

provided for in this section and in Sections 6 and 8 of this Article may be made by the Superintendent of any institution for the care of the insane in which such person may be confined pending trial, instead of by the said Department of Mental Hygiene, and such Superintendent shall within three weeks of the time when such person shall have been admitted to such institution make his report in writing to the court or justice of the peace before whom such charge shall then be pending at the time of such report, and such further proceedings shall then be had as if such report had been made by the said Department of Mental Hygiene.

Nothing in this section shall apply to the duties of the Department of Welfare of the City of Baltimore.

16. Whenever the Department is ordered by a court to inquire into the sanity of any person, under Sections 6 and 8 of this Article, the court shall allow a reasonable fee for services to each examining physician, including the Commissioner, who has helped to make such examination; and, in addition, shall allow a sum of money sufficient to pay the necessary expenses of the Department in making the examination, the sum or sums so allowed to be taxed as part of the costs of the case and to be paid to the Department by the county or city, as the case may be.

If the Department is ordered by the court at the instance of the accused person under Section 6, the court may, in its discretion, require such accused person, or his representative, to furnish a bond conditioned to reimburse the county or city, as the case may be, for the fees and expenses paid to the Department. If the Department is ordered to make such examination under the provisions of either Section 6 or 8, and the accused person is found to be insane, then the estate of such insane person shall be liable to the county or city, as the case may be, for the amount of fees and expenses paid to the Department. Any fees paid to the Department of Mental Hygiene under this section shall be accounted for and paid into the State Treasury.

19. The Department of Mental Hygiene is hereby vested with full and plenary powers and charged with the duties and functions of supervision of all matters relating to the custody, cure and treatment of the insane; said Department shall secure to the insane just and humane care and careful and adequate treatment of their malady, or maladies, and shall do and effectuate whatever may be feasible for the amelioration and improvement of their condition, and said Department shall furthermore secure to the insane in this State all their rights and privileges as involuntary wards of