

## House Resolution 863

By: Representatives Stover of the 71<sup>st</sup>, Caldwell of the 20<sup>th</sup>, Cooke of the 18<sup>th</sup>, Tarvin of the 2<sup>nd</sup>, Spencer of the 180<sup>th</sup>, and others

## A RESOLUTION

1 Proposing an amendment to the Constitution of the State of Georgia so as to provide that all  
 2 proceeds received by the state from title ad valorem taxes on motor vehicles shall be  
 3 appropriated for providing and maintaining an adequate system of public roads and bridges  
 4 in this state and for grants to counties for road construction and maintenance; to provide for  
 5 related matters; to provide for the submission of this amendment for ratification or rejection;  
 6 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 and title ad valorem  
 12 taxes on motor vehicles received by the state in each of the immediately preceding fiscal  
 13 years, less the amount of refunds, rebates, and collection costs authorized by law, is hereby  
 14 appropriated for the fiscal year beginning July 1, of each year following, for all activities  
 15 incident to providing and maintaining an adequate system of public roads and bridges in  
 16 this state, as authorized by laws enacted by the General Assembly of Georgia, and for  
 17 grants to counties by law authorizing road construction and maintenance, as provided by  
 18 law authorizing such grants. Said sum is hereby appropriated for, and shall be available  
 19 for, the aforesaid purposes regardless of whether the General Assembly enacts a general  
 20 appropriations Act; and said sum need not be specifically stated in any general  
 21 appropriations Act passed by the General Assembly in order to be available for such  
 22 purposes. However, this shall not preclude the General Assembly from appropriating for  
 23 such purposes an amount greater than the sum specified above for such purposes. The  
 24 expenditure of such funds shall be subject to all the rules, regulations, and restrictions  
 25 imposed on the expenditure of appropriations by provisions of the Constitution and laws  
 26 of this state, unless such provisions are in conflict with the provisions of this ~~paragraph.~~  
 27 ~~And Paragraph;~~ provided, however, that the proceeds of the tax hereby appropriated shall

28 not be subject to budgetary reduction. In the event of invasion of this state by land, sea, or  
29 air or in case of a major catastrophe so proclaimed by the Governor, said funds may be  
30 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 that all  
36 ( ) NO proceeds received by the state from title ad valorem taxes on motor vehicles  
37 shall be appropriated for providing and maintaining an adequate system of  
38 public roads and bridges in this state and for grants to counties for road  
39 construction and maintenance?"

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

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