

ington, D. C. It is very rare that I have observed Delegate Scanlan speaking even once on a subject about which he knows little.

Today you have been treated to an even more rare occurrence. Delegate Scanlan has spoken two or three times on a subject of which he knows nothing and he has asked questions also. We next heard from big-city lawyer Moser who spoke twice on the subject and also asked questions.

Then we moved to big-city lawyer Gallagher who is now smiling at me across the room and from there to big-city lawyer Bamberger who not only has spoken twice on the subject but has asked a number of questions. But if I am not mistaken, he is a partner in the law firm which is getting a retainer from the City of Baltimore and one of whose jobs is to secure the defeat of this particular amendment.

You, then, were treated to a discussion between big-city lawyer Bamberger and big-city lawyer Moser. They, of course, were discussing the Clagett amendment and trying to figure out which way to vote in order to enable the City of Baltimore to receive special treatment.

You will notice at the conclusion of that, that Delegate Bamberger leaned over his desk to confer with Delegate Moser and that then both Delegate Bamberger and Delegate Moser voted against the Clagett amendment which would have required uniform treatment throughout the State. I say do not put it in the constitution.

This will allow Maryland to do whatever it needs to to protect the subdivisions.

DELEGATE J. CLARK (presiding): Delegate Bamberger.

DELEGATE BAMBERGER: I rise on a statement of personal privilege. I feel I have to reply to the big lawyer from whatever place he comes from.

I have no idea what may be the position of any partners or associates in my law office or of the City of Baltimore with respect to sovereign immunity.

For myself, I am opposed to the concept of sovereign immunity. My only position is that I believe that it is a question on which we do not have the facts and I therefore only urge that we leave the question to be decided by the General Assembly when they had some idea of what grievance it inflicted upon the people and what cost it might inflict upon political subdivisions.

DELEGATE J. CLARK (presiding): Are there any further discussions?

DELEGATE M. SMITH: I am a country lawyer from one of the smallest counties here. I consistently represent plaintiffs. I do not like the doctrine of sovereign immunity. However, I think there is a responsible way to proceed and the responsible way is by the adoption of this amendment.

DELEGATE J. CLARK (presiding): Is there any further discussion?

DELEGATE BENNETT: Parliamentary inquiry. If this amendment is defeated and it can be defeated, the question recurs on the Majority Report of the Committee, does it not?

DELEGATE J. CLARK (presiding): No, sir, I do not think so. Further amendments could be offered, but there would be no further vote on section 7.

DELEGATE BENNETT: The only way to get the excellent language in the Committee Report, assuming this amendment is approved, would be to offer another amendment resorting to the —

DELEGATE J. CLARK (presiding): If this amendment is approved, it will take the place of section 7 in the Committee Recommendation.

DELEGATE BENNETT: You would have to defeat this amendment and all other amendments in order to get the committee language.

DELEGATE J. CLARK (presiding): It can only change by amendments. When the amendments cease, we can pass on to the next section.

DELEGATE BENNETT: I confess, then, I do not really know how to vote. I want the committee language in its original form. Now how to get that, I do not know.

DELEGATE J. CLARK (presiding): Delegate Miller.

DELEGATE MILLER: Mr. Chairman, is it not true that if you wanted section 7 in its original form as stated by the Committee, you would vote no on all amendments to section 7 so that section 7 would remain in the Majority Report?

DELEGATE J. CLARK (presiding): If this is defeated and there are no further amendments, then we will have section 7 as it is.

Delegate Churchill Murray.