

C H A P.
LVI.

cure, or to prevent the spreading of any malignant disease, or to shorten as much as may be quarantine; and the governor, with the advice of the council, shall prescribe rules and regulations for the governing and management of the said hospital.

Custom-house
tender to assist,
&c.

VIII. BE IT ENACTED, That the assistance of the custom-house tender or boats is hereby requested to aid the said physician to carry this law into effect, whenever the same can be done consistently with their orders from the United States or their officers.

Representa-
tives, &c. to
state to con-
gress, &c.

IX. BE IT ENACTED, That the representatives and senators from this state to congress are hereby requested to state to congress the necessity of the aforesaid arrangements, and to obtain the consent of congress to a duty, not exceeding three cents per tun on all sea vessels above sixty tun, coming into Baltimore district, to be paid to such person as may be appointed by the governor, with the advice of the council, to receive the same, for defraying all expences attending the execution of this act; and a statement of the money received, and expenditures incurred, in the execution of this act, shall be annually laid before the general assembly.

Appointments,
when to be
made, &c.

X. BE IT ENACTED, That the appointment of physician or physicians, and all necessary arrangements to accomplish the object of this act, shall be made and entered into as soon as congress shall have laid a tunnage on vessels for the aforesaid purposes.

C H A P. LVII.

Passed 28th of
Dec. 1793.

An ACT respecting the punishment of criminals. Lib. JG. No. 2.
fol. 72.

Supplementary and other acts 1794, ch. 65, 1795, ch. 29, 1797, ch. 121, 1798, ch. 65.

Preamble.

WHEREAS it is represented to this general assembly, that the commission of burglary, robbery, horse-stealing, and other crimes, hath greatly increased in this state;

Governor to is-
sue a commis-
sion, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That the governor, with the advice and consent of the council, be authorized and requested to issue a commission of oyer and terminer and gaol delivery, for the trials of all felonies, and other crimes, offences and misdemeanors, at any time heretofore committed, or that hereafter may be committed, during the continuance of this act, in Baltimore county, and not particularly by law directed to be tried in the general court, to one person of integrity, experience, and sound legal knowledge, (who shall reside in Baltimore county, and be styled in the commission, Chief Justice of the Court of Oyer and Terminer and Gaol Delivery for Baltimore county,) and to four other persons of integrity, experience and knowledge, (who shall be styled in the commission, Associate Justices of the said court,) (a) and the said chief justice and associate justices shall hold their commission during good behaviour, and may be removed for misbehaviour in the same manner as the chancellor or the judges of the general court may be removed agreeably to the constitution of this state, and not otherwise; and after the issuing of such commission, all crimes, offences and misdemeanors, committed, or that may hereafter be committed, during the continuance of this act, in Baltimore county, and not particularly directed by law to be tried in the general court, shall be tried, heard and determined, before the said five persons, or any three or more of them, in court sitting, and not in the county court of the said county; and each of the said persons shall be and is hereby constituted a justice of the peace, and shall have jurisdiction as such, within the said county, in all criminal cases, during the time he shall be in commission; and in case of death, resignation, or removal out of the said county, of any of the said five persons, a new commission shall issue to fill up the place of the person who shall die, resign, or remove out of the said county; and no indictment found before the said justices shall be removed to the general court, at the instance of the party prosecuted, without the leave of the said justices, or the special order of the general court, or some one of the judges thereof.

(a) See the act of 1799, ch. 58, by which a different court is established.

Causés, &c. to
be heard, &c.

III. AND BE IT ENACTED, That on the commencement of this act, (b) all causes, pleas, process and proceedings, relative to the trial of all felonies, and other crimes, offences and misdemeanors, whatever, depending in Baltimore county criminal court, at the expiration of the act, (c) entitled, An act for the more effectual punishment of criminals, shall be heard, tried and determined, before the justices appointed and commissioned in virtue of this act.

(b) The end of the session.

(c) 1789, ch. 44, which expired at the end of this session.

IV. AND