

the Comptroller. With a court determination there can be no doubt in anyone's mind about the validity of the act and possible future suits will be forestalled.

Q. Governor, the Attorney General was asked for an opinion on April 28th. Did he in any way notify you before yesterday that the declaratory judgment was proposed?

A. He advised me in a routine written opinion that the law was constitutional.

Q. But the request that came from the Comptroller never reached your office?

A. No, I wasn't specifically advised of that, and I wouldn't expect to be made aware of it.

Q. Governor, on other tax subjects, if I may, last week it was one of the loopholes that was exploited which would permit corporations to be excluded from paying a capital gains tax for the first half of this year. Now, one of the State legislators, Senator McGuirk, is calling today on you to call a special session to erase that inequity. Would you respond to that?

A. My belief is, although I have no written opinion on this at yet, that this contention is not a valid contention. And I have got to wait for the Attorney General's formal opinion in this regard, but, from what I can learn about the situation, the contentions raised are not valid and the corporations will not be treated any differently than individuals. Therefore, there would be no necessity for any special session.

Q. What if the Attorney General's ruling turned out to be otherwise? Would you consider it?

A. I doubt it. I don't think that it's a matter that would require bringing the Legislature back into session. Certainly, the thing could be treated so that the next session of the Legislature might be able to make suitable adjustment, or to reason their way out of whatever dilemma might have arisen.

Q. Are you suggesting a retroactive tax?

A. I'm not suggesting it, no. I'm simply saying that these matters can be adjusted.

Q. What do you mean by adjusted?