

## CHAPTER XII.

*An Act to amend an act entitled an act for the establishment and location of a hospital for the insane in the State of Minnesota, and to provide rules for the regulation of the same, approved March 2, 1866.*

March 9, 1867

SECTION 1.--Amends act in reference to hospital for Insane.

8--Duties of county attorney.

9--Designates the clothing to be supplied to patients.

10--Defines the term insanity.

11--Defines what constitutes private and what public patients.

12.--When act to take effect.

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

SECTION 1. That section ten of the act entitled "An Act for the establishment and location of a hospital for the insane in the state of Minnesota and to provide rules for the regulation of the same," approved March 2nd, 1866, be amended so as to read as follows:

Trustees to take oath

Section 10. The trustees, before entering upon the duties of their office shall take and subscribe an oath or affirmation to support the constitution of the United states and of this state and also to faithfully discharge the duties required of them by law. They shall be paid their necessary expenses during the time they are actually engaged in the discharge of their official duties, such payment to be made out of the state treasury from moneys appropriated for the support of the Insane, on an order drawn by the secretary of the board and signed by the president. The first meeting of the trustees shall be at any time after this act shall take effect, upon a notice from the governor of the state, when they shall organize by electing a president and secretary who shall serve until the annual meeting, which shall be held on the first Wednesday of December of each year at the hospital buildings, when the trustees shall choose one of their number president and another secretary for the ensuing year and until their successors are elected and qualified.

How insane persons admitted

SEC. 2. That section sixteen of said act be amended so as to read as follows:

Section 16. Destitute insane persons may be admitted into the hospital by the superintendent as public patients, upon the certificate of the probate judge or in his absence the court commissioner of the county where such patient resides, with the seal of said court attached, certifying that such patient (naming him) upon due examination had before him has been found to be insane.

Amendment of sec 17

SEC. 3. That section seventeen of said act be amended so as to read as follows:

Section 17. The probate judge, or in his absence the court commissioner, of any county, upon information being filed with him that there are insane persons in their county needing care and attention, shall issue his warrant directed to the sheriff of said county authorizing him to arrest the person or persons charged with insanity and to bring him or them before said judge, or in his absence the court commissioner, without delay. Upon the appearance of such person or persons before him, he shall proceed at once to an examination, unless, in his opinion, the case require delay; when he may postpone the examination to a day certain; and upon the examination he shall summon a jury of three men, one of whom shall be a regular physician, and if, in the judgment of the jury, the person or persons charged in the information be insane, the judge, or in his absence the court commissioner, shall then make out duplicate warrants and place them in the hands of the sheriff of said county, who shall convey the person or persons therein named to the hospital for insane of this state. The warrant may be as follows:

STATE OF MINNESOTA, }  
County of \_\_\_\_\_ } ss.

To the Superintendent of the Hospital for the Insane of the State of Minnesota:

A. B. having been upon examination found to be insane, you are therefore required to receive him into the hospital, and keep him there until legally discharged.

In witness whereof I have hereunto set my hand and affixed the seal of the probate court (or of the court

commissioner) of the said county the — day of —, 18.

Upon receiving the patient, and the warrant from the probate judge or court commissioner, the superintendent shall endorse upon each one substantially as follows:

Hospital for the Insane of the State of Minnesota.

Received this — day of —, 18 , the patient named in the within warrant.

A. B., Superintendent.

The duplicate warrant shall be filed in the office of the superintendent and the original shall be returned by the sheriff to the probate judge, or in his absence to the court commissioner, who shall preserve the same in his office.

SEC. 4. That section eighteen of said act be amended so as to read as follows:

Sheriff's fees

Section 18. The sheriff shall be allowed fees as follows: For arresting and bringing the person charged with insanity before the probate court, or in the absence of the judge, the court commissioner, and subpoenaing witnesses, the same as are allowed by law in other cases; for taking an insane person to the hospital, or removing one therefrom, three dollars per day for the time necessarily employed and five cents per mile travel going to and returning from the hospital, and the necessary disbursements for the support of the patient and for assistants, to be audited by the county commissioners and paid out of the county treasury.

SEC. 5. That section twenty of said act be amended so as to read as follows:

Section 20. When any patient is discharged as cured, the superintendent shall furnish him or her with suitable clothing, and a sum of money not exceeding ten dollars, unless otherwise supplied, which clothing and money shall in case of private patients be charged to the obligors of the bond filed by them, who requested the admission of such patient, and in case of public patients, the same shall be charged to the state.

Clothing

SEC. 6. That section twenty-one of said act be amended so as to read as follows:

Section 21. The trustees shall from time to time fix the sum to be paid per week for the board and care of

Rate of board

patients; and to arrive at such sum shall estimate the total outlay for the support of the hospital, ascertaining such outlay from the sums actually expended per annum, and the sum so fixed shall be the sum said hospital shall be entitled to demand for the keeping of any patient; and the certificate of the superintendent, attested by the seal of the hospital, shall be evidence in all places of the amount due as fixed.

SEC. 7. That section twenty-two of said act be amended so as to read as follows:

Duty of superintendent

Section 22. The superintendent shall certify to the auditor of state on the first days of January, April, July and October, of each year, the amount (not previously certified by him) due to said hospital from the state for each and every public patient chargeable thereto, and said auditor shall pass the same to the credit of the hospital.

SEC. 8. That section twenty-three of said act is amended to read as follows:

Amendment

Section 23. The county attorneys of the several counties are authorized, empowered and required from time to time, to collect from the property of any public patient sent to the hospital from such counties or from any person or persons legally bound to support such patient, the amount due to the state for the support of such patient in the hospital and the amount certified by the superintendent as due to said hospital from the state for the maintenance of such patient, attested by the seal of the hospital shall be *prima facie* evidence of the correctness of such amount. In case of the failure or neglect of any county attorney to collect as aforesaid the attorney general of the state shall collect the same. All moneys collected as aforesaid shall be paid into the state treasury and duplicate receipts shall be taken from the treasurer therefor by the person paying over the same, one of which receipts shall be filed with the auditor of state.

Further: amends

SEC. 9. That section twenty-four of the said act be amended so as to read as follows:

Section 24. The clothing to be furnished to each patient upon being sent to the hospital shall not be less than the following, for a male, three good shirts, a good and substantial coat and vest, two pairs of woolen pantaloons, three pairs of new socks, a dark

stock or cravat, two good pocket handkerchiefs, a good hat or cap, a pair of new boots or shoes, and a pair of slippers.

For a female, two shirts, two woolen petticoats, three good dresses, a cloak or shawl, one pair of shoes and three pairs of stockings, two pocket handkerchiefs and a decent bonnet.

Unless such clothing be delivered to the superintendent in good order he shall not be bound to receive the patient. But in case of public patients, comfortable and proper clothing shall be furnished by the superintendent at the expense of the state.

SEC. 10. That section twenty-eight of the said act be amended so as to read as follows: Defines insanity

*Section 28.* The term insane, as used in this act, includes every species of insanity, but does not include idiocy or imbecility.

SEC. 11. That section twenty-nine of said act be amended so as to read as follows:

*Section 29.* Private patients are those who are sent to and maintained at the hospital by their relations and friends. Public patients are those who are sent to and maintained at the hospital at the expense of the state. Patients

SEC. 13. This act shall take effect and be in force from and after its passage.

Approved March 9, 1867.

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## CHAPTER XIII.

*An Act to appropriate money for the erection of a hospital for the insane, at Saint Peter.* March 11, 1867

SECTION 1.—Appropriates money for erection of Insane Hospital.

2.—When act, etc.