

for Natural Resources at the time that Senator Kerrey was Governor. The same type of change was made for the Department of Health when Governor Thone was in office. In both of those cases it was made more of a code agency. This is sort of a hybrid from a code agency in that the Governor is limited to making appointment of the director, however it is for a fixed period of years, or six years, can only be removed for cause, and the other aspect is the same where the Governor would continue to appoint members to the commission, as they do now, again can only...also be removed by cause...for cause. But the Governor does have the authority to designate who is to serve as chairperson of the commission, and that individual would serve at the pleasure of the Governor as chairperson. But if a Governor, the office of Governor wished to name someone else as the chairperson, they could do so, but they would have to be a member of the...one of the other six members, and the individual who was designated as the chairperson would still continue as a member. So there is a considerable degree of isolation from the political impact that sometimes have been discussed in this area of independent boards versus code agencies, and probably, I think, is a reasonable compromise as far as long-term public policy on this issue. In addition, as I indicated yesterday when there have been studies made, I can think of at least two, there may have been more, in which citizens were selected to look and review operation of state government, one of them was called the (inaudible) Hoover Commission, that was several years ago, and there's been at least one other, maybe two others. But in one of the themes they tended to emphasize expansion of the concept of a code agency, which the Governor has the right to appoint and those individuals serve at the pleasure of the Governor and could be discharged at any time for any reason. Historically, as I indicated yesterday, particularly in the fifties and sixties, there was a policy on the part of the state to establish more independent commissions, and the concept was that somehow we were tending to isolate those agencies then from political manipulation. The other side of the issue then remains that also there are not elected people who the citizens can go to if they have...

PRESIDENT ROBAK: One minute.

SENATOR WARNER: ...a grievance as to how it operates, and that elected person can do something. I think the proposal here for long-term policy is a good one, I think it's an acceptable one.