

DELEGATE MAURER: I have several substitute amendments for the Minority Report amendments. They carry out into a large extent the intent of the Minority Report, except in the field of education, but my amendments go through the existing paragraphs in the blue page and, therefore, I am not certain how I propose my amendment as a substitute for the Minority Report.

DELEGATE J. CLARK (presiding): Do you have a copy of your amendments?

DELEGATE MAURER: Yes, sir. Shall I bring them forward?

DELEGATE J. CLARK (presiding): Yes, please.

DELEGATE J. CLARK (presiding): Delegate Boyce can proceed.

DELEGATE BOYCE: A member of the Committee, Delegate Maurer, has a series of amendments that she would prefer to make to the Majority Report. They substantially do exactly what the Minority Report was trying to do and it might make it easier for everybody if I temporarily withdraw my three and see if the body would be willing to accept her amendments. This would satisfy us and then the Majority has four technical amendments that they would like to put in at the same time.

If I might have permission to do that.

DELEGATE J. CLARK (presiding): You have that permission. The Chair recognizes Delegate Raley.

DELEGATE RALEY: Mr. Chairman, there are some questions that I have — at least with the Minority Report, as submitted. You have an opportunity to ask questions; if you submit amendments it is a little more difficult. I do have some questions here. If it is substantially the same, I wonder if we could proceed with questioning Delegate Boyce?

DELEGATE J. CLARK (presiding): It is all related. I think perhaps this is all right. Go ahead and ask your question, Delegate Raley.

DELEGATE RALEY: Delegate Boyce, I have some difficulty in following what you say this does. I think it does some other things, and I am not so sure that I am not in favor of them, but I think we ought to understand it.

In section 4.20 you make no reference to the institutions of higher learning or to the State Board of Education, whereas in

section 4.21, which is the section that the committee submitted, it specifically says that those departments are excepted.

Now, in reading yours, it seems to me that there is at least some question that the governor can appoint the administrative heads of institutions of higher learning and also the state superintendent of education.

DELEGATE J. CLARK (presiding): Delegate Boyce.

DELEGATE BOYCE: The answer to that I think you will find in section 4.18. The difference between the Minority and Majority is in my 4.18; educational departments are taken outside of the 20 so they have been excepted from being principal departments, whereas they can be in the Majority Report one of the 20.

DELEGATE J. CLARK (presiding): Delegate Raley.

DELEGATE RALEY: Yes, but I think there is some difference.

It says that it may be outside of the principal departments, whereas in 4.21 of the Majority Report it specifically says that they cannot be appointed by the governor.

DELEGATE J. CLARK (presiding): Delegate Boyce.

DELEGATE BOYCE: Delegate Raley, you may well be right and I believe this is why Delegate Maurer was worried. She felt the same way I did, but she did not want her name on the Report and she was worried about that same thing. I do not have that information, but I think it is worthwhile to bring it up. I am sure Delegate Maurer will bring it up.

DELEGATE J. CLARK (presiding): Delegate Raley.

DELEGATE RALEY: I also have a few more questions.

Also, in section 20, there is a difference between that and the terms of office under 4.22 under the Committee Report where it says under the Committee Report that with regard to these boards, the governor shall be able upon taking office following his election, to appoint at least one-half of the members.

In your section 4.20 there is no reference to that. I would assume by that that the governor could appoint all of them.

DELEGATE J. CLARK (presiding): Delegate Boyce.