

of law, shall be fined a sum not less than five hundred dollars; and be imprisoned for at least six months, and shall thenceforth cease to hold the office or appointment of which he may be then the incumbent.

Which was read.

#### THE EXECUTIVE DEPARTMENT.

Mr. GRASON announced his readiness to proceed with the report of the committee on the Executive Department of the Government.

Some conversation followed as to the order of proceeding; after which

The SECRETARY proceeded to read the report of Mr. GRASON, Chairman of the Committee on the Executive Department, and which was as follows:

*Section 1.* The Executive power of the State shall be vested in a Governor, whose term of office shall commence on the first Monday of January next ensuing his election, and continue for three years, or until his successor shall have qualified by taking the oath herein prescribed.

*Sec. 2.* The persons qualified to vote for delegates to the General Assembly, shall meet on the first Wednesday of October, in the year eighteen hundred and fifty-three, and on the same day and month in every third year thereafter, at the places where they are entitled to vote for delegates, and elect a Governor; the election to be held in the same manner as the election of delegates, and the returns thereof, under seal, to be addressed to the Speaker of the House of Delegates, and enclosed and transmitted to the Secretary of State, by whom or by the Executive, they shall be delivered to the said Speaker at the commencement of the session of the Legislature next ensuing said election.

*Sec. 3.* And the Speaker of the House of Delegates shall then open the said returns in the presence of both houses, and the person having the highest number of votes, and being constitutionally eligible, shall be the Governor, and shall qualify in the manner herein prescribed, on the first Monday of January next ensuing his election, or as soon thereafter as may be practicable.

*Sec. 4.* And if two or more persons should have the highest and an equal number of votes, then one of them shall be chosen as Governor by the joint ballot of the Senate and House of Delegates; and all questions in relation to the legality and number of votes given in the election of Governor, and in relation to the returns of said election, shall be determined by the House of Delegates.

*Sec. 5.* The State shall be divided into three districts; the eight counties of the Eastern Shore to be the first; Baltimore, Harford, Carroll, Frederick, Washington and Allegany counties, the second; and St. Mary's, Charles, Calvert, Prince George's, Anne Arundel and Montgomery counties, and the city of Baltimore, the third; and the Governor elected from the second district in October last, shall continue in office during the term for which he was elected; his successor shall be chosen from the third district, and

then a Governor shall be taken from each district in regular succession.

*Sec. 6.* A person to be eligible to the office of Governor, must have attained the age of thirty years, and been for ten years a citizen of the United States, and must have been for seven years next preceding his election a resident of the State, and for two years a resident of the district from which he was elected.

*Sec. 7.* In case of death or resignation of the Governor, or of his removal from the State, the General Assembly if in session, or if not, at their next session, shall by joint ballot elect some other qualified resident of the same district, to be the Governor for the residue of the term for which said Governor had been elected.

*Sec. 8.* And in case of any vacancy in the office of Governor during the recess of the Legislature, the President of the Senate shall discharge the duties of said office till a Governor is elected by the two Houses; and in case of the death or resignation of said President, or of his removal from the State, or of his refusal to serve, then the duties of said office shall, in like manner, and for the same interval, devolve upon the Speaker of the House of Delegates, and the Legislature may provide by law for the case of impeachment or inability of the Governor, and declare what person shall perform the executive duties during such impeachment or inability; and for any vacancy in said office, not herein provided for, provision may be made by law, and if such vacancy should occur without such provision being made, the Legislature shall be convened by the Secretary of State for the purpose of filling said vacancy.

*Sec. 9.* The Governor before entering upon the duties of his office, shall take the following oath:

*Sec. 10.* The Governor shall be commander-in-chief of the land and naval forces of the State, and may call out the militia to repel invasions, suppress insurrections, and enforce the execution of the laws; but shall not take the command in person without the consent of the Legislature.

*Sec. 11.* He shall take care that the laws be faithfully executed.

*Sec. 12.* He shall nominate, and by and with the advice and consent of the Senate, appoint all civil and military officers of the State whose appointment or election is not otherwise herein provided for.

*Sec. 13.* And in case of any vacancy during the recess of the Senate in any office which the Governor has power to fill, he shall appoint some suitable person to fill said office, whose commission shall continue in force till the end of the next session of the Legislature, or until some other person is appointed to the same office; and the nomination of the person thus appointed during the recess, or of some other person in his place shall be made to the Senate within thirty days after the next meeting of the Legislature.

*Sec. 14.* And no person, after being rejected by the Senate, shall be again nominated for the same office at the same session, unless at the request of the Senate; nor shall he be appointed to