

House Resolution 1781

By: Representatives Ashe of the 56<sup>th</sup>, Gardner of the 57<sup>th</sup>, Bruce of the 64<sup>th</sup>, Benfield of the 85<sup>th</sup>, Taylor of the 55<sup>th</sup>, and others

## A RESOLUTION

1 Proposing an amendment to the Constitution so as to provide that funds derived from motor  
2 fuel taxes shall be appropriated for and grants made for all activities incident to providing  
3 and maintaining an adequate system of public roads and bridges in this state and for any or  
4 all transportation purposes, including public transit; to authorize the General Assembly to  
5 allocate and specify and direct the use of such funds by general law; to provide for  
6 submission of this amendment for 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 equal to all money derived from motor fuel taxes received by the state  
12 in each of the immediately preceding fiscal years, less the amount of refunds, rebates, and  
13 collection costs authorized by law, ~~is hereby~~ shall be 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 all  
16 transportation purposes, including public transit, as authorized by laws enacted by the  
17 General Assembly of Georgia, and for grants to counties ~~by law authorizing road~~  
18 ~~construction and maintenance~~ for transportation purposes, including public transit, as  
19 provided by law authorizing such grants. ~~Said sum is hereby appropriated for, and shall be~~  
20 ~~available for, the aforesaid purposes regardless of whether the General Assembly enacts~~  
21 ~~a general appropriations Act; and said sum need not be specifically stated in any general~~  
22 ~~appropriations Act passed by the General Assembly in order to be available for such~~  
23 ~~purposes. However, this~~ The General Assembly is specifically authorized to allocate and  
24 specify and direct the use of the sum provided for under this subparagraph by general law.  
25 This shall not preclude the General Assembly from appropriating for ~~such~~ transportation  
26 purposes an amount greater than the sum specified above for such purposes. The  
27 expenditure of such funds shall be subject to all the rules, regulations, and restrictions

28 imposed on the expenditure of appropriations by provisions of the Constitution and laws  
 29 of this state, unless such provisions are in conflict with the provisions of this ~~paragraph~~  
 30 subparagraph. ~~And provided, however, that the proceeds of the tax hereby appropriated~~  
 31 ~~shall not be subject to budgetary reduction.~~ In the event of invasion of this state by land,  
 32 sea, or air or in case of a major catastrophe so proclaimed by the Governor, said funds may  
 33 be utilized for defense or relief purposes on the executive order of the Governor."

34 **SECTION 2.**

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

38 "( ) YES Shall the Constitution of Georgia be amended so as to provide that funds  
 39 derived from motor fuel taxes shall be appropriated for all activities incident  
 40 ( ) NO to providing and maintaining an adequate system of public roads and  
 41 bridges and for any or all transportation purposes, including public transit,  
 42 authorized by the General Assembly and to authorize the General Assembly  
 43 to allocate and specify and direct the use of such funds by general law?"

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