

Senate Bill 201

By: Senators Jones of the 10th, Jeffares of the 17th and Davenport of the 44th

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To amend an Act providing for a new Board of Commissioners of Henry County, approved
2 March 28, 1974 (Ga. L. 1974, p. 3680), as amended, particularly by an Act approved April
3 4, 1990 (Ga. L. 1990, p. 5232), and by an Act approved April 25, 2002 (Ga. L. 2002, p.
4 4159), so as to provide for terms of office; to change the method of filling vacancies; to
5 provide for submission of this Act for approval under the federal Voting Rights Act of 1965,
6 as 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 providing for a new Board of Commissioners of Henry County, approved March 28,
10 1974 (Ga. L. 1974, p. 3680), as amended, particularly by an Act approved April 4, 1990 (Ga.
11 L. 1990, p. 5232), and by an Act approved April 25, 2002 (Ga. L. 2002, p. 4159), is
12 amended in Section 2 by designating the provisions of subsection (a) as paragraph (1) of
13 subsection (a) and by adding a new paragraph to read as follows:

14 "(2) The members of the board of commissioners serving on July 1, 2011, shall continue
15 to serve the remainder of their terms and until their successors are duly elected and
16 qualified. The successor to the commissioner from Commissioner District 3 shall be
17 elected at the general election in 2012 and shall take office on January 1, 2013, to serve
18 a term of two years. His or her successors shall be elected quadrennially thereafter to
19 serve terms of four years. The terms of office of the remaining commissioners shall be
20 unaffected by the provisions of this paragraph."

21 **SECTION 2.**

22 Said Act is further amended in Section 3 by revising paragraph (1) of subsection (c) as
23 follows:

24 "(1) If, at the time the vacancy occurs, there are less than 360 days until the date of the
25 next general election, a qualified successor from the district in which the vacancy

26 occurred shall be elected by the remaining members of the board to serve until the first
27 day of January following the next general election. A qualified successor shall be elected
28 at the next general election to serve for the balance of the unexpired term or for the next
29 term, whichever shall be applicable, and shall take office immediately upon the results
30 of such election being certified by the election superintendent. If the vacancy is in the
31 office of chairperson, the vice chairperson shall serve as chairperson until a successor
32 shall be elected as provided herein, and, during such period, the board of commissioners
33 shall be composed of five members."

34 **SECTION 3.**

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