

An. Code, 1924, sec. 460. 1912, sec. 414. 1904, sec. 366. 1892, ch. 17, secs. 231A and B. 1892, ch. 397, sec. 231A. 1892, ch. 540. 1914, ch. 442.

537. Any person who shall cling, climb, jump, step or in any other way get upon any part of any locomotive, engine or car, or who shall be on any part of any locomotive, engine or car, whether the same be freight, passenger, coal or otherwise upon any part of the track of any railroad within this State unless in so doing he acts in compliance with the law or by permission under the rules and regulations of the railroad, shall be guilty of a misdemeanor and upon conviction thereof before any of the several justices of the peace of the State of Maryland, (except those justices of the peace in and for the City of Baltimore who have not been selected by the proper legal authority to sit at each station house of said City of Baltimore) or upon conviction thereof before any court of competent jurisdiction, shall be fined not more than twenty-five dollars, or be subject to imprisonment in jail or in the House of Correction for one month, or to both fine and imprisonment in the discretion of the justice of the peace trying the case, or court before which the case may be tried; provided; however, that if any such person shall be sentenced to the House of Correction such railroad company or corporation, in all cases where the same is not prohibited either by the laws of the State of Maryland, or of the United States, which are in effect at present, or which may be hereafter passed, shall provide free transportation for such person or persons to said House of Correction, and also free transportation for not more than one officer in charge of such person, or persons, to said House of Correction and back to the place where such person or persons may have been tried and convicted; or if such person be a minor under eighteen years of age, he may, in the discretion of the justice of the peace or of the court trying the case, be committed to any reformatory institution provided by law and authorized to receive the same for such period as said justice of the peace or the said court may determine, not to exceed two years. The several justices of the peace of the State of Maryland (except those justices of the peace in and for the City of Baltimore who have not been selected by proper legal authority to sit at each station house of said City of Baltimore) shall have in addition to the jurisdiction they now possess and which may be conferred on them by or under the laws of this State, jurisdiction to hear and determine all prosecutions or proceedings arising under the provisions of sections 537 and 538 and pronounce judgment and sentence therein, and that all Acts and parts of Acts, and all Sections and parts of Sections of the Code, both of General and Local Laws, and all amendments of and additions and supplements thereto now in force in the State of Maryland inconsistent with the provisions of this Act are hereby repealed.

For a suit for malicious prosecution growing out of an indictment under the act of 1892, ch. 397, see *Campbell v. B. & O. R. R. Co.*, 97 Md. 342.

An. Code, 1924, sec. 461. 1912, sec. 415. 1914, ch. 442.

538. Each and every part and provision of sections 537 and 538 is hereby declared to be an independent part and provision, and the holding of any part or provision to be void, ineffective, or unconstitutional for any cause shall not be deemed to affect any other part or provision thereof.