

1 Suppose the Legislature or the government, either one,
2 adopt a plan within whatever time limit you put up and
3 through a taxpayer's suit, or some appropriate suit,
4 it is held to be invalid. Where, then, is the authority
5 to promulgate an alternate plan, if whatever time limit
6 you had put in has by that time expired? Let's suppose
7 you have it here one year, or twelve months or whatever
8 period you fix, and a plan is promulgated by the General
9 Assembly. Within that time it is taken to court and ul-
10 timately two years later is held to be invalid. Who,
11 then, has the right to promulgate a plan, the General
12 Assembly, the governor or the Court of Appeals?

13 MR. MARTINEAU: Don't you think it would be as
14 they have done now, or as was done over the past few
15 years? They would give the Legislature so much time to
16 do it in and if they don't do it, then the court would
17 retain the equity jurisdiction?

18 THE CHAIRMAN: The only thing that troubles me
19 is if you put a time limitation in here, do you take away
20 that power?

21 MR. MARTINEAU: I certainly wouldn't think so.