

House Bill 1358

By: Representative Lanier of the 145th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act to reconstitute the Board of Education of Candler County, approved
2 January 15, 1993 (Ga. L. 1993, p. 3529), so as to revise the districts for the election of
3 members of the board of education; to provide for definitions and inclusions; to provide for
4 qualifications and manner of election; to provide for submission of this Act for preclearance
5 pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for
6 related matters; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 An Act to reconstitute the Board of Education of Candler County, approved January 15, 1993
10 (Ga. L. 1993, p. 3529), is amended by striking Section 2 and inserting in lieu thereof a new
11 Section 2 to read as follows:

12 "SECTION 2.

13 (a) For the purpose of electing the members of the board of education, the Candler County
14 School District is divided into five education districts. One member of the board shall be
15 elected from each district. The five districts shall be and correspond to those five
16 numbered districts described in and attached to and made a part of this Act and further
17 identified as Plan Name: candsbp1 Plan Type: Local User: Gina Administrator: Candler.
18 (b) When used in such attachment, the terms 'Tract' and 'BG' (Block Group) shall mean
19 and describe the same geographical boundaries as provided in the report of the Bureau of
20 the Census for the United States decennial census of 2000 for the State of Georgia. The
21 separate numeric designations in a Tract description which are underneath a 'BG' heading
22 shall mean and describe individual Blocks within a Block Group as provided in the report
23 of the Bureau of the Census for the United States decennial census of 2000 for the State of
24 Georgia. Any part of Candler County which is not included in any such district described
25 in that attachment shall be included within that district contiguous to such part which

1 contains the least population according to the United States decennial census of 2000 for
2 the State of Georgia. Any part of Candler County which is described in that attachment as
3 being in a particular district shall nevertheless not be included within such district if such
4 part is not contiguous to such district. Such noncontiguous part shall instead be included
5 within that district contiguous to such part which contains the least population according
6 to the United States decennial census of 2000 for the State of Georgia. Except as otherwise
7 provided in the description of any district, whenever the description of such district refers
8 to a named city, it shall mean the geographical boundaries of that city as shown on the
9 census map for the United States decennial census of 2000 for the State of Georgia.

10 (c) Education Districts 1, 2, 3, 4, and 5 as they existed on January 1, 2002, shall continue
11 to be designated as Education Districts 1, 2, 3, 4, and 5, respectively, but as newly
12 described under this Act, and, on and after the effective date of this Act, such members of
13 the board serving from those former education districts shall be deemed to be serving from
14 and representing their respective districts as newly described under this section.

15 (d) The members of the board of education who were elected at the general election in
16 November, 1998, shall continue in office for the terms to which they were elected and until
17 successors are elected and qualified as provided in this Act. The members of the board of
18 education who were elected at the general election in November, 2000, shall continue in
19 office for the terms to which they were elected and until successors are elected and
20 qualified as provided in this Act."

21 SECTION 2.

22 It is the purpose of this Act to reapportion the districts from which members of the Board of
23 Education of Candler County are to be elected in the November, 2002, general election and
24 in subsequent general elections, and this Act results from changes in population based on the
25 United States decennial census of 2000. It is not the intention of the General Assembly to
26 affect the membership of current members of the board, their terms of office, or the manner
27 in which their successors shall be elected, and such matters shall remain as provided by law
28 on the effective date of this Act until otherwise amended by law, except to the extent of
29 reapportioning the districts represented by such members.

30 SECTION 3.

31 It shall be the duty of the attorney of the Board of Education of Candler County to submit
32 this Act for approval pursuant to Section 5 of the federal Voting Rights Act of 1965, as
33 amended.

