

CHAPTER 84

LIEN FOR CARE AT INSTITUTIONS

H. F. 31

AN ACT to amend section two hundred twenty-three point sixteen (223.16), Code 1950, to provide for the creation of a lien for the cost of care of inmates in Woodward state hospital and Glenwood state school.

Be It Enacted by the General Assembly of the State of Iowa:

- 1 SECTION 1. Section two hundred twenty-three point sixteen
- 2 (223.16), Code 1950, is amended by inserting in line three (3) after
- 3 the word "liability," the words "pertaining to liens and".

Approved May 15, 1951.

CHAPTER 85

REHABILITATION OF ALCOHOLICS

S. F. 341

AN ACT to provide for the rehabilitation of alcoholics who voluntarily enter or who are committed thereto as provided herein to state hospitals* for treatment.

WHEREAS, the number of alcoholics in the United States has increased more than three hundred thousand (300,000) in the last few years; and

WHEREAS, the state of Iowa is engaged in an attempt to control the consumption of alcoholic liquors by the distribution and sale thereof; and

WHEREAS, recent discoveries by science have tended to show that alcoholism is a disease—and will respond to medical and psychiatric treatment; and

WHEREAS, no proper and effective method for admission and treatment of alcoholics has been set up in the state of Iowa; now, therefore,

Be It Enacted by the General Assembly of the State of Iowa:

- 1 SECTION 1. Any resident of the state may apply for voluntary
- 2 admission for the treatment of alcoholism to Cherokee State Hospital*,
- 3 Independence State Hospital*, Clarinda State Hospital*, or Mt. Pleasant State Hospital*, the state hospital* serving the district in which
- 4 he resides. This application shall be made on forms provided by the
- 5 board of control and under such regulations as the board may pre-
- 6 scribe. If the superintendent shall be satisfied, after examination of
- 7 the applicant by the staff, that he is in need of hospital treatment and
- 8 will be benefited thereby, the superintendent may receive and care
- 9 for the applicant in the state hospital for such a period of time as he
- 10 shall deem necessary for the treatment, improvement or recovery of
- 11 said patient.
- 12

- 13 Chapter two hundred thirty (230), Code 1950, shall apply so far as
- 14 applicable in connection with the payment of the costs, expenses and
- 15 maintenance of the applicant in any of said institutions.

*See chapter 83.

1 SEC. 2. The board of control is directed to segregate and set aside
2 such accommodations as may be necessary which shall be used ex-
3 clusively for the treatment of patients received under this chapter.

1 SEC. 3. The discharge of patients from the state hospitals who
2 voluntarily entered the hospital shall be only by order of the superin-
3 tendent, but he shall be guided in his decisions by the physicians at-
4 tending such patient.

1 SEC. 4. Neither the superintendent nor any other official or em-
2 ployee of the state hospital shall be liable for the detention of any
3 person voluntarily admitted in such state hospital under the provisions
4 herein until thirty (30) days after the patient has made demand in
5 writing for his release from detention, and then only if it be established
6 that such detention was unreasonable and arbitrary. Nothing in this
7 Act, however, shall in any way restrict the right of any patient to
8 secure, or attempt to secure, his freedom by habeas corpus proceedings
9 as now provided by law.

1 SEC. 5. Upon receipt of such a demand for discharge the superin-
2 tendent may immediately request a writ of commitment from the
3 district court in which the hospital is located. Such request shall be
4 accompanied by a statement of attending physician that further treat-
5 ment is necessary in the best interests of the patient and the public.
6 The court shall set said request for immediate hearing before the court
7 and prescribe the notice to be given therefor. If it appears that the
8 patient is not represented by counsel, the court shall appoint one to
9 appear and defend said patient and who shall receive such compensa-
10 tion as the court shall fix, which shall be taxed as costs. The board of
11 control shall pay the costs of such proceedings. Such hearing shall be
12 private and all records made thereof shall be confidential. If upon
13 such hearing which shall be in presence of the patient the court shall
14 find the patient to be an alcoholic and in further need of treatment, he
15 shall issue a writ of commitment to the state hospital for a period not
16 to exceed ninety (90) days.

1 SEC. 6. This act shall be construed as severable. A decision in-
2 validating any portion hereof shall not affect other provisions which
3 can be given effect without such invalid part.

Approved May 15, 1951.

CHAPTER 86

PSYCHIATRIC TREATMENT

S. F. 108

AN ACT to amend section two hundred twenty-nine point nine (229.9), Code 1950, relating to the findings and orders of the county commission of insanity; and to amend section two hundred thirty point twenty-four (230.24), Code 1950, providing for the expenditure of county funds for psychiatric examination and treatment.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section two hundred twenty-nine point nine (229.9),
2 Code 1950, is amended by inserting after the word "order" in line four