

1 HB369
2 199847-3
3 By Representative Pringle (N & P)
4 RFD: Mobile County Legislation
5 First Read: 09-APR-19

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

ENROLLED, An Act,

Relating to Class 2 municipalities; to establish a State Pilotage Commission in a Class 2 municipality; to provide for licensing and regulations of bar pilots whose principal place of business is within a Class 2 municipality.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. This act shall only apply to Class 2 municipalities.

Section 2. (a) There shall be a board of pilotage commissioners in each Class 2 municipality, to be known as the State Pilotage Commission. The commission shall consist of three voting members. One voting member shall be engaged in a local maritime business, one voting member shall be an active bar pilot, licensed and branched by the State Pilotage Commission, and one voting member shall be a member of the local business or professional community.

(b) The State Pilotage Commission shall have the powers and duties as are prescribed in this act and as may hereafter be prescribed by law.

(c) A quorum for the transaction of commission business shall be two voting members of the commission.

Section 3. All of the members of the commission, at the time of their appointment and during their respective

1 terms of office, shall be citizens of the United States and
2 qualified electors of the State of Alabama.

3 Section 4. The initial appointees to the commission
4 shall be the members of the State Pilotage Commission
5 appointed by the Governor pursuant to the Code of Alabama
6 1975, as it existed prior to the enactment of this act, and
7 holding office at the time of the enactment of this act.
8 Thereafter, at the expiration of the respective terms, the
9 Governor shall appoint the commissioners to hold office for
10 six years from the dates of the expiration of their respective
11 commissions. Commission members shall serve until their
12 successors are appointed. The commissioners shall serve
13 without compensation, but all traveling expenses incurred by
14 the commissioners in the performance of their duties shall be
15 paid out of funds in the treasury of the commission.

16 Section 5. Before entering upon the duties of their
17 office, the commissioners shall execute a bond in the amount
18 of one thousand dollars (\$1,000), for the faithful performance
19 of the duties of the office.

20 Section 6. The commissioners shall elect a chair to
21 preside at its meetings who shall not be the bar pilot
22 commission member. It shall be the duty of the chair to
23 supervise the official conduct of all the officers and
24 employees of the commission. The chair may administer official
25 oaths to the officers and employees of the commission, except

1 the other commissioners, and to all other persons in relation
2 to the business of the commission. In the absence of the
3 chair, the remaining commissioners shall select from their
4 number an acting chair to hold office during the absence of
5 the chair. The acting chair shall have all the power and
6 authority possessed by the chair.

7 Section 7. The commission may employ a secretary who
8 shall not be a member of the commission and who shall be paid
9 an annual salary set by the commission. Before entering upon
10 the duties of office, the secretary shall execute a bond in
11 the amount of three thousand dollars (\$3,000), for the
12 faithful performance of the duties of the office. The
13 secretary shall safely keep and be responsible for all moneys
14 paid into the office of the commission and for all books and
15 papers of the commission and attend the meetings and keep a
16 record of their proceedings and of the names of the
17 commissioners present at the meetings. The secretary shall
18 keep an account of all moneys received and paid, and once
19 every three months prepare a statement showing all moneys
20 received and paid for during the preceding three months and
21 the source from which the moneys were received and the purpose
22 for which they were paid. A copy of the statement shall be
23 given to each of the commissioners. All moneys collected shall
24 be deposited in a bank or banks designated by the commission

1 and drawn out by check signed by the chair and secretary of
2 the commission.

3 Section 8. (a) The commission shall have a
4 financial and compliance audit performed each year and supply
5 a copy of the audit to the Alabama State Port Authority and
6 the Alabama Department of Commerce. In addition, an audit may
7 be requested at any time by the Alabama State Port Authority
8 or the Alabama Department of Commerce.

9 (b) The commission created in this act shall be
10 specifically excluded from Chapter 20 of Title 41, Code of
11 Alabama 1975, the Alabama Sunset Law.

12 Section 9. The commissioners shall meet at least
13 once every three months at the time and place selected by the
14 commission.

15 Section 10. If a vacancy occurs from any cause in
16 the office of a commissioner before the expiration of his or
17 her current term, a successor must be appointed by the
18 Governor and hold office only for the unexpired portion of the
19 term.

