

Union Calendar No. 111

118TH CONGRESS
1ST SESSION

H. R. 2544

[Report No. 118–140]

To improve the Organ Procurement and Transplantation Network, and for
other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 10, 2023

Mr. BUCSHON (for himself and Ms. KELLY of Illinois) introduced the following
bill; which was referred to the Committee on Energy and Commerce

JULY 11, 2023

Additional sponsors: Mr. CURTIS, Ms. KUSTER, Mr. BOST, Mr. COSTA, Mr.
DAVIS of North Carolina, Mrs. LESKO, Ms. LEE of Nevada, Mr.
KHANNA, and Mr. DESJARLAIS

JULY 11, 2023

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

A BILL

To improve the Organ Procurement and Transplantation
Network, 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 “Securing the U.S.
 5 Organ Procurement and Transplantation Network Act”.

6 **SEC. 2. ORGAN PROCUREMENT AND TRANSPLANTATION**
 7 **NETWORK.**

8 Section 372 of the Public Health Service Act (42
 9 U.S.C. 274) is amended—

10 (1) in subsection (a)—

11 (A) by striking “The Secretary shall by
 12 contract” and inserting “IN GENERAL—The
 13 Secretary shall”;

14 (B) by striking “establishment and” and
 15 inserting “continued”; and

16 (C) by striking the second and third sen-
 17 tences and inserting “The Secretary may award
 18 grants, contracts, or cooperative agreements, as
 19 the Secretary determines appropriate, for pur-
 20 poses of carrying out this section.”; and

21 (2) in subsection (b), by striking “(b)(1) The
 22 Organ Procurement” and all that follows through
 23 the end of subparagraph (A) of paragraph (1) and
 24 inserting the following:

25 “(b) COMPOSITION.—

1 “(1) IN GENERAL.—The Organ Procurement
2 and Transplantation Network shall—

3 “(A) be operated through awards to public
4 or private entities made by the Secretary that
5 are distinct from the awards made to support
6 the organization tasked with supporting the
7 board of directors described in subparagraph
8 (B); and”.

9 **SEC. 3. TECHNICAL AMENDMENTS.**

10 Title III of the Public Health Service Act is amend-
11 ed—

12 (1) in section 371(b)(1)(H)(i)(III) (42 U.S.C.
13 273(b)(1)(H)(i)(III)), by striking
14 “histocompatibility” and inserting
15 “histocompatibility”;

16 (2) in section 374(c)(2) (42 U.S.C. 274b(c)(2)),
17 by striking “section 371 or 373” each place it ap-
18 pears and inserting “section 371, 372, or 373”;

19 (3) in section 375 (42 U.S.C. 274c)—

20 (A) by striking the comma at the end of
21 each of paragraphs (1) and (2) and inserting a
22 semicolon;

23 (B) in paragraph (3), by striking “trans-
24 plants, and” and inserting “transplants; and”;
25 and

1 (C) in paragraph (4), by redesignating
2 clauses (i) and (ii) as subparagraphs (A) and
3 (B), respectively; and
4 (4) in section 376 (42 U.S.C. 274d)—

5 (A) by striking “February 10 of 1991 and
6 of each second year thereafter” and inserting
7 “2 years after the date of enactment of the Se-
8 curing the U.S. Organ Procurement and Trans-
9 plantation Network Act and every second year
10 thereafter”; and

11 (B) by striking “Committee on Labor and
12 Human Resources of the Senate.” and inserting
13 “Committee on Health, Education, Labor, and
14 Pensions of the Senate,”.

15 **SEC. 4. GAO REVIEW.**

16 Not later than 2 years after the date of enactment
17 of this Act, the Comptroller General of the United States
18 shall—

19 (1) to the extent data are available, conduct a
20 review of the historical financing of the Organ Pro-
21 curement and Transplantation Network described in
22 section 372 of the Public Health Service Act (42
23 U.S.C. 274), including the utilization of registration
24 fees among entities that have previously been award-
25 ed contracts under such section 372; and

1 (2) submit to the Committee on Health, Edu-
2 cation, Labor, and Pensions and the Committee on
3 Finance of the Senate and the Committee on Energy
4 and Commerce of the House of Representatives a re-
5 port on the review under paragraph (1), including
6 related recommendations, as applicable.

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