

Has every delegate voted? Does any delegate desire to change his vote? Delegate Pullen, use the microphone, please, sir.

DELEGATE PULLEN: I have no vote, sir.

THE PRESIDENT: Is your switch not working?

DELEGATE PULLEN: I voted No. I am recorded as No.

THE PRESIDENT: We will so record it, Delegate Pullen.

Any delegate desire to change his vote?

*(There was no response.)*

The Clerk will record the vote. There being 13 votes in the affirmative and 124 in the negative, the motion is lost. The resolution is rejected.

I understand, Delegate Pullen, that your vote was recorded on the sheet, the light was simply not functioning; we will see that it is corrected.

The next item of business is introduction and first reading of proposals.

Before I do that, I want to announce that there has been returned to me at my request by the Chairman of the Committee on the Executive Branch Delegate Proposals Nos. 30 and 155. I have re-offered these two proposals to the Committee on State Finance and Taxation.

Let me say in connection with that, the reason for the action is this. Delegate Proposal No. 23 also deals in general with the subject of post-audit review. It is debatable whether post-audit review, if provided for in the constitution, would be a function of the Executive Branch or of the Legislative Branch.

I, therefore, referred it to the Committee on State Finance to consider the entire subject matter and make such recommendations as it chooses to the Convention. However, I have also requested the Chairman of that Committee to act jointly with the Chairman of the Committee on Executive Branch and the Committee on the Legislative Branch as a liaison committee so that the members of all three committees will be fully conversant with what is happening with respect to the proposals.

There are sixteen proposals today, No. 261 through to 276.

Delegate Proposal No. 261. The Clerk will read the proposal.

READING CLERK: Delegate Proposal No. 261, by Delegates Jett and Singer. Title,

*A PROPOSAL that the Constitution neither prohibit nor establish autonomy or independence for the governing boards of the University of Maryland, the state colleges, or any other institutions of higher learning.*

THE PRESIDENT: Delegate Proposal No. 261 is referred to the Committee on General Provisions.

Delegate Proposal No. 262. The Clerk will read the proposal.

READING CLERK: Delegate Proposal No. 262, by Delegate Carson. Title,

*A PROPOSAL that the office of sheriff shall be retained as an elective office under the Constitution.*

THE PRESIDENT: Delegate Proposal No. 262 is referred to the Committee on the Judicial Branch. With respect to this proposal, I wish also to announce that the reference presents a problem because the sheriff in every county performs functions related directly to the Judicial Branch. In some counties, he also performs other functions, such as police, law enforcement functions, keeper of the county jail. He also performs the function in some counties of being the court crier or bailiff, and has custody of prisoners in the courtroom. I have, therefore, referred the proposal to the Committee on the Judicial Branch. However, I have requested the Chairman of the Committee on the Executive Branch and the Committee on Local Government to act jointly with respect to this proposal so that members of all three Committees will be fully informed.

Delegate Proposal No. 263. The Clerk will read the proposal.

READING CLERK: Delegate Proposal No. 263, by Delegate Boileau. Title,

*A PROPOSAL that the Preamble shall state that the people of the State of Maryland establish this Constitution in order to assure their liberty, freedom, fraternity, equality, health, safety, and welfare.*

THE PRESIDENT: Delegate Proposal No. 263 is referred to the Committee on Personal Rights and the Preamble.

Delegate Proposal No. 264. The Clerk will read the proposal.

READING CLERK: Delegate Proposal No. 264, by Delegate Gallagher. Title,