

FILED FEB 02 2006

HUMAN RESOURCES

SENATE FILE

2144

BY WARNSTADT

(COMPANION TO LSB 5687HH

BY WENDT)

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act addressing county-related mental health, mental
2 retardation, and developmental disabilities services provided
3 in a state mental health institute or a hospital.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HUMAN RESOURCES

SF 2144

TL5B 5687SS 81

jp/je/5

1 Section 1. Section 226.7, unnumbered paragraph 3, Code
2 2005, is amended to read as follows:

3 If the district court commits a patient to a state mental
4 health institute and a bed for the patient is not available,
5 the institute shall assist the court in locating an
6 alternative placement for the patient. The department of
7 human services shall ensure that a state mental health
8 institute maintains sufficient psychiatric bed capacity for
9 the institute to be able to accept at least the number of
10 district court commitments and central point of coordination
11 referrals made to the institute during the course of a typical
12 fiscal year. "Typical fiscal year" means the average of the
13 sum of such commitments and referrals made over the preceding
14 five fiscal years.

15 Sec. 2. Section 331.439, subsection 9, Code Supplement
16 2005, is amended by striking the subsection.

17 EXPLANATION

18 This bill relates to county-related mental health services
19 provided in a hospital or a state mental health institute.

20 Code section 226.7, relating to the order for receiving
21 patients at a state mental health institute, is amended. The
22 bill requires the department of human services to ensure that
23 a state mental health institute maintains sufficient
24 psychiatric bed capacity for the institute to accept at least
25 the number of district court commitments and county central
26 point of coordination referrals made to the institute during
27 the course of a typical fiscal year. The bill defines the
28 term "typical fiscal year" to mean the average of the sum of
29 such commitments and referrals made over the preceding five
30 fiscal years.

31 Code section 331.439, relating to county management plans
32 for mental health, mental retardation, and developmental
33 disabilities services, is amended to strike subsection 9. The
34 stricken subsection requires a county management plan to
35 designate at least one licensed hospital that the county has

1 contracted with to provide services covered under the plan.
2 If the designated hospital does not have a bed available to
3 provide the services, the county is responsible for the cost
4 of covered services provided at an alternate licensed
5 hospital.

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