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BASTARDY AND FORNICATION.

CHAPTER 163.

AN ACT to repeal and re-enact with amendments Article XII of the Code of Public General Laws of Maryland of the year 1904, entitled "Bastardy and Fornication."

Section 1. Be it enacted by the General Assembly of Maryland, That Article XII of the Code of Public General Laws of Maryland of the year 1904 is hereby repealed except in so far as the same is applicable to cases heretofore commenced or hereafter commenced where the bastard child was born or begotten prior to the passage of this act, and the said article be and the same is hereby re-enacted, with amendments, so as to read as follows:

Section 1. And be it enacted, That any justice of the peace in any of the counties of the State or any justice of the peace in Baltimore City, having crimini jurisdiction, shall, upon written information given him under oath, of any woman being pregnant with or having been delivered of a bastard child, by his warrant, cause such woman to be brought before him, and shall cause said woman upon failure to disclose the father of said infant as prescribed by section 2 of this act, to give bond to the State of Maryland, with good and sufficient securities in the penalty of an amount not exceeding five hundred dollars, conditioned that she will indemnify the county or city, as the case may be, for any charge that may accrue for maintenance and support of said child and upon neglect or refusal to give such bond, the justice of the peace may commit her to jail or any other institution, for a term not exceeding one year, or until such bond is given, provided, however, that the justice of the peace may suspend sentence and parole the said woman for the term of two years.

Section 2. And be it enacted, That whenever any woman who has been delivered of or who is pregnant with a bastard child, shall in writing under oath, accuse any person before a justice of the peace, having criminal jurisdiction, of being the father of the said bastard child, such justice of the peace shall by his warrant cause such person to be brought before him, and if the said accused person is not to be found in the county or City of Baltimore, as the case may be, then said justice of the peace shall transmit a warrant to the sheriff of the county or City of Baltimore, as the case may be, in which said accused person is to be found, who shall cause the arrest of the said accused person and deliver him into custody of an o cer of the county or City of Baltimore, as the case may be, from which the said warrant issued, to be taken before said justice of the peace.

Section 2. And be it enacted, That the appearance of said accused person, the justice of the peace shall pass an order requiring said accused to give bond to the State of Maryland in a penalty not exceeding $500, with good and sufficient securities, conditioned that he will appear at the next term of the Circuit Court of the county from which said warrant issued, or the Criminal Court of the City of Baltimore, as the case may be, or to any later term of such court, after the birth of said child, in default of such security said accused person shall be committed to the custody of the sheriff until such bond is given or until final judgment is rendered by said court, in case the bond provided for by this section shall be forfeited, the Court may from time to time direct that the proceeds thereof be applied for the maintenance and support of said bastard child.

Section 4. And be it enacted, That at the hearing before said justice of the peace, it shall be his duty to take down and reduce to writing the testimony of the woman making complaint, together with the cross-examination of said woman by the accused, or his attorney, which testimony shall be signed and sworn to by said woman, and he shall transmit the same with the original papers in the case to the Circuit Court of the county or to the Criminal Court of the City of Baltimore, as the case may be, and such testimony shall be admitted in evidence at the trial of the accused person under section 5 of this act, if said accusing witness should die prior to the time of such trial.

Section 5. And be it enacted, That immediately upon the passage of said order, said justice of the peace shall transmit the original papers and a transcript of the proceedings had before him to said Circuit Court or the Criminal Court of the City of Baltimore, as the case may be, and thereupon, but not before said woman shall have been delivered, the same proceedings shall be had as in other criminal cases, and if the accused person shall be found guilty by the verdict of a jury, or by the court, if the case be tried before the court, the court shall immediately order such person to give bond to the State of Maryland in a penalty not exceeding $500 with good and sufficient securities conditioned to pay for the maintenance and support of said child, to the mother, or to the person having said child in custody, or to the county or to the City of Baltimore, as the case may be, if said child be a public charge, until said child reaches the age of twelve years, or during the life of such child if said child die beore reaching the age of twelve years, such sum, not exceeding $15 per month, as the court shall by order direct, due regard being had to the circumstances of such accused person, and further to pay the whole or such part of the expense incurred by the said mother during her confinement as the court may direct and to pay the reasonable funeral expenses of said child if he or she shall die under the age of twelve years in default of such bond he shall be committed to jail or the house of correction until said bond be given, but not exceeding two years.

