

first time around and fixed an effective date between that time and July 1.

In other words, it would be prior to the gubernatorial veto.

DELEGATE J. CLARK (presiding): Delegate Gallagher.

DELEGATE GALLAGHER: So it would be correct to say therefore, that if the legislature passed an act which was to become effective, say, July 1, 1968, and the governor vetoed it, and the legislature met the following September and overrode the veto, that unless it specifically provided some different time prior to the next July 1, 1969, the effective date of the overridden statute would be July 1, 1969?

DELEGATE J. CLARK (presiding): Delegate Morgan.

DELEGATE MORGAN: That is correct.

DELEGATE J. CLARK (presiding): Delegate Gallagher.

DELEGATE GALLAGHER: Now, on another point, in section 4.05, on line 33, page 2, the term of the governor shall begin on the first Wednesday of January following his election, unless there is a legal holiday. It is quite true that the Committee on the Legislative Branch has provided that the General Assembly shall meet on the third Wednesday of January, so that the governor would at least be in several weeks prior to their regular session, but we had provided also that the effective date of the beginning of the term of those members of that legislature shall be the second Wednesday in December, so that we have a situation where the term of the new legislators has begun on the second Wednesday of December following their election, which presumably takes place a month before in November. Thus you have the new legislature with a term beginning earlier than that of the new governor.

It would be theoretically possible, of course, for the old governor to convene the new legislature, but you do have this overlap with the executives and the two branches not beginning at the same time.

DELEGATE J. CLARK (presiding): Delegate Morgan.

DELEGATE MORGAN: That is correct.

DELEGATE J. CLARK (presiding): Delegate Gallagher.

DELEGATE GALLAGHER: That is agreeable to your Committee?

DELEGATE J. CLARK (presiding): Delegate Morgan.

DELEGATE MORGAN: Yes. It was my understanding that under the legislative branch article the General Assembly can meet before the third Wednesday for organizational purposes and it can specify by legislation, I gather, that it can begin its term in the year in which the governor takes office, maybe a month later.

DELEGATE J. CLARK (presiding): Delegate Gallagher.

DELEGATE GALLAGHER: That is correct. The act as we passed it or the language as we passed it does say that the legislature shall convene on the third Wednesday in January, or such other day as provided by law, so that the General Assembly could meet later in the year in which the governor was being sworn into office.

DELEGATE J. CLARK (presiding): Delegate Morgan.

DELEGATE MORGAN: That was my understanding.

DELEGATE GALLAGHER: That is correct. Thank you.

DELEGATE J. CLARK (presiding): Are there any further questions?

*(There was no response.)*

If not, we are going to have to have a little conference up here to see what the next procedure is.

It has been decided that we will move through this, section by section to see if there are any amendments.

The first order of business is to take sections 4.01 through 4.17. Are there any amendments to section 4.01?

Delegate Scanlan.

DELEGATE SCANLAN: Mr. Chairman.

DELEGATE J. CLARK (presiding): The Chair recognizes Delegate Scanlan.

DELEGATE SCANLAN: May I suggest the absence of a quorum?

DELEGATE J. CLARK (presiding): Ring the quorum bell, please.

The Clerk will call the roll.

Has everyone registered his presence? The Clerk will take the roll.