

JAN 24 1974

HUMAN RESOURCES

passed as amended by 2085 1/31

HOUSE FILE 1060

House File 1060
Holden, Chairman
Fitzgerald
Newhard

House File 1060
Human Resources—
Doderer, Chairman
Barroughs
Plymat

By LIPSKY, HOLDEN, NEWHARD and
FITZGERALD

Passed House, Date 2-4-74 (313) Passed Senate, Date 3-25-74 (987)

Vote: Ayes 91 Nays 2 Vote: Ayes 44 Nays 0

Approved 4-10-74

Passed per Senate amendment 2-28-74 (1295)
81-0

A BILL FOR

1 An Act relating to establishment and operation of community
2 mental health centers and to formulation of standards for
3 evaluation of community mental health centers.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Chapter two hundred twenty-five B (225B), Code
2 1973, is amended by adding sections two (2) through nineteen (19)
3 of this Act.

4 Sec. 2. NEW SECTION. ESTABLISHMENT AND SUPPORT OF COMMUNITY
5 MENTAL HEALTH CENTERS. A county or affiliated counties having
6 a total or combined population of thirty-five thousand or more
7 may by action of the board or boards of supervisors, with approval
8 of the Iowa mental health authority, establish a community mental
9 health center to serve the county or counties. In establishing
10 the community mental health center, the board of supervisors of
11 each county involved may make a single nonrecurring expenditure
12 from the county mental health and institutions fund in an amount
13 not exceeding two hundred fifty dollars per thousand population
14 or major fraction thereof in the county, but no such expenditure
15 shall be made under this section by any county which has prior
16 to the effective date of this Act expended funds to assist in
17 establishment of a community mental health center under section
18 two hundred thirty point twenty-four (230.24), unnumbered paragraph
19 three (3), Code 1966 or Code 1971, or section two hundred thirty
20 point twenty-four (230.24), unnumbered paragraph two (2), Code
21 1973. Nothing in this section shall limit the authority of the
22 board or boards of supervisors of any county or group of counties,
23 which prior to July 1, 1974 established or joined in establishing
24 a community mental health center in a manner consistent with the
25 requirements of section four (4) of this Act, to continue to
26 expend money from the county mental health and institutions fund
27 to support operation of the center.

28 Sec. 3. NEW SECTION. SERVICES OFFERED. A community mental
29 health center established or operating as authorized by section
30 two (2) of this Act may offer to residents of the county or
31 counties it serves any or all of the following services:

- 32 1. Diagnostic and treatment services for persons suffering
33 from mental illness, mental retardation, emotional disorders,
34 other debilitating psychiatric conditions, and alcoholism or drug
35 addiction or dependency. The services may be provided, as

1 indicated by the needs of the person served, on:

- 2 a. An outpatient basis, or
- 3 b. A partial hospitalization basis, or
- 4 c. An inpatient basis.

5 2. Aftercare and, where indicated, rehabilitative services
6 for persons who have received services under subsection one (1)
7 of this section, or have been treated by a state mental health
8 institute or other psychiatric facility, and upon request of a
9 state mental health institute or other psychiatric facility, pre-
10 hospitalization services to persons seeking, awaiting, or being
11 considered for admission or commitment to such facility.

12 3. Emergency mental health services, which shall be con-
13 tinuously available on a twenty-four hour a day basis.

14 4. Collaborative and cooperative programs and services with
15 public health and other groups for prevention of mental illness,
16 emotional disorders, and other debilitating psychiatric conditions.

17 5. Informational and educational services to the general
18 public and professional groups.

19 6. Consultative services to schools, courts, and health and
20 welfare agencies.

21 7. In-service training, research, and evaluation.

