

READING CLERK: A memorandum from Richard W. Kiefer, Chairman, Personal Rights and Preamble Committee, Subject: section 1.17 of S&D Report 9 entitled, Collective Bargaining.

THE PRESIDENT: The memorandum will be received and distributed.

Are there any other reports?

*(There was no response.)*

Are there any motions or resolutions?

*(There was no response.)*

If not, we will proceed to consideration on second reading of various committee recommendations not yet considered on second reading. The first will be the committee recommendations covered by the Recommendation of the Committee on Style, S&D-17. This includes Committee Recommendations GP-7, dealing with amendment to the constitution; GP-8, dealing with constitutional conventions; GP-9, dealing with the definition of common law; and GP-12, effective date of the constitution.

The report you want in front of you is the tan report, S&D-17.

The Chair recognizes Delegate Penniman, Chairman of the Committee on Style.

This report includes a section dealing with government during emergencies which I think was originally included in Committee Recommendation GP-3, and may have been in one of the R&P—

DELEGATE PENNIMAN: R&P-1 and LB-3.

THE PRESIDENT: The report you want is Style and Drafting 17.

Before we take up Committee Report S&D-17, I understand there is a motion to be read across the desk. Motion No. 8, Mr. Clerk.

READING CLERK: Motion No. 8, by Delegates Koss, and others.

A MOTION to reconsider the vote by which Committee Recommendations S&E-1 and S&E-2 (Report S&D-11) as amended were adopted on second reading in order that the vote by which Amendment No. 2 to Committee Recommendations S&E-1 and S&E-2 was adopted may be reconsidered.

THE PRESIDENT: The Chair understands that this motion is desired by the Committee in order to make a technical correction which would require suspension

of the rules to consider. It will be placed on the Calendar for action later this afternoon, at which time Delegate Koss will be requesting a suspension of the rules. For this reason, the motion is referred to the Committee on Calendar and Agenda.

Delegate Penniman.

DELEGATE PENNIMAN: I will go quickly through the changes in the style, and what is now listed as item 10, amendment of the constitution.

Section 10.01 has included the words "It is" in line 10 to refer back to "legislature", for clarification only.

In the next section, on constitutional amendment, there is virtually no change made. The custom has been to take an affirmative vote of a majority of all of the members to make it clear that it is more than simply the voting of a quorum, regardless of what direction they happen to go.

In 10.03, constitutional conventions, it is primarily a matter of chronology that is involved. We shifted in order to get the calling in one section, and then the approval to follow, which we reduced to say "may be adopted in the name manner as amendments," in order that we do not have to go back through the same detail that we have in the prior section which tells us how it shall be adopted and what its effective date shall be, whether produced by convention or in some other way, in the case of amendment. In our case in 10.03 it is only by convention.

Section 10.04 is exactly the same as it came to us.

The final item here is one which we proposed to put into the declaration of rights. This is the one which has the original provisions from the declaration of rights, which said that the constitution shall not be suspended; but then in section 3.19, as we approved it, we did provide for a suspension of the constitution under certain circumstances.

We were asked by the Committee of the Whole to put the two together, so that is what we have done in the provision on page 3, lines 17 through 31 — or actually our changes begin in line 19: "The provisions of this constitution shall not be suspended, exempt temporarily during an emergency caused by disaster or enemy attack, and then only to the extent necessary to preserve continuity of state and local public offices and governmental operations. The General Assembly by law shall prescribe