

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

ALBANY, NEW YORK

April 19, 1994

10:00 a.m.

REGULAR SESSION

SENATOR WILLIAM J. LARKIN, JR., Acting President

STEPHEN F. SLOAN, Secretary

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

2 ACTING PRESIDENT LARKIN: Senate
3 will come to order.

4 Please join me in the Pledge of
5 Allegiance.

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

8 Our prayers today will be offered
9 by the Reverend Khatchig Megerdichian, the Holy
10 Cross Armenian Apostolic Church in Troy, New
11 York.

12 Father.

13 REVEREND FATHER KHATCHIG

14 MEGERDICHIAN: Dear God, we thank You for the
15 gift of life and for granting us the honor and
16 the privilege of living in this great land of
17 freedom and opportunity, where each and every
18 one of us has the freedom to worship in the
19 faith of their ancestors.

20 We thankfully dedicate our lives
21 to Your glory, to the service of our fellowman,
22 to freedom, justice, righteousness, and the
23 democratic way of life.

1 We humbly pray that You preserve
2 and protect this great nation, the United States
3 of America and all of its federal, state and
4 municipal agencies.

5 We humbly pray that Your divine
6 wisdom illuminate the hearts and souls and minds
7 of our President, Cabinet, and Congress and
8 especially our Governor, state Senate and
9 Assembly.

10 As we gather here today, we
11 remember, honor and pay tribute to the blessed
12 memory of over 1-1/2 million innocent Armenian
13 men, women, and children who become victims of
14 the first genocide of the 20th century at the
15 hands of the Ottoman Turks during 1915 and
16 1923.

17 We pray that these grievous
18 wrongs of brutal massacre, mass deportation and
19 starvation, committed against the Armenian
20 people be made known to the world and set right
21 so that the sacred blood of our martyrs will not
22 have been shed in vein.

23 Dear God, may the trials and

1 tribulations which the Armenian people
2 experienced throughout their long and
3 illustrious history not be experienced by any
4 nation of this world again.

5 And now, dear God, we pray, grant
6 us, faith, hope and love. Make us instruments
7 of Your peace. Teach us to glorify Thy holy
8 name, humbly serve our fellowman, and
9 unceasingly strive for freedom and justice all
10 the days of our lives.

11 Amen.

12 ACTING PRESIDENT LARKIN: Thank
13 you very much, Father. On behalf of all of our
14 colleagues in the Senate, we thank you very much
15 for being with us today and for your kind words,
16 guidance and wisdom.

17 REVEREND FATHER KHATCHIG

18 MERGERDICHIAN: My pleasure.

19 ACTING PRESIDENT LARKIN: Reading
20 of the Journal.

21 THE SECRETARY: In Senate,
22 Monday, April 18. The Senate met pursuant to
23 adjournment. Senator Spano in the chair upon

1 designation of the Temporary President. The
2 Journal of Sunday, April 17, was read and
3 approved. On motion, Senate adjourned.

4 ACTING PRESIDENT LARKIN: Hearing
5 no objection, the Journal stands approved as
6 read.

7 Presentation of petitions.

8 Messages from the Assembly; the
9 Governor.

10 Reports of standing committees.

11 Secretary will read.

12 THE SECRETARY: Senator Sears
13 from the Committee on Consumer Protection
14 reports the following bills directly for third
15 reading:

16 Senate Bill Number 3836A, by
17 Senator Sears, an act to amend the General
18 Business Law.

19 4871, by Senator Libous, an act
20 to amend the General Business Law.

21 6543B, by Senator Sears, an act
22 to amend the General Business Law.

23 6687, by Senator Velella, an act

1 to amend the General Business Law.

2 6894, by Senator Velella, an act
3 to amend the General Business Law.

4 Senator Levy from the Committee
5 on Transportation reports the following bills
6 directly for third reading:

7 Senate Bill Number 71A, by
8 Senator Levy, an act to amend the Vehicle and
9 Traffic Law and the Education Law.

10 2273, by Senator Cook, an act to
11 amend the Highway Law.

12 2341, by Senator DeFrancisco, an
13 act to amend the Highway Law.

14 7475, by Senator Levy,
15 authorizing the Commissioner of Transportation
16 to develop and implement a uniform statewide
17 system for recording hazardous materials.

18 7476, by Senator Levy,
19 authorizing the Commissioner of Transportation
20 to make a comprehensive review of the
21 feasibility, permanent state motor carrier.

22 Senator Padavan from the
23 Committee on Cities reports the following bills

1 directly for third reading:

2 2465A, by Senator Babbush, City
3 of New York to reconvey its interests in certain
4 real property.

5 3202, by Senator Cook and others,
6 an act to amend the General City Law, Town Law
7 and Village Law.

8 6571, by Senator Velella,
9 authorize the City of New York to reconvey its
10 interest in certain real property.

11 7215, by Senator Cook and others,
12 an act to amend the General City Law.

13 Senator Cook from the Committee
14 on Education reports of the following bills for
15 third reading:

16 7379, by Senator Levy, payment of
17 transportation aid to the Roosevelt Union Free
18 School.

19 7575, by Senator Cook, an act to
20 amend the Education Law.

21 7649, by Senator DeFrancisco, to
22 prevent loss of state aid for education to the
23 North Syracuse Central School District.

1 Senator DiCarlo from the
2 Committee on Veterans reports the following
3 bills to third reading:

4 Senate Bill Number 1296, by
5 Senator Skelos, an act to amend Vehicle and
6 Traffic Law.

7 3501A, by Senator Sears and
8 others, Vehicle and Traffic Law.

9 4112A, by Senator Maltese and
10 others, an act to amend the Vehicle and Traffic
11 Law.

12 6349, by Senator Levy, an act to
13 amend the Public Service Law.

14 7374, by Senator Johnson, an act
15 to amend the Vehicle and Traffic Law.

16 7381, by Senator DiCarlo and
17 others, an act to amend the Executive Law.

18 Senator Saland from the Committee
19 on Children and Families reports the following
20 bills to third reading:

21 2245, by Senator Saland,
22 Executive Law and the Family Court Act.

