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Chapter No. 497
11/HR40/R619SG
Lo / JP

HOUSE BILL NO. 338

Originated in House Don Richardson Clerk

HOUSE BILL NO. 338

AN ACT TO REENACT AND AMEND SECTION 41-61-75, MISSISSIPPI CODE OF 1972, WHICH PROVIDES FEES FOR MEDICAL EXAMINERS FOR DEATH INVESTIGATIONS AND FOR PATHOLOGISTS FOR PERFORMING AUTOPSIES, TO MOVE THE REPEALER ON THE SECTION FROM THE GENERAL LAWS TO THE SECTION ITSELF, AND TO EXTEND THE DATE OF THE REPEALER; TO AMEND SECTION 2, CHAPTER 367, LAWS OF 2007, TO REMOVE THE REPEALER ON SECTION 41-61-75; AND FOR RELATED PURPOSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

SECTION 1. Section 41-61-75, Mississippi Code of 1972, is reenacted and amended as follows:

41-61-75. (1) For each investigation with the preparation and submission of the required reports, the following fees shall be billed to and paid by the county for which the service is provided:

(a) A medical examiner or his deputy shall receive One Hundred Twenty-five Dollars (\$125.00) for each completed report of investigation of death, plus the examiner's actual expenses. In addition to that fee, in cases where the cause of death was sudden infant death syndrome (SIDS) and the medical examiner provides a SIDS Death Scene Investigation report, the medical examiner shall receive for completing that report an additional Fifty Dollars (\$50.00), or an additional One Hundred Dollars (\$100.00) if the medical examiner has received advanced training in child death investigations and presents to the county a certificate of completion of that advanced training. The State Medical Examiner shall develop and prescribe a uniform format and list of matters to be contained in SIDS/Child Death Scene Investigation reports, which shall be used by all county medical examiners and county medical examiner investigators in the state.

(b) The pathologist performing autopsies as provided in Section 41-61-65 shall receive One Thousand Dollars (\$1,000.00) per completed autopsy, plus mileage expenses to and from the site of the autopsy, and shall be reimbursed for any out-of-pocket expenses for third-party testing, not to exceed One Hundred Dollars (\$100.00) per autopsy.

(2) Any medical examiner, physician or pathologist who is subpoenaed for appearance and testimony before a grand jury, courtroom trial or deposition shall be entitled to an expert witness hourly fee to be set by the court and mileage expenses to and from the site of the testimony, and such amount shall be paid by the jurisdiction or party issuing the subpoena.

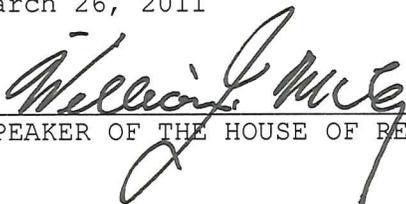
(3) This section shall stand repealed on July 1, 2014.

SECTION 2. Section 2, Chapter 367, Laws of 2007, is amended as follows:

Section 2. This act shall take effect and be in force from and after October 1, 2007 * * *.

SECTION 3. This act shall take effect and be in force from and after June 30, 2011.

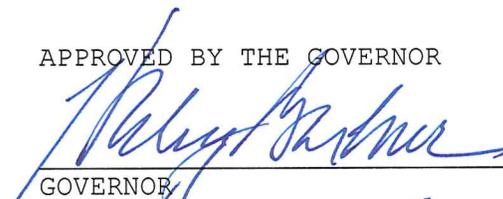
PASSED BY THE HOUSE OF REPRESENTATIVES
March 26, 2011


SPEAKER OF THE HOUSE OF REPRESENTATIVES

PASSED BY THE SENATE
March 26, 2011


PRESIDENT OF THE SENATE

APPROVED BY THE GOVERNOR


GOVERNOR
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