SEC. 13. *And be it enacted*, That a majority of the field and staff officers of each regiment, may make all minor by-laws, for the rule and government of the regiment, not inconsistent with the rights and privileges of command, nor incompatible with the provisions of this act, or the laws of the state. Rules and orders.

SEC. 14. *And be it enacted*, That nothing in this act contained, shall be construed to apply to the city of Baltimore. Baltimore city excepted.

CHAPTER 400.

A SUPPLEMENT to an ACT relating to the Maryland Penitentiary.
See 1837, ch. 320, ante page 1265.

SEC. 1. *Be it enacted, by the General Assembly of Maryland,* That so much of the sixth section of the act, relating to the Maryland Penitentiary, to which this is a supplement, as authorizes the warden thereof, annually, to appoint an assistant warden, be, and the same is hereby repealed, and that the authority thereby conferred upon said warden, be, and the same is hereby in the same manner, and to the same extent, vested in the directors of said penitentiary. Power of appointing assistant warden.

SEC. 2. *And be it enacted,* That the thirteenth section of said act, December session, eighteen hundred and thirty-seven, chapter three hundred and twenty, be, and the same is hereby repealed, and that the forty-sixth section of the act of November session, eighteen hundred and nine, chapter one hundred and thirty-eight, be, and the same is hereby declared to be, in full force and effect, from and after the passage of this act. 13th sec. of act of 1837, ch. 320, repealed. 46th sec. of act of 1809, ch. 138, re-enacted.

See 1837, ch. 320, sec. 13, note, ante page 1268.

SEC. 3. *And be it enacted,* That the power heretofore conferred upon the several courts of this state, in passing sentence upon persons convicted of crimes, to direct and appoint the part or portion of the time of his or her imprisonment, to be placed and kept in the solitary cells of said penitentiary, on low and coarse diet, be, and the same is hereby rescinded and annulled. Courts no longer compelled to sentence to solitary confinement.