Section 6. And be it enacted, That the court upon the trial of said person accused of being the father of the said bastard child, may in its discretion pass an order directing the mother thereof to give bond in a penalty not exceeding $500 with good and sufficient securities, to the State of Maryland, conditioned that she will indemnify the county or city, as the case may be, from any charge that may accrue for the maintenance and support of the said child, until said child reaches the age of twelve years, and upon neglect or refusal to give such bond, the Court may commit her to jail or other institution for a term not exceeding one year, or until such bond is given, provided, however, that the court may suspend sentence and parole the said woman for the term of two years.

Section 7. And be it enacted, That all bonds or recognizances required under this act to be taken or given before a justice of the peace shall be immediately returned by said justice of the peace (a copy thereof being retained by the said justice of the peace), to the clerk of the Circuit Court of the county or the Criminal Court of Baltimore City as the case may be; and the clerk of the court shall record said bonds or recognizances together with any other bonds or recognizances taken or given by the order of the court therein among the proceedings of the court.

Section 8. And be it enacted, That the court may from time to time, upon petition of any interested party, change or modify its order directing the amount that the father shall pay for the maintenance and support of said child, ten days' notice in writing mailed to or left at the last known address of the opposite party shall be sufficient service.

Section 9. And be it enacted, That the Circuit Court of the county or the Criminal Court of Baltimore City, as the case may be, shall take such action and shall have authority to direct the issue of such writs as may be appropriate to enforce the bonds provided for by this act.

Section 10. And be it enacted, That upon the death of the father after giving the bond required in section 5, the court may, upon the suggestion of the death of the said father, summon the personal representatives and heirs of the said father and the securities upon the bond given as required by section 5, if such parties be within the State, and the mother or other person having charge of the said child, and upon proof being offered to the court of the amount of the estate of the said decedent father, and upon any other points upon which the court desires to hear testimony, the court may, in its discretion direct and order such sum or sums to be paid to the mother or other person in charge of such child, for the maintenance and support thereof out of the father's estate as may appear to the court to be just and proper. In no case, however, shall the mother or other person in charge of said child receive more than $500 or more than one-half the amount that each of his legitimate children, if any, would receive or more than one-half the amount the descendants, if any, of a deceased legitimate child would receive as a class, if the father had died intestate. All money paid or ordered to be paid under this section shall be charged as a debt or debts against the estate of the said deceased father, upon payment of the sum or sums ordered to be paid by the court under this section, the bond given under section 5 shall be cancelled and the sureties thereon discharged.

Section 11. And be it enacted, That prosecutions under this act may be commenced within two years from the delivery of the mother of the bastard child, except that where the person accused has made payments for the maintenance and support of the said child, it shall be sufficient if the prosecution be started within two years from the last payment by the accused for the maintenance and support of the said bastard child.

Section 12. And be it enacted, That whenever any principal, surety or other person in interest, upon competent testimony, makes it appear to the satisfaction of any court in which a bond in any bastardy case is entered upon, that by reason of the death of the child or by reason of the payment of all dues arising under said bond, or for any other reason, the bond should be discharged, the Court may make such order of discharge, annullment or cancellation of the bond, or such other order as may be deemed appropriate by the court to discharge the obligors on the bond.

Section 13. And be it enacted, That Article 12 of the Code of Public General Laws of Maryland of the year 1904 shall continue in full force and effect so ar as the same is applicable to cases heretofore commenced or hereafter commenced where the bastary child was born or begotten prior to the passage of this act.

Section 14. And be it enacted, That the unconstitutionality of any part or of any section of this act shall not affect the validity of any other part or section thereof.

Sec. 2. And be it enacted, That this act shall take effect from the date of its passage.

Approved April 4, 1912.

REMOVAL OF CAUSES.

CHAPTER 384.

AN ACT to add a new section to Article 75, Code of Public General Laws of 1904, title "Pleadings, Practice and Process at Law," subtitle "Removal of Causes" to be known as section 109A, and to follow immediately after section 109 of said article.

