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NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

November 29, 2010

4:08 p.m.

EXTRAORDINARY SESSION III

SENATOR DIANE SAVINO, Acting President

ANGELO J. APONTE, Secretary

1 P R O C E E D I N G S

2 ACTING PRESIDENT SAVINO: The  
3 Senate will please come to order.

4 I ask everyone present to rise and  
5 recite with me the Pledge of Allegiance.

6 (Whereupon, the assemblage recited  
7 the Pledge of Allegiance to the Flag.)

8 ACTING PRESIDENT SAVINO: In the  
9 absence of clergy, may we all bow our heads  
10 for a moment of silence.

11 (Whereupon, the assemblage  
12 respected a moment of silence.)

13 ACTING PRESIDENT SAVINO: Senator  
14 Klein.

15 SENATOR KLEIN: Madam President,  
16 is there a proclamation from the Governor at  
17 the desk?

18 ACTING PRESIDENT SAVINO: Yes,  
19 Senator Klein, there is a proclamation at the  
20 desk.

21 The Secretary will read.

22 THE SECRETARY: "Pursuant to the  
23 power vested in me by Article IV, Section 3 of  
24 the Constitution, I hereby convene the Senate  
25 and the Assembly of the State of New York in

1 Extraordinary Session, at the Capitol, in the  
2 City of Albany, on the twenty-ninth day of  
3 November, two thousand ten, at three o'clock  
4 p.m., for the purpose of considering  
5 legislation I will submit with respect to  
6 various subjects and acting on gubernatorial  
7 nominations.

8 "Given under my hand and the Privy  
9 Seal of the State, in the City of Albany this  
10 twenty-third day of November in the year  
11 two thousand ten.

12 "By the Governor, David A.  
13 Paterson."

14 ACTING PRESIDENT SAVINO: The  
15 proclamation from the Governor has been read,  
16 and the Senate is in extraordinary session.

17 Senator Klein.

18 SENATOR KLEIN: Madam President,  
19 I believe there's a concurrent resolution at  
20 the desk by Senator Sampson. I ask that the  
21 title of the resolution be read and move for  
22 its immediate adoption.

23 ACTING PRESIDENT SAVINO: The  
24 Secretary will read.

25 THE SECRETARY: In Extraordinary

1 Session Number III, Senate Resolution  
2 Number 1, by Senator Sampson, providing for  
3 the introduction of bills in the Senate during  
4 the extraordinary session.

5 ACTING PRESIDENT SAVINO: The  
6 question is on the concurrent resolution. All  
7 those in favor please signify by saying aye.

8 (Response of "Aye.")

9 ACTING PRESIDENT SAVINO:  
10 Opposed, nay.

11 (No response.)

12 ACTING PRESIDENT SAVINO: The  
13 concurrent resolution is adopted.

14 Senator Klein.

15 SENATOR KLEIN: Madam President,  
16 at this time can you please call on Senator  
17 Libous.

18 ACTING PRESIDENT SAVINO: Senator  
19 Libous.

20 SENATOR LIBOUS: Thank you, Madam  
21 President. There will be a brief Republican  
22 conference at this moment.

23 ACTING PRESIDENT SAVINO: There  
24 be a brief meeting of the Republican  
25 Conference.

1                   The Senate will stand at ease  
2 pending the return.

3                   (Whereupon, the Senate stood at  
4 ease at 4:11 p.m.)

5                   (Whereupon, the Senate reconvened  
6 at 5:17 p.m.)

7                   ACTING PRESIDENT SAVINO:     The  
8 Senate will please come to order.

9                   Senator Klein.

10                  SENATOR KLEIN:       Madam President,  
11 I believe there's a report of the Judiciary  
12 Committee at the desk. I ask that the report  
13 be read at this time.

14                  ACTING PRESIDENT SAVINO:     Senator  
15 Klein, there is a report of the Judiciary  
16 Committee at the desk.

