

1 you perhaps a more direct answer.

2 Section 38 of Article III of the present Constitu-
3 tion, in the first clause says: "No person shall be im-
4 prisoned for debt."

5 It was because of that provision that the
6 amendment of which you speak was necessary. If that had
7 not been in the Constitution the amendment would not have
8 been necessary. If this section 13 is omitted, this
9 Constitution will not have any similar provision that
10 a person shall not be imprisoned for debt.

11 Does that answer your inquiry, Delegate Mac-
12 donald?

13 DELEGATE MACDONALD: Not completely, Mr. Chair-
14 man.

15 I may be in error, but it has always been my
16 impression that the provision now in section 38, Article III
17 to which you have referred, namely, that no person shall be
18 imprisoned for debt, was simply declaratory of the common law,
19 and even if we didn't have that section in our Constitution
20 today, that prohibition would remain, and it was neces-
21 sary to include a provision in the Constitution to take