

House Resolution 316

By: Representative Davis of the 87th

A RESOLUTION

1 Proposing an amendment to the Constitution so as to waive the state's defense of sovereign
2 immunity regarding actions of the Board of Regents of the University System of Georgia;
3 to provide that such board shall be subject to an oversight panel; to provide for related
4 matters; to provide for the submission of this amendment for ratification or rejection; and for
5 other purposes.

6 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 SECTION 1.

8 Article VIII, Section IV of the Constitution is amended by adding new paragraphs to read as
9 follows:

10 "Paragraph II. *Waiver of sovereign immunity.* The state's defense of sovereign
11 immunity is hereby waived as to any action regarding the Board of Regents of the
12 University System of Georgia.

13 Paragraph III. *Creation of oversight panel.* There shall be created an oversight panel
14 of the Board of Regents of the University System of Georgia which shall consist of seven
15 members each to be appointed by the Governor, the President of the Senate, the Speaker
16 of the House of Representatives, the Senate Majority Leader, the Senate Minority Leader,

17 and the House Minority Leader and shall have such qualifications, powers, and duties as
18 provided by law."

19 **SECTION 2.**

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

23 "() YES Shall the Constitution of Georgia be amended so as to waive the state's
24 defense of sovereign immunity regarding actions of the Board of Regents of
25 the University System of Georgia and to create an oversight panel of such
26 () NO board?"

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