

House Bill 803

By: Representative Ralston of the 7th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act providing the method of election of the members of the Board of Education
2 of Gilmer County, approved April 10, 1971 (Ga. L. 1971, p. 3471), as amended, so as to
3 change the description of the education districts; to provide for definitions and inclusions;
4 to provide for continuation in office of current members; to provide for election and terms
5 of office of subsequent members; to provide for submission of this Act for approval under
6 the federal Voting Rights Act of 1965, as amended; to provide for effective dates; to repeal
7 conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 An Act providing the method of election of the members of the Board of Education of
11 Gilmer County, approved April 10, 1971 (Ga. L. 1971, p. 3471), as amended, is amended by
12 striking Section 1 of said Act and inserting in its place the following:

13 "SECTION 1.

14 (a) The Board of Education of Gilmer county shall be composed of five members to be
15 elected as provided in this Act. For purposes of electing members of the board of
16 education, the Gilmer County School District is divided into five education districts. The
17 five education districts shall be and correspond to those five numbered districts described
18 in and attached to and made a part of this Act and further identified as 'Plan: gilmersb-2012
19 Plan Type: Local Administrator: Gilmer SB User: Gina'.

20 (b)(1) When used in such attachment, the term 'VTD' (voting tabulation district) shall
21 mean and describe the same geographical boundaries as provided in the report of the
22 Bureau of the Census for the United States decennial census of 2010 for the State of
23 Georgia.

24 (2) The separate numeric designations in a district description which are underneath a
25 VTD heading shall mean and describe individual Blocks within a VTD as provided in the

26 report of the Bureau of the Census for the United States decennial census of 2010 for the
 27 State of Georgia. Any part of the Gilmer County School District which is not included
 28 in any such district described in that attachment shall be included within that district
 29 contiguous to such part which contains the least population according to the United States
 30 decennial census of 2010 for the State of Georgia.

31 (3) Any part of the Gilmer County School District which is described in that attachment
 32 as being in a particular district shall nevertheless not be included within such district if
 33 such part is not contiguous to such district. Such noncontiguous part shall instead be
 34 included within that district contiguous to such part which contains the least population
 35 according to the United States decennial census of 2010 for the State of Georgia.

36 (4) Except as otherwise provided in the description of any education district, whenever
 37 the description of such district refers to a named city, it shall mean the geographical
 38 boundaries of that city as shown on the census map for the United States decennial census
 39 of 2010 for the State of Georgia.

40 (c) The board of education shall be composed of one member from each education district.
 41 Any person, in order to be eligible for membership on the board to represent an education
 42 district, must reside in the education district which he or she represents. Each member
 43 from an education district shall be elected and voted on by the voters of the entire Gilmer
 44 County School District."

45 **SECTION 2.**

46 Said Act is further amended by striking Section 2 of said Act and inserting in its place the
 47 following:

48 "SECTION 2.

49 (a) Those members of the Board of Education of Gilmer County who are serving as such
 50 on December 31, 2012, and any person selected to fill a vacancy in any such office shall
 51 continue to serve as such members until the regular expiration of their respective terms of
 52 office and upon the election and qualification of their respective successors. Education
 53 Districts 1, 2, 3, 4, and 5, as they exist on December 31, 2012, shall continue to be
 54 designated as Education Districts 1, 2, 3, 4, and 5, respectively, but as newly described
 55 under this Act, and on and after January 1, 2013, such members of the board serving from
 56 those former education districts shall be deemed to be serving from and representing their
 57 respective districts as newly described under this Act.

58 (b)(1) Successors to the members of the board of education from Education Districts 4
 59 and 5 whose terms expire December 31, 2014, shall be elected in a nonpartisan election
 60 in 2014. They shall take office on the first day of January immediately following their

61 election for terms of four years and until their successors are elected and qualified.
62 Thereafter, future successors shall be elected at the nonpartisan election immediately
63 preceding the expiration of their terms of office and shall take office on the first day of
64 January immediately following their election for terms of four years and until their
65 successors are elected and qualified.

