

House Resolution 648

By: Representatives Houston of the 170th and Powell of the 29th

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 equal to 10 percent of the original fine in any case in any court in this state
14 in which a person is adjudged guilty of an offense involving driving under the influence
15 of alcohol or drugs; operating any type of boat, vessel, or other watercraft under the
16 influence of alcohol or drugs; reckless driving; operating a motorcycle without protective
17 headgear; or illegally parking in a space reserved for persons with disabilities. The General
18 Assembly is authorized to provide by general law for the allocation of such additional
19 penalties or fees to the Brain and Spinal Injury Trust Fund, as provided by law, for the
20 specified purpose of meeting any and all costs, or any portion of the costs, of providing
21 care and rehabilitative services to citizens of the state who have survived neurotrauma with
22 head or spinal cord injuries. Moneys appropriated for such purposes shall not lapse. The
23 General Assembly may provide by general law for the administration of such fund by such
24 authority as the General Assembly shall determine."

25 **SECTION 3.**

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

29 " YES Shall the Constitution of Georgia be amended so as to authorize the General
30 Assembly to provide for additional penalties or fees equal to 10 percent of
31 NO the original fine for offenses involving operating any type of boat or other
32 watercraft under the influence of alcohol or drugs, reckless driving,
33 operating a motorcycle without protective headgear, or illegally parking in
34 a space reserved for handicapped persons and to provide for the allocation
35 of such additional penalties or fees to the Brain and Spinal Injury Trust
36 Fund?"

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