ALBANY, NEW YORK

January 10, 1994

3:50 p.m.

REGULAR SESSION

SENATOR NICHOLAS A. SPANO, Acting President

STEPHEN F. SLOAN, Secretary

P R O C E E D I N G S

ACTING PRESIDENT SPANO: Senate will come to order.

All please rise to the Pledge of Allegiance to the Flag.

(Whereupon, the Senate joined in the Pledge of Allegiance to the Flag.)

In the absence of clergy, we will please bow our heads for a moment of silence.

(Whereupon, there was a moment of silence.)

Reading of the Journal.

THE SECRETARY: In Senate, Friday, January 7. The Senate met pursuant to adjournment. Senator Bruno in the chair upon designation of the Temporary President. The Journal of Thursday, January 6, was read and approved. On motion, Senate adjourned.

ACTING PRESIDENT SPANO: Hearing no objection, the Journal stands approved as read.

The order of business:

Presentation of petition.

Messages from the Assembly.

Messages from the Governor.

Reports of standing committees.

Secretary will read.

THE SECRETARY: Senator Volker from the Committee on Codes reports the following bills directly for third reading:

Senate Bill Number 64, by Senator Volker, an act to amend the Criminal Procedure Law.

173, by Senator Tully, an act to amend the Penal Law.

205A, by Senator Holland, an act to amend the Criminal Procedure Law.

211, by Senator Holland, an act to amend the Penal Law.

239, by Senator Bruno, an act to amend the Civil Rights Law.

246A, by Senator Volker, an act to amend the Penal Law.

247, by Senator Volker, an act to amend the Criminal Procedure Law.

364, by Senator Volker, an act to amend the Penal Law.

406, by Senator Volker, an act to amend the Criminal Procedure Law.

546, by Senator Padavan, an act to amend the Criminal Procedure Law.

583, by Senator Volker, an act to amend the Criminal Procedure Law.

1137, by Senator Volker, an act to amend the Civil Practice Law and Rules.

1313, by Senator Levy, an act to amend the Penal Law.

Senate Bill Number 152A, by Senator Tully, an act to amend the Criminal Procedure Law reported with amendments.

Senator Daly from the Committee on Corporations, Authorities, and Commissions reports the following three bills directly for third reading:

Senate Bill Number 624, by Senator Daly, an act to amend the Public Authorities Law.

1846, by Senator Kuhl, an act to amend the Public Authorities Law.

1846, by Senator Kuhl, an act to

amend the New York State Urban Development Corporation Act.

And Senate Bill Number 6222A, by Senator Daly, Business Corporation Law.

ACTING PRESIDENT SPANO: Without objection, third reading.

Motions and resolutions.

Senator Present, are you ready to begin the calendar?

SENATOR PRESENT: Mr. President. Can we take up the noncontroversial bills, please.

ACTING PRESIDENT SPANO: Secretary will read noncontroversial.

THE SECRETARY: On page 4 of the calendar, Calendar Number 1, by Senator Volker.

SENATOR GOLD: Lay it aside.

ACTING PRESIDENT SPANO. Lay it aside.

THE SECRETARY: Calendar Number 2, by Senator Tully, Senate Bill Number 173.

THE SECRETARY: Lay it aside.

ACTING PRESIDENT SPANO: Lay it

aside.

THE SECRETARY: Calendar Number 3, by Senator Holland, Senate Bill Number 205A, an act to amend the Criminal Procedure Law.

ACTING PRESIDENT SPANO: Read the last section.

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

ACTING PRESIDENT SPANO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes 40.

ACTING PRESIDENT SPANO: The bill is passed.

THE SECRETARY: Calendar Number 4, by Senator Holland.

SENATOR GOLD: Lay it aside.

ACTING PRESIDENT SPANO: Lay it aside.

THE SECRETARY: Calendar Number 5, by Senator Bruno, Senate Bill Number 239, an act to amend the Civil Rights Law.

ACTING PRESIDENT SPANO: Read the

last section.

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

ACTING PRESIDENT SPANO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes 40.

ACTING PRESIDENT SPANO: The bill is passed.

THE SECRETARY: Calendar Number 6, by Senator Volker, Senate Bill Number 246A, an act to amend the Penal Law.

SENATOR LEICHTER: Lay it aside.

ACTING PRESIDENT SPANO: Lay it aside.

THE SECRETARY: Calendar Number 7, by Senator Volker.

SENATOR GOLD: Lay it aside.

ACTING PRESIDENT SPANO: Lay it aside.

THE SECRETARY: Calendar Number 8, by Senator Volker.

SENATOR GOLD: Lay it aside.

ACTING PRESIDENT SPANO: Lay it aside.

THE SECRETARY: Calendar Number 9, by Senator Volker, Senate Bill Number 406, an act to amend the Criminal Procedure Law.

SENATOR GOLD: Lay it aside.

ACTING PRESIDENT SPANO: Lay it aside.

THE SECRETARY: Calendar Number 10, by Senator Padavan, Senate Bill Number 546.

SENATOR GOLD: Lay it aside.

ACTING PRESIDENT SPANO: Lay it aside.

THE SECRETARY: Calendar Number 11, by Senator Volker, Senate Bill Number 583, an act to amend the Criminal Procedure Law.

ACTING PRESIDENT SPANO: Read the last section.

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

ACTING PRESIDENT SPANO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes 42.

ACTING PRESIDENT SPANO: The bill is passed.

THE SECRETARY: Calendar Number 12, by Senator Volker, Senate Bill Number 1137, an act to amend the Civil Practice Law and Rules.

SENATOR PRESENT: Lay it aside.

ACTING PRESIDENT SPANO: Lay it aside.

SENATOR GOLD: Lay it aside for the day.

THE SECRETARY: Calendar Number 13, by Senator Levy, Senate Bill Number 1313, an act to amend the Penal Law.

SENATOR GOLD: Lay it aside.

ACTING PRESIDENT SPANO: Lay it aside.

Senator Present, that completes the noncontroversial calendar.

Senator Present.

SENATOR PRESENT: Mr. President. There being no further business, I move we

adjourn until tomorrow at 3:00 p.m.

ACTING PRESIDENT SPANO: Senate will stand adjourned until tomorrow at 3:00 p.m.

(Whereupon, at 3:56 p.m., Senate adjourned.)