

STATE OF NEW YORK

2700

2019-2020 Regular Sessions

IN ASSEMBLY

January 25, 2019

Introduced by M. of A. LENTOL -- read once and referred to the Committee on Judiciary

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing amendments to article 6 of the constitution, in relation to increasing the number of judicial departments

1 Section 1. Resolved (if the Senate concur), That subdivisions a and b
2 of section 4 of article 6 of the constitution be amended to read as
3 follows:

4 a. The state shall be divided into [~~four~~] five judicial departments.
5 The first department shall consist of the counties within the first
6 judicial district of the state. The second department north shall
7 consist of the counties within the [~~second,~~] ninth[~~, tenth and eleventh~~]
8 judicial [~~districts~~] district of the state. The second department south
9 shall consist of the counties within the second, tenth and eleventh
10 judicial districts of the state. The third department shall consist of
11 the counties within the third, fourth and sixth judicial districts of
12 the state. The fourth department shall consist of the counties within
13 the fifth, seventh and eighth judicial districts of the state. Each
14 department shall be bounded by the lines of judicial districts. Once
15 every ten years the legislature may alter the boundaries of the judicial
16 departments, but without changing the number thereof.

17 b. The appellate divisions of the supreme court are continued, and
18 shall consist of seven justices of the supreme court in each of the
19 first and second departments north and south, and five justices in each
20 of the other departments. In each appellate division, four justices
21 shall constitute a quorum, and the concurrence of three shall be neces-
22 sary to a decision. No more than five justices shall sit in any case.

23 § 2. Resolved (if the Senate concur), That the foregoing amendment be
24 referred to the first legislative session convening after the next
25 succeeding general election of members of the assembly, and in conformi-
26 ty with section 1 of article 19 of the constitution, be published for 3
27 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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