

will be delegated to him" was reversed. The way I understood it this morning it was "such duties as delegated to him by the governor and then such other duties as being prescribed by law." Then just a few minutes ago I believe it was Delegate Hodge Smith who used the term: "Such duties as prescribed by law and such duties as delegated by the governor." It seems to me we should bring it back to where it was this morning before the discussion of the power and duties that was held.

Did I understand it right this morning? Was the sequence in there wrong?

THE CHAIRMAN: I do not think that is entirely true.

Delegate Morgan, will you respond?

DELEGATE MORGAN: I believe Delegate Henderson did advert to the fact that the sequence was wrong and that it should be turned around the other way, but on consideration after the debate this morning, it seemed to me that "that prescribed by law" was in itself too broad. If you wanted to have it "prescribed by law and approved by the governor," that would be something else again. But to have the General Assembly prescribe the duties for lieutenant governor over the governor's objection or over the governor's veto seems to us too broad.

THE CHAIRMAN: Delegate Beachley.

DELEGATE BEACHLEY: That was intentionally left out then?

THE CHAIRMAN: Delegate Morgan.

DELEGATE MORGAN: That was intentionally left out.

THE CHAIRMAN: Delegate Beachley.

DELEGATE BEACHLEY: Thank you.

THE CHAIRMAN: Delegate Raley.

Delegate Mentzer.

DELEGATE MENTZER: I agree with Delegate Gleason that we should draw a distinction between power and duties and I have some suggested language that I wondered if Delegate Morgan would give his opinion on.

THE CHAIRMAN: State your inquiry.

DELEGATE MENTZER: Could the section read, "lieutenant governor shall perform such duties as may be delegated to him by the governor but no powers specifically given to him by the constitution shall

be delegated. The lieutenant governor also may have other duties as prescribed by law."

THE CHAIRMAN: Delegate Morgan.

DELEGATE MORGAN: Will you wait just a minute while I confer?

THE CHAIRMAN: Delegate Morgan, the Chair has the feeling that the questions which have now been continuing to you for thirty or more minutes and the doubts that have been expressed and the suggested changes that have been made indicate that perhaps it might be better if we would break off this discussion to give you and your staff advisor and other members of your Committee an opportunity to consider this amendment over the evening. In the light of the suggestions that have been made, do you think that that would be desirable?

DELEGATE MORGAN: That would be fine with me, Mr. Chairman.

THE CHAIRMAN: Delegate Rybczynski.

DELEGATE RYBCZYNSKI: Mr. Chairman, allow me to ask just one more question.

Mr. Morgan, is it possible that what your Committee means is that the governor can assign temporary duties or temporary things to be done and not permanent for the entire term of their respective offices? Is it possible that what you are seeking is a temporary kind of thing in any one instance?

THE CHAIRMAN: Delegate Morgan.

DELEGATE MORGAN: Well, I imagine a lot of delegations would be temporary delegations. Many other delegations would be —

THE CHAIRMAN: The Chair did not mean to cut off the other questions that might be for the enlightenment of the committee. Does Delegate Willoner desire to ask a question? Delegate Bamberger? Delegate Gilchrist?

DELEGATE GILCHRIST: I would like to ask a question.

THE CHAIRMAN: State the question.

DELEGATE GILCHRIST: Would the delegation of powers not be inconsistent with section 4.01 in which you vest the executive powers of the State in the governor? How can you give them to someone else if that is the situation?