

1 Constitution?

2 THE CHAIRMAN: I think it just refers to officers
3 being impeached. It doesn't, as I recall, confer the ex-
4 press power.

5 MR. SYKES: There's a big change. In Section
6 26 of Article 3, on Page 22, which says, The House of
7 Delegates shall have the sole power of impeachment in all
8 cases. Now, in the present text, we have in all cases,
9 Provided by law, and that would indicate to me that nobody
10 has any impeaching power in the State Government under this
11 new provision, unless a law has been passed by the Legis-
12 lature stating who is subject to impeachment, and I think
13 the solution would be to do the same thing that the old
14 Constitution did. There is an inherent impeachment power
15 and impeachment is a kind of common law doctrine going way
16 back and you can just strike out, Provided by law, and
17 eliminate the problem. I would so move.

18 JUDGE ADKINS: I second that motion.

19 THE CHAIRMAN: Any discussion? Are you ready
20 for the question? The question arises on the motion to
21 strike the phrase Provided by law, at the end of the first