

The Speaker put the question: Shall the bill pass notwithstanding the objections of the Executive?

Affirmative—None

Negative

Delegates—

Mr. Speaker, Briscoe, Fowler, Boyer, Athey, Thomason, Lipin, Burkhead, Connell, Helms, Allen, Fornos, Anderson, Benner, Compton, Nimmerrichter, Arata, Coolahan, Malone, Alpert, Jacobson, Rynd, Hopkins, Nice, Price, Hinkel, Jensen, Tyler, Hutchinson, Jones, Kardash, Schirano, Einschut, Evans, Rush, Arnick, D'Anna, Minnick, Dize, Matthews, Burkheimer, Mackie, Dorman, Menes, Mothershead, Banning, Goodman, Hull, King, Montfort, Santangelo, Weile, Aragona, Bagley, Donovan, Giordano, McDonough, Rummage, Hickman, C. M., Hickman, R. O., Virts, Houck, Remsberg, Greer, Hess, Osborne, Scarff, Hargreaves, Bonvegna, Bullock, Dypski, Krysiak, Silk, Walters, Adams, Antonelli, Cassidy, Chester, McCarty, Orlinsky, Holub, Sarbanes, Burns, Curran, Hergenroeder, Kent, Kircher, McQuade, Mooney, O'Brien, Abramson, Brailey, Dixon, Douglass, Epstein, Lee, Randolph, Abrams, Cardin, Friedman, Resnick, Sklar, Spector, Waxter, Avara, Baumann, Weisengoff, Freeberger, Murphy, Rutkowski, Wyatt, Donaldson, Grumbacher, Hoffman, Wright, Clarke, Cronin, Lady, McInerney, Scott, Whalen, Whitney, Becker, Bell, Blondes, Cook, Docter, Maurer, Zander, Aitken, Wiser, Evans, Reed, Sloan, Williams, Matthews, Yingling, Burgess, Warfield Laws, Long, Aiken.

Total—142

The Speaker announced the veto was sustained.

EXECUTIVE DEPARTMENT

Annapolis, Md., May 28, 1969.

Honorable Thomas Hunter Lowe
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 have today vetoed House Bill 820 and am returning it to you.

This Bill, as originally introduced, amended Section 122B(g) of Article 27 of the Annotated Code of Maryland to provide a greater penalty for second offenders convicted of any of the four offenses associated with the drug known as LSD and set forth in subsections (b), (c), (d) and (e) of Section 122B of Article 27. These separate offenses, as set out in the following four subsections, are: (b) unauthorized sale of the drug; (c) unauthorized possession of the drug; (d) unauthorized manufacture of the drug; and (e) administration of the drug to oneself.

As introduced, the Bill represented clear and fully desirable legislation. However, the Bill was amended in the course of the legislative process by adding a new sentence to subsection (c) which previously had related solely to the offense of possession. Under the amendment, subsection (c) would read:

“(c) It is unlawful for any person to have in his possession, unless for purposes of scientific research, the drug or compound known generally as LSD. Any person who has such unlawful possession for purposes of administering to himself or taking internally said drug or compound not under the direction of a licensed physician shall be punishable by the penalty provided for violations of subsection (e) of this section.”

However, subsection (e), relating to the offense of administering LSD to oneself was not changed. Moreover, the parts of subsection (g) providing