House Bill 1265

By: Representative Smith of the 91st

A BILL TO BE ENTITLED

AN ACT

To amend an Act creating the Board of Commissioners of Morgan County, approved March 25, 1935 (Ga. L. 1935, p. 738), as amended, so as to change the description of the commissioner districts; to provide for definitions and inclusions; to provide for continuation in office of current members and election of subsequent members; to provide for submission of this Act for approval under the federal Voting Rights Act of 1965, as amended; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

An Act creating the Board of Commissioners of Morgan County, approved March 25, 1935 (Ga. L. 1935, p. 738), as amended, is amended by striking Section 2 of said Act and inserting in its place the following:

"SECTION 2.

(a) The Board of Commissioners of Morgan County shall consist of five members. For purposes of electing members of the board of commissioners, Morgan County is divided into five commissioner districts. The five commissioner districts shall be and correspond to those five numbered districts described in and attached to and made a part of this Act and further identified as Plan Name: morganwk8 Plan Type: Local User: Gina Administrator: Morgan Co.

(b) When used in such attachment, the terms 'Tract' and 'BG' (Block Group) shall mean and describe the same geographical boundaries as provided in the report of the Bureau of the Census for the United States decennial census of 2000 for the State of Georgia. The separate numeric designations in a Tract description which are underneath a 'BG' heading shall mean and describe individual Blocks within a Block Group as provided in the report of the Bureau of the Census for the United States decennial census of 2000 for the State of Georgia. Any part of Morgan County which is not included in any such district described

in that attachment shall be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2000 for the State of Georgia. Any part of Morgan County which is described in that attachment as being in a particular district shall nevertheless not be included within such district if such part is not contiguous to such district. Such noncontiguous part shall instead be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2000 for the State of Georgia. Except as otherwise provided in the description of any commissioner district, whenever the description of such district refers to a named city, it shall mean the geographical boundaries of that city as shown on the census map for the United States decennial census of 2000 for the State of Georgia."

SECTION 2.

Said Act is further amended by striking Section 4 of said Act and inserting in its place the following:

"SECTION 4.

The members of the Board of Commissioners of Morgan County in office on June 1, 2002, and any person selected to fill a vacancy in any such office shall continue to serve as such members until the regular expiration of their respective terms of office and upon the election and qualification of their respective successors. Each such member shall be deemed to represent the district described in Section 2 of this Act and the attachment referred to in said section which has the same number as such member´s district had under previous law. A successor to each such member shall be elected from the district described in Section 2 of this Act in the manner described in Section 3 of this Act. Elections shall be conducted under the general election laws of Georgia, and members shall be commissioned by the Governor as other county officers are commissioned."

SECTION 3.

It shall be the duty of the attorney of the Board of Commissioners of Morgan County to submit this Act for approval pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended.

SECTION 4.

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