

1
2 removing the word "exclusively from Section 5.01, can
3 you tell me whether or not that in effect gives the
4 General Assembly concurrent authority with the judiciary
5 so far as the court system is concerned; that is, I
6 think you suggested we remove the word "exclusively" and add
7 "such other courts as may be established by the General
8 Assembly."

9 I am asking you whether or not in effect by removal
10 of that word you in effect give the General Assembly the
11 authority to create any court they want to establish,
12 whatever rule, or whatever procedure they so desire for
that particular court, is that correct?

13 DELEGATE JOHNSON: No, let me answer your
14 question this way: When we suggested removing the word
15 "exclusively" we just mean it is consistent with our
16 position that the legislature should be able to provide
17 whatever other special courts may be needed.

18 As a matter of fact, as I indicated at the outset,
19 we would be satisfied that the language would be "and
20 such other courts that are not inconsistent with the uni-
21 fied judicial court system." That is our position. I
will make it plain as I can, but that is our position.