



# House of Representatives

General Assembly

**File No. 652**

January Session, 2005

Substitute House Bill No. 6717

*House of Representatives, May 3, 2005*

The Committee on Finance, Revenue and Bonding reported through REP. STAPLES of the 96th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

## **AN ACT CONCERNING ORGAN AND TISSUE DONORS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 14-42a of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2005*):

3 (a) The Commissioner of Motor Vehicles and the Chief Information  
4 Officer of the Department of Information Technology shall enter into  
5 an agreement with one or more federally-designated organ and tissue  
6 procurement organizations to provide to such organizations access to  
7 the names, dates of birth and other pertinent information of holders of  
8 operator's licenses and identity cards issued pursuant to section 1-1h  
9 who have registered with the Department of Motor Vehicles an intent  
10 to become organ and tissue donors. Such access shall be provided in a  
11 manner and form to be determined by the commissioner and Chief  
12 Information Officer, following consultation with such organizations,  
13 and may include electronic transmission of initial information and

14 periodic updating of information. The commissioner shall not charge a  
15 fee for such access pursuant to section 14-50a, but may charge such  
16 organizations reasonable administrative costs. Information provided to  
17 such organizations shall be used solely for identifying such license  
18 holders as organ and tissue donors.

19 (b) The Commissioner of Motor Vehicles and the Chief Information  
20 Officer of the Department of Information Technology shall provide  
21 holders of operator's licenses and identity cards issued pursuant to  
22 section 1-1h access to a secure Internet website to register their intent  
23 to become organ and tissue donors. Such access shall be provided in a  
24 manner and form to be determined by the commissioner and the Chief  
25 Information Officer.

26 [(b)] (c) The Commissioner of Motor Vehicles shall include in  
27 regulations adopted pursuant to section 14-36f a requirement that a  
28 description of the purposes and procedures of procurement  
29 organizations, as defined in section 19a-279a, be included in driver  
30 education programs.

31 Sec. 2. Section 12-743 of the general statutes is repealed and the  
32 following is substituted in lieu thereof (*Effective October 1, 2005*):

33 (a) Any taxpayer filing a return under this chapter may contribute  
34 any part of a refund under this chapter to (1) the organ transplant  
35 account established pursuant to section 17b-288, (2) the AIDS research  
36 education account established pursuant to section 19a-32a, (3) the  
37 endangered species, natural area preserves and watchable wildlife  
38 account established pursuant to section 22a-27l, (4) the breast cancer  
39 research and education account established pursuant to section 19a-  
40 32b, or (5) the safety net services account established pursuant to  
41 section 17b-112f, by indicating on the tax return, in a manner provided  
42 for by the Commissioner of Revenue Services pursuant to subsection  
43 (b) of this section, the amount to be contributed to the account.

44 (b) The Commissioner of Revenue Services shall revise the tax  
45 return form to: [implement]

46       (1) Implement the provisions of subsection (a) of this section which  
47 form shall include spaces on the return in which taxpayers may  
48 indicate their intention to make a contribution, in a whole dollar  
49 amount, in accordance with this section. The commissioner shall  
50 include in the instructions accompanying the tax return a description  
51 of the purposes for which the organ transplant account, the AIDS  
52 research education account, the endangered species, natural area  
53 preserves and watchable wildlife account, the breast cancer research  
54 and education account and the safety net account were created; and

55       (2) Include a space on the return in which taxpayers may indicate  
56 their consent to become organ and tissue donors. The commissioner  
57 shall include in the instructions accompanying the tax return a  
58 description of the manner in which such information will be provided  
59 to the Department of Motor Vehicles for purposes of subsection (a) of  
60 section 14-42a, as amended by this act.

