

House Bill 752 (AS PASSED HOUSE AND SENATE)

By: Representative Royal of the 171st

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act reincorporating and providing a new charter for the City of Baconton in
2 Mitchell County, approved February 13, 1976 (Ga. L. 1976, p. 2552), as amended, so as to
3 change the provisions relating to the time of election, taking of office, and terms of office of
4 the mayor and councilmembers; to provide for authority for this Act; to provide for
5 submission of this Act for preclearance under the federal Voting Rights Act of 1965, as
6 amended; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 An Act reincorporating and providing a new charter for the City of Baconton in Mitchell
10 County, approved February 13, 1976 (Ga. L. 1976, p. 2552), as amended, is amended by
11 striking subsection (g) of Section 5.10 and inserting in its place a new subsection (g) to read
12 as follows:

13 "(g)(1) On the Tuesday next following the first Monday in November of 2005, and every
14 four years thereafter, the successors to the councilmembers representing Council Districts
15 1, 3, and 5 shall be elected and shall serve for terms of office of four years and until their
16 respective successors are elected and qualified and shall take office on the first day of
17 January immediately following their election.

18 (2) On the Tuesday next following the first Monday in November of 2006, the mayor
19 and the successors to the councilmembers representing Council Districts 2 and 4 shall be
20 elected for one-year terms of office and until their respective successors are elected and
21 qualified and shall take office on the first day of January immediately following their
22 election. On the Tuesday next following the first Monday in November of 2007, and
23 every four years thereafter, the mayor and the successors to the councilmembers
24 representing Council Districts 2 and 4 shall be elected and shall serve for terms of office
25 of four years and until their respective successors are elected and qualified and shall take
26 office on the first day of January immediately following their election.

1 (3) This subsection is enacted pursuant to the authority provided for in Code Section
2 21-2-541.2 of the O.C.G.A."

3 **SECTION 2.**

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

9 **SECTION 3.**

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