

Delegate Morgan stated at the outset of his report this morning that the Committee assumed that that action would require an elected attorney general, but recognized it was not compelled.

Delegate Weidemeyer.

DELEGATE WEIDEMEYER: In Delegate Jett's fine remarks on the history of the great attorneys general, he concluded his statement by saying he hoped we would give careful consideration to this amendment.

My question is does he wish us to adopt it or reject it?

THE CHAIRMAN: Delegate Jett.

DELEGATE JETT: If there is any question in your mind about it, I sincerely hope that you will adopt it.

THE CHAIRMAN: Are there any other questions to the sponsor? Delegate Morgan.

DELEGATE MORGAN: Mr. Chairman, I do not think anything I would say on this matter would change any votes, so I am going to sit down and ask that we vote on it.

THE CHAIRMAN: Very well, are you ready for the question?

*(Call for the question.)*

The Clerk will ring the quorum bell.

The question arises on the adoption of Amendment No. 4 to Committee Recommendation EB-2.

A vote Aye is a vote in favor of Amendment No. 4. A vote No is a vote against. Cast your votes.

Has every delegate voted? Does any delegate desire to change his vote?

*(There was no response.)*

The Clerk will record the vote.

There being 31 votes in the affirmative and 94 in the negative, the motion is lost. The amendment is rejected.

There are several other amendments to these two sections. They appear to the Chair to be amendments that could be disposed of very quickly. I would like to proceed. If we get into prolonged debate we will suspend and recess for lunch.

Delegate Jett.

DELEGATE JETT: Mr. Chairman, I wish to withdraw the Amendment E which I proposed.

THE CHAIRMAN: Lunch will be sooner than expected. Thank you, sir.

Delegate Gill, do you desire to offer your amendment H?

DELEGATE GILL: I do, Mr. Chairman.

THE CHAIRMAN: The pages will distribute amendment H. Amendment H goes to the first unnumbered section of the committee recommendation. It will be Amendment No. 5. The Clerk will read the amendment.

READING CLERK: Amendment No. 5 to Committee Recommendation EB-2, by Delegate Gill:

On page 1 section 1, Attorney General in line 17 after the period add this new sentence:

"No person elected attorney general for two full consecutive terms shall be eligible to hold that office again until one full term has intervened."

THE CHAIRMAN: The amendment is offered by Delegate Jett. Is there a second?

*(The amendment was duly seconded.)*

THE CHAIRMAN: The amendment having been seconded, the Chair recognizes Delegate Gill.

DELEGATE GILL: It has just been decided that the attorney general will be elected. Last week we passed section 4.02 concerning the governor, which included exactly the same words in Amendment No. 5.

Before the lieutenant governor was approved as a statewide elected office and to be placed in our constitution, we also said that he would be bound by that same qualification or requirement.

As mentioned, when I asked of Delegate Morgan in the questioning period if the Committee had considered this requirement, he said they had not taken a vote on it, and I think the Committee of the Whole should be recorded as to whether or not they think the attorney general should serve more than two terms, or whether he should be restricted to the two consecutive terms.

Of course I realize that before the lieutenant governor was added the attorney general job was really a stepping stone to the governorship, but now it is one more step removed, so this might not be as vulnerable a requirement as it was in the past.

I hope this amendment will be voted on, and naturally I hope it will pass, or be approved.