

AREAS FOR CONSIDERATION
BY COMMITTEE ON HOME RULE

1. POWER AND AUTHORITY OF GENERAL ASSEMBLY TO PROVIDE FOR POWERS IN ADDITION TO PROCEDURE FOR HOME RULE.
- Constitution, Article IX, Sec. 2
 meaning of "at any time."
2. REQUIREMENT OF SEPARATE ELECTIONS FOR REFERENDUM AND COMMISSION MEMBERS.
- Articles II, III, IV, V, VI
 Is economy of elections more important than economy of the election campaign of commission members?

 -- Commission members would run for an office which would not exist if referendum is voted down.
3. EXPENSES OF CHARTER COMMISSION.
- Sec. 601
 Should General Assembly require necessary expenses to be paid by municipality?
4. IMPLEMENTATION OF COUNTY HOME RULE?
- Sec. 802, 803
 Limitations on county home rule.

 Delay in grant of powers.

 Should approval of lower municipality be required?
5. SUBJECTS OF TAXATION.
- Sec. 804
 Should state or local government determine?

 Should a tax affecting two municipalities such as occupation tax be determined only by state?
6. RATES OF TAXATION.
- Sec. 804
 Should state or local government determine?

 Should state determine rate of occupation tax to preclude "warring" among municipalities?

 Should rate be determined by local with maximum established by state?
7. PROVISIONS FOR AMENDMENT.

 Addition of specific provisions.

Section 702. Election of Municipal Officials.--The elective officials of the municipality required by the adopted home rule charter shall be elected at the first municipal election held at least ninety days after the referendum election at which the home rule charter was adopted.

Section 703. Terms of Incumbent Officials.--All elective officials of the municipality in office at the time of the adoption of a home rule charter shall continue in office until the home rule charter shall go into effect.

Section 704. Minimum Duration of Charter.--The electors of any municipality which have adopted a home rule charter under the provisions of this act shall not vote on the repeal of a home rule charter or adoption of another form of government for five years after the adopted home rule charter has taken effect.

Section 705. Repeal of a Charter.--The procedure for a referendum on the question of repealing a home rule charter shall be as provided in Articles II, III and IV of this act. The ordinance or initiative petition shall set forth the form of government the municipality shall be governed under in the event the home rule charter shall be repealed.

Section 706. Form of Government after Repeal.--Whenever the electors of any municipality, by a majority vote of those voting on the question, vote in favor of repeal of a home rule charter and the establishment of a particular form of government, such municipality shall be governed under the form of government selected by the electors, from the first Monday of January following the municipal election at which the elective officials of the form of government selected by the electors shall have been elected.

Section 707. Election of Officials after Repeal.--The elective officials of the municipality establishing a form of government selected by the electors shall be elected at the first municipal election held after the referendum on the repeal of a home rule charter and the establishment of a particular form of government.