2015 SENATE BILL 712

February 9, 2016 – Introduced by Senators GUDEX and LASSA, cosponsored by Representatives SCHRAA, SHANKLAND, LOUDENBECK, KITCHENS, KLEEFISCH, TITTL, R. BROOKS, SKOWRONSKI, QUINN, KRUG, WACHS, KUGLITSCH, KAHL, KOLSTE, KESSLER, MURSAU, VANDERMEER, SPIROS, BORN, THIESFELDT, ROHRKASTE, SWEARINGEN, MEYERS, JARCHOW and MURPHY. Referred to Committee on Government Operations and Consumer Protection.

AN ACT to repeal 69.18 (4) (bm), 979.01 (3), 979.01 (3m), 979.03 and 979.10 (3);

to renumber 69.18 (4) (a) 1g. to 6.; to renumber and amend 69.18 (4) (a)
(intro.), 157.02 (1), (2), (3), (4) and (5), 979.01 (1m), 979.01 (2), 979.01 (4),
979.02, 979.10 (1) (a) 1., 2. and 3. and 979.10 (1) (c); to amend 20.165 (1) (g),
20.435 (1) (gm), 69.01 (12), 69.18 (2) (d) 1., 69.18 (2) (d) 2., 69.18 (2) (d) 3., 69.18
(3) (a), 69.18 (3) (b), 69.18 (3) (d), 69.20 (2) (a) 2., 157.03 (1), 157.03 (2), 157.055
(2) (intro.), 157.112 (3) (intro.), 157.70 (3) (a), 346.71 (1), 346.71 (2), 440.03 (9)
(a) (intro.), 440.05 (intro.), 440.78 (1) (b), 979.01 (title), 979.01 (1r), 979.015,
979.02 (title), 979.025 (2), 979.025 (3), 979.09, 979.10 (1) (a) (intro.), 979.10 (1)
(b), 979.10 (2), 979.10 (4) and 979.22; to repeal and recreate 20.435 (1) (gm),
979.01 (1) and 979.01 (1g); and to create 15.405 (18), 20.165 (1) (hr), 20.165 (1)
(kd), 51.30 (4) (b) 29., 69.18 (4) (am) (intro.), 69.18 (4) (b), 69.18 (4) (d), 69.18 (4)
e, 69.18 (4) (f), 157.02 (1m) (title), 157.02 (2m), 440.03 (9) (bm), 440.03 (13) (b)
38d., 440.08 (2) (a) 46t., chapter 465, 979.001, 979.01 (1d), 979.01 (1i), 979.01
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(1k), 979.01 (1m) (b), 979.01 (1p), 979.01 (2) (b), 979.017, 979.02 (2) to (7),
979.027, 979.032, 979.034, 979.036, 979.10 (1) (a) 1m. and 2m., 979.10 (1) (d),
979.10 (5) and 979.10 (6) of the statutes; relating to: reporting deaths; death
investigations and other duties of coroners and medical examiners; disposition
of bodies; creating a medicolegal investigation examining board; licensure of
medical examiners and medicolegal investigation staff members; extending the
time limit for emergency rule procedures; providing an exemption from
emergency rule procedures; granting rule–making authority; making an
appropriation; and providing criminal penalties.

Analysis by the Legislative Reference Bureau

Under current law, coroners or medical examiners investigate certain deaths
and have various duties and powers specified by law related to deaths occurring in
this state, including receiving reports of deaths, participating in inquest
proceedings, determining causes of death, ordering autopsies, administering
provisions related to making anatomical gifts, and issuing cremation permits.
Current law provides for the election of coroners for four–year terms by the electors
of each county or of more than one county in certain cases, except that a county with
a population of 500,000 or more must, and a county with a population of less than
500,000 may, abolish the office of coroner and establish a medical examiner system.
Under the medical examiner system, a medical examiner is appointed by the county
board or, in populous counties, by the county executive. Current law does not
otherwise specify any particular requirements that an individual must fulfill in
order to hold the office of coroner or to be appointed as a medical examiner.

Licensure of medical examiners, medicolegal investigators, and others

The bill establishes a prohibition against performing a death investigation or
performing the functions of a medical examiner or a person who assists a coroner or
medical examiner with a death investigation (medicolegal investigation staff
member) without a license in medicolegal investigation issued by the Medicolegal
Investigation Examining Board, except that the bill exempts coroners and certain
accredited medical examiners from this requirement. Any person who violates the
prohibition may be subject to a fine of not more than $1,000 and imprisonment of up
to 90 days.

The bill requires the board to issue an initial license in medicolegal
investigation, at no charge, to every individual who is serving as a nonaccredited
medical examiner or medicolegal investigation staff member in this state on the bill’s
effective date. The bill also allows an individual who is serving as coroner on the bill’s
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effective date to elect to receive such a license. The bill requires each such individual to complete, prior to the next license renewal date, 40 hours of education, except that the bill allows an individual who holds a credential, in good standing, from a nationally recognized accreditation organization specializing in death investigation education to receive a waiver from completing 16 of those 40 hours. The bill requires the board to provide, at no cost, the required hours of training to these individuals.

The bill also requires the board to issue a license in medicolegal investigation to any individual who is appointed as a nonaccredited medical examiner or is hired to serve as a medicolegal investigation staff member after the bill’s effective date, if the individual pays any initial license fee imposed by the board. The bill requires such an individual to complete a 40-hour death investigation training course within 18 months of initial licensure.

Finally, the bill allows an individual who is not serving as a medical examiner or medicolegal investigator to obtain a license in medicolegal investigation from the board if he or she first completes 40 hours of training and pays any licensure fee established by the board.

The bill provides that the renewal date for any license in medicolegal investigation is January 1, 2019, and every four years thereafter. In order to renew a license, a license holder must pay any renewal fee imposed by the board and complete 24 hours of education, subject to certain exemptions for initial renewals.

Medicolegal Investigation Examining Board; powers and duties

The bill provides for the creation of the 11-member board in the Department of Safety and Professional Services, to be composed of two individuals who are coroners, chief deputy coroners, or deputy coroners; two individuals who are nonaccredited medical examiners or medicolegal investigation staff members; two accredited medical examiners; a member of the Wisconsin District Attorneys’ Association; members of two specified law enforcement organizations; the attorney general or his or her designee; and one public member, appointed for six-year terms. The bill requires the board to do all of the following:

1. Promulgate rules specifying standards and curricula for training and education requirements for individuals holding a license in medicolegal investigation issued by the board.
2. Coordinate and provide, on a regional basis, training and education for holders of licenses issued by the board at no cost to those license holders.
3. Monitor compliance with the licensure requirements created by the bill.
4. Revoke the license of a license holder who fails to complete the required death investigation course.
5. Provide the required training and education to license holders. The bill allows the board to impose fees for licenses issued after the bill’s effective date and for license renewals.

The bill also requires the board, if a license is revoked or not renewed for any reason, to do any of the following that applies to the license holder:

1. If the license holder is a nonaccredited medical examiner, send a statement to the county board or county executive, if applicable, for any county in which the
license holder serves, recommending dismissal of the nonaccredited medical examiner because of the revocation or failure to renew the license.

2. If the license holder is a medicolegal investigation staff member, send a notice to the office in which the individual works notifying the coroner or medical examiner of the revocation or failure to renew the license.

The bill requires an individual who is appointed as a nonaccredited medical examiner or is hired to serve as a medicolegal investigation staff member, and who leaves his or her position as a medical examiner or medicolegal investigation staff member, to so inform the board.

The bill appropriates to the board all moneys received from licensure fees for medicolegal investigators licensed by the board and moneys received by the Department of Health Services for the issuance of death certificates.

**Reporting deaths**

Under current law, any person who has knowledge of certain deaths must report the death to the sheriff, police chief, or medical examiner or coroner for the locality in which the death occurred. The following types of deaths must be reported: a death that involves unexplained, unusual, or suspicious circumstances; a homicide or suicide; a death following an accident; a death that is due to poisoning; a death following an abortion; a death for which a physician or spiritual advisor did not attend the deceased within 30 days before death; and a death for which a physician refuses to sign the death certificate or for which a physician cannot timely be obtained to sign the medical certification that is required for a death certificate. A sheriff or police chief who is notified of such a death must notify the coroner or medical examiner of the death, and the coroner or medical examiner must notify the district attorney. In addition, current law requires a parent, stepparent, guardian, or legal custodian of a child to report to law enforcement the death of the child if it occurs under certain circumstances.

The bill requires that a law enforcement officer, health care provider, or funeral director who has knowledge of a death that occurs outside a hospital, nursing home, hospice, or physician’s office must immediately report the death to the appropriate law enforcement agency and the coroner or medical examiner in the county where the death occurred or where the body or remains were located. Any person who discovers a body or the remains of a deceased individual outside a hospital, nursing home, hospice, or physician’s office must also immediately report the death, if the death is of a type that must be reported, to law enforcement in the county where the death occurred or where the body or remains were located and may also report the death to the coroner or medical examiner. If the discovery of the body or remains is not reported to the coroner or medical examiner, law enforcement must report the discovery to the coroner or medical examiner. The bill also includes specific reporting requirements for deaths that occur in hospitals, nursing homes, hospices, or physician’s offices. First, a health care provider must report each death that occurs in a physician’s office. Second, a hospice must report deaths that occur while a person is receiving care from hospice in accordance with the coroner or medical examiner’s written policy. Third, a hospital or nursing home must report each death that occurs at the hospital or nursing home and that did not result from a natural disease
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process. Fourth, a hospital must report each death that occurs in the emergency department of the hospital.

