Senate Resolution 109

By: Senators Butler of the 55th, Jackson of the 41st, Orrock of the 36th, Harrell of the 40th, Esteves of the 6th and others

A RESOLUTION

1	Proposing an amendment to the Constitution so as to repeal the recognition of marriage as
2	only the union of man and woman; to provide for related matters; to provide for the
3	submission of this amendment for ratification or rejection; and for other purposes.
4	BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:
5	SECTION 1.
6	Article I of the Constitution is amended by repealing Section IV in its entirety and enacting
7	a new Section IV to read as follows:
8	"SECTION IV.
9	MARRIAGE
10	Paragraph I. Recognition of marriage. (a) This state shall recognize as marriage any
11	union between two adult persons, regardless of race, gender, or biological sex, who are of
12	sound mind, who have no living spouse from a previously undissolved marriage, and who
13	are not related to their prospective spouse by blood or marriage within the prohibited
14	degrees.

(b) This state shall give effect to any public act, record, or judicial proceeding of any
other state or jurisdiction respecting a relationship between interracial persons or persons
of the same gender or biological sex that is treated as a marriage under the laws of such
other state or jurisdiction. The courts of this state shall have jurisdiction to grant a divorce
or separate maintenance and to consider or rule on any of the parties' respective rights
arising from interracial or same-sex marriage unions."

21	SECTION 2.
22	The above proposed amendment to the Constitution shall be published and submitted as
23	provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the
24	above proposed amendment shall have written or printed thereon the following:
25	"() YES Shall the Constitution of Georgia be amended so as to recognize marriage
26	() NO as any union between two adult persons eligible to marry under Georgia law
27	regardless of race, gender, or biological sex?"
28	All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes."
29	All persons desiring to vote against ratifying the proposed amendment shall vote "No." If
30	such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall
31	become a part of the Constitution of this state.