

*Human Resources*  
*Amended per 50707 Do Pass 3/6 (p. 347)*

*Reprinted 2/15*

**FILED JAN 29 1980**

SENATE FILE 2097

By MILLER of Des Moines

Passed Senate, Date 2-12-80 (p. 403) Passed House, Date \_\_\_\_\_  
Vote: Ayes 46 Nays 0 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to the distribution of the bodies of deceased  
2 persons.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section one hundred forty-two point one (142.1),  
2 Code 1979, is amended by striking the section and inserting  
3 in lieu thereof the following:

4 142.1 DELIVERY OF BODIES. The body of a deceased person  
5 which is not claimed by a relative or friend and which is  
6 suitable for scientific purposes shall not be buried at the  
7 expense of the county. The state department of health shall  
8 assign such bodies alternately to the medical college of the  
9 state university of Iowa, an osteopathic college or a  
10 chiropractic college in the state. A body shall not be  
11 delivered if the department of social services pays toward  
12 the expenses of a funeral under section two hundred forty-  
13 nine point nine (249.9) of the Code. The body shall not be  
14 delivered to one of the colleges if the deceased person  
15 previously expressed a desire in writing that his or her body  
16 should be buried or cremated. The written affidavit shall  
17 be witnessed by a relative, friend, a member of the medical  
18 profession, or an employee of the facility that the person  
19 may be residing in. The expense of transporting a body to  
20 a college shall be paid by the college receiving the body.

21 Sec. 2. Section one hundred forty-two point four (142.4),  
22 Code 1979, is amended to read as follows:

23 142.4 SURRENDER TO RELATIVES AND FRIENDS. When any a  
24 dead body which has been delivered under this chapter for  
25 scientific purposes is subsequently claimed by any a relative  
26 or friend, it shall be at once surrendered to such the relative  
27 or friend for burial without public expense; and all bodies  
28 received under this chapter shall be held for a period of  
29 thirty days before being used. Unless such the person claiming  
30 the body for burial pays the costs that have been incurred  
31 in the care and transportation of the body within thirty days  
32 after claiming it, all rights thereto shall cease and the  
33 body may then be used as if no claim had been made.

34 This section shall not apply to bodies given under authority  
35 of the Uniform Anatomical Gift Act (ch 142A).

1 Sec. 3. The effective date of this Act is January first  
2 following its enactment.

3 EXPLANATION

4 This bill requires the state department of health to pro-  
5 vide an unclaimed body of a deceased person to the state  
6 medical school, the osteopathic college or the chiropractic  
7 college located in the state instead of burying the body at  
8 the expense of a county. A relative or friend may claim the  
9 body of a deceased person before or after delivery to a medical  
10 college.

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SENATE FILE 2097

S-5070

1 Amend Senate File 2097 to read as follows:

2 1. Page 1, by inserting after line 35 the  
3 following:

4 "Sec. 3. Section two hundred fifty-two point  
5 twenty-seven (252.27), Code 1979, is amended to read  
6 as follows:

7 252.27 FORM OF RELIEF--CONDITION. The relief  
8 may be either in the form of food, rent or clothing,  
9 fuel and lights, medical attendance, civil legal aid,  
10 or in money. Legal aid authorized herein shall be  
11 provided only through a legal aid program approved  
12 by the county board of supervisors. The amount of  
13 assistance issued to meet the needs of the person  
14 shall be determined by standards of assistance  
15 established by the county boards of supervisors.  
16 They may require any able-bodied person to labor  
17 faithfully on the streets or highways at the prevailing  
18 local rate per hour in payment for and as a condition  
19 of granting relief; ~~said~~ the labor shall be performed  
20 under the direction of the officers having charge  
21 of working streets and highways. Subject to the  
22 provisions of section 142.1, ~~such~~ the relief may also  
23 shall not consist of the burial of ~~nonresident-indigent~~  
24 transients indigents and the payment of the reasonable  
25 cost of ~~such~~ the burial, ~~provided such expenses do~~  
26 ~~not exceed two hundred fifty dollars.~~"

27 2. By renumbering sections and internal references  
28 in accordance with this amendment.

S-5070 FILED  
FEBRUARY 6, 1980

*Adopted 2/12 (p. 403)*

BY COMMITTEE ON HUMAN RESOURCES  
JULIA GENTLEMAN, CHAIRPERSON

LSB 3545S 68

sl/rh/8

SENATE FILE 2097  
FISCAL NOTE

DATE: FEBRUARY 20, 1980  
REQUESTED BY: SENATOR CHARLES MILLER

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In compliance with a written request received January 10, 19 80, there is hereby submitted a Fiscal Note for Senate File 2097 pursuant to Joint Rule 16. Background information used in developing this Fiscal Note is available from the Legislative Fiscal Bureau, to members of the Legislature upon request.

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S.F. 2097, An Act relating to the distribution of the bodies of deceased persons.

S.F. 2097 would alternately distribute the unclaimed bodies of deceased persons to the medical college of the state university of Iowa, an osteopathic college, or a chiropractic college in the state.

In the course of obtaining information for this fiscal note, the Iowa Department of Health was contacted as well as the Polk County Medical Examiner's office to determine the approximate number of unclaimed bodies they identify annually. The Health Department indicated that they encounter approximately one case a year. The Polk County Medical Examiner's office indicated that they deal with approximately two bodies a year.

Since Polk County represents one of the larger counties in the state, it was assumed that the total number of unidentified bodies in the state would not be large.

Fiscal Impact: The bill would relieve the counties of paying burial costs for unclaimed bodies, for which they are currently responsible. This fiscal impact cannot be determined, but is expected to be negligible.

It is also anticipated that the boost to the state would be negligible.

For the above stated reasons, a fiscal note is not required.

FILED:  
FEBRUARY 20, 1980

BY GERRY RANKIN, DIRECTOR  
LEGISLATIVE FISCAL BUREAU

SENATE FILE 2097

By MILLER of Des Moines

(AS AMENDED AND PASSED BY THE SENATE FEBRUARY 12, 1980)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
 Approved \_\_\_\_\_

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————— = New Language  
by the Senate

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35 of the Uniform Anatomical Gift Act (ch 142A).

1        Sec. 3. Section two hundred fifty-two point twenty-seven  
2        (252.27), Code 1979, is amended to read as follows:

3        252.27 FORM OF RELIEF--CONDITION. The relief may be  
4        either in the form of food, rent or clothing, fuel and lights,  
5        medical attendance, civil legal aid, or in money. Legal aid  
6        authorized herein shall be provided only through a legal aid  
7        program approved by the county board of supervisors. The  
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9        shall be determined by standards of assistance established  
10       by the county boards of supervisors. They may require any  
11       able-bodied person to labor faithfully on the streets or  
12       highways at the prevailing local rate per hour in payment  
13       for and as a condition of granting relief; said the labor  
14       shall be performed under the direction of the officers having  
15       charge of working streets and highways. Subject to the  
16       provisions of section 142.1, such the relief may also shall  
17       not consist of the burial of nonresident-indigent-transients  
18       indigents and the payment of the reasonable cost of such the  
19       burial, provided such expenses do not exceed two hundred fifty  
20       dollars.

21       Sec. 4. The effective date of this Act is January first  
22       following its enactment.

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SF 2097  
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