

House File 2256 - Introduced

HOUSE FILE 2256
BY COMMITTEE ON HEALTH AND HUMAN
SERVICES

(SUCCESSOR TO HSB 503)

A BILL FOR

- 1 An Act relating to adjudication of a child in need of assistance
- 2 due to the need for treatment of a chemical dependency, mental
- 3 health disorder, or behavioral disorder.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 232.96A, subsection 6, Code 2026, is
2 amended to read as follows:

3 6. The child is in need of treatment to cure or alleviate
4 a serious chemical dependency or mental illness or disorder,
5 or emotional damage as evidenced by severe anxiety, depression,
6 withdrawal, or behavioral health disorder that compromises the
7 child's safety or causes untoward aggressive behavior toward the
8 child's self or others in the household or the child's community,
9 and the child's parent, guardian, or custodian is unwilling or
10 unable to provide such treatment or the parent's, guardian's,
11 or custodian's efforts to secure needed treatment have been
12 exhausted and unsuccessful.

13 Sec. 2. Section 232.96A, subsection 13, Code 2026, is amended
14 by striking the subsection.

15 EXPLANATION

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

18 This bill relates to adjudication of a child in need
19 of assistance due to the need for treatment of a chemical
20 dependency, mental health disorder, or behavioral disorder.

21 The bill allows a court to adjudicate a child in need of
22 assistance (CINA) when the child requires treatment to cure or
23 alleviate a serious chemical dependency or mental or behavioral
24 health disorder that compromises the child's safety or causes
25 untoward aggressive behavior toward others in the household
26 or the child's community, and the child's parent, guardian,
27 or custodian (parent) is unwilling or unable to provide such
28 treatment, or the parent's efforts to secure needed treatment
29 have been exhausted and unsuccessful. Under current law, to be
30 adjudicated a CINA because treatment is necessary, a child must
31 need treatment to cure or alleviate a serious mental illness or
32 disorder, or emotional damage as evidenced by severe anxiety,
33 depression, withdrawal, or untoward aggressive behavior toward
34 the child's self or others and the child's parent is unwilling
35 to provide such treatment.

1 The bill makes a conforming change by striking Code section
2 232.96A(13).

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