

The roll was called and the following members responded :

Messrs. Goldsborough, President; Abbott, Annan, Audoun, Baker, Barron, Berry of Baltimore county, Berry of Prince George's, Billingsley, Blackiston, Bond, Briscoe, Brown, Carter, Chambers, Crawford, Cunningham, Cushing, Daniel, Davis of Charles, Davis of Washington, Dennis, Duvall, Earle, Edelen, Farrow, Gale, Galloway, Harwood, Hatch, Hebb, Henkle, Hodson, Hoffman, Hollyday, Hopkins, Hopper, Horsey, Jones of Cecil, Jones of Somerset, Keefe, Kennard, King, Lansdale, Lee, Marbury, Markey, Mitchell, Miller, Morgan, Mullikin, Murray, Negley, Nyman, Parker, Parran, Pugh, Robinette, Russell, Sands, Schley, Schlosser, Scott, Smith of Carroll, Smith of Worcester, Sneary, Stirling, Stockbridge, Swope, Sykes, Thomas, Todd, Valliant, Wickard, Wilmer, Wooden—76.

Mr. HEBB moved that further proceedings under the call be dispensed with; which was agreed to.

The question recurred upon the amendment to the amendment.

Upon this question Mr. SANDS called for the yeas and nays, which were ordered.

The question being then taken, by yeas and nays, it resulted, yeas 45, nays 33, as follows:

*Yeas*—Messrs. Goldsborough, President; Annan, Audoun, Baker, Barron, Carter, Cunningham, Cushing, Daniel, Davis of Washington, Earle, Ecker, Galloway, Hatch, Hebb, Hopkins, Hopper, Jones of Cecil, Keefe, Kennard, Markey, Mullikin, Murray, Negley, Nyman, Pugh, Robinette, Russell, Sands, Schley, Schlosser, Scott, Smith of Carroll, Smith of Worcester, Sneary, Stirling, Stockbridge, Swope, Sykes, Thomas, Todd, Valliant, Wickard, Wooden—45.

*Nays*—Messrs. Abbott, Belt, Berry of Baltimore county, Berry of Prince George's, Billingsley, Blackiston, Bond, Briscoe, Brown, Chambers, Clarke, Crawford, Davis of Charles, Dennis, Duvall, Gale, Harwood, Henkle, Hodson, Hoffman, Hollyday, Horsey, Jones of Somerset, King, Lansdale, Larsh, Lee, Marbury, Mitchell, Miller, Morgan, Parker, Wilmer—33.

Pending the call of the yeas and nays, the following explanations were made by members as their names were called.

Mr. ABBOTT. In explanation of my vote I desire to say that I am not particularly opposed to anything about this amendment, except that it is an amendment to the other amendment. I am opposed to all amendments to this article, for I want to vote upon the naked question as it came from the committee. I therefore vote "no."

Mr. BERRY, of Baltimore county. I am opposed to helping the amendment of the gentleman from Prince George's (Mr. Clarke) in any way or manner, and, therefore, I vote

"no" on this amendment to that amendment.

Mr. BERRY, of Prince George's. I shall vote against this amendment to the amendment, because I do not think it is applicable to this declaration of rights, because it is introducing many things which I do not think applicable to this portion of the Constitution. I vote "no."

Mr. BILLINGSLEY. In explanation of my vote, I would say that I do not consider the amendment of the gentleman from Howard (Mr. Sands) as germane to this subject. I am not disposed to enter into the discussion of an abstract principle, when we have a substantive proposition before us. And as the position of every member of this house has already been presented in our action upon article 1 of the Declaration of Rights, which declares: "That all government of right originates from the people, is founded in compact only, and instituted solely for the good of the whole; and they have at all times the inalienable right to alter, reform or abolish their form of government in such manner as they may deem expedient"—I vote "no."

Mr. KING. For the reasons given by gentlemen who first explained their votes, I shall vote "no," although there is a portion of this amendment to the Constitution which I endorse heartily.

Mr. MILLER. I am in favor of the amendment offered by the gentleman from Prince George's (Mr. Clarke) and opposed to this proviso, proposed to be added to it by the gentleman from Howard (Mr. Sands.) But in recording my vote I wish to be distinctly understood as not affirming the proposition which this proviso negatives. I vote "no."

Mr. NEGLEY. I am in favor of the amendment to the amendment, for if the amendment of the gentleman from Prince George's (Mr. Clarke) is to be adopted, I want this qualification attached to it. I shall vote for the amendment to the amendment, and shall then vote against the original amendment, whether it be amended or not. I vote "aye."

Mr. SCHLEY. On every proposition before this body, the adoption or rejection of which may be construed as directly, or by implication asserting the pretended right of secession, I shall record my vote in opposition to that heresy. I vote "aye."

Mr. CLARKE. I wish to state that while I shall vote "no" on this amendment to my amendment, I will, like the gentleman from Frederick (Mr. Schley) always vote against any proposition which acknowledges the right of secession as a constitutional right, or as any other than a revolutionary right. And I desire further to say that, if the proposition of the gentleman from Howard (Mr. Sands) should be attached to the amendment I have offered, and be incorporated into this Constitution, and so go down to posterity, it will be regarded as the work of children dabbling