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2024 -- S 2570

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2024

JOINT RESOLUTION

TO APPROVE AND PUBLISH AND SUBMIT TO THE ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION -- OF THE LEGISLATIVE POWER

Introduced By: Senators Raptakis, de la Cruz, DeLuca, Rogers, Felag, F. Lombardi, McKenney, LaMountain, E Morgan, and Paolino Date Introduced: March 01, 2024

Referred To: Senate Finance

1	RESOLVED, That a majority of all members elected to each house of the general
2	assembly voting therefor, the following amendment to the Constitution of the state be proposed to
3	the qualified electors of the state in accordance with the provisions of Article XIV of the
4	Constitution, for their approval, and that it take the place of Article VI, Section 16 and Section
5	17, which are hereby amended to read as follows:
6	ARTICLE VI
7	OF THE LEGISLATIVE POWER
8	§ 16. Borrowing power of general assembly. The general assembly shall have no powers,
9	without the express consent of the people, to incur state debts to an amount exceeding fifty
10	thousand dollars, except in time of war, or in case of insurrection or invasion; nor shall it in any
11	case, without such consent, pledge the faith of the state for the payment of the obligations of
12	others. No department or authority created by the state, and no corporation, quasi-public
13	corporation or other entity created directly by the state, shall have the power, without the express
14	consent of both the general assembly and the people, to incur state debts or to incur a debt to an
15	amount exceeding fifty thousand dollars, which would constitute a so-called moral obligation of
16	the state. This section shall not be construed to refer to any money that may be deposited with the
17	state by the government of the United States.
18	§ 17. Borrowing in anticipation of receipts.
19	Notwithstanding the provisions of Section 16 of this article the general assembly may

1 provide by law for the state to borrow in any fiscal year, in anticipation of receipts from taxes, 2 sums of money not exceeding twenty percent of the receipts from taxes during the next prior 3 fiscal year, and, in anticipation of receipts from other sources, additional sums of money, not 4 exceeding ten percent of the receipts from such other sources during the said next prior fiscal 5 year; provided, that the aggregate of all such borrowings shall not exceed a sum equal to thirty 6 percent of the actual receipts from taxes during the said next prior fiscal year. Any money so 7 borrowed in anticipation of such receipts shall be repaid within the fiscal year of the state in 8 which such borrowings take place. No money shall be so borrowed in anticipation of such 9 receipts in any fiscal year until all money so borrowed in all previous fiscal years shall have 10 been repaid. Provided, no department or authority created by the state, and no corporation or 11 quasi-public corporation or other entity created directly by the state, shall have the power, without 12 the express consent of both the general assembly and the people, to incur state debts or to incur a 13 debt to an amount exceeding fifty thousand dollars, which would constitute a so-called moral 14 obligation of the state. 15 RESOLVED, That this amendment shall take, in the Constitution of the State, the place 16 of Article VI, Section 16 and Section 17 of the Constitution; and be it further 17 RESOLVED, That said proposition of amendment shall be submitted to the electors for their approval or rejection at the next statewide general election. The voting places in the several 18 19 cities and towns shall be kept open during the hours required by law for voting therein for general 20 officers of the state; and be it further 21 RESOLVED, That the secretary of state shall cause the said proposition of amendments 22 to be published as a part of this resolution in the newspapers of the state prior to the date of the 23 said meetings of the said electors; and the said proposition shall be inserted in the warrants or 24 notices to be issued previous to said meetings of the electors for the purpose of warning the town, 25 ward, or district meetings, and said proposition shall be read by the town, ward, or district 26 meetings to be held as aforesaid; and be it further 27 RESOLVED, That the town, ward, and district meetings to be held aforesaid shall be

28 warned, and the list of voters shall be canvassed and made up, and the said town, ward, and 29 district meetings shall be conducted in the same manner as now provided by law for the town, 30 ward, and district meetings for the election of general officers of the state.

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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 LEGISLATIVE POWER

1 This Joint Resolution would propose to the voters of the state a constitutional amendment 2 which would provide that no department or authority created by the state, and no corporation or 3 quasi-public corporation created directly by the state, would have the power, without the express 4 consent of the general assembly and the people, to incur state debts or to incur a debt to an 5 amount exceeding fifty thousand dollars, which would constitute a so-called moral obligation of 6 the state.

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