Currently, the penalty for failure to report a death for which reporting is required is a fine not to exceed $1,000 or imprisonment for not more than 90 days. The bill increases the maximum fine to $10,000 for a partnership, association, organization, institution, or body politic or corporate that fails to report a death for which reporting is required.

Jurisdiction to investigate death and notifications

The bill assigns jurisdiction to investigate the cause and manner of a death to the coroner or medical examiner in the county in which occurred the crime, injury, or other event that caused the death. However, if it cannot be determined where the event that caused the death occurred, or if the death occurred outside the state, the coroner or medical examiner in the county in which death was pronounced has jurisdiction to investigate. The bill provides that after any crime scene investigation the coroner or medical examiner who has jurisdiction to investigate cause and manner of death has custody of the deceased's body and prohibits any person from moving the body at or from a death scene without authorization from the law enforcement agency investigating the death and the coroner or medical examiner. The bill requires a coroner or medical examiner who receives notice of a death to notify the deceased's next of kin. The bill provides that a coroner or medical examiner need not notify the district attorney of certain types of reported deaths if the district attorney has waived notice in writing.

Autopsies and other diagnostic procedures

Currently, a coroner, medical examiner, or district attorney may order an autopsy conducted on a body if there is reason to believe that the death resulted from a homicide or certain other crimes or suicide, or occurred under unexplained or suspicious circumstances. A coroner or medical examiner must order an autopsy on any person who dies while confined in a correctional facility in this state. If a child who is under two years of age dies unexpectedly or under circumstances indicating sudden infant death syndrome, the coroner or medical examiner must order an autopsy unless the parent or guardian requests in writing that an autopsy not be performed. If the autopsy reveals that sudden infant death syndrome is the cause of death, that cause shall be stated in the autopsy report. No person may perform an autopsy on the body of a person whose death must be reported without obtaining written authorization from the coroner or medical examiner.

Under current law, if an autopsy is not performed in connection with a death that must be reported, the coroner or medical examiner may take specimens from the body for analysis to assist in determining the cause of death. The coroner or medical examiner must take specimens for analysis in such cases if requested to do so by the spouse, parent, child, or sibling of the deceased.

The bill requires a coroner or medical examiner to order an autopsy for the following deaths: a death that likely resulted from a crime; a death of a person under two years of age under circumstances indicating sudden infant death syndrome; a death of a person under 18 years of age that is unusual or unexplained; a death of a person who is in the custody of a law enforcement officer or under active pursuit
by a law enforcement officer, or that otherwise involves a law enforcement officer; a
death of a person who is confined in federal prison or confined in a jail or otherwise
confined by a sheriff; and a death of a person who is detained or institutionalized in
connection with a civil commitment, preliminary proceedings for civil commitment,
or criminal trial competency proceedings. The bill allows a district attorney to order
an autopsy. The bill repeals the requirement that a coroner or medical examiner, in
cases where a death must be reported, must take specimens from a deceased’s body
upon request of the deceased’s spouse, parent, child, or sibling. Under the bill, if a
coroner or medical examiner does not order an autopsy for a death that must be
reported and a representative of the deceased inquires about performance of an
autopsy, the coroner or medical examiner must inform the representative that the
representative may independently contract for pathology-related services. Finally,
the bill repeals the requirement that, when applicable, coroners and medical
examiners cite sudden infant death syndrome as the cause of death in an autopsy
report.

Investigation records and handling of personal property

The bill requires that each coroner or medical examiner keep records of each
death investigation and specifies the contents of the records. The bill further
requires that the coroner or medical examiner keep death investigation records in
an office that is owned or leased by the county and designated as the office of the
coroner or medical examiner.

The bill provides that records of autopsies and other diagnostic procedures are
confidential. Under the bill, a coroner or medical examiner may release such records
only to persons who have authority to access the deceased’s health care records
without informed consent, to a representative of the deceased, or for educational
purposes. The bill requires that a coroner or medical examiner keep all confidential
records that are gathered for an investigation, such as health care records,
confidential with certain exceptions. At the request of a law enforcement agency
investigating a death, a coroner or medical examiner must keep death investigation
records and information related to an investigation confidential during the course
of the investigation. The bill also requires that each coroner or medical examiner
maintain written policies regarding access to death investigation records.

The bill requires a coroner or medical examiner to maintain an inventory of
personal property that the coroner or medical examiner takes from a death scene or
from a deceased. The bill specifies that the coroner or medical examiner must
destroy, in accordance with applicable county evidence retention policies and
standards for disposal of medications, or donate to a drug repository program any
prescription medications that the coroner or medical examiner collects in an
investigation and does not provide to a law enforcement agency.

Disposition of bodies

Under current law, the coroner’s or medical examiner’s authorization is
required for various activities related to the disposition of bodies.

Authorization to embalm or dispose of a body. Under current law, a coroner’s
or medical examiner’s authorization is required to embalm or perform an autopsy on
the body of a person whose death must be reported. A coroner or medical examiner
must issue the authorization within 12 hours of receiving notice of the death or as soon thereafter as possible in the event of unexplained, unusual, or suspicious circumstances.

The bill requires an authorization from the coroner or medical examiner to embalm, bury, entomb, cremate, or deliver for research purposes the body of a person whose death must be reported. The bill specifies certain information that a coroner or medical examiner must include on an authorization to embalm or dispose of a body, eliminates the general 12-hour deadline for issuing an authorization to embalm, and provides that a coroner or medical examiner must issue an authorization to embalm or dispose of a body as soon as possible after being notified of a death.

Cremation permit. Under current law, a cremation permit issued by a coroner or medical examiner is required for cremation of the body of any deceased person. Currently, a person may not cremate a body within 48 hours of death, or discovery of death, unless the death was caused by a contagious or infectious disease. A coroner or medical examiner must view a body and make inquiry into the cause and manner of death before issuing a cremation permit. Finally, a cremation permit for the body of a person who died outside the state may be used only in the county in which it is issued.

The bill calls the authorization required for cremation a release rather than a permit. The bill provides that even when a death is caused by a contagious or infectious disease, the body may not be cremated within 48 hours of the pronouncement of death unless the body must be cremated immediately to effectively contain the disease or a public health authority orders the sooner disposal of the body during a state of emergency that is related to public health. The bill requires that, if the medical certification of the cause and manner of death on a death certificate is completed by a physician, the coroner or medical examiner must review the medical certification before issuing a cremation release. The bill further requires that a coroner or medical examiner must specify on a cremation release the earliest date and time that cremation may occur. Finally, the bill requires that a person who receives a body for medical research or education must request a cremation release before receiving the body.

Authorization to disinter and reinter. Under current law, a coroner or medical examiner must issue an authorization to disinter and reinter a body upon an order of the court or at the request of various next of kin of the deceased or another person who has authority to dispose of the body.

The bill clarifies that no person, other than a cemetery, may disinter a body or human remains without authorization from the coroner or medical examiner. The bill adds, as a condition for obtaining a coroner’s or medical examiner’s authorization for disinterment without a court order, that the person requesting authorization provide proof of intent to cremate or bury the disinterred remains.

Disposition of unidentified or unclaimed bodies. Under current law, if an inmate of a state, county, or municipal institution dies, and a relative or friend of the deceased does not claim the body and a medical or mortuary school does not take the body, the superintendent of the institution must bury the body.
This bill provides that, if a person other than the superintendent of a state, county, or municipal institution has an unidentified or unclaimed body, the person shall notify the coroner or medical examiner in the county of residence of the deceased, who must bury or cremate the body. The bill further provides that, if the coroner or medical examiner makes reasonable efforts to identify a body and notify the deceased’s representative of disposal of the body, the coroner or medical examiner is immune from civil liability for his or her choice of method for disposing of the body.

**Mental health treatment records**

Under current law, a coroner or medical examiner may obtain a deceased’s health care records without informed consent for the purpose of completing a medical certification on a certificate of death or for conducting a death investigation. This bill provides a coroner or medical examiner access to a deceased’s mental health treatment records without informed consent for the purpose of completing a medical certification on a certificate of death or for conducting a death investigation.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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**The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:**

1. **SECTION 1.** 15.405 (18) of the statutes is created to read:

   15.405 (18) **MEDICOLEGAL INVESTIGATION EXAMINING BOARD.** There is created a medicolegal investigation examining board in the department of safety and professional services that shall consist of the following members appointed for 6-year terms:

   (a) Two individuals, each of whom is a coroner, chief deputy coroner, or deputy coroner.

   (am) Two individuals, each of whom is a nonaccredited medical examiner, as defined in s. 465.01 (4), or a medicolegal investigation staff member, as defined in s. 465.01 (3), other than a medicolegal investigation staff member included under par. (a).

   (b) Two individuals, each of whom is an accredited medical examiner, as defined in s. 465.01 (1g).
(c) One member of the Wisconsin District Attorneys’ Association.

(d) One member of the Badger State Sheriffs Association.

(e) One member of the Wisconsin Chiefs of Police Association.

(g) The attorney general or his or her designee.

(i) One public member.

SECTION 2. 20.165 (1) (g) of the statutes is amended to read:

20.165 (1) (g) General program operations. The amounts in the schedule for the licensing, rule making, and regulatory functions of the department, other than the licensing, rule-making, and credentialing functions of the medical examining board and the affiliated credentialing boards attached to the medical examining board and except for preparing, administering, and grading examinations. Ninety percent of all moneys received under chs. 440 to 480, except chs. 448 and 465 and ss. 440.03 (13), and 440.05 (1) (b), and, less $10 of each renewal fee received under s. 452.12 (5); all moneys transferred from the appropriation under par. (i); and all moneys received under s. 440.055 (2), shall be credited to this appropriation.

