

1 speak in opposition to the amendment?

2 Delegate Willoner, do you desire to speak in
3 favor of the amendment?

4 DELEGATE WILLONER: Yes, Mr. Chairman.
5 I really didn't think this was the time to speak on
6 this question, but Delegate Dukes is trying to make it a
7 question of judicial administration. I don't think it is
8 a question of judicial administration. Certainly, it is
9 unlikely that the legislature would ever get into this
10 area. The principle that is involved here, to me, is the
11 most serious principle. It is a question every delegate
12 is going to have to reach before this discussion of this
13 issue is over, that is, whether or not we are going to
14 delegate the legislative power to the courts.

15 To me this is a very very serious proposition.
16 While our present Constitution has concurrently delegated
17 this power, in this particular article we are delegating
18 power far beyond what is ordinarily considered an appro-
19 priate delegation of power to a judicial branch. It seems
20 to me that a stand must be taken here, although it would
21 be more likely to be taken at the last article when we