

ARTICLE XVI.

THE REFERENDUM.

Sec. 1.

As this article does not apply to Public Local Laws affecting political subdivisions of State other than Baltimore City or a county, provision of act 1924, ch. 529 (creating Metropolitan District of Baltimore County), making it effective from date of its passage, not invalid under this article. This article qualifies art. 3, sec. 31, of Constitution; latter applicable. Declaration that act is emergency measure nugatory if act not within terms of this article. Whole Constitution considered in construing each part. Design of this section. *Dinneen v. Rider*, 152 Md. 354.

This article makes no provision for referendum to voters of any city other than Baltimore, or of any rural section less than a county. Act 1927, ch. 359, providing for construction of roadways, sewers, etc., in Chestertown not within this section, but governed by art. 3, sec. 31, of Constitution. If legislation does come within this article, whether an emergency in fact exists is for Legislature and not for courts. *Culp v. Commrs. of Chesterstown*, 154 Md. 622.

Act 1927, ch. 118, imposing additional license tax on motor fuels for building lateral roads is an "appropriation" act within this article; no new functions added. Such act and Budget Act. 1927, in *pari materia*. Secretary of State upheld in refusing to submit act to voters. History of road legislation. *Winebrenner v. Salmon*, 155 Md. 565.

Sec. 2.

See notes to sec. 1.

Cited to show effective date of ch. 342, 1931. *Ireland v. Shipley*, 165 Md. 103. Allowance to sheriff for keeping prisoners not salary within meaning of this section. *Bowman v. Harford Co.*, 166 Md. 296.

Ch. 281, acts of 1933, held to have been properly enacted as emergency law. *Bevard v. Baughman*, 167 Md. 71.

Cited but not construed in *Calvert County v. Monnett*, 164 Md. 101.

See notes to sec. 3.

Sec. 3.

See notes to sec. 1.

Referendum election on ch. 485 of 1931 (Taxicabs) enjoined on ground that signatures attached to petitions did not comply with constitutional requirements. *Sun Cab Co. v. Cloud*, 162 Md. 419.

ARTICLE XVII.

QUADRENNIAL ELECTIONS.

Sec. 1.

An election in 1926 of three county commissioners, without distinction as to how long they were to serve, was invalid; incumbents hold over. *Benson v. Mellor*, 152 Md. 483.

Sec. 2.

See notes to sec. 1.

Sec. 3.

See notes to sec. 1.

Sec. 4.

See notes to sec. 1.

Sec. 5.

See notes to sec. 1.