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February 18, 2020

Mary-Anne E. Dandles
Clerk of the Assembly
New York State Assembly
Albany, NY 12248

Alejandra N. Paulino
Secretary of the Senate
New York State Senate
Albany, New York 12247

Re: Assembly No. 9100

Dear Ms. Paulino and Ms. Dandles:

In accordance with Article 19, section 1 of the Constitution, the Assembly has requested my opinion as to the legal effect of the amendment proposed by the above designated concurrent resolution upon the other provisions of the Constitution. Members of my staff have reviewed the relevant provisions.

This concurrent resolution proposes to amend Article 7 of the Constitution, relating to content of Article 7 bills. If adopted, the proposal would require that the Governor's annual budget proposal to the Legislature include statements of any new legislation, amendment to legislation, or limitation on the effect of any legislation contained in the budget. It also would eliminate the restriction that the Legislature generally not add appropriations before the budget is adopted.

The proposed amendment would impose duties on the Governor with respect to the budget in addition to those already established by Article 7.

In my opinion, if adopted, the proposed amendment will have no further effect upon other provisions of the Constitution.

Sincerely,


LETITIA JAMES