

ORGAN PROCUREMENT AND TRANSPLANTATION NETWORK (OPTN)

CHARTER

This Charter governs the structure and operation of the Organ Procurement and Transplantation Network (OPTN). By accepting membership in the OPTN, each Member agrees to comply with all applicable provisions of the National Organ Transplant Act, as amended, 42 U.S.C. 273 *et seq.*; OPTN Final Rule, 42 CFR Part 121; this Charter; the OPTN Bylaws; and OPTN policies as in effect from time to time. The OPTN will conduct ongoing and periodic reviews and evaluations of each Member OPO and Transplant Hospital for compliance with the OPTN Final Rule and OPTN policies. All OPTN Members are subject to review and evaluation for compliance with OPTN policies. All such compliance monitoring is performed using processes and protocols developed by the OPTN Contractor in accordance with the contract with the Department of Health and Human Services (HHS), Health Resources and Services Administration (HRSA), to operate the OPTN (OPTN Contract).

ARTICLE I. Organization

The OPTN is a private, not-for-profit entity with an expertise in organ procurement and transplantation. The OPTN is a part of the OPTN Contractor's organization and operations. The OPTN Contractor is United Network for Organ Sharing (UNOS), a Virginia non-stock, not-for-profit corporation which is qualified as a tax-exempt public charity under Section 501(c)(3) of the Internal Revenue Code