

**House Study Bill 638 - Introduced**

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED DEPARTMENT OF  
HUMAN SERVICES BILL)

**A BILL FOR**

- 1 An Act relating to the state training school at Eldora.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 233A.1, Code 2018, is amended to read as  
2 follows:

3 **233A.1 State training school — Eldora and Toledo.**

4 1. Effective January 1, 1992, ~~a diagnosis and evaluation~~  
5 ~~center and other units~~ are established at Eldora the state  
6 training school to provide ~~to~~ court-committed male juvenile  
7 delinquents a program which focuses upon appropriate  
8 developmental skills, treatment, placements, and rehabilitation  
9 on education, observation, and rehabilitation designed to  
10 help such juveniles recognize accountability for delinquent  
11 behavior by confronting and eliminating delinquent norms,  
12 criminal thinking, and antisocial behavior. The state training  
13 school shall assist such juveniles in the development of  
14 skills necessary to function effectively and positively in the  
15 community in a manner consistent with public safety by doing  
16 all of the following:

- 17 a. Providing humane, disciplined confinement to male  
18 juvenile delinquents who present a danger to the community.  
19 b. Holding male juvenile delinquents accountable for their  
20 delinquent behavior.  
21 c. Developing efficient and effective juvenile correctional  
22 programs within the framework of professional correctional  
23 standards and available resources.

24 2. ~~The diagnosis and evaluation center which is used to~~  
25 ~~identify appropriate treatment and placement alternatives~~  
26 ~~for juveniles and any other units~~ Units for court-committed  
27 male juvenile delinquents which are located at Eldora and  
28 ~~the unit for juvenile delinquents at Toledo~~ shall together  
29 be known as the "*state training school*". For the purposes of  
30 this chapter "*director*" means the director of human services  
31 and "*superintendent*" means the administrator in charge of the  
32 ~~diagnosis and evaluation center for juvenile delinquents and~~  
33 ~~other units at Eldora and the unit for juvenile delinquents at~~  
34 Toledo state training school.

35 3. The number of children present at any one time at the

1 state training school at ~~Eldora~~ shall not exceed the population  
2 guidelines established under 1990 Iowa Acts, ch. 1239, §21, as  
3 adjusted for subsequent changes in the capacity at the training  
4 school.

5 Sec. 2. Section 233A.14, Code 2018, is amended to read as  
6 follows:

7 **233A.14 Transfers to other institutions.**

8 The administrator may transfer to the ~~schools~~ state training  
9 school minor wards of the state from any institution under the  
10 administrator's charge but no person shall be so transferred  
11 who is mentally ill or has an intellectual disability. Any  
12 child in the ~~schools~~ state training school who is mentally ill  
13 or has an intellectual disability may be transferred by the  
14 administrator to the proper state institution.

15 Sec. 3. Section 915.29, subsection 1, unnumbered paragraph  
16 1, Code 2018, is amended to read as follows:

17 The department of human services shall notify a registered  
18 victim regarding a juvenile adjudicated delinquent for a  
19 violent crime, committed to the custody of the department of  
20 human services, and placed at the state training school at  
21 ~~Eldora or Toledo~~, of the following:

22 EXPLANATION

23 The inclusion of this explanation does not constitute agreement with  
24 the explanation's substance by the members of the general assembly.

25 This bill relates to the state training school at Eldora.

26 Code chapter 233A.1 establishes a diagnosis and  
27 evaluation center and other units at Eldora to provide  
28 juvenile delinquents a program which focuses upon  
29 appropriate developmental skills, treatment, placements,  
30 and rehabilitation. The bill eliminates references to the  
31 diagnosis and evaluation center and specifies that such units  
32 established at Eldora shall provide court-committed male  
33 juvenile delinquents a program which focuses on education,  
34 observation, and rehabilitation designed to help such juveniles  
35 recognize accountability for delinquent behavior by confronting

1 and eliminating delinquent norms, criminal thinking, and  
2 antisocial behavior. The bill provides that the state training  
3 school will assist such juveniles in the development of  
4 skills necessary to function effectively and positively in  
5 the community in a manner consistent with public safety by  
6 providing humane, disciplined confinement to male juvenile  
7 delinquents who present a danger to the community; holding male  
8 juvenile delinquents accountable for their delinquent behavior;  
9 and developing efficient and effective juvenile correctional  
10 programs within the framework of professional correctional  
11 standards and available resources.

12 Under current law, "state training school" is defined to  
13 include units for juvenile delinquents located at Eldora and  
14 Toledo. The bill amends the definition of "state training  
15 school" to eliminate references to Toledo and makes conforming  
16 amendments to Code sections 233A.14 (transfers to other  
17 institutions) and 915.29 (notification of victim of juvenile by  
18 department of human services).