

1 may be able to comment more fully about it.

2 DELEGATE BOYER: I would be very glad to answer
3 Delegate Bennett's question if I could. I received a copy
4 of the opinion about, I guess a half hour ago. We were in
5 the Committee Room, and to be perfectly honest, I haven't
6 read it myself yet. All I know is what I have heard on the
7 radio, driving down here this morning, that it was a 6 to
8 3 decision in which the majority said that the Ober Law of
9 Maryland was too vague to reach the constitutional test,
10 and the minority said the only thing they could find in the
11 majority opinion was that they didn't like loyalty oaths.

12 I have not read the opinion to really, truly ans-
13 wer that, sir.

14 THE CHAIRMAN: Delegate Blair?

15 DELEGATE BLAIR: Mr. Chairman, I don't think it
16 materially affects the question today regarding the oath,
17 because pertaining to the vote on the oath, because in
18 the case of Shub versus Simpson, in 177 Maryland, the Court
19 of Appeals held that the oath in the Ober case was not an
20 oath. It was alleged to be an oath, but the Court actually
21 found it not/be an oath; so, therefore, it is more in the
to