66 (2) Successors to the members of the board of education from Education Districts 1, 2,
67 and 3 whose terms expire December 31, 2012, shall be elected in a nonpartisan election
68 in 2012. They shall take office on the first day of January immediately following their
69 election for terms of four years and until their successors are elected and qualified.
70 Thereafter, future successors shall be elected at the nonpartisan election immediately
71 preceding the expiration of their terms of office and shall take office on the first day of
72 January immediately following their election for terms of four years and until their
73 successors are elected and qualified.

74 (c) Members of the board of education shall be elected at nonpartisan elections to be held
75 and conducted as provided in Code Sections 21-2-139 and 21-2-284.1 and other applicable
76 provisions of Chapter 2 of Title 21 of the O.C.G.A., known as the 'Georgia Election Code.'

77 **SECTION 3.**

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

83 **SECTION 4.**

84 This section and Section 3 of this Act and those provisions of this Act necessary for the
85 election of members of the Board of Education of Gilmer County in 2012 shall become
86 effective upon the approval of this Act by the Governor or upon its becoming law without
87 such approval. The remaining provisions of this Act shall become effective January 1, 2013.

88 **SECTION 5.**

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

Plan: gilmersb-2012
Plan Type: Local
Administrator: Gilmer SB
User: Gina

District 001
Gilmer County
VTD: 12301 - ELLIJAY SOUTH

080300:
1076 1077 1087 1088 1089 1102 3009 3015 3021 3022 3023 3024
3028 3029 3030 3031 3038 3042 3043 3044 3045 3046 3047 3048
3049 3050 3054 4009 4010 4047 4048 4049 4050 4051 4052 4053
4054 4055 4056 4057 4058 4059 4060 4061 4062 4063 4064 4065
4067 4068 4069 4070 4087 4088 4089 4090 4091 4094 4095 4096
4097 4098 4099 4100 4101 4134 4135 4136 4137 4138 4139 4140
4141 4142

080400:
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 2030 2115 2121 2122 2124 2125
2128 2129 2130 2155 2165 2175 3024 3025 3026 3032 3033 3034
3036 3037 3038 3039 3040 3041 3042 3043 3045 3047 3048 3049
3050 3051 3052 3053 3083 3084 3085 3090 3091 3092 3093 3094
3095 3142 3151 3154 3155 3156 3157 3158 3161 3164

VTD: 12309 - EAST ELLIJAY

080300:
1074 1075 1101 1103 4000 4001 4002 4003 4004 4005 4006 4007
4008 4011 4012 4013 4014 4015 4016 4017 4018 4019 4020 4021
4022 4023 4024 4025 4026 4027 4028 4029 4030 4031 4032 4033
4034 4035 4036 4037 4038 4039 4040 4041 4042 4043 4044 4045
4046 4066 4071 4072 4073 4074 4075 4076 4077 4078 4079 4080
4081 4082 4083 4084 4085 4086 4092 4093 4102 4103 4104 4105
4106 4107 4108 4109 4111 4112 4113 4114 4115 4116 4117 4118
4119 4120 4121 4122 4123 4124 4125 4126 4127 4128 4129 4130
4131 4132 4143 4144 4145 4146 4147 4148 4149 4150 4153 4155
4156 4157

080500:

2000 2001 3017

VTD: 12310 - ELLIJAY NORTH

080300:
1018 1019 1022 1023 1024 1025 1026 1062 1066 1067 1068 1069
1070 1071 1078 1079 1080 1081 1085 1086 1090 1091 1092 1093
1094 1095 1096 1097 1098 1104 1106 1107 2029 2030 2031 2032

3010 3011 3012 3013 3014 3016 3017 3018 3019 3020 3025 3026
3027 3032 3033 3034 3035 3036 3037 3039 3040 3041 3051 3052
3053 3055

VTD: 12313 - ELLIJAY NORTHEAST

080300:

1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038
1039 1040 1041 1042 1043 1044 1045 1046 1047 1048 1049 1050
1051 1052 1053 1054 1055 1056 1057 1058 1059 1060 1061 1063
1064 1065 1072 1073 1099 1100

District 002

Gilmer County

VTD: 12302 - CARTECAY

VTD: 12309 - EAST ELLIJAY

080500:

2041 2042 2043 2044 2045 2046 2061 2062 2063 2064 2065 2066
2067

VTD: 12312 - BIG CREEK

VTD: 12313 - ELLIJAY NORTHEAST

080100:

