

DELEGATE GRANT: In this case, since it is a non-political office, you would not have to be concerned with meeting that qualification.

THE CHAIRMAN: Is there any further discussion?

Delegate Byrnes.

DELEGATE BYRNES: There has been some concern expressed concerning the plenary power of the General Assembly over local officials, and Delegate Grant has indicated to me privately that he would accept an amendment which we might interlineate at this point, if you would.

THE CHAIRMAN: What is the suggestion?

DELEGATE BYRNES: In line 6, after "constitution," add "or in the laws or instruments of government of counties or municipal corporations,".

THE CHAIRMAN: Delegate Grant, would you accept the suggested amendment?

DELEGATE GRANT: Yes, I would.

THE CHAIRMAN: Is there any objection to considering the amendment modified by inserting, after the comma in line 6 the words "or in the laws or instruments of government of counties or municipal corporations"?

*(There was no response.)*

THE CHAIRMAN: There being no objection, the amendment will be so modified.

Delegate Carson.

DELEGATE CARSON: Mr. Chairman, those words are not all inclusive. I think the phraseology desired would be "units of local government", and I would like to know whether Delegate Grant would accept that in place of what was read.

THE CHAIRMAN: The words "units of local government" in place of all that was read?

DELEGATE CARSON: In place of the words "counties or municipal corporations".

THE CHAIRMAN: Delegate Grant.

DELEGATE GRANT: I assume you mean the instrument of government of local units of government. Yes, that would be acceptable.

THE CHAIRMAN: Is there any objection to considering the amendment modified

in the following manner instead of the manner previously indicated by inserting after the comma in line 6 the words "or in the laws or instruments of government"—was it "a unit of government"?

DELEGATE CARSON: "Any unit of local government" I think would take care of it.

THE CHAIRMAN: Is there any objection to modifying the amendment by inserting after the comma in line 6 the words "or in the laws or instruments of any unit of local government,"?

Delegate Bennett.

DELEGATE BENNETT: Mr. Chairman, I am afraid I will have to object. This is getting confusing.

THE CHAIRMAN: Very well, there is nothing more needed than the statement of the objection. The amendment cannot be received unless printed.

Delegate Wheatley?

DELEGATE WHEATLEY: Mr. Chairman, I have a further question of Delegate Grant if he will yield at this time.

THE CHAIRMAN: Delegate Grant, do you yield for a further question?

DELEGATE GRANT: Yes, sir.

THE CHAIRMAN: Delegate Wheatley.

DELEGATE WHEATLEY: You made some lengthy statement about judicial review.

Would this be limited to action by the General Assembly that was arbitrary, capricious, or insufficient evidence? I am not quite sure how the judiciary would review the General Assembly unless it would be the same as reviewing a statute.

THE CHAIRMAN: Delegate Grant.

DELEGATE GRANT: The judicial review would include such method of review, with such jurisdiction, as the General Assembly would prescribe by law in the same manner they prescribe jurisdiction for any of their present courts, such as the Superior or District Court. They would prescribe the jurisdiction of the review. They may have original jurisdiction, however they want to do it, if there is an enabling act to name them to impose on the judiciary the duties of making the review of their investigation.

THE CHAIRMAN: One more question, Delegate Wheatley.