

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025

H.B. 614
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HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH40360-MG-45A

Short Title: The Michael Mitchke F.I.N.E. Law.

(Public)

Sponsors: Representative Almond.

Referred to:

A BILL TO BE ENTITLED
AN ACT REQUIRING THE PERFORMANCE OF AN AUTOPSY IN ANY CASE RELATED
TO A FIRE INCIDENT IN WHICH HUMAN REMAINS ARE FOUND.

The General Assembly of North Carolina enacts:

SECTION 1. This act shall be known as "The Michael Mitchke F.I.N.E. Law."

SECTION 2. G.S. 130A-389(a) reads as rewritten:

"(a) The Chief Medical Examiner or a competent pathologist designated by the Chief Medical Examiner shall perform an autopsy or other study in each of the following cases:

(1) If, in the opinion of the medical examiner investigating the case or of the Chief Medical Examiner, it is advisable and in the public interest that an autopsy or other study be made.

(2) If an autopsy or other study is requested by the district attorney of the county or by any superior court judge.

(3) Notwithstanding subdivision (2) of this subsection, in any case in which the district attorney of the county asserts to the Chief Medical Examiner or the medical examiner of the county in which the body was located that there is probable cause to believe that a violation of G.S. 14-18.4 has occurred, a complete autopsy shall be performed. The district attorney has at least 72 weekday hours after pronouncement of death by a person authorized under this Part to express the opinion that death has occurred to make the assertion required by this subdivision, provided that the district attorney or the investigating law enforcement agency provides notification within the first 24 hours after the pronouncement that such an assertion might be made. The district attorney may, but is not required to, assert to the Chief Medical Examiner the facts supporting probable cause to believe that a violation of G.S. 14-18.4 has occurred.

(4) In any case related to a fire incident in which human remains are found.

A complete autopsy report of findings and interpretations, prepared on forms designated for the purpose, shall be submitted promptly to the Chief Medical Examiner. Subject to the limitations of G.S. 130A-389.1 relating to photographs and video or audio recordings of an autopsy, a copy of the report shall be furnished to any person upon request."

SECTION 3. This act becomes effective October 1, 2025, and applies to cases arising on or after that date.



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