23 3378, by Senator Saland, Domestic

1 Relations Law.
2 3759, by Senator Saland, Domestic
3 Relations Law.
4 6511, by Senator DiCarlo and
5 others, an act to amend the Executive Law.
6 6796, by Senators Daly and
7 others, Social Services Law.
8 7225, by Senator Rath and others,
9 an act to amend the Family Court Act.
10 7466, by Senator Skelos, Domestic
11 Relations Law.
12 Senator Volker from the Committee
13 on Codes reports the following bills directly
14 for third reading:
15 Senate Bill Number 207, by
16 Senator Holland and others, an act to amend the
17 Penal Law.
18 1507, by Senator Volker, Civil
19 Practice Law and Rules.
20 1591, by Senators Present and
21 Kuhl, an act to amend the Penal Law.
22 2796B, by Senator Volker, Civil
23 Practice Law and Rules.

1 3154A, by Senators Padavan and
2 others, Criminal Procedure Law.

3 3459, by Senator Skelos, Criminal
4 Procedure Law.

5 3639, by Senator Volker and
6 others, an act to amend the Penal Law.

7 3794A, by Senator Maltese and
8 others, an act to amend the Penal Law.

9 3825B, by Senator Volker and
10 others, Criminal Procedure Law.

11 4449, by Senator Libous and
12 others, an act to amend the Penal Law.

13 4742, by Senator DeFrancisco,
14 Criminal Procedure Law.

15 4821A, by Senator Stafford, an
16 act to amend the Penal Law.

17 4843, by Senator Levy, an act to
18 amend the Criminal Procedure Law.

19 6123, by Senator Johnson and
20 others, Criminal Procedure Law.

21 6579A, by Senator DeFrancisco and
22 others, an act to amend the Penal Law and the
23 General Municipal Law.

1 6769, by Senator DeFrancisco and
2 others, Criminal Procedure Law.

3 7102, by Senator Kruger, an act
4 to amend the Penal Law.

5 7152, by Senator Volker and
6 others, Criminal Procedure Law.

7 7297, by Senator LaValle,
8 Criminal Procedure Law.

9 7422, by Senator Volker and
10 others, an act to amend the Penal Law.

11 7579, by Senator Lack and others,
12 an act to amend the Penal Law.

13 All bills reported directly for
14 third reading.

15 ACTING PRESIDENT LARKIN: Without
16 objection, third reading, so ordered.

17 Motions and resolutions.

18 Senator Skelos.

19 SENATOR SKELOS: On page number
20 19 of the starred calendar, I offer the
21 following amendments to Calendar Number 317,
22 Senate Print Number 1985B, and ask that said
23 bill retain its place on the Third Reading

1 Calendar.

2 ACTING PRESIDENT LARKIN: So
3 ordered.

4 SENATOR SKELOS: And on behalf of
5 Senator Libous, I move that his bill, Senate
6 Print Number 3757, been discharged from its
7 committee and be recommitted with instructions
8 to strike the enacting clause.

9 ACTING PRESIDENT LARKIN: Without
10 objection, so ordered.

11 SENATOR SKELOS: Thank you.

12 ACTING PRESIDENT LARKIN:
13 Secretary will read substitutions.

14 THE SECRETARY: On page 15 of
15 today's calendar, Senator Trunzo moves to
16 discharge the Committee on Civil Service and
17 Pensions from Assembly Bill Number 10629 and
18 substitute it for the identical Third Reading
19 588.

20 Also on page 16, Senator Saland
21 moves to discharge the Committee on Insurance
22 from Assembly Bill Number 9919A and substitute
23 it for the identical Third Reading 599.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

ACTING PRESIDENT LARKIN:

Substitutions ordered.

Senator Present.

SENATOR PRESENT: Mr. President.

I move we adopt the Resolution Calendar, copies of which are on our desk, with the exception of Resolution 3212.

ACTING PRESIDENT LARKIN: Without objection. On the Resolution Calendar.

All those in favor, aye.

(Response of "Aye.")

Nays.

(There was no response.)

The Resolution Calendar is now adopted.

SENATOR PRESENT: Mr. President.

Would you recognize Senator Maltese.

ACTING PRESIDENT LARKIN: Senator Maltese.

SENATOR MALTESE: Mr. President.

I ask that Resolution Number 3212 be read in its entirety.

ACTING PRESIDENT LARKIN:

1 Secretary will read.

2 THE SECRETARY: By Senator
3 Maltese and other members of the Senate,
4 Legislative Resolution Number 3212, urging
5 Governor Cuomo to proclaim April 24, 1994, as
6 "Armenian Martyrs' Day" in the State of New
7 York.

8 Whereas, it is the sense of this
9 Legislative Body to urge Governor Cuomo to
10 proclaim April 24, 1994, as "Armenian Martyrs'
11 Day" in the State of New York.

12 Towards the end of the 19th
13 century, the government of the Ottoman Empire
14 began to systematically persecute their citizens
15 of Armenian heritage.

16 From 1894 to 1896 Sultan
17 Abdu-Hamid II ordered the massacre of 300,000
18 Armenians living within the boundaries of the
19 empire.

20 In 1909, 30,000 more Armenian
21 men, women, and children were senselessly
22 slaughtered by Ottoman armies in the mountain
23 village of Cilicia.

1 Nonetheless, by the onset of
2 World War I, there still remained 2,500,000
3 Armenians who made their homes within the
4 Ottoman Empire; of these, over 250,000 were
5 faithful soldiers who loyally fought within the
6 ranks of its armies in an effort to defend their
7 homeland.

8 On April 24, 1915, hundreds of
9 Armenian religious, political, and intellectual
10 leaders were rounded up, exiled and eventually
11 murdered in secret death camps hidden in the
12 depths of the mountainsides.

13 Over the course of the next six
14 months, the Armenian soldiers on active duty in
15 the army were disarmed and placed in forced
16 labor battalions, whereupon many either starved
17 or were summarily executed behind the fences of
18 these camps.

19 Deprived of their leaders and the
20 young men who could defend these helpless
21 communities, the remaining Armenians became an
22 easy target for government raids and found
23 themselves at the mercy of cruel and often

1 barbaric persecutors.

2 A total 1,500,000 Armenian men,
3 women and children were massacred, 500,000 more
4 were exiled, and about 500,000 were able to
5 escape the reign of terror and establish
6 themselves in new and wholly foreign lands; as a
7 result, today there are only 100,000 people of
8 Armenian heritage left residing within the
9 borders of modern Turkey.

