

House Bill 839 (AS PASSED HOUSE AND SENATE)

By: Representatives Maxwell of the 17th and Braddock of the 19th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act to provide for the election of the members of the Paulding County Board
2 of Education, approved March 21, 1968 (Ga. L. 1968, p. 2381), as amended, particularly by
3 an Act approved April 25, 2002 (Ga. L. 2002, p. 4151), so as to revise the districts for the
4 election of members of the board of education; to provide for definitions and inclusions; to
5 provide for the manner of election; to provide for qualifications; to provide for payment of
6 expense allowance for attendance at meetings; to provide for submission of this Act for
7 preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended; to
8 provide effective dates and for automatic repeal under certain circumstances; to provide for
9 related matters; to repeal conflicting laws; and for other purposes.

10 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

11 **SECTION 1.**

12 An Act to provide for the election of the members of the Paulding County Board of
13 Education, approved March 21, 1968 (Ga. L. 1968, p. 2381), as amended, particularly by an
14 Act approved April 25, 2002 (Ga. L. 2002, p. 4151), is amended by striking Section 1 in its
15 entirety and inserting in lieu thereof a new Section 1 to read as follows:

16 "SECTION 1.

17 (a) The Board of Education of Paulding County shall be composed of seven members.
18 Any person, in order to be eligible for membership on the board, must be registered and
19 eligible to vote for members of the General Assembly from Paulding County, must have
20 resided in Paulding County for at least one year immediately preceding the date of election,
21 and must reside in the education district from which such person offers as a candidate for
22 at least six months immediately preceding the date of election. The members of the board
23 shall be elected by the qualified electors of the entire county. The at-large member shall
24 be a resident of Paulding County and shall be elected by the qualified voters of the entire
25 county and shall represent District 7 which shall be composed of the entire county.

26 (b) For the purpose of electing the six members of the board from education districts,
 27 Paulding County shall be divided into six education districts. One member of the board
 28 shall be elected from each such district. Those districts shall be and correspond to those
 29 six numbered districts described in and attached to and made a part of this Act and further
 30 identified as 'Plan: pauldsbR-2012 Plan Type: Local Administrator: Paulding SB
 31 User: Gina'.

32 (c)(1) For the purposes of such plan:

33 (A) The term 'VTD' shall mean and describe the same geographical boundaries as
 34 provided in the report of the Bureau of the Census for the United States decennial
 35 census of 2010 for the State of Georgia. The separate numeric designations in a district
 36 description which are underneath a VTD heading shall mean and describe individual
 37 Blocks within a VTD as provided in the report of the Bureau of the Census for the
 38 United States decennial census of 2010 for the State of Georgia; and

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

43 (2) Any part of Paulding County which is not included in any district described in
 44 subsection (b) of this section shall be included within that district contiguous to such part
 45 which contains the least population according to the United States decennial census of
 46 2010 for the State of Georgia.

47 (3) Any part of Paulding County which is described in subsection (b) of this section as
 48 being included in a particular district shall nevertheless not be included within such
 49 district if such part is not contiguous to such district. Such noncontiguous part shall
 50 instead be included within that district contiguous to such part which contains the least
 51 population according to the United States decennial census of 2010 for the State of
 52 Georgia."

53 **SECTION 2.**

54 Said Act is further amended by striking Section 2 in its entirety and inserting a new Section 2
 55 to read as follows:

56 "SECTION 2.

57 (a) In the event that any member elected from a district ceases to be a resident of his or her
 58 respective education district during his or her term of office, a vacancy shall be created and
 59 shall be filled in the manner as provided in this Act. All members shall be nominated and

60 elected in accordance with the provisions of Chapter 2 of Title 21 of the O.C.G.A., the
61 'Georgia Election Code,' as now or hereafter amended.

62 (b) The members of the board in office on the effective date of this section shall continue
63 in office for the terms to which they were elected and until successors are elected and
64 qualified as provided in this section.

65 (c) The members of the Board of Education of Paulding County from Education Districts
66 2, 5, and 6 shall be elected in the general election in November 2014. Such members shall
67 take office on January 1 following their election for terms of four years and until their
68 successors are elected and qualified.