17                  The Secretary will read.

18                  THE SECRETARY:       Senator Sampson,  
19 from the Committee on Judiciary, reports the  
20 following nominations.

21                  As a justice of the Supreme Court  
22 for the Second Judicial District, Honorable  
23 William C. Donnino, of Syosset.

24                  ACTING PRESIDENT SAVINO:     Senator  
25 Klein.

1                   SENATOR KLEIN:     Please move the  
2 nomination.

3                   ACTING PRESIDENT SAVINO:     Are  
4 there any Senators wishing to be heard on the  
5 nomination?

6                   (No response.)

7                   ACTING PRESIDENT SAVINO:     Seeing  
8 none, the question is on the motion to confirm  
9 the nomination of William C. Donnino, of  
10 Syosset, as an Interim Justice of the Supreme  
11 Court of the Second Judicial District. All  
12 those in favor please signify by saying aye.

13                   (Response of "Aye.")

14                   ACTING PRESIDENT SAVINO:  
15 Opposed, nay.

16                   (Response of "Nay.")

17                   ACTING PRESIDENT SAVINO:     The  
18 motion carries. The nomination is confirmed.

19                   Judge Donnino is in the gallery  
20 today. Congratulations.

21                   (Applause.)

22                   ACTING PRESIDENT SAVINO:     The  
23 Secretary will read.

24                   THE SECRETARY:     As a justice of  
25 the Supreme Court of the Eleventh Judicial

1 District, Honorable Robert Nahman, of  
2 Baywater.

3 ACTING PRESIDENT SAVINO: Senator  
4 Klein.

5 SENATOR KLEIN: Madam President,  
6 please move the nomination.

7 ACTING PRESIDENT SAVINO: Are  
8 there any other Senators wishing to be heard?  
9 Senator Onorato.

10 SENATOR ONORATO: Madam  
11 President, I rise to second the nomination of  
12 my very dear friend Bob Nahman, who I've known  
13 many, many years. We worked together in  
14 Queens County. He was a former Astorian.

15 And I know he's served on the  
16 Surrogate Court, he was the surrogate of  
17 Queens County. He did an outstanding job; he  
18 really made it the talk of the entire City of  
19 New York what he did with that organization.

20 And now he's going to be going back  
21 to the Supreme Court that he held before, so  
22 we don't have to give him any on-the-job  
23 training. He's very well qualified for it.

24 And I know he's going to do an  
25 excellent job, and I wish him the very, very

1 best of luck. And God bless him and his  
2 family.

3 Thank you.

4 ACTING PRESIDENT SAVINO: Senator  
5 Stavisky.

6 SENATOR STAVISKY: Thank you,  
7 Madam President.

8 I too want to congratulate Judge  
9 Nahman. He did such a great job as surrogate  
10 that he's going to come back and give us his  
11 expertise on the Supreme Court.

12 In many respects, Queens County is  
13 sort of like a family. And Judge Nahman and  
14 Judge Livote are part of our family, and we're  
15 very proud of the quality of the judges that  
16 we produce in Queens County. And I'm  
17 delighted to congratulate both judges on their  
18 nomination.

19 Thank you.

20 ACTING PRESIDENT SAVINO: Senator  
21 Huntley.

22 SENATOR HUNTLEY: Yes, Madam  
23 President. I would like to follow Toby's  
24 comments and say congratulations to the judges  
25 there from the good old County of Queens,

1 where I also hail from.

2 And you find very good people in  
3 Queens, right, Judge? And I just want to  
4 congratulate and wish you well.

5 Thank you.

6 ACTING PRESIDENT SAVINO: Are  
7 there any other Senators wishing to be heard  
8 on the nomination?

9 (No response.)

10 ACTING PRESIDENT SAVINO: Seeing  
11 none, the question is on the motion to confirm  
12 the nomination of Robert L. Nahman, of  
13 Baywater, as an Interim Justice of the Supreme  
14 Court Eleventh Judicial District. All those  
15 in favor please signify by saying aye.

