

House Resolution 1115

By: Representatives Blackmon of the 146th, Crowe of the 118th, and Leverett of the 123rd

A RESOLUTION

1 Proposing an amendment to the Constitution so as to provide that qualified low-income
2 building projects may be classified as a separate class of property for ad valorem property
3 tax purposes, and different rates, methods, and assessment dates may be provided for such
4 building projects; to provide for the submission of this amendment for ratification or
5 rejection; and for other purposes.

6 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article VII, Section I, Paragraph III of the Constitution is amended by revising
9 subparagraph (b) as follows:

10 "(b)(1) Except as otherwise provided in this subparagraph (b), classes of subjects for
11 taxation of property shall consist of tangible property and one or more classes of
12 intangible personal property including money; provided, however, that any taxation of
13 intangible personal property may be repealed by general law without approval in a
14 referendum effective for all taxable years beginning on or after January 1, 1996.

15 (2) Subject to the conditions and limitations specified by law, each of the following types
16 of property may be classified as a separate class of property for ad valorem property tax

17 purposes and different rates, methods, and assessment dates may be provided for such
18 properties:

19 (A) Trailers;

20 (B) Mobile homes other than those mobile homes which qualify the owner of the home
21 for a homestead exemption from ad valorem taxation;

22 (C) Heavy-duty equipment motor vehicles owned by nonresidents and operated in this
23 state; and

24 (D) Qualified low-income housing projects as such term is defined in 26 U.S.C.
25 Section 42(g)(1).

26 (3) Motor vehicles may be classified as a separate class of property for ad valorem
27 property tax purposes, and such class may be divided into separate subclasses for ad
28 valorem purposes. The General Assembly may provide by general law for the ad
29 valorem taxation of motor vehicles including, but not limited to, providing for different
30 rates, methods, assessment dates, and taxpayer liability for such class and for each of its
31 subclasses and need not provide for uniformity of taxation with other classes of property
32 or between or within its subclasses. The General Assembly may also determine what
33 portion of any ad valorem tax on motor vehicles shall be retained by the state. As used
34 in this subparagraph, the term 'motor vehicles' means all vehicles which are
35 self-propelled."

36 **SECTION 2.**

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

40 " YES Shall the Constitution of Georgia be amended so as to provide that qualified
41 NO low-income housing projects may be classified as a separate class of
42 property for ad valorem property tax purposes, and different rates, methods,
43 and assessment dates may be provided for such building projects?"

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.