

[First Reprint]

ASSEMBLY RESOLUTION No. 212

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED JANUARY 11, 2021

Sponsored by:

Assemblyman HERB CONAWAY, JR.

District 7 (Burlington)

Assemblyman DANIEL R. BENSON

District 14 (Mercer and Middlesex)

Assemblyman STERLEY S. STANLEY

District 18 (Middlesex)

Co-Sponsored by:

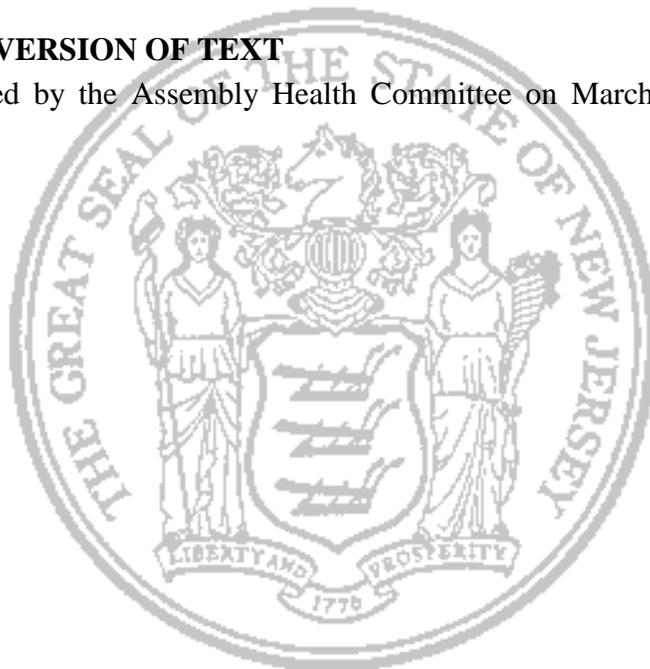
Assemblywoman Vainieri Huttle

SYNOPSIS

Supporting NJ Sharing Network and opposing new federal rules on organ procurement organizations.

CURRENT VERSION OF TEXT

As reported by the Assembly Health Committee on March 8, 2021, with amendments.



(Sponsorship Updated As Of: 3/25/2021)

1 AN ASSEMBLY RESOLUTION supporting the NJ Sharing Network
2 and opposing the new federal rules on organ procurement
3 organizations.

4
5 WHEREAS, The organ procurement organizations serving New
6 Jersey have seen record levels of success in increasing organ
7 donor registration and recoveries and, as a result, have saved the
8 lives of 15,372 citizens over the past 32 years; and

9 WHEREAS, Even amidst the COVID-19 pandemic, New Jersey
10 procurement organizations and transplant hospitals have
11 continued their successful partnership to save lives through
12 transplants, with levels of transplants equaling numbers from
13 preceding years; and

14 WHEREAS, The donation rate achieved by the NJ Sharing Network,
15 New Jersey's largest organ procurement organization, has
16 increased at a rate of 35 percent over the past five years; and

17 WHEREAS, The NJ Sharing Network has demonstrated particular
18 success in its outreach to minority and disadvantaged persons in
19 New Jersey; and

20 WHEREAS, Despite these record gains, the Trump administration
21 ¹**[has]**¹ implemented a new performance review process for organ
22 procurement organizations under 42 C.F.R. Part 486, which
23 threatens to shut down as many as half of the organ procurement
24 organizations in the country in the next five years, with no plans for
25 an alternate infrastructure to save the lives of nearly 4,000 New
26 Jersey citizens awaiting life-saving organs; and

27 WHEREAS, The data upon which the Trump Administration ¹**[is**
28 purporting to base] based¹ its actions ¹**[are]** were¹ not only
29 inaccurate and biased but prohibited from such use by a federal
30 contract executed between the Department of Health and the
31 National Center for Health Statistics, which restricts the use of
32 state-provided death certificate data to only medical and health
33 research; and

34 WHEREAS, It is in the best interest of this State and health of its
35 citizens to oppose the enforcement of 42 C.F.R. Part 486, which
36 threatens to significantly reduce the number of organ procurement
37 organizations based on inaccurate and invalid data; now, therefore,
38

39 **BE IT RESOLVED** by the General Assembly of the State of New
40 Jersey:

41
42 1. This House condemns the enforcement of any regulation
43 purporting to assess any organ procurement organization's
44 performance based upon standards derived from inaccurate and
45 invalid data.

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly AHE committee amendments adopted March 8, 2021.

AR212 [1R] CONAWAY, BENSON

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1 2. This House further urges the State of New Jersey to enforce
2 its contract with the National Center for Health Statistics, which
3 restricts the use of state-provided death certificate data to only
4 medical and health research and specifically prohibits its use in
5 regulation and legislation such as that contained in 42 C.F.R. Part
6 486.

7
8 3. Copies of this resolution, as filed with the Secretary of State,
9 shall be transmitted by the Clerk of the General Assembly to the
10 President of the United States, the United States Secretary of Health
11 and Human Services, and the Governor.