

Senate Bill 404

By: Senator Hamrick of the 30th

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

To amend an Act amending, revising, superseding, and consolidating the laws pertaining to the Board of Commissioners of Carroll County, approved February 28, 1989 (Ga. L. 1989, p. 3546), as amended, so as to reconstitute the board of commissioners; to change the descriptions of the commissioner districts; to provide for definitions and inclusions; to provide for continuation in office of the current chairperson and members; to provide for the election and terms of office of subsequent chairpersons and members; to provide for eligibility and qualifications; to provide for submission of this Act for approval under the federal Voting Rights Act of 1965, as amended; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

An Act amending, revising, superseding, and consolidating the laws pertaining to the Board of Commissioners of Carroll County, approved February 28, 1989 (Ga. L. 1989, p. 3546), as amended, is amended by striking Sections 2, 3, and 4 and inserting in their places the following:

"SECTION 2.

The Board of Commissioners of Carroll County which existed on December 31, 2001, is continued in existence but on and after July 1, 2002, shall be constituted as provided in this Act. The Board of Commissioners of Carroll County so continued and constituted, sometimes referred to in this Act as the 'board,' shall continue to have the powers, duties, rights, obligations, and liabilities of that board as existed immediately prior to July 1, 2002.

SECTION 3.

(a) Those members of the Board of Commissioners of Carroll County who are serving as such on June 30, 2002, and any person selected to fill a vacancy in any such office shall

1 continue to serve as such members until the regular expiration of their respective terms of
2 office and upon the election and qualification of their respective successors. On and after
3 July 1, 2002, the Board of Commissioners of Carroll County shall consist of seven
4 members six of whom shall be elected from commissioner districts described in subsection
5 (b) of this section and the member who is chairperson and who is elected at large as
6 provided in Section 4 of this Act.

7 (b) For purposes of electing members of the board of commissioners, other than the
8 chairperson, Carroll County is divided into six commissioner districts. One member of the
9 board shall be elected from each such district. The six commissioner districts shall be and
10 correspond to those six numbered districts described in and attached to and made a part of
11 this Act and further identified as Plan Name: carrollccp4 Plan Type: LOCAL User: PaulH
12 Administrator: Carroll CC.

13 (c) When used in such attachment, the terms 'Tract' and 'BG' (Block Group) shall mean
14 and describe the same geographical boundaries as provided in the report of the Bureau of
15 the Census for the United States decennial census of 2000 for the State of Georgia. The
16 separate numeric designations in a Tract description which are underneath a 'BG' heading
17 shall mean and describe individual Blocks within a Block Group as provided in the report
18 of the Bureau of the Census for the United States decennial census of 2000 for the State of
19 Georgia. Any part of Carroll County which is not included in any such district described
20 in that attachment shall be included within that district contiguous to such part which
21 contains the least population according to the United States decennial census of 2000 for
22 the State of Georgia. Any part of Carroll County which is described in that attachment as
23 being in a particular district shall nevertheless not be included within such district if such
24 part is not contiguous to such district. Such noncontiguous part shall instead be included
25 within that district contiguous to such part which contains the least population according
26 to the United States decennial census of 2000 for the State of Georgia. Except as otherwise
27 provided in the description of any commissioner district, whenever the description of such
28 district refers to a named city, it shall mean the geographical boundaries of that city as
29 shown on the census map for the United States decennial census of 2000 for the State of
30 Georgia.

31 SECTION 4.

32 (a) No person shall be a member of the board if that person is ineligible for such office
33 pursuant to Code Section 45-2-1 of the O.C.G.A. or any other general law applicable to that
34 office.

35 (b) In order to be elected as a member of the board from a commissioner district, a person
36 must receive the number of votes cast as required by general law for that office in that

1 district only. Only electors who are residents of that commissioner district may vote for
2 a member of the board for that district. At the time of qualifying for election as a member
3 of the board from a commissioner district, each candidate for such office shall specify the
4 commissioner district for which that person is a candidate. A person elected or appointed
5 as a member of the board from a commissioner district must continue to reside in that
6 district during that person's term of office or that office shall become vacant.