Section 1. Be it enacted by the General Assembly of Maryland, That a new section be and the same is hereby added to Article 75 of the Code of Public General Laws of Maryland of 1904, title "Pleadings, Practice and Process at Law," sub-title "Removal of Causes," to be known as section 109A and to follow immediately after section 109 of said Article and to read as follows:

Section 109A. In all causes which may be removed to another Court under the provisions of this article, after the said case shall have been heard and determined, the Clerk of the Court in which the said case shall have been determined, shall immediately thereafter forward a copy of the docket entries in said case to the Clerk of the Court where the said cause was originally instituted, and said docket entries shall immediately, upon receipt of same, be entered upon the docket by the Clerk of the Court where said cause was originally instituted.

Sec. 2. And be it further enacted, That this act shall take effect June 1st, 1912.

Approved April 8, 1912.

TAX ON MORTGAGES.

CHAPTER 115.

AN ACT to repeal Section 183 of Article 18 of the Code of Public General Laws entitled "Revenue and Taxes," sub-title "Tax on Mortgages," as amended and re-enacted by the Act of 1906, Chapter 794, as amended and re-enacted by the Act of 1908, Chapter 283, as amended and re-enacted by the act of 1910, Chapter 544, and to re-enact said section with amendment.

Section 1. Be it enacted by the General Assembly of Maryland, that Section 183 of Article 81 of the Code of Public General Laws, entitled "Revenue and Taxes," sub-title "Tax on Mortgages," as amended and re-enacted by the Act of 1906, Chapter 794 as amended and re-enacted by the Act of 1908 Chapter 283, as amended and re-enacted by the Act of 1910, Chapter 544, be and the same is hereby repealed and re-enacted so as to read as follows:

Section 183. All mortgages or assignees holding mortages on real estate of record in Somerset, Montgomery, Frederick and Dorchester counties shall annually pay a tax of eight per cent upon the gross amount of interest covenanted to be paid each year to the mortgagee or his assignee by the mortgagor, to be collected by the proper authorities as other taxes for county purposes, in the said several above especially enumerated counties are collected; all of such taxes collected in said several counties shall be applied exclusively therein to county purposes, free, clear and discharged from any claim of the State of Maryland or its fiscal officers; and the tax hereby levied shall in each year be due and payable in that one of the above named counties, in which the mortgage is recorded, and if any mortgage is recorded in two or more of said above named counties the tax hereby levied shall each year, be paid to the county wherein the greater portion of the property covered by the mortgage is located. This section and the five succeeding sections shall not apply to the remaining counties or Baltimore city, as to which remaining counties and city the mortgage tax levied by the Act of 1896, Chapter 120, Sections 146A, 146B, 146C, 146D, 146E, 146F, and by the Act of 1898, Chapter 313, supplemental thereto, is hereby repealed; provided, that nothing in this Act shall apply to, or in any wise effect taxes already levied.

Section 2. And be it further enacted, that this Act shall take effect from the date of its passage.

Approved April 8, 1912.

TESTAMENTARY LAW—REALTY

CHAPTER 146.

AN ACT to add an additional section to Article 93 of the Code of Public General Laws of Maryland of 1904, title "Testamentary Law", to be designated section 108A, to follow immediately after section 108, providing for the grant of letters in cases where persons die leaving real estate in Maryland, but no personal estate therein, and for notice to creditors, and relating to the title of such real estate and the rights of purchasers and creditors.

Section 1. Be it enacted by the General Assembly of Maryland, That a new section is hereby added to Article 93, of the Code of Public General Laws of Maryland of 1904, title "Testamentary Law," to be designated section 108A, to follow immediately after section 108, and to read as follows:

Section 108A. Whenever any person, resident or non-resident of the State of Maryland, shall hereafter die testate or intestate, leaving one or more parcels of real estate in this State, but not leaving personal estate therein as far as may be known, it shall be lawful for the Orphans' Court of the county or city in which such real estate, or any part or parcel thereof, may be situate, to grant letters testamentary or of administration or the estate of such decedent, and the Court may direct notice to be given by publication to all resident or non-resident creditors of such decedent, to file in said Court their claims against said decedent, which notice shall be substantially as provided in section 108 of this Article, and the provisions of sections 109 to 113, inclusive of this article shall apply. No purchaser of such real estate shall be required to accept title thereto unless such notice has been given as is authorized by this section and until the period for the filing of such claims has expired; and no claim not filed within the period specified by such notice to creditors shall thereafter be asserted against such real estate in the hands of a purchaser for value. The bond required upon the grant of letters shall be in such penalty as the Court may prescribe.

