

schools of New Hampshire from the lottery revenue \$1,850,000.

I do not think it has worked in New Hampshire, I do not think it will work in Maryland and I urge you to uphold the committee recommendation.

THE CHAIRMAN: Delegate Dukes.

DELEGATE DUKES: Mr. Chairman, I will reserve two minutes for myself and yield the rest of my time.

THE CHAIRMAN: Delegate Sherbow, do you have anyone else to whom you desire to yield?

DELEGATE SHERBOW: No, Mr. Chairman.

THE CHAIRMAN: Delegate Dukes.

DELEGATE DUKES: I believe that if the Committee does not retreat, someone in this body will offer an amendment which will weasel down the present proposal so we can protect the churches, and all the people back home who may not like to vote for the present proposals. I suggest to you if such an amendment comes along, it is not better than what we have. That which we have before us now is at least a clear-cut issue. Judge Sherbow stood on his feet and said he was against lotteries and he came out and proposed a bar on not only state lotteries and political subdivision lotteries, but all lotteries. If he said all gambling, I would probably support it myself.

I suggest to you, however, that if an amendment comes along that restricts this back to the State and political subdivisions, we then have a situation where we do not know what lotteries are. It might be bingo. Therefore, because some of our friends use bingo, we better protect the users of bingo.

I submit to you purely and simply, Delegate Scanlan framed the issue. This is a matter that does not belong in the constitution. To weasel all around to protect the people back home, none of these is fit for the type of work this Convention has been doing.

I urge you to vote against the Committee Recommendation.

THE CHAIRMAN: Delegate Sherbow.

DELEGATE SHERBOW: Do I have any time left?

THE CHAIRMAN: You have three and a half minutes.

DELEGATE SHERBOW: I shall try not to duplicate what has been said but

inevitably I think I must. I simply ask you to take these items into consideration. When a governor of one of the New England states says that repeal of this lottery ban will open up the possibility not only of a state-run lottery, but lotteries conducted by local government and private operators, that he considers it as being worse than the existing Constitution and urges the Constitutional Convention not to submit it to the people for fear it would be overwhelmingly defeated, this should be a matter for you to consider.

With respect to the opinion as to what is lottery and whether bingo is included, I do not have anything in the way of a legal opinion for you except the opinion of Judge Sachs in the Circuit Court of Anne Arundel County who in a lengthy opinion ruled bingo is not lottery.

I do not have anything for you except the opinion of Judge Evans, Matthew Evans, who in a lengthy opinion in the Circuit Court of Anne Arundel County, ruled bingo is not lottery.

What I am saying to you is that the issues here are very simple. I urge you, I urge you as seriously as I know how, that this is one of the issues of transcendent importance to you and that you support, I urge you, the report of the Committee. It is the right decision, I believe, to make.

THE CHAIRMAN: Under the debate schedule, there is time available for uncontrolled but limited debate and this would also be the appropriate time for any amendments. In order to decide whether to continue now and take a vote before recess, the Chair would like to inquire whether there are any other delegates who would like to speak on this question, one side or the other. Just stand up if there are.

Very well. There is thirty minutes time allowed. And I do not think we should attempt to do that before the dinner recess. I think I should make this announcement to you, however. I understand that there is at least one and perhaps there are two or maybe more amendments which may be offered. The chair has been asked whether it would be possible to submit the present recommendation to a vote and if the vote was against the recommendation, that is, as to a disapproval, would it then be possible to submit an amendment? The Chair has indicated that under the rules under which the Committee of the Whole is operating, this would not be possible. But the same end could be achieved, if the committee wanted to, by proceeding to take a vote