

## Senate Resolution 1

By: Senators Rogers of the 21st, Shafer of the 48th, Seabaugh of the 28th, Williams of the 19th, Pearson of the 51st and others

## A RESOLUTION

1 Proposing an amendment to the Constitution so as to provide for prioritized funding  
 2 requirements regarding certain supplementary appropriations Acts; to provide for procedures,  
 3 conditions, and limitations; to provide for the authority of the General Assembly with respect  
 4 to the foregoing; to provide for the submission of this amendment for ratification or rejection;  
 5 and for other purposes.

6 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

## 7 SECTION 1.

8 Article III, Section IX of the Constitution is amended by adding a new Paragraph V-A to  
 9 read as follows:

10 "Paragraph V-A. *Supplementary appropriation Act requirements.* (a) On or after  
 11 January 1, 2011, any supplementary appropriations Act under this section which amends  
 12 the General Appropriations Act for the current fiscal year by appropriating revenues in  
 13 excess of the revenues appropriated in such General Appropriations Act shall, in the  
 14 following order of priority, fund:

15 (1) Increases due to student enrollment for local school systems;

16 (2) The Revenue Shortfall Reserve to the extent necessary to ensure that the fund  
 17 balance is at least 8 percent of the previous fiscal year's net revenue for any given fiscal  
 18 year; and

19 (3) The reduction of state indebtedness or the provision of tax relief to the taxpayers,  
 20 or both.

21 (b) The General Assembly shall be authorized to appropriate revenues in a  
 22 supplementary appropriations Act which amends the General Appropriations Act for the  
 23 current fiscal year by appropriating revenues in excess of the revenues appropriated in such  
 24 General Appropriations Act without being subject to the requirements of subparagraph (a)  
 25 of this Paragraph, but only after the adoption of a joint resolution of the General Assembly  
 26 by a three-fifths' vote of the members of each house voting in a roll-call vote, which joint  
 27 resolution states the intent of the General Assembly to appropriate those revenues without  
 28 being subject to the requirements of subparagraph (a) of this Paragraph.

29 (c) The General Assembly shall enact legislation that may be necessary to implement and  
30 enforce the provisions of this Paragraph."

31 **SECTION 2.**

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

35 "( ) YES Shall the Constitution of Georgia be amended so as to provide for  
36 limitations on the expenditure of excess revenues and budget surpluses by  
37 ( ) NO providing for prioritized funding requirements?"

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

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