

1 drafted it that the General Assembly shall not, then I
2 wrote it "No general or indefinitely continuing authority
3 shall hereafter be granted."

4 I think that language without amendment is
5 broad enough to cover any possibility of local government
6 grants of general domain or general assembly. I think it
7 prohibits both and it was so intended.

8 It recognizes the right to grant it but it
9 limits it, it cannot go on. When they give them that
10 authority to do their condemning, they must limit the
11 granting of the authority to such time as is reasonably
12 necessary to condemn for that particular project and in
13 any event not to exceed three years.

14 DELEGATE CLARK: Delegate Macdonald.

15 DELEGATE MACDONALD: Are public utilities which
16 have this power today similarly limited?

17 DELEGATE WEIDEMEYER: I don't think all of them
18 are. I think there are some instances in the earlier days
19 when possibly their authority to condemn is continuing.
20 And I think some courts have held where the franchise is
21 sold to another group and the legislature gives consent