

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1123 by Representative Gallot

1 AMENDMENT NO. 1

2 On page 1, line 2, after "R.S." and before "17:2351" insert "9:111(A), and R.S."

3 AMENDMENT NO. 2

4 On page 1, between lines 17 and 18 insert the following:

5 "Section 1. R.S. 9:111(A) is hereby amended and reenacted to read as follows:

6 §111. Definition of death

7 A. A person will be considered dead if in the announced opinion of a  
8 physician, duly licensed in the state of Louisiana based on ordinary standards of  
9 approved medical practice, the person has experienced an irreversible cessation of  
10 spontaneous respiratory and circulatory functions. In the event that artificial means  
11 of support preclude a determination that these functions have ceased, a person will  
12 be considered dead if in the announced opinion of a physician, duly licensed in the  
13 state of Louisiana based upon ordinary standards of approved medical practice, the  
14 person has experienced an irreversible total cessation of brain function. Death will  
15 have occurred at the time when the relevant functions ceased. In any case when  
16 organs are to be used in a transplant, then an additional physician, duly licensed in  
17 the state of Louisiana not a member of the transplant team, must make the  
18 pronouncement of death unless a hospital has adopted a written policy allowing that  
19 a single physician, duly licensed in the state of Louisiana, not a member of the  
20 transplant team, may make the pronouncement of death. In all cases in which a  
21 hospital written policy provides that a single physician makes the pronouncement of  
22 death, such policy shall also require an opinion by a second physician, not a member  
23 of the transplant team, as to the candidacy of the person for the process of organ  
24 donation.

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26 AMENDMENT NO. 3

27 On page 1, at the beginning of line 18, change "Section 1." to "Section 2."

28 AMENDMENT NO. 4

29 On page 11, line 23, after "make" and before "an" delete ", revoke, or refuse"

30 AMENDMENT NO. 5

31 On page 12, line 1, change "B." to "~~B~~."

32 AMENDMENT NO. 6

33 On page 12, line 8, after "~~donor~~:" delete the remainder of the line

34 AMENDMENT NO. 7

35 On page 12, delete lines 9 through 14 in their entirety

36 AMENDMENT NO. 8

37 On page 12, at the beginning of line 15, change "C." to "~~C~~. B."

1 AMENDMENT NO. 9

2 On page 12, at the beginning of line 28, change "D." to "~~D.~~ C."

3 AMENDMENT NO. 10

4 On page 13, at the beginning of line 11, change "E." to "~~E.~~ D."

5 AMENDMENT NO. 11

6 On page 18, between lines 16 and 17 insert the following:

7 "D. A person authorized to make an anatomical gift pursuant to R.S. 17:2352  
8 or this Section may make an anatomical gift by any of the following:

9 (1) Verbally, by telephone, provided that the conversation is recorded and  
10 a record of such conversation is maintained.

11 (2) Verbally when expressed or given before two witnesses.

12 (3) Verbally, by telephone, provided that the conversation is witnessed."

13 AMENDMENT NO. 12

14 On page 23, line 3, after "to be" and before "near" delete "dead or"

15 AMENDMENT NO. 13

16 On page 28, at the beginning of line 1, change "Section 2." to "Section 3."

17 AMENDMENT NO. 14

18 On page 28, at the beginning of line 3, change "Section 3." to "Section 4."