

trict or consolidated school district described in this sub-paragraph (e) exceed two per centum.

(2) Notwithstanding the provisions of subparagraphs (a) and (b) of this section, the city of New York and the counties therein, for city and county purposes, in any fiscal year of such city or county, shall be assessed for such city or county purposes, in any fiscal year of such city or county, in which such city or county becomes a part of the constitution, a combined total of two and one-half per centum of the assessed valuation of taxable real estate of such city or county, extending from such date to and including the date of the closing of such fiscal year, an additional combined total of one-half of one per centum for city and county purposes, in excess of the limitation provided in subparagraph (1) of this section; and (3) further additional combined total in excess of the limitations provided by item (one) of this sub-paragraph and subparagraph (1) of this section, for city and county purposes, of two and one-half per centum of the difference between: (a-a) the average full valuation of taxable real estate of such city or county as determined for the purpose of computing the limitation provided by subparagraph (1) of this section on the amount to be raised by tax on real estate; and (b-b) the average full valuation of taxable real estate of such city or county as determined for the purpose of computing the limitation provided by item (one) of this sub-paragraph and subparagraph (1) of this section on the amount to be raised by tax on real estate.

(h) Notwithstanding the provisions of subparagraphs (a) and (b) of this section, the city of New York and the counties therein, for city and county purposes, in each fiscal year of such city or county commencing after the date on which this sub-paragraph (h) becomes a part of the constitution, a combined total of three per centum.

(i) Except as otherwise provided herein, the average full valuation of taxable real estate of such city, village or school district shall be determined by taking the assessed valuations of taxable real estate on the four preceding rolls of such city, village or school district, and applying thereto the ratio which such assessed valuation bears to the full valuation of taxable real estate as determined by the state tax commission or by such other state officer or agency as the legislature shall by law direct. Notwithstanding the foregoing, for the purpose of computing the limitation provided by item (one) of this sub-paragraph (h) and by subparagraph (b) of this section on the amount to be raised by tax on real estate, and for the purpose of ascertaining the power of the city of New York to contract indebtedness under section four of this article in which occurs the date on which this sub-paragraph (h) and (i) of this section become a part of the constitution, the average full valuation of taxable real estate of such city, village or school district shall be determined by taking the assessed valuations of taxable real estate on the last completed assessment rolls and the two preceding rolls of such city, village or school district, and applying thereto the ratio which such assessed valuation on each of such rolls bears to the full valuation of taxable real estate as determined by the state tax commission or by such other state officer or agency.

Nothing contained in this section shall be deemed to restrict the powers granted to the legislature by other provisions of this constitution to further restrict the powers of any county, city, town, village or school district to levy taxes on real estate.

Section 2. Resolved (If the Assembly concur), That the foregoing amendment be referred to the first regular legislative session convening after the next succeeding general election of members of the Assembly, and, in conformity with section one of article nineteen of the constitution, be published for three months previous to the time of such election.

**PROPOSED AMENDMENT  
NUMBER ELEVEN  
CONCURRENT RESOLUTION OF  
THE SENATE AND ASSEMBLY**

Proposing an amendment to section one of article two of the state constitution, in relation to qualifications of voters.

Section 1. Resolved (If the Assembly concur), That section one of article two of the constitution be amended to read as follows:

Section 1. Every citizen of the age of twenty-one years, who shall have been a citizen for ninety days, and an inhabitant of this state for one year next preceding an election, and for the last four months a resident of the county, city or village and for the last thirty days a resident of the election district in which he or she may offer his or her vote, shall be entitled to vote at such election in the election district of which he or she shall at the time be a resident, and not elsewhere, for all officers that are or hereafter may be elective by the people, and upon all questions which may be submitted to the vote of the people, provided however that he is mentally and physically able and competent to perform the full duties of such office, or of the United States, in the army,

navy, air force or any branch thereof, or in the coast guard, or the postman, parent or child of such elector, accompanying or being with him or her, if a qualified voter and a resident of the same election district, shall be deprived of his or her vote by reason of his or her absence from such election district, and the legislature shall provide the manner in which and the time and place at which such absent elector may vote, and for the return and canvass of their votes and provided, further, that in any election district in which registration is not required, registration shall be required to be personal, and otherwise qualified to vote at an election, shall be deprived of his or her right to vote if by reason of his or her removal from one election district to another election district in the same county within the thirty days next preceding the election at which he or she seeks to vote, and every such elector shall be entitled to vote at such election in the election district from which he or she has so removed.

Every citizen shall be entitled to vote at every election for all offices to be elected by the people, upon all questions submitted to the vote of the people provided that such citizen is twenty-one years of age or over and shall have been a resident of this state, and of the county, city or village for three months next preceding an election.

