THE CHESTERTOWN TRANSCRIPT.

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PUBLIC GENERAL LAWS.

PASSED AT JANUARY SESSION, 1902.

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REGISTRATION AND ELECTION.

CHAPTER 133.

AN ACT to repeal and re-enact with Amendment Sections 20 and 21 of Article 33 of the Code of Public General Laws, title "Elections," sub-title, "Registration," and to add a new Section to said Article to come in after Section 25 A, and to be known as Section 25 B, relating to the Registration of Persons Removing into this State from other States, district or territory, and to repeal and re-enact with Amendments Section 42 of said Article, sub-title "Nominations," and to repeal and re-enact with Amendments Sections 50 and 52 of said Article, sub-title "Ballot and Ballot Boxes," and to repeal and re-enact with Amendments Section 133 of said Article, sub-title "Contested Elections."

Section 1—Be it enacted by the General Assembly of Maryland, That Sections 20 and 21 of Article 33 of the Code of Public General Laws, title "Elections, sub-title "Registration," be and the same are hereby repealed and re-enacted with amendments, and that a new Section be and the same is hereby added to said Article, sub-title "Registration," to come in after Section 25 A, and to be known as Section 25 B, and that Section 42 of said Article, sub-title "Nominations," be and the same is hereby repealed and re-enacted with amendments and that Sections 50 and 52 of said Article, sub-title "Ballots and Ballot Boxes," be and the same are hereby repealed and re-enacted with amendments, and that Section 133 of said Article, sub-title "Contested Elections," be and the same is hereby repealed and re-enacted with amendments, and that said repealed and re-enacted Sections 20 and 21 and said new Section, 25 B, and said repealed and re-enacted Sections 42, 50, 52 and 133 shall severally read as follows:

Section 20—Before separating on the last day, said Board of Registry shall make out and deliver to two of their number of opposite politics a list of the registered addresses of all those who have been registered as qualified voters, whom either one of the officers of registration suspects not to be qualified voters, or against whom any voter of the ward or county may have made complaint as above provided. If said Board of Registry shall, however, know that any person so complained of is a qualified voter then such name need not be put upon the list of suspected persons, unless required by a member of the board.

The officers of registration to whom such list has been delivered shall, on or before Friday next following, sign a notice and send the same through the mail, duly stamped, to the address as given in the registry of each person who is upon the suspected list, requiring such person to appear before the Board of Registry upon the Tuesday following, giving the time of such session, and show cause why his name should not be erased from such registers; proper blanks and postage stamps shall be furnished for this purpose by the Board of Supervisors. A similar notice shall be served by said officers upon such person before the following Tuesday, and if he can not be found at the place designated upon said registers the notice may be left there, if such place can be found. Any officer of registration, or other person acting temporarily as such, as hereinafter provided, who wilfully neglects to perform his duty touching such scrutiny shall be deemed guilty of a misdemeanor and on conviction shall be imprisoned in jail not less than six months nor more than twelve months.

In case of temporary disability on the part of said officers the Board of Registry may appoint a temporary clerk, belonging to the same party, and administer to him the usual oath of office, and said temporary clerk shall perform all the duties of the office until the disability of the other officer is removed. And it shall also be the duty of the other officers of registration, so far as may be in his power, to inform himself as to all persons whose names may be on such suspected list.

Section 21—On Tuesday, three weeks preceding such regular election, said Board of Registry shall again meet at the place designated, and they shall remain in session during the hours prescribed in Section 16, for the sole purpose of revising their registry, and no new name shall be added. At the beginning of the session the officers of registration to whom such suspected list was delivered shall make affidavit as to the mailing of the notices sent by them, and to whom directed and when, and as to the personal service upon such person or as to the leaving of the same at his place of residence so designated, and if any person to whom such notice was sent shall appear before the Board of Registry during that session he shall make and sign an affidavit in substance as follows: "I do solemnly swear that I am a citizen of the United States, and that I have resided in the ..... precinct of the ..... ward in the City of ....., or ..... district of ..... county, in the State of Maryland, from the ..... day of ..... up to the .... day of ....., 19...., and that I have not since acquired a legal residence giving me the right to vote elsewhere." If it is charged that he has been convicted of an infamous crime and has not been pardoned, he shall further make oath that he has never been so convicted, or if convicted, that he was pardoned at a time stated. This affidavit shall be signed and sworn to before one of such Board of Registry, and it shall be preserved and filed in the office of the said Board of Supervisors of Elections.

