

some caseworkers. That has been the approach to it.

I suggest that this process is underway and will be continued and that adopting or rejecting this will not expedite it one iota.

Furthermore, it seems to me by putting it in the constitution in such broad terms you may create more problems than you solve because this amendment is obviously designed for witnesses in civil cases and all sorts of things which certainly would require some legislation or rules to implement, and that process is now well underway, so it would be my thought that it would be unwise and unnecessary to include it in the constitution.

THE PRESIDENT: Delegate Koger.

DELEGATE KOGER: Mr. Chairman and ladies and gentlemen, I think this is a very necessary amendment. We have heard so many things that the Legislative Council has under consideration that if you go to the legislative reference room you will find it a graveyard of things of this kind.

We should consider which things are evident in what we are considering now. To Judge Child I want to say when you have to post a five hundred dollar bond, it will cost you about fifty dollars. I do not know whether you know that around Baltimore very few people have fifty dollars to put up to pay for a bond. That means whether they are guilty or innocent, they have to be put in jail. I think this is a most necessary amendment.

It says in here "to such restraints as necessary." I recall having served on a grand jury. I recall on one occasion where a lady who had been criminally attacked was put in jail as a witness because she was unable to do anything about it. She was held against herself as a witness. There are conditions such as these that this amendment, I think, will cure.

Therefore, I think this amendment should be supported, and it is a very necessary one in order to obtain justice for people.

THE PRESIDENT: Delegate Burdette, do you desire to speak in opposition?

DELEGATE BURDETTE: I do not, Mr. President. I wish to seek information.

THE PRESIDENT: State your inquiry.

DELEGATE BURDETTE: My inquiry is not parliamentary, but merely to discover which provisions in law amplify this language here to take care of a situation

in which the problem is not of assuring appearance, but of insuring that an extraordinarily dangerous criminal does not continue to commit similar crimes.

THE PRESIDENT: I will permit you to put the question to Delegate Grant if we find out first if other delegates desire to speak.

Do any other delegates desire to speak in opposition?

Delegate Fox, do you desire to speak in favor?

DELEGATE FOX: Very, very briefly, sir.

THE PRESIDENT: Proceed.

DELEGATE FOX: I am most reluctant to disagree with Judge Child because there is no one in this Convention for whom I have more respect and more admiration. When Dale Adkins and I get into a dispute back down home, we get Judge Child to arbitrate. I have to remind him and remind all the delegates that in Wicomico, Worcester, and Somerset Counties there is no way to get bail. There is no bail bondsman. There is a fly-by-night man that sometimes, if you can catch him and pay him some money, will be able to bail you out, but there is not any bail bond service.

Unless the people who have got the key realize they have an obligation to turn the man out if they possibly can, rather than to keep him if they possibly can, all the provisions we have in the present law with regard to bail really do not do much good. If you get locked up on Friday night and you have not got the wherewithal, it may be very well Monday or Tuesday. This happens to youngsters very frequently who go to Ocean City during the summer time. They are charged with such serious offenses as drinking beer. They will spend the weekend in jail and their parents will have to drive down from Baltimore to get them bailed out or what is worse, they will call me at two o'clock in the morning and get me to ride over to Ocean City to get them bailed out. I rise in support of the amendment.

THE PRESIDENT: Delegate Grant, will you yield to a question by Delegate Burdette?

DELEGATE GRANT: Yes.

DELEGATE BURDETTE: If you have not heard the question, I will restate it.

DELEGATE GRANT: Please restate it.