

File No. 19948. continued.

functions of government are exercised. The responsibility of the City, under the Act, depends upon the circumstance of each case, as only those persons engaged in "extra hazardous" occupations, who are not casual employees or whose salaries do not exceed \$2,000 a year, are within its purview.

ALTHOUGH THE CORRESPONDENCE DOES NOT STATE IT, IT WILL BE ASSUMED IN THIS OPINION THAT THE EMPLOYEES THEREIN REFERRED TO ARE REGULAR EMPLOYEES, EACH EARNING LESS THAN \$2,000 PER YEAR.

1st.- THE CASE OF HELEN M. STEGMAN: Miss Stegman is a teacher in Public School No.1, and was injured in the Teachers' Room while on duty, by the top of a wardrobe falling and striking her upon the head. I assume that Miss Stegman's duties were the ordinary duties of teachers in elementary schools, as they are generally understood, the correspondence being incomplete in this respect.

I have examined the various sections of the Act and its general purpose, as stated in the preamble thereof, and I must conclude from my conception of the duties of the elementary school teachers that their employment can in no sense be considered "extra hazardous" within the meaning of the Act, and her case, therefore, would not, in my judgment, be within its purview, for persons engaged in "extra hazardous" occupations alone are subject to its provisions.

That Act is not intended to make the employer an insurer of the safety of its employees, irrespective of the nature of their employment.

2nd.- THE CASE OF CHARLES F. GOOB: Charles F. Goob, an employee of the Baltimore Polytechnic Institute, was injured last April while engaged in cleaning and repairing a model steam engine. The engine, which weighed approximately two hundred pounds, was being lifted by Mr. Goob from a table to its foundation blocks, when he met with his injury.

Mr. William R. King, the Principal of the Polytechnic, states that Mr. Goob is a very strong man physically, and has frequently moved the engine without injury to himself. That the injury was received by Goob under conditions which he considers in Mr. Goob's line of duty. That Mr. Goob notified him a day or two after the accident that he would have to go to the hospital.