

Senate Resolution 581

By: Senator Cagle of the 49th

A RESOLUTION

1 Proposing an amendment to the Constitution so as to provide for limitations upon the rate of
 2 increase of the ad valorem tax millage rate and value of property for certain purposes; to
 3 provide for exceptions; to provide for the submission of this amendment for ratification or
 4 rejection; and for other purposes.

5 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 SECTION 1.

7 Article IX, Section IV of the Constitution is amended by adding a new Paragraph at the end
 8 thereof, to be designated Paragraph V, to read as follows:

9 "Paragraph V. *Limitations on millage rate or valuation increases.* (a) Notwithstanding any
 10 other provision of this Constitution to the contrary, the:

11 (1) Rate of increase of the ad valorem tax millage rate for county, municipal, or
 12 educational purposes or any combination thereof not to exceed from one taxable year to
 13 the succeeding taxable year shall not exceed a percentage greater than any change in the
 14 rate of economic inflation on individual taxpayers as determined by the state revenue
 15 commissioner. For such purpose, the state revenue commissioner may use the Consumer
 16 Price Index for all urban consumers published by the Bureau of Labor Statistics of the
 17 United States Department of Labor and any other reliable economic indicator determined
 18 by the state revenue commissioner to be appropriate. Such limitations may only be
 19 exceeded if approved by a majority vote of the qualified electors residing within the
 20 limits of the applicable local taxing jurisdiction voting in a referendum thereon; and

21 (2) Rate of increase in the value of property for ad valorem taxation for county,
 22 municipal, or educational purposes or any combination thereof, excluding any new
 23 construction additions, or improvements thereto, shall not exceed from one taxable year
 24 to the succeeding taxable year a percentage greater than any change in the rate of
 25 economic inflation on individual taxpayers as determined by the state revenue
 26 commissioner. For such purpose, the state revenue commissioner may use the Consumer
 27 Price Index for all urban consumers published by the Bureau of Labor Statistics of the

1 United States Department of Labor and any other reliable economic indicator determined
2 by the state revenue commissioner to be appropriate.

3 (b) The limitations authorized under this Paragraph shall not apply to:

4 (1) Increases necessary to fund federal or state mandates on such county, municipality,
5 or school district for which no or insufficient federal or state appropriations have been
6 made or to fund expenditures necessitated by natural disasters;

7 (2) With respect to any local taxing jurisdiction which has in effect a homestead option
8 sales and use tax; or

9 (3) With respect to any local taxing jurisdiction which has in effect a homestead
10 exemption regarding ad valorem taxes of that local taxing jurisdiction in an amount equal
11 to the amount by which the current year assessed value of homestead exceeds the base
12 year assessed value."

13 SECTION 2.

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

17 "() YES Shall the Constitution be amended so as to provide for limitations upon the
18 rate of increase of the ad valorem tax millage rate and for limitations upon
19 () NO the rate of increase in the value of property for ad valorem taxation for
20 county, municipal, or educational purposes or any combination thereof?"

21 All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes."

22 All persons desiring to vote against ratifying the proposed amendment shall vote "No." If
23 such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall
24 become a part of the Constitution of this state.