

Senate Bill 322

By: Senator Lee of the 29th

A BILL TO BE ENTITLED  
AN ACT

To amend an Act creating the Board of Commissioners of Troup County, approved March 25, 1958 (Ga. L. 1958, p. 3068), as amended, particularly by an Act approved February 27, 1992 (Ga. L. 1992, p. 4796), so as to reconstitute the Board of Commissioners; to change the description of the commissioner districts; to provide for definitions and inclusions; to provide for continuation in office of current members; to provide for election and terms of office of subsequent members; to provide for submission of this Act for approval under the federal Voting Rights Act of 1965, as amended; to provide effective dates; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

An Act creating the Board of Commissioners of Troup County, approved March 25, 1958 (Ga. L. 1958, p. 3068), as amended, particularly by an Act approved February 27, 1992 (Ga. L. 1992, p. 4796), is amended by striking Section 2 and inserting in lieu thereof the following:

**"SECTION 2.**

(a)(1) The Board of Commissioners of Troup County which existed on December 31, 2003, is continued in existence but on and after the effective date of this Act, shall be constituted as provided in this Act. The Board of Commissioners of Troup 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 January 1, 2004.

(2) Those members of the Board of Commissioners of Troup County who are serving as such on December 31, 2003, and any person selected to fill a vacancy in any such office shall continue to serve as such members until the regular expiration of their terms of office, and upon the election and qualification of their respective successors. On and

1 after the effective date of this Act, the Board of Commissioners of Troup County shall  
2 consist of five members all of whom shall be elected from commissioner districts  
3 described in subsection (b) of this section.

4 (b) For purposes of electing members of the board of commissioners, Troup County is  
5 divided into five commissioner districts. One member of the board shall be elected from  
6 each such district. Commissioner District No. 1 shall consist of the entire county of Troup.  
7 Commissioner Districts No. 2 through 5 shall be and correspond to those numbered  
8 districts described in and attached to and made a part of this Act and further identified as  
9 Plan Name: trouppcw3 Plan Type: LOCAL User: Shantee Administrator: TROUP.

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

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

31 (2) In order to be elected as a member of the board from a commissioner district, a  
32 person must receive the number of votes cast as required by general law for that office  
33 in that district only. Only electors who are residents of that commissioner district may  
34 vote for a member of the board for that district. At the time of qualifying for election as  
35 a member of the board from a commissioner district, each candidate for such office shall  
36 specify the commissioner district for which that person is a candidate. A person elected  
37 or appointed as a member of the board from a commissioner district must continue to

1 reside in that district during that person's term of office or that office shall become  
2 vacant.

3 (3) The commissioner elected from Commissioner District No. 1 shall be the chairperson  
4 of the board of commissioners. The chairperson of the board may reside anywhere within  
5 Troup County and, if elected, must receive the number of votes cast for that office, as  
6 required by general law in the entire county. The chairperson must continue to reside  
7 within the county during that person's term of office, or that office shall become vacant."

## 8 SECTION 2.

9 Said Act is further amended by striking Section 3 and inserting in lieu thereof the following:

## 10 "SECTION 3.

11 (a)(1) The first members of the reconstituted Board of Commissioners of Troup County  
12 from Districts 2, 3, and 4 shall be elected at the general election on the Tuesday next  
13 following the first Monday in November 2004. Those members of the board elected  
14 thereto from Commissioner Districts 2, 3, and 4 in 2004 shall take office the first day of  
15 January immediately following that election and shall serve for initial terms of office  
16 which expire December 31, 2008, and upon the election and qualification of their  
17 respective successors. The first members of such board from Districts 1 and 5 shall be  
18 elected at the general election on the Tuesday next following the first Monday in  
19 November 2006. Those members of the board elected thereto from Commissioner  
20 Districts 1 and 5 in 2006 shall take office the first day of January immediately following  
21 that election and shall serve for initial terms of office which expire December 31, 2010,  
22 and upon the election and qualification of their respective successors. Those and all future  
23 successors to members of the board whose terms of office are to expire shall be elected  
24 at the time of the state-wide general election immediately preceding the expiration of  
25 such terms, shall take office the first day of January immediately following that election,  
26 and shall serve for terms of office of four years each. Members of the board shall serve  
27 for the terms of office specified therefor in this subsection and until their respective  
28 successors are elected and qualified.

29 (2) Commissioner Districts 1, 2, 3, 4, and 5 as they exist on December 31, 2003, shall  
30 continue to be designated as Commissioner Districts 1, 2, 3, 4, and 5, respectively, but  
31 as newly described under this Act, and on and after the effective date of this Act, such  
32 members of the board serving from those former commissioner districts shall be deemed  
33 to be serving from and representing their respective districts as newly described under  
34 this section."

**SECTION 3.**

The governing authority of Troup County shall through its legal counsel cause this Act to be submitted for preclearance under the federal Voting Rights Act of 1965, as amended; and such submission shall be made to the United States Department of Justice or filed with the appropriate court no later than 45 days after the date on which this Act is approved by the Governor or otherwise becomes law without such approval.

**SECTION 4.**

This section and Section 3 of this Act shall become effective upon approval of this Act by the Governor or upon its becoming law without such approval; all other sections of this Act shall become effective on January 1, 2004.

