

than \$2,000,000, exclusive of moneys and credits, and a population of not more than 5,000 and not less than 3500 inhabitants."

Sec. 2. Salary of county auditor in certain counties.—That Section 1 of said act is hereby amended to read as follows:

"In all counties of the state now or hereafter having an area of not less than 35 nor more than 55 full or fractional congressional townships, and having an assessed valuation of not more than \$2,000,000 exclusive of moneys and credits, and a population of not more than 5,000 nor less than 3500 inhabitants, the county auditor shall receive a salary of \$1500.00 per annum, in addition to all fees now or hereafter allowed by law."

Approved April 1, 1935.

CHAPTER 82—H. F. No. 380.

An act to amend Mason's Minnesota Statutes of 1927, Sections 8646 and 8689-1, relating to dependent and neglected children.

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

Section 1. Neglected or dependant children—disposition.—Mason's Minnesota Statutes of 1927, Section 8646 is hereby amended so as to read as follows:

"8646. When any child shall be found to be dependent or neglected, within the meaning of this act, the court may make an order committing the child to the care of the state board of control, or of the state public school or some other suitable state institution, or to the care of some reputable citizen of good moral character, or to the care of some association willing to receive it, embracing in its objects the purpose of caring for or obtaining homes for dependent or neglected children, which association shall have been accredited as provided by law. *The court may continue the hearing from time to time without making an order of final commitment as above provided for, and in such case may make an order committing the child to the temporary care or custody of any such citizen or association.* In appropriate cases the child may be left with the parents subject to such remedial supervision as the court may direct. The court may, when the health or condition of the child shall require it, cause the child to be

placed in a public hospital or institution for treatment or special care; or in private hospital or institution which will receive it for like purpose without charge. A dependent child *shall not* be taken from his parents without their consent unless, after diligent effort has been made to avoid such separation, the same shall be found needful in order to prevent serious detriment to the welfare of such child. *Before making an order of final commitment to the state board of control or the state public schools provided for by this section, the court shall give the state board of control at least ten days notice of the time and place where such order may be made and shall consider such evidence, report or recommendation as the board of control may make concerning the case. Upon making any order of final commitment, the judge or clerk shall mail or deliver a copy thereof to the state board of control.*"

Sec. 2. Care of dependent children unsuitable for adoption or for commitment to State School for Feeble-minded.—Mason's Minnesota Statutes of 1927, Section 8689-1 is hereby amended so as to read as follows:

"8689-1. Whenever a juvenile court shall find a child to be dependent *or neglected* and it appears that such child is not at the time a proper subject for commitment to the state school for *the feeble-minded*, but is so handicapped physically or mentally that he cannot be admitted to the state public school or be placed in a home for adoption, the court may commit such child to the care of the state board of control as a child *needing specialized care* in order that he may receive study, treatment, and care designed to fit him, if possible, to be placed out for adoption or to become self-supporting. *A child may be adjudged to be a dependent or neglected child needing specialized care* when it appears: (a) That he is the offspring of incestuous cohabitation; (b) That one or both of his parents are feeble-minded, *epileptic* or insane, and the *probable permanent* mental status of the child is as yet undetermined; (c) That he is crippled, deformed, *has serious physical defects* or is afflicted with tuberculosis, venereal disease, or other *communicable* or offensive disease that renders his presence *offensive* or a menace to others; (d) That he is affected by habits, ailments, or handicaps that produce erratic and unstable conduct."

Approved April 1, 1935.