Notwithstanding the foregoing provisions, after January first, no person shall become entitled to vote by attaining majority, by naturalization or otherwise, unless such person is able, except for physical disability, to read and write English.

Section 2. Resolved (If the Assembly concur), That the foregoing amendment be referred to the first regular legislative session convening after the next succeeding general election of members of the assembly and, in conformity with section one of article nineteen of the constitution, be published for three months previous to the time of such election.

**PROPOSED AMENDMENT  
NUMBER TWELVE  
CONCURRENT RESOLUTION OF  
THE SENATE AND ASSEMBLY**

Proposing an amendment to section nine of article one of the constitution, in relation to the authorization of state lotteries for the support of education in this state.

Section 1. Resolved (If the Assembly concur), That subdivision one of section nine of article one of the constitution be amended to read as follows:

No law shall be passed abridging the rights of the people peaceably to assemble and to petition the government, or any department thereof, or to petition the government, or any department thereof, in any other manner than by due judicial proceedings; except as hereinafter provided, no lottery or the sale of lottery tickets, bookmaking, gambling, except lotteries operated by the state and the sale of lottery tickets in connection therewith, shall be authorized and proceeds therefrom shall be applied exclusively to or in aid of support of education in this state as the legislature may prescribe, and except as may be prescribed by the legislature and from which the state shall derive a reasonable revenue for the support of government, shall hereinafter be authorized or allowed within this state; and the legislature shall pass appropriate laws to prevent offenses against any of the provisions of this section.

Section 2. Resolved (If the Assembly concur), That the foregoing amendment be referred to the first regular legislative session convening after the next succeeding general election of members of the assembly and, in conformity with section one of article nineteen of the constitution, be published for three months previous to the time of such election.

**PROPOSED AMENDMENT  
NUMBER THIRTEEN  
CONCURRENT RESOLUTION OF  
THE SENATE AND ASSEMBLY**

Proposing an amendment to subdivision b of section twenty-five of article six of the constitution, in relation to continued service in court of appeals of a retired judge of the court of appeals.

Section 1. Resolved (If the Assembly concur), That subdivision b of section twenty-five of article six of the constitution be amended to read as follows:

b. Each judge of the court of appeals, justice of the supreme court, judge of the county court, judge of the family court, judge of a court for the city of New York established pursuant to section fifteen of this article and judge of the district court shall retire on the last day of December in the year in which he reaches the age of seventy.

Each such former judge of the court of appeals and justice of the supreme court may thereafter perform the duties of a judge of the court of appeals upon designation by such court, and such former judge of the court of appeals not designated to such court and such former justice of the supreme court may thereafter perform the duties of a justice of the supreme court, with power to hear and determine actions and proceedings, provided, however, that it shall be certified in the manner provided by law that the services of such former judge or justice are necessary and that he is mentally and physically able and competent to perform the full duties of such office.

Any such certification shall be valid for a term of two years and may be extended as provided by law for additional terms of two years. A retired judge or justice shall serve no longer than until the last day of December in the year in which he reaches the age of seventy-six. A retired judge or justice is performing the duties of a justice of the supreme court shall be subject to assignment by the appellate division of the supreme court of the judicial department of his residence. A retired judge or justice, as determined by the number of judges of the court of appeals or justices in a judicial district for purposes of section two of subdivision d of this article, subdivision d of this article, respectively.

Section 2. Resolved (If the Assembly concur), That the foregoing amendment be referred to the first regular legislative session convening after the next succeeding general election of members of the assembly, and, in conformity with section one of article nineteen of the constitution, be published for three months previous to the time of such election.

**PROPOSED AMENDMENT  
NUMBER FOURTEEN  
CONCURRENT RESOLUTION OF  
THE SENATE AND ASSEMBLY**

Proposing an amendment to section one of article two of the constitution, in relation to qualifications for voting.

Section 1. Resolved (If the Senate concur), That section one of article two of the constitution be amended to read as follows:

Section 1. Every citizen of the age of twenty-one years, [who shall have been a citizen for ninety days] and an inhabitant of this state for one year next preceding an election, and for the last four months a resident of the county, city or village and for the last thirty days a resident of the election district in which he or she may offer his or her vote, shall be entitled to vote at such election in the election district of which he or she shall at the time be a resident, and not elsewhere, for all officers that are or hereafter may be elective by the people, and upon all questions which may be submitted to the vote of the people, provided however that no elector in the actual military service of the state, or of the United States, in the army, navy or in the coast guard, or the spouse, parent or child of such elector, or company or being with him or her,

in the same election district, shall be deprived of his or her vote by reason of his or her absence from such election district, and the legislature shall provide the manner in which and the time and place at which such absent electors may vote, and for the return and canvass of their votes and provided, further, that in any election district in which registration is not required, registration shall be required to be personal, no elector who is registered and otherwise qualified to vote at an election, shall be deprived of his or her right to vote if by reason of his or her removal from one election district to another election district in the same county within the thirty days next preceding the election at which he or she seeks to vote, and every such elector shall be entitled to vote at such election in the election district from which he or she has so removed.

