

House Bill 772 (COMMITTEE SUBSTITUTE)

By: Representatives Holt of the 112<sup>th</sup>, Welch of the 110<sup>th</sup>, and Dickerson of the 95<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act creating a board of commissioners of Newton County, approved April 6,  
2 1967 (Ga. L. 1967, p. 2784), as amended, particularly by an Act approved June 3, 2003 (Ga.  
3 L. 2003, p. 4004), so as to reconstitute the board of commissioners; to change the description  
4 of the commissioner districts; to provide for definitions and inclusions; to provide for  
5 continuation in office of current members; to provide for election and terms of office of  
6 subsequent members; to provide for submission of this Act for approval under Section 5 of  
7 the federal Voting Rights Act of 1965, as amended; to provide for automatic repeal under  
8 certain circumstances; to repeal conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 style="text-align:center">**SECTION 1.**

11 An Act creating a board of commissioners of Newton County, approved April 6, 1967 (Ga.  
12 L. 1967, p. 2784), as amended, particularly by an Act approved June 3, 2003 (Ga. L. 2003,  
13 p. 4004), is amended by striking Section 1-101 and inserting in lieu thereof the following:

14 style="text-align:center">"SECTION 1-101.

15 (a) The Board of Commissioners of Newton County which existed immediately prior to  
16 the effective date of this Act is continued in existence but on and after the effective date  
17 of this Act shall be constituted as provided in this Act. The Board of Commissioners of  
18 Newton County so continued and constituted, sometimes referred to in this Act as the  
19 'board,' shall continue to have the powers, duties, rights, obligations, and liabilities of that  
20 board as existed immediately prior to the effective date of this Act.

21 (b) Those members of the Board of Commissioners of Newton County who are serving  
22 as such immediately prior to the effective date of this Act and any person selected to fill  
23 a vacancy in any such office shall continue to serve as such members until the regular  
24 expiration of their respective terms of office and upon the election and qualification of their  
25 respective successors. On and after the effective date of this Act, the Board of

26 Commissioners of Newton County shall consist of five members all of whom shall be  
27 elected from commissioner districts described in subsection (c) of this section.

28 (c) For purposes of electing members of the board of commissioners, Newton County is  
29 divided into five commissioner districts. One member of the board shall be elected from  
30 each such district. The five commissioner districts shall be and correspond to those five  
31 numbered districts described in and attached to and made a part of this Act and further  
32 identified as 'Plan: newtonccsbR-2012 Plan Type: Local Administrator: Newton User: SE'.

33 (d)(1) For the purposes of such plan:

34 (A) The term 'VTD' shall mean and describe the same geographical boundaries as  
35 provided in the report of the Bureau of the Census for the United States decennial  
36 census of 2010 for the State of Georgia. The separate numeric designations in a district  
37 description which are underneath a 'VTD' heading shall mean and describe individual  
38 Blocks within a VTD as provided in the report of the Bureau of the Census for the  
39 United States decennial census of 2010 for the State of Georgia; and

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

44 (2) Any part of Newton County which is not included in any district described in  
45 subsection (c) of this section shall be included within that district contiguous to such part  
46 which contains the least population according to the United States decennial census of  
47 2010 for the State of Georgia.

48 (3) Any part of Newton County which is described in subsection (c) of this section as  
49 being included in a particular district shall nevertheless not be included within such  
50 district if such part is not contiguous to such district. Such noncontiguous part shall  
51 instead be included within that district contiguous to such part which contains the least  
52 population according to the United States decennial census of 2010 for the State of  
53 Georgia.

