

1 there is a conviction would he be prohibited from holding
2 office of profit or trust thereafter, is that correct, or
3 does it apply where he refuses to take an oath or neglects
4 to take an oath?

5 THE CHAIRMAN: I assume it is the former, that
6 is, that the last provision is on conviction of violating
7 the oath. Is that correct?

8 MRS. BOTHE: That is our construction of it.

9 MR. HARGROVE: That is not very clear. Perhaps
10 it could be made --

11 MRS. BOTHE: I don't believe there has ever
12 been a case involving one who violated the oath after taking
13 it, under this Constitution.

14 MR. HARGROVE: You mean who has attempted to
15 gain a similar office?

16 MRS. BOTHE: I don't think the matter has been
17 construed. There are no annotations.

18 THE CHAIRMAN: I have a further concern about
19 what I suppose is this same question, the last paragraph
20 of your comment under this article, that it is the
21 Committee's feeling that the legislature could impose