

**311.1939 Sale, purchase procurement, transfer, or distribution of parts for consideration prohibited -- Penalty -- Exemption.**

- (1) Except as otherwise provided in subsection (4) of this section, a person shall not, for valuable consideration, knowingly purchase, sell, transfer, or offer to purchase, sell, or transfer a part for transplantation or therapy if removal of a part from an individual has occurred, is intended to occur, or after the individual's death.
- (2) A for-profit entity shall not engage, directly or indirectly, in the procurement, transfer, or distribution of any human eye, cornea, eye tissue, corneal tissue, or portions of eyes.
- (3) A person who knowingly violates any of the provisions in this section shall be imprisoned in the penitentiary for not less than one (1) nor more than five (5) years or be fined not more than fifty thousand dollars (\$50,000), or both.
- (4) A nonprofit entity may charge a reasonable amount for the removal, processing, preservation, quality control, storage, transportation, implantation, or disposal of a part.

**Effective:** June 29, 2021

**History:** Amended 2021 Ky. Acts ch. 49, sec. 1, effective June 29, 2021. -- Created 2010 Ky. Acts ch. 161, sec. 15, effective July 15, 2010.