

SEC. 26. *And be it enacted,* That any officer or other person in charge of the insane who may refuse to comply with this act, shall be deemed guilty of a misdemeanor, and on conviction of same shall be fined or imprisoned, in the judgment of the Court before which the case may be tried.

Misdemeanor.

SEC. 27. *And be it enacted,* That the Superintendent or other officer or keeper of any institution, public, corporate or private, or almshouse, where the insane may be kept, shall be required to keep a report of all patients, in such form as the Commissioners shall direct; also a record in which shall be entered the incidents and accidents that may occur, also the number and kind of restraint used, with details of same to be reported to the Commission.

Superintendent to keep record.

SEC. 28. *And be it enacted,* That no person or association of persons shall establish or keep an asylum or retreat or private place or home for the care or custody of the insane or treatment of such cases or persons of unsound mind for compensation or hire without first obtaining a license therefor from said Lunacy Commission; provided, this section shall not apply to any State or incorporated institution or almshouse in any of the counties except when a county almshouse shall receive insane persons from other counties for pay.

License.

SEC. 29. *And be it enacted,* That every application for such license made to the said Commission shall be accompanied by a plan of the premises proposed to be so occupied, number of patients, male and female, location, and whatever other details the Commission may think proper to require to form an opinion as to the propriety of issuing such license, said Commission to be authorized to grant such license in their judgment; if such license be refused to an applicant, then and in that case said applicant may appeal from the decision of the Commission to the Superior

Misdemeanor.