SECTION 3. 20.165 (1) (hr) of the statutes is created to read:

20.165 (1) (hr) Medicolegal investigation examining board; program revenues. All moneys received from fees imposed for licenses issued under s. 465.10 to provide training and education to individuals licensed under s. 465.10 and to support the medicolegal investigation examining board in performing its duties and functions.

SECTION 4. 20.165 (1) (kd) of the statutes is created to read:

20.165 (1) (kd) Medicolegal investigation examining board. All moneys transferred from the appropriation account under s. 20.435 (1) (gm) to provide training and education to individuals licensed under s. 465.10 and to support the medicolegal investigation examining board in performing its duties and functions.
SECTION 5. 20.435 (1) (gm) of the statutes, as affected by 2015 Wisconsin Act 55, section 669, is amended to read:

20.435 (1) (gm) Licensing, review and certifying activities; fees; supplies and services. The amounts in the schedule for the purposes specified in ss. 253.12, 254.176, 254.178, 254.179, 254.20 (5) and (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 256.15 (8), ch. 69, for the purchase and distribution of medical supplies, and to analyze and provide data under s. 250.04. All moneys received under ss. 250.04 (3m), 254.176, 254.178, 254.181, 254.20 (5) and (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 256.15 (5) (f) and (8) (d) and ch. 69, other than s. 69.22 (1m), and as reimbursement for medical supplies shall be credited to this appropriation account, except that all moneys received under s. 69.22 for copies of death certificates shall be transferred to the appropriation account under s. 20.165 (1) (kd).

SECTION 6. 20.435 (1) (gm) of the statutes, as affected by 2015 Wisconsin Acts 55, section 670, and .... (this act), is repealed and recreated to read:

20.435 (1) (gm) Licensing, review and certifying activities; fees; supplies and services. The amounts in the schedule for the purposes specified in ss. 253.12, 254.176, 254.178, 254.179, 254.20 (5) and (8), 254.31 to 254.39, 254.41, and 256.15 (8), ch. 69, for the purchase and distribution of medical supplies, and to analyze and provide data under s. 250.04. All moneys received under ss. 250.04 (3m), 254.176, 254.178, 254.181, 254.20 (5) and (8), 254.31 to 254.39, 254.41, and 256.15 (5) (f) and (8) (d) and ch. 69, other than s. 69.22 (1m), and as reimbursement for medical supplies shall be credited to this appropriation account, except that all moneys received under s. 69.22 for copies of death certificates shall be transferred to the appropriation account under s. 20.165 (1) (kd).
SECTION 7. 51.30 (4) (b) 29. of the statutes is created to read:

51.30 (4) (b) 29. To a medical examiner, assistant medical examiner, coroner, or deputy coroner upon an oral or written request from that person, if the individual's treatment records are relevant to completion of a medical certification for the individual's death under s. 69.18 (2) or to an investigation of the cause or manner of the individual's death under s. 979.01 or 979.10. A custodian of treatment records may initiate contact with a coroner or medical examiner to inform him or her of treatment records of a deceased individual that may be relevant to the completion of a medical certification or the investigation of a death. The recipient of any information under this subdivision shall keep the information confidential except as necessary to comply with s. 69.18, 979.01, or 979.10.

SECTION 8. 69.01 (12) of the statutes is amended to read:

69.01 (12) “Final disposition” means the disposition of a corpse or stillbirth by burial, interment, entombment, cremation, delivery to a university or school under s. 157.02 (3) (1m) (c), or delivery to a medical or dental school anatomy department under s. 157.06. “Final disposition” does not include disposition of the ashes produced by cremation of a corpse or stillbirth.

SECTION 9. 69.18 (2) (d) 1. of the statutes is amended to read:

69.18 (2) (d) 1. Except as provided under par. (e), if the manner of death is not natural and is the subject of a coroner's or medical examiner's determination investigated by a coroner or medical examiner under s. 979.01 or 979.03, the coroner or medical examiner or a physician supervised by a coroner or medical examiner in the county where the event which caused the death occurred shall complete and sign the medical certification for the death and mail the death certificate within 5 days after the pronouncement of death or present the certificate to the person responsible
for filing the death certificate under sub. (1) within 6 days after the pronouncement of death.

**SECTION 10.** 69.18 (2) (d) 2. of the statutes is amended to read:

69.18 (2) (d) 2. Except as provided under par. (e), if the decedent was not under the care of a physician for the illness or condition from which the person died, the coroner or medical examiner, or a physician supervised by a coroner or medical examiner, in the county of the place of death shall complete and sign the medical certification for the death and mail the death certificate within 5 days after the pronouncement of death or present the certificate to the person responsible for filing the death certificate under sub. (1) within 6 days after the pronouncement of death.

**SECTION 11.** 69.18 (2) (d) 3. of the statutes is amended to read:

69.18 (2) (d) 3. For a medical certification under this paragraph, except a medical certification of the cause of death of an indigent, a coroner or medical examiner may charge a fee established by the county board, not to exceed an amount reasonably related to the actual and necessary cost of providing the medical certification. The coroner or medical examiner, or the physician employed by the coroner or medical examiner, shall mail or present complete and sign a medical certification as required under subd. 1., whether or not the fee has been paid.

**SECTION 12.** 69.18 (3) (a) of the statutes is amended to read:

69.18 (3) (a) Except as provided under par. (c) or (e), the person who has moved a corpse under sub. (1) (a) shall complete a report for final disposition, on a form supplied by the state registrar, and, within 24 hours after being notified of the death, mail or present a copy of the report to the coroner or medical examiner in the county of the place of death and mail or present a copy to the local registrar in the registration district of the place of death. If the cause of death is subject to an
The investigation must be reported to a coroner or medical examiner under s. 979.01 or 979.03, the report for final disposition shall be submitted to the coroner or medical examiner in the county in which the event which caused the death occurred.

**SECTION 13.** 69.18 (3) (b) of the statutes is amended to read:

69.18 (3) (b) If a medical certification for a corpse is required under sub. (2) (d), no person may embalm the corpse or effect its final disposition without satisfying the requirements for a report under par. (a) and without obtaining the written permission of the person required to complete the medical certification under sub. (2) (d) an authorization to embalm or dispose of a body under s. 979.105.

**SECTION 14.** 69.18 (3) (d) of the statutes is amended to read:

69.18 (3) (d) No person may remove a corpse from this state if the place of death was in this state unless the corpse is accompanied by a copy of the report for final disposition. If a medical certification is required for the corpse under sub. (2) (d), the corpse must be accompanied by the report and the written permission of the coroner or medical examiner to embalm and effect final disposition an authorization to embalm or dispose of a body under s. 979.105. No person may remove a stillbirth from this state if the delivery of the stillbirth was in this state unless the stillbirth is accompanied by a report for final disposition.

**SECTION 15.** 69.18 (4) (a) (intro.) of the statutes is renumbered 69.18 (4) (c) and amended to read:

69.18 (4) (c) Subject to s. 157.111, the coroner or medical examiner of the county in which a decedent’s corpse is interred shall issue an authorization a permit for disinterment and reinterment upon receipt of an order of a court of competent jurisdiction or upon receipt of a written application for disinterment and reinterment signed by the person in charge of the disinterment and by any of the following
persons, in order of priority stated, when persons in prior classes are not available at the time of application, and in the absence of actual notice of contrary indications by the decedent or actual notice of opposition by a member of the same or a prior class:

SECTION 16. 69.18 (4) (a) 1g. to 6. of the statutes are renumbered 69.18 (4) (am) 1g. to 6.

SECTION 17. 69.18 (4) (am) (intro.) of the statutes is created to read:

69.18 (4) (am) (intro.) In this subsection, “representative of the decedent” means any member of the following classes of individuals, in the order of priority listed:

SECTION 18. 69.18 (4) (b) of the statutes is created to read:

69.18 (4) (b) Except as provided in s. 157.112 (3), no person may disinter a human corpse from a grave or tomb without first obtaining a disinterment permit under par. (c) or (d).

SECTION 19. 69.18 (4) (bm) of the statutes is repealed.

SECTION 20. 69.18 (4) (d) of the statutes is created to read:

69.18 (4) (d) Subject to s. 157.111, the coroner or medical examiner of the county in which a decedent’s corpse is interred shall issue a disinterment permit upon receipt of a written application for disinterment that is made and signed by a representative of the decedent and signed by the person in charge of disinterment if all of the following apply:

1. No representative of the decedent who is a member of a prior class under par. (am) is available at the time the application is made.

2. The coroner or medical examiner does not have actual notice that the decedent would have opposed the disinterment.
3. The coroner or medical examiner does not have actual notice of opposition to disinterment by a representative of the decedent who is a member of the same or a prior class under par. (am) as the applicant.

4. The applicant provides proof of intent to cremate the decedent’s corpse or to lawfully inter the decedent’s corpse in a specified burial place.

SECTION 21. 69.18 (4) (e) of the statutes is created to read:

69.18 (4) (e) No person may cremate a corpse disinterred under this subsection without obtaining a cremation release under s. 979.10 (1) (ag).

SECTION 22. 69.18 (4) (f) of the statutes is created to read:

69.18 (4) (f) Except as provided in s. 157.112 (3), no person may disinter a decedent’s cremated remains from a cemetery unless all of the following conditions are satisfied:

1. The cemetery authority, or its designee, consents to disinterment.

2. A representative of the decedent consents to disinterment and no other representative of the decedent who is a member of the same or a prior class under par. (am) objects to disinterment.

