

*(There was no response.)*

The Clerk will record the vote.

There being 84 votes in the affirmative and 2 in the negative, the motion is carried and the amendment is adopted.

Are there any further amendments with respect to the schedule of transitional provisions?

Delegate Cardin.

DELEGATE CARDIN: Mr. Chairman, I have no amendment to offer. However, I wish to clarify something I questioned yesterday in the informal questioning period. In section 24, page 26, line 4, line 12, and line 15, the terminology "spouse" is used. In line 4 it is used "the spouse". In 12 and 15 it is "his spouse". I would like to make certain for the record that in the event the judge is of feminine gender it would also mean "her spouse".

THE CHAIRMAN: Which page is this?

DELEGATE CARDIN: Page 26.

THE CHAIRMAN: Delegate Penniman is not here. I hesitate to speak for the Committee on Style, but it seems to me that there was a statement made earlier that the pronoun "his" means his or hers, as appropriate.

Delegate Hardwicke, can you make a statement about that?

DELEGATE HARDWICKE: It was our intention that the phrase "his spouse" should embrace the phrase "her spouse", and by that was meant to include either gender.

THE CHAIRMAN: Delegate Cardin.

DELEGATE CARDIN: Thank you.

I hope that wherever in the constitution the masculine gender is used it will be considered to embrace all genders. I refer especially to Article I.

THE CHAIRMAN: That is true as to legislation. I doubt that Article I is applicable by its own force, but I think the rule you have stated was stated by the Chairman of the Committee on Style. It is certainly the Chair's understanding as the proper application throughout the Constitution.

Delegate Churchill Murray.

DELEGATE E. C. MURRAY: I have a letter from the President of Zonta International Club objecting that we have not included the female sex.

Am I not correct in telling her that wherever the word "person" or, for that matter "him" is used, it is intended to refer to both sexes?

THE CHAIRMAN: That is correct.

Are there any further amendments to— Delegate Rybczynski.

DELEGATE RYBCZYNSKI: I would appreciate your calling up Amendment Z, as in "zebra".

THE CHAIRMAN: Amendment Z. The pages will please distribute it.

Delegate Koss.

DELEGATE KOSS: May I impose on the Convention, only because there seems to be a hiatus, and following Delegate Murray's remarks, tell about the letter I received? I cannot resist a temptation to relate a story which has always been one of my favorites.

In 1961 I was privileged to be a member of a group that was invited to the White House to be greeted by President Kennedy. He told us of the days when suffragettes were picketing the White House for recognition of their rights, and when the police came and the leader was hauled off, her last words to the girls who were with her were: "Don't worry, girls. Pray to the Lord. She will take care of us."

*(Laughter.)*

THE CHAIRMAN: This will be Amendment No. 15.

Delegate Harry Taylor.

DELEGATE H. TAYLOR: A point of personal privilege, Mr. Chairman.

THE CHAIRMAN: State your privilege.

DELEGATE H. TAYLOR: Robert J. Martineau, our Secretary, has been most efficient and most accommodating to everybody in the Convention, and this is just an example of how far this gentleman has gone to do whatever any delegate has requested.

This is a note, and it is dated January 4, to Mr. John W. White, Delegate:

"Sir:

"You ask if I could reverse the picture film to show 135 black delegates and five white. Now, I ask you, sir, would that not have a negative effect on the Convention? And would you not have to change your name to Delegate Black.