

in lines 22, 23 and 25 respectively in each instance strike out the word "county" and insert in lieu thereof respectively in each instance the words "electoral district".

THE PRESIDENT: The amendment is submitted by Delegate Koss and seconded by the co-sponsors.

The Chair recognizes Delegate Koss to move the suspension of rules.

DELEGATE KOSS: Mr. Chairman, I so move.

THE PRESIDENT: The question arises on the motion to suspend the rules, suspend interfering rules to permit the consideration of Amendment No. 10 to amend section 2.01 as adopted on second reading.

Is there a second to the motion.

*(The motion was duly seconded.)*

THE PRESIDENT: The motion is seconded. A vote Aye is a vote in favor of suspension. A vote No is a vote against.

Cast your vote.

Has every delegate voted? Does any delegate desire to change his vote?

The Clerk will record the vote.

There being 99 votes in the affirmative, and 1 in the negative, the motion is carried.

The interfering rules are suspended to permit consideration of Amendment No. 10 to section 2.01.

The Chair recognizes Chairman Koss.

DELEGATE KOSS: Mr. Chairman and fellow delegates, shortly after the action on S&D-11 was completed we were made aware of a factor in that article that was certainly not the intent of the Committee, and that was that there was no residency requirement in the article in anything smaller than a county.

It was certainly our intention that, in order to be eligible to vote for a member of the House of Delegates, or a Senator, or a Congressman, one had to be a registered voter in that district. For this reason we are offering the language in Amendment No. 10. This is substantially the same language as you will find in Article I, section 1 of the present Constitution.

I sincerely hope that you will act favorably on this amendment.

THE PRESIDENT: Are there any questions of the sponsor of the amendment?

Delegate Burdette.

DELEGATE BURDETTE: Mr. President, in line 10, there is a problem of language which seems to leave me with uncertainty as to the meaning. It says "to entitle a person to vote for such an officer, the person," I wonder if you mean by that "then to vote for such an officer a person". The second one is very closely related.

I am sure that Delegate Koss has no intention of making a constitutional clause here which would have the effect of causing this to be the sole criterion for the right to vote in this situation.

I have not been able to deal with that language, but it strikes me that it could be interpreted to eliminate all other criteria, and I am sure that it is not intended either.

THE PRESIDENT: Delegate Koss, maybe we can deal with one suggestion at a time.

Do you respond to the first suggestion?

DELEGATE KOSS: Certainly it was, as I remember Delegate Burdette's first comment, then a person. Was that in line 10?

THE PRESIDENT: To strike from line 10 the words "to entitle a person" so it would read "then to vote for such an officer, a person."

DELEGATE KOSS: That would certainly carry out our intent.

THE PRESIDENT: Is there any objection to considering a modification of the amendment by striking from line 10 the words "to entitle a person", and to strike from line 11 the word "they", and insert in lieu thereof the word "a"?

The Chair hears none, and the modification is made.

Delegate Burdette, as I understand your second question, it was that even with this modification could it be suggested that the qualification stated in this amendment was the sole qualification to vote. Is that your point?

DELEGATE BURDETTE: I fear so. In the original language, and the way we have modified it it accentuates it.

THE PRESIDENT: If you would look at section 2.01, as adopted, on second reading, you might not reach the same conclusion.