SECTION 23. 69.20 (2) (a) 2. of the statutes is amended to read:

69.20 (2) (a) 2. For a certificate of death, any of the persons specified under s. 69.18 (4) (am) 1g. to 6. or an individual who is authorized in writing by one of the persons.

SECTION 24. 157.02 (1), (2), (3), (4) and (5) of the statutes are renumbered 157.02 (1m) (a), (b), (c), (d) and (e), and 157.02 (1m) (b) and (e), as renumbered, are amended to read:

157.02 (1m) (b) Time allowed relative to act. If a relative or friend fails to arrange for taking charge of the corpse within a reasonable time after death, the
superintendent or other officer may proceed as provided in this section subsection,
but relatives or friends may claim the corpse at any time before it has been delivered
pursuant to sub. (3) par. (c).

(e) Other disposition. If the corpse is not disposed of under subs. (1) to (4) pars.
(a) to (d), the superintendent or public officer shall properly bury it.

SECTION 25. 157.02 (1m) (title) of the statutes is created to read:

157.02 (1m) (title) DISPOSITION OF INMATE’S REMAINS.

SECTION 26. 157.02 (2m) of the statutes is created to read:

157.02 (2m) DISPOSITION OF OTHER UNCLAIMED REMAINS. (a) If a person, other
than a person who has responsibility to dispose of a corpse under sub. (1m), has the
corpse of a deceased individual and cannot by exercise of reasonable effort locate a
representative of the deceased, as defined in s. 979.001 (8), or a representative of the
deceased refuses to claim the corpse for disposition, the person shall notify the
coroner or medical examiner in the county of residence of the deceased, and the
coroner or medical examiner shall take custody of the corpse and cause the corpse
to be decently buried or cremated.

(b) A coroner or medical examiner is immune from civil liability for his or her
choice of method for disposing of an unidentified corpse under this subsection if the
coroner or medical examiner made reasonable efforts to identify the corpse.

(c) A coroner or medical examiner is immune from civil liability for his or her
choice of method for disposing of an unclaimed corpse under this subsection if the
coroner or medical examiner made reasonable efforts to notify a representative of the
deceased, as defined in s. 979.001 (8), of the disposal of the corpse.

SECTION 27. 157.03 (1) of the statutes is amended to read:
157.03 (1) The corpse of a person who died with smallpox, diphtheria, or scarlet fever, or who in his or her last sickness shall request to be buried or cremated, and of a stranger or traveler who suddenly died, shall not be disposed of under s. 157.02 (3) (1m) (c), and no person having charge of a corpse authorized to be so disposed of shall sell or deliver it to be used outside the state.

SECTION 28. 157.03 (2) of the statutes is amended to read:

157.03 (2) Upon receipt of the corpse by a university or school pursuant to s. 157.02 (3) (1m) (c) it shall be properly embalmed and retained for 3 months before being used or dismembered and shall be delivered to any relative claiming it upon satisfactory proof of relationship.

SECTION 29. 157.055 (2) (intro.) of the statutes is amended to read:

157.055 (2) (intro.) Notwithstanding ss. 69.18 (4), 157.113, 445.04 (2), 445.14, 979.01 (3), (3m), and (4), 979.02, and 979.025 (2), 979.027, 979.10, and 979.105, and subch. VII of ch. 440, during a period of a state of emergency related to public health declared by the governor under s. 323.10, a public health authority may do all of the following:

SECTION 30. 157.112 (3) (intro.) of the statutes is amended to read:

157.112 (3) (intro.) A cemetery authority may rebury human remains under sub. (2) without first obtaining an authorization complying with the conditions under s. 69.18 (4), but the cemetery authority shall do all of the following:

SECTION 31. 157.70 (3) (a) of the statutes is amended to read:

157.70 (3) (a) Except as provided under s. 979.01, a person shall immediately notify the director if the person knows or has reasonable grounds to believe that a burial site or the cataloged land contiguous to a cataloged burial site is being disturbed or may be disturbed contrary to the requirements of subs. (4) and (5).
SECTION 32. 346.71 (1) of the statutes is amended to read:

346.71 (1) Every coroner or medical examiner shall, on or before the 10th day of each month, report in writing any accident involving a motor vehicle occurring within the coroner’s or medical examiner’s jurisdiction resulting in the death of any person during the preceding calendar month. If the accident involved an all-terrain vehicle or utility terrain vehicle, the report shall be made to the department of natural resources and shall include the information specified by that department. If the accident involved any other motor vehicle, the report shall be made to the department and shall include the information specified by the department. The coroner or medical examiner of the county where the death occurs, if the accident occurred in another jurisdiction, shall, immediately upon learning of the death, report it to the coroner or medical examiner of the county where the accident occurred, as provided in s. 979.01 (1).

SECTION 33. 346.71 (2) of the statutes is amended to read:

346.71 (2) In cases of death involving a motor vehicle in which the decedent was the operator of a motor vehicle, a pedestrian 14 years of age or older or a bicycle or electric personal assistive mobility device operator 14 years of age or older and who died within 6 hours of the time of the accident, the coroner or medical examiner of the county where the death occurred shall require that a blood specimen of at least 10 cc. be withdrawn from the body of the decedent within 12 hours after his or her death, by the coroner or medical examiner or by a physician so designated by the coroner or medical examiner or by a qualified person at the direction of the physician. All funeral directors shall obtain an authorization from the coroner or medical examiner of the county where the accident occurred as provided in s. 979.01 (4) 979.105 prior to proceeding with embalming any body coming under the scope of
this section. The blood so drawn shall be forwarded to a laboratory approved by the
department of health services for analysis of the alcoholic content of the blood
specimen. The coroner or medical examiner causing the blood to be withdrawn shall
be notified of the results of each analysis made and shall forward the results of each
such analysis to the department of health services. If the death involved a motor
vehicle, the department shall keep a record of all such examinations to be used for
statistical purposes only and the department shall disseminate and make public the
cumulative results of the examinations without identifying the individuals involved.
If the death involved an all-terrain vehicle or utility terrain vehicle, the department
of natural resources shall keep a record of all such examinations to be used for
statistical purposes only and the department of natural resources shall disseminate
and make public the cumulative results of the examinations without identifying the
individuals involved.

**SECTION 33.** 440.03 (9) (a) (intro.) of the statutes is amended to read:

440.03 (9) (a) (intro.) Subject to pars. (b) and (c) and except as provided in par.
(bm), the department shall, biennially, determine each fee for an initial credential
for which no examination is required, for a reciprocal credential, and for a credential
renewal by doing all of the following:

**SECTION 34.** 440.03 (9) (bm) of the statutes is created to read:

440.03 (9) (bm) The medicolegal investigation examining board may determine
the amount of any fees imposed for licenses issued under s. 465.10, in accordance
with s. 465.05 (2) (a).

**SECTION 35.** 440.03 (13) (b) 38d. of the statutes is created to read:

440.03 (13) (b) 38d. Medicolegal investigator.

**SECTION 36.** 440.05 (intro.) of the statutes is amended to read:
440.05 Standard fees. (intro.) The following standard fees apply to all initial credentials, except as provided in ss. 440.51, 444.03, 444.11, 446.02 (2) (c), 447.04 (2) (c) 2., 449.17 (1m) (d), and 449.18 (2) (d), and 465.05 (2) (a):

SECTION 38. 440.08 (2) (a) 46t. of the statutes is created to read:
440.08 (2) (a) 46t. Medicolegal investigation: January 1, 2019, and quadrennially thereafter.

SECTION 39. 440.78 (1) (b) of the statutes is amended to read:
440.78 (1) (b) A copy of the cremation permit release issued under s. 979.10 (1) (ag).

SECTION 40. Chapter 465 of the statutes is created to read:

CHAPTER 465
MEDICOLEGAL INVESTIGATION

465.01 Definitions. In this chapter:

(1g) “Accredited medical examiner” means a medical examiner appointed under s. 59.34 (1) (a) or 59.38 (5) who satisfies any of the following:

(a) He or she is accredited as a certified forensic pathologist by the American Board of Pathology.

(b) He or she is accredited as a certified forensic anthropologist by the American Board of Forensic Anthropology.

(c) He or she is certified in forensic odontology by the American Board of Forensic Odontology.

(1r) “Board” means the medicolegal investigation examining board.

(2) “Medical examiner” means a nonaccredited medical examiner or an accredited medical examiner.
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(3) (a) Except as provided in par. (b), “medicolegal investigation staff member” means a chief deputy coroner, a deputy coroner, a deputy medical examiner, and any other individual who assists the office of a coroner or medical examiner with an investigation of a death.

(b) “Medicolegal investigation staff member” does not include any of the following:

1. An individual who is elected as a coroner or appointed to fill a vacancy as a coroner.

2. A medical examiner.

3. An individual performing solely administrative functions in the office of a coroner or medical examiner.

(4) “Nonaccredited medical examiner” means a medical examiner appointed under s. 59.34 (1) (a) or 59.38 (5) other than an accredited medical examiner.

465.05 Powers and duties of board. (1) Duties. The board shall do all of the following:

(a) Promulgate rules specifying standards and curricula for the training and education requirements to be satisfied by individuals who seek or possess a license in medicolegal investigation.

(b) Coordinate and provide, on a regional basis and at no cost to licensees, the training and education described in s. 465.10 (3), (3m) (b), and (4) (a) 1. and (b) 2.

(c) Monitor compliance with the licensure requirements under this chapter.

