

1 MR. MILLER: When we begin talking about mis-  
 2 demeanors, because of the strange, gray areas as to felonies  
 3 and misdemeanor, that's equally confusing. It seems to  
 4 me we ought to either spell out what kind of police regu-  
 5 lations a subdivision can establish on its own or saying  
 6 that it shall be done by law and be statewide.

7 MR. HOFF: I have a question that related to  
 8 Congressman Miller's question. Why could not this whole  
 9 matter of restriction be left to the General Assembly  
 10 rather than try to spell it out in the Constitution?

11 THE CHAIRMAN: Well, it seems to me the discus-  
 12 sion brings to the fore what I thought somebody would men-  
 13 tion, but hasn't, at least I haven't caught it, and that  
 14 is the old basic problem here of whether the powers of the  
 15 governments, county governments, local governments are  
 16 going to be powers granted by the Legislature or going to  
 17 be all powers except those denied by the Legislature.

18 The difficulty that the Commission is struggling  
 19 with in this Section as it is presently drafted stems from  
 20 the fact that it is drafted on the second principle,  
 21 namely, that the county government has all powers except