House Bill 1002 (AS PASSED HOUSE AND SENATE)

By: Representatives Roberts of the 154th and Pruett of the 144th

A BILL TO BE ENTITLED
AN ACT

To amend an Act creating a Board of Commissioners of Ben Hill County, approved August 15, 1914 (Ga. L. 1914, p. 232), as amended, particularly by an Act approved May 1, 2002 (Ga. L. 2002, p. 5165), so as to change the description of the commissioner districts; to reassign district numbers; to provide for definitions and inclusions; to provide for continuation in office for current members; to provide for the submission of this Act for preclearance 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 a Board of Commissioners of Ben Hill County, approved August 15, 1914 (Ga. L. 1914, p. 232), as amended, particularly by an Act approved May 1, 2002 (Ga. L. 2002, p. 5165), is amended by revising subsections (b) and (b.1) of Section 1 and adding a new subsection to read as follows:

"(b) For purposes of electing members of the board of commissioners, Ben Hill County is divided into two commissioner districts designated as Commissioner District 2 and Commissioner District 3. Two members of the board shall be elected from each such district. Within Commissioner Districts 2 and 3, there are established Post 1 and Post 2 positions. One member shall be elected from Commissioner District 1 which shall consist of the entirety of Ben Hill County. Commissioner District 2 and Commissioner District 3 shall be and correspond to those two numbered districts described in and attached to and made a part of this Act and further identified as 'Plan: benhillcc-2012 Plan Type: Local Administrator: Ben Hill User: Gina'.

(b.1)(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 Ben Hill County which is not included in Commissioner District 2 or Commissioner District 3 as 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 Ben Hill County which is not included in Commissioner District 2 or Commissioner District 3 as 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.

(b.2) On the effective date of this subsection, former Commissioner District 1 shall be new Commissioner District 2 as described in subsection (b) of this section and former Commissioner District 2 shall be new Commissioner District 1 which shall include the entirety of Ben Hill County.″

SECTION 2.

(a) Those members of the Board of Commissioners of Ben Hill 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. It is not the intention of the General Assembly to affect any aspect of the service of any member currently serving on the Board of Commissioners of Ben Hill except to redesignate the numbering of the commissioner districts and to change the description of the commissioner districts.

(b) Commissioner Districts 1 and 3, as they exist immediately prior to the effective date of this Act, shall be designated as Commissioner Districts 2 and 3, respectively, and 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 1 and 3 shall be deemed to be serving from and representing Commissioner Districts 2 and 3, respectively, as newly described under this Act. Commissioner District 2, as it exists immediately prior to the effective date of this Act, shall be designated as Commissioner District 1, and on and after the effective date of this Act, the member of the board serving from former Commissioner District 2 shall be deemed to be serving from and representing Commissioner District 1 as described under this Act.

SECTION 3.

The Board of Commissioners of Ben Hill 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.

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

Plan: benhillcc-2012
Plan Type: Local
Administrator: Ben Hill
User: Gina

District 002
Ben Hill County
VTD: 0171 - EAST
960100:
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023
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1117 1118 1119 1120 1121 1122 1123 1124 1125 1126 1127 1128
1129 1130 1131 1132 1133 1134 1135 1136 1137 1138 1139 1140
1141 1142 1143 1144 1145 1146 1147 1148 1149 1150 1151 1152
1153 1154 1155 1156 1157 1158 1159 1160 1161 1164 1165 1166
1167 1168 1169 1170 1171 1172 1173 1174 1175 1176 1177 1178
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1251 1252 1253 1254 1255 1256 1257
960200:
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1013 1014 1015 1016 1221 1222 1223 1224 1225 1226 1227 1228
1229 1232 1233 1234 1235 1247 1248
960400:
2022 2025 2026 2027 2028 2029 2030 2031 2032 2033 2034 2035
2036 2037 2038 2039 2040 2041 2042 3000 3001 3002 3003 3004
3005 3006 3011 3012 3013 3014 3015 3016 3017 3018 3019 3020
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4035 4036 4037
960500:
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4012 4013 4014 4015 4016 4017 4018 4019 4020 4021 4022 4023
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VTD: 0172 - WEST
960300:
2000 2001 2002 2003 2004 2005 2006 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 2041
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960500:
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3038 3040 3041 3043 3044 3045 3046 3047 3050 3051 3052 3053
3054 3055 3056 3057 3058 3059 3060 3061 3063 3078 3085 3086
VTD: 0174 - SPECIAL EAST
960400:
1032 1033 1034 1035 1036 1037 1038 1043 1044 1045 1046 2023
2024
VTD: 0175 - SPECIAL WEST
960300:
3007 3008 3009 3010 3011 3012 3013 3014 3015 3016 3017 3020

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3033 3034 3035 3036 3037 3038 3039 3040 3041 3042 3043 3044
3045 3046 3047 3050 3051

District 003
Ben Hill County
VTD: 0172 - WEST
960300:
1002 1003 1004 1006 1008 1021 1022 1023 1024 1025 1026 1027
1037 1038 1039 1040 1041 1042 1043 1044 1045 1046 1047 1048
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960500:
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1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023
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1072 1073 1074 1075 1076 1077 1078 1079 1080 1081 1082 1083
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1120 1121 1122 1123 1124 1125 1126 1127 1128 2003 2004 2005
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2024 2029 2030 2031 2032 2033 2034 2042 2043 2044 3039 3042
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3075 3076 3077 3079 3080 3081 3082 3083 3084 3087 3088 3089
3090 3091 3092 3093 3094 3095 3096 3097 3098 3099 3100 3101
VTD: 0173 - WILLIAMSON MILL
VTD: 0174 - SPECIAL EAST
960100:
1041 1042 1044 1045 1046 1047 1068 1069 1070 1071 1072 1074
1162 1163
960400:
1000 1001 1002 1008 1009 1010 1011 1012 1013 1014 1020 1021
1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1047 1048
1049 4000 4001 4002 4003 4004 4005 4006 4007 4017
VTD: 0175 - SPECIAL WEST
960100:
1053 1054 1055 1056 1057 1058 1059 1060 1061 1062 1063 1064
1065 1075 1076 1077 1078 1079 1080 1081
960200:
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960300:
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