House Bill 1039 (AS PASSED HOUSE AND SENATE)

By: Representative Morris of the 155th

A BILL TO BE ENTITLED

AN ACT

To amend an Act creating the Board of Commissioners of Montgomery County, approved February 27, 1953 (Ga. L. 1953, Jan.-Feb. Sess., p. 2729), 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; to provide for manner of election and terms of office; to provide for submission of this Act pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related matters; 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 Montgomery County, approved February 27, 1953 (Ga. L. 1953, Jan.-Feb. Sess., p. 2729), as amended, is amended by revising Sections 4 and 5 as follows:

"SECTION 4.

(a) For purposes of electing members of the board, Montgomery County is divided into four commissioner districts, and those districts shall be and correspond to those four districts described in and attached to this Act and made a part hereof and further identified as 'Plan: montgomeryccsb-2012 Plan Type: local Administrator: montgomery User: bak'. One commissioner each shall be elected from Commissioner Districts 1, 2, and 4 and two commissioners shall be elected from Commissioner District 3 by the electors of such districts. The two commissioners elected from District 3 shall be designated as holding Post 1 and Post 2, respectively.

(b)(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 Montgomery County which is not included in any district described in subsection (a) 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 Montgomery 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 5.

Members of the board representing Commissioner Districts 1 and 2 and Commissioner District 3, Post 1, shall be elected at the November general election in 2012, take office the first day of January immediately following that election, and serve for initial terms of office of four years and until their respective successors are elected and qualified. Members of the board representing Commissioner District 3, Post 2, and Commissioner District 4 shall be elected at the November general election in 2012, take office the first day of January immediately following that election, and serve for initial terms of office of two years and until their respective successors are elected and qualified. All future successors to members of the board whose terms of office are to expire shall be elected at the November general election immediately preceding the expiration of such terms, take office the first day of January immediately following that election, and serve for terms of office of four years and until their respective successors are elected and qualified.″

SECTION 2.

Those members of the Board of Commissioners of Montgomery County who are serving as such on the effective date of this Act 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.

SECTION 3.

The Board of Commissioners of Montgomery County shall through its legal counsel cause this Act to be submitted for preclearance under the federal Voting Rights Act of 1965, as amended, not 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, Sections 2 and 3, and the provisions of this Act necessary to conduct elections for the members of the board in 2012 shall become effective upon the approval of this Act by the Governor or upon its becoming law without such approval. The remaining provisions of this Act shall become effective on January 1, 2013.

SECTION 5.

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

Plan: montgomeryccsb-2012
Plan Type: local
Administrator: montgomery
User: bak

District 001
Montgomery County
VTD: 20901 - AILEY
2077 2078 2079 2080 2091 2092 2114 2115
VTD: 20903 - HIGGSTON
1060 1061 1062 1063 1064 1065 1066 1067 1068 1069 1070 1072
1073 1074 1075 1076 1082 1083 1084 1085 1102 2093 2094 2095
2101 2102 2107 2108 2109
1034 1035 1037 1074
VTD: 20904 - KIBBEE
VTD: 20905 - MOUNT VERNON
2058 2067 2069 2074 2120
VTD: 20906 - TARRYTOWN

District 002
Montgomery County
VTD: 20902 - ALSTON
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023
1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1046 1047
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1096 1097 1098 1102 1146 1147 1148 1149 1150 1151 1152
VTD: 20903 - HIGGSTON
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District 003
Montgomery County
VTD: 20901 - AILEY
2076 2105 2106 2116
2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2012 2013
2014 2015 2016 2017 2018 2019 2020 2021 2022 2023 2024 2025
2026 2027 2028 2029 2048 2070 2071 2072 2073 2074 2079 2082
2085 2086 2087 2088 2089 2090 2091 2092 2093 2094 2095 2096
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3002 3003 3004 3005 3006 3011 3012 3093
VTD: 20905 - MOUNT VERNON
2059 2060 2064 2065 2066 2073 2075 2112 2113 2119
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3080 3081 3082 3083 3084 3085 3086 3087 3088 3089 3090 3091
3092 3094

District 004
Montgomery County
VTD: 20902 - ALSTON
1034 1035 1036 1044 1045
VTD: 20905 - MOUNT VERNON
3013 3057 3059 3060 3061 3062 3063 3064 3066 3079 3095
VTD: 20907 - UVALDA