

**Senate Bill No. 481—Jury Instructions in Certain Condemnation Cases**

AN ACT to repeal and re-enact, with amendments, Section 2 (24) of Article 23A of the Annotated Code of Maryland (1966 Replacement Volume) (1970 SUPPLEMENT), title "Corporations—Municipal," subtitle "In General," to provide jury instructions in certain cases involving condemnation of water supply and sewerage systems.

May 28, 1971.

Honorable William S. James  
President of the Senate  
State House  
Annapolis, Maryland 21404

Dear Mr. President:

In accordance with Article II, Section 17, of the Maryland Constitution, I have today vetoed Senate Bill 481.

This bill provides for a certain type of jury instructions in cases involving the condemnation of water supply and sewerage systems.

The Attorney General has advised me that Senate Bill 481 and House Bill 772 are identical and are both constitutionally defective. For the reasons given in the attached copies of the Attorney General's opinion, which are to be considered a part of this message, I believe that Senate Bill 481 and House Bill 772 must be vetoed.

Sincerely,

/s/ MARVIN MANDEL,  
*Governor.*

Letter from State Law Department on Senate Bill No. 481

May 13, 1971.

The Honorable Marvin Mandel  
Governor of Maryland  
State House  
Annapolis, Maryland 21404

Re: Senate Bill No. 481

Dear Governor Mandel:

At your request we have reviewed Senate Bill 481 relating to jury instructions in certain cases involving condemnation of water supply and sewerage systems. Reference is made to our letter of May 12, 1971 commenting on House Bill 772. House Bill 772 is identical in all respects to Senate Bill 481.

In view of the above, it is unnecessary to comment on this bill. We assume that appropriate action will be taken with respect to both of these bills.

Very truly yours,

/s/ FRANCIS B. BURCH,  
*Attorney General.*