

Senate Bill 10EX2

By: Senator Cable of the 27th

AS PASSED

**A BILL TO BE ENTITLED
AN ACT**

To amend an Act creating the Board of Commissioners of Lamar County, approved March 8, 1943 (Ga. L. 1943, p. 1066), as amended, so as to reconstitute the board of commissioners; to change the description of the commissioner districts; to provide for definitions and inclusions; to provide for continuation in office of current members; to provide for election and terms of office of subsequent members; to provide for related matters; to provide for submission of this Act for approval under the federal Voting Rights Act of 1965, as amended; to provide for effective dates; 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 Lamar County, approved March 8, 1943 (Ga. L. 1943, p. 1066), as amended, is amended by striking Sections 1 through 3 and inserting in lieu thereof the following:

"SECTION 1.

The Board of Commissioners of Lamar County which existed on December 31, 2001, is continued in existence but on and after January 1, 2002, shall be constituted as provided in this Act. The Board of Commissioners of Lamar County so continued and constituted, sometimes referred to in this Act as the 'board,' shall continue to have the powers, duties, rights, obligations, and liabilities of that board as existed immediately prior to January 1, 2002.

SECTION 2.

(a) Those members of the Board of Commissioners of Lamar County who are serving as such on December 31, 2001, 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 until the election and qualification of their respective successors. On

1 and after January 1, 2002, the Board of Commissioners of Lamar County shall consist of
2 five members all of whom shall be elected from commissioner districts described in
3 subsection (b) of this section except for the member who is chairperson and who is elected
4 at large as provided in Section 3.

5 (b) For purposes of electing members of the board of commissioners, other than the
6 chairperson, Lamar County is divided into four commissioner districts. One member of
7 the board shall be elected from each such district. The four commissioner districts shall
8 be and correspond to those four numbered districts described in and attached to and made
9 a part of this Act and further identified as Plan Name: lamarccsb1 Plan Type: Local User:
10 Angela Administrator: Lamar County.

11 (c) When used in such attachment, the terms 'Tract' and 'BG' (Block Group) shall mean
12 and describe the same geographical boundaries as provided in the report of the Bureau of
13 the Census for the United States decennial census of 2000 for the State of Georgia. The
14 separate numeric designations in a Tract description which are underneath a 'BG' heading
15 shall mean and describe individual Blocks within a Block Group as provided in the report
16 of the Bureau of the Census for the United States decennial census of 2000 for the State of
17 Georgia. Any part of Lamar County which is not included in any such district described
18 in that attachment shall be included within that district contiguous to such part which
19 contains the least population according to the United States decennial census of 2000 for
20 the State of Georgia. Any part of Lamar County which is described in that attachment as
21 being in a particular district shall nevertheless not be included within such district if such
22 part is not contiguous to such district. Such noncontiguous part shall instead be included
23 within that district contiguous to such part which contains the least population according
24 to the United States decennial census of 2000 for the State of Georgia. Except as otherwise
25 provided in the description of any commissioner district, whenever the description of such
26 district refers to a named city, it shall mean the geographical boundaries of that city as
27 shown on the census map for the United States decennial census of 2000 for the State of
28 Georgia.

29 SECTION 3.

30 (a) No person shall be a member of the board if that person is ineligible for such office
31 pursuant to Code Section 45-2-1 of the O.C.G.A. or any other general law applicable to that
32 office.

33 (b) In order to be elected as a member of the board from a commissioner district, a person
34 must receive the number of votes cast as required by general law for that office in that
35 district only. Only electors who are residents of that commissioner district may vote for
36 a member of the board for that district. At the time of qualifying for election as a member

1 of the board from a commissioner district, each candidate for such office shall specify the
2 commissioner district for which that person is a candidate. A person elected or appointed
3 as a member of the board from a commissioner district must continue to reside in that
4 district during that person's term of office or that office shall become vacant.

5 (c) The member of the board who is chairperson of the board may reside anywhere within
6 Lamar County and, if elected, must receive the number of votes cast for that office as
7 required by general law in the entire county. The chairperson must continue to reside
8 within the county during that person's term of office or that office shall become vacant.

9 (d) Before entering upon the discharge of such commissioner's duties, each commissioner
10 shall take and subscribe to the following oath, to wit: 'I do solemnly swear that I will
11 support the Constitution of the United States and of the State of Georgia, and that I will
12 well, truly, and faithfully discharge the duties of commissioner of Lamar County, during
13 my continuance in office according to law and to the best of my knowledge and ability,
14 without fear or affection of any person, firm, or corporation; so help me God.' Each of said
15 commissioners shall give a bond in the sum of \$1,000.00 each, except the chairperson of
16 said board, who shall give a bond in the sum of \$10,000.00, in a good and solvent fidelity
17 and guaranty company, payable to the judge of the probate court of said county and his or
18 her successors in office, conditioned upon the faithful discharge of the duties of his or her
19 office, which shall be duly filed and recorded in the office of the judge of the probate court
20 of said county, as the bond of other county officers. The premium on said bonds shall be
21 paid as provided by Code Section 45-4-7 of the O.C.G.A. Said commissioners shall each
22 be commissioned by the Governor, and all future commissioners shall be commissioned
23 likewise.

24 (e) The board shall elect one of its members as vice chairperson who, in the absence or
25 disqualification of the chairperson or during a vacancy in the office of chairperson, shall
26 perform and discharge all of the duties and functions of the chairperson.

