

Mr. SANDS. I am glad the gentleman finds the gentleman from Prince George's (Mr. Clarke) and myself working together at last.

Mr. CLARKE. I think the gentleman and myself still differ entirely, and I think the gentleman from Baltimore city (Mr. Cushing) does not understand either the position of the gentleman from Howard (Mr. Sands) or of myself.

The question being then taken upon the motion of Mr. CUSHING to strike out, it was not agreed to.

Mr. PARRAN. I think the phraseology of this rule might be somewhat improved by changing the order of the words, and I therefore move to strike out the words "at any time thereafter," and to insert the same after the words "shall be in order."

The amendment was agreed to.

Rule 48th having been read,

Mr. SANDS said: I move to strike out the rule as reported and to insert:

"Upon calls of the Convention, or in taking the yeas and nays on any question, the names of the members shall be called by counties in alphabetical order."

I offer this because if arranged alphabetically the delegations are divided and very frequently members will miss the call of their names; but when called by counties the call of one member from a county is a notification to each of the others that his name is near at hand. I simply desire that we may vote by counties.

Mr. JONES of Somerset. It has been uniformly the rule here, I believe, in Convention and in legislation, to call by counties, and this rule is a departure from it. Certainly it seems more convenient that a delegation should be called together than that their names should be called alphabetically, so that they may answer at one time, and calling one may notify others of the delegation and save the necessity of calling their names a second time. I hope we shall continue to call by counties, as we have heretofore been in the habit of doing.

Mr. DANIEL. The lists have all been printed in this way, and I see no difficulty arising from calling one member of a delegation at one time and another at another time. It seems to me most convenient to call the names in alphabetical order. Members can consult together as well as now, to determine which way they will vote.

Mr. SANDS. The fact that the rules have been printed as they are does not interfere with our adopting this amendment. We have already changed them in other respects; and we can change them in this provided it effects a public good, and I believe it does, for the reason suggested by the gentleman from Somerset (Mr. Jones) that a call of one member is a notification to other members.

Mr. KENNARD. We should adhere to the rule, if there were no other argument, be-

cause it is in accordance with the progress of the age. The members of the House of Representatives are called alphabetically, and I see no reason why we should not be. Our names were called alphabetically this morning by the Assistant Secretary, and it was perfectly satisfactory to the members of the Convention. I think the rule ought to stand as reported by the committee. The amendment of the gentleman from Howard county, (Mr. Sands,) I am of opinion, defeats itself. If my understanding of its reading is correct, it proposes an alphabetical arrangement of the delegations from each county, as they stand, as such, which would amount to nothing more than calling their names promiscuously. Hence, if the rule as reported, be not adopted, the Convention may as well adhere to the old custom of calling the delegations by counties. But I much prefer the calling of the names of the members alphabetically, because it comports with the spirit of the age, and is more convenient. I should judge from the fact that the names were thus called this morning, that the Secretary, under the expectation that we should adopt the rule, had had the list of names printed in that way.

Mr. SANDS. I did not suppose we could make an alphabetical call which would correspond to the list by counties at all; but I merely desired that the counties should be alphabetically arranged, beginning with Anne Arundel.

Mr. PETER. I think, as a matter of convenience, the order of the names should remain as it is; because if alphabetically arranged, we can at once determine how near we are to voting, by merely referring to the list, but if arranged as proposed by the gentleman from Howard, this would be very difficult, unless in the list each county were to be stated.

Mr. BERRY of Baltimore county. With the provision that the name of the President is to head the list, an amendment which I will propose, I like the rule for one reason assigned by the gentleman from Baltimore city, (Mr. Kennard,) and to which the gentleman from Howard has referred this morning, that it is an established rule or custom in Congress. I think it has another advantage, in its present form, that it makes gentlemen think for themselves, and not catch the answer of the first one on their delegation, as I know has been the habit very frequently in our Legislatures. I think that is the strongest reason that can be adduced in favor of this, that it allows gentlemen to think for themselves, and vote for themselves, and not come in and say—How did so-and-so vote? and follow his lead. I am decidedly in favor of the rule, heading the list with the name of the President.

Mr. HERR. The gentleman cites the action of Congress with regard to this amendment,