



General Assembly

Amendment

January Session, 2009

LCO No. 6518

SJ0004306518SR0

Offered by:

SEN. MCKINNEY, 28th Dist.

SEN. FASANO, 34th Dist.

SEN. RORABACK, 30th Dist.

To: Subst. Senate Joint Resolution
No. 43

File No. 135

Cal. No. 161

**"RESOLUTION PROPOSING AN AMENDMENT TO THE STATE
CONSTITUTION CONCERNING VOTING BY ABSENTEE BALLOT."**

1 In line 1, before "That", insert "Section 1."

2 After line 24, insert the following:

3 "Sec. 501. That the following be proposed as an amendment to the
4 Constitution of the State, which, when approved and adopted in the
5 manner provided by the Constitution, shall, to all intents and
6 purposes, become a part thereof:

7 Section 1. Article twenty-eighth of the amendments to the
8 constitution is amended to read as follows:

9 (a) The amount of general budget expenditures authorized for any
10 fiscal year shall not exceed the estimated amount of revenue for such
11 fiscal year.

12 (b) The general assembly shall not authorize an increase in general
13 budget expenditures for any fiscal year above the amount of general
14 budget expenditures authorized for the previous fiscal year by a
15 percentage which exceeds the greater of the percentage increase in
16 personal income or the percentage increase in inflation, unless the
17 governor declares an emergency or the existence of extraordinary
18 circumstances and at least three-fifths of the members of each house of
19 the general assembly vote to exceed such limit for the purposes of such
20 emergency or extraordinary circumstances. The general assembly shall
21 by law define "increase in personal income", "increase in inflation" and
22 "general budget expenditures" for the purposes of this section and may
23 amend such definitions, from time to time, provided general budget
24 expenditures shall not include expenditures for the payment of bonds,
25 notes or other evidence of indebtedness. The enactment or amendment
26 of such definitions shall require the vote of three-fifths of the members
27 of each house of the general assembly.

28 (c) [Any unappropriated] At least seventy per cent of any surplus
29 shall be used to fund a budget reserve fund or for the reduction of
30 bonded indebtedness. [; or] The remainder of any such surplus may be
31 appropriated for any other purpose authorized by at least three-fifths
32 of the members of each house of the general assembly, except that such
33 remainder may not be used to pay for recurring expenditures.

34 RESOLVED: That the foregoing proposed amendment to the
35 Constitution be continued to the next session of the General Assembly
36 elected at the general election to be held on November 2, 2010, and
37 published with the laws passed at the present session, or be presented
38 to the electors at the general election to be held on November 2, 2010,
39 whichever the case may be, according to article sixth of the
40 amendments to the Constitution. The designation of said proposed
41 amendment to be used on the voting machine ballot labels and
42 absentee ballots at such election shall be "Shall the Constitution of the
43 State be amended to require that seventy per cent of any budget
44 surplus be used to fund a budget reserve fund or reduce bond

45 indebtedness and that no portion of any remaining surplus funds be
46 used to pay for recurring expenditures?""