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

3644

2011-2012 Regular Sessions

I N S E N A T E

February 28, 2011

Introduced by Sens. GRIFFO, LARKIN, O'MARA, RANZENHOFER -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to article 7 of the constitution, in relation to a timely state budget

Section 1. RESOLVED (if the Assembly concur), That article 7 of the constitution be amended by adding a new section 4-a to read as follows:

S 4-A. THE LEGISLATURE SHALL PASS A STATE BUDGET PRIOR TO THE END OF THE STATE FISCAL YEAR.

IN THE EVENT THE LEGISLATURE DOES NOT PASS A STATE BUDGET PRIOR TO THE END OF THE STATE FISCAL YEAR, BOTH THE ASSEMBLY AND THE SENATE SHALL REMAIN IN SESSION, AND SHALL NOT ADJOURN, UNTIL SUCH TIME AS THE LEGISLATURE HAS PASSED A STATE BUDGET AND TRANSMITTED THE SAME TO THE GOVERNOR.

IF THE LEGISLATURE DOES NOT PASS A STATE BUDGET PRIOR TO THE END OF THE STATE FISCAL YEAR, AFTER THE END OF SUCH STATE FISCAL YEAR, NEITHER THE SENATE NOR THE ASSEMBLY SHALL PASS ANY BILL OR RESOLUTION, OTHER THAN A RESOLUTION OR BILL PASSING THE STATE BUDGET, UNLESS SUCH BILL OR RESOLUTION IS TO RESPOND TO A STATE EMERGENCY, AND IN SUCH CASE, SUCH EMERGENCY BILL OR RESOLUTION SHALL REQUIRE A TWO-THIRDS VOTE OF ALL THE MEMBERS ELECTED IN EACH HOUSE IN ORDER TO PASS.

NEITHER THE SENATE NOR THE ASSEMBLY AFTER MARCH FIRST MAY INCLUDE IN ANY BUDGET BILL OR RESOLUTION, ANY BILL, PORTION OF A BILL, OR SUBSTANTIAL LANGUAGE OR CONTENT FROM A BILL, WHICH WAS INTRODUCED IN EITHER HOUSE OF THE STATE LEGISLATURE DURING THE CURRENT LEGISLATIVE SESSION, UNLESS SUCH BILL, PORTION OF A BILL, OR SUBSTANTIAL LANGUAGE OR CONTENT FROM THE BILL WAS INCLUDED WITHIN THE EXECUTIVE BUDGET ORIGINALLY SUBMITTED TO THE LEGISLATURE BY THE GOVERNOR.

S 2. RESOLVED (if the Assembly concur), That the foregoing amendment be referred to the first regular legislative session convening after the next succeeding general election of the 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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