

S. 1782 Charlotte Woodward Organ Transplant Discrimination Prevention Act

Section 1. Short Title.

This section provides that the Act may be cited as the “Charlotte Woodward Organ Transplant Discrimination Prevention Act.”

Section 2. Definitions.

This section defines which entities are covered by the nondiscrimination prohibitions in this bill (such as transplant hospitals). For the purposes of this bill, it also defines terms including “disability,” “human organ,” “organ transplant,” etc.

Section 3. Prohibition of Discriminatory Policy.

This section prohibits the board of directors of the Organ Procurement and Transplantation Network (OPTN) from issuing policies that prohibit or hinder access to an organ transplant based solely on the individual's disability (as defined under Sec. 2).

Section 4. Prohibition of Discrimination.

This section prohibits covered entities from refusing to provide transplantation or transplant services solely on the basis of a qualified individual's disability. Exceptions are included for medically significant disabilities. Covered entities must provide reasonable modifications to policies or procedures for qualified individuals for the purposes of organ transplantation and after care. Individuals who are subject to a violation of the aforementioned provisions may bring a discrimination claim before the Office for Civil Rights at HHS for expedited resolution.

Section 5. Application to Each Part of Process.

This section clarifies that the provisions of this Act apply to organ transplants, evaluations and listings of qualified individuals, treatment of such individuals and related services, and the process for receipt of related services by such an individual.

Section 6. Effect on Other Laws.

This section clarifies that nothing in this Act shall be construed to supersede any provision of any State or local law that provides greater rights