20 Section 11. The jurisdiction of the commission under
21 this act shall extend over all vessels and pilots using the
22 waterways of Mobile Bay and its rivers intending to enter or
23 exit the Port of Mobile, its facilities, and affiliated
24 regulated entities of the port.

1 Section 12. The commission shall not have
2 jurisdiction over harbor masters or deputy masters in any
3 harbor or seaport in the Port of Mobile.

4 Section 13. The commission shall have the power and
5 authority to make all necessary rules and regulations
6 regulating the piloting of ships and all watercrafts into and
7 out of any harbor or seaport in the Port of Mobile. The
8 commission shall also have the power and authority to require
9 evidence of the physical and mental fitness of any active bar
10 pilot at any time and to make rules and regulations regarding
11 the physical and mental capacity and fitness of the active bar
12 pilots.

13 Section 14. The commissioners, in their own names as
14 commissioners or in that of their chair, may bring a civil
15 action for and recover any forfeiture accruing under this act
16 not otherwise specifically appropriated.

17 Section 15. The commissioners shall preserve a
18 record of their acts and of the rules and regulations adopted
19 by them for the direction and government of pilots. They shall
20 also preserve upon record a list of all persons appointed
21 pilots by them, and of those whom they may declare to have
22 forfeited their licenses. The records of the commission are
23 public records and subject to inspection.

24 Section 16. (a) At no time shall there exist more
25 apprentices or pilots than are reasonably necessary to meet

1 the requirements of commerce. The number of apprentices and
2 pilots shall be determined by the commission.

3 (b) The commission shall be the sole judge of the
4 seniority and statutory qualifications of applicants to be
5 apprenticed and branched.

6 Section 17. (a) In order to prevent delays in the
7 apprenticeship and branching of bar pilots, the commission,
8 when necessary, shall maintain a register of applicants
9 containing no more than nine applicants for apprenticeship who
10 must be not less than 21 years of age.

11 (b) All pending and future applicants for
12 apprenticeship from the register of applicants shall be
13 considered by the commission for apprenticeship in order of
14 their seniority as determined by the commission from time to
15 time at its sole discretion, which shall be based upon each
16 applicant's professionalism, maturity and readiness, the date
17 of completion of all requirements to be a bar pilot except
18 apprenticeship, application to be a pilot, passage of the
19 commission's written examination and branch, and the
20 compliance with subsections (c) and (d).

21 (c) No person may commence an apprenticeship unless
22 the commission finds that the applicant meets all statutory
23 requirements for apprenticeship required by subsection (b) and
24 there is a need for an apprentice.

1 (d) In order to complete the apprenticeship, an
 2 apprentice shall make, to the satisfaction of the commission,
 3 at least 100 round trips with a branched pilot on vessels in
 4 Mobile Bay which are subject to the statutory requirement of
 5 compulsory pilotage.

6 Section 18. All apprentices, before becoming
 7 eligible for service as apprentices, shall be selected and
 8 approved by the commission.

9 Section 19. A Mobile Bay or bar pilot apprentice may
 10 not be discharged except for cause, and any apprentice or
 11 boatkeeper so discharged may appeal the discharge to the
 12 commission, and if the commission, upon an investigation,
 13 finds that the discharge was without sufficient cause, the
 14 commission may annul the discharge and reinstate the
 15 apprentice.

16 Section 20. To be eligible to be branched or
 17 licensed as the next bar pilot, a person shall meet all of the
 18 following criteria at the time of branching or licensing:

19 (1) The person shall be the senior apprentice, with
 20 seniority to be determined by date of satisfactory completion
 21 of all of the following requirements to be a bar pilot except
 22 the written examination given by the commission.

23 (2) The person shall be a citizen of the United
 24 States of America or legally present in this state.

25 (3) The person shall be of good moral character.

1 (4) The person shall have completed satisfactorily
2 all requirements of the apprenticeship.

3 (5) The person shall be a graduate of a four-year
4 college or university accredited by a regional accrediting
5 organization recognized by the U.S. Department of Education,
6 or have a bachelor of science degree from a nationally
7 recognized maritime academy.

8 (6) The person shall hold and have the following
9 current United States Coast Guard licenses and experience:

10 a. Either of the following:

11 1. An unlimited second mate of oceans license with
12 at least one year's experience as second mate.

13 2. A master license of freight or motor vessel of
14 1,600 gross tons with one year's experience as master of
15 vessels of at least 150 gross tons.

