ceedings to be generally complained of and opposed by the people, and in this spirit they come to prepare the Article allowing compensation to the members. 14th Sec. of the 3d Article. While under consideration, it was proposed to add to the Section these words, "and no mileage or perquisites shall in any case be allowed." When an opinion was expressed that the Section as reported embraced that proposition. But to remove all doubt as to exclusion of this claim for mileage, the words "a *larger* compensation" were stricken out, and the words "any other or larger sum" were substituted, and this mode of excluding the claim for mileage was satisfactory. Pages 774 to 777 of debates of Con. Con. of 1864.

From these views I am of opinion that the Constitution does not authorize the General Assembly to appropriate any money for the payment of mileage to the members, nor any other or larger sum as their per diem, than four hundred dollars.

The third inquiry you submit will now be considered.

The 18th Section of the 3d Article declares, "that each House shall appoint its own Officers" without making any provision for their compensation.

So the 9th Section of the 8th Article declares, "that the General Assembly may provide by law for the election or appointment of such other officers as may be required, and are not herein provided for, and prescribe their tenure of office, power and duties," also, without making provision for their compensation. As these Sections would be inoperative unless power was given to the General Assembly to make provision for compensating these various officers, I am of opinion that the power to do so in the General Assembly would be implied from the necessity of the case.

But the 55th Section of the 33d Article, makes the proper provision by declaring that, "the General Assembly shall have power to pass all such laws as may be necessary and proper for the carrying into execution the powers vested by the Constitution in any department, or office of the Government, and the duties imposed upon them thereby."