

3757

2009-2010 Regular Sessions

I N A S S E M B L Y

January 28, 2009

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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