

and all other acts or parts of acts inconsistent herewith are hereby repealed.

SEC. 18. This act shall take effect and be in force from and after its passage. When act to take effect.

Approved April 24, 1889.

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## CHAPTER 256.

[S. F. No. 377.]

AN ACT TO AMEND CHAPTER TWO HUNDRED AND EIGHT (208) OF THE GENERAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND EIGHTY-SEVEN (1887), RELATING TO THE STATE REFORMATORY.

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

SECTION 1. That section fourteen (14) of chapter two hundred and eight (208) of the general laws of one thousand eight hundred and eighty-seven (1887), be and the same is hereby amended so as to read as follows:

The board of managers shall have power to transfer to the state prison at Stillwater any prisoner who subsequently to his committal shall be shown to have been at the time of his conviction more than thirty (30) years of age or to have been previously convicted of crime, and may also transfer any apparently incorrigible prisoner whose presence in the reformatory appears to be seriously detrimental to the well being of the institution to the state prison, and such managers may by written requisition require the return to the reformatory of any person who may have been so transferred. They may also cause to be transferred any person or prisoner confined in the state prison who is serving out his first sentence therein to the reformatory under such rules and regulations as the board of managers of said state reformatory, and the board of managers of the state prison in joint session shall prescribe.

Transfer of  
prisoners.

They shall have authority to receive and imprison inmates of the state reform school who may be transferred by the board of managers of the state reform school to the state reformatory in accordance with the provisions of law in respect thereto, and such inmates, when transferred to the state reformatory, shall be under the guardianship of the board of managers of the said reformatory during their minority, subject to parole and release in like manner and under like conditions to persons sentenced to the said re-

Board of  
Managers  
authority as to  
transfers,  
paroles, etc.

reformatory. Such board of managers shall have power to establish rules and regulations under which prisoners within the reformatory may be allowed to go upon parole outside of the reformatory buildings and enclosures and to remain while on parole in the legal custody and under the control of the board of managers, and subject at any time to be taken back within the enclosure of said reformatory, and full power to enforce such rules and regulations and to retake and to re-imprison any convict so upon parole is hereby conferred upon said board, whose written order, certified by its secretary, shall be a sufficient warrant for all officers named in it to authorize such officers to return to actual custody any conditionally released or paroled prisoner, and it is hereby made the duty of all officers to execute said order, the same as ordinary criminal process.

Power to make  
all necessary  
rules and  
regulations.

The said board of managers shall also have power to make all rules and regulations necessary and proper for the employment, discipline, instruction, education, removal, temporary or conditional, release or return as aforesaid of all convicts in said reformatory.

The board of managers are hereby authorized to receive and retain, during their term of sentence to the state prison, such prisoners so transferred from said state prison as aforesaid, and the laws applicable to the convicts in the state prison, so far as they relate to the commutation of imprisonment for good conduct, shall be applicable to said convicts when so transferred.

SEC. 2. That said chapter is hereby further amended by adding thereto the following sections: Twenty-one (21), twenty-two (22), twenty-three (23), twenty-four (24) and twenty-five (25).

Shall meet in  
joint session.

Section 21. *Board of managers shall meet in joint session.*—It shall be the duty of the board of managers of the state prison and board of managers of the state reformatory to meet in joint session at the state capitol, in the city of St. Paul, on the second (2nd) Tuesday in May, on thousand eight hundred and eighty-nine (1889), and as often thereafter as the governor may direct, and the governor shall be ex-officio president of such joint session. The said boards of managers in joint session shall prescribe rules and regulations for the transfer of convicts from the state prison to the state reformatory, and of inmates of the state reformatory school to the state reformatory. And they shall provide for the transfer of and cause to be transferred not less than fifty (50) nor more than [one hundred (100) seventy-five (75)] prisoners from the state prison to the state reformatory during the year eighteen hundred and eighty-nine (1889); and may transfer to the state prison any of such prisoners whenever there shall be more transferred and duly sentenced to said reformatory than can there be accommodated. *Provided*, that no life convicts shall be transferred from the state

prison to the state reformatory until he shall have first served a term in the state prison of at least twenty-one (21) years, less the diminution which would have been allowed by law for good conduct had he been sentenced for a term of twenty-one (21) years. They shall also consider any matters which may be brought to their attention pertaining to the joint interest of the two (2) institutions, and shall take such action as they shall deem proper thereupon.

SEC. 22. *Parole of life convicts.*—No life convict who shall have been transferred to the state reformatory shall be paroled until the approval and authority of the governor shall have been given for such parole, and no such paroled life convict shall be unconditionally released by the board of managers, but such convict shall remain in the legal custody of the said board of managers, and be subject at any time to be taken back within the enclosure of said reformatory during the term of his natural life, unless the governor shall sooner issue a pardon for such convict.

Parole of life convicts.

SEC. 23. *State agent may be appointed.*—The said board of managers, in joint session, may at any time when they deem it necessary, appoint a state agent for the aid and supervision of discharged prisoners. The said state agent shall receive such salary as they shall fix and determine, together with the necessary traveling expenses incurred in the discharge of his duties, and shall perform such duties as they may prescribe in behalf of the prisoners discharged from the state prison, the state reformatory or any other public prison in this state. It shall be his special duty to assist discharged prisoners in obtaining employment.

State agent may be appointed.

The salary and expense of the said state agent shall be paid from the current expense fund of the state prison and state reformatory, and shall be divided between the two institutions in proportion to the appropriation made by the legislature for their current expenses.

SEC. 24. *Repealing clause.*—All acts and parts of acts inconsistent with this act are hereby repealed.

Acts repealed.

SEC. 25. *When to take effect.*—This act shall take effect and be in force from and after its passage.

When act to take effect.

Approved April 24, 1889.