

114TH CONGRESS  
2D SESSION

# H. R. 5734

To amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to provide for an operation on a live donor for purposes of conducting a transplant procedure for a veteran, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 12, 2016

Mr. CARTER of Texas (for himself, Mr. RUPPERSBERGER, Mr. JONES, Mr. WILLIAMS, Mr. NEUGEBAUER, Mr. ROONEY of Florida, Ms. KAPTUR, Mr. RYAN of Ohio, Mr. HURD of Texas, Mr. FARENTHOLD, Mr. CALVERT, Mr. JOYCE, Mr. OLSON, Mr. POE of Texas, Mr. ROUZER, Mr. YOUNG of Iowa, Mr. CUELLAR, Mr. ADERHOLT, Mr. COOK, Mr. GIBSON, Mr. WEBSTER of Florida, Mr. CRENSHAW, Mr. FRANKS of Arizona, Mr. JODY B. HICE of Georgia, Mr. THORNBERRY, Ms. STEFANIK, Mr. KING of Iowa, Mr. LAMBORN, Mr. COFFMAN, Mr. ZINKE, Mr. AMODEI, Mr. BISHOP of Georgia, Mrs. ELLMERS of North Carolina, Mrs. BLACK, Mr. SENSENBRENNER, Mr. YOUNG of Alaska, Mr. CULBERSON, Mr. LONG, Ms. GRANGER, Mr. MARINO, Mr. FORBES, Mr. SAM JOHNSON of Texas, Mr. YOHO, Mr. LAMALFA, Mr. WOMACK, Mr. FLORES, Mr. HANNA, Mr. KILMER, Mr. GOHMERT, Mr. SMITH of Texas, Mr. COLE, Mr. DIAZ-BALART, Mr. HARRIS, Mr. DESJARLAIS, Mr. MCCAUL, Mr. BABIN, Mr. GARRETT, Mr. MACARTHUR, and Mr. WEBER of Texas) introduced the following bill; which was referred to the Committee on Veterans' Affairs

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## A BILL

To amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to provide for an operation on a live donor for purposes of conducting a transplant procedure for a veteran, 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 “Veterans Transplant  
5 Coverage Act of 2016”.

6 **SEC. 2. AUTHORIZATION TO PROVIDE FOR OPERATIONS ON**  
7                   **LIVE DONORS FOR PURPOSES OF CON-**  
8                   **DUCTING TRANSPLANT PROCEDURES FOR**  
9                   **VETERANS.**

10       (a) IN GENERAL.—Subchapter VIII of chapter 17 of  
11 title 38, United States Code, is amended by adding at the  
12 end the following new section:

13 **“§ 1788. Transplant procedures with live donors and**  
14                   **related services**

15       “(a) IN GENERAL.—In a case in which a veteran is  
16 eligible for a transplant procedure from the Department,  
17 the Secretary may provide for an operation on a live donor  
18 to carry out such procedure for such veteran, notwith-  
19 standing that the live donor may not be eligible for health  
20 care from the Department.

21       “(b) OTHER SERVICES.—The Secretary shall furnish  
22 to a live donor any care or services before and after con-  
23 ducting the transplant procedure under subsection (a)  
24 that may be required in connection with such procedure.

1           “(c) USE OF DEPARTMENT OR NON-DEPARTMENT  
2 FACILITIES.—The Secretary may provide for the oper-  
3 ation described in subsection (a) on a live donor and fur-  
4 nish to the live donor the care and services described in  
5 subsection (b) at a facility of the Department or at a non-  
6 Department facility pursuant to an agreement entered  
7 into by the Secretary under section 1703 or 8153 of this  
8 title, section 101 of the Veterans Access, Choice, and Ac-  
9 countability Act of 2014 (Public Law 113–146; 38 U.S.C.  
10 1701 note), or any other authority of the Secretary to fur-  
11 nish care at non-Department facilities. The live donor  
12 shall be deemed to be an individual eligible for hospital  
13 care and medical services at a non-Department facility  
14 pursuant to such an agreement solely for the purposes of  
15 receiving such operation, care, and services at the non-  
16 Department facility.”.

17           (b) CLERICAL AMENDMENT.—The table of sections  
18 at the beginning of chapter 17 of such title is amended  
19 by inserting after the item relating to section 1787 the  
20 following new item:

“1788. Transplant procedures with live donors and related services.”.

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