

CHAPTER 234.

STREET IMPROVEMENTS, ETC.

H. F. 452.

AN ACT to repeal section eight hundred fourteen (814) of the supplement to the code of 1913, and enacting a substitute therefor.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. **Repeal and substitute—street improvements—contract**
 1 **—repairs—bond.** Section eight hundred fourteen (814) of the sup-
 2 plement to the code of 1913 be and is hereby repealed, and the follow-
 3 ing enacted in lieu thereof:

4 All contracts for the making or reconstruction of street improve-
 5 ments or sewers shall contain a provision obligating the contractor and
 6 his bondsmen to keep such improvement or sewer in good repair for
 7 not less than four (4) years after the acceptance of the same by the
 8 city, and the bond shall be so conditioned as to conform to such con-
 9 tract.

Approved April 15, A. D. 1919.

CHAPTER 235.

STATE PSYCHOPATHIC HOSPITAL.

S. F. 277.

AN ACT to establish a state psychopathic hospital especially designed, equipped and administered for the care, observation and treatment of persons who are afflicted with abnormal mental conditions, and providing for method of hearing complaint as to persons so afflicted and commitment following such hearing, and making appropriation for the establishment of such hospital.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. **State psychopathic hospital—establishment.** There shall
 2 be established a state psychopathic hospital, especially designed, kept
 3 and administered for the care, observation and treatment of those per-
 4 sons who are afflicted with abnormal mental conditions.

1 SEC. 2. **Designation—location, etc.** It shall be known as the State
 2 Psychopathic Hospital, and shall be located at Iowa City, Iowa, and
 3 connected with the college of medicine of the state university of Iowa.

1 SEC. 3. **State board of education—control.** The said state psycho-
 2 pathic hospital shall be under the control of the Iowa state board of
 3 education.

1 SEC. 4. **State board of education—powers.** The said Iowa state
 2 board of education shall have full power to manage, control and gov-
 3 ern the said hospital the same as other institutions already under its
 4 control.

SEC. 5. Medical director—appointment—additional service—title.

1 The said Iowa state board of education shall appoint a medical direc-
 2 tor of the said hospital, who shall serve as Professor of Psychiatry in
 3 the college of medicine of the state university of Iowa.

SEC. 6. Medical director—duties.

1 The medical director of the said
 2 hospital shall seek to bring about systematic cooperation between the
 3 several state hospitals for the insane and the said state psychopathic
 4 hospital. He shall be the director and in sole charge of the clinical and
 5 pathological work of the said hospital. He shall, from time to time,
 6 visit the state hospitals for the insane, upon the request of the super-
 7 intendants thereof, or upon the request of the board of control of state
 8 institutions, and may advise the medical officers of such state hospitals
 9 for the insane, or the said board of control, in subjects relating to the
 10 phenomena of insanity.

SEC. 7. Patients—classification.

1 Patients admitted to the said
 2 state psychopathic hospital shall be divided into four classes: First,
 3 voluntary private patients; second, committed private patients; third,
 4 voluntary public patients; and, fourth, committed public patients.

5 All voluntary private patients and committed private patients shall
 6 be kept and maintained without expense to the state, and the volun-
 7 tary public patients and committed public patients shall be kept and
 8 maintained by the state.

SEC. 8. Voluntary private patients—admission—care, etc.—charges.

1 Voluntary private patients may be admitted in accordance with the
 2 regulations to be established by the Iowa state board of education;
 3 and their care, nursing, observation, treatment, medicine and main-
 4 tenance shall be without expense to the state. However, the charge
 5 for such care, nursing, observation, treatment, medicine and main-
 6 tenance shall not exceed the cost of the same to the state.

SEC. 9. Committed public patients—filing of information—examina-

1 tion, etc. Persons suffering from mental diseases may be admitted as
 2 committed public patients as follows: Any physician authorized to
 3 practice his profession in the state of Iowa or any citizen of the state
 4 may file information with any district or superior court of the state or
 5 with any judge thereof, alleging that the person named therein is
 6 suffering from some abnormal mental condition that can probably be
 7 remedied by observation, treatment and hospital care; and that he is,
 8 of himself or through those legally responsible for him, unable to pro-
 9 vide the means for such observation and hospital care.

