

witnesses and jurors upon said examination as is provided in case of examination of insane persons, *provided* that in no case shall any person committed to the special department of said hospital for the treatment of inebriates, be detained in such department longer than one year. Provided that male and female patients in the inebriate department shall be kept separate and apart, and the superintendent of the Rochester state hospital shall cause the sexes to be kept separate, and may cause the female patients in such special department to be kept and cared for in some other building in said hospital.

Inmates—how employed.

SEC. 7. The superintendent of said Rochester state hospital shall provide suitable employment for such patients committed to such special department for inebriates as are able to do any work or perform any other duty to which they may be assigned, and such superintendent may require and compel such patients to do any suitable work, or to perform any such suitable duties as may be assigned to them, and such patients may be physically and mentally capable of doing.

Inebriate patients becoming insane.

SEC. 8. Should any patient in said special department for inebriates become insane while a patient in said special department, information of said insanity shall be at once, by the superintendent of said Rochester state hospital, filed in the probate court of Olmstead County, Minnesota which shall have full jurisdiction in the case, and the same proceedings shall had in said court as in original informations for insanity in the probate courts of this state.

SEC. 9. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

SEC. 10. This act shall take effect and be in force from and after its passage.

Approved April 25th, 1895.

H. F. No. 185.

CHAPTER 156. C. 156 05 . 233

95 C 156

04-M - 371

07-NW 207

Inebriates—  
treatment of by  
counties.

*An act to provide for the treatment of inebriates by counties, and prescribing rules governing the same.*

95 C 156

81-M - 301

95 C 156

100-M - 523

Be it enacted by the Legislature of the state of Minnesota:

Application for  
aid care.

SECTION 1. When any legal resident of the said state shall become an habitual drunkard, in the sense hereafter defined, he may apply in person to the judge of probate of the county in said state in which he shall be a resident, or, with his consent, any friend or near of kin.

may so apply for him to the judge of probate of the said county setting forth the fact of said habitual drunkenness, and desire to be cured thereof and also that he is without money or property to pay for treatment for the same.

He shall make oath to the truth of said statements, and shall furnish two credible witnesses, who shall also be residents of the same county and state, to further attest these facts. But the possession and ownership of a family homestead actually occupied by the family of the applicant, or by those dependent upon him for support, and not otherwise a source of revenue, shall not constitute a bar to the right to ask assistance under this act.

SEC. 2. Upon receiving such application, the probate judge shall forthwith proceed to determine if the facts are in accordance with the sworn statements of the applicant and his witnesses, and for that purpose may subpoena and require to appear before him and testify such other witnesses as he may deem proper, and if said judge of probate shall be satisfied from such examination that the facts set out in said application are true, he shall without unnecessary loss of time, transport and commit the said applicant to a reputable double chloride of gold cure institute or any reputable institution in which inebriates may be cured, such institute, or institution to be located within said state and to be selected by a committee of three citizens appointed by said judge of probate of said county, located within said state. The board of county commissioners shall have the power and authority to contract and fix the terms or price for such treatment with the proper party or parties representing such institute or institution, and to audit and allow the bills therefor upon the report and certificate of said judge of probate, but it shall be unlawful to appropriate or allow more than one hundred (100) dollars for such treatment in any one case at the expense and cost of the county of which he is a resident.

Hearing—com-  
mitment—ex-  
pense.

SEC. 3. The probate judge shall record or cause to be recorded, the name, sex, age, nationality, residence and length of residence in county and state, length of time that the applicant has been incapacitated for self-control or self-support, number of persons dependent upon him for support, date of commitment to the institution, and thereafter shall add the length of time treated, and total amount of expense to the county for commitment and treatment. He shall from these records make an annual statistical report of these and such other facts as shall be deemed worthy of record, exclu-

Record and  
report.

sive of names, to the state board of charities and corrections.

Patients—note  
to county.

SEC. 4. The money appropriated and used for such expenses, costs and treatment as aforesaid shall be and is hereby declared to be, a loan from the county to the individual receiving the benefits of the same, which shall be payable at any time within five (5) years without interest. The party accepting the benefits of the said loan shall give his note to said county for the full amount of costs for commitment and treatment, when said treatment shall have been finished, and all expenses shall have been properly reported to the said judge of probate. This note shall be non-negotiable and may be paid by installments, or at the time of maturity may be extended at the discretion of the judge of probate. If the applicant shall be a minor he shall, nevertheless be, and is hereby authorized and empowered to execute a promissory note as herein required, which shall be in all respects as valid and enforceable as if such applicant were of full age.

Managers of  
institute to be  
officers of  
court.

SEC. 5. The officers of such institute as may be designated for the treatment of such persons, payment for whose cure is provided by this act, shall become sworn officers of the court committing such person to their care, and shall have authority to enforce such reasonable rules as may be necessary for the administration of proper treatment to the patient entrusted to their care, but they shall receive no other fee or compensation than the sum provided for and limited by section one (1).

SEC. 6. A drunkard, as mentioned in the foregoing sections of this act, shall be deemed to include any person who has acquired the habit of using spirituous, malt, or fermented liquors, cocaine or other narcotics, to such an extent or degree as to deprive him of reasonable self-control.

SEC. 7. This act shall be in force from and after its passage and publication.

Approved April 22nd, 1895.