

STATE OF NEW YORK

3147

2017-2018 Regular Sessions

IN SENATE

January 20, 2017

Introduced by Sen. MARCELLINO -- 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 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 § 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 § 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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