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GENERAL STATUTES OF MINNESOTA

SUPPLEMENT 1917

CONTAINING THE AMENDMENTS TO THE GENERAL STATUTES
AND OTHER LAWS OF A GENERAL AND PERMANENT
NATURE, ENACTED BY THE LEGISLATURE
IN 1915, 1916, AND 1917

WITH NOTES OF ALL APPLICABLE DECISIONS

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CHAPTER 105

STATE PRISON AND STATE REFORMATORY.

STATE PRISON

[9289—]1. **Old prison at Stillwater discontinued**—That the board of control and the warden of said state prison are hereby authorized and directed to abandon and discontinue said old prison in the city of Stillwater as a state prison and to transfer all prisoners imprisoned therein to the new state prison. ('15 c. 112 § 1)

[9289—]2. **Same—Transfer of prisoners to new prison**—All prisoners so transferred shall be imprisoned in the new prison for the time and upon the terms and conditions prescribed and authorized by virtue of their respective commitments to the old prison. ('15 c. 112 § 2)

[9289—]3. **Same—State prison at Stillwater**—The new prison may be described and designated as the "State Prison at Stillwater;" but failure to so designate shall not invalidate or in any way affect any judgment or sentence. ('15 c. 112 § 3)

[9289—]4. **Same—Board of control to sell or lease old prison**—The board of control is hereby authorized and empowered to sell and convey or lease for a term of years, the buildings and land constituting the old prison and prison site for such a price and on such terms as it deems advisable and to that end it is hereby authorized to execute and deliver in the name of the state and in its behalf all conveyances and leases which may be necessary or desirable to the carrying into effect of the provisions of this section. All moneys received by the board of control, either as rental or as the consideration for the conveyance of said old prison and prison site shall be paid into the state treasury and credited to the general revenue fund of the state. ('15 c. 112 § 4)

[9294—]1. **Board of control to insure**—The board of control of state institutions is hereby authorized and empowered in their discretion to insure the State of Minnesota against loss by fire or tornado all or any part of the State property known as the State Prison at Stillwater in any insurance companies authorized to do business in this State, in such amount from time to time as such board may determine, and to pay the premiums for all such insurance in the same manner as other expenses of said state prison and to deduct the same from the revolving fund of said institution. ('17 c. 278 § 1)

[9294—]2. **Same—Insurance how diminished**—Immediately upon procuring any such insurance the state board of control shall give notice thereof to the commissioner of insurance of this state, stating the amount of each policy and containing a description of the property insured thereby, and thereupon such commissioner shall notify the state treasurer thereof. Thereupon the state insurance carried upon such property by virtue of section 3251, General Statutes of 1913, as amended by chapter 99, General Laws of 1915 [3252], shall be diminished in an amount equal to such insurance procured by the state board of control and the premiums charged by the state of Minnesota to the account of said state prison shall be accordingly reduced. ('17 c. 278 § 2)

9304. **Opium, intoxicating liquors, firearms, explosives—Penalty**—Any person who brings, sends, or in any manner causes to be introduced into the state prison or the state reformatory, of this state, or within the grounds belonging to any such institution, any opium, morphine, cocaine, or other narcotic, or any intoxicating liquor of any kind whatever, or any firearms, weapons, or explosives of any kind, without the consent of the warden of the state prison or the superintendent of the state reformatory, respectively, shall be guilty of a felony and upon conviction thereof shall be punished by im-

prisonment in the state prison for a term of not less than one year nor more than three years. (Amended '15 c. 241 § 1)

9309. Diminution of sentence—

A life convict in the state prison, whose sentence is commuted to one for a term of years, is entitled to diminution of his term for good conduct, commencing on the day of his arrival in prison, and not from the time of commutation (127-102, 148+896, L. R. A. 1915B, 95). Prisons, 15.

[9313—]1. **Sale of land acquired in collection of debt for binding twine**—Whenever the State of Minnesota shall have heretofore or shall hereafter acquire title to any land in the course of legal proceedings for the collection of a debt arising out of the sale by the state of farm machinery, binding twine or other articles manufactured or improved at the state prison, the same may be sold by the governor to such persons and for such price as shall be recommended by the warden of the state prison and the governor is hereby authorized to execute in the name of the state and in its behalf any deeds or conveyances necessary or desirable to convey the title and interest of the state to the purchaser and the proceeds of such sale shall be paid into the state treasury to the credit of the appropriate prison fund. ('17 c. 58 § 1)

9319. Parole of prisoners—

A life convict, whose imprisonment has been commuted to a term of years, is entitled to good conduct diminution, commencing from the date of his arrival in prison, and not merely from the time of the commutation (127-102, 148+896, L. R. A. 1915B, 95). Prisons, 15.

[9321—]1. **Guards at state prison and reformatory—Hours of service—**Guards employed at the Minnesota state prison at Stillwater and the state reformatory at St. Cloud shall not be required to work to exceed ten (10) hours per day, except in cases of extraordinary emergency or necessity. ('17 c. 422 § 1)

By § 2 the act takes effect January 1, 1918.

STATE REFORMATORY

9322. Location and management—

See § [9321—]1.

