

117TH CONGRESS  
2D SESSION

# H. R. 6540

To amend title III of the Public Health Service Act to prohibit the Organ Procurement and Transplantation Network from requesting the vaccination status of an individual with respect to COVID–19 for the national list of individuals who need organs, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 1, 2022

Mr. DESJARLAIS introduced the following bill; which was referred to the  
Committee on Energy and Commerce

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## A BILL

To amend title III of the Public Health Service Act to prohibit the Organ Procurement and Transplantation Network from requesting the vaccination status of an individual with respect to COVID–19 for the national list of individuals who need organs, 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 “Respecting the Rights  
5 of Organ Donor Recipients Act of 2022”.

1 **SEC. 2. PROHIBITION FROM REQUESTING THE VACCINA-**  
2 **TION STATUS OF ORGAN RECIPIENTS WITH**  
3 **RESPECT TO COVID-19.**

4 (a) IN GENERAL.—Section 372(b) of the Public  
5 Health Service Act (42 U.S.C. 274(b)) is amended by in-  
6 serting after paragraph (3) the following:

7 “(4) PROHIBITION.—Members of the Organ  
8 Procurement and Transplantation Network shall not  
9 request the vaccination status of an individual with  
10 respect to the virus that causes COVID-19—

11 “(A) when considering an individual for  
12 the national list of individuals who need organs  
13 under paragraph (2)(A)(i); or

14 “(B) as a requirement for receiving an  
15 organ transplant under any criteria, standards,  
16 or regulations developed pursuant to this sub-  
17 section.”.

18 (b) TECHNICAL AMENDMENT.—Section 372(b)(2) of  
19 the Public Health Service Act (42 U.S.C. 274(b)(2)) is  
20 amended in the margin by moving subparagraphs (M),  
21 (N), and (O) 2 ems to the left.

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