

honorably discharged union soldier, sailor or marine, and who subsequent to the year 1885 married an honorably discharged soldier, sailor or marien, shall be eligible to admission to the home”.

SEC. 2. In effect. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa.

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, April, 6, 1906.

W. B. MARTIN,
Secretary of State.

CHAPTER 120.

STATE SANITARIUM FOR THE TREATMENT OF TUBERCULOSIS.

H. F. 75.

AN ACT providing for the prevention of tuberculosis and for the establishment, location, erection and operation of a state sanitarium for the treatment of persons having incipient pulmonary tuberculosis and making appropriations therefor, and repealing acts in conflict herewith. (Additional to title twelve (XII) of the code, and to the law as it appears in chapter eleven-B (11-B) of title thirteen (XIII) of the supplement of the code).

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. **State sanitarium established.** There is hereby established a state sanitarium for the care and treatment of persons afflicted with incipient pulmonary tuberculosis which shall be called the state sanitarium for the treatment of tuberculosis.

SEC. 2. **Superintendent, officers and employes.** The officers and employes of said sanitarium shall consist of a superintendent and such other officers and employes to be appointed as the board of control of state institutions shall deem necessary for the proper operation of said institution, including examining physicians. Said superintendent shall be a well educated physician with an experience of at least five years in actual practice of medicine. Said superintendent shall be appointed by the board of control of state institutions for the term of four years and shall receive such salary as the said board may fix, not exceeding two thousand five hundred dollars (\$2500.00) per annum.

SEC. 3. **Control.** The board of control of state institutions shall have the same power and control over said institutions as is now given it with reference to the several institutions mentioned in chapter one hundred eighteen (118) of the acts of the Twenty-seventh General Assembly and all amendments thereto, and said acts and amendments shall apply to and govern said sanitarium in every respect in so far as they are not in conflict with the provisions of this act.

SEC. 4. **Appropriation.** There is hereby appropriated fifty thousand dollars (\$50,000) for the purpose of carrying out the provisions of this act to be expended by the board of control, as herein provided for.

SEC. 5. **Purchase of land—erection and equipment of buildings.** As soon as practicable after the passage and publication of this act, and when the funds are available therefor, said board of control shall proceed to purchase the necessary land for said sanitarium, and erect, furnish and equip the needed buildings. In locating said sanitarium, it shall take into consideration climate, healthfulness, water supply, drainage, quality of soil, facility of access, timber protection to buildings and a suitable building site. Said site shall contain not less than 160 acres or whatever may be deemed

necessary by the board of control. The buildings shall be planned to accommodate at least one hundred patients and necessary officers and employes.

SEC. 6. Proclamation of the opening. When said sanitarium buildings are erected, furnished, equipped and ready for use, said board of control shall notify the governor of the fact, who shall thereupon issue his proclamation of the opening of said sanitarium.

SEC. 7. Duties of superintendent. In addition to the duties which may now be imposed by law, the superintendent shall oversee and secure the individual treatment and professional care of each and every patient residing in the sanitarium. He shall prescribe rules subject to the approval of the board of control and not inconsistent with the statutes for the application, examination, reception and government of patients and their discharge, and shall keep a full record of their condition and prospects. He shall endeavor to stimulate the organization and assist in the establishment of hospital, dispensaries, in various counties or large centers of population, for the treatment of patients with advanced tuberculosis. He shall reside at the institution.

