

Senate Resolution 12

By: Senators Albers of the 56th, Mullis of the 53rd, Miller of the 49th, Gooch of the 51st, Kennedy of the 18th and others

A RESOLUTION

1 Proposing an amendment to the Constitution so as to provide that sales tax for educational
 2 purposes may be used and may be expended for school security projects; to provide for
 3 related matters; to provide for the submission of this amendment for ratification or rejection;
 4 and for other purposes.

5 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 SECTION 1.

7 Article VIII, Section VI, Paragraph IV of the Constitution is amended by revising
 8 subparagraphs (b) and (c) as follows:

9 "(b) The purpose or purposes for which the proceeds of the tax are to be used and may
 10 be expended include:

11 (1) Capital outlay projects for educational purposes;

12 (2) The retirement of previously incurred general obligation debt with respect only to
 13 capital outlay projects of the school system; provided, however, that the tax authorized
 14 under this Paragraph shall only be expended for the purpose authorized under this
 15 subparagraph (b)(2) if all ad valorem property taxes levied or scheduled to be levied prior
 16 to the maturity of any such then outstanding general obligation debt to be retired by the
 17 proceeds of the tax imposed under this Paragraph shall be reduced by a total amount
 18 equal to the total amount of proceeds of the tax imposed under this Paragraph to be
 19 applied to retire such bonded indebtedness. In the event of failure to comply with the
 20 requirements of this subparagraph (b)(2), as certified by the Department of Revenue, no
 21 further funds shall be expended under this subparagraph (b)(2) by such county or
 22 independent board of education and all such funds shall be maintained in a separate,
 23 restricted account and held solely for the expenditure for future capital outlay projects for
 24 educational purposes; or

25 (3) School security projects for the physical protection of students and school
 26 personnel, including, but not limited to, the implementation or improvement of school

27 security measures and plans and the hiring of persons for purposes of providing building
 28 and campus security or mental health services; or

29 (4) A combination of the foregoing.

30 (c) The resolution calling for the imposition of the tax and the ballot question shall each
 31 describe:

32 (1) The specific capital outlay projects to be funded, the specific school security project
 33 to be funded, or the specific debt to be retired, or ~~both~~ all, if applicable;

34 (2) The maximum cost of such project or projects and, if applicable, the maximum
 35 amount of debt to be retired, which cost and amount of debt shall also be the maximum
 36 amount of net proceeds to be raised by the tax; and

37 (3) The maximum period of time, to be stated in calendar years or calendar quarters
 38 and not to exceed five years."

39 **SECTION 2.**

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

43 "() YES Shall the Constitution of Georgia be amended so as to provide that sales tax
 44 () NO for educational purposes may be used and expended for school security
 45 projects?"

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