

shall cause a jury of twelve good and lawful men to be empanelled forthwith and shall charge the said jury to inquire whether such person is insane or lunatic, and if found so it shall be the duty of the county commissioners or the Department of Welfare of Baltimore City to cause such person to be sent to a hospital, or to some other place better suited to his or her condition, there to be confined at the expense or partial expense of the county or city, as provided in Sections 4 and 49, until he or she shall have recovered and be discharged in due course of law. It shall be the duty of any board of county commissioners or the Department of Welfare of the city of Baltimore, before whom any such alleged lunatic or insane person is brought for commitment under this section, if not satisfied that such person is lunatic or insane, as defined in Section 3, to notify the state's attorney of said county or city, and he shall immediately thereupon bring the said question before the circuit court for the said county or the criminal court of Baltimore for determination in accordance with the provisions of this section. Nothing contained in this section shall prevent the friends or relatives of such lunatic or insane person from confining him or her or providing for his or her comfort.

2. From and after the first day of January, 1911, the State of Maryland shall be charged with the maintenance, care, control and treatment of all dependent insane persons who are at that time residents of the State of Maryland, as provided in Sections 4 and 49, and as soon as practicable after the said first day of January, 1911, the Board of Mental Hygiene shall transfer from the several county almshouses and county and city asylums to one of the state hospitals for the insane such dependent insane persons who are residents of the State of Maryland as in the judgment of the said board should be so removed; and all such dependent insane persons after their removal to one of the state hospitals for the insane shall be maintained therein at the expense of the State, as provided in Sections 4 and 49.

SEC. 2. *And be it further enacted*, That this Act shall take effect June 1, 1943.

Approved March 23, 1943.

---

CHAPTER 126.

(House Bill 63)

AN ACT to repeal and re-enact, with amendments, Subsections (1) and (2) of Section 48 of Article 101 of the