

ASSEMBLY CONCURRENT RESOLUTION No. 16

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblyman KAVANAUGH

1 A CONCURRENT RESOLUTION proposing to amend Section IV, paragraph 6
2 and Section VI, paragraph 1 of Article IV of the Constitution of the State
3 of New Jersey.

4
5 BE IT RESOLVED by the General Assembly of the State of New Jersey
6 (the Senate concurring):

7
8 1. The following proposed amendment to the Constitution is agreed to:

9
10 PROPOSED AMENDMENT

11
12 a. Amend Article IV, Section IV, paragraph 6 to read as follows:

13 6. All bills and joint resolutions shall be read three times in each House
14 before final passage. No bill or joint resolution shall be read a third time in
15 either House until after the intervention of one full calendar day following the
16 day of the second reading; but if either House shall resolve by vote of
17 three-fourths of all its members, signified by yeas and nays entered on the
18 journal, that a bill or joint resolution is an emergency measure, it may proceed
19 forthwith from second to third reading. No bill or joint resolution shall pass,
20 other than a bill or joint resolution levying a State tax or providing for an
21 increase in a State tax, unless there shall be a majority of all members of each
22 body personally present and agreeing thereto, and the yeas and nays of the
23 members voting on such final passage shall be entered on the journal.

24 No bill or joint resolution levying a State tax or providing for an increase
25 in a State tax shall pass, unless there be a three-fifths majority of all the
26 members of each body personally present and agreeing thereto, and the yeas
27 and nays of the members voting on such final passage shall be entered on the
28 journal.

29 (cf: Art. IV, Sect. IV, par. 6)

30 b. Amend Article IV, Section VI, paragraph 1 to read as follows:

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is
not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1 1. All bills for raising revenue shall originate in the General Assembly; but
2 the Senate may propose or concur with amendments, as on other bills.
3 However, a bill or joint resolution for raising revenue by levying a State tax or
4 by providing for an increase in a State tax may not be amended by either body
5 other than by a three-fifths majority of all the members of the proposing or
6 concurring body personally present and agreeing thereto.

7 (cf: Art. IV, Sect. VI, par. 1)

8

9 2. When this proposed amendment to the Constitution is finally agreed to,
10 pursuant to Article IX, paragraph 1 of the Constitution, it shall be submitted
11 to the people at the next general election occurring more than three months
12 after such final agreement and shall be published at least once in at least one
13 newspaper of each county designated by the President of the Senate and the
14 Speaker of the General Assembly and the Secretary of State, not less than
15 three months prior to said general election.

16

17 3. This proposed amendment to the Constitution shall be submitted to the
18 people at said election in the following manner and form:

19 There shall be printed on each official ballot to be used at such general
20 election, the following:

21 a. In every municipality in which voting machines are not used, a legend
22 which shall immediately precede the question, as follows:

23 If you favor the proposition printed below make a cross (x), plus (+) or
24 check (O) in the square opposite the word "Yes." If you are opposed thereto
25 make a cross (x), plus (+) or check (O) in the square opposite the word "No."

26 b. In every municipality, the following question:

<p>1 2 3 4 5 6 7 8 9 10 11 12 13 14 15</p>	<p>YES</p>	<p style="text-align: center;">CONSTITUTIONAL AMENDMENT</p> <p style="text-align: center;">STATE TAX BILLS REQUIRE PASSAGE BY THREE-FIFTHS MAJORITY VOTE OF EACH HOUSE OF LEGISLATURE</p> <p>Do you approve amending Section IV, paragraph 6 and Section VI, paragraph 1 of Article IV of the Constitution of the State of New Jersey to require that bills and joint resolutions levying a State tax or providing for an increase in a State tax be passed by or amended in the Legislature by a vote of three-fifths of the members of each House of the Legislature?</p>
<p>16 17 18 19 20 21 22 23 24 25 26</p>	<p>NO</p>	<p style="text-align: center;">INTERPRETIVE STATEMENT</p> <p>The purpose of this constitutional amendment is to require that any bill or joint resolution levying a new State tax or proposing to increase an existing State tax shall be passed by the Legislature only by a three-fifths majority vote of the members of each House of the Legislature, instead of by a majority vote as with other bills or resolutions.</p>

27

28

SCHEDULE

29

30

This Constitutional amendment shall, if approved, be applicable to bills and
joint resolutions introduced during the legislative sessions commencing on or
after noon on January 11, 1994.

31

32

33

34

STATEMENT

35

36

This concurrent resolution proposes an amendment to the State
Constitution to require that any bill or joint resolution levying a new State tax
or proposing to increase an existing State tax shall be passed by the
Legislature only by a three-fifths majority vote of the members of each House
of the Legislature, instead of by a majority vote as with other bills and
resolutions.

37

38

39

40

41

42

1

2

3 Amends Constitution to require that State tax bills pass both Houses of

4 Legislature by three-fifths majority vote.