PRIVATE CHAPTER NO. 76

HOUSE BILL NO. 4223

By Representative Crider

Substituted for:  Senate Bill No. 4234

By Senator Lowe Finney

AN ACT to amend Chapter 61 of the Private Acts of 2001; as amended by Chapter 50 of the Private Acts of 2003; and any other acts amendatory thereto, relative to the charter of the City of Humboldt.

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

SECTION 1.  Chapter 61 of the Private Acts of 2001, as amended by Chapter 50 of the Private Acts of 2003, and any other acts amendatory thereto, being the municipal charter of the City of Humboldt, is amended by deleting Chapter 3, Section 8 in its entirety and substituting instead the following:

Section 8.  In addition to the officers for said corporation hereinbefore set out, there shall be hired by the Board of Mayor and Aldermen a City Treasurer; the said City Treasurer shall be hired and may be dismissed only for cause as described in the Personnel Policies and Procedure Manual of the City of Humboldt. The duties of said City Treasurer shall be to receive all funds of said city collected for municipal purposes and from the various sources, to pay out said funds upon the request of the Mayor, the Secretary of the Board of Mayor and Aldermen, or the City Clerk; all disbursements shall require two (2) signatures on all checks, such signatories limited to the Mayor, the City Treasurer, or the Secretary to the Board; the said City Treasurer to keep a correct record of all funds received by him, and also all disbursements of same made by him; the said City Treasurer to execute a bond to the said city in the sum as the city, by its Board of Mayor and Aldermen may require, conditioned for the faithful performance of his duties as said City Treasurer and for the faithful handling of the funds coming into his hands belonging to said city.

SECTION 2.  Chapter 61 of the Private Acts of 2001, as amended by Chapter 50 of the Private Acts of 2003, and any other acts amendatory thereto, being the municipal charter of the City of Humboldt, is further amended by deleting Chapter 3, Section 10 in its entirety and substituting instead the following:

Section 10.  Public safety officers.

(a)  The Board of Mayor and Aldermen shall appoint a qualified person to serve as Chief of Police for a term not exceeding four (4) years, concurrent with the terms of the Mayor and Aldermen as described in Chapter 3, Section 19 of the city charter. The Chief of Police shall be subject to removal from office by a majority vote of the Board of Mayor

and Aldermen at any time for inefficiency, neglect of duty, or for any other good cause shown.

The Chief of Police shall have direct supervision of the Humboldt Police Department, subject, however, to the direction of the Board of Mayor and Aldermen.

(b)  The Board of Mayor and Aldermen shall appoint a qualified person to serve as Fire Chief for a term not exceeding four (4) years, concurrent with the terms of the Mayor and Aldermen as described in Chapter 3, Section 19 of the city charter. The Fire Chief shall be subject to removal from office by a majority vote of the Board of Mayor and Aldermen at any time for inefficiency, neglect of duty, or for any other good cause shown.

The Fire Chief of the city shall have direct supervision of the Fire Department of the city, subject, however, to the direction of the Board of Mayor and Aldermen.

SECTION 3.  This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the Board of Mayor and Aldermen of Humboldt.  Its approval or nonapproval shall be proclaimed by the Mayor of Humboldt and certified to the secretary of state.

SECTION 4.  For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 3.

**PASSED:  March 20, 2008**

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JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

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RON RAMSEY, SPEAKER
SENATE OF THE SENATE

**APPROVED this 7th day of April 2008**

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PHIL BREDESEN, GOVERNOR