S T A T E O F N E W Y O R K

2414

2009-2010 Regular Sessions

I N A S S E M B L Y

January 15, 2009

Introduced by M. of A. JEFFRIES, JAFFEE, KAVANAGH, BALL, FIELDS -- Multi-Sponsored by -- M. of A. FINCH, KOLB, MOLINARO, SAYWARD -- read once and referred to the Committee on Ways and Means

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to section 14 of article 3 of the constitution, in relation to eliminating the use of messages of necessity for appropriations bills

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

S 14. No bill shall be passed or become a law unless it shall have been printed and upon the desks of the members, in its final form, at least three calendar legislative days prior to its final passage, unless the governor, or the acting governor, shall have certified, under his or her hand and the seal of the state, the facts which in his or her opinion necessitate an immediate vote thereon, in which case it must nevertheless be upon the desks of the members in final form, not necessarily printed, before its final passage; nor shall any bill be passed or become a law, except by the assent of a majority of the members elected to each branch of the legislature; and upon the last reading of a bill, no amendment thereof shall be allowed, and the question upon its final passage shall be taken immediately thereafter, and the ayes and nays entered on the journal. THE GOVERNOR MAY NOT ISSUE A MESSAGE OF NECESSITY FOR APPROPRIATIONS BILLS, EXCEPT WHERE IMMEDIATE PASSAGE IS NECESSARY TO ADDRESS OR AVERT AN EXTREME FISCAL CRISIS. ANY SUCH MESSAGE OF NECESSITY MUST BE ACCEPTED BY AN AFFIRMATIVE VOTE OF A MAJORITY OF ALL MEMBERS OF EACH HOUSE OF THE LEGISLATURE. APPROPRIATIONS BILLS SHALL NOT BE PASSED UNLESS THEY ARE PLACED UPON THE DESKS OF THE MEMBERS, IN THEIR FINAL FORM, THOUGH NOT NECESSARILY PRINTED, AT LEAST THREE CALENDAR DAYS PRIOR TO VOTING.

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

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

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