

Anne Arundel County is a charter county and under Article XI-A, Section 4 of the Constitution, no public local law shall be enacted by the General Assembly for a charter county on any subject covered by the grant of express powers to such county.

Article 25A, Section 5, enumerates the express powers granted to charter counties and among them is the power, "To enact local laws, for the protection and promotion of public safety, health, morals, and welfare, relating to zoning and planning" (5(x)).

In addition to the aforementioned constitutional restriction, Article 2B, Section 43 of the Code prohibits the issuance of a license or permit under 2B in violation of any zoning rule or regulation passed pursuant to the zoning Enabling Act (Article 66B), or Chapter 599 of the Laws of Maryland 1933.

In view of the foregoing reasons, we recommend that House Bill 802 be vetoed as unconstitutional.

Sincerely yours,

(s) FRANCIS B. BURCH,

*Attorney General.*

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**House Bill No. 807—Anne Arundel County—Tax Exemption**

AN ACT to repeal and re-enact, with amendments, Section 15 (d) of Article 81 of the Annotated Code of Maryland (1965 Replacement Volume and 1967 Supplement), title "Revenue and Taxes," sub-title "Method of Assessment," to provide for PROGRESSIVE exemption of stock in business from taxation in Anne Arundel County after December 31, 1968.

May 7, 1968.

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

Dear Mr. Speaker:

In accordance with Section 17 of Article II of the Maryland Constitution, I have vetoed today House Bill 807 and am returning it to you.

This bill would provide for the progressive exemption of stock in business from taxation in Anne Arundel County. I am informed by the Attorney General that the bill is lacking in form and legal sufficiency. For the reasons given in the attached copy of his opinion, which is to be considered a part of this message, I am compelled to veto the measure.

Sincerely,

(s) SPIRO T. AGNEW,

*Governor.*