

SENATE BILL No. 291

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-35.

Synopsis: Anatomical gift inquiries. Requires a state agency, during a transaction that involves the disclosure of certain personal information, to ask an individual if the individual would like to register as the donor of an anatomical gift. Requires a state agency to offer a state employee an opportunity to register as a donor of an anatomical gift: (1) during the state employee's onboarding process; and (2) on an annual basis, during the state agency's employee benefits enrollment period.

Effective: July 1, 2025.

Doriot, Johnson T

January 13, 2025, read first time and referred to Committee on Health and Provider Services.



First Regular Session of the 124th General Assembly (2025)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2024 Regular Session of the General Assembly.

SENATE BILL No. 291

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 5-35 IS ADDED TO THE INDIANA CODE AS A
2 **NEW** ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1,
3 2025]:
4 **ARTICLE 35. ANATOMICAL GIFT INQUIRIES**
5 **Chapter 1. Definitions**
6 **Sec. 1. As used in this article, "anatomical gift" has the meaning**
7 **set forth in IC 29-2-16.1-1(3).**
8 **Sec. 2. As used in this article, "donor registry" means the**
9 **Donate Life Indiana Registry maintained by the Indiana Donation**
10 **Alliance Foundation.**
11 **Sec. 3. As used in this article, "public transaction" means an**
12 **interaction between a state agency and an individual in which the**
13 **state agency requires the collection of, at a minimum, the following**
14 **personal information of the individual:**
15 (1) **First name.**
16 (2) **Last name.**
17 (3) **Date of birth.**



1 (4) Gender.

2 (5) Residential address.

3 (6) Either of the following:

4 (A) The individual's Indiana driver's license number.

5 (B) The last four (4) digits of the individual's Social
6 Security number.

7 Sec. 4. As used in this article, "state agency" means an agency,
8 board, commission, department, bureau, or any other entity of the
9 administrative, executive, or judicial branch of Indiana state
10 government that conducts public transactions.

11 Sec. 5. As used in this article, "state employee" means an
12 employee of a state agency.

13 **Chapter 2. Anatomical Gift Inquiry During Public Transactions**

14 Sec. 1. (a) During a public transaction, a state agency must ask
15 an individual if the individual desires to register to become a donor
16 of an anatomical gift.

17 (b) If an individual responds in the affirmative to the question
18 posed in subsection (a), the state agency must process the
19 individual's registration in the donor registry not later than the
20 end of the next business day.

21 (c) If an individual responds in the negative to the question
22 posed in subsection (a), the state agency may not alter, update, or
23 make any changes to the individual's existing anatomical gift donor
24 registration status.

25 Sec. 2. A state agency must incorporate the anatomical gift
26 inquiry in section 1(a) of this chapter into its standard public
27 transaction processes by using existing forms, electronic systems,
28 verbal questioning, or other transaction methods, including kiosks,
29 online portals, and in-person interactions, as applicable.

30 Sec. 3. (a) Not later than December 31, 2025, a state agency must
31 submit an implementation plan for the anatomical gift inquiry in
32 section 1(a) of this chapter to the donor registry.

33 (b) Not later than December 31, 2027, a state agency must
34 implement the plan required under subsection (a).

35 **Chapter 3. Anatomical Gift Inquiry for State Employees**

36 Sec. 1. (a) Beginning July 1, 2025, a state agency must provide
37 a state employee the opportunity to register to become a donor of
38 an anatomical gift:

39 (1) during the state employee's onboarding process; and

40 (2) on an annual basis, during the state agency's employee
41 benefits enrollment period.

42 (b) If a state employee elects to register under subsection (a), the



1 **state agency must process the state employee's registration in the**
2 **donor registry not later than the end of the next business day.**