10 The devastation which resulted
11 from this "ethnic cleansing" practiced by the
12 rulers of the Ottoman Empire occurred in a
13 similar ratio to that caused by the Jewish
14 Holocaust in Germany and Eastern Europe, yet
15 most of the world's peoples do not realize the
16 gravity of the genocide perpetrated during this
17 period.

18 The Armenian people have been
19 denied the right to self-determination of
20 ancestral lands; they have received no form of
21 reparation for their tragic losses.

22 Today, the Armenian people are
23 coming together to properly commemorate the

1 sacrifice of life their families endured; now
2 therefore, be it

3 Resolved, that this Legislative
4 Body pause in its deliberations to memorialize
5 the genocide of the Armenian people by declaring
6 April 24, 1994, to be "Armenian Martyrs' Day";
7 and be it further.

8 Resolved, that copies of this
9 resolution, suitably engrossed, be transmitted
10 to the Armenian National Committee; to the
11 Armenian Embassy; to Rouben Shugarian, Armenian
12 Ambassador to the United States; and to
13 Alexander Arzoumanian, United Nations
14 Representative; and to the President of the
15 United States.

16 ACTING PRESIDENT LARKIN: Senator
17 Maltese.

18 SENATOR MALTESE: Mr. President.
19 On the resolution.

20 Father Khatchig Megerdichian has
21 delivered our invocation very, very well; and
22 just recently, in Troy, we honored a
23 representative of the Armenian people that

1 showed the same courage and strength, a young
2 man name Arthur Galstian, who came here for an
3 operation under the auspices of his Armenian
4 American brothers and sisters presently here.

5 One of the reasons that so many
6 of us across the state and across the nation
7 have Armenian Americans who are among the
8 foremost in patriotism, in business skills and
9 acumen, is because of the genocide perpetrated
10 by the Ottoman Turks as recited in the
11 resolution.

12 This extermination of a people is
13 something that should be castigated, criticized
14 in the strongest possibly terms. Unfortunately,
15 the Holocaust, the massacre of the Polish "cream
16 of the crop," so to speak, in the Kattin Forest
17 and what is happening today in Bosnia
18 Herzegovenia echoes the same terrorism and
19 extermination that happened that attempted to
20 wipe out the Armenian people.

21 We are fortunate, indeed, in
22 America that so many came to this great land,
23 the promised land, and have done so much not

1 only for their own people but America.

2 We, in the Senate today, not only
3 memorialize all those close to 2 million
4 Armenians, men, women, and children, who were
5 slaughtered so senselessly but we also
6 congratulate the Armenians here with us who have
7 done so much for our great nation.

8 Colleagues, those of you who wish
9 to join in this resolution, are invited to do
10 so.

11 (Whereupon, Senator Kuhl was in
12 the chair.)

13 ACTING PRESIDENT KUHL: Senator
14 Present.

15 SENATOR PRESENT: Senator Maltese
16 has invited those who wish to join in sponsoring
17 this resolution. I think everybody would like
18 to, except those who decline.

19 SENATOR GOLD: Yes, very good.

20 ACTING PRESIDENT KUHL: Question
21 is on the resolution. All those in favor,
22 signify by saying aye.

23 (Response of "Aye.")

1 Opposed, nay.

2 (There was no response.)

3 The resolution is adopted.

4 Senator Saland.

5 SENATOR SALAND: Mr. President.

6 I would like to star a bill, Calendar Number
7 599, Senate 7327.

8 ACTING PRESIDENT KUHL: Clerk
9 will place a sponsor star on Calendar Number
10 599.

11 SENATOR SALAND: Thank you.

12 ACTING PRESIDENT KUHL: Senator
13 Present.

14 SENATOR PRESENT: Mr. President.
15 Let's take up the noncontroversial calendar.

16 ACTING PRESIDENT KUHL: Clerk
17 will call the noncontroversial calendar.

18 THE SECRETARY: On page 6,
19 Calendar Number 338, by Senator Nozzolio, Senate
20 Bill Number 3153A, an act to amend the Election
21 Law.

22 ACTING PRESIDENT KUHL: Read the
23 last section.

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

3 ACTING PRESIDENT KUHL: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes 50. Nays
7 1. Senator Pataki recorded in the negative.

8 ACTING PRESIDENT KUHL: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 557, by Senator Holland, Senate Bill Number
12 4042D, an act to amend the New York Civil Court
13 Act.

14 SENATOR DOLLINGER: Lay it aside.

15 ACTING PRESIDENT KUHL: Lay the
16 bill aside.

17 THE SECRETARY: Calendar Number
18 569, by Senator Larkin, Senate Bill Number 7557,
19 an act to amend a chapter of the laws -

20 SENATOR GOLD: Lay it aside.

21 ACTING PRESIDENT KUHL: Lay the
22 bill aside.

23 THE SECRETARY: Calendar Number

1 577, by Senator Stafford, Senate Bill Number
2 7671, an act to amend the State Finance Law and
3 the Public Authorities Law.

4 ACTING PRESIDENT KUHL: Read the
5 last section.

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

8 ACTING PRESIDENT KUHL: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes 51.

12 ACTING PRESIDENT KUHL: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 584, by Senator Bruno, Senate Bill Number 934,
16 Civil Service Law, in relation to authorized
17 absence for volunteer fire fighters.

18 ACTING PRESIDENT KUHL: Read the
19 last section.

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

22 ACTING PRESIDENT KUHL: Call the
23 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes 51.

3 ACTING PRESIDENT KUHL: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 586, by Senator Trunzo, Senate Bill Number 7057,
7 an act to amend the administrative -

8 SENATOR GOLD: Can we have one
9 day on this, please?

10 ACTING PRESIDENT KUHL: Senator
11 Trunzo.

12 SENATOR TRUNZO: Lay it aside for
13 the day.

14 ACTING PRESIDENT KUHL: The bill
15 is laid aside for the day.

16 SENATOR GOLD: Thank you.

17 THE SECRETARY: Calendar Number
18 588, substituted earlier today, by Member of the
19 Assembly Vitaliano, Assembly Bill Number 10629,
20 an act to amend the Civil Service Law, in
21 relation to the powers and duties of the
22 Director of Classification and Compensation.

23 SENATOR LEICHTER: Lay it aside.

1 ACTING PRESIDENT KUHL: Lay the
2 bill aside.

3 THE SECRETARY: Calendar Number
4 590, by Senator LaValle, Senate Bill Number
5 4142, an act to amend the Public Authorities
6 Law, in relation to the financing and
7 construction of certain facilities.

