

ARTICLE LV.

PARENT AND CHILD.

MAINTENANCE OF BASTARD CHILDREN

- | | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>1 When mother to give security to indemnify county, to be committed on refusal.</p> <p>2 To be discharged on disclosing father, father to be arrested and required to give security</p> <p>3 Proceedings where father lives in another county.</p> <p>4 Constable to inform justice of birth of illegitimate child</p> <p>5 Person charged as father may appeal,</p> | <p>recognizance to be taken on appeal, if found guilty to give security to indemnify county</p> <p>6 Recognizance, where to be returned and recorded</p> <p>7 Order on father to pay mother for use or maintenance of such child</p> <p>8 How order enforced, <i>scire facias</i> on recognizance</p> <p>9 Word county to include Baltimore city</p> |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

1. Any justice of the peace, upon information given him of any white woman having an illegitimate child, may issue his warrant to a constable of the county or city, and the said constable shall thereupon take such person before some justice of the peace of the county, who shall require her to give security to indemnify the county from any charge that may accrue by means of such child, and upon neglect or refusal shall commit her to the custody of the sheriff of the county, to be by him kept until she shall give such security.

Art 13, s 1.
1781, c 13, s 1
When mother to give security to indemnify county
To be committed on refusal.

2. But if the said person shall on oath discover the father of such child, the justice shall discharge her, and shall cause to be arrested and brought before him such father, if a resident of the county, and shall cause him to give security in the sum of eighty dollars to indemnify the county from all charges that may arise for the maintenance of such child.

Id s 2.
1781, c 13, s 1
To be discharged on disclosing father
9 Md 21, 10 Md 164, 20 Md 281, 43 Md 284
10 G & J 374
Father to be arrested and required to give security

3. If the father be a resident of any other county, the justice shall transmit, under his hand and seal, a copy of the proceedings in such case had to a justice of the peace of the county in which such father shall reside, and the justice to whom the same shall be sent shall forthwith proceed against the father as by this article is directed.

Id s 3
1781, c 13, s 1.
Proceedings where father lives in another county

4. Every constable as often as he may have knowledge of any white woman having an illegitimate child within his district, shall give information thereof to some justice of the peace of his county, who, upon such information, shall proceed as hereinbefore directed.

Id s 4.
1785, c 47, s 3
Constable to inform justice of birth of illegitimate child.

5. If any person charged with being the father of an illegitimate child shall feel aggrieved by the judgment of the justice, the justice shall require him to enter into recognizance for his appearance at the next Circuit Court for the county, or the Criminal Court of Baltimore if in the city of Baltimore, and the said court shall take cognizance thereof, and such proceedings shall thereupon be had as in other criminal cases, and if the person so charged be found guilty by the verdict of a jury, the court shall immediately order such person to give security to indemnify the county from any charges that

Id s 5
1781, c 13, s 2
Person charged as father may appeal
10 Md 165, 21 Md 422, 22 Md 337, 31 Md 113, 33 Md 468, 43 Md 284, 45 Md 68.

Recognizance to be taken on appeal
If found guilty,