(d) Approve instructor certification standards that must be satisfied in order for a person to conduct the training and education required under s. 465.10 (3), (3m) (b), and (4) (a) 1. and (b) 2.
(dm) If an individual who holds a license issued under s. 465.10 fails to satisfy the requirement under s. 465.10 (3) (a) within the period specified in s. 465.10 (3) (a), revoke the individual’s license.

(e) If a license issued under s. 465.10 is revoked by the board or is not renewed, do any of the following that is applicable with respect to the individual who was the holder of the license:

1. If the individual is a nonaccredited medical examiner, send a statement to the county board or county executive, if applicable, for any county in which the nonaccredited medical examiner serves recommending dismissal of the nonaccredited medical examiner because of the revocation of or failure to renew the license.

2. If the individual is a medicolegal investigation staff member, send a notice to the office in which the medicolegal investigation staff member works notifying the coroner or medical examiner of the revocation of or failure to renew the license.

(2) Powers. The board may do any of the following:

(a) Impose fees for initial licenses or for license renewals under s. 465.10 (2) and (4). If the board imposes any fee under this paragraph, the board shall set the fee at an amount commensurate with the cost of issuing licenses and monitoring compliance with this chapter.

(c) Promulgate and enforce any rules not inconsistent with this chapter to enforce this chapter.

465.10 License required; requirements to maintain license. (1) License required. (a) Except as provided in par. (b), no person may perform a death investigation or perform the functions of a medical examiner or medicolegal
investigation staff member without a license in medicolegal investigation issued under this section.

(b) None of the following is required to have a license in medicolegal investigation issued under this section:

1. An accredited medical examiner.

2. An individual who is elected as a coroner or appointed to fill a vacancy as a coroner.

(2) Issuing of licenses. (a) Initial license. The board shall issue a license in medicolegal investigation to an individual if all of the following are satisfied:

1. The individual is appointed as a nonaccredited medical examiner or is hired by a coroner or medical examiner to serve as a medicolegal investigation staff member.

2. The individual pays any fee imposed by the board under s. 465.05 (2) (a).

(b) License renewal. The renewal date for a license issued under this subsection is specified under s. 440.08 (2) (a). Renewal applications shall include any fee established by the board under s. 465.05 (2) (a) and proof satisfactory to the board that the individual has completed all hours of training or education required under sub. (3).

(3) Training and education requirements. (a) An individual who is issued an initial license under sub. (2) (a) shall, within 18 months after the license is issued, complete a basic, 40-hour death investigation training course approved by the board.

(am) 1. An individual who is issued an initial license under sub. (2) (a) within 18 months prior to the next renewal date may renew the license one time without satisfying the requirement under par. (a). The individual may renew the license a
2nd time following completion, within the period specified under par. (a), of that requirement.

2. An individual who is issued an initial license under sub. (2) (a) more than 18 months prior to the next renewal date may renew the license one time after satisfying, within the period specified under par. (a), the requirement under par. (a).

(b) An individual applying for a renewal of a license issued under sub. (2) (a) subsequent to the 2nd renewal under par. (am) 1. or the first renewal under par. (am) 2., and an individual applying for a renewal of a license issued under sub. (2) (a) subsequent to the renewal under sub. (3m) (b), shall complete 24 hours of education, as prescribed by the board.

(3m) Currently serving individuals. (a) Notwithstanding sub. (2) (a), the board shall issue an initial license in medicolegal investigation under sub. (2) (a) to every individual who is serving as a nonaccredited medical examiner or medicolegal investigation staff member in this state on the effective date of this paragraph .... [LRB inserts date]. The board may also, in the manner prescribed by the board, issue an initial license in medicolegal investigation under sub. (2) (a) to an individual who is serving as a coroner in this state on the effective date of this paragraph .... [LRB inserts date], and who elects to receive a license under this paragraph.

(b) Notwithstanding sub. (3) (a) and (am), an individual issued an initial license under par. (a) is not required to satisfy the requirement under sub. (3) (a), but shall instead, prior to the January 1, 2019, renewal date, satisfy all of the following in order to renew the license:

1. Complete 24 hours of education, as prescribed by the board.

2. In addition to the hours of education required under subd. 1., do one of the following:
a. Complete 16 hours of education, as prescribed by the board.

b. Obtain a waiver from the requirement under subd. 2. a. in the method described under par. (c).

(c) The board may grant a waiver of the education requirement under par. (b) 2. a. to a coroner, nonaccredited medical examiner, or medicolegal investigation staff member who holds a credential, in good standing, from a nationally recognized accreditation organization specializing in death investigation education and who applies to the board for a waiver in the method prescribed by the board.

(d) Notwithstanding sub. (2) (a) 2. and s. 465.05 (2) (a), no initial license fee may be imposed for individuals issued an initial license under par. (a).

(4) Optional license. (a) Initial license. The board may issue a license in medicolegal investigation to an individual, other than an individual required to hold a license under sub. (1), who satisfies all of the following criteria:

1. The individual successfully completes 40 hours of training, as prescribed by the board, and any additional requirements set by the board.

2. The individual applies to the board for a license in the manner prescribed by the board.

3. The individual pays any licensing fee imposed by the board under s. 465.05 (2) (a).

(b) License renewal. The renewal date for a license issued under this subsection is specified under s. 440.08 (2) (a). Renewal applications shall include all of the following:

1. Any fee established by the board under s. 465.05 (2) (a).

2. Proof satisfactory to the board that the individual has completed, in the 4-year period preceding the renewal date, 24 hours of education, as prescribed by the
board. This subdivision does not apply to an individual applying for an initial renewal who is issued a license under par. (a) when there is less than one year remaining until the next license renewal date.

3. Proof that the individual has fulfilled any other requirements of licensure as prescribed by the board.

(5) BOARD NOTIFICATION REQUIREMENT. An individual who is elected as a coroner, is appointed to fill a vacancy as a coroner, is appointed as a nonaccredited medical examiner, or is hired by a coroner or medical examiner to serve as a medicolegal investigation staff member shall, if he or she leaves his or her position as a coroner, medical examiner, or medicolegal investigation staff member, so inform the board.

465.15 Penalty. Any person who violates s. 465.10 (1) (a) shall be fined not more than $1,000 or imprisoned not more than 90 days.

SECTION 41. 979.001 of the statutes is created to read:

979.001 Definitions. In this chapter:

(1) “Health care provider” means all of the following:

(a) A midwife licensed under subch. XIII of ch. 440.
(b) A nurse licensed under ch. 441.
(c) A chiropractor licensed under ch. 446.
(d) A dentist licensed under ch. 447.
(e) A physician, physician assistant, or respiratory care practitioner licensed or certified under subch. II of ch. 448.
(f) A physical therapist licensed under subch. III of ch. 448.
(g) A podiatrist licensed under subch. IV of ch. 448.
(h) A dietitian certified under subch. V of ch. 448.
(i) An athletic trainer licensed under subch. VI of ch. 448.
(j) An occupational therapist or occupational therapy assistant licensed under subch. VII of ch. 448.

(k) An optometrist licensed under ch. 449.

(L) A pharmacist licensed under ch. 450.

(m) An acupuncturist certified under ch. 451.

(n) A psychologist licensed under ch. 455.

(o) A social worker, marriage and family therapist, or professional counselor certified or licensed under ch. 457.

(p) A speech-language pathologist or audiologist licensed under subch. II of ch. 459 or a speech and language pathologist licensed by the department of public instruction.

(q) A massage therapist or bodyworker certified under ch. 460.

(2) “Hospice” means an organization, program, or place that meets the definition in s. 50.90 (1) and that is licensed under s. 50.92.

(3) “Hospital” means a facility licensed under s. 50.35 or a facility operated as a hospital by the federal government, a state, or a political subdivision of a state.

(4) “Human remains” has the meaning given in s. 157.061 (8).

(5) “Law enforcement agency” has the meaning given in s. 165.83 (1) (b).

(6) “Law enforcement officer” means any person employed by the state, or any political subdivision of the state, for the purpose of detecting and preventing crime and enforcing laws or ordinances and who is authorized to make arrests for violations of the laws or ordinances that the person is employed to enforce.

(7) “Nursing home” means a facility that meets the definition in s. 50.01 (3) and that is licensed under subch. I of ch. 50.
(8) “Representative of the deceased” means any member of one of the following classes of individuals, in the order of priority listed, who is available, if no member of a prior class is available:

(a) The deceased’s spouse.
(b) An adult son or daughter of the deceased.
(c) A parent of the deceased.
(d) An adult brother or sister of the deceased.
(e) A person appointed as a representative of the deceased by the circuit court.

SECTION 42. 979.01 (title) of the statutes is amended to read:

979.01 (title) Reporting deaths required; penalty; taking specimens by coroner or medical examiner jurisdiction for investigating deaths.

SECTION 43. 979.01 (1) of the statutes is repealed and recreated to read:

979.01 (1) (a) If a death occurs outside a hospital, physician’s office, nursing home, or hospice, and is not required to be reported under par. (b) or (c), a law enforcement officer, health care provider, or funeral director who has knowledge of the death and any person who discovers the body or remains of a deceased individual shall immediately report the death to an appropriate law enforcement agency and to the coroner or medical examiner in the county in which the individual was pronounced dead or in which the deceased’s body or remains were located except that a person who is required to report a death because he or she discovered a body or the remains of a deceased individual may report the death to a law enforcement officer in lieu of reporting the death to the coroner or medical examiner. Deaths that are required to be reported under this paragraph include all of the following:

1. A death that involves unexplained, unusual, or suspicious circumstances.
2. A death that the person has reason to believe is the result of a homicide.
3. A death that the person has reason to believe is the result of a suicide.

