

## CHAPTER 225

## PSYCHIATRIC HOSPITAL

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**225.1 Establishment — definitions.**

1. The state psychiatric hospital is established. The hospital shall be especially designed, kept, and administered for the care, observation, and treatment of those persons who are afflicted with abnormal mental conditions.

2. For the purposes of [this chapter](#), unless the context otherwise requires:

a. “*Mental health and disability services region*” means a mental health and disability services region approved in accordance with [section 331.389](#).

b. “*Regional administrator*” means the administrator of a mental health and disability services region, as defined in [section 331.388](#).

[C24, 27, 31, 35, §3954; C39, §[3482.01](#); C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.1] [2015 Acts, ch 69, §19](#)

**225.2 Name — location.**

It shall be known as the state psychiatric hospital, and shall be located at Iowa City, and integrated with the university of Iowa college of medicine and university hospital of the state university of Iowa.

[C24, 27, 31, 35, §3955; C39, §[3482.02](#); C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.2] [2001 Acts, ch 74, §9](#)

**225.3 Under control of state board of regents.**

The state board of regents shall have full power to manage, control, and govern the said hospital the same as other institutions already under its control.

[C24, 27, 31, 35, §3957; C39, §[3482.03](#); C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.3]

**225.4 Reserved.**

**225.5 Cooperation of hospitals.**

The medical director of the state psychiatric hospital shall seek to bring about systematic cooperation between the several state hospitals for persons with mental illness and the state psychiatric hospital.

[C24, 27, 31, 35, §3959; C39, §3482.05; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.5]  
[96 Acts, ch 1129, §113](#)

**225.6** Reserved.**225.7 Classes of patients.**

Patients admitted to the said state psychiatric hospital shall be divided into four classes:

1. Voluntary private patients.
2. Committed private patients.
3. Voluntary public patients.
4. Committed public patients.

[C24, 27, 31, 35, §3961; C39, §3482.07; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.7]

**225.8 Maintenance.**

All voluntary private patients and committed private patients shall be kept and maintained without expense to the state, and the voluntary public patients and committed public patients shall be kept and maintained by the state.

[C24, 27, 31, 35, §3962; C39, §3482.08; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.8]

**225.9 Voluntary private patients.**

Voluntary private patients may be admitted in accordance with the regulations to be established by the state board of regents, and their care, nursing, observation, treatment, medicine, and maintenance shall be without expense to the state. However, the charge for such care, nursing, observation, treatment, medicine, and maintenance shall not exceed the cost of the same to the state. The physicians on the hospital staff may charge such patients for their medical services under such rules, regulations and plan therefor as approved by the state board of regents.

[C24, 27, 31, 35, §3963; C39, §3482.09; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.9]

**225.10 Voluntary public patients.**

Persons suffering from mental diseases may be admitted to the state psychiatric hospital as voluntary public patients if a physician authorized to practice medicine or osteopathic medicine in the state of Iowa files information with the regional administrator for the person's county of residence, stating all of the following:

1. That the physician has examined the person and finds that the person is suffering from some abnormal mental condition that can probably be remedied by observation, treatment, and hospital care.
2. That the physician believes it would be appropriate for the person to enter the state psychiatric hospital for that purpose and that the person is willing to do so.
3. That neither the person nor those legally responsible for the person are able to provide the means for the observation, treatment, and hospital care.

[C24, 27, 31, 35, §3964; C39, §3482.10; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.10]  
[2006 Acts, ch 1059, §1](#); [2008 Acts, ch 1088, §141](#); [2013 Acts, ch 90, §47](#); [2015 Acts, ch 69, §20](#); [2016 Acts, ch 1073, §68](#)

Referred to in [§225.12](#), [§225.16](#), [§225.30](#)  
Additional information blanks; §225.30  
Unnumbered paragraph 1 amended

**225.11 Initiating commitment procedures.**

When a court finds upon completion of a hearing held pursuant to [section 229.12](#) that the contention that a respondent is seriously mentally impaired has been sustained by clear and convincing evidence, and the application filed under [section 229.6](#) also contends or the court otherwise concludes that it would be appropriate to refer the respondent to the

state psychiatric hospital for a complete psychiatric evaluation and appropriate treatment pursuant to [section 229.13](#), the judge may order that a financial investigation be made in the manner prescribed by [section 225.13](#). If the costs of a respondent's evaluation or treatment are payable in whole or in part by a county, an order under [this section](#) shall be for referral of the respondent through the regional administrator for the respondent's county of residence for an evaluation and referral of the respondent to an appropriate placement or service, which may include the state psychiatric hospital for additional evaluation or treatment.

