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H.B. 21
134th General Assembly

Final Analysis

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Version: As Passed by the General Assembly

Primary Sponsor: Rep. Koehler

Effective date: October 1, 2022

Margaret E. Marcy, Attorney

SUMMARY

Organ Donor Registry

- Allows a person to become an organ donor when the person registers (or renews registration of) a motor vehicle.
- Requires the Registrar of Motor Vehicles and any deputy registrar to ask a person applying for or renewing a registration if the person wishes to be an organ donor.
- Requires the Registrar to add a person who certifies a willingness to be an organ donor at the time of motor vehicle registration to the organ donor registry developed and maintained by the Bureau of Motor Vehicles.
- Prohibits the Registrar or a deputy registrar from asking a person to be an organ donor if the person is already listed on the donor registry.

Second Chance Trust Fund

\$2 donation

- Increases from \$1 to \$2 the amount the Registrar and each deputy registrar must request as a voluntary contribution for the Second Chance Trust Fund during specified transactions.

“Donate Life” license plate

- Increases the annual contribution for the “Donate Life” license plate from \$5 to \$15.

DETAILED ANALYSIS

Organ Donor Registry

Background

Under continuing law, the Bureau of Motor Vehicles maintains a donor registry that identifies individuals who have agreed to make an anatomical gift (to be an organ donor). Among other opportunities, an individual can agree to be an organ donor while applying for or renewing a driver's license, commercial driver's license, or state identification card (ID). If an individual agrees and fills out the standard form to be an organ donor at one of those times, the Registrar of Motor Vehicles adds the person to the registry. The Registrar then places an organ donor symbol on the person's license or ID. The information in the registry is available to organ procurement organizations, tissue banks, and eye banks at all times.¹

Motor vehicle registration

The act also requires the Registrar and deputy registrars to ask a person if the person wishes to be an organ donor at the time of motor vehicle registration and renewal. If the person agrees to do so and completes the standard form, the person is added to the registry.

Other Registry provisions

The act prohibits the Registrar or a deputy registrar from asking a person already included in the registry whether the person wishes to be an organ donor. Additionally, it authorizes the Registrar to formulate rules that establish the manner in which a request to be an organ donor is included in an application for a motor vehicle registration, driver's license, or ID (e.g. directly on the application or through links that redirect the applicant to a separate application specific to the registry). The Registrar must formulate the rules in conjunction with the Director of Health and the Second Chance Trust Fund Advisory Committee.²

Second Chance Trust Fund

\$2 donation

The act increases from \$1 to \$2 the amount the Registrar and deputy registrars must request as a voluntary contribution for the Second Chance Trust Fund during driver's license, motorcycle operator's endorsement, commercial driver's license, ID, or duplicate license or card issuance or renewal. The Second Chance Trust Fund consists, in part, of these voluntary contributions. The Director of Health must use the fund for certain educational and development programs related to organ, tissue, and eye donation.³

¹ R.C. 2108.05 and 2108.23.

² R.C. 2108.05(A)(2), 2108.23(A) and (C)(1)(f), and 4503.10(A)(8).

³ R.C. 2108.34 and 4501.028; R.C. 4506.081, 4507.231, and 4507.501, repealed.

“Donate Life” license plate

The act increases the annual contribution required to obtain and renew the “Donate Life” license plate from \$5 to \$15. The Registrar must continue to direct all collected contributions to the Second Chance Trust Fund.⁴

HISTORY

Action	Date
Introduced	02-03-21
Reported, H. Transportation & Public Safety	03-10-21
Passed House (96-1)	03-17-21
Reported, S. Transportation	09-22-21
Passed Senate (32-0)	09-28-21
House concurred in Senate amendments (92-1)	09-29-21

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⁴ R.C. 4503.721.