Notwithstanding the foregoing provisions, after January first, one thousand nine hundred twenty-two, no person shall become entitled to vote by attaining majority, by naturalization or otherwise, unless such person is able, except for physical disability, to read and write English.

Section 2. Resolved (If the Senate concur), That the foregoing resolution be referred to the first regular legislative session convening after the next succeeding general election of members of the assembly and, in conformity with section one of article nineteen of the constitution, be published for three months previous to the time of such election.

**PROPOSED AMENDMENT  
NUMBER FIFTEEN  
CONCURRENT RESOLUTION OF  
THE SENATE AND ASSEMBLY**

Proposing an amendment to section nine of article one of the constitution, in relation to authorizing the limited conduct of certain games of chance by religious, charitable or non-profit organizations of veterans, firemen and similar non-profit organizations.

Section 1. Resolved (If the Senate concur), That section nine of article one of the constitution be amended by adding thereto a new subdivision, to be subdivision three, to read as follows:

Notwithstanding the foregoing provisions of this section, any city, town or village within the state may authorize, pursuant to law, the conduct of certain games of chance in which prizes are awarded or games are won on the basis of a winning number or numbers, color or colors, or symbols, or other determined by chance from among those previously selected or whether determined by the result of the spinning of a wheel, a drum or otherwise by chance. If authorized, such games shall be subject to the following restrictions, among any village which may be provided by the legislature: (1) only bona fide religious, charitable or non-profit organizations, of veterans, volunteer firemen and similar non-profit organizations shall be permitted to conduct such games and then only by any such organ-

ization for a period not to exceed more than fifteen consecutive days in any calendar year, (2) no participation in a game by any player for a sum in excess of one dollar for any one game; (3) the entire net proceeds of any game shall be exclusively devoted to the lawful purposes of such organization; (4) no person except a bona fide member of any such organization shall participate in the management or operation of any such game, and (5) no person shall receive any remuneration for participating in such management or operation. The legislature shall pass appropriate laws to effectuate the purposes of this section. Nothing in this section shall prevent the legislature from passing laws more restrictive than any of the provisions of this subdivision.

Section 2. Resolved (If the Senate concur), That the foregoing amendment be referred to the first regular legislative session convening after the next succeeding general election of members of the assembly and, in conformity with section one of article nineteen of the constitution, be published for three months previous to the time of such election.

**PROPOSED AMENDMENT  
NUMBER SIXTEEN  
CONCURRENT RESOLUTION OF  
THE SENATE AND ASSEMBLY**

Proposing an amendment to section four of article eighteen of the constitution, in relation to the powers of cities, town and villages to contract indebtedness under such article.

Section 1. Resolved (If the Senate concur), That section four of article eighteen of the constitution be amended to read as follows:

To effectuate any of the purposes of this article, the legislature may authorize any city, town or village to contract indebtedness in an amount which shall not exceed two per centum of the average [assessed] full valuation of the taxable real estate of such city, town or village [subject to taxation] as determined by the last completed assessment roll and the four preceding assessment rolls of such city, town or village, for city, town or village taxes prior to the contracting of such indebtedness, in ascertaining the power of a city, or village having a population of five thousand or more as determined by the last completed assessment roll and the four preceding assessment rolls of such city, town or village, for city, town or village taxes prior to the contracting of such indebtedness, in the manner prescribed in section ten of article eight of this constitution. In ascertaining the power of a city, or village having a population of five thousand or more as determined by the last completed assessment roll and the four preceding assessment rolls of such city, town or village, for city, town or village taxes prior to the contracting of such indebtedness, the amount of such indebtedness shall be excluded any such indebtedness if such indebtedness is guaranteed or repaid by loans for which such indebtedness was contracted shall have yielded an amount equal to such interest and such amounts shall have been paid and in case of loans an amount equal to such interest and such amounts shall have been paid to the city or village. The legislature shall prescribe the method by which the amount of any such indebtedness to be excluded shall be determined, and no such indebtedness shall be excluded except in accordance with such determination. The legislature may confer appropriate jurisdiction on the appellate division of the supreme court in the case of such indebtedness in which such cities or villages are located for the purpose of determining the amount of any such indebtedness to be so excluded.