16 (Response of "Aye.")

17 ACTING PRESIDENT SAVINO:  
18 Opposed, nay.

19 (Response of "Nay.")

20 ACTING PRESIDENT SAVINO: The  
21 motion carries. The nomination is confirmed.

22 Judge Nahman is in the gallery  
23 today. Congratulations.

24 (Applause.)

25 ACTING PRESIDENT SAVINO: The

1 Secretary will continue to read.

2 THE SECRETARY: As a justice of  
3 the Supreme Court of the Tenth Judicial  
4 District, Honorable Barbara Newman, of  
5 New York City.

6 ACTING PRESIDENT SAVINO: Senator  
7 Klein.

8 SENATOR KLEIN: Madam President,  
9 please move the nomination.

10 ACTING PRESIDENT SAVINO: Are  
11 there any Senators wishing to be heard on the  
12 nomination?

13 (No response.)

14 ACTING PRESIDENT SAVINO: Seeing  
15 none, the question is on the motion to confirm  
16 the nomination of Barbara Newman, of New York  
17 City, as an Interim Justice of the Supreme  
18 Court of the Tenth Judicial District. All  
19 those in favor please signify by saying aye.

20 (Response of "Aye.")

21 ACTING PRESIDENT SAVINO:  
22 Opposed, nay.

23 (Response of "Nay.")

24 ACTING PRESIDENT SAVINO: The  
25 motion carries. The nomination is confirmed.

1                   Judge Newman is joined in the  
2 gallery today by her husband, Bernard, and her  
3 daughter Susan.

4                   Congratulations, Judge Newman.

5                   (Appause.)

6                   ACTING PRESIDENT SAVINO:     The  
7 Secretary will continue to read.

8                   THE SECRETARY:     As a justice of  
9 the Supreme Court of the Fourth Judicial  
10 District, Honorable Norman Siegel, of  
11 New Hartford.

12                  ACTING PRESIDENT SAVINO:     Senator  
13 Klein.

14                  SENATOR KLEIN:     Madam President,  
15 please move the nomination.

16                  ACTING PRESIDENT SAVINO:     Are  
17 there any Senators wishing to be heard on the  
18 nomination?

19                  Senator Griffo.

20                  SENATOR GRIFFO:     Thank you, Madam  
21 President.

22                  It is a great privilege that I rise  
23 today to support Judge Norm Siegel's  
24 appointment to the Supreme Court. The judge  
25 has been before this chamber before. He has

1 had an extraordinary career in legal service.  
2 He has had a distinguished tenure on the  
3 bench.

4 I'm proud to know the judge. He  
5 has been such an important part of our  
6 community and done so much for so many various  
7 segments of our community.

8 So I'm proud that Judge Siegel is  
9 here with his wife Ann today, and I wish him  
10 well, and I know that he will have equally a  
11 distinguished tenure on the Supreme Court.

12 ACTING PRESIDENT SAVINO: Are  
13 there any other Senators wishing to be heard?

14 (No response.)

15 ACTING PRESIDENT SAVINO: Seeing  
16 none, the question is on the nomination to  
17 confirm Norman I. Siegel, of New Hartford, as  
18 an Interim Justice of the Supreme Court of the  
19 Fourth Judicial District. All those in favor  
20 please signify by saying aye.

21 (Response of "Aye.")

22 ACTING PRESIDENT SAVINO:  
23 Opposed, nay.

24 (No response.)

25 ACTING PRESIDENT SAVINO: The

1 motion carries. The nomination is confirmed.

2 Judge Siegel is joined in the  
3 gallery today by his wife, Ann.

4 Congratulations.

5 (Applause.)

