

40D. *Eminent Domain—Water, Sewerage and Drainage Systems of the Washington Suburban Sanitary Commission in Montgomery County.*

*The General Assembly shall enact no law authorizing private property to be taken for public use without just compensation, to be agreed upon between the parties or awarded by a jury, being first paid or tendered to the party entitled to such compensation, except that where such property, located in Montgomery County in this State, is in the judgment of the Washington Suburban Sanitary Commission needed for water supply, sewerage and drainage systems to be extended or constructed by the Commission, the General Assembly may provide that such property, except any building or buildings, may be taken immediately upon payment therefor by that condemning authority to the owner or owners thereof, or into the Court to the use of the person or persons entitled thereto, such amount as the condemning authority shall estimate to be the fair value of said property, provided such legislation requires that the condemning authority's estimate be not less than the appraised value of the property being taken as evaluated by at least one qualified appraiser, whose qualifications have been accepted by a Court of Record of this State, requires the payment of any further sum that may subsequently be awarded by a jury, and provides that prior to the implementation of any immediate taking by the Commission through the filing of a declaration thereof in Court the resolution of the Commission proposing that taking is transmitted to the County Government for concurrence by procedures established by the legislation.*

SEC. 2. *And be it further enacted, That the foregoing section hereby proposed as an amendment to the Constitution of this State shall be submitted to the legal and qualified voters of this State at the next general election, but not any special election or referendum, to be held in this State in 1972, for their adoption or rejection in pursuance of directions contained in Article 14 of the Constitution of this State, and at the said general election the vote on the proposed amendment shall be by ballot, and upon each ballot there shall be printed the words "For the Constitutional Amendment" and "Against the Constitutional Amendment," as now prescribed by law, and immediately after the election due returns shall be made to the Governor of the vote for and against said proposed amendment, as directed by Article 14 of the Constitution of this State, and further proceedings had in accordance with said Article 14.*

Approved May 6, 1971.

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CHAPTER 360  
(Senate Bill 23)

AN ACT to add new subsection 53(15) to Article 88B of the Annotated Code of Maryland (1969 Replacement Volume), title "State Police," subtitle "State Police Retirement System," to follow immediately after subsection 53(14) thereof, to provide for the serv-