8 ACTING PRESIDENT KUHL: Read the
9 last section.

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

12 ACTING PRESIDENT KUHL: Call the
13 roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes 52.

16 ACTING PRESIDENT KUHL: The bill
17 is passed.

18 THE SECRETARY: Calendar Number
19 592, by Senator Stafford, Senate Bill Number
20 6992A, an act to amend the New York State Urban
21 Development Corporation Act.

22 SENATOR LEICHTER: Lay it aside.

23 ACTING PRESIDENT KUHL: Lay the

1 bill aside.

2 Senator Present, that completes
3 the noncontroversial calendar.

4 SENATOR PRESENT: Mr. President.
5 Can we take up the controversial calendar.

6 ACTING PRESIDENT KUHL: Clerk
7 will call the controversial calendar.

8 THE SECRETARY: On page 13,
9 Calendar Number 557, by Senator Holland, Senate
10 Bill Number 4042D, an act to amend the New York
11 City Civil Court Act.

12 ACTING PRESIDENT KUHL: Senator
13 Holland explanation has been asked for.

14 SENATOR HOLLAND: Yes, Mr.
15 President. This bill will increase the small
16 claims jurisdiction for justice courts from two
17 to three thousand dollars.

18 I think most people know that the
19 justice courts or the people's courts are a much
20 cheaper, quicker system of having justice
21 delivered rather than going through the state
22 Supreme Court. And this raises the jurisdiction
23 to a more realistic \$3,000 from its present

1 \$2,000.

2 It was recommended to me by a
3 town justice. We have had two years of debate
4 regarding the bill, because we first wanted to
5 raise it to 5,000, and the state magistrates
6 support it, the New York State Chamber of
7 Commerce supports it, the Northeastern Retail
8 Lumber Association supports it, The Business
9 Council supports it.

10 That's about it.

11 ACTING PRESIDENT KUHL: Senator
12 Dollinger.

13 SENATOR DOLLINGER: I have a
14 question. Going on recollection here. I
15 believe in the Judiciary Committee -

16 ACTING PRESIDENT KUHL: Senator
17 Dollinger, are you asking Senator Holland to
18 yield?

19 SENATOR DOLLINGER: My apologies,
20 Mr. President, for not being appropriate on the
21 protocol.

22 ACTING PRESIDENT KUHL: Senator
23 Holland, do you yield?

1 Will Senator Holland yield to a
2 question?

3 SENATOR HOLLAND: Yes, Senator.

4 ACTING PRESIDENT KUHL: Senator
5 does.

6 SENATOR DOLLINGER: Senator, in
7 the Judiciary Committee, I asked a question
8 about whether this bill had the support of the
9 Magistrates Association in the State of New York
10 and about the local town justices, whether they
11 had a memo on this issue.

12 Do you know whether they have
13 expressed an opinion on this bill?

14 SENATOR HOLLAND: I do. They
15 were at first, Senator, opposed to the bill.
16 But since we have changed it from 5,000 to
17 3,000, the increase, they are not opposed to it
18 at this time. They have issued neither support
19 nor opposition.

20 Oral support. Oral support.

21 SENATOR DOLLINGER: Again, Mr.
22 President.

23 SENATOR HOLLAND: Let me add one

1 more thing if I could, Senator, too. OCA is
2 also in support of the bill.

3 ACTING PRESIDENT KUHL: Senator
4 Holland, do you continue to yield?

5 SENATOR HOLLAND: Yes.

6 ACTING PRESIDENT KUHL: Senator
7 does.

8 SENATOR DOLLINGER: I didn't hear
9 the last part of that answer.

10 SENATOR HOLLAND: I said OCA is
11 also in support of the bill.

12 SENATOR DOLLINGER: Is there any
13 prediction -- again through you, Mr. President,
14 if the sponsor will yield. Is there any
15 prediction as to how this will increase the
16 justice court caseloads across the state?

17 Obviously, you have an experience
18 with a town justice who had some free time on
19 his hands. I'd just point out that in one of
20 the towns that I represent, the Town of Greece,
21 for example, they have three town justices, and
22 they have a two-year backlog in handling most of
23 their criminal cases and most of their criminal

1 trials because the caseload is so huge.

2 I'm just trying to find out if
3 the increase -- this jurisdiction will have more
4 cases there. How does this affect the overall
5 backload in justice courts?

6 SENATOR HOLLAND: I think it will
7 reduce the State Supreme Court. I don't know
8 that it will increase the justice courts,
9 Senator.

10 As you say, the town justices
11 support it. My magistrates association in
12 Rockland-Orange County support it. The
13 Magistrates of the State of New York support it.

14 You know there are also two parts
15 in the justice court system. One of them is the
16 civil part. The civil part has had a
17 jurisdiction of up to \$3,000. That is the more
18 controlled section. Since both of them will
19 now -- with the passage of this bill, since both
20 of them will now be at \$3,000, there is some
21 conjecture that the civil part will decrease or
22 go away, and all of the cases will go into the
23 other part, and it is much quicker, as you know,

1 cheaper, than the State Supreme Court.

2 SENATOR DOLLINGER: Well, just on
3 the bill, Mr. President.

4 ACTING PRESIDENT KUHL: Senator
5 Dollinger on the bill.

6 SENATOR DOLLINGER: I appreciate
7 the concern. I will vote in favor of this bill,
8 but not without some perhaps skepticism on my
9 part about what this means in my particular
10 community. I know that both in the city court
11 in the city of Rochester and in the justice
12 courts in the Town of Greece, they have very
13 significant backlogs.

14 I know that approximately a
15 decade ago, eight or ten years ago, the
16 jurisdiction was increased from a thousand or
17 from fifteen hundred to two thousand. It would
18 be interesting to me to see how much more
19 business that brought into the justice courts,
20 whether that tied up the justice courts, created
21 a need for new judges. I just point out that I
22 have a bill in currently which will provide a
23 fourth justice in the Town of Greece to try to

1 deal with the backlog problem.

2 So I appreciate the interest. I
3 like the concept of the small claims courts, but
4 I'm concerned about the overall cost and the
5 problem that this may pose for the backlogs in
6 justice courts across the state.

