

## CHAPTER XVIII.

February 29,  
1872.

*An Act for the relief of Insane Convicts in the State Prison  
and to provide for their removal to the Minnesota  
Hospital for the Insane.*

- SECTION 1. Supposed insane or imbecile person in the state prison to be examined therefor, and report to be made.
2. Report of examining board to be forwarded to governor.
  3. Upon approval of governor said convicts to be removed to the hospital for insane.
  4. Form of warrant of commitment.
  5. When cured, convict to be remanded to state prison, to serve out his term.
  6. Relating to computing time for good conduct.
  7. When act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

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Examination  
for supposed  
insanity.

SECTION 1. Whenever any person who now is or who may hereafter become a convict in the state prison, shall, in the opinion of the warden and board of inspectors thereof, be regarded as insane (or imbecile,) it shall be the duty of said board to call in two physicians skilled in their profession, one of whom may be the prison physician, who shall, without employing cruel or inhuman tests, make a careful and thorough examination as to the insanity of such convict and report the result of their examination; which report shall be in duplicate and entered on the prison records and be regarded as conclusive evidence in the case.

Examining  
board to report  
to governor.

SEC. 2. Whenever, as in manner above named, any convict shall be pronounced insane (or imbecile,) said board shall notify the governor of the fact by forwarding to him said duplicate report to each of which shall be appended a transcript of the prison records relating to such convict.

Governor may  
order commit-  
ment to insane  
hospital.

SEC. 3. Upon the receipt of said notice, the governor shall endorse thereon his approval, and shall, at the expense of the state, cause such convict to be removed from prison and delivered to the superintendent of the hospital for insane for treatment in that institution and shall at the same time, forward to said superintendent said duplicate notice of the officers of the state prison; which notice shall be to him

a warrant to receive and provide for such convict such treatment as that afforded in said hospital to similar cases of insanity, except that such convict shall be kept separate and apart from other patients so far as practicable.

SEC. 4. Upon receiving such convict and said warrant from the governor, the superintendent shall endorse upon one substantially as follows :

Minnesota Hospital for the Insane.

Received this            day of            18   the patient, a state    Form of com-  
prison convict named in the within warrant.            mitment.

A. B.—Superintendent.

which shall be returned with the superintendent's endorsement to the warden of the state prison and filed in his office, the duplicate warrant shall be filed in the office of the superintendent.

SEC. 5. Whenever in the opinion of the superintendent such convict is cured of the mental disability on account of which such commitment was made, the term of sentence not having expired, he shall notify the governor of such fact, who shall remand such convict to the state prison at the expense of the state.    To be remand-  
ed to state pris-  
on if cured.

SEC. 6. In computing time allowed by law for good conduct under prison discipline, the board of inspectors shall grant to such convict the full benefit of said law for the time so absent or insane, but no such absence or insanity shall affect the term of sentence of such conduct [convict.]    Good be-  
havior.

SEC. 7. This act shall take effect and be in force from and after its passage.    When act to  
take effect.

Approved February 29, 1872.