

House Bill 1180

By: Representative Lumsden of the 12th

A BILL TO BE ENTITLED
AN ACT

1 To repeal the amendment to the Constitution of the State of Georgia for the election of
2 members of the Board of Education of Chattooga County by the people, which amendment
3 was proposed by 1959 House Resolution No. 146-432, Resolution Act No. 51 (Ga. L. 1959,
4 p. 453), as amended by 1968 House Resolution No. 675-1458, Resolution Act No. 245 (Ga.
5 L. 1968, p. 1764), and as continued in force and effect by an Act approved March 6, 1987
6 (Ga. L. 1987, p. 3821); to provide for related matters; to provide for a referendum, effective
7 dates, contingencies, and automatic repeal; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 The purpose of this Act is to repeal the 1959 amendment to the Constitution of the State of
11 Georgia, as amended, to provide for the election of members of the Board of Education of
12 Chattooga County by the people. This Act shall have no effect on an Act to provide for the
13 election of members of the board of education of Chattooga County, (Ga. L. 2002, p. 4723),
14 as amended, and said board shall continue to be subject to and governed by said Act as
15 amended and the general laws of this state.

16 **SECTION 2.**

17 That amendment to the Constitution of the State of Georgia for the election of members of
18 the Board of Education of Chattooga County by the people, which amendment was proposed
19 by 1959 House Resolution No. 146-432, Resolution Act No. 51 (Ga. L. 1959, p. 453), as
20 amended by 1968 House Resolution No. 675-1458, Resolution Act No. 245 (Ga. L. 1968,
21 p. 1764), and as continued in force and effect by an Act approved March 6, 1987 (Ga. L.
22 1987, p. 3821), is repealed.

SECTION 3.

The election superintendent of Chattooga County shall call and conduct an election as provided in this section for the purpose of submitting this Act to the electors of Chattooga County for approval or rejection. The election superintendent shall conduct that election on the Tuesday after the first Monday in November, 2020, and shall issue the call and conduct that election as provided by general law. The superintendent shall cause the date and purpose of the election to be published once a week for two weeks immediately preceding the date thereof in the official organ of Chattooga County. The ballot shall have written or printed thereon the words:

"() YES Shall the Act repealing the amendments to the Constitution of Georgia,
() NO which provided for the election of members of the Chattooga County Board
of Education and the filling of vacancies by the Board of Education, be
approved?"

All persons desiring to vote for approval of the Act shall vote "Yes," and those persons desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on such question are for approval of the Act, Sections 1 and 2 of this Act shall become of full force and effect on January 1, 2021. If the Act is not so approved or if the election is not conducted as provided in this section, then Sections 1 and 2 of this Act shall not become effective, and this Act shall be automatically repealed on the first day of January immediately following that election date. The expense of such election shall be borne by Chattooga County. It shall be the election superintendent's duty to certify the result thereof to the Secretary of State.

SECTION 4.

This section and Sections 3 and 5 of this Act shall become effective upon the approval of this Act by the Governor or upon its becoming law without such approval. Except as otherwise provided in Section 3 of this Act, the remaining sections of this Act shall become effective on January 1, 2021.

SECTION 5.

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