

county commissioners of the county of Wabasha, and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved May 16, 1969.

CHAPTER 448—S. F. No. 209

An act relating to the commitment of certain persons in criminal cases and other matters; amending Minnesota Statutes 1967, Sections 242.13 and 243.49.

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

Section 1. Minnesota Statutes 1967, Section 242.13, is amended to read:

242.13 Prisoners; commitment procedures; probation. After a certificate has been filed with the clerk of the district court of any county, as provided in section 242.11, and except as hereinafter provided, the district court of such county shall commit to the commission every person convicted of a felony or gross misdemeanor, who is found to be less than 21 years of age at the time of his apprehension and who is not sentenced to imprisonment for life, or in a county jail for 90 days or less, or to a fine only. This commitment shall be for the maximum term provided by law for the crime for which the person was convicted. Such clerk of *district* court shall deliver to the sheriff a ~~certified commitment in duplicate~~ *warrant of commitment together with a certified copy thereof* directing him to deliver such person to the director of the commission. Upon delivery of any such person, the director shall retain the ~~duplicate certified commitment~~ *certified copy* and endorse his receipt upon the original ~~certified commitment~~ which shall be filed in the court of commitment. In each such proceeding the court shall allow and order paid to the sheriff the sum of \$10 per day for each authorized assistant and disbursements for the travel, board, and lodging of such person, of himself, and authorized assistants. Upon such order the state auditor shall issue a warrant on the state treasurer for the payment thereof. Execution of sentence may be stayed by the court and the defendant placed on probation. This probation shall not be granted until an investigation and report shall have been made by the probation officer of the court, if there is one, otherwise to the extent that its facilities permit, by the commission concerning the advisability thereof; but the grant-

Changes or additions indicated by italics, deletions by ~~strikeout~~.

ing or denial and the terms of probation shall be within the discretion of the court. If probation is granted, the court in its discretion may place the defendant under the supervision of the commission, providing the commission consents. Otherwise, such probation may be granted pursuant to law without regard to Minnesota Statutes, Chapter 242.

Sec. 2. Minnesota Statutes 1967, Section 243.49, is amended to read:

243.49 Commitment papers; duty of clerk. Upon a plea of guilty or finding of guilty after trial, the clerk of every court by which a person shall be sentenced for a felony or gross misdemeanor to the custody of the commissioner of corrections or to the youth conservation commission, or to the superintendent of the work house or work farm, shall furnish to the officer or person having such person in charge a *certified record for commitment* containing a copy of the indictment and plea, the name and residence of the judge presiding, of the prosecuting officer, of the person's attorney, of the jurors, and of the witnesses sworn on the trial or proceedings, a transcript of the arraignment and all other district court pre-trial proceedings, the charge of the court, the verdict and a transcript of the sentencing proceedings, with the date thereof, together with the person's statement under oath, if obtainable from him, as to his true name, his residence, if any, the date and place of his birth, the names and addresses of his parents and other relatives and of persons by whom he has been employed or is well known, his social and other affiliations, his past occupations and employments, his former places of residence and the period of time he has resided in each, with the dates thereof, his citizenship, the number, dates, places and causes of prior convictions, and the event thereof, and, in cases in which the person pleads guilty, a transcript of the proceedings relative thereto; to which shall be attached, in all cases, the impressions of the trial judge as to the mental and physical condition of the person, his general character, capacity, disposition, habits and special needs; which ~~record, duly certified by such clerk~~ *certified record for commitment* may be used as evidence in any post-conviction proceeding brought by the person. The transcripts above referred to shall be furnished by the court reporter. The clerk shall also deliver to the sheriff or other officer or person conveying the person to the place of confinement designated by the commissioner of corrections or the youth conservation commission or judge a *warrant of commitment together with a certified copy thereof* directing him to deliver the person and the ~~copy of certified record for commitment~~ to the principal officer in charge of such place of confinement; ~~and take his receipt therefor.~~ *Upon the delivery of any such person, the principal officer in charge of such place of confinement*

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shall retain the certified copy of the warrant of commitment and endorse his receipt upon the original, which shall be filed in the court of commitment. The clerk shall retain one copy of the transcripts above referred to, and a tape recording and the court reporter's notes of all other proceedings.

Approved May 16, 1969.

CHAPTER 449—S. F. No. 237

[Coded]

An act relating to the metropolitan council; providing for the creation of a sewer service board and prescribing its duties and powers; providing for the collection, treatment and disposal of sewage in the metropolitan area.

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

Section 1. **[473C.01] Metropolitan sewer service; legislative purpose and policy.** The legislature determines that in the metropolitan area there are serious problems of water pollution and disposal of sewage, which cannot be effectively or economically dealt with by existing local government units in the area under existing laws. The legislature therefore declares that for the protection of the public health, safety, and welfare of the area, for the preservation and best use of waters and other natural resources of the state in the area, for the prevention, control and abatement of water pollution in the area, and for the efficient and economic collection, treatment and disposal of sewage it is necessary to assign to the metropolitan council the responsibility of carrying on a continuous, long range program of planning with respect thereto and to establish a sewer service board, which, together with the council, can take over, acquire, construct, operate, and maintain all interceptors and treatment works necessary for the collection, treatment and disposal of sewage in the metropolitan area.

Sec. 2. **[473C.02] Definitions.** Subdivision 1. The terms defined in this section shall have the meanings given them unless otherwise provided or indicated by the context.

Subd. 2. "Metropolitan area" means the area over which the metropolitan council has jurisdiction, including the area in the coun-

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