

policeman, detective, clerk or turnkey; and the said Police Commissioner shall in all cases before making such retirement procure and file away among his records a certificate signed by a majority of the police physicians of Baltimore City that the person proposed to be retired has been thoroughly examined by him, and that he is incapable of performing active duty; and it shall be the duty of such officer of police, policeman, detective, clerk or turnkey so retired to perform such police duties and at such times as the said Police Commissioner shall deem proper, said terms of service not to exceed seven days during any year, and for such services no extra compensation shall be allowed by said Commissioner; and the said Commissioner shall have the power in his discretion to suspend payment to any such officer of police, policeman, detective, clerk or turnkey for a term not to exceed three months for the first offense; for the second offense, for a term not to exceed six months, and for the third offense, any officer of police, policeman, detective, clerk or turnkey shall be subject to dismissal upon proof given that the said officer of police, policeman, detective, clerk or turnkey is or has been, in the judgment of the said Commissioner, living an improper or immoral life. Provided, however, that the provisions of this section with reference to the retirement of officers of police, policeman, detectives, clerks and turnkeys after service of not less than twenty years shall not apply to officers of police, policemen, detectives, clerks and turnkeys now on the force or in the employ of the Police Department, but only to such as may hereafter be appointed, and that all officers of police, policemen, detectives, clerks and turnkeys now on the force or in the employ of the Police Department may be retired after faithful service for sixteen years in the same manner as before the passage of this Act.

Construing this section in connection with section 756, P. L. L. (1888), Art. 4, it would appear that this section should follow section 776, *post*, such being the arrangement in Art. 4, aforesaid.

This section is apparently no longer in effect—*see* Police Pension cases, 131 Md. 317 (at p. 319). *See also* section 777.

1912, ch. 189.

756A. The Police Commissioner of the City of Baltimore is empowered whenever in his judgment the efficiency of the service may require it, to retire any officer of police, policeman, detective, clerk or turnkey appointed by him who may be ineligible in the way of length of service to retirement on pay for life under the requirements of Section 756 of this sub-division of this Article, but who has served faithfully and become permanently incapacitated for active duty and to pay such officer of police, policeman, detective, clerk or turnkey retired as in this section provided, out of the fund in his hands known and accounted for as the Special Fund, a sum of money not to exceed one year's salary allowed to him by law at the time of his said retirement, provided the said Commissioner shall in all cases before making such retirement procure and file among his records a certificate of a majority of the police physicians of Baltimore City that the person proposed to be retired has been thor-