

1 provide. Any further discussion of that question?

2 JUDGE ADKINS: In an extreme situation
3 could somebody who supports the Nazi Party or indeed
4 somebody who supports Senator Goldwater be accused of
5 being mentally incompetent under a legislative definition
6 and still be constitutional?

7 THE CHAIRMAN: Is that a question?

8 JUDGE ADKINS: Yes, it is a question.

9 THE CHAIRMAN: I will ask the reporter if he
10 wants to answer it.

11 JUDGE ADKINS: You would leave yourself
12 open to that kind of extreme kind of definition of
13 mental incompetency.

14 MR. GENTRY: If you are subject to the
15 court, you might well leave it the way it is now.
16 That is the check you have now.

17 THE CHAIRMAN: Not necessarily. It seems
18 to me that if the Constitution says that a person
19 mentally incompetent is disqualified, that there
20 would be considerable latitude to the Legislature in
21 determining what is mental incompetency but not complete