

Clark will not desire to present his plan for fractional voting.

The Chair recognizes Delegate Clark.

DELEGATE J. CLARK: In accordance with the explanation, I yield the floor to Delegate Sherbow.

THE CHAIRMAN: The Chair recognizes Delegate Sherbow.

DELEGATE SHERBOW: Mr. Chairman; thank you, Delegate Clark.

I wish to offer an amendment to page 1, section 3.04, the effect of which will be to strike out the words "one hundred five" and insert "one hundred twenty." The amendment is ready and will be passed out, and I am personally asking the members of the Committee to please add the name after Sherbow, James, Sybert, the name of E. J. Clarke, C-l-a-r-k-e.

I am prepared now, if it is in order, to move the adoption of the amendment, but I do not know whether it has been passed around yet.

THE CHAIRMAN: The Clerk will read the amendment. This will be Amendment No. 8, to Committee Recommendation LB-1, and as requested, please add to the sponsoring delegates the name of Delegate Clarke, C-l-a-r-k-e. The Clerk will read the amendment.

READING CLERK: Amendment No. 8 to Committee Recommendation LB-1 by Delegates Sherbow, James, Sybert and E. J. Clarke: On page 1 section 3.04 titled, Composition of the Legislature, line 24, strike out the words "one hundred five" and insert in lieu thereof the words "one hundred twenty".

THE CHAIRMAN: The Chair recognizes Delegate Sherbow for the purpose of moving the amendment.

DELEGATE SHERBOW: Mr. Chairman, I move the adoption of the amendment. I would like to add only one word.

THE CHAIRMAN: We will give you that opportunity as soon as the amendment is seconded.

*(Whereupon, the motion was duly seconded.)*

You may proceed.

DELEGATE SHERBOW: Members have asked me why we do not have some reference to the number of senators. This is an amendment to section 3.04, and it, there-

fore, will read as follows: "The number of members of each house of the legislature shall be as prescribed by law, but the number of delegates shall not exceed one hundred twenty and the senators shall be one-third the number of delegates."

That is the explanation I wish to make.

THE CHAIRMAN: The Chair recognizes Delegate Bamberger.

DELEGATE BAMBERGER: Mr. Chairman, I desire to offer an amendment to Amendment No. 8 to Committee Recommendation LB-1. If it is available, I will deliver it to the desk.

THE CHAIRMAN: I understand the amendment is on its way, and I understand further, Delegate Bamberger, that the effect of the amendment is to change one number.

DELEGATE BAMBERGER: The effect of the amendment is to change in Amendment No. 8 the words "one hundred twenty" to the words "one hundred eight". The effect is, as Delegate Sherbow has pointed out, to provide for a Senate of 36 members and a House of Delegates of 108 members.

THE CHAIRMAN: The amendment is on its way over and in order to save us time, in the absence of objection, the Chair would be disposed to permit debate to continue on these two amendments, the printed amendment to be delivered to your desk within the next five minutes or so. Is there any objection?

Is Delegate Bamberger's amendment seconded?

DELEGATE GALLAGHER: Yes, Mr. Chairman, I so move.

The Committee of the Whole will please come to order.

The question arises on the adoption of Amendment 1 to Amendment 8, the effect of which would be to change the words "one hundred twenty" in line 4 of the amendment to the words "one hundred eight". The Chair recognizes Delegate Bamberger to speak in favor of the amendment.

DELEGATE BAMBERGER: Mr. Chairman, ladies and gentlemen of the Convention and of the Committee, because of the procedure under which we operate in the Committee of the Whole, this body would not reach the point at which it could deliberate upon and vote upon the Committee's recommendation of a Senate of 35