

the Committee, I take it, that the population estimates and the projections would suffice for the problem that was raised with the census figure?

THE CHAIRMAN: Delegate Gallagher.

DELEGATE GALLAGHER: Yes. In actuality we are told that this will be an actual count, that this will be more than an estimate or a projection, that these will be figures and with respect to 85 percent of the State, it will be set up on a census track basis.

DELEGATE WHEATLEY: Thank you.

THE CHAIRMAN: Is there any further discussion?

Delegate Barrick.

DELEGATE BARRICK: Mr. Chairman, I would like to point out one thing that is still confusing to me: lines 20, 21, 22, 23, and 24, read "each house district shall not exceed the population of any other district by more than 15 percent." Then it follows that the boundaries of districts shall be re-established according to these standards.

It seems to me that there is some question that if the population did vary after you redistricted that you would be bound by the 15 percent, and I do not know what the results would be.

THE CHAIRMAN: Are you ready for the question?

The Clerk will ring the quorum bell.

The Question arises on the adoption of Amendment No. 2 to Committee Recommendation LB-2. A vote Aye is a vote in favor of Amendment 2. A vote No is a vote against.

Cast your votes. Has every delegate voted? Does any delegate desire to change his vote?

*(There was no response.)*

The Clerk will record the vote.

There being 30 votes in affirmative and 87 in the negative, the motion is lost. The amendment is rejected.

Will the pages please distribute the amendment J. Please mark this Amendment No. 3.

The Chair would like to take this moment to announce that for the reasons indicated earlier, we are a bit short of experienced pages this afternoon and this evening; if any of you do not have your copy of the amendment by the time the

Clerk completes reading the amendment, simply raise your hand and the pages will bring you one.

Amendment J is Amendment No. 3. The Clerk will read the amendment.

READING CLERK: Amendment No. 3 to Committee Recommendation LB-2 by Delegates M. H. Smith and Hickman:

On page 2 section 3.02, Legislative Districts, in line 3 strike out the numerals "1970" and insert in lieu thereof the numerals "1974".

THE CHAIRMAN: Any delegates who do not have a copy of the amendment please indicate and hold your hands up for a few moments.

The amendment has been offered by Delegate M. H. Smith, seconded by Delegate Hickman. The Chair recognizes Delegate M. H. Smith to speak to the amendment.

DELEGATE M. SMITH: Mr. Chairman, I have listened to the way the distinguished Chairman has said that he is going to get these figures, but I do not have much confidence in the Department of Planning and so on on their guesstimates, and I would prefer that the General Assembly of Maryland be apportioned on the basis of an actual head count.

Now I realize fully that these statisticians will say that their figures are accurate. I have known statisticians that have said otherwise. I had a debate coach in college that said there were three kinds of liars in the world, a liar, a durned liar and a statistical liar.

I do know with reference to the State Department of Planning and its population estimates with reference to the county which I represent, that figures it presented to the county Planning Commission showed an actual loss in population in the first several years of this decade, a loss that was not consistent with what was happening in the school population. It was not consistent with what was happening by way of building permits, and it is now interesting to note that this same agency suggests, judging by the figures that have been presented here, that this county will have a five percent increase in the near decade.

Mr. Chairman, it is for that reason that we offer this amendment. I realize that this leaves open the problem of 1970. I would think that this could be taken care of by a temporary provision. I realize that comment has been made about a census every five years. We do not have such a census.