

insure or make loans to owners of buildings "used or occupied for commercial purposes." However, Section 3(b) of the Bill states that the proceeds shall be used to make loans to owners of buildings "used or occupied for residential purposes." The title of the latter bill states that it concerns "Baltimore City—Home Rehabilitation Bond Issue" and that the proceeds of the bond issue are to be used to guarantee, insure or make loans to owners of buildings "used or occupied for residential purposes." However, Section 3(b) of the Bill states that the proceeds shall be used to guarantee, insure or make loans to owners of buildings "used or occupied for commercial purposes."

The conflict between the title and the substantive provisions of each bill result from the fact that the first page of House Bill 560 was attached to the last two pages of House Bill 561 and the first page of House Bill 561 was attached to the last two pages of House Bill 560. We are advised that the bills passed the legislature in this form. Because of the conflicts between the titles and the substantive provisions of the bills, I am of the opinion that the Bills are each unconstitutional. See Article III, Section 29, Maryland Constitution.

In conclusion, it should be noted that there may be some uncertainty as to the form of the bills as they passed the legislature. Whatever the event, House Bill 560 is identical to Senate Bill 286 which has been signed by you and is now Chapter 129 of the Acts of 1974, and House Bill 561 is identical to Senate Bill 301 which has been signed by you and is now Chapter 131 of the Acts of 1974. Because of questions concerning the collation of these Senate Bills, we have ascertained by personal inspection of the Bills as acted upon by the legislature and as signed by you that the Senate Bills are constitutional and in proper legal form.

Very truly yours,
/s/ Francis B. Burch
Attorney General

House Bill No. 563 - Baltimore City Sewer
and Drain Bonds

AN ACT concerning

Baltimore City - Sewer and Drain Bond Issue

FOR the purpose of authorizing the Mayor and City Council