

1 Freedlander?

2 MRS. FREEDLANDER: Mr. Chairman, I have two ques-
3 tions. I'm not disagreeing with the premise that Mr. Case
4 makes, but I have two questions. If there is a court de-
5 cision, does that not prevail and we would not need any
6 other legislative provision? That would be my first ques-
7 tion.

8 My second question is how can we tell a charter
9 county, because we want all of these counties to have some
10 instrument of government, what decision should be made by
11 extraordinary vote? How can we direct them to this? Is
12 this not the right of the charter makers?

13 MR. CASE: Answering your questions in the order
14 you proposed them, if the Constitution were to remain as it
15 is, I wouldn't worry because you've got a provision and
16 it's interpreted by a court decision and no county in this
17 State would dare to -- I would say this -- certainly, I
18 don't think any competent bond counsel would pass a bond
19 issue where the money was going to be turned over to purely
20 a private purpose, because of the wording of 54, but we're
21 changing that now and I'm afraid it's sweeping that away