

Senate Bill 304

By: Senator Hooks of the 14th

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To amend an Act creating the Board of Commissioners of Stewart County, approved April 4,
2 1996 (Ga. L. 1996, p. 4028), as amended, so as to change the description of the
3 commissioner districts; to provide for definitions and inclusions; to provide for continuation
4 in office of current members; to provide for election and terms of office of subsequent
5 members; to provide for submission of this Act for approval under the federal Voting Rights
6 Act of 1965, as amended; to provide for effective dates; to repeal conflicting laws; and for
7 other purposes.

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

9 **SECTION 1.**

10 An Act creating the Board of Commissioners of Stewart County, approved April 4, 1996
11 (Ga. L. 1996, p. 4028), as amended, is amended by striking Section 2 of said Act and
12 inserting in its place the following:

13 **"SECTION 2.**

14 (a) The Board of Commissioners of Stewart County shall consist of five commissioners.
15 Each commissioner shall be a resident of his or her respective commissioner district
16 described in subsection (b) of this section and shall be elected by the electors of such
17 district as provided in Section 3 of this Act.

18 (b) For purposes of electing members of the board of commissioners, Stewart County is
19 divided into five commissioner districts. One member of the board shall be elected from
20 each such district. The five commissioner districts shall be and correspond to those five
21 numbered districts described in and attached to and made a part of this Act and further
22 identified as 'Plan: stewartccsb-2011 Plan Type: Local User: admin'.

23 (c)(1) When used in such attachment, the term 'VTD' (voting tabulation district) shall
24 mean and describe the same geographical boundaries as provided in the report of the

25 Bureau of the Census for the United States decennial census of 2010 for the State of
26 Georgia.

27 (2) The separate numeric designations in a district description which are underneath a
28 VTD heading shall mean and describe individual Blocks within a VTD as provided in the
29 report of the Bureau of the Census for the United States decennial census of 2010 for the
30 State of Georgia. Any part of Stewart County which is not included in any such district
31 described in that attachment shall be included within that district contiguous to such part
32 which contains the least population according to the United States decennial census of
33 2010 for the State of Georgia.

34 (3) Any part of Stewart County which is described in that attachment as being in a
35 particular district shall nevertheless not be included within such district if such part is not
36 contiguous to such district. Such noncontiguous part shall instead be included within that
37 district contiguous to such part which contains the least population according to the
38 United States decennial census of 2010 for the State of Georgia.

39 (4) Except as otherwise provided in the description of any commissioner district,
40 whenever the description of such district refers to a named city, it shall mean the
41 geographical boundaries of that city as shown on the census map for the United States
42 decennial census of 2010 for the State of Georgia."

43 **SECTION 2.**

44 Said Act is further amended by striking Section 4 of said Act and inserting in its place the
45 following:

46 "SECTION 4.

47 (a) Those members of the Board of Commissioners of Stewart County who are serving as
48 such on December 31, 2012, and any person selected to fill a vacancy in any such office
49 shall continue to serve as such members until the regular expiration of their respective
50 terms of office and upon the election and qualification of their respective successors.

51 (b) At the general election on the Tuesday next following the first Monday in November
52 2014, members of the board shall be elected from Commissioner Districts 2 and 4, shall
53 take office the first day of January immediately following that election, and shall serve for
54 initial terms of office which expire on December 31, 2018, and upon the election and
55 qualification of their respective successors. At the general election on the Tuesday next
56 following the first Monday in November 2012, members of the board shall be elected from
57 Commissioner Districts 1, 3, and 5, shall take office the first day of January immediately
58 following that election, and shall serve for initial terms of office which expire on December
59 31, 2016, and upon the election and qualification of their respective successors. Those and

60 all future successors to members of the board whose terms of office are to expire shall be
61 elected at the time of the state-wide general election immediately preceding the expiration
62 of such terms, shall take office the first day of January immediately following that election,
63 and shall serve for terms of office of four years each. Members of the board shall serve for
64 the terms of office specified therefor in this subsection and until their respective successors
65 are elected and qualified. Commissioner Districts 1, 2, 3, 4, and 5, as they exist
66 immediately prior to January 1, 2013, shall continue to be designated as Commissioner
67 Districts 1, 2, 3, 4, and 5, respectively, but as newly described under this Act, and on and
68 after such date, such members of the board serving from those former commissioner
69 districts shall be deemed to be serving from and representing their respective districts as
70 newly described under this Act.

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

73 **SECTION 3.**

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

79 **SECTION 4.**

80 This section and Section 3 of this Act and those provisions of this Act necessary for the
81 election of members of the Board of Commissioners of Stewart County in 2012 shall become
82 effective upon the approval of this Act by the Governor or upon its becoming law without
83 such approval. The remaining provisions of this Act shall become effective January 1, 2013.

