

such employment, and provided further, that this Act shall not apply to female prisoners.

168B. The labor provided for in the preceding section shall be performed under the supervision and direction of the County Commissioners, or any road supervisor or other official who may be authorized by the County Commissioners to work the same; and the Sheriff of Montgomery County, upon the demand of any supervisor or other persons duly authorized to make such demand, is hereby authorized and required to deliver such prisoner to the party so making the demand and entitled to receive the same, whenever and at such times as he may be so legally required; and the labor to be performed by such prisoner may include every service necessary for the purpose of draining, grading, paving or repairing such public streets or other highways of Montgomery County.

168C. The officer or other person having such prisoner in charge shall have power and authority to compel such labor, and shall be responsible for the safe keep and return to prison of such prisoner 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; and any prisoner so sentenced who shall refuse to perform the labor required of him, shall incur the penalty of two days' additional imprisonment for every day he may so refuse, and this provision shall be included in the sentence of the Court of justice by whom the same may be rendered; but no prisoner shall be compelled to perform such labor whose health is not in a condition to allow the same, and the certificate of the physician to the jail or other physician in said county shall be sufficient to excuse such labor.

168D. If any officer or other person having such prisoner in charge for the performance for 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 Court for Montgomery County, be fined not less than one hundred dollars (\$100.00) nor more than one thousand dollars (\$1,000.00), or be confined in the county jail for not less than thirty (30) days nor more than six (6) months, and be subject to the same penalty of labor, or both, in the discretion of the Court.