

1 SB201
2 215794-1
3 By Senator Hatcher (N & P)
4 RFD: Local Legislation
5 First Read: 09-FEB-22

A BILL
TO BE ENTITLED
AN ACT

Relating to any Class 3 municipality organized under Act 618 of the 1973 Regular Session (Acts 1973, p. 879); to amend Section 7 of Act 283 of the 1971 Third Special Session (Acts 1971, p. 4557), authorizing the incorporation of an airport authority in any municipality having a population of not less than 70,000 nor more than 135,000 inhabitants according to the 1970 Federal decennial census; to provide for the appointment of the members of the board of directors by the mayor of the authorizing municipality.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. This act shall apply to any Class 3 municipality organized under Act 618 of the 1973 Regular Session (Acts 1973, p. 879).

1 Section 2. Section 7 of Act 283 of the 1971 Third
2 Special Session (Acts 1971, p. 4557), is amended to read as
3 follows:

4 "Section 7. Board of Directors.

5 "(a) Each authority shall be governed by a board of
6 directors. All powers of the authority shall be exercised by
7 the board or pursuant to its authorization. The board shall
8 consist of five directors, who shall be elected by the
9 governing body of the authorizing municipality for staggered
10 terms as hereinafter provided and as specified by the
11 governing body of the authorizing municipality. The initial
12 terms of office of two such directors shall begin immediately
13 upon their respective elections and shall end at 12:01
14 o'clock, ~~A.M.~~ a.m., on the second anniversary date of the
15 filing for record of the certificate of incorporation of the
16 Authority. The initial terms of office of three such directors
17 shall begin immediately upon their respective elections and
18 shall end at 12:01 o'clock, ~~A.M.~~ a.m., on the fourth
19 anniversary date of the filing for record of the certificate
20 of incorporation of the ~~Authority~~ authority. Thereafter, the
21 term of office of each ~~such~~ director shall be four years. If
22 at any time there ~~should be~~ is a vacancy on the board, a
23 successor director to serve for the unexpired term applicable
24 to ~~such~~ the vacancy shall be elected by the governing body of
25 the authorizing municipality. Each election of a director,
26 whether for a full four year term or to complete an unexpired
27 term, shall be made not earlier than thirty days prior to the

1 date on which ~~such~~ the director is to take office as such.
2 Each director must be a duly qualified elector of the
3 authorizing municipality. Directors shall be eligible for
4 re-election. Each director shall be reimbursed for expenses
5 actually incurred by him or her in and about the performance
6 of his or her duties. If the certificate of incorporation so
7 provides, each director except the ~~chairman~~ chair of the board
8 shall be compensated in an additional amount not to exceed ~~\$10~~
9 ten dollars (\$10) per meeting attended but not to exceed ~~\$250~~
10 two hundred fifty dollars (\$250) per year. The ~~chairman shall~~
11 chair, if ~~said~~ the certificate so provides, shall be
12 compensated in an additional amount not to exceed ~~\$500~~ five
13 hundred dollars (\$500) per year. Any director of the ~~Authority~~
14 authority may be impeached and removed from office in the same
15 manner and on the same grounds provided by Section 175 of the
16 Constitution of Alabama 1901, and the general laws of the
17 state for impeachment and removal of the officers mentioned in
18 ~~said~~ Section 175.

19 "(b) After the effective date of the act adding this
20 subsection, upon the expiration or prospective expiration of
21 the term of any member of the authority, each member of the
22 board of directors shall be appointed by the mayor of the
23 authorizing municipality subject to confirmation by the
24 governing body of the authorizing municipality. The governing
25 body of the municipality shall act upon the nomination for
26 appointment by the mayor within two weeks of submission to the
27 governing body. In the event the governing body rejects two

1 nominees, the third person appointed by the mayor shall be
2 effective without confirmation by the municipal governing
3 body."

4 Section 3. This act shall become effective
5 immediately following its passage and approval by the
6 Governor, or its otherwise becoming law.