

1 Are you ready for the question?

2 Delegate James.

3 DELEGATE JAMES: Mr. Chairman, I would like a
4 point of clarification here. Now, this language as I under-
5 stand it provides for the right of removal of civil cases
6 in trial courts and the use of the word "shall".

7 Now, as I interpret this, it means that it is
8 a constitutional command to either the General Assembly
9 or the Court of Appeals to provide a right of removal in
10 all cases.

11 Now, is there is a limitation to this interpre-
12 tation, I think this should be clear. This says removal of
13 civil cases.

14 Now, as I interpret that, that doesn't mean
15 the right to pick and choose those civil cases, but it
16 means the right to remove all cases and the Court of
17 Appeals power is merely limited to the details of how this
18 shall be exercised in all cases.

19 THE CHAIRMAN: I take it that that is what the
20 language means.

21 Delegate Moser, do you differ from that?