

House Bill 2EX (COMMITTEE SUBSTITUTE)

By: Representatives Persinger of the 119th, Gaines of the 120th, and Efstration of the 104th

A BILL TO BE ENTITLED

AN ACT

1 To amend an Act providing authority for members of the Board of Education of Barrow
 2 County, approved April 19, 1971 (Ga. L. 1971, p. 3919), as amended, particularly by an Act
 3 approved May 12, 2015 (Ga. L. 2015, p. 3851), so as to revise a provision relating to filling
 4 vacancies on the board; to provide for related matters; to repeal conflicting laws; and for
 5 other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 An Act providing authority for members of the Board of Education of Barrow County,
 9 approved April 19, 1971 (Ga. L. 1971, p. 3919), as amended, particularly by an Act approved
 10 May 12, 2015 (Ga. L. 2015, p. 3851), is amended by revising subsection (e) of Section 2 as
 11 follows:

12 "(e)(1) If the vacancy occurs more than 270 days prior to the date of a general election
 13 preceding the general election at which a successor will be elected to a new full term of
 14 office, then such vacancy shall be filled for the unexpired term of office at a partisan
 15 special election to be held on the same date as said general election preceding the general
 16 election at which a successor will be elected to a new full term of office, provided that

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17 such partisan special election shall be preceded by a special primary to be held in
18 conjunction with the general primary preceding such general election; and in this case the
19 remaining members of the board of education shall, by majority vote, select a qualified
20 person to fill the vacancy until the person elected at such special election takes office.

21 (2) If the vacancy occurs less than 270 days but more than 90 days prior to the date of
22 a general election preceding the general election at which a successor will be elected to
23 a new full term of office, then such vacancy shall be filled for the unexpired term of
24 office at a nonpartisan special election to be held on the same date as said general election
25 preceding the general election at which a successor will be elected to a new full term of
26 office; and in this case the remaining members of the board of education shall, by
27 majority vote, select a qualified person to fill the vacancy until the person elected at such
28 special election takes office.

29 (3) If the vacancy occurs less than 90 days prior to the date of a general election
30 preceding the general election at which a successor will be elected to a new full term of
31 office, then the remaining members of the local board of education shall, by majority
32 vote, select a qualified person to serve for the remainder of the unexpired term."

33 **SECTION 2.**

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