STATE OF NEW YORK

4116

2023-2024 Regular Sessions

IN ASSEMBLY

February 9, 2023

Introduced by M. of A. RA -- read once and referred to the Committee on Governmental Operations

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to section 6 of article 3 of the constitution, in relation to salary increases for members of the legislature

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

§ 6. **(a)** Each member of the legislature shall receive for his or her services a like annual salary, to be fixed by law. He or she shall also be reimbursed for his or her actual traveling expenses in going to and returning from the place in which the legislature meets, not more than once each week while the legislature is in session. Senators, when the senate alone is convened in extraordinary session, or when serving as members of the court for the trial of impeachments, and such members of the assembly, not exceeding nine in number, as shall be appointed managers of an impeachment, shall receive an additional per diem allowance, to be fixed by law. Any member, while serving as an officer of his or her house or in any other special capacity therein or directly connected therewith not hereinbefore in this section specified, may also be paid and receive, in addition, any allowance which may be fixed by law for the particular and additional services appertaining to or entailed by such office or special capacity. Neither the salary of any member nor any other allowance so fixed may be increased or diminished during, and with respect to, the term for which he or she shall have been elected, nor shall he or she be paid or receive any other extra compensation. The provisions of this section and laws enacted in compliance therewith shall govern and be exclusively controlling, according to their terms. Members shall continue to receive such salary and additional allowance as heretofore fixed and provided in this section, until changed by law pursuant to this section.

(b) Notwithstanding any other provision of law to the contrary, any amendment to the legislative law, or any other provision of law that

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

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would result in the increase of salary for members of the legislature, shall first have been submitted to the people at the next general election and shall have been approved by a majority of all votes cast for and against it at such general election. Upon approval by the people, the amendment to increase legislative member's salaries shall take effect immediately. The ballots to be furnished for the use of voters upon submission shall be in the form prescribed by the election law, and shall set forth the current salary of the members of the legislature, the proposed increased per annum salary and shall explicitly ask "Shall the increase in salary be approved?".

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