

Board, or a majority of them, shall designate and nominate to the Governor the man in their judgment best fitted for the position, and the Governor shall thereupon appoint such nominee Commissioner of Mental Hygiene. The Commissioner shall hold such office as long as he shall faithfully and efficiently discharge the duties thereof. He may be removed by the Governor for cause, after an opportunity for a hearing, and any vacancy occurring in the office shall be filled in the manner hereinbefore provided.

The Commissioner of Mental Hygiene shall report annually on or before January 1st, to the Director of Welfare concerning the institutions mentioned in Section 3 of this Article, or any other institution which may hereafter be established for the care of insane, and placed in the Department of Welfare, which reports shall be transmitted by the Director of Welfare to the Governor with the annual report of the Director of Welfare.

The Commissioner of Mental Hygiene shall receive a salary of \$3,600 per annum, and associate members of the Board of Mental Hygiene shall serve without pay.

No member of said Board shall in any way, directly or indirectly, have any pecuniary interest in any place in which the insane are confined or in the management or supplies or treatment of such insane.¹

An. Code, sec. 16. 1904, sec. 16. 1888, sec. 16. 1886, ch. 487, sec. 17. 1918, ch. 68.

16. The members of said Board, except as herein provided, shall receive no compensation for their services, but such necessary expenses as may be incurred in the performance of their duties shall be paid by the Comptroller of the treasury on the presentation of an itemized account with the proper vouchers; but the comptroller shall have the power to refuse payment of expenses which he may decide to be unnecessary.

Whenever the Board is summoned by a court to inquire into the sanity of any person, under Sections 6 and 8 of this Article, the court shall allow a reasonable fee for services to each of the members of the Board who is a physician, including the Commissioner, and who has helped to make such examination; and, in addition, shall allow a sum of money sufficient to pay the necessary expenses of the Board in making the examination, the sum or sums so allowed to be taxed as part of the costs of the case and to be paid to the Board by the county or city, as the case may be.

If the Board is summoned at the instance of the accused person under Section 6, the court may, in its discretion, require such accused person, or his representatives, to furnish a bond conditioned to reimburse the county or city, as the case may be, for the fees and expenses paid to the Board. If the Board is summoned under the provisions of either Section 6 or 8, and the accused person is found to be insane, then the estate

¹ All the rights, powers, duties, obligations and functions conferred by any provisions of law upon the secretary of the lunacy commission were transferred to the commissioner of mental hygiene by sec. 5, ch. 29, p. 62, of the acts of 1922 and all the rights, powers, duties, obligations and functions of the lunacy commission were transferred by the same section to the board of mental hygiene. This section abolished the lunacy commission and the position of secretary.