

House Bill 565

By: Representative Marin of the 96<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act creating the Board of Commissioners of Gwinnett County, approved  
2 January 31, 1968 (Ga. L. 1968, p. 2003), as amended, particularly by an Act approved  
3 April 25, 2002 (Ga. L. 2002, p. 4258) and by an Act approved September 21, 2011 (Ga. L.  
4 2011 Ex. Sess., p. 296), so as to reconstitute the board of commissioners; to change the  
5 description of the commissioner districts; to provide for two additional districts; to provide  
6 for definitions and inclusions; to provide for election and terms of office of subsequent  
7 members; to change quorum provisions; to provide for related matters; to provide for  
8 effective dates; to repeal conflicting laws; and for other purposes.

9 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

10 **SECTION 1.**

11 An Act creating the board of commissioners of Gwinnett County, approved January 31, 1968  
12 (Ga. L. 1968, p. 2003), as amended, particularly by an Act approved April 25, 2002 (Ga. L.  
13 2002, p. 4258) and by an Act approved September 21, 2011 (Ga. L. 2011 Ex. Sess., p. 296),  
14 is amended by revising Section 3 to read as follows:

15 "SECTION 3.

16 (a) Until January 1, 2019, the Board of Commissioners of Gwinnett County shall consist  
17 of four members and a chairperson. On and after January 1, 2019, the Board of  
18 Commissioners of Gwinnett County shall consist of six members and a chairperson. The  
19 chairperson shall be elected by the qualified voters of the entire county and may reside in  
20 any district in Gwinnett County, but each candidate for membership on the board shall be  
21 a resident of the commissioner district created by this section which he or she offers to  
22 represent and shall be elected by the qualified voters of such district. The chairperson and  
23 members of the board of commissioners shall be elected by majority vote.

24 (b) The six commissioner districts shall be and correspond to those six numbered districts  
25 described in and attached to and made a part of this Act and further identified as 'Plan:  
26 gwincc-6d-p1-2017 Plan Type: Local Administrator: H096 User: bak'.

27 (c)(1) For the purposes of such plan:

28 (A) The term 'VTD' shall mean and describe the same geographical boundaries as  
29 provided in the report of the Bureau of the Census for the United States decennial  
30 census of 2010 for the State of Georgia. The separate numeric designations in a district  
31 description which are underneath a 'VTD' heading shall mean and describe individual  
32 Blocks within a VTD as provided in the report of the Bureau of the Census for the  
33 United States decennial census of 2010 for the State of Georgia; and

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

38 (2) Any part of Gwinnett County which is not included in any district described in  
39 subsection (b) of this section shall be included within that district contiguous to such part  
40 which contains the least population according to the United States decennial census of  
41 2010 for the State of Georgia.

42 (3) Any part of Gwinnett County which is described in subsection (b) of this section as  
43 being included in a particular district shall nevertheless not be included within such  
44 district if such part is not contiguous to such district. Such noncontiguous part shall  
45 instead be included within that district contiguous to such part which contains the least  
46 population according to the United States decennial census of 2010 for the State of  
47 Georgia.

48 (d)(1) The members of the reconstituted Board of Commissioners of Gwinnett County  
49 shall be elected as provided in this subsection. Those members of the board elected from  
50 Commissioner Districts 2 and 4 and the first board member from Commissioner District  
51 6 shall be elected at the general election on the Tuesday next following the first Monday  
52 in November, 2018. Those members of the board elected from Commissioner Districts  
53 2, 4, and 6 shall take office the first day of January immediately following that election  
54 and shall serve for initial terms of office which expire December 31, 2022, and upon the  
55 election and qualification of their respective successors.

56 (2) The first board member from Commissioner District 5 shall be elected in the general  
57 election on the Tuesday next following the first Monday in November, 2018, and shall  
58 take office the first day of January immediately following that election and shall serve for  
59 an initial term of office which expires December 31, 2020, and upon the election and  
60 qualification of the board member's successor.

61 (3) The chairperson and those members from Commissioner Districts 1, 3, and 5 shall  
 62 be elected at the general election on the Tuesday next following the first Monday in  
 63 November, 2020. The chairperson and those members of the board elected from  
 64 Commissioner Districts 1, 3, and 5 shall take office the first day of January immediately  
 65 following that election and shall serve for initial terms of office which expire December  
 66 31, 2024, and upon the election and qualification of their respective successors.

