
CHAPTER 519—H.F.No.2980

An act relating to corrections; providing judges of the district court with certain sentencing discretion in the case of a person committed to the Minnesota corrections authority; amending Minnesota Statutes 1971, Section 242.13.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1971, Section 242.13, is amended to read:

242.13 CORRECTIONS; SENTENCING; PRISONER COMMITTED TO CORRECTIONS AUTHORITY; 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 any county shall commit to the commission Minnesota corrections authority 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~~ The clerk of district court shall deliver to the sheriff a warrant of commitment together with a certified copy thereof directing him to deliver ~~such that~~ person to the ~~director of the commission~~ chairman of the authority . Upon delivery of ~~any such that~~ person, the ~~director~~ chairman shall retain the certified copy and endorse his receipt upon the original 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 that~~ person, of himself, and authorized assistants. Upon ~~such that~~ 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 authority~~ concerning the advisability thereof; but the granting 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 authority~~ , providing the ~~commission authority~~ consents. Otherwise, ~~such~~ probation may be granted pursuant to law without regard to chapter 242.

Approved April 11, 1974.

Changes or additions indicated by underline deletions by ~~strikeout~~