

House Bill 866 (AS PASSED HOUSE AND SENATE)

By: Representatives Forster of the 3rd and Dickson of the 6th

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:

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SECTION 4.

2 All laws and parts of laws in conflict with this Act are repealed.