[C77, 79, 81, §225.11]

96 Acts, ch 1183, §9; 2004 Acts, ch 1090, §33; 2015 Acts, ch 69, §21

Referred to in [§225.17](#)

#### **225.12 Voluntary public patient — physician's report.**

A physician filing information under [section 225.10](#) shall include a written report to the regional administrator for the county of residence of the person named in the information, giving a history of the case as will be likely to aid in the observation, treatment, and hospital care of the person and describing the history in detail.

[C24, 27, 31, 35, §3966; C39, §3482.12; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.12]

2002 Acts, ch 1119, §29; 2006 Acts, ch 1059, §2; 2015 Acts, ch 69, §22

#### **225.13 Financial condition.**

The regional administrator for the county of residence of a person being admitted to the state psychiatric hospital is responsible for investigating the financial condition of the person and of those legally responsible for the person's support.

[C24, 27, 31, 35, §3967; C39, §3482.13; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.13]

2006 Acts, ch 1059, §3; 2015 Acts, ch 69, §23; 2016 Acts, ch 1073, §69

Referred to in [§225.11](#), [§225.14](#), [§225.16](#), [§225.25](#)

Section amended

#### **225.14 Patient costs.**

If it is determined through the financial condition investigation made pursuant to [section 225.13](#) that a person is a committed or voluntary private patient, the person or those legally responsible for the person's support are liable for expenses as provided in [section 225.22](#). The costs of a committed or voluntary public patient shall be paid by the state as provided in [section 225.28](#).

[C24, 27, 31, 35, §3968; C39, §3482.14; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.14]

2006 Acts, ch 1059, §4

#### **225.15 Examination and treatment.**

1. When a respondent arrives at the state psychiatric hospital, the admitting physician shall examine the respondent and determine whether or not, in the physician's judgment, the respondent is a fit subject for observation, treatment, and hospital care. If, upon examination, the physician decides that the respondent should be admitted to the hospital, the respondent shall be provided a proper bed in the hospital. The physician who has charge of the respondent shall proceed with observation, medical treatment, and hospital care as in the physician's judgment are proper and necessary, in compliance with [sections 229.13 to 229.16](#). After the respondent's admission, the observation, medical treatment, and hospital care of the respondent may be provided by a mental health professional, as defined in [section 228.1](#), who is licensed as a physician, advanced registered nurse practitioner, or physician assistant.

2. A proper and competent nurse shall also be assigned to look after and care for the respondent during observation, treatment, and care. Observation, treatment, and hospital care under [this section](#) which are payable in whole or in part by a county shall only be provided as determined through the regional administrator for the respondent's county of residence.

[C24, 27, 31, 35, §3969; C39, §3482.15; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.15]

96 Acts, ch 1183, §10; 2004 Acts, ch 1090, §33; 2012 Acts, ch 1120, §55; 2015 Acts, ch 69, §24; 2016 Acts, ch 1073, §70

Referred to in [§225.16](#), [§225.17](#)

Subsection 2 amended

**225.16 Voluntary public patients — admission.**

1. If the regional administrator for a person's county of residence finds from the physician's information which was filed under the provisions of [section 225.10](#) that it would be appropriate for the person to be admitted to the state psychiatric hospital, and the report of the regional administrator made pursuant to [section 225.13](#) shows that the person and those who are legally responsible for the person are not able to pay the expenses incurred at the hospital, or are able to pay only a part of the expenses, the person shall be considered to be a voluntary public patient and the regional administrator shall direct that the person shall be sent to the state psychiatric hospital at the state university of Iowa for observation, treatment, and hospital care.

2. When the patient arrives at the hospital, the patient shall be cared for in the same manner as is provided for committed public patients in [section 225.15](#).

[C24, 27, 31, 35, §3970; C39, §3482.16; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.16] 2006 Acts, ch 1059, §5; 2015 Acts, ch 69, §25

**225.17 Committed private patient — treatment.**

1. If the judge of the district court finds pursuant to [section 225.11](#) that the respondent is an appropriate subject for placement at the state psychiatric hospital, and that the respondent, or those legally responsible for the respondent, are able to pay the expenses associated with the placement, the judge shall enter an order directing that the respondent shall be sent to the state psychiatric hospital at the state university of Iowa for observation, treatment, and hospital care as a committed private patient.

