

SEC. 2. *And be it enacted*, That 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.

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How labor shall be performed.

SEC. 3. *And be it enacted*, That 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.

Power and authority officer, etc.

SEC. 4. *And be it further enacted*, That 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 offence 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.

Guilty of misdemeanor.

SEC. 5. *And be it enacted*, That this Act shall take effect from the date of its passage.

Approved February 27, 1906.