

118TH CONGRESS  
1ST SESSION

# H. R. 2544

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

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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

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## 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)—

1           (A) by striking “The Secretary shall by  
2 contract” and inserting “IN GENERAL—The  
3 Secretary shall”;

4           (B) by striking “establishment and” and  
5 inserting “continued”; and

6           (C) by striking the second and third sen-  
7 tences and inserting “The Secretary may award  
8 grants, contracts, or cooperative agreements, as  
9 the Secretary determines appropriate, for pur-  
10 poses of carrying out this section.”; and

11          (2) in subsection (b), by striking “(b)(1) The  
12 Organ Procurement” and all that follows through  
13 the end of subparagraph (A) of paragraph (1) and  
14 inserting the following:

15          “(b) COMPOSITION.—

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

18                         “(A) be operated through awards to public  
19 or private entities made by the Secretary that  
20 are distinct from the awards made to support  
21 the organization tasked with supporting the  
22 board of directors described in subparagraph  
23 (B); and”.

1 **SEC. 3. TECHNICAL AMENDMENTS.**

2 Title III of the Public Health Service Act is amend-  
3 ed—

4 (1) in section 371(b)(1)(H)(i)(III) (42 U.S.C.  
5 273(b)(1)(H)(i)(III)), by striking  
6 “histocompatability” and inserting  
7 “histocompatibility”;

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

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

12 (A) by striking the comma at the end of  
13 each of paragraphs (1) and (2) and inserting a  
14 semicolon;

15 (B) in paragraph (3), by striking “trans-  
16 plants, and” and inserting “transplants; and”;  
17 and

18 (C) in paragraph (4), by redesignating  
19 clauses (i) and (ii) as subparagraphs (A) and  
20 (B), respectively; and

21 (4) in section 376 (42 U.S.C. 274d)—

22 (A) by striking “February 10 of 1991 and  
23 of each second year thereafter” and inserting  
24 “2 years after the date of enactment of the Se-  
25 curing the U.S. Organ Procurement and Trans-

1           plantation Network Act and every second year  
2           thereafter”; and

3                   (B) by striking “Committee on Labor and  
4           Human Resources of the Senate.” and inserting  
5           “Committee on Health, Education, Labor, and  
6           Pensions of the Senate,”.

7 **SEC. 4. GAO REVIEW.**

8           Not later than 2 years after the date of enactment  
9 of this Act, the Comptroller General of the United States  
10 shall—

11                   (1) to the extent data are available, conduct a  
12           review of the historical financing of the Organ Pro-  
13           curement and Transplantation Network described in  
14           section 372 of the Public Health Service Act (42  
15           U.S.C. 274), including the utilization of registration  
16           fees among entities that have previously been award-  
17           ed contracts under such section 372; and

18                   (2) submit to the Committee on Health, Edu-  
19           cation, Labor, and Pensions and the Committee on  
20           Finance of the Senate and the Committee on Energy  
21           and Commerce of the House of Representatives a re-  
22           port on the review under paragraph (1), including  
23           related recommendations, as applicable.

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