



**Roll Call Number**

**Agenda Item Number**

81

**Date** June 27, 2022

An Ordinance entitled, "AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by repealing Section 46-33, relating to copies of fire and medical records and reports",

presented.

Moved by \_\_\_\_\_ that this ordinance be considered and given first vote for passage. Seconded by \_\_\_\_\_.

FORM APPROVED:

(First of three required readings)

s/Kathleen Vanderpool

Kathleen Vanderpool  
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
SHEUMAKER				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	

**CERTIFICATE**

I, LAURA BAUMGARTNER, Acting City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_ Mayor

\_\_\_\_\_ Acting City Clerk

## ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by repealing Section 46-33, relating to copies of fire and medical records and reports.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That Section 43-33, relating to copies of fire and medical records and reports of the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, is amended, by repealing the following:

**Sec. 46-33. Repealed by Ord. No. -----~~Copies of fire and medical records and reports.~~**

- ~~(a) — The fire chief is authorized to prepare and deliver upon request copies or printouts of fire and medical incident reports by the fire department and to charge a fee to cover the cost of copying or printing such reports. The fee to be charged for such copies and printouts shall be the amount set forth in the schedule of fees adopted by the city council by resolution. However, copies or printouts of the reports required by state law and designated confidential shall not be made available to the public.~~
- ~~(b) — The fire chief is further authorized to prepare and deliver upon request copies or printouts of investigation reports and to charge a fee to cover the cost of copying or printing such reports. The fee to be charged for such copies and printouts shall be the amount set forth in the schedule of fees adopted by the city council by resolution.~~
- ~~(c) — The fire chief is further authorized to release to the police department photographic negatives, which may be reproduced to requesting persons. Any fees associated with the reproduction of the photographs shall be paid to the police department by the requesting person.~~
- ~~(d) — The fire chief is further authorized to prepare and deliver upon request copies or printouts of fire department records or reports and to charge a fee to cover the cost of copying or printing such reports. The fee to be charged for such copies and printouts shall be the amount set forth in the schedule of fees adopted by the city council by resolution.~~
- ~~(e) — The fire chief is authorized to deliver upon request photographic copies of fire investigative scenes and to charge a fee for such service. The fee to be charged for such copies shall be the amount set forth in the schedule of fees adopted by the city council by resolution.~~
- ~~(f) — All such copies and printouts shall be furnished to the federal, state or municipal governments or their agencies without charge.~~
- ~~(g) — The fire chief shall permit persons to view fire reports and investigations under supervision for a reasonable period of time, and there shall be no charge for such viewing. Persons viewing such records or reports shall be permitted to make notes on their own paper from such records and reports, but no person shall be permitted to make notes, marks or erasures~~

~~on any such reports or records. However, reports required by state law and designated confidential shall not be made available to the public.~~

~~(h) — The fire chief shall have authority, subject to the approval of the city manager, to prescribe rules and regulations relating to the furnishing, making and handling of all such copies, printouts and reproductions and the terms and conditions upon which they shall be made available.~~

Section 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

s/Kathleen Vanderpool

Kathleen Vanderpool  
Deputy City Attorney