

of holding elections for senators and delegates, and of making returns thereof, and to divide the several counties into election districts, for the more convenient holding of elections, not affecting their terms or tenure of office.

CHAP. 197.
districts to be regulated by law

SEC. 13. *And be it enacted*, That so much of the constitution and form of government, as relates to the Council to the Governor, and to the clerk of the council, be abrogated, abolished and annulled, and that the whole executive power of the government of this State, shall be vested exclusively in the Governor, subject nevertheless to the checks, limitations and provisions herein after specified and mentioned.

Executive Council abolished

Executive power vested

SEC. 14. *And be it enacted*, That the governor shall nominate, and by and with the advice and consent of the Senate, shall appoint all officers of the State whose officers are or may be created by law, and whose appointment shall not be otherwise provided for by the constitution and form of government, or by any laws consistent with the constitution and form of government; *provided*, that this act shall not be deemed or construed to impair in any manner, the validity of the commissions of such persons as shall be in office under previous executive appointment, when this act shall go into operation, or alter, abridge, or change, the tenure, quality, or duration of the same, or of any of them.

Governor to nominate and appoint officers

Present officers

SEC. 15. *And be it enacted*, That the Governor shall have power to fill any vacancy that may occur in any such offices during the recess of the senate, by granting commissions which shall expire upon the appointment of the same person, or any other person, by and with the advice and consent of the senate to the same office, or at the expiration of one calendar month, ensuing the commencement of the next regular session of the Senate, whichever shall first occur.

Appointment in case of vacancy during recess

To expire

SEC. 16. *And be it enacted*, That the same person, shall in no case be nominated by the governor, a second time during the same session, for the same office, in case he shall have been rejected by the senate, unless after such rejection, the senate shall inform the governor by message, of their willingness to receive again the nomination of such rejected person, for further consideration, and in case any person nominated by the governor for any office, shall have been rejected by the

Not to be re-nominated after rejection