire to  
4 make an anatomical gift if the inmate dies while in the custody  
5 of the department.

6 (b) Recordkeeping.--If an inmate indicates a desire to make  
7 an anatomical gift, the department shall maintain a record of  
8 the inmate's document of gift form.

9 (c) Release of information.--In the event that an inmate  
10 dies while in the custody of the department, the department  
11 shall release the inmate's document of gift form.

12 (d) Policy.--The department shall establish policy and may  
13 promulgate regulations necessary to carry out the provisions of  
14 this section.

15 (e) Construction.--Nothing in this section shall be  
16 construed to authorize the reduction of an inmate's term of  
17 imprisonment on the basis of the inmate indicating a desire to  
18 make an anatomical gift.

19 Section 3. This act shall take effect in 60 days.