

House Bill 849 (AS PASSED HOUSE AND SENATE)

By: Representatives Greene of the 154th and Cheokas of the 151st

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act creating the Lower Chattahoochee Regional Airport Authority, approved
2 May 5, 2006 (Ga. L. 2006, p. 4422), as amended, particularly by an Act approved
3 May 28, 2010 (Ga. L. 2010 p. 3570) and an Act approved April 11, 2012
4 (Ga. L. 2012, p. 5050), so as to rename the authority; to repeal conflicting laws; and for other
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 An Act creating the Lower Chattahoochee Regional Airport Authority, approved
9 May 5, 2006 (Ga. L. 2006, p. 4422), as amended, particularly by an Act approved
10 May 28, 2010 (Ga. L. 2010 p. 3570) and an Act approved April 11, 2012
11 (Ga. L. 2012, p. 5050), is amended by revising Section 1 as follows:

12 "SECTION 1.

13 Short title.

14 This Act shall be known and may be cited as the 'Randolph County Airport Authority Act.'"

SECTION 2.

Said Act is further amended by revising subsection (a) of Section 3 as follows:

"SECTION 3

Randolph County Airport Authority.

(a) There is created a body corporate and politic, to be known as the 'Randolph County Airport Authority,' which shall be deemed to be a political subdivision of the State of Georgia and a public corporation and by that name, style, and title said body may contract and be contracted with, sue and be sued, implead and be impleaded, and bring and defend actions in all courts. The authority shall have perpetual existence."

SECTION 3.

Said Act is further amended by revising paragraph (2) of subsection (a) of Section 4 as follows:

"(2) 'Authority' means the Randolph County Airport Authority created by this Act."

SECTION 4.

Said Act is further amended by revising Section 6 as follows:

"SECTION 6.

Successor to former airport authority.

The Randolph County Airport Authority shall be the successor in interest to the Lower Chattahoochee Regional Airport Authority created by an Act approved May 5, 2006 (Ga. L. 2006, p. 4422), as amended, and shall by operation of law acquire and assume all

35 assets, interest, obligations, debts, and liabilities of the Lower Chattahoochee Regional
36 Airport Authority."

37 **SECTION 5.**

38 Said Act is further amended by revising Section 21 as follows:

39 "SECTION 21.

40 Validation.

41 Bonds of the authority shall be confirmed and validated in accordance with the procedure
42 of Article 3 of Chapter 82 of Title 36 of the Official Code of Georgia Annotated, known
43 as the 'Revenue Bond Law.' The petition for validation shall also make party defendant to
44 such action the State of Georgia or any municipality, county, authority, political
45 subdivision, or instrumentality of the State of Georgia which has contracted with the
46 authority for the services and facilities of the project for which bonds are to be issued and
47 sought to be validated, and the state or such municipality, county, authority, political
48 subdivision, or instrumentality shall be required to show cause, if any exists, why such
49 contract or contracts and the terms and conditions thereof should not be inquired into by
50 the court and the contract or contracts and the terms and conditions thereof should not be
51 inquired into by the court and the contract or contracts adjudicated as part of the basis for
52 the security for the payment of any such bonds of the authority. The bonds, when
53 validated, and the judgment of validation shall be final and conclusive with respect to such
54 bonds, and the security for the payment thereof and interest thereon and against the
55 authority issuing the same and the state and any municipality, county, authority, political
56 subdivision, or instrumentality, if a party to the validation proceedings, contracting with
57 the Randolph County Airport Authority."

58

SECTION 6.

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