

Senators Jones of the 10th and Davenport of the 44th offered the following substitute to HB 45EX:

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 Henry County from districts, approved March 28, 1985 (Ga. L. 1985, p. 4938), as amended,
3 so as to reconstitute the board of education; to change the description of the districts from
4 which members of the Board of Education of Henry County are elected; to provide for
5 definitions and inclusions; to provide for continuation in office of current members; to
6 provide for submission of this Act for approval under the federal Voting Rights Act of 1965,
7 as amended; to provide for effective dates; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 SECTION 1.

10 An Act providing for the election of the members of the Board of Education of Henry County
11 from districts, approved March 28, 1985 (Ga. L. 1985, p. 4938), as amended, is amended by
12 revising Section 3 as follows:

13 "SECTION 3.

14 (a) The Board of Education of Henry County is continued in existence but shall be
15 constituted as provided in this Act. The Board of Education of Henry County so continued
16 and constituted, sometimes referred to in this Act as the 'board,' shall continue to have the
17 powers, duties, rights, obligations, and liabilities of that board as existed immediately prior
18 to the effective date of this section. Those members of the Board of Education of Henry
19 County who are currently serving as such, and any person selected to fill a vacancy in any
20 such office, shall continue to serve as such members until the regular expiration of their
21 respective terms of office and upon the election and qualification of their respective
22 successors. The Board of Education of Henry County shall consist of five members, all of
23 whom shall be elected from education districts described in subsection (b) of this section.
24 (b) For purposes of electing members of the board of education, the Henry County School
25 District is divided into five education districts. One member of the board shall be elected

26 from each such district. The five education districts shall be and correspond to those five
 27 numbered districts described in and attached to and made a part of this Act and further
 28 identified as 'Plan: henryccsb-jones-prop2-tiger2010edata Plan Type: Local User: staff'.

29 (c)(1) When used in such attachment, the term 'VTD' (voting tabulation district) shall
 30 mean and describe the same geographical boundaries as provided in the report of the
 31 Bureau of the Census for the United States decennial census of 2010 for the State of
 32 Georgia.

33 (2) The separate numeric designations in a district description which are underneath a
 34 VTD heading shall mean and describe individual Blocks within a VTD as provided in the
 35 report of the Bureau of the Census for the United States decennial census of 2010 for the
 36 State of Georgia. Any part of the Henry County School District which is not included in
 37 any such district described in that attachment shall be included within that district
 38 contiguous to such part which contains the least population according to the United States
 39 decennial census of 2010 for the State of Georgia.

40 (3) Any part of the Henry County School District which is described in that attachment
 41 as being in a particular district shall nevertheless not be included within such district if
 42 such part is not contiguous to such district. Such noncontiguous part shall instead be
 43 included within that district contiguous to such part which contains the least population
 44 according to the United States decennial census of 2010 for the State of Georgia.

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

49 (d) Education Districts 1, 2, 3, 4, and 5 shall continue to be designated as Education
 50 Districts 1, 2, 3, 4, and 5, respectively, but as newly described under this Act, and such
 51 members of the board serving from those former education districts shall be deemed to be
 52 serving from and representing their respective districts as newly described under this
 53 section."

54 SECTION 2.

55 It shall be the duty of the Board of Education of Henry County to require the attorney
 56 therefor to submit this Act for approval pursuant to Section 5 of the federal Voting Rights
 57 Act of 1965, as amended. If, as of the first date upon which candidates may begin qualifying
 58 for the general primary in 2012, implementation of this Act is not permissible under the
 59 federal Voting Rights Act of 1965, as amended, then as of such date, this Act shall be void
 60 and stand repealed in its entirety.

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SECTION 3.

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The provisions of this section and Section 2 of this Act relating to and necessary for the regular election in 2012 of members of the Henry County Board of Education shall become effective upon its approval by the Governor or upon its becoming effective without such approval; and this Act shall otherwise become effective upon approval as required by the federal Voting Rights Act of 1965, as amended.

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SECTION 4.

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

69 Plan: henryccsb-jones-prop2-tiger2010edata

70 Plan Type: Local

71 User: staff

72 District 001

73 Henry County

74 VTD: 15125 - LOCUST GROVE

75 VTD: 15126 - TUSSAHAW

76 VTD: 15127 - SANDY RIDGE

77 VTD: 15135 - MCDONOUGH

78 VTD: 15148 - UNITY GROVE

79 VTD: 15152 - LAKE DOW

80 VTD: 15158 - MT. BETHEL

81 VTD: 15159 - GROVE PARK

82 District 002

83 Henry County

84 VTD: 15129 - LOWES

85 VTD: 15130 - SOUTH HAMPTON

86 VTD: 15131 - NORTH HAMPTON

87 VTD: 15132 - MOUNT CARMEL

88 VTD: 15150 - PATES CREEK

89 VTD: 15151 - OAKLAND

90 District 003

91 Henry County

92 VTD: 15136 - MCMULLEN

93 VTD: 15137 - EAST LAKE

94 VTD: 15138 - HICKORY FLAT

95 VTD: 15142 - COTTON INDIAN

96 VTD: 15143 - PLEASANT GROVE

97 VTD: 15144 - AUSTIN ROAD

98 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011

99 1012 1013 2000 2001 2002 2003 2015 2016 2017 2018 2019 2020

100 2021 2022 2023 2025

101 1013 1014 1015 1016

102 VTD: 15155 - KELLEYTOWN

103 VTD: 15160 - LAKE HAVEN
 104 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014
 105 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026
 106 1027 1028 1029
 107 1035 1036 1037 1038 1039 1040 1041 1042 1043 1045 1046 1047
 108 1050 1051 1064
 109 1029 1030 1031
 110 2000 2001 2002 2003 2012
 111 VTD: 15161 - MCDONOUGH CENTER
 112 VTD: 15162 - TIMBERRIDGE

 113 District 004
 114 Henry County
 115 VTD: 15128 - WESTSIDE
 116 VTD: 15134 - WESLEY LAKES
 117 VTD: 15139 - STOCKBRIDGE EAST
 118 VTD: 15140 - STOCKBRIDGE WEST
 119 VTD: 15149 - SHILOH
 120 VTD: 15153 - FLIPPEN
 121 VTD: 15157 - DUTCHTOWN
 122 VTD: 15160 - LAKE HAVEN
 123 1000 1001 1002 1003 1004 1005 1006 1007 1008 3000 3001 3002
 124 3003 3004 3005 3006 3007 3008 3009 3010 3011 3012 3013 3014
 125 3015 3016 3017 3018 3019

 126 District 005
 127 Henry County
 128 VTD: 15133 - SPIVEY COMMUNITY
 129 VTD: 15141 - STAGECOACH
 130 VTD: 15144 - AUSTIN ROAD
 131 2007 2008 2009 2010 2011 2012 2013 2014 2015 2016 2017 2018
 132 2019 2020 2022 2023 2024 2025
 133 1014 1015 2004 2005 2006 2007 2008 2009 2010 2012 2024
 134 VTD: 15145 - SWAN LAKE
 135 VTD: 15146 - SHAKERAG
 136 VTD: 15147 - ELLENWOOD
 137 VTD: 15154 - STOCKBRIDGE CENTER

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VTD: 15156 - LIGHTHOUSE