

DECLARATION OF RIGHTS

THE CHAIRMAN: The motion is to refer back to Committee Section 1 of the proposed draft with instructions to prepare either in a preamble or in one of the sections, or a combination, the substance of the present Articles 1, 4, 6, and the first clause of Article 7 of the Declaration of Rights, without provision for the violent overthrow of the government.

The motion carried 13 to 4.

At the meeting of the Commission on September 20, 1966, the Committee presented a revised Section 1, based upon the present Constitution:³⁶

All Government of right originates from the People and is instituted solely for the good of the whole.

The People of this State have the sole and exclusive right of regulating the inter-

³⁶ 5 PROCEEDINGS OF THE MARYLAND CONSTITUTIONAL CONVENTION COMMISSION 1966, Meeting of September 20, 1966, at 134 ff (unpublished papers of the Commission in ENOCH PRATT FREE LIBRARY, UNIVERSITY OF MARYLAND LIBRARY, MARYLAND STATE LIBRARY, JOHNS HOPKINS UNIVERSITY LIBRARY).

nal government and police thereof, as a free, sovereign and independent State.

The right of the People to participate in the Legislature is the best security of liberty and the foundation of all free Government.

All persons invested with the Legislative or Executive powers of Government are the Trustees of the Public, and, as such, accountable for their conduct.

Mr. Gentry suggested changing the word "Legislature" to "Government."

The Committee also submitted the previously proposed draft as a preferred alternative, which they deemed "simple, concise and meaningful":

All political power originates in the people and all government is instituted for their liberty, security, benefit and protection.

THE CHAIRMAN: The question arises on the motion as to whether the official draft shall include the revised Section 1 or the Committee draft. A vote "aye" is in favor of the revised draft.

The motion failed 8 to 15.

BIBLIOGRAPHY

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