

1 DELEGATE NEEDLE: If you agree, that's fine.

2 THE CHAIRMAN: Delegate Sollins.

3 DELEGATE SOLLINS: Delegate Case, with regard  
4 to Section 8.01a, it is not the intention of the Committee  
5 I would assume, that an elected school board has any  
6 legislative power and therefore does not have the power  
7 to tax.

8 THE CHAIRMAN: Delegate Case.

9 DELEGATE CASE: Well, I could conceive of an  
10 elected school board, <sup>that</sup> ~~assuming that~~ under other provisions  
11 of the Constitution ~~it~~ could be delegated legislative  
12 powers, and I am not passing on that subject. In making  
13 that assumption then, it would be an elected body exer-  
14 cising legislative power.

15 THE CHAIRMAN: Delegate Sollins.

16 DELEGATE SOLLINS: Then it is possible within the  
17 meaning of this section for an elected school board to  
18 impose a tax if it should be so authorized by the General  
19 Assembly, is that what I understand you to say?

20 THE CHAIRMAN: Delegate Case.

21 DELEGATE CASE: Well, I have to consider whether  
or not under the present Constitution as it comes out it