

## **BILL ANALYSIS**

Senate Research Center

S.B. 1419  
By: Janek  
Health & Human Services  
8/25/2003  
Enrolled

### **DIGEST AND PURPOSE**

The Anatomical Board of the State of Texas (board) lacks provisions for the receipt of anatomical specimens. In addition, current law provides a parallel way for anatomical material to be donated to certain persons and entities. S.B. 1419 authorizes the board to accept anatomical specimens and gives the board authority over bodies or specimens donated directly to schools.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 691.001, Health and Safety Code, to define “anatomical specimen.”

SECTION 2. Amends Subsection (c), Section 691.007, Health and Safety Code, to require the Anatomical Board of the State of Texas (board) to keep identification records of each body donated to the board and of each body or anatomical specimen distributed by the board.

SECTION 3. Amends Subsection (a), Section 691.008, Health and Safety Code, to make a conforming change.

SECTION 4. Amends the heading to Subchapter B, Chapter 691, Health and Safety Code, to read as follows:

#### **SUBCHAPTER B. DONATION AND DISTRIBUTION OF BODIES AND ANATOMICAL SPECIMENS**

SECTION 5. Amends Section 691.022, Health and Safety Code, to make conforming changes. Deletes existing text related to distributing bodies to persons.

SECTION 6. Amends Subsection (a), Section 691.028, Health and Safety Code, to make conforming and nonsubstantive changes.

SECTION 7. Amends Section 691.030, Health and Safety Code, as follows:

Sec. 691.030. New heading: BOARD’S AUTHORITY TO DISTRIBUTE BODIES AND ANATOMICAL SPECIMENS. (a) Requires the board or the board’s representative to distribute bodies donated to it and authorizes the board or the board’s representative to redistribute bodies donated to medical or dental schools or other donees authorized by the board, rather than received under this chapter, to certain schools, colleges, and persons.

(b) Requires the board, in making the distribution, to give priority to certain schools.

(c) Makes a conforming change. Deletes existing Subsections (d), related to a

doctor receiving a body directly, and (e), related to distribution of bodies to the State Board of Morticians.

(d) Redesignates existing Subsection (f) as (d). Authorizes the board to transport a body or anatomical specimen to an authorized recipient in another state if the board determines that the supply of bodies or anatomical specimens in this state exceeds the need for bodies or anatomical specimens in this state and if other conditions apply. Deletes existing text related to another state shipping excess bodies to this state when the board determines there is a shortage.

SECTION 8. Amends Section 691.031, Health and Safety Code, as follows:

(a)-(d) Make conforming changes.

(e) Makes a conforming change. Deletes existing text relating to a receipt for the body.

SECTION 9. Amends Section 691.032, Health and Safety Code, to make conforming changes.

SECTION 10. Amends Section 691.033, Health and Safety Code, as follows:

Sec. 691.033. New heading: USE OF BODIES AND ANATOMICAL SPECIMENS. (a) and (b) Make conforming changes.

SECTION 11. Amends Section 691.034, Health and Safety Code, as follows:

Sec. 691.034. New heading: REGULATION OF PERSONS AND INSTITUTIONS USING BODIES AND ANATOMICAL SPECIMENS. (a)-(d) Make conforming changes.

SECTION 12. Amends Section 692.005, Health and Safety Code, as follows:

(a) Created from existing text. Authorizes certain persons to be donees of gifts of bodies or of parts of bodies. Deletes text related to donees used only for medical or dental education, research, or the advancement of medical or dental science. Deletes existing text related to donees' bodies or body parts used in an accredited medical, chiropractic, or dental school, college, or university, to be used for education, research, therapy, or the advancement of medical or dental science. Redesignates existing Subdivisions (5), (6), and (7) as (4), (5), and (6).

(b) Requires the board to be the donee of gifts of bodies or parts of bodies made for education or research, which are subject to distribution by the board under Chapter 691.

SECTION 13. Effective date: September 1, 2003.