

REPORT OF STANDING COMMITTEE – Senate Local Government

MR. PRESIDENT:

The Committee on Senate Local Government respectfully reports that it has had under consideration **SB 167** and returns the same with the recommendation that said bill be amended as follows:

167A

On page 7, line 19, of the Introduced bill, delete " § 9-8-7" and insert " section 28 of this Act"

On page 9, line 23, of the Introduced bill, remove the overstrikes from "A majority of"

On page 9, line 23, of the Introduced bill, after "of" insert " all"

On page 9, line 23, of the Introduced bill, remove the overstrikes from " the aldermen constitutes a quorum to do business. When"

On page 9, line 23, of the Introduced bill, after "When" delete "Unless"

On page 10, line 12, of the Introduced bill, after "tempore" insert ", as provided in section 28 of this Act,"

On page 10, line 16, of the Introduced bill, after "ends." delete "

The mayor pro tempore shall perform the mayor's duties, except that the mayor pro tempore may not appoint, employ, or remove appointive officers without approval of the council.

The mayor pro tempore acts as the presiding officer of the council, but the mayor pro tempore may only vote as an alderman. No alderman acting as mayor may vote as the mayor to break a tie vote.

For purposes of this section "appointive officers" are municipal employees or members of a board, commission, committee, or similar body that the mayor has the authority to appoint, with or without the approval of the council."

On page 10, after line 25, of the Introduced bill, insert: "

Section 28. That a NEW SECTION be added to chapter 9-8:

The mayor pro tempore shall perform the mayor's duties, except that the mayor pro tempore may not appoint, employ, or remove appointive officers without approval of the council.

The mayor pro tempore acts as the presiding officer of the council, but the mayor pro tempore may only vote as an alderman. No alderman acting as mayor may vote as the mayor to break a tie vote.

For purposes of this section "appointive officers" are municipal employees or members of a board, commission, committee, or similar body that the mayor has the authority to appoint, with or without the approval of the council."

On page 12, line 17, of the Introduced bill, remove the overstrikes from "A majority of"

On page 12, line 17, of the Introduced bill, after "of" insert " all the commissioners on"

On page 12, line 17, of the Introduced bill, remove the overstrikes from " the board"

On page 12, line 17, of the Introduced bill, after "board" insert " of commissioners"

On page 12, line 17, of the Introduced bill, remove the overstrikes from " constitutes a quorum to do business. If "

On page 12, line 17, of the Introduced bill, after "If " delete "Unless "

On page 12, line 18, of the Introduced bill, after "board" delete " of commissioners"

On page 12, line 19, of the Introduced bill, after "of" insert " all"

On page 12, line 19, of the Introduced bill, remove the overstrikes from " the remaining commissioners"

On page 12, line 19, of the Introduced bill, after "commissioners" delete " all the members"

On page 13, line 14, of the Introduced bill, after "property." delete "Section 36. That § 9-9-18 be AMENDED:"

On page 13, line 15, of the Introduced bill, after "AMENDED:" delete "9-9-18. "

On page 13, line 15, of the Introduced bill, after "9-9-18. " delete "In a municipality governed by a board of five commissioners, the commissioners shall designate, by a majority vote of all the commissioners, one commissioner to be the commissioner of public safety, one commissioner to be the commissioner of public works, one commissioner to be the commissioner of utilities, and one commissioner to be the commissioner of finance and revenue."

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On page 17, line 16, of the Introduced bill, after "members" insert " of the governing body"
On page 17, line 17, of the Introduced bill, delete " council" and insert " governing body"

167B

On page 6, line 25, of the Introduced bill, after "9-13." delete "Section 18. That a NEW SECTION be added to chapter 9-7:"

On page 6, line 26, of the Introduced bill, after "9-7:" delete "The board of trustees has the authority to summon and compel the attendance of witnesses and the production of books and papers, if necessary for the effective discharge of the board's duties. Any process necessary to enforce the powers conferred by this section must be signed by the president of the board, attested by the finance officer, and served by a municipal law enforcement officer or by the sheriff of the county."

On page 10, line 26, of the Introduced bill, after "council." delete "Section 28. That a NEW SECTION be added to chapter 9-8:"

On page 10, line 27, of the Introduced bill, after "9-8:" delete "The council has the authority to summon and compel the attendance of witnesses and the production of books and papers, if it is necessary for the effective discharge of the council's duties. Any process necessary to enforce the powers conferred by this section must be signed by the mayor, attested by the finance officer, and served by a municipal law enforcement officer or the sheriff of the county."

And that as so amended, **SB 167** do pass, and having been certified as uncontested, be placed on the consent calendar.

Also MR. PRESIDENT:

The Committee on Senate Local Government respectfully reports that it has had under consideration **HB 1072** and returns the same with the recommendation that said bill do pass.

Respectfully submitted,

/s/ TIM S. REED

Tim S. Reed, Chair