

Sec. 82. Sections 633.130 through 633.138, Code 1995, are repealed.

Sec. 83. PREVAILING STATUTE. If 1996 Iowa Acts, Senate File 2270,* or 1996 Iowa Acts, House File 2402,** is enacted, either of those Acts prevails over the amendments to section 554.5114 in this Act.

Sec. 84. EFFECTIVE DATE. This Act becomes effective on July 1, 1997.

Approved April 18, 1996

CHAPTER 1139

COUNTY RECOVERY OF COSTS RELATED TO HOMICIDE VICTIMS S.F. 2359

AN ACT relating to the source of payment of the fee and expenses of a county medical examiner related to services provided for a person whose death affects the public interest.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 331.802, subsection 2, Code 1995, is amended to read as follows:

2. If a person's death affects the public interest, the county medical examiner shall conduct a preliminary investigation of the cause and manner of death, prepare a written report of the findings, promptly submit the full report to the state medical examiner on forms prescribed for that purpose, and submit a copy of the report to the county attorney. For each preliminary investigation and the preparation and submission of the required reports, the county medical examiner shall receive a fee determined by the board plus the examiner's actual expenses. The fee and expenses shall be paid by the county ~~for which the service is provided of the person's residence. However, if the person's death is caused by a defendant for whom a judgment of conviction and sentence is rendered under section 707.2, 707.3, 707.4, 707.5, or 707.6A, the county of the person's residence may recover from the defendant the fee and expenses.~~ The fee and expenses of the county medical examiner who performs an autopsy or conducts an investigation of a person who dies after being brought into this 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 Iowa department of public health.

Sec. 2. **NEW SECTION.** 910.3A NOTIFICATION OF A HOMICIDE VICTIM'S COUNTY OF RESIDENCE.

The county attorney of a county in which a judgment of conviction and sentence under section 707.2, 707.3, 707.4, 707.5, or 707.6A is rendered against a defendant relating to a person's death, shall notify in writing the clerk of the district court of the county of the person's residence. Such notification shall be for the purpose of the county of the person's residence recovering from the defendant the fee and expenses incurred investigating the person's death pursuant to section 331.802, subsection 2.

Approved April 18, 1996

*Chapter 1026 herein

**House File 2402 withdrawn