2. When the respondent arrives at the hospital, the respondent shall receive the same treatment as is provided for committed public patients in [section 225.15](#), in compliance with [sections 229.13 to 229.16](#). However, observation, treatment, and hospital care under [this section](#) of a respondent whose expenses are payable in whole or in part by a county shall only be provided as determined through the regional administrator for the respondent's county of residence.

[C24, 27, 31, 35, §3971; C39, §3482.17; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.17] 96 Acts, ch 1183, §11; 2004 Acts, ch 1090, §33; 2006 Acts, ch 1059, §6; 2015 Acts, ch 69, §26; 2016 Acts, ch 1073, §71

Subsection 2 amended

**225.18 Attendants.**

The regional administrator may appoint an attendant to accompany the committed public patient or the voluntary public patient or the committed private patient from the place where the patient may be to the state psychiatric hospital, or to accompany the patient from the hospital to a place as may be designated by the regional administrator. If a patient is moved pursuant to [this section](#), at least one attendant shall be of the same gender as the patient.

[C24, 27, 31, 35, §3974; C39, §3482.18; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.18] 85 Acts, ch 99, §4; 2006 Acts, ch 1059, §7; 2015 Acts, ch 69, §27

Referred to in [§225.19](#)

**225.19 Compensation for attendant.**

An individual appointed by the regional administrator in accordance with [section 225.18](#) to accompany a person to or from the hospital or to make an investigation and report on any question involved in the matter shall receive three dollars per day for the time actually spent in making the investigation and actual necessary expenses incurred in making the investigation or trip. [This section](#) does not apply to an appointee who receives fixed compensation or a salary.

[C24, 27, 31, 35, §3975; C39, §3482.19; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.19] 2006 Acts, ch 1059, §8; 2015 Acts, ch 69, §28

Referred to in [§225.21](#)

**225.20 Compensation for physician.** Repealed by 2006 Acts, ch 1059, §14.

**225.21 Compensation claims — filing — approval.**

The person making claim to compensation under [section 225.19](#) shall file the claim in the office of the regional administrator for the person's county of residence. The claim is subject to review and approval by the regional administrator for the county.

[C24, 27, 31, 35, §3977; C39, §3482.21; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.21; 82 Acts, ch 1104, §6]

83 Acts, ch 123, §84, 209; 2006 Acts, ch 1059, §9; 2015 Acts, ch 69, §29

Referred to in [§225.24](#)

**225.22 Liability of private patients — payment.**

Every committed private patient, if the patient has an estate sufficient for that purpose, or if those legally responsible for the patient's support are financially able, shall be liable to the county and state for all expenses paid by them in behalf of such patient. All bills for the care, nursing, observation, treatment, medicine, and maintenance of such patients shall be paid by the director of the department of administrative services in the same manner as those of committed and voluntary public patients as provided in [this chapter](#), unless the patient or those legally responsible for the patient make such settlement with the state psychiatric hospital.

[C24, 27, 31, 35, §3978; C39, §3482.22; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.22]

2003 Acts, ch 145, §286

Referred to in [§225.14](#)

**225.23 Collection for treatment.**

If the bills for a committed or voluntary private patient are paid by the state, the state psychiatric hospital shall file a certified copy of the claim for the bills with the department of administrative services. The department shall proceed to collect the claim in the name of the state psychiatric hospital.

[C24, 27, 31, 35, §3979; C39, §3482.23; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.23]

2003 Acts, ch 145, §286; 2006 Acts, ch 1059, §10; 2012 Acts, ch 1120, §94, 130

Referred to in [§225.35](#), [§331.502](#)

**225.24 Collection of preliminary expense.**

Unless a committed private patient or those legally responsible for the patient's support offer to settle the amount of the claims, the regional administrator for the person's county of residence shall collect, by action if necessary, the amount of all claims for per diem and expenses that have been approved by the regional administrator for the county and paid by the regional administrator as provided under [section 225.21](#). Any amount collected shall be credited to the county mental health and disabilities services fund created in accordance with [section 331.424A](#).

[C24, 27, 31, 35, §3980; C39, §3482.24; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.24]

2006 Acts, ch 1059, §11; 2015 Acts, ch 69, §30; 2016 Acts, ch 1011, §39

Referred to in [§225.35](#), [§331.502](#)

Section amended

**225.25 Commitment of private patient as public.**

If a patient is committed to the state psychiatric hospital as a private patient and after admission it is determined through an investigation made pursuant to [section 225.13](#) that the person is a public patient, the expense of keeping and maintaining the patient from the date of the filing of the information upon which the order is made shall be paid by the state.