4. A death of a woman that is associated with an abortion, as defined in s. 253.10 (2) (a).

5. A death, if the person has reason to believe that an injury or poisoning was a contributing cause of the death, whether or not the person has reason to believe that the injury or poisoning was the primary cause of the death and regardless of the interval between the injury or poisoning and the death.

6. A death that occurred when the individual was not under the care of a physician for the illness or condition that caused the death.

7. A death, if after reasonable efforts, a physician cannot within 6 days after the pronouncement of death, or sooner under circumstances that the coroner or medical examiner determines to be an emergency, be obtained to sign the medical certification as required under s. 69.18 (2) (b) or (c).

8. A death that the person has reason to believe is associated with the abuse of a chemical substance that may be legally used or with the use of a controlled substance, as defined in s. 961.01 (4).

9. A death that the person has reason to believe is associated with an epidemic or pandemic, with the spread of a dangerous communicable disease, as defined by the department of health services, or with a disease-causing agent that may pose a threat to public health.

(b) A law enforcement officer shall immediately report to the coroner or medical examiner in the county in which an individual was pronounced dead all of the following:

1. A death that occurs while an individual is in the actual or constructive custody of a law enforcement officer.
2. A death of an individual that occurs during the pursuit of the individual by
a law enforcement officer or otherwise involves a law enforcement officer.

3. A death that occurs while the individual is confined in a federal prison in this
state, a state prison, county jail or house of correction, a juvenile correctional facility,
as defined in s. 938.02 (10p), or a juvenile detention facility, as defined in s. 938.02
(10r), or is otherwise incarcerated in the custody of the department or of a county
sheriff.

(c) A facility where a deceased individual was being detained or
institutionalized under s. 51.20, 971.14, or 971.17 or ch. 980 at the time of his or her
death shall immediately report the death to the coroner or medical examiner in the
county where the facility is located.

(d) A health care provider shall immediately report a death that occurs in a
physician’s office, as defined in s. 460.01 (5), to the coroner or medical examiner in
the county in which the physician’s office is located.

(e) A hospital shall immediately report to the coroner or medical examiner in
the county in which the hospital is located a death that occurs at the hospital and
satisfies any of the following conditions:

1. The death occurred in the emergency department of the hospital.

2. The death was not the result of a natural disease process. For purposes of
this subdivision, deaths described in par. (a) 1. to 5., 8., and 9. are not considered to
be the result of a natural disease process.

(f) A nursing home shall immediately report to the coroner or medical examiner
in the county in which the nursing home is located a death that occurs at the nursing
home and that the nursing home has reason to believe was not the result of a natural
disease process. For purposes of this paragraph, deaths described in par. (a) 1. to 5.,
8., and 9. are not considered to be the result of a natural disease process.

(g) 1. A hospice shall report a death that occurred while an individual was
receiving care from the hospice in accordance with the written policy created under
subd. 2. that applies to the county in which the death occurred.

2. A coroner or medical examiner shall create and distribute to each hospice
that operates in the county under his or her jurisdiction a written policy that
describes the circumstances under which a hospice must report to the coroner or
medical examiner a death that occurs while an individual is receiving care from the
hospice.

SECTION 44. 979.01 (1d) of the statutes is created to read:

979.01 (1d) Notwithstanding sub. (1), no person specified in sub. (1) need
report a death under sub. (1) if that person knows that another person specified in
sub. (1) has already reported the death to a coroner or medical examiner.

SECTION 45. 979.01 (1g) of the statutes is repealed and recreated to read:

979.01 (1g) If discovery of a body or remains of a deceased individual is
reported to law enforcement under sub. (1) but not to the coroner or medical
examiner, the law enforcement officer shall immediately notify the coroner or the
medical examiner of the county in which the body or human remains were located.

SECTION 46. 979.01 (1i) of the statutes is created to read:

979.01 (1i) If a coroner or medical examiner is notified of a death under sub.
(1) and determines that the death was caused by a crime, injury, trauma, or other
event in a county other than the county in which the death was reported, the coroner
or medical examiner shall notify an appropriate law enforcement agency and the
coroner or medical examiner in the county in which the crime, injury, trauma, or other event is believed to have occurred.

**SECTION 47.** 979.01 (1k) of the statutes is created to read:

979.01 (1k) (a) Except as provided in par. (b), if a death must be reported under sub. (1), the coroner or medical examiner in the county in which the crime, injury, trauma, or other event that caused the death occurred has jurisdiction to investigate the cause and manner of death including access to a death investigation scene and specimens necessary for death investigation.

(b) If there is reason to believe that a death that must be reported under sub. (1) was caused by a crime, injury, trauma, or other event that occurred outside this state, or if after reasonable efforts it cannot be determined where the crime, injury, trauma, or other event that caused the death occurred, the coroner or medical examiner in the county in which death is pronounced has jurisdiction to investigate the cause and manner of death.

**SECTION 48.** 979.01 (1m) of the statutes is renumbered 979.01 (1m) (a) and amended to read:

979.01 (1m) (a) The coroner or medical examiner receiving notification under sub. (1) or (1g) who has jurisdiction to investigate cause and manner of a death under this section shall immediately, within a reasonable time after receiving notice of the death, notify the district attorney for his or her county of the death.

**SECTION 49.** 979.01 (1m) (b) of the statutes is created to read:

979.01 (1m) (b) Except as provided in s. 979.04 (2), the coroner or medical examiner is not required to notify the district attorney of any deaths for which the district attorney, in writing, waives notice.
**SECTION 50.** 979.01 (1p) of the statutes is created to read:

979.01 (1p) A coroner or medical examiner who receives notice of a death under sub. (1), or his or her designee, shall notify the deceased’s next of kin of the death.

**SECTION 51.** 979.01 (1r) of the statutes is amended to read:

979.01 (1r) If the coroner or medical examiner is notified of a death under sub. (1) or (1g) and determines that his or her notification of the death was not required under sub. (1) or (1g), the discovery of human remains under this section and determines that the human remains have no forensic significance, he or she shall notify the director of the historical society under s. 157.70 (3).

**SECTION 52.** 979.01 (2) of the statutes is renumbered 979.01 (2) (a) and amended to read:

979.01 (2) (a) Unless s. 948.23 (1) (b) applies and except as provided in par. (b), any person who violates this section shall sub. (1) may be fined not more than $1,000 or imprisoned not more than 90 days or both.

**SECTION 53.** 979.01 (2) (b) of the statutes is created to read:

979.01 (2) (b) Any partnership, association, organization, institution, or body politic or corporate that violates sub. (1) may be fined not more than $10,000.

**SECTION 54.** 979.01 (3) of the statutes is repealed.

**SECTION 55.** 979.01 (3m) of the statutes is repealed.

**SECTION 56.** 979.01 (4) of the statutes is renumbered 979.105 and amended to read:

979.105 **Authorization to embalm or dispose of a body.** No person may embalm or perform an autopsy or dispose of, by burial, entombment, cremation, delivery to a university or school under s. 157.02 (3), or delivery to a medical or dental school anatomy department under s. 157.06, the body of any person who has died
under any of the circumstances listed in this section or on the body of any person whose death has been reported under s. 948.23 (1) (b) unless the person obtains the individual whose death must be reported under s. 948.23 (1) (b) or 979.01 (1) without the written authorization of the coroner of the county in which the injury or cause of death occurred. Such authorization shall be issued by the or medical examiner who has jurisdiction to investigate the death under s. 979.01. An authorization under this section shall include information necessary to identify the deceased, the date and place of death, the name of the funeral director or person acting in the place of the funeral director, and shall specify that the authorization does not override the wishes of the next of kin of the deceased with respect to disposition of the body. The coroner or - a deputy within 12 hours after notification of the reportable death, or medical examiner, or his or her designee, shall issue an authorization under this section as soon thereafter as possible in the event of unexplained, unusual or suspicious circumstances after being notified of the death.

SECTION 57. 979.015 of the statutes is amended to read:

979.015 Subpoena for documents. Upon the request of the coroner, medical examiner, or district attorney, a court shall issue a subpoena requiring the production of documents necessary for the determination of a decedent’s relevant to determining the cause or manner of a deceased’s death. The documents may include the decedent’s patient health care records and treatment records, as defined in ss. 51.30 and 146.81 (4). The documents shall be returnable to the officer named in the subpoena.

SECTION 58. 979.017 of the statutes is created to read:

979.017 Custody of and authorization to move a body. (1) After any crime scene investigation has been completed, the coroner or medical examiner who
has jurisdiction to investigate a death under s. 979.01 has legal custody of the
deceased’s body until he or she releases the body for disposition. Temporary transfer
of a deceased’s body for the purpose of removing a body part that is the subject of an
anatomical gift under s. 157.06 does not constitute release of legal custody of the
body.

(2) If an individual’s death must be reported under s. 979.01 (1), no person may
move the individual’s body at or from the scene of death without authorization from
both the law enforcement agency investigating the death and the coroner or medical
examiner to whom the death was first reported under s. 979.01, except if it is
necessary to move the body to perform search or rescue operations for living
individuals.

SECTION 59. 979.02 (title) of the statutes is amended to read:

979.02 (title) Autopsies and other diagnostic procedures.

