

See House Bill 513 Do Pass 2/11 (S. 427)

APR 25 1979

APPROPRIATIONS CALENDAR

HOUSE FILE

744

By COMMITTEE ON APPROPRIATIONS

Passed House, Date 4-30-79 (S. 1908) Passed Senate, Date 2-25-80 (S. 563)

Vote: Ayes 28 Nays 0 Vote: Ayes 38 Nays 4

Approved March 6, 1980

A BILL FOR

1 An Act to change the names of the Iowa training school for
2 boys and the Iowa training school for girls.

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

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1 Section 1. Section two hundred eighteen point one (218.1),
2 subsections eight (8) and nine (9), Code 1979, are amended
3 to read as follows:

4 8. Eldora Training School ~~for-Boys~~.

5 9. Mitchellville Training School ~~for-Girls~~.

6 Sec. 2. Section two hundred eighteen point three (218.3),
7 subsection one (1), Code 1979, is amended to read as follows:

8 1. The director of the division of child and family
9 services of the department of social services shall have
10 primary authority and responsibility relative to the following
11 said institutions: Iowa veterans home, the Mitchellville
12 training school ~~for-girls~~, the Eldora training school ~~for~~
13 ~~boys~~ and the Iowa juvenile home.

14 Sec. 3. Section two hundred eighteen point nine (218.9),
15 unnumbered paragraph three (3), Code 1979, is amended to read
16 as follows:

17 The director of the division of child and family services
18 of the department of social services, subject to the approval
19 of the commissioner of such department shall appoint the
20 superintendents of the juvenile home, the Eldora training
21 school ~~for-boys~~, the Mitchellville training school ~~for-girls~~
22 and the commandant of the veterans home.

23 Sec. 4. Section two hundred eighteen point ninety-one
24 (218.91), Code 1979, is amended to read as follows:

25 218.91 BOYS TRANSFERRED FROM TRAINING SCHOOL TO
26 REFORMATORY. The director of the division of child and family
27 services with the consent and approval of the director of
28 the division of corrections of the department of social
29 services may order the transfer of male inmates of the Eldora
30 or Mitchellville training ~~school-for-boys~~ schools to the men's
31 reformatory for custodial care whenever it is determined that
32 such action will be conducive to the welfare of the other
33 inmates of the school---~~such~~ from which the transfer is made.
34 The transfer shall be effected by application in writing to
35 the district court, or any judge thereof, of the county in

1 which the said training school is situated. Upon the granting
 2 of the order of transfer, the transfer shall take place.
 3 The county attorney of the said county shall appear in support
 4 of ~~such~~ the application. The cost of the transfer shall be
 5 paid from the funds of the training school ~~for-boys~~ from which
 6 the transfer is made. Subsequent to a transfer made under
 7 this section, the person transferred shall be subject to all
 8 the provisions of law and regulations of the institution to
 9 which he is transferred, and for the purposes of section 719.4
 10 ~~such~~ that person shall be regarded as having been committed
 11 to the institution.

12 Sec. 5. Section two hundred forty-two point one (242.1),
 13 Code 1979, is amended to read as follows:

14 242.1 OFFICIAL DESIGNATION. The state training school
 15 at Eldora shall be known as the "~~Iowa~~ Eldora Training School
 16 ~~for-Boys~~". The state training school at Mitchellville shall
 17 be known as the "~~Iowa~~ Mitchellville Training School ~~for-Girls~~".
 18 For the purpose of this chapter the word "director" or "state
 19 director" shall mean the director of the division of child
 20 and family services of the department of social services.

21 Sec. 6. Section two hundred forty-two point six (242.6),
 22 Code 1979, is amended to read as follows:

23 242.6 CONVICTION FOR CRIME. When a boy or girl over
 24 twelve and under seventeen years of age, of sound mind, is
 25 found guilty in the district court of any crime except murder,
 26 the court may order the child sent to the Eldora or
 27 Mitchellville state training school ~~for-boys, or-for-girls,~~
 28 ~~as-the-case-may-be~~.

29 Sec. 7. Section two hundred forty-two point fifteen
 30 (242.15), unnumbered paragraph one (1), Code 1979, is amended
 31 to read as follows:

32 The state director may detail boys and girls, classed as
 33 trustworthy, from the ~~Iowa~~ training schools ~~for-boys~~ at Eldora
 34 and ~~the-Iowa-training-school-for-girls~~ at Mitchellville, to
 35 perform services for the state conservation commission within

1 the state parks, state game and forest areas and other lands
2 under the jurisdiction of said commission. The conservation
3 commission shall provide ~~such~~ permanent housing and work
4 guidance supervision, but the care and custody of ~~said~~ the
5 boys and girls so detailed shall remain under employees of
6 the division of child and family services of the department
7 of social services. All such programs shall have as their
8 primary purpose and shall provide for inculcation or the
9 activation of attitudes, skills and habit patterns which will
10 be conducive to the habilitation of ~~said~~ the youths involved.