Sec. 2. And beit enacted, That this act shall take effect from the date of its passage.

Approved April 4, 1912.

PRIMARY ELECTIONS.

CHAPTER 134.

AN ACT to repeal and re-enact, with amendments, sections 160A and 160B of Article 33 of the Code of Public General Laws of Maryland, title "Elections," sub-title "Primary Elections," as said sections were enacted by Chapter 2 of the Acts of the General Assembly of 1912.

Section 1. Be it enacted by the General Assembly of Maryland, That sections 160A and 160B of Article 33 of the Code of Public General Laws of Maryland, title "Elections," sub-title "Primary Elections," as said sections were enacted by Chapter 2 of the Acts of the General Assembly of 1912, be and the same are hereby repealed and re-enacted with amendments so as to read, severally and respectively, as follows, to wit:

160A. Political parties which at the general elections held on November 2nd, 1909, in the State of Maryland, or which at any future general election next preceding any primary election to be held hereunder, as shall have polled ten per cent. of the entire vote cast in the State at such or any such general election, shall hereafter nominate all their candidates for public office in and for Baltimore City, and the several counties of the State and for judges and for the House of Representatives of the Federal Congress, and shall elect all delegates to county, legislative district, congressional, city and State conventions, and all members of managing bodies in said political parties, in and for Baltimore City and the several counties of the State, and all precinct, ward, city and county executives or executive committees, whenever the political party usage provides for such executive committees or any of the same, by means of primary elections conducted under and in accordance with the provisions of this act and not otherwise, except as herein specifically provided, and the several boards of supervisors of elections shall not print on the official ballot to be voted at any general or special election to be hereafter held the name or names of any such candidate or candidates for election in Baltimore City or any of the counties of the State of any of said parties who shall not be so nominated and whose nomination shall not be certified to them or to the Secretary of State as having been so nominated.

Provided that the provisions of this sub-title requiring the nomination of candidates by direct vote shall not apply to the nomination of such candidates for county offices, State Senate and members of the House of Delegates in the counties of Howard, Washington and Worcester, except as hereinafter provided; but such candidates shall be selected by county convention, delegates to which shall be selected in all respects as provided for in this sub-title, and the nomination of such candidates by such convention shall be duly certified by the chairman and secretary of such convention to the Board of Election Supervisors of said county; and it shall be the duty of the said supervisors to place name of such candidates upon the official ballots in the manner prescribed by the General Election Laws of this State.

All such candidates for such office, and all such delegates, managing bodies, executives and executive committees shall be nominated, selected and chosen by the direct vote of the duly registered voters belonging to or acting with such parties, respectively, in every precinct, ward councilmanic, legislative, congressional, judicial or other election district in Baltimore City, and also in the several counties of the State of Maryland respectively, and in each and every election precinct and election district of each of said counties of the State of Maryland, respectively, it being the intent and purpose of this act that all such candidates for public office, all delegates to party conventions, and all managing bodies, executives or executive committees of any such political party, whenever the political party usage provides for such executives or executive committees, shall be nominated by the direct vote of the duly registered voters, belonging to and acting with such parties, respectively, in Baltimore City, or any precinct, ward, councilmanic, congressional judicial or legislative district thereof, or in any county, district or precinct thereof or in any congressional or judicial district, as the case, with respect to any public office or place or position aforesaid, may be; and that no candidate for such public office, delegates to such conventions, party executive or executive committee, or managing body of any such political party, as aforesaid, in and for Baltimore City or the several counties of the State, shall be chosen or elected by any such political convention or otherwise than by the duly registered voters belonging to or acting with said political parties as aforesaid, except as hereinafter otherwise provided.