SECTION 60. 979.02 of the statutes is renumbered 979.02 (1) and amended to
read:

979.02 (1) The coroner, or medical examiner or district attorney who has
jurisdiction to investigate a death under s. 979.01 may order the conducting of that
an autopsy upon or other appropriate diagnostic procedure be performed on the body
of a dead person any place within the state in cases where an inquest might be had
as provided in s. 979.04 notwithstanding the fact that no such inquest is ordered or
conducted. The autopsy shall be conducted by a licensed physician who has
specialized training in pathology. The district attorney may move the circuit court
for the county in which the body is buried for an order disinterring the body for
purposes of autopsy. The order shall be granted by the circuit court upon a
reasonable showing that any of the criteria specified in s. 979.04 exists. This section
does not prevent additional autopsies or examinations of the body if there are unanswered pathological questions concerning the death and the causes of death the deceased, or may extract from the body any specimen, bodily fluids, other bodily material, or other material for analysis that will assist him or her in conducting a death investigation. The coroner or medical examiner shall dispose of specimens, fluids, and materials that are no longer of use in the investigation in accordance with standard biological material practices and county evidence retention rules.

SECTION 61. 979.02 (2) to (7) of the statutes are created to read:

979.02 (2) The coroner or medical examiner who has jurisdiction to investigate a death under s. 979.01, or his or her designee, shall order that an autopsy and any other appropriate diagnostic procedure be performed on the body of the deceased if any of the following applies:

(a) The coroner or medical examiner has reason to believe that the death resulted from a criminal act, unless the district attorney waives the requirement for an autopsy.

(b) The death must be reported under s. 979.01 (1) (b) or (c), unless the district attorney waives the requirement for an autopsy.

(c) The deceased was under 18 years of age and the death is unexplained or unusual.

(d) The deceased was under 2 years of age and the death occurred under circumstances indicating sudden infant death syndrome.

(3) The district attorney may order an autopsy conducted on the body of a deceased regardless of whether the conditions for ordering an inquest under s. 979.04 (1) are satisfied.
(4) An autopsy ordered under this section may be performed only by a licensed physician who has undergone specialized training in pathology.

(5) The requirement to order an autopsy under sub. (2) does not preclude a coroner or medical examiner from allowing the removal of a body part that is the subject of an anatomical gift under s. 157.06.

(6) Except if ordered under sub. (3), no person may perform an autopsy on the body of an individual whose death must be reported under s. 948.23 (1) (b) or 979.01 (1) without the written authorization of the coroner or medical examiner who has jurisdiction to investigate the death under s. 979.01. In cases in which the coroner or medical examiner issues an authorization to perform an autopsy, the coroner or medical examiner shall, if possible, issue the authorization within 12 hours after being notified of the death, or as soon as possible thereafter.

(7) If the coroner or medical examiner who has jurisdiction to investigate a death under s. 979.01 determines that an autopsy or analysis of specimens, bodily fluids, or other bodily materials is not required for an investigation of a death that must be reported under s. 948.23 (1) (b) or 979.01 (1) and a representative of the deceased inquires about performance of an autopsy or analysis of specimens, bodily fluids, or other bodily materials, the coroner or medical examiner shall inform the representative of the deceased that the representative of the deceased may contract for pathology-related services at his or her own expense.

SECTION 62. 979.025 (2) of the statutes is amended to read:

979.025 (2) INMATE CONFINED IN AN INSTITUTION IN ANOTHER STATE. If an individual dies while he or she is in the legal custody of the department and confined to a correctional facility in another state under a contract under s. 301.07, 301.21, or 302.25, the department shall have an autopsy and any other appropriate
diagnostic procedure performed by an appropriate authority in the other state or by
the coroner or medical examiner of the county in which the circuit court is located
that sentenced the individual to the custody of the department. If the coroner or
medical examiner who performs the autopsy or other diagnostic procedure in this
state determines that the individual’s death may have been the result of any of the
situations that would permit the district attorney to order an inquest under s. 979.04
(1), the coroner or medical examiner shall forward the results of the autopsy or other
diagnostic procedure to the appropriate authority in the other state.

**SECTION 63.** 979.025 (3) of the statutes is amended to read:

979.025 (3) Costs of an autopsy and diagnostic procedure. The costs of an
autopsy or other diagnostic procedure performed under sub. (1) or (2) or performed
on an inmate confined in a correctional facility in this state whose death must be
reported under s. 979.01 (1) (b) shall be paid by the department.

**SECTION 64.** 979.027 of the statutes is created to read:

979.027 Disinterment for autopsy or other diagnostic procedure. The
district attorney may move the circuit court for the county in which a body is buried
for an order disinterring the body for the purpose of conducting an autopsy or other
diagnostic procedures. The order shall be granted by the circuit court upon a
reasonable showing that any of the criteria specified in s. 979.04 (1) exists. The clerk
of the circuit court shall send a copy of the order to the coroner or medical examiner
in the county in which the body is buried. Upon receipt of the order, the coroner or
medical examiner shall issue a permit for disinterment and reinterment under s.
69.18 (4) (c).

**SECTION 65.** 979.03 of the statutes is repealed.

**SECTION 66.** 979.032 of the statutes is created to read:
Coroner or medical examiner investigation records. (1) The coroner or medical examiner shall create and maintain for each investigation conducted under s. 979.01 a record that contains all of the following:

(a) The full name of the deceased and any known alias used by the deceased.

(b) A coroner or medical examiner case number.

(c) A case activity log.

(d) An investigation report containing any personal information regarding the deceased that is relevant to determining the cause and manner of death, the medical history of the deceased, information relevant to the circumstances of the death, death scene observations, findings regarding the body of the deceased that are relevant to determining the cause of death, notation of evidence recovered, including any visual documentation, a list of other persons or agencies involved in the investigation, and a list of persons interviewed by the coroner or medical examiner regarding the case.

(e) A written autopsy report, if an autopsy is conducted.

(f) Documentation of the chain of custody of all evidence and property obtained by the coroner or medical examiner, including an inventory sheet of prescription medications, described under s. 979.036 (2), if applicable.

(2) The coroner or medical examiner shall maintain investigation records created under sub. (1) in an office that is owned or leased by the county, maintained by the county, and designated as the office of the county coroner or medical examiner.

(3) Subject to s. 979.034, the coroner or medical examiner shall maintain written policies regarding access to investigation records created or maintained under this section.

SECTION 67. 979.034 of the statutes is created to read:
979.034 Confidentiality of coroner or medical examiner investigation records and information. (1) The coroner or medical examiner shall keep confidential all records obtained under s. 51.30 (4) (b) 29. or 146.82 (2) (a) 18., all confidential documents obtained by subpoena under s. 979.015, and any information contained in such records or documents, except that the coroner or medical examiner may divulge such information as necessary to complete a medical certification under s. 69.18 (2) and shall provide access to information and records to law enforcement and district attorneys.

(2) The coroner or medical examiner shall keep records of autopsies and other diagnostic procedures, including any photographs or other pictorial images of the deceased made in connection with a death investigation, and information learned from a death investigation or other diagnostic procedure confidential. The coroner or medical examiner may not release such records or information except to persons to whom the deceased's patient health care records may be released under s. 146.82 (2) without informed consent, to a representative of the deceased or his or her designee, or for educational purposes.

(3) If a law enforcement agency, or a district attorney, investigating a death requests that the coroner or medical examiner keep investigation records under s. 979.032 and information related to an investigation confidential, the coroner or medical examiner shall keep such records and information confidential for as long as the law enforcement agency has an open death investigation or the district attorney requests.

SECTION 68. 979.036 of the statutes is created to read:

979.036 Handling of personal property of deceased. (1) Each coroner or medical examiner shall keep an inventory of any money or other property that the
coroner or medical examiner takes from a death scene or from a deceased and does not immediately provide to a law enforcement agency as evidence. The coroner or medical examiner shall release any such property, other than prescription medication, that belonged to the deceased to a representative of the deceased unless the property is needed as evidence or unless a court has issued an order to hold the property for payment of fees associated with the disposal of the body.

(2) If the coroner or medical examiner takes prescription medications from a death scene or from the body of a deceased, the coroner or medical examiner shall list them on an inventory sheet and sign the inventory sheet. If the coroner or medical examiner does not provide the prescription medications to a law enforcement agency as evidence, the coroner or medical examiner shall destroy them in accordance with applicable county evidence retention policies and appropriate standards for disposal of medications, except that the coroner or medical examiner shall donate those prescription medications that satisfy the requirements under s. 255.056 (3) to the drug repository program under s. 255.056 or to another similar drug repository program. The coroner or medical examiner shall indicate on the inventory sheet the disposition of the prescription medications.

SECTION 69. 979.09 of the statutes is amended to read:

979.09 Burial Disposition of an unidentified or unclaimed body. If any judge or circuit court commissioner conducts an inquest as to the death of a stranger or of a person whose identity is unknown or whose body is unclaimed or if the district attorney determines that no inquest into the death of such a person is necessary and the circuit judge has not ordered an inquest under s. 979.04 (2), a coroner or medical examiner has custody of an unidentified or unclaimed body of an individual whose death was investigated under s. 979.01, and the coroner or medical examiner has
made reasonable efforts to identify the body or locate a representative of the deceased, the coroner or medical examiner shall cause the body to be decently buried or cremated and shall certify to all the charges incurred in taking any inquest by him or her and to the expenses of burial or cremation of the dead body. The charges and expenses shall be audited by the county board of the proper county and paid out of the county treasury with funds other than funds appropriated for the operation of the coroner’s or medical examiner’s office. The immunity provisions under s. 157.02 (2m) (b) and (c) apply to a coroner’s or medical examiner’s actions under this section.

