

House Bill 63

By: Representatives Jacobs of the 80<sup>th</sup> and Taylor of the 79<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 3 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated,  
2 relating to local boards of education, so as to provide for certain requirements as to the  
3 composition and election of county boards of education in counties in which there is a  
4 homestead option sales and use tax and a county sales and use tax for educational purposes;  
5 to provide for related matters; to provide for an effective date; to repeal conflicting laws; and  
6 for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 SECTION 1.

9 Article 3 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to local  
10 boards of education, is amended by adding a new Code section to read as follows:

11 "20-2-51.1.

12 (a) On and after January 1, 2013, in counties in which there is being collected a homestead  
13 option sales and use tax pursuant to Article 2A of Chapter 8 of Title 48 and a county sales  
14 and use tax for educational purposes pursuant to Part 2 of Article 3 of Chapter 8 of Title 48,  
15 the county board of education shall consist of seven members elected from single-member  
16 districts of approximately equal population. The number of members may be reduced to  
17 less than seven members by local legislation, but such members shall be elected from  
18 single-member districts of approximately equal population.

19 (b) Unless otherwise provided by local law, such county boards of education shall select  
20 from among their membership a chairperson and vice chairperson at the first meeting of  
21 each odd-numbered year.

22 (c) Unless otherwise provided by local law, such county boards of education shall serve  
23 staggered, four-year terms of office.

24 (d) Counties which are not in compliance with this Code section on and after  
25 January 1, 2013, shall not be permitted to collect a county sales and use tax for educational

26 purposes pursuant to Part 2 of Article 3 of Chapter 8 of Title 48 until such time as the  
27 county board of education complies with this Code section."

28 **SECTION 2.**

29 This Act shall become effective upon its approval by the Governor or upon its becoming law  
30 without such approval.

31 **SECTION 3.**

32 All laws and parts of laws in conflict with this Act are repealed.