

1 Contrary. Motion carried twelve to six. Mrs. Bothe?

2 MRS. BOTHE: I move deletion altogether of
3 Section 10. I would call the Commission's attention
4 to Article 2, Section 6, on Page 12 of the red book.

5 THE CHAIRMAN: Is the motion seconded? Any
6 second? Motion dies for want of a second.

7 MRS. BOTHE: I would like to say one thing
8 even though I know there is no motion on the floor.
9 I too am concerned lest there be anything improper
10 about the legislation which authorizes the Convention.
11 The way I read this Section 10 would be unconstitutional.
12 I think it would be rather foolish of us to suggest an
13 unconstitutional law to convene a new Constitution.

14 THE CHAIRMAN: Why would it be unconstitutional?

15 MRS. BOTHE: Section 6 says what the oath
16 shall be and says no other oath shall be prescribed and
17 here we are prescribing another oath.

18 THE CHAIRMAN: I would like to remind the
19 Commission in this connection that very early in our
20 work we were considering the question of whether the
21 Constitution and the office of Delegate to the Convention