

# STATE OF NEW YORK

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9115

## IN ASSEMBLY

January 31, 2022

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Introduced by M. of A. GALLAGHER, FORREST, MAMDANI, MITAYNES -- read  
once and referred to the Committee on Labor

### CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to section 17 of article 1 of the constitution,  
in relation to employee's collective bargaining rights

1 Section 1. Resolved (if the Senate concur), That section 17 of article  
2 1 of the constitution be amended to read as follows:  
3 § 17. Labor of human beings is not a commodity nor an article of  
4 commerce and shall never be so considered or construed.  
5 No laborer, worker or mechanic, in the employ of a contractor or sub-  
6 contractor engaged in the performance of any public work, shall be  
7 permitted to work more than eight hours in any day or more than five  
8 days in any week, except in cases of extraordinary emergency; nor shall  
9 he or she be paid less than the rate of wages prevailing in the same  
10 trade or occupation in the locality within the state where such public  
11 work is to be situated, erected or used.  
12 Employees shall have the right to organize, strike, and to bargain  
13 collectively through representatives of their own choosing.  
14 § 2. Resolved (if the Senate concur), That the foregoing be referred  
15 to the first regular legislative session convening after the next  
16 succeeding general election of members of the assembly, and, in conform-  
17 ity with section 1 of article 19 of the constitution, be published for 3  
18 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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