

House Bill 1420

By: Representatives Bridges of the 10<sup>th</sup>, Collins of the 27<sup>th</sup>, and Jenkins of the 8<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To repeal an Act approved March 27, 1985 (Ga. L. 1985, p. 4563), which continued in force  
2 and effect as part of the Constitution of the State of Georgia that constitutional amendment  
3 duly ratified at the 1963 general election (Res. Act No. 23; H.R. 85-157; Ga. L. 1963, p. 670)  
4 providing for the election of the members of the Board of Education of White County; to  
5 provide the authority for this Act; to provide for a referendum; to provide effective dates; to  
6 repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 That Act approved March 27, 1985 (Ga. L. 1985, p. 4563), which continued in force and  
10 effect as part of the Constitution of the State of Georgia that constitutional amendment duly  
11 ratified at the 1963 general election (Res. Act No. 23; H.R. 85-157; Ga. L. 1963, p. 670)  
12 providing for the election of the members of the Board of Education of White County, is  
13 repealed in its entirety.

14 **SECTION 2.**

15 This Act is passed pursuant to Article XI, Section I, Paragraph IV(b) of the Constitution of  
16 the State of Georgia which authorizes the repeal of certain amendments to the Constitution  
17 which were continued in force and effect after July 1, 1987.

18 **SECTION 3.**

19 Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election  
20 superintendent of White County shall call and conduct an election as provided in this section  
21 for the purpose of submitting this Act to the electors of White County for approval or  
22 rejection. The election superintendent shall conduct that election on the date of the  
23 November, 2008, state-wide general election and shall issue the call and conduct that election  
24 as provided by general law. The superintendent shall cause the date and purpose of the

1 election to be published once a week for two weeks immediately preceding the date thereof  
 2 in the official organ of White County. The ballot shall have written or printed thereon the  
 3 words:

4 " YES Shall the local constitutional amendment be repealed which provides for the  
 5 election of the members of the Board of Education of White County and  
 6  NO establishes education districts by militia districts so that such matters may  
 7 be changed and modernized by local law?"

8 All persons desiring to vote for approval of the Act shall vote "Yes," and those persons  
 9 desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes  
 10 cast on such question are for approval of the Act, Section 1 of this Act shall become of full  
 11 force and effect on January 1, 2009. If Section 1 of this Act are not so approved or if the  
 12 election is not conducted as provided in this section, this Act shall be automatically repealed  
 13 on the first day of January immediately following that election date. The expense of such  
 14 election shall be borne by White County. It shall be the election superintendent's duty to  
 15 certify the result thereof to the Secretary of State.

16 **SECTION 4.**

17 Except as otherwise provided in Section 3 of this Act, this Act shall become effective upon  
 18 its approval by the Governor or upon its becoming law without such approval.

19 **SECTION 5.**

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