

H. F. No. 49.

CHAPTER 197.

National guard *An act to organize a medical corps in the National Guard.*

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

Medical corps. SECTION 1. There shall be a medical corps in the national guard of the state of Minnesota under the direction of the surgeon general to consist of one (1) medical director with the rank of lieutenant colonel, three (3) surgeons with the rank of major, and seven (7) assistant surgeons with the rank of first lieutenant, except that an assistant surgeon who has served as such for five (5) consecutive years, shall be eligible for promotion to the rank of captain as hereafter provided.

Medical director. *Provided*, that in case of an increase in the number of state troops, the number of the medical corps shall be enlarged in a ratio of three (3) medical officers to a regiment, and one (1) medical officer for single troop of cavalry or battery of artillery.

SEC. 2. The senior surgeon by date of commission now in the National Guard of this state shall be the first medical director, the other two (2) surgeons, and the senior assistant surgeon, by date of commission, shall be the surgeons with the rank of major. The other six (6) assistant surgeons shall retain their present rank until promoted under the conditions hereafter provided.

Promotions. SEC. 3. Whenever an assistant surgeon has served as such for five consecutive years, he may apply to the surgeon general to be examined for promotion. On receipt of such application the surgeon general shall appoint a board consisting of three (3) members of the corps who shall examine the applicant, and if said board shall report that the applicant is a graduate of a medical college recognized by state medical examining board and is fully qualified, the surgeon general shall recommend the applicant for promotion to the rank of captain, and the commander-in-chief shall commission him as such.

Examinations to fill vacancies. SEC. 4. Vacancies above the rank of captain shall be filled by seniority. Whenever a vacancy occurs in the rank of first lieutenant the surgeon general shall appoint a board consisting of three (3) members of the corps, who shall examine any candidates who may present themselves and who are graduates of a recognized medical college and not over forty-five (45) years of age.

The board shall report to the surgeon general the names of all candidates examined, with their relative standing, and the surgeon general shall report to the commander-in-chief the name of the candidate passing the best examination, and said candidate shall thereupon be commissioned by the commander-in-chief as an assistant surgeon with the rank of first lieutenant, *provided* that the surgeon general reports that said candidate is fully qualified. The surgeon general or in his absence the assistant surgeon general is to administer all matters affecting the health of the troops, issue instructions to medical officers, to preserve health and strength of men to decide and give the hospital accommodations to be provided, to direct the mode of treatment of the sick, prevent epidemics, etc., and exercise such other powers as the necessities of the troops may demand.

SEC. 5. The duties of the medical director shall be to receive the reports from all senior medical officers, see that hospitals are established at suitable places, recommend the best mode of transportation of troops and such other duties as may be delegated to him by the surgeon general. The requisition of medical officers for supplies must be submitted to him for his approval and examination before issued. In case of vacancy in the office of surgeon general or in his absence from his station, the assistant surgeon general may exercise the powers given in this act to the surgeon general. The medical director shall exercise the functions of medical purveyor and medical storekeeper, or may detail some medical officer for this purpose. The medical purveyor shall purchase all medical stores and hospital supplies and shall direct the distribution of drugs, instruments, litters, books, stationary, etc. The medical storekeeper shall have the immediate custody of everything belonging to the medical department, keep an exact report of everything on hand, how and where it has been distributed and furnish periodical reports to the medical director who will in turn send it to the surgeon general for permanent hospital records and as a guide to the proper administration of the department. There shall be an ambulance corps and hospital corps consisting of hospital stewards with the rank of sergeants, not exceeding in all, one (1) for each four (4) companies in the national guard, who shall be appointed by the medical director and shall hold their warrants during his pleasure. Men shall be detailed from each company to act as litter bearers, whose duty it shall be to render first aid to the injured, transportation of the sick and wounded, etc.

Duties of medical director.

Hospital
stewards.

SEC. 6. Hospital stewards shall serve as apothecaries, head nurses in hospital and assist the surgeons in keeping records of his department.

Disposition of
medical corps

SEC. 7. The medical director shall make such detail for services of members of the medical corps as he may deem necessary.

Uniform.

SEC. 8. The uniforms of the medical department shall be the same as that prescribed by the regular army regulations, except that the state button shall be substituted for that of the United States.

Appropriation.

SEC. 9. There is hereby appropriated fifteen hundred (1,500) dollars to purchase necessary equipments for the medical department and thereafter five hundred (500) dollars, or so much thereof as may be necessary annually for the maintenance of the said equipments.

SEC. 10. All acts and parts of acts inconsistent herewith are hereby repealed.

SEC. 11. This act shall take effect and be in force from and after its passage.

Approved March 21st 1895.

CHAPTER 198.

H. F. No. 638.

Water supply.

An act to provide for the raising of water in lakes and condemnation of lands necessary for such purpose.

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

Privilege of
damming.

SECTION 1. Whenever the water in any lake in this state becomes so low as to produce disease, or otherwise injuriously affect the health and comfort of people residing in the vicinity thereof, and whenever any ten freeholders residing within two (2) miles of any such lake in this state, being desirous of erecting and maintaining a dam at the outlet of the same for the purpose of raising the water of such lake by means of a dam, or the embankment of any such lake in addition to such dam, or both, so as to overflow or otherwise injuriously affect lands, not the property of said persons, and to maintain the same, and to raise any dam constructed so as to increase such overflow, the right to erect and maintain such dam and embankment, and to overflow said lands, and to use said water for raising said lake may be had and obtained and compensation therefor be made, by proceeding as in this act provided.

Petition to
court.

SEC. 2. Said freeholders shall present to the judge of any court of record in which jury trials are had in the county, or if there is no such court in the county then