SEC. 8. What patients received—applications—examination. No patients shall be received except those afflicted with pulmonary tuberculosis in the incipient stage, and who show a reasonable probability of satisfactory improvement by treatment in the sanitarium. Any person wishing to become a patient in the institution shall first make application and if it shall appear to the superintendent from the answers to the questions therein that the applicant has been and is a bona fide resident of this state and is in all other respects entitled under the law to admission, said application shall be sent by the superintendent to the examining physician living nearest to the residence of the applicant, and said applicant directed to report to said examining physician for an examination. Said examining physician shall examine said applicant fully with a view of ascertaining whether he is afflicted with incipient tuberculosis, and shall so far as possible fill out the blanks which may be furnished him for that purpose and shall mail the same to the superintendent of the sanitarium, who shall examine the same and if he finds that the applicant as shown by the answers, or by the examination of the examining physician, has been and is a bona fide resident of this state and is in all other respects under the law entitled to admission, he shall receive the applicant as a patient providing there is room, and if no room be then available, he shall enter the name on a book in the order in which the application is made, and the applicant shall be admitted in said order whenever there is room. In case it shall appear from the application itself, or from the report of the examining physician, that the applicant does not come within the provisions of the law, or in case the superintendent shall be in possession of reliable information which convinces him that the applicant is not entitled to the benefits of this act, he shall forthwith notify the applicant that he cannot be admitted as a patient. If, however, the superintendent after receiving the report of the examining physician, is in doubt as to whether it is a case of incipient pulmonary tuberculosis, he shall personally examine the applicant in case he presents himself at the institution for that purpose.

SEC. 9. Examining physicians. The board of control of state institutions shall on the recommendation of the superintendent, and on the approval of the said board appoint physicians in such localities in the state as they may deem proper, whose duty shall be to examine all persons who apply to them, and who have previously made application to the superintendent to be admitted as patient[s] in the sanitarium, provided, however, that the applicant shall in each case pay said examining physician the sum of three dollars (\$3.00) which shall be in full for such examination. He shall carefully fill out the blanks in the examination paper and shall also give any additional information he may possess which may aid in determining the eligibility of

the person so examined for admission as a patient in the institution. Said examining physicians shall be graduates of a medical school in good standing under the laws of Iowa, and shall be selected, so far as it is practicable, because of his [their] experience with the knowledge of pulmonary diseases.

SEC. 10. Transportation and other expenses—how paid. In case an applicant who has been authorized to be received as a patient in the sanitarium, is without means to pay for transportation and other necessary expenses to and from including treatment at the institution, and such fact is duly certified to by the board of health of the city, or incorporated town where the applicant resides, or by the majority of the township trustees in case the applicant resides outside of a city or incorporated town, and the superintendent is satisfied that such is the fact, then such expense shall be paid by the state out of any funds in the state treasury not otherwise appropriated after the same is certified by said superintendent and approved by the board of control.

SEC. 11. Per capita support. The board of control of state institutions shall fix the per capita monthly allowance which may be charged by the said institution for the care, treatment and maintenance of each patient therein, which shall not exceed the sum of twenty dollars (\$20.00) per capita per month, which shall be certified by the superintendent to said board of control and paid out as provided in chapter one hundred eighteen (118) of the acts of the Twenty-seventh General Assembly. Provided that the average number of patients in said sanitarium shall not exceed two hundred per month, it shall be credited by the auditor of state and the treasurer of state with the sum of four thousand dollars (\$4,000.00) per month which may be drawn as above provided.

SEC. 12. Charges for care, treatment and maintenance. Said sanitarium shall be open for all patients, but all patients who are able to pay, shall be charged such rate monthly as the board of control may fix, not exceeding the average actual per capita cost of care, treatment and maintenance. All sums so collected shall by the board of control be covered into the state treasury.

SEC. 13. Support for first month. For the purpose of the maintenance of said sanitarium during the first month of its operation, the superintendent thereof may estimate, in advance of said opening and on the basis of a population of two hundred patients at twenty dollars (\$20.00) per capita per month for the supplies to operate the sanitarium, to furnish and equip the same, and to purchase tools, animals, implements and other articles so far as then necessary, and to collect and disseminate information regarding tuberculosis, for the first month and the aggregate of said per capita shall be credited to said institution by the auditor of state and the treasurer of state and may be drawn against as provided in chapter one hundred eighteen (118) of the acts of the Twenty-seventh General Assembly.

SEC. 14. Acts in conflict repealed. All acts and parts of act in conflict with this act are hereby repealed.

SEC. 15. In effect. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 14, 1906, and the Register and Leader, April 23, 1906.

W. B. MARTIN,
Secretary of State.