

1 thought ought to be given to whether or not you want
2 to go back now to what used to be the rule.

3 Quite apart from that, if you will notice it
4 says that no senator or delegate, after qualifying shall
5 be eligible for any office created. I have just spoken
6 to that, which shall have been created or the salaries
7 or profits of which shall have been increased during
8 the term. I pose this question. Suppose a senator in
9 his first year of a four-year term is appointed to the
10 Court of Appeals. Suppose in the third year of that
11 term after he has been serving for two years, the Legis-
12 lature increases the salary of all of the judges of the
13 Court of Appeals. Does this mean that that judge is
14 disqualified because of that act? This language would
15 so indicate, and I submit that it is incongruous in
16 this respect.

17 DR. BARD: Change it to, appointed.

18 MRS. FREEDLANDER: This is identical to Sec-
19 tion 17.

20 MR. CASE: There is another section in the
21 Constitution. What we did was, back in '48 we amended