

1 THE CHAIRMAN: It seems to me that we don't
2 need to repeat the entire debate. It is clear that
3 under the motion made by Mr. Scanlan, the University of
4 Maryland would not have the constitutional autonomy that
5 was provided for by Section 3, and I think he has stated
6 that that is his intention. Now, ready for the question?

7 Let me make this statement before I take the
8 vote. I don't think it need be said. I think we would
9 all understand that the Section as redrafted is more
10 in accordance with my views than either the original
11 draft of Section 3 or the draft of Section 3 as amended.
12 Nevertheless, because of the fact that Mr. Smith was here
13 this morning and is not here now, that the vote was so
14 close and notwithstanding the fact that Judge Adkins
15 abstained from voting, I don't think that goes to the
16 whole question, the Chair will abstain from voting on
17 this question also.

18 All those in favor, please signify by a show
19 of hands. Contrary? The motion fails, 10 to 11. Any
20 further amendments? Any further discussion of Section 3?

21 MR. SAYRE: Mr. Chairman, if it turns out