16 b. Either of the following:

17 1. Three years' experience in a deck department
18 capacity on one or more vessels navigating Mobile ship
19 channel.

20 2. Three years' experience at sea in a deck
21 department capacity on oceangoing vessels of 1,600 gross tons
22 or over.

23 c. A first class federal pilot license for the
24 Mobile and Theodore ship channels.

1 (7) The person shall have been employed in a deck
2 department capacity on steam or motor vessels navigating
3 either inland waters or oceans for a majority of the last five
4 years.

5 (8) The person shall demonstrate, if required by the
6 commission to do so, sufficient evidence of satisfactory
7 experience in the safe navigation and handling of vessels,
8 successful completion of a training program officially
9 recognized by the Pilotage Commission and bar pilots.

10 (9) The person shall pass a written test
11 administered by the commission.

12 Section 21. Before an applicant is branched or
13 licensed, the commission shall prepare in writing suitable
14 questions to test his or her knowledge and competency to
15 become a bar pilot. The applicant, without any aid from any
16 other person and without having been informed as to what
17 question would be propounded, shall answer the questions. When
18 the applicant has reduced his or her answers to writing, the
19 applicant shall sign the same and deliver them to one of the
20 commissioners, and the commission shall cause the answers to
21 be copied legibly, but without the name of the applicant. The
22 commission shall then appoint three fair, impartial, and
23 competent nautical persons as a committee to examine the
24 answers of the applicant. The applicant or applicants may name
25 one of these, the existing pilots name another, and the

1 commission, or a majority of them, shall name the third. The
2 committee shall examine the copies of the answers of
3 applicants and shall endorse upon the answer of the applicants
4 as the commission finds sufficient the following certificate:
5 "We hereby certify that the foregoing answers are
6 satisfactory, and that, in our opinion, the applicant making
7 the same is well acquainted with the bar pilot grounds, knows
8 how to handle both steam and sailing vessels, and is competent
9 to perform the duties of a bay or bar pilot." When the
10 certificate is duly signed and delivered to the commission,
11 the applicant shall be deemed qualified to receive a license.

12 Section 22. An apprentice pilot who has successfully
13 passed an examination for a Mobile Bay or bar pilot shall not
14 be required to undergo or pass another examination before
15 being entitled to his or her license or status as a Mobile Bay
16 or bar pilot.

17 Section 23. The commission shall issue to each bar
18 pilot licensed and branched by the commission an original and
19 a duplicate certificate of his or her appointment, competency,
20 and authority to act as a bar pilot, and as to the extent
21 thereof, and shall reissue duplicate certificates from time to
22 time, as the occasion may require. The original and duplicate
23 certificates shall be signed by a majority of the
24 commissioners or by the chair by the commission's direction.
25 Each bay or bar pilot holding a license or branch shall keep

1 upon his or her person, when offering his or her services to
2 any vessel, his or her duplicate certificate and, upon demand
3 of the proper officer of the vessel, shall exhibit the same
4 and allow the officer to inspect it. Before issuing an
5 original license or branch, the commissioners delivering the
6 same to the appointee shall require him or her to take and
7 subscribe in writing an oath as follows, to be administered by
8 the commissioners: "I, A. B., do solemnly swear (or affirm)
9 that I will faithfully and according to the best of my skill
10 and judgment perform the duties of a bar pilot for the Bay and
11 Harbor of Mobile; that I will at all times, wind and weather
12 and health permitting, use my best exertions to repair on
13 board all vessels which I shall see and conceive to be bound
14 for, coming into or going out of the Harbor or Bay of Mobile,
15 unless I am well assured that some other licensed bar pilot is
16 then on board the same; that I will at all times make the best
17 dispatch in my power to convey safely every vessel committed
18 to my charge coming into or going out of the Bay or Harbor of
19 Mobile; and will at all times well and truly observe, follow
20 and fulfill, to the best of my skill and judgment, all such
21 directions as I may receive from the commissioners of pilotage
22 relative to things appertaining to the duty of a bar pilot,
23 and I will not be a member at the same time of more than one
24 combination or partnership of bar pilots. So help me God."

