

**DE 76-34A - October 29, 1976**

**Succession in Office**  
**Chapter 102, Florida Statutes, Article IV, Florida Constitution**

*To: Honorable Philip Ashler, State Treasurer and Insurance Commissioner, The Capitol, Tallahassee, Florida*

*Prepared by: Division of Elections*

This office has been asked when the term which you are serving as Treasurer-Insurance Commissioner ends, and when your duties and responsibilities under the Constitution of Florida and Statutes will terminate.

Although Section I of Article IV, Constitution of Florida, would appear to limit your appointive term to the first Tuesday after the first Monday following the General Election "i.e., November 9, 1976", the State Canvassing Board shall not meet until November 10, 1976, in accordance with Section 102.11, F.S., to declare who has been elected to office.

Accordingly, it is the opinion of the Division of Elections that you shall hold over until such time as the State Canvassing Board has canvassed the returns of the election, has declared who has been elected to the office of Treasurer and your successor has taken the oath of office. Your successor should promptly take the oath of office upon the declaration by the State Canvassing Board of his/her election to office.

Your duties and responsibilities shall immediately thereupon cease.