

Senate Resolution 341

By: Senators Thompson of the 5th, Reed of the 35th and Stoner of the 6th

## A RESOLUTION

1 Proposing an amendment to the Constitution so as to provide that funds derived from motor  
 2 fuel taxes may be appropriated for and grant made for all activities incident to providing and  
 3 maintaining an adequate system of public roads and bridges in this state and for any or all  
 4 transportation purposes; to authorize the General Assembly to allocate and specify and direct  
 5 the use of such funds by general law; to provide for submission of this amendment for  
 6 ratification or rejection; and for other purposes.

7 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

### 8 SECTION 1.

9 Article III, Section IX, Paragraph VI of the Constitution is amended by revising  
 10 subparagraph (b) as follows:

11 "(b) An amount of money equal to all money derived from motor fuel taxes received by  
 12 the state in each of the immediately preceding fiscal years, less the amount of refunds,  
 13 rebates, and collection costs authorized by law, is ~~hereby~~ appropriated for the fiscal year  
 14 beginning July 1, of each year following, for all activities incident to providing and  
 15 maintaining an adequate system of public roads and bridges in this state; and for any or  
 16 all transportation purposes as authorized by laws enacted by the General Assembly of  
 17 Georgia, and for grants to counties by law authorizing ~~road~~, construction and  
 18 maintenance for transportation purposes, as provided by law authorizing such grants. The  
 19 General Assembly is specifically authorized to allocate and specify and direct the use of  
 20 the sum provided for under this subparagraph by general law. ~~Said~~ The sum provided for  
 21 under this subparagraph is ~~hereby~~ appropriated for, and shall be available for, the  
 22 ~~aforesaid purposes~~ transportation purposes authorized under this subparagraph regardless  
 23 of whether the General Assembly enacts a general appropriations Act; and said sum need  
 24 not be specifically stated in any general appropriations Act passed by the General  
 25 Assembly in order to be available for such purposes. However, this shall not preclude  
 26 the General Assembly from appropriating for such purposes an amount greater than the  
 27 sum specified above for such purposes. The expenditure of such funds shall be subject

1 to all the rules, regulations, and restrictions imposed on the expenditure of appropriations  
 2 by provisions of the Constitution and laws of this state, unless such provisions are in  
 3 conflict with the provisions of this ~~paragraph. And Paragraph; provided,~~ however, that  
 4 the proceeds of the tax hereby appropriated under this subparagraph shall not be subject  
 5 to budgetary reduction. In the event of invasion of this state by land, sea, or air or in case  
 6 of a major catastrophe so proclaimed by the Governor, said funds may be utilized for  
 7 defense or relief purposes on the executive order of the Governor."

8 **SECTION 2.**

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

12 "( ) YES Shall the Constitution of Georgia be amended so as to provide that funds  
 13 derived from motor fuel taxes may be appropriated for all activities incident  
 14 ( ) NO to providing and maintaining an adequate system of public roads and  
 15 bridges and for any or all transportation purposes authorized by the General  
 16 Assembly and to authorize the General Assembly to allocate and specify  
 17 and direct the use of such funds by general law?"

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