9324. **Transfer of prisoners—**The board of control may transfer from the reformatory to the state prison and from the state prison to the reformatory, whenever, in its judgment, such transfer will be advantageous to the person transferred, or to the institution from which such transfer is made. Said board shall make all needful rules for the employment, discipline, instruction, removal, release, or return of inmates of said institution. (Amended '17 c. 237 § 1)

[9331—]1. **Discharge of inmates—Clothing and money—**Upon the discharge of any inmate of the state reformatory, the superintendent, at the expense of the state, shall furnish each inmate released with one good, serviceable suit of clothing and underclothing, and, when released between October 1 and March 31 following, with a good, serviceable overcoat; and he shall pay to each inmate, when released, twenty-five dollars in money drawn from the current expense fund. ('17 c. 159 § 1)

[STATE REFORMATORY FOR WOMEN]

[9333—]1. **Separate institution established—Who and how committed—Term of imprisonment—**There is hereby created and established a separate institution for the care, training and education of women, to be known as the State Reformatory for Women. Any woman over the age of eighteen (18) years convicted by any court or magistrate of petty larceny, of vagrancy, habitual drunkenness, of being a common prostitute or frequenting disorderly houses or houses of prostitution, or any woman over the age of eighteen (18) years convicted of a felony, may be sentenced and committed to the State Reformatory for Women, which sentence shall be without limit as to time. The commitment and accompanying papers shall be the same as upon a sentence to the state reformatory for males. Such imprisonment shall not

exceed the maximum term and may be terminated by the board of parole at any time after the expiration of the minimum term provided by law for the crime. ('15 c. 324 § 1)

[9333—]2. **Board of Control to invite bids, etc.**—As soon as practicable after the passage of this act, the Board of Control of this state shall invite in such form or manner as its members may deem best, proposals for a site for said State Reformatory for women hereby created and established of not less than one hundred and sixty (160) acres, situated in any county in this state, and in selecting such site said Board of Control shall consider, among other things, the healthfulness of the location, the character and quality of the soil, facilities for drainage, the quality of the water supply, the market value of the site offered, and its convenience to railroad transportation and to the needs of the state. ('15 c. 324 § 2)

[9333—]3. **Title, how secured, etc.**—When said Board of Control or a majority of its members has selected the site, in the way and manner provided in the preceding section hereof, said Board of Control shall, without unnecessary delay, proceed to acquire an unincumbered title in fee simple thereto in the name of this state, either by a gift or by grant or purchase, and if by grant or purchase shall pay therefor such sum as said Board of Control shall deem to be the reasonable market value thereof, which payment shall be made out of the money hereinafter appropriated, upon the execution and delivery of a deed therefor vesting in the state the title of said land in fee simple; but if no site is proposed or offered which meets with the approval of the said Board of Control (or a majority of its members), or if such a site is offered and agreed upon, but said Board of Control is unable to purchase the same at what said Board of Control deems to be its reasonable market value, then the said Board of Control shall forthwith invite further and additional proposals and shall so continue until a site has been proposed and offered which meets with the approval of the said Board of Control (or a majority of its members) and which can be purchased at what said Board of Control deems to be its reasonable market value, or less. ('15 c. 324 § 3)

[9333—]4. **Plans and estimates**—When a site for said state reformatory has been acquired by the state, it shall be the duty of the Board of Control of this state to cause to be prepared plans for and estimates of the cost of the necessary buildings and improvements for same, and it shall submit such plans and estimates to the legislature of 1917, with its recommendations thereon. The plans and estimates shall be based on what is known as the "cottage plan," in order that the inmates of said reformatory may be properly classified and grouped and their occupations and training diversified. ('15 c. 324 § 4)

[9333—]5. **Financial control, etc., vested in board of control—Powers**—The financial control and general supervision of said State Reformatory for Women hereby created and established, shall be and hereby is vested in the Board of Control of this state as now provided by law in respect to other state institutions; and said Board of Control is hereby vested with power and authority to appoint a superintendent and such other officers and employes as said Board of Control may deem necessary and proper for the due administration of the affairs of said Reformatory for Women, and may prescribe their duties, and may fix their compensation; and said Board of Control is also hereby vested with power and authority to make and establish such rules and regulations for the government and management of said Reformatory for Women, and for the education, employment and training, discipline and safekeeping of the inmates thereof as may be deemed by it to be expedient and proper; provided, that all the officers of said reformatory shall be women. ('15 c. 324 § 5)

[9333—]6. **Board of women visitors**—The advisory board of five women heretofore known as the "Board of Women Visitors of the Minnesota Home School for Girls," which board shall hereafter be known as the "Board of Women Visitors," shall advise with the said Board of Control with reference to the architecture and the arrangement of the buildings erected under the

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provisions of this act; to visit said reformatory at or about the time the buildings therefor are completed, and report to and advise with said Board of Control as to the style and character of the furnishings thereof, and fixtures to be placed therein, and upon such other matters as the said Board of Control may deem necessary. ('15 c. 324 § 6)

[9333—]7. **Duties of board of visitors**—It is hereby made the duty of said board of visitors to visit said reformatory at least twice in each year, at such time as the members of said board may deem best; to carefully inspect the buildings at each visit, and carefully examine into the condition thereof—sanitary and otherwise; to inquire into the treatment and condition of the women therein; and for this purpose may examine any or either of said women separate and apart from any of the officers of the said reformatory; and as soon as may be, after each visit, to report, in writing, to the Board of Control, making in connection therewith such recommendations as to said board of visitors shall seem meet and proper, in order to promote and conserve the best interests of the said reformatory and the inmates thereof. ('15 c. 324 § 7)

[9333—]8. **Visitors serve without compensation—Expenses**—The members of the said board of visitors shall serve without compensation, excepting that they shall receive and be paid their expenses necessarily incurred in the performance of their said duties, their expenses to be audited by the said Board of Control and paid out of any appropriation made for such state institutions and debited to the account thereof. ('15 c. 324 § 8)

[9333—]9. **Appropriation**—For the purpose of carrying out the provisions of this act, the sum of thirty thousand (30,000) dollars, or so much thereof as may be necessary, is hereby appropriated out of any money in the state treasury not otherwise appropriated. ('15 c. 324 § 9)
