



STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL
THE CAPITOL
ALBANY, NY 12224

ERIC T. SCHNEIDERMAN
ATTORNEY GENERAL

(518) 776-2000

February 13, 2017

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

Francis W. Patience
Secretary of the Senate
New York State Senate
Albany, New York 12247

Re: Senate No. 3852

Dear Mr. Patience and Ms. Dandles:

In accordance with Article 19, section 1 of the Constitution, the Senate 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 sections 3, 4 and 6 of Article 7 of the Constitution, in relation to items of appropriation.

Insofar as the proposed amendment would require an item of appropriation added by the Legislature to an appropriation bill submitted by the Governor to be accompanied by an estimate of the fiscal impact of the proposed legislation, it could constitute a restriction on the general legislative powers granted by Article 3, section 1.

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

Sincerely,

ERIC T. SCHNEIDERMAN