House Bill 1420 (AS PASSED HOUSE AND SENATE)

By: Representatives Bridges of the 10th, Collins of the 27th, and Jenkins of the 8th

A BILL TO BE ENTITLED

AN ACT

To repeal an Act approved March 27, 1985 (Ga. L. 1985, p. 4563), which continued in force and effect as part of the Constitution of the State of Georgia that constitutional amendment duly ratified at the 1963 general election (Res. Act No. 23; H.R. 85-157; Ga. L. 1963, p. 670) providing for the election of the members of the Board of Education of White County; to provide the authority for this Act; to provide for a referendum; to provide effective dates; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

That Act approved March 27, 1985 (Ga. L. 1985, p. 4563), which continued in force and effect as part of the Constitution of the State of Georgia that constitutional amendment duly ratified at the 1963 general election (Res. Act No. 23; H.R. 85-157; Ga. L. 1963, p. 670) providing for the election of the members of the Board of Education of White County, is repealed in its entirety.

SECTION 2.

This Act is passed pursuant to Article XI, Section I, Paragraph IV(b) of the Constitution of the State of Georgia which authorizes the repeal of certain amendments to the Constitution which were continued in force and effect after July 1, 1987.

SECTION 3.

Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election superintendent of White County shall call and conduct an election as provided in this section for the purpose of submitting this Act to the electors of White County for approval or rejection. The election superintendent shall conduct that election on the date of the November, 2008, state-wide general election 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 White County. The ballot shall have written or printed thereon the words:

"( ) YES Shall the local constitutional amendment be repealed which provides for the election of the members of the Board of Education of White County and
( ) NO establishes education districts by militia districts so that such matters may be changed and modernized by local law?"

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, Section 1 of this Act shall become of full force and effect on January 1, 2009. If Section 1 of this Act are not so approved or if the election is not conducted as provided in this section, 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 White County. It shall be the election superintendent´s duty to certify the result thereof to the Secretary of State.

SECTION 4.

Except as otherwise provided in Section 3 of this Act, this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 5.

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