It shall be lawful for all such parties aforesaid to elect and hold such party conventions which shall have full power and authority, in all respects, whatsoever, to act in respect to all matters appertaining to the organization, maintenance, conduct, affairs and interests of the party, in Baltimore City or in any county of the State, saving and excepting only the choice, selection, nomination or appointment of party candidates for such public office, delegates to such conventions, or party executives or managing bodies or executive committees, of any sort whatever, in and for Baltimore City, and the several counties and congressional and judicial districts of the State.

Provided, that the candidates of such political parties for Governor, Attorney General, Comptroller and Clerk of the Court of Appeals of the State shall be nominated in the manner prescribed in this article by State conventions, and such State conventions elected by the direct vote in the same manner as the State conventions for the nomination of candidates for State offices, shall also elect as hereinafter set forth, delegates to national conventions and presidential electors and the governing bodies of such political parties for the State, but shall have no power to select or appoint committee or governing bodies of any character for Baltimore City nor for any division thereof nor for the counties of the State.

Any person who may be a candidate for the nomination of any party subject to the provisions of this sub-title for the office of president of the United States and who may desire to obtain the vote of the delegates from Maryland of any such party in its national convention may become a candidate for such nomination in primary elections to be held in accordance with the provisions of this act in the several counties of the State and the several legislative districts of Baltimore City and shall be entitled to have his name printed upon the official primary ballot of his party in primary elections held under and in accordance with this sub-title in said several counties and legislative districts as a candidate for such nomination for president by making the payment required and by filing a certificate of candidacy specifying the party to which he belongs and the national convention whose nomination for president he seeks and in form and in substance like the certificate of candidacy required of candidates for the nomination for the office of Governor of Maryland by section 160G of this article, except that such payment shall be made and such certificate filed by said candidate or candidates for said office of president within fifteen days before the day of the primary election for delegates to the State convention which shall select and instruct, as hereinafter provided, the delegates of each party to the national convention; and the Secretary of State immediately on receipts of such certificate and payment shall certify the fact of the filing of each certificate and the name and description of each person so filing such certificate as specified therein to the Supervisors of Election of Baltimore City and of every county in the State and shall also apportion and transmit the said payment to each of said Boards of Supervisors of Election as prescribed in section 160G with respect to the sums paid by candidates for the nomination for the office of Governor of Maryland and said Boards of Supervisors for each county shall pay over the amounts so received to the County Commissioners of each county respectively and the Board of Supervisors of Baltimore City shall pay over the amount so received to the Mayor and City Council of Baltimore, and all the expenses of said primary election for candidates for president of the United States and for delegates from the several counties and legislative districts of Baltimore City to the State convention of each political party subject to this sub-title to select delegates to the national convention, respectively, of such political parties, in Baltimore City, shall be paid by the Mayor and City Council of Baltimore, and all the expenses of holding said primary elections in each county shall be paid by the County Commissioners of each county, precisely as the expenses of the State, city and county elections are now paid under existing laws.

And it shall be the duty of the Board of Supervisors of Elections in each county and of Baltimore City to cause to be printed upon the official primary ballots of each of said political parties in each and every county of the State, and in each legislative district of Baltimore City at the annual primary elections in each year in which a president of the United States is to be elected the names of the candidates for president certified to them by the Secretary of the State as above provided for, in manner and form and in all respects similar to the way in which the names of candidates for the nomination for Governor are required to be printed upon the official primary ballots by the provisions of section 160K of this article.

The qualifications of voters in such presidential and vice-presidential primaries held hereunder of the several political parties subject to this subtitle shall be the same as in the primary elections held under this subtitle for the nomination of candidates for public office in Maryland.

The names of such candidates for the nomination for president of the United States of said several political parties upon the official primary ballots shall be arranged and said ballots shall be prepared and shall be marked and cast by the voters in the same manner as is prescribed by the provisions of this sub-title with respect to the nomination in the primary election of candidates for the office of Governor of Maryland, except that there shall be no preferential voting and no designation upon such ballots as to first and second choice or similar relative preference and except as herein otherwise further provided.

