

26-4-29 Application for permit to render a dead body unavailable for postmortem examination -- Fees.

- (1) Upon receiving an application by a person for a permit to render a dead body unavailable for postmortem investigation, the medical examiner shall review the application to determine whether:
 - (a) the person is authorized by law to render the dead body unavailable for postmortem investigation in the manner specified in the application; and
 - (b) there is a need to delay any action that will render the dead body unavailable for postmortem investigation until a postmortem investigation or an autopsy of the dead body is performed by the medical examiner.
- (2) Except as provided in Subsection (4), within three days after receiving an application described in Subsection (1), the medical examiner shall:
 - (a) make the determinations described in Subsection (1); and
 - (b)
 - (i) issue a permit to render the dead body unavailable for postmortem investigation in the manner specified in the application; or
 - (ii) deny the permit.
- (3) The medical examiner may deny a permit to render a dead body unavailable for postmortem investigation only if:
 - (a) the applicant is not authorized by law to render the dead body unavailable for postmortem investigation in the manner specified in the application;
 - (b) the medical examiner determines that there is a need to delay any action that will render the dead body unavailable for postmortem investigation; or
 - (c) the applicant fails to pay the fee described in Subsection (5).
- (4) If the medical examiner cannot in good faith make the determinations described in Subsection (1) within three days after receiving an application described in Subsection (1), the medical examiner shall notify the applicant:
 - (a) that more time is needed to make the determinations described in Subsection (1); and
 - (b) of the estimated amount of time needed before the determinations described in Subsection (1) can be made.
- (5) The medical examiner may charge a fee, pursuant to Section 63J-1-504, to recover the costs of fulfilling the duties of the medical examiner described in this section.

Amended by Chapter 218, 2010 General Session