

1 to rule, except when these matters are specifically  
2 required for this Constitution to be prescribed by rule",  
3 aren't you then deleting and cutting out the concurrent  
4 power of the legislature with the Court of Appeals that  
5 we definitely understood in the Committee of the Whole.

6 THE PRESIDENT: Delegate Marion.

7 DELEGATE MARION: Delegate Weidemeyer, you  
8 asked several questions, but in posing the question you  
9 stated the language incorrectly as it would read. It  
10 would not read "matters subject to rule" but "matters  
11 enumerated in this section".

12 It is designed to continue what we had as  
13 approved in the first and second readings, a concurrent  
14 power in the Court of Appeals to act by rule, and the  
15 General Assembly to act by law. The power for the Court  
16 of Appeals to act by rule is contained in the present  
17 Constitution, and, in effect, the same situation, the  
18 concurrent rule-making power, is provided in the present  
19 Constitution.

20 THE PRESIDENT: Delegate Weidemeyer.

21 DELEGATE WEIDEMEYER: If, as you say, the