

(d) Authority and duties of State Treasurer.—The Treasurer of the State shall be ex-officio treasurer and custodian of the Contribution and Expense funds and shall administer such funds in accordance with the provisions of this sub-title, and at the direction of the State Agency shall pay all vouchers drawn upon them in accordance with the provisions of this section and with such regulations as the State Agency may prescribe pursuant thereto.

(e) Expense fund established; of what monies composed; payments from fund.—There is hereby established a special fund to be known as the Expense Fund. Such fund shall consist of and there shall be deposited in such fund all monies received from political subdivisions as their prorata share of expense under sec. 39 (d) (3); *and interest earned under Section 40 (a) and (b)*. From said fund, payments shall be made by the State Treasurer or by the deputy treasurer only upon vouchers signed by two persons designated by the board of trustees in such amounts and at such time or times as may be directed by the State Agency as may be incurred as an expense by the State Agency in the administration of this sub-title.

(f) Transfer of monies from Contribution Fund to Expense Fund.—At the time the amendment to sec. 40 to provide for a separate Expense Fund becomes effective the State Agency is authorized to transfer any expense monies then in the Contribution Fund to the Expense Fund.

SEC. 2. *And be it further enacted*, That this Act is hereby declared to be an emergency measure and necessary for the immediate preservation of the public health and safety, and having been passed by a ye and nay vote supported by three-fifths of 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 March 2, 1960.

CHAPTER 39

(House Bill 80)

AN ACT to repeal and re-enact, with amendments, Sections 417 and 418 of Article 27 of the Annotated Code of Maryland (1957 Edition), title "Crimes and Punishments", sub-title "Obscene and Other Objectionable Publications", sub-heading "Obscene Publications", relating to conviction of persons knowingly engaged in publication, sale and exhibition of obscene or licentious matter.

WHEREAS, The Supreme Court of the United States has held in *Smith vs. People of the State of California*, 4 L. Ed. 2d 205, that an ordinance making it unlawful for any person to have in his possession any obscene or indecent book in any place where books are

EXPLANATION: *Italics indicate new matter added to existing law.*

[Brackets] indicate matter stricken from existing law.

CAPITALS indicate amendments to bill.

~~Strike out~~ indicates matter stricken out of bill.