

File No. 11777 Continued.

OPINION.

LAW DEPARTMENT.

Baltimore, August 26, 1910.

Joseph L. Wickes, Esq.,
Commissioner of Street Cleaning,
City.

Dear Sir:-

9418 I beg to reply to your favor of the 26th inst., inquiring whether under the Primary Election Law of 1910, you are required to allow the employees of your Department time in which to cast their votes at the coming Primary Election.

By Article 33, section 89 of the Code of 1904 it is provided that at every election, every employer shall allow its or his employee or employees sufficient time, not exceeding four hours within which to vote; "provided that the said employer shall have the right to designate the time when his employee or employees shall exercise the right herein granted; the employee or employees to be allowed sufficient time, not exceeding four hours."

9419 By the Code of 1910, Chapter 741, section 160L it is provided as follows: "The provisions all and singular from section 87 to 115 of this Article, both inclusive, and the offences defined, and the penalty prescribed therefor in said sections, respectively, shall be fully applicable in all respects to the same persons, matters and omissions in connection with or pertaining to the primary election or any primary election held under this Article".

It would appear plain from the above provisions that you are required by law to allow your men sufficient time, not exceeding four hours in which to cast their votes at the next primary election.

Very truly yours,

(Signed) W.H.DeC. Wright,
Acting City Solicitor.

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