2042 2064 2065 2066 2067 2068 2069 2070 2071 2072 2073 2074
2079 2097 2098 2099 3077 3078

080300:

1105

080500:

2002 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2013
2019 2025 2026 2027 2028 2029 2030 2031 2032 2033 2034 2035
2036 2039 2040 2047 2048 2049 2050 2051 2052 2068

District 003

Gilmer County

VTD: 12304 - TOWN CREEK

VTD: 12305 - LEACHES

080400:

1034 1036 1037 1038 1039 1040 1041 1042 1043 1044 1045 1046
1047 1048 1051 1052 1054 1055 1056 1061 1062 1063 1076 1077
1078 1079 1080 1081 1082 1083 1084 1085 1086 1087 1088 1089
1090 1091 1092 1093 1094 1095 1096 1097 1098 1099 1106 1115
1116 1117 1118 1127 1128 1133 2031 2032 2034 2035 2036 2037
2038 2039 2040 2041 2042 2092 2093 2095 2096 2097 2098 2099
2100 2101 2102 2103 2104 2105 2106 2107 2108 2109 2110 2111
2112 2113 2114 2116 2117 2118 2119 2120 2123 2126 2127 2131
2132 2133 2134 2139 2140 2141 2142 2143 2144 2145 2146 2147

2148 2149 2150 2151 2152 2153 2154 2156 2157 2158 2159 2160
2161 2162 2163 2164 2166 2167 2168 2169 2170 2171 2172 2173
VTD: 12311 - YUKON

District 004

Gilmer County

VTD: 12301 - ELLIJAY SOUTH

080200:

3060 3061 3063 3064 3065 3066 3067 3069 3071 3072 3091

080300:

3002 3003 3004 3005 3006 3007 3008

080400:

3000 3001 3002 3003 3004 3005 3006 3023 3027 3035 3044 3046
3054 3055 3056 3057 3058 3059 3060 3061 3062 3063 3064 3065
3066 3067 3068 3069 3070 3071 3072 3073 3074 3075 3076 3077
3078 3079 3080 3081 3082 3086 3087 3088 3089 3096 3097 3098
3099 3143 3159 3160 3162 3163 3165 3166 3167

VTD: 12303 - TAILS CREEK

VTD: 12305 - LEACHES

080400:

2033 2043 2044 2045 2046 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 2077
2078 2079 2080 2081 2082 2083 2084 2085 2086 2087 2088 2089
2090 2091 2094 2135 2136 2138 2174 3117

VTD: 12308 - MOUNTAINTOWN

080200:

2041 2042 2045 2049 2060 2061 2062 2063 2065 2099 2106 2107
2108 3000 3001 3002 3003 3004 3006 3007 3008 3009 3010 3011
3012 3043 3044 3045 3046 3047 3048 3049 3050 3051 3052 3053
3054 3055 3056 3057 3058 3059 3062 3094 3095 3114 3115

District 005

Gilmer County

VTD: 12306 - CHERRY LOG

VTD: 12307 - BOARDTOWN

VTD: 12308 - MOUNTAINTOWN

080200:

2002 2005 2018 2019 2020 2021 2022 2023 2024 2025 2026 2027
2028 2029 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039
2040 2043 2044 2046 2047 2048 2050 2051 2052 2053 2054 2055
2057 2058 2064 2066 2067 2068 2069 2070 2071 2072 2073 2074
2075 2076 2077 2109 2110

VTD: 12310 - ELLIJAY NORTH

080200:

1112 1113 1115 2056 2059 2078 2079 2082 2084 2086

080300:

1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
1016 1017 1020 1021 1082 1083 1084 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
3000 3001

VTD: 12313 - ELLIJAY NORTHEAST

080100:

3041 3044 3045 3046 3047 3048 3049 3050 3051 3052 3053 3054
3055 3056 3057 3058 3059 3060 3061 3062 3063 3064 3065 3066
3067 3068 3069 3070 3071 3072 3073 3074 3075 3076 3079 3080
3081 3082 3084

080200:

1067 1114 1116 1117 1118 1119 1120 1123 1124 1125 1126 1127
1130

080300:

1012 1013 1014 1015