

House Judiciary Committee Meeting
Monday, February 15, 1965

The House Judiciary Committee met Monday, February 15, 1965, in Room 523 at 9:00 A.M. with Chairman Jack Euler presiding. Thirteen members were present. Members Davis, Foster, Hill, Howard, Rogers, Tillotson, Van Cleave and Woodworth were absent.

Chairman Euler called the meeting to order. The committee continued its consideration of the proposed mental health act, an Act for Obtaining "Care or Treatment" for a "Mentally Ill Person."

Section 18. No questions.

Section 19. No questions.

Section 20. There was some discussion by the members of the committee concerning this. It was thought that it should be the responsibility of someone other than the sheriff to transport these people. There was some concern in regard to accidents or the patient grabbing the wheel of the car, etc. It was suggested that a clause be inserted defining the status of the person transporting the patient. One member suggested deputizing the person for this particular job.

Section 21. A question was raised in regard to cutting down the 15 day period of time. In some counties, there are no suitable facilities available. Chairman Euler stated that the committee will hear from the welfare officials in regard to this provision.

Section 22. There was a great deal of discussion by the members of the committee in regard to this section. This section permits a change of venue under the provisions outlined. It was agreed that 1 under subsection A and 2 under subsection B should include "unless the patient or counsel of the party has made objection to such transfer" or similar wording. Mr. Coldsnow will work on cleaning up this section and then will report back to the committee.

Section 23. There was some objection to the six month period. It was agreed that "unless the court having jurisdiction shall order otherwise" or similar language should be added.

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Section 24. There was objection to the head of the hospital having the only authority to discharge. Some of the members thought the court should have a say in the matter. Some of the members cited cases involving sex violations in which it was unfortunate that patients were released. Mr. Turner will check the statutes in regard to sex crimes and report back to the committee.

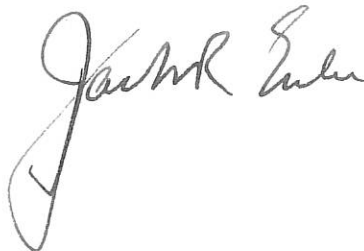
Section 25. It was suggested that the requirement be made for a written medical report to the probate court stating the condition of and the recommendations for the patient. Then, the court should be required to make the necessary notices.

Section 26. There was a great deal of objection to the broad scope of the word "patient." The definition was read from the section containing definitions.

The meeting adjourned at 9:50 A.M. The committee will meet Tuesday, February 16, 1965, at 8:30 A.M. in Room 523. At this time, the committee will confer with the Secretary of State. At 9:00 A.M. the committee will consider House Bills No. 544, 557, 584, 592, 598 and 600.

Respectfully submitted,
Jack R. Euler, Chairman

Minutes approved:

A handwritten signature in cursive script, appearing to read "Jack R. Euler". The signature is written in dark ink and is positioned to the right of the "Minutes approved:" text.