

1 is ineligible to vote for mental incompetence but as  
2 I understand it, I am afraid I wasn't at the meeting  
3 when this was discussed, the Commission expressed the  
4 opinion at one time that this was inappropriate; if  
5 someone is mentally incompetent, he should not be allowed  
6 to vote and the General Assembly should not be given  
7 the power to say he can vote.

8 MR. MILES: The point is who determines  
9 whether he is mentally incompetent?

10 MR. CLAGETT: Aren't we actually worried  
11 about something that isn't necessary because the  
12 presumption would certainly be that he was mentally  
13 incompetent until somebody contested it, and when  
14 it was contested and it was proven that at the time  
15 he cast his vote that he was crazy, then you have got  
16 the determination, and if nobody chooses to contest  
17 it, then the presumption would carry?

18 MR. CLAGETT: By claiming he was mentally  
19 incompetent.

20 MR. CASE: When?

21 THE CHAIRMAN: On the day of election?