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H.B. 21*
134th General Assembly

Bill Analysis

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Version: As Reported by Senate Transportation

Primary Sponsor: Rep. Koehler

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SUMMARY

Organ Donor Registry

- Authorizes a person to make an anatomical gift (be an organ donor) by specifying during either a motor vehicle registration application or renewal that the person wishes to be a donor.
- Requires the Registrar and any deputy registrar to ask a person applying for or renewing a motor vehicle registration whether the person wishes to certify a willingness to be an organ donor, unless the person has certified that willingness previously.
- 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 donor registry developed and maintained by the Bureau of Motor Vehicles.

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.

* This analysis was prepared before the report of the Senate Transportation Committee appeared in the Senate Journal. Note that the legislative history may be incomplete.

Effective date

- Makes the bill's provisions effective October 1, 2022.

DETAILED ANALYSIS

Organ Donor Registry

Background

Under current law, the Bureau of Motor Vehicles must develop and maintain 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 form to be an organ donor at one of those times, the Registrar of Motor Vehicles adds the person to the registry and 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 bill requires the Registrar and any deputy registrar, in addition to the times under current law, to ask a person at the time of motor vehicle registration and renewal if the person wishes to be an organ donor. If the person agrees to do so and completes the standard form, the person is added to the registry. The bill specifies that the Registrar and deputy registrars should not ask a person already included in the registry whether that person wishes to be an organ donor. The Registrar, through the adoption of rules, may determine the manner in which the request is included in the applications for motor vehicle registration, a driver's license, and an ID (e.g. directly on the application or through links that redirect the applicant to a separate application specific to the registry).²

Second Chance Trust Fund

\$2 donation

The bill 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. 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. The Registrar and each deputy registrar must request the contribution for the fund at the following times:

- When a person applies for or renews a driver's license, motorcycle operator's endorsement, or duplicate;

¹ R.C. 2108.05 and 2108.23.

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

- When a person applies for or renews an identification card or duplicate; and
- When a person applies for or renews a commercial driver’s license, restricted commercial driver’s license, or duplicate.³

“Donate Life” license plate

The bill 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

Effective date

The bill specifies that its provisions are effective on October 1, 2022.

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	---

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

⁴ R.C. 4503.721.