69 (d) The members of the Board of Education of Paulding County from Education Districts
70 1, 3, and 4 shall be elected in the general election in November 2012. Such members shall
71 take office on January 1 following their election for a term of four years and until their
72 successors are elected and qualified.

73 (e) The member of the Board of Education of Paulding County from Education District
74 7 shall be elected in the general election in November 2012. Such member shall take office
75 on January 1 following his or her election for a term of four years and until his or her
76 successor is elected and qualified.

77 (f) Successors to members elected under subsections (c), (d), and (e) of this section shall
78 be elected at the general election next preceding the expiration of such terms of office and
79 shall take office on January 1 following their election for terms of four years and until their
80 successors are elected and qualified.

81 (g) Education Districts 1, 2, 3, 4, 5, 6, and 7 as they exist immediately prior to the effective
82 date of this section shall continue to be designated as Education Districts 1, 2, 3, 4, 5, 6,
83 and 7, respectively, but as newly described under this Act, and, on and after the effective
84 date of this section, such members of the board serving from former Education Districts
85 1, 2, 3, 4, 5, 6, and 7 shall be deemed to be serving from and representing Education
86 Districts 1, 2, 3, 4, 5, 6, and 7, respectively, as newly described under this section."

87 **SECTION 3.**

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

93 **SECTION 4.**

94 If, as of the first date upon which candidates may begin qualifying for the general primary
95 in 2012, implementation of this Act is not permissible under the federal Voting Rights Act
96 of 1965, as amended, then as of such date, this Act shall be void and stand repealed in its
97 entirety.

98 **SECTION 5.**

99 The provisions of this section and Section 2 of this Act, relating to and necessary for the
100 regular election in 2012 of members of the Board of Education of Paulding County, shall
101 become effective upon its approval by the Governor or upon its becoming law without such
102 approval; and this Act shall otherwise become effective January 1, 2013.

103 **SECTION 6.**

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

Plan: pauldsbR-2012
Plan Type: Local
Administrator: Paulding SB
User: Gina

District 001
Paulding County
VTD: 22303 - MOSES MIDDLE SC
VTD: 22312 - EAST PAULDING HIGH
VTD: 22320 - C A ROBERTS ELEM
VTD: 22323 - EAST PAULDING
VTD: 22324 - DALLAS 1ST BAPTIST
120102:
1035 1036 1037 1038
120103:
1016 1017 1018 1019 1020
120301:
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
1012 1013 1014 1015 1016 1017 1060
VTD: 22326 - PICKETTS MILL
120102:
2034 2035 2036 2038 2041 2042 2043

District 002
Paulding County
VTD: 22301 - PAULDING CO HIGH
120501:
1038 1039 1040 1041
VTD: 22305 - HIRAM COMMUNITY
120202:
2048 2058 2059 2060 2068 2069 2070 2071 2072
120501:
2026 2027 2028 2029 2040 2041 2042 2043 2044 2045 2046 2047
2048 2049 2050 2051 2052 2056 2057 2058 2059 2060 2064 2065
2066 2067 2068 2069 2073 2074 2075 2076 2077 2078 2082 2083
2084 2085 2086 2087 2088 2089 2090 2091 2092
120503:
2000 2009 2010 2018
120603:
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 2000
2001 2002 2003 2007
VTD: 22315 - DOBBINS MIDDLE
VTD: 22316 - PANTER ELEMENTARY
VTD: 22319 - HIRAM HIGH
120302:
2069
120501:
1004 1005 1006 1007 1008 1009 1010 1011 1014 1015 1016 1017
1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029
1030 1035 1036 1037 1042 1043 2079 2080 2081
120503:
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
1012 1013 1014 1015 1018 1021 1022 1023 1024 1025 1026 1027
1028 2001 2002 2003 2004 2005 2006 2007 2008 2011 2012 2013
2014 2015 2016 2017 2019 2020 2021 2022 2023 2024 2025 2026
2027 2029 2030 2031 2032
VTD: 22327 - AUSTIN MIDDLE SCHOOL
120602:
2009 2010 2011 2012 4008

