

House Bill 866

By: Representatives Forster of the 3<sup>rd</sup> and Dickson of the 6<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act to reconstitute the Board of Education of Catoosa County, Georgia,  
2 approved March 30, 1993 (Ga. L. 1993, p. 4258), as amended, so as to revise the districts for  
3 the election of members of the board of education; to provide for definitions and inclusions;  
4 to provide for method 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 provide for effective dates; to repeal conflicting laws; and for other  
7 purposes.

8 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

9 **SECTION 1.**

10 An Act to reconstitute the Board of Education of Catoosa County, Georgia, approved  
11 March 30, 1993 (Ga. L. 1993, p. 4258), as amended, is amended by striking Section 2 and  
12 inserting in lieu thereof a new Section 2 to read as follows:

13 **"SECTION 2.**

14 (a) The members of the board of education who were elected at the general election in  
15 November, 2004, shall continue in office for the terms to which they were elected and until  
16 successors are elected and qualified as provided in this Act. The members of the board of  
17 education who were elected at the general election in November, 2002, shall continue in  
18 office for the terms to which they were elected and until successors are elected and  
19 qualified as provided in this Act.

20 (b) The Board of Education of Catoosa County shall consist of five members each of  
21 whom shall be elected by the eligible voters of the district in which he or she resides. For  
22 the purposes of this Act, a person 'resides' in the district in which he or she is domiciled.  
23 Domicile shall be determined by reference to the location of the house in which such  
24 person physically lives.

1 (c) For the purposes of determining eligibility of candidates to run for a seat on the board  
2 of education, the Catoosa County School District shall be constituted of five education  
3 districts. Education Districts 1, 2, 3, and 4 shall be and correspond to those four numbered  
4 districts described in and attached to and made a part of this Act and further identified as  
5 Plan Name: catccsbp1 Plan Type: Local User: staff Administrator: Catoosa. Education  
6 District 5 shall be comprised of the entire geographic area of the Catoosa County School  
7 District.

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

25 (e) Any person, in order to be eligible for membership on the board, must be domiciled  
26 and reside, at the time of qualification, in the district from which he or she offers himself  
27 or herself as a candidate. Each candidate shall designate by district number the position  
28 on the board for which such candidate offers himself or herself for election. Each  
29 candidate shall be elected to the board by the vote of all eligible voters of the education  
30 district in which he or she resides."

## 31 SECTION 2.

32 Said Act is further amended by striking Section 4 and inserting in lieu thereof a new Section  
33 4 to read as follows:



1

**SECTION 4.**

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