

tion 3.16 that Delegate Scanlan raised a question of what actually applied to the exceptions when the special session was taking place, and I think this amendment will now clarify the situation to show what we mean in the way of when the exception shall apply.

Starting on page 4, line 30, would now read, "except during the first four days of the special session, no vote on final passage of the bill shall be taken until the bill and amendments thereto shall be in writing, nor shall any vote on final passage of the bill be taken until the fifth calendar day after its introduction in the house of origin and until the second calendar day after it reaches the house, except upon the affirmative vote of three-fifths of all the members of the house in which the suspension is requested."

Now, it is a long sentence, but it does, I believe, show that the exception applies to the special session on both counts.

THE CHAIRMAN: Delegate Gallagher, unless the Chair completely misunderstood your earlier intent, this amendment would defeat a different intent that you have.

Is it your intent that the exception beginning in line 38 applies only to the two immediately preceding phrases, or does it now apply all the way back to the beginning of the sentence, and include the phrase beginning on line 31 and continuing 32, "no vote on final passage". In other words, may a vote on final passage be taken without the written bill and amendments being before the house, if three-fifths of the members permit?

I took it from what you said earlier that you did not intend that result, but it may be that grammatically that would be the construction of the sentence.

DELEGATE GALLAGHER: Mr. Chairman, we did not intend to do away with that particular requirement.

THE CHAIRMAN: Could we leave that to the Committee on Style but have it stated quite clearly, Delegate Penniman, that this sentence, as reconstructed, is not intended to mean that by three-fifths vote of the house a vote on final passage of the bill could be taken before the bill and all amendments thereto were in writing; is that correct, Delegate Gallagher?

DELEGATE GALLAGHER: That is correct, Mr. Chairman.

I will withdraw the amendment then, if you feel it can be accomplished without it.

THE CHAIRMAN: Delegate Marion.

DELEGATE MARION: Mr. Chairman, I am frank to admit I do not understand what this sentence will mean, if we adopt the amendment, because we will begin the sentence with an exception, and we will end the sentence with an exception, and I will not know whether we have created an exception to the exception and where we stand when we get to the middle of the sentence.

THE CHAIRMAN: I think the Chair can state it.

If I correctly understood the Chairman of the Committee, the first exception, that is, the one at the beginning of the sentence, applies to everything that follows.

The last exception, that is, the one at the end of the sentence, does not apply to everything that precludes, but only applies to the two phrases immediately preceding.

It does not apply to the phrase beginning at the end of line 31 and continuing in line 32. Grammatically it is a poor sentence. It would have to be reconstructed, but with that statement, I think the meaning of the Committee is relatively clear.

Delegate Gallagher.

DELEGATE GALLAGHER: Mr. Chairman, we are working out a complete sentence that will be more appropriately stylized.

THE CHAIRMAN: Well, if you want, we can pass the amendment and consider another amendment while your staff adviser works on that language.

DELEGATE GALLAGHER: Yes.

THE CHAIRMAN: Lay aside Amendment 22, with the consent of the sponsor, to be taken up later.

Will the pages please distribute the amendment marked AK. Amendment AK.

For what purpose does Delegate Bamberger rise?

DELEGATE BAMBERGER: Mr. Chairman, while the pages are distributing that amendment, may I read an amendment which will be offered later by Delegates Adkins, Anderson and Bamberger?

It provides that on an appropriate day and on a proper line of the judiciary article insert the following words, or mandatory words, in substantial and literal compliance with the intent thereof.

"There shall be a court of a fifth tier of the unified judicial system of Maryland,