

1 functions among its units which he considers necessary for
2 efficient administration".

3 But we finally agreed on giving him this vast
4 power because we were strengthening his hand but we didn't
5 want to give him the right to prescribe the functions and
6 do away with the legislature entirely. I don't believe we
7 need to go back to the Committee. I think the way we worked
8 it out was all right. The legislature will prescribe the
9 functions and really say what the policy or what the law will
10 do and the Governor has the right to say who will do what.

11 THE CHAIRMAN: Delegate Scanlan.

12 DELEGATE SCANLAN: I don't want to contribute to
13 semantics today here. Judge Adkin's lucid presentation
14 clarifies what I thought was clear, that there is no
15 necessary contradiction between the language "by law" in
16 4.18 and the language in 4.19. The only possibility of
17 contradiction arises if Mrs. Maurer's amendment is
18 successful and the temporary section is stricken. Then the
19 contradiction only arises if one takes the position that
20 an executive order having the force of law is nevertheless
21 "by law" as used in 4.18. I think there is not a difference