

Senate File 410 - Introduced

SENATE FILE 410
BY COMMITTEE ON STATE
GOVERNMENT

(SUCCESSOR TO SF 107)

A BILL FOR

1 An Act relating to the removal, transfer, and transportation
2 of human remains by an unlicensed employee or agent of a
3 funeral director.

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

1 Section 1. NEW SECTION. 156.8B Removal, transfer, and
2 transportation of human remains — delegation to unlicensed
3 employee or agent.

4 The board shall adopt rules pursuant to chapter 17A to allow
5 a funeral director, without first assuming custody of the
6 human remains, to delegate to an unlicensed employee or agent
7 the removal, transfer, and transportation of human remains
8 from the place of death to a funeral establishment or other
9 designated place. The rules shall specify the prerequisites
10 for delegation, including any required training the unlicensed
11 employee or agent shall complete prior to performing any
12 removal, transfer, or transportation of human remains under
13 this section.

14 EXPLANATION

15 The inclusion of this explanation does not constitute agreement with
16 the explanation's substance by the members of the general assembly.

17 This bill requires the board of mortuary science to adopt
18 administrative rules to allow a funeral director, without
19 first assuming custody of the human remains, to delegate to
20 an unlicensed employee or agent of the funeral establishment
21 the removal, transfer, and transportation of human remains
22 from the place of death to a funeral establishment or other
23 designated place. The rules shall specify the requirements for
24 delegation, including any training an unlicensed employee or
25 agent must complete prior to performing any removal, transfer,
26 or transportation of human remains under the bill.

27 Current administrative rules under 645 IAC 100.4 address the
28 delegation of the transfer and transportation of human remains
29 to an unlicensed employee or agent of a funeral establishment
30 under specific circumstances. The bill requires the board to
31 adopt administrative rules to broaden this delegation.