1 Section 24. There is levied upon each licensed bar
2 pilot engaged in service as a bar pilot under this act a
3 license or privilege tax in the sum of one hundred dollars
4 (\$100) annually plus any reasonable additional assessment that
5 arises and is necessarily incurred out of the performance by
6 the bar pilotage commission of its duties imposed by law, to
7 be paid to the secretary of the commission and to be used for
8 defraying all expenses and expenditures of the commission
9 accruing under this act. The commission, by proper
10 resolutions, may permit the tax to be paid quarterly. The
11 privilege or license taxes paid to the secretary of the
12 commission shall become a part of the funds of the commission
13 and shall be deposited by the secretary and otherwise handled
14 and disbursed, as required by this act.

15 Section 25. Before receiving his or her branch, the
16 bar pilot must make and deliver to the commissioners a bond
17 payable to the chair of the commission and his or her
18 successors, in the penal sum of two thousand dollars (\$2,000)
19 with surety to be approved by the commissioners, and with
20 conditions faithfully to perform his or her duties as bar
21 pilot; and this bond must be renewed every six years.

22 Section 26. (a) The commissioners shall preserve on
23 file all bonds and affidavits taken from bar pilots, and,
24 whenever they consider it necessary, may require a new bond to
25 be executed. The bar pilot's bond stands as security for any

1 injury caused by the negligence or want of skill of the bar
2 pilot, and action may be brought thereon in the name of any
3 person aggrieved.

4 (b) A bar pilot or apprentice providing bar pilot
5 services to a vessel is not liable for more than five thousand
6 dollars (\$5,000) for damage or loss to any person or property
7 caused by the bar pilot's or apprentice's error, omission,
8 fault, or neglect in the performance of the bar pilot
9 services, unless one of the following applies:

10 (1) The damage or loss was caused because of the
11 willful, intentional, or reckless misconduct of the bar pilot
12 or apprentice.

13 (2) Liability exists for exemplary or punitive
14 damages for willful, intentional, or reckless misconduct for
15 which no other person is jointly or severally liable.

16 (c) This section does not exempt a vessel, its crew,
17 or its owner, charterer, or operator from liability for damage
18 or loss caused to any person or property by the vessel on
19 either of the following grounds:

20 (1) That the vessel was piloted by a bar pilot or
21 apprentice.

22 (2) That the damage or loss was caused by the error,
23 omission, fault, or neglect of a bar pilot or apprentice.

24 (d) An association of bar pilots is not liable for
25 claims arising from acts or omissions of a bar pilot or

1 apprentice who is a member of the association. A bar pilot or
2 apprentice is not liable, directly or as a member of an
3 association of bar pilots, for claims arising from acts or
4 omissions of another bar pilot or association of bar pilots
5 that relate to pilotage of a vessel under this act. For
6 purposes of this section, an association of bar pilots means
7 the association, corporation, company, partnership, or other
8 entity that employs the bar pilot and other bar pilots of
9 which the bar pilot is a member, shareholder, partner, or
10 other owner with other bar pilots.

11 (e) In an action brought against a bar pilot or an
12 apprentice, or both, for an act or omission for which
13 liability is limited as provided by this section and in which
14 other claims are made or anticipated with respect to the same
15 act or omission, the court shall dismiss the proceedings as to
16 the bar pilot or apprentice, or both, to the extent the
17 pleadings allege liability of the bar pilot or apprentice that
18 exceeds five thousand dollars (\$5,000).

19 (f) The provisions of this section apply only
20 provided the bar pilots remain self-employed independent
21 contractors and the number of self-employed independent
22 contractors does not exceed 20 actively engaged in the
23 piloting of vessels as licensed by the commission. Employment
24 of a bar pilot by an association of bar pilots shall not mean
25 the bar pilot is not self-employed.

1 (g) The protection against or exemption from
2 liability provided to an association of bar pilots under this
3 section shall be in addition to the protections against and
4 exemption from liability provided an association of bar pilots
5 provided by or under federal or any other law.