6 ACTING PRESIDENT SAVINO: The  
7 Secretary will read.

8 THE SECRETARY: As a judge of the  
9 Court of Claims, Glen Bruening, of  
10 Guilderland.

11 ACTING PRESIDENT SAVINO: Senator  
12 Klein.

13 SENATOR KLEIN: Madam President,  
14 please move the nomination.

15 ACTING PRESIDENT SAVINO: Are  
16 there any Senators wishing to be heard on the  
17 nomination?

18 Senator Breslin.

19 SENATOR BRESLIN: Thank you very  
20 much, Madam President.

21 It's my honor to rise and support  
22 the nomination of Glen Bruening, who is a  
23 resident of my district. You only have to  
24 look briefly at his resume and look at the  
25 wonderful background -- in fact, he resided

1           for many years in Senator Little's district,  
2           and has a wonderful background: Parks and  
3           Recreation, in the Governor's office, with the  
4           Government Law Center, and I could go on and  
5           on.

6                       And he is just a wonderful  
7           selection by the Governor. We look forward to  
8           you serving and seeing you for many years to  
9           come, Glen, and congratulations to your family  
10          as well.

11                       Thank you very much.

12                       ACTING PRESIDENT SAVINO:     Are  
13          there any other Senators wishing to be heard?

14                       (No response.)

15                       ACTING PRESIDENT SAVINO:     Seeing  
16          none, the question is on the motion to confirm  
17          the nomination of Glen Bruening, of  
18          Guilderland, as a judge of the Court of  
19          Claims. All those in favor please signify by  
20          saying aye.

21                       (Response of "Aye.")

22                       ACTING PRESIDENT SAVINO:  
23          Opposed, nay.

24                       (No response.)

25                       ACTING PRESIDENT SAVINO:     The

1 motion carries. The nomination is confirmed.

2 Judge Bruening is joined in the  
3 gallery today by his wife, Katie, and his sons  
4 Dylan and Carson.

5 Congratulations.

6 (Applause.)

7 ACTING PRESIDENT SAVINO: The  
8 Secretary will read.

9 THE SECRETARY: As a judge of the  
10 Court of Claims, Leonard Livote, of  
11 Douglaston.

12 ACTING PRESIDENT SAVINO: Senator  
13 Klein.

14 SENATOR KLEIN: Madam President,  
15 please move the nomination.

16 ACTING PRESIDENT SAVINO: Are  
17 there any Senators wishing to be heard?

18 (No response.)

19 ACTING PRESIDENT SAVINO: Seeing  
20 none, the question is on the motion to confirm  
21 the nomination of Leonard Livote, of  
22 Douglaston, as a judge of the Court of Claims.  
23 All those in favor please signify by saying  
24 aye.

25 (Response of "Aye.")

1                   ACTING PRESIDENT SAVINO:

2       Opposed, nay.

3                   (No response.)

4                   ACTING PRESIDENT SAVINO:       The  
5       motion carries. The nomination is confirmed.

6                   Judge Livote is joined today in the  
7       gallery by his wife, Robin, and his daughter  
8       Katherine and son Matthew.

9                   Congratulations.

10                  (Applause.)

11                  ACTING PRESIDENT SAVINO:       The  
12       Secretary will continue to read.

13                  THE SECRETARY:       As a judge of the  
14       Court of Claims, Daniel McCullough, of  
15       Brooklyn.

16                  ACTING PRESIDENT SAVINO:       Senator  
17       Klein.

18                  SENATOR KLEIN:       Madam President,  
19       please move the nomination.

20                  ACTING PRESIDENT SAVINO:       Are  
21       there any Senators wishing to be heard?

22                  (No response.)

23                  ACTING PRESIDENT SAVINO:       Seeing  
24       none, the question is on the motion to confirm  
25       the nomination of Daniel McCullough, of

1 Brooklyn, as a judge of the Court of Claims.

2 All those in favor please signify  
3 by saying aye.

4 (Response of "Aye.")

5 ACTING PRESIDENT SAVINO:

6 Opposed, nay.

7 (Response of "Nay.")

