

February 12, 1953.  
Passed on File.

**House File 287**  
By BOARD OF CONTROL.

Passed House, Date.....  
Vote: Ayes..... Nays.....  
Passed Senate, Date.....  
Vote: Ayes..... Nays.....  
Approved .....

## A BILL FOR

An Act to amend sections two hundred twenty-two point forty-one (222.41), two hundred twenty-two point forty-nine (222.49) and two hundred twenty-three point fourteen (223.14), Code 1950, relating to the liability for cost of commitment and support and maintenance of patients in the Woodward state hospital and school and Glenwood state school.

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

1 Section 1. Section two hundred twenty-two point forty-  
2 one (222.41), Code 1950, is amended as follows:

3 1. By striking from line four (4) thereof the words  
4 "of which he is not a resident" and inserting in lieu thereof  
5 the words "in which he does not have legal settlement".

6 2. By striking from line six (6) thereof the words  
7 "which such feeble-minded person is a resident" and inserting  
8 in lieu thereof the words "legal settlement".

1 Sec. 2. Section two hundred twenty-two point forty-nine  
2 (222.49), Code 1950, is amended by striking from line seven (7)  
3 the word "residence" and inserting the words "legal settlement".

1 Sec. 3. Section two hundred twenty-three point fourteen  
2 (223.14), Code 1950, is amended by striking the first sentence

3 thereof and substituting the following therefor: "Each county  
4 shall be liable to the state for the support in the hospitals  
5 of all patients having a legal settlement in that county, and  
6 the state shall be liable for such support when such patients  
7 have no legal settlement in this state or when such settlement  
8 cannot be determined."

**This bill is an identical and companion bill to S. F. 185.**

#### EXPLANATION OF H. F. 287

Originally, liability for cost of commitment to the Woodward state hospital and school and the Glenwood state school, and for the support and maintenance therein was imposed upon the county of residence. In 1939, through the adoption of H. F. 541, appearing as Chapter 95, Laws of the 48th General Assembly, the legislature adopted the theory of legal settlement with regard to support and maintenance as evidenced by section 2 thereof which became section 223.12, Code 1946, and section 3 thereof, which became section 223.14, Code 1950. In 1947, by S. F. 425, appearing as Chapter 122, Laws of the 52nd General Assembly, in transferring the laws relating to the Glenwood state school into the chapter relating to the Woodward state hospital and school, section 6 provided that section 223.12, Code 1946, was repealed. This left Chapter 223, Code 1950, without any reference to the matter of legal settlement except that appearing in section 223.13 which requires approval of the board of supervisors of the county of legal settlement on voluntary commitments or admissions.

The purpose of this bill is to clarify and cause to be uniform the matter of liability of counties for cost of commitments under Chapter 222, as well as for liability for cost of support and maintenance under Chapter 223, Code 1950.