

RULES FOR HOSPITALIZATION OF MENTALLY ILL

CHAPTER 221

RULES FOR INVOLUNTARY HOSPITALIZATION OF MENTALLY ILL

IN THE MATTER OF RULES OF PRO-
CEDURE FOR INVOLUNTARY
HOSPITALIZATION OF
MENTALLY ILL

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REPORT OF THE
SUPREME COURT

TO THE 1983 REGULAR SESSION OF THE SEVENTIETH GENERAL ASSEMBLY OF
THE STATE OF IOWA:

Pursuant to Iowa Code sections 229.40 and 684.19, the Supreme Court of Iowa has pre-
scribed and hereby reports to the General Assembly changes in existing Rules of Procedure
for the Involuntary Hospitalization of the Mentally Ill as follows:

Rule 32.

That rule 32 be amended as follows:

"32. If, pursuant to section 229.14(3), The Code, the chief medical officer determines that
the patient is suited for outpatient care, the chief medical officer (or his designee) and the
patient shall discuss and agree upon determine the specific care and treatment guidelines in
upon which the best interests of the patient outpatient status will be paramount based and
shall discuss these guidelines with the patient. These written guidelines shall be known as the
Outpatient Treatment Plan (O.T.P.). If either the patient or the chief medical officer (or his
designee) alleges that the O.T.P. has been breached, the judge or a judicial hospitalization
referee shall hold a hearing as provided by sections 229.14(3) and 229.12, The Code, to deter-
mine whether the patient should be rehospitalized, whether the O.T.P. should be revised, or
whether some other remedy should be ordered. The patient is entitled to shall be given
reasonable notice of such a hearing."

Respectfully submitted,
THE SUPREME COURT OF IOWA

/s/ W. W. Reynoldson

W. W. REYNOLDSON, CHIEF JUSTICE

Des Moines, Iowa
January 28, 1983

ACKNOWLEDGMENT

I, the undersigned, Secretary of the Senate of the State of Iowa, hereby acknowledge delivery to me on the twenty-eighth day of January, 1983, of the foregoing report of the Supreme Court of Iowa pertaining to the Rules of Procedure for Involuntary Hospitalization of the Mentally Ill.

/s/ K. Marie Thayer

Secretary of the Senate, 1983 Regular
Session of the Seventieth General Assembly
of the State of Iowa

ACKNOWLEDGMENT

I, the undersigned, Chief Clerk of the House of Representatives of the State of Iowa, hereby acknowledge delivery to me on the twenty-eighth day of January, 1983, of the foregoing report of the Supreme Court of Iowa pertaining to the Rules of Procedure for Involuntary Hospitalization of the Mentally Ill.

/s/ Joseph O'Hern

Chief Clerk of the House of Representatives,
1983 Regular Session of the Seventieth
General Assembly of the State of Iowa

CERTIFICATE

I, Robert Anderson, do hereby certify that I am the President of the Senate of the 1983 Regular Session of the Seventieth General Assembly of the State of Iowa; and I, K. Marie Thayer, do hereby certify that I am the Secretary of the Senate of the 1983 Regular Session of the Seventieth General Assembly of the State of Iowa, and we do hereby jointly certify as President and Secretary that on the twenty-eighth day of January, 1983, the Supreme Court of the State of Iowa reported to the Senate, and filed with it, the attached and foregoing Rules of Procedure for Involuntary Hospitalization of the Mentally Ill;

THAT the date of making that report to the 1983 Regular Session of the Seventieth General Assembly was within twenty days subsequent to the convening of the 1983 Regular Session of the Seventieth General Assembly;

THAT no other report pertaining to the Rules of Procedure for Involuntary Hospitalization of the Mentally Ill was made or filed by the Supreme Court with the Senate;

THAT no changes, modifications, amendments, revisions or additions to the Rules of Procedure for Involuntary Hospitalization of the Mentally Ill as reported by the Supreme Court were made or enacted at the 1983 Regular Session of the Seventieth General Assembly.

Signed this 14th day of May, 1983, being the sine die adjournment of the 1983 Regular Session of the Seventieth General Assembly.

/s/ Robert Anderson

ROBERT ANDERSON
President of the Senate

/s/ K. Marie Thayer

K. MARIE THAYER
Secretary of the Senate, 1983 Regular
Session of the Seventieth General Assembly
of the State of Iowa

CERTIFICATE

I, Donald Avenson, do hereby certify that I am the Speaker of the House of Representatives of the 1983 Regular Session of the Seventieth General Assembly of the State of Iowa; and I, Joseph O'Hern, do hereby certify that I am the Chief Clerk of the House of Representatives of the 1983 Regular Session of the Seventieth General Assembly of the State of Iowa, and we do hereby jointly certify as Speaker and Chief Clerk that on the twenty-eighth day of January, 1983, the Supreme Court of the State of Iowa reported to the House of Representatives, and filed with it, the attached and foregoing Rules of Procedure for Involuntary Hospitalization of the Mentally Ill;

THAT the date of making that report to the 1983 Regular Session of the Seventieth General Assembly was within twenty days subsequent to the convening of the 1983 Regular Session of the Seventieth General Assembly;

THAT no other report pertaining to the Rules of Procedure for Involuntary Hospitalization of the Mentally Ill was made or filed by the Supreme Court with the House of Representatives;

THAT no changes, modifications, amendments, revisions or additions to the Rules of Procedure for Involuntary Hospitalization of the Mentally Ill as reported by the Supreme Court were made or enacted at the 1983 Regular Session of the Seventieth General Assembly.

Signed this 14th day of May, 1983, being the sine die adjournment of the 1983 Regular Session of the Seventieth General Assembly.

/s/ Donald Avenson

DONALD AVENSON
Speaker of the House

/s/ Joseph O'Hern

JOSEPH O'HERN
Chief Clerk of the House of Representatives,
1983 Regular Session of the Seventieth
General Assembly of the State of Iowa