

Insane.

CHAPTER 83.

HOSPITAL FOR THE INSANE.

AN ACT to amend Sections 2, 4, 5, 6, 7 and 13 of Chapter Twenty three of the Laws of 1879, to Provide for a Building and for the better Government of the Hospital for the Insane.

Be it enacted by the Legislative Assembly of the Territory of Dakota:

§ 1. APPOINTMENT OF TRUSTEES.] That section two of chapter twenty-three of the laws of 1879, entitled "An act establishing the Dakota Hospital for the Insane, providing for the government of the same and for the care of the insane, and for the organization of a board of commissioners of insanity in each organized county of this Territory" be, and the same is, hereby amended to read as follows: "§ 1. The governor by and with the consent of the council shall appoint five persons, residents of this Territory, at least three of whom shall be residents of Yankton county, to be called and known as the board of trustees of the Dakota Hospital for the Insane, three of whom shall hold their office for two years and two for four years, and until their successors are appointed and qualified, except to fill vacancies, which shall only extend to the end of the next session of the legislature. In case of any vacancy occasioned by the removal from the Territory by such trustee, or death, resignation or non-acceptance of the office, the governor shall immediately fill such vacancy, and unless the person so appointed shall accept the office within twenty days the governor shall immediately thereafter appoint some other person, and each of said members of the said board shall before entering upon the duties of his office take and subscribe the oath of office required by law, which oath shall be filed with the governor of the Territory."

§ 2. COMPENSATION OF TRUSTEES.] That section four of said act be amended so as to read as follows: "The trustees shall be paid at the rate of three dollars per day for the time nec-

essarily incurred in the discharge of their official duties, and five cents per mile going and returning, necessarily traveled, in the discharge of said duties. Upon the presentation of the proper vouchers, containing an itemized statement of the sum due each trustee for services rendered, and for mileage, duly signed by the president of the board of trustees and countersigned by the secretary of said board, the territorial auditor shall draw his warrant upon the territorial treasurer therefor, to be paid out of the territorial treasury."

§ 3. OFFICERS OF THE BOARD AND DUTIES.] That section five of said act be amended so as to read as follows: "The trustees shall elect a president and secretary from their own number, whose term of office shall be for one year, or until said board shall elect their successors. They shall make a record of their proceedings at all meetings in a book kept for that purpose; and at their annual meetings next preceding the regular sessions of the legislature, they shall make a report to the governor of the condition and wants of the hospital, which shall be accompanied by a full and accurate report of the superintendent, which shall show the annual cost per capita of the inmates and the per cent. of discharges and recoveries, and a detailed account of all moneys received and paid out by the steward, and shall have not less than five hundred copies of said reports printed."

§ 4. FISCAL YEAR AND ANNUAL MEETINGS.] That section six be amended so as to read as follows: "The fiscal year of the hospital shall close on the thirtieth day of November each year, and the annual meetings of the board of trustees shall be on the first Wednesday of December thereafter at the hospital; special meetings for the appointment or removal of resident officers, or for the transaction of general business, may be held in any convenient place, upon the written request of the president or any three members of the board; three members of the board shall constitute a quorum for the transaction of business."

§ 5. TRUSTEES TO APPOINT OFFICERS, ADOPT RULES AND FIX SALARIES.] That section seven of said act be amended so as to read as follows: "The board of trustees shall have the general control and management of the hospital; shall make all by-laws, rules and regulations necessary for the government

of the same, not inconsistent with the laws of the Territory; they shall appoint a superintendent, who shall be a physician of acknowledged skill and ability, a graduate of a reputable regular medical college and of unimpeachable moral character; one or more assistant physicians when they shall deem such appointment necessary, a steward and a matron, all of whom shall be styled the resident officers of the hospital and shall reside therein, and shall be governed by the laws and by-laws established for the same. Said board shall fix from time to time the compensation of the employes of the hospital, and certify the same to the territorial auditor; the salaries of the resident officers of the Dakota Hospital for the Insane shall be per annum as follows: Superintendent, (\$1500) dollars; steward, (\$1200) dollars; matron, (\$500) dollars; and assistant physician, when such officer is appointed, (\$750) dollars. These salaries shall be paid monthly as provided in section 11 of this act."

