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are so many arguments can be raised that it is just unfortunate.

SENATOR NEWELL: One other question, Senator Murphy.

PRESIDENT: One minute, Senator Newell, on your time.

SENATOR NEWELL: Yes. One other question and it is just for clarification, you mentioned that immediately following the next...after the election, is it after the election immediately following they shall draw up the five districts in those counties that have chosen the district election?

SENATOR MURPHY: That is the current provision and I have left it in the section on district and it says the county commissioners at their first meeting after the election shall redistrict. That has not changed. I have not touched that.

SENATOR NEWELL: Now is that before or after they have chosen the other two members, if they have just changed two?

SENATOR MURPHY: No, this would provide for the redistricting. I think the interpretation of the law under the filling of vacancies says a vacancy exists when you have an office and not an incumbent, so if the office becomes effective after the county canvass, you then have a vacancy and throughout the statutes there is an urgency to fill vacancies now and not put them off. In fact, that is what precipitated Senator Lamb's amendment last year to say in no event shall they wait longer than sixty days to do it but it doesn't say they shall appoint there but the provision is that if there is a vacancy they shall be appointed. So that is handled with them after the county canvass had certified the fact that the issue had carried, the vacancy would exist and the appointing panel should act within forty-five days.

SENATOR NEWELL: The likelihood is that they will draw up the districts prior to filling those two positions then?

SENATOR MURPHY: The provision in the statute, of course, allows any existing commissioners to retain their seat until the end of their term and two years afterwards there will be a complete election to fill the two appointive positions that are made at that time by this panel.

PRESIDENT: Time is up.

SENATOR NEWELL: So they will draw the districts...thank you, Mr. President.