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

664

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. KAVANAGH -- read once and referred to the Committee on Ways and Means

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to sections 9 and 14 of article 3 of the constitution, in relation to the powers of each house and the manner of passing budget bills by the legislature

Section 1. Resolved (if the Senate concur), That section 9 of article 3 of the constitution be amended to read as follows:

S 9. A majority of each house shall constitute a quorum to do business. [Each] NOTWITHSTANDING THE PROVISIONS OF THIS ARTICLE, EACH house shall determine the rules of its own proceedings, and be the judge of the elections, returns and qualifications of its own members; shall choose its own officers; and the senate shall choose a temporary president and the assembly shall choose a speaker.

S 2. Resolved (if the Senate concur), That section 14 of article 3 of the constitution be amended to read as follows:

S 14. No bill, EXCEPT A BUDGET 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.

NO BUDGET 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

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

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LEAST TEN CALENDAR LEGISLATIVE DAYS PRIOR TO ITS FINAL PASSAGE. DURING SUCH TEN CALENDAR LEGISLATIVE DAYS, THE FINANCE COMMITTEE OF EACH BRANCH OF THE LEGISLATURE SHALL HOLD JOINT CONFERENCE COMMITTEE MEETINGS REGARDING SUCH BUDGET BILL.

S 3. 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.