Senate Bill 322

By: Senator Lee of the 29th

AS PASSED

A BILL TO BE ENTITLED

AN ACT

To amend an Act creating the Board of Commissioners of Troup County, approved March 25, 1958 (Ga. L. 1958, p. 3068), as amended, particularly by an Act approved February 27, 1992 (Ga. L. 1992, p. 4796), 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 submission of this Act for approval under the federal Voting Rights Act of 1965, as amended; to provide 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 Troup County, approved March 25, 1958 (Ga. L. 1958, p. 3068), as amended, particularly by an Act approved February 27, 1992 (Ga. L. 1992, p. 4796), is amended by striking Section 2 and inserting in lieu thereof the following:

"SECTION 2.

(a)(1) The Board of Commissioners of Troup County which existed on December 31, 2003, is continued in existence but on and after the effective date of this Act, shall be constituted as provided in this Act. The Board of Commissioners of Troup 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, 2004.

(2) Those members of the Board of Commissioners of Troup County who are serving as such on December 31, 2003, 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 terms of office, and upon the election and qualification of their respective successors. On and

after the effective date of this Act, the Board of Commissioners of Troup County shall consist of five members all of whom shall be elected from commissioner districts described in subsection (b) of this section.

(b) For purposes of electing members of the board of commissioners, Troup County is divided into five commissioner districts. One member of the board shall be elected from each such district. Commissioner District No. 1 shall consist of the entire county of Troup. Commissioner Districts No. 2 through 5 shall be and correspond to those numbered districts described in and attached to and made a part of this Act and further identified as Plan Name: troupccwk3 Plan Type: LOCAL User: Shantee Administrator: TROUP.

(c) 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 Troup 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 Troup 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.

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

(2) In order to be elected as a member of the board from a commissioner district, a person must receive the number of votes cast as required by general law for that office in that district only. Only electors who are residents of that commissioner district may vote for a member of the board for that district. At the time of qualifying for election as a member of the board from a commissioner district, each candidate for such office shall specify the commissioner district for which that person is a candidate. A person elected or appointed as a member of the board from a commissioner district must continue to

reside in that district during that person´s term of office or that office shall become vacant.

(3) The commissioner elected from Commissioner District No. 1 shall be the chairperson of the board of commissioners. The chairperson of the board may reside anywhere within Troup County and, if elected, must receive the number of votes cast for that office, as required by general law in the entire county. The chairperson must continue to reside within the county during that person´s term of office, or that office shall become vacant.″

SECTION 2.

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

″SECTION 3.

(a)(1) The first members of the reconstituted Board of Commissioners of Troup County from Districts 2, 3, and 4 shall be elected at the general election on the Tuesday next following the first Monday in November 2004. Those members of the board elected thereto from Commissioner Districts 2, 3, and 4 in 2004 shall take office the first day of January immediately following that election and shall serve for initial terms of office which expire December 31, 2008, and upon the election and qualification of their respective successors. The first members of such board from Districts 1 and 5 shall be elected at the general election on the Tuesday next following the first Monday in November 2006. Those members of the board elected thereto from Commissioner Districts 1 and 5 in 2006 shall take office the first day of January immediately following that election and shall serve for initial terms of office which expire December 31, 2010, and upon the election and qualification of their respective successors. Those and all future successors to members of the board whose terms of office are to expire shall be elected at the time of the state-wide general election immediately preceding the expiration of such terms, shall take office the first day of January immediately following that election, and shall serve for terms of office of four years each. Members of the board shall serve for the terms of office specified therefor in this subsection and until their respective successors are elected and qualified.

(2) Commissioner Districts 1, 2, 3, 4, and 5 as they exist on December 31, 2003, shall continue to be designated as Commissioner Districts 1, 2, 3, 4, and 5, respectively, but as newly described under this Act, and on and after the effective date of this Act, such members of the board serving from those former commissioner districts shall be deemed to be serving from and representing their respective districts as newly described under this section.″

SECTION 3.

The governing authority of Troup County shall through its legal counsel cause this Act to be submitted for preclearance under the federal Voting Rights Act of 1965, as amended; and such submission shall be made to the United States Department of Justice or filed with the appropriate court no later than 45 days after the date on which this Act is approved by the Governor or otherwise becomes law without such approval.

SECTION 4.

This section and Section 3 of this Act shall become effective upon approval of this Act by the Governor or upon its becoming law without such approval; all other sections of this Act shall become effective on January 1, 2004.

SECTION 5.

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

Plan Name: troupccwk3 Plan Type: LOCAL User: Shantee Administrator: TROUP

Redistricting Plan Components Report

District 002
Troup County
Tract: 9601
Tract: 9602
BG: 1
1000 1001 1004 1005 1006 1015 1019 1020 1021 1029 1993 1995
1997 1999
Tract: 9604
BG: 1
1000 1001 1002 1003 1004 1006 1999
Tract: 9605.01
BG: 3
3000 3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011
3020 3021 3998 3999
Tract: 9605.02
BG: 1
1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012
1013 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036
1070 1071 1072 1073 1074 1075 1076 1077 1078 1079 1080 1081
1082 1086 1087 1088 1089 1090 1091 1092 1093
BG: 2
2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011
2012 2013 2014 2017 2018 2019 2023 2024 2042 2998 2999
Tract: 9606
BG: 1
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1019
1020 1021 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 1051 1052 1053 1054 1055 1056 1057
1058
Tract: 9607
BG: 3
3000 3001 3002 3003 3004 3005 3006 3039 3040 3041 3043 3044

3998
BG: 4
4014 4015 4018 4019 4020 4021 4999
BG: 5
Tract: 9611

District 003
Troup County
Tract: 9602
BG: 1
1002 1003 1007 1008 1009 1996 1998
BG: 2
Tract: 9603
BG: 2
2015 2016 2991
BG: 3
Tract: 9609.01
BG: 4
4000 4001 4002 4003 4004 4005 4006 4007 4008 4009 4010 4011
4012 4013 4014 4043 4044 4045 4046 4047 4049 4050 4998 4999
Tract: 9609.02
BG: 1
1036 1037 1038 1039 1040 1041 1045 1046 1064 1065 1066 1067
1068 1069 1070 1071 1072 1073
BG: 2
BG: 3
Tract: 9610

District 004
Troup County
Tract: 9602
BG: 1
1010 1011 1012 1013 1014 1016 1017 1018 1022 1023 1024 1025
1026 1027 1028 1990 1991 1992 1994
Tract: 9603
BG: 1
BG: 2

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2050 2990 2992 2993 2994 2995 2996 2997 2998 2999
Tract: 9604
BG: 1
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1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029
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BG: 4
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BG: 2
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Tract: 9608
BG: 1
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BG: 2

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Tract: 9609.01
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District 005
Troup County
Tract: 9604
BG: 3
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BG: 4
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Tract: 9605.01
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BG: 2
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4018 4019 4020
Tract: 9605.02
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Tract: 9606
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BG: 4
BG: 5
Tract: 9607
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Tract: 9608

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1027 1030 1031 1032 1033

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2021 2022 2023 2024 2029 2030

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BG: 4

Tract: 9609.01

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Tract: 9609.02

BG: 1

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