

4 by adding the following: "Such person shall have the right to have  
5 the appeal decided by a jury under the rules and statutes relating to  
6 jury trials in civil cases."

Approved April 3, 1947.

## CHAPTER 130

### MENTALLY INCOMPETENT VETERANS

S. F. 307

AN ACT to repeal section two hundred twenty-nine point twenty (229.20), code 1946, relating to beneficiaries of veterans bureau and inserting a new section in lieu thereof.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section two hundred twenty-nine point twenty  
2 (229.20); Code 1946, is hereby repealed and the following inserted  
3 in lieu thereof:

4 "Whenever, in any proceeding under the laws of this State for  
5 the commitment of a person alleged to be of unsound mind or other-  
6 wise in need of confinement in a hospital or other institution for  
7 his proper care, it is determined after such adjudication of the status  
8 of such person as may be required by law that commitment to a  
9 hospital for mental disease or other institution is necessary for  
10 safekeeping or treatment and it appears that such person is eligible  
11 for care or treatment by the Veterans Administration or other agency  
12 of the United States Government, the Court, upon receipt of a  
13 certificate from the Veterans Administration or such other agency  
14 showing that facilities are available and that such person is eligible  
15 for care or treatment therein, may commit such person to said  
16 Veterans Administration or other agency. The person whose com-  
17 mitment is sought shall be personally served with notice of the pending  
18 commitment proceeding in the manner as provided by the law of this  
19 State; and nothing in this act shall affect his right to appear and be  
20 heard in the proceedings. Upon commitment, such person, when  
21 admitted to any facility operated by any such agency within or  
22 without this State shall be subject to the rules and regulations of the  
23 Veterans Administration or other agency. The Chief Officer of any  
24 facility of the Veterans Administration or institution operated by  
25 any other agency of the United States to which the person is so  
26 committed shall with respect to such person be vested with the same  
27 powers as superintendents of state hospitals for mental diseases  
28 within this State with respect to retention of custody, transfer, parole  
29 or discharge. Jurisdiction is retained in the committing or other  
30 appropriate court of this State at any time to inquire into the mental  
31 condition of the person so committed, and to determine the necessity  
32 for continuance of his restraint, and all commitments pursuant to  
33 this act are so conditioned.

34 The judgment or order of commitment by a court of competent  
35 jurisdiction of another State or of the District of Columbia, committing  
36 a person to the Veterans Administration, or other agency of the  
37 United States Government for care or treatment shall have the

38 same force and effect as to the committed person while in this State  
 39 as in the jurisdiction in which is situated the court entering the judg-  
 40 ment or making the order; and the courts of the committing State, or  
 41 of the District of Columbia, shall be deemed to have retained jurisdic-  
 42 tion of the person so committed for the purpose of inquiring into the  
 43 mental condition of such person, and of determining the necessity  
 44 for continuance of his restraint; as is provided in subsection one  
 45 (1)\* of this section with respect to persons committed by the courts  
 46 of this State. Consent is hereby given to the application of the law  
 47 of the committing state or district in respect to the authority of the  
 48 chief officer of any facility of the Veterans Administration, or of any  
 49 institution operated in this State by any other agency of the United  
 50 States to retain custody, or transfer, parole or discharge the committed  
 51 person.

52 Upon receipt of a certificate of the Veterans Administration or  
 53 such other agency of the United States that facilities are available for  
 54 the care or treatment of any person heretofore committed to any  
 55 hospital for the insane or other institution for the care or treatment  
 56 of persons similarly afflicted and that such person is eligible for care  
 57 or treatment, the superintendent of the institution may cause the  
 58 transfer of such person to the Veterans Administration or other  
 59 agency of the United States for care or treatment. Upon effecting  
 60 any such transfer, the committing court or proper officer thereof  
 61 shall be notified thereof by the transferring agency. No person shall  
 62 be transferred to the Veterans Administration or other agency of  
 63 the United States if he be confined pursuant to conviction of any felony  
 64 or misdemeanor or if he has been acquitted of the charge solely  
 65 on the ground of insanity, unless prior to transfer the court or other  
 66 authority originally committing such person shall enter an order  
 67 for such transfer after appropriate motion and hearing.

68 Any person transferred as provided in this section shall be deemed  
 69 to be committed to the Veterans Administration or other agency of  
 70 the United States pursuant to the original commitment."

Approved April 29, 1947.

\*According to enrolled act.

## CHAPTER 131

### PROBATION OFFICERS

S. F. 76

AN ACT to repeal section two hundred thirty-one point eight (231.8), code 1946, providing for the appointment and compensation of probation officers in the juvenile court and to enact a substitute therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

- 1 SECTION 1. Section two hundred thirty-one point eight (231.8),
- 2 Code 1946, is hereby repealed and the following is enacted in lieu
- 3 thereof:
- 4 Probation Officers—Salaries. The judge designated as juvenile
- 5 judge in each county, or where there is more than one judge designated