

For what purpose does Delegate Storm rise?

DELEGATE STORM: I was just going to say one sentence which would have taken shorter time than this apology, but I was just going to say the statistics do not really cover the issue.

When I was a trial magistrate I worked a lot of times and did not put it down. You are a family counsellor; on this court level you do a lot of service for people that never gets into the statistics, and you keep things out of formal court.

THE CHAIRMAN: That is a mighty long sentence, Delegate Storm.

For what purpose do you rise, Delegate Murray?

DELEGATE MURRAY: Basically to speak against the motion to reconsider. However, I find myself in the peculiar position of rather wishing that you would reconsider it, in order that you may confirm your previous vote. I have no desire to pass through the door and then lock it against you. If you want to reconsider, fine; but the way this discussion has gone, the debate has been made before the reconsideration, and if this is going to be the situation, I want to repeat my plea for the district judge. For my part, I would rather be without the superior judge than the district judge. I merely say this to emphasize what I feel is the importance of the judge of first jurisdiction.

THE CHAIRMAN: Are you ready for the question?

DELEGATE CLAGETT: Mr. Chairman.

THE CHAIRMAN: Delegate Clagett.

DELEGATE CLAGETT: Mr. Chairman, a glance at that board a moment ago indicated that it was all red. That indicates that there is a boiling point in this deliberation. On this question, I suggest to you that careful consideration is what is required.

THE CHAIRMAN: The question arises on the motion to reconsider the vote by which Amendment No. 18 was adopted. A vote Aye is a vote to reconsider. A vote No is a vote against. If the motion prevails, Amendment No. 18 will be again before you. If the motion fails, Amendment No. 18 remains adopted.

A vote Aye is a vote to reconsider. A vote No is a vote against. Cast your votes.

Has every delegate voted? Does any delegate desire to change his vote?

(There was no response.)

The Clerk will record the vote.

There being 58 votes in the affirmative and 72 votes in the negative, the motion is lost.

The Chair has no other amendments to section 5.11. Are there any other amendments?

The Chair has no knowledge of any other amendments to sections 5.01 through 5.11. Are there such amendments?

The Chair hears none. We have, therefore, concluded consideration of the first portion on the debate schedule dealing with court structure.

The Chair recognizes Delegate Powers.

DELEGATE POWERS: Mr. Chairman, I move the Committee of the Whole rise and report.

THE CHAIRMAN: Is there a second?

(Whereupon, the motion was duly seconded.)

THE CHAIRMAN: All those in favor, signify by saying Aye; contrary, No. The Ayes have it. It is so ordered.

(Whereupon, at 12:55 P.M. the Committee of the Whole rose, and the Convention reconvened.)

(The mace was replaced by the Sergeant-at-Arms.)

PLENARY SESSION

NOVEMBER 17, 1967—12:55 P.M.

PRESIDENT H. VERNON ENEY,
PRESIDING

THE PRESIDENT: The Convention will please come to order.

On behalf of the Committee of the Whole the Chair reports that it has had under consideration Committee Recommendation JB-1; that it has concluded consideration of sections 5.01 to 5.11, still has the recommendation under consideration, and desires leave to sit again.

Are there any announcements necessary to be made before recess?