

On motion of Mr. Starr,

The house was called and the doorkeeper sent after the absent members.

After being absent for some time, he returned and reported that he had notified the absent members that their attendance was required in the house.

Mr. Johnson moved the following as a substitute for said bill:

Section 1st. Be it enacted by the General Assembly of Maryland, That the several banking institutions of this State, shall resume the payment in specie of their notes and other liabilities, which by the terms of their contracts are not otherwise payable, on or before the first day of ~~the~~ next, after the passage of this act, or within fifteen days after the banks of Pennsylvania and Virginia shall have adopted a similar resumption, and shall thenceforth continue to redeem their issues, and other liabilities in gold or silver; and that if any bank or banks in this State, shall fail or refuse to resume payment as aforesaid, or having resumed, shall thereafter suspend the payment of specie, they shall be liable to be proceeded against as hereinafter provided.

Sec. 2d. And be it enacted, That upon application made to any county court in this State, supported by affidavit to be filed in the case, stating the fact that a bank or banks located in such county refuses to pay specie for their notes or other liabilities, and upon the court being fully satisfied that such bank does refuse to pay as aforesaid, the said court may and hereby is authorised and required, to direct its clerk to issue a scire facias in the name of the State of Maryland, directed to the said bank, by its corporate name and style, to shew cause why its charter shall not be declared forfeited by the judgment of the said court.

Sec. 3rd. And be it enacted, That after satisfactory proof of service of any scire facias issued under this act, the court may, and shall, upon proof of the fact of the refusal of the bank to pay specie for its notes or other liabilities, declare and adjudge the charter of such bank to be forfeited, where in the opinion of the said court, the said charter is liable to be adjudged forfeited, either upon any provision contained in the original act of incorporation, or any amendment thereto or renewal thereof since.

Sec. 4th. And be it enacted, That with reference to those banks, whose charters shall be liable to be forfeited, in the judgment of the said court, for the refusal of said banks to pay specie as aforesaid, the said court shall so adjudge and declare, upon the proof of the fact of such refusal, and that from thenceforth, the said banks shall be deprived of all their corporate rights, franchises and privileges, except such as may be necessary to enable them gradually to wind up their affairs in the manner hereinafter provided.

Sec. 5th. And be it enacted, That from the time of such judgment of forfeiture, and thenceforth, it shall not be lawful for the said banks to discount any original note or bill, or to renew any note or bill, theretofore discounted, unless the proceeds of