

AN ACT RELATIVE TO THE COMMITMENT OF THE INSANE. *Chap. 122*  
*Be it enacted, etc., as follows:*

SECTION 1. Section one hundred and six of chapter five hundred and four of the acts of the year nineteen hundred and nine is hereby amended by striking out the second sentence and inserting in place thereof the following: — If the judge finds in accordance with the provisions of sections eleven, twenty-nine and thirty that the prisoner is insane and that his removal is expedient, he shall order the removal of such prisoner, if a male to the Bridgewater state hospital, if a female to one of the other state hospitals for the insane, pursuant to the provisions of said sections: *provided*, that if a male prisoner has not been criminal and vicious in his life the judge may order him removed to one of the other state hospitals for the insane, — so as to read as follows: — *Section 106.* If a prisoner under sentence in a jail, house of correction, or prison other than those named in the preceding section, appears to be insane, the physician in attendance shall make a report thereof to the jailor or master who shall transmit the same to one of the judges mentioned in section twenty-nine. If the judge finds in accordance with the provisions of sections eleven, twenty-nine and thirty that the prisoner is insane and that his removal is expedient, he shall order the removal of such prisoner, if a male to the Bridgewater state hospital, if a female to one of the other state hospitals for the insane, pursuant to the provisions of said sections: *provided*, that if a male prisoner has not been criminal and vicious in his life the judge may order him removed to one of the other state hospitals for the insane. A physician, other than the physician in attendance at the place of detention, making the certificate, shall be entitled to the compensation provided by section forty-eight. If a person so removed is in the opinion of the trustees and superintendent of the hospital restored to sanity, he shall forthwith be returned to the prison or house of correction from which he was removed, there to remain pursuant to the original sentence computing the time of detention or confinement in the hospital as part of the term of imprisonment.

1909, 504,  
 § 106,  
 amended.

Removal of  
 insane pris-  
 oners, etc.

SECTION 2. This act shall take effect upon its passage.  
*Approved February 28, 1910.*