Thereupon said Board of Registry shall further examine him and shall also swear the officer of registration who has made the inquiry and hear him upon the question, and they shall also have the power to examine on oath any other witness that may appear or be produced before them in regard to the matter, and make any further examination or inquiry that they may deem proper; and if, after such further examination, and hearing, the majority of said Board are of the opinion that such person is not a qualified voter in such precinct, they shall draw a line in red ink through his name and through all other entries on the line on which said name is written, but so that the name and said other entries shall remain legible, which memorandum, in case of any registration, shall indicate that the name of such person is erased from the registry, and such person shall not be entitled to vote unless his name is restored as hereinafter provided. During the last hour of said session, if any person so notified to appear at such session has not yet appeared and shown cause why his name should not be erased from the registry, the name shall be erased in the manner aforesaid, unless a majority of the Board are satisfied, of their own knowledge or upon competent testimony that such person is entitled to have his name retained on the registry; and under the head of "Remarks" opposite each name erased shall be stated the facts as to such erasure, the date of the making the same and grounds and evidence on which it is made.

Section 25 B—All persons who, after the passage of this Act, shall remove into any county of this State, or into the City of Baltimore from any other State, district or territory, shall indicate their intent to become citizens and residents of this State by registering their names in a suitable record book to be procured and kept for the purpose by the Clerk of the Circuit Court for the several counties and by the Clerk of the Superior Court of Baltimore city; such record to contain their names, residence, age and occupation; and the intent of such persons to become citizens and residents of this State shall date from the day on which such registry shall be so entered in such record book by the Clerk of the Circuit Court for the county or of the Superior Court of Baltimore City, as the case may be, into which county or city such person shall so remove from any other State, district or territory. And no person coming into this State from any other State, district or territory, shall be entitled to registration as a legal voter of this State until one year after his intent to become such legal voter shall be thus evidenced by such entry in such record book, and such entry or a duly certified copy thereof shall be the only competent and admissable evidence of such intent. And the Clerk of the Superior Court of Baltimore City and the several courts of the several counties shall immediately upon the passage of this Act procure a suitable record book for the recording therein of such entries arranged alphabetically under the names of such persons. For every person so registered, under the provisions of this section, they shall be entitled to demand and receive the sum of twenty-five cents, to be paid to said clerks by the Mayor and City Council of Baltimore and the County Commissioners respectively. A copy of such record, duly certified by said clerks, shall be evidence of the right of such persons to registration as legal voters according to law, and each person so registered shall be entitled to such certified copy upon demand without charge.

Section 42—Except in cases provided for by Section 46 and cases of special election, to fill vacancies in office caused by death, resignation, or otherwise, such certificates of nomination shall be filed respectively with the Secretary of State not less than twenty-five days, and with the Board of Supervisors of Elections not less than fifteen days before the day of election.

