

House Bill 709 (AS PASSED HOUSE AND SENATE)

By: Representatives Stephens of the 164th and Tankersley of the 158th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act providing for the election of the members of the Board of Education of
2 Bryan County, approved March 16, 1978 (Ga. L. 1978, p. 3774), as amended, specifically
3 by an Act approved September 15, 2001 (Ga. L. 2001 Ex. Sess., p. 290), so as to reconstitute
4 the board of education; to change the description of the education districts; to provide for
5 continuation in office of certain current board members; to provide for election and terms of
6 office of subsequent members; to provide for submission of this Act for preclearance under
7 the federal Voting Rights Act of 1965, as amended; to provide for an effective date; to repeal
8 conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 **SECTION 1.**

11 An Act providing for the election of the members of the Board of Education of Bryan
12 County, approved March 16, 1978 (Ga. L. 1978, p. 3774), as amended, specifically by an Act
13 approved September 15, 2001 (Ga. L. 2001 Ex. Sess., p. 290), is amended by revising
14 subsections (a) through (d) of Section 1 as follows:

15 "(a) The Board of Education of Bryan County which existed on December 31, 2012, is
16 continued in existence but on and after January 1, 2013, shall be constituted as provided
17 in this Act. The Board of Education of Bryan County so continued and constituted,
18 sometimes referred to in this Act as the 'board,' shall continue to have the powers, duties,
19 rights, obligations, and liabilities of that board as existed immediately prior to January 1,
20 2013. Those members of the Board of Education of Bryan County who are serving as such
21 on December 31, 2012, and any person selected to fill a vacancy in any such office shall
22 continue to serve as such members until the regular expiration of their respective terms of
23 office and upon the election and qualification of their respective successors. On and after
24 January 1, 2013, the Board of Education of Bryan County shall consist of seven members,
25 five of whom shall be elected from education districts described in subsection (b) of this

section and two of whom shall be elected at large as provided in subsection (b) of this section.

(b)(1) For the purpose of electing the members of the board of education, there shall be seven member posts on the board. The member elected to Post 1 shall be the chairperson of the board and shall be elected from the county school district at large by the qualified voters of the entire county school district. The member elected to Post 2 shall be the vice chairperson of the board and shall be elected from the county school district at large by the qualified voters of the entire county school district. The member elected to Post 3 shall be a resident of Education District 1 and shall be elected by the qualified voters residing within Education District 1. The member elected to Post 4 shall be a resident of Education District 2 and shall be elected by the qualified voters residing within Education District 2. The member elected to Post 5 shall be a resident of Education District 5 and shall be elected by the qualified voters residing within Education District 5. The member elected to Post 6 shall be a resident of Education District 3 and shall be elected by the qualified voters residing within Education District 3. The member elected to Post 7 shall be a resident of Education District 4 and shall be elected by the qualified voters residing within Education District 4. Candidates for election to the board shall designate the numbered post on the board for which they offer as a candidate.

(2)(A) For purposes of electing members of the board of education, other than the chairperson and vice chairperson, the Bryan County School District is divided into five education districts. The five education districts shall be and correspond to those five numbered districts described in and attached to and made a part of this Act and further identified as Plan: bryanccsb-2011re1 Plan Type: Local User: bak.

(B) When used in such attachment, the term 'VTD' (voting tabulation district) shall mean and describe the same geographical boundaries as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia. The separate numeric designations in a district description which are underneath a 'VTD' heading shall mean and describe individual Blocks within a VTD as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia. Any part of the Bryan County School District which is not included in any such district described in that attachment shall be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2010 for the State of Georgia. Any part of the Bryan County School District which is described in that attachment as being in a particular district shall nevertheless not be included within such district if such part is not contiguous to such district. Such noncontiguous part shall instead be included within that district contiguous to such part which contains the least population

63 according to the United States decennial census of 2010 for the State of Georgia.
64 Except as otherwise provided in the description of any education district, whenever the
65 description of such district refers to a named city, it shall mean the geographical
66 boundaries of that city as shown on the census map for the United States decennial
67 census of 2010 for the State of Georgia.

68 (c)(1) No person shall be a member of the board if that person is ineligible for such
69 office pursuant to Code Sections 45-2-1 and 20-2-51 of the O.C.G.A. or any other general
70 law applicable to that office.

71 (2) In order to be elected as a member of the board from an education district, a person
72 must receive the number of votes cast as required by general law for that office in that
73 district only. Only electors who are residents of that education district may vote for a
74 member of the board for that district. At the time of qualifying for election as a member
75 of the board from a post, each candidate for such office shall specify the post and
76 education district, where applicable, for which that person is a candidate. A person
77 elected or appointed as a member of the board from an education district must continue
78 to reside in that district during that person's term of office or that office shall become
79 vacant. The member of the board who is chairperson of the board and the member of the
80 board who is vice chairperson of the board may reside anywhere within the Bryan County
81 School District and, if elected, must receive the number of votes cast for that office as
82 required by general law in the entire school district. The chairperson and vice
83 chairperson must continue to reside within the school district during that person's term
84 of office or that office shall become vacant.

