

**NEW UNNUMBERED PARAGRAPH.** The purpose of the elderly care program is to reduce the need and incidence of institutionalization of elderly Iowans by encouraging community involvement in the provision of services which help elderly Iowans remain in their own homes and to increase the availability to elderly Iowans of chore, telephone reassurance, adult day care, home repair, and other elderly services if the other elderly services are approved by an area agency on aging for provision within the area. The elderly care program is established to fund those local innovative projects, with a minimum of state regulation, which demonstrate local input in their planning, funding, and general operations. The program shall give preference to projects and services provided for the benefit of the low income elderly. The program is established under the authority of the commission on the aging pursuant to the responsibilities vested in the commission by section 249B.4, subsections 2, 4, 5, 6, and 7.

Sec. 3. The general assembly finds that the ability of elderly persons in this state to maintain self-sufficiency and well-being and to realize their maximum potential is of profound importance, and that the social and health problems of elderly persons are compounded by limited accessibility to existing services and by the unavailability of a complete range of services. In order to better coordinate state and local agency activities and services to elderly persons in this state, the program evaluation division of the legislative fiscal bureau shall conduct an evaluation of the duties of the commission on the aging in chapter 249B of the Code of Iowa relating to interagency planning and coordination of elderly services and report its findings and recommendations to the general assembly by January 1, 1983.

Sec. 4. Acts of the Sixty-eighth General Assembly, 1979 Session, chapter 16, section 2, is repealed.

Approved May 10, 1982

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## CHAPTER 1228

### NOTICE AND HEARING REQUIRED FOR COMMITMENT FOR MENTAL IMPAIRMENT

*H.F. 2240*

**AN ACT** relating to the notice and hearing requirements applicable to proceedings for the commitment of persons receiving treatment as outpatients under chapter 229.

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

Section 1. Section 229.14, subsection 3, Code 1981, is amended to read as follows:

3. That the respondent is seriously mentally impaired and in need of treatment, but does not require full-time hospitalization. If the report so states it shall include the chief medical officer's recommendation for treatment of the respondent on an outpatient or other appropriate basis, and the court may enter an order directing the respondent to submit to the recommended treatment. The order shall provide that if the respondent fails or refuses to submit to treatment as directed by the court's order, he or she shall be taken into custody and

the court may order that the respondent be taken into immediate custody as provided by section 229.11 and, following notice and hearing held in accordance with the procedures of section 229.12, may order the respondent treated as a patient requiring full-time custody, care and treatment in a hospital until such time as the chief medical officer reports that the respondent does not require further treatment for serious mental impairment or has indicated he or she the respondent is willing to submit to treatment on another basis as ordered by the court.

Sec. 2. Section 229.15, subsection 2, Code 1981, is amended to read as follows:

2. Not more than sixty days after the entry of a court order for treatment of a patient under section 229.14, subsection 3, and thereafter at successive intervals as ordered by the court but not to exceed ninety days so long as that court order remains in effect, the medical director of the facility treating the patient shall report to the court which entered the order. The report shall state whether the patient's condition has improved, remains unchanged, or has deteriorated, and shall indicate if possible the further length of time the patient will require treatment by the facility. If at any time the patient without good cause fails or refuses to submit to treatment as ordered by the court, the medical director shall at once so notify the court, which shall order the patient hospitalized as provided by section 229.14, subsection 3, unless the court finds that the failure or refusal was with good cause and that the patient is willing to receive treatment as provided in the court's order, or in a revised order if the court sees fit to enter one. If at any time the medical director at any time reports to the court that in his the director's opinion the patient requires full-time custody, care and treatment in a hospital, and the patient is willing to be admitted voluntarily to the hospital for these purposes, the court may order the patient's involuntary enter an order approving hospitalization for appropriate treatment upon consultation with the chief medical officer of the hospital in which the patient is to be hospitalized. If the patient is unwilling to be admitted voluntarily to the hospital, the procedure for determining involuntary hospitalization, as set out in section 229.14, subsection 3, in section 1 of this Act shall be followed.

Approved May 7, 1982

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## CHAPTER 1229

### CITY OF MOUNT PLEASANT LEGALIZING ACT

*H.F. 2499*

**AN ACT** to legalize the proceedings of the City Council of the City of Mount Pleasant relating to the sale of property to the Henry county industrial development corporation.

WHEREAS, the City Council of the City of Mount Pleasant sold the following described property to the Henry county industrial development corporation:

Tract B: Commencing at the NE corner of Section 10, Twp. 71 North, Range 6 West, Henry County, Iowa; thence S89 deg. 49'30"W along the section line a distance of 917.0 feet to the point of beginning thence SO deg. 00'E a distance of 1100.0 feet; thence S89 deg. 49'30"W a distance of 1200.0 feet; thence NO deg. 00'E a distance of 1100.0 feet to a point on the north line of said section 10, thence N89 deg. 49'30"E along the section line a distance of 1200.0 feet to the point of beginning, containing 30.303 acres more or less of which approximately 1.377 acres is established highway right-of-way.