

House Bill 1058 (AS PASSED HOUSE AND SENATE)

By: Representative Dukes of the 154th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act changing the method of selecting the members of the Board of Education
2 of Miller County, approved March 21, 1968 (Ga. L. 1968, p. 2529), as amended, particularly
3 by an Act approved March 20, 2000 (Ga. L. 2000, p. 3534), so as to revise the districts for
4 the election of members of the board of education; to provide for definitions and inclusions;
5 to provide for method of election; to provide for the continuation in office of current
6 members; to repeal and reserve certain provisions; to provide for related matters; to provide
7 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 changing the method of selecting the members of the Board of Education of Miller
11 County, approved March 21, 1968 (Ga. L. 1968, p. 2529), as amended, particularly by an Act
12 approved March 20, 2000 (Ga. L. 2000, p. 3534), is amended by revising Sections 1 and 2
13 as follows:

14 "Section 1.

15 (a) The Board of Education of Miller County shall consist of five members. For the
16 purpose of electing such members, Miller County shall be divided into five districts.
17 Districts 1, 2, 3, 4, and 5 shall correspond to those five numbered districts described in and
18 attached to and made a part of this Act and further identified as 'Plan: millerccsb-p2-2016
19 Plan Type: local Administrator: miller User: bak.'

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

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

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

31 (2) Any part of Miller County which is not included in any district described in
32 subsection (a) of this section shall be included within that district contiguous to such part
33 which contains the least population according to the United States decennial census of
34 2010 for the State of Georgia.

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

41 (c) There shall be one member of the board from each district. Each member shall be a
42 resident of his or her respective district. A candidate shall designate the district from which
43 such candidate offers for election. Beginning with the November, 2020, general election
44 and in subsequent elections, members of the board shall be elected by qualified electors of
45 Miller County. The election of members of the board shall be conducted in accordance
46 with the provisions of Chapter 2 of Title 21 of the O.C.G.A., the 'Georgia Election Code.'

47 Section 2.

48 (a) The members of the board elected in the November, 2016, general election shall
49 continue in office for the terms to which they were elected and until successors are elected
50 and qualified as provided in this Act. The members of the board elected in the November,
51 2018, general election shall continue in office for the terms to which they were elected and
52 until successors are elected and qualified as provided in this Act.

53 (b) The first members of the reconstituted Board of Education of Miller County from
54 Districts 2 and 4 shall be elected in the November, 2022, general election. Such members
55 shall take office on January 1 following their election for terms of four years and until their
56 successors are elected and qualified.

57 (c) The first members of the reconstituted Board of Education of Miller County from
58 Districts 1, 3, and 5 shall be elected in the November, 2020, general election. Such
59 members shall take office on January 1 following their election for terms of four years and
60 until their successors are elected and qualified.

61 (d) Successors to members elected under subsections (b) and (c) of this section shall be
62 elected in the November general election next preceding the expiration of such terms of

63 office and shall take office on January 1 following their election for terms of four years and
64 until their successors are elected and qualified.

65 (e) Districts 1, 2, 3, 4, and 5 as they existed on January 1, 2018, shall continue to be
66 designated as Districts 1, 2, 3, 4, and 5, respectively, but as newly described under this Act,
67 and, on and after the effective date of this Act, such members of the board serving from
68 those former districts shall be deemed to be serving from and representing their respective
69 districts as newly described under this section."

70 **SECTION 2.**

71 The provisions of this Act relating to and necessary for the 2020 regular election of members
72 of the Board of Education of Miller County shall become effective January 1, 2020; and this
73 Act shall otherwise become effective January 1, 2021.

74 **SECTION 3.**

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