

1 be compelled against his consent to appear or produce
2 a document only by the two-thirds vote.

3 MRS. BOTHE: That is right. I wouldn't con-
4 template every time a witness is requested, he would have
5 to be approved by the two-thirds majority.

6 THE CHAIRMAN: Any discussion?

7 DR. BARD: We are hopeful Congressman Miller
8 will speak on some of the issues that arose in connection
9 with the subpoena power and the necessity for it.

10 MR. MILLER: I was called away for a short
11 time. I don't know where we have gotten.

12 THE CHAIRMAN: Let me state very briefly,
13 Mr. Miller. The statement has been made in the absence
14 of some provision in the Constitution, the Legislature
15 as a part of the exercise of the power of sovereignty
16 has the power to compel attendance of witnesses and books
17 and papers. Not all Members of the Commission are ready
18 to accept that at the moment, and the Committee is to
19 document it one way or the other.

20 What we are doing is taking a series of votes
21 to take the sense of the Commission as to whether there