

resources for public health, safety, and welfare.

Was that not your question, Delegate Groh?

DELEGATE GROH: Yes, sir.

THE CHAIRMAN: Is that the purpose of the conservation article?

DELEGATE BOYER: No, sir. The purpose is for the protection of natural resources, and if it follows then, by court interpretation or matters that might acquire and accumulate in the next hundred years, that police protection is expanded, it would be inevitable that it would have to; but we did not, per se, get into the area of police protection.

There are many rules for success, but only one rule for failure, and that is trying to please everybody; and sometimes this is very difficult.

THE CHAIRMAN: Are there any further questions for purposes of clarification?

The Chair has one further question. This may possibly arise with the Committee on Style. That is the only reason I ask it: am I correct in assuming that regardless of what, under the new constitution, may be the authority of local subdivisions in the area embraced by this article, it is the intention of your Committee to affirm the fact that the General Assembly shall have authority with respect to the matters mentioned in this section?

DELEGATE BOYER: Absolutely, sir.

THE CHAIRMAN: Are there any further questions for purposes of clarification?

*(There was no response.)*

If not, we will proceed to debate.

DELEGATE BOYER: Thank you, Mr. Chairman.

THE CHAIRMAN: The question arises on the approval of Committee Recommendation GP-3. It is now open for amendment. Are there any amendments?

*(There was no response.)*

THE CHAIRMAN: If there are no amendments, the approval of Committee Recommendation No. GP-3—Delegate Hardwicke?

DELEGATE HARDWICKE: Mr. Chairman, I am in the process of preparing an amendment. I am in sympathy with what

the Committee on General Provisions is trying to do here, but I think that I cannot agree with the answers that were given by the Chairman with regard to court action arising to compel the legislature to enact legislation; and in the absence of the legislature enacting such legislation, then the court preparing such legislation. It seems to me that that is bad policy, and a very unfortunate precedent, should that prevail.

THE CHAIRMAN: May I interrupt you? What is the status of your amendment at the moment?

DELEGATE HARDWICKE: It is being prepared, Mr. Chairman, and it would make it clear that this is a matter of policy, not a matter of law.

THE CHAIRMAN: Could you state, so that I can consider the matter, what the nature of the amendment would be?

DELEGATE HARDWICKE: Yes, sir.

It would state, "it shall be the policy of this State that the state government shall, by appropriate action, conserve, enhance, improve and protect the natural resources and environment, and scenic beauty of the State."

THE CHAIRMAN: Under the rule we cannot act on the amendment until it is printed and ready.

I would suggest to the Committee of the Whole that we would save time, if there were no objection, to proceed to a discussion of the amendment, with the understanding that we would not act on it until it is actually on each desk. Is there any objection to that procedure?

In the absence of objection, the Chair will recognize Delegate Hardwicke for the purpose of discussing his proposed amendment, with the understanding that we will not act on it until it is printed and before us.

I understand that the amendment is actually in the process of being printed now?

DELEGATE HARDWICKE: Yes, Your Honor.

THE CHAIRMAN: You may proceed, Delegate Hardwicke.

DELEGATE HARDWICKE: I can repeat it very slowly so the members of the Committee can interlineate, if they so desire.