22 Sec. 4. NEW SECTION. FORMS OF ORGANIZATION. Each community
23 mental health center established or continued in operation as
24 authorized by section two (2) of this Act shall be organized and
25 administered in accordance with one of the two alternative forms
26 prescribed by this Act. The two alternative forms are:

27 1. Direct establishment of the center by the county or counties
28 supporting it and administration of the center by an elected board
29 of trustees, pursuant to sections five (5) through twelve (12)
30 of this Act.

31 2. Establishment of the center by a nonprofit corporation
32 providing services to the county or counties on the basis of an
33 agreement with the board or boards of supervisors, pursuant to
34 sections thirteen (13) and fourteen (14) of this Act.

35 Sec. 5. NEW SECTION. TRUSTEES--QUALIFICATIONS--MANNER OF

1 SELECTION. When the board or boards of supervisors of a county
2 or affiliated counties decides to directly establish a community
3 mental health center the supervisors, acting jointly in the case
4 of affiliated counties, shall appoint a board of community mental
5 health center trustees to serve until the next succeeding general
6 election. The board of trustees shall consist of at least seven
7 members each of whom shall be a resident of the county or one
8 of the counties served by the center. No employee of the center
9 shall be eligible for the office of community mental health center
10 trustee. At the first general election following establishment
11 of the center, all members of the board of trustees shall be
12 elected. They shall assume office on the second secular day of
13 the following January, and shall at once divide themselves by
14 lot into three classes of as nearly equal size as possible. The
15 first class shall serve for terms of two years, the second class
16 for terms of four years, and the third class for terms of six
17 years. Thereafter, a member shall be elected to the board of
18 trustees for a term of six years at each general election to
19 succeed each member whose term will expire in the following year.

20 Sec. 6. NEW SECTION. ELECTION OF TRUSTEES. The election
21 of community mental health center trustees shall take place at
22 the general election on ballots which shall not reflect a nominee's
23 political affiliation. Nomination shall be made by petition in
24 accordance with chapter forty-five (45) of the Code. The petition
25 form shall be furnished by the county commissioner of elections,
26 signed by eligible electors of the county or affiliated counties
27 equal in number to one percent of the vote cast therein for
28 president of the United States or governor, as the case may be,
29 in the last previous general election, and shall be filed with
30 the county commissioner of elections at least fifty-five days
31 prior to the date of the general election. A plurality shall
32 be sufficient to elect community mental health center trustees,
33 and no primary election for that office shall be held.

34 Sec. 7. NEW SECTION. VACANCIES. Vacancies on the community
35 mental health center board of trustees shall be filled by

1 appointment in accordance with sections sixty-nine point eleven
2 (69.11) and sixty-nine point twelve (69.12) of the Code, by the
3 remaining trustees, except that if the offices of more than half
4 of the members of the board are vacant at any one time the vacancies
5 shall be filled by the board of supervisors or boards of
6 supervisors acting jointly in the case of affiliated counties.
7 The office of any trustee who is absent from four consecutive
8 regular board meetings, without prior excuse, may be declared
9 vacant and filled in accordance with this section.

10 Sec. 8. NEW SECTION. ORGANIZATION--MEETINGS--QUORUM. The
11 members of the board of community mental health center trustees
12 shall qualify by taking the usual oath of office within ten days
13 after their appointment or prior to the beginning of the term
14 to which they were elected, as the case may be. At the initial
15 meeting following appointment of a board of trustees or of a
16 majority of the members of a board, and at the first meeting in
17 January after each biennial general election, the board shall
18 organize by election of one of the trustees as chairman, one
19 as secretary and one as treasurer. The secretary and treasurer
20 shall each file with the chairman a surety bond in a penal sum
21 set by the board of trustees and with sureties approved by the
22 board for the use and benefit of the center, the reasonable cost
23 of which shall be paid from the operating funds of the center.
24 No other members of the board shall be required to post bond.
25 The board shall meet at least once each month. One half plus
26 one of the members of the board shall constitute a quorum.