54 (e) The members of the reconstituted Board of Commissioners of Newton County shall be  
55 elected as provided in this subsection. The first members from Commissioner Districts 2  
56 and 4 shall be elected at the general election on the Tuesday next following the first  
57 Monday in November, 2014. Those members of the board elected thereto from  
58 Commissioner Districts 2 and 4 in 2014 shall take office the first day of January  
59 immediately following that election and shall serve for initial terms of office which expire  
60 December 31, 2018, and upon the election and qualification of their respective successors.  
61 The first members from Commissioner Districts 1, 3, and 5 shall be elected at the general  
62 election on the Tuesday next following the first Monday in November, 2012. Those

63 members of the board elected thereto from Commissioner Districts 1, 3, and 5 in 2012 shall  
64 take office the first day of January immediately following that election and shall serve for  
65 initial terms of office which expire December 31, 2016, and upon the election and  
66 qualification of their respective successors. Those and all future successors to members  
67 of the board whose terms of office are to expire shall be elected at the time of the  
68 state-wide general election immediately preceding the expiration of such terms, shall take  
69 office the first day of January immediately following that election, and shall serve for terms  
70 of office of four years each. Members of the board shall serve for the terms of office  
71 specified therefor in this subsection and until their respective successors are elected and  
72 qualified.

73 (f) Commissioner Districts 1 through 5, as they exist immediately prior to the effective  
74 date of this Act, shall continue to be designated as Commissioner Districts 1 through 5,  
75 respectively, but as newly described under this Act; and, on and after the effective date of  
76 this Act, such members of the board serving from those former commissioner districts shall  
77 be deemed to be serving from and representing their respective districts as newly described  
78 under this Act."

79 **SECTION 2.**

80 The Board of Commissioners of Newton County shall through its legal counsel cause this  
81 Act to be submitted for preclearance under Section 5 of the federal Voting Rights Act of  
82 1965, as amended, no later than 45 days after the date on which this Act is approved by the  
83 Governor or otherwise becomes law without such approval.

84 **SECTION 3.**

85 If, as of the first date upon which candidates may begin qualifying for the general primary  
86 in 2012, implementation of this Act is not permissible under the federal Voting Rights Act  
87 of 1965, as amended, then as of such date this Act shall be void and stand repealed in its  
88 entirety.

89 **SECTION 4.**

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

Plan: newtonccsbR-2012  
Plan Type: Local  
Administrator: Newton  
User: SE

District 001  
Newton County  
VTD: 21706 - BREWERS

100201:  
1033 1034 1035 1036 1037 1038 1047 1048 1049  
100800:  
1000 1001 1002 1003 1004 1005 1006 1007 1008 1016 1017 1018  
1019 1020 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037  
1038 1039 1040 1041 1042 1043 1044 1046 1047 1048 1049 1050  
1051 1052 1053 1054 1055 1056 1057 1058 1059 1060 1061 1062  
1063 1064 1065 1066 1067 1068 1069 1070 1071 1072 1073 1074  
1075 1076 1077 1078 1079 1080 1081 1082 1083 1084 1085 1086  
1087 1088 1089 1090 1091 1092 1093 1094 1095 1096 1097 1098  
1099 1100 1101 1102 1116 1117 1118 1119 2036 2037 2038 2039  
2040 2042 2043 2045 2046 2047 2048 2049 2050 2065 2066 2074

VTD: 21707 - BRICK STORE

VTD: 21710 - DOWNS

100901:  
1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033  
1034 1035 1036 1037 1038 1039 1040 1041 1042 1043 1044 1045  
1046 1047 1048 1049 1050 1054 2011 2014 3000 3001 3002 3003  
3004 3005 3020 3021 3024 3025 3026 3027 3028 3029

VTD: 21715 - MANSFIELD

100201:  
1021 1030 1031 1039 1040 1041 1042 1043 1044 1045 1046 1050  
1051 1052 1053 1054 1055 2003 2004 2005 2006 2007 2008 2009  
2010 2011 2012 2013 2014 2015 2016 2017 2018 2019 2020 2021  
2022 2023 2024 2025 2026 2027 2028 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 2070 2071  
2072 2073 2074 2078 2079 2084 3019 3020 3021 3022 3032 3033  
3034 3035 3036 3037 3038 3039 3040 3041 3042 3043 3044 3045  
3046 3047 3050 3051 3052 3053 3054 3055 3056 3057 3058 3059  
3060 3061 3062 3063 3064 3065

VTD: 21716 - NEWBORN

VTD: 21718 - ROCKY PLAINS

VTD: 21725 - HUB

100202:  
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011  
1025 1026 1027 1028 1029 1032 1040 1056 1057 1058 2046 2047  
2051 2054 2064 2065 2066 2067 2068 2078 2079 2080 2081

