

House Bill 1016

By: Representative Greene of the 158th

A BILL TO BE ENTITLED
AN ACT

To amend an Act relating to the Board of Education of Stewart County and providing for the election of the members thereof, approved March 21, 1969 (Ga. L. 1969, p. 2264), as amended, so as to reconstitute the board of education; to change the description of the education districts; to provide for definitions and inclusions; to provide for continuation in office of current members; to provide for election and terms of office of subsequent members; to provide for submission of this Act for approval under 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 relating to the Board of Education of Stewart County and providing for the election of the members thereof, approved March 21, 1969 (Ga. L. 1969, p. 2264), as amended, is amended by striking Section 1 of said Act and inserting in its place the following:

"SECTION 1.

(a) The Board of Education of Stewart County shall be composed of five members who shall be elected as provided in this section from education districts as provided in this section.

(b) For purposes of electing members of the board of education, the Stewart County School District is divided into five education districts. One member of the board shall be elected from each such district. The five education districts shall be and correspond to those five numbered districts described in and attached to and made a part of this Act and further identified as Plan Name: stewprop1 Plan Type: Local User: Tara Administrator: Stewart Co.

(c) 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 of

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

17 (d) Those members of the Board of Education of Stewart County who are serving as such
18 on December 31, 2002, and any person selected to fill a vacancy in any such office shall
19 continue to serve as such members until the regular expiration of their respective terms of
20 office and upon the election and qualification of their respective successors.

21 (e) At the general election on the Tuesday next following the first Monday in November
22 2002, members of the board shall be elected from Education Districts 2 and 3, shall take
23 office the first day of January immediately following that election, and shall serve for
24 initial terms of office which expire on December 31, 2006, and upon the election and
25 qualification of their respective successors. At the general election on the Tuesday next
26 following the first Monday in November 2004, members of the board shall be elected from
27 Education Districts 1, 4, and 5, shall take office the first day of January immediately
28 following that election, and shall serve for initial terms of office which expire on December
29 31, 2008, and upon the election and qualification of their respective successors. Those and
30 all future successors to members of the board whose terms of office are to expire shall be
31 elected at the time of the state-wide general election immediately preceding the expiration
32 of such terms, shall take office the first day of January immediately following that election,
33 and shall serve for terms of office of four years each. Members of the board shall serve for
34 the terms of office specified therefor in this subsection and until their respective successors
35 are elected and qualified. Education Districts 1, 2, 3, 4, and 5, as they exist on December
36 31, 2002, shall continue to be designated as Education Districts 1, 2, 3, 4, and 5,
37 respectively, but as newly described under this Act, and on and after January 1, 2003, such

1 members of the board serving from those former education districts shall be deemed to be
2 serving from and representing their respective districts as newly described under this Act.

3 (f) All members of the board of education who are elected thereto shall be nominated and
4 elected in accordance with Chapter 2 of Title 21 of the Official Code of Georgia
5 Annotated, the 'Georgia Election Code,' in nonpartisan primaries and elections as provided
6 in Code Section 21-2-139 of the Official Code of Georgia Annotated."

7 **SECTION 2.**

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

10 **SECTION 3.**

11 This section and Section 2 of this Act and those provisions of this Act necessary for the
12 election of members of the Board of Education of Stewart County in 2002 shall become
13 effective upon the approval of this Act by the Governor or upon its becoming law without
14 such approval. The remaining provisions of this Act shall become effective January 1, 2003.

15 **SECTION 4.**

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