27 Sec. 9. NEW SECTION. DUTIES OF SECRETARY.

28 1. The secretary shall report to the county auditor and
29 treasurer the names of the chairman, secretary and treasurer of
30 the community mental health center board of trustees as soon as
31 practicable after each has qualified.

32 2. The secretary shall keep a complete record of all
33 proceedings of the board of trustees.

34 3. The secretary shall draw warrants on the funds of the
35 center, which shall be countersigned by the chairman of the board

1 of trustees, after claims are certified by the board.

2 4. The secretary shall file with the board of trustees, on
3 or before the tenth day of each month, a complete statement of
4 all receipts and disbursements from the center's funds during
5 the preceding month and the balance remaining on hand at the close
6 of the month.

7 Sec. 10. NEW SECTION. DUTIES OF TREASURER.

8 1. The treasurer of the community mental health center shall
9 receive the funds made available to the center by the county or
10 counties it serves, and any other funds which may be made available
11 to the center, and shall disburse the center's funds upon warrants
12 drawn as required by section nine (9), subsection three (3) of
13 this Act.

14 2. The treasurer shall keep an accurate account of all receipts
15 and disbursements and shall register all orders drawn and reported
16 to him by the secretary, showing the number, date, to whom drawn,
17 the purpose and amount.

18 3. At intervals specified by the county board of supervi-
19 sors, not less often than once each ninety days, the county
20 treasurer of each county served by the center shall notify the
21 chairman of the center's board of trustees of all amounts due
22 the center from the county which have not previously been paid
23 over to the treasurer of the center. The chairman shall draw
24 his draft for that amount upon the county treasurer, which shall
25 be countersigned by the center's secretary. Upon presentation
26 of the draft, properly countersigned, the county treasurer shall
27 pay over that amount to the center's treasurer.

28 Sec. 11. NEW SECTION. POWERS AND DUTIES OF TRUSTEES. The
29 community mental health center board of trustees shall:

30 1. Have authority to adopt bylaws and rules for its own
31 guidance and for the government of the center.

32 2. Employ a director and staff for the center, fix their
33 compensation, and have control over the director and staff.

34 3. Designate at least one of the trustees to visit and review
35 the operation of the center at least once each month.

1 4. Procure and pay premiums on insurance policies required
2 for the prudent management of the center, including but not limited
3 to public liability, professional malpractice liability, workmen's
4 compensation and vehicle liability, any of which may include as
5 additional insureds the board of trustees and employees of the
6 center.

7 5. Establish, with approval of the board or joint boards of
8 supervisors of the county or counties served by the center,
9 standards to be followed in determining whether and to what extent
10 persons seeking services from the center shall be considered able
11 to pay the cost of the services received.

12 6. Establish, with approval of the board or joint boards of
13 supervisors of the county or counties served by the center,
14 policies regarding whether the services of the center will be
15 made available to persons who are not residents of the county
16 or counties served by the center, and if so upon what terms.

17 7. Purchase, condemn or lease a site for the center, and
18 provide and equip suitable quarters for the center.

19 8. Prepare and approve plans and specifications for all center
20 buildings and equipment, and advertise for bids as required by
21 law for county buildings before making any contract for the
22 construction of any building or purchase of equipment.

23 9. File with the board of supervisors within thirty days after
24 the close of each budget year, a report covering their proceedings
25 with reference to the center and a statement of all receipts and
26 expenditures during the preceding budget year.

27 10. Accept property by gift, devise, bequest, or otherwise;
28 and, if the board deems it advisable, may, at public sale, sell
29 or exchange any property so accepted upon a concurring vote of
30 a majority of all members of the board of trustees, and apply
31 the proceeds thereof, or property received in exchange therefor,
32 to the purposes enumerated in subsection seven (7) of this section,
33 or to purchase equipment.

