

Under this last Section, I am of opinion, that the General Assembly has the power, by law, to provide for the compensation of all its officers, of whom the Speaker of the House of Delegates is one, and there being no Constitutional limit fixed for the amount of that compensation, that they have the power in making this provision for him to exceed the per diem allowance of four hundred dollars, if they think fit so to determine. The 10th Section of the 2d Article of the Constitution corroborates this conclusion, it declares, "that the Lieutenant Governor, while he acts as President of the Senate, shall receive for his services the same compensation which shall for the same period be allowed to the Speaker of the House of Delegates and no more." This reference to the compensation of the Speaker, for the same period as the measure of compensation to the President of the Senate, implies that there is to be some special compensation to be provided for the Speaker, which may vary at different periods and would not be made as such measure of compensation, if it was intended that the President of the Senate should have the same compensation as other senators and members of the General Assembly.

The Speaker of this House heretofore, and the presiding officers of the American Legislatures generally, receive additional compensation over the other members of the Legislatures, the Speaker of the House of Representatives about twice the compensation of the members. Cushing on Legis. Assem. Sec. 445.

The 2d Section of the 8th Article of the Constitution declares, that the Speaker of the House shall be a member of the State Board of Education, and as such, perform such duties as the General Assembly may direct, for which, according to the oath prescribed by the 7th Section of the 1st Article of the Constitution, prohibiting his receiving the profits of any other office, he cannot be remunerated unless by his compensation as Speaker of the House. Some intimations against this view are to be found in the debates of the Convention pages.