

Baltimore, before whom any such alleged lunatic or insane person is brought for commitment under this section, if not satisfied that such person is lunatic or insane, as defined in section 3, to notify the state's attorney of said county or city, and he shall immediately thereupon bring the said question before the circuit court for the said county or the criminal court of Baltimore for determination in accordance with the provisions of this section. Nothing contained in this section shall prevent the friends or relatives of such lunatic or insane person from confining him or her or providing for his or her comfort.

Cited but not construed in *Baltimore v. Keeley Institute*, 81 Md. 114.

As to inebriates or habitual drunkards, see art. 16, sec. 52.

As to hospitals for the insane, see also art. 44. See notes to sec. 6 (this art.).

An. Code, sec. 2. 1904, sec. 2. 1888, sec. 2. 1817, ch. 78. 1904, ch. 421. 1908, ch. 435.

2. From and after the first day of January, 1911, the State of Maryland shall be charged with the maintenance, care, control and treatment of all dependent insane persons who are at that time residents of the State of Maryland, and as soon as practicable after the said first day of January, 1911, the Board of Mental Hygiene shall transfer from the several county almshouses and county and city asylums to one of the state hospitals for the insane such dependent insane persons who are residents of the State of Maryland as in the judgment of the said board should be so removed; and all such dependent insane persons after their removal to one of the state hospitals for the insane shall be maintained therein at the expense of the State. In furtherance of the purposes of this section a commission shall be appointed by the governor of which he shall be a member *ex officio*, consisting of the lunacy commission, who shall report to the Legislature on or before the fifteenth day of January, 1910, such amendments to the present law regulating the care and treatment of the insane and such other measures, including plans for the enlargement of the present state hospitals or the creation of other state hospitals, as may to such commission seem necessary.

An. Code, sec. 3. 1904, sec. 3. 1888, sec. 3. 1824, ch. 49. 1900, ch. 603. 1916, ch. 566, sec. 3.

3. No person shall be deemed entitled to the benefit of the preceding Sections who shall possess or be entitled to receive sufficient income for his or her maintenance and support as a patient in any home, retreat or hospital for the insane of this State, or who has relatives or others legally chargeable with his or her support, or who are able to pay for the maintenance and support of the said person as a patient at any home, retreat or hospital for the insane of this State. The County Commissioners of any County or the Supervisors of City Charities of the Department of Charities and Corrections of the City of Baltimore may consent in writing to the commitment in accordance with the provisions of Section 1, of any indigent insane person from the respective Counties or the city aforesaid not able to pay the whole cost of his or her maintenance, but who may be able to pay for part thereof, as a reimbursing patient, and designate the rate per week which shall be reimbursed to the County or City of Baltimore from which said patient is committed.