

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 108

BY STATE AFFAIRS COMMITTEE

AN ACT

1  
2 RELATING TO CORONER'S INQUESTS; AMENDING SECTION 19-4301B, IDAHO CODE, TO  
3 PROVIDE NOTICE REQUIREMENTS RELATING TO THE PERFORMANCE OF CERTAIN AU-  
4 TOPSIES.

5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 19-4301B, Idaho Code, be, and the same is hereby  
7 amended to read as follows:

8 19-4301B. PERFORMANCE OF AUTOPSIES. The coroner may, in the perfor-  
9 mance of his duties under this chapter, summon a person authorized to prac-  
10 tice medicine and surgery in the state of Idaho to inspect the body and give a  
11 professional opinion as to the cause of death. The coroner or the prosecut-  
12 ing attorney may order an autopsy performed if it is deemed necessary accu-  
13 rately and scientifically to determine the cause of death. Before an autopsy  
14 pursuant to this chapter may be performed on the body of any person who at the  
15 time of death was under eighteen (18) years of age, the coroner shall pro-  
16 vide written notification to the parent or guardian of such minor person that  
17 an autopsy has been ordered, a general description of the autopsy to be per-  
18 formed and a general description of the expected physical appearance of the  
19 body after the autopsy; provided that if the parent or guardian of such minor  
20 person is not reasonably identifiable or ascertainable, then no such notice  
21 is required. When an autopsy has been performed, pursuant to an order of a  
22 coroner or a prosecuting attorney, no cause of action shall lie against any  
23 person, firm or corporation for participating in or requesting such autopsy.