

House Resolution 398

By: Representatives Ridley of the 22<sup>nd</sup>, Momtahan of the 17<sup>th</sup>, Horner of the 3<sup>rd</sup>, Camp of the 135<sup>th</sup>, and Romman of the 97<sup>th</sup>

## A RESOLUTION

1 Proposing an amendment to the Constitution of the State of Georgia so as to rename the  
 2 Georgia Public Service Commission as the Georgia Public Utilities Commission; to provide  
 3 for related matters; 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 IV of the Constitution is amended by revising Section I as follows:

8 "SECTION I.

9 PUBLIC SERVICE UTILITIES COMMISSION

10 Paragraph I. *Public Service Utilities Commission.* (a) There shall be a Public Service  
 11 Utilities Commission for the regulation of utilities which shall be in all respects the  
 12 successor to and shall assume all of the rights, powers, and duties of the Public Service

13 Commission as it existed on December 31, 2026. The commission shall consist of five  
14 members who shall be elected by the people, have terms of office for six years, and shall  
15 serve until their successors are elected and qualified. A chairperson shall be selected by the  
16 members of the commission from its membership. The members of the former Public  
17 Service Commission in office immediately preceding January 1, 2027, shall continue to serve  
18 out their terms of office as members of the Public Utilities Commission and until their  
19 respective successors are elected and qualified. The Commissioners in office on June 30,  
20 1983, shall serve until December 31 after the general election at which the successor of each  
21 member is elected. Thereafter, all succeeding terms of members shall be for six years.  
22 Members shall serve until their successors are elected and qualified. A chairman shall be  
23 selected by the members of the commission from its membership.

24 (b) The commission shall be vested with such jurisdiction, powers, and duties as  
25 provided by law.

26 (c) The filling of vacancies and manner and time of election of members of the  
27 commission shall be as provided by law."

28 **SECTION 2.**

29 Article IX, Section II of the Constitution is amended by revising subparagraph (c)(5) of  
30 Paragraph I as follows:

31 "(5) Action extending the power of regulation over any business activity regulated by  
32 the Georgia Public ~~Service~~ Utilities Commission beyond that authorized by local or  
33 general law or by this Constitution."

34 **SECTION 3.**

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

38     " YES   Shall the Constitution of Georgia be amended so as to rename the Georgia  
39      NO    Public Service Commission as the Georgia Public Utilities Commission?"  
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.