

in charge of said public streets or highways may employ such prisoner at hard labor on the public roads of Somerset, Talbot, Wicomico and Worcester counties, or on the public streets of any incorporated town of said counties.

See sec. 386.

1906, ch. 36, sec. 2.

383. The hard labor provided for in the preceding section shall be performed, if within the corporate limits of any incorporated town, under the supervision and discretion of the town commissioners and bailiff of such town, and if on the public roads of Somerset, Talbot, Wicomico and Worcester counties then under the direction and supervision of the County Commissioners or the road supervisor of any district who may be authorized by the County Commissioners to work same, and the labor performed by such prisoners may include every service necessary for the purpose of draining, grading, shelling, paving or repairing such public streets or other highways of Somerset, Talbot, Wicomico and Worcester counties within or without the limits of any incorporated town therein.

1906, ch. 36, sec. 3.

384. The officer or other person having such prisoners in charge shall have the power and authority to compel such labor, and shall be responsible for the safe keep and return to prison of such convicts to the custody of the sheriff at the end of each day's labor, which day's labor shall be within the discretion of the officer or other person so supervising at the time, but shall not exceed ten hours' work or labor for any day he may be so employed; no prisoner shall be employed to perform such labor whose health is not in a condition to allow the same, and the certificate of the physician to the jail shall be sufficient to excuse such labor.

See sec. 388.

1906, ch. 36, sec. 4.

385. If any officer or other person having such prisoner in charge for the performance of such work or labor, connive at or by his wilful neglect, permit the escape of any such prisoner, he shall be guilty of a misdemeanor, and upon indictment and conviction of such offense in the Circuit Courts for Somerset, Talbot, Wicomico and Worcester counties be fined not less than twenty dollars or more than fifty, or be confined in the county jail.

1894, ch. 454, sec. 251.

386. In addition to any sentence of confinement in the county jail of Somerset county which may be imposed in cases of conviction for assault, drunkenness, disorderly conduct, disturbing the public peace, vagrancy or petit larceny, where the punishment prescribed by law shall not exceed one year's imprisonment in the penitentiary or house of correction, by the Circuit Court for Somerset county, or any justice of the peace for Somerset county having criminal jurisdiction, said court or justice may, in the discretion of said court or justice, also in said sentence direct that any