34 11. There shall be published quarterly in each of the official
35 newspapers of the county as selected by the board of supervisors

1 pursuant to section three hundred forty-nine point one (349.1)
2 of the Code the schedule of bills allowed and there shall
3 be published annually in such newspapers the schedule of
4 salaries paid by job classification and category, but not
5 by listing names of individual employees. The names,
6 addresses, salaries, and job classification of all employees
7 paid in whole or in part from public funds shall be a public
8 record and open to inspection at reasonable times as desig-
9 nated by the board of trustees.

10 12. Enter into contracts with affiliates, which may be
11 an individual or a public or private group, agency, or
12 corporation, organized and operating on either a profit or
13 a nonprofit basis, for any of the services described in section
14 three (3), subsections one (1) through three (3) of this Act
15 to be provided by the affiliate to residents of the county
16 or counties served by the community mental health center who
17 are patients or clients of the center and are referred by
18 the center to the affiliate for service.

19 Sec. 12. NEW SECTION. TRUSTEES--REIMBURSEMENT--RESTRIC-
20 TIONS.

21 1. No community mental health center trustee shall receive
22 any compensation for his services in that office, but he shall
23 be reimbursed for actual and necessary personal expenses
24 incurred in the performance of his duties. An itemized and
25 verified statement of any such expenses may be filed with
26 the secretary of the board of trustees, and shall be allowed
27 upon approval by the board.

28 2. No trustee shall have, directly or indirectly, any
29 pecuniary interest in the purchase or sale of any commodities
30 or supplies procured for or disposed of by the center.

31 Sec. 13. NEW SECTION. CENTER ORGANIZED AS NONPROFIT
32 CORPORATION--AGREEMENT WITH COUNTY. Each community mental
33 health center established or continued in operation pursuant
34 to section four (4), subsection two (2) of this Act shall
35 be organized under the Iowa nonprofit corporation act appearing

1 as chapter five hundred four A (504A) of the Code, except
2 that a community mental health center organized under chapter
3 five hundred four (504) of the Code prior to July 1, 1974
4 shall not be required by this Act to adopt the Iowa nonprofit
5 corporation act if it is not otherwise required to do so by
6 law. The board of directors of each such community mental
7 health center shall enter into an agreement with the county
8 or affiliated counties which are to be served by the center,
9 which agreement shall include but need not be limited to the
10 period of time for which the agreement is to be in force,
11 what services the center is to provide for residents of the
12 county or counties to be served, standards the center is to
13 follow in determining whether and to what extent persons
14 seeking services from the center shall be considered able
15 to pay the cost of the services received, and policies
16 regarding availability of the center's services to persons
17 who are not residents of the county or counties served by
18 the center. The board of directors, in addition to exercising
19 the powers of the board of directors of a nonprofit
20 corporation, may:

21 1. Recruit, promote, accept and use local financial sup-
22 port for the community mental health center from private
23 sources such as community service funds, business, industrial
24 and private foundations, voluntary agencies, and other law-
25 ful sources.

26 2. Accept and expend state and federal funds available
27 directly to the community mental health center for all or
28 any part of the cost of any service the center is authorized
29 to provide.

30 3. Enter into contracts with affiliates, which may be
31 an individual or a public or private group, agency, or corpora-
32 tion, organized and operating on either a profit or a nonpro-
33 fit basis, for any of the services described in section three
34 (3), subsections one (1) through three (3) of this Act to
35 be provided by the affiliate to residents of the county or

1 counties served by the community mental health center who
2 are patients or clients of the center and are referred by
3 the center to the affiliate for service.

4 Sec. 14. NEW SECTION. ANNUAL BUDGET. The board of
5 directors of each community mental health center which is
6 organized as a nonprofit corporation shall prepare an annual
7 budget for the center and, when satisfied with the budget,
8 submit it to the auditor or auditors of the county or
9 affiliated counties served by the center, at the time and
10 in the manner prescribed by chapter twenty-four (24) of the
11 Code. The budget shall be subject to review by and approval
12 of the board of supervisors of the county which is served
13 by the center or, in the case of a center serving affiliated
14 counties, by the board of supervisors of each county, acting
15 separately, to the extent the budget is to be financed by
16 taxes levied by that county or by funds allocated to that
17 county by the state which the county may by law use to help
18 support the center.

