

103^D CONGRESS
2^D SESSION

S. 2495

To establish a congressional commemorative medal for organ and tissue donors and their families.

IN THE SENATE OF THE UNITED STATES

OCTOBER 3 (legislative day, SEPTEMBER 12), 1994

Mr. MURKOWSKI (for himself, Mr. BOND, Mr. CHAFEE, Mr. COCHRAN, Mr. COVERDELL, Mr. CRAIG, Mr. D'AMATO, Mr. DECONCINI, Mr. DORGAN, Mr. DURENBURGER, Mr. FEINGOLD, Mr. GORTON, Mr. INOUE, Mr. HATCH, Mr. HELMS, Mr. JEFFORDS, Mr. KOHL, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEVIN, Mr. LUGAR, Mr. MACK, Mr. MCCAIN, Ms. MOSLEY-BRAUN, Mr. ROBB, Mr. ROCKEFELLER, Mr. SHELBY, Mr. SIMON, Mr. SPECTER, Mr. STEVENS, Mr. THURMOND, and Mr. WOFFORD) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To establish a congressional commemorative medal for organ and tissue donors and their families.

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 “Gift of Life Congres-
5 sional Medal Act of 1994”.

1 **SEC. 2. CONGRESSIONAL MEDAL.**

2 The Secretary of the Treasury shall design and strike
3 a bronze medal with suitable emblems, devices, and in-
4 scriptions, to be determined by the Secretary of the Treas-
5 ury, to commemorate organ and tissue donors and their
6 families.

7 **SEC. 3. ELIGIBILITY REQUIREMENTS.**

8 (a) **IN GENERAL.**—Any organ donor, tissue donor, or
9 the family of any organ or tissue donor, shall be eligible
10 for a medal described in section 2.

11 (b) **DOCUMENTATION.**—The Secretary of Health and
12 Human Services shall—

13 (1) establish an application procedure requiring
14 an individual, their family, or an organ or tissue
15 procurement agency acting on behalf of an individ-
16 ual or their family, to submit to the Secretary docu-
17 mentation supporting the eligibility of that individ-
18 ual or their family for receipt of a medal described
19 in section 2; and

20 (2) determine, through the documentation pro-
21 vided, and, if necessary, independent investigation,
22 whether the individual or family is eligible to receive
23 a medal described in section 2.

24 **SEC. 4. PRESENTATION.**

25 (a) **DELIVERY TO THE SECRETARY OF HEALTH AND**
26 **HUMAN SERVICES.**—The Secretary of the Treasury shall

1 deliver medals struck pursuant to this Act to the Secretary
2 of Health and Human Services.

3 (b) DELIVERY TO ELIGIBLE RECIPIENTS.—The Sec-
4 retary of Health and Human Services shall arrange for
5 the presentation, through a qualified organ procurement
6 organization, as described in section 371(b)(1) of the Pub-
7 lic Health Service Act (42 U.S.C. 273(b)(1)), of medals
8 struck pursuant to this Act to individuals or families that,
9 in accordance with section 3, the Secretary has determined
10 are eligible to receive medals under this Act.

11 (c) LIMITATION.—

12 (1) IN GENERAL.—Except as provided in para-
13 graph (2), only 1 medal may be presented to a fam-
14 ily under subsection (b).

15 (2) EXCEPTION.—In the case of a family in
16 which more than 1 member is an organ or tissue
17 donor, the Secretary of Health and Human Services
18 may present 1 medal to each such organ or tissue
19 donor.

20 **SEC. 5. DUPLICATE MEDALS.**

21 (a) IN GENERAL.—The Secretary of the Treasury
22 may strike and sell duplicates of the medal described in
23 section 2 to any recipient of a medal under section 4(b),
24 under such regulations as the Secretary of the Treasury
25 may issue.

1 (b) LIMITATION.—The sale price of a duplicate medal
2 shall be sufficient to cover the cost of such duplicates.

3 **SEC. 6. NATIONAL MEDALS.**

4 The medals struck pursuant to this Act are national
5 medals for purposes of section 5111 of title 31, United
6 States Code.

7 **SEC. 7. GENERAL WAIVER OF PROCUREMENT REGULA-**
8 **TIONS.**

9 (a) IN GENERAL.—Except as provided in subsection
10 (b), no provision of law governing procurement or public
11 contracts shall be applicable to the procurement of goods
12 or services necessary for carrying out the provisions of this
13 Act.

14 (b) EQUAL EMPLOYMENT OPPORTUNITY.—Sub-
15 section (a) shall not relieve any person entering into a con-
16 tract under the authority of this Act from complying with
17 any law relating to equal employment opportunity.

18 **SEC. 8. SOLICITATION OF DONATIONS.**

19 (a) IN GENERAL.—The Secretary of the Treasury
20 may enter into an agreement with the Organ Procurement
21 and Transplantation Network established under section
22 372 of the Public Health Service Act (42 U.S.C. 274) to
23 solicit donated funds to offset expenditures relating to the
24 issuance of medals authorized under this Act.

25 (b) PAYMENT OF FUNDS.—

1 (1) IN GENERAL.—Except as provided in para-
2 graph (2), all funds received by the Organ Procure-
3 ment and Transplantation Network under subsection
4 (a) shall be promptly paid by the Organ Procure-
5 ment and Transplantation Network to the Secretary
6 of the Treasury.

7 (2) LIMITATION.—Not more than 5 percent of
8 any funds received under subsection (a) shall be
9 used to pay administrative costs incurred by the
10 Organ Procurement and Transplantation Network
11 as a result of an agreement established under this
12 section.

13 (c) NUMISMATIC PUBLIC ENTERPRISE FUND.—Not-
14 withstanding any other provision of law—

15 (1) all amounts received by the Secretary of the
16 Treasury under subsection (b)(1) shall be deposited
17 in the Numismatic Public Enterprise Fund, as de-
18 scribed in section 5134 of title 31, United States
19 Code; and

20 (2) the Secretary of the Treasury shall charge
21 such fund with all expenditures relating to the issu-
22 ance of medals authorized under this Act.

23 (d) NO NET COST TO THE GOVERNMENT.—The Sec-
24 retary of the Treasury shall take all actions necessary to

1 ensure that the issuance of medals authorized under sec-
2 tion 2 results in no net cost to the Government.

3 **SEC. 9. ORGAN AND TISSUE DEFINED.**

4 For purposes of this Act—

5 (1) the term “organ” means the human kidney,
6 liver, heart, lung, pancreas, and any other human
7 organ (other than corneas and eyes) specified by
8 regulation of the Secretary of Health and Human
9 Services; and

10 (2) the term “tissue” means human tissues, in-
11 cluding corneas, eyes, bone marrow, tendons, veins,
12 skin, and heart-valves.

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