

House Bill 1002

By: Representatives Roberts of the 154<sup>th</sup> and Pruett of the 144<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act creating a Board of Commissioners of Ben Hill County, approved  
2 August 15, 1914 (Ga. L. 1914, p. 232), as amended, particularly by an Act approved May 1,  
3 2002 (Ga. L. 2002, p. 5165), so as to change the description of the commissioner districts;  
4 to reassign district numbers; to provide for definitions and inclusions; to provide for  
5 continuation in office for current members; to provide for the submission of this Act for  
6 preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to  
7 provide for related matters; to repeal conflicting laws; and for other purposes.

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

9 **SECTION 1.**

10 An Act creating a Board of Commissioners of Ben Hill County, approved August 15, 1914  
11 (Ga. L. 1914, p. 232), as amended, particularly by an Act approved May 1, 2002  
12 (Ga. L. 2002, p. 5165), is amended by revising subsections (b) and (b.1) of Section 1 and  
13 adding a new subsection to read as follows:

14 "(b) For purposes of electing members of the board of commissioners, Ben Hill County is  
15 divided into two commissioner districts designated as Commissioner District 2 and  
16 Commissioner District 3. Two members of the board shall be elected from each such  
17 district. Within Commissioner Districts 2 and 3, there are established Post 1 and Post 2  
18 positions. One member shall be elected from Commissioner District 1 which shall consist  
19 of the entirety of Ben Hill County. Commissioner District 2 and Commissioner District 3  
20 shall be and correspond to those two numbered districts described in and attached to and  
21 made a part of this Act and further identified as 'Plan: benhillcc-2012 Plan Type: Local  
22 Administrator: Ben Hill User: Gina'.

23 (b.1)(1) For the purposes of such plan:

24 (A) The term 'VTD' shall mean and describe the same geographical boundaries as  
25 provided in the report of the Bureau of the Census for the United States decennial  
26 census of 2010 for the State of Georgia. The separate numeric designations in a district

27 description which are underneath a VTD heading shall mean and describe individual  
 28 Blocks within a VTD as provided in the report of the Bureau of the Census for the  
 29 United States decennial census of 2010 for the State of Georgia; and

30 (B) Except as otherwise provided in the description of any district, whenever the  
 31 description of any district refers to a named city, it shall mean the geographical  
 32 boundaries of that city as shown on the census maps for the United States decennial  
 33 census of 2010 for the State of Georgia.

34 (2) Any part of Ben Hill County which is not included in Commissioner District 2 or  
 35 Commissioner District 3 as described in subsection (b) of this section shall be included  
 36 within that district contiguous to such part which contains the least population according  
 37 to the United States decennial census of 2010 for the State of Georgia.

38 (3) Any part of Ben Hill County which is not included in Commissioner District 2 or  
 39 Commissioner District 3 as described in subsection (b) of this section as being included  
 40 in a particular district shall nevertheless not be included within such district if such part  
 41 is not contiguous to such district. Such noncontiguous part shall instead be included  
 42 within that district contiguous to such part which contains the least population according  
 43 to the United States decennial census of 2010 for the State of Georgia.

44 (b.2) On the effective date of this subsection, former Commissioner District 1 shall be new  
 45 Commissioner District 2 as described in subsection (b) of this section and former  
 46 Commissioner District 2 shall be new Commissioner District 1 which shall include the  
 47 entirety of Ben Hill County."

48 **SECTION 2.**

49 (a) Those members of the Board of Commissioners of Ben Hill County who are serving as  
 50 such on the effective date of this Act and any person selected to fill a vacancy in any such  
 51 office shall continue to serve as such members until the regular expiration of their respective  
 52 terms of office and upon the election and qualification of their respective successors. It is  
 53 not the intention of the General Assembly to affect any aspect of the service of any member  
 54 currently serving on the Board of Commissioners of Ben Hill except to redesignate the  
 55 numbering of the commissioner districts and to change the description of the commissioner  
 56 districts.