10 Said judge of the district or superior court may, upon his own
 11 motion or upon the information contained in such report filed as
 12 aforesaid, appoint some physician who shall personally examine said
 13 person with respect to his mental condition. Said physician shall
 14 make a written report to the said judge, giving such a history of the
 15 case as will be likely to aid in the observation, treatment and hospital
 16 care of said person and describing the same all in detail, and stating
 17 whether or not, in his opinion, the said person would probably be
 18 helped by observation, treatment and hospital care in said state psycho-
 19 pathic hospital. Such report shall be made within such time as may
 20 be fixed by the court. It shall be the duty of the said judge to have a
 21 thorough investigation made by the county attorney of the county in
 22 which the said person resides, regarding his financial condition and
 23 the financial condition of those legally responsible for him.

1 **SEC. 10. Further procedure.** Upon the filing of such report or
2 reports, said judge of the district or superior court as aforesaid shall
3 fix a day for the hearing upon the complaint and shall cause the per-
4 son or those legally responsible for him to be served with a notice of
5 the hearing; and he shall also notify the county attorney who shall
6 appear and conduct the proceedings; and upon such complaint evi-
7 dence may be introduced. Upon such hearing the person against whom
8 the complaint is made shall be entitled to a trial by jury. If the judge
9 or jury finds that the said person is suffering from an abnormal mental
10 condition which can probably be remedied by observation, medical or
11 surgical treatment and hospital care, and that he or those legally
12 responsible for him are unable to pay the expenses thereof, said judge
13 shall enter an order directing that the said person shall be sent to the
14 state psychopathic hospital at the state university of Iowa, for observa-
15 tion, treatment and hospital care as a committed public patient.

1 **SEC. 11. Patient—examination—treatment, etc.—when admission**
2 **denied—transfer.** When the patient arrives at said hospital it shall
3 be the duty of the director or of some physician acting for him to
4 examine the said patient and determine whether or not, in his judg-
5 ment, he is a fit subject for such observation, treatment and hospital
6 care. If, upon said examination, he decides that such patient should
7 be admitted to the said hospital, the medical director shall provide
8 him with a proper bed in said hospital; and the physician or surgeon
9 who shall have charge of said patient shall proceed with such observa-
10 tion, medical or surgical treatment and hospital care as, in his judg-
11 ment, are proper and necessary. A proper and competent nurse shall
12 also be assigned to look after and care for such patient during such
13 observation, treatment and care as aforesaid.

14 If, upon such examination, the medical director decides that such
15 patient is not a fit subject for admission to the state psychopathic
16 hospital, it shall be the duty of the medical director, as hereinafter
17 provided, to transfer said patient to the state hospital for the insane
18 to which he would be committed under existing statutes if adjudged
19 insane; and the superintendent of the said hospital for the insane shall
receive him.

1 **SEC. 12. Voluntary public patient—order of judge—proviso—treat-**
2 **ment.** If the said judge of the district or superior court, as aforesaid,
3 finds from the physician's report which was filed under the provisions
4 of section 10 of this act, that the said person is suffering from an
5 abnormal mental condition which can probably be remedied by observa-
6 tion, medical or surgical treatment and hospital care, and the report
7 of the county attorney shows that he, or those legally responsible for
8 him, are unable to pay the expenses thereof, said judge shall enter an
9 order directing that the said person shall be sent to the state psycho-
10 pathic hospital at the state university of Iowa for observation, treat-
11 ment and hospital care as a voluntary public patient, provided that
12 the said person, or those legally responsible for him, request the said
13 court or judge to commit said person without the hearing which is
14 required under the provisions of section 10 of this act. When the said
15 patient arrives at the said hospital, he shall receive the same treat-
16 ment as is provided for committed public patients in section 11 of this
act.

