

higher learning in "educational programs related to the teaching profession . . .". However, the bill itself provides, in Section 41A (d), that 25% of the funds shall be used for grants to students enrolled or planning to enroll in "public service program areas". The substantive provisions of this bill make it clear that teaching and public service are separate and distinct programs. For example, Section 41A (e) refers to "teaching discipline *or* public service", and Section 41A (f) refers to service in any level of "public education *or* public service". (Emphasis supplied.)

Since the bill itself encompasses coverage of programs that is considerably broader than the coverage reflected in the title of the bill, it is our opinion that the title is defective and thereby renders House Bill No. 1157 unconstitutional.

In addition to this legal limitation, we should note the numerous defects in the substance of the bill itself.

1. The bill provides that the grants-in-aid shall be made to students "on the basis of financial need" [Section 41A (b)] and that the State Scholarship Board shall be responsible for "developing guidelines to determine the financial need of each recipient" [Section 41A (c)], but nowhere is it made clear which State agency is responsible for the overall administration of the program.

2. The bill abolishes the tuition-waiver program presently in force at the State colleges, but does not do so with respect to the University of Maryland and St. Mary's College. Indeed, this bill would permit students at these two institutions to receive both the tuition waiver and the grant-in-aid.

3. The Attorney General is to review cases where the recipient fails to repay the grant after graduation [Section 41A (f)]. It is not clear if the Attorney General is required to sue the recipient for repayment or is to have discretion to waive the repayment requirement.

Consequently, the bill presents numerous ambiguities which would render implementation of the program cumbersome, if not impossible.

Sincerely,

/s/ FRANCIS B. BURCH,
Attorney General.

House Bill No. 1272—Carnivals, Bazaars and Raffles

AN ACT to repeal and re-enact, with amendments, Section 255 of Article 27 of the Annotated Code of Maryland (1971 Replacement Volume), title and subtitle "Crimes and Punishments," revising the law relating to the conduct of certain carnivals, bazaars, OR raffles, ~~amusement facilities or amusement establishments~~ conducted by certain non-profit or charitable organizations ~~to permit the acquisition of managerial and other personnel~~ to delineate the times and places where carnivals, bazaars, OR raffles, INCLUDING THOSE LOCATED IN amusement facilities or amusement establishments may be utilized by such non-profit and charitable organizations AND WHICH ESTABLISHMENTS MAY BE AT ANY LOCATION