[C24, 27, 31, 35, §3981; C39, §3482.25; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.25]

2006 Acts, ch 1059, §12

**225.26 Private patients — disposition of funds.**

All moneys collected from private patients shall be used for the support of the said hospital.

[C24, 27, 31, 35, §3982; C39, §3482.26; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.26]

**225.27 Discharge — transfer.**

The state psychiatric hospital may, at any time, discharge any patient as recovered, as improved, or as not likely to be benefited by further treatment. If the patient being so discharged was involuntarily hospitalized, the hospital shall notify the committing judge or court of the discharge as required by [section 229.14](#) or [section 229.16](#), whichever is applicable, and the applicable regional administrator. Upon receiving the notification, the court shall issue an order confirming the patient's discharge from the hospital or from care and custody, as the case may be, and shall terminate the proceedings pursuant to which the order was issued. The court or judge shall, if necessary, appoint a person to accompany the discharged patient from the state psychiatric hospital to such place as the hospital or the court may designate, or authorize the hospital to appoint such attendant.

[C24, 27, 31, 35, §3983; C39, §3482.27; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.27]  
[2001 Acts, ch 155, §41](#); [2015 Acts, ch 69, §31](#)

**225.28 Appropriation.**

The state shall pay to the state psychiatric hospital, out of any money in the state treasury not otherwise appropriated, all expenses for the administration of the hospital, and for the care, treatment, and maintenance of committed and voluntary public patients therein, including their clothing and all other expenses of the hospital for the public patients. The bills for the expenses shall be rendered monthly in accordance with rules agreed upon by the director of the department of administrative services and the state board of regents.

[C24, 27, 31, 35, §3984; C39, §3482.28; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.28]  
[2003 Acts, ch 145, §286](#)  
Referred to in [§225.14](#)

**225.29** Reserved.**225.30 Blanks — audit.**

The medical faculty of the university of Iowa college of medicine shall prepare blanks containing such questions and requiring such information as may be necessary and proper to be obtained by the physician who examines a person or respondent whose referral to the state psychiatric hospital is contemplated. A judge may request that a physician who examines a respondent as required by [section 229.10](#) complete such blanks in duplicate in the course of the examination. A physician who proposes to file information under [section 225.10](#) shall obtain and complete such blanks in duplicate and file them with the information. The blanks shall be printed by the state and a supply of the blanks shall be made available to counties. The director of the department of administrative services shall audit, allow, and pay the cost of the blanks as other bills for public printing are allowed and paid.

[C24, 27, 31, 35, §3986, 3987; C39, §3482.30, 3482.31; C46, 50, 54, 58, 62, 66, 71, 73, §225.30; C75, §225.30, 225.31; C77, 79, 81, §225.30]

[2001 Acts, ch 74, §10](#); [2002 Acts, ch 1119, §30](#); [2003 Acts, ch 145, §286](#); [2006 Acts, ch 1059, §13](#)

**225.31** Reserved.**225.32 Report and order to accompany patient.**

One of the duplicate reports shall be sent to the state psychiatric hospital with the patient, together with a certified copy of the order of the court.

[C24, 27, 31, 35, §3988; C39, §3482.32; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.32]

**225.33 Death of patient — disposal of body.**

In the event that a committed public patient or a voluntary public patient or a committed private patient should die while at the state psychiatric hospital or at the university hospital, the state psychiatric hospital shall have the body prepared for shipment in accordance with the rules prescribed by the state board of health for shipping such bodies; and it shall be the duty of the state board of regents to make arrangements for the embalming and such other

preparation as may be necessary to comply with the rules and for the purchase of suitable caskets.

[C24, 27, 31, 35, §3989; C39, §3482.33; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.33]  
2001 Acts, ch 74, §11

**225.34** Repealed by 96 Acts, ch 1215, §59.

**225.35 Expense collected.**

In the event that the said person is a committed private patient, it shall be the duty of the county auditor of the proper county to proceed to collect all of such expenses, in accordance with the provisions of [sections 225.23](#) and [225.24](#).

[C24, 27, 31, 35, §3991; C39, §3482.35; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §225.35]  
Referred to in [§331.502](#)