

Senate Resolution 1074

By: Senator Chance of the 16th

ADOPTED SENATE

A RESOLUTION

1 Proposing an amendment to the Constitution so as to authorize the General Assembly to
 2 provide for additional penalties or fees for offenses involving illegal parking in parking
 3 spaces reserved for persons with disabilities, operating a motorcycle without protective
 4 headgear, operating a boat or other watercraft while under the influence of alcohol or drugs,
 5 and reckless driving; to provide that the General Assembly is authorized to allocate such
 6 additional penalties or fees to the Brain and Spinal Injury Trust Fund; to provide for the
 7 submission of this amendment for ratification or rejection; and for other purposes.

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

9 **SECTION 1.**

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

12 "(k) The General Assembly is authorized to provide by general law for additional
 13 penalties or fees in any case in any court in this state in which a person is adjudged guilty
 14 of an offense involving driving under the influence of alcohol or drugs; operating any type
 15 of boat, vessel, or other watercraft under the influence of alcohol or drugs; reckless driving;
 16 operating a motorcycle without protective headgear; or illegally parking in a space reserved
 17 for persons with disabilities. The General Assembly is authorized to provide by general
 18 law for the allocation of such additional penalties or fees to the Brain and Spinal Injury
 19 Trust Fund, as provided by law, for the specified purpose of meeting any and all costs, or
 20 any portion of the costs, of providing care and rehabilitative services to citizens of the state
 21 who have survived neurotrauma with head or spinal cord injuries. Moneys appropriated for
 22 such purposes shall not lapse. The General Assembly may provide by general law for the
 23 administration of such fund by such authority as the General Assembly shall determine."

24 **SECTION 3.**

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

1 " YES Shall the Constitution of Georgia be amended so as to authorize the General
2 Assembly to provide for additional penalties or fees for offenses involving
3 NO operating any type of boat or other watercraft under the influence of alcohol
4 or drugs, reckless driving, operating a motorcycle without protective
5 headgear, or illegally parking in a space reserved for handicapped persons
6 and to provide for the allocation of such additional penalties or fees to the
7 Brain and Spinal Injury Trust Fund?"

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