

House Bill 1085

By: Representatives Rice of the 79th, Unterman of the 84th, Coleman of the 80th, Massey of the 86th, Williams of the 83rd and others

**A BILL TO BE ENTITLED
AN ACT**

1 To amend an Act creating the Board of Commissioners of Gwinnett County, approved
2 January 31, 1968 (Ga. L. 1968, p. 2003), as amended, particularly by an Act approved April
3 20, 1992 (Ga. L. 1992, p. 6548), so as to reapportion the commissioner districts; to provide
4 for definitions and inclusions; to provide for members currently serving; to provide for
5 submission of this Act for approval under the federal Voting Rights Act of 1965, as
6 amended; to provide for related matters; to provide effective dates; to repeal conflicting
7 laws; and for other purposes.

8 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

9 **SECTION 1.**

10 An Act creating the Board of Commissioners of Gwinnett County, approved January 31,
11 1968 (Ga. L. 1968, p. 2003), as amended, particularly by an Act approved April 20, 1992
12 (Ga. L. 1992, p. 6548), is amended by striking in their entirety subsections (b) and (c) of
13 Section 3 and inserting in lieu thereof the following:

14 "(b) The four commissioner districts shall be and correspond to those four numbered
15 districts described in and attached to and made a part of this Act and further identified as
16 Plan Name: gwinwil2 Plan Type: Local User: Tara Administrator: Gwinnett.

17 (c) When used in such attachment, the terms 'Tract' and 'BG' (Block Group) shall mean
18 and describe the same geographical boundaries as provided in the report of the Bureau of
19 the Census for the United States decennial census of 2000 for the State of Georgia. The
20 separate numeric designations in a Tract description which are underneath a 'BG' heading
21 shall mean and describe individual Blocks within a Block Group as provided in the report
22 of the Bureau of the Census for the United States decennial census of 2000 for the State of
23 Georgia. Any part of Gwinnett County which is not included in any such district described
24 in that attachment shall be included within that district contiguous to such part which
25 contains the least population according to the United States decennial census of 2000 for
26 the State of Georgia. Any part of Gwinnett County which is described in that attachment

as being in a particular district shall nevertheless not be included within such district if such part is not contiguous to such district. Such noncontiguous part shall instead be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2000 for the State of Georgia. Except as otherwise provided in the description of any commissioner district, whenever the description of such district refers to a named city, it shall mean the geographical boundaries of that city as shown on the census map for the United States decennial census of 2000 for the State of Georgia."

SECTION 2.

10 It is the purpose of this Act to reapportion the districts from which members of the Board of
11 Commissioners of Gwinnett County are to be elected in the November, 2002, general
12 election and in subsequent general elections, and this Act results from changes in population
13 based on the United States decennial census of 2000. It is not the intention of the General
14 Assembly to affect the membership of current members of the board, their terms of office,
15 or the manner in which their successors shall be elected, and such matters shall remain as
16 provided by law on the effective date of this Act until otherwise amended by law, except to
17 the extent of reapportioning the districts represented by such members.

SECTION 3.

19 It shall be the duty of the attorney of the Board of Commissioners of Gwinnett County to
20 submit this Act for approval pursuant to Section 5 of the federal Voting Rights Act of 1965,
21 as amended.

SECTION 4.

23 This section and Section 3 of this Act and those provisions of this Act necessary for the
24 election of members of the Board of Commissioners of Gwinnett County in 2002 shall
25 become effective upon the approval of this Act by the Governor or upon its becoming law
26 without such approval. The remaining provisions of this Act shall become effective January
27 1, 2003.

SECTION 5.

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