

CHAPTER 90  
STATE MORTALITY REVIEW COMMITTEE

Chapter rescission date pursuant to Iowa Code section 17A.7: 4/1/30

**641—90.1(135) Definitions.**

“*Child abuse assessment*” means an assessment performed in accordance with Iowa Code section 232.71B.

“*Child fatality*” means the death of a child under the age of 18.

“*Committee*” means the state mortality review committee.

“*Maternal death*” means any death occurring while a woman is pregnant or within one year of the end of the pregnancy from any cause. This includes deaths resulting from abortions, ectopic pregnancies and all deaths during pregnancy, childbirth, puerperium or deaths from complications of childbirth.

“*Multidisciplinary team*” means the group of individuals as defined in Iowa Code section 235A.13.

[ARC 8971C, IAB 2/19/25, effective 4/1/25]

**641—90.2(135) Agency.** The state mortality review committee is established in the department. The department will provide staffing and administrative support to the committee.

[ARC 8971C, IAB 2/19/25, effective 4/1/25]

**641—90.3(135) Membership.** Committee membership will be determined pursuant to Iowa Code section 135.43(2).

[ARC 8971C, IAB 2/19/25, effective 4/1/25]

**641—90.4(135) Officers.** The committee will elect a chairperson, a vice chairperson, and other officers as deemed necessary by the committee. Officers will be elected at the first meeting of each fiscal year. Vacancy in the office of the chairperson will be filled by elevation of the vice chairperson. Vacancy in the office of the vice chairperson will be filled by election at the next meeting after the vacancy occurs. The chairperson will preside at all meetings of the committee. If the chairperson is absent or unable to act, the vice chairperson will perform the duties of the chairperson. When so acting, the vice chairperson will have all the powers of and be subject to all restrictions upon the chairperson. The vice chairperson will also perform such other duties as may be assigned by the chairperson.

[ARC 8971C, IAB 2/19/25, effective 4/1/25]

**641—90.5(135) Subcommittees.**

**90.5(1)** The committee may establish temporary or permanent subcommittees pursuant to Iowa Code sections 135.40, 135.43 and 135.110.

**90.5(2)** The committee shall establish appointment provisions, membership terms, operating guidelines, and other operational requirements for any subcommittees established.

[ARC 8971C, IAB 2/19/25, effective 4/1/25]

**641—90.6(135) Liaisons.** Liaisons will be designated pursuant to Iowa Code section 135.43(5).

[ARC 8971C, IAB 2/19/25, effective 4/1/25]

**641—90.7(135) Meetings.** The committee will meet pursuant to Iowa Code section 135.110(3).

[ARC 8971C, IAB 2/19/25, effective 4/1/25]

**641—90.8(135) Duties and responsibilities.**

**90.8(1)** The committee will be responsible for the duties established in Iowa Code sections 135.43(3) and 135.110(1).

**90.8(2)** The committee will conduct comprehensive, multidisciplinary reviews of maternal deaths or other deaths in Iowa to residents to identify factors associated with the deaths and make recommendations for system changes to prevent future deaths.

The department annually shall systematically ascertain maternal deaths using birth, fetal death and death vital records.

[ARC 8971C, IAB 2/19/25, effective 4/1/25]

**641—90.9(135) Disclosure of information.**

**90.9(1)** The committee and subcommittees shall have access to patient records and other confidential information. In preparation for review of an individual death by the committee or subcommittee, the chairperson of the committee or the chairperson's designee is authorized to gather all information pertinent to the review. A person in possession or control of medical, investigative or other information pertaining to a child death, child abuse, domestic abuse, maternal death, or other death review with an established subcommittee shall allow the inspection and reproduction of the information by the department, upon the request of the department, to be used only in the administration and for the duties of the committee. A person does not incur legal liability by reason of releasing information to the department as mandated under and in compliance with this rule.

The committee and subcommittees will maintain the confidentiality of all information and records used in the review, including disclosure of information that is confidential under Iowa Code chapter 22 or any other provisions of state law.

**90.9(2)** In the event of a maternal death, the certifying physician shall indicate that circumstance on the certificate of death.

**90.9(3)** Any person, hospital, sanatorium, or other organization shall make available to the department for inspection records, reports, statements, interviews or other data necessary to fulfill the duties of the committee or subcommittees.

[ARC 8971C, IAB 2/19/25, effective 4/1/25]

**641—90.10(135) Immunity and liability.** Committee and subcommittee members are immune from any liability, civil or criminal, as established in Iowa Code section 135.43(8). A person who releases or discloses confidential data, records, or any other type of information in violation of this chapter is guilty of a serious misdemeanor.

[ARC 8971C, IAB 2/19/25, effective 4/1/25]

These rules are intended to implement 2024 Iowa Acts, Senate File 2385, and Iowa Code sections 135.40, 135.43, 135.108, 135.110, and 135.111.

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