7 ACTING PRESIDENT KUHL: Clerk
8 will read the last section.

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

11 ACTING PRESIDENT KUHL: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes 54.

15 ACTING PRESIDENT KUHL: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 569, by Senator Larkin, Senate Bill Number
19 7557. It amends Chapter of the Laws of 1994 as
20 proposed in Legislative Bill Number 6691.

21 SENATOR GOLD: Explanation.

22 ACTING PRESIDENT KUHL: Senator
23 Larkin, explanation has been asked for.

1 SENATOR LARKIN: This is a
2 chapter amendment to a bill that's been -
3 passed this house, came from the other house.

4 And what it does is actually
5 change the name of the library to coincide with
6 what has been recommended by the Governor and
7 the Education Department and include the word
8 "free".

9 ACTING PRESIDENT KUHL: Senator
10 Gold.

11 SENATOR GOLD: Senator yield to a
12 question?

13 ACTING PRESIDENT KUHL: Senator
14 Larkin, do you yield?

15 SENATOR LARKIN: Yes.

16 ACTING PRESIDENT KUHL: Senator
17 does.

18 SENATOR GOLD: Senator, where is
19 the library?

20 SENATOR LARKIN: The library is
21 in the Hamlet of Port Ewen in the Town of
22 Esopus.

23 SENATOR GOLD: And the people

1 want this change?

2 SENATOR LARKIN: It's corrected
3 by the State Education Department. When it
4 originally came from the town, it said Esopus,
5 but the people who are sponsoring the facility
6 and all is in the Hamlet of Port Ewen.

7 SENATOR GOLD: Yeah, but I
8 mean -- I assume the bill was put in because the
9 people in that area somehow have an interest in
10 having this done and you're very responsive to
11 their needs.

12 SENATOR LARKIN: It's the legal
13 name of the library, sir.

14 SENATOR GOLD: But nobody in the
15 locality cares about this at all, Senator?

16 SENATOR LARKIN: Yes, sir. This
17 is in the County of Ulster, sir.

18 SENATOR GOLD: On the bill, Mr.
19 President.

20 ACTING PRESIDENT KUHL: Senator
21 Gold on the bill.

22 SENATOR GOLD: Mr. President. I
23 want to say that I think it's wonderful that

1 Senator Larkin is so responsive to the people in
2 this locality. I think that the name of the
3 library is really very, very important and
4 essential, and I am certainly going to support
5 him because I know that he is here today
6 fighting for all those wonderful people that
7 elected him, and even those who didn't vote for
8 him, necessarily, to respond to the needs of
9 people at the local level.

10 And I'm happy to support the
11 bill, Senator Larkin, because I know that in the
12 last analysis, this session is not going to end
13 without you and your great leadership showing
14 the respect that we have as a Senate for all the
15 other little towns and villages and counties
16 around the state that have asked this
17 Legislature for their help.

18 And I know, Senator Larkin, that
19 in your heart, all of these little localities
20 are as important to you whether they are
21 represented by people on this side of the aisle
22 or people on your side of the aisle because
23 politics certainly is not going to stand in the

1 way of the needs of the constituents that send
2 us up here.

3 So I'm going to support it,
4 Senator Larkin, with the same vigor that I will
5 support the people of New Windsor and the people
6 of all the other places around this state who
7 may come up here and ask for our help.

8 ACTING PRESIDENT KUHL: Read the
9 last section.

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

12 ACTING PRESIDENT KUHL: Call the
13 roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes 54.

16 ACTING PRESIDENT KUHL: The bill
17 is passed.

18 THE SECRETARY: Calendar Number
19 588, substituted earlier today, by Member of the
20 Assembly Vitaliano.

21 SENATOR PRESENT: Lay it aside
22 for the day.

23 ACTING PRESIDENT KUHL: Lay the

1 bill aside for the day.

2 SENATOR GOLD: Excuse me. Hold
3 on for a second.

4 (Whereupon, there was a pause in
5 the proceedings.)

6 On the other hand lay it aside.

7 ACTING PRESIDENT KUHL: Bill is
8 laid aside for the day.

9 THE SECRETARY: On page 15,
10 Calendar Number 592, by Senator Stafford, Senate
11 Bill Number 6992A, an act to amend the New York
12 State Urban Development Corporation Act.

13 SENATOR LEICHTER: Mr. President.

14 ACTING PRESIDENT KUHL: Senator
15 Leichter.

16 SENATOR LEICHTER: Yes. Would my
17 good friend, Senator Stafford, yield?

18 ACTING PRESIDENT KUHL: Senator
19 Stafford, do you yield?

20 SENATOR STAFFORD: Yes.

21 ACTING PRESIDENT KUHL: Senator
22 does.

23 SENATOR LEICHTER: Senator, I

1 understand that this bill gives certain
2 authorization to the Urban Development
3 Corporation to spend what I believe will be an
4 appropriation of \$50 million, or at least that's
5 what your memo says; and let me say, I certainly
6 hope that money will be there, because the aim
7 is to help communities such as yours where the
8 Plattsburgh Air Base is closing, and so on. So
9 I have no problem whatsoever with the main
10 thrust of this bill.

11 Now, I realize that -- you know,
12 when you have a bill like this, and people say
13 this is to help distressed communities, to help
14 employers in this state who have problems to
15 retain their employees, everybody says, "Great."
16 But I just beg you to consider some factors in
17 this bill and some of the language, because I
18 think in the past with every good intention and
19 we have written legislation to try to create
20 jobs and we really weren't helping the people of
21 the state. Very often, we ended up squandering
22 a lot money, and I have a number of concerns;
23 and that's, Senator, what I want to discuss with

1 you.

2 I have no problem whatsoever when
3 it talks about that this is "to benefit
4 communities impacted by a potential or planned
5 military base closing," because that's very
6 clear; "and/or downsizing," that is part of the
7 military base closing or downsizing. Then it
8 says, "For the benefit of communities whose
9 employment is impacted by the downsizing of
10 major employers," and I don't think there is any
11 problem with that.

12 But there is also some language
13 that I think is very loose language, at the
14 beginning of paragraph 2, where it says, "Such
15 funds shall be used to provide financial
16 assistance in the form of working capital loans
17 or loan guarantees to companies at imminent risk
18 of reducing employment."

