

Senate Bill No. 810—Lieutenant Governor's Duties

AN ACT to repeal and re-enact, with amendments, Sections 360 (b) and 360 (c) of Article 41 of the Annotated Code of Maryland (1965 Replacement Volume and 1970 Supplement), title "Governor—Executive and Administrative Departments," subtitle "31 Capital City Commission," adding the Lieutenant Governor to the membership of the Capital City Commission, and adding one new Gubernatorial appointee to the Capital City Commission, and generally relating thereto.

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 810.

This bill makes the Lieutenant Governor a member of the Capital City Commission.

In my opinion, Senate Bill 810 conflicts with Article II, Section 1A, of the Maryland Constitution, which provides that the Lieutenant Governor "shall have *only* the duties delegated to him by the Governor***." (Emphasis supplied). The legislation would in effect delegate duties to the Lieutenant Governor, *i.e.*, requiring him to serve as a member on the Capital City Commission and to perform all of the other duties that a member of that Commission must perform under the law. The purpose of the above-quoted language in the recently adopted constitutional amendment establishing the office of Lieutenant Governor, was to insure that duties would not be assigned to the Lieutenant Governor by statute. For this reason, I believe that Senate Bill 810 must be vetoed.

However, I am fully in accord with the intent of Senate Bill 810, that the Lieutenant Governor be a member of the Capital City Commission. At present there are vacancies among the appointed membership of the Commission. Consequently, I am today appointing the Lieutenant Governor to the Capital City Commission.

Sincerely,

/s/ MARVIN MANDEL,
Governor.

Senate Bill No. 813—Pay Plans and New Positions in State Employment

AN ACT to add new Section 27 (e) to Article 64A of the Annotated Code of Maryland (1970 Supplement), title "Merit System," to follow immediately after Section 27 (d) thereof; and to repeal and re-enact, with amendments, Section 16B of Article 78A of said Code (1969 Replacement Volume), title "Public Works," subtitle "Board of