

(p. 359) 2/24/94 Do Pass
(p. 685) 3.15.95 Senate - Human Res.
(p. 799) 3/22/94 Senate - Do Pass

HOUSE FILE 2134
BY GRUNDBERG

FEB 4 1994

HUMAN RESOURCES

Passed House, Date ^(p. 572) 3-11-94 Passed Senate, Date ^(p. 851) 3/28/94
Vote: Ayes 96 Nays 0 Vote: Ayes 45 Nays 0
Approved March 31, 1994

A BILL FOR

1 An Act to permit the patient advocate to attend hospitalization
2 hearings of persons who are alleged to be seriously mentally
3 impaired.

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

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HF 2134

1 Section 1. NEW SECTION. 229.9A ADVOCATE INFORMED.

2 The court shall direct the clerk to furnish the advocate of
3 the respondent's county of legal settlement with a copy of
4 application and any order issued pursuant to section 229.8,
5 subsection 3. The advocate may attend the hospitalization
6 hearing of any respondent for whom the advocate has received
7 notice of a hospitalization hearing.

8 Sec. 2. Section 229.12, subsection 2, Code 1993, is
9 amended to read as follows:

10 2. All persons not necessary for the conduct of the
11 proceeding shall be excluded, except that the court may admit
12 persons having a legitimate interest in the proceeding and
13 shall permit the advocate from the respondent's county of
14 legal settlement to attend the hearing. Upon motion of the
15 county attorney, the judge may exclude the respondent from the
16 hearing during the testimony of any particular witness if the
17 judge determines that witness' testimony is likely to cause
18 the respondent severe emotional trauma.

19 EXPLANATION

20 This bill requires that copies of the application and any
21 court orders regarding hospitalization hearings be sent to the
22 patient advocate of the county of legal settlement of persons
23 alleged to be seriously mentally impaired. The court is
24 required to permit the patient advocate to attend the
25 hospitalization hearings of persons alleged to be seriously
26 mentally impaired with the county of legal settlement for
27 which the patient advocate is appointed.

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judge determines that witness' testimony is likely to cause the respondent severe emotional trauma.

HOUSE FILE 2134

AN ACT

TO PERMIT THE PATIENT ADVOCATE TO ATTEND HOSPITALIZATION HEARINGS OF PERSONS WHO ARE ALLEGED TO BE SERIOUSLY MENTALLY IMPAIRED.

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

Section 1. NEW SECTION. 229.9A ADVOCATE INFORMED.

The court shall direct the clerk to furnish the advocate of the respondent's county of legal settlement with a copy of application and any order issued pursuant to section 229.8, subsection 3. The advocate may attend the hospitalization hearing of any respondent for whom the advocate has received notice of a hospitalization hearing.

Sec. 2. Section 229.12, subsection 2, Code 1993, is amended to read as follows:

2. All persons not necessary for the conduct of the proceeding shall be excluded, except that the court may admit persons having a legitimate interest in the proceeding and shall permit the advocate from the respondent's county of legal settlement to attend the hearing. Upon motion of the county attorney, the judge may exclude the respondent from the hearing during the testimony of any particular witness if the

HAROLD VAN MAANEN
Speaker of the House

LEONARD L. BOSWELL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2134, Seventy-fifth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved  March 31, 1994

TERRY E. BRANSTAD
Governor