

House Bill 1010

By: Representative Massey of the 86<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

To amend an Act providing authority for members of the Board of Education of Barrow County, approved April 19, 1971 (Ga. L. 1971, p. 3919), as amended, so as to provide for reapportionment of districts for the election of members of the board of education; to define certain terms; to provide for continuation in office of persons serving as members of the board on a certain date; to provide for the election and terms of members of the board; to provide for related matters; to provide for submission of this Act for approval pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for effective dates; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

An Act providing authority for members of the Board of Education of Barrow County, approved April 19, 1971 (Ga. L. 1971, p. 3919), as amended, is amended by striking subsection (b) of Section 2 and inserting in lieu thereof the following:

"(b)(1)(A) For purposes of electing members of the Board of Education of Barrow County under this section, the Barrow County School District shall be divided into nine education districts.

(B) Education Districts 1, 2, 3, 4, 5, and 6 shall consist of the described territory of the Barrow County School District attached to this Act and made a part hereof and further identified as Plan Name: barrccsb1 Plan Type: Local User: staff Administrator: Barrow Co. Each member representing any such district shall be elected by the qualified electors residing in that district only.

(C) Education Districts 7, 8, and 9 shall each be an at large district composed of the entire territory within the Barrow County School District. Each member representing any such district shall be elected by the qualified electors of the entire school district.

(2) When used in such attachment, the terms 'Tract' and 'BG' (Block Group) shall mean and describe the same geographical boundaries as provided in the report of the Bureau

1 of the Census for the United States decennial census of 2000 for the State of Georgia.  
2 The separate numeric designations in a Tract description which are underneath a 'BG'  
3 heading shall mean and describe individual Blocks within a Block Group as provided in  
4 the report of the Bureau of the Census for the United States decennial census of 2000 for  
5 the State of Georgia. Any part of the Barrow County School District which is not  
6 included in any such district described in that attachment shall be included within that  
7 district contiguous to such part which contains the least population according to the  
8 United States decennial census of 2000 for the State of Georgia. Any part of the Barrow  
9 County School District which is described in that attachment as being in a particular  
10 district shall nevertheless not be included within such district if such part is not  
11 contiguous to such district. Such noncontiguous part shall instead be included within that  
12 district contiguous to such part which contains the least population according to the  
13 United States decennial census of 2000 for the State of Georgia. Except as otherwise  
14 provided in the description of any education district, whenever the description of such  
15 district refers to a named city, it shall mean the geographical boundaries of that city as  
16 shown on the census map for the United States decennial census of 2000 for the State of  
17 Georgia."

## 18 **SECTION 2.**

19 Said Act is further amended by striking subsection (d) of Section 2 and inserting a new  
20 subsection to read as follows:

21 "(d)(1) The members of the board serving in office on January 1, 2002, and any person  
22 selected to fill a vacancy in any such office shall continue to serve until the expiration  
23 of the term for which they were elected and until their successors are elected and  
24 qualified.

25 (2)(A) All members of the board elected at or subsequent to the election in 2002 shall  
26 be elected from the education districts described in subsection (b) of this section.  
27 Education Districts 2 and 6 as they existed on January 1, 2002, shall continue to be  
28 designated as Education Districts 2 and 6, respectively, but as newly described under  
29 this Act, and on and after January 1, 2003, such members of the board serving from  
30 those former education districts shall be deemed to be serving from and representing  
31 their respective districts as newly described under this Act. Education Districts 8 and  
32 4 as they existed on January 1, 2002, shall be redesignated as Education Districts 5 and  
33 8, respectively, but as newly described under this Act, and on and after January 1, 2003,  
34 such members of the board serving from those former education districts shall be  
35 deemed to be serving from and representing their respective districts as newly described  
36 under this Act.

1 (B) Members of the board representing Education Districts 1, 3, 4, 7, and 9 shall be  
2 elected at the general election in 2002 and quadrennially thereafter and shall take office  
3 on the first day of January immediately following their election for terms of four years  
4 and until their successors are elected and qualified.

5 (C) Members of the board representing Education Districts 2, 5, 6, and 8 shall be  
6 elected at the general election in 2004 and quadrennially thereafter and shall take office  
7 on the first day of January immediately following their election for terms of four years  
8 and until their successors are elected and qualified."

9 **SECTION 3.**

10 It shall be the duty of the attorney of the Board of Education of Barrow County to submit this  
11 Act for approval pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended.

12 **SECTION 4.**

13 This section and Section 3 of this Act and those provisions of this Act necessary for the  
14 election of members of the Board of Education of Barrow County in 2002 shall become  
15 effective upon the approval of this Act by the Governor or upon its becoming law without  
16 such approval. The remaining provisions of this Act shall become effective January 1, 2003.

17 **SECTION 5.**

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