

to serve, and the court may appoint such other person or persons as are entitled to administer such estate. Such person may be appointed without notice.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 6, 1925.

CHAPTER 136—S. F. No. 601.

An act to amend Section 10667, General Statutes 1923, relating to pleas of guilty in criminal cases.

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

Section 1. **Persons charged with crime may plead guilty on information.**—That Section 10667, General Statutes of 1923, be and the same is hereby amended so as to read as follows:

“Sec. 10667. That in all cases where a person charged with a criminal offense shall have been held to the district court for trial by any court or magistrate, and in all cases where any person shall have been committed for trial and is in actual confinement or in jail by virtue of an indictment or information pending against him, the court having trial jurisdiction of such offense or of such indictment or information or proceedings shall have the power at any time, whether in term or vacation, upon application of the prisoner in writing, stating that he desires to plead guilty to the charge made against him by the complaint, indictment or information, or to a lesser degree of the same offense to direct the county attorney to file an information against him for such offense, if any indictment or information had not been filed, and upon the filing of such information and of such application, the court may receive and record a plea of guilty to offense charged in such indictment or information, or to a lesser degree of the same offense and cause judgment to be entered thereon and pass sentence on such person pleading guilty, and such proceedings may be had either in term time or in vacation, at such place within the judicial district where the crime was committed as may be designated by the court.

Whenever such plea shall be received at any place other than at a regular place of holding court in the county where such offense shall have been committed, the sheriff having such accused person in custody, or the deputy of such sheriff, shall take such person before the district court wherever such court may be in the judicial district wherein such crime shall have been committed. In such cases and before such person shall be taken before the court in any other county than that in which the crime shall have been committed, he shall sign a petition in writing, asking leave to enter such plea, and such petition and request shall be approved in writing by

the county attorney of the county wherein such crime shall have been committed. In case such county attorney shall decline to approve such petition and request, any judge of said court may nevertheless in his discretion direct that such accused person be brought before the court at such place as it may designate.

When such person shall be brought before the court in a county other than that in which the offense shall have been committed, unless the court shall otherwise order, it shall not be necessary for the county attorney or the clerk of the district court of the county wherein such offense was committed, to attend before the court; and in such cases the court shall cause due information of all proceedings before the court in any such matter to be communicated to such clerk of the district court, and therefrom such clerk shall be authorized to complete his records with reference to such matter.

The expense of the sheriff in taking any such person before the court and in attending on such proceedings, and the expense of the county attorney and of the clerk of the district court when ordered by the court to attend, shall be a charge against the county wherein the crime charged in such indictment or information shall have been committed, and shall be allowed and paid in the same manner as other claims against such county.

Unless the person accused shall expressly waive the services of counsel, and unless the court shall concur therein, no plea of guilty shall be received or entered upon this act unless the person accused shall be represented by competent counsel; and if he have no means with which to employ counsel, the court shall appoint such counsel and shall be authorized to provide and pay compensation therefor under the provisions of Section 9957, General Statutes of Minnesota 1923.

This section shall not apply to cases where the punishment for the offense to which the prisoner desires to plead guilty may exceed ten years imprisonment in the state's prison."

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 6, 1925.

CHAPTER 137—S. F. No. 707.

An act to amend Section 10679, General Statutes 1923 relating to arraignments of defendants and to criminal procedure.

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

Section 1. **Arraignment in criminal procedure.**—That Section 10679, General Statutes 1923, be and the same hereby is amended to read as follows:

"10679. The arraignment shall be made by the court, or by the clerk or county attorney under its direction, and shall consist in