

am informed, has just passed the other branch, and is, therefore a law,) which allows of a bill enacted and repealed, or rejected, at the present session, to be re-enacted at the same, thus paralyzing the force of the parliamentary law alluded to; but the bill before the Senate was introduced, it will be remembered, before that of the enabling act, and therefore cannot be affected by said act. The enabling act can only take effect from the time of its passage, and hence to accomplish the desired purpose, under the operation of such act, a fresh bill must be introduced by the friends of the city bill. Such proceeding, under the enabling act, will be perfectly in order at this stage.

In giving the decision, just made, I differ most reluctantly with Senators who have discussed this question, and for whose opinions I have great respect; but the views I entertain of the principles of law in the case, leave me no alternative.

The Chair therefore is of opinion that it is not competent for the bill, now before the Senate, to be considered a second time during this session, after it has been once enacted and repealed at the same session.

Mr. Kimmel asked permission to introduce a leave;
Determined in the negative by yeas and nays as follow:
Two-thirds not voting.

AFFIRMATIVE.

Messrs. Bowie,
Broadwater,
Compton,
Earle,
Henkle,
Jump,
Kimmel,

Mackall,
Stephenson,
Stirling,
Vickers,
Waters,
Young—13.

NEGATIVE.

Messrs. Billingslea,
Davis, of Caroline,
Davis, of Washington,
Frazier,
Holton,

Mules,
Philpot,
Spates,
Trail—9.

Mr. Henkle took an appeal from the decision of the Chair which he subsequently withdrew; but

Mr. Henkle, Mr. Stephenson and Mr. Earle stated they did not agree with the decision of the Chair on the point decided.

Mr. Kimmel asked leave to withdraw said bill from the files of the Senate;

Determined in the affirmative.

Mr. Earle, from the Committee on Finance, reported a bill