

Reported Recommending .....  
Ind. Postponed .....  
Passed House.....  
Failed to Pass House.....  
Passed Senate .....  
Failed to Pass Senate.....

**House File 57**

January 17, 1945.  
Judiciary No. 2.

By SLOANE and BURKMAN (Faul).

## A BILL FOR

An Act to amend section three thousand five hundred thirty-three (3533) and section three thousand five hundred thirty-four (3534), Code, 1939, to authorize a member of the board of supervisors or a person designated by said board to be a member of the insanity commission.

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

1 Section 1. Section three thousand five hundred  
2 thirty-three (3533), Code, 1939, is amended by striking the  
3 period (.) after the word "members" in line three (3) thereof,  
4 and substituting in lieu thereof a comma (,) and adding  
5 thereafter the words "except as provided in section three  
6 thousand five hundred thirty-four."

1 Sec. 2. Section three thousand five hundred thirty-  
2 four (3534), Code, 1939, is amended by adding thereto the  
3 following:

4 "The board of supervisors of the county may  
5 select one of its members or some other  
6 suitable person as an additional member of  
7 such commission."

### EXPLANATION OF H. F. 57

The present insanity commission consists of the clerk of the district court, a physician and a lawyer. The board of supervisors is duty bound to pay the costs of the

expenses of insane persons in state institutions having a legal settlement in such county. Once the insanity commission has determined legal settlement, the liability is fixed on such county. The county should be represented on such commission in determining the liability which they must pay in the future. Section three thousand five hundred sixty (3560) Code, 1939, authorizes an appeal to be taken from the decision of the insanity commission by the person found to be insane. There is no procedure whereby a county may appeal the decision of the insanity commission if it is believed they had erroneously found the legal settlement of the insane person to be in its county. The board of supervisors has jurisdiction to transfer patients from the state hospital to the county hospital for insane. Such board should also have the opportunity to determine if such person should be directly committed to such county hospital without first being committed to the state hospital for insane.