**SECTION 5.**

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

1 Plan Name: troupcwk3 Plan Type: LOCAL User: Shantee Administrator: TROUP  
 2  
 3 Redistricting Plan Components Report  
 4  
 5 District 002  
 6 Troup County  
 7 Tract: 9601  
 8 Tract: 9602  
 9 BG: 1  
 10 1000 1001 1004 1005 1006 1015 1019 1020 1021 1029 1993 1995  
 11 1997 1999  
 12 Tract: 9604  
 13 BG: 1  
 14 1000 1001 1002 1003 1004 1006 1999  
 15 Tract: 9605.01  
 16 BG: 3  
 17 3000 3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011  
 18 3020 3021 3998 3999  
 19 Tract: 9605.02  
 20 BG: 1  
 21 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012  
 22 1013 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036  
 23 1070 1071 1072 1073 1074 1075 1076 1077 1078 1079 1080 1081  
 24 1082 1086 1087 1088 1089 1090 1091 1092 1093  
 25 BG: 2  
 26 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011  
 27 2012 2013 2014 2017 2018 2019 2023 2024 2042 2998 2999  
 28 Tract: 9606  
 29 BG: 1  
 30 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1019  
 31 1020 1021 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033  
 32 1034 1035 1036 1037 1038 1039 1040 1041 1042 1043 1044 1045  
 33 1046 1047 1048 1049 1050 1051 1052 1053 1054 1055 1056 1057  
 34 1058  
 35 Tract: 9607  
 36 BG: 3  
 37 3000 3001 3002 3003 3004 3005 3006 3039 3040 3041 3043 3044

1 3998  
2 BG: 4  
3 4014 4015 4018 4019 4020 4021 4999  
4 BG: 5  
5 Tract: 9611

6 District 003  
7 Troup County  
8 Tract: 9602  
9 BG: 1  
10 1002 1003 1007 1008 1009 1996 1998  
11 BG: 2  
12 Tract: 9603  
13 BG: 2  
14 2015 2016 2991  
15 BG: 3  
16 Tract: 9609.01  
17 BG: 4  
18 4000 4001 4002 4003 4004 4005 4006 4007 4008 4009 4010 4011  
19 4012 4013 4014 4043 4044 4045 4046 4047 4049 4050 4998 4999  
20 Tract: 9609.02  
21 BG: 1  
22 1036 1037 1038 1039 1040 1041 1045 1046 1064 1065 1066 1067  
23 1068 1069 1070 1071 1072 1073  
24 BG: 2  
25 BG: 3  
26 Tract: 9610

27 District 004  
28 Troup County  
29 Tract: 9602  
30 BG: 1  
31 1010 1011 1012 1013 1014 1016 1017 1018 1022 1023 1024 1025  
32 1026 1027 1028 1990 1991 1992 1994  
33 Tract: 9603

1 BG: 1  
2 BG: 2  
3 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011  
4 2012 2013 2014 2017 2018 2019 2020 2021 2022 2023 2024 2025  
5 2026 2027 2028 2029 2030 2031 2032 2033 2034 2035 2036 2037  
6 2038 2039 2040 2041 2042 2043 2044 2045 2046 2047 2048 2049  
7 2050 2990 2992 2993 2994 2995 2996 2997 2998 2999  
8 Tract: 9604  
9 BG: 1  
10 1005 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017  
11 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029  
12 1030 1031 1991 1992 1993 1994 1995 1996 1997 1998  
13 BG: 2  
14 BG: 3  
15 3000 3001 3002 3003 3004 3005 3006 3007 3008 3011 3012 3013  
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17 BG: 4  
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21 Tract: 9605.01  
22 BG: 2  
23 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011  
24 2012 2013 2014 2015 2016  
25 BG: 3  
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27 BG: 4  
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31 1051  
32 BG: 2  
33 2015 2016 2020 2021 2022 2025 2026 2027 2028 2029 2030 2031  
34 2032 2033 2034 2035 2036 2037 2038 2039 2040 2041 2997  
35 Tract: 9608  
36 BG: 1  
37 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011

1        1012 1013 1014 1028 1029  
2        BG: 2  
3        2002 2003 2004 2010 2011 2012 2013 2014 2015 2025 2026 2027  
4        2028  
5        Tract: 9609.01  
6        BG: 3  
7        3000 3001  
  
8        District 005  
9        Troup County  
10       Tract: 9604  
11       BG: 3  
12       3009 3010  
13       BG: 4  
14       4000 4019 4028 4029 4030 4031 4032  
15       Tract: 9605.01  
16       BG: 1  
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19       BG: 4  
20       4006 4007 4008 4009 4010 4011 4012 4013 4014 4015 4016 4017  
21       4018 4019 4020  
22       Tract: 9605.02  
23       BG: 1  
24       1049 1050 1059 1060 1061  
25       Tract: 9606  
26       BG: 1  
27       1011 1012 1013 1014 1015 1016 1017 1018 1022 1023  
28       BG: 2  
29       BG: 3  
30       BG: 4  
31       BG: 5  
32       Tract: 9607  
33       BG: 1  
34       BG: 2  
35       BG: 3



1 3007 3008 3009 3010 3011 3012 3013 3014 3015 3016 3017 3018  
2 3019 3020 3021 3022 3023 3024 3025 3026 3027 3028 3029 3030  
3 3031 3032 3033 3034 3035 3036 3037 3038 3042 3999  
4 BG: 4  
5 4000 4001 4002 4003 4004 4005 4006 4007 4008 4009 4010 4011  
6 4012 4013 4016 4017 4022 4023 4024  
7 Tract: 9608  
8 BG: 1  
9 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026  
10 1027 1030 1031 1032 1033  
11 BG: 2  
12 2000 2001 2005 2006 2007 2008 2009 2016 2017 2018 2019 2020  
13 2021 2022 2023 2024 2029 2030  
14 BG: 3  
15 BG: 4  
16 Tract: 9609.01  
17 BG: 1  
18 BG: 2  
19 BG: 3  
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25 4039 4040 4041 4042 4048 4997  
26 Tract: 9609.02  
27 BG: 1  
28 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011  
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