

The Senate State and Local Governmental Operations Committee offered the following substitute to SB 543:

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act providing for the election of the members of the Treutlen County Board  
2 of Education, approved March 23, 1972 (Ga. L. 1972, p. 2340), as amended, so as to  
3 reconstitute the board of education; to change the description of the education districts; to  
4 provide for definitions and inclusions; to provide for continuation in office of current  
5 members; to provide for election and terms of office of subsequent members; to provide for  
6 submission of this Act for approval under the federal Voting Rights Act of 1965, as  
7 amended; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 An Act providing for the election of the members of the Treutlen County Board of  
11 Education, approved March 23, 1972 (Ga. L. 1972, p. 2340), as amended, is amended by  
12 striking Sections 1, 2, and 3 and inserting in their place new Sections 1, 2, and 3 to read as  
13 follows:

14 "SECTION 1.

15 The board of education of Treutlen County which existed immediately prior to the effective  
16 date of this Act is continued in existence but on and after the effective date of this Act shall  
17 be constituted as provided in this Act. The board of education of Treutlen County so  
18 continued and constituted, sometimes referred to in this Act as the 'board,' shall continue  
19 to have the powers, duties, rights, obligations, and liabilities of that board as existed  
20 immediately prior to the effective date of this Act.

21 **SECTION 2.**

22 (a) Those members of the board of education of Treutlen County who are serving as such  
23 immediately prior to the effective date of this Act and any person selected to fill a vacancy  
24 in any such office shall continue to serve as such members until the regular expiration of

1 their respective terms of office and upon the election and qualification of their respective  
2 successors. On and after the effective date of this Act, the board of education of Treutlen  
3 County shall consist of five members all of whom shall be elected from education districts  
4 described in subsection (b) of this section.

5 (b) For purposes of electing members of the board of education, the Treutlen County  
6 School District is divided into five education districts. One member of the board shall be  
7 elected from each such district. The five education districts shall be and correspond to  
8 those five numbered districts described in and attached to and made a part of this Act and  
9 further identified as Plan Name: treutp2 Plan Type: Local User: Tara Administrator:  
10 Treutlen Co.

11 (c) When used in such attachment, the terms 'Tract' and 'BG' (Block Group) shall mean  
12 and describe the same geographical boundaries as provided in the report of the Bureau of  
13 the Census for the United States decennial census of 2000 for the State of Georgia. The  
14 separate numeric designations in a Tract description which are underneath a 'BG' heading  
15 shall mean and describe individual Blocks within a Block Group as provided in the report  
16 of the Bureau of the Census for the United States decennial census of 2000 for the State of  
17 Georgia. Any part of the Treutlen County School District which is not included in any  
18 such district described in that attachment shall be included within that district contiguous  
19 to such part which contains the least population according to the United States decennial  
20 census of 2000 for the State of Georgia. Any part of the Treutlen County School District  
21 which is described in that attachment as being in a particular district shall nevertheless not  
22 be included within such district if such part is not contiguous to such district. Such  
23 noncontiguous part shall instead be included within that district contiguous to such part  
24 which contains the least population according to the United States decennial census of 2000  
25 for the State of Georgia. Except as otherwise provided in the description of any education  
26 district, whenever the description of such district refers to a named city, it shall mean the  
27 geographical boundaries of that city as shown on the census map for the United States  
28 decennial census of 2000 for the State of Georgia.

29 (d) No person shall be a member of the board if that person is ineligible for such office  
30 pursuant to Code Sections 45-2-1 and 20-2-51 of the O.C.G.A. or any other general law  
31 applicable to that office.

32 (e) In order to be elected as a member of the board from an education district, a person  
33 must receive the number of votes cast as required by general law for that office in that  
34 district only. Only electors who are residents of that education district may vote for a  
35 member of the board for that district. At the time of qualifying for election as a member  
36 of the board from an education district, each candidate for such office shall specify the

1 education district for which that person is a candidate and must reside in that education  
2 district. A person elected or appointed as a member of the board from an education district  
3 must continue to reside in that district during that person's term of office or that office shall  
4 become vacant.

