

fications and serve upon the conditions prescribed by section 246.02 for the appointment of certain officers.

Approved April 19, 1955.

CHAPTER 529—S. F. No. 1138

An act relating to the commitment and provisional discharge of mentally ill, senile, or inebriate persons, and amending Minnesota Statutes 1953, Section 525.753, Subdivision 1.

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

Section 1. Minnesota Statutes 1953, Section 525.753, Subdivision 1, is amended to read :

525.753 **Commitment.** Subdivision 1. **Details.** If the patient is found to be mentally ill, senile, or inebriate, the court shall make a finding that commitment to an institution for the care of mentally ill, senile, or inebriate person is necessary for the welfare and protection of the patient or society. *Within 60 days of such a finding, the chief medical officer of the institution shall be required to file a certificate with the committing court and a copy with the commissioner of public welfare setting forth the condition of the patient, his diagnosis and his findings as to whether or not the patient is in need of further institutional care and treatment. If such certificate describes the patient as being in need of further institutional care and treatment, the patient shall remain under commitment and subject to all the laws, rules, and regulations pertaining to such institutions. If the certificate describes the patient as not in need of further institutional care and treatment, the patient shall be discharged from the hospital and such discharge shall operate to restore the patient to capacity. During the 60 day period the patient may be placed out on a provisional discharge as provided in subdivision 4. But unless such discharge is made absolute before the end of the 60 day period patient shall remain under commitment and subject to all the laws, rules and regulations pertaining to patients committed to the state mental hospitals.* The court shall issue to the sheriff, or any other person, a warrant, in duplicate, committing the patient to the custody of the superintendent of the proper state hospital, or to the superintendent or keeper of any private licensed institution for the care of mentally ill, senile, or inebriate persons. Patients committed to private institutions are required to pay the necessary hospital charge in such private institution. If the patient is entitled to care by the veterans administration or other agency of the United

States in this state, the warrant shall be in triplicate, committing the patient to the joint custody of the superintendents of the proper state institutions and veterans administration or other federal agency. If the veterans administration or other federal institution is unable or unwilling to receive such patient at the time of commitment, he subsequently may be transferred to it upon its request. Such transfer shall discharge the commitment of such patient to the state institution and constitute a sole commitment to the veterans administration or other federal institution.

Upon commitment, such person when admitted to the veterans administration or other federal institution within or without this state shall be subject to the rules and regulations of the veterans administration or other federal agency.

The chief officer of any facility of the veterans administration or institution operated by any other agency of the United States to which the person is so committed shall with respect to such person be vested with the same powers as superintendents of state hospitals for mental diseases within this state with respect to retention of custody, transfer, parole, or discharge.

The judgment or order of commitment by a court of competent jurisdiction of another state or the District of Columbia, committing a person to the veterans administration, or other agency of the United States government for care or treatment shall have the same force and effect as to the committed person while in this state as in the jurisdiction in which is situated the court entering the judgment or making the order. Consent is hereby given to the application of the law of the committing state or district in respect to the authority of the chief officer of any facility of the veterans administration, or of any institution operated in this state by any other agency of the United States to retain custody, or transfer, parole, or discharge the committed person.

Upon receipt of a certificate of the veterans administration or such other agency of the United States that facilities are available for the care or treatment of any person heretofore committed to any hospital for the insane or other institution for the care or treatment of persons similarly afflicted and that such person is eligible for care or treatment, the superintendent of the institution may cause the transfer of such person to the veterans administration or other agency of the United States for care or treatment. Upon affecting such transfer, the committing court or proper officer thereof shall be notified thereof by the transferring agency. No person shall be transferred to the veterans administration or other agency

of the United States if he be confined pursuant to conviction of any felony or misdemeanor if he has been acquitted of the charge solely on the ground of insanity, unless prior to transfer the court or other authority originally committing such person shall enter an order for such transfer after appropriate motion and hearing.

Any person transferred as provided in this section shall be deemed to be committed to the veterans administration or other agency of the United States pursuant to the original commitment.

Approved April 19, 1955.

CHAPTER 530—S. F. No. 1139

An act relating to mentally deficient persons; authorizing the state to lease facilities for their care; amending Minnesota Statutes 1953, Section 252.01.

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

Section 1. Minnesota Statutes 1953, Section 252.01, is amended to read:

252.01 School for mentally deficient, Faribault. The school and hospital for the mentally deficient shall be maintained at Faribault under the general management of the commissioner of public welfare. *He may lease the Ramsey County Preventorium and operate it as an annex to the school and hospital for the mentally deficient.*

Sec. 2. Appropriation. *There is hereby appropriated out of any moneys in the state treasury not otherwise appropriated the sum of \$39,140.60, or as much thereof as may be necessary, immediately available to pay the pre-opening expenses of the annex.*

Approved April 19, 1955.

CHAPTER 531—S. F. No. 1144

An act relating to county tuberculosis sanatoriums; providing for their discontinuance and conversion to other public uses; amending Minnesota Statutes 1953, Section 376.54.

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