



General Assembly

Amendment

February Session, 2018

LCO No. 5567



Offered by:
REP. LOPES, 24th Dist.

To: Senate Joint Resolution No. 35 File No. 302 Cal. No.

**"RESOLUTION PROPOSING AN AMENDMENT TO THE STATE
CONSTITUTION TO PROTECT REAL PROPERTY HELD OR
CONTROLLED BY THE STATE."**

1 Strike everything after the resolving clause and substitute the
2 following in lieu thereof:

3 "Section 1. 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 Article third of the Constitution is amended by adding section 19 as
8 follows:

9 Sec. 19. For any real property or interest in real property that is
10 under the custody or control of the Department of Agriculture or the
11 Department of Energy and Environmental Protection, or a successor
12 agency of either department, any act requiring the sale, transfer or
13 disposition of such property or interest shall pass upon roll call by a

14 yea vote of not less than two-thirds of the total membership of each
15 house.

16 RESOLVED: That the foregoing proposed amendment to the
17 Constitution be continued to the next session of the General Assembly
18 elected at the general election to be held on November 6, 2018, and
19 published with the laws passed at the present session, or be presented
20 to the electors at the general election to be held on November 6, 2018,
21 whichever the case may be, according to article sixth of the
22 amendments to the Constitution. The designation of said proposed
23 amendment to be used on the ballots at such election shall be "Shall the
24 Constitution of the State be amended to require legislation be passed
25 by a two-thirds vote of the total membership of each house of the
26 General Assembly if such legislation involves the sale, transfer or
27 disposal of property under the custody or control of the Department of
28 Agriculture or the Department of Energy and Environmental
29 Protection?"