7 (c) The member of the board who is chairperson of the board may reside anywhere within
8 Carroll County and, if elected, must receive the number of votes cast for that office as
9 required by general law in the entire county. The chairperson must continue to reside
10 within the county during that person's term of office or that office shall become vacant.

11 (d) The first members of the reconstituted Board of Commissioners of Carroll County
12 from Commissioner Districts 2, 4, and 6 shall be elected at the general election on the
13 Tuesday next following the first Monday in November, 2002. Those members of the board
14 elected thereto from Commissioner Districts 2, 4, and 6 in 2002 shall take office the first
15 day of January immediately following that election and shall serve for initial terms of
16 office which expire December 31, 2006, and upon the election and qualification of their
17 respective successors. The first members of the reconstituted Board of Commissioners of
18 Carroll County from Commissioner Districts 1, 3, and 5 and the chairperson shall be
19 elected at the general election on the Tuesday next following the first Monday in
20 November 2004. The chairperson and those members of the board elected thereto from
21 Commissioner Districts 1, 3, and 5 in 2004 shall take office the first day of January
22 immediately following that election and shall serve for initial terms of office which expire
23 December 31, 2008, and upon the election and qualification of their respective successors.
24 Those and all future successors to the chairperson and the members of the board whose
25 terms of office are to expire shall be elected at the time of the state-wide general election
26 immediately preceding the expiration of such terms, shall take office the first day of
27 January immediately following that election, and shall serve for terms of office of four
28 years. The chairperson and members of the board shall serve for the terms of office
29 specified therefor in this subsection and until their respective successors are elected and
30 qualified.

31 (e) All members of the board who are elected thereto shall be nominated and elected in
32 accordance with Chapter 2 of Title 21 of the O.C.G.A., the 'Georgia Election Code.'

33 (f) Commissioner Districts 1, 2, 3, 4, 5, and 6 as they exist on December 31, 2001, shall
34 continue to be designated as Commissioner Districts 1, 2, 3, 4, 5, and 6, respectively, but
35 as newly described under this Act, and on and after July 1, 2002, such members of the
36 board serving from those former commissioner districts shall be deemed to be serving from
37 and representing their respective districts as newly described under this section."

SECTION 2.

Said Act is further amended by striking Section 18 and inserting in its place a new Section 18 to read as follows:

"SECTION 18.

Reserved."

SECTION 3.

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

SECTION 4.

This Act shall become effective on July 1, 2002.

SECTION 5.

