

Assembly Resolution No. 377

BY: M. of A. Seawright

CALLING for ratification of the Equal Rights
Amendment

WHEREAS, The U.S. Constitution does not explicitly guarantee equal rights to all persons regardless of sex; and

WHEREAS, The 19th Amendment, adopted in 1920, grants all citizens the right to vote without abridgment or denial on account of sex; and

WHEREAS, The ERA was written by suffragist leader Alice Paul and introduced in Congress in 1923, was passed by Congress in 1972 with a seven-year time limit, and after Congressional extension of the time limit to June 30, 1982, has been ratified by 35 of the 38 states necessary to put it into the Constitution; and

WHEREAS, Article V of the Constitution imposes no time limit for ratification of amendments; Supreme Court decisions have recognized the power of Congress to determine the mode of ratification; and the 1992 ratification of the 27th ("Madison") Amendment 203 years after it was first proposed supports the premise that state ERA ratification votes since 1972 are sufficiently contemporaneous; and

WHEREAS, On March 20, 2017, the State of Nevada voted to ratify the Equal Rights Amendment, leaving only two more states needed for ratification; and

WHEREAS, On May 30, 2018, the State of Illinois voted to ratify the Equal Rights Amendment, leaving only one more state needed for ratification; and

WHEREAS, On January 15, 2020, the State of Virginia voted to ratify the Equal Rights Amendment; and

WHEREAS, On March 17, 2021, the U.S House of Representatives passed HJ Res 17 to remove the deadline for the ratification of the Equal Rights Amendment; and

WHEREAS, On January 27, 2022, the U.S. House of Representatives introduced a resolution recognizing the Equal Rights Amendment has met all requirements to be affirmed as the 28th Amendment; and

WHEREAS, The President of the United States Joseph R. Biden Jr. has urged Congress to pass a resolution recognizing the ratification of the Equal Rights Amendment; and

WHEREAS, A leader in advocating for women's equality, New York State has championed paid family leave, equal pay for equal work, and issues that face pregnant women in the workforce; now, therefore, be it

RESOLVED, That this Legislative Body pause in its deliberations to

call on all members of the U.S. Senate and House of Representatives in the 117th Congress to co-sponsor, support, and pass into law joint resolutions for both the traditional Article V ratification process (H.J. Res. 28); and be it further

RESOLVED, That copies of this Resolution, suitably engrossed, be transmitted to the President of the Senate of the United States, the Speaker of the House of Representatives, and to each member of the Congress of the United States from the State of New York.