

Senate Bill 199

By: Senator Stone of the 23rd

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act providing for a seven-member Board of Education of McDuffie County,
2 approved March 27, 1972 (Ga. L. 1972, p. 2538), as amended, particularly by an Act
3 approved April 2, 2002 (Ga. L. 2002, p. 3708), so as to change the description of the
4 education districts; to provide for definitions and inclusions; to provide for the continuation
5 in office of current members; to provide for submission of this Act for preclearance pursuant
6 to Section 5 of the federal Voting Rights Act of 1965, as amended; to provide for related
7 matters; 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 a seven-member Board of Education of McDuffie County, approved
11 March 27, 1972 (Ga. L. 1972, p. 2538), as amended, particularly by an Act approved April 2,
12 2002 (Ga. L. 2002, p. 3708), is amended by revising Section 1 as follows:

13 "SECTION 1.

14 (a) The Board of Education of McDuffie County shall be composed of seven members to
15 be elected in this Act. For the purpose of electing members of the Board of Education of
16 McDuffie County, McDuffie County is divided into seven districts. Districts 1 and 2 shall
17 be and correspond to those two numbered districts described in and attached to and made
18 a part of this Act and further identified as 'Plan: mcduffcc-2012 Plan Type: Local
19 Administrator: McDuffie CC User: SE'. Districts 3 through 7 shall be and correspond to
20 those five numbered districts described in and attached to and made a part of this Act and
21 further identified as 'Plan: mcduffsb-2012 Plan Type: Local Administrator: McDuffie SB
22 User: SE'.

23 (b)(1) For the purposes of such plans:

24 (A) The term 'VTD' shall mean and describe the same geographical boundaries as
25 provided in the report of the Bureau of the Census for the United States decennial
26 census of 2010 for the State of Georgia. The separate numeric designations in a district

27 description which are underneath a VTD heading shall mean and describe individual
 28 Blocks within a VTD as provided in the report of the Bureau of the Census for the
 29 United States decennial census of 2010 for the State of Georgia; and

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

34 (2) Any part of the McDuffie County School District which is not included in Education
 35 District 1 or 2 as described in that attachment describing Education Districts 1 and 2 shall
 36 be included within that district contiguous to such part which contains the least
 37 population according to the United States decennial census of 2010 for the State of
 38 Georgia. Any part of the McDuffie County School District which is described in that
 39 attachment describing Education Districts 1 and 2 as being included in a particular district
 40 shall nevertheless not be included within such district if such part is not contiguous to
 41 such district. Such noncontiguous part shall instead be included within that Education
 42 District 1 or 2 contiguous to such part which contains the least population according to
 43 the United States decennial census of 2010 for the State of Georgia.

44 (3) Any part of the McDuffie County School District which is not included in Education
 45 District 3, 4, 5, 6, or 7 as described in that attachment describing Education Districts 3,
 46 4, 5, 6, and 7 shall be included within that district contiguous to such part which contains
 47 the least population according to the United States decennial census of 2010 for the State
 48 of Georgia. Any part of the McDuffie County School District which is described in that
 49 attachment describing Education Districts 3, 4, 5, 6, and 7 as being in Education
 50 District 3, 4, 5, 6, or 7 shall nevertheless not be included within such district if such part
 51 is not contiguous to such district. Such noncontiguous part shall instead be included
 52 within that Education District 3, 4, 5, 6, or 7 that is contiguous to such part which
 53 contains the least population according to the United States decennial census of 2010 for
 54 the State of Georgia."

55 **SECTION 2.**

56 Said Act is further amended by revising subsections (a) and (b) of Section 3 as follows:

57 "(a)(1) The members of the Board of Education of McDuffie County from Education
 58 Districts 2, 4, 5, and 6 shall be elected at the November general election in 2016. Such
 59 members shall take office on January 1 following their election for terms of four years
 60 and until their successors are elected and qualified.

61 (2) The members of the Board of Education of McDuffie County from Education
 62 Districts 1, 3, and 7 shall be elected at the November general election in 2014. Such

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

65 (b) Successors to members elected under paragraphs (1) and (2) of subsection (a) of this
66 section shall be elected at the November general election next preceding the expiration of
67 such terms of office and shall take office on January 1 following their election for terms
68 of four years and until their successors are elected and qualified."

69 **SECTION 3.**

70 (a) Those members of the Board of Education of McDuffie County who are serving as such
71 immediately prior to the effective date of this Act and any person selected to fill a vacancy
72 in any such office shall continue to serve as such members until the regular expiration of
73 their respective terms of office and upon the election and qualification of their respective
74 successors.

75 (b) Education Districts 1 through 7, as they exist immediately prior to the effective date of
76 this Act, shall continue to be designated as Education Districts 1 through 7, respectively, but
77 as newly described under this Act, and on and after the effective date of this Act, such
78 members of the board serving from those former education districts shall be deemed to be
79 serving from and representing their respective districts as newly described under this Act.

80 **SECTION 4.**

81 The Board of Education of McDuffie County shall through its legal counsel cause this Act
82 to be submitted for preclearance under Section 5 of the federal Voting Rights Act of 1965,
83 as amended, no later than 45 days after the date on which this Act is approved by the
84 Governor or otherwise becomes law without such approval.

85 **SECTION 5.**

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