

**PUBLIC HEALTH DEPARTMENT[641]**

**Notice of Intended Action**

**Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”**

**Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.**

Pursuant to the authority of Iowa Code section 691.6, the Department of Public Health hereby gives Notice of Intended Action to amend Chapter 127, “County Medical Examiners,” Iowa Administrative Code.

The Department does not have funding to reimburse Iowa counties for county medical examiner expenses for autopsies ordered on decedents who were brought into Iowa for emergency medical treatment. These proposed amendments direct counties to submit such requests for reimbursement directly to the state appeal board for review and processing. This will make processing of such claims more efficient, streamlined and customer-friendly. Also, no funding has been allocated to the Department for reimbursement for autopsies in cases in which SIDS was the cause of death. Therefore, the proposed amendments rescind the paragraph indicating reimbursement is available.

Any interested person may make written comments or suggestions on the proposed amendments on or before February 25, 2014. Such written comments should be directed to John Kraemer, Iowa Office of the State Medical Examiner, 2250 S. Ankeny Blvd., Ankeny, Iowa 50023; fax (515)725-1414. E-mail may be sent to [john.kraemer@idph.iowa.gov](mailto:john.kraemer@idph.iowa.gov).

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code sections 331.802(2)“c,” 331.802(4) and 691.6.

The following amendments are proposed.

ITEM 1. Amend paragraph **127.4(2)“c”** as follows:

*c. Out-of-state resident—law enforcement involvement.* The fee and expenses of a county medical examiner who performs an investigation or autopsy of a person who dies after being brought into the state for emergency medical treatment by or at the direction of an out-of-state law enforcement officer or public authority shall be paid by the state. A claim for payment shall be filed with the ~~department~~ state appeal board.

ITEM 2. Rescind and reserve paragraph **127.4(2)“e.”**