

at the time we considered it it was more pressing than it is now. It makes clear the distinction between motions and resolutions. I call your attention to page 4 of our report in which we recommend that an addition to the present Rule 40 [42], dealing with both motions and resolutions, shall read as follows: "A motion within this rule includes only the privileged motions listed in Rule 43 [45] or a motion of merely procedural character, such as to take from the table, to send to the Sergeant-at-Arms," et cetera.

I think the important point here is to note that when a proposal, or a recommendation, is made on the floor or an amendment is offered on the floor to amend a committee report or recommendation, that is a motion and is one of the motions listed in Rule 43. A motion to amend is a traditional motion. I think it is fairly important to maintain the distinction because if something is offered as a resolution, it is referred to a committee. If something is offered as a motion, it can be dealt with on the floor. Obviously when we get to the Committee of the Whole, you will be offering motions to amend committee reports and they should be dealt with on the floor.

I think the whole thing was implied under the previous rule anyway but in order to make it crystal clear, your committee has suggested the language set forth at page 4 of its report.

Now we have another technical suggestion. Insertion of the new Rule 44A shall read as follows: "Rule 44A [47]. Motion to take from the table. After one session day's notice any matter laid on the table may be taken therefrom on motion, provided, that business of the class of the matter be taken from the table would then be in order." I think there is a slight typo. The word "to" is left out, appearing after matter. It should read "matter to be taken from the table."

As you will recall, there have been at least two motions to table in the Convention that carried. One was, I believe, the present motion on the question of the election of vice chairmen. Someone moved something on that matter and the matter was tabled. The second matter that was tabled was one of the reports of this Committee dealing with the resolution as to when minority reports had to be filed. That matter was tabled.

Technically those matters could still be taken from the table. Since the motion to take from the table is undebatable, it seemed to your Committee if such a motion

is to be made that fair notice should be given to the Convention so they would have some time to consider the merits. That is the only purpose of suggested Rule 44A [47].

Here we come to the major recommendation of your Committee set forth at the bottom of page 5 of the report. I think it is important enough to read to you: "Rule 46A [50], Amendments to be Printed.. No amendment to any committee recommendation or delegate proposal shall be considered unless it is submitted in writing and a copy thereof delivered to the floor desk of each delegate prior to the time the amendment is offered."

We had some advance indication of how this procedure would work during the debate on the first report of the Committee on General Provisions dealing with the creation of a militia. There are a number of ways, I suppose, one could deal with this problem. One could have a hopper rule requiring that all amendments be in the hopper by a certain time. This seemed unfair to all of the Rules Committee. We could follow the procedure of the General Assembly that when an amendment is offered there is some layover time, usually a day, but as the session proceeds layover time might be for an hour. Again your Committee has unanimously rejected that suggestion because of its built-in tendency for delay and filibuster.

There was a suggestion that the Chair be given discretion to determine whether in a particular instance an amendment had to be printed and distributed, or whether the majority of the delegates should have that discretion. Again we felt that there would be endless debate and arguments about a particular case whether an amendment should be exempted from the rule and another delegate's proposal was not. So we rejected all of those.

One of the reasons we did so was because of the administrative procedures which the president and other officers of the Convention had assured your Rules Committee would be followed the other day in the debate on the militia. That is that there will be competent secretaries immediately available, as well as staff help, to prepare, reproduce and distribute any amendment by any delegate. If that experience is any indication, the procedure seemed to work only too well. There was no problem about getting amendments prepared, printed, and distributed.

There is a second protection here. Under ordinary parliamentary rules, when a mat-