

APPENDIX B TO BYLAWS

UNITED NETWORK FOR ORGAN SHARING

Criteria for OPO, Transplant Hospital, and Histocompatibility Laboratory Membership

I. Organ Procurement Organizations.

General. An organization designated as an organ procurement organization by the Secretary of the Department of Health and Human Services (HHS) under Section 1138(b) of the Social Security Act or an organization that meets all requirements for such designation other than UNOS membership (OPO) is eligible for membership in UNOS. OPOs shall abide by applicable provisions of the National Organ Transplant Act, as amended, 42 U.S.C. 273 *et seq.*; the requirements set forth in the OPTN Final Rule, 42 CFR Part 121; these Bylaws; and UNOS policies. OPOs shall also submit to reviews (including on-site reviews) and requests for information as may be necessary to determine compliance with the OPTN Final Rule, 42 CFR Part 121; these Bylaws, Appendices, and Attachments; and UNOS policies. Failure to conform with such requirements shall be cause for corrective action described in Appendix A of these Bylaws.

Key Personnel. The OPO must identify the individual selected to serve as the OPO's Executive Director and, if the OPO maintains a position for Medical Director, the OPO must identify the individual selected to serve as Medical Director, and their respective credentials. The Executive Director, together with other OPO staff, are responsible for effective organ recovery and distribution according to applicable policies. If the OPO has a Medical Director, he/she is responsible for the medical and clinical activities of the OPO. When the OPO learns that one or both of the Executive/Medical Directors plan(s) to leave, UNOS must be notified immediately. At least 30 days (if possible) prior to the departure of the individual, the OPO shall submit to UNOS the name of the replacement Director and information documenting his/her credentials. Failure to inform UNOS of changes in the Executive Director or Medical Director shall result in recommendation to the Board of Directors to take appropriate action. Failure to fill vacant Executive or Medical Director positions for six months shall be reported to the MPSC for possible recommendation to the Board of Directors to take appropriate action.

Plan for Public Education on Organ Donation. The OPO shall submit to UNOS written descriptions of activities with which it is involved regarding public education about organ donation, including how donor families, transplant patients, and transplant recipients participate. Failure to submit such documentation voluntarily shall result in recommendation to the Board of Directors to take appropriate action.

Communication of Information for Organ Distribution. The OPO is responsible for equitable organ allocation within its service area according to UNOS policies and must be able to communicate in a timely manner appropriate information necessary to facilitate equitable organ distribution as well as perform other functions necessary to discharge this responsibility. Failure to comply with these requirements shall be cause for corrective action described in Appendix of these Bylaws, if applicable.

Inactive Status. An organ procurement organization that is voluntarily inactive, declared inactive or withdrawn will no longer be allowed to list patients on the UNOS recipient list or to maintain a local recipient list in any form, and will not be allowed to provide organs to UNOS member transplant centers.