

Reprint 2/22

FILED MAR 12 1982

SENATE FILE 2274

BY COMMITTEE ON HUMAN RESOURCES
(FORMERLY SSB 2255)
Approved (p. 718)

Passed Senate, Date 3-18-82 (p 807) Passed House, Date 4-7-82 (p. 1305)
Vote: Ayes 43 Nays 0 Vote: Ayes 97 Nays 0
Approved April 23, 1982

A BILL FOR

1 An Act amending certain provisions of the 1981 mental
2 health reorganization Act and related Code sections
3 relating to the prospective repeal of the Act and
4 the definition of mental health services.

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

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S-5264

SENATE FILE 2274

S. 2274

- 1 Amend Senate File 2274 as follows:
- 2 1. Page 1, lines 13 and 14, by striking the figures
- 3 and words "~~1986~~ 1987. The ~~First~~ Second" and inserting
- 4 in lieu thereof the figure and words "1986. The
- 5 First".
- 6 2. Page 1, line 15, by striking the figures "~~1985~~
- 7 1986" and inserting in lieu thereof the figure "1985".
- 8 3. Page 1, line 17, by striking the figures "~~1985~~
- 9 1986" and inserting in lieu thereof the figure "1985".
- 10 4. Page 1, line 23, by striking the word and
- 11 figures "July 1, 1985" and inserting in lieu thereof
- 12 the word and figures "September 1, ~~1985~~ 1984".
- 13 5. Page 1, line 29, by striking the figure "1985"
- 14 and inserting in lieu thereof the figures "~~1985~~ 1984".
- 15 6. Page 1, line 29, by inserting after the word
- 16 "interim" the words "following the receipt of the
- 17 final report from the legislative fiscal bureau".

S-5264 FILED

BY TOM SLATER

MARCH 15, 1982

Adopted 3/18 (p 807)

1 Section 1. Acts of the Sixty-ninth General Assembly, 1981
2 Session, chapter 78, section 2, subsection 6, is amended to
3 read as follows:

4 6. "Comprehensive services" means the mental health
5 services ~~mandated by the Community Mental Health Centers~~
6 ~~Amendments of 1975, 42-U.S.C. see 2689 (1976, Supp. II, 1978,~~
7 ~~and Supp. III, 1979)~~ delineated in the annual state mental
8 health plan, and the mental retardation services delineated
9 in the annual state mental retardation plan.

10 Sec. 2. Acts of the Sixty-ninth General Assembly, 1981
11 Session, chapter 78, section 20, is amended to read as follows:

12 SEC. 20. NEW SECTION. FUTURE STATUS OF DIVISION. The
13 provisions of this Act are repealed effective July 1, ~~1986~~
14 1987. The ~~First~~ Second Session of the Seventy-first General
15 Assembly meeting in the year ~~1985~~ 1986 shall review the
16 activities and performance of the division and shall not later
17 than July 1, ~~1985~~ 1986 make a determination concerning the
18 status and duties of the division.

19 The program evaluation division of the legislative fiscal
20 bureau shall conduct a program evaluation of the performance
21 of the division and the efficacy of this Act, and provide
22 recommendations and make a final report to the general assembly
23 by ~~January~~ July 1, 1985.

24 An interim committee consisting of members of the senate
25 and house of representatives shall be established to study
26 and evaluate the performance of the division, the efficacy
27 of this Act, and the recommendations of the final report of
28 the program evaluation division of the legislative fiscal
29 bureau during the 1985 legislative interim. The committee
30 shall evaluate the division's contributions to the development
31 of uniform and accessible comprehensive services, the
32 division's success in achieving the objectives established
33 in the state mental health and mental retardation plans, the
34 effectiveness of the funding mechanisms established by this
35 Act, the division's contribution to the development of

1 community services and to deinstitutionalization of
2 inappropriately institutionalized persons, the division's
3 activity in coordinating the provision of mental health and
4 mental retardation services with other state and local agencies
5 providing or funding services to mentally ill or mentally
6 retarded persons, and other criteria deemed important by the
7 interim committee.

8 Sec. 3. Section 230A.2, Code 1981, is amended by striking
9 the section and inserting in lieu thereof the following:

10 230A.2 SERVICES OFFERED. A community mental health center
11 established or operating as authorized by section 230A.1 may
12 offer to residents of the county or counties it serves any
13 or all of the mental health services defined by the mental
14 health and mental retardation commission in the state mental
15 health plan.

