

CHAPTER 1166**COMMITMENT TO STATE SCHOOL BEYOND AGE EIGHTEEN***S.F. 2101*

AN ACT relating to the commitment of children beyond their eighteenth birthday to the state training school.

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

Section 1. Section 232.53, Code 1983, is amended to read as follows:

232.53 DURATION OF DISPOSITIONAL ORDERS.

1. Any dispositional order entered by the court pursuant to section 232.52 shall remain in force for an indeterminate period or until the child becomes eighteen years of age unless otherwise specified by the court or unless sooner terminated pursuant to the provisions of section 232.54. No dispositional order made under section 232.52, subsection 2, paragraph "e" shall remain in force longer than the maximum possible duration of the sentence which may be imposed on an adult for the commission of the act which the child has been found by the court to have committed.

2. All dispositional orders entered prior to the child attaining the age of seventeen years and six months shall automatically terminate when the child becomes eighteen years of age. Dispositional orders entered subsequent to the child attaining the age of seventeen years and six months and prior to the child's eighteenth birthday shall automatically terminate one year after the date of disposition. In the case of an adult within the jurisdiction of the court under the provisions of section 232.8, subsection 1, the dispositional order shall automatically terminate one year after the last date upon which jurisdiction could attach.

3. Notwithstanding section 242.13, a child committed to the training school subsequent to the child attaining the age of seventeen years and six months and prior to the child's eighteenth birthday may be held at the school beyond the child's eighteenth birthday pursuant to subsection 2 provided that the training school makes application to and receives permission from the committing court. This extension shall be for the purpose of completion by the child of a course of instruction established for the child pursuant to section 242.4 and cannot extend for more than one year beyond the date of disposition.

3 4. Any person supervising but not having custody of the child pursuant to such an order shall file a written report with the court at least every six months concerning the status and progress of the child.

Any agency, facility, institution or person to whom custody of the child has been transferred pursuant to such order shall file a written report with the court at least every six months concerning the status and progress of the child.

Approved May 2, 1984