

House of Delegates. Every law shall be recorded in the office of the Court of Appeals, and in due time, be printed, published and certified under the Great Seal, to the several courts in the same manner as has been heretofore usual in this State, and

Whereas, Section 17 Article 2 of the Constitution of Maryland declares that "to guard against hasty or partial legislation and encroachments of the Legislative Department upon the co-ordinate Executive and Judicial Departments, every bill which shall have passed the House of Delegates and the Senate, shall before it becomes a law, be presented to the Governor of the State, if he approves he shall sign it, but if not, he shall return it with his objections to the house in which it originated, and

Whereas, Section 3, Article 5, of the Constitution of Maryland provides: "It shall be the duty of the Attorney General to prosecute and defend on the part of the State, all cases, which at the time of his appointment and qualification, and which thereafter may be depending in the Court of Appeals, or in the Supreme Court of the United States by or against the State, or whenever the State may be interested, and he shall give his opinion in writing whenever required by the General Assembly or either branch thereof, the Governor, the Comptroller, the Treasurer, or any State's Attorney or any legal matter, or subject depending before them or either of them," and

Whereas, The plan outlined in said order of March 24th, presents a grave legal question, is without precedent in this State, and, in the opinion of most eminent legal authorities, is an encroachment of the Legislative Department upon the co-ordinate Executive department of the State; therefore, be it

Resolved by the Senate of Maryland, That the Secretary of the Senate communicate with the Attorney General of the State and in compliance with section 3, Article 5, of the Constitution, respectfully request him to give his opinion in writing as to the legal rights of the Legislative and Executive departments of the State touching the matters and things contained in said order of March 24th, 1904.

Which was read.