

failed, to the time of the said inquiry, and of all other particulars necessary for the said physician, or his deputy, to know, respecting the premises, such master, or other persons having charge of such vessel, shall forfeit and pay, for every such offence, the sum of three hundred dollars.

C H A P. LVI.

V. Be it enacted, That if any pilot shall conduct any vessel above Hawkins's Point, having on board above thirty persons, being passengers or servants, (and it is hereby declared to be the duty of each pilot to make due inquiry thereof,) such pilot shall forfeit and pay one hundred dollars; and if any pilot shall have knowledge that there is on board any vessel that he undertakes to pilot, any person distempered with the plague, or any malignant contagious disease, (and it is hereby declared to be his duty to make due inquiry thereof,) and shall pilot such vessel above Hawkins's Point, he shall forfeit one hundred dollars, and such pilot shall be disqualified to act as a pilot for one year; and if any pilot shall have knowledge that there is on board any vessel that he undertakes to pilot, any person distempered as aforesaid, (and it is declared to be his duty to make due inquiry thereof,) and shall conceal the same, and not give information thereof to the aforesaid physician, or his deputy, such pilot shall forfeit one hundred dollars, and such pilot shall be disqualified to act as a pilot for one year.

And on pilots for conducting vessels with passengers, &c.

VI. And be it enacted, That all penalties imposed by this act shall be recovered by indictment, or action of debt, by any person who shall sue for the same; provided the same be prosecuted or sued within three months after the said offence committed, and on affidavit filed in the clerk's office, and a copy issued with the writ, signifying the real cause of action, and specifying the certainty of the offence being committed, the court may award special bail to be given to said suit, and in default thereof, to commit the person as in other cases where bail is ordered by the court.

How penalties are to be recovered, &c.

VII. Be it enacted, That a temporary hospital may be erected in such place as the governor, with the advice of the council, may direct, for the reception of such sick person or persons as the said physician may at any time think proper to remove on shore for their better accommodation or 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.

A temporary hospital to be erected, &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.

Custom-house tender to assist, &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.

Representatives, &c. to state to congress, &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.

When appointments are to be made, &c.

C H A P. LVII.

An ACT respecting the punishment of criminals.

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:

Passed December 28. Preamble.

cont. till 30 Oct. 1805 H. L. 1002 & 106

II. Be