

with a document that is a good one for the State, and not be so concerned with the question of whether or not we are getting a little bit impatient.

I suggest that our impatience is not going to harm us so much as it will harm the rest of the State and our children.

THE CHAIRMAN: Are you ready for the question?

*(Call for the question.)*

The question arises on the adoption of Amendment No. 17 to Committee Recommendation JB-1.

A vote Aye is a vote in favor of Amendment No. 17. A vote No is a vote against. Cast your votes.

Have all delegates voted?

Does any delegate desire to change his vote?

*(There was no response.)*

The Clerk will record the vote.

There being 11 votes in the affirmative and 103 in the negative, the motion is lost. The amendment is rejected.

The Chair would like to take this opportunity to acknowledge the presence in the gallery of thirty-six students from Kensington Junior High School of Montgomery County, and fourteen students of Tacoma Park Junior High School in Montgomery County. We are delighted to have them with us.

*(Applause.)*

THE CHAIRMAN: Delegate Grant, do you still desire to offer your amendment EJ.

DELEGATE GRANT: I would like to offer it, but I would like to offer it with a very minimum of debate.

THE CHAIRMAN: Very well. Let me ask the pages to distribute Amendment EJ.

Please mark this Amendment No. 18. I might say the Chair had some difficulty with this amendment, in deciding whether or not it was equivalent to the amendments previously offered. It might appear to be such, but in combination with the other language, I do not think it is. I think the amendment is in order, although the effect of it is included in some of the other amendments in conjunction with other matters.

For what purpose does Delegate Miller rise?

DELEGATE B. MILLER: Mr. Chairman, you acknowledged fourteen students from Tacoma Junior High School. There are ninety-four students here with their teacher today. I would like that to be noted.

THE CHAIRMAN: Thank you.

The Clerk will read Amendment No. 18.

READING CLERK: Amendment No. 18 to Committee Recommendation JB-1 by Delegate Grant: on page 4 section 5.11 Commissioners strike the last sentence on lines 1 through 4, inclusive, and insert in lieu thereof the following: "Commissioners may exercise such power as prescribed by law."

THE CHAIRMAN: Is the amendment seconded?

DELEGATE BENNETT: Seconded.

THE CHAIRMAN: The amendment having been seconded by Delegate Bennett, the Chair recognizes Delegate Grant to speak to the amendment.

DELEGATE GRANT: This is essentially the same amendment as Amendment 14, the last thing we voted on yesterday. What it says simply is that instead of commissioners exercising power to prescribe by rule, which obviously this Convention does not want, that they would exercise such powers as prescribed by law.

This would mean that if the General Assembly in its wisdom so desired, it could give to the judiciary the authority to prescribe the power of commissioners by rule. If the General Assembly did not trust the judiciary, as this Convention has indicated there may be some doubt, then it could prescribe the powers by law.

I think it should be made eminently clear exactly what the desires of the Convention are on this point because if it is not allowed to be done by the General Assembly, it means that short of a constitutional amendment, the commissioners will be restricted to the very few powers which are set forth in the section as it now stands.

I think the Convention should indicate that it desires the commissioners to have these powers and no more short of constitutional amendment or that it desires the General Assembly to be able to handle the situation as times change.

THE CHAIRMAN: Delegate Mudd.

DELEGATE MUDD: Mr. Chairman, ladies and gentlemen of the Convention, I must rise to oppose this amendment, and