

1 DELEGATE JAMES: Delegate Bothe.

2 DELEGATE BOTHE: Delegate Weidemeyer, did the
3 Committee on Personal Rights hear any evidence or find
4 any evidence that there was a need to constitutionize
5 the grand jury system in the state?

6 DELEGATE WEIDEMEYER: Well, I do not know
7 that we discussed -- well, we did consider that too and
8 you were there at the hearings and certainly if you are
9 removing one provision of the Declaration of Rights which
10 gives the defendant the right, by implication, and our pro-
11 cedure has been there, by removing that provision in Article
12 XXI, we intended that that right to the indictment by grand
13 jury in certain cases be continued and be guaranteed.

14 That is all we intended, that it be not taken
15 away. We had knowledge of the fact that the Maryland,
16 the rules of the Maryland Court of Appeals, 708 and 709 had
17 been passed dealing with this subject, but we know that the
18 legislature can give one day and take away the next.

19 We wanted it Constitutionally guaranteed.

20 DELEGATE BOTHE: Delegate Weidemeyer,
21 I understood you to say that we had taken away