

This, at least, would make you an independent officer, or somewhat independent, and people would have the right, because they would vote for you in both party primaries. Assuming you won both, you would then be elected. However, if you did not win both, you would run against opposition in the general election, but though Mr. Hanson said this would not happen, it would nevertheless allow the people to decide what kind of law enforcement officer they wanted, and it would prevent the state's attorney from being pressured by the other political office-holders to do favors, fixing tickets and things like that.

I think this is an excellent move. I think it would move state's attorneys throughout the State from being pressured politically.

THE CHAIRMAN: Does any other delegate desire to speak in opposition?

Delegate Byrnes?

DELEGATE BYRNES: Mr. Chairman, very briefly, I would like to re-orient this and make it clear that what we are attempting to do is lay the groundwork for the future where there may be an effort by the General Assembly to restructure the entire system of prosecuting in the State.

We do not think it is going to be possible if we leave pure partisanship as the basis for election; partisanship produces strains and stresses between parties and personalities, and we think that this is one little step we can take to lay that groundwork for future solidarity and harmony between all of these individuals.

Thank you, sir.

THE CHAIRMAN: Are you ready for the question?

*(Call for the question.)*

The Clerk will ring the quorum bell.

The question arises on the adoption of Amendment No. 25 to Committee Recommendation EB-1. A vote Aye is a vote in favor of Amendment No. 25. 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, have you voted or desire to vote?

DELEGATE BOYCE: Aye, sir. He has it.

THE CHAIRMAN: The Clerk will record the vote.

There being 52 votes in the affirmative and 62 in the negative, the motion is lost. The amendment is rejected.

Are there any other amendments to the unnumbered section, beginning on line 12, page 10?

Delegate Morgan, do you have an amendment to that section?

Very well. Are there any other amendments to the section dealing with state's attorneys?

The Chair hears none.

We will go back to section 4.03. We will consider the amendment.

Delegate Morgan.

DELEGATE MORGAN: Mr. Chairman, I have an amendment to section 4.03, designated BI.

THE CHAIRMAN: The pages will distribute amendment BI. This will be Amendment No. 26.

Delegate Morgan, this covers the same subject matter as Amendment No. 20. Is Amendment No. 20 to be withdrawn now? This was the amendment that was laid over.

DELEGATE MORGAN: Amendment No. 20 will be withdrawn, Mr. Chairman.

THE CHAIRMAN: Very well. Amendment No. 20 is withdrawn. We are now considering Amendment No. 26.

The Clerk will read the amendment.

READING CLERK: Amendment No. 26 to Committee Recommendation EB-1 by Delegate Morgan: On page 2 Section 4.03, Lieutenant Governor, strike out all of lines 4, 5, and 6 and insert in lieu thereof the following: "shall have only such duties as may be delegated to him by the governor, but no power specifically prescribed for the governor by this Constitution shall be delegated to the lieutenant governor under this section. To be".

THE CHAIRMAN: Are there any delegates who do not have this amendment before them now?

*(There was no response.)*

The amendment is moved by Delegate Morgan. Is it seconded?

DELEGATE JAMES: Second.