

House Bill 1150 (COMMITTEE SUBSTITUTE)

By: Representatives Nimmer of the 178<sup>th</sup>, Lane of the 167<sup>th</sup>, and Smith of the 168<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act creating the Board of Commissioners of Wayne County, approved  
2 March 6, 1962 (Ga. L. 1962, p. 3110), as amended, so as to change the description of the  
3 commissioner districts; to provide for definitions and inclusions; to provide for election,  
4 terms of office, and qualifications of members; to provide for submission of this Act for  
5 preclearance under the federal Voting Rights Act of 1965, as amended; to provide for a  
6 contingent repeal; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 An Act creating the Board of Commissioners of Wayne County, approved March 6, 1962  
10 (Ga. L. 1962, p. 3110), as amended, is amended by striking Section 2 and inserting in lieu  
11 thereof the following:

12 "SECTION 2.

13 Commissioner districts.

14 (a) The Board of Commissioners of Wayne County shall be composed of five members  
15 who shall be elected as provided in this Act. For purposes of electing members of the  
16 board of commissioners, Wayne County is divided into five commissioner districts. The  
17 districts shall be and correspond to those five numbered districts described in and attached  
18 to and made a part of this Act and further identified as 'Plan: wayneccsbR-2012 Plan Type:  
19 Local Administrator: Wayne User: Gina'.

20 (b) For purposes of such plan:

21 (1) The term 'VTD' shall mean and describe the same geographical boundaries as  
22 provided in the report of the Bureau of the Census for the United States decennial census  
23 of 2010 for the State of Georgia. The separate numeric designations in a district  
24 description which are underneath a 'VTD' heading shall mean and describe individual

25 Blocks within a VTD as provided in the report of the Bureau of the Census for the United  
26 States decennial census of 2010 for the State of Georgia.

27 (2) Except as otherwise provided in the description of any commissioner district,  
28 whenever the description of such district refers to a named city, it shall mean the  
29 geographical boundaries of that city as shown on the census map for the United States  
30 decennial census of 2010 for the State of Georgia.

31 (c) Any part of Wayne County which is not included in any such district described in  
32 subsection (a) of this section shall be included within that district contiguous to such part  
33 which contains the least population according to the United States decennial census of 2010  
34 for the State of Georgia.

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

40 **SECTION 2.**

41 Said Act is further amended by striking Section 3 and inserting in lieu thereof the following:

42 "SECTION 3.

43 Elections and terms of office.

44 (a) A commissioner shall be elected from each of the five commissioner districts described  
45 in Section 2 of this Act. No person shall be a member of the board if that person is  
46 ineligible for such office pursuant to Code Section 45-2-1 of the O.C.G.A. or any other  
47 general law applicable to that office. In order to be elected as a member of the board from  
48 a commissioner district, a person must receive the number of votes cast as required by  
49 general law for that office in that district only. Only electors who are residents of that  
50 commissioner district may vote for a member of the board for that district. At the time of  
51 qualifying for election as a member of the board from a commissioner district, each  
52 candidate for such office shall specify the commissioner district for which that person is  
53 a candidate. A person elected or appointed as a member of the board from a commissioner  
54 district must continue to reside in that district during that person's term of office or that  
55 office shall become vacant.

56 (b) The members of the reconstituted Board of Commissioners of Wayne County shall be  
57 elected at the general election on the Tuesday next following the first Monday in  
58 November 2014. The members of the board elected thereto in 2014 shall take office on the

59 first day of January immediately following that election for terms of office which expire  
60 December 31, 2018, and upon the election and qualification of their respective successors.  
61 Future successors to members of the board whose terms of office are to expire shall be  
62 elected at the time of the November state-wide general election immediately preceding the  
63 expiration of such terms, shall take office on the first day of January immediately following  
64 that election, and shall have terms of office of four years each and until their respective  
65 successors are elected and qualified.

