

CHAPTER 252

FEEBLEMINDED, EPILEPTICS; SCHOOLS, COLONIES

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252.01 LOCATION AND MANAGEMENT OF SCHOOL FOR FEEBLEMINDED.

The school for the feeble-minded shall be maintained at Faribault under the general management of the commissioner of public welfare.

[*R L s 1913*] (*4489*)

252.015 MINNESOTA SCHOOL AND COLONY; CAMBRIDGE STATE SCHOOL AND HOSPITAL.

The state institution for the mentally deficient located at Faribault shall hereafter be known and designated as the Minnesota School and Colony, and the state institution for the epileptics located at Cambridge shall hereafter be known and designated at the Cambridge State School and Hospital.

[*1949 c 142 s 1*]

252.02 MAINTENANCE. The colony for the feeble-minded and the colony for epileptics shall be established and maintained under the general supervision and control of the commissioner of public welfare.

[*1919 c 407 s 6*] (*4497*)

252.03 ADMISSION TO COLONY. The commissioner of public welfare may provide for the admission to the colony of epileptics of any epileptic person who is a resident of this state, and may provide for the admission to the colony of any feeble-minded person resident of this state who would be eligible for admission to the school for feeble-minded, or who may have been heretofore or may hereafter be committed to the guardianship of the commissioner of public welfare. Any person so admitted to or placed in either of these colonies shall be so admitted and maintained therein subject to the respective restrictions, terms, and conditions prescribed by the laws applicable to the admission of inmates to the school for feeble-minded maintained at Faribault.

[*1919 c 407 s 7*] (*4498*)

252.04 PERSONS ADMITTED; CHARGES FOR CARE AND TREATMENT.

All feeble-minded persons, resident of the state, duly committed to the guardianship of the commissioner of public welfare, who, in his opinion, are in need of care and training at some state institution for the feeble-minded, may be admitted to such an institution; and epileptic persons who are not feeble-minded may, on their own application, be admitted to the colony for epileptics, under such conditions and regulations as the commissioner of public welfare shall prescribe. The commissioner of public welfare shall determine annually the combined average per capita cost for mentally deficient and epileptic patients at the Minnesota School and Colony and the Cambridge State School and Hospital for the preceding year; and, the person legally responsible for the support of any person so admitted, shall pay quarterly to the commissioner of public welfare a sum equal to one-fourth of 52 percent of the last such per capita cost so determined by the commissioner of public welfare; but, if the person so liable fails or refuses to pay such sum, of which nonpayment the certificate of the commissioner of public welfare shall be prima facie evidence, it is hereby made a charge in the sum hereinafter provided upon the county in which the person so admitted has a legal settlement for the purpose of poor relief, if he has a settlement within the state; and, if not, upon the county from which he was admitted; and, upon the presentation of a certificate of the commissioner of

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public welfare to the welfare board of the county, that such person is a regular and proper inmate of such institution and of the quarterly sum so fixed by the commissioner of public welfare as hereinbefore provided the welfare board shall immediately remit to the commissioner of public welfare the sum of \$80 per patient annually which shall be billed quarterly to the county welfare boards, and such payments shall continue so long as such person remains an inmate of the institution, which sums may be recovered by the county from any person of sufficient ability legally responsible for the support of such inmate. The commissioner of public welfare shall transmit the funds so received to the state treasurer to be credited to the proper funds of the institution, as required by law in the case of other current receipts, and the commissioner of public welfare shall have authority to reimburse pro rata the persons and counties so paying, respectively, from the general support fund of the institution in case of the death or removal of such person so admitted, before the termination of the quarterly period for which such payment is made. Any crippled or deformed child who is helpless and who cannot be benefited by treatment at the state hospital for crippled and deformed children, or any child who is physically helpless from any chronic disease of the nervous system or any child or adult suffering from such or other incurable chronic invalidism, may be admitted to the department for incurables in the institution in the discretion of and under such conditions as the commissioner of public welfare shall determine.

[*R L s 1914; 1909 c 80 s 1; 1931 c 74 s 1; 1953 c 678 s 1*] (4500)

252.05 ABDUCTION OR ENTICING AWAY PROHIBITED; PENALTY. Every person who shall abduct, entice, or carry away from a state institution for the feeble-minded or colony for epileptics any inmate thereof, who has not been legally discharged therefrom, shall be guilty of a felony and punished by a fine of not to exceed \$1,000 or imprisonment in the state prison or state reformatory not to exceed three years, or both, in the discretion of the court; and every person who shall abduct, entice, or carry away from any place other than a state institution, a person duly committed as feeble-minded to the guardianship of the director of social welfare with the intention of wrongfully removing such person from the direct custody of the director of social welfare, such person known by him to be under the supervision of the director of social welfare or his agents, shall be guilty of a gross misdemeanor.

