

1 incurred within the scope of the [~~deceased's~~] decedent's employment;

2 (8) [~~deaths~~] due to sudden infant death syndrome;

3 (9) [~~deaths resulting~~] to a person while [~~the deceased was~~] in prison, jail, [in] police
4 custody, [in] the state hospital, or [in] a detention or medical facility operated for the treatment of
5 the mentally ill or emotionally disturbed or delinquent persons; [and] or

6 (10) [~~deaths~~] associated with diagnostic and therapeutic procedures.

7 Section 2. Section **26-4-13** is amended to read:

8 **26-4-13. Autopsies -- When authorized.**

9 [~~Autopsies~~] (1) The medical examiner shall [be performed] perform autopsies to:

10 (a) aid in the discovery and prosecution of [crimes, to] a crime;

11 (b) protect an innocent [persons] person accused of a crime[-, to]; and

12 (c) disclose hazards to public health [by communicable diseases, occupational diseases,
13 or by dangerous drugs, chemicals, or foods. Autopsies may also be performed].

14 (2) The medical examiner may perform autopsies:

15 (a) to aid in the administration of civil justice in life and accident insurance problems in
16 accordance with [the provisions of the Workmen's] Title 34A, Chapter 2, Workers' Compensation
17 Act; and

18 (b) in other cases involving questions of civil liability.

19 (3) The medical examiner may perform autopsies in cases of highway accidents if:

20 (a) the designated representative of the medical examiner and the local law enforcement
21 agency agree:

22 (i) the cause of death is unclear because external evidence of injury is not sufficient to
23 explain the death; or

24 (ii) the circumstances regarding the accident or the death are unclear; or

25 (b) the medical examiner determines:

26 (i) the body is not identifiable without examination;

27 (ii) the accident occurred during pursuit by a peace officer; or

28 (iii) the accident occurred within the scope of the decedent's employment.

Legislative Review Note
as of 11-20-97 8:02 AM

A limited legal review of this bill raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel

Committee Note

The Health and Human Services Interim Committee recommended this bill.