

1 which has concerned some people, that is, whether the
2 creation of a regional government should carry with it the
3 power to take over existing utilities or properties within
4 the region.

5 I would assume that they could not do so without
6 compensation. There is certainly nothing expressed in this
7 section dealing with that subject. Mr. Clagett, did your
8 Committee have any comment on that part of the problem, in
9 particular?

10 MR. CLAGETT: I think you've got several factors
11 involved there. I don't think you can abrogate a contract
12 and I think elsewhere in the Constitution we've taken care
13 of compensation upon use of the condemnation power.

14 THE CHAIRMAN: That refers to private property,
15 though. This would not be private property.

16 MR. CLAGETT: And the Committee has dealt with
17 this in somewhat of a different approach and that is where,
18 let us say, the assets of a county are being taken over or
19 the assets of a city are being taken over on dissolution of
20 that city by its consent or by general law, whether or not
21 compensation should be provided.