

1 anything about the vacancy being filled by election,  
2 either at the expiration or anything else. Is that your  
3 point, Dr. Burdette?

4 DR. BURDETTE: Yes.

5 DR. MICHENER: What we are trying to put here was  
6 the basic mechanism with the idea that much we have to do  
7 has been to supplement by legislation. We assumed this  
8 provided for an election, and would be provided by statute.

9 THE CHAIRMAN: That is not Dr. Burdette's point.  
10 All he is saying is that you provide here a means of fill-  
11 ing a vacancy for a part of an unexpired term by appoint-  
12 ment. You do not provide that the vacancy after the  
13 next general election shall be filled by election. The  
14 implication is, it is. His point is, you don't specific-  
15 ally state that the vacancy existing after the next general  
16 election shall be filled by election.

17 DR. BURDETTE: My suggestion came from the  
18 Chairman's comment which seemed very clear that if a per-  
19 son, for example, should resign from the Legislature in  
20 April of an election year, that the Governor would simply  
21 wait until after it were too late to get on the ballot,