House Bill 1536 (AS PASSED HOUSE AND SENATE)
By: Representatives Greene of the 151st, Smith of the 134th, Smith of the 133rd, Cheokas of the 138th, and Buckner of the 137th

A BILL TO BE ENTITLED
AN ACT

To amend an Act to create the Lower Chattahoochee Regional Transportation Authority, approved April 11, 2012 (Ga. L. 2012, p. 5019), so as to add Harris County and the Unified Government of Cusseta-Chattahoochee County to the authority; to revise provisions for the appointment of members; to add references to said additional counties to provisions related to credit not pledged, tort immunity, and effects on other governments; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

An Act to create the Lower Chattahoochee Regional Transportation Authority, approved April 11, 2012 (Ga. L. 2012, p. 5019), is amended by revising subsection (b) of Section 2 as follows:

"(b) The Authority shall consist of 11 members who shall be appointed as follows: two members shall be appointed by each of the following governing bodies of Stewart, Quitman, Randolph, Harris, and The Unified Government of Cusseta-Chattahoochee Counties. Each member shall serve for a term of four years except that one of the two initial members appointed by each governing body shall serve for two years. The ten
members so appointed shall appoint the eleventh member, who shall be a resident of Stewart, Quitman, Randolph, Harris, or The Unified Government of Cusseta-Chattahoochee counties for a term of four years. Members of the Authority shall serve the term specified and until their successors are appointed and qualified; provided however, that any member of the Authority may be removed at any time by the governing Authority which appointed such member, with or without cause. Any member of the Authority may be selected and appointed to succeed himself or herself. Any vacancy on the Authority shall be filled in the same manner as was the original appointment of the member whose term of membership resulted in such vacancy, and the person so selected and appointed shall serve for the remainder of the expired term. The members of the Authority shall be reimbursed out of the funds of the Authority for all actual expenses incurred in the performance of their duties. The Authority shall make rules and regulations for its own government. The Authority shall have perpetual existence.”

SECTION 2.

Said Act is further amended by revising Section 13 as follows:

"SECTION 13.

Credit not pledged.

Revenue Bonds issued under the provisions of this Act shall not be deemed to constitute a debt of Stewart, Quitman, Randolph, Harris, or The Unified Government of Cusseta-Chattahoochee counties nor pledge of faith and credit of any of said counties; but such bonds shall be payable solely from the funds provided in this Act, and the issuance of such revenue bonds shall not directly, indirectly, or contingently obligate said counties to levy or pledge any form of taxation whatever therefore or to make any appropriation for
their payment. All such bonds shall contain recitals on their face covering the foregoing
provisions of this section.”

SECTION 3.

Said Act is further amended by revising Section 25 as follows:

"SECTION 25.
Tort immunity.

The Authority shall have the same immunity and exemption from liability for torts and
negligence as Stewart, Quitman, Randolph, Harris, or The Unified Government of
Cusseta-Chattahoochee counties and the officers, agents, and employees of the Authority,
when in performance of their work for the Authority, shall have the same immunity and
exemption from liability for torts and negligence as officers, agents, and employees of
Stewart, Quitman, Randolph, Harris, or The Unified Government of
Cusseta-Chattahoochee counties as when the performance of their public duties or work
of such counties.”

SECTION 4.

Said Act is further amended by revising Section 27 as follows:

"SECTION 27.
Effect on other governments.

This Act shall not and does not in any way take from Stewart, Quitman, Randolph, Harris,
or The Unified Government of Cusseta-Chattahoochee counties or any municipalities
located in such counties or any adjoining counties the authority to own, operate, and

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maintain projects or to issue revenue bonds as provided in Article 3 of Chapter 82 of Title 36 of the Official Code of Georgia Annotated, the 'Revenue Bond Law.'

SECTION 5.

All laws and parts of laws in conflict with this Act are repealed.