ALBANY, NEW YORK

February 24, 1993

12:50 p.m.

REGULAR SESSION

SENATOR THOMAS W. LIBOUS, Acting President

STEPHEN F. SLOAN, Secretary

P R O C E E D I N G S

ACTING PRESIDENT LIBOUS: Senate will come to order. Members will please take their seats.

And if you would all rise and join me in the Pledge of Allegiance.

(The assemblage repeated the Pledge of Allegiance to the Flag. )

Senator Present, the clergy is expected here shortly, and we would have a prayer at that time. If it's okay, we can -

SENATOR PRESENT: When he arrives, you interrupt the proceedings and we will have it.

ACTING PRESIDENT LIBOUS: Could we have the reading of the Journal.

THE SECRETARY: In Senate, Tuesday, February 23. The Senate met pursuant to adjournment. Senator Farley in the chair upon designation of the Temporary President. The Journal of Monday, February 22, was read and approved. On motion, Senate adjourned.

ACTING PRESIDENT LIBOUS: Hearing

no objection, the Journal stands approved as read.

Order of business:

Presentation of petitions.

Messages from the Assembly.

Messages from the Governor.

Reports of standing committees.

Reports of select committees.

Communications and reports from state officers.

Motions and resolutions.

There are no motions and resolutions.

Senator Stafford, then may we go to the calendar? I'm sorry. Senator Present! Excuse me. It's hard to break old habits, sir.

SENATOR PRESENT: I forgive you. Go to the non-controversial calendar, please.

ACTING PRESIDENT LIBOUS: Non-controversial calendar. The Secretary will read.

THE SECRETARY: On page 4, Calendar Number 43, by Senator Stafford, Senate

Bill Number 435, an act to amend the Highway Law.

SENATOR PRESENT: Lay it aside.

ACTING PRESIDENT LIBOUS: Lay it aside.

THE SECRETARY: Calendar Number 61, by Senator Hannon.

SENATOR PRESENT: Lay it aside for the day.

ACTING PRESIDENT LIBOUS: Lay that bill aside for the day.

THE SECRETARY: Calendar Number 83, by Senator Daly, Senate Bill Number 623, an act to amend the Public Officers Law.

ACTING PRESIDENT LIBOUS: Read the last section.

THE SECRETARY: Section 2. This act shall take effect immediately.

ACTING PRESIDENT LIBOUS: Call the roll.

(The Secretary called the roll. )

THE SECRETARY: Ayes 34.

ACTING PRESIDENT LIBOUS: The

bill is passed.

THE SECRETARY: Calendar Number 84, by Senator Daly, Senate Bill Number 896, an act to amend the Public Officers Law.

ACTING PRESIDENT LIBOUS: Read the last section.

THE SECRETARY: Section 2. This act shall take effect immediately.

ACTING PRESIDENT LIBOUS: Call the roll.

(The Secretary called the roll. )

THE SECRETARY: Ayes 34.

ACTING PRESIDENT LIBOUS: The bill is passed.

THE SECRETARY: Calendar Number 85, by Senator Farley, Senate Bill Number 997, an act to amend the Executive Law.

ACTING PRESIDENT LIBOUS: Read the last section.

THE SECRETARY: Section 2. This act shall take effect immediately.

ACTING PRESIDENT LIBOUS: Call the roll.

(The Secretary called the roll. )

THE SECRETARY: Ayes 34.

ACTING PRESIDENT LIBOUS: The bill is passed.

THE SECRETARY: Calendar Number 86, by Senator Levy, Senate Bill Number 1306, an act to amend the Executive Law and the Estates, Powers and Trusts Law.

ACTING PRESIDENT LIBOUS: Read the last section.

THE SECRETARY: Section 2. This act shall take effect immediately.

ACTING PRESIDENT LIBOUS: Call the roll.

(The Secretary called the roll. )

THE SECRETARY: Ayes 34.

ACTING PRESIDENT LIBOUS: The bill is passed.

THE SECRETARY: Calendar Number 87, by Senator Padavan, Senate Bill Number 1383, an act to amend the State Finance Law.

ACTING PRESIDENT LIBOUS: Read the last section.

THE SECRETARY: Section 2. This act shall take effect immediately.

ACTING PRESIDENT LIBOUS: Call the roll.

(The Secretary called the roll. )

THE SECRETARY: Ayes 34.