8 ACTING PRESIDENT SAVINO: The  
9 motion carries. The nomination is confirmed.

10 Judge McCullough is joined in the  
11 gallery today by his wife, Arbilla Tucker.

12 Congratulations.

13 (Applause.)

14 ACTING PRESIDENT SAVINO: The  
15 Secretary will continue to read.

16 THE SECRETARY: As a judge of the  
17 Court of Claims, David Weinstein, of Glenmont.

18 ACTING PRESIDENT SAVINO: Senator  
19 Klein.

20 SENATOR KLEIN: Madam President,  
21 please move the nomination.

22 ACTING PRESIDENT SAVINO: Are  
23 there any Senators -- ah, Senator Breslin.

24 SENATOR BRESLIN: For the second  
25 time, I commend the Governor for an

1 outstanding appointment.

2 David Weinstein is a Wesleyan  
3 graduate, a cum laude graduate of Harvard Law,  
4 worked for a number of years in the Attorney  
5 General's office, most recently in the  
6 Governor's office. And many members of this  
7 body as well as the Assembly dealt with him on  
8 pending legislation and came away with a very  
9 favorable impression.

10 I think he's a wonderful new asset  
11 to the Court of Claims, and I wish him well.

12 ACTING PRESIDENT SAVINO: Senator  
13 Hassell-Thompson.

14 SENATOR HASSELL-THOMPSON: Thank  
15 you, Madam President.

16 I rise to second the nomination of  
17 David Weinstein and to thank him publicly for  
18 the work that he assisted this body in his  
19 work with us on the MWBE as well as on  
20 domestic violence, for which he made us look  
21 wonderful.

22 Thank you.

23 ACTING PRESIDENT SAVINO: Thank  
24 you, Senator Hassell-Thompson.

25 Are there any other Senators

1 wishing to be heard?

2 Seeing none, the question is on the  
3 motion to confirm the nomination of David  
4 Weinstein, of Glenmont, as a judge of the  
5 Court of Claims. All those in favor please  
6 signify by saying aye.

7 (Response of "Aye.")

8 ACTING PRESIDENT SAVINO:

9 Opposed, nay.

10 (No response.)

11 ACTING PRESIDENT SAVINO: The  
12 motion carries. The nomination is confirmed.

13 And I would just like to take a  
14 moment to congratulate Judge Weinstein and  
15 thank him for his support and his cooperation  
16 in working with me and my committee for the  
17 last two years.

18 Judge Weinstein is joined in the  
19 gallery today by his wife, Ilyse.

20 Congratulations.

21 (Applause.)

22 ACTING PRESIDENT SAVINO: Senator  
23 Klein.

24 SENATOR KLEIN: Madam President,  
25 there will be an immediate meeting of the

1 Higher Education Committee in the Majority  
2 Conference Room, and then a meeting of the  
3 Finance Committee. Pending the return of the  
4 Rules Committee, which will be directly  
5 afterwards, may we please stand at ease.

6 ACTING PRESIDENT SAVINO: There  
7 will be an immediate meeting of the Higher  
8 Education Committee in the Majority Conference  
9 Room, Room 332, immediate followed by a  
10 Finance Committee meeting, followed by a  
11 meeting of the Rules Committee.

12 Pending the return of the Rules  
13 Committee, the Senate will stand at ease.

14 (Whereupon, the Senate stood at  
15 ease at 5:29 p.m.)

16 (Whereupon, the Senate reconvened  
17 at 7:40 p.m.)

