

House Bill 3EX1

By: Representative Purcell of the 147th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act reconstituting the Board of Education of Effingham County, approved
2 March 26, 1987 (Ga. L. 1987, p. 4596), as amended, so as to reconstitute the board of
3 education; to change the provisions relating to qualifications of the members of the board;
4 to change the description of the education districts; to provide for definitions and inclusions;
5 to provide for continuation in office of current members; to provide for election and terms
6 of office of subsequent members; to provide for submission of this Act for approval under
7 the federal Voting Rights Act of 1965, as amended; to provide for effective dates; to repeal
8 conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

11 An Act reconstituting the Board of Education of Effingham County, approved March 26,
12 1987 (Ga. L. 1987, p. 4596), as amended, is amended by striking Section 1-2 in its entirety
13 and inserting in its place the following:

14 style="text-align:center">"SECTION 1-2.

15 In order to be eligible for election to the Board of Education of Effingham County a
16 candidate must at the time of his or her election:

- 17 (1) Be a United States citizen and a citizen of the State of Georgia;
18 (2) Have been a resident of Effingham County and, where applicable, of the education
19 district he or she seeks to represent for at least one year; and
20 (3) Be at least 21 years of age."

21 style="text-align:center">**SECTION 2.**

22 Said Act is further amended by striking subsection (a) of Section 1-3 in its entirety and
23 inserting in its place the following:

1 "(a) The Board of Education of Effingham County which existed on December 31, 2001,
 2 is continued in existence but on and after January 1, 2002, shall be constituted as provided
 3 in this Act. Those members of the Board of Education of Effingham County who are
 4 serving as such on December 31, 2001, and any person selected to fill a vacancy in any
 5 such office shall continue to serve as such members until the regular expiration of their
 6 respective terms of office and upon the election and qualification of their respective
 7 successors. The Board of Education of Effingham County so continued and constituted,
 8 sometimes referred to in this Act as the 'board,' shall continue to have the powers, duties,
 9 rights, obligations, and liabilities of that board as they existed immediately prior to January
 10 1, 2002. Education Districts 1, 2, 3, 4, and 5 as they existed on December 31, 2001, shall
 11 continue 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 January 1, 2002, such members of the board
 13 serving from those former education districts shall be deemed to be serving from and
 14 representing their respective districts as newly described under this section. Successor
 15 members and future successors to represent Education Districts 1 and 4 shall be elected at
 16 the November general election in 2002 and every four years thereafter. Successor
 17 members and future successors to represent Education Districts 2, 3, and 5 shall be elected
 18 at the November general election in 2004 and every four years thereafter."

19

SECTION 3.

20 Said Act is further amended by striking Part 2 of said Act and inserting in its place a new
 21 Part 2 to read as follows:

22

"Part 2

23

SECTION 2-1.

24 (a) The five education districts shall be and correspond to those five numbered districts
 25 described in and attached to and made a part of this Act and further identified as Plan
 26 Name: ccsbwk1 Plan Type: LOCAL User: PaulH Administrator: Effingham.

27 (b) When used in such attachment, the terms 'Tract' and 'BG' (Block Group) shall mean
 28 and describe the same geographical boundaries as provided in the report of the Bureau of
 29 the Census for the United States decennial census of 2000 for the State of Georgia. The
 30 separate numeric designations in a Tract description which are underneath a 'BG' heading
 31 shall mean and describe individual Blocks within a Block Group as provided in the report
 32 of the Bureau of the Census for the United States decennial census of 2000 for the State of
 33 Georgia. Any part of the Effingham County School District which is not included in any
 34 such district described in that attachment shall be included within that district contiguous

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

11 **SECTION 4.**

12 It shall be the duty of the attorney of the Board of Education of Effingham County to submit
13 this Act for approval pursuant to Section 5 of the federal Voting Rights Act of 1965, as
14 amended.

15 **SECTION 5.**

16 This section and Section 4 of this Act and those provisions of this Act necessary for the
17 election of members of the Board of Education of Effingham County in 2002 shall become
18 effective upon the approval of this Act by the Governor or upon its becoming law without
19 such approval. The remaining provisions of this Act shall become effective January 1, 2002.

20 **SECTION 6.**

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