

The commission shall have the power, subject to the approval in writing, by the Governor, in each and every instance, to employ such officers, clerks, stenographers, typewriters, inspectors, experts and employees as it may deem necessary to carry out the provisions of this sub-title or to perform the duties and exercise the powers conferred by law upon the commission; no person, however, shall be appointed or employed by the commission in any position whatsoever, unless the commission shall certify to the Governor that it deems such appointment or employment, and the compensation or annual salary which it proposed shall be paid in each instance, actually necessary for carrying out the purposes and requirements of this sub-title, and unless the Governor shall thereupon approve in writing such appointment or employment, and such compensation or annual salary or salaries. If in any case the commission cannot ascertain in advance the value of any service to be rendered to it or the proper compensation to be paid therefor, it shall certify such fact to the Governor, who may authorize the employment or acquisition of the service in question, leaving the value or compensation thereof to be ascertained by subsequent agreement or adjustment.

Each commissioner and each person appointed to office or employment by the Governor or by the commission, with the approval of the Governor, shall before entering upon the duties of his office or employment, take and subscribe to the constitutional oath of office. No person shall be eligible for appointment or shall hold the office of commissioner, or be appointed by the commission to or hold any office or position under the commission, who holds any official relation to any common carrier, railroad corporation, street railroad corporation, gas corporation, electrical corporation, telephone corporation, telegraph corporation, water company, heat and refrigerating company, transportation of property or freight company, or other public service corporation subject to any of the provisions of this sub-title, or who owns stock or bonds therein or who has any pecuniary interest therein.

This section referred to in holding that legislative practice reveals tendency to limit, not extend, Governor's power of removal. Removal of postmasters. *Myers v. U. S.*, 272 U. S. 249, 71 L. Ed. 221 (dissenting opinion).

1927, ch. 196.

349A. The Commission shall have full power and authority to make joint investigations, hold joint hearings, and issue joint or concurrent orders in conjunction or concurrence with any official board or commission of any state or of the United States, whether in the holding of such investigations or hearings or in the making of such orders the Commission shall function under agreements or compacts between states, or under the concurrent power of states to regulate interstate commerce, or as an agency of the Federal Government, or otherwise.

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Commission has no jurisdiction to authorize sale by municipality of property dedicated to public use; powers conferred upon commission are of a regulatory nature and do not include either granting or withdrawal of franchises. *Worcester v. Hancock*, 151 Md. 678.