

If there is anything that we can do to help the people to become a part of this democratic process, it is to hold the elected officials responsible. Through our research, we found that more legislation is defeated in committee than on the floor, and just a few people defeat it. If few people have that much power why shouldn't the people as a whole know who the people are who are defeating these bills since they are representing them. I think it very important that the votes of the major committees, I do not mean the subcommittees, as Senator James mentioned, be recorded so that everybody will know who is voting for, and who is voting against, so that they can be held responsible for it.

THE CHAIRMAN: Your time has expired.

DELEGATE GILL: People will then have a chance to take a part in this democratic process.

I hope you will vote against the amendment.

THE CHAIRMAN: The Chair desires to interrupt the debate to make this suggestion.

The statements just made by the Chairman of the Committee as to the interpretation of section 3.17, while clear as to the intent to the Committee, may raise considerable question in construction of the Constitution.

The Chair has suggested to the Chairman of the Committee that consideration be given following the suggestion of Delegate Hardwicke that the portions of this section which the Committee Chairman referred to as those to which substantial compliance would be sufficient, be put in a separate section and perhaps be phrased in such a way as by a direction to include it in the rules as to make this intent clear, and leave in this section only those explicit provisions which the Committee intends to be not only mandatory but as to which literal compliance is necessary.

The Chairman of the Committee would like to try his hand at drafting such an amendment. I, therefore, suggest that we postpone for the moment further consideration of sections 3.17 and 3.18, and lay aside Amendment No. 20, and proceed to a consideration of the Minority Report on section 3.18, and by the time we have concluded, I think the Committee will be able to make a suggestion as to section 3.17.

Delegate Storm.

DELEGATE STORM: Mr. Chairman, I am sure that you have given this problem a good deal of thought and probably have some suggestions as to how this will be handled.

I have a little trouble over how widespread the remarks that are made, such as those we have been putting on the record of the various committees' intentions in adopting certain language, will be printed and distributed? Will the average attorney be able to get them inexpensively? Will they be furnished to all? Will the new constitution be footnoted with things like this?

Would you explain that?

THE CHAIRMAN: I would hope that the transcripts of the debates which this Convention is directed to have published will be published in printed volume form, and be readily available, certainly in all law libraries. It would certainly be available to lawyers, if there were sufficient demand. I have no doubt that it will in time prove to be the most important volume for any lawyer who has a constitutional problem to solve. A short answer to your question is that, pursuant to the enabling act, plans will be made to publish the debates.

Delegate Henderson.

DELEGATE HENDERSON: I am having a little difficulty—

THE CHAIRMAN: Delegate Henderson.

DELEGATE HENDERSON: I merely suggest this to the Chairman. I am having a little difficulty with the words, "substantial compliance". If the Constitution directs something to be done and it is not done, I doubt whether anything short of having this done could be compliance at all. On the other hand, if it is simply a clerical error that he has in mind, something which you might say that would be an oversight it still might be substantial compliance. However, it is not a very happy phrase and I have a little difficulty with it.

THE CHAIRMAN: That is the difficulty that caused the Chairman of the Committee to confer with the Chair about the matter and I think we can avoid the use of that term.

Delegate Gleason.

DELEGATE GLEASON: Mr. Chairman, I do not want to prolong the postponement of this section, nevertheless the postponement will actually expedite the work of this Convention. I am concerned with the suggestion by the Chair and the suggestion of