

Amendment No. 4 to HB1122

**Maggart
Signature of Sponsor**

AMEND Senate Bill No. 857*

House Bill No. 1122

by deleting subsection (d)(2) of Section 1 and by substituting instead the following language:

(2) The ordinance or resolution dissolving the airport authority shall further provide whether the governing body of the municipality shall become the governing body to operate the airport.

AND FURTHER AMEND by deleting subsection (e) of Section 1 and by substituting instead the following language:

(e) Upon filing the certificate, the authority shall be dissolved, and title to all funds, legal obligations and other properties of the authority at the time of the dissolution shall vest in and be delivered to the municipality.

AND FURTHER AMEND by deleting subsection (f) of Section 2 and by substituting instead the following language:

(f) Whenever the governing body of the creating municipalities each by ordinance, if a city, or by resolution if a county, determines that it is in the best interest of the municipalities that the regional airport authority created by the creating municipalities be dissolved and the municipalities have agreed on a governing body to operate the airport and assume responsibility for the regional airport authority's existing legal obligations and on the distribution of the funds and other properties of such regional airport authority, then upon adoption of an ordinance or resolution, as appropriate, by a two-thirds (2/3) vote of the governing body of each creating municipality, the executive officers of the municipalities shall execute and file for record with the secretary of state a certificate of dissolution reciting those facts and declaring the regional airport authority to be dissolved.

AND FURTHER AMEND by deleting subsection (g) of Section 2 and by substituting instead the following language:

(g) Upon filing the certificate, the regional airport authority shall be dissolved, and title to all funds, legal obligations and other properties of the regional airport authority at the time of the dissolution shall vest in and be delivered to such governing body as the creating municipalities have agreed.

AND FURTHER AMEND by inserting the following language as new sections immediately preceding the last section and by renumbering the last section accordingly:

SECTION _____. Tennessee Code Annotated, Section 42-3-103(a), is amended by inserting the language "by the governing body of the municipality" in the third sentence between the words "shall be appointed" and the language "for a term of five (5) years" and between the words "shall be filled" and the words "for the unexpired term".

SECTION _____. Tennessee Code Annotated, Section 42-3-104(e), is amended by adding the following language at the end of the subsection:

Appointments at the expiration of a term shall be filled by the governing body of the participating municipality, the governing body of the participating county or by the commissioners or the governor, as appropriate, which made the original appointments in accordance with subsection (a)(1) or (2).

SECTION _____. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.