

1904, art. 33, sec. 86. 1896, ch. 202, sec. 81. 1914, ch. 474, sec. 86.

**88.** The Secretary of State shall record in his office, in a book kept by him for that purpose, each certified statement and determination which shall be delivered to him by the Board of State Canvassers, and every dissent or protest which shall have been delivered to him by a canvasser. He shall, without delay, transmit a copy under seal of his office, of such certified determination to each person thereby declared to be elected, and a like copy to the Governor, and he shall cause a copy of such certified statements and determinations to be published in one newspaper in the City of Annapolis and one in the City of Baltimore. In conformity with the statements and determinations made as aforesaid by the Board of State Canvassers, the Governor shall issue commissions to the different persons elected, as now provided by the Constitution and Laws of this State, and in addition the Secretary of State shall likewise without delay transmit a copy under seal of his office of such certified determination and statement as to the election of a United States Senator to represent the State of Maryland in the Senate of the United States to the Secretary and presiding officer respectively of the United States Senate, to inform that body of the result of the election for Senator; and such certificate shall be *prima facie* evidence of the right of the candidate certified as receiving the highest number of votes to be seated.

#### Offenses.

**96.**

An indictment being under section 191, an instruction is erroneous which directs the jury that this section which makes wilful neglect of duty the offense, is applicable. *Cochran v. State*, 119 Md. 555.

#### Miscellaneous Provisions.

1904, art. 33, sec. 123. 1896, ch. 202, sec. 114B. 1914, ch. 17.

**125.** The Board of Supervisors of Election of *Anne Arundel County* shall annually on the first day of June in each year appoint some practicing member of the bar of Anne Arundel County to act as general counsel for said board and for the officers of registration and Judges of Election, appointed by them, in all matters and proceedings pertaining to their duties and to appear for and defend said Board of Supervisors, officers of registration and judges of election at the hearing of all petitions and suits which may be filed or brought for or against them under the provisions of Article 33 of the Code of Public General Laws of Maryland, title "Elections," or involving their rights and duties thereunder. For his services as such general counsel he shall receive an annual salary of four hundred dollars, to be paid in equal quarterly installments by the County Commissioners of Anne Arundel County, and he shall not receive any other compensation, emolument, pay, fee, appearance fee or recompense of any kind whatsoever.

And no attorney's fee shall be taxed as a part of the costs in any such cases. He may be removed and other counsel may be appointed