11 Sec. 8. Section two hundred forty-five point five (245.5),
12 Code 1979, is amended to read as follows:

13 245.5 OPTIONAL COMMITMENTS FOR LIFE. Any unmarried female
14 over ten and under eighteen years of age convicted of an
15 offense punishable by life imprisonment may be committed
16 either to one of the Iowa training school-for-girls schools
17 at Eldora or Mitchellville or to the women's reformatory.

18 Sec. 9. Section two hundred forty-five point ten (245.10),
19 Code 1979, is amended to read as follows:

20 245.10 TRANSFER OF INMATES--COSTS. The state director
21 in ~~co-operation~~ cooperation with the commissioner of the
22 department of social services and the directors of the other
23 divisions of the department of social services may transfer
24 inmates from the said reformatory to the Eldora or
25 Mitchellville training school ~~for-girls~~, and from ~~such~~ either
26 training school to ~~such~~ the reformatory, whenever such course
27 will be conducive to the welfare of the institution or of
28 the other inmates therein, or of the inmates so transferred.
29 The costs of such transfer shall be paid from the funds of
30 the institution from which the transfer is made.

31 Sec. 10. Section two hundred forty-five point eleven
32 (245.11), Code 1979, is amended to read as follows:

33 245.11 EFFECT OF TRANSFER. After a transfer to either
34 institution is made, under section 245.10, the person
35 transferred shall be subject to all the provisions of law

1 and regulations of the institution to which she is transferred,
2 and for the purposes of section 719.4, a person transferred
3 from the training school ~~for-girls~~ at Eldora or Mitchellville
4 to the women's reformatory shall be regarded as having been
5 committed thereto.

6 Sec. 11. Section six hundred ninety point four (690.4),
7 unnumbered paragraph one (1), Code 1979, is amended to read
8 as follows:

9 It shall be the duty of the wardens of the penitentiary
10 and men's reformatory, and superintendents of the women's
11 reformatory, the ~~Iowa~~ Eldora training school ~~for-boys~~, and
12 the ~~Iowa~~ Mitchellville training school ~~for-girls~~, to take
13 or procure the taking of the fingerprints, and, in the case
14 of the penitentiary, men's reformatory, and women's reformatory
15 only, Bertillon photographs of any person received on
16 commitment to their respective institutions, and to forward
17 such fingerprint records and photographs within ten days after
18 the same are taken to the division of criminal investigation
19 and bureau of identification, Iowa department of public safety,
20 and to the federal bureau of investigation.

21 Sec. 12. This Act is effective January first following
22 its enactment.

23 EXPLANATION

24 This bill changes the name of the Iowa Training School
25 for Boys to the Eldora Training School, and the name of the
26 Iowa Training School for Girls to the Mitchellville Training
27 School. The latter institution is now being operated on a
28 coeducational basis.

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HOUSE FILE 744

AN ACT

TO CHANGE THE NAMES OF THE IOWA TRAINING SCHOOL FOR BOYS AND
THE IOWA TRAINING SCHOOL FOR GIRLS.

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

Section 1. Section two hundred eighteen point one (218.1),
subsections eight (8) and nine (9), Code 1979, are amended
to read as follows:

8. Eldora Training School ~~for-Boys~~.

9. Mitchellville Training School ~~for-Girls~~.

Sec. 2. Section two hundred eighteen point three (218.3),
subsection one (1), Code 1979, is amended to read as follows:

1. The director of the division of child and family
services of the department of social services shall have

primary authority and responsibility relative to the following
~~said~~ institutions: Iowa veterans home, the Mitchellville
training school ~~for-girls~~, the Eldora training school ~~for~~
~~boys~~ and the Iowa juvenile home.

Sec. 3. Section two hundred eighteen point nine (218.9),
unnumbered paragraph three (3), Code 1979, is amended to read
as follows:

The director of the division of child and family services
of the department of social services, subject to the approval
of the commissioner of such department shall appoint the
superintendents of the juvenile home, the Eldora training
school ~~for-boys~~, the Mitchellville training school ~~for-girls~~
and the commandant of the veterans home.

