

1 with something that might have to be construed by the Court
2 of Appeals unless we clear it up in this present Consti-
3 tution. When the Convention proposes a judicial Article
4 saying all judicial power is vested in the Judiciary and
5 all executive power is vested in the Governor, unless
6 precise powers are vested to the Comptroller in the Con-
7 stitution, either directly or by necessary implication, the
8 question could be raised that any Comptroller established
9 only by statute could not exercise any powers which would
10 encroach or derogate from the powers of the Judiciary or
11 derogate from the powers of the public, that is one reason
12 why the Minority thinks the Comptroller should be provided
13 for in the Constitution and his powers spelled out.

14 THE CHAIRMAN: Delegate Grant.

15 DELEGATE GRANT: This would apply whether the
16 Controller was to be appointed by the Governor or elected
17 by the people.

18 THE CHAIRMAN: Delegate Bennett.

19 DELEGATE BENNETT: Judge Sybert. Did I under-
20 stand you to say that if the Comptroller did not serve on
21 the Board of Public Works, that would change your judgment