

DELEGATE CHABOT: If the Chairman feels that it is necessary that that amendment be specifically adopted in order to achieve the Committee's purpose, and I think that purpose is a desirable one, then I will offer up Amendment AR.

THE CHAIRMAN: Delegate Sybert, for what purpose do you rise?

DELEGATE SYBERT: May I make an additional reply to Delegate Chabot on this point?

THE CHAIRMAN: If it will help to consider this amendment, you may.

DELEGATE SYBERT: I would like to say that this wording was barred from the present Constitution because as far as the appointee is concerned, he is a temporary appointee, but the governor still has to nominate him for the permanent filling of the vacancy.

It is time-honored language. All the constitutional authorities know what it means and it is based on that. The governor goes ahead and makes a temporary appointment subject to confirmation by the Senate. The governor does have to nominate the person and get Senate approval.

THE CHAIRMAN: Delegate Chabot.

As a result of these colloquies, I am not sure that there is agreement.

THE CHAIRMAN: You pose a specific question to Delegate Morgan and let him answer, and then decide if you want to let him offer the amendment.

DELEGATE CHABOT: Delegate Morgan, is it the intention of the Committee that no person after being rejected by the Senate may be either appointed or nominated for the same office under the section as set forth in the last sentence of 4.24?

THE CHAIRMAN: Delegate Morgan.

DELEGATE MORGAN: That is correct.

I really think that the section needs the words "appointed to or nominated for the same office", because if you have a—

THE CHAIRMAN: You say you think the section does need the words?

DELEGATE MORGAN: Yes.

THE CHAIRMAN: I take it you want Delegate Chabot to offer his amendment?

DELEGATE MORGAN: I do.

THE CHAIRMAN: Pages please distribute Amendment AR. This will be

Amendment No. 24. The Clerk will read the amendment.

READING CLERK: Amendment No. 24 to Committee Recommendation No. EB-1 by Delegate Chabot: On page 9 Section 4.24, Interim and Recess Appointments, in line 37 after the word "again" insert the words "appointed to or".

THE CHAIRMAN: Delegate Bennett.

DELEGATE BENNETT: Second.

THE CHAIRMAN: Delegate Morgan, you have already indicated that you approve the amendment. Does anyone else desire to speak on the amendment?

DELEGATE MORGAN: Mr. Chairman, I have not seen the amendment yet.

DELEGATE KIEFER: Mr. President.

THE CHAIRMAN: Delegate Kiefer.

DELEGATE KIEFER: Mr. President, while this amendment is being passed about, may I rise to a point of personal privilege?

THE CHAIRMAN: State your privilege.

DELEGATE KIEFER: I would like to introduce forty-six intrepid Towson Senior High School students and their two teachers, Mr. Russell and Mr. Underwood, who braved the snow to come down and watch the deliberations, not only to watch the deliberations, but to observe two of their classmates who are acting as pages; William Price and Cathy Doss are being watched from above, so they better do a good job and not rest on their laurels.

Let us give them a warm welcome.

*(Applause.)*

THE CHAIRMAN: Delegate Morgan.

DELEGATE MORGAN: The amendment is accepted.

THE CHAIRMAN: Anybody desire to discuss the amendment? Will the pages please distribute the amendment to all delegates.

Delegates who do not have the amendment please hold your hands up so the pages can see where they are.

Does any delegate not now have the amendment?

Are you ready for the question? The question arises on the adoption of Amendment No. 24 to Committee Recommendation EB-1. A vote Aye is a vote in favor of the amendment; a vote No is a vote against.