

House Bill 585 (AS PASSED HOUSE AND SENATE)

By: Representative Dukes of the 154<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act creating a board of commissioners in and for Miller County, approved  
2 March 29, 1983 (Ga. L. 1983, p. 4594), as amended, particularly by an Act approved  
3 April 16, 1999, (Ga. L. 1999, p. 4442), so as to revise the districts for the election of  
4 members of the board of commissioners; to provide for definitions and inclusions; to provide  
5 for method of election; to provide for the continuation in office of current members; to  
6 provide for related matters; to provide for effective dates; to repeal conflicting laws; and for  
7 other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 style="text-align:center">**SECTION 1.**

10 An Act creating a board of commissioners in and for Miller County, approved March 29,  
11 1983 (Ga. L. 1983, p. 4594), as amended, particularly by an Act approved April 16, 1999,  
12 (Ga. L. 1999, p. 4442), is amended by revising Sections 2 and 3 as follows:

13 style="text-align:center">"SECTION 2.

14 (a) The Board of Commissioners of Miller County shall consist of five members. For the  
15 purpose of electing such members, Miller County shall be divided into five districts.  
16 Districts 1, 2, 3, 4, and 5 shall correspond to those five numbered districts described in and  
17 attached to and made a part of this Act and further identified as 'Plan: millerccsb-p2-2016  
18 Plan Type: local Administrator: miller User: bak.'

19 (b)(1) For the purposes of such plan:

20 (A) The term 'VTD' shall mean and describe the same geographical boundaries as  
21 provided in the report of the Bureau of the Census for the United States decennial  
22 census of 2010 for the State of Georgia. The separate numeric designations in a district  
23 description which are underneath a 'VTD' heading shall mean and describe individual  
24 blocks within a VTD as provided in the report of the Bureau of the Census for the  
25 United States decennial census of 2010 for the State of Georgia; and

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

30 (2) Any part of Miller County which is not included in any district described in  
31 subsection (a) of this section shall be included within that district contiguous to such part  
32 which contains the least population according to the United States decennial census of  
33 2010 for the State of Georgia.

34 (3) Any part of Miller County which is described in subsection (a) of this section as  
35 being included in a particular district shall nevertheless not be included within such  
36 district if such part is not contiguous to such district. Such noncontiguous part shall  
37 instead be included within that district contiguous to such part which contains the least  
38 population according to the United States decennial census of 2010 for the State of  
39 Georgia.

40 (c) There shall be one member of the board from each district. Each member shall be a  
41 resident of his or her respective district for at least one year immediately preceding the date  
42 of the election. A candidate shall designate the district from which such candidate offers  
43 for election. Beginning with the November, 2020, general election and in subsequent  
44 elections, members of the board shall be elected by qualified electors of Miller County.  
45 The election of members of the board shall be conducted in accordance with the provisions  
46 of Chapter 2 of Title 21 of the O.C.G.A., the 'Georgia Election Code.'

47 SECTION 3.

48 (a) The members of the board elected in the November, 2016, general election shall  
49 continue in office for the terms to which they were elected and until their successors are  
50 elected and qualified as provided in this Act. The members of the board elected in the  
51 November, 2018, general election shall continue in office for the terms to which they were  
52 elected and until their successors are elected and qualified as provided in this Act.

53 (b) The first members of the reconstituted Board of Commissioners of Miller County from  
54 Districts 1, 3, and 5 shall be elected in the November, 2020, general election. Such  
55 members shall take office on January 1 following their election for terms of four years and  
56 until their successors are elected and qualified.

57 (c) The first members of the reconstituted Board of Commissioners of Miller County from  
58 Districts 2 and 4 shall be elected in the November, 2022, general election. Such members  
59 shall take office on January 1 following their election for terms of four years and until their  
60 successors are elected and qualified.

61 (d) Successors to members elected under subsections (b) and (c) of this section shall be  
62 elected in the November general election next preceding the expiration of such terms of  
63 office and shall take office on January 1 following their election for terms of four years and  
64 until their successors are elected and qualified.

65 (e) Districts 1, 2, 3, 4, and 5 as they existed on January 1, 2019, shall continue to be  
66 designated as Districts 1, 2, 3, 4, and 5, respectively, but as newly described under this Act,  
67 and, on and after the effective date of this Act, such members of the board serving from  
68 those former districts shall be deemed to be serving from and representing their respective  
69 districts as newly described under this section."

70 **SECTION 2.**

71 The provisions of this Act relating to and necessary for the 2020 regular election of members  
72 of the Board of Commissioners of Miller County shall become effective January 1, 2020; and  
73 this Act shall otherwise become effective January 1, 2021.

74 **SECTION 3.**

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