

House Resolution 1111

By: Representatives Shanahan of the 10th, Hanner of the 159th, Stokes of the 92nd, McCall of the 90th, Jackson of the 112th and others

A RESOLUTION

1 Proposing an amendment to the Constitution so as to provide that the General Assembly shall
 2 be authorized to provide by general law for the separate classification and taxation of
 3 properties on which there have been releases of hazardous waste, hazardous constituents, and
 4 hazardous substances into the environment; to provide for a setoff of all or a portion of the
 5 costs associated with remedial action against any increase in ad valorem taxation resulting
 6 from such remedial action; to provide for the submission of this amendment for ratification
 7 or rejection; and for other purposes.

8 **BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:**

9 Article VII, Section I, Paragraph III of the Constitution is amended by adding at the end a
 10 new subparagraph to read as follows:

11 "(g) In order to encourage the clean up, reuse, and redevelopment of properties on which
 12 there have been releases of hazardous waste, hazardous constituents, and hazardous
 13 substances into the environment, the General Assembly shall be authorized to provide by
 14 general law for the definition; separate classification, taxation, and methods of taxation;
 15 and duration of separate classification of such property. Such method shall include a setoff
 16 of all or a portion of the costs associated with remedial action against any increase in ad
 17 valorem taxation resulting from such remedial action."

18 **SECTION 2.**

19 The above proposed amendment to the Constitution shall be published and submitted as
 20 provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the
 21 above proposed amendment shall have written or printed thereon the following:

1 " YES Shall the Constitution be amended so as to provide that the General
2 Assembly may provide by general law for the separate classification and
3 NO taxation of properties on which there have been releases of hazardous waste,
 hazardous constituents, and hazardous substances into the environment and
 for a setoff of all or a portion of the costs associated with remedial action
 against any increase in ad valorem taxation resulting from such remedial
 action?"

4 All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes."
5 All persons desiring to vote against ratifying the proposed amendment shall vote "No." If
6 such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall
7 become a part of the Constitution of this state.