6 Section 27. For any violation by any bar pilot of
7 any of the provisions of this act, or any of the rules
8 established by the commission under the authority conferred
9 upon the commission by this act, or under any authority which
10 may be hereafter conferred upon the commission, the commission
11 may suspend or revoke the license or branch of a bar pilot so
12 violating the law or rules of the commission. The secretary of
13 the commission shall notify the bar pilot in writing of the
14 specific charge preferred against him or her, specifying with
15 reasonable certainty the law or rule or regulation violated,
16 the manner in which the same was violated, and the time and
17 place of the offense, and, by direction of the commission,
18 shall fix the time for hearing of the charges not less than
19 five nor more than 30 days from the date of the notice. At the
20 time and place set forth in the notice, the bar pilot may
21 appear in person or by counsel, thereupon the commission shall
22 hear and determine the charges. The commission may subpoena
23 witnesses; the subpoenas shall be served under the seal of the
24 commission and attested by the signature of the secretary; and
25 the subpoenas shall be served by the sheriff, according to the

1 residence of the witnesses. The fees of the sheriff for
2 serving the subpoenas shall be paid out of the funds of the
3 commission.

4 Section 28. Witnesses may be paid a reasonable fee,
5 as determined by the commission, for attendance at the
6 hearing. The witness fees shall be paid out of the funds of
7 the commission.

8 Section 29. The bar pilot against whom the charges
9 have been filed, upon depositing with the secretary of the
10 commission an amount sufficient to cover the costs and
11 expenses of serving the subpoenas, together with the mileage
12 of the witnesses and an amount sufficient to cover at least
13 three days' attendance of the witnesses, may require the
14 secretary of the commission to issue subpoenas for witnesses
15 in his or her behalf in the name of the commission, the
16 subpoenas to be issued and served as in the case of subpoenas
17 issued by the direction of the commission, and for failure of
18 witnesses to attend upon being served with the subpoenas, the
19 witness shall forfeit the sum of fifty dollars (\$50), which
20 the commission may collect by a civil action in its own name
21 in a court of competent jurisdiction.

22 Section 30. The hearing shall be conducted under the
23 rules as the commission may from time to time establish. The
24 commission shall hear the testimony of the witnesses and may
25 administer oaths to the witnesses, and false swearing, after

1 the administration of the oath by the commission, shall
2 constitute perjury under the laws of this state. The bar pilot
3 may be represented by counsel at the hearing. Upon completion
4 of the hearing, or as soon thereafter as practicable, the
5 commission shall render its decision, and the decision shall
6 be by a majority of the commission. The hearing may be
7 adjourned from time to time as the commission may direct, but
8 no bar pilot shall be suspended until the final decision by
9 the commission.

10 Section 31. The commission may deprive any pilot of
11 his or her branch for a willful violation of his or her
12 duties, or the orders or rules of the commissioners, or for
13 negligently losing or injuring any vessel in his or her
14 charge; or when laboring under mental derangement or when so
15 addicted to habits of intoxication as to be unfit to be
16 intrusted with the charge of a vessel. Any bar pilot who fails
17 to act as such for three months, or absents himself or herself
18 for 10 days at any one time from the Bay or Harbor of Mobile
19 without leave of the commissioners, may be deprived of his or
20 her branch. If, while a vessel in the Bay or Harbor of Mobile
21 is in charge of any civil officer by virtue of process from
22 any court of record in this state, any bar pilot, with
23 knowledge thereof, conducts or bar pilots the vessel out of
24 the bay or harbor, he or she forfeits his or her branch, and

1 is forever disqualified from acting as a bar pilot, and
2 forfeits a sum of money as the jury may assess.

3 Section 32. Any person who pilots a foreign vessel,
4 or an American vessel under register, or any other vessel
5 subject to the payment of pilotage fees under this act,
6 entering or leaving the Port of Mobile, in or out of the Bay
7 of Mobile or over the outer bar thereof, without a license
8 from the commission, shall be guilty of a misdemeanor.

9 Section 33. (a) The master, owner, agent, or
10 operator of any ship or vessel shall pay the bar pilot who
11 conducts a vessel into or out of the Bay or Harbor of Mobile a
12 fee to be fixed by the commission at the rate of thirty-eight
13 dollars (\$38) per draft foot for actual draft of water at the
14 time of pilotage for every vessel crossing the outer bar of
15 Mobile Bay. The minimum pilot fee shall be computed on a
16 minimum of 15 feet regardless of whether or not the vessel has
17 a draft of less than 15 feet at the time of pilotage.

18 (b) In addition to the pilotage fee based on the
19 draft of the vessel, the bar pilot shall also be paid a
20 pilotage fee for every vessel crossing the outer bar of Mobile
21 Bay in the sum of six and one-quarter cents (\$0.0625) per ton.
22 The minimum pilot fee shall be computed on a minimum of 6,500
23 maximum registered gross tons, regardless of whether or not
24 the vessel has a maximum registered gross tonnage of less than
25 6,500 maximum registered gross tons.

