

Delegate Hickman.

DELEGATE HICKMAN: Would Delegate Maurer yield for a question, please?

THE CHAIRMAN: Delegate Maurer.

DELEGATE MAURER: Gladly.

THE CHAIRMAN: Delegate Hickman.

DELEGATE HICKMAN: Is it my understanding that there would be concurrent power between the executive and the legislature if your amendment passes?

THE CHAIRMAN: Delegate Maurer.

DELEGATE MAURER: This is my understanding of the various interpretations that we have been given today.

THE CHAIRMAN: I believe that is correct.

Delegate Hickman.

DELEGATE HICKMAN: One further question. Which would take precedence?

THE CHAIRMAN: Delegate Maurer.

DELEGATE MAURER: I assume if they are concurrent, they are co-equal.

THE CHAIRMAN: Delegate Hickman.

DELEGATE HICKMAN: You mean as far as the governor having the veto and the legislative having the power to pass the bill?

THE CHAIRMAN: Delegate Maurer.

DELEGATE MAURER: Either.

The legislature could use the routine procedure subject to veto and then the governor could initiate a reorganization plan subject to veto in the legislature, but the governor could not create a new program; he could only reorganize existing functions, but the legislature could also create new programs.

THE CHAIRMAN: Delegate Hickman.

DELEGATE HICKMAN: You are referring to section 4.18 at the present time, is that correct?

THE CHAIRMAN: Delegate Maurer.

DELEGATE MAURER: Yes, sir.

THE CHAIRMAN: Your answer, Delegate Maurer?

DELEGATE MAURER: Yes, sir.

THE CHAIRMAN: Delegate Hickman.

DELEGATE HICKMAN: That is the organization of the departments?

THE CHAIRMAN: Delegate Maurer.

DELEGATE MAURER: Yes, sir.

THE CHAIRMAN: Delegate Hickman.

DELEGATE HICKMAN: One further question. Would it be possible for a department such as the Motor Vehicle Department to be made a principal department and where we have a commissioner who is under the merit system to be relieved of his job under this?

THE CHAIRMAN: Delegate Maurer.

DELEGATE MAURER: It is my understanding that any person under the merit system could not be deprived of his merit system rating; I am not sure you could say he has his rating as a head of a principal department because we do not have principal departments at the present time, but it is my understanding that a person keeps his rating within the merit system and would be in a position to have a position of a similar nature.

THE CHAIRMAN: Delegate Hickman.

DELEGATE HICKMAN: May I ask if Delegate Morgan agrees with that answer?

THE CHAIRMAN: Yes, but before you do, I think maybe someone could correct Delegate Maurer's inadvertent statement. There are principal departments under the statute at the present time.

DELEGATE MAURER: Under the existing departments as we speak of them under the organization department.

Thank you very much.

THE CHAIRMAN: Delegate Morgan, do you yield to a question?

DELEGATE MORGAN: Yes.

THE CHAIRMAN: Delegate Hickman.

DELEGATE HICKMAN: Delegate Maurer said anyone under the system would retain that system under the new constitution and under this section do you agree with that?

THE CHAIRMAN: Delegate Morgan.

DELEGATE MORGAN: If the Motor Vehicle Department were made a principal department, the head of the Motor Vehicle Bureau would not be the head of the principal department. The head of the Motor Vehicle Bureau would maintain his status