67 (4) Those and all future successors to members of the board whose terms of office are  
 68 to expire shall be elected at the time of the state-wide general election preceding the  
 69 expiration of such terms, shall take office the first day of January immediately following  
 70 that election, and shall serve for terms of office of four years each. Members of the board  
 71 shall serve for the terms of office specified in this subsection and until their respective  
 72 successors are elected and qualified.

73 (e) Commissioner Districts 1, 2, 3, and 4, as they exist on July 1, 2017, shall continue to  
 74 be designated as Commissioner Districts 1, 2, 3, and 4, respectively, but as newly described  
 75 under this Act; and on and after July 1, 2017, such members of the board serving from  
 76 those former commissioner districts shall be deemed to be serving from and representing  
 77 their respective districts as newly described under this Act.

78 (f) All members of the board shall be nominated and elected in accordance with Chapter  
 79 2 of Title 21 of the O.C.G.A., the 'Georgia Election Code.'"

80 **SECTION 2.**

81 Said Act is further amended by striking in its entirety the attachment thereto containing the  
 82 descriptions of the four commissioner districts which is identified as "Plan:  
 83 gwinnettcc-2011re2 Plan Type: Local User: bak."

84 **SECTION 3.**

85 Said Act is further amended by revising Section 9 to read as follows:

86 "SECTION 9.

87 The board of commissioners shall hold regular meetings on the first and third Tuesdays of  
 88 each month at 10:00 A.M. and on the fourth Tuesday of each month at 7:00 P.M. Work  
 89 sessions will be held on the second and fourth Tuesdays of each month at a time to be  
 90 designated by the board of commissioners. At the evening meetings on the fourth Tuesday,  
 91 the board of commissioners shall hear applications for rezoning. These meetings, work  
 92 sessions, and other meetings shall be held at the county seat or such other location within  
 93 the county as the board of commissioners designates and shall be open to the public. The  
 94 board of commissioners shall be authorized to change the scheduled time of the regular

95 meetings and the day and time of the work sessions by duly adopted resolution, provided  
96 that notice of such change shall be published in a newspaper of general circulation and in  
97 the official county organ for three weeks within a period of 60 days prior to the adoption  
98 of the resolution. The board of commissioners may hold such additional meetings as shall  
99 be necessary when called by the chairperson or any three members of the board of  
100 commissioners, provided that all members shall have been notified at least three days in  
101 advance of such special meeting. No official action shall be taken by the board of  
102 commissioners except in a meeting which is open to the public. The chairperson and any  
103 four members of the board of commissioners, or any five members of the board of  
104 commissioners, exclusive of the chairperson, shall constitute a quorum. No official action  
105 shall be taken except upon the affirmative vote of at least five members of the board of  
106 commissioners. The chairperson shall be entitled to the same voting rights as other  
107 members of the board of commissioners on questions considered by the board."

108 **SECTION 4.**

109 This Act shall become effective upon its approval by the Governor or upon its becoming law  
110 without such approval, except Section 3 of this Act shall become effective January 1, 2019.

111 **SECTION 5.**

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

Plan:gwincc-6d-p1-2017  
Plan Type: Local  
Administrator: H096  
User: bak

District 001

Gwinnett County

VTD: 135004 - SUWANEE A  
VTD: 135009 - PUCKETTS A  
VTD: 135024 - SUGAR HILL A  
VTD: 135025 - SUGAR HILL B  
VTD: 135026 - HOG MOUNTAIN A  
VTD: 135027 - HOG MOUNTAIN B  
050547:  
1000  
050548:  
1000 1001 1002 1003 1004 1005 1006 1020 1021 3000 3001 3002  
3003 3004 3005 3006 3007 3008 3010 3011 3012 3013  
050605:  
2029  
050607:  
1033 1051 1052 1053 2019 2020 2021  
VTD: 135042 - LAWRENCEVILLE C  
VTD: 135054 - SUGAR HILL C  
VTD: 135055 - SUGAR HILL D  
VTD: 135089 - SUGAR HILL E  
VTD: 135090 - LAWRENCEVILLE I  
VTD: 135100 - SUWANEE B  
VTD: 135102 - PUCKETTS B  
VTD: 135105 - SUGAR HILL F  
VTD: 135130 - SUWANEE D  
VTD: 135131 - SUWANEE E  
VTD: 135136 - HOG MOUNTAIN C  
VTD: 135137 - ROCKYCREEK B  
VTD: 135141 - SUGAR HILL G  
VTD: 135142 - SUWANEE F  
VTD: 135152 - ROCKYCREEK C  
VTD: 135154 - PUCKETTS D  
VTD: 135158 - HOG MOUNTAIN D  
VTD: 135160 - PUCKETTS E  
VTD: 135162 - SUWANEE H

