

### **230.1 Liability of county and state.**

1. The necessary and legal costs and expenses attending the taking into custody, care, investigation, admission, commitment, and support of a person with mental illness admitted or committed to a state hospital shall be paid by a county or by the state as follows:

a. If the person is eighteen years of age or older, as follows:

(1) The costs attributed to mental illness shall be paid by the regional administrator on behalf of the person's county of residence.

(2) The costs attributed to a substance-related disorder shall be paid by the person's county of residence.

(3) The costs attributable to a dual diagnosis of mental illness and a substance-related disorder may be split as provided in [section 226.9C](#).

b. By the state as a state case if such person has no residence in this state, if the person's residence is unknown, or if the person is under eighteen years of age.

2. The county of residence of any person with mental illness who is a patient of any state institution shall be the person's county of residence existing at the time of admission to the institution.

3. A mental health and disability services region or county of residence is not liable for costs and expenses associated with a person with mental illness unless the costs and expenses are for services and other support authorized for the person through the county's regional administrator. For the purposes of [this chapter](#), "regional administrator" means the same as defined in [section 331.388](#).

[C73, §1402; C97, §2270; S13, §2270; C24, 27, 31, 35, 39, §3581; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §230.1]

[96 Acts, ch 1129, §113](#); [96 Acts, ch 1183, §24](#); [98 Acts, ch 1181, §6, 7, 10](#); [2004 Acts, ch 1090, §33](#); [2012 Acts, ch 1120, §106, 130](#); [2014 Acts, ch 1140, §73](#); [2015 Acts, ch 69, §69](#); [2015 Acts, ch 138, §38, 161, 162](#)

Subsection 3 amended