

Legislative Bill Drafting Commission
89174-01-2

S. -----
Senate

IN SENATE--Introduced by Sen

--read twice and ordered printed,
and when printed to be committed
to the Committee on

----- A.
Assembly

IN ASSEMBLY--Introduced by M. of A.

with M. of A. as co-sponsors

--read once and referred to the
Committee on

CONSTCOR

(Authorizes incarcerated individuals
to be employed by and be paid
compensation by a private sector
entity as part of a prison indus-
tries certification program author-
ized by the laws of the United
States)

Const. incarcerated individuals

CONCURRENT RESOLUTION
OF THE SENATE AND ASSEMBLY

proposing an amendment to section 24
of article 3 of the constitution, in
relation to authorizing incarcerated
individuals to be employed by and be
paid compensation by a private
sector entity or part of a prison
industries certification program

IN SENATE

Senate introducer's signature

The senators whose names are circled below wish to join me in the sponsorship
of this proposal:

s15 Addabbo	s17 Felder	s07 Kaplan	s58 O'Mara	s10 Sanders
s52 Akshar	s59 Gallivan	s26 Kavanagh	s62 Ortt	s23 Savino
s36 Bailey	s05 Gaughran	s63 Kennedy	s01 Palumbo	s32 Sepulveda
s34 Biaggi	s12 Gianaris	s28 Krueger	s21 Parker	s41 Serino
s57 Borrello	s22 Gounardes	s24 Lanza	s19 Persaud	s29 Serrano
s04 Boyle	s47 Griffo	s11 Liu	s13 Ramos	s39 Skoufis
s44 Breslin	s40 Harckham	s50 Mannion	s61 Rath	s16 Stavisky
s25 Brisport	s54 Helming	s42 Martucci	s38 Reichlin-	s45 Stec
s08 Brooks	s46 Hinchey	s02 Mattera	Melnick	s35 Stewart-
s55 Brouk	s27 Hoylman	s53 May	s48 Ritchie	Cousins
s30 Cleare	s31 Jackson	s37 Mayer	s33 Rivera	s49 Tedisco
s14 Comrie	s43 Jordan	s20 Myrie	s60 Ryan	s06 Thomas
s56 Cooney	s09 Kaminsky	s51 Oberacker	s18 Salazar	s03 Weik

IN ASSEMBLY

Assembly introducer's signature

The Members of the Assembly whose names are circled below wish to join me in the
multi-sponsorship of this proposal:

a049 Abbate	a045 Cymbrowitz	a100 Gunther	a015 Montesano	a076 Seawright
a092 Abinanti	a018 Darling	a139 Hawley	a145 Morinello	a084 Septimo
a031 Anderson	a053 Davila	a083 Heastie	a065 Niou	a016 Sillitti
a122 Angelino	a003 DeStefano	a028 Hevesi	a037 Nolan	a052 Simon
a107 Ashby	a070 Dickens	a128 Hunter	a144 Norris	a114 Simpson
a035 Aubry	a054 Dilan	a029 Hyndman	a069 O'Donnell	a005 Smith
a120 Barclay	a081 Dinowitz	a079 Jackson	a091 Otis	a118 Smullen
a030 Barnwell	a147 DiPietro	a104 Jacobson	a132 Palmesano	a022 Solages
a106 Barrett	a009 Durso	a011 Jean-Pierre	a088 Paulin	a110 Steck
a082 Benedetto	a048 Eichenstein	a134 Jensen	a141 Peoples-	a010 Stern
a042 Bichotte	a004 Englebright	a115 Jones	Stokes	a127 Stirpe
Hermelyn	a074 Epstein	a077 Joyner	a058 Perry	a102 Tague
a117 Blankenbush	a109 Fahy	a125 Kelles	a023 Pheffer	a064 Tannousis
a098 Brabene	a061 Fall	a040 Kim	Amato	a086 Tapia
a026 Braunstein	a080 Fernandez	a105 Lalor	a089 Pretlow	a071 Taylor
a138 Bronson	a008 Fitzpatrick	a013 Lavine	a073 Quart	a001 Thiele
a012 Brown	a057 Forrest	a097 Lawler	a019 Ra	a033 Vanel
a093 Burdick	a124 Friend	a126 Lemondes	a038 Rajkumar	a116 Walczyk
a085 Burgos	a046 Frontus	a135 Lunsford	a006 Ramos	a055 Walker
a142 Burke	a095 Galef	a123 Lupardo	a062 Reilly	a143 Wallace
a119 Buttenschon	a050 Gallagher	a129 Magnarelli	a087 Reyes	a112 Walsh
a094 Byrne	a131 Gallahan	a036 Mamdani	a043 Richardson	a041 Weinstein
a133 Byrnes	a007 Gandolfo	a130 Manktelow	a078 Rivera, J.	a024 Weprin
a103 Cahill	a002 Giglio, J.A.	a108 McDonald	a149 Rivera, J.D.	a059 Williams
a044 Carroll	a148 Giglio, J.M.	a014 McDonough	a027 Rosenthal, D.	a113 Woerner
a136 Clark	a066 Glick	a146 McMahan	a067 Rosenthal, L.	a096 Zebrowski
a047 Colton	a034 Gonzalez-	a137 Meeks	a025 Rozic	a056 Zinerman
a140 Conrad	Rojas	a017 Mikulin	a121 Salka	a060
a032 Cook	a150 Goodell	a101 Miller, B.	a111 Santabarbara	a068
a039 Cruz	a075 Gottfried	a020 Miller, M.	a090 Sayegh	a072
a063 Cusick	a021 Griffin	a051 Mitaynes	a099 Schmitt	

1) Single House Bill (introduced and printed separately in either or
both houses). Uni-Bill (introduced simultaneously in both houses and printed
as one bill. Senate and Assembly introducer sign the same copy of the bill).

2) Circle names of co-sponsors and return to introduction clerk with 2
signed copies of bill and: in Assembly 2 copies of memorandum in support, in
Senate 4 copies of memorandum in support (single house); or 4 signed copies
of bill and 6 copies of memorandum in support (uni-bill).

authorized by the laws of the United
States

1 Section 1. Resolved (if the concur), That section 24 of article
2 3 of the constitution be amended to read as follows:

3 § 24. The legislature shall, by law, provide for the occupation and
4 employment of [prisoners] incarcerated individuals sentenced to the
5 several state prisons, penitentiaries, jails and reformatories in the
6 state; and except as provided herein, no person in any such prison,
7 penitentiary, jail or reformatory, shall be required or allowed to work,
8 while under sentence thereto, at any trade, industry or occupation,
9 wherein or whereby his or her work, or the product or profit of his or
10 her work, shall be farmed out, contracted, given or sold to any person,
11 firm, association or corporation, provided that the legislature may
12 provide by law that: (1) such [prisoners] incarcerated individuals may
13 voluntarily perform work for nonprofit organizations, or (2) in compli-
14 ance with the laws of the state, such individuals may be employed by and
15 be paid fair and just compensation by a private sector entity or paid as
16 part of a prison industries certification program authorized by the laws
17 of the United States. As used in this section, the term "nonprofit
18 organization" means an organization operated exclusively for religious,
19 charitable, or educational purposes, no part of the net earnings of
20 which inures to the benefit of any private shareholder or individual.
21 This section shall not be construed to prevent the legislature from
22 providing that convicts may work for, and that the products of their
23 labor may be disposed of to, the state or any political division there-
24 of, or for or to any public institution owned or managed and controlled
25 by the state, or any political division thereof.

26 § 2. Resolved (if the concur), That the foregoing be referred
27 to the first regular legislative session convening after the next
28 succeeding general election of members of the assembly, and, in conform-

1 ity with section 24 of article 3 of the constitution, be published for 3
2 months previous to the time of such election.