Sec. 4. Section two hundred eighteen point ninety-one
(218.91), Code 1979, is amended to read as follows:

218.91 BOYS TRANSFERRED FROM TRAINING SCHOOL TO
REFORMATORY. The director of the division of child and family
services with the consent and approval of the director of
the division of corrections of the department of social
services may order the transfer of male inmates of the Eldora
or Mitchellville training ~~school-for-boys~~ schools to the men's
reformatory for custodial care whenever it is determined that
such action will be conducive to the welfare of the other
inmates of the school, ~~from which the transfer is made.~~
The transfer shall be effected by application in writing to
the district court, or any judge thereof, of the county in
which the said training school is situated. Upon the granting
of the order of transfer, the transfer shall take place.
The county attorney of the ~~said~~ county shall appear in support
of ~~such~~ the application. The cost of the transfer shall be
paid from the funds of the training school ~~for-boys~~ from which
the transfer is made. Subsequent to a transfer made under
this section, the person transferred shall be subject to all
the provisions of law and regulations of the institution to
which he is transferred, and for the purposes of section 719.4
~~such~~ that person shall be regarded as having been committed
to the institution.

Sec. 5. Section two hundred forty-two point one (242.1), Code 1979, is amended to read as follows:

242.1 OFFICIAL DESIGNATION. The state training school at Eldora shall be known as the " ~~Iowa Eldora Training School for-Boys~~". The state training school at Mitchellville shall be known as the " ~~Iowa Mitchellville Training School for-Girls~~". For the purpose of this chapter the word "director" or "state director" shall mean the director of the division of child and family services of the department of social services.

Sec. 6. Section two hundred forty-two point six (242.6), Code 1979, is amended to read as follows:

242.6 CONVICTION FOR CRIME. When a boy or girl over twelve and under seventeen years of age, of sound mind, is found guilty in the district court of any crime except murder, the court may order the child sent to the Eldora or Mitchellville state training school ~~for-boys-or-for-girls~~, ~~as-the-case-may-be~~.

Sec. 7. Section two hundred forty-two point fifteen (242.15), unnumbered paragraph one (1), Code 1979, is amended to read as follows:

The state director may detail boys and girls, classed as trustworthy, from the ~~Iowa~~ training schools ~~for-boys~~ at Eldora and ~~the-Iowa-training-school-for-girls~~ at Mitchellville, to perform services for the state conservation commission within the state parks, state game and forest areas and other lands under the jurisdiction of said commission. The conservation commission shall provide ~~such~~ permanent housing and work guidance supervision, but the care and custody of ~~said~~ the boys and girls ~~so detailed~~ shall remain under employees of the division of child and family services of the department of social services. All such programs shall have as their primary purpose and shall provide for inculcation or the activation of attitudes, skills and habit patterns which will be conducive to the habilitation of ~~said~~ the youths involved.

Sec. 8. Section two hundred forty-five point five (245.5), Code 1979, is amended to read as follows:

245.5 OPTIONAL COMMITMENTS FOR LIFE. Any unmarried female over ten and under eighteen years of age convicted of an offense punishable by life imprisonment may be committed either to one of the Iowa training schools ~~at Eldora or Mitchellville~~ or to the women's reformatory.

Sec. 9. Section two hundred forty-five point ten (245.10), Code 1979, is amended to read as follows:

245.10 TRANSFER OF INMATES--COSTS. The state director in ~~co-operation~~ cooperation with the commissioner of the department of social services and the directors of the other divisions of the department of social services may transfer inmates from the said reformatory to the Eldora or Mitchellville training school ~~for-girls~~, and from ~~such~~ either training school to ~~such~~ the reformatory, whenever such course will be conducive to the welfare of the institution or of the other inmates therein, or of the inmates so transferred. The costs of such transfer shall be paid from the funds of the institution from which the transfer is made.

Sec. 10. Section two hundred forty-five point eleven (245.11), Code 1979, is amended to read as follows:

245.11 EFFECT OF TRANSFER. After a transfer to either institution is made, under section 245.10, the person transferred shall be subject to all the provisions of law and regulations of the institution to which she is transferred, and for the purposes of section 719.4, a person transferred from the training school ~~for-girls~~ at Eldora or Mitchellville to the women's reformatory shall be regarded as having been committed thereto.

Sec. 11. Section six hundred ninety point four (590.4), unnumbered paragraph one (1), Code 1979, is amended to read as follows:

It shall be the duty of the wardens of the penitentiary and men's reformatory, and superintendents of the women's reformatory, the ~~Iowa~~ Eldora training school ~~for-boys~~, and the ~~Iowa~~ Mitchellville training school ~~for-girls~~, to take or procure the taking of the fingerprints, and, in the case of the penitentiary, men's reformatory, and women's reformatory

only, Bertillon photographs of any person received on commitment to their respective institutions, and to forward such fingerprint records and photographs within ten days after the same are taken to the division of criminal investigation and bureau of identification, Iowa department of public safety, and to the federal bureau of investigation.

Sec. 12. This Act is effective January first following its enactment.

WILLIAM H. HARBOR
Speaker of the House

TERRY E. BRANSTAD
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 744, Sixty-eighth General Assembly.

DAVID L. WRAY
Chief Clerk of the House

Approved March 6, 1980

ROBERT D. RAY
Governor