

CHAPTER 252

SCHOOL FOR THE FEEBLE-MINDED; AND COLONIES FOR THE FEEBLE-MINDED AND EPILEPTICS

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**252.01 LOCATION AND MANAGEMENT OF SCHOOL FOR FEEBLE-MINDED.** The school for the feeble-minded shall be maintained at Faribault under the general management of the director of public institutions.

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

**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 director of public institutions.

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

**252.03 ADMISSION TO COLONY.** The director of social 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 director of social 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 WHO MAY BE ADMITTED.** All feeble-minded persons, resident of the state, duly committed to the guardianship of the director of social 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 director of public institutions shall prescribe. The person legally responsible for the support of any person so admitted, shall pay annually to the superintendent of the institution of which such person is an inmate a sum not exceeding \$40.00, to be fixed by the director of public institutions; but, if the person so liable fails or refuses to pay such sum, of which non-payment the certificate of the superintendent of such institution shall be prima facie evidence, it is hereby made a charge 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 superintendent of the institution certified to by the director of public institutions to the auditor of the county, that such person is a regular and proper inmate of such institution and of the sum so fixed by the director of public institutions as a condition of admission, the auditor shall immediately remit to the superintendent of the institution the sum so fixed, and a like amount annually thereafter, 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 superintendent 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 director of public institutions shall have authority to reimburse pro rata the persons and counties so paying, respectively, from the general support fund of

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the institution in case of the death or removal of such person so admitted, before the termination of the annual 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 director of social welfare shall determine. This section shall not apply to those who are helpless from insanity or senile dementia, or whose presence shall, in the opinion of the superintendent of the institution, be incompatible with the general purposes of the institution, as specified above. The sum to be paid annually for each of such persons shall be \$150 instead of \$40.00 as specified above. The sum to be paid annually for each of such persons shall be \$150 instead of \$40.00 as hereinbefore specified to be paid in other cases, which amount shall be paid in the manner in this section hereinbefore prescribed.

[*R. L. s. 1914; 1909 c. 80 s. 1; 1931 c. 74 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; any 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 social welfare, to take charge of and transport any feeble-minded or any epileptic person who has been committed by the probate court of his county to the care and custody of the director of social welfare to such institution as may be designated by the director of social welfare and there deliver such feeble-minded or epileptic person to the superintendent of the institution.

[*1921 c. 76 s. 1; Ex. 1936 c. 57 s. 1*] (4503)

**252.07 SHERIFF TO RECEIVE EXPENSE ONLY.** In counties where the sheriff receives a salary in full compensation for official services performed by him for his county, the sheriff shall receive no additional compensation for services performed by him under the provisions of sections 252.06 to 252.08, but he shall be reimbursed by the county for the necessary and reasonable expenses incurred by him in taking charge of and transporting such feeble-minded or epileptic person to such institution as aforesaid and the subsistence of himself and such feeble-minded or epileptic person while en route.

In counties where the sheriff does not receive a salary as aforesaid he shall be paid \$3.00 a day for the time actually and necessarily employed in performance of the service, together with expenses as above specified.

In case the feeble-minded or epileptic person shall be a female, the sheriff shall appoint some suitable woman to act in his place and stead; and, in such case, the person so appointed shall have and exercise all the powers vested in the sheriff and shall be paid the sum of \$3.00 per day for the time necessarily and actually employed in the performance of such service, together with reimbursement for expenses as hereinbefore provided for.

[*1921 c. 76 s. 2; Ex. 1936 c. 57 s. 2*] (4504)

**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

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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 director of public institutions may establish and maintain at the school for feeble-minded 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 director of public institutions shall charge and collect from each person taking any such courses of instruction an amount for board and tuition not exceeding \$10.00 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 feeble-minded 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 FEEBLE-MINDED.** The director of social welfare, jointly with the state board of education, are hereby authorized and required to prepare and maintain a continuous census of the feeble-minded 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 director deems should be so committed. The director 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 director of social welfare or the state department of education regarding the name, age, residence, and antecedents of all children within his control believed to be feeble-minded and to give access to all children within his control for the purpose of examination.

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

**252.13 REPORTS TO DIRECTOR OF SOCIAL SECURITY.** 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 director of social welfare the name, age, and residence of each person believed by him to be feeble-minded and it shall be the duty of all child welfare boards to furnish the director of social welfare any information he may request relative to the name, age, residence, and antecedents of any person believed to be feeble-minded.

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

**252.14 REPORT TO GOVERNOR AND LEGISLATURE.** The director of social 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)