18 ACTING PRESIDENT SAVINO: The  
19 Senate will please come to order.

20 Senator Klein.

21 SENATOR KLEIN: Madam President,  
22 I believe there's a report of the Finance  
23 Committee at the desk.

24 ACTING PRESIDENT SAVINO: Yes,  
25 Senator Klein, there is a report of the

1 Finance Committee at the desk.

2 The Secretary will read.

3 THE SECRETARY: Senator C.

4 Kruger, from the Committee on Finance, reports  
5 the following nominations.

6 As Commissioner of the Port  
7 Authority of New York and New Jersey,  
8 H. Sidney Holmes, III, of New York City.

9 As a member of the State Council on  
10 the Arts, Richard A. Mittenthal, of New York  
11 City.

12 As a member of the Board of  
13 Trustees of the City University of New York,  
14 Judah Gribetz, of Rockaway Park.

15 As a member of the Board of  
16 Trustees of the City University of New York,  
17 Rita DiMartino, of New York City.

18 As a member of the Board of  
19 Trustees of the City University of New York,  
20 Wellington Z. Chen, of Little Neck.

21 And as a member of the  
22 Rochester-Genesee Regional Transportation  
23 Authority, Scott M. Adair, of West Henrietta.

24 ACTING PRESIDENT SAVINO: Senator  
25 Kruger.

1                   SENATOR CARL KRUGER:     Yes, could  
2     we please move those nominations.

3                   ACTING PRESIDENT SAVINO:     Are  
4     there any Senators wishing to be heard on this  
5     motion to confirm the nominations?

6                   (No response.)

7                   ACTING PRESIDENT SAVINO:     Seeing  
8     none, the question is on the motion to confirm  
9     the nominations. All those in favor please  
10    signify by saying aye.

11                   (Response of "Aye.")

12                   ACTING PRESIDENT SAVINO:  
13    Opposed, nay.

14                   (No response.)

15                   ACTING PRESIDENT SAVINO:     The  
16    motion carries. The nominations are  
17    confirmed.

18                   Senator Klein.

19                   SENATOR KLEIN:     Madam President,  
20    I believe there's a report of the Rules  
21    Committee at the desk. I move that we adopt  
22    the Rules Committee report at this time.

23                   ACTING PRESIDENT SAVINO:     There  
24    is a report of the Rules Committee at the  
25    desk.

1                   The Secretary will read.

2                   THE SECRETARY:     Senator Smith,  
3                   from the Committee on Rules, reports the  
4                   following bills.

5                   Extraordinary Session Print Number  
6                   2, by the Senate Committee on Rules, an act to  
7                   amend the Education Law;

8                   Extraordinary Session Print Number  
9                   4, by the Senate Committee on Rules, an act to  
10                  amend Chapter 536 of the Laws of 2010;

11                  Extraordinary Session Print Number  
12                  5, by the Senate Committee on Rules, an act to  
13                  amend the Multiple Dwelling Law; and

14                  Extraordinary Session Print Number  
15                  10, by the Senate Committee on Rules, an act  
16                  in relation to establishing a special  
17                  commission.

18                  All bills ordered direct to third  
19                  reading.

20                  ACTING PRESIDENT SAVINO:     All  
21                  those in favor of adopting the Rules Committee  
22                  report please signify by saying aye.

23                  (Response of "Aye.")

24                  ACTING PRESIDENT SAVINO:

25                  Opposed, nay.

1 (Response of "Nay.")

2 ACTING PRESIDENT SAVINO: The  
3 Rules Committee report is adopted.  
4 Senator Klein.

5 SENATOR KLEIN: Madam President,  
6 may we now move to a reading of the  
7 extraordinary session calendar.

8 ACTING PRESIDENT SAVINO: The  
9 Secretary will read.

10 THE SECRETARY: Calendar Number  
11 2, by the Senate Committee on Rules,  
12 Extraordinary Session Print Number 4, an act  
13 to amend Chapter 536 of the Laws of 2010,  
14 amending the Public Health Law and the  
15 Insurance Law.

16 ACTING PRESIDENT SAVINO: Read  
17 the last section.

18 THE SECRETARY: Section 3. This  
19 act shall --

20 ACTING PRESIDENT SAVINO: Senator  
21 Libous.

22 SENATOR LIBOUS: Excuse me,  
23 please, Madam President. Could you tell me  
24 what calendar number here we're on?

25 There's bills 1, 2, 3, and 4, and

1           then they're printed 2, 4, 5 and 10. Could  
2           you tell me which bill we're taking up at this  
3           moment?