SECTION 70. 979.10 (1) (a) (intro.) of the statutes is amended to read:

979.10 (1) (a) (intro.) No person may cremate the corpse body of a deceased person within 48 hours after the pronouncement of death, or the discovery of the death, of the deceased person unless the death was caused by a contagious or infectious disease, and one of the following conditions applies:

(ag) No person may cremate a corpse body unless the person has received a cremation permit release from one of the following:

SECTION 71. 979.10 (1) 1., 2. and 3. of the statutes are renumbered 979.10 (1) (ag) 1., 2. and 3. and amended to read:

979.10 (1) (ag) 1. The coroner or medical examiner in the county where the death occurred was pronounced if the death occurred was pronounced in this state; and the death was not subject to an investigation under s. 979.01.

2. The coroner or medical examiner in the county where the event which caused the death occurred if the death occurred in this state and who investigated the death if the death was pronounced in this state and is the subject of to an investigation under s. 979.01; or.
3. The coroner or medical examiner of the county where the corpse body is to be cremated if the death occurred was pronounced outside this state. A cremation permit issued under this subdivision may not be used in any county except the county in which the cremation permit is issued.

SECTION 72. 979.10 (1) (a) 1m. and 2m. of the statutes are created to read:
979.10 (1) (a) 1m. The person determines that the body must be cremated immediately to effectively contain the disease.
2m. A public health authority orders sooner disposal of the body under s. 157.055 (2) (c) during a state of emergency related to public health.

SECTION 73. 979.10 (1) (b) of the statutes is amended to read:
979.10 (1) (b) A coroner or medical examiner shall include in any cremation permit release issued under par. (a) (ag) a statement that he or she has viewed the corpse body which is the subject of the permit release and made personal inquiry into the cause and manner of death under sub. (2) and is of the opinion that no further examination or judicial inquiry is necessary. The release shall also specify the earliest date and time that the cremation may occur.

SECTION 74. 979.10 (1) (c) of the statutes is renumbered 157.113 and amended to read:
157.113 Permission required to deposit cremated remains in cemetery. No person may deposit any cremated remains of a corpse in any cemetery without the permission of the person who owns or is in charge of the cemetery authority.

SECTION 75. 979.10 (1) (d) of the statutes is created to read:
979.10 (1) (d) If the medical certification of the cause and manner of death of a deceased is completed by a physician under s. 69.18 (2) (b) or (c), the coroner or medical examiner shall review the medical certification before issuing a cremation
release for the deceased. It is not a violation of s. 69.24 for a coroner or medical
examiner to make or receive a copy of a death certificate, that has not been filed
under s. 69.18 (1), for purposes of this paragraph. A coroner or medical examiner
may not release such a copy of a death certificate to any other person or use the copy
for a purpose other than complying with the review requirement under this
paragraph.

**SECTION 76.** 979.10 (2) of the statutes is amended to read:

979.10 (2) If a corpse is to be cremated person requests a cremation release, the
coroner or medical examiner shall view the body, make a careful personal inquiry
into the cause and manner of death, and conduct an autopsy or order the conducting
of an autopsy, if in his or her or the coroner, medical examiner, or district attorney's
opinion attorney determines that it is necessary to determine the cause and manner
of death, perform or order an autopsy performed on the body. If the coroner or
medical examiner determines that no further examination or judicial inquiry is
necessary, he or she shall certify that fact and issue a cremation release. Upon
written request by the district attorney the coroner or medical examiner shall obtain
the concurrence of the district attorney before issuing the certification cremation
release. If the coroner or medical examiner determines that further examination or
judicial inquiry is necessary, he or she shall notify the district attorney under s.
979.04 (2) and refuse to issue a cremation release until the examination or judicial
inquiry is concluded.

**SECTION 77.** 979.10 (3) of the statutes is repealed.

**SECTION 78.** 979.10 (4) of the statutes is amended to read:

979.10 (4) Whoever accepts, receives, or takes any corpse body of a deceased
person with intent to destroy the corpse body by means of cremation, or who cremates
or aids and assists in the cremation of any corpse of a deceased person without
having presented the permit specified in sub. (1) (ag), shall be fined not more
than $10,000 or imprisoned not more than 9 months or both.

**SECTION 79.** 979.10 (5) of the statutes is created to read:

979.10 (5) If a coroner or medical examiner issues an authorization under s.
979.105 for a body but refuses to issue a cremation release for the body under sub.
(2), the coroner or medical examiner and the county are not liable for the cost of
storing the body.

**SECTION 80.** 979.10 (6) of the statutes is created to read:

979.10 (6) A person receiving a body under s. 157.02 (1m) (c) or 157.06 for the
purpose of medical research or education shall request a cremation release from the
coroner or medical examiner who has jurisdiction to issue a cremation release under
sub. (1) (ag) before moving the body out of the county served by the coroner or medical
examiner.

**SECTION 81.** 979.22 of the statutes is amended to read:

979.22 **Autopsies Fees for other autopsy and toxicological services other diagnostic procedures by coroners or medical examiners.** A coroner
or medical examiner may perform autopsies and toxicological services other
diagnostic procedures not required under this chapter and may charge a fee
established by the county board for such autopsies and services. The fee
may not exceed an amount reasonably related to the actual and necessary cost of
providing the service.

**SECTION 82. Nonstatutory provisions.**

(1) **EXAMINING BOARD; INITIAL TERMS.** Notwithstanding the length of terms
specified for the members of the medicolegal investigation examining board under
section 15.405 (18) of the statutes, as created by this act, initial appointments to the medicolegal investigation examining board shall be made as follows:

(a) The members under section 15.405 (18) (a) of the statutes, as created by this act, the member under section 15.405 (18) (c) of the statutes, as created by this act, and the member under section 15.405 (18) (e) of the statutes, as created by this act, shall be appointed for terms expiring on July 1, 2016.

(b) The members under section 15.405 (18) (am) of the statutes, as created by this act, the member under section 15.405 (18) (d) of the statutes, as created by this act, and the member under section 15.405 (18) (g) of the statutes, as created by this act, shall be appointed for terms expiring on July 1, 2018.

(c) The members under section 15.405 (18) (b) of the statutes, as created by this act, and the member under section 15.405 (18) (i) of the statutes, as created by this act, shall be appointed for terms expiring on July 1, 2020.

(2) EXAMINING BOARD; PROVISIONAL APPOINTMENTS.

(a) Notwithstanding section 15.08 (1) of the statutes, the governor may provisionally appoint initial members of the medicolegal investigation examining board under section 15.405 (18) of the statutes, as created by this act. Those provisional appointments remain in force until withdrawn by the governor or acted upon by the senate, and if confirmed by the senate shall continue for the remainder of the unexpired term, if any, of the member and until a successor is chosen and qualifies. A provisional appointee may exercise all the powers and duties of board membership to which the person is appointed during the time in which the appointee qualifies.

(b) A provisional appointment made under paragraph (a) that is withdrawn by the governor lapses upon withdrawal and creates a vacancy for provisional
appointment of another initial member of the medicolegal investigation examining board. Any provisional appointment made under paragraph (a) that is rejected by the senate lapses upon rejection and creates a vacancy for nomination and appointment under section 15.08 (1) of the statutes of another initial board member.

(3) EXAMINING BOARD; EMERGENCY RULE AUTHORITY. The medicolegal investigation examining board may promulgate emergency rules under section 227.24 of the statutes as required under section 465.05 (1) (a) of the statutes, as created by this act, or as authorized under section 465.05 (2) (c) of the statutes, as created by this act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this subsection remain in effect for one year, or until the date on which permanent rules take effect, whichever is sooner. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the medicolegal investigation examining board is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

SECTION 83. Fiscal changes.

(1) On the effective date of this subsection, there is transferred from the appropriation account under section 20.435 (1) (gm) of the statutes to the appropriation account under section 20.165 (1) (kd) of the statutes $270,000.

SECTION 84. Initial applicability.

(1) DEATH INVESTIGATIONS; AUTHORIZATION TO EMBALM OR DISPOSE OF A BODY; CREMATION RELEASE; DISPOSITION OF BODIES. The treatment of sections 69.01 (12), 69.18 (2) (d) 1., 2., and 3., and (3) (a), (b), and (d), 157.02 (1), (1m) (title), (2), (2m), (3), (4), and (5), 157.03 (1) and (2), 157.055 (2) (intro.), 346.71 (2), 440.78 (1) (b), 979.001,
979.01 (title), (1), (1d), (1g), (1i), (1k), (1p), (1r), (3), (3m), and (4), 979.017, 979.025
(2) and (3), 979.03, 979.032, 979.034, 979.036, 979.09, 979.10 (1) (a) (intro.), 1., 1m.,
2., 2m., and 3., (b), (c), and (d), (2), (3), (4), (5), and (6), and 979.22 of the statutes, the
renumbering and amendment of sections 979.01 (1m) and (2) and 979.02 of the
statutes, the amendment of section 979.02 (title) of the statutes, and the creation of
sections 979.01 (1m) (b) and (2) (b) and 979.02 (2), (3), (4), (5), (6), and (7) of the
statutes first apply to deaths occurring on the effective date of this subsection.

(2) Disinterment permits. The treatment of sections 69.18 (4) (a) (intro.) and
1g. to 6., (am) (intro.), (b), (bm), (d), (e), and (f) and 157.112 (3) (intro.) of the statutes
first applies to disinterments performed on the effective date of this subsection.

SECTION 85. Effective dates. This act takes effect on the day after publication,
except as follows:

(1) The treatment of sections 440.03 (9) (a) (intro.) and (bm) and (13) (b) 38d.,
440.05 (intro.), 440.08 (2) (a) 46t., 465.05 (1) (b), (c), (dm), and (e) and (2) (a), 465.10,
and 465.15 of the statutes takes effect on the first day of the 13th month beginning
after publication.

(2) The repeal and recreation of section 20.435 (1) (gm) of the statutes takes
effect on July 1, 2016.