District 003
Paulding County
VTD: 22301 - PAULDING CO HIGH
120302:
2042 2043 2044 2045 2046 2064 2065 2066 2067 2071 2072 2073
2074 2075 2076 2077 2078 2079 2089 2090 2091 2092 3130 3131
3133 3134 3135 3151 3152 3153 3154 3155 3156 3157 4043 4048
4049 4050 4051 4052 4053 4057 4058 4059 4060 4061 4062 4063
4064 4065 4066 4067
120501:
1031 1032 1033 1034
VTD: 22302 - DALLAS FIRST UM
120302:
2086 2087 2088 3036 3038 3045 3046 3047 3048 3049 3050 3051
3052 3053 3058 3063 3064 3065 3088 3089 3090 3091 3092 3093
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4010 4011 4012 4013 4014 4015 4016 4017 4019 4020 4021 4022
4023 4024 4025 4026 4027 4028 4029 4030 4031 4032 4033 4034
4035 4036 4037 4042 4054 4055 4056

120303:
1010 1011
VTD: 22304 - MCGARITY ELEM
VTD: 22305 - HIRAM COMMUNITY
120202:
2009 2044 2047 2049 2066 2067
VTD: 22318 - ALLGOOD
VTD: 22324 - DALLAS 1ST BAPTIST
120301:
1018 1019 1020 1021 1022 1023 1024 1025 1026 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 1061 1062 1063 1064 1065 1066
1067 2003 2010 2011 2012 2013 2014 2015 2016 2017 2018 2024
120302:
4038 4039 4040 4041 4044 4045 4046 4047
VTD: 22328 - HOPE CHURCH

District 004
Paulding County
VTD: 22306 - P B RITCH ELEM
VTD: 22307 - SOUTH PAULDING
120502:
4001 4002 4011
120605:
1006 1007 1008 1009 1019 1020 1021 1022 1031 1050
VTD: 22314 - NEBO ELEMENTARY
VTD: 22319 - HIRAM HIGH
120503:
1032
VTD: 22321 - BETHANY CHRIST CHURCH
VTD: 22327 - AUSTIN MIDDLE SCHOOL
120602:
1000 1001 1002 1003 1004 1005 1006 2001 2003 4000 4001 4002
4003 4004 4005 4006 4007 4009
120605:
1024 1025 1026 1027 1028 1040 1041 1042 1064

District 005
Paulding County
VTD: 22302 - DALLAS FIRST UM
120302:
1008 1009 1011 3008 3009 3010 3012 3016 3017 3019 3022 3023
3025 3027 3028 3029 3030 3031 3032 3033 3037 3039 3040 3041
3042 3043 3044 3054 3055 3056 3057 3060 3061 3062 3068 3069
3070 3077 3078 3081 3082 3083 3084 3085 3086 3087 3145 3158
4000 4001 4002 4003 4004 4005 4006 4007 4018 4068
VTD: 22307 - SOUTH PAULDING
120400:
3000 3001 3002 3003 3005 3006 3007 3010 3014 3015 3016 3017
3018 3019 3020 3021 3022 3023 3024 3025 3026 3027 3028 3029
3030
120605:
1000 1001 1002 1003 1004 1005 1032 1033 1034
VTD: 22308 - UNION ELEMENTARY
VTD: 22309 - BEULAHLAND BAPTIST
VTD: 22313 - NORTHSIDE ELEMENTARY
VTD: 22317 - NEW GEORGIA BAPTIST
VTD: 22325 - POOLE ELEMENTARY

District 006
Paulding County
VTD: 22310 - MCCLURE MIDDLE
VTD: 22311 - SHELTON ELEMENTARY
VTD: 22322 - RUSSOM ELEMENTARY
VTD: 22326 - PICKETTS MILL
120101:
3000 3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011
3012 3013 3014
120102:
2006 2007 2008 2009 2011 2014 2015 2016 2017 2018 2021 2022
2023 2024 2025 2027 2028 2029 2030 2031 2032 2033 2037