Section 50—The form and arrangement of the ballots shall be as follows: All ballots shall contain the name of every candidate whose nomination for any office specified in the ballot has been certified to and filed according to the provisions of this Article and not withdrawn in accordance herewith. The names of candidates for every office shall, except in the case of candidates for Presidential Electors, be arranged alphabetically according to their surname under the designation of the office. Above the group of names of the candidates for each office, and upon a separate line immediately underneath the designation of the office, there shall be printed in bold, plain, Roman capitals, 12 point, Pica type, an appropriate direction of instruction to the voter informing him of the number of persons for whom he may lawfully vote for the particular office mentioned immediately above each such direction, thus: "VOTE FOR ONE," or "VOTE FOR TWO," or "VOTE FOR SIX," as the case may be. To the right of the name of each candidate upon the official ballot, and separated from said name, and immediately to the left of the square opposite the name of the candidate and in line therewith, shall be added the designation of the party or principle which the candidate represents, as is duly contained in the certificate of nomination or nomination papers (said designation of the party, however, shall consist solely of the party and nothing more.) To the name of each candidate for State office or candidate for Congress shall be added the name of the county or city in which the candidate resides. Ballots shall be so printed as to give to each voter a clear opportunity to designate by a cross (X) in a square at the right of the name of each candidate, and at the right of each question his choice of candidates and his answer to such question. If a candidate is named for the same office on two or more certificates of nomination his name shall be printed on the ballot but once, and to the right of the name of said candidate shall be added the names of each of the parties or principles which the candidate represents. When the name of a political party is given in connection with the name of a candidate nominated, as provided in Section 38 of this Article, it shall be stated on the ballot to the right of the name of the candidate; but if there shall have been any nomination for the same office by a convention or primary election claiming the same party name, duly certified as hereinbefore provided, the word "Independent" shall precede the party name, and if the candidate is nominated under the provisions of the said Section 38, to be printed to the right of the name of each candidate, except Presidential Electors. If the same party name shall be claimed on behalf of nominations made by more than one convention or primary election and duly certified as aforesaid, the officers by whom the ballot is to be prepared, or a majority of them, shall determine which nominees are justly entitled to the party name, and the word "Independent" shall precede the party name of the other nominee. The names of candidates for the office of electors of President and Vice President of the United States shall be arranged in groups, as presented in the several certificates of nomination papers, and the several groups shall be arranged in such order of the surnames of the candidates for President as the several Boards of Supervisors shall prescribe in the City of Baltimore and in the several counties respectively. If candidates for Presidential Electors are nominated at large and for the several Congressional Districts, the name and place of residence of the candidates at large shall be put at the head of each group, and the names of the other candidates, with their places of residence, including the numbers of the Congressional District in which they reside, shall follow in numerical order. The surname of the candidates of each political party for the office of President and Vice President, with the party name at the right of the surname, shall be placed above the group of candidates for electors of such party. There shall be left at the right of the surnames of the candidates for President and Vice President so formed as to include both names and to the right of the name of each elector a sufficient clear square in which each voter may designate by a cross (X) his choice for electors. All candidates for office shall, as far as possible, be placed in one column, but when the names to be printed upon the ticket are over thirty-six, then another column shall be added in which names shall be printed, and when two or more columns are used the same number of names shall, as far as possible, be printed in each column, and the initial letter of the given or christian name of the several candidates in each column shall be printed directly beneath each other in a vertical line and the initial letter of the respective party designations of said several candidates shall be printed directly beneath each other in a vertical line. A Constitutional amendment, or any question to be submitted to the popular vote, shall be printed in a separate column, to follow immediately after the names of candidates.