1 **SEC. 13. Committed private patient—treatment.** If the said judge
2 of the district or superior court, as aforesaid, finds in the hearing as
3 provided for under the provisions of section 10 of this act that the
4 said person is suffering from an abnormal mental condition which can
5 probably be remedied by observation, medical or surgical treatment
6 and hospital care, and that he, or those legally responsible for him,
7 are able to pay the expenses thereof, said judge shall enter an order
8 directing that the said person shall be sent to the state psychopathic
9 hospital at the state university of Iowa for observation, treatment and
10 hospital care as a committed private patient. When the said patient
11 arrives at the said hospital, he shall receive the same treatment as is
12 provided for committed public patients in section 11 of this act.

1 **SEC. 14. General hospital of college of medicine—transfer of**
2 **patients to—expenses.** If patients of the state psychopathic hospital
3 are transferred by the medical director to the general hospital of the
4 college of medicine of the state university of Iowa, all necessary
5 expenses for the care of said patients while in the wards or rooms of
6 the general hospital shall be paid to the general hospital by the said
7 state psychopathic hospital.

1 **SEC. 15. Transfer of patients—attendant—compensation—expenses**
2 **—itemized statement.** The court may, in his discretion, appoint some
3 person to accompany said committed public patient or said voluntary
4 public patient or said committed private patient from the place where
5 he may be to the state psychopathic hospital of the state university at
6 Iowa City, or to accompany such patient from the said hospital to such
7 place as may be designated by the court. Any person appointed by
8 the court or judge to accompany said person to or from the hospital
9 or to make an investigation and report on any question involved in the
10 complaint, other than the physician making the examination, shall
11 receive the sum of three dollars (\$3.00) per day for the time actually
12 spent in making such investigation (except in cases where the person
13 appointed therefor receives a fixed salary or compensation) and his
14 actual necessary expenses incurred in making such investigation or
15 trip. The physician appointed to make the examination and report
16 shall receive the sum of five dollars (\$5.00) for each and every exam-
17 ination and report so made, and his actual necessary expenses incurred
18 in making such investigation, in conformity with the requirements of
19 this act. The person making claim to such compensation shall present
20 to the court or judge an itemized sworn statement thereof, and when
21 such claim for compensation has been approved by the court or judge,
22 the same shall be filed in the office of the county auditor and shall be
23 allowed by the board of supervisors and paid out of the funds of the
24 county collected for the relief of the poor. If the patient be a female,
25 the person appointed to accompany her must be a woman.

26 Whenever a patient is transferred to a hospital for the insane, it shall
27 be the duty of the medical director of the state psychopathic hospital
28 to designate an attendant to accompany said patient from Iowa City,
29 Iowa, to the said hospital for the insane; and the pay of said attendant
30 in accompanying said patient to the said hospital for the insane and in
31 returning home therefrom shall not exceed three dollars (\$3.00) a day
32 for the time thus necessarily employed, and his actual, reasonable and
33 necessary expenses incurred in accompanying said patient to the said
hospital for the insane and in returning home therefrom. Said per diem

34 and expenses shall be itemized and verified and presented to and
 35 allowed by the state board of audit in connection with the bills for
 36 maintenance as hereinafter provided; provided, however, that if the
 37 party accompanying said patient to the said hospital for the insane
 38 is a parent or other relative or an officer or employee receiving other
 39 compensation, the said person shall receive no per diem, but only his
 40 actual, reasonable and necessary traveling expenses.

SEC. 16. Committed private patient—expenses for care, etc.—liability—claims—collection of. Every committed private patient, if he
 1 has an estate sufficient for that purpose or if those legally responsible
 2 for his support are financially able, shall be liable to the county and
 3 state for all expenses paid by them in behalf of such patient. All bills
 4 for the care, nursing, observation, treatment, medicine and main-
 5 tenance of such patients shall be paid by the state board of audit in
 6 the same manner as those of committed and voluntary public patients
 7 as hereinafter provided, unless said patient or those legally responsible
 8 for him make such settlement with the medical director of said state
 9 psychopathic hospital. If the bills for such patient are audited by
 10 the state board of audit and paid by the state, it shall be the duty of
 11 the medical director of the said state psychopathic hospital to file a
 12 certified copy of the claim which has been audited by the state board
 13 of audit and paid by the state, with the auditor of the proper county,
 14 who shall proceed to collect the same by action if necessary, in the
 15 name of the State Psychopathic Hospital, and when collected, pay the
 16 same into the state treasury. The said medical director shall also, at
 17 the same time, forward a duplicate of the account to the state auditor.
 18

