

an illegitimate child: for the purpose of clause (a), such illegitimate child shall be considered the child of both parents although paternity has not been established by legal proceedings or otherwise, or is in fact unknown; for the purposes of clause (c), such child shall be treated as if it were legitimate in determining relationships through its mother, and also through its father, when the paternity of such child is established to the satisfaction of the local unit by such proof as it deems adequate.

“Assistance” means money payments with respect to a dependent child or children.

The acts relating to “mothers’ relief” do not violate provisions of art. 11A of Md. Constitution, relating to grant of home rule powers to Baltimore City. Court may issue writ of mandamus directing proper city officials to provide funds as required by this section and section 22 in an amount less than asked for. *Baltimore v. Fuget*, 164 Md. 335.

As to old age pensions, see art. 70A.

1937 (Sp. Sess.), ch. 3, sec. 21A.

38. (Duties of State Department.) The State Department shall

(a) Supervise the administration of assistance to dependent children under this Article by local units;

(b) Make such rules and regulations and take such action as may be necessary or desirable for carrying out the provisions of this sub-title. All rules and regulations made by the State Department shall be binding upon the counties or Baltimore City, and shall be complied with by the respective local units;

(c) Prescribe the form of and print and supply to local units such forms as it may deem necessary and advisable;

(d) Cooperate with the Federal government in matters of mutual concern pertaining to assistance to dependent children;

(e) Make such reports, in such form and containing such information, as the Federal government may from time to time require, and comply with such provisions as the Federal government may from time to time find necessary to assure the correctness and verification of such reports;

(f) Exercise all of the powers and perform the duties defined by this Article.

1936 (Sp. Sess.), ch. 148, sec. 22. 1939, ch. 234, sec. 22.

39. Local Units shall

(a) Administer the provisions of this Act in the respective counties and in Baltimore City.

(b) Report to the State Department at such time and in such manner and form as the State Department may from time to time direct.

(c) Submit annually to the County Commissioners or the Mayor and City Council of Baltimore, as the case may be, after approval by the State Department, a budget containing an estimate and supporting data setting forth the amount of money needed to carry out the provisions of this sub-title.

1936 (Sp. Sess.), ch. 148, sec. 23. 1937 (Sp. Sess.), ch. 3, sec. 23. 1939, ch. 234, sec. 23.

40. (Eligibility for Assistance to Dependent Children.) Assistance shall be given under this sub-title to any dependent child who

(a) Has resided in this State for one year immediately preceding the application for such assistance; or was born within the State within one year immediately preceding the application, and whose mother has resided