

same manner as if it had been taken and forfeited by the court. If the magistrate be satisfied by information and due proof under oath at any time during the year that the defendant has violated the terms of the order, he shall forthwith commit or bail the defendant for the action of the grand jury, as in other cases.

An. Code, sec. 77. 1908, ch. 694.

89. When any person shall have been convicted under the two preceding sections, or either of them, and sentenced to imprisonment in the Maryland House of Correction, the court passing sentence upon such persons may in its discretion pass an order directing the board of managers of the said House of Correction to allot and pay over to the wife, minor child or minor children, or to such person or persons on behalf of said wife, minor child or minor children as the court in its said order may direct; the whole or such part as the court may specify of the earnings of the labor of such persons so sentenced, which the said board of managers under the provisions of section 536¹ of this article otherwise would or might allot and pay to such persons so sentenced at the time of his release; provided, that the said court in its order may likewise direct and specify the time or times when such allotment and payment shall be made, and whether the same shall be paid weekly, monthly or otherwise; and provided further, that the court in its discretion may modify, amend or rescind such order in whole or part at any time during the continuance of any sentence.

An. Code, sec. 78. 1910, ch. 683 (p. 86).

90. Any person having the care, custody or possession of any child under the age of three years, who shall desert or abandon such child with the intent that it shall become a public charge, or without making provision for its proper support and maintenance for a period of at least three years with some responsible person or institution duly authorized to take and care for infants, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not exceeding one hundred dollars or be imprisoned in jail or in the House of Correction for a period not exceeding one year.

Destitute Parents.

An. Code, sec. 78A. 1916, ch. 637, sec. 78A.

91. Any adult person, a resident of this State, having a parent or parents within this State, such parent or parents being destitute of means of subsistence and unable either by reason of old age, infirmity or illness to support himself or herself, who is possessed of or able to earn means sufficient to provide such parent or parents with necessary shelter, food, care and clothing, and neglects or refuses so to do, shall, upon conviction thereof, be deemed guilty of a misdemeanor, and, upon conviction in any Court of the State having original jurisdiction, shall be punished by fine not exceeding \$500.00 or imprisonment in the Maryland House

¹ This reference was to An. Code of 1912. Sec. 536 of that Code was repealed by act, 1916, ch. 556—Board of Welfare (sec. 661) now exercises these powers.