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ALBANY, NEW YORK

May 11, 1998

3:02 p.m.

REGULAR SESSION

SENATOR CHARLES FUSCHILLO, Acting President

STEVEN M. BOGGESS, Secretary

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P R O C E E D I N G S

ACTING PRESIDENT FUSCHILLO: The Senate will come to order. I ask everyone present to please rise and repeat with me the Pledge of Allegiance.

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

In the absence of clergy, may we bow our heads in a moment of silence.

(A moment of silence was observed.)

The reading of the Journal.

THE SECRETARY: In Senate, Sunday, May 10th. The Senate met pursuant to adjournment. The Journal of Saturday, May 9th, was read and approved. On motion, the Senate adjourned.

ACTING PRESIDENT FUSCHILLO:  
Without objection, the Journal stands approved as read.

Presentation of petitions.

Messages from the Assembly.

Messages from the Governor.

Reports of standing committees.

Reports of select committees.

1                   Communications and reports from  
2                   state officers.

3                   Motions and resolutions.

4                   Senator Marcellino.

5                   SENATOR MARCELLINO: Thank you,  
6                   Mr. President.

7                   Mr. President, on behalf of  
8                   Senator DeFrancisco, I wish to call up his bill,  
9                   Print Number 4117, having -- recalled from the  
10                  Assembly, which is now at the desk.

11                  ACTING PRESIDENT FUSCHILLO: The  
12                  Secretary will read.

13                  THE SECRETARY: By Senator  
14                  DeFrancisco, Senate Print 4117, an act to amend  
15                  the Navigation Law.

16                  SENATOR MARCELLINO: Mr.  
17                  President, I now move to reconsider the vote by  
18                  which this bill was passed.

19                  ACTING PRESIDENT FUSCHILLO: The  
20                  Secretary will call the roll.

21                  (The Secretary called the roll on  
22                  reconsideration.)

23                  THE SECRETARY: Ayes 44.

24                  SENATOR MARCELLINO: Mr.  
25                  President, I now offer the following amendments.

1                   ACTING PRESIDENT FUSCHILLO:  The  
2                   amendments are received.

3                   SENATOR MARCELLINO:  Mr.  
4                   President, on behalf of Senator Nozzolio, I wish  
5                   to call up his bill, Print Number 6333, recalled  
6                   from the Assembly, which is now at the desk.

7                   ACTING PRESIDENT FUSCHILLO:  The  
8                   Secretary will read.

9                   THE SECRETARY:  By Senator  
10                  Nozzolio, Senate Print 6333, an act to legalize,  
11                  validate and confirm.

12                  SENATOR MARCELLINO:  Mr.  
13                  President, I now offer the following -- I now  
14                  move to reconsider the vote by which this bill  
15                  was passed.

16                  ACTING PRESIDENT FUSCHILLO:  The  
17                  Secretary will call the roll.

18                  (The Secretary called the roll on  
19                  reconsideration.)

20                  THE SECRETARY:  Ayes 46.

21                  SENATOR MARCELLINO:  Mr.  
22                  President, I now offer the following amendments.

23                  ACTING PRESIDENT FUSCHILLO:  The  
24                  amendments are received.

25                  SENATOR MARCELLINO:  Mr.

1 President, I would like to offer amendments on  
2 the following Third Reading Calendar bills:

3 Bills by Senator Leibell, on page  
4 23, Calendar Number 242, Senate Print Number  
5 3930-A;

6 Senator Leibell, on page 23,  
7 Calendar Number 253, Senate Print Number 6152;

8 By Senator Leibell, on page 23,  
9 Calendar Number 254, Senate Print Number 6153;

10 By Senator Leibell, page number  
11 23, Calendar Number 255, Senate Print Number  
12 6154;

13 By Senator Leibell, on page 30,  
14 Calendar Number 458, Senate Print Number 1556;

15 On behalf of Senator Farley, on  
16 page number 34, Calendar Number 564, Senate Print  
17 Number 6003;

18 On behalf of Senator Libous, on  
19 page number 48, Calendar Number 4, Senate Print  
20 Number 3887.

21 Mr. President, I now move to these  
22 bills retain their place on the Third Reading  
23 Calendar.

24 ACTING PRESIDENT FUSCHILLO: The  
25 amendments are received and the bills will retain

1 their place on the Third Reading Calendar.

2 SENATOR MARCELLINO: Thank you,  
3 sir.

4 ACTING PRESIDENT FUSCHILLO: The  
5 Secretary will read.

6 SENATOR SKELOS: I believe there's  
7 a substitution at the desk. Would you please  
8 make the substitution.

9 ACTING PRESIDENT FUSCHILLO: The  
10 Secretary will read.

11 THE SECRETARY: Senator Padavan  
12 moves to discharge from the Committee on Mental  
13 Health and Developmental Disabilities Assembly  
14 Number 9184 and substitute it for the identical  
15 Senate Bill 6032.

16 ACTING PRESIDENT FUSCHILLO: The  
17 substitutions are received.

18 Senator Skelos.

19 SENATOR SKELOS: Mr. President, I  
20 believe there's a privileged resolution at the  
21 desk by Senator DeFrancisco. May we please have  
22 the title read and move for its immediate  
23 adoption.

24 ACTING PRESIDENT FUSCHILLO: The  
25 Secretary will read.

1 THE SECRETARY: By Senator  
2 DeFrancisco, Legislative Resolution honoring the  
3 Grade 6 through 8 students of Teacher Kevin Yard  
4 at Hughes Magnet School, Syracuse, for their  
5 participation in the 49th Senate District "Good  
6 News! Good kids!" Youth Responsibility Program.