19 Sec. 15. NEW SECTION. SUPPORT OF CENTER. The board of
20 supervisors of any county served by a community mental health
21 center established or continued in operation as authorized
22 by section two (2) of this Act may expend money from the
23 county mental health and institutions fund to pay the cost
24 of any services described in section three (3) of this Act
25 which are provided by the center or by an affiliate under
26 contract with the center. However, the county board shall
27 not expend money from that fund, for mental health treatment
28 obtained outside a state institution in an amount exceeding
29 eight dollars per capita in any county having less than forty
30 thousand population.

31 Sec. 16. NEW SECTION. COMPREHENSIVE COMMUNITY MENTAL
32 HEALTH PROGRAM. A community mental health center established
33 or operating as authorized by section two (2) of this Act,
34 or which a county or group of counties has agreed to establish
35 or support pursuant to that section, may with approval of

1 the board or boards of supervisors of the county or counties
2 supporting or establishing the center, undertake to provide
3 a comprehensive community mental health program for the county
4 or counties. A center providing a comprehensive community
5 mental health program shall, at a minimum, make available
6 to residents of the county or counties it serves all of the
7 services described in subsection one (1), including paragraphs
8 a, b and c, and subsections three (3), five (5) and six (6)
9 of section three (3) of this Act.

10 Sec. 17. NEW SECTION. ESTABLISHMENT OF STANDARDS. The
11 Iowa mental health authority, with approval of the committee
12 on mental hygiene, shall formulate and adopt and may from
13 time to time revise standards for community mental health
14 centers and comprehensive community mental health programs,
15 with the overall objective of ensuring that each center and
16 each affiliate providing services under contract with a cen-
17 ter furnishes high quality mental health services within a
18 framework of accountability to the community it serves. The
19 standards shall be in substantial conformity with those of
20 the psychiatric committee of the joint committee on accredita-
21 tion of hospitals and other recognized national standards
22 for evaluation of psychiatric facilities unless in the judgment
23 of the Iowa mental health authority, with approval of the
24 committee on mental hygiene, there are sound reasons for
25 departing from such standards. When formulating or revising
26 standards under this section, the Iowa mental health authority
27 shall designate an advisory committee representing boards
28 of directors and professional staff of community mental health
29 centers to assist in the formulation or revision of standards.
30 The standards established under this section shall include
31 requirements that each community mental health center
32 established or operating as authorized by section two (2)
33 of this Act shall:

- 34 1. Maintain and make available to the public a written
35 statement of the services it offers to residents of the county

1 or counties it serves, and employ or contract for services
2 with affiliates employing specified minimum numbers of profes-
3 sional personnel possessing specified appropriate credentials
4 to assure that the services offered are furnished in a manner
5 consistent with currently accepted professional standards
6 in the field of mental health.

7 2. Be governed by a board of directors which adequately
8 represents interested professions, consumers of the center's
9 services, socio-economic, cultural and age groups, and various
10 geographical areas in the county or counties served by the
11 center.

12 3. Annually furnish to the Iowa mental health authority
13 and to the board of supervisors of each county supporting
14 the center a copy of an audit of the center prepared by a
15 certified public accountant in a standard audit report format
16 prescribed by the Iowa mental health authority, covering the
17 center's last preceding fiscal year.

18 Sec. 18. NEW SECTION. REVIEW AND EVALUATION. The com-
19 mittee on mental hygiene may review and evaluate any community
20 mental health center upon its own motion or upon the recommen-
21 dation of the Iowa mental health authority, and the commit-
22 tee shall do so upon the written request of the center's board
23 of directors, its chief medical or administrative officer,
24 or the board of supervisors of any county from which the cen-
25 ter receives public funds. The cost of the review shall be
26 paid by the Iowa mental health authority.