District 002  
Newton County  
VTD: 21709 - LIVINGSTON

100901:  
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011  
1012 1013 1014 1015 1018 1019 1020 1021 1051 1052 1053

VTD: 21710 - DOWNS

100901:  
1016 1017 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009  
2010 2012 2013 2015 2016 2017 2018 2019 2020 2021 3006 3007  
3008 3009 3010 3011 3012 3013 3014 3015 3016 3017 3018 3019  
3022 3023 3030 3031 3032

100903:

2018 2019 2020 2021 2022 2023

VTD: 21719 - BUCK CREEK

VTD: 21720 - STANSELLS

100501:  
1037 1038 1041 1042 1043 1044 1045 1046 1047 1048 1049 1050  
1051 1052

100902:

1004 1005 1006 1007 1008 2000 2001

100903:

1008 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 1036 1037 1038 1039 1040 1041 1042 1043 1044  
1045 1046 1047 1048 1049 1050 1052 1059

District 003  
Newton County  
VTD: 21703 - ALMON

100100:  
2051 2052 2058 2059 2060 2061 2062 2063 2064 2065 2066 2067  
2068 2069 2070 2071 2072 2073 2074 2075 2076 2077 2078 2084  
2085 2086  
100501:

1004 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2034  
2047 2048 2051 2052 2053 2054 2055 2058 2059 2060 2061 3000  
3001 3007 3008 3014 3016 3017 3022  
100502:  
2005 2006 2008 2009 2010 2011 2014  
VTD: 21712 - GUM CREEK  
100100:  
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 2050 3000 3001 3002 3003 3004 3005  
3006 3007 3008 3009 3010 3011 3012 3017 3018 3019 3020 3021  
3022 3023 3024 3025 3026 3027 3028 3029 3030 3031 3044 3045  
VTD: 21713 - BEAVERDAM  
100501:  
1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022  
1023 1024 1039 1040 1053 1054 2046  
100502:  
1006 1012 1013  
VTD: 21720 - STANSELLS  
100903:  
1000 1001 1002 1003 1004 1005 1006 1007 1009  
VTD: 21723 - FAIRVIEW  
VTD: 21724 - CROWELL  
100501:  
1000 1001 1002 1003 1005 1006 1007 1008 1009 1010 1036 1056  
1057 1058 2010 2011 2012 2013 2014 2015 2016 2017 2019 2020  
2021 2022 2023 2024 2025 2033 2035 2036 2037 2038 2056 2057  
2062 2063  
100502:  
1008 2007 2012 2013 2015 2016 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 2069 2073 2074

District 004

Newton County

VTD: 21701 - CITY POND

100100:

2002 2010 2012 2013 2014 2015 2016 2020 2021 2022 2023 2027  
2028 2029 2039 2040 2079 2080 2081 2082 2083 4030 4031 4032  
4035 4036 4037 4038 4039 4041 4042 4043 4044 4045 4046 4047  
4048 4053 4054 4055 4056 4057 4058 4059 4060 4061 4062 4063  
4064 4065 4066 4067 4068 4070 4071 4072 4073 4074 4075 4076  
4077 4078 4079 4083 4084

100300:

3001 3002 3003 3004 3008 3009 3010 3012 3013 3014 3015 3016  
3017 3018 3022 3024 3025 3026 3027 3028 3029 3030 3031 3032  
3033 3034 3035 3036 3039 3049 3050 3056 3058 3059 3060 3061  
3062 3075 3081

100400:

1007 1008 1009 1013 1014 1015 1016 1022 1023 1071 1072 1073

VTD: 21702 - TOWN

VTD: 21703 - ALMON

100100:

2046 2047 2053 2054 2055 2056

100400:

1035 1036

100502:

2004

VTD: 21705 - COVINGTON MILLS

100700:

1001 1002 1004 1005 1009 1010 1011 1012 1013 1014 2019 2020  
2026 2027 2028 2030 3038 3041 3042 3043 3044 3045 3046 3048  
3049

VTD: 21708 - CEDAR SHOALS

100400:

2029 2030 2035 2036 2037 2038 2041

100502:

