

1 decided without any dissent that there should be, and also  
2 that there should be no diminution in the size of the  
3 jury -- 12 jurors.

4 Now, we have added a second section that is  
5 new in the Constitution. It says this:

6 "An accused, except in cases punishable by  
7 death or life imprisonment, shall be entitled to release  
8 pending trial conditioned only upon such bail or other  
9 terms as are reasonably necessary to secure his appearance  
10 before the Court."

11 This is the law as it is supposed to exist,  
12 in theory, though it is not always in practice. I  
13 will make only this comment about this. We have submitted  
14 this to Mr. Charles Moylan of the States Attorney of Balti-  
15 more City and to Chief Judge Dulaney Foster of Baltimore  
16 City, and both of them have found there is no difficulty  
17 with respect to its terminology.

18 Finally, in Section 6 we have the right  
19 not to incriminate one's self, which is a basic concept  
20 that has been in the Maryland Declaration of Rights and  
21 is in the Fifth Amendment of the Federal Constitution.