### 5 SECTION 3.

6 (a) The members of the reconstituted board of education of Treutlen County shall be  
7 elected as provided in this subsection. The first members from Education Districts 3 and  
8 5 shall be elected at the general election on the Tuesday next following the first Monday  
9 in November, 2002. Those members of the board elected thereto from Education Districts  
10 3 and 5 in 2002 shall take office the first day of January immediately following that  
11 election and shall serve for initial terms of office which expire December 31, 2006, and  
12 upon the election and qualification of their respective successors. The first members from  
13 Education Districts 1, 2, and 4 shall be elected at the general election on the Tuesday next  
14 following the first Monday in November, 2004. Those members of the board elected  
15 thereto from Education Districts 1, 2, and 4 in 2004 shall take office the first day of January  
16 immediately following that election and shall serve for initial terms of office which expire  
17 December 31, 2008, and upon the election and qualification of their respective successors.  
18 Those and all future successors to members of the board whose terms of office are to expire  
19 shall be elected at the time of the state-wide general election immediately preceding the  
20 expiration of such terms, shall take office the first day of January immediately following  
21 that election, and shall serve for terms of office of four years each. Members of the board  
22 shall serve for the terms of office specified therefor in this subsection and until their  
23 respective successors are elected and qualified.

24 (b) Education Districts 1, 2, 3, 4, and 5, as they exist immediately prior to the effective  
25 date of this Act, shall continue to be designated as Education Districts 1, 2, 3, 4, and 5,  
26 respectively, but as newly described under this Act, and on and after the effective date of  
27 this Act, such members of the board serving from those former education districts shall be  
28 deemed to be serving from and representing their respective districts as newly described  
29 under this Act.

30 (c) All members of the board who are elected thereto shall be nominated and elected in  
31 accordance with Chapter 2 of Title 21 of the O.C.G.A., the 'Georgia Election Code.'

32 (d)(1) Any vacancy in office upon the board which occurs for any reason other than  
33 expiration of term shall be filled as follows:

1 (A) If the vacancy occurs during the final 27 months of a term of office, within 60 days  
2 after such occurrence, the remaining members of the board shall appoint a person to fill  
3 such vacancy; or

4 (B) If the vacancy occurs at any time prior to the time specified in subparagraph (A)  
5 of this paragraph, within 60 days after such occurrence, the remaining members of the  
6 board shall appoint a person to fill such vacancy until a successor is elected at a special  
7 election and qualified, which special election shall be held on the same date as the  
8 state-wide general election which is first held following the date of the vacancy.

9 (2) Any person appointed to fill a vacancy in office pursuant to paragraph (1) of this  
10 subsection shall meet the same eligibility requirements specified for persons who are  
11 elected to such office. Any person appointed to fill a vacancy under subparagraph (A)  
12 of paragraph (1) of this subsection or elected to fill a vacancy under subparagraph (B) of  
13 paragraph (1) of this subsection shall serve out the remainder of the unexpired term and  
14 until a successor is elected and qualified."

## 15 SECTION 2.

16 It shall be the duty of the attorney of the board of education of Treutlen County to submit this  
17 Act for approval pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended.

