

STATE OF NEW YORK

2943

2021-2022 Regular Sessions

IN SENATE

January 26, 2021

Introduced by Sens. SERINO, GALLIVAN -- 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 14 of article 3 of the constitution,
in relation to limiting the use of messages of necessity

1 Section 1. Resolved (if the Assembly concur), That section 14 of arti-
2 cle 3 of the constitution be amended to read as follows:

3 § 14. No bill shall be passed or become a law unless it shall have
4 been printed and upon the desks of the members, in its final form, at
5 least three calendar legislative days prior to its final passage, unless
6 the governor, or the acting governor, shall have certified, under his or
7 her hand and the seal of the state, the facts which in his or her opin-
8 ion necessitate an immediate vote thereon to respond to a state disaster
9 emergency, as defined by paragraph b of subdivision two of section twen-
10 ty of the executive law in which case it must nevertheless be upon the
11 desks of the members in final form, not necessarily printed, before its
12 final passage; nor shall any bill be passed or become a law, except by
13 the assent of a majority of the members elected to each branch of the
14 legislature; and upon the last reading of a bill, no amendment thereof
15 shall be allowed, and the question upon its final passage shall be taken
16 immediately thereafter, and the ayes and nays entered on the journal.

17 For purposes of this section, a bill shall be deemed to be printed and
18 upon the desks of the members if: it is set forth in a legible electron-
19 ic format by electronic means, and it is available for review in such
20 format at the desks of the members. For purposes of this section "elec-
21 tronic means" means any method of transmission of information between
22 computers or other machines designed for the purpose of sending and
23 receiving such transmissions and which: allows the recipient to
24 reproduce the information transmitted in a tangible medium of
25 expression; and does not permit additions, deletions or other changes to
26 be made without leaving an adequate record thereof.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 § 2. Resolved (if the Assembly concur), That the foregoing be referred
2 to the first regular legislative session convening after the next
3 succeeding general election of members of the assembly, and, in conform-
4 ity with section 1 of article 19 of the constitution, be published for 3
5 months previous to the time of such election.