

Mr. RIMSBY. I move to further amend the last clause of section six, by adding the following: "And in such case the compensation shall be at the rate of five dollars per diem."

The clause, if amended, will then read:

"And when the General Assembly shall be convened by proclamation of the Governor, the session shall not continue longer than thirty days, and in such case the compensation shall be at the rate of five dollars per diem."

The question being taken on the amendment, it was adopted.

No further amendment was offered to the sixth section.

Mr. SCHLEY. I propose to depart from the regular order somewhat, but it is so relevant to the action we have just taken in this sixth section, that I ask the consent of the Convention to take up section twenty-eight for consideration. If that is done, I shall move to strike out the first paragraph of that section.

The motion to take up section twenty-eight was then agreed to.

Section twenty-eight was then read as follows:

"The senators and delegates shall receive a per diem of five dollars, and such mileage as may be allowed by law, and the presiding officer of each house shall be allowed in addition of one dollar per day. No book or other printed matter not appertaining to the business of the session, shall be purchased or subscribed for for the use of the members, or be distributed among them, at the public expense."

Mr. SCHLEY moved to strike out all of the section down to and including the words, "an addition of one dollar per day."

The motion was agreed to.

Mr. SONTBY. I now move that the remainder of the twenty-eighth section—relating to books and other printed matter—be added to section six as amended.

Mr. MILLER. I think, if my friend from Frederick (Mr. Schley) will examine, he will see that the subject matter of the twenty-eighth section is entirely irrelevant to anything contained in the sixth section.

Mr. SCHLEY. That may be true. I will withdraw my amendment.

Mr. HERR. I renew the amendment. I think it is relevant to the sixth section. Part of the compensation to members is sometimes in the shape of books which members vote to themselves. I therefore move to add that clause to the sixth section.

Mr. MILLER. The gentleman can effect his object much better by adding that clause to some section containing prohibitions upon the action of the Legislature.

The PRESIDENT. This can be allowed to stand as a separate section.

Mr. HERR. It will look rather awkward to have this stand as a section in this way.

"No book or other printed matter not appertaining to the business of the session, shall be purchased or subscribed for for the use of the members, or be distributed among them at the public expense."

I think that clause better be added to the sixth section.

The question being then taken upon the motion of Mr. HERR, it was not agreed to.

Mr. SONTBY. I move to amend section twenty-eight by inserting after the word "members" the words "of the General Assembly," so that it will read "No book, &c., shall be purchased or subscribed for for the use of the members of the General Assembly," &c.

The question being taken, the amendment was adopted.

Mr. CHAMBERS. I would suggest to the gentleman from Frederick (Mr. Schley) whether the broad expression used in this paragraph may not interfere with the annual appropriation for the library. I suppose it is not designed to arrest such appropriations. This is very easily capable of misconstruction, and I would suggest the propriety of adding some provision so that it may not affect the authority of the Legislature to make an annual appropriation for the library.

Mr. SCHLEY. This is precisely the same as section thirty of the article of the legislative department in the present constitution. That section has never been so construed that I am aware of.

Mr. CHAMBERS. I merely desired to avoid any misconstruction.

No further amendment was offered to section twenty-eight.

The Convention then resumed the consideration of the report at the point where the twenty-eighth section was taken up.

Section seven was then read as follows:

"No person shall be eligible as a senator or delegate who, at the time of his election, is not a citizen of the United States, and who has not resided at least three years next preceding the day of his election in this State, and the last year thereof in the county or city which he may be chosen to represent, if such county or city shall have been so long established, and if not, then in the county from which, in whole or in part, the same may have been formed; nor shall any person be eligible as a senator unless he shall have attained the age of twenty-five years, nor as a delegate unless he shall have attained the age of twenty-one years at the time of his election."

Mr. MILLER. As the section now stands it would seem to indicate that there might be power in the Legislature to establish a city as a geographical division of the State. We have but one city in this State, and I do not see the use of the words "or city" where they occur the second time in this section, therefore move to strike these words out.