

1 neglected or refused to take the oath. We feel it is  
2 superfluous and unnecessary to have this provision either  
3 in the Constitution or in the statutory law and we there-  
4 fore recommend its removal.

5 Shall I move on or shall we --

6 THE CHAIRMAN: We will follow the procedure  
7 and ask if anyone has a question or comment and, in the  
8 absence of a motion to the contrary, the recommendation of  
9 the Committee would be considered as having been approved.  
10 Are there any questions as to this particular provision?  
11 Any comments?

12 I have one question and I don't know that it is  
13 answerable. Is there any indication as to when the office  
14 becomes vacant in the event of a failure to take the oath?

15 MRS. BOTHE: We're going to consider, I believe,  
16 a few sections down, a provision which does state manner  
17 of qualifying for office and we recommend its deletion  
18 as well. So, I suppose the hiatus will be lengthened if  
19 we adopt that. No, there isn't, but I believe, without  
20 having read the cases cited here, that there is an implicit  
21 -- that if without having qualified within a reasonable