

Senate Resolution 12

By: Senators Thompson of the 5th, Davenport of the 44th, Jones of the 10th, Jackson of the 2nd, Lucas of the 26th and others

A RESOLUTION

1 Proposing an amendment to the Constitution so as to authorize that the General Assembly
 2 may provide limitations by general law on the amount of tuition that may be charged to
 3 students receiving lottery funded scholarships and grants and attending colleges and
 4 universities operated by the Board of Regents of the University System of Georgia or
 5 institutions operated by the Technical College System of Georgia; to provide for the
 6 submission of this amendment for ratification or rejection; and for other purposes.

7 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Article I, Section II, Paragraph VIII of the Constitution is amended by revising
 10 subparagraph (c) to read as follows:

11 "(c) The General Assembly may by law provide for the operation and regulation of a
 12 lottery or lotteries by or on behalf of the state and for any matters relating to the purposes
 13 or provisions of this subparagraph. Proceeds derived from the lottery or lotteries operated
 14 by or on behalf of the state shall be used to pay the operating expenses of the lottery or
 15 lotteries, including all prizes, without any appropriation required by law, and for
 16 educational programs and purposes as hereinafter provided. Lottery proceeds shall not be
 17 subject to Article VII, Section III, Paragraph II; Article III, Section IX, Paragraph VI(a);
 18 or Article III, Section IX, Paragraph IV(c), except that the net proceeds after payment of
 19 such operating expenses shall be subject to Article VII, Section III, Paragraph II. Net
 20 proceeds after payment of such operating expenses shall be separately accounted for and
 21 shall be specifically identified by the Governor in his or her annual budget presented to the
 22 General Assembly as a separate budget category entitled 'Lottery ~~Proceeds~~ Proceeds,' and
 23 the Governor shall make specific recommendations as to educational programs and
 24 educational purposes to which ~~said~~ such net proceeds shall be appropriated. In the General
 25 Appropriations Act adopted by the General Assembly, the General Assembly shall
 26 appropriate all net proceeds of the lottery or lotteries by such separate budget category to
 27 educational programs and educational purposes. Such net proceeds shall be used to support

28 improvements and enhancements for educational programs and purposes, and such net
 29 proceeds shall be used to supplement, not supplant, non-lottery educational resources for
 30 educational programs and purposes. The educational programs and educational purposes
 31 for which proceeds may be so appropriated shall include only the following:

32 (1) Tuition grants, scholarships, or loans to citizens of this state to enable such citizens
 33 to attend colleges and universities located within this state, regardless of whether such
 34 colleges or universities are operated by the ~~board of regents~~ Board of Regents of the
 35 University System of Georgia, or to attend institutions operated under the authority of the
 36 ~~Department of Technical and Adult Education~~ College System of Georgia. The General
 37 Assembly may provide limitations by general law on the amount of tuition that may be
 38 charged to students receiving lottery funded scholarships and grants and attending
 39 colleges and universities operated by the Board of Regents of the University System of
 40 Georgia or institutions operated by the Technical College System of Georgia;

41 (2) Voluntary pre-kindergarten;

42 (3) One or more educational shortfall reserves in a total amount of not less than 10
 43 percent of the net proceeds of the lottery for the preceding fiscal year;

44 (4) Costs of providing to teachers at accredited public institutions who teach levels
 45 K-12, personnel at public postsecondary technical institutes under the authority of the
 46 ~~Department of Technical and Adult Education~~ Technical College System of Georgia, and
 47 professors and instructors within the University System of Georgia the necessary training
 48 in the use and application of computers and advanced electronic instructional technology
 49 to implement interactive learning environments in the classroom and to access the
 50 state-wide distance learning network; and

51 (5) Capital outlay projects for educational facilities;
 52 provided, however, that no funds shall be appropriated for the items listed in ~~paragraphs~~
 53 subparagraphs (c)(4) and (c)(5) of this subsection Paragraph until all persons eligible for
 54 and applying for assistance as provided in ~~paragraph subparagraph (c)(1) of this subsection~~
 55 Paragraph have received such assistance, all approved pre-kindergarten programs provided
 56 for in ~~paragraph subparagraph (c)(2) of this subsection Paragraph~~ have been fully funded,
 57 and the education shortfall reserve or reserves provided for in ~~paragraph subparagraph~~
 58 (c)(3) of this subsection Paragraph have been fully funded."

59 SECTION 2.

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

63 " YES Shall the Constitution of Georgia be amended so as to provide that the
64 General Assembly may provide limitations by general law on the amount
65 NO of tuition that may be charged to students receiving lottery funded
66 scholarships and grants and attending colleges and universities operated by
67 the Board of Regents of the University System of Georgia or institutions
68 operated by the Technical College System of Georgia?"

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