

We will take up section 5.30. Delegate Johnson, do you still desire to offer your amendment "O"?

DELEGATE JOHNSON: If you will give me a minute, Mr. Chairman. We have three amendments. I want hopefully to offer just one.

THE CHAIRMAN: The Chair has three amendments, Delegate Johnson. Each seems to be different. None seems to be in any way a substitute for the other.

If you still desire to offer them, the Chair would propose to offer O, P, N.

DELEGATE JOHNSON: Originally it was supposed to be all one amendment. What order did you suggest?

THE CHAIRMAN: O. I have no strong feeling. I will offer them any way you want. It seemed to me that was the logical order. "O" was the simplest of all. Delegate Johnson.

DELEGATE JOHNSON: Would it be possible to consider all the amendments together?

THE CHAIRMAN: No, I do not think we can do that. We can take them up one after the other. I have no objection to informing the Committee of the Whole of the pendency of the other two amendments. I do not think we can consider them all at one time. Delegate Johnson, I am not aware of your problem. Maybe if I was, I could offer a suggestion.

DELEGATE JOHNSON: Mr. Chairman, if we could amend an amendment, I think we could best arrive at the issue. I would suggest perhaps amendment O, and then amending that amendment. We can do that.

THE CHAIRMAN: The pages will distribute amendment O. This will be Amendment No. 54. The Clerk will read the amendment.

READING CLERK: Amendment No. 54 to accompany Minority Report No. JB-1 to Committee Recommendation JB-1 by Delegates Johnson, Harkness, Hickman, Kahl, Murphy, Siewierski and Rush: on page 9 section 5.30 Clerks of Court line 49 after the word "Court" add the words "in each county".

THE CHAIRMAN: Delegate Johnson, the Debate Schedule indicates a controlled time for an amendment or amendments encompassing selection of superior court clerk in each county and appointment of

district court clerk in each county as prescribed by law, apparently to be considered together. I do not seem to have an amendment encompassing the second part of that. Is there another amendment I do not have?

DELEGATE JOHNSON: There was supposed to be, Mr. Chairman, and that is what has caused me some trouble and delay.

THE CHAIRMAN: Do you know the number or the letter?

DELEGATE JOHNSON: No, I assumed it was in this package, and perhaps I misread one of the amendments, but I see now in reviewing it that it is not there. I think we can correct it, Mr. Chairman if I am permitted to amend amendment O.

THE CHAIRMAN: Very well. Amendment No. 54. The Clerk will read the amendment, please.

*(At this point Amendment No. 54 was read and duly seconded.)*

The amendment having been read and having been made and seconded, the Chair recognizes Delegate Johnson to speak to the amendment. Controlled time is ten minutes.

DELEGATE JOHNSON: Mr. Chairman, I would move to amend Amendment No. 54 so that it would also provide that the last word in line 49 of the Majority Report, page 9, be changed from "rule" to the word "law".

THE CHAIRMAN: Delegate Johnson, I point out to you that that would be inconsistent with your proposed amendment P. You would then withdraw amendment P?

DELEGATE JOHNSON: That is correct, Mr. Chairman.

THE CHAIRMAN: What are the additional words? Delegate Johnson.

DELEGATE JOHNSON: Mr. Chairman, in order to be perfectly accurate, I would guess it should be "shall be prescribed by law", rather than "governed by law".

THE CHAIRMAN: You would strike the words "governed by rule" and insert the words "prescribed by law"?

DELEGATE JOHNSON: That is correct, Mr. Chairman.

THE CHAIRMAN: In the absence of objection, the Chair will consider Amendment No. 54 to be modified to read as follows: on page 9 section 5.30 Clerks of