2000 2022 2050 2056 2057 2058 2059 2060 2061 2062 2063 2064  
2065 2068 2072

100600:

2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011  
2012 2013 2015 2016 2017 2018 2019 2020 2021 2025 2026 2052  
2053 2054 2055 2056 2058 2059

VTD: 21713 - BEAVERDAM

100502:

1011 1014 1015 1016 1018 1019 1020 1021 1022 1023 1024 1026  
1027 1028 1030 1032 1040 1041 1042 1043 1044 1045 1046 1047  
1048 1049 1054 1056 1057 1058 1059 1060 1061 1062 1063 1064  
1065 1066

VTD: 21717 - OXFORD

100100:

2003 2004 2005 2006 2007 2008 2009 2011 2017 2018 2019 2024  
2025 2026 2041 2087

100400:

1000 1001 1002 1003 1004 1005 1006 1017 1018 1019 1020 1021  
1024 1025 1026 1027 1028 1029 1059 1060 1061 1062 1063 1064  
1065 1066 1067 1068 1069 1070 1074 1075

VTD: 21724 - CROWELL

100502:

1000 1001 1002 1003 1004 1005 1007 1009 1010 1017 1033 1034  
1035 1036 1037 1038 1039 2017 2018 2019 2020

District 005

Newton County

VTD: 21701 - CITY POND

100300:

2014 3063 3064 3074 3078 3079 3080 4004

VTD: 21704 - ALCOVY

VTD: 21705 - COVINGTON MILLS

100300:

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 1036  
1037 1038 1040 1043 1044 1045 1046 1047 1055 1056 4034 4035  
4046 4047 4048 4049 4050 4051 4052 4053 4054 4055 4056 4057  
4058 4059 4061

100700:

1000 1003 1007 1008 3000 3001 3002 3003 3004 3008 3009 3010  
3011 3017 3020 3023 3030

VTD: 21706 - BREWERS

100201:

1025 1026 1028 1032

100800:

2020 2021 2041 2044

VTD: 21708 - CEDAR SHOALS

100502:

1025 1029 1031 1050 1051 1052 1053 1055 1067 1068 1069 1070

100600:

1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023  
1024 1031 1032 1033 1034 1035 1036 1064 1065 1066 1094 1095  
1096 2014 2024 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 2057 2060 2061 2062 2063 2064 2065 2066  
2067 2068 2069 2070 2071 2072 2073 2074 2075 2076 2077 2078  
2079

VTD: 21709 - LIVINGSTON

100600:

1006 1007 1008 1009 1010 1011 1025 1026 1027 1028 1029 1030  
1037 1038 1039 1040 1041 1042 1043 1045 1046 1047 1048 1049  
1050 1051 1052 1053 1054 1055 1056 1057 1058 1059 1060 1061  
1062 1063 1067 1068 1069 1070 1071 1072 1073 1074 1075 1076  
1077 1078 1081 1082 1083 1084 1085 1086 1087 1088 1089 1090  
1091 1093

VTD: 21712 - GUM CREEK

100100:

1029 1030 1031 1032 1033 1034 2000 3035

VTD: 21714 - LEGUINN

VTD: 21715 - MANSFIELD

100201:

1022 1029

VTD: 21717 - OXFORD

100100:

2001 3013 3014 3015 3016 3032 3033 3034 3036 3037 3038 3039  
3040 3041 3042 3043 3046 3047 3048 3049 3050 3051 3052 4000  
4001 4002 4003 4004 4005 4006 4007 4008 4009 4010 4011 4012  
4013 4015 4016 4017 4018 4019 4020 4021 4022 4023 4024 4025  
4026 4027 4028 4029 4033 4034 4040 4049 4050 4051 4052 4069  
4080 4081 4082 4085 4088 4101 4104 4105 4106 4109 4110

VTD: 21725 - HUB

100202:

2000 2001 2002 2003 2004 2005 2006 2007 2008 2010 2013 2014  
2015 2016 2017 2018 2019 2020 2021 2023 2025 2026 2027 2028  
2029 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039 2040  
2041 2042 2043 2044 2045 2048 2049 2050 2053 2055 2056 2057  
2058 2059 2060 2061 2062 2063 2072