

Negative

Delegates—

Mr. Speaker, Briscoe, Fowler, Boyer, Joiner, Bertier, Duvall, Fallon, Helms, Larrimore, McNulty, Weidemeyer, Benner, Dowell, Linton, Perrin, MacDaniel, Maguire, McCurdy, Medairy, Peters, Price, Rush, Spurrier, Staten, Stone, Harrison, Latham, Butler, Long (Chas.), Quinn, Bennett, Merryweather, Spicer, Burkheimer, Connellee, Harris, Conroy, Dentz, Emanuel, Hart, Marshall, McDonough, Meloy, Roberson, Hickman (C. M.), Risley, Hickman (R.), Pilchard, Byron, Collins, Houck, Remsberg, Virts, Blair, Hardwicke, Hess, Scarff, Blades, Wise, Bullock, Dembowski, Kosakowski, Mrozinski, Silk, Walters, Antonelli, Behounek, Lapidus, Ray, Acker, Kircher, Krug, Mooney, O'Malley, Palmisano, Abramson (J.), Abramson (M.), Alpert, Epstein, Young, Resnick, Siegel, Stark, Baumann, Corrigan, McGuirk, Murphy, Wheatley, Dillon, Grumbacher, Hoffman, Huyett, Spence, Tingle, Anderson, Blondes, Bresler, Cook (E. P.), Doing, Gore, McAuliffe, McInerney, Miller, Moore, Beall, Cook (N. S.), Evans, Reed, See, Williams, Dulany, Hale, Hanna, Warfield, Long (J. J.), Lowe (H. W.), White, Bray, Glotfelty, Groves. Total—121

The Speaker announced the veto was sustained.

House Bill No. 781—Crabs in Somerset and Worcester Counties

AN ACT to add new Section 321 to Article 66C of the Annotated Code of Maryland (1964 Supplement), title "Natural Resources," subtitle "Fish and Fisheries," subheading "Part 3. Crabs, Lobster and Terrapins," to follow immediately after Section 320 thereof, to prohibit any person other than residents of Somerset and Worcester Counties respectively from taking crabs from the waters of their respective counties by means of crab pots.

May 4, 1965.

EXECUTIVE OFFICE

Honorable Marvin Mandel
Speaker of the House of Delegates
State House
Annapolis, Maryland

Dear Mr. Speaker:

In accordance with Article II, Section 17 of the Maryland Constitution, I am returning herewith House Bill 781, together with my veto message.

The bill provides "It is unlawful for any person other than a resident of Worcester County to take crabs from the waters of Worcester County by means of crab pots; and for any person other than a resident of Somerset County to take crabs from the waters of Somerset County by means of crab pots."

The Attorney General's office feels that this bill is unconstitutional because it permits Worcester or Somerset County residents to take crabs by means of crab pots from the waters of respective counties, but prohibits other Maryland residents from taking crabs from such waters by means of crab pots. The constitutional guarantee of equal protection of the laws renders invalid statutes which effect an unlawful discrimination in favor of the inhabitants of a political subdivision or county as against other residents of the State.