19 Senator, we've had a lot of
20 companies, NYNEX, IBM, others, who have decided
21 as a matter of corporate strategy that they were
22 going to reduce the number of employees, not
23 that these companies weren't profitable. They

1 wanted to become more profitable. That's the
2 style now in business. Why should a company
3 like that be eligible for a loan, as it would be
4 under this legislation.

5 SENATOR STAFFORD: Well, that was
6 a long question.

7 SENATOR LEICHTER: It was.

8 SENATOR STAFFORD: But I will try
9 to answer it, and probably will take as long.

10 First, I think that if we have
11 established companies here in New York and there
12 is a danger of them leaving or downsizing
13 employees, the number of employees, and we can
14 do something which will make it possible for
15 them to either not downsize or at least -- and
16 increase, of course we would like to do it -
17 but if it would just result in not downsizing,
18 it's important.

19 I would say this about our local
20 firms -- and this is by no means pointing at
21 you, Senator. It's pointing at me. It's
22 pointing at all of us. We have worked hard, and
23 we've tried to get businesses from other

1 countries, businesses from other states,
2 businesses from obviously from outside the
3 United States and outside New York State.

4 Frankly, I don't think we have worked as close
5 with our local firms as we could and I think we
6 should work much closer.

7 You probably are aware -- I just
8 saw this in the paper the other day. I read
9 along and it looked like we were trying to keep
10 firms in this state, and it was an ad by one of
11 the Carolinas who were trying to get firms, and
12 they were going to interview them to get them to
13 come into their area. This has become very
14 competitive. It's a business. It is a
15 profession that these people are involved in,
16 and I think that we have to be very vigilant.

17 And I would point out these
18 loans, we feel, is the way to go. It's a hand
19 up rather than a handout, and I think all
20 involved in this -- our Majority Leader, all who
21 have worked on it, I think it's really a step in
22 the right direction, and it's something we
23 should have been doing a long time ago.

1 SENATOR LEICHTER: Senator, I
2 have no problem whatsoever with that concept. I
3 support it. The point that I'm trying to make,
4 Senator, is that this is language that is so
5 broad that would apply to companies that are in
6 no respect deserving of help from the State of
7 New York.

8 What I'm suggesting is that we
9 could craft legislation that is much more
10 carefully drawn.

11 Let me make one suggestion to
12 you. Why not provide in there that one of the
13 conditions of making these loans to the
14 companies is that they not move any of their
15 operation out of the State of New York? Where
16 is that in the legislation?

17 SENATOR STAFFORD: Could I ask
18 you a question, please?

19 SENATOR LEICHTER: Sure.

20 SENATOR STAFFORD: Are you in the
21 private sector?

22 SENATOR LEICHTER: Am I in the
23 private sector? Well, right now, I'm in the

1 public sector.

2 SENATOR STAFFORD: Do you work in
3 the private sector?

4 SENATOR LEICHTER: I have
5 activities outside of my legislative activities
6 that I rarely have time for.

7 SENATOR STAFFORD: It's a
8 business; right?

9 SENATOR LEICHTER: We like to
10 call it a profession, Senator. It's the same
11 profession that you're engaged in.

12 SENATOR STAFFORD: Right. Let's
13 call it a profession. Would you make any
14 agreement that you wouldn't move your business
15 or your profession?

16 SENATOR LEICHTER: Senator, if I
17 go and I get help from the State of New York, if
18 I go to the State of New York, and I say, "I
19 want to improve my computerization; give me
20 money as a loan," certainly the State of New
21 York has a right to ask of me, "For ten years,
22 you will stay here," or fifteen years or twenty
23 years or whatever it is.

1 These are the aspects of the bill
2 -- and it is only one aspect. There are others
3 that I will try to address, not all of them
4 because we'd be here all afternoon. But what I
5 think is a very well-intentioned bill, Senator,
6 that is not carefully enough drawn.

7 I have no problem, by the way,
8 with the provision that's in there to help your
9 community, and a community that I have some
10 familiarity with, because I think the standards
11 are very clear. But I think there are other
12 aspects here that are so broadly worded that it
13 would mean that we could be giving loans to
14 companies that would not stay in New York State;
15 don't have a commitment in New York State; have,
16 in fact, reduced employment in New York State
17 for no other reason than maybe they've moved
18 some of their facilities already overseas; and
19 now we're going to say, "Well, you have
20 increased your employment in New York State by
21 moving some of your facilities to Brazil; now
22 you are eligible for a loan from New York
23 State." That's what I object to.

1 SENATOR STAFFORD: I don't think
2 that would happen. Senator, I very seldom
3 suggest that you're one to nitpick. You very
4 open take a broad stroke with a conceptual
5 brush, and I usually realize that many of your
6 points are well taken, but I'm reading the four
7 lines now that you're talking about, and I think
8 it would suggest that this is no problem. These
9 are firms we should help.

10 I think if you and I say that
11 we're going to have this type of legislation,
12 this type of support, and companies are going to
13 have to say or agree not to move out of New
14 York, I think maybe we're dreaming because there
15 will be plenty of places they can go where they
16 don't have to do that.

17 We've got to make this state -
18 you know, here we are arguing here today. We
19 have to make this state more friendly to
20 business. I admit, there was a time when I
21 didn't think maybe it was as serious as it
22 really is; but practically not a day and surely
23 not a week goes by that I don't talk to somebody

1 in business, and they are making this point or
2 that point why they could do better in another
3 state. And I think we're going to have to make
4 sure that we provide this support.

5 Now, let's read this. Let's read
6 it together. Have you got 16 B.

7 SENATOR LEICHTER: Excuse me?

8 SENATOR STAFFORD: Is that what
9 you were reading?

10 SENATOR LEICHTER: I'm reading
11 your bill.

12 SENATOR STAFFORD: You said you
13 had some concern about some language.

14 SENATOR LEICHTER: Right. It's
15 on 16 B.

16 SENATOR STAFFORD: Right.

17 SENATOR LEICHTER: Paragraph 2 of
18 subdivision 2, line 9, "Such funds shall be used
19 to provide financial assistance in the form of
20 working capital, loans or loan guarantees to
21 companies at imminent risk of reducing
22 employment or seeking to improve performance to
23 survive competitive threats from outside the

1 state." Right? Is that the language that's in
2 your bill?