District 002

Gwinnett County

VTD: 135011 - BERKSHIRE A  
VTD: 135013 - BERKSHIRE K  
VTD: 135020 - PINCKNEYVILLE A  
VTD: 135021 - PINCKNEYVILLE B  
VTD: 135022 - PINCKNEYVILLE C  
VTD: 135023 - PINCKNEYVILLE D  
VTD: 135037 - PINCKNEYVILLE E  
VTD: 135038 - PINCKNEYVILLE F  
VTD: 135039 - PINCKNEYVILLE G  
VTD: 135040 - PINCKNEYVILLE H  
VTD: 135051 - PINCKNEYVILLE J  
VTD: 135058 - PINCKNEYVILLE K  
VTD: 135059 - PINCKNEYVILLE N  
VTD: 135062 - PINCKNEYVILLE L  
VTD: 135063 - PINCKNEYVILLE M  
VTD: 135065 - BERKSHIRE H  
VTD: 135066 - PINCKNEYVILLE O  
VTD: 135073 - PINCKNEYVILLE P  
VTD: 135074 - PINCKNEYVILLE Q  
VTD: 135078 - PINCKNEYVILLE R  
VTD: 135086 - MARTINS F  
VTD: 135101 - PINCKNEYVILLE U  
VTD: 135113 - PINCKNEYVILLE V  
VTD: 135114 - PINCKNEYVILLE W  
VTD: 135120 - BERKSHIRE P  
VTD: 135121 - PINCKNEYVILLE X  
VTD: 135123 - PINCKNEYVILLE Y  
VTD: 135125 - PINCKNEYVILLE Z  
VTD: 135126 - PINCKNEYVILLE A

District 003

Gwinnett County

VTD: 135001 - HARBINS A  
VTD: 135003 - DACULA  
VTD: 135005 - BAYCREEK A  
VTD: 135008 - DUNCANS A  
VTD: 135010 - CATES A  
050720:

3000 3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011  
3012 3013 3014 3015 3016 3017 3018 3019 3020 3021 4000 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 4027 4028 4029 4030  
050721:  
1001 1002 1003 1004 1005 1006 3017  
VTD: 135015 - LAWRENCEVILLE A  
VTD: 135016 - LAWRENCEVILLE B  
VTD: 135027 - HOG MOUNTAIN B  
050548:  
1024 1038 1047  
050607:  
1054 1055  
050608:  
3037 3038 3039 3040  
VTD: 135028 - ROCKYCREEK A  
VTD: 135060 - LAWRENCEVILLE D  
VTD: 135071 - LAWRENCEVILLE F  
VTD: 135080 - BAYCREEK C  
050546:  
1000 1001 1002 1003 1004 1005 1019 1030 1031 1032 1033 1034  
1035 1036 1037  
050726:  
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011  
1012 1014 1015 1016 1017 1018 1019 1020 1021 1026  
VTD: 135081 - CATES L  
050721:  
3016  
VTD: 135091 - BAYCREEK D  
VTD: 135129 - DUNCANS B  
VTD: 135133 - HARBINS B  
VTD: 135134 - BAYCREEK F  
050724:  
1000 1001 1002 1003 1004 1008 1009 1024 1025 1026 1027 2000  
2001 2002 2004 2005 2008 2009 2010 2011 2012 2013 2014 2015  
2016 2017 2018 2019 2020 2021 2022 2024 2031 2037 2038 2039  
2040 2042 2043 2044 2045 2046 2047 2048 2049  
VTD: 135135 - PUCKETTS C  
VTD: 135144 - LAWRENCEVILLE M  
VTD: 135146 - BAYCREEK H  
VTD: 135147 - BAYCREEK I  
VTD: 135151 - HARBINS C  
VTD: 135157 - DUNCANS C  
VTD: 135159 - DUNCANS D  
VTD: 135161 - BAYCREEK K

