

STATE OF NEW YORK

5058

2019-2020 Regular Sessions

IN SENATE

April 5, 2019

Introduced by Sen. ANTONACCI -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to section 14 of article 3 of the constitution, in relation to prohibiting the governor from issuing a message of necessity for budget related bills

1 Section 1. Resolved (if the Assembly concur), That section 14 of article 3 of the constitution be amended as follows:

2 § 14. No bill shall be passed or become a law unless it shall have
3 been printed and upon the desks of the members, in its final form, at
4 least three calendar legislative days prior to its final passage, unless
5 the governor, or the acting governor, shall have certified, under his or
6 her hand and the seal of the state, the facts which in his or her opinion
7 necessitate an immediate vote thereon, in which case it must nevertheless
8 be upon the desks of the members in final form, not necessarily
9 printed, before its final passage, provided, however, such immediate
10 vote shall not be permitted for budget bills or appropriation bills
11 relating thereto; nor shall any bill be passed or become a law, except
12 by the assent of a majority of the members elected to each branch of the
13 legislature; and upon the last reading of a bill, no amendment thereof
14 shall be allowed, and the question upon its final passage shall be taken
15 immediately thereafter, and the ayes and nays entered on the journal.

16 For purposes of this section, a bill shall be deemed to be printed and
17 upon the desks of the members if: it is set forth in a legible electronic
18 format by electronic means, and it is available for review in such
19 format at the desks of the members. For purposes of this section "electronic
20 means" means any method of transmission of information between
21 computers or other machines designed for the purpose of sending and
22 receiving such transmissions and which: allows the recipient to
23 reproduce the information transmitted in a tangible medium of
24 expression; and does not permit additions, deletions or other changes to
25 be made without leaving an adequate record thereof.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 § 2. Resolved (if the Assembly concur), That the foregoing amendment
2 be referred to the first regular legislative session convening after the
3 next succeeding general election of members of the assembly, and, in
4 conformity with section 1 of article 19 of the constitution, be
5 published for 3 months previous to the time of such election.