3 SENATOR STAFFORD: I'm reading it
4 with you.

5 SENATOR LEICHTER: Yes.

6 SENATOR STAFFORD: Or you read
7 it.

8 SENATOR LEICHTER: Yes.

9 SENATOR STAFFORD: I was going to
10 do it together.

11 SENATOR LEICHTER: I suggest to
12 you, Senator Stafford, that that it is so
13 broadly worded that it would qualify companies
14 that are downsizing because they feel it's to
15 their -- because it's going to add money to
16 their bottom line, which we know so many
17 companies have been doing, unrelated in any
18 respect to problems such as base closing or
19 other economic factors where New York State
20 should step in.

21 Secondly, Senator, what I think
22 is a problem is that we don't impose conditions
23 to assure that those loans in fact are going to

1 go towards creating jobs in New York State or
2 providing that the companies that receive these
3 loans make some guarantees that they are going
4 to hire more people. Where does it say in there
5 they even have to hire any more people?

6 SENATOR STAFFORD: You know, I
7 find that this is a difference in philosophy, I
8 realize, but -

9 SENATOR LEICHTER: I don't see
10 any difference in philosophy -

11 SENATOR STAFFORD: I do.

12 SENATOR LEICHTER: But I -

13 SENATOR STAFFORD: I do.

14 SENATOR LEICHTER: Unless the
15 philosophy is, Senator, if I may say, that I
16 think that we ought to draft legislation
17 carefully. If your philosophy is that as long
18 as we express good intentions that's all that we
19 need to do, then, yes, we do have a difference
20 of philosophy.

21 SENATOR STAFFORD: No. We have a
22 difference in philosophy.

23 ACTING PRESIDENT KUHL: Senator

1 Leichter, are you asking Senator Stafford to
2 continue to yield?

3 SENATOR LEICHTER: If you would.
4 Let me move on to this question, Senator. This
5 relates to your community and I know what a
6 suburb job you do in fighting for what you think
7 are the interests of your community.

8 You are giving this power to the
9 Urban Development Corporation, Senator. Why
10 isn't there a provision in there that there be
11 some local board set up or a subsidiary of the
12 Urban Development Corporation to carry out the
13 implementation of this program?

14 Now, we've done some of that in
15 New York. There is a subsidiary of the Urban
16 Development Corporation for Harlem which has a
17 separate board of directors. Where is the local
18 input?

19 SENATOR STAFFORD: I understand.
20 This is a grant to the community. At the
21 present time, for instance, in Plattsburgh there
22 is a local organization. It would go to the
23 communities, and they would have their own

1 organizations. I don't think that we need
2 government on top of government on top of
3 government to get this done. These are high
4 profile projects, and things are going to get
5 done.

6 When I heard the argument,
7 getting back to -- you were making earlier that
8 will they guarantee that you will increase
9 employment. Anyone who asks that question
10 doesn't understand business, because you don't
11 know whether you can increase employees until
12 you make money; and, unfortunately, many people
13 that consider these issues here in Albany don't
14 understand that.

15 Hi, Joe.

16 SENATOR GALIBER: How are you?

17 ACTING PRESIDENT KUHL: Senator
18 Leichter, are you asking Senator to continue to
19 yield?

20 SENATOR LEICHTER: I accept that
21 as a question and answer it. The fact of the
22 matter is that in many instances government does
23 precisely that. They say that if you add

1 employees, we will make a grant. We will give
2 you a loan. We will give you a tax benefit.
3 But to say that we're going to give you the
4 money and you are not even under the obligation
5 to increase employment, that just makes no
6 sense.

7 Now, I want to distinguished the
8 point I'm making. This is not in relation to
9 the criteria that communities that have military
10 bases that close or downsize will be eligible
11 for grants. I understand that there you go in
12 and you say, "Okay, we're going to try to set up
13 an industrial park. We're going to help this
14 company," and so on. I have no problem with
15 that, Senator. My only problem there is I don't
16 see where the local input is as far as seeing
17 how the Urban Development Corporation is going
18 to spend that money and make the decisions.

19 But it is in the first part of
20 the bill that you and I read together. I read
21 out loud the companies that will be eligible for
22 this without, it seems to me, any standards
23 whatsoever of assuring that this will benefit

1 the people of the State of New York.

2 Senator, we don't pass moral
3 exhortations. We don't pass good intentions.
4 We've got to pass bills that I think specify
5 with some detail how the money is to be spent.
6 That's our job in the legislature, and I must
7 say to you, very frankly, I don't find that this
8 bill does it.

9 Mr. President. If I may, just
10 briefly on the bill.

11 I thank my good friend for his
12 answers, but I think, Senator, the problem is
13 that the Urban Development Corporation in many
14 respects has become sort of a super agency.
15 Doesn't seem to me that it's under much control,
16 certainly not under much control of this
17 Legislature. Does a lot of things in this state
18 some of which to my mind are very questionable.
19 Some of them should be done by state agencies,
20 ought to be done under the constraints and the
21 restrictions that apply to all state agencies.

22 Here, you are giving these
23 enormous broad parameters to the state Urban

1 Development Corporation as to what they can do.
2 I submit to you that \$15 million is still a fair
3 amount of money. It is important that we see
4 that it be used in the very best way, in a very
5 directed, very targeted, hopefully a very
6 effective way. I submit to you that this bill
7 doesn't do it.

8 Let me be very clear. I'm in
9 favor of helping those communities that have
10 military bases that close. I'm in favor of
11 helping communities in the Hudson Valley area
12 that have been impacted by the decline in
13 employment there by IBM's cutbacks and so on;
14 but I submit to you that some of the language
15 here is terribly broad, that the money can be
16 wasted, and that I think we've got an obligation
17 to write more carefully, more specific
18 legislation.

19 So I'm not against the concept of
20 this bill, but I don't think that this gives us
21 the control over the monies that we should
22 have. I think we've got an obligation to do
23 more than, say, to legislate, "I want to be

1 business friendly." That doesn't achieve
2 anything. Senator.

3 I agree with you. You're right.
4 You are a fine spokesperson for that. Yes, we
5 need to do it. I don't think you are being
6 business friendly or being friendly to the
7 taxpayers of the State of New York when you
8 present a bill that's as broad as this one is
9 written. This is great for the Urban
10 Development Corporation that likes to be, if you
11 will, a separate or a four branch of government,
12 but it doesn't do much, I think, for us in the
13 responsibility that we have to see how money in
14 this state is spent so that, indeed, we become
15 business friendly and that we create jobs for
16 the people of this state.

