

40 VOTES AND PROCEEDINGS, NOVEMBER, 1782.

The first clause ascertaining the naval force to be equipped, is also, in our opinion, unconstitutionally blended with those parts of the bill, which properly make it a money-bill. To raise money for the purpose of equipping armed vessels, and to ascertain what their number and force shall be, are things in themselves totally distinct. We might agree that it would be proper to raise a certain sum of money to defend the trade and coasts of our bay, and yet, possibly, we might differ about the extensiveness and force of the intended armament. If these distinct matters are cast into separate bills, we may then offer amendments; for instance, we could amend a bill ascertaining the number and force of the vessels to be equipped, and might, in a message, support our amendments with such reasons as might possibly gain your assent; but if the clause ascertaining the armed force remains connected with a money-bill, we are by the constitution precluded from making amendments, and from freely exercising our judgments, as to the quantum of the force proposed to be employed. To exercise our judgments freely and fully upon so material a point, and upon others, we are compelled to have recourse to our privilege and right of insisting on a separation of every clause, matter and thing, not immediately relating, and essentially requisite, to a money-bill. Believing that you would not designedly violate the constitution, in making tacks to a money-bill, to prevent a full and free discussion of objects so important, and being satisfied that there are several matters in the bill, which by no torture of criticism can be construed into the necessary appendages of a money bill, we presumed you were inclined to waive on this occasion your privilege, and permit us to offer such amendments as we might judge proper, in a public parliamentary way, a way more consistent with the independence of the senate, and the spirit of our constitution, than those private negotiations which have sometimes heretofore taken place, and most commonly to very little purpose.

We therefore insist on your separating the clauses we have pointed out from those parts of the bill imposing, assessing, levying and applying the monies to be raised by it, and we therefore have returned you the bill with a negative.

By order,

J. MACCUBBIN, clk.

Which was read and assented to.

William Hindman, Esq; brings in and delivers to the president the following message :

BY THE SENATE, JANUARY 10, 1783.

GENTLEMEN,

WE have dissented to your resolution by Messieurs M'Mechen and Fell, granting an allowance of twenty-one shillings per diem for each member of the general assembly, because we think it more than sufficient to defray their reasonable and necessary expences, and when we consider the length of our sessions, the great expence occasioned thereby, we are persuaded no member would wish to receive more than would pay his necessary expences. We are of opinion fifteen shillings per diem will be ample for that purpose, and should you send us a resolution giving that sum, it will have our assent.

By order,

J. MACCUBBIN, clk.

Which was read and assented to, and, with the resolution fixing the per diem allowance, the message brought in by Charles Carroll, of Carrollton, and the bill for the defence of the state, sent to the house of delegates by William Hindman, Esq;

The bill to ascertain the property of the citizens of this state carried off or destroyed by the enemy during the present war, was read the second time by especial order and will pass.

The bill to make valid a deed from Basil Burgess of Anne-Arundel county, to Daniel Bowley of Baltimore county, was read the second time by especial order and will pass.

The bill for removing original papers in the late prerogative-office to the several orphans courts, was read the second time and will not pass.

On motion, ORDERED, That the bill, entitled, An act relating to Robert Long of Baltimore county, be taken into consideration on to-morrow morning, and the parties be served with notices of this order.

The senate adjourns till to-morrow morning 9 o'clock.

S A T U R D A Y, January 11, 1783.

THE senate met. Present as on yesterday. The proceedings of yesterday were read.

The bill to ascertain the property of the citizens of this state carried off or destroyed by the enemy during the present war; the bill to make valid a deed from Basil Burgess of Anne-Arundel county, to Daniel Bowley of Baltimore county; and the bill for removing original papers in the late prerogative-office to the several orphans courts; were sent to the house of delegates by James M'Henry, Esq;

The resolution respecting a part of the estate of Lloyd Dulany, and the resolution taking money out of general Smallwood's hands to pay off the journal, were read, assented to, and sent to the house of delegates by John Henry, Esq;

The engrossed bills No. 17 and 18, were read and assented to.

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