LC002181

6

7

8

9

10

11

12

13

14

15

16

17

18

19

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2017

JOINT RESOLUTION

TO APPROVE AND PUBLISH AND SUBMIT TO THE ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE-LINE ITEM VETO

Introduced By: Senators Lombardi, Morgan, McCaffrey, Goodwin, and Lynch Prata

Date Introduced: April 27, 2017

Referred To: Senate Rules, Government Ethics and Oversight

RESOLVED, That a majority of the members elected to each house of the general assembly voting therefor, the following amendment to the Constitution of the state be proposed to the qualified electors of the state for their approval in accordance with the provisions of Article XIV of the Constitution, and that it takes place of Article IX, Section 14, which is hereby amended to read as follows:

ARTICLE IX – OF THE EXECUTIVE POWER

Section 14. Veto power of governor -- Veto overrides by general assembly -- Acts effective without action by governor. -- Every bill, resolution, or vote (except such as relate to adjournment, the organization or conduct of either or both houses of the general assembly, and resolutions proposing amendment to the Constitution) which shall have passed both houses of the general assembly shall be presented to the governor. If the governor approve it the governor shall sign it, and thereupon it shall become operative, but if the governor does not approve it the governor shall return it, accompanied by the governor's objections in writing to the house in which it originated, which shall enter the governor's objections in full upon its journal and proceed to reconsider it. If, after such reconsideration, three-fifths of the members present and voting in that house shall vote to pass the measure, it shall be sent with the objections, to the other house, by which it shall likewise by reconsidered, and if approved by three-fifths of the members present and voting in that house, it shall become operative in the same manner as if the governor had approved it, but in such cases the votes of both houses shall be determined by ayes and nays

1	and the names of the members voting for and against the measure shall be entered upon the
2	journal of each house, respectively. If the measure shall not be returned by the governor within
3	six days (Sundays excepted) after it shall have been presented to the governor the same shall
4	become operative unless the general assembly, by adjournment, prevents its return, in which case
5	it shall become operative unless transmitted by the governor nor to the secretary of state, with the
6	governor's disapproval in writing within ten days after such adjournment.
7	If any bill presented to the governor shall address appropriation of money, the governor
8	may:
9	(a) Approve the bill in like manner as the passage of other bills set forth in this section;
10	(b) Reduce any sum or sums of money appropriated in the bill while approving other
11	portions of the bill, in which case the portions of the bill so approved by the governor shall
12	become law, and any revised sum or sums of money as reduced by the governor shall also
13	become law unless the general assembly repasses the original sum or sums according to the rules
14	and limitations prescribed in this section for the passage of other bills over the governor's veto,
15	provided that each sum of money so reduced by the governor shall be separately and individually
16	reconsidered by the general assembly; or
17	(c) Disapprove one or more items or parts of items of the bill (other than sum or sums of
18	money described in the immediately preceding paragraph (b) of this section), in which case any
19	portions of the bill so approved by the governor shall become law, and any item or part of an item
20	so disapproved by the governor shall not become law unless the general assembly repasses the
21	original version of the item or part of an item according to the rules and limitations prescribed in
22	this section for the passage of other bills over the governor's veto, provided:
23	(1) That each item or part of an item so disapproved by the governor shall be separately
24	and individually reconsidered by the general assembly;
25	(2) Further, that in approving the bill in part, the governor may not create:
26	(i) A new word by rejecting individual letters in the words; or
27	(ii) A new sentence by combining parts or two (2) or more sentences; and
28	(3) Further, that to the extent an item or part of an item disapproved by the governor
29	constitutes a condition, including, but not limited to, directing or restricting the use, of an
30	appropriated fund, the sum corresponding to the specific item of appropriated fund to which the
31	disapproved condition applies shall not be reduced but remain as part of the general appropriated
32	<u>funds.</u>
33	RESOLVED, That this amendment shall take, in the Constitution of the state, the place of
34	Section 14 of Article IX; and be it further

1	RESOLVED, That the said proposition of amendment shall be submitted to the electors
2	for their approval or rejection at the next statewide general election. The voting places in the
3	several cities and towns shall be kept open during the hours required by law for voting therein for
4	general officers of the state; and be it further
5	RESOLVED, That the Secretary of State shall cause the said proposition amendment to
6	be published as a part of this resolution in the newspapers of the state prior to the date of the said
7	meetings of the said electors; and the said proposition shall be inserted in the warrants or notices
8	to be issued previous to said meetings of the electors for the purpose of warning the town, ward,
9	or district meetings, and said proposition shall be read by the town, ward, or district meetings to
10	be held as aforesaid; and be it further
11	RESOLVED, That the town, ward, and district meetings to be held as aforesaid shall be
12	warned, and the list of voters shall be canvassed and made up, and the said town, ward, and
13	district meetings shall be conducted in the same manner as now provided by law for the town,
14	ward, and district meetings for the elections of general officers of the state.

LC002181

EXPLANATION

BY THE LEGISLATIVE COUNCIL

OF

JOINT RESOLUTION

TO APPROVE AND PUBLISH AND SUBMIT TO THE ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE-LINE ITEM VETO

This proposed amendment to the Constitution would provide the governor with a lineitem veto on the budget and other bills for the appropriation of money.

=======
LC002181