16 Sec. 4. Section 230A.15, Code 1981, is amended to read
17 as follows:

18 230A.15 COMPREHENSIVE COMMUNITY MENTAL HEALTH PROGRAM.
19 A community mental health center established or operating
20 as authorized by section 230A.1, or which a county or group
21 of counties has agreed to establish or support pursuant to
22 that section, may with approval of the board or boards of
23 supervisors of the county or counties supporting or
24 establishing the center, undertake to provide a comprehensive
25 community mental health program for the county or counties.
26 A center providing a comprehensive community mental health
27 program shall, at a minimum, make available to residents of
28 the county or counties it serves all of the comprehensive
29 mental health services described in ~~section 230A.2, subsection~~
30 ~~17, including paragraphs "a", "b", and "c", and subsections~~
31 ~~3, 4, 5, and 6~~ the state mental health plan.

32 EXPLANATION

33 This bill strikes references to federal law relating to
34 community mental health centers amendments and designates
35 the state mental health plan for defining comprehensive mental

1 health services.

2 The bill amends the dates for the prospective repeal of
3 the division of mental health, mental retardation, and
4 developmental disabilities, the program evaluation of the
5 division by the program evaluation division of the legislative
6 fiscal bureau, and the review of the activities and performance
7 of the division by the general assembly.

8 The bill takes effect July 1 following its enactment.

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1. *Cheney Rescinded 3/23 D. Pass 3/30 (p. 1109)*

Senate File 2274

Human Resources: Krewson, Chair; Gross, Lonergan, Menke and Carl.

NATE FILE 2274

BY COMMITTEE ON HUMAN RESOURCES

(AS AMENDED AND PASSED BY THE SENATE MARCH 18, 1982)

Passed Senate, Date 3-18-82 (p. 807) Passed House, Date 4-7-82 (p. 1208)

Vote: Ayes 43 Nays 0 Vote: Ayes 97 Nays 0

Approved April 23, 1982

A BILL FOR

1 An Act amending certain provisions of the 1981 mental
 2 health reorganization Act and related Code sections
 3 relating to the prospective repeal of the Act and
 4 the definition of mental health services.

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

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_____ = New Language
by the Senate

1 Section 1. Acts of the Sixty-ninth General Assembly, 1981
2 Session, chapter 78, section 2, subsection 6, is amended to
3 read as follows:

4 6. "Comprehensive services" means the mental health
5 services ~~mandated by the Community Mental Health Centers~~
6 ~~Amendments of 1975, 42 U.S.C. sec. 2689 (1976, Supp. II 7-1978,~~
7 ~~and Supp. III 7-1979)~~ delineated in the annual state mental
8 health plan, and the mental retardation services delineated
9 in the annual state mental retardation plan.

10 Sec. 2. Acts of the Sixty-ninth General Assembly, 1981
11 Session, chapter 78, section 20, is amended to read as follows:

12 SEC. 20. NEW SECTION. FUTURE STATUS OF DIVISION. The
13 provisions of this Act are repealed effective July 1, 1986.
14 The First Session of the Seventy-first General Assembly meeting
15 in the year 1985 shall review the activities and performance
16 of the division and shall not later than July 1, 1985 make
17 a determination concerning the status and duties of the
18 division.

19 The program evaluation division of the legislative fiscal
20 bureau shall conduct a program evaluation of the performance
21 of the division and the efficacy of this Act, and provide
22 recommendations and make a final report to the general assembly
23 by ~~January~~ September 1, 1985 1984.

24 An interim committee consisting of members of the senate
25 and house of representatives shall be established to study
26 and evaluate the performance of the division, the efficacy
27 of this Act, and the recommendations of the final report of
28 the program evaluation division of the legislative fiscal
29 bureau during the ~~1985~~ 1984 legislative interim following
30 the receipt of the final report from the legislative fiscal
31 bureau. The committee shall evaluate the division's
32 contributions to the development of uniform and accessible
33 comprehensive services, the division's success in achieving
34 the objectives established in the state mental health and
35 mental retardation plans, the effectiveness of the funding

1 mechanisms established by this Act, the division's contribution
2 to the development of community services and to
3 deinstitutionalization of inappropriately institutionalized
4 persons, the division's activity in coordinating the provision
5 of mental health and mental retardation services with other
6 state and local agencies providing or funding services to
7 mentally ill or mentally retarded persons, and other criteria
8 deemed important by the interim committee.

9 Sec. 3. Section 230A.2, Code 1981, is amended by striking
10 the section and inserting in lieu thereof the following:

11 230A.2 SERVICES OFFERED. A community mental health center
12 established or operating as authorized by section 230A.1 may
13 offer to residents of the county or counties it serves any
14 or all of the mental health services defined by the mental
15 health and mental retardation commission in the state mental
16 health plan.

