

It is also our belief that since the Constitution provides that the Governor shall receive for his services an annual salary of \$15,000, the Legislature could not increase the salary. House Bill 502 calls the payment to be made thereunder "a pension or salary". *State v. Appling*, 348 P. 2d 759 (Ore., 1960) holds that a provision in the Constitution that "members of the Legislative Assembly shall receive for their services a salary of \$600 per annum payable as provided by law" prevents the enactment of a statute increasing the salary.

Another persuasive consideration that the attempt to increase the salary of the Governor by legislative action would be unconstitutional is the fact that all previous increases in the salary of the Governor have been by constitutional amendment.

For the reasons set forth above we believe that House Bill 502 could not constitutionally apply to Governors already retired from the service of the State, to the present Governor or to future Governors of the State.

Sincerely,

(s) Thomas B. Finan,
Attorney General.

TBF/imb

House Bill No. 505—Trailers in Carroll County

AN ACT to add Section 45E to the Code of Public Local Laws of Carroll County (1930 Edition, being Article 7 of the Code of Public Local Laws of Maryland (1930 EDITION), title "Carroll County," subtitle "County Commissioners," to follow immediately after Section 45D thereof, having been added to Article 7 by Chapter 806, 1961 Laws of Maryland, providing for an annual permit fee for trailers in Carroll County, with certain exceptions therefrom, and relating generally to trailers in Carroll County.

May 2, 1963.

Honorable Marvin Mandel
Acting Speaker
House of Delegates
State House
Annapolis, Md.

Dear Mr. Mandel:

In compliance with Article 2, Section 17, of the Maryland Constitution, I am returning to you, along with my veto message House Bill No. 505. The same having been vetoed by me today.

This legislation is a local Carroll County Bill. The Bill pertains to the issuance of permits by the County Commissioners to the owners of trailers and relates generally to the use of trailers in Carroll County.

By letter dated April 4th, the office of the Attorney General advised me that this Bill fails to meet the requirements of Article 15 of the declaration of rights and, therefore, is unconstitutional. I have passed my veto on the unconstitutionality of this Bill.