

DELEGATE WEIDEMEYER: Can you tell me the specific language in this amendment which gives him those duties and those powers and prerogatives?

THE CHAIRMAN: Delegate Weidemyer, Delegate Morgan told you the provision as to membership on the Board of Public Works or board of intergovernmental review or whatever it is to be called is in a separate amendment.

DELEGATE WEIDEMEYER: If it is, I did not see it.

THE CHAIRMAN: Delegate Della.

DELEGATE DELLA: Delegate Morgan, will you yield for a question?

THE CHAIRMAN: Delegate Morgan.

DELEGATE MORGAN: Yes.

THE CHAIRMAN: Delegate Della.

DELEGATE DELLA: In Amendment No. 7 you state that the comptroller shall not be head of the finance department. Are you going to make provision for a finance department?

THE CHAIRMAN: Delegate Morgan.

DELEGATE MORGAN: I assume that the finance department or the fiscal department or whatever you want to call it will be one of the principal departments of the state government.

THE CHAIRMAN: Delegate Della.

DELEGATE DELLA: Will you not have to make some provisions for that?

THE CHAIRMAN: The Chair is unclear when you say "make some provisions". You mean in the Constitution?

Delegate Della.

DELEGATE DELLA: No, I mean with your transitional proposals to the legislature.

THE CHAIRMAN: Delegate Morgan.

DELEGATE MORGAN: I do not think there is any necessity for making any provision for a finance department or any other principal department.

THE CHAIRMAN: Delegate Della.

DELEGATE DELLA: There is no finance department in existence today as a finance department.

THE CHAIRMAN: Delegate Morgan.

The Chair would point out to you that the words "finance department" in this

amendment are in small letters. The Chair would not take it that that referred to that name as a proper name necessarily but rather as descriptive. I would assume that under the drafting rules that we have been following that if it was intended that finance department be the name of a department it would be in capital letters.

Delegate Della.

DELEGATE DELLA: Will you yield to a question?

The comptroller's office now has the duty to collect taxes. Are we to create a department or have the General Assembly create a department to collect taxes and have a director over that department?

THE CHAIRMAN: I again am unclear in your question; if you mean by "we" the Constitution, I take it that the question you asked is answered by the other sections of the committee recommendation, namely those referring to the organization of the executive branch, 4.18 and the following section.

Delegate Della.

DELEGATE DELLA: Under those proposals then I suppose the General Assembly will have to provide for a so-called finance department.

THE CHAIRMAN: The Chair would assume so.

I direct the question to Delegate Morgan.

DELEGATE MORGAN: I assume that there is going to be a finance department or a department of fiscal affairs or department of treasury or some other name in the state government and in that department will be the function of all tax collecting which is now performed by the comptroller's office.

THE CHAIRMAN: Delegate Della.

DELEGATE DELLA: In other words, your Committee recognizes that problem.

THE CHAIRMAN: Delegate Morgan.

DELEGATE MORGAN: Oh, yes, certainly.

THE CHAIRMAN: Delegate Della.

DELEGATE DELLA: The language that I was looking for in answer to your question is in 4.18 that says "All functions, duties and powers of the executive and administrative offices, agencies, and instrumentalities of the executive branch of state government shall be prescribed and allo-