## 18 SECTION 3.

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

1 Plan Name: treutp2 Plan Type: Local User: Tara Administrator: Treutlen Co.

2 Redistricting Plan Components Report

3

4 District 001

5 Treutlen County

6 Tract: 9602

7 BG: 1

8 1027 1028 1033 1034 1035 1055 1056 1057

9 BG: 2

10 2037 2038 2039 2040 2041 2043 2044 2045 2046 2047 2048 2049

11 2050 2051 2052 2053 2054 2055 2056 2057 2058 2059 2060 2061

12 2062 2063

13 BG: 3

14 3000 3001 3002 3003 3004 3005 3054 3055 3056 3057

15 BG: 4

16 4003 4004 4005 4006 4007 4008 4009 4010 4011 4012 4013 4014

17 4015 4016 4017 4018 4019 4020 4021 4022 4023 4024 4025 4026

18 4027 4028 4029 4030 4031 4032 4033 4034 4035 4041 4042 4043

19 4044 4045 4046 4047

20

21 District 002

22 Treutlen County

23 Tract: 9602

24 BG: 1

25 1003 1004 1005 1006 1007 1008 1009 1010 1030 1031 1032 1036

26 1037 1038 1039 1040 1041 1042 1043 1044 1045 1046 1047 1048

27 1049 1050 1051 1052 1053 1054 1058 1059 1060 1061 1062 1063

28 1064 1065 1066 1067 1068 1069 1070 1071 1072 1073 1074 1999

29 BG: 4

30 4000 4001 4002 4048 4049 4050 4051 4052

31 BG: 5

32 5000 5001 5002 5003 5004 5005 5006 5007 5008 5009 5036 5037

33 5040 5041 5042 5043 5044 5045 5046 5047 5048 5049 5050 5051

34 5052 5053 5054 5055 5056 5057 5058 5059 5060 5061 5062 5063

35 5064 5065 5072 5073 5074 5075 5076 5077 5078 5079 5080 5081

1 5082 5999

2 District 003

3 Treutlen County

4 Tract: 9601

5 BG: 1

6 BG: 2

7 2000 2001 2002 2003 2004 2013 2014 2015 2016 2017 2018 2019

8 2020 2021 2022 2023 2024 2025 2026 2027 2028 2029 2030 2040

9 2042 2043 2044 2045 2046 2047 2048 2049 2050 2051 2052 2053

10 2054 2055 2056 2057 2058 2059 2060 2061 2062 2063 2064 2065

11 2066 2067 2068 2995 2996 2997 2998 2999

12 Tract: 9602

13 BG: 1

14 1000 1001 1002 1011 1012 1013 1014 1015 1016 1017 1018 1019

15 1020 1021 1022 1023 1024 1025 1026 1029

16 BG: 2

17 2000 2001 2028

18 District 004

19 Treutlen County

20 Tract: 9601

21 BG: 2

22 2005 2006 2007 2008 2009 2010 2011 2012 2031 2032 2033 2034

23 2035 2036 2037 2038 2039 2041 2069 2070 2071 2072 2993 2994

24 Tract: 9602

25 BG: 2

26 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2013

27 2014 2015 2016 2017 2018 2019 2020 2021 2022 2023 2024 2025

28 2026 2027 2029 2030 2031 2032 2033 2034 2035 2036 2042 2997

29 2998 2999

30 BG: 3

31 3016 3017 3018 3019 3020 3021 3022 3023 3024 3028 3029 3030

32 3031 3032 3033 3034 3035 3036 3037 3038 3040 3041 3042 3043

1 3044 3045 3046 3047 3048 3049 3051 3052 3053 3066 3067 3068

2 3069 3070 3071 3072 3073 3074 3075 3076 3077 3078 3079 3080

3 3081 3082 3083 3084 3085 3086 3087 3995 3996 3998

4 BG: 5

5 5020 5021 5022 5023 5024 5025 5026 5027 5028 5066 5067 5083

6 5084 5085 5086 5087 5088 5089 5090 5091 5092 5093 5996 5997

7 5998

8

9 District 005

10 Treutlen County

11 Tract: 9602

12 BG: 3

13 3006 3007 3008 3009 3010 3011 3012 3013 3014 3015 3025 3026

14 3027 3039 3050 3058 3059 3060 3061 3062 3063 3064 3065 3997

15 3999

16 BG: 4

17 4036 4037 4038 4039 4040 4053 4054 4055 4056 4057 4058

18 BG: 5

19 5010 5011 5012 5013 5014 5015 5016 5017 5018 5019 5029 5030

20 5031 5032 5033 5034 5035 5038 5039 5068 5069 5070 5071