7 ACTING PRESIDENT FUSCHILLO: The  
8 question is on the resolution. All in favor  
9 signify by saying aye.

10 (Response of "Aye".)

11 Opposed, nay.

12 Senator DeFrancisco.

13 SENATOR DeFRANCISCO: Yes. This  
14 is the third and final of the classes that are  
15 coming into the Senate chambers to be honored as  
16 a result of the "Good News! Good kids!" program  
17 which recognizes those students in our community  
18 that are doing things that are positive which is  
19 a clear indication that our youth of today are as  
20 good as they have ever been and maybe better  
21 despite negative things we hear daily in the  
22 news.

23 The group today that's being  
24 honored in this program is a group of students  
25 what the Hughes Magnet School in the city of

1 Syracuse and their project was a very interesting  
2 one. They learned how we do business in  
3 providing a very important service to the  
4 community.

5 On a school project or school trip  
6 they went to one of the local libraries and  
7 learned that it was not handicap accessible.  
8 They began the process that we almost do daily,  
9 and that is to try to figure out a way to solve a  
10 serious problem and in doing so they not only  
11 contacted the county executive, met with the  
12 county executive, brought advocacy groups  
13 together to advocate on behalf of their  
14 particular project, talked to the neighbor who  
15 was complaining about making certain -  
16 complaining about renovations would cause maybe  
17 some damage or vehicles to go on their property,  
18 consulting the Americans with Disabilities Act,  
19 doing everything that was important to do to make  
20 it happen and they made it happen, and they're  
21 being honored today for that project and for many  
22 other projects that they do advocating for their  
23 community.

24 So with great pleasure, I support  
25 this resolution and it's particularly important,

1 I think, on the Senate floor today is a young  
2 lady among that class, Becca Toole, who is  
3 wheelchair bound and not only was participating  
4 in this project but was a direct beneficiary of  
5 this very, very important project.

6 So I thank all of you students.  
7 You're great examples for the rest of the people  
8 in our community. You are truly good kids that  
9 are providing good news.

10 ACTING PRESIDENT FUSCHILLO: Thank  
11 you, Senator DeFrancisco.

12 On behalf of Senator Bruno and the  
13 entire Senate, let me welcome the children from  
14 the school, compliment you and hope you have a  
15 great day today.

16 The resolution is adopted.

17 Senator Skelos.

18 SENATOR SKELOS: Mr. President, I  
19 believe there's a privileged resolution at the  
20 desk by Senator Holland. May we please have the  
21 title read and move for its immediate adoption.

22 ACTING PRESIDENT FUSCHILLO: The  
23 Secretary will read.

24 THE SECRETARY: By Senator  
25 Holland, Legislative Resolution honoring the

1 Dominican College Division of Nursing faculty and  
2 student nurses upon the occasion of the Third  
3 Annual Nursing Leadership Conference to be held  
4 on May 11th, 1998.

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

8 (Response of "Aye".)

9 Opposed, nay.

10 (There was no response.)

11 The resolution is adopted.

12 Senator Skelos.

13 SENATOR SKELOS: Mr. President,  
14 may we please have Resolution 3407 by Senator  
15 Holland read in its entirety and move for its  
16 immediate adoption.

17 ACTING PRESIDENT FUSCHILLO: The  
18 Secretary will read.

19 THE SECRETARY: Senator Holland,  
20 Legislative Resolution memorializing Governor  
21 George E. Pataki to proclaim May 11th through the  
22 16th, 1998 as Bone Marrow Donor Awareness Week;

23 WHEREAS, this legislative body is  
24 justly proud to memorialize Governor George E.  
25 Pataki to proclaim May 11th through the 16th,

1 1998 as Bone Marrow Donor Awareness Week;

2 WHEREAS, bone marrow transplants  
3 now give people dying of blood-related diseases  
4 such as Leukemia and aplastic anemia a chance to  
5 be cured if a donor can be found whose bone  
6 marrow matches their own.

7 An individual has only a 30  
8 percent chance of finding a donor among his or  
9 her own family members. Once family members have  
10 been tested and a match is not found, an  
11 individual is faced with only 1 in 20,000  
12 unrelated people who will match closely enough to  
13 allow the opportunity for a bone marrow donation.

14 The national donor registry was  
15 begun in 1987 to assist in finding suitable  
16 donors from a pool of "typed" readily available  
17 volunteers. To date over two and a half million  
18 volunteers are in the registry but more are  
19 needed.

20 Many people in the United States  
21 have died because their desperate searches have  
22 not produced a matching donor in time. It is  
23 vital, therefore, that every effort be made to  
24 assure that the donor pool is as large and as  
25 diverse as possible.

1 Marrow transplants require  
2 matching tissue types which are characterized by  
3 complex genetic traits often unique to a  
4 particular race and currently about 80 percent of  
5 the volunteer donors are Caucasian.

6 It is of critical importance that  
7 African-Americans, Hispanics, Asians and Native  
8 Americans who are presently under-represented on  
9 the registry become volunteers so that the same  
10 hope can be offered to all Americans in need.

11 In memory of the late Senator  
12 Eugene Levy, it is the intent of this legislative  
13 body to designate May 11th through the 16th, 1998  
14 as Bone Marrow Donor Awareness Week in New York  
15 State, recognizing and honoring all of those who  
16 have selflessly donated marrow or been tested as  
17 a potential donor and to enhance public awareness  
18 of the desperate need for bone marrow donors,  
19 particularly minority donors.

20 During Bone Marrow Donor Awareness  
21 Week, the Bone Marrow Resource Foundation will  
22 distribute educational material and conduct a  
23 donor drive to test individuals as potential  
24 donors on Monday, May 11th and Tuesday, May 12th  
25 on the third floor terrace of the Legislative

1 