

1 is a matter of procedure, and not in fact a matter of
2 substance? The implication of the question being that if
3 it should be determined to be a matter of substance, then
4 if the amendment is adopted the rule making power would
5 not apply, and it can then only be decided by the General
6 Assembly.

7 My question is, is it quite clear to the committee
8 that this is a matter of practice and procedure, and not
9 a matter of substance?

10 THE CHAIRMAN: Delegate Mudd.

11 DELEGATE MUDD: That would be my interpretation;
12 it is practice and procedure, not a matter of substance.

13 DELEGATE DELLA: Mr. Chairman.

14 THE CHAIRMAN: Delegate Della.

15 DELEGATE DELLA: Will Delegate Mudd yield
16 to a question?

17 DELEGATE MUDD: Yes.

18 DELEGATE DELLA: When the Court of Appeals was
19 increased from five to seven, didn't the legislature state
20 how many judges shall hear a particular case?

21 THE CHAIRMAN: Delegate Mudd.