

be involved in attempts to give special treatment to particular individuals, however deserving, the Attorney General has advised as follows:

“We have examined House Bill No. 392 which provides that Mrs. Helen C. Kelley shall be deemed to have been re-employed by the State prior to January 1, 1950, rather than in October, 1950. Mrs. Kelley was at one time, so we are informed, a member of the Teachers Retirement System and, in accordance with the provisions of Code Article 77, Section 106 (6), should a member of the Teachers Retirement System in any period of six consecutive years be absent from service more than five years, he shall thereupon cease to be a member. It seems to us that House Bill No. 392, by attempting to alter the effect of that law as to one member, is in conflict with Section 33 of Article III of the Constitution, which prohibits the General Assembly from passing a special law for any case for which provision has been made by an existing general law. The general law entitled her to an absence of five years, and, in our view, the alteration of that provision for a single member is invalid.”

I concur in the conclusion of the Attorney General as to the unconstitutionality of this Bill.

Respectfully,

(s) THEODORE R. MCKELDIN,

Governor

TRMcK:R

HOUSE BILL NO. 409

May 5, 1953

Honorable John C. Luber
Speaker of the House of Delegates
State House
Annapolis, Maryland

Dear Mr. Speaker:

House Bill No. 409 authorizes the Board of Liquor License Commissioners of Baltimore City to make changes of class of existing licenses in restricted areas, providing such changes does not increase the total number of licenses in the area. No apparent necessity exists for the provisions of this Bill. It would undoubtedly burden the Board with a great number of non-meritorious applications from