17 ACTING PRESIDENT KUHL: Clerk
18 will read the last section.

19 SENATOR STAFFORD: Mr.
20 President. I will just emphasize here -

21 ACTING PRESIDENT KUHL: The chair
22 recognizes Senator Stafford.

23 SENATOR STAFFORD: -- what a fine

1 step I think this legislation is. Why I think
2 it is is because it is a revolving loan fund.
3 It will be providing capital, be providing
4 funds, say nothing of increasing employment, to
5 maintain the employment that we have here in New
6 York State.

7 I think as I have said earlier,
8 it's something that has been needed, obviously,
9 for areas such as Plattsburgh, other areas in
10 this state, where we have this tragedy of bases
11 closing, thousands of people, civilians, not
12 having jobs. It's most important. But it's
13 also important for these businesses we have, or
14 the businesses that will come in where we can
15 provide these loans.

16 ACTING PRESIDENT KUHL: Clerk
17 will read the last section.

18 THE SECRETARY: Section 2.

19 ACTING PRESIDENT KUHL: Senator
20 Galiber.

21 SENATOR GALIBER: Senator
22 Stafford, I came in late on the discussion, but
23 some of us are concerned, and I think this is a

1 good opportunity, this particular piece of
2 legislation, because there is going to come a
3 time in this session when we are going to start
4 talking about cutting taxes as far as business
5 is concerned. And some of us are concerned and
6 perhaps this is the prelude to some of the
7 things that we are concerned about on this side
8 of the aisle and certainly your side of the
9 aisle.

10 We will be dealing with tax cuts,
11 whether it's the net operation loss or some
12 other categories, where we don't know where
13 those credits are being used, whether they are
14 used outside of our jurisdiction, whether we are
15 aware, whether we are the primary
16 beneficiaries.

17 We recognize on this side of the
18 aisle, some of us, that certainly in the Mid
19 Hudson where IBM has moved out and left a plant
20 or two, left some highly technical persons who
21 are capable of moving in to high tech, and
22 businesses will not come in. Businesses will
23 not come in because of our tax structure; but

1 certainly our experience has been -- with a UDC
2 loan program on a smaller scale in the City of
3 New York has been horrible; that in order to get
4 these loans, you have to fall off the Empire
5 State Building -- as you've heard me say
6 before -- land on your thumb and survive in
7 order to be eligible for these loans.

8 So certainly in this instance
9 where there's downsizing and we're closing up
10 the federal purposes, or whatever the case may
11 be, the economy -- we welcome this opportunity
12 of a rise of the economy in our state -- that we
13 are certainly concerned, as you are. But I have
14 a proclivity toward agreeing with my colleague;
15 that there is absolutely nothing wrong with
16 finding out who is eligible, who is going to be
17 using this money and how are they going to be
18 using it; or are we going to run into the same
19 problems that we run in, with big corporations,
20 when we consider the possibility of a surcharge
21 and cutting it down where it should be, and then
22 the net operation loss category I mentioned
23 before, and a couple of other taxes that we are

1 prepared to cut. And we're doing this with a
2 full recognition that we don't know where some
3 of these corporations are on the state level, as
4 opposed to on a national level, are using those
5 credits that we are giving or using the money
6 that we give into them.

7 So this gives us an opportunity
8 to look at the language in this particular piece
9 of legislation and see to it that when we do
10 give the loans in these areas where it is sorely
11 needed; that there's no question about that.
12 Good intent. Good piece of legislation. And
13 those areas in the State of New York should be
14 helped, but we just want to make sure that we
15 know where those benefits are going to be
16 actually going.

17 ACTING PRESIDENT KUHL: Clerk
18 will read the last section.

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

21 ACTING PRESIDENT KUHL: Call the
22 roll.

23 (The Secretary called the roll.)

1 SENATOR LEICHTER: Mr. President.

2 ACTING PRESIDENT KUHL: Senator
3 Leichter to explain his vote.

4 SENATOR LEICHTER: Yes.

5 Mr. President. I'm maybe being
6 repetitive because I think I made my point, but
7 I want the record to be absolutely clear that I
8 strongly support giving help to communities
9 where military bases are being closed. In fact,
10 under this bill as I read it, of the 50 million
11 appropriated no more than 15 percent can go to
12 some of those communities which I think is far
13 too low. I support 50 million just for those
14 communities that have military bases that have
15 closed. And I know Senator Stafford I'm sure
16 tried to get the maximum amount to help his
17 community. I support that.

18 But there are aspects of this
19 bill that are so broadly worded that we ought to
20 write our economic development legislation in a
21 way to be sure that the companies that receive
22 the benefits stay in this state, increase
23 employment in this state. That would be a real

1 benefit.

2 And I say to everybody here the
3 Urban Development Corporation is pretty much a
4 corporation out of control, because we have not
5 exercised jurisdiction over it. And for that
6 reason, too, Mr. President, I think the way this
7 bill is worded without effective criteria
8 standards and control is unwise.

9 And for that reason and only that
10 reason, I will vote in the negative.

11 ACTING PRESIDENT KUHL: Senator
12 Leichter in the negative. Announce the results.

13 THE SECRETARY: Ayes 57. Nays
14 1. Senator Leichter recorded in the negative.

15 ACTING PRESIDENT KUHL: The bill
16 is passed.

17 Senator Libous.

18 SENATOR LIBOUS: Yes, Mr.
19 President. On behalf of Senator Hannon, on page
20 13, I offer the following amendments to Calendar
21 Number 558, Senate Print 5206, and ask that said
22 bill retain its place on the Third Reading
23 Calendar.

1 ACTING PRESIDENT KUHL: Bill is
2 amended and retains its place on the Third
3 Reading Calendar.

4 Senator Present.

5 SENATOR PRESENT: If there is no
6 more housekeeping, Mr. Cornell, is your desk
7 clear?

8 THE SECRETARY: (Indicating yes.)

9 SENATOR PRESENT: Mr. President.
10 There being no further business, I move we
11 adjourn until tomorrow at 11:00 a.m.

12 ACTING PRESIDENT KUHL: Senate
13 stands adjourned until tomorrow at 11:00 a.m.

14 (Whereupon, at 4:29 p.m., Senate
15 adjourned.)

16

17

18

19

20

21

22

23