

Senate Resolution 756

By: Senators Hill of the 32nd, Hill of the 6th, Ligon, Jr. of the 3rd, Williams of the 27th,
Gooch of the 51st and others

ADOPTED SENATE

A RESOLUTION

1 Proposing an amendment to the Constitution so as to provide for prioritized funding
2 requirements regarding certain appropriations Acts; to provide for procedures, conditions,
3 and limitations; to provide for the authority of the General Assembly with respect to the
4 foregoing; to provide for the submission of this amendment for ratification or rejection; and
5 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. **Mandatory appropriations Act requirements.** (a) On or after January
11 1, 2018, if the net amount of revenue deposited in the general fund in the preceding fiscal
12 year exceeds \$23.6 billion, and the general reserves fund holds at least 8 percent of that
13 amount, the individual state income tax on all taxpayers subject to such tax shall decrease
14 by 0.1 percent. Thereafter, if on or after January 1, 2020, the net amount of revenue
15 deposited in the general fund collected in the preceding fiscal year exceeds \$24.2 billion
16 and the general reserves fund holds at least 8 percent of that amount, the individual state
17 income tax on all taxpayers subject to such tax shall decrease by an additional 0.1 percent.

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

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

28 **SECTION 2.**

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

32 "() YES Shall the Constitution of Georgia be amended so as to provide for
33 limitations on the expenditure of excess revenues and budget surpluses by
34 () NO lowering personal income tax rates?"

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