

1 escape. Only one is hit, but not killed. Therefore, it
2 is not a capital case.

3 This man clearly, from the outward appearances,
4 is homicidal. The police rush to get him and he threatens
5 to jump and commit suicide. Clearly, he is suicidal.

6 Bear in mind, this is not a capital case.

7 Under this section he is the accused. There is
8 no capital case. He is entitled to release pending
9 trial, conditioned only upon these situations; upon
10 such bail, or other terms are are reasonably necessary
11 to secure his appearance before the court.

12 How could you set terms that are reasonably
13 necessary to insure his appearance before the court and
14 make those terms a form of incarceration? What becomes
15 of the discretion of the judge, who wants to send this
16 man to Spring Grove to psychiatric examination? What
17 becomes of the court's discretion to determine whether or
18 not for the man's own safety he ought to be allowed out?

19 I am saying to you, this is a badly drawn
20 section. It has no place in the Constitution because
21 everything that we want for the protection of the accused