District 004

Gwinnett County

VTD: 135006 - GOODWINS A  
VTD: 135017 - MARTINS A  
VTD: 135018 - MARTINS B  
VTD: 135019 - MARTINS C  
VTD: 135029 - CATES B  
VTD: 135034 - BERKSHIRE F  
VTD: 135035 - CATES D  
VTD: 135043 - MARTINS D  
VTD: 135046 - CATES F  
VTD: 135047 - CATES G  
VTD: 135061 - LAWRENCEVILLE E  
VTD: 135068 - CATES I  
VTD: 135077 - GOODWINS C  
050511:  
2009 2010 2011 2013 2014 2015 2017 2019 2020 2021  
VTD: 135079 - CATES K  
VTD: 135084 - LAWRENCEVILLE G  
VTD: 135093 - CATES M  
VTD: 135094 - CATES N  
VTD: 135103 - BERKSHIRE L  
VTD: 135107 - CATES O  
VTD: 135110 - MARTINS G  
VTD: 135115 - MARTINS H  
VTD: 135116 - MARTINS I  
VTD: 135117 - MARTINS J  
VTD: 135119 - BERKSHIRE O  
VTD: 135124 - GOODWINS G  
VTD: 135127 - LAWRENCEVILLE J  
VTD: 135139 - MARTINS K  
VTD: 135143 - LAWRENCEVILLE L  
VTD: 135149 - GOODWINS I  
VTD: 135153 - LAWRENCEVILLE N  
VTD: 135163 - GOODWINS J  
050511:

1000 1001 1002 1003 1004 1005 1009 1010 1011 1012 1013 1014  
1015 1016 1018 1019 1020 2000 2001 2002 2003 2004 2005 2006  
2007 2008 2012 2016 2018 2022 2023 2024 2025 2026 2027 2028  
050536:  
2006 2007 2011 2012 2013  
050540:  
2000 2001 2002 2003 2004 2007 2010 2011 2012 2013 2014 2015  
2016 2018

District 005

Gwinnett County

VTD: 135002 - ROCKBRIDGE A

VTD: 135010 - CATES A

050721:

3018 3019

VTD: 135012 - BERKSHIRE B

VTD: 135014 - GARNERS A

VTD: 135030 - CATES C

VTD: 135031 - BERKSHIRE C

VTD: 135032 - BERKSHIRE D

VTD: 135033 - BERKSHIRE E

VTD: 135036 - CATES E

VTD: 135041 - BAYCREEK B

VTD: 135044 - ROCKBRIDGE B

VTD: 135045 - GARNERS B

VTD: 135049 - GARNERS C

VTD: 135052 - BERKSHIRE G

VTD: 135053 - CATES H

VTD: 135064 - GARNERS D

VTD: 135067 - BERKSHIRE I

VTD: 135069 - CATES J

VTD: 135075 - ROCKBRIDGE C

VTD: 135076 - ROCKBRIDGE D

VTD: 135081 - CATES L

050721:

2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011

3000 3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011

3012 3013 3014 3015 3020 3021 4000 4001 4002 4003 4004 4005

4006 4007 4008 4012 4013

VTD: 135088 - ROCKBRIDGE E

VTD: 135092 - BERKSHIRE J

VTD: 135104 - ROCKBRIDGE F

VTD: 135108 - BAYCREEK E

VTD: 135109 - BERKSHIRE M

VTD: 135112 - BERKSHIRE N

VTD: 135118 - GARNERS F

VTD: 135122 - ROCKBRIDGE G

VTD: 135134 - BAYCREEK F

050724:

2023

VTD: 135145 - BAYCREEK G

VTD: 135148 - BERKSHIRE Q

VTD: 135156 - BAYCREEK J

District 006

Gwinnett County

VTD: 135007 - DULUTH A

VTD: 135048 - DULUTH B

VTD: 135050 - PINCKNEYVILLE I

VTD: 135056 - DULUTH C

VTD: 135057 - DULUTH D

VTD: 135070 - GOODWINS B

VTD: 135072 - MARTINS E

VTD: 135077 - GOODWINS C

050511:

3000 3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011

3012 3013 3014 3015 3016 3017 3018 3019 3020 3021 3022 3023

3024 3025 3026 3027 3028 3029 3030 3031 3032 3033 3034 3035

3036

050535:

1000 1001

050537:

1000 2000 2001

VTD: 135082 - DULUTH E

VTD: 135083 - GOODWINS D

VTD: 135085 - LAWRENCEVILLE H

VTD: 135087 - PINCKNEYVILLE S

VTD: 135095 - DULUTH F

VTD: 135096 - DULUTH G

VTD: 135097 - GOODWINS E

VTD: 135098 - GOODWINS F

VTD: 135099 - PINCKNEYVILLE T

VTD: 135106 - SUWANEE C  
VTD: 135111 - DULUTH H  
VTD: 135128 - GOODWINS H  
VTD: 135132 - LAWRENCEVILLE K  
VTD: 135138 - DULUTH I  
VTD: 135140 - DULUTH J  
VTD: 135150 - DULUTH K  
VTD: 135155 - SUWANEE G  
VTD: 135163 - GOODWINS J  
050511:  
1006 1007 1008 1017 1021