

HOUSE BILL 3002

By Shaw

AN ACT to amend Chapter 130 of the Private Acts of 2006; and any other acts amendatory thereto, relative to Bolivar Energy Authority.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 130 of the Private Acts of 2006, and any other acts amendatory thereto, is amended by deleting subsection (a) in Section 7 and substituting instead the following:

(a) The initial board of directors shall be composed of the members of the board of utility commissioners of the Bolivar Electric Utility Board of the City of Bolivar, who shall serve as directors for the unexpired terms of their appointment to the Bolivar Electric Utility Board, and who shall take office and begin exercising the powers herein granted immediately upon the effective date hereof. All subsequent appointments shall be for five (5) year terms. Each term of office shall commence on July 1 and end on June 30 of the fifth full year of the term. The board of directors of the Authority shall fill each vacancy created by an expiring term and gain approval of the city council not later than June 10 prior to the expiration of the term of office of any director; the appointment to be effective immediately following June 30. The board of directors of the Authority shall promptly fill each vacancy created by the death, resignation or removal of any director and gain approval of the city council not later than ninety (90) days after the event causing the vacancy, and such director shall serve for the remaining unexpired term of the former director. If the person appointed by the Authority's Board is rejected by the city council, the board of directors of the Authority shall appoint another person, subject again to the approval of the city council. Except as provided in Section 8 hereof, each director shall hold office until his successor is appointed, approved and qualified and each director shall be eligible for reappointment.

SECTION 2. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the City of Bolivar. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.

SECTION 3. For the purpose of approving or rejecting the provisions of this act, it becomes effective upon becoming a law, the public welfare requiring it. For all other purposes, it becomes effective as provided in Section 2.