Section 52—All said ballots in all elections in and throughout the State of Maryland, including all the counties thereof and Baltimore city, shall be printed in the same uniform type upon plain white printing paper of ordinary book weight, in black ink, and the names of all candidates and their several party designations shall be printed upon all ballots which may be used in any and all elections in every county of the State and in the city of Baltimore in the following type, to wit, in clear, plain, bold and legible Roman capitals, twelve point, generally known as Pica type, one-eighth of an inch high or in depth, and the printing of said names of said candidates, and of their said respective party designations, shall also be uniform in style and appearance throughout the ballot; and it shall be the duty of the Board of Supervisors of Elections for Baltimore city and of the Board of Supervisors of Elections for each county to cause all ballots to be used by the voters of said city and of the several counties, to be printed in manner and form as aforesaid. On the back and outside of all ballots shall be printed the words "Official Ballot For," followed by the designation of the polling-place for which it is prepared, the date of the election, and a fac-simile of the signature of the President of the Board of Supervisors of Elections, by whom the ballots has been prepared. Said ballot shall be printed on the same leaf, with a detachable stub or coupon one inche high and three inches wide, above the upper right hand corner of the ballot, and binding on the upper edge thereof, but separated therefrom by line running along the entire width of said coupon. Upon said coupon shall be printed the words "Voter's Name," with a line drawn thereunder for writing said name, and under the said line the words "Number of Voter," followed by a blank space for the insertion of number. Before distribution, said ballots shall be so folded in marked creases, that no part of the marks or printing thereon, excepting that upon the back and outside and that upon the detachable stub or coupon, shall be visible, and so that the folded ballots shall me of uniform width and length, and of proper width to be deposited in the ballot-boxes. All ballots when printed shall be folded as above provided, and fastened together in convenient numbers in packages, books or blocks, so that each ballot may be detached and removed separately. The said Boards of Supervisors of Elections, respectively, shall, four days at least prior to the day of any election in their respective counties and in said city, cause to be conspicuously and securely posted in one or more public places in each voting precinct of their respective counties, or of said city, accurate sample copies of the ballots to be used in such district or precinct at the then approaching election; such sample copies shall be printed on light cardboard or heavy sized paper of considerably magnified dimensions, and one of them at least shall be placed upon the exterior of each building in which the polls will be held, so that the same can be readily seen and examined by persons passing on the street or road.

Section 133—The Board of Police Commissioners in the City of Baltimore and the Clerks of the Circuit Courts in the counties to whom ballots have been returned under the provisions of this Article shall produce any such ballots in regard to which testimony may be proposed to be taken before a justice of the peace taking examinations in a contested election, and shall furnish said justice copies of the same only in the order first had and obtained from some one of the courts of Baltimore City or the Circuit Courts for the counties, or some one of the judges thereof, and then, in pursuance of the terms and conditions of said order and subject to its restrictions; and said Police Commissioners of Baltimore city, and said clerk, as the case may be, shall retain such ballots in possession and custody until such ballots shall be required by the order of the court having jurisdiction in the case, to be delivered to said court or by order of the Senate or House of Delegates, or by order of the First Branch or Second Branch of the City Council of Baltimore, in whichever the seat is contested.

Section 2—And be it further enacted, That this Act shall take effect from the date of its passage and all Public General Laws or Public Local Laws or parts thereof which are inconsistent with the provisions of this Act be and the same are hereby repealed.

Approved March 29, 1902.

JOHN WALTER SMITH,
Governor.

JOHN HUBNER,
President of the Senate.

NOBLE L. MITCHELL,
Speaker of the House of Delegates.

Office of the Chief Clerk House of Delegates:

I hereby certify that the aforegoing is a true copy of an Act of the General, Assembly of Maryland, passed at the January Session, 1902.

B. L. SMITH,
Chief Clerk of the House of Delegates.

RAILROAD OBSTRUCTION.

CHAPTER 150.

AN ACT to add a new Section to Article 27 of the Code of Public General Laws of Maryland, entitled "Crimes and Punishments," making the new Sub-title "Railroad Obstruction—Interfering with Signals," making it a Misdemeanor to interfere with the signals governing the movements of railroad trains and prescribing the penalty therefor, and to be known as Section 231 B.

Section 1—Be it enacted by the General Assembly of Maryland, That a new Section, to be known as Section 231 B, be and the same is hereby added to Article 27 of the Code of Public General Laws, title "Crimes and Punishments," sub-title "Obstructing Railroads—Interfering with Signals," said Section to follow Section 231 A of said Article, and to read as follows:

Section 231 B—Any person, other than the duly authorized employees of any railroad company, who shall interfere with the signals by which the movements of the trains of such railroad company are governed, by giving what is known as a train signal to start any train when at rest or to stop any train when in motion, such person so offending shall be deemed guilty of a misdemeanor, and upon conviction thereof be sentenced to the Maryland House of Correction or the county or city jail for not more than 6 months.

Approved April 8, 1902.

JOHN WALTER SMITH,
Governor.

