

Senate Resolution 110

By: Senators Pearson of the 51st, Mullis of the 53rd, Williams of the 19th, Rogers of the 21st, Seabaugh of the 28th and others

## A RESOLUTION

1 Proposing an amendment to the Constitution so as to provide for the authority of the General  
2 Assembly to approve, reject, or modify any proposed expenditure of revenues received from  
3 motor fuel taxes; 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 III, Section IX, Paragraph VI of the Constitution is amended by revising  
8 subparagraph (b) as follows:

9 "(b) An amount equal to all money derived from motor fuel taxes received by the state  
10 in each of the immediately preceding fiscal years, less the amount of refunds, rebates, and  
11 collection costs authorized by law, is hereby appropriated for the fiscal year beginning July  
12 1, of each year following, for all activities incident to providing and maintaining an  
13 adequate system of public roads and bridges in this state, as authorized by laws enacted by  
14 the General Assembly of Georgia, and for grants to counties by law authorizing road  
15 construction and maintenance, as provided by law authorizing such grants. Said sum is  
16 hereby appropriated for, and shall be available for, the aforesaid purposes regardless of  
17 whether the General Assembly enacts a general appropriations Act; and said sum need not  
18 be specifically stated in any general appropriations Act passed by the General Assembly  
19 in order to be available for such purposes; provided, however, that the General Assembly  
20 may provide by law for a procedure pursuant to which the General Assembly approves,  
21 rejects, or modifies the specific expenditure of such funds. However, this shall not  
22 preclude the General Assembly from appropriating for such purposes an amount greater  
23 than the sum specified above for such purposes. The expenditure of such funds shall be  
24 subject to all the rules, regulations, and restrictions imposed on the expenditure of  
25 appropriations by provisions of the Constitution and laws of this state, unless such  
26 provisions are in conflict with the provisions of this ~~paragraph~~ Paragraph. And provided,  
27 however, that the proceeds of the tax hereby appropriated shall not be subject to budgetary

28 reduction except as provided in this Paragraph. In the event of invasion of this state by  
29 land, sea, or air or in case of a major catastrophe so proclaimed by the Governor, said funds  
30 may be utilized for defense or relief purposes on the executive order of the Governor."

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 the  
36 authority of the General Assembly to approve, reject, or modify any

37 ( ) NO proposed expenditure of revenues received from motor fuel taxes?"

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.