

S T A T E   O F   N E W   Y O R K

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5006--A

Cal. No. 394

2011-2012 Regular Sessions

I N   S E N A T E

May 2, 2011

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Introduced by Sens. MARCELLINO, ZELDIN -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary -- recommitted to the Committee on Judiciary in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to section 7 of article 5 of the constitution, in relation to removal of pension and retirement benefits from persons convicted of certain felonies

1     Section 1. Resolved (if the Assembly concur), That section 7 of arti-  
2     cle 5 of the constitution be amended to read as follows:  
3     S 7. After July first, nineteen hundred forty, membership in any  
4     pension or retirement system of the state or of a civil division thereof  
5     shall be a contractual relationship, the benefits of which shall not be  
6     diminished or impaired. ANY ELECTED OFFICIAL WHO IS CONVICTED OF A FELO-  
7     NY OFFENSE AGAINST PUBLIC ADMINISTRATION THAT OCCURRED DURING THEIR TIME  
8     IN OFFICE SHALL FORFEIT RIGHTS TO THEIR BENEFITS EARNED WHILE IN SUCH  
9     OFFICE.  
10    S 2. Resolved (if the Assembly concur), That the foregoing amendment  
11    be referred to the first regular legislative session convening after the  
12    next succeeding general election of members of the assembly, and, in  
13    conformity with section 1 of article 19 of the constitution, be  
14    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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