

DELEGATE J. CLARK (presiding): Delegate Hargrove, before I recognize you, the Chair would suggest that perhaps a more orderly way to approach this would be to have the questions on section 1 and dispose of those, then go through it section by section and have the questions directed in this manner.

Are there any questions on section 1 at this time?

Delegate Miller?

DELEGATE B. MILLER: My question, Mr. Chairman, goes back to the Preamble.

I notice that in the Preamble, we have omitted the words "security, benefit and protection" and have substituted therefor the words of the federal Constitution, and I wonder why. What was the thinking of the Committee?

DELEGATE J. CLARK (presiding): Delegate Kiefer.

DELEGATE KIEFER: I am going to yield to Delegate Beachley who was part of a subcommittee who gave very careful consideration to this language.

DELEGATE J. CLARK (presiding): Delegate Beachley.

DELEGATE BEACHLEY: Delegate Miller, I do not believe that we intended really to eliminate anything at all from any Preamble that we had before, but to write a Preamble that would be the thinking of everyone, as far as we were concerned, that turned in proposals. Those proposals were wide in scope. They came from almost everywhere, from every part of the State.

Then the Committee in joint session voted on the Preamble that they thought was best of all. Then they made their revisions.

I do not think that we felt we were going to take what was in the previous Preamble in the strictest sense, but there are parts of the previous Preamble in there.

I do not know whether that answers your question or not.

DELEGATE J. CLARK (presiding): Delegate Miller.

DELEGATE B. MILLER: My question really is whether there was any thinking by the Committee on the omission of those three words.

DELEGATE J. CLARK (presiding): Delegate Beachley.

DELEGATE BEACHLEY: I think we felt there that the words that are used, "life, liberty and the pursuit of happiness," would cover some of those things.

DELEGATE J. CLARK (presiding): Delegate Miller.

DELEGATE MILLER: I have another question, if I may, for the Chairman.

DELEGATE J. CLARK (presiding): Delegate Miller.

DELEGATE B. MILLER: This is again in the Preamble. No, it is in Section 1.

DELEGATE J. CLARK (presiding): Proceed.

DELEGATE B. MILLER: In Section 1 of the old Constitution, there is the inalienable right to alter, reform or abolish the form of government, and again this is left out.

I would think that that would be significant, and again I find no memorandum from the Committee on why such a significant section was left out. What was the thinking of the Committee there?

DELEGATE J. CLARK (presiding): Delegate Kiefer.

DELEGATE KIEFER: I am not sure which section you refer to.

DELEGATE J. CLARK (presiding): Delegate Miller.

DELEGATE B. MILLER: Article 1 of the Declaration of Rights of the present Constitution provides that the people at all times have the inalienable right to alter, reform or abolish their form of government in such manner as they may deem expedient.

Why was this omitted from the new Constitution?

DELEGATE J. CLARK (presiding): Delegate Kiefer.

DELEGATE KIEFER: Delegate Miller, this Preamble as written was the considered work of this Committee. It took into consideration the various elements of the present Declaration of Rights, and it included, as a matter of fact, in the basic concept in the Preamble as we have stated it, that the power of the government originates in the people.

This concept is broad enough to include, really, three or four of these areas or declarations of rights.

As a matter of fact, the Commission Draft in its section 1, which we have in-