The liability of a city, town or village on account of any contract for capital or periodic subsidies to be paid subsequent to the then current year shall, for the purpose of ascertaining the power of such city, town or village to contract indebtedness, be deemed indebtedness in the amount of the commuted value of the total of such capital or periodic subsidies remaining unpaid, calculated on the basis of an annual interest rate of four per centum. Such periodic subsidies shall not be contracted for a period longer than the life of the projects assisted thereby, and in no event for more than sixty years. Indebtedness contracted pursuant to this article shall be excluded in ascertaining the power of a city or such village otherwise to create indebtedness under any other section of this constitution. Notwithstanding the foregoing, the legislature shall have the power to create indebtedness under any other section of this constitution unless at the same time it shall by law require such city or village to levy annually a tax or taxes on real estate for the payment of the principal and interest on any such indebtedness. Nothing herein contained, however, shall be construed to authorize any city or village to levy annually a tax or taxes on real estate for the payment of such principal and

interest nor shall any such law prevent recourse to an ad valorem tax on real estate to the extent that revenue derived from such other tax or taxes in any year, together with revenues from the project or projects aided by the proceeds of such indebtedness, shall become insufficient to provide fully for payment of such principal and interest in that year.

Section 2. Resolved (If the Senate concur), That the foregoing amendment be referred to the first regular legislative session convening after the next succeeding general election of members of the assembly and, in conformity with section one of article nineteen of the constitution, be published for three months previous to the time of such election.

**PROPOSED AMENDMENT  
NUMBER SEVENTEEN  
CONCURRENT RESOLUTION OF  
THE SENATE AND ASSEMBLY**

Proposing an amendment to section four of article eighteen of the constitution, in relation to the power of a city or village having a population of five thousand or more, to exclude a proportionate amount of indebtedness in ascertaining the amount of indebtedness which may be contracted thereunder.

Section 1. Resolved (If the Senate concur), That section four of article eighteen of the constitution be amended to read as follows:

To effectuate any of the purposes of this article, the legislature may authorize any city, town or village to contract indebtedness in an amount which shall not exceed two per centum of the average assessed valuation of the real estate of such city, town or village subject to taxation, as determined by the last completed assessment roll and the four preceding assessment rolls of such city, town or village, for city, town or village taxes prior to the contracting of such indebtedness, in ascertaining the power of a city, or village having a population of five thousand or more as determined by the last federal census, to contract indebtedness pursuant to this article there may be excluded any such indebtedness heretofore or hereafter contracted, annually proportionately to the extent that [if] the project or projects aided by guarantees representing such indebtedness or by loans for which such indebtedness was contracted shall have yielded [during the preceding year] net revenues, including periodic subsidies therefrom, exceeding the amount of such interest and such amounts shall have been paid and in case of loans an amount equal to such interest and such amounts shall have been paid to the city or village. Net revenues shall be determined by deducting from the gross revenues, including periodic subsidies therefrom, received from such project or projects, all costs of operation and repairs for such year, or the legislature may provide that net revenues shall be determined by deducting from the average of the gross revenues, including periodic subsidies therefrom, received from such project or projects or not to exceed the average of all costs of operation, maintenance and repairs for the same years. The legislature shall prescribe the method by which the amount of any such indebtedness to be so excluded shall be determined, and no such indebtedness shall be excluded except in accordance with such determination. The legislature may provide that the state comptroller shall make such determination or it may confer appropriate jurisdiction on the appellate division of the supreme court in the case of such indebtedness in which such cities or villages are located for the purpose of determining the amount of any such indebtedness to be so excluded. The provisions of this paragraph shall not affect or impair any existing exclusions of indebtedness.

The liability of a city, town or village on account of any contract for capital or periodic subsidies to be paid subsequent to the then current year shall, for the purpose of ascertaining the power of such city, town or village to contract indebtedness, be deemed indebtedness in the amount of the commuted value of the total of such capital or periodic subsidies remaining unpaid, calculated on the basis of an annual interest rate of four per centum. Such periodic subsidies shall not be contracted for a period longer than the life of the projects assisted thereby, and in no event for more than sixty years. Indebtedness contracted pursuant to this article shall be excluded in ascertaining the power of a city or such village otherwise to create indebtedness under any other section of this constitution unless at the same time it shall by law require such city or village to levy annually a tax or taxes on real estate for the payment of the principal and interest on any such indebtedness. Nothing herein contained, however, shall be construed to authorize any city or village to levy annually a tax or taxes on real estate for the payment of such principal and