

House Bill 147 (AS PASSED HOUSE AND SENATE)

By: Representative McCall of the 33<sup>rd</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act authorizing and directing the mayor and council of the City of Elberton to  
2 divide said city into wards, approved August 5, 1921 (Ga. L. 1921, p. 932), as amended,  
3 particularly by an Act approved February 28, 1984 (Ga. L. 1984, p. 3634), so as to change  
4 the description of the election districts; to provide for definitions and inclusions; to provide  
5 for manner of election; to provide for the continuation in office of current members; to  
6 provide for the submission of this Act for preclearance under Section 5 of the federal Voting  
7 Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws;  
8 and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 **SECTION 1.**

11 An Act authorizing and directing the mayor and council of the City of Elberton to divide said  
12 city into wards, approved August 5, 1921 (Ga. L. 1921, p. 932), as amended, particularly by  
13 an Act approved February 28, 1984 (Ga. L. 1984, p. 3634), is amended by revising Section 1  
14 as follows:

15 "SECTION 1.

16 (a) For the purpose of electing councilmembers, the City of Elberton shall be divided into  
17 five wards. Those wards shall be and correspond to those five numbered districts described  
18 in and attached to and made a part of this Act and further identified as  
19 'Plan: elberton-prop1-2012 Plan Type: Local Administrator: Elberton User: Gina'.

20 (b) For the purposes of such plan:

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

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

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

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

40 **SECTION 2.**

41 (a) Those members of the city council of the City of Elberton who are serving as such on the  
 42 effective date of this Act and any person selected to fill a vacancy in any such office shall  
 43 continue to serve as such members until the regular expiration of their respective terms of  
 44 office and upon the election and qualification of their respective successors.

45 (b) Wards 1, 2, 3, 4, and 5, as they exist immediately prior to the effective date of this Act,  
 46 shall continue to be designated as Wards 1, 2, 3, 4, and 5, respectively, but as newly  
 47 described under this Act, and on and after the effective date of this Act, such members of the  
 48 city council serving from those former wards shall be deemed to be serving from and  
 49 representing their respective wards as newly described under this Act.

50 **SECTION 3.**

51 The governing authority of the City of Elberton shall through its legal counsel cause this Act  
 52 to be submitted for preclearance under Section 5 of the federal Voting Rights Act of 1965,  
 53 as amended, no later than 45 days after the date on which this Act is approved by the  
 54 Governor or otherwise becomes law without such approval.

55 **SECTION 4.**

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

Plan: elberton-prop1-2012  
Plan Type: Local  
Administrator: Elberton  
User: Gina

District 001  
Elbert County  
VTD: 105189 - ELBERTON  
000400:  
4027 4028 4030 4031 4032 4033 4034 4035 4036 4037 4038 4039  
4040 4041 4042 5019 5025 5026 5027 5028 5033  
000500:  
1010 1020 1022 1023 1037 1040 1042 1043 2021 2023 2025 2029  
4000 4001 4003 4004 4006 4009 4011

District 002  
Elbert County  
VTD: 105189 - ELBERTON  
000400:  
4001 4002 4003 4004 4005 4006 4007 4008 4009 4010 4011 4012  
4013 4014 4015 4016 4017 4018 4019 4020 4021 4022 4023 4024  
4025 4026 4029 4043 4044 4045 5000 5001 5002 5003 5004 5005  
5006 5007 5008 5009 5010 5011 5012 5013 5014 5015 5016 5017  
5018 5020 5021 5022 5023 5024  
000500:  
1015 1017 1029 1033 1035

District 003  
Elbert County  
VTD: 105189 - ELBERTON  
000300:  
3083  
000400:  
1011 1025 1026 1027 1028 1030 1032 2000 2001 2002 2003 2004  
2005 2006 2007 2008 2009 2011 2012 2013 2014 2015 2016 2017  
2018 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028 3005

District 004  
Elbert County  
VTD: 105189 - ELBERTON  
000300:  
2001 2003 2004 2005 2006 2008 2012 2013 2015 2016 2017 2018  
2019 2022 2032 2035 2036 2038  
000400:  
3000 3001 3002 3003 3004 3006 3007 3008 3009 3010 3011 3012  
3013 3014 3015 3016 3017 3018 3019 3020 3021 3022

District 005  
Elbert County  
VTD: 105189 - ELBERTON  
000300:  
2021 2027 2028 2029 2030 2031  
000400:  
3023 3024 5029 5030 5031 5032 5034 5035  
000500:  
4007 4018 4019 4020 4021 4022 4026  
VTD: 105193 - WYCHE  
000500:  
4013 4027 4032