

SENATOR WOOLSON, from the Committee on Judiciary, submitted the following report:

MR. PRESIDENT:

Your Committee on Judiciary, to whom was referred senate file No. 63, a bill for an act to amend section 4017, of the Code, and to more perfectly prevent the desecration and deportation of the bodies of the dead, beg leave to report that they have had the same under consideration, have adopted a substitute. and have instructed me to report the same back to the senate with the recommendation that it do pass.

JNO. S. WOOLSON, *Chairman.*

Ordered passed on file.

SUBSTITUTE FOR SENATE FILE NO. 63.]

A BILL

Handwritten signature of J. S. Woolson, with the word "Judiciary" written below it.

FOR AN ACT TO AMEND CHAPTER 9, OF TITLE XXIV, OF THE CODE, BY REPEALING SECTION 4017, AND ENACTING A SUBSTITUTE THEREFOR; AND BY ENACTING SECTION 4019 $\frac{1}{2}$, PROVIDING FOR THE PROTECTION OF SEPULCHRES, AND THE BODIES OF DECEASED PERSONS.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That chapter 9, of title XXIV, be amended as follows:

SEC. 2. Section 4017 is hereby repealed, and the following is enacted as a substitute therefor:

Sec. 4017. If any person, without lawful authority, willfully dig up, disinter, remove or carry away any human body, or the remains thereof, from its place of interment; or aid, assist, encourage, incite or procure the same to be done or attempted; or willfully receive, conceal, or dispose of any such human body, or the remains thereof; or if any person, with the intent to commit any of the aforesaid acts, partially performs the same; or if any person willfully and unnecessarily, and in an improper manner, indecently expose, throw away, or abandon any human body, or the remains thereof, in any public place, or in any river, stream, pond, or other place, every such offender shall be punished by imprisonment in the penitentiary not more than two years, or by fine not exceeding twenty-five hundred dollars, or by both fine and imprisonment.

SEC. 3. That there be enacted, as section 4019½ of the Code, the following, to-wit:

2 Sec. 4019½. Any physician receiving the body or remains of a deceased person for the
3 purpose of medical or surgical study; and any professor or person in charge of a medical col-
4 lege or school at which such body or remains are received for such purpose, shall, in a situa-
5 ble book, make or cause to be made a legible record of the time when, the name and the de-
6 scription of the person, from whom, and the place where such body or remains were received,
7 and whether or not such body or remains when so received was inclosed in any box, cask or
8 other receptacle, and, if so enclosed, shall record a description of such box, cask or receptacle,
9 sufficient to identify the same, together with the shipping marks or directions, if any, on
10 same; and also a description of such body or remains, including the length, weight and sex
11 of same, the apparent age of the person at the time of death, color of hair, or beard if any,
12 and any and all marks or scars on such body by which same might be identified, and whether
13 or not such body when so received was mutilated so as to prevent identification of same.
14 And such physician, professor or person, shall keep the said record, and on demand exhibit
15 same, as also any and all such bodies or remains of deceased persons then in his charge, for
16 the inspection of any sheriff or his deputy: *provided*, such record shall not be required one
17 year or more after such body was received. Any physician or professor or teacher in a med-
18 ical college or school who uses or allows or permits others under his or her control or charge
19 to use the body or remains of a deceased person for the purpose of medical or surgical study
20 without the record as aforesaid having been first made; or on demand being made by the
21 sheriff or his deputy as aforesaid, shall refuse and fail to exhibit any such record or body in
22 his charge or under his control to such officer for his inspection, shall be guilty of a misde-
23 meanor, and upon conviction be punished by imprisonment in the county jail not exceeding
24 one year, or by fine not exceeding one thousand dollars, or by both such fine and imprison-
25 ment.