

1 many sources, and I think they went to my suggested
2 preamble and took the last phrase out of it for the com-
3 mittee recommendation. They went to a great many sources,
4 lifted a number of high-sounding phrases, and put them
5 into a preamble.

6 I don't think that that is the way that a pre-
7 amble ought to be drafted. Let me suggest to you that the
8 preamble should serve the following purposes:

9 First, it should contain a declaration of
10 purpose, a declaration of purpose:

11 Why do we make this Constitution? That is the
12 reason that a preamble prefaces the Constitution.

13 Second, it should permit the courts and legisla-
14 ture to determine our intent. It is like the whereas
15 clauses in a contract; and when a given legislative enact-
16 ment or a given legislative problem is to be considered
17 and construed, the courts should look to the preamble to
18 determine the proper construction to be given.

19 I suggest that a clear, consistent meaningful
20 statement of constitutional philosophy is desirable in a
21 preamble, and I believe that the preamble that I have