

of the Attorney General's opinion, which is to be considered a part of this message, I believe that this measure must be vetoed.

Sincerely,

/s/ MARVIN MANDEL,  
Governor.

Letter from State Law Department on House Bill No. 291

May 7, 1971.

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

Dear Governor Mandel:

As requested, we have examined House Bill No. 291 for constitutionality and legal sufficiency. The title of House Bill No. 291 reads as follows:

“An Act to add new Section 25 (1) to Article 2B of the Annotated Code of Maryland (1968 Replacement Volume), Title ‘Alcoholic Beverages,’ Subtitle ‘Special and Temporary Licenses,’ to follow immediately after 25 (k); and to add new Section 45 (d-1) to the Article, Title ‘Alcoholic Beverages’ and Subtitle ‘General Provision on Issue of Licenses,’ to follow immediately after Section 45 (d) thereof, to create in Allegany County a special permit for a holder of a Class D beer license which allows the sale of beer, wine and liquor by the drink on the premises; to specify the restrictions on this special permit, and generally relating thereto.”

Apparently because of the many amendments that were made to the Bill, the title fails to reflect that Section 45 (d) was amended and the effect of these amendments. Although the effect of the amendments to Section 45 (d) was not substantial, nevertheless, the various changes in the language to the section and the fact that the section was amended should be described in the title. The title of the Bill also fails to describe the effect of the new Section 45 (d-1) which was added. It is our opinion, therefore, that this Bill has a defective title and is in violation of Article III, Section 29 of the Maryland Constitution which requires that “every law enacted by the General Assembly shall embrace but one subject, and that shall be described in its title. . . .” See *Whitman v. State*, 80 Md. 410.

We therefore recommend that House Bill No. 291 be vetoed as unconstitutional.

Very truly yours,

/s/ FRANCIS B. BURCH,  
Attorney General.

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**House Bill No. 423—Charles County Election Laws**

AN ACT to repeal and re-enact, with amendments, Section 2-11 (b) of Article 33 of the Annotated Code of Maryland (1971 Replace-