

1 the Court serves as a finder of fact, determining whether
2 in its judgment the governor is disabled and therefore,
3 unable to carry out the duties of the office. Under this
4 section, the Court serves its more typical role deciding
5 what sections 4.06 through 4.10 mean and how they affect
6 the rights of the parties before the court.

7 Section 4.12, Message to General Assembly:

8 This section recognizes the governor's responsi-
9 bility to report to the people of the State through their
10 elected representatives. It also recognizes the desirabili-
11 ty of the governor's direct involvement in the legislative
12 process. The language of the section is similar to the
13 language of Article II, section 19 of the present Constitu-
14 tion.

15 Section 4.13, Convening the General Assembly:

16 This section gives the governor power to convene
17 the General Assembly or the Senate alone. It is similar
18 to Article II, section 16 of the present Constitution.
19 Although this draft section requires that the governor
20 issue a proclamation stating the purpose for which he has
21 convened the General Assembly into special session, the