

House Study Bill 620

SENATE/HOUSE FILE _____
BY (PROPOSED ATTORNEY
GENERAL BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to adjudications of persons with mental illness
2 and providing an effective date.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 5234DP 82
5 rh/rj/5

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1 1 Section 1. Section 229.24, subsection 1, Code 2007, is
1 2 amended to read as follows:
1 3 1. ~~All~~ Except as otherwise provided in this section, all
1 4 papers and records pertaining to any involuntary
1 5 hospitalization or application for involuntary hospitalization
1 6 of any person under this chapter, whether part of the
1 7 permanent record of the court or of a file in the department
1 8 of human services, are subject to inspection only upon an
1 9 order of the court for good cause shown. Nothing in this
1 10 section shall prohibit a hospital from complying with the
1 11 requirements of this chapter and of chapter 230 relative to
1 12 financial responsibility for the cost of care and treatment
1 13 provided a patient in that hospital, nor from properly billing
1 14 any responsible relative or third-party payer for such care
1 15 and treatment.
1 16 Sec. 2. Section 229.24, Code 2007, is amended by adding
1 17 the following new paragraph:
1 18 NEW SUBSECTION. 4. The clerk of the district court shall
1 19 provide to the department of public safety notice of all
1 20 adjudications of persons by reason of serious mental
1 21 impairment under this chapter. This notice shall only be used
1 22 by the department to submit information to the national
1 23 instant criminal background system maintained by the federal
1 24 bureau of investigation and shall otherwise remain
1 25 confidential.
1 26 Sec. 3. EFFECTIVE DATE. This Act takes effect January 1,
1 27 2009.

EXPLANATION

1 29 This bill relates to adjudications of persons with mental
1 30 illness and provides a delayed effective date.
1 31 The bill requires the clerk of the district court to
1 32 provide to the department of public safety notice of all
1 33 adjudications of persons by reason of serious mental
1 34 impairment under Code chapter 229. This notice shall only be
1 35 used by the department to submit information to the national
2 1 instant criminal background system maintained by the federal
2 2 bureau of investigation.
2 3 The bill takes effect January 1, 2009.
2 4 LSB 5234DP 82
2 5 rh/rj/5.1