

5048

2009-2010 Regular Sessions

I N   A S S E M B L Y

February 10, 2009

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Introduced by M. of A. CUSICK -- read once and referred to the Committee  
on Veterans' Affairs

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to section 18 of article 7 of the constitution,  
in relation to providing for payment of bonuses to members of the  
armed forces from this state for service during the period of the  
Korean war

1     Section 1. Resolved (if the Senate concur), That section 18 of arti-  
2     cle 7 of the constitution be amended to read as follows:  
3     S 18. 1. The legislature may authorize by law the creation of a debt  
4     or debts of the state to provide for the payment of a bonus to each male  
5     and female member of the armed forces of the United States, still in the  
6     armed forces, or separated or discharged under honorable conditions, for  
7     service while on active duty with the armed forces at any time during  
8     the period from December seventh, nineteen hundred forty-one to and  
9     including September second, nineteen hundred forty-five, who was a  
10    resident of this state for a period of at least six months immediately  
11    prior to his or her enlistment, induction or call to active duty. The  
12    law authorizing the creation of the debt shall provide for payment of  
13    such bonus to the next of kin of each male and female member of the  
14    armed forces who, having been a resident of this state for a period of  
15    six months immediately prior to his or her enlistment, induction or call  
16    to active duty, died while on active duty at any time during the period  
17    from December seventh, nineteen hundred forty-one to and including  
18    September second, nineteen hundred forty-five; or who died while on  
19    active duty subsequent to September second, nineteen hundred forty-five,  
20    or after his or her separation or discharge under honorable conditions,  
21    prior to receiving payment of such bonus. An apportionment of the  
22    moneys on the basis of the periods and places of service of such members  
23    of the armed forces shall be provided by general laws.  
24    2. THE LEGISLATURE MAY ALSO AUTHORIZE THE CREATION OF A DEBT OR DEBTS  
25    OF THE STATE TO PROVIDE FOR THE PAYMENT OF A BONUS TO EACH MALE AND

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

LBD89041-02-9

1 FEMALE MEMBER OF THE ARMED FORCES OF THE UNITED STATES WHO SERVED ON  
2 ACTIVE DUTY WITH THE ARMED FORCES AT ANY TIME DURING THE PERIOD FROM  
3 JUNE TWENTY-SEVENTH, NINETEEN HUNDRED FIFTY TO AND INCLUDING JANUARY  
4 THIRTY-FIRST, NINETEEN HUNDRED FIFTY-FIVE, WAS DISCHARGED OR RELEASED  
5 THEREFROM UNDER HONORABLE CONDITIONS, AND IS A NEW YORK STATE RESIDENT  
6 ON THE EFFECTIVE DATE OF THIS SUBDIVISION. THE LAW AUTHORIZING THE  
7 CREATION OF THE DEBT SHALL PROVIDE FOR PAYMENT OF SUCH BONUS TO THE NEXT  
8 OF KIN OF EACH MALE AND FEMALE MEMBER OF THE ARMED FORCES WHO DIED WHILE  
9 ON ACTIVE DUTY AT ANY TIME DURING THE PERIOD FROM JUNE TWENTY-SEVENTH,  
10 NINETEEN HUNDRED FIFTY TO AND INCLUDING JANUARY THIRTY-FIRST, NINETEEN  
11 HUNDRED FIFTY-FIVE OR AFTER HIS OR HER DISCHARGE OR RELEASE THEREFROM  
12 UNDER HONORABLE CONDITIONS, AND AT THE TIME OF DEATH WAS A NEW YORK  
13 STATE RESIDENT, PRIOR TO RECEIVING PAYMENT OF SUCH BONUS. AN  
14 APPORTIONMENT OF THE MONEYS ON THE BASIS OF THE PERIODS AND PLACES OF  
15 SERVICE OF SUCH MEMBERS OF THE ARMED FORCES SHALL BE PRESCRIBED BY  
16 GENERAL LAWS; PROVIDED, HOWEVER, THAT THE MAXIMUM AMOUNT TO BE PAID TO  
17 ANY SUCH MEMBER ENTITLED TO SUCH BONUS WITH OVERSEAS SERVICE SHALL BE  
18 FOUR HUNDRED DOLLARS AND THE MAXIMUM AMOUNT TO BE PAID TO ANY SUCH  
19 MEMBER ENTITLED TO SUCH BONUS WITH STATESIDE SERVICE SHALL BE THREE  
20 HUNDRED DOLLARS. The aggregate of the debts authorized by this section  
21 shall not exceed [four] SIX hundred million dollars. The provisions of  
22 this article, not inconsistent with this section, relating to the  
23 issuance of bonds for a debt or debts of the state and the maturity and  
24 payment thereof, shall apply to a debt or debts created pursuant to this  
25 section; except that the law authorizing the contracting of such debt or  
26 debts shall take effect without submission to the people pursuant to  
27 section eleven of this article.

28 Proceeds of bonds issued pursuant to law, as authorized by this  
29 section as in force prior to January first, [nineteen hundred fifty] TWO  
30 THOUSAND TEN shall be available and may be expended for the payment of  
31 ANY such bonus to persons qualified therefor as now provided by this  
32 section.

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