

16. The Inactive National Guard shall consist of such officers and enlisted men as are commissioned or enlisted therein or transferred thereto.

SEC. 2. *And be it further enacted*, That all Acts, or parts of Acts, inconsistent with this Act, be and the same are hereby repealed to the extent of such inconsistency.

SEC. 3. *And be it further enacted*, That this Act is hereby declared to be an emergency law and necessary for the immediate preservation of the public health and safety, and having been passed by a yea and nay vote, supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, the same shall take effect from the date of its passage.

Approved May 17, 1935.

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#### CHAPTER 584.

AN ACT to propose an amendment to Section 13 of Article 3 of the Constitution of the State of Maryland, title "Legislative Department," providing for the appointment of persons by the Governor to fill vacancies in the House of Delegates or in the Senate of the General Assembly of Maryland and providing for the submission of said amendment to the qualified voters of the State for adoption or rejection.

SECTION 1. *Be it enacted by the General Assembly of Maryland* (three-fifths of all the members of each of the two Houses concurring), That the following amendment is hereby proposed to Section 13 of Article 3 of the Constitution of the State of Maryland, title "Legislative Department," the same, if adopted by the legally qualified voters of the State as herein provided, to become Section 13 of Article 3 of the Constitution of the State of Maryland.

Section 13. In case of death, disqualification, resignation, refusal to act, expulsion, or removal from the county or city for which he shall have been elected, of any person who shall have been chosen as a Delegate or Senator, or in case of a tie between two or more such qualified persons, the Governor shall appoint a person to fill such vacancy from a person whose name shall be submitted to him