ACTING PRESIDENT LIBOUS: The bill is passed.

THE SECRETARY: Calendar Number 88, by Senator Maltese, Senate Bill Number 368, an act to amend the Real Property Tax Law.

ACTING PRESIDENT LIBOUS: Read the last section.

THE SECRETARY: Section 2. This act shall take effect immediately.

ACTING PRESIDENT LIBOUS: Call the roll.

(The Secretary called the roll. )

THE SECRETARY: Ayes 37.

ACTING PRESIDENT LIBOUS: The bill is passed.

THE SECRETARY: Calendar Number 89, by Senator Skelos, Senate Bill Number 947,

an act to amend the Civil Service Law.

ACTING PRESIDENT LIBOUS: Read the last section.

THE SECRETARY: Section 2. This act shall take effect immediately.

ACTING PRESIDENT LIBOUS: Call the roll.

(The Secretary called the roll. )

THE SECRETARY: Ayes 37.

ACTING PRESIDENT LIBOUS: The bill is passed.

THE SECRETARY: Calendar Number 90, by Senator DeFrancisco, Senate Bill Number 1921, an act to amend the Highway Law.

ACTING PRESIDENT LIBOUS: Read the last section.

THE SECRETARY: Section 2. This act shall take effect immediately.

ACTING PRESIDENT LIBOUS: Call the roll.

(The Secretary called the roll. )

THE SECRETARY: Ayes 37.

ACTING PRESIDENT LIBOUS: The

bill passed.

THE SECRETARY: Calendar Number 92, by Senator Skelos, Senate Bill Number 565, Social Services Law.

ACTING PRESIDENT LIBOUS: Read the last section.

THE SECRETARY: Section 2. This act shall take effect immediately.

ACTING PRESIDENT LIBOUS: Call the roll.

SENATOR GALIBER: Explanation.

ACTING PRESIDENT LIBOUS: Explanation. We will lay that bill aside.

Senator Present.

SENATOR PRESENT: Mr. President. Would you recognize Senator Levy, please.

ACTING PRESIDENT LIBOUS: Senator Levy.

SENATOR LEVY: Yes. Mr. President. Immediate meeting of the Senate Transportation Committee in the Majority Conference Room. Thank you.

ACTING PRESIDENT LIBOUS: There

is an immediate meeting of the Senate Transportation Committee in the Majority Conference Room. Immediate.

Senator Present, that is the first time around, sir.

SENATOR PRESENT: Can we take up the controversial calendar, please.

ACTING PRESIDENT LIBOUS: Controversial calendar. Secretary will read.

THE SECRETARY: On page 4, Calendar Number 43, by Senator Stafford, Senate Bill Number 435, an act to amend the Highway Law.

SENATOR STACHOWSKI: Explanation.

ACTING PRESIDENT LIBOUS: An explanation is requested.

SENATOR PRESENT: Lay it aside.

ACTING PRESIDENT LIBOUS: Lay that bill aside.

THE SECRETARY: Calendar Number 92, by Senator Skelos, Senate Bill Number 565, Social Services Law, in relation to access to certain conviction records.

SENATOR GALIBER: Explanation.
SENATOR PRESENT: Lay it aside.
ACTING PRESIDENT LIBOUS: Lay that bill aside.
Senator Present, that concludes what we have before us.
SENATOR PRESENT: Mr. President, there being no further business -
ACTING PRESIDENT LIBOUS: Senator Present, could we recognize Senator Volker for a second.
SENATOR VOLKER: I've got just a couple of things.
SENATOR PRESENT: Sure.
SENATOR VOLKER: First of all, on behalf of Senator Sears, star Calendar Number 78.
ACTING PRESIDENT LIBOUS: Without objection.
SENATOR VOLKER: Just two quick announcements, if I could. One, as I traditionally do, we plan on -- all things being considered, if there is no problem -- doing the

death penalty next Monday, at the session on Monday.

And number 2, we will have a meeting of a budget subcommittee about 1:30 this afternoon for those members who are part of that.

Thank you.

ACTING PRESIDENT LIBOUS: Senator Present.

SENATOR PRESENT: Mr. President. There being no further business, I move that we adjourn until Monday, March 1, 2:30 p.m., intervening days being legislative days.

ACTING PRESIDENT LIBOUS: Senate stands adjourned.

(Whereupon, at 12:56 p.m., Senate adjourned. )