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ARTICLE XIV

This compact shall be liberally construed so as to effectuate the purposes thereof. The provisions of this compact shall be severable and if any phrase, clause, sentence or provision of this compact is declared to be contrary to the constitution of any party state or of the United States or the applicability thereof to any government, agency, person or circumstance is held invalid, the validity of the remainder of this compact and the applicability thereof to any government, agency, person or circumstance shall not be affected thereby. If this compact shall be held contrary to the constitution of any state party thereto, the compact shall remain in full force and effect as to the remaining states and in full force and effect as to the state affected as to all severable matters."

Approved February 20, 1970.

CHAPTER 1098

IOWA SOLDIERS HOME

H. F. 129

AN ACT relating to admission of widows and wives of members to the Iowa Soldiers Home.

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

1 SECTION 1. Section two hundred nineteen point four (219.4), Code
2 1966, is hereby amended by striking in lines three (3) and four (4)
3 the words "ten years" and inserting in lieu thereof the words "one
4 year".

1 SEC. 2. Section two hundred nineteen point five (219.5), Code
2 1966, is hereby amended as follows:

3 1. By striking in lines ten (10) and eleven (11) the words "ten
4 years" and inserting in lieu thereof the words "one year".
5 2. By striking in line seventeen (17) the word "ten" and inserting
6 in lieu thereof the word "three".

Approved February 2, 1970.

CHAPTER 1099

TREATMENT FOR DRUG ADDICTION

S. F. 1276

AN ACT relating to encouraging persons to seek treatment for drug addiction or dependency.

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

1 SECTION 1. For the purposes of this Act, unless the context clearly
2 indicates a contrary intent:
3 1. "Medical practitioner" means a physician and surgeon or osteo-

4 pathic physician and surgeon licensed to practice medicine in this
5 state.

6 2. "Hospital" means a public or private hospital licensed pursuant
7 to the laws of this state or any employee, agent, or representative
8 thereof. "Hospital" includes a public agency or a nonprofit agency
9 or corporation providing treatment or rehabilitation services and any
10 employee, agent, or representative thereof, if the commissioner of
11 public health has previously approved the program of treatment or
12 rehabilitation services offered by such public agency, nonprofit agency
13 or corporation.

14 3. "Drug" means a narcotic drug as defined in section two hundred
15 four point one (204.1), subsection ten (10) of the Code, and a depres-
16 sant or stimulant drug as defined in chapter one hundred eighty-nine
17 (189), section one (1), subsection six (6), Acts of the Sixty-second
18 General Assembly. For the purpose of this Act the provisions hereof
19 shall be applicable to the treatment and rehabilitation of those who
20 are users of glue by means of inhalation, commonly known as glue
21 sniffing.

1 SEC. 2. A person may request treatment and rehabilitation for
2 addiction or dependency to any drug as defined in section one (1) of
3 this Act, from a medical practitioner or a hospital and such medical
4 practitioner or any employee or person acting under his direction or
5 supervision, or any hospital shall not report or disclose the name of
6 such person or the fact that treatment was requested or has been
7 undertaken to any law enforcement officer or agency; nor shall such
8 information be admissible as evidence in any court, grand jury, or
9 administrative proceeding unless authorized by the person seeking
10 treatment. A medical practitioner or hospital may undertake the
11 treatment and rehabilitation of such person or refer such person to
12 another medical practitioner or hospital for such purpose. If the
13 person seeking such treatment or rehabilitation is a minor, the fact
14 that such minor sought treatment or rehabilitation for such drug
15 addiction or dependency, or that he is receiving such treatment or
16 rehabilitation service, shall not be reported or disclosed to the parents
17 or legal guardian of such minor without his consent, and such minor
18 may give legal consent to receive such treatment and rehabilitation.

1 SEC. 3. A person seeking treatment or rehabilitation for drug
2 addiction or dependency shall first be examined and evaluated by a
3 medical practitioner. Such medical practitioner shall prescribe a
4 proper course of treatment and medication, if needed. The treating
5 medical practitioner may further prescribe a course of treatment or re-
6 habilitation and authorize another medical practitioner or hospital to
7 provide the prescribed treatment or rehabilitation services. Treatment
8 or rehabilitation services may be provided to a person individually or
9 in a group. Any hospital providing or engaging in such treatment or
10 rehabilitation shall not report or disclose to a law enforcement officer
11 or agency the name of any person receiving or engaging in such treat-
12 ment or rehabilitation; nor shall any person receiving or participating
13 in such treatment or rehabilitation report or disclose the name of any
14 other person engaged in or receiving such treatment or rehabilitation
15 or that such program is in existence, to a law enforcement officer or

16 agency. Such information shall not be admitted in evidence in any
17 court, grand jury, or administrative proceeding. However, any person
18 engaged in or receiving such treatment or rehabilitation may author-
19 ize the disclosure of his name and individual participation.

1 SEC. 4. A medical practitioner may use any drug or medicine
2 which shall be authorized or released by a federal agency or authority
3 with jurisdiction to so act, to treat a person addicted to or dependent
4 on drugs as an inpatient or outpatient or to maintain such person for
5 a reasonable period of time until proper treatment or rehabilitation
6 for such addiction or dependency can be obtained.

1 SEC. 5. Every medical practitioner or hospital that provides
2 treatment or rehabilitation services to a person addicted to or de-
3 pendent upon drugs, shall each quarter of every year, commencing
4 October 1, 1970, make a statistical report to the commissioner of
5 public health in such form and manner as the commissioner shall
6 prescribe for each such person treated or to whom rehabilitation serv-
7 ices were provided during the preceding quarter. The form of the
8 report prescribed shall be furnished by the commissioner of health
9 and be so designated that a carbon copy will be available which shall
10 be sent quarterly to the narcotics law enforcement division of the
11 state, such report not to include doctors signature. The name or
12 address of any person treated or to whom rehabilitation services were
13 provided shall not be reported. Such report shall include the number
14 of persons treated or to whom rehabilitation services were provided;
15 the county of such person's legal settlement; the age of such person;
16 the medication prescribed, if any; number of such persons treated as
17 inpatients and the number treated as outpatients; the number treated
18 who had received previous treatment or rehabilitation services; the
19 number of such persons who maintained their employment while re-
20 ceiving treatment or rehabilitation services; the number of such per-
21 sons who themselves or their family received public assistance during
22 such treatment or rehabilitation and the type of public assistance
23 received; and any other data required by the commissioner. If treat-
24 ment or rehabilitation services are provided to a person by a hospital,
25 public agency, nonprofit agency or corporation, such hospital, agency
26 or nonprofit corporation shall coordinate with the treating medical
27 practitioner so that the statistical reports required in this section
28 shall not duplicate one another. The commissioner shall cause all such
29 reports to be compiled into quarterly reports which shall be a public
30 record. The names and addresses of the reporting medical practi-
31 tioners or hospitals shall not be a public record unless authorized by
32 the person or entity filing the report.

1 SEC. 6. Section two hundred four point one (204.1), Code 1966,
2 subsection nine (9), is amended by inserting in line one (1) after the
3 word "means" the word "sale,".

1 SEC. 7. Any person who violates any provision of this Act shall,
2 upon conviction, be fined not exceeding one hundred dollars, or im-
3 prisoned in the county jail not exceeding thirty days.

Approved May 5, 1970.