

1 such a thing as a school fund derived from special
2 taxation or from endowments of various sorts, and our
3 investigation indicates that Maryland has none of any
4 consequence and that this Section 3 is referring to
5 some anachronism.

6 We recommended that it be eliminated for
7 that reason and not because we wanted to see the
8 appropriations for use of the schools violated and --

9 MR. BROOKS: Mr. Chairman, I believe Mr.
10 Perkins has said on prior occasions that under the
11 Maryland system there are no funds, educational or
12 otherwise, and this provision would not protect any
13 funds because there is only a general fund and, even
14 though amounts are appropriated to agencies, this act
15 of the legislature creates no funds in the State but
16 the current system and therefore --

17 MR. CASE: It may not create any fund, as
18 such, but I think you would have a pretty good shot
19 at a test case in saying that the legislature could not
20 pass a law to switch reversions from school appropria-
21 tions into other departments of State government, so