

sideration of section 6; under the debate schedule, sections 6, 7, and 8 are to be considered together.

The Chair recognizes Delegate Wheatley, Vice Chairman of the Committee.

DELEGATE WHEATLEY: Mr. Chairman, we have at this time an amendment to offer which we would substitute in lieu of the original language, Amendment MM.

THE CHAIRMAN: Pages will please distribute amendment MM.

This will be Amendment No. 9.

The Clerk will read the amendment.

READING CLERK: Amendment No. 9 to Committee Recommendation GP-6 by Delegates Boyer, Wheatley, Blair, Caldwell, E. J. Clarke, Jett, Key, Kirkland, Lord, Pullen, Ritter, K. L. Robie, Singer, Sosnowski, Vecera:

On pages 2 and 3 strike out all of sections 6, 7 and 8, comprising lines 28 through 50, inclusive, on page 2 and lines 1 through 6, inclusive, on page 3; and insert in lieu thereof the following:

"Section Higher Education

The governing boards provided by law for the University of Maryland, the State Colleges and all other state institutions of higher education, including community colleges, shall formulate policies for their respective institutions and shall have general supervision thereof in all academic matters. Such boards may by law be granted such additional powers of supervision, direction and control of their respective institutions and the expenditure of the funds thereof as the General Assembly may deem to be appropriate."

THE CHAIRMAN: The amendment having been duly submitted and seconded by the co-sponsors, the Chair recognizes Delegate Wheatley to speak to the amendment.

DELEGATE WHEATLEY: Mr. Chairman and ladies and gentlemen of the Convention, in the mood of the holiday spirit which has pervaded this body, members of the minority and majority met over the weekend with representatives of some of the institutions of higher education in order to avoid prolonging the masochistic proceedings that have accompanied some of the discussions of our last report. In considering the recommendations that were made, we thought it would be highly inappropriate to attempt a detailed presentation on higher education since we had

not, in our last meeting, accorded the same recognition to the elementary and secondary schools.

Further wishing to avoid essentially the last week of the Convention being engaged in long debate on many technical points, we at great length concluded that it would be much more sensible to recognize that which the majority and minority have recognized at the outset, the following essentials: one, that the boards of the institutions of higher education be recognized as the mode of government for institutions of higher learning; secondly, that the existing types of institutions of higher learning be recognized, those being the University of Maryland, the state colleges, and the community colleges; and thirdly, that it is indeed a real necessity to preserve freedom in academic matters as expressed by this language; and finally, that this should be interpreted from time to time by the General Assembly and that it would be limited only to the extent that they would be unreasonable in their interpretation as a court might determine.

Therefore, with those very real theoretical matters as well as the practical matter of not having enough votes (*laughter*), we again decided that it would be unfair and unwarranted for those who had pursued the point in great detail to pursue that same debate through the balance of this week or at least through the balance of this day and for that reason I sincerely recommend to you for your consideration the language of Amendment MM, which it will be moved to be substituted for the more detail provisions and we will trust that this Convention sitting as a Committee of the Whole would reaffirm its faith in higher education and thereby support this unanimous proposal.

THE CHAIRMAN: Is there any discussion?

Delegate Maurer.

DELEGATE MAURER: I have a question for Mr. Wheatley, please, for clarification.

THE CHAIRMAN: Delegate Wheatley, do you yield to a question?

DELEGATE WHEATLEY: I will be happy to yield.

THE CHAIRMAN: Delegate Maurer.

DELEGATE MAURER: In Amendment MM, line 11, you say all other state institutions of other education including community colleges and I would like to ask you to define "State" in that phrase because community colleges are local colleges; the