The candidate for the nomination for president who shall receive the highest number of votes lawfully cast and counted in the primary elections of his party in any county and in any legislative district in the State convention of such party held to select delegates to the national convention of such party, and the votes cast in each such primary election in each county and legislative district of Baltimore City shall be canvassed and certified by the respective Boards of Supervisors of Elections in Baltimore City and in the several counties of the State in such manner as plainly to indicate which candidate for president in said several and respective counties and legislative district received the highest number of votes therein; and the tally sheets and the returns and the certificates thereof shall be made out accordingly so as to indicate plainly such results of said election in each of said counties and legislative districts and not in the manner required by section 160K of this sub-title with respect to the votes for first and second choice and the tallies, returns and certificates of such first and second choice in the nomination of candidates for Governor and other States offices.

The several delegations from each county and legislative district in the State shall be required to cast their votes on each and every ballot in the State convention with respect to the instruction and the votes in the national convention of the delegates sent from Maryland by such State convention to the national convention for president in accordance with the instructions received from the voters in each of the several counties and legislative district as certified in their credentials by the respective Supervisors of Elections of said counties and legislative districts, respectively, and such delegates from each of said counties and legislative district shall continue so to vote in the State convention for the choice of their several counties and legislative districts as aforesaid, as long as in their conscientious judgment there is any possibility of said choice obtaining a majority of the votes of the State convention and as long as said choice is voted for by the delegates of any nine counties of Maryland in said convention, any legislative district of Baltimore City to be taken and considered for such purpose as the equivalent of a county.

After taking such number of ballots in said State convention as may be necessary to show or ascertain a majority of said entire State convention for any one candidate for president, the chairman of said convention shall announce that the person so receiving such majority of the votes of all the delegates in said State convention for president has been chosen by the voters of the party holding such State convention of the State of Maryland as their choice for candidate for president in the national convention for such political party, and all the delegates of such party selected by such State convention to the national convention of such party from the State of Maryland shall be instructed and bound to vote as a unit in the national convention for such candidate for president so selected as the choice of the State of Maryland as aforesaid, and such delegates shall continue to vote in such national convention for the choice of the State of Maryland, as aforesaid, for president as long as in their conscientious judgment there is any possibility of his being nominated.

The delegates from the several counties of the State and legislative district of Baltimore City to the State convention held to select and deputize delegates from Maryland of said several political parties to their respective national conventions shall be elected by the direct vote of the qualified voters of each of said political parties in each of said counties and legislative districts in the manner prescribed by this sub-title for the nomination of candidates for public office and delegates to conventions in primary election by the direct vote.

The State convention of each of said parties elected as aforesaid shall select the delegates to the national convention and nominate candidates for presidential and vice-presidential electors of each of said parties in such manner as said State convention may determine, provided that such delegates to the national convention shall be instructed and shall vote therein for candidates for the nomination for president and vice-president as hereinabove provided. As soon as the delegates to the national convention and the presidential electors of any of such party shall have been chosen by said State convention, said convention shall then proceed to ballot for the selection for choice of such party of Maryland for president, the several delegations from the several counties and legislative districts voting for the preference, that is to say, according to the instructions of their said counties and legislative districts, respectively, in the manner above prescribed and provided for. The chairman of the State convention shall announce the final result of such balloting and in accordance with such results shall duly certify to the temporary and permanent executive officers of the national convention of the party, the choice and the instructions so ascertained and determined of the Maryland delegation of such party in the national convention with respect to the candidate of the party for president of the United States.

The number of delegates at large and of district delegates, together with alternates, who shall represent the respective political parties subject to the provisions of this subtitle in the respective national conventions of said parties, shall be ascertained and determined by the governing body for the whole State of each of said parties not later than the 15th day of April in each year in which such national conventions for the nomination of president and vice-president shall be held; provided that if the governing body for the whole State of any of said parties shall not make such ascertainment and determination, the same may be made by the State convention of such party.

