

1 is defeated and I would propose and like to see the vote  
2 on this basis that Section 3 be the first sentence of the  
3 proposed Section 3, and the second part be struck.

4 MR. SCANLON: How does that go?

5 THE CHAIRMAN: I am not following you at all.

6 MRS. BOTHE: That the Maryland Declaration of  
7 Rights only contain the provision analogous to the Federal  
8 provision that no law shall be enacted respecting the  
9 establishment of religion and the balance of the proposal  
10 as well as what Mr. Case proposes not be in the new  
11 Constitution.

12 I would like to comment briefly. We have had  
13 so much recent litigation on the question of Church  
14 and State, most of it arising from this issue of whether  
15 you are required to worship God or a belief in God at all,  
16 that I think it is folly for a new State Constitution  
17 to contain provisions which will leave open the positive  
18 Schweglow case arising in Maryland again. I think the law  
19 should simply require the Legislature to be restricted  
20 by what has become the Federal constitutional concept,  
21 and the new Constitution ought to leave all the religious