

Senate Resolution 475

By: Senator Thompson of the 5th

A RESOLUTION

1 Proposing an amendment to the Constitution of the State of Georgia so as to authorize the
 2 General Assembly to provide by law for the legalization and regulation of marijuana; to
 3 permit persons 21 years of age or older to purchase limited amounts of marijuana for
 4 personal use; to provide that the fees and tax proceeds from the sale of such marijuana be
 5 dedicated equally between education and transportation infrastructure purposes; to provide
 6 that such funds shall not lapse; to provide for submission of this amendment for ratification
 7 or rejection; and for other purposes.

8 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 SECTION 1.

10 Article III, Section IX, Paragraph VI of the Constitution is amended by adding a new
 11 subparagraph to read as follows:

12 "(p) The General Assembly shall provide by law for the legalization and regulation of
 13 the production and sale of marijuana for personal use by individuals 21 years of age or
 14 older and for any matters relating to the purposes or provisions of this subparagraph.
 15 Proceeds derived from fees and taxation of the production and sale of marijuana shall be
 16 used to pay for the operating expenses of the state's regulation and administration of such
 17 production and sale of marijuana. Net proceeds after payment of such operating expenses
 18 shall be separately accounted for and shall be specifically identified by the Governor in the
 19 annual budget presented to the General Assembly as a separate budget category entitled
 20 'Marijuana Proceeds,' and the Governor shall make specific recommendations as to the
 21 educational programs and purposes and capital outlay projects for transportation
 22 infrastructure purposes to which such net proceeds shall be equally appropriated. In the
 23 General Appropriations Act adopted by the General Assembly, the General Assembly shall
 24 appropriate all net proceeds of the marijuana fees and taxes by such separate budget
 25 category to support improvements and enhancements for educational programs and
 26 purposes and capital outlay projects for transportation infrastructure purposes. Such net
 27 proceeds shall be used equally to support improvements and enhancements for educational

28 programs and purposes and to support improvements for capital outlay projects for
 29 transportation infrastructure purposes; and such net proceeds shall be used to supplement,
 30 not supplant, nonmarijuana resources for educational programs and purposes and for
 31 capital outlay projects for transportation infrastructure purposes. Such appropriated
 32 amount shall not lapse as required by Article III, Section IX, Paragraph IV(c)."

33 **SECTION 2.**

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

37 "() YES Shall the Constitution of Georgia be amended so as to authorize the General
 38 Assembly to provide by general law for the legalization and regulation of the
 39 () NO production and sale of marijuana for personal use by individuals 21 years of
 40 age or older and may further provide that the taxes from such production and
 41 sale shall be appropriated equally between educational programs and
 42 purposes and capital outlay projects for transportation infrastructure purposes
 43 within this state?"

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