57 (b) Commissioner Districts 1 and 3, as they exist immediately prior to the effective date of  
 58 this Act, shall be designated as Commissioner Districts 2 and 3, respectively, and as newly  
 59 described under this Act, and on and after the effective date of this Act, such members of the  
 60 board serving from those former Commissioner Districts 1 and 3 shall be deemed to be  
 61 serving from and representing Commissioner Districts 2 and 3, respectively, as newly  
 62 described under this Act. Commissioner District 2, as it exists immediately prior to the

63 effective date of this Act, shall be designated as Commissioner District 1, and on and after  
64 the effective date of this Act, the member of the board serving from former Commissioner  
65 District 2 shall be deemed to be serving from and representing Commissioner District 1 as  
66 described under this Act.

67 **SECTION 3.**

68 The Board of Commissioners of Ben Hill County shall through its legal counsel cause this  
69 Act to be submitted for preclearance under the federal Voting Rights Act of 1965, as  
70 amended, not later than 45 days after the date on which this Act is approved by the Governor  
71 or otherwise becomes law without such approval.

72 **SECTION 4.**

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

Plan: benhillcc-2012  
Plan Type: Local  
Administrator: Ben Hill  
User: Gina

District 002  
Ben Hill County  
VTD: 0171 - EAST

960100:  
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011  
1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023  
1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035  
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1104 1105 1106 1107 1108 1109 1110 1111 1112 1113 1114 1116  
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1153 1154 1155 1156 1157 1158 1159 1160 1161 1164 1165 1166  
1167 1168 1169 1170 1171 1172 1173 1174 1175 1176 1177 1178  
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960200:  
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1013 1014 1015 1016 1221 1222 1223 1224 1225 1226 1227 1228  
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960400:  
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960500:  
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VTD: 0172 - WEST

960300:  
2000 2001 2002 2003 2004 2005 2006 2011 2012 2013 2014 2015  
2016 2017 2018 2019 2020 2021 2022 2023 2024 2025 2026 2027  
2028 2029 2030 2031 2032 2033 2034 2035 2036 2037 2038 2041  
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960400:  
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960500:  
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3005 3006 3010 3011 3012 3013 3014 3015 3018 3019 3020 3021  
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3054 3055 3056 3057 3058 3059 3060 3061 3063 3078 3085 3086

VTD: 0174 - SPECIAL EAST

960400:  
1032 1033 1034 1035 1036 1037 1038 1043 1044 1045 1046 2023  
2024

VTD: 0175 - SPECIAL WEST

960300:  
3007 3008 3009 3010 3011 3012 3013 3014 3015 3016 3017 3020

3021 3022 3023 3024 3025 3026 3027 3028 3029 3030 3031 3032  
3033 3034 3035 3036 3037 3038 3039 3040 3041 3042 3043 3044  
3045 3046 3047 3050 3051

District 003  
Ben Hill County  
VTD: 0172 - WEST

960300:  
1002 1003 1004 1006 1008 1021 1022 1023 1024 1025 1026 1027  
1037 1038 1039 1040 1041 1042 1043 1044 1045 1046 1047 1048  
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1061 1062 1063 1064 1065 1069 1076 1077 1078 1079 1082 1083  
1084 1085 1086 1087 1088 1089 1090 1091 1092 1093 1094 1095  
1096 2007 2008 2009 2010 2039 2040 2048

960500:  
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011  
1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023  
1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035  
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1108 1109 1110 1111 1112 1113 1114 1115 1116 1117 1118 1119  
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VTD: 0173 - WILLIAMSON MILL

VTD: 0174 - SPECIAL EAST

960100:  
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1162 1163

960400:  
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1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1047 1048  
1049 4000 4001 4002 4003 4004 4005 4006 4007 4017

VTD: 0175 - SPECIAL WEST

960100:  
1053 1054 1055 1056 1057 1058 1059 1060 1061 1062 1063 1064  
1065 1075 1076 1077 1078 1079 1080 1081

960200:  
1001 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027  
1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1040 1041  
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1134 1135 1136 1137 1138 1139 1140 1141 1142 1143 1144 1145  
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1170 1171 1172 1173 1174 1175 1176 1177 1178 1179 1180 1181  
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1194 1195 1196 1197 1198 1199 1200 1201 1202 1203 1204 1205  
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960300:  
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1017 1018 1019 1020 1028 1029 1030 1031 1032 1033 1034 1035  
1036 1066 1067 1068 1070 1071 1072 1073 1074 1075 1080 1081  
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960400:  
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2010 2011 2012 2013 2014 2015 2016 2017 2018 2019