27 Sec. 19. NEW SECTION. REPORT OF REVIEW AND EVALUATION.
28 Upon completion of a review made pursuant to section eighteen
29 (18) of this Act, the reviewing team shall submit its findings
30 to the board of directors and chief medical or administrative
31 officer of the center in such manner as the team members deem
32 most appropriate. If the reviewing team concludes that the
33 center fails to meet any of the standards established pursu-
34 ant to section seventeen (17), subsection one (1), of this
35 Act and that the response of the center to this finding is

1 unsatisfactory, these conclusions shall be reported to the
2 committee on mental hygiene which may forward the conclusions
3 to the board of directors of the center and request an
4 appropriate response within a reasonable period of time.
5 If no response is received within a reasonable period of time,
6 or if the response is unsatisfactory, the committee may as
7 its ultimate sanction call this fact to the attention of the
8 board of supervisors of the county or counties served by the
9 center, and in doing so shall indicate what corrective steps
10 have been recommended to the center's board of directors.

11 Sec. 20. Section two hundred thirty point twenty-four
12 (230.24), Code 1973, is amended by striking unnumbered para-
13 graph two (2).

14 EXPLANATION

15 This bill provides a more explicit statutory framework
16 for establishment of community mental health centers, and
17 authorizes the Iowa Mental Health Authority to formulate stan-
18 dards for evaluation of the services furnished by community
19 mental health centers. The bill specifically empowers county
20 boards of supervisors, singly or in combination with other
21 counties, to arrange for needed mental health services to
22 be provided by community mental health centers organized as
23 nonprofit corporations, which has been the traditional and
24 generally very satisfactory pattern of organization of such
25 facilities in Iowa. However, the bill also gives counties
26 the option of directly establishing community mental health
27 centers, which will then be administered by elected boards
28 of trustees in much the same manner as county public hospitals,
29 although any community mental health centers which are so
30 organized will not have taxing power nor bonding authority.

31 The Iowa Mental Health Authority is given the right to
32 evaluate community mental health centers by the standards
33 established under this bill, but has no power to enforce the
34 standards other than by reporting any discrepancies which
35 cannot be satisfactorily resolved to the board or boards of

1 supervisors which support the center in question. It is then
2 the decision of the supervisors what, if anything, shall be
3 done about the matter.

4 The provisions of the second unnumbered paragraph of sec-
5 tion 230.24, which is almost the only statute that presently
6 refers to community mental health centers, are written into
7 this bill without much change. That particular paragraph
8 is repealed, since this bill will place those provisions in
9 chapter 225B, which refers to the Iowa Mental Health Authority.

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SENATE AMENDMENT TO HOUSE FILE 1060

