

House Bill 1480 (AS PASSED HOUSE AND SENATE)

By: Representatives Hembree of the 98th and Snelling of the 99th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act providing for election districts for the board of education of Douglas
2 County, approved April 13, 1982 (Ga. L. 1982, p. 4786), as amended, so as to change the
3 description of the education districts; to provide for definitions and inclusions; to provide for
4 continuation in office of current members; to provide for election and terms of office of
5 subsequent members; to provide for compensation of the chairperson and board members;
6 to provide for submission of this Act for approval under the federal Voting Rights Act of
7 1965, as amended; to provide for effective dates; to repeal conflicting laws; and for other
8 purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 style="text-align:center">**SECTION 1.**

11 An Act providing for election districts for the board of education of Douglas County,
12 approved April 13, 1982 (Ga. L. 1982, p. 4786), as amended, is amended by striking
13 Section 1 and inserting in its place a new Section 1 to read as follows:

14 style="text-align:center">"SECTION 1.

15 (a) Those members of the board of education of Douglas County who are serving as such
16 immediately prior to the effective date of this Act and any person selected to fill a vacancy
17 in any such office shall continue to serve as such members until the regular expiration of
18 their respective terms of office and upon the election and qualification of their respective
19 successors. On and after the effective date of this Act, the board of education of Douglas
20 County shall consist of five members all of whom shall be elected from education districts
21 described in subsection (b) of this section.

22 (b) For purposes of electing members of the board of education, the Douglas County
23 School District is divided into five education districts. One member of the board shall be
24 elected from each such district. The five education districts shall be and correspond to
25 those five numbered districts described in and attached to and made a part of this Act and

1 further identified as Plan Name: douglassb2r Plan Type: Local User: Gina Administrator:
2 Douglas.

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

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

24 (e) In order to be elected as a member of the board from an education district, a person
25 must receive the number of votes cast as required by general law for that office in that
26 district only. Only electors who are residents of that education district may vote for a
27 member of the board for that district. At the time of qualifying for election as a member
28 of the board from an education district, each candidate for such office shall specify the
29 education district for which that person is a candidate. A person elected or appointed as
30 a member of the board from an education district must continue to reside in that district
31 during that person's term of office or that office shall become vacant.

32 (f) The members of the board of education of Douglas County shall be elected as provided
33 in this subsection. The first members from Education Districts 2, 3, and 4 shall be elected
34 at the general election on the Tuesday next following the first Monday in November 2002.
35 Those members of the board elected thereto from Education Districts 2, 3, and 4 in 2002
36 shall take office the first day of January immediately following that election and shall serve
37 for initial terms of office which expire December 31, 2006, and upon the election and

1 qualification of their respective successors. The first members from Education Districts
2 1 and 5 shall be elected at the general election on the Tuesday next following the first
3 Monday in November 2004. Those members of the board elected thereto from Education
4 Districts 1 and 5 in 2004 shall take office the first day of January immediately following
5 that election and shall serve for initial terms of office which expire December 31, 2008, and
6 upon the election and qualification of their respective successors. Those and all future
7 successors to members of the board whose terms of office are to expire shall be elected at
8 the time of the state-wide general election immediately preceding the expiration of such
9 terms, shall take office the first day of January immediately following that election, and
10 shall serve for terms of office of four years each. Members of the board shall serve for the
11 terms of office specified therefor in this subsection and until their respective successors are
12 elected and qualified.

13 (g)(1) Education Districts 1, 2, 3, 4, and 5, as they exist immediately prior to the
14 effective date of this Act, shall continue to be designated as Education Districts 1, 2, 3, 4,
15 and 5, respectively, but as newly described under this Act, and on and after the effective
16 date of this Act, such members of the board serving from those former education districts
17 shall be deemed to be serving from and representing their respective districts as newly
18 described under this Act.

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

21 (h) The chairperson of the board of education shall be compensated in equal monthly
22 installments from the general funds of the board of education the sum of 20 percent of the
23 base salary for a superior court judge as set forth in O.C.G.A. Section 45-7-4. The vice
24 chairperson of the board of education shall be compensated in equal monthly installments
25 from the general funds of the board of education the sum of 18 percent of the base salary
26 for a superior court judge as set forth in O.C.G.A. Section 45-7-4. The remaining board
27 members shall be compensated in equal monthly installments from the general funds of the
28 board of education the sum of 16 percent of the base salary for a superior court judge as set
29 forth in O.C.G.A. Section 45-7-4. The members of the board of education shall be
30 reimbursed for actual expenses incurred in carrying out approved board of education
31 business while outside the county. All expenses so incurred shall be paid from the general
32 funds of the board of education on a monthly basis."

33 SECTION 2.

34 It shall be the duty of the attorney of the Board of Education of Douglas County to submit
35 this Act for approval pursuant to Section 5 of the federal Voting Rights Act of 1965, as
36 amended.

