

1 THE CHAIRMAN: Dr. Winslow, Judge Adkins'
2 question was a little beyond that, and he suggests
3 Dr. Jenkins' question was that irrespective of appoint-
4 ment, how would one who desired to get on the ballot
5 get on the ballot? I take it that the language as
6 drafted, he could not because there could not be any
7 mechanics by which one could get on the ballot unless and
8 until there had been an appointment by the Governor under
9 the Section as drafted.

10 DR. BARD: This is what we intended. We have
11 a feeling that if anything was to occur under conditions
12 of this sort, the Governor's appointment, at least this
13 is my feeling, the Governor's appointment would tend to
14 be a better one than one that might be rushed through
15 with none of the possibilities because there would be
16 one day, let us say, involved in there, too late for the
17 machinery to come into being.

18 DR. JENKINS: I think this is a legal question.
19 It may provide a basis for litigation.

20 THE CHAIRMAN: It seems to me that under the
21 language as written, if the Governor made an appointment