

Senate Bill 93

By: Senators Robertson of the 29th, Anderson of the 24th, Mullis of the 53rd, Harbin of the 16th, Thompson of the 14th and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to
2 elections and primaries generally, so as to provide for the use of portable and movable
3 polling facilities in certain circumstances; to provide for standards for such facilities; to
4 provide for certain approvals; to provide for related matters; to repeal conflicting laws; and
5 for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to elections and
9 primaries generally, is amended by revising subsection (b) of Code Section 21-2-266,
10 relating to use of public buildings as polling places, use of portable or movable facilities, and
11 unrestricted access to residential communities, as follows:

12 "(b) The superintendent of a county or the governing authority of a municipality shall ~~have~~
13 ~~discretion to procure and provide~~ be responsible for procuring and providing portable or
14 movable polling facilities of adequate size ~~for any precinct to replace any existing polling~~
15 place, if needed. Portable or movable polling facilities shall only be deployed and used to
16 replace an existing polling place when the existing polling place has been deemed to be

unsafe for human occupation by a licensed commercial building inspector employed or contracted by the county or municipality or has suffered a failure of utility services that provide water or electricity. Portable or movable polling places shall be located within 2,640 feet of the existing polling place that has been deemed unsafe or suffered a loss of utility services that provide water or electricity. Any replacement of an existing polling place with a portable or movable polling place shall be presented before and approved by a superior court judge of the circuit in which the existing polling place is located prior to such replacement being used for elections. The superintendent of a county or the governing authority of a municipality shall be solely responsible for ensuring that all portable or movable polling facilities used by such county or municipality meet all safety and licensing requirements currently applicable under the law related to the operations of commercial vehicles and all applicable state, county, and municipal codes related to the accessibility and safety of portable and temporary structures."

SECTION 2.

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