

1 in effect until the new Constitution is developed and
2 adopted by the Convention, they would have to have
3 something to work with. I would feel the present
4 Constitution would be the one guided by or otherwise
5 you wouldn't have any Constitution.

6 THE CHAIRMAN: That has been my, speaking
7 only personally, my theory of the Convention anyhow but
8 I am not making any motion or suggesting that anybody
9 make a motion. Merely directing your attention to
10 it.

11 MR. CLAGETT: I think this language is
12 clear that he then undertakes to do all that. It
13 doesn't refer back to the past in any way. It seems he
14 then undertakes the obligation from that point on to
15 go ahead and do to the best of his judgment, 'diligently,
16 and faithfully, without partiality according to the
17 Constitution and laws of this state. In that sense I
18 see no reason not to include it.

19 JUDGE ADKINS: Suppose you say according
20 to law and change the whole phrase? Wouldn't that
21 answer it? There must be some law governing it.