

1 upon petition, let me see --

2 MR. CASE: Duly filed.

3 MR. CLAGETT: Duly filed will do it.

4 THE CHAIRMAN: All right.

5 MR. MELVIN: Mr. Chairman, are we only talking
6 now about any plan?

7 THE CHAIRMAN: We are talking about any plan,
8 if the Assembly has failed to act and the governor has
9 failed to act.

10 MR. MELVIN: So that you mean the plan, this
11 procedure wouldn't permit a taxpayer to file a petition
12 if he disagreed with the plan; only if there wasn't any
13 plan?

14 THE CHAIRMAN: That would be left to the normal
15 course of litigation.

16 MR. SCANLAN: That is right.

17 THE CHAIRMAN: The motion, as I understand
18 it, is that the last part of this section be amended to
19 provide that in the event both the General Assembly and
20 the governor have failed to come up with a plan, the Court
21 of Appeals, upon petition of an interested party may do