

House Bill 883 (AS PASSED HOUSE AND SENATE)

By: Representative Shaw of the 176<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act creating a board of commissioners for Lanier County, approved March 7,  
2 1933 (Ga. L. 1933, p. 602), as amended, particularly by an Act approved April 3, 2002  
3 (Ga. L. 2002, p. 3736), so as to revise the districts for the election of members of the board  
4 of commissioners; to provide for definitions and inclusions; to provide for the manner of  
5 election; to provide for the continuation in office of current members; to provide for  
6 submission of this Act for preclearance pursuant to Section 5 of the federal Voting Rights  
7 Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for  
8 other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 **SECTION 1.**

11 An Act creating a board of commissioners for Lanier County, approved March 7, 1933  
12 (Ga. L. 1933, p. 602), as amended, particularly by an Act approved April 3, 2002  
13 (Ga. L. 2002, p. 3736), is amended by striking Section 1 in its entirety and inserting in lieu  
14 thereof a new Section 1 to read as follows:

15 "SECTION 1.

16 (a) The Board of Commissioners of Lanier County shall be composed of five members.  
17 Except for the chairperson, the members of the board shall be residents of the  
18 commissioner districts they represent and shall be elected by the qualified electors voting  
19 within their respective commissioner districts. The chairperson shall be a resident of  
20 Lanier County and shall be elected by the qualified voters of the entire county.

21 (b) For the purpose of electing four members of the board from commissioner districts,  
22 Lanier County shall be divided into four commissioner districts. One member of the board  
23 shall be elected from each such district. Those districts shall be and correspond to those  
24 four numbered districts described in and attached to and made a part of this Act and further  
25 identified as 'Plan: lanierccsb-2012 Plan Type: local Administrator: lanier User: bak'.

26 (c)(1) For the purposes of such plan:

27 (A) The term 'VTD' shall mean and describe the same geographical boundaries as  
 28 provided in the report of the Bureau of the Census for the United States decennial  
 29 census of 2010 for the State of Georgia. The separate numeric designations in a district  
 30 description which are underneath a 'VTD' heading shall mean and describe individual  
 31 Blocks within a VTD as provided in the report of the Bureau of the Census for the  
 32 United States decennial census of 2010 for the State of Georgia; and

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

37 (2) Any part of Lanier County which is not included in any district described in  
 38 subsection (b) of this section shall be included within that district contiguous to such part  
 39 which contains the least population according to the United States decennial census of  
 40 2010 for the State of Georgia.

41 (3) Any part of Lanier County which is described in subsection (b) of this section as  
 42 being included in a particular district shall nevertheless not be included within such  
 43 district if such part is not contiguous to such district. Such noncontiguous part shall  
 44 instead be included within that district contiguous to such part which contains the least  
 45 population according to the United States decennial census of 2010 for the State of  
 46 Georgia."

47 **SECTION 2.**

48 Said Act is further amended by striking Section 3 in its entirety and inserting in lieu thereof  
 49 a new Section 3 to read as follows:

50 "SECTION 3.

51 (a) In the event that any member elected from a district ceases to be a resident of his or her  
 52 respective commissioner district during his or her term of office, a vacancy shall be created  
 53 and shall be filled in the manner provided in Section 18 of this Act. In all elections  
 54 conducted pursuant to this Act, each candidate shall designate, at the time of qualifying,  
 55 the district or chairperson post for which he or she offers as a candidate. All members shall  
 56 be nominated and elected in accordance with the provisions of Chapter 2 of Title 21 of the  
 57 O.C.G.A., the 'Georgia Election Code,' as now or hereafter amended.

58 (b) The members of the board who were elected at the general election in  
 59 November, 2008, shall continue in office for the terms to which they were elected and until  
 60 successors are elected and qualified as provided in this section. The members of the board

61 who were elected at the general election in November, 2010, shall continue in office for  
62 the terms to which they were elected and until successors are elected and qualified as  
63 provided in this section.

64 (c) The first members of the reconstituted Board of Commissioners of Lanier County from  
65 Commissioner Districts 1 and 2 shall be elected in the state-wide general election in  
66 November, 2014. Such members shall take office on January 1 following their election for  
67 terms of four years and until their successors are elected and qualified.

68 (d) The first members of the reconstituted Board of Commissioners of Lanier County from  
69 Commissioner Districts 3 and 4 shall be elected in the state-wide general election in  
70 November, 2012. Such members shall take office on January 1 following their election for  
71 a term of four years and until their successors are elected and qualified.

72 (e) The first chairperson of the reconstituted Board of Commissioners of Lanier County  
73 shall be elected by all of the qualified voters of Lanier County voting in the state-wide  
74 general election in November, 2012. Such chairperson shall take office on January 1  
75 following his or her election for a term of four years and until his or her successor is  
76 elected and qualified.