85 (d)(1) The members of the reconstituted Board of Education of Bryan County shall be
86 elected as provided in this subsection. Posts 1 through 7, as they exist on December 31,
87 2012, shall continue to be designated as Posts 1 through 7, respectively, but as newly
88 described under this Act, and on and after January 1, 2013, such members of the board
89 serving from those former posts shall be deemed to be serving from and representing their
90 respective posts as newly described under this section. The members serving from Posts
91 1, 3, 5, and 7 on December 31, 2012, shall serve the remainder of their respective terms
92 which shall expire December 31, 2014, and until their respective successors are duly
93 elected and qualified. The members serving from Posts 2, 4, and 6 on December 31,
94 2012, shall serve the remainder of their respective terms which shall expire December 31,
95 2012, and until their respective successors are duly elected and qualified. Thereafter, all
96 members shall be elected in the November general election immediately preceding the
97 expiration of their respective terms of office and shall take office on the first day of
98 January following their election for a term of office of four years each and until their
99 respective successors are duly elected and qualified. All members of the board who are

100 elected thereto shall be nominated and elected in accordance with Chapter 2 of Title 21
101 of the O.C.G.A., the 'Georgia Election Code.'

102 (2) Education Districts 1 through 5, as they exist on December 31, 2012, shall continue
103 to be designated as Education Districts 1 through 5, respectively, but as newly described
104 under this Act, and on and after January 1, 2013, such members of the board serving from
105 those former education districts shall be deemed to be serving from and representing their
106 respective districts as newly described under this Act."

107 **SECTION 2.**

108 Said Act is further amended by repealing the attachment thereto containing the former
109 descriptions of education districts which is identified as Plan Name: bryanccsbwk6 Plan
110 Type: LOCAL User: PaulH Administrator: Bryan.

111 **SECTION 3.**

112 The Board of Education of Bryan County shall through its legal counsel cause this Act to be
113 submitted for preclearance under the federal Voting Rights Act of 1965, as amended; and
114 such submission shall be made to the United States Department of Justice or filed with the
115 appropriate court no later than 45 days after the date on which this Act is approved by the
116 Governor or otherwise becomes law without such approval.

117 **SECTION 4.**

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

120 **SECTION 5.**

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

District 001
Bryan County
VTD: 0291 - PEMBROKE WEST
VTD: 0292 - PEMBROKE EAST
VTD: 0293 - ELLABELL
2017 2018 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028
2029 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039 2040
2041 2042 2043 2044 2045 2046 2103 2105 2107 2108 2109 2110
2112 2114 2115
1022 1023 1024 1122 1124 1125
VTD: 0294 - BLITCHTON FIRE
2015 2016 2047 2048 2049 2050 2051 2052 2053 2054 2055 2056
2057 2058 2059 2060 2061 2062 2063 2064 2065 2066 2067 2068
2069 2070 2071 2072 2073 2074 2075 2076 2093 2094 2095 2100
2101 2102 2104 2106 2111 2113 2116 2117 2118

District 002
Bryan County
VTD: 02910 - J.F. GREGORY
1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013
1014 1015 1016 1017 1018 1019 1020 1021 1022 1034 1035 1036
VTD: 0293 - ELLABELL
1041 1042 1043 1044 1045 1046 1047 1048 1049 1050 1051 1060
1062 1063 1064 1065 1066 1067 1068 1069 1070 1071 1072 1073
1074 1075 1076 1077 1078 1079 1080 1081 1082 1083 1084 1085
1086 1087 1088 1089 1090 1091 1092 1093 1094 1095 1096 1097
1098 1099 1100 1101 1102 1103 1104 1105 1106 1107 1108 1109
1110 1111 1112 1113 1114 1115 1116 1117 1118 1119 1120 1121
1122 1123 1124 1125 1126 1127 1128 1129 1130 1131 1132 1133
1134 1135 1136 1137 1138 1139 1140 1141 1142 1143 1144 1145
1146 1162
2007 2008 2009 2012 2013 2014 2015 2016 2017 2018 2019 2020
2021 2022 2023 2024 2025 2026 2027 2028 2029 2030 2031 2032
2033 2034 2035 2036 2037 2038 2039 2040 2041 2042 2043 2044
2045 2046 2047 2048 2090 2091 2092 2093 2099 2100 2103 2104
2105 2106 2107 2108 2109 2113 2114 2115 2116 2117 2118 2119
2120 2121 2122 2123 2124 2125 2126 2127 2128 2129 2130 2131
2132
1003
VTD: 0294 - BLITCHTON FIRE
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023
1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035
1036 1037 1038 1039 1040 1052 1053 1054 1055 1056 1057 1058
1059 1061 1147 1148 1149 1150 1151 1152 1153 1154 1155 1156
1157 1158 1159 1160 1161 1163 2000 2001 2002 2003 2004 2005
2006 2007 2008 2009 2010 2011 2012 2013 2014 2077 2078 2079
2080 2081 2082 2083 2084 2085 2086 2087 2088 2089 2090 2091
2092 2096 2097 2098 2099
2000 2001 2002 2003 2004 2005 2006 2010 2011
VTD: 0295 - WAYS STATION
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
1012 1013 1014 1015 1016 1017 1018 1048 1049 1050 1051 1052
1053 1055 1056 1057 1058 1059 1060 1061 1062 1063 1064 1065
1066 1067 1068 1069 1070 1071 1072 1073
VTD: 0296 - DANIELSIDING
1000 1001 1002 1003 1004 1006 1007 1008 1009 1010 1011 1012
1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1029
1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1042 1046
1047 1056 1057 1100
1000 1001
VTD: 029FTSTEW - FORT STEWART

