

Senate Bill 281

By: Senator Kennedy of the 18th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act formerly known as the "Bibb County Water and Sewerage Authority Act,"
2 now known as the "Macon Water Authority Act," approved March 2, 1966 (Ga. L. 1966,
3 p. 2737), as amended, particularly by an Act approved March 23, 1992 (Ga. L. 1992,
4 p. 4991), and by an Act approved April 23, 1999 (Ga. L. 1999, p. 4832), so as to extend the
5 power of the authority to contract with Macon-Bibb County and the Macon-Bibb County
6 Industrial Authority to acquire, construct, and develop industrial sites and facilities; to
7 provide for the use of certain funds of the authority; to provide an effective date; to repeal
8 conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 style="text-align:center">**SECTION 1.**

11 An Act, formerly known as the "Bibb County Water and Sewerage Authority Act," now
12 known as the "Macon Water Authority Act," approved March 2, 1966 (Ga. L. 1966, p. 2737),
13 as amended, particularly by an Act approved March 23, 1992 (Ga. L. 1992, p. 4991), and by
14 an Act approved April 23, 1999 (Ga. L. 1999, p. 4832), is amended by revising
15 subparagraphs (A), (E), and (F) of paragraph (19.1) of Section 5 and adding a new
16 subparagraph to read as follows:

17 "(19.1)(A) To enter into a contract or contracts with Macon-Bibb County, the
18 Macon-Bibb County Industrial Authority, or both, with respect to acquiring and
19 developing industrial sites and facilities, including, without limitation, the construction
20 or renovation of buildings and facilities for lease or sale to industrial or other companies
21 providing employment within Macon-Bibb County. The power granted by this paragraph
22 shall not extend to any activities used or useful in connection with the collection,
23 treatment, reuse, or disposal of municipal solid waste as defined in paragraph (18) of
24 Code Section 12-8-22 of the O.C.G.A. The authority may utilize its revenues from its
25 water and sewer operations for the performance of such contracts; provided, however,
26 that such contracts shall not require nor permit the expenditure of authority funds in

27 excess of \$704,000.00 per annum nor an aggregate of more than \$35,200,000.00 over the
 28 life of the contract or contracts, such aggregate limit specifically including prior revenues
 29 paid by the authority under the powers previously granted under the Act for all years
 30 1999 through the present;"

31 "(E) To pledge the payment of any funds authorized by this paragraph to be used for any
 32 of the purposes set forth in this paragraph to the repayment of any revenue bonds issued
 33 by the authority, Macon-Bibb County, or the Macon-Bibb County Industrial Authority
 34 for the purpose of raising funds to carry out the provisions of any contract or contracts
 35 entered into under the authority of this paragraph;

36 (F) To use reasonable amounts of funds authorized in subparagraph (A) of this paragraph
 37 to obtain options on property or properties sought to be acquired for the purposes set out
 38 in that subparagraph; and

39 (G) Nothing in this paragraph shall limit the power of the authority to contract for
 40 services with Macon-Bibb County or the Macon-Bibb County Industrial Authority or to
 41 appropriate or obligate through any such contract or contracts those revenues of the
 42 authority as deemed appropriate for the provision of the same; and".

43 **SECTION 2.**

44 (a) The changes made by this Act to the law creating the authority shall be effective
 45 prospectively from the effective date of this Act and shall not affect any project of, or any
 46 action taken by, the authority prior to such changes becoming effective.

47 (b) The authority shall retain, to the extent necessary to carry out or complete the
 48 performance of any such prior project or action, all powers and duties provided by the Act
 49 creating the authority, as amended.

50 (c) Subject to the subsections contained in this section, the provisions of this Act shall be
 51 regarded as supplementary to powers conferred by other laws and shall not be regarded as
 52 being in derogation of any powers now existing.

53 **SECTION 3.**

54 This Act shall become effective upon its approval by the Governor or upon its becoming law
 55 without such approval.

56 **SECTION 4.**

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