



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

**2003 Senate Bill 336**

**Senate Amendment 1**

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Senate Bill 336 relates to creating the option to make an anatomical gift as part of a living will.

Senate Amendment 1 makes the following changes to the bill:

- Specifies that a person may, in a living will document, specify the person's wishes with respect to making an anatomical gift upon the person's death. Current law is unclear in this regard.
- Permits a donor of an anatomical gift to name a specific donee, but provides that if that person is not able to be a transplant recipient, then the organs, tissues, or eyes are donated to anyone for whom the anatomical gift is suitable.
- Permits a donor of an anatomical gift to provide that if donated organs, tissues, or eyes are unsuitable for transplantation, any or all of the donor's organs, tissues, or eyes may be donated to a recovery agency for research and education.
- Repeals a provision in the current uniform anatomical gift act that allows a document of gift to designate a particular physician to carry out the appropriate procedures.
- Amends a provision in the current uniform anatomical gift act to provide that if a donee is not designated, or, if designated, the donee is unable to accept the anatomical gift, anyone for whom the anatomical gift is suitable may accept the gift.
- Amends the living will document to allow the person to identify specific organs, tissues, or eyes that may be donated, and provides a list of such organs, tissues, and eyes.
- Deletes references to the term "body parts" in current law, and adds a reference to "tissues and eyes" after each reference to organs in the bill, to make this reference more accurate.

**Legislative History**

On January 30, 2004, the Senate Committee on Health, Children, Families, Aging, and Long-Term Care introduced and recommended adoption of Senate Amendment 1 by a vote of Ayes, 9; Noes, 0; and recommended passage of the bill, as amended, by a vote of Ayes, 8; Noes, 1.

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