

STATE OF NEW YORK

10427

IN ASSEMBLY

March 6, 2026

Introduced by M. of A. SHRESTHA -- read once and referred to the Committee on Governmental Operations

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to section 2 of article 3 of the constitution, in relation to increasing the length of the term of office for members of the legislature; proposing an amendment to section 1 of article 4 of the constitution, in relation to term limits for the office of governor and lieutenant-governor; and proposing an amendment to section 1 of article 5 of the constitution, in relation to term limits for the offices of comptroller and attorney-general

Section 1. Resolved (if the Senate concur), That section 2 of article 3 of the constitution be amended to read as follows:

§ 2. The senate shall consist of fifty members, except as hereinafter provided. The senators [~~elected in the year one thousand eight hundred and ninety five shall hold their offices for three years, and their successors~~] shall be [~~chosen~~] elected for [~~two~~] terms of four years provided, further, no senator shall serve for more than sixteen years. The assembly shall consist of one hundred and fifty members. The assembly members [~~elected in the year one thousand nine hundred and thirty eight, and their successors,~~] shall be [~~chosen~~] elected for [~~two~~] terms of four years; provided, however, no assembly member shall serve for more than sixteen years. Provided, further, any term already served by a sitting senator or assembly member prior to the amendments to this section being approved and ratified by the people and coming into effect shall be excluded from the limits on service set forth by this section.

§ 2. Resolved (if the Senate concur), That section 1 of article 4 of the constitution be amended to read as follows:

Section 1. (a) The executive power shall be vested in the governor, who shall hold office for four years; the lieutenant-governor shall be chosen at the same time, and for the same term. The governor and lieutenant-governor shall be chosen at the general election held in the year nineteen hundred thirty-eight, and each fourth year thereafter. They shall be chosen jointly, by the casting by each voter of a single vote applicable to both offices, and the legislature by law shall provide for making such choice in such manner. The respective persons having the

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

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1 highest number of votes cast jointly for them for governor and lieutenant-governor respectively shall be elected.

2
3 (b) No person shall be elected to the office of the governor more than
4 three times. Provided, however, any term already served by a sitting
5 governor prior to the amendments to this section being approved and
6 ratified by the people and coming into effect shall be excluded from the
7 limits on service set forth by this section. Provided, further, that a
8 person who has been thrice elected to the office of governor and who is
9 in the line of succession to such office, pursuant to section six of
10 this article, shall be passed over in the line of succession and the
11 next person in the line of succession shall act as governor.

12 (c) No person shall be elected to the office of the lieutenant-governor
13 more than three times. Provided, however, any term already served by
14 a sitting lieutenant-governor prior to the amendments to this section
15 being approved and ratified by the people and coming into effect shall
16 be excluded from the limits on service set forth by this section.
17 Provided, further, that a person who has been thrice elected to the
18 office of lieutenant-governor and who is in the line of succession to
19 such office, pursuant to section six of this article, shall be passed
20 over in the line of succession and the next person in the line of
21 succession shall act as lieutenant-governor.

22 § 3. Resolved (if the Senate concur), That section 1 of article 5 of
23 the constitution be amended to read as follows:

24 Section 1. The comptroller and attorney-general shall be chosen at the
25 same general election as the governor and hold office for the same term,
26 and shall possess the qualifications provided in section 2 of article
27 IV. The legislature shall provide for filling vacancies in the office of
28 comptroller and of attorney-general. No election of a comptroller or an
29 attorney-general shall be had except at the time of electing a governor.
30 No person shall be elected to the office of comptroller or attorney-gen-
31 eral who has previously been elected to such office more than three
32 times. Provided, however, any term already served by a sitting comp-
33 troller or attorney-general prior to the amendments to this section
34 being approved and ratified by the people and coming into effect shall
35 be excluded from the limits on service set forth by this section. The
36 comptroller shall be required: (1) to audit all vouchers before payment
37 and all official accounts; (2) to audit the accrual and collection of
38 all revenues and receipts; and (3) to prescribe such methods of account-
39 ing as are necessary for the performance of the foregoing duties. The
40 payment of any money of the state, or of any money under its control, or
41 the refund of any money paid to the state, except upon audit by the
42 comptroller, shall be void, and may be restrained upon the suit of any
43 taxpayer with the consent of the supreme court in appellate division on
44 notice to the attorney-general. In such respect the legislature shall
45 define the powers and duties and may also assign to ~~[him or her]~~ such
46 person: (1) supervision of the accounts of any political subdivision of
47 the state; and (2) powers and duties pertaining to or connected with the
48 assessment and taxation of real estate, including determination of
49 ratios which the assessed valuation of taxable real property bears to
50 the full valuation thereof, but not including any of those powers and
51 duties reserved to officers of a county, city, town or village by virtue
52 of ~~[sections seven and eight]~~ section one of article nine and section
53 thirteen of article thirteen of this constitution. The legislature shall
54 assign to ~~[him or her]~~ such person no administrative duties, excepting
55 such as may be incidental to the performance of these functions, any
56 other provision of this constitution to the contrary notwithstanding.

1 § 4. Resolved (if the Senate concur), That the foregoing amendments be
2 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 three months previous to the time of such election.