

House Bill 765 (AS PASSED HOUSE AND SENATE)

By: Representative Lane of the 167th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act creating the Board of Commissioners of McIntosh County, approved
2 February 26, 1876 (Ga. L. 1876, p. 283), as amended, particularly by an Act approved
3 May 1, 2002 (Ga. L. 2002, p. 5207), so as to change the description of the commissioner
4 districts; to provide for definitions and inclusions; to provide for continuation in office of
5 current members; to provide for submission of this Act for approval under Section 5 of the
6 federal Voting Rights Act of 1965, as amended; to provide for automatic repeal under certain
7 circumstances; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 An Act creating the Board of Commissioners of McIntosh County, approved
11 February 26, 1876 (Ga. L. 1876, p. 283), as amended, particularly by an Act approved
12 May 1, 2002 (Ga. L. 2002, p. 5207), is amended by revising Section 1 as follows:

13 "SECTION 1.

14 (a) Those members of the Board of Commissioners of McIntosh County who are serving
15 as such immediately prior to the effective date of this section and any person selected to
16 fill a vacancy in any such office shall continue to serve as such members until the regular
17 expiration of their respective terms of office and upon the election and qualification of their
18 respective successors. On and after the effective date of this section, the Board of
19 Commissioners of McIntosh County shall consist of five members all of whom shall be
20 elected from commissioner districts described in subsection (b) of this section except for
21 the member who is elected at large as provided in this Act.

22 (b) For purposes of electing members of the board of commissioners, other than the
23 at-large member, McIntosh County is divided into four commissioner districts. One
24 member of the board shall be elected from each such district. The four commissioner
25 districts shall be and correspond to those four numbered districts described in and attached

to and made a part of this Act and further identified as 'Plan: mcintoshccsbR-2012 Plan Type: local Administrator: mcintosh User: Gina'.

(c)(1) For the purposes of such plan:

(A) The term 'VTD' 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 2010 for the State of Georgia. The separate numeric designations in a district description which are underneath a 'VTD' heading shall mean and describe individual Blocks within a VTD as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia; and

(B) Except as otherwise provided in the description of any district, whenever the description of any district refers to a named city, it shall mean the geographical boundaries of that city as shown on the census maps for the United States decennial census of 2010 for the State of Georgia.

(2) Any part of McIntosh County which is not included in any district described in subsection (b) of this section shall be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2010 for the State of Georgia.

(3) Any part of McIntosh County which is described in subsection (b) of this section as being included 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 2010 for the State of Georgia."

SECTION 2.

The Board of Commissioners of McIntosh County shall through its legal counsel cause this Act to be submitted for preclearance under Section 5 of the federal Voting Rights Act of 1965, as amended, 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 3.

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

59

SECTION 4.

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

Plan: mcintoshccsbR-2012
Plan Type: Local
Administrator: McIntosh
User: Gina

District 001
McIntosh County
VTD: 1911771 - DARIEN

110100:
1125 1126 1131 1132 1133 1134 1135 1136 1137 1138 1139 1140
1141 1142 1143 1144 1145 1146 1147 1148 1149 1150 1151 1152
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110300:
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980000:
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VTD: 191271 - NORTH DARIEN

110100:
1218 1223 1224 1225 1226 1227 1228 1229 1230 1231 1232 1233
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110300:
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District 002
McIntosh County
VTD: 1911515 - CRESCENT

110200:
2212 3035
VTD: 1911771 - DARIEN

110300:
2110 2111 2136 2137 2138 2202 2203 2204 2205 2206 2207 2208
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VTD: 191271 - NORTH DARIEN

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District 003
McIntosh County
VTD: 1911312 - SAPELO ISLAND
VTD: 1911515 - CRESCENT
110100:

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110200:
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990000:
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District 004
McIntosh County
VTD: 1911480 - TOWNSEND
VTD: 19122 - SOUTH NEWPORT