61       (c) A designated contribution of all or part of any refund shall be  
62 irrevocable upon the filing of the return and shall be made in the full  
63 amount designated if the refund found due the taxpayer upon the  
64 initial processing of the return, and after any deductions required by  
65 this chapter, is greater than or equal to the designated contribution. If  
66 the refund due, as determined upon initial processing, and after any  
67 deductions required by this chapter, is less than the designated  
68 contribution, the contribution shall be made in the full amount of the  
69 refund. The Commissioner of Revenue Services shall subtract the  
70 amount of any contribution of all or part of any refund from the  
71 amount of the refund initially found due the taxpayer and shall certify  
72 the difference to the Secretary of the Office of Policy and Management  
73 and the Treasurer for payment to the taxpayer in accordance with this  
74 chapter. For the purposes of any subsequent determination of the  
75 taxpayer's net tax payment, such contribution shall be considered a  
76 part of the refund paid to the taxpayer.

77       (d) The Commissioner of Revenue Services, after notification of and  
78 approval by the Secretary of the Office of Policy and Management,



The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

**OFA Fiscal Note**

**State Impact:**

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Department of Motor Vehicles	TF - Cost	150,000 - 200,000	75,000
Department of Revenue Services	TF - Cost	Less than 20,000	Less than 5,000

Note: TF=Transportation Fund

**Municipal Impact:** None

**Explanation**

Subsection (a) of Section 1 of the bill: PA 04-122 required the Department of Motor Vehicles (DMV) and the Department of Information Technology (DOIT) to enter into an agreement with a procurement organization to provide the organization access to information on those indicating their intent to DMV to be organ or tissue donors. The public act inadvertently left out reference to non-drivers' license identification cards. There are about 860,000 individual licenses already participating in the organ and tissue donor program. This will allow approximately 10,000 individuals who do not have drivers' licenses to participate. There is no additional cost to the agencies to allow individuals with non-drivers' license identification cards to participate in the program.

Subsection (b) of Section 1 of the bill: This subsection requires DMV and DOIT to provide a secure website for individuals holding CT drivers licenses or non-drivers' license identification cards to indicate their intent on becoming an organ or tissue donor. Currently, individuals make this intent known when they renew their drivers' licenses or identification cards. DMV then forwards the information to the national registry.

There is an initial cost of \$150,000 in FY 06 and an ongoing cost of \$75,000 beginning with FY 07 to the Department of Motor Vehicles.

The initial cost of \$150,000 in FY 06 is for the development and implementation of a simple and secure application with no data verification. This estimate also includes software and hardware acquisitions, development and reprogramming of existing applications. This assumes that the application will go into production in FY 07. Otherwise, DMV will require an additional clerical position in FY 06 if the application is completed sooner than expected.

The ongoing cost of \$75,000 includes \$25,000 for additional programming, maintenance and application security and \$50,000 for one clerical position to administer the application. DMV will require an additional clerical position at \$50,000, including fringes, for application support and data verification beginning with FY 07.

Section 2 of the bill: There is a one-time minimal cost (less than \$20,000) in FY 06 to the Department of Revenue Services associated with form changes and for additional computer programming. There is an ongoing minimal (less than \$5,000) cost in FY 07 and thereafter for annual computer program revisions and paper and electronic form design changes.

**OLR Bill Analysis**

sHB 6717

**AN ACT CONCERNING ORGAN AND TISSUE DONORS****SUMMARY:**

This bill expands the way in which a person can become an organ and tissue donor. By law, the Department of Motor Vehicles (DMV) commissioner and the chief information officer of the Department of Information Technology (DOIT) must enter into an agreement with an organ and tissue procurement organization to provide the organization access to information on drivers who intend to be donors. The bill requires the departments to also provide the procurement organization with information on individuals holding identity cards who wish to be donors. Under the law, a person without a driver's license can apply to DMV for an identity card.

The bill requires DMV and DOIT to provide holders of driver's licenses and identity cards access to a secure Internet website to register their intent to be donors. The departments will determine the manner and form of the access.

The bill requires the revenue services commissioner to revise the income tax form to include a space in which taxpayers can indicate their consent to become organ and tissue donors. The commissioner must include in the tax return instructions a description of the manner in which that information will be provided to DMV.

EFFECTIVE DATE: October 1, 2005

**COMMITTEE ACTION**

Public Health Committee

Joint Favorable Substitute Change of Reference

Yea 24 Nay 0

Finance, Revenue and Bonding Committee

Joint Favorable Report  
Yea 43 Nay 4