§ 6. AUTHORITY OF TRUSTEES IN CONSTRUCTING NEW BUILDINGS.] Whenever any additional building is to be erected, or extension, alterations or repairs to be made in connection with the hospital, the board of trustees shall have authority to procure all necessary plans, drawings and specifications for such building, alterations or repairs; to advertise for proposals for the erection and completion thereof, in such manner as may be most advantageous, and to contract with the lowest responsible bidder therefor, such contractor in every case to give adequate security for the faithful performance of his contract; to appoint and discharge a building superintendent, who shall superintend the work and perform such other duties as they may require, and receive such compensation as the board shall determine, and to examine and certify the correctness of the estimates and accounts for work under the contract, and of their superintendent and employes.

§ 7. VISITS AND EXAMINATIONS.] One or more of the trustees shall visit the hospital monthly, and the president of the board, with the superintendent, shall make monthly examinations of the accounts of the steward and certify their approval or otherwise on the same page with his monthly balances.

§ 8. BOND AND DUTIES OF THE SUPERINTENDENT.] The superintendent of the hospital shall before entering upon the duties

of his office, give a bond to the Territory of Dakota in the penal sum of twenty-five hundred dollars, conditioned that he will faithfully and impartially discharge the duties of his office according to law and the by-laws of said hospital, to be approved by said board, and take and subscribe an oath faithfully and diligently to discharge the duties required of him by law and the by-laws of the board of trustees, which bond and oath shall be filed with the treasurer of the Territory; he shall be the chief executive officer of the hospital and have entire control of the medical, moral and dietetic treatment of the patients; he shall exercise entire control over all subordinate officers; he shall employ all employes and assistants necessarily connected with the institution below the grade designated in the by-laws as officers; and may discharge any employe at will and suspend any resident officers of the hospital except steward, being responsible to the board for the proper exercise of that duty in regard to officers.

§ 9. DUTY OF STEWARD.] That section thirteen of said act be amended so as to read as follows: The steward shall keep the accounts, pay those employed in and about the hospital and have a personal superintendence of the farm, garden and grounds, and perform such other duties as are assigned him by the by-laws of said hospital or by the board of trustees.

§ 10. STEWARD SHALL MAKE PURCHASES.] Under the direction of the superintendent the steward shall purchase all supplies, upon the best possible terms and lowest cash value; he shall see that the grounds, buildings and all other property belonging to the hospital are properly preserved and kept in order, and shall perform such other duties as may be required of him by the superintendent and board of trustees.

§ 11. STEWARD TO KEEP ACCOUNTS, RENDER MONTHLY STATEMENTS, ETC.] He shall keep an accurate account, in detail, which shall always be open to the inspection of the superintendent and board of trustees, and these accounts shall be carefully balanced on or before the fifteenth day of each month and closed biennially on the thirtieth day of November, next preceding each regular session of the legislature. There shall be provided and submitted for the inspection of the superintendent and board of trustees on or before the fifteenth day of each month an original and duplicate balance sheet, which balance sheet shall show the balance of appropriations in the

territorial treasury to be applied to the maintenance of the patients or to the general use of the hospital, or from any source whatever; these balance sheets shall also show a detailed statement of all receipts and disbursements during the month, and to what appropriation each belongs, together with the name of each payee and the price paid; there shall be submitted with the balance sheet the original bills of purchase, vouchers for the same and receipts for all other disbursements of whatever kind, which bills of purchase, vouchers and receipts shall have endorsed on the back of each the signatures attached thereto, with the day, month and year of payment. After the original and duplicate balance sheets have been endorsed as correct by the superintendent and president of the board of trustees, the steward shall within five days thereafter file the original balance sheet in the office of the superintendent and the duplicate thereof with the original bills of purchase, vouchers and receipts pertaining thereto, he shall file in the office of the territorial auditor, and upon the presentation of the monthly balance sheet, properly signed and endorsed as correct by the president of the board of trustees, together with the original bills of purchase, vouchers and receipts pertaining thereto, the territorial auditor shall draw his warrant upon the territorial treasurer for the respective amounts therein stated from the appropriations to which they are properly chargeable.

§ 12. ASSISTANT PHYSICIAN.] The assistant physician shall be a graduate of a reputable regular medical college and possess such qualifications as to be able to perform the ordinary duties of the superintendent, during his necessary absence, or disability to act of such superintendent.

§ 13. MATRON.] The matron shall be a person of good moral character and skilled in house keeping, and shall not be the wife of any of the officers, and under the direction of the superintendent and not otherwise; shall have the general supervision of the domestic arrangements of the hospital, and do all she can for the comfort and welfare of the patients.

§ 14. That all acts and parts of acts in conflict with the provisions of this act are hereby repealed.

§ 15. That this act shall be in force and effect from and after its passage and approval.

Approved, February 28th, 1881.