

if you are going to vote for a superior court in every county, with which the people have very little contact, and then have circuit riders in the district courts, I think it is absolutely unfair to the people, whose only contact with the law for the most part, is marital trouble or traffic court violations. I think it is important to have a judge close to the subject matter who will understand the circumstances, rather than riding around in a 110 mile district, which I represent as the state senator.

THE CHAIRMAN: Are you ready for the question?

*(Call for the question.)*

The question arises on the adoption of Amendment No. 18 to Committee Recommendation JB-1. A vote Aye is a vote in favor of Amendment No. 18. 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 69 votes in the affirmative and 60 in the negative, the motion carries. The amendment is adopted.

The pages will distribute the amendment marked BL.

DELEGATE E. CLARKE: Mr. President.

THE CHAIRMAN: Mark this Amendment No. 19.

Delegate Clarke.

DELEGATE E. CLARKE: Mr. Chairman, ladies and gentlemen, seated in the gallery above the President's desk are 35 students from the ninth grade class of Kensington Junior High School. These young ladies and gentlemen are accompanied by their teacher, Mrs. Tiff, and are visiting the Convention at the suggestion of Miss Susan Hickey, a member of the class, who was born in Montgomery County and who has added a great deal to its charm.

THE CHAIRMAN: Delighted to have them with us.

The Clerk will read Amendment No. 19.

Delegate Grant, the Chairman understands this amendment, although offered by

Delegate Hardwicke, is the one that you had contemplated offering?

DELEGATE GRANT: This is correct.

THE CHAIRMAN: Read Amendment No. 19.

READING CLERK: Amendment No. 19 to Committee Recommendation JB-1 by Delegate Hardwicke: On page 4 Section 5.11 Commissioners strike out line 3 and insert in lieu thereof the following: ", in incarceration pending hearing, and other matters as may be prescribed by law, and then".

THE CHAIRMAN: The Chair has difficulty with the amendment, because it does not take into consideration Amendment No. 16, which amended lines 2 and 3. The Chair understands that the amendment is not intended to alter in any way the change in section 5.11 made by Amendment 16; is that correct? Delegate Hardwicke.

DELEGATE HARDWICKE: That is correct, Mr. Chairman. Actually to complete this, forget what goes before the addition. The phrase "and other matters as may be prescribed by law" is intended to precede the clause "and then only as prescribed by rule," and it is not intended to reject Delegate Bothe's amendment, but to add to whatever language she had inserted in her successful amendment, the words "and other matters as may be prescribed by law."

THE CHAIRMAN: With this understanding the Chair accepts the amendment.

Is there a second?

DELEGATE BENNETT: I second.

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

DELEGATE HARDWICKE: Mr. Chairman, ladies and gentlemen of the Committee of the Whole: the purpose of this amendment is to make it clear that the commissioners may exercise other powers similar to those named. We are not intending to permit the commissioners to set the world on fire, or to get into other judicial areas, but we do think in proposing this amendment that they ought not be frozen to the limited phraseology that is set forth in lines 2 and 3. This would permit the legislature to add additional, similar functions, and I want to emphasize, similar and consequently over the next 50, 60 or 70 years, to give the commissioners some