District 003
Bryan County
VTD: 02910 - J.F. GREGORY
1023 1024 1025 1026 1027 1028 1029 1030 1031 1037 1038 1039
1070 1071 1072 1073 1074
VTD: 0295 - WAYS STATION
1032 1033 1040 1041 1042 1043 1044 1045 1046 1047 1048 1049
1050 1051 1052 1053 1054 1055 1056 1057 1058 1059 1060 1062
1063 1064 1065 1066 1067 1068 1069 1077 1078 1079 1080 1081
1082 1083 1084
1035 1036 1037 1038 1039 1040 1041 1042 1043 1044 1045 1046
1047
1019 1020 1021 1023 1024 1025 1026 1105 1113
VTD: 0297 - RH RECREATION
1061
1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030
1031 1032 1033 1034 1074 1075 1076 1077 2000 2001 2002 2003
2004 2005 2006 2007 2008 2009 2010 2011 2012 2013 2014 2015

2016 2017 2018 2019 2020 2021 2022 2023 2024 2028 2029 2030
2031 2032 2033 2034 2035 2036 2037 2038
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
1012 1013 1015 1016 1017 1018
VTD: 0298 - HWY 144 EAST
2025 2026 2027
3000 3001 3002 3003 3004 3005 3006 3007 3008 3011 3012 3013
3014 3033 3108 3109 3110 3111 3112

District 004
Bryan County
VTD: 0295 - WAYS STATION
1076 1079 1081 1082 1083 1084 1091 1110 1111 2007 2008 2009
2010 2011 2018
VTD: 0297 - RH RECREATION
1014 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037
1038 1040 1041 1042 1043 1044 1045 1046 1047 1048 1054 1055
1056 1057 1058 1059 1077 1080 1104 1106
VTD: 0298 - HWY 144 EAST
2066 2067 2068 2069 2070 2071 2072 2073 2078 2079 2083 2093
2094 3009 3010 3015 3016 3017 3018 3019 3020 3021 3022 3023
3024 3025 3026 3027 3028 3029 3030 3031 3032 3034 3035 3036
3037 3038 3039 3040 3041 3042 3043 3044 3045 3046 3047 3048
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3061 3062 3063 3064 3065 3066 3067 3068 3069 3070 3071 3072
3073 3074 3075 3076 3077 3078 3079 3080 3081 3082 3083 3084
3085 3086 3087 3088 3089 3090 3091 3092 3093 3094 3095 3096
3097 3098 3099 3100 3101 3102 3103 3104 3105 3106 3107 3113
VTD: 0299 - KELLER
2000 2001 2002 2003 2004 2005 2006 2019 2020 2025 2032 2033
2034 2035 2036 2037 2038 2039 2040 2041 2042 2043 2044 2045
2046 2047 2048 2049 2050 2051 2052 2053 2054 2055 2056 2057
2058 2059 2060 2061 2062 2063 2064 2065 2074 2075 2076 2077
2080 2081 2082

District 005
Bryan County
VTD: 02910 - J.F. GREGORY
1075 1076 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009
2010 2011 2012 2013 2014 2015 2016 2017 2018 2019 2020 2021
2022 2023 2024 2025 2026 2027 2028 2029
VTD: 0295 - WAYS STATION
1022 1060 1061 1062 1064 1065 1067 1068 1070 1072 1073 1075
1078 1094 1095 1100 1101 1102 1103 1108 1109 1114
VTD: 0296 - DANIELSIDING
1024 1025 1026 1027 1028 1040 1041 1043 1044 1045 1048 1049
1050 1051 1052 1053 1054 1055 1058 1059 1060 1061 1062 1063
1064 1065 1066 1067 1068 1069 1070 1071 1072 1073 1074 1075
1076 1077 1078 1079 1080 1081 1082 1083 1084 1085 1086 1087
1088 1089 1090 1091 1092 1093 1094 1095 1096 1097 1098 1099
1112
VTD: 0297 - RH RECREATION
1039 1049 1050 1051 1052 1053 1063 1066 1069 1071 1074 1085
1086 1087 1088 1089 1090 1092 1093 1096 1097 1098 1099 1107
VTD: 0298 - HWY 144 EAST
2084
VTD: 0299 - KELLER
2012 2013 2014 2015 2016 2017 2021 2022 2023 2024 2026 2027
2028 2029 2030 2031 2085 2086 2087 2088 2089 2090 2091 2092
2095