

House Bill 1011

By: Representative Massey of the 86th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act re-creating and establishing a Board of Commissioners of Barrow County,
2 approved April 2, 1976 (Ga. L. 1976, p. 4033), as amended, particularly by an Act approved
3 March 23, 1992 (Ga. L. 1992, p. 4970), so as to provide for reapportionment of districts for
4 the election of members of the board of commissioners; to define certain terms; to provide
5 for continuation in office of persons serving as members of the board on a certain date; to
6 provide for the election and terms of members of the board; to provide for related matters;
7 to provide for submission of this Act for approval pursuant to Section 5 of the federal Voting
8 Rights Act of 1965, as amended; to provide for effective dates; to repeal conflicting laws;
9 and for other purposes.

10 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

11 **SECTION 1.**

12 An Act re-creating and establishing a Board of Commissioners of Barrow County, approved
13 April 2, 1976 (Ga. L. 1976, p. 4033), as amended, particularly by an Act approved March 23,
14 1992 (Ga. L. 1992, p. 4970), is amended by striking Section 4 and inserting in lieu thereof
15 the following:

16 "SECTION 4.

17 (a) For the purposes of electing the members of the board other than the chairperson,
18 Barrow County shall be divided into six commissioner districts. The six commissioner
19 districts shall be and correspond to those six numbered districts described in and attached
20 to and made a part of this Act and further identified as Plan Name: barrccsb1 Plan Type:
21 Local User: staff Administrator: Barrow Co.

22 (b) When used in such attachment, the terms 'Tract' and 'BG' (Block Group) shall mean
23 and describe the same geographical boundaries as provided in the report of the Bureau of
24 the Census for the United States decennial census of 2000 for the State of Georgia. The
25 separate numeric designations in a Tract description which are underneath a 'BG' heading

1 shall mean and describe individual Blocks within a Block Group as provided in the report
 2 of the Bureau of the Census for the United States decennial census of 2000 for the State of
 3 Georgia. Any part of Barrow County which is not included in any such district described
 4 in that attachment shall be included within that district contiguous to such part which
 5 contains the least population according to the United States decennial census of 2000 for
 6 the State of Georgia. Any part of Barrow County which is described in that attachment as
 7 being in a particular district shall nevertheless not be included within such district if such
 8 part is not contiguous to such district. Such noncontiguous part shall instead be included
 9 within that district contiguous to such part which contains the least population according
 10 to the United States decennial census of 2000 for the State of Georgia. Except as otherwise
 11 provided in the description of any commissioner district, whenever the description of such
 12 district refers to a named city, it shall mean the geographical boundaries of that city as
 13 shown on the census map for the United States decennial census of 2000 for the State of
 14 Georgia."

15 SECTION 2.

16 Said Act is further amended by striking Section 5 and inserting in lieu thereof the following:

17 "SECTION 5.

18 (a) The members of the board serving in office on January 1, 2002, and any person
 19 selected to fill a vacancy in any such office shall continue to serve until the expiration of
 20 the terms for which they were elected and until their successors are elected and qualified.
 21 Commissioner Districts 2 and 6 as they existed on January 1, 2002, shall continue to be
 22 designated as Commissioner Districts 2 and 6, respectively, but as newly described under
 23 this Act, and on and after January 1, 2003, such members of the board serving from those
 24 former commissioner districts shall be deemed to be serving from and representing their
 25 respective districts as newly described under this section. Commissioner Districts 3 and
 26 1 as they existed on January 1, 2002, shall be redesignated as Commissioner Districts 1 and
 27 3, respectively, but as newly described under this Act, and on and after January 1, 2003,
 28 such members of the board serving from those former commissioner districts shall be
 29 deemed to be serving from and representing their respective districts as newly described
 30 under this Act.

31 (b)(1) All members of the board representing commissioner districts and elected at or
 32 subsequent to the election in 2002 shall be elected from the commissioner districts
 33 described in Section 4.

34 (2) The members of the board representing Commissioner Districts 4, 5, and 6 shall be
 35 elected at the general election in 2002 and quadrennially thereafter and shall take office

1 on the first day of January immediately following their election for terms of four years
2 and until their successors are elected and qualified.

3 (3) The chairperson and members of the board representing Commissioner Districts 1,
4 2, and 3 shall be elected at the general election in 2004 and quadrennially thereafter and
5 shall take office on the first day of January immediately following their election for terms
6 of four years and until their successors are elected and qualified."

7 **SECTION 3.**

8 It shall be the duty of the attorney of the Board of Commissioners of Barrow County to
9 submit this Act for approval pursuant to Section 5 of the federal Voting Rights Act of 1965,
10 as amended.

11 **SECTION 4.**

12 This section and Section 3 of this Act and those provisions of this Act necessary for the
13 election of members of the Board of Commissioners of Barrow County in 2002 shall become
14 effective upon the approval of this Act by the Governor or upon its becoming law without
15 such approval. The remaining provisions of this Act shall become effective January 1, 2003.

16 **SECTION 5.**

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