

119TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To amend the Public Health Service Act to eliminate consideration of the income of organ recipients in providing reimbursement of expenses to donating individuals, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

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Mr. LUJÁN (for himself and Mr. BOOZMAN) introduced the following bill; which was read twice and referred to the Committee on

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**A BILL**

To amend the Public Health Service Act to eliminate consideration of the income of organ recipients in providing reimbursement of expenses to donating individuals, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Honor Our Living Do-  
5 nors Act”.

1 **SEC. 2. NO CONSIDERATION OF INCOME OF ORGAN RECIPI-**  
2 **ENT.**

3 Section 377 of the Public Health Service Act  
4 (42U.S.C. 274f) is amended—

5 (1) by redesignating subsections (e) through (f)  
6 as subsections (d) through (g), respectively;

7 (2) by inserting after subsection (b) the fol-  
8 lowing:

9 “(c) NO CONSIDERATION OF INCOME OF ORGAN RE-  
10 CIPIENT.—The recipient of a grant under this section, in  
11 providing reimbursement to a donating individual through  
12 such grant, shall not give any consideration to the income  
13 of the organ recipient.”; and

14 (3) in subsection (f), as so redesignated—

15 (A) in paragraph (1), by striking “sub-  
16 section (e)(1)” and inserting “subsection  
17 (d)(1)”; and

18 (B) in paragraph (2), by striking “sub-  
19 section (e)(2)” and inserting “subsection  
20 (d)(2)”

21 **SEC. 3. REMOVAL OF EXPECTATION OF PAYMENTS BY**  
22 **ORGAN RECIPIENTS.**

23 Section 377(e) of the Public Health Service Act  
24 (4224 U.S.C. 274f(e)), as redesignated by section 2(1),  
25 is amended—

1           (1) in paragraph (1), by adding “or” at the  
2           end;

3           (2) in paragraph (2), by striking “; or” and in-  
4           serting a period; and

5           (3) by striking paragraph (3).

6 **SEC. 4. ANNUAL REPORT.**

7           Section 377 of the Public Health Service Act (42  
8 U.S.C. 274f), as amended by sections 2 and 3, is amended  
9 by adding at the end the following:

10          “(h) ANNUAL REPORT.—Not later than December 31  
11 of each year, the Secretary shall—

12           “(1) prepare, submit to Congress, and make  
13           public a report on whether grants under this section  
14           provided adequate funding during the preceding fis-  
15           cal year to reimburse all donating individuals par-  
16           ticipating in the grant program under this section  
17           for all qualifying expenses; and

18           “(2) include in each such report—

19           “(A) the estimated number of all donating  
20           individuals participating in the grant program  
21           under this section who did not receive reim-  
22           bursement for all qualifying expenses during  
23           the preceding fiscal year; and

24           “(B) the total amount of funding that is  
25           estimated to be necessary to fully reimburse do-

1 nating individuals participating in the grant  
2 program under this section for all qualifying ex-  
3 penses.”.