JOHN HUBNER,
President of the Senate.

NOBLE L. MITCHELL,
Speaker of the House of Delegates.

Office of the Chief Clerk House of Delegates:

I hereby certify that the aforegoing is a true copy of an Act of the General Assembly of Maryland, passed at the January Session, 1902.

B. L. SMITH,
Chief Clerk of the House of Delegates.

ADULTERATION OF FOOD AND DRINK.

CHAPTER 606.

AN ACT to add an Additional Section to Article Forty-three of the Code of Public General Laws, title "Health," to be Numbered "Section 81 A," so as to provide for the Prevention of the Adulteration or Misrepresentation of Articles of Food and Drink and the Sale thereof when Adulterated or Unwholesome or Misrepresented.

Section 1—Be it enacted by the General Assembly of Maryland, That the following Section shall be added to Article Forty-three of the Code of Public General Laws, to read as follows:

Section 81 A—No person shall manufacture, sell or offer for sale, or order or permit any employe or other person to sell or offer for sale, either at wholesale or retail, any malt extract, beer, porter, ale or stout unless the same shall have been brewed and fermented as such; and any person or corporation, or officer or agent thereof, violating this provision, or any person or corporation, or officer or agent thereof, selling or offering for sale, or ordering or permitting any employe or other person to sell or offer for sale any beer (to which coloring matter or porterine has been added) representing the same to be malt extract or porter or other beverage, or any malt or spirituous liquor other than by its proper name, shall be deemed guilty of a misdemeanor and punished by imprisonment for not longer than one year or by a fine not exceeding five hundred dollars, or by both fined and imprisoned in the discretion of the Court having jurisdiction.

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

Approved April 8, 1902.

JOHN WALTER SMITH,
Governor.

JOHN HUBNER,
President of the Senate.

NOBLE L. MITCHELL,
Speaker of the House of Delegates.

Office of the Chief Clerk House of Delegates:

I hereby certify that the aforegoing is a true copy of an Act of the General Assembly of Maryland, passed at the January Session, 1902.

B. L. SMITH,
Chief Clerk of the House of Delegates.

EMPLOYMENT OF CHILDREN.

CHAPTER 506.

AN ACT to amend Article 27 of the Code of Public General Laws, relative to "Crimes and Punishments," by adding Two Additional Sections thereto, entitled Section 141 A and Section 141 B, under sub-title "Health—Employment of Children."

Section 1—Be it enacted by the General Assembly of Maryland, That the following Sections be and the same are hereby added to Article 27 of the Code of Public General Laws, relative to "Crimes and Punishments," under the sub-title "Health—Employment of Children," to read as follows:

141 A—No person shall employ a minor under sixteen years of age in handling intoxicating liquors, or in handling packages containing intoxicating liquors, in any brewery or bottling establishment where intoxicating liquors are prepared for sale or offered for sale.

141 B—Whoever violates the provisions of this Act shall be guilty of a misdemeanor, and on conviction thereof shall, in the discretion of the Court, be fined a sum not less than ten dollars nor more than one hundred dollars, or be imprisoned in jail for not less than five nor more thirty days, in default of payment of said fine.

Approved April 8, 1902.

JOHN WALTER SMITH,
Governor.

JOHN HUBNER,
President of the Senate.

NOBLE L. MITCHELL,
Speaker of the House of Delegates.

Office of the Chief Clerk House of Delegates:

I hereby certify that the aforegoing is a true copy of an Act of the General Assmbly of Maryland, passed at the January Session, 1902.

B. L. SMITH,
Chief Clerk of the House of Delegates.

MUSKRATS, RACCOONS, ETC.

CHAPTER 264.

AN ACT to repeal Chapter 371 of the Acts of the General Assembly of Maryland of 1900, entitled an Act to Add Two Additional Sections to Article 99 of the Code of Public General Laws of Maryland, entitled "Wild Fowl, Birds and Game," to be known as Sections Eighteen and Nineteen, and to Re-enact the same with Amendments.