[*1923 c. 365 s. 1; 1929 c. 231 s. 1*] (4502)

252.06 SHERIFF TO TRANSPORT FEEBLE-MINDED AND EPILEPTIC PERSONS. It shall be the duty of the sheriff of any county, upon the request of the director of public institutions, to take charge of and transport any feeble-minded or any epileptic person who has been committed by the probate court of any county to the care and custody of the director of public institutions to such institution as may be designated by the director of public institutions and there deliver such feeble-minded or epileptic person to the superintendent of the institution.

[*1921 c 76 s 1; Ex1936 c 57 s 1; 1947 c 212 s 1*] (4503)

252.07 SHERIFF, EXPENSES. In any county where the sheriff receives a salary in full compensation for official services performed for the county, he shall receive no additional compensation for services performed under the provisions of sections 252.06 to 252.08, but he shall be reimbursed by the county wherein such feeble-minded or epileptic person was committed for the necessary expenses incurred by him in taking charge of and transporting such person to such institution and the subsistence of himself and such person while enroute.

In any county where the sheriff does not receive a salary he shall be paid \$5 a day for the time necessarily employed in performance of the service, together with expenses incurred by him in taking charge of and transporting such person to such institution and the subsistence of himself and such person while enroute.

When the feeble-minded or epileptic person is a female, the sheriff shall appoint some suitable woman to act in his stead. Such woman shall exercise all the powers vested in the sheriff and shall be paid \$5 per day for the time necessarily employed in the performance of such service, together with expenses incurred by her in taking charge of and transporting such person to such institution and the subsistence of herself and such person while enroute.

[*1921 c 76 s 2; Ex1936 c 57 s 2; 1947 c 212 s 2; 1951 c 339 s 1*] (4504)

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252.08 PROBATE COURT TO AUDIT EXPENSE ACCOUNTS. The fees and expenses of any sheriff or other person performing the service under the provisions of sections 252.06 to 252.08 shall be audited by the probate judge of the county and paid by the county auditor and county treasurer upon the written order of the probate judge without other or further allowance.

[1921 c. 76 s. 3] (4505)

252.09 COURSES OF INSTRUCTION FOR TEACHERS. The commissioner of public welfare may establish and maintain at the school for feebleminded at Faribault courses of instruction for teachers and others interested in the care and training of mentally retarded or defective children and make all necessary rules and regulations for the organization and conduct of such courses.

[1913 c. 261 s. 1] (4506)

252.10 FEES AND EXPENSES. The commissioner of public welfare shall charge and collect from each person taking any such courses of instruction an amount for board and tuition not exceeding \$10 per week and the moneys so collected shall be turned into the state treasury as are other miscellaneous receipts from the institution. The expenses incident to the conduct of such courses of instruction and for the board of those taking the same shall be paid as are the other expenses for maintaining the school for feebleminded and colony of epileptics. The courses of instruction herein referred to shall, within the limitation of charges as stated, be made as near self-sustaining as possible.

[1913 c. 261 s. 2] (4507)

252.11 CONTINUAL CENSUS OF FEEBLEMINDED. The commissioner of public welfare, jointly with the state board of education, are hereby authorized and required to prepare and maintain a continuous census of the feebleminded of the state and to make such recommendations as are deemed advisable to schools of the state for their education, and to cause petitions to be filed in the proper court for commitment of any person the commissioner deems should be so committed. The commissioner is hereby authorized to file such petitions whenever such petitions seem advisable.

[1935 c. 364 s. 1] (4507-1)

252.12 ACCESS TO RECORDS. All school authorities of the state are hereby required to give access to their records and to furnish information to the commissioner of public welfare or the state department of education regarding the name, age, residence, and antecedents of all children within his control believed to be feebleminded and to give access to all children within his control for the purpose of examination.

[1935 c. 364 s. 2] (4507-2)

252.13 COMMISSIONER OF PUBLIC WELFARE, REPORTS TO. Any doctor, nurse, hospital, child welfare board, public health officer, and public officer, board, or commission within the state is hereby requested to report to the commissioner of public welfare the name, age, and residence of each person believed by him to be feebleminded and it shall be the duty of all child welfare boards to furnish the commissioner of public welfare any information he may request relative to the name, age, residence, and antecedents of any person believed to be feebleminded.

[1935 c. 364 s. 3] (4507-3)

252.14 REPORT TO GOVERNOR AND LEGISLATURE. The commissioner of public welfare and the state board of education shall each include a summary of the work done and recommendations in a biennial report to the governor and to the legislature.

[1935 c. 364 s. 4] (4507-4)