17 Sec. 4. Section 230A.15, Code 1981, is amended to read
18 as follows:

19 230A.15 COMPREHENSIVE COMMUNITY MENTAL HEALTH PROGRAM.
20 A community mental health center established or operating
21 as authorized by section 230A.1, or which a county or group
22 of counties has agreed to establish or support pursuant to
23 that section, may with approval of the board or boards of
24 supervisors of the county or counties supporting or
25 establishing the center, undertake to provide a comprehensive
26 community mental health program for the county or counties.
27 A center providing a comprehensive community mental health
28 program shall, at a minimum, make available to residents of
29 the county or counties it serves all of the comprehensive
30 mental health services described in section-230A-27-subsection
31 17-including-paragraphs-"a7"- "b"-and-"e7"-and-subsections
32 37-5-and-6 the state mental health plan.

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SENATE FILE 2274

AN ACT

AMENDING CERTAIN PROVISIONS OF THE 1981 MENTAL HEALTH RE-
ORGANIZATION ACT AND RELATED CODE SECTIONS RELATING TO
THE PROSPECTIVE REPEAL OF THE ACT AND THE DEFINITION OF
MENTAL HEALTH SERVICES.

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

Section 1. Acts of the Sixty-ninth General Assembly, 1981
Session, chapter 78, section 2, subsection 6, is amended to
read as follows:

6. "Comprehensive services" means the mental health
services ~~mandated by the Community Mental Health Centers
Amendments of 1975, 42-8-5, 6, see, 2689 (1976, Supp. 11-1978,
and Supp. 11-1979)~~ delineated in the annual state mental
health plan, and the mental retardation services delineated
in the annual state mental retardation plan.

Sec. 2. Acts of the Sixty-ninth General Assembly, 1981
Session, chapter 78, section 20, is amended to read as follows:

SEC. 20. NEW SECTION. FUTURE STATUS OF DIVISION. The
provisions of this Act are repealed effective July 1, 1986.
The First Session of the Seventy-first General Assembly meeting
in the year 1985 shall review the activities and performance
of the division and shall not later than July 1, 1985 make
a determination concerning the status and duties of the
division.

The program evaluation division of the legislative fiscal
bureau shall conduct a program evaluation of the performance
of the division and the efficacy of this Act, and provide
recommendations and make a final report to the general assembly
by January September 1, 1985 1984.

An interim committee consisting of members of the senate
and house of representatives shall be established to study

and evaluate the performance of the division, the efficacy
of this Act, and the recommendations of the final report of
the program evaluation division of the legislative fiscal
bureau during the ~~1985 1984~~ legislative interim following
the receipt of the final report from the legislative fiscal
bureau. The committee shall evaluate the division's
contributions to the development of uniform and accessible
comprehensive services, the division's success in achieving
the objectives established in the state mental health and
mental retardation plans, the effectiveness of the funding
mechanisms established by this Act, the division's contribution
to the development of community services and to
deinstitutionalization of inappropriately institutionalized
persons, the division's activity in coordinating the provision
of mental health and mental retardation services with other
state and local agencies providing or funding services to
mentally ill or mentally retarded persons, and other criteria
deemed important by the interim committee.

Sec. 3. Section 230A.2, Code 1981, is amended by striking
the section and inserting in lieu thereof the following:

230A.2 SERVICES OFFERED. A community mental health center
established or operating as authorized by section 230A.1 may
offer to residents of the county or counties it serves any
or all of the mental health services defined by the mental
health and mental retardation commission in the state mental
health plan.

Sec. 4. Section 230A.15, Code 1981, is amended to read
as follows:

230A.15 COMPREHENSIVE COMMUNITY MENTAL HEALTH PROGRAM.
A community mental health center established or operating
as authorized by section 230A.1, or which a county or group
of counties has agreed to establish or support pursuant to
that section, may with approval of the board or boards of
supervisors of the county or counties supporting or
establishing the center, undertake to provide a comprehensive

community mental health program for the county or counties.
A center providing a comprehensive community mental health program shall, at a minimum, make available to residents of the county or counties it serves all of the comprehensive mental health services described in ~~section-230A-2,-subsection 1,-including-paragraphs-"a,"-"b"-and-"e,"-and-subsections 3,-5-and-6~~ the state mental health plan.

TERRY E. BRANSTAD
President of the Senate

DELWYN STROMER
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2274, Sixty-ninth General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved _____, 1982

ROBERT D. RAY
Governor