So the House refused to strike out the said section.

On motion of Mr. Tuck,

The following amendment to said bill was read and assented to:

"Sec. 5. And be it enacted, That this act shall have no effect until each of the said banks shall have filed in the Treasury of the Western Shore, its assent to the same, in such form as the Treasurer shall direct."

Mr. Handy of Somerset, then moved to amend the said bill by adding thereto the following:

"And be it enacted, That if either of the said banks shall at any time fail or refuse to redeem any of their notes in specie on demand, the provisions of this act shall be null and void, and the said bank or banks so refusing to redeem their notes in specie as aforesaid, shall thereby forfeit and surrender their charter or charters to the State;"

Which was read.

On motion of Mr. Causin,

The said amendment was amended by striking out all from the word "void" to the end thereof.

Mr. Hammond then moved further to amend the said amendment by adding thereto the following:

"And that upon failure so to redeem as aforesaid, the Legislature shall have a right to repeal the charters of said banks;"

Which was read.

Mr. Causin rose to a point of order, whether the said amendment was now in order, the House having amended the amendment submitted by Mr. Handy of Somerset, by striking out that part of it which is substantially the same as the amendment submitted by Mr. Hammond.

The Speaker was of opinion, and so decided, that it was substantially the same, from which decision Mr. Hammond appealed.

On the question being put,

Shall the opinion of the chair stand as the judgement of the House?

On motion of Mr. Sutton,

The yeas and nays were required and appeared as follows:

AFFIRMATIVE.

Messrs. Causin	Janney	Graves
Key	Clemments	Gallagher
Sutton	Dunbracco	Spence
Edes	McKeehan	Dade
Crain	Crampton	Kilgour
Brawner	Yellott	Buskirk
Freeman	Hopkins	Pickell
Langford	Thawley	Neff
Rider	Nicols	Shaw
Phelps	Springer	Powder—31.
Lackland		