

Senate Resolution 776

By: Senator Dolezal of the 27th

## A RESOLUTION

1 Proposing an amendment to the Constitution so as to provide that the General Assembly may  
 2 by general law authorize local boards of education to impose, levy, and collect development  
 3 impact fees and use the proceeds to pay for a share of the cost of additional educational  
 4 facilities; to provide for the submission of this amendment for ratification or rejection; and  
 5 for other purposes.

6 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

### 7 SECTION 1.

8 Article VIII, Section VI of the Constitution is amended by adding a new Paragraph to read  
 9 as follows:

10 "Paragraph V. *Development impact fees for educational purposes.* The General  
 11 Assembly is authorized to provide by general law that each local board of education may  
 12 by resolution impose, levy, and collect development impact fees within any area of its  
 13 school system. A county or municipality that has received a local board of education  
 14 resolution imposing a development impact fee shall collect the fee as a condition of  
 15 development approval by such county and municipality. The proceeds of any development  
 16 impact fee imposed pursuant to this Paragraph shall be used to pay for a share of the cost  
 17 of additional educational facilities to serve new growth and development in the same area  
 18 in which those fees are imposed."

### 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 provide that the  
 24 General Assembly may by general law authorize local boards of education  
 25 ( ) NO to impose, levy, and collect development impact fees and use the proceeds  
 26 to pay for a share of the cost of additional educational facilities?"

- 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.