

Senate Bill 246

By: Senators Henson of the 41st, Butler of the 55th and Jones of the 10th

AS PASSED SENATE

A BILL TO BE ENTITLED

AN ACT

1 To amend an Act to provide for the DeKalb County Board of Registration and Elections,
2 approved June 3, 2003 (Ga. L. 2003, p. 4200), as amended, so as to provide that board
3 members shall be appointed by the chief judge of the superior court; to provide for the
4 nomination of potential board members; to update provisions regarding the certification of
5 members appointed to the board; to provide for the selection of a chairman; to provide for
6 related matters; to provide an effective date; to repeal conflicting laws; and for other
7 purposes.

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

9 **SECTION 1.**

10 An Act to provide for the DeKalb County Board of Registration and Elections, approved
11 June 3, 2003 (Ga. L. 2003, p. 4200), as amended, is amended by revising Section 2 as
12 follows:

13 **"SECTION 2.**

14 (a) Such board shall be composed of five members. Each member of the board shall be
15 an elector and a resident of the county and shall be appointed by the chief judge of the
16 superior court of DeKalb County.

17 (b) Four of the five members of the board shall be appointed by said chief judge from
18 nominees selected in the following manner:

19 (1) Two members of the board shall be nominated by the county executive committee
20 of the political party whose candidate for the office of Governor at the last election for
21 such office received the highest number of votes cast for such office within DeKalb
22 County; and

23 (2) Two members of the board shall be nominated by the county executive committee
24 of the political party whose candidate for the office of Governor at the last election for

25 such office received the second highest number of votes cast for such office within
26 DeKalb County.

27 (c) The fifth member of the board, to be known as the member at large, shall be appointed
28 by said chief judge, but shall not have been a person nominated pursuant to subsection (b)
29 of this section.

30 (d) The county executive committee of a political party making a nomination pursuant to
31 subsection (b) of this section shall nominate potential board members at least 30 days prior
32 to the beginning of the term of office to be filled, or within 30 days of the creation of a
33 vacancy in the office to be filled. In the event that a political party entitled to make a
34 nomination pursuant to subsection (b) of this section does not have an active and
35 functioning county executive committee, the state executive committee of such political
36 party shall make the nomination.

37 (e) The chief judge of the superior court of DeKalb County may reject any nominee for
38 appointment to the board and the political party that nominated such rejected nominee shall
39 nominate another qualified person."

40 **SECTION 2.**

41 Said Act is further amended by revising Section 4 as follows:

42 "SECTION 4.

43 The appointment of each member of the board shall be made by the chief judge filing an
44 order with the clerk of the superior court that states the name and residential address of the
45 person appointed and certifying that such member has been duly appointed as provided in
46 this Act. The clerk of the superior court shall record each such order on the minutes of the
47 court and shall certify the name of each member appointed to the Secretary of State and
48 provide for the issuance of appropriate commissions to the members as provided by law
49 for registrars."

50 **SECTION 3.**

51 Said Act is further amended by revising Section 5 as follows:

52 "SECTION 5.

53 The chairman of the board shall be elected by a majority of the members of the board."

54 **SECTION 4.**

55 This Act shall become effective upon approval by the Governor or upon this Act becoming
56 law without such approval.

57

SECTION 5.

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