

# STATE OF NEW YORK

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4285

2023-2024 Regular Sessions

## IN SENATE

February 7, 2023

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Introduced by Sen. WALCZYK -- 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 prohibiting the governor from issuing a message of necessity for budget related bills

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, in which case it must never-  
9 theless be upon the desks of the members in final form, not necessarily  
10 printed, before its final passage, provided, however, such immediate  
11 vote shall not be permitted for budget bills or appropriation bills  
12 relating thereto; nor shall any bill be passed or become a law, except  
13 by 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.

LBD89092-01-3

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