

1 any franchise or special privilege or creating any
2 vested right or interest shall be enacted as emergency
3 law. To me this bill creates an office and it grants
4 a franchise.

5 MR. SCANLAN: Originally the bill was not
6 proposed as an emergency measure.

7 MR. CASE: Your explanation doesn't touch
8 this point.

9 MR. SCANLAN: I know. Originally the bill
10 was not proposed as an emergency bill but in order to
11 provide a time schedule in which candidates could
12 file their candidacies between the time the Legislature
13 dealt with it and holding the special election at the
14 time this Commission had previously approved, it was
15 necessary to make it an emergency measure.

16 I suppose it is arguable whether or not
17 within the meaning of the constitutional provision to
18 which you refer it is arguable whether or not this
19 bill actually creates an office in the sense of the
20 Constitution.

21 MR. CASE: I am all for it being an emergency