77 (f) Successors to members elected under subsections (c), (d), and (e) of this section shall  
78 be elected at the state-wide general election next preceding the expiration of such terms of  
79 office and shall take office on January 1 following their election for terms of four years and  
80 until their successors are elected and qualified.

81 (g) Commissioner Districts 1, 2, 3, and 4 as they exist immediately prior to the effective  
82 date of this Act shall continue to be designated as Commissioner Districts 1, 2, 3, and 4,  
83 respectively, but as newly described under this Act, and, on and after the effective date of  
84 this Act, such members of the board serving from those former commissioner districts shall  
85 be deemed to be serving from and representing their respective districts as newly described  
86 under this section."

87 **SECTION 3.**

88 The Board of Commissioners of Lanier County shall through its legal counsel cause this Act  
89 to be submitted for preclearance under Section 5 of the federal Voting Rights Act of 1965,  
90 as amended, no later than 45 days after the date on which this Act is approved by the  
91 Governor or otherwise becomes law without such approval.

92 **SECTION 4.**

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

Plan: lanierccsb-2012  
Plan Type: local  
Administrator: lanier  
User: bak

District 001

Lanier County

VTD: 1731 - LAKELAND

2005 2006 2007 2008 2009 2010 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 2039 2040  
2041 2042 2043 2044 2045 2046 2047 2048 2049 2050 2051 2052  
2053 2054 2055 2056 2057 2058 2059 2061 2062 2063 2064 2065  
2066 2080 2081 2082 2083 2084 2085 2086 2087 2088 2089 2090  
2091 2092 2093 2094 2095 2096 2097 2098 2099 2100 2101 2102  
2103 2104 2105 2106 2107 2108 2109 2110 2111 2113 2114 3000  
3001 3002 3003 3004 3005 3006 3007 3018 3019 3020 3021 3022  
3023 3024 3025 3033 3034 3035 3036 3037 3038 3039 3040 3041  
3042 3043 3044 3045 3046 3047 3048 3049 3050 3051 3052 3053  
3054 3055 3056 3057 3058 3059 3060 3061 3062 3063 3064

District 002

Lanier County

VTD: 1731 - LAKELAND

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 1034 1035 1036 1037 1045 1046 1047 1048 1049  
1050 1051 1052 1053 1054 1055 1056 1057 1058 1059 1060 1066  
1074 1075 1076 1077 1078 1079 1080 1081 1082 1083 1084 1085  
1086 1090 1091 1092 1093 1094 1095 1096 1099 1100 1101 1102  
1103 1104 1105 1107 3008 3009 3010 3011 3012 3013 3014 3015  
3016 3017 3026 3027 3028 3029 3030 3031 3032 4007 4008 4009  
4010 4011 4012 4013 4014 4015 4016 4017 4018 4019 4030 4037  
4039 4040

District 003

Lanier County

VTD: 1731 - LAKELAND

4000 4001 4002 4003 4004 4005 4006 4020 4021 4022 4023 4024  
4025 4026 4027 4028 4029 4031 4032 4033 4034 4035 4036 4038  
4041 4042 4043 4044 4045 4046 4047 4048 4049 4050 4051 4052  
4053 4054 4055 4056 4057 4058 4059 4060 4061 4062 4063 4064  
4065 4066 4067 4068 4069 4070 4071 4072 4073 4074 4075 4076  
4077 4078 4079 4080 4081 4082 4083 4084 5000 5001 5002 5003  
5011 5012 5013 5014 5015 5016 5017 5018 5019 5020 5021 5022  
5023 5024 5025 5026 5027 5031 5032 5033 5034 5035 5036 5037  
5038 5039 5040 5041 5042 5043 5044 5045 5046 5047 5048 5049  
5050 5051 5052 5053 5054 5055 5056 5057 5058 5059 5060 5061  
5062 5063 5064 5065 5066 5067 5068 5069 5070 5071 5072 5073  
5074 5075 5076 5077 5078 5079 5080 5081 5082 5083 5084 5085  
5086 5087 5088 5089 5090 5091 5093 5094 5095 5096 5097 5098  
5099 5100 5101 5102

District 004

Lanier County

VTD: 1731 - LAKELAND

1089 2018 2046 2049 2050  
1000 1001 1002 1003 1004 1032 1033 1038 1039 1040 1041 1042  
1043 1044 1061 1062 1063 1064 1065 1067 1068 1069 1070 1071  
1072 1073 1087 1088 1089 1097 1098 1106 1108 1109 2000 2001  
2002 2003 2004 2060 2067 2068 2069 2070 2071 2072 2073 2074  
2075 2076 2077 2078 2079 2112 5004 5005 5006 5007 5008 5009  
5010 5028 5029 5030 5092 5103 5104

VTD: 1732 - SIRMANS

VTD: 1733 - STOCKTON