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

68 **SECTION 3.**

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

73 **SECTION 4.**

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

78 **SECTION 5.**

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

Plan: wayneccsbR-2012  
Plan Type: Local  
Administrator: Wayne  
User: Gina

District 001

Wayne County

VTD: 3051A - ODUM

VTD: 3051B - MADRAY SPRINGS

VTD: 3051C - OGLETHORPE

970100:

2031 2033 2034 2035 2036 2037 2038 2039 2040 2041 2042 2043  
2044 2045 2046 2052 2053 2054 2055 2056 2057 2058 2059 2060  
2061 2062 2063 2064 2065 2066 2067 2068 2069 2070 2071 2072  
2076 2077 3017 3018 3025 3026 3027 3034 3035 3036 3037 3038  
3039 3040 3041 3042 3043 3059 3060 3061 3062 3063 3064 3070

970200:

1000 1001 1002 1003 1008 1009 1010 1011 1012 1013 1014 1015  
1016 1017 1018 1019 1020 1021 1022 1023 1024 1027 1029 1030  
2025 2026 2029 2030 2034 2035 2036 2037 2038 2039

VTD: 3052D - RED HILL

970200:

4000 4001 4013 4014 4022

District 002

Wayne County

VTD: 3051C - OGLETHORPE

970200:

1004 1005 1006 1007 1031 1032 1033 1034 1035 1036

VTD: 3052A - SCREVEN

VTD: 3052B - RITCH

VTD: 3052C - EMPIRE

VTD: 3052D - RED HILL

970200:

1025 1026 1028 1037 1038 1039 1040 1041 1042 1043 1044 1045  
1046 1047 1048 1049 1051 1052 1053 1054 1056 1057 1058 1059  
1060 1061 1062 1063 1064 1080 1081 1082 1085 1086 1087 1088  
1089

970300:

1013 1014 1015 1016 1017 1018 1019 1020 1021

VTD: 3055A - UNITY

970200:

1072

District 003

Wayne County

VTD: 3051C - OGLETHORPE

970200:

2033 2040 2044 2046 2048 3005 3006 3007 3008 3009 3010 3011  
3012 3013 3014 3015 3016 3020

VTD: 3053A - ALTAMAHA

VTD: 3053B - GARDI

VTD: 3053C - MT PLEASANT

District 004

Wayne County

VTD: 3054A - VFW

VTD: 3054B - PINE STREET

970500:

1015 1039 1042 2000 2001 2002 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 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 2060 2061 2062 2063 2064 2065 2066 2067 2068  
2069 2070 2071 2072 2073 2074 2075 2076 2077 2078 2079 2080  
2081 2082 2083 2084 2085 2086 2087 2088 2089 2090 2091 2092  
2094 4002 4003 4004 4005 4006 4007 4008 4009 4010 4012 4035

970600:

1024 1029 1052 1053 1054 1065 1066 1067 1068 1069 1070 1071  
1072 1073 1079 1080 2020 2021 2024 2025 2142

VTD: 3055A - UNITY

970300:

1047 1048 1082 2000 2001

VTD: 3055B - REC CENTER

970500:

1037 1038 1043

VTD: 3055C - EAST JESUP

970600:

1074 1081 1082 1083 1084 2015 2016 2017 2018 2019 2022 2023  
2026 2027 2028 2047 2048 2049 2051 2146

District 005

Wayne County

VTD: 3054B - PINE STREET

970600:

2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011  
2012 2013 2014

VTD: 3055A - UNITY

970200:

1050 1055 1065 1066 1067 1068 1069 1070 1071 1073 1074 1075  
1076 1077 1079 4015 4016 4023 4025 4026 4031

970300:

1005 1010 1011 1022 1023 1024 1035 1036 1037 1038 1039 1040  
1041 1042 1043 1044 1045 1046 1052 1053 1054 1055 1056 1057  
1058 1059 1060 1061 1062 1064 1065 1066 1067 1068 1069 1070  
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1084 1085 1086 1087 1088 1089 1090 2002 2003 2004 2005 2008  
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3066 3067 3068 3073 3083 3084 3085 3086 3093 3094 3095 3096  
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3109 3110 3111 3112 3113 3114 3115 3116 3117 4000 4001 4002  
4003 4004 4005 4006 4007 4008 4009 4010 4011 4012 4013 4014  
4015 4016 4017 4018 4019 4020 4021 4022 4023 4024 4025 4026  
4027 4028 4029 4030 4031 4032 4033 4034

970500:

1001 3000 3013

VTD: 3055B - REC CENTER

970500:

1000 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012  
1013 1014 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025  
1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1040  
1041 1044 1045 1046 1047 3001 3002 3003 3004 3005 3006 3007  
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3081 3082 3083 4000 4001 4011 4013 4014 4015 4016 4017 4018  
4019 4020 4021 4022 4023 4024 4025 4026 4027 4028 4029 4030  
4031 4032 4033 4034 4036 4037 4038 4039

VTD: 3055C - EAST JESUP

970600:

2029 2030 2031 2032 2033 2034 2036 2038 2039 2040 2041 2042  
2044 2045 2046 2052 2136 2137 2143 2144 2145