

1 THE CHAIRMAN: Delegate Henderson.

2 (No response.)

3 THE CHAIRMAN: Delegate Sollins.

4 DELEGATE SOLLINS: Delegate Mitchell, with
5 regard to line six of your amendment, the use of the word
6 "state", do you mean by the use of the word "state",
7 local governments and the political subdivisions of the
8 state such as municipal corporations?

9 THE CHAIRMAN: Delegate Mitchell.

10 DELEGATE MITCHELL: That is correct. I can best
11 read to you the definition of state action, or the state,
12 what we mean by the state, in the language of the Supreme
13 Court, in 1880 in Virginia vs. Read , the Supreme Court
14 said, that a state may act through different agencies
15 either by its legislative, executive or its judicial
16 authorities.

17 In the Civil Rights cases, in 1883, while the
18 Supreme Court voided the application of that statute
19 to the instant facts because it said that the Federal
20 statute went to individuals in the state and it did not
21 mention state action, it made it clear, and I quote, "State