

SEC. 8. In case of any vacancy in the office of Governor during the recess of the Legislature, the President of the Senate shall discharge the duties of said office till a Governor is elected as herein provided for; and in case of the death or resignation of said President, or of his removal from the State, or of his refusal to serve, then the duties of said office shall, in like manner, and for the same interval, devolve upon the Speaker of the House of Delegates, and the Legislature may provide by law for the case of impeachment or inability of the Governor, and declare what person shall perform the executive duties during such impeachment or inability; and for any vacancy in said office not herein provided for, provision may be made by law, and if such vacancy should occur without such provision being made the Legislature shall be convened by the Secretary of State for the purpose of filling said vacancy.

In case of vacancy during recess of Legislature—President of the Senate to act as Governor—or if he does not act, then the Speaker of the House of Delegates to act.

Legislature to provide for impeachment and for cases of vacancy not provided for

SEC. 9. The Governor shall be commander-in-chief of the land and naval forces of the State, and may call out the militia to repel invasions, suppress insurrections, and enforce the execution of the laws; but shall not take the command in person without the consent of the Legislature.

Governor to be Commander-in-chief, but not to take the command in person

SEC. 10. He shall take care that the laws be faithfully executed.

His duties

SEC. 11. He shall nominate, and by and with the advice and consent of the Senate, appoint all civil and military officers of the State, whose appointment or election is not otherwise herein provided for, unless a different mode of appointment be prescribed by the law creating the office.

Appointment of Officers

SEC. 12. In case of any vacancy during the recess of the Senate in any office which the Governor has power to fill, he shall appoint some suitable person to said office, whose commission shall continue in force till the end of the next session of the Legislature, or till some other person is appointed to the same office, which ever shall first occur, and the nomination of the person thus appointed during the recess, or of some other person in his place, shall be made to the Senate, within thirty days after the next meeting of the Legislature.

Appointments during recess of Legislature

2 Md 341

14 Md 215

1862, ch 68

SEC. 13. No person after being rejected by the Senate, shall be again nominated for the same office at the same session, unless at the request of the Senate; or be appointed to the same office during the recess of the Legislature.

Persons rejected not to be appointed