

SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based only on the provisions contained in the legislation as of the latest date listed below.)

BILL: SB 2398

SPONSOR: Senator Childers

SUBJECT: Organ Transplant Advisory Council

DATE: April 13, 1999 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Munroe	Wilson	HC	Favorable
2.				
3.				
4.				
5.				

I. Summary:

Senate Bill 2398 increases the membership of the Organ Transplant Advisory Council in the Agency for Health Care Administration from eight to twelve members and increases the term of the chairperson from 1 year to 2 years.

This bill amends section 381.0602, Florida Statutes.

II. Present Situation:

Section 381.0602, F.S., provides for the eight-member Organ Transplant Advisory Council within the Agency for Health Care Administration (AHCA) to represent the interests of the public and the clients of the Department of Health or AHCA with regard to organ transplantation. The responsibilities of the council are to recommend to AHCA indications for adult and pediatric organ transplants. The council must formulate guidelines and standards for organ transplants and for the development of End Stage Organ Disease and Tissue/Organ Transplant programs. Any recommendations, guidelines, and standards developed by the council are applicable only to those health programs funded through AHCA.

The members of the Organ Transplant Advisory Council must be licensed medical or osteopathic physicians and an employee of AHCA may not be appointed as a member of the council. The Director of AHCA must appoint members of the council to serve a term of 2 years. The Director of AHCA must fill each vacancy on the council for the balance of the unexpired term and must give priority consideration to the appointment of an individual whose primary interest, experience, or expertise includes dealing with clients of AHCA and the Department of Health. If the Director of AHCA fails to make an appointment to the council within 120 days after a vacancy occurs on the council, the vacancy must be filled by the majority vote of the council.

Members of the Organ Transplant Advisory Council must elect a chairperson. The term of the council's chairperson must be for 1 year, and an individual may not serve as chairperson for more

than two consecutive terms. The council must meet at least annually or upon the call of the chairperson or the Director of AHCA. Members of the council may not receive any compensation, but may be reimbursed for per diem and travel expenses by AHCA while engaged in the performance of their duties.

III. Effect of Proposed Changes:

This bill amends section 381.0602, Florida Statutes, to increase the membership of the Organ Transplant Advisory Council from eight to twelve members and increases the term of the chairperson from 1 year to 2 years.

The bill will take effect July 1, 1999.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

The provisions of this bill have no impact on municipalities and the counties under the requirements of Article VII, Section 18 of the Florida Constitution.

B. Public Records/Open Meetings Issues:

The provisions of this bill have no impact on public records or open meetings issues under the requirements of Article I, Subsections 24(a) and (b) of the Florida Constitution.

C. Trust Funds Restrictions:

The provisions of this bill have no impact on the trust fund restrictions under the requirements of Article III, Subsection 19(f) of the Florida Constitution.

V. Economic Impact and Fiscal Note:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The Agency for Health Care Administration will incur additional per diem and travel expenses as a result of the bill's increase in the number of members of the Organ Transplant Advisory Council from eight to twelve members. The Agency for Health Care Administration estimates a recurring fiscal impact for fiscal year 1999-2000 and fiscal year 2000-2001 of \$3,536 per year. The Agency for Health Care Administration indicated that the additional

expenses would be covered with half from the General Revenue Fund and half from the Agency for Health Care Administration's Administrative Trust Fund.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Amendments:

None.

This Senate staff analysis does not reflect the intent or official position of the bill's sponsor or the Florida Senate.
