

transaction of business on any such Monday or on any holiday designated by any law of this state, and on any such day any financial institution in this state may accept, certify or pay checks, drafts or other instruments, may charge the same against the accounts of customers, and may receive payment of notes, drafts and other instruments, all to the same extent and with the same legal effect as if such day were a regular business day, but nothing herein contained shall affect the due date of any time instrument.

Approved February 24, 1949.

CHAPTER 39—H. F. No. 12

An act relating to emotionally disturbed children; providing for their study, care, and treatment; amending Minnesota Statutes 1945, Section 260.01

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

Section 1. Minnesota Statutes 1945, Section 260.01, is amended to read as follows :

260.01. Dependent, neglected and delinquent children. For the purpose of sections 260.01 to 260.34 the term dependent child" means a child who is illegitimate; or whose parents, for good cause, desire to be relieved of his care and custody; or who is without a parent or lawful guardian able to adequately provide for his support, training, and education, and is unable to maintain himself by lawful employment, except such children as are herein defined as "neglected" or "delinquent." The term "neglected child" means a child who is abandoned by both parents, or, if one parent is dead, by the survivor, or by his guardian; or who is found living with vicious or disreputable persons, or whose home, by reason of improvidence, neglect, cruelty, or depravity on the part of the parents, guardian, or other person in whose care he may be, is an unfit place for such child; or whose parents or guardian neglect and refuse, when able to do so, to provide medical, surgical, or other remedial care necessary for his health or well-being; or who because of erratic, unstable, or abnormal conduct appears to be emotionally disturbed and is, therefore, in need of psychiatric study, care, and treatment, and whose parents or guardian are unwilling or unable to provide him

with such necessary care and treatment; or, when such child is so defective in mind as to require the custodial care and training of the state school for the feeble-minded, neglect and refuse to make application for his admission to the institution; or who, being under the age of 12 years, is found begging, peddling, or selling any articles or singing or playing any musical instrument upon the street, or giving any public entertainment, or who accompanies or is used in aid of any person so doing. The term "delinquent child" means a child who violates any law of this state or any city or village ordinance; or who is habitually truant or incorrigible; or who knowingly associates with vicious or immoral persons; or who without just cause and without the consent of his parents, guardian, or other custodian absents himself from his home or place of abode, or who knowingly visits any place which exists, or where his presence is permitted, in violation of law; or who habitually uses obscene, profane, or indecent language; or who is guilty of lewd or immoral conduct involving another person. The word "association" means any corporation which includes in its purpose the care or disposition of children coming within the meaning of sections 260.01 to 260.34.

Sec. 2. Child Treatment. Subdivision 1. Transfer to Anoka and Hastings State Hospitals. During the period from June 30, 1949, to June 30, 1951, a building, or a wing or a portion thereof, and the facilities thereat, of the Anoka State Hospital at Anoka, Minnesota, or of the Hastings State Hospital at Hastings, Minnesota, shall be designated and set apart by the director of public institutions for the care and treatment of such children as shall be transferred there by the director of social welfare. While at the Anoka State Hospital or at the Hastings State Hospital the children shall be under the control of the superintendent, subject to the general supervision of the director of public institutions.

Subd. 2. Psychiatric study and treatment. All children duly committed to the director of social welfare who in his opinion are in need of psychiatric study, care, and treatment shall be admitted to the Anoka State Hospital or to the Hastings State Hospital upon his request. The cost of such care shall be paid by the county committing such child pursuant to the provisions of Minnesota Statutes 1945, Section 260.38. The cost of care shall be determined by the director of public institutions and shall not exceed the per capita cost of the institution as a whole.

Approved February 25, 1949.