

3757

2009-2010 Regular Sessions

I N   A S S E M B L Y

January 28, 2009

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Introduced by M. of A. SCHIMMINGER, GREENE, PEOPLES -- Multi-Sponsored  
by -- M. of A. EDDINGTON, KOON, MAGEE -- read once and referred to  
the Committee on Ways and Means

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to article 7 of the constitution, in relation to  
providing for a continuing austerity contingency budget in the event  
that the budget submitted by the governor is not passed by the legis-  
lature before the start of the new fiscal year with or without permis-  
sible alterations

1     Section 1. Resolved (if the Senate concur), That article 7 of the  
2     constitution be amended by adding a new section 4-a to read as follows:  
3     S 4-A. IF, ON OR BEFORE THE FIRST DAY OF THE STATE FISCAL YEAR WHICH  
4     NEXT FOLLOWS SUBMISSION OF THE EXECUTIVE BUDGET BILLS DESCRIBED IN  
5     SECTION THREE OF THIS ARTICLE, THE LEGISLATURE HAS NOT PASSED, WITH OR  
6     WITHOUT PERMISSIBLE ALTERATIONS, ONE OR MORE OF SUCH BILLS CONTAINING  
7     ALL THE PROPOSED APPROPRIATIONS AND REAPPROPRIATIONS INCLUDED IN THE  
8     GOVERNOR'S SUBMISSION PURSUANT TO SECTION THREE OF THIS ARTICLE, THEN IN  
9     SUCH EVENT ALL OF THE AUTHORITY TO RAISE AND SPEND MONEYS PURSUANT TO  
10    THE PREVIOUSLY ADOPTED BUDGET LAWS IN EFFECT FOR THE FISCAL YEAR DURING  
11    WHICH THE GOVERNOR'S SUBMISSION IS MADE SHALL CONTINUE IN EFFECT DURING  
12    THE NEXT STATE FISCAL YEAR BUT SUCH SPENDING AUTHORITY SHALL BE LIMITED  
13    BY A MANDATORY ACROSS-THE-BOARD FIVE PERCENT REDUCTION IN ALL STATE  
14    SPENDING, EXCEPT PAYMENTS FOR ENTITLEMENT PROGRAMS MANDATED BY LAW AND  
15    PAYMENTS FOR SERVICING THE STATE'S DEBT, UNTIL SUCH TIME AS NEW AUTHORI-  
16    TY IS CONFERRED BY ADOPTION BY THE LEGISLATURE, WITH OR WITHOUT PERMIS-  
17    SIBLE ALTERATIONS, OF A SUFFICIENT NUMBER OF THE BILLS SO SUBMITTED BY  
18    THE GOVERNOR AND APPLICABLE TO THE NEW FISCAL YEAR, WHICH ADOPTED BILLS  
19    IN THE AGGREGATE CONSTITUTE, IN THE JUDGMENT OF THE LEGISLATURE, A  
20    BALANCED BUDGET.  
21    S 2. Resolved (if the Senate concur), That the foregoing amendment  
22    be referred to the first regular legislative session convening after the  
23    next succeeding general election of members of the assembly, and, in  
24    conformity with section 1 of article 19 of the constitution, be  
25    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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