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

Plan Name: carrollccp4 Plan Type: LOCAL User: PaulH Administrator: Carroll CC

Redistricting Plan Components Report

District 001

Carroll County

Tract: 9903

BG: 1

1087 1088 1098 1101 1102 1103 1104

BG: 2

2022 2023 2024 2025 2026 2027 2028 2035 2036 2037 2038 2039

2040 2041 2048

Tract: 9905.01

BG: 1

1001 1003 1004 1005 1006 1009 1010 1011 1012 1013 1014 1015

1016 1017 1020 1021 1022 1023 1024 1025 1026 1036 1042 1044

1045 1046 1047 1048 1049 1050 1051 1052 1053 1054 1055 1056

1057 1059 1060 1061 1062 1063 1064 1065 1066 1067 1068 1069

1070 1071 1072 1073 1074 1075 1076 1077 1079 1080 1081 1082

1084 1086 1087 1088 1089 1090 1091 1092

BG: 2

2000 2001 2002 2003 2004 2007 2010 2011 2012 2014 2015 2018

2031 2032

BG: 3

3000 3001 3004 3010 3011

Tract: 9905.02

BG: 1

BG: 2

2000 2001 2002 2003 2004 2007 2008 2009 2010 2011 2012 2013

2014 2015 2016 2017 2018

BG: 3

Tract: 9906

BG: 1

1010 1028 1029 1030 1031 1032 1036 1037 1038 1039 1040 1041

1042 1043 1045 1998

BG: 2

2009 2010 2011 2012 2013 2014 2015 2016

1 Tract: 9907.01
2 BG: 1
3 1013 1014 1015 1016 1017 1018 1019
4 BG: 3
5 3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011 3012
6 3013 3014 3015 3016 3017 3018 3019 3020 3021 3022 3023 3024
7 3027 3030 3031 3032 3033 3040 3041 3049 3996 3998 3999
8 Tract: 9907.03
9 BG: 1
10 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
11 1012 1013 1016 1017 1018 1024
12 BG: 2
13 2016 2017 2018 2019 2020 2021 2022 2023 2024 2027 2028 2029
14 Tract: 9910
15 BG: 1
16 1000 1001 1002 1003 1004 1008 1009 1010 1011 1012 1015 1016
17 1019 1020 1023 1999
18 BG: 2
19 2020 2021 2022 2023 2024 2025 2042 2043 2044 2048 2050 2051
20 2052 2053 2058 2998 2999
21 BG: 3
22 3000 3001 3005 3006 3007 3008 3018 3019 3999
23 Tract: 9911
24 BG: 1
25 1019 1023 1030
26
27 District 002
28 Carroll County
29 Tract: 9901.01
30 Tract: 9901.02
31 BG: 1
32 BG: 2
33 BG: 3
34 3000 3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011
35 3012 3013 3014 3015 3016 3017 3018 3019 3020 3021 3022 3023
36 3024 3025 3026 3027 3028 3029 3038 3997 3998 3999
37 BG: 4

1 Tract: 9907.02
 2 BG: 1
 3 BG: 2
 4 2000 2005 2008 2018 2019 2020 2022 2999

 5 District 003
 6 Carroll County
 7 Tract: 9901.02
 8 BG: 3
 9 3030 3031 3032 3033 3034 3035 3036 3037 3039 3040 3041 3042
 10 3043 3044
 11 Tract: 9902
 12 Tract: 9903
 13 BG: 1
 14 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
 15 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023
 16 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035
 17 1036 1037 1038 1039 1040 1041 1042 1043 1044 1045 1046 1047
 18 1053 1054 1055 1056 1057 1058 1059 1060 1061 1062 1063 1064
 19 1065 1066 1067 1068 1069 1070 1071 1072 1073 1074 1075 1077
 20 1078 1079 1080 1081 1082 1083 1084 1085 1086 1089 1090 1091
 21 1092 1093 1094 1095 1096 1097 1099 1100
 22 BG: 2
 23 2002 2003 2014 2015
 24 Tract: 9905.01
 25 BG: 1
 26 1000 1002 1007 1008 1018 1019 1058
 27 Tract: 9906
 28 BG: 1
 29 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1011 1012
 30 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024
 31 1025 1026 1027 1033 1034 1035 1044 1046 1047 1048 1049 1050
 32 1051 1052 1999
 33 BG: 2
 34 2000 2001 2002 2003 2004 2005 2006 2007 2008 2017 2018 2019
 35 Tract: 9907.01

1 BG: 2
 2 2000 2001 2002 2003 2004 2005 2006 2007 2021
 3 Tract: 9907.02
 4 BG: 2
 5 2006 2007 2009 2021 2023 2024 2025 2026 2027 2028 2029 2030
 6 Tract: 9907.03
 7 BG: 2
 8 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011
 9 2012 2013 2014 2015 2025 2026 2997 2998 2999

 10 District 004
 11 Carroll County
 12 Tract: 9905.01
 13 BG: 2
 14 2005 2006 2008 2009 2033 2034 2035 2036
 15 Tract: 9906
 16 BG: 2
 17 2020 2021 2022 2023 2024 2025 2026
 18 BG: 3
 19 Tract: 9907.01
 20 BG: 1
 21 1011 1020 1021 1022 1025 1027 1029 1030 1031 1998 1999
 22 BG: 3
 23 3034 3035 3036 3037 3038 3039 3042 3043 3044 3045 3046 3047
 24 3048 3050 3051 3052 3053
 25 Tract: 9907.03
 26 BG: 1
 27 1014 1015 1019 1020 1021 1022 1023 1025 1026 1027 1028 1029
 28 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1040 1041
 29 1042 1043 1044 1045 1046 1047 1048 1049 1050 1051 1052 1053
 30 1054 1055 1056 1057 1058 1999
 31 Tract: 9910
 32 BG: 1
 33 1005 1006 1007 1013 1014 1017 1018 1021 1022
 34 BG: 2
 35 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011