4                    ACTING PRESIDENT SAVINO:     Senator  
5           Libous, we were about to take up Calendar  
6           Number 2, but we're now going to go back and  
7           take up Calendar Number 1, and we will go in  
8           order.

9                    SENATOR LIBOUS:        Thank you, Madam  
10          President.

11                   ACTING PRESIDENT SAVINO:     You're  
12          welcome, Senator Libous.

13                   THE SECRETARY:        Calendar Number  
14          1, by the Senate Committee on Rules,  
15          Extraordinary Session Print Number 2, an act  
16          to amend the Education Law.

17                   ACTING PRESIDENT SAVINO:     Senator  
18          Klein.

19                   SENATOR KLEIN:        Madam President,  
20          is there a message of necessity and  
21          appropriation at the desk?

22                   ACTING PRESIDENT SAVINO:     Yes,  
23          Senator Klein, there is a message of necessity  
24          and appropriation at the desk.

25                   SENATOR KLEIN:        Can we move to

1 accept the message of necessity and  
2 appropriation at this time.

3 ACTING PRESIDENT SAVINO: The  
4 question is on the acceptance of the message  
5 of necessity and appropriation. All those in  
6 favor please signify by saying aye.

7 (Response of "Aye.")

8 ACTING PRESIDENT SAVINO:  
9 Opposed, nay.

10 (No response.)

11 ACTING PRESIDENT SAVINO: The  
12 message is accepted.

13 SENATOR KLEIN: Madam President,  
14 please lay the bill aside for the day.

15 ACTING PRESIDENT SAVINO: The  
16 bill is laid aside for the day.

17 The Secretary will read.

18 THE SECRETARY: Calendar Number  
19 2, by the Senate Committee on Rules,  
20 Extraordinary Session Print Number 4, an act  
21 to amend Chapter 536 of the Laws of 2010,  
22 appending the Public Health Law and the  
23 Insurance Law.

24 ACTING PRESIDENT SAVINO: Senator  
25 Klein.

1                   SENATOR KLEIN:       Madam President,  
2                   is there a message of necessity at the desk?

3                   ACTING PRESIDENT SAVINO:     Yes,  
4                   Senator Klein, there is a message of necessity  
5                   at the desk.

6                   SENATOR KLEIN:       Madam President,  
7                   can we please move to accept the message of  
8                   necessity at this time.

9                   ACTING PRESIDENT SAVINO:     The  
10                  question is on the acceptance of the message  
11                  of necessity. All those in favor please  
12                  signify by saying aye.

13                  (Response of "Aye.")

14                  ACTING PRESIDENT SAVINO:  
15                  Opposed, nay.

16                  (No response.)

17                  ACTING PRESIDENT SAVINO:     The  
18                  message is accepted.

19                  Are there any Senators wishing to  
20                  be heard?

21                  (No response.)

22                  ACTING PRESIDENT SAVINO:     Read  
23                  the last section.

24                  THE SECRETARY:       Section 3. This  
25                  act shall take effect on the same date and in

1 the same manner as Chapter 536 of the Laws of  
2 2010.

3 ACTING PRESIDENT SAVINO: Call  
4 the roll.

5 (The Secretary called the roll.)

6 ACTING PRESIDENT SAVINO:  
7 Announce the results.

8 THE SECRETARY: Ayes, 58.

9 ACTING PRESIDENT SAVINO: The  
10 bill is passed.

11 The Secretary will continue to  
12 read.

13 THE SECRETARY: Calendar Number  
14 3, by the Senate Committee on Rules,  
15 Extraordinary Session Print Number 5, an act  
16 to amend the Multiple Dwelling Law.