The results of such primary elections in the several counties of the State and the several legislative districts of Baltimore for the election of delegates to the State convention in presidential years shall be canvassed, ascertained and certified in the same manner as is provided by law with respect to the election of delegates from said several counties and legislative districts to State conventions of said several counties and legislative districts to State conventions of said respective parties to nominate candidates for State officers, except, however, that such canvassing, ascertainment and certification shall not embrace or contain any reference to any second or other relative preferential choice, but shall be made so as to conform and harmonize with the provisions of this sub-title respecting the election and instruction of delegates from said several counties and legislative districts to the State convention for the selection of delegates to the national convention.

In the event that no person shall file a certificate of candidacy and make the payment above required as a candidate for the nomination for president in said primary election of any of said parties, then the State convention of such party may instruct the delegates sent by it to the national convention for such candidate for president as it may see fit, or may send an uninstructed delegation to the national convention of such party.

The Board of Supervisors of Elections in each county of the State and of Baltimore City shall cause to be printed upon the presidential primary election ballots in each of said counties and in each legislative district of Baltimore City, and beneath the name or group of names of any qualified candidate or candidates for the nomination of president of any of such parties and distinctly separated by appropriate lines from the name or names of such qualified candidates and in plainly legible type the words "For An Uninstructed Delegation," and to the right thereof a square for the cross-mark of the voter in the same manner and relative location as the square for the cross-mark is printed to the right of the name of any candidate upon the primary election ballots as in this sub-title provided, so that such voters of the party who wish to vote for an uninstructed delegation to the national convention of their party may do so; and if it shall appear upon the count and canvass of the votes cast in said primary election that a greater number of votes have been cast in such primary election in any county of the State or legislative district of Baltimore City in favor of an uninstructed delegation than for any candidate in said primary for the nomination for president, the Supervisors of Election and board of canvassers for such county or legislative district shall so certify, and the delegation from each county or legislative district in the State convention of the party shall vote in such State convention for an uninstructed delegation to the national convention as long as in their conscientious judgment it shall appear to them that there is any possibility of a majority of the members of such State convention voting for an uninstructed delegation; and if it shall so appear to any such delegation that there is no such possibility, they shall vote in their discretion for instructions upon the part of the State convention for such person for the candidate of their party for president or for vice-president as they may deem wisest.

Any vacancy which may exist in the delegation of any of such parties to any such national convention shall be filled in the manner prescribed by section 160K with respect to the filling of vacancies.

160B. Said primary elections by the political parties aforesaid shall be annually held throughout this State, including Baltimore City, on a day to be fixed by an agreement between the governing bodies of said parties for the State not earlier than the eighth day of September not later then the fifteen day of September of and in each and every year, except in those years in which there shall be an election of a President and Vice-President of the United States, in which said presidential years the said primaries, including primaries for nominating candidates for Congress, delegates from the several counties and legislative districts of Baltimore City to the State convention, and all candidates to be elected at the presidential elections, other than delegates to National conventions and presidential electors (which said delegates and electors shall be chosen by the State convention as aforesaid), shall be held on the first Monday in May. All such political parties as aforesaid, shall hold their several primaries on the same day. In case such governing bodies for the State fail to agree on a date within the period fixed aforesaid, that is to say, not earlier than the eighth nor later than the fifteenth day of September of each and every year, except the presidential years, said primary election shall be held on the second Monday of September in any year. Notices shall be given of the times and places of holding said primary elections by the several Boards of Supervisors of Elections, in the City of Baltimore and of the counties of this State, respectively, in the same way precisely as notice is required to be given for a municipal and county election held under the provisions of Article 33 of the Code of Public General Laws.

Sec. 2. And be it further enacted, That this act shall take effect from the date of its passage.

Approved April 4, 1912.

INSURANCE OF EMPLOYEES.

CHAPTER 837.

AN ACT to add a new Article to the Code of Public and Geneneral Laws of the State of Maryland, under title "An Act to facilitate the insurance of employes against consequence of accidents resulting in personal injury of death, and to permit agreements between employers and employes with reference to such accidents.

SECTION 1. Be it enacted by the General Assembly of Maryland, That it shall be unlawful for any employer to make a contract in writing with any employe whereby the parties may agree that an employe shall become insured against accident occurring in

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