Section 1—Be it enacted by the General Assembly of Maryland, That Chapter 371 of the Acts of the General Assembly of Maryland of 1900, entitled An Act to add two additional Sections to Article 99 of the Code of Public General Laws of Maryland, entitled "Wild Fowl, Birds and Game," to be known as Sections Eighteen and Nineteen, be and the same is hereby repealed, and said Sections Eighteen and Nineteen are hereby re-enacted so as to read as follows: That two additional sections to be known as Sections Eighteen and Nineteen be and the same are hereby added to Article 99 of the Code of Public General Laws of Maryland, entitled "Wild Fowl, Birds and Game," so as to read as follows:

Section 18—It shall be unlawful for any person to trap, catch or kill any otter, mink, raccoon or muskrat, within this State, or have the same in his possession if trapped, caught or killed within this State, between the first day of April and the first day of January in each year.

Section 19—Any person violating the preceding section shall on conviction pay a fine of not less than five dollars or more than twenty dollars for each and every otter, mink, raccoon or muskrat trapped, caught, killed or in his possession, contrary to the provisions of the preceding section; and in default of payment of fine or fines imposed hereunder, together with the costs, the offender shall be committed to jail for not less than ten or more than thirty days for each offense; one-half of all fines to go to the informer. The provisions of this Act shall not apply to Harford, Cecil, Charles, Anne Arundel, Carroll, St. Mary's, Baltimore and Garrett counties.

Approved April 8, 1902.

JOHN WALTER SMITH,
Governor.

JOHN HUBNER,
President of the Senate.

NOBLE L. MITCHELL,
Speaker of the House of Delegates.

Office of the Secretary of the Senate:

I hereby certify that the aforegoing is a true copy of an Act of the General Assembly of Maryland, passed at the January session, 1902.

ALFRED RITTER,
Secretary of the Senate.

CLAIMANT OF PROPERTY.

CHAPTER 324.

AN ACT to repeal and re-enact with Amendments Article 9, Section 46, of the Code of Public General Laws, title "Attachments," sub-title "Claimant of Property," as re-enacted by the Act of 1900, Chapter 697.

Section 1—Be it enacted by the General Assembly of Maryland, That Section 46 of Article 9 of the Code of Public General Laws, title "Attachments," sub-title "Claimant of Property," as re-enacted by the Act of 1900, Chapter 697, be and the same is hereby repealed and re-enacted so as to read as follows:

46—The property attached shall be discharged from the levy and surrendered to such claimant upon the filing of a bond by or on behalf of such claimant in a penalty equal to double the value of the property as ascertained by an appraisement thereof to be made by the Sheriff at the time of the levy, to be approved of by the clerk and conditioned for satisfying all costs and such damages not exceeding the real value of the property attached as the plaintff shall recover in case said claimant shall fail to establish his claim.

Approved April 8, 1902.

JOHN WALTER SMITH,
Governor.

JOHN HUBNER,
President of the Senate.

NOBLE L. MITCHELL,
Speaker of the House of Delegates.

Office of the Secretary of the Senate:

I hereby certify that the aforegoing is a true copy of an Act of the General Assembly of Maryland, passed at the January session, 1902.

ALFRED RITTER,
Secretary of the Senate.

RECEIVING STOLEN GOODS.

CHAPTER 18.

AN ACT to repeal Section Two Hundred and Thirty-four of Article Twenty-seven of the Code of Public General Laws, title "Crimes and Punishments," sub-title "Receiving Stolen Goods, Money or Securities," as Amended by Chapter Five Hundred and Forty-six of the Acts of the Assembly of Eighteen Hundred and Ninety-two, and to re-enact the same with Amendments.

Section 1—Be it enacted by the General Assembly of Maryland, That Section two hundred and thirty-four of Article Twenty-seven of the Code of Public General Laws, title "Crimes and Punishments," sub-title "Receiving Stolen Goods, Money or Securities," as amended by Chapter Five Hundred and Forty-six of the Acts of Assembly

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