

1 very seriously whether that would be a Constitutional  
2 exercise of a judiciary executive.

3 MR. SYKES: Another answer would be you have  
4 to have a judicial order before you have any body to carry  
5 the duty out and the judicial order would be a writ of  
6 execution or a judgment for somebody, or something of that  
7 kind.

8 DR. BURDETTE: Who is going to administer it?

9 THE CHAIRMAN: Excuse me?

10 DR. BURDETTE: For example, would this flow  
11 to the administration of the State penitentiary?

12 THE CHAIRMAN: A judicial order is an order  
13 entered in a judicial proceeding and, in Maryland, we do  
14 not have judicial proceedings except in the adversary  
15 sense.

16 MR. MARTINEAU: You could, in this sense, a  
17 writ of habeas corpus directing him to bring a man into  
18 court.

19 THE CHAIRMAN: This you have now.

20 MR. MARTINEAU: That is nothing different than  
21 we have now. I don't think this really changes the law as