17 ACTING PRESIDENT SAVINO: Senator  
18 Klein.

19 SENATOR KLEIN: Madam President,  
20 is there a message of necessity at the desk?

21 ACTING PRESIDENT SAVINO: Yes,  
22 Senator Klein, there is a message of necessity  
23 at the desk.

24 SENATOR KLEIN: I move that we  
25 accept the message of necessity at this time.

1                   ACTING PRESIDENT SAVINO:     The  
2                   question is on the acceptance of the message  
3                   of necessity. All those in favor please  
4                   signify by saying aye.

5                   (Response of "Aye.")

6                   ACTING PRESIDENT SAVINO:  
7                   Opposed, nay.

8                   (No response.)

9                   ACTING PRESIDENT SAVINO:     The  
10                  message is accepted.

11                  Read the last section.

12                  THE SECRETARY:     Section 4. This  
13                  act shall take effect immediately.

14                  ACTING PRESIDENT SAVINO:     Call  
15                  the roll.

16                  (The Secretary called the roll.)

17                  ACTING PRESIDENT SAVINO:  
18                  Announce the results.

19                  THE SECRETARY:     Ayes, 58.

20                  ACTING PRESIDENT SAVINO:     The  
21                  bill is passed.

22                  THE SECRETARY:     Calendar Number  
23                  5, by the Senate Committee on Rules,  
24                  Extraordinary Session Print Number 10, an act  
25                  in relation to establishing a special

1 commission on compensation.

2 ACTING PRESIDENT SAVINO: Senator  
3 Klein.

4 SENATOR KLEIN: Madam President,  
5 is there a message of necessity at the desk?

6 ACTING PRESIDENT SAVINO: Yes,  
7 Senator Klein, there is a message of necessity  
8 at the desk.

9 SENATOR KLEIN: Madam President,  
10 I move that we accept the message at this  
11 time.

12 ACTING PRESIDENT SAVINO: The  
13 question is on the acceptance of the message  
14 of necessity. All those in favor please  
15 signify by saying aye.

16 (Response of "Aye.")

17 ACTING PRESIDENT SAVINO:  
18 Opposed, nay.

19 (No response.)

20 ACTING PRESIDENT SAVINO: The  
21 message is accepted.

22 Read the last section.

23 THE SECRETARY: Section 4. This  
24 act shall take effect immediately.

25 ACTING PRESIDENT SAVINO: Call

1 the roll.

2 (The Secretary called the roll.)

3 ACTING PRESIDENT SAVINO:

4 Announce the results.

5 THE SECRETARY: Ayes, 58.

6 ACTING PRESIDENT SAVINO: The  
7 bill is passed.

8 Senator Klein, that completes the  
9 reading of the noncontroversial extraordinary  
10 session calendar.

11 SENATOR KLEIN: Madam President,  
12 can you please recognize Senator  
13 Hassell-Thompson at this time.

14 ACTING PRESIDENT SAVINO: Senator  
15 Hassell-Thompson.

16 SENATOR HASSELL-THOMPSON: Thank  
17 you, Madam President.

18 Immediately following this session  
19 there will be a meeting of the Majority in the  
20 Majority Conference Room.

21 ACTING PRESIDENT SAVINO: There  
22 be a meeting of the Democratic Conference  
23 immediately following session in the Majority  
24 Conference Room.

25 Senator Klein.

1                   SENATOR KLEIN:       Madam President,  
2                   is there any further business at the desk?

3                   ACTING PRESIDENT SAVINO:       No,  
4                   Senator Klein, the desk is clear.

5                   SENATOR KLEIN:       There being no  
6                   further business, Madam President, I move that  
7                   we adjourn at the call of the Temporary  
8                   President.

9                   ACTING PRESIDENT SAVINO:       There  
10                  being no further business to come before the  
11                  Senate, on motion, the Senate stands adjourned  
12                  at the call of the Temporary President.

13                  (Whereupon, at 7:49 p.m., the  
14                  Senate adjourned.)

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