

Section 3-413
Annotated Code of Maryland
(1974 Volume and 1975 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That new Section 3-413 be and it is hereby added to Article - Courts and Judicial Proceedings, of the Annotated Code of Maryland (1974 Volume and 1975 Supplement) to read as follows:

Article - Courts and Judicial Proceedings

3-413.

THE PROVISIONS OF THIS SUBTITLE, EXCEPT THE PROVISIONS OF §§ 3-403(A), 3-406, AND 3-411, ARE SEVERABLE. THE FINDING BY A COURT THAT A SEVERABLE PROVISION OF THIS SUBTITLE IS INVALID DOES NOT AFFECT THE VALIDITY OR OPERATION OF THE OTHER PROVISIONS OF THIS SUBTITLE, UNLESS THE COURT FINDS THAT THE LONE REMAINING VALID PROVISIONS ARE INCOMPLETE AND INCAPABLE OF BEING EXECUTED IN ACCORDANCE WITH THE LEGISLATIVE INTENT.

REVISOR'S NOTE: Ch. 691, Acts of 1974, erroneously repealed former CJ § 3-413 in reliance on Article 1, § 23 of the Code. The latter establishes a general severability clause for all statutes enacted after July 1, 1973, but not, however, if the statute "specifically provides that its provisions are not severable."

CJ § 3-413, as well as its source law (former Article 31A, § 14), specifically provided that certain of the provisions of the Declaratory Judgments Act are not intended to be severable. Consequently, § 3-413 should not have been repealed; by this Act it is readopted as originally drafted, with but minor stylistic changes made for clarity.

SECTION 2. AND BE IT FURTHER ENACTED, That the Revisor's Note contained in this Act is not law and may not be considered to have been enacted as a part of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1976.

Approved May 4, 1976.