

not see why we should have language in this provision which would appear to be the language which would apply to the referenda of any sort for any level of government.

THE CHAIRMAN: Let the Chair state once more what he understands to be the explanation by Delegate Koss, because it seems to me you must act on these amendments in the light of what the Committee has clearly stated its intention to be with respect to sections 2 to 6; and I would ask Delegate Koss to listen carefully, and if I do not state it entirely accurately, please correct me.

As I understand it, the Committee intends definitely, flatly and without any question that sections 2 to 6 shall apply only to referendum of acts of the General Assembly of Maryland, and shall not apply to referendum of acts or ordinances of local governments. Secondly, the Committee intends unequivocally to consider as a new question the procedure to be followed for referendum of public local legislature, if this Convention adopts provisions authorizing the General Assembly to enact public local legislation. They do not intend sections 2 to 6 to provide the procedure for referendum of public local laws if this Convention adopts a provision authorizing the General Assembly to pass local legislation.

Delegate Koss, is that a correct statement?

DELEGATE KOSS: Mr. Chairman, yes.

THE CHAIRMAN: Now, Delegate Claggett.

DELEGATE CLAGETT: Mr. Chairman, may I suggest this: in the light of the statement of the Chair, as the delegates go home over the weekend and read the Local Government article, leave aside the question whether what they may be meets the definition of local law or general law until we hear further from the Committee, as the Chair has indicated we will.

THE CHAIRMAN: Let me state that that comment has not clarified anything. I am not, in my statement of the position of the Committee referring in any way to a distinction between public local and public general law. The Committee has stated unequivocally that this recommendation and these sections are intended to apply to acts of the General Assembly on the assumption that the General Assembly will have no power to enact public local laws. Delegate Cardin.

DELEGATE CARDIN: Mr. Chairman, may I ask a question of Delegate Moser?

THE CHAIRMAN: Delegate who?

DELEGATE CARDIN: Moser.

THE CHAIRMAN: Delegate Moser, can you reply to a question?

DELEGATE MOSER: I will try.

THE CHAIRMAN: Delegate Cardin.

DELEGATE CARDIN: Would you please explain what effect this amendment would have on the power reserved to the people, from your view of the local government referendum?

THE CHAIRMAN: You are speaking now of Amendment No. 2?

DELEGATE CARDIN: Amendment No. 2.

THE CHAIRMAN: Delegate Moser.

DELEGATE MOSER: Mr. Chairman, I intended originally to attempt to restate what you said earlier, which I thought completely clarified the situation, which is that, regardless really of which way the voting goes on this, because of Chairman Koss's position and because of Delegate Chabot's position, the same rule will follow. I do not believe, that it is necessary to pass the so-called clarifying amendment. It just will not make any difference one way or the other. It is perfectly clear, I think, from the colloquy between the Chairman of this Committee and Chairman Koss, that this has nothing to do with laws which are passed by a local, county, legislative body. It is not intended to and has nothing to do with it. That will be provided in the local government article, if anything is to be provided in it. It would not affect it one way or the other, but for the purposes of simplicity, I intend to vote against the clarifying amendment.

THE CHAIRMAN: Is there anyone who desires to speak in favor of Amendment No. 2? Delegate Miller, Beatrice Miller.

DELEGATE B. MILLER: I have a question to ask Delegate Chabot.

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

DELEGATE CHABOT: Yes.

THE CHAIRMAN: Delegate Miller.

DELEGATE B. MILLER: What would be accomplished in adopting your words in Amendment No. 2 that could not be accomplished by deleting section 1?