

House Bill 1290

By: Representatives O'Neal of the 139th, Walker of the 141st, Floyd of the 138th and Ray of the 128th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act to reconstitute the Board of Education of Houston County, approved
2 March 31, 1994 (Ga. L. 1994, p. 4435), as amended, so as to provide for the filling of
3 vacancies on the Board of Education of Houston County; to provide for related matters; to
4 provide for the submission of this Act for preclearance under Section 5 of the federal Voting
5 Rights Act of 1965, as amended; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 An Act to reconstitute the Board of Education of Houston County, approved March 31, 1994
9 (Ga. L. 1994, p. 4435), as amended, is amended by striking Section 5 in its entirety and
10 inserting in lieu thereof a new Section 5 to read as follows:

11 "SECTION 5.

12 (a) On and after January 1, 1995, a person filling a vacancy in Education District 1, 2, 3,
13 4, or 5 on the board shall be required to be a resident of the education district from which
14 his or her predecessor was elected and, in the case of a special election, such successor to
15 fill a vacancy shall be elected from the education district in the same manner as his or her
16 predecessor.

17 (b) Vacancies on the board of education shall be filled the selection of a qualified
18 individual by a majority vote of the remaining members of the board. An individual
19 selected to fill a vacancy shall serve until the next state-wide or county-wide election or the
20 remainder of the term of office of his or her predecessor, whichever occurs first. If the next
21 state-wide or county-wide election occurs before the expiration of such term of office, it
22 shall be the duty of the election superintendent of Houston County to call and conduct a
23 special election to fill such office for the remainder of the term of office. Such special
24 election shall be conducted in accordance with the provisions of Chapter 2 of Title 21 of

1 the O.C.G.A. It shall be the duty of the election superintendent to certify the results of such
2 election to the Secretary of State."

3 **SECTION 2.**

4 It shall be the duty of the attorney for the Houston County Board of Education to submit this
5 Act for preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as
6 amended.

7 **SECTION 3.**

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