

to, and pay of clerks and other officers of the House of Delegates are now paid.

Vacancies—  
how filled.

SEC. 6. *And be it enacted*, That if any vacancy or vacancies occur by death, resignation or otherwise, in either of the delegations hereinbefore provided for, either before or after the qualification of said delegates, the sheriff of the county, or of the city of Baltimore, in whose delegation the vacancy or vacancies may occur, shall, upon the order of the Governor of this State, if the Convention shall not yet have assembled, or on the warrant of the President of said Convention, if said Convention shall have assembled, immediately issue public notice for holding a special election to be held at the usual places for holding elections in the county, or Baltimore city, as the case may be, in not less than five, nor more than ten days after said notice, for the purpose of supplying said vacancy or vacancies.

Penalty for  
neglect of duty.

SEC. 7. *And be it enacted*, That in the case of refusal or neglect of any of the judges of election, or of any clerk of the court, or sheriff of any county, or of Baltimore city, to make any of the returns, or perform any of the duties required of them respectively, by the provisions of this act, such judge, clerk or sheriff so refusing or neglecting, shall be liable to indictment for such offence, and upon conviction thereof, shall be sentenced to a fine of not less than five hundred dollars, and to imprisonment in the jail of the county or city where such offence may be committed, for a term of not less than six months.

Manner of pro-  
ceeding.

SEC. 8. *And be it enacted*, That the said Convention shall first report and pass upon a Constitution and Form of Government by articles and sections, and after the same shall be so reported and passed upon by articles and sections, then the said Constitution and Form of Government shall be passed upon by said Convention as a whole instrument, on which the vote shall be taken by yeas and nays, and no Constitution and Form of Government shall be considered as adopted by said Convention, nor shall any Constitution and Form of Government be submitted to the people for their adoption or rejection, which does not upon the vote being taken thereon as a whole instrument as aforesaid, receive the votes of a ma-

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