

CHAPTER 103

(House Bill 150)

AN ACT to add a new section to Article 87 of the Annotated Code of Maryland (1939 Edition), title "Sheriffs", sub-title "Custody of Prisoners", said new section to be known as Section 46A and to follow immediately after Section 46 of said Article, providing that in chartered counties, the duties of the Sheriff in connection with the keeping of prisoners, while in the County jail, may be exercised by a jailer or warden.

WHEREAS, during the past year in Montgomery County there have been two successful jail breaks, one attempted jail break, and one instance of assault upon the warden by a prisoner; and

WHEREAS, the Federal Bureau of Prisons has conducted an investigation and has made certain recommendations to prevent any recurrence of such violence; and

WHEREAS, the Maryland State Prison Inspector, in his last two annual reports, has recommended that the administration of the County Jail and the custody of the prisoners therein be placed under the control of the County Government, and

WHEREAS, it is essential that these recommendations be immediately placed in effect; now therefore

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That a new section be and it is hereby added to Article 87 of the Annotated Code of Maryland (1939 Edition), title "Sheriffs", sub-title "Custody of Prisoners", said new section to be known as Section 46A and to follow immediately after Section 46 of said Article and to read as follows:

46A. Where any County has adopted a Charter under Article XIA of the Constitution of Maryland, the County Council of such County may by resolution, ordinance or local law provide for the appointment of a qualified person to act as jailer or warden of the County Jail, together with such qualified assistants as may be necessary to perform the duties of such office. Any jailer or warden appointed pur-

EXPLANATION: *Italics indicate new matter added to existing law.*

[Brackets] indicate matter stricken from existing law.

CAPITALS indicate amendments to bill.

Strike-out indicates matter stricken out of bill.