1 (c) In addition to the foregoing fees, the
2 commission shall set fees for special services rendered by the
3 bar pilots to vessels which are incidental to or connected
4 with vessels being conducted into or out of the Bay or Harbor
5 of Mobile which include, but are not limited to, docking and
6 undocking, going on and off drydock, turning the vessel,
7 shifting, anchorage and stand-by, and delayed sailing.

8 (d) Vessels drawing seven feet or less of water
9 shall not be required to employ a bar pilot, but if a bar
10 pilot is employed, the regular pilotage shall be paid.

11 (e) Effective January 1, 2020, the commission,
12 annually at the first convened quarterly meeting after the
13 release of official annual changes to the Consumer Price
14 Index, shall adjust upward or downward the tariff rates to
15 provide a cost-of-living adjustment to the applicable tariff
16 rates. For purposes of this act, tariff rates are fees based
17 on draft and tonnage and other fees referenced in subsections
18 (a), (b), and (c). The commission shall use the Consumer Price
19 Index published by the U.S. Department of Commerce Bureau of
20 Labor Statistics for the previous calendar year as a basis to
21 make the necessary upward adjustments. Notwithstanding the
22 foregoing, at its sole discretion, the commission, upon
23 request from bar pilots or otherwise, may adjust tariff rates
24 based on other economic consideration to an amount greater

1 than increases based on changes in the Consumer Price Index
2 for any given year.

3 (f) No discounts or adjustments to rates and fees
4 can be offered to shippers, owners, or any agents of shipping
5 companies.

6 (g) The schedule for all tariff rates and fees shall
7 be maintained by the commission and available to interested
8 parties upon written request.

9 Section 34. A bar pilot who has brought a vessel
10 into port is entitled to his or her fees before the vessel's
11 departure from port, to be paid in advance, or security given
12 for the payment and, on failure thereof, may refuse to carry
13 the vessel out.

14 Section 35. If the master of any vessel retains a
15 bar pilot on board, the wind and weather permitting the vessel
16 going to sea, the bar pilot is entitled to tariff fees as
17 established and approved by the commission.

18 Section 36. There shall be no discrimination among
19 vessels subject to the payment of pilotage fees, and any
20 person who rebates any pilotage fees or seeks a rebate of
21 pilotage fees or in any manner creates or aids in creating any
22 scheme or plan by which a discrimination is effected in favor
23 of any vessel or the owners, masters, or operators thereof
24 shall be subject to discipline by the commission, including,

1 without limitation, having his or her license or branch
2 revoked.

3 Section 37. All vessels, whether sail, steam, or
4 propelled by any other motive power, including vessels,
5 barges, and rafts in tow, engaged in coastwise trade,
6 including those engaged in trade or plying upon the navigable
7 rivers of the State of Alabama, and all vessels exempt under
8 the laws, rules, or regulations of the government of the
9 United States shall be exempt from payment of any pilotage fee
10 whatsoever and shall not be required to have the services of a
11 bar pilot in crossing the outer bar of Mobile Bay or
12 navigating the waters of the bay or other navigable waters of
13 the State of Alabama.

14 Section 38. Every bar pilot licensed and branched by
15 the commission upon reaching the age of 68 years shall be
16 required to retire and surrender his or her license or branch
17 to the commission.

18 Section 39. All steam or motor vessels crossing the
19 outer bar of Mobile Bay, except those exempt under this act,
20 shall be conducted, controlled, or navigated by a bar pilot
21 licensed by or under authority of the laws of the State of
22 Alabama.

23 Section 40. Every bar pilot, having knowledge of the
24 discharge of ballast, sweepings, screenings, cinders, refuse,
25 and rubbish of any kind in the Bay of Mobile or in any river

1 emptying into the same, contrary to the law, as soon as
2 practicable, shall give information thereof to the district
3 attorney having jurisdiction in the Class 2 municipality.

4 Section 41. This act shall become effective
5 immediately following its passage and approval by the
6 Governor, or its otherwise becoming law.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17

Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 18-APR-19.

Jeff Woodard
Clerk

Senate	02-MAY-19	Amended and Passed
House	07-MAY-19	Concurred in Sen- ate Amendment