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THE CHAIRMAN: Delegate Hargrove.

DELEGATE HARGROVE: My question is: Are there any other powers which the judicial system has which the General Assembly would have by virtue of their ability to create additional courts?

"Exclusively", as far as I can understand it, means all powers of the judiciary are in a court system of four tiers. When you remove "exclusively," you remove some powers. What powers are you removing, or are there any powers you are removing and giving to the General Assembly by the elimination of that word?

DELEGATE JOHNSON: I do not think we are removing any powers. It is my understanding, if my recollection is correct, there is a Maryland case in point that held that although our present Constitution does not provide the word "exclusively," that by spelling out the number and names of the courts that is in fact what it means that it is an exclusive court. So that at best the word is unnecessary in my opinion.

DELEGATE HARGROVE: The present constitution does not contain the language "shall create any such