27 (f) A quorum for the conduct of business shall be three members. The chairperson shall
28 be a member for purposes of achieving a quorum.

29 SECTION 3A.

30 (a) The first members of the reconstituted Board of Commissioners of Lamar County shall
31 be elected at the general election on the Tuesday next following the first Monday in
32 November 2002. The chairperson and those members of the board elected thereto from
33 Commissioner Districts 1 and 2 in 2002 shall take office the first day of January
34 immediately following that election and shall serve for initial terms of office which expire
35 December 31, 2006, and until the election and qualification of their respective successors.
36 Those members of the board elected thereto from Commissioner Districts 3 and 4 in 2004

1 shall take office the first day of January immediately following that election and shall serve
2 for initial terms of office which expire December 31, 2008, and until the election and
3 qualification of their respective successors. Those and all future successors to members
4 of the board whose terms of office are to expire shall be elected at the time of the
5 state-wide general election immediately preceding the expiration of such terms, shall take
6 office the first day of January immediately following that election, and shall serve for terms
7 of office of four years each. Members of the board shall serve for the terms of office
8 specified therefor in this subsection and until their respective successors are elected and
9 qualified.

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

12 (c) Commissioner Districts 1 through 4, as they exist on December 31, 2001, shall
13 continue to be designated as Commissioner Districts 1 through 4, respectively, but as newly
14 described under this Act, and on and after January 1, 2002, such members of the board
15 serving from those former commissioner districts shall be deemed to be serving from and
16 representing their respective districts as newly described under this section."

17 **SECTION 2.**

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

21 **SECTION 3.**

22 This section and Section 2 of this Act and those provisions of this Act necessary for the
23 election of members of the Board of Commissioners of Lamar County in 2002 shall become
24 effective upon the approval of this Act by the Governor or upon its becoming law without
25 such approval. The remaining provisions of this Act shall become effective January 1, 2002.

26 **SECTION 4.**

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

Redistricting Plan Components Report

District 001

Lamar County

Tract: 9701

BG: 2

2074 2075 2076 2077 2078 2995

Tract: 9702

BG: 1

1024 1025 1026 1027 1028 1030 1031 1033 1038 1039 1040 1041
1068

BG: 2

2009 2010 2011 2012 2013 2014 2015 2016 2017 2018 2019 2020
2021 2022 2023 2027

BG: 3

3000 3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011
3038

Tract: 9703

BG: 1

1000 1001 1002 1003 1006 1007 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 1999

BG: 2

2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011
2012 2013 2014 2015 2016 2017 2018 2022 2023 2024 2025

BG: 3

3001 3002 3003 3004 3005 3006 3015 3017 3018 3019 3020 3021
3022 3023 3024 3025 3026 3027 3028 3029 3030 3031 3032 3033
3034 3036 3037

BG: 4

4002 4003 4004

District 002

Lamar County

Tract: 9701

BG: 1

1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011

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 1045 1046 1057 1058 1060 1061 1062
1063 1064 1065 1066 1067 1068 1069 1070 1071 1072 1073 1074
1075 1076 1077 1078 1997 1998 1999

Tract: 9702

BG: 1

1000 1001 1002 1005 1006 1007 1008 1009 1010 1011 1012 1013
1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1029 1032
1034 1035 1036 1037 1042 1043 1044 1045 1046 1047 1048 1049
1050 1051 1052 1053 1054 1055 1056 1057 1058 1059 1060 1065
1066 1067 1069 1070 1071 1072 1073 1074 1075 1076 1077 1078
1079 1998 1999

BG: 2

2001 2003 2004 2005 2006 2007 2008 2024 2025 2026

BG: 5

5000 5001 5002 5005 5006 5007 5008 5009 5019 5020 5039 5040
5041 5042 5043 5044 5045 5046 5047 5048 5049 5050 5051 5052
5053 5054 5055 5056 5057 5058 5059 5998

District 003

Lamar County

Tract: 9702

BG: 1

1061 1062 1063 1064

BG: 3

3012 3013 3014 3015 3016 3017 3018 3019 3020 3021 3022 3023
3024 3025 3026 3027 3028 3029 3030 3031 3032 3033 3034 3035
3036 3037

BG: 4

BG: 5

5003 5004 5010 5011 5012 5013 5014 5015 5016 5017 5018 5021
5022 5023 5024 5025 5026 5027 5028 5029 5030 5031 5032 5033
5034 5035 5036 5037 5038 5060 5997

Tract: 9703

BG: 2

2019 2020 2021

BG: 3

3000 3016 3035 3038 3039 3040 3041 3042 3043 3044 3045

BG: 4

4000 4001 4005 4006 4007 4008 4009 4010 4011 4012 4013 4014
4015 4019 4020 4021 4022 4023 4024 4025 4026 4027 4028 4029
4030 4031 4032 4033 4034 4035 4036 4037 4038 4039 4040 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

District 004

Lamar County

Tract: 9701

BG: 1

1012 1013 1014 1044 1047 1048 1049 1050 1051 1052 1053 1054
1055 1056 1059 1995 1996

BG: 2

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 2079 2080 2081 2996 2997 2998 2999

BG: 3

Tract: 9702

BG: 1

1003 1004

BG: 2

2000 2002

Tract: 9703

BG: 1

1004 1005 1008 1009 1010 1011

BG: 3

3007 3008 3009 3010 3011 3012 3013 3014

BG: 4

4016 4017 4018