84 **SECTION 5.**

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

86 Plan: stewartccsb-2011

87 Plan Type: Local

88 User: admin

89 District 001

90 Stewart County

91 VTD: 25904 - LOUVALE

92 1065 1109 1110 1111 1112 1113 1116 1117 1127 1128 1129 1130

93 1132 1134 1135 1200 1201 1202 1203 1204 1205 1206 1207 1208

94 1209 1210 1211 1216 1217

95 VTD: 25905 - LUMPKIN

96 1198 1199 1212 1213 1214 1215 1218 1219 1220 1221 1222 1225

97 1226 1264 1265 2011 2012 2014 2016 2017 2018 2019 2020 2021

98 2022 2023 2024 2025 2026 2027 2028 2029 2030 2031 2032 2033

99 2034 2035 2036 2037 2038 2039 2040 2041 2042 2043 2044 2084

100 2085 2086 2087 2088 2089 2090 2091 2092 2093 2094 2095 2096

101 2097 2098 2099 2100 2101 2102 2103 2104 2105 2106 2107 2108

102 2109 2110 2111 2112 2113 2114 2115 2116 2117 2118 2119 2120

103 2121 2122 2123 2124 2125 2126 2127 2128 2129 2130 2131 2132

104 2133 2134 2136 2137 2138 2139 2140 2141 2210 2212 2214 2215

105 2218 2219 2222 2223 2229 2230 2235 3010 3012 3046 3047 3048

106 3049 3050 3051 3052 3053 3054 3055 3056 3057 3058 3059 3060

107 3061 3062 3063 3064 3065 3066 3067 3068 3074 3075 3076 3077

108 3100

109 VTD: 25906 - OMAHA

110 District 002

111 Stewart County

112 VTD: 25902 - RICHLAND

113 1061 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010

114 2011 2012 2013 2014 2015 2016 2017 2018 2019 2020 2021 2022

115 2023 2024 2025 2026 2027 2028 2029 2030 2031 2032 2033 2034

116 2035 2036 2037 2038 2039 2048 2049 2063 2066 2067 2068 2069

117 2070 2071 2072 2073 2076 2163 2164

118 VTD: 25904 - LOUVALE

119 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011

120 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023

121 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035
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 125 1121 1122 1123 1124 1125 1126 1267 1268 1269 1272 1274 1275
 126 1276 1278 3000 3001 3002 3003 3004 3005 3006 3007 3008 3015
 127 VTD: 25905 - LUMPKIN
 128 3009 3011 3013 3014 3022 3023 3025 3026 3027 3028 3029 3030
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 131 3097 3098 3099 3103 3104 3105 3106 3107 3108 3109

132 District 003

133 Stewart County

134 VTD: 25902 - RICHLAND

135 1023 1024 1025 1027 1057 1058 1059 1060 1064 2040 2041 2042
 136 2043 2044 2045 2046 2047 2050 2051 2052 2053 2054 2055 2056
 137 2057 2058 2059 2060 2061 2062 2064 2065 2074 2075 2077 2078
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 143 VTD: 25905 - LUMPKIN
 144 3016 3017 3018 3019 3020 3021 3024 3034 3035 3036

145 District 004

146 Stewart County

147 VTD: 25902 - RICHLAND

148 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
 149 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1026
 150 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039
 151 1040 1041 1042 1043 1044 1045 1046 1047 1048 1049 1050 1051
 152 1052 1053 1054 1055 1056 1062 1063 1066 1081 1082 1112 1113
 153 1114 1115 1116 1119 2095 2108 2109 2112 2120 2123 2124 2125
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 155 2157 2159 2160 2161 2162 2165 2166 2167

156 District 005
 157 Stewart County
 158 VTD: 25902 - RICHLAND
 159 1065 1067 1068 1069 1070 1071 1072 1073 1074 1075 1076 1077
 160 1078 1079 1080 1083 1084 1085 1086 1087 1088 1089 1090 1091
 161 1092 1093 1094 1095 1096 1097 1098 1099 1100 1101 1102 1103
 162 1104 1105 1106 1107 1108 1109 1110 1111 1117 1118
 163 2142 2143 2144 2146 2147 2192 2193 2213
 164 VTD: 25905 - LUMPKIN
 165 2000 2001 2002 2003 2004 2005 2006 2007 2009 2010 2013 2015
 166 2048 2050 2054 2068 2069 2070 2071 2072 2073 2074 2075 2076
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 174 3041 3084 3085 3086 3087 3088 3089 3090 3091 3101 3102