

House Bill 1183

By: Representative Morris of the 155<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act relating to the Montgomery County Board of Education, approved  
2 March 21, 1979 (Ga. L. 1979, p. 3151), as amended, so as to change the description of the  
3 education districts; to provide for the manner of election; to provide for definitions and  
4 inclusions; to provide for the continuation in office of current members; to provide for the  
5 submission of this Act for preclearance pursuant to Section 5 of the federal Voting Rights  
6 Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for  
7 other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 An Act relating to the Montgomery County Board of Education, approved March 21, 1979  
11 (Ga. L. 1979, p. 3151), as amended, is amended by revising Section 1 of Article II as  
12 follows:

13 "SECTION 1.

14 (a) For purposes of electing members of the board, the Montgomery County School  
15 District is divided into four education districts, and those districts shall be and correspond  
16 to those four districts described in and attached to this Act and made a part hereof and  
17 further identified as 'Plan: montgomeryccsb-2012 Plan Type: local Administrator:  
18 montgomery User: bak'.

19 (b)(1) For the purposes of such plan:

20 (A) The term 'VTD' shall mean and describe the same geographical boundaries as  
21 provided in the report of the Bureau of the Census for the United States decennial  
22 census of 2010 for the State of Georgia. The separate numeric designations in a district  
23 description which are underneath a VTD heading shall mean and describe individual  
24 Blocks within a VTD as provided in the report of the Bureau of the Census for the  
25 United States decennial census of 2010 for the State of Georgia; and

26 (B) Except as otherwise provided in the description of any district, whenever the  
 27 description of any district refers to a named city, it shall mean the geographical  
 28 boundaries of that city as shown on the census maps for the United States decennial  
 29 census of 2010 for the State of Georgia.

30 (2) Any part of the Montgomery County School District which is not included in any  
 31 district described in subsection (a) of this section shall be included within that district  
 32 contiguous to such part which contains the least population according to the United States  
 33 decennial census of 2010 for the State of Georgia.

34 (3) Any part of the Montgomery County School District which is described in subsection  
 35 (a) of this section as being included in a particular district shall nevertheless not be  
 36 included within such district if such part is not contiguous to such district. Such  
 37 noncontiguous part shall instead be included within that district contiguous to such part  
 38 which contains the least population according to the United States decennial census of  
 39 2010 for the State of Georgia."

40 **SECTION 2.**

41 Said Act is further amended by revising Section 2 of Article II as follows:

42 "SECTION 2.

43 (a) One commissioner each shall be elected from Commissioner Districts 1, 2, and 4 by  
 44 the electors of such districts, and two commissioners shall be elected from Commissioner  
 45 District 3 by the electors of such district. The two commissioners elected from District 3  
 46 shall be designated as holding Post 1 and Post 2, respectively.

47 (b) Any person qualifying as a candidate shall designate the education district for which  
 48 he or she desires to qualify. A person shall not offer as a candidate for election to the board  
 49 from any education district other than the education district in which he or she is a legal  
 50 resident."

51 **SECTION 3.**

52 Said Act is further amended by revising Section 4 of Article II as follows:

53 "SECTION 4.

54 (a) Those members of the Board of Education of Montgomery County who are serving as  
 55 such on the effective date of this section and any person selected to fill a vacancy in any  
 56 such office shall continue to serve as such members until the regular expiration of their  
 57 respective terms of office and upon the election and qualification of their respective  
 58 successors.

59 (b) On the effective date of this section, the member of the board of education representing  
60 former Education District 1 shall be deemed to represent new Education District 1, the  
61 member of the board of education representing former Education District 2 shall be deemed  
62 to represent new Education District 2, the member of the board of education representing  
63 former Education District 3 shall be deemed to represent Post 1 of new Education  
64 District 3, the member of the board of education representing former Education District 4  
65 shall be deemed to represent Post 2 of new Education District 3, and the member of the  
66 board representing former Education District 5 shall be deemed to represent new Education  
67 District 4.

68 (c) At the general election in 2012, successors shall be elected to those members  
69 representing new Education Districts 1 and 2 and Education District 3, Post 1. Such  
70 successors shall take office on January 1 following such election for a term of four years  
71 and until their respective successors are elected and qualified. At the general election in  
72 2014, successors shall be elected to those members representing new Education District 3,  
73 Post 2, and Education District 4. Such successors shall take office on January 1 following  
74 such election for a term of four years and until their respective successors are elected and  
75 qualified.

76 (d) Thereafter, successors to all members shall be elected to terms of four years and until  
77 their respective successors are elected and qualified. Successors shall be elected in the  
78 general election in the year in which their respective terms of office expire and shall take  
79 office on the first day of January immediately following their election."

80 **SECTION 4.**

81 The Board of Education of Montgomery County shall through its legal counsel cause this Act  
82 to be submitted for preclearance under Section 5 of the federal Voting Rights Act of 1965,  
83 as amended, not later than 45 days after the date on which this Act is approved by the  
84 Governor or otherwise becomes law without such approval.

85 **SECTION 5.**

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

Plan: montgomeryccsb-2012  
Plan Type: local  
Administrator: montgomery  
User: bak

District 001

Montgomery County

VTD: 20901 - AILEY

2077 2078 2079 2080 2091 2092 2114 2115

VTD: 20903 - HIGGSTON

1060 1061 1062 1063 1064 1065 1066 1067 1068 1069 1070 1072

1073 1074 1075 1076 1082 1083 1084 1085 1102 2093 2094 2095

2101 2102 2107 2108 2109

1034 1035 1037 1074

VTD: 20904 - KIBBEE

VTD: 20905 - MOUNT VERNON

2058 2067 2069 2074 2120

VTD: 20906 - TARRYTOWN

District 002

Montgomery County

VTD: 20902 - ALSTON

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 1046 1047

1048 1049 1050 1051 1052 1053 1054 1055 1056 1057 1058 1059

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1096 1097 1098 1102 1146 1147 1148 1149 1150 1151 1152

VTD: 20903 - HIGGSTON

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1092 1093 1094 1095 1096 1097 1098 1099 1100 1101

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1063 1064 1065 1066 1067 1068 1069 1070 1071 1072 1073 1075

1076 1077

District 003

Montgomery County

VTD: 20901 - AILEY

2076 2105 2106 2116

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2014 2015 2016 2017 2018 2019 2020 2021 2022 2023 2024 2025

2026 2027 2028 2029 2048 2070 2071 2072 2073 2074 2079 2082

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3002 3003 3004 3005 3006 3011 3012 3093

VTD: 20905 - MOUNT VERNON

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2010 2011 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039

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2053 2054 2055 2056 2057 2058 2059 2060 2061 2062 2063 2064

2065 2066 2067 2068 2069 2075 2076 2077 2078 2080 2081 2083

2084 2107 2108 2109 2110 2111 2112 2113 2114 2115 2116 2117

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3092 3094

District 004

Montgomery County

VTD: 20902 - ALSTON

1034 1035 1036 1044 1045

VTD: 20905 - MOUNT VERNON

3013 3057 3059 3060 3061 3062 3063 3064 3066 3079 3095

VTD: 20907 - UVALDA