- 1 Amend House File 1060, as amended and passed by the
2 House as follows:
3 1. Page 2, line 24, by inserting after the word
4 "center" the words ", and to form agreements with the
5 board of supervisors of any additional county for
6 that county to join in supporting and receiving
7 services from or through the center".
8 2. Page 2, line 32, by inserting after the word
9 "dependency" the following: ", provided, however,
10 that an individual whose primary illness is diagnosed
11 as being an alcoholic shall be referred to a facility
12 defined in chapter one hundred twenty-three B (123B)
13 of the Code if such a facility exists in the county
14 where the community mental health center is located".
15 3. Page 5, line 9, by inserting after the word
16 "vacant" the words "by the board of trustees".
17 4. Page 6, line 23, by striking the words "The
18 chairman shall draw", and by striking lines 24
19 through 27, and inserting in lieu thereof the
20 following: "The chairman shall then file a claim
21 for payment as specified in sections three hundred
22 thirty-one point twenty (331.20), three hundred
23 thirty-three point two (333.2) and three hundred
24 thirty-four point one (334.1) through three hundred
25 thirty-four point seven (334.7), Code 1973."
26 5. Page 8, by inserting after line 9 the following
27 new subsections, and renumbering the succeeding
28 subsection accordingly:
29 "_____. Recruit, promote, accept and use local
30 financial support for the community mental health
31 center from private sources such as community service
32 funds, business, industrial and private foundations,
33 voluntary agencies, and other lawful sources.
34 _____. Accept and expend state and federal funds
35 available directly to the community mental health
36 center for all or any part of the cost of any service
37 the center is authorized to provide."
38 6. Page 12, line 7, by striking the word "Be" and
39 inserting in lieu thereof the following: "Unless it
40 is governed by a board of trustees elected or
41 selected under sections five (5) and six (6) of this
42 Act, be".
43 7. Page 12, by striking lines 12 through 17, and
44 inserting in lieu thereof the following:
45 "3. The financial condition and transactions of
46 each community mental health center shall be audited
47 once each year by the auditor of state; provided,
48 however, that in lieu of an audit by state accountants,
49 the local governing body of a community mental health
50 center organized under the terms of this chapter in
51 case it elects to do so, may contract with or employ
52 certified public accountants to conduct such audit,
53 pursuant to the applicable terms and conditions
54 prescribed by sections eleven point eighteen (11.18)
55 and eleven point nineteen (11.19) of the Code and
56 audit format prescribed by the auditor of state.
57 Copies of each audit shall be furnished by the
58 accountant employed to the Iowa mental health
59 authority and the board of supervisors supporting
60 the audited community mental health center."

H-2085

1 Amend House File 1060 as follows:
2 1. Page 2, by striking lines 1 through 3, renumbering the
3 remaining sections and correcting cross references.
4 2. Page 7, line 17, by striking after the word "purchase"
5 the following: ", condemn".
6 3. Page 11, line 12, by inserting after the word "hygiene"
7 the words "and subject to the provisions of chapter seventeen A
8 (17A) of the Code".

H-2085 Filed *Adopted 2/14*
January 31, 1974

By COMMITTEE ON HUMAN RESOURCES
LIPSKY of Linn, Chairman

Senate

S-2369

1 Amend House File 1060 as amended and passed by the
2 House as follows:
3 1. Page 2, line 24, by inserting after the word
4 "center" the words ", and to form agreements with the
5 board of supervisors of any additional county for that
6 county to join in supporting and receiving services
7 from or through the center".
8 2. Page 12, line 7, by striking the word "Be" and
9 inserting in lieu thereof the words "Unless it is
10 governed by a board of trustees elected or selected
11 under sections five (5) and six (6) of this Act, be".

S-2369 Filed *Adopted 2/15*
March 8, 1974

By MURRAY

S-2404

1 Amend House File 1060, as amended and passed by the
2 House, page 5, line 23 by striking the words "The
3 chairman shall draw", and by striking lines 24 through
4 27 and inserting in lieu thereof the following:
5 "The chairman shall then file a claim for payment as
6 specified in sections three hundred thirty-one point
7 twenty (331.20), three hundred thirty-three point
8 two (333.2) and three hundred thirty-four point one
9 (334.1) through three hundred thirty-four point
10 seven (334.7), Code 1973.

S-2404 Filed *Adopted 3/15*
March 12, 1974

By HULTMAN

S-2398

1 Amend House File 1060, as amended and passed by the
2 House, page 2, line 32 by inserting after the word
3 "dependency" the words ", provided, however, that an
4 individual whose primary illness is diagnosed as being
5 an alcoholic shall be referred to a facility defined
6 in chapter one hundred twenty-three B (123B) of the
7 Code if such a facility exists in the county where
8 the community mental health center is located".

