

Pages please distribute Amendment V. Mark this Amendment No. 21.

The Clerk will read the amendment.

READING CLERK: Amendment No. 21 to Committee Recommendation EB-1 by Delegate Morgan. On page 8 section 4.20, Heads of Principal Departments of the Executive Branch, in lines 1 and 2 strike out the following: “, including the chief legal officer and the chief fiscal officer.”

THE CHAIRMAN: The amendment is proposed by Delegate Morgan. Is there a second?

DELEGATE CLARK: I second it.

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

DELEGATE MORGAN: This language in section 4.20 was written prior to the time that an elected comptroller and elected attorney general were agreed to. Now it is completely unnecessary, and we ask that it be stricken out.

Certainly all of the principal functions that properly belong to the executive functions are required to be allocated within principal departments under section 4.18. Section 4.18 does not apply to constitutionally ascribed functions in any event, nor does Section 4.19 — at least it is not intended to apply.

So we ask that the words “including the chief legal officer and the chief fiscal officer” in lines 1 and 2 on page 8 be stricken from the Committee Recommendation.

THE CHAIRMAN: So that the record will be clear and to make sure that the Chair understands you, it is not intended by the elimination of the words “chief fiscal officer” to indicate that the head of the fiscal department as a chief fiscal officer would not be appointed?

That is not the intention?

DELEGATE MORGAN: That is not the intention.

THE CHAIRMAN: Is there any discussion? Are you ready for the question?

A vote Aye is a vote in favor of Amendment No. 21; a vote No is a vote against.

Before we take the vote, the Chair should call your attention to the fact that at least one, and there may be more, switch is temporarily inoperable because liquid has been

spilled into the switch, either coffee, coke, or something of the sort.

Delegate Boyce's switch is inoperable this morning. If your switch does not operate please do not hold it over or try to make it operate, but instead let the Reading Clerk know and announce your vote orally.

The question arises on Amendment No. 21 to Committee Recommendation EB-1. 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.)*

Delegate Boyce, do not operate your switch. Record your vote orally.

DELEGATE BOYCE: Aye.

THE CHAIRMAN: Any delegate desire to change his vote? The Clerk will record the vote.

There being 110 votes in the affirmative and none in the negative, the motion is carried and the amendment is adopted.

Do you have any further technical amendments, Delegate Morgan?

DELEGATE MORGAN: Mr. Chairman, we have no more technical amendments to this section. We do have an amendment to section 4.03 which is not as yet available.

I suggest we go to the remainder of the sections and by the time we get along, the amendment to section 4.03 will be available.

THE CHAIRMAN: Very well.

I think we had concluded consideration of section 4.18. But to make certain, are there any other amendments to section 4.18?

The Chair hears none.

Are there any amendments to the unnumbered section marked “temporary provision”?

The Chair hears none.

Are there any amendments to section 4.19?

The Chair hears none.

Are there any amendments to section 4.20?

Delegate Maurer.