

the payment of a specified sum of money at stated intervals. Upon the filing of an affidavit showing the violation of any of the conditions of the bond; the accused shall be heard upon an order to show cause, and, if the charge be sustained, the judgment shall be executed. The wife or child, and any person furnishing necessary food, shelter, clothing, or medical attendance to either, may sue upon the bond for a breach of any condition thereof.

Sec. 3. Warrant to be issued on complaint of wife or some reputable person.—Section 8668, General Statutes, 1913, is hereby amended so as to read as follows:

8668. On complaint being made *in writing and under oath by the wife or any reputable person to a justice of the peace or judge of a municipal court, accusing any person of the offense defined in section 8667, the justice or judge shall issue his warrant against the person accused, directed to the sheriff or constable of the county, commanding him forthwith, to bring such accused person before the justice or judge to answer such complaint.*

Sec. 4. Proof of relationship in civil action sufficient for proof in criminal action.—Chapter 98, General Statutes, 1913, is hereby amended so as to add after section 8668, a new section, to be known as Section 8668-A, as follows:

8668-A. *In any prosecution for desertion of or failure to support a wife or child no other or greater evidence shall be required to prove the relationship of the defendant to such wife or child than is or shall be required to prove such relationship in civil action.*

Sec. 5. This act shall take effect and be in force from and after the first day of July, 1917.

Approved April 12, 1917.

CHAPTER 214—H. F. No. 1191.

An act to amend Sections 4157, 4161, 4167, and 4168 of Chapter 27, and to repeal Sections 4155, 4156, 4158, 4159, 4160, 4162 and 4169, General Statutes, 1913, relating to the control and management of the state public school.

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

Section 1. Juvenile court to commit children to state public school.—Section 4157, General Statutes, 1913, is hereby amended so as to read as follows:

4157. Children under fifteen years of age who are dependent on the public for support, abandoned, neglected, or ill treated, and who are sound of mind and free from disease, shall be received into said school *upon commitment by a juvenile court.* Whenever the number of such children shall exceed the capacity of the school, preference shall be given to the younger children

and to those in greatest need, and the children received shall be divided among the several counties as justly as possible, taking into consideration the number of such children in each county and its population. The *state board of control* or superintendent shall notify the *juvenile court* of any county of the number of children that can be received from such county, whenever vacancies exist, or upon inquiry from the *court*. The children of deceased soldiers shall be given preference in admission. No child who can be received into the school shall be maintained in any poorhouse. Before any child under one year of age shall be ordered sent to said school, a written statement from the superintendent shall be obtained, showing that said child can be received and cared for in said school.

Sec. 2. State board of control to assume guardianship of child.—Section 4161, General Statutes, 1913, is hereby amended so as to read as follows:

4161. A child admitted to said school shall remain therein and subject to the guardianship of the *state board of control* until a proper home is procured for him. The board *may* return or discharge each child when satisfied that he is unsound in mind, or diseased, or for other cause is not a proper inmate of this school. Upon such return or discharge the guardianship of the board shall cease and the child shall again be under the custody of his parents or guardian, or a charge upon the county from which he was sent.

Sec. 3. State board of control authorized to find homes for children.—Section 4167, General Statutes, 1913, is hereby amended so as to read as follows:

4167. The *state board of control* is hereby authorized to receive, keep, maintain, train and find homes for such children as the controlling board or other managing authorities of any institution or association which is permitted to receive, find homes for or secure adoption for children under the supervision of the state board of control may request.

Sec. 4. Visitation powers of state board of control.—Section 4168, General Statutes, 1913, is hereby amended so as to read as follows:

4168. The *state board of control* is authorized to visit and investigate the conditions of all children for whom homes have been found by an institution within the state of Minnesota which has or may at any time have been permitted by *said* board to receive and find homes for dependent children.

Sec. 5. Certain sections repealed.—Sections 4155, 4156, 4158, 4159, 4160, 4162 and 4169, General Statutes, 1913 are hereby repealed.

Sec. 6. This act shall take effect and be in force from and after July 31, 1917.

Approved April 12, 1917.