

The Clerk will read the amendment.

READING CLERK: Amendment No. 4 to Committee Recommendation EB-1 by Delegate Gallagher: On page 5 section 4.13, Convening General Assembly, in lines 29 and 30 strike out the words "the General Assembly or the Senate alone" and insert in lieu thereof the words "the Senate".

THE CHAIRMAN: Is the amendment seconded?

*(Whereupon, the amendment was seconded.)*

THE CHAIRMAN: The amendment having been seconded the Chair recognizes Delegate Gallagher to speak to the amendment.

DELEGATE GALLAGHER: Mr. Chairman and ladies and gentlemen of the Committee of the Whole:

The purpose of my amendment is to bring into harmony section 3.12 and section 4.13 already approved by the Committee of the Whole both of which deal with the power of the governor to convene the General Assembly.

Section 4.13 as we have it before us now in the Committee on the Executive Branch Report is a bit more stringent with respect to the circumstances under which the Governor may convene a special meeting of the General Assembly. In section 3.12 which we have already approved, we provided that the governor could convene a special session of the General Assembly at any time. We did not say that it had to be an extraordinary occasion such as is provided in 4.13, nor did we say that the governor must state the purpose for which he has convened the special session.

The purpose of Amendment No. 4 is to strike out everything pertaining to the governor's calling the General Assembly, thereby making the language of section 3.12 operative and yet to retain in section 4.13 the power of the governor to convene the Senate alone by proclamation which I assume the Committee on the Executive Branch wanted to take care of for advise and consent situations. Hopefully the Committee on the Executive Branch will find this amendment acceptable.

THE CHAIRMAN: Delegate Morgan?

DELEGATE MORGAN: Mr. Chairman, the Committee on the Executive Branch has no objection to this amendment. It is a matter that is already taken care of in the legislative branch article and the only additional matter in this article is the power

of the governor to convene the Senate alone.

THE CHAIRMAN: You acquiesce in the amendment?

DELEGATE MORGAN: Yes, I acquiesce in the amendment.

THE CHAIRMAN: Any further question?

Delegate Bamberger.

DELEGATE BAMBERGER: Mr. Chairman, if this amendment is adopted, may the attention of the Committee on Style be directed to the possibility of including this power of the governor to call a special session of the General Assembly in one section which would probably be 3.12 and they could bring it to us in the second reading.

THE CHAIRMAN: The Chair believes that kind of change is within the power of the Committee on Style, Drafting and Arrangement and I recommend the Chairman of the Committee to make a note of it.

Any further discussion?

*(There was no response.)*

Are you ready for the question?

*(Call for the question.)*

The question arises on the adoption of Amendment No. 4. A vote Aye is a vote in favor of the amendment, 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 120 votes in the affirmative and 2 in the negative, the motion is carried and the amendment is adopted.

We will now revert to section 4.03. I will ask the pages to distribute Amendment AI, Delegate Storm's amendment. This will be Amendment No. 5.

The Clerk will read the amendment.

READING CLERK: Amendment No. 5 to Committee Recommendation EB-1 by Delegate Storm: On page 2 Section 4.03, Lieutenant Governor, in line 6 after the word "governor" add the words: "but the General Assembly may limit the powers and duties which the governor may delegate to the lieutenant governor".