1 2012 2013 2014 2015 2016 2017 2018 2019 2026 2027 2028 2029
 2 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039 2040 2041
 3 2045 2046 2047 2049 2054 2055 2056 2057 2059 2060 2061 2062
 4 2063 2064 2065 2066 2067 2068 2069 2070 2071 2072 2073 2997
 5 BG: 3
 6 3002 3003 3004 3009 3010 3011 3012 3013 3014 3015 3016 3017
 7 3020 3021 3022 3023 3024 3025 3026 3027 3028 3029 3030 3031
 8 3032 3033 3034 3035 3036 3037 3039 3040 3041 3042
 9 Tract: 9911
 10 BG: 1
 11 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
 12 1012 1013 1014 1015 1016 1017 1018 1020 1021 1022 1024 1025
 13 1026 1027 1028 1029 1031 1032
 14 BG: 2
 15 BG: 3
 16 3000 3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011
 17 3015 3016 3018 3019 3020
 18 BG: 5
 19 5000 5001 5004 5005 5006 5007 5008 5009 5010 5022 5026 5027
 20 5028 5030 5999

 21 District 005
 22 Carroll County
 23 Tract: 9905.01
 24 BG: 2
 25 2016 2017
 26 BG: 3
 27 3002 3003 3005 3006 3007 3008 3009 3012
 28 Tract: 9907.01
 29 BG: 1
 30 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1012
 31 1023 1024 1026 1028 1032 1033 1034 1035 1036 1037 1038 1039
 32 1040 1041 1042 1043 1044 1045 1046 1047 1997
 33 BG: 2
 34 2008 2009 2010 2011 2012 2013 2014 2015 2016 2017 2018 2019
 35 2020 2022 2023 2024 2025 2026 2027 2028 2029 2999

1 BG: 3
2 3000 3025 3026 3028 3029 3997
3 Tract: 9907.02
4 BG: 2
5 2001 2002 2003 2004 2010 2011 2012 2013 2014 2015 2016 2017
6 2031 2032 2033 2034
7 Tract: 9908
8 Tract: 9909
9 Tract: 9910
10 BG: 2
11 2074
12 BG: 3
13 3038 3043 3044 3045
14 Tract: 9911
15 BG: 3
16 3012 3013 3014 3017
17 BG: 4
18 BG: 5
19 5002 5003 5011 5012 5013 5014 5015 5016 5017 5018 5019 5020
20 5021 5023 5024 5025 5029 5031 5997 5998
21
22 District 006
23 Carroll County
24 Tract: 9903
25 BG: 1
26 1048 1049 1050 1051 1052 1076 1105
27 BG: 2
28 2000 2001 2004 2005 2006 2007 2008 2009 2010 2011 2012 2013
29 2016 2017 2018 2019 2020 2021 2029 2030 2031 2032 2033 2034
30 2042 2043 2044 2045 2046 2047 2049 2050 2051 2052 2053 2054
31 2055 2056 2057 2058 2059 2060 2061 2062 2063 2064 2065 2066
32 2067 2068 2069 2070 2071 2072 2073 2074 2075 2076 2077 2997
33 2998 2999
34 BG: 3
35 Tract: 9904
36 Tract: 9905.01
37 BG: 1

- 1 1027 1028 1029 1030 1031 1032 1033 1034 1035 1037 1038 1039
- 2 1040 1041 1043 1078 1083 1085
- 3 BG: 2
- 4 2013 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028 2029
- 5 2030
- 6 Tract: 9905.02
- 7 BG: 2
- 8 2005 2006
- 9 Tract: 9912