S-2398 Filed *Adopted 3/15*
March 12, 1974

By RILEY and GLUSA

S—2405

1 Amend House File 1060 as amended and passed by
2 the House, page 12, by striking lines 12 through
3 17 and inserting in lieu thereof the following:
4 "3. The financial condition and transactions of
5 each community mental health center shall be
6 audited once each year by the auditor of state;
7 provided, however, that in lieu of an audit by state
8 accountants, the local governing body of a community
9 mental health center organized under the terms of
10 this chapter in case it elects to do so, may contract
11 with or employ certified public accountants to
12 conduct such audit, pursuant to the applicable terms
13 and conditions prescribed by sections eleven point
14 eighteen (11.18) and eleven point nineteen (11.19) of
15 the Code and audit format prescribed by the auditor
16 of state. Copies of each audit shall be furnished by
17 the accountant employed to the Iowa mental health
18 authority and the board of supervisors supporting
19 the audited community mental health center.

S—2405 Filed - *Adopted 3/25*
March 12, 1974

By PRIEBE

S—2484

1 Amend House File 1060, as amended and passed by the
2 House, as follows:
3 1. Page 4, by striking lines 4 through 19 and in-
4 serting in lieu thereof the following:
5 "of affiliated counties, shall appoint a board of
6 seven community mental health center trustees, each
7 of whom shall be a resident of the county or one of
8 the counties served by the center. No employee of the
9 center shall be eligible for the office of community
10 mental health center trustee. In appointing the ini-
11 tial board of trustees, the supervisors shall desig-
12 nate two members to serve terms expiring on June 30
13 of the next succeeding odd-numbered year, two members
14 to serve terms expiring on June 30 of the second
15 succeeding odd-numbered year, and three members to
16 serve terms expiring on June 30 of the third succeed-
17 ing odd-numbered year. Thereafter, one member shall
18 be appointed in each odd-numbered year for a term of
19 six years, to succeed each member whose term expires
20 in that year."
21 2. Page 4, by striking lines 20 through 33, inclusive.
22 3. Page 5, by striking lines 13 through 17 and in-
23 serting in lieu thereof the following:
24 "after their appointment. At the first meeting of
25 the trustees held after July 1 of each odd-numbered

Page 2

1 year, the board shall".

2 4. By renumbering sections to conform with this
3 amendment.

S—2484 Filed - *Adopted 3/25*
March 14, 1974

By RILEY

S-2504

1 Amend House File 1060, as amended and passed by the House,
2 page 13, by adding the following sections after line 13:

3 Sec. _____. Section two hundred eighteen point one (218.1),
4 Code 1973, is amended by adding the following new unnumbered
5 paragraph:

6 NEW UNNUMBERED PARAGRAPH. Neither the commissioner nor
7 any other officer of the department shall close or discontinue
8 the operation of any of the institutions named in subsections
9 one (1) through sixteen (16) of this section unless the closing
10 or discontinuation is specifically authorized by law.

11 Sec. _____. Section two hundred sixty-two point seven
12 (262.7), Code 1973, is amended by adding the following new
13 unnumbered paragraph:

14 NEW UNNUMBERED PARAGRAPH. The board shall not close or
15 discontinue the operation of any of the institutions named in
16 subsections one (1) through seven (7) of this section unless
17 the closing or discontinuation is specifically authorized by
18 law.

S-2504 Filed *Revised out of order 3/15* By HULTMAN and BRILES
March 18, 1974

S-2568

1 Amend House File 1060 as amended and passed by the
2 House as follows:

3 1. Page 5, line 9, by inserting after the word
4 "vacant" the words "by the board of trustees".

5 2. Page 8, by inserting after line 9 the follow-
6 ing new subsections, and renumbering the succeeding
7 subsection accordingly:

8 _____ . Recruit, promote, accept and use local
9 financial support for the community mental health
10 center from private sources such as community service
11 funds, business, industrial and private foundations,
12 voluntary agencies, and other lawful sources.

13 _____ . Accept and expend state and federal funds
14 available directly to the community mental health
15 center for all or any part of the cost of any service
16 the center is authorized to provide.

S-2568 Filed *Adopted 3/25*
March 22, 1974

By DODERER