Senate Bill 8EX

By: Senator Hooks of the 14th

AS PASSED

A BILL TO BE ENTITLED

AN ACT

To amend an Act creating the Board of Commissioners of Webster County, approved April 4, 1991 (Ga. L. 1991, p. 3559), as amended, particularly by an Act approved April 8, 2002 (Ga. L. 2002, p. 3833), 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 method of election; 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 Webster County, approved April 4, 1991 (Ga. L. 1991, p. 3559), as amended, particularly by an Act approved April 8, 2002 (Ga. L. 2002, p. 3833), is amended by revising Sections 2 and 4 to read as follows:

"SECTION 2.

(a) Those members of the Board of Commissioners of Webster County who are serving as such immediately prior to 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. On and after January 1, 2013, the Board of Commissioners of Webster County shall consist of five members, four of whom shall be elected from commissioner districts described in subsection (b) of this section, and one member who shall be the chairperson and who shall be elected at large as provided in this Act.

(b) For purposes of electing members of the board of commissioners, other than the chairperson, Webster County is divided into four commissioner districts. One member of the board shall be elected from each such district. The four commissioner 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: websterccsb-2011 Plan Type: Local User: bak'.

(c)(1) When used in such attachment, the term 'VTD' (voting tabulation district) 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.

(2) 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. Any part of Webster 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 2010 for the State of Georgia.

(3) Any part of Webster 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 2010 for the State of Georgia.

(4) 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 2010 for the State of Georgia.″

″SECTION 4.

(a) The members of the reconstituted Board of Commissioners of Webster County shall be elected as proved in this subsection. The first members from Commissioner Districts 1 and 4 shall be elected at the general election on the Tuesday next following the first Monday in November, 2012. The chairperson and those members of the board elected thereto from Commissioner Districts 1 and 4 in 2012 shall take office the first day of January immediately following that election and shall serve for initial terms of office which expire December 31, 2016, and upon the election and qualification of their respective successors. The first members from Commissioner Districts 2 and 3 shall be elected at the general election on the Tuesday next following the first Monday in November, 2014. Those members of the board elected thereto from Commissioner Districts 2 and 3 in 2014 shall take office the first day of January immediately following that election and shall serve for initial terms of office which expire December 31, 2018, 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.

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

(c)(1) Any vacancy in office upon the board which occurs for any reason other than expiration of term shall be filled as follows:

(A) If the vacancy occurs during the final 27 months of a term of office, within 30 days after such occurrence, the remaining members of the board shall appoint a person to fill such vacancy; or

(B) If the vacancy occurs at any time prior to the time specified in subparagraph (A) of this paragraph, within 30 days after such occurrence, the remaining members of the board shall appoint a person to fill such vacancy until a successor is elected at a special election and qualified, which special election shall be held on the same date as the state-wide general election which is first held following the date of the vacancy.

(2) Any person appointed to fill a vacancy in office pursuant to paragraph (1) of this subsection shall meet the same eligibility requirements specified for persons who are elected to such office. Any person appointed to fill a vacancy under subparagraph (A) of paragraph (1) of this subsection or elected to fill a vacancy under subparagraph (B) of paragraph (1) of this subsection shall serve out the remainder of the unexpired term and until a successor is elected and qualified.″

SECTION 2.

The Board of Commissioners of Webster 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 and those provisions of this Act necessary for the election of members of the Board of Commissioners of Webster County 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 January 1, 2013.

SECTION 5.

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

Plan: websterccsb-2011
Plan Type: Local
User: bak

District 001
Webster County
VTD: 307P1 - PRESTON 1
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 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 1059
1060 1061 1062 1063 1064 1065 1066 1067 1068 1069 1079 1080
1081 1082 1083 1084 1089 1090 1091 1092 1093 1094 1095 1096
1097 1099 1100 1101 1102 1103 1104 1105 1106 1125 1131 1132
1133 1134 1135 1136 1143 1146 1152 1198 1238 1239 1240 1241
1242 1244 1245 1246
VTD: 307P3 - PRESTON 3
1149

District 002
Webster County
VTD: 307P1 - PRESTON 1
1085 1086 1087 1088 1098 1107 1108 1109 1110 1111 1112 1113
1114 1115 1116 1117 1118 1119 1120 1121 1122 1123 1124 1126
1127 1128 1129 1130 1193 1194 1199 1229 1235 1236 1237 1243
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
1012 1013 1014 1015 1016 1017 1019 1020 1021 1076 1198
VTD: 307W2 - WESTON 2
1018 1022 1023 1056 1057 1058 1059 1067 1068 1069 1070 1071
1072 1073 1074 1075 1077 1078 1080 1081 1084 1090 1091 1093
1094 1133 1186 1187 1188 1190 1191

District 003
Webster County
VTD: 307G3 - GOOSEBERRY 3
1125 1126 1129 1130 1131 1132 1177 1178

VTD: 307P1 - PRESTON 1

1024 1025 1026 1050

VTD: 307W2 - WESTON 2

1027 1028 1029 1047 1048 1049 1051 1052 1053 1054 1055 1060

1061 1062 1063 1064 1065 1066 1079 1082 1083 1085 1086 1087

1088 1089 1092 1095 1096 1097 1098 1099 1100 1101 1102 1103

1104 1105 1106 1107 1108 1109 1110 1111 1112 1113 1114 1115

1116 1117 1118 1119 1120 1121 1122 1123 1124 1127 1128 1135

1154 1155 1156 1157 1158 1169 1181 1182 1183 1184 1189 1192

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District 004

Webster County

VTD: 307G3 - GOOSEBERRY 3

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1043 1044 1045 1046 1134 1136 1137 1138 1139 1140 1141 1142

1143 1144 1145 1146 1147 1148 1149 1150 1151 1152 1153 1159

1160 1161 1162 1163 1164 1165 1166 1167 1168 1171 1172 1173

1174 1175 1176 1179 1180 1185

VTD: 307P1 - PRESTON 1

1192 1195 1196 1204 1205 1208 1209

VTD: 307P3 - PRESTON 3

1070 1071 1072 1073 1074 1075 1076 1077 1078 1137 1138 1139

1140 1141 1142 1144 1145 1147 1148 1150 1151 1153 1154 1155

1156 1157 1158 1159 1160 1161 1162 1163 1164 1165 1166 1167

1168 1169 1170 1171 1172 1173 1174 1175 1176 1177 1178 1179

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