

previously had concerning method of appointing school commissioners. *Hooper v. New*, 85 Md. 581; *Baltimore v. Weatherby*, 52 Md. 451.

This section has no application to such schools as St. Mary's Industrial School for Boys, Maryland Institute for Promotion of Mechanic Arts, etc., though Governor and mayor appoint directors or trustees. *St. Mary's Industrial School v. Brown*, 45 Md. 333.

For a case apparently now inapplicable to this section by reason of changes in the law, see *School Commissioners v. State Board*, 26 Md. 505.

For cases involving act of 1865, ch. 160, see *School Commissioners v. State Board*, 26 Md. 506; *Shriver v. Hering*, 97 Md. 22; *Hooper v. New*, 85 Md. 576.

For cases involving act of 1825, ch. 162, see *School Commissioners v. State Board*, 26 Md. 513; *Hammond v. Haines*, 25 Md. 559; *Burgess v. Pue*, 2 Gill, 17; *Burgess v. Pue*, 2 Gill, 286.

An. Code, sec. 122. 1904, sec. 117. 1888, sec. 89. 1872, ch. 377.

189. The board of commissioners of public schools of Baltimore city, or by whatever name the body may be known that has supervisory power and control over the public schools of Baltimore city, shall have power to examine, appoint and remove teachers, prescribe the qualifications, fix the salaries subject to the approval of the mayor and city council, and select text books for schools of said city; provided, such text books shall contain nothing of a sectarian or partisan character. The board of commissioners of public schools of said city shall annually make a report to the state board of education of the condition of the schools under their charge, to include a statement of expenditures, the number of children taught, and such other statistical information as may be necessary to exhibit the operation of the schools.

See notes to sec. 188.

An. Code, sec. 123. 1904, sec. 118. 1888, sec. 90. 1872, ch. 377.

190. The mayor and city council of Baltimore shall have power and authority to make all ordinances for the protection of the school houses and property, and to punish any person who may disturb the sessions of said public schools.

An. Code, sec. 124. 1904, sec. 119. 1888, sec. 91. 1872, ch. 377.

191. The said mayor and city council are hereby authorized and empowered to levy and collect upon the assessable property in said city, as other taxes are levied and collected, such amount of taxes as may be necessary to defray all the expenses incurred for educational purposes by said mayor and city council.

Chapter 17. High Schools.

An. Code, sec. 125. 1910, ch. 386, sec. 120 (p. 228). 1916, ch. 506, sec. 125.

192. The county board of education of any county shall have authority to establish high schools, subject to the approval of the state superintendent of schools, in their respective counties, when, in their judgment, it is advisable to do so. All high schools so established and those now in operation shall be under the direct control of the several county boards of education, subject to the provisions of this article; provided that when instruction below that of the high school grades is given in the same build-