

1 the next congressional election, not necessarily guber-
2 natorial.

3 THE CHAIRMAN: Any question? Any comment?

4 DR. JENKINS: Dr. Bard, what happens under
5 this provision if, let's say the next general election is
6 November 5. A Member dies on October 5, and there is not
7 time to get him in the mechanics of the election.

8 THE CHAIRMAN: The practical answer is the
9 Governor wouldn't appoint.

10 JUDGE ADKINS: That isn't the question. The
11 question is, how do you get somebody on the ballot?
12 Suppose he doesn't appoint?

13 THE CHAIRMAN: Dr. Bard?

14 DR. BARD: Dr. Winslow will comment on this.

15 DR. WINSLOW: I think the appointment would have
16 to be made early enough so that the machinery of the
17 general election could be put into operation. In other
18 words, that if it were October 5 or November 5, this is
19 an impossibility because you can't get his name on the
20 ballot. I think the calendar of the election would take
21 care of this.