

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

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HOUSE DRH80262-LN-238A (3/21)

Short Title: Tissue Bank Referrals/Funeral Directors. (Public)

Sponsors: Representatives Holloway and Faison (Primary Sponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT FUNERAL ESTABLISHMENTS MAY NOT PERMIT THE RECOVERY OF HUMAN TISSUE FROM A DEAD HUMAN BODY WITHOUT PRIOR AUTHORIZATION OF THE DECEASED OR PERMISSION OF THE DECEASED INDIVIDUAL'S FAMILY AND MAY NOT COLLECT A FEE FOR REFERRING POTENTIAL TISSUE DONORS TO A TISSUE BANK.

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) A funeral establishment may permit recovery of human tissue from a dead human body in its custody and control only if authorized by a writing executed by the deceased prior to death and in effect at the time of death, or, if no writing exists, by an immediate family member of the deceased. No funeral establishment may charge or collect a fee from a tissue bank or tissue broker for referring potential tissue donors to the tissue bank or tissue broker or for permitting recovery as authorized under this section."

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