19 Unless said committed private patient or those legally responsible
 20 for him offer to make such settlement, it shall also be the duty of the
 21 county auditor of the proper county as aforesaid to proceed to collect,
 22 by action if necessary, in the name of the said county, the amount of
 23 all claims for per diem and expenses that have been approved by the
 24 said court or judge and paid by the county treasurer of said county
 25 as provided for under the provisions of section 15 of this act, and
 26 when collected to pay the same into the county treasury.

SEC. 17. Voluntary or committed private patients—moneys collected—disposition of. Until such time as the said state psychopathic hos-
 1 pital is actually treating and caring for one hundred patients, the
 2 medical director shall pay all moneys collected from voluntary private
 3 patients or from committed private patients into the state treasury.
 4 After said hospital is actually treating and caring for more than one
 5 hundred patients, all moneys collected from said patients shall be used
 6 for the support of the said hospital.
 7

SEC. 18. Discharge of patients—condition—transfer—notice of.
 1 The medical director of the state psychopathic hospital may discharge
 2 any patient in the following ways:

3 First, as improved, or not likely to be benefited by further treat-
 4 ment.

5 Second: Any patient of the state psychopathic hospital may be
 6 transferred by the medical director to the state hospital for the insane,
 7 in the district of which the said patient was a legal resident, when-
 8 ever, after a satisfactory period of observation and treatment, it is
 9 found that said patient is insane and that further confinement at the
 10 state psychopathic hospital at the state university of Iowa is inadvis-

11 able; provided that whenever an insane person is to be transferred,
 12 due notice of such transfer shall be given to the judge who committed
 13 said patient to the said state psychopathic hospital, to the person mak-
 14 ing the application for the admission of said patient, and to the super-
 15 intendent of the state hospital for the insane to which the patient is
 16 to be transferred.

SEC. 19. **Psychopathic hospital—administration expenses—public patients—appropriation.** The state shall pay to the state psychopathic hospital, out of any money in the state treasury not otherwise appropriated, all expenses for the administration of said hospital, and for the care, treatment and maintenance of committed and voluntary public patients therein, including their clothing and all other expenses of said hospital for said public patients. The bills for said expenses shall be rendered monthly in accordance with rules agreed upon by the state board of audit and the finance committee of the Iowa state board of education, provided that until such time as the said hospital is actually treating and caring for one hundred patients, the sum of nine thousand dollars (\$9,000.00) per month, or as much thereof as may be necessary, is hereby appropriated, out of any money in the state treasury not otherwise appropriated, for the support and maintenance of said hospital.

SEC. 20. **Blanks and reports—preparing and filing—cost—allowance.** The medical faculty of the hospital of the college of medicine of the state university of Iowa shall, immediately upon the taking effect of this act, prepare blanks containing such questions and requiring such information as may be necessary and proper to be obtained by the physician who examines the patient under order of court; and such blanks shall be printed by the state and a supply thereof shall be sent to the clerk of each district and superior court of the state of Iowa; and the physician making such examination shall make his report to the court in duplicate on said blanks, answering the questions contained therein and setting forth the information required thereby; and one of said duplicate reports shall be sent to the state psychopathic hospital with the patient, together with a certified copy of the order of the court. The state board of audit shall audit, allow and pay the cost of the bills as other bills for public printing are allowed and paid.

SEC. 21. **Hospital—erection and equipment—appropriation.** There is hereby appropriated, out of any money in the state treasury not otherwise appropriated, the sum of one hundred seventy-five thousand dollars (\$175,000.00) for the erection and equipment of a building for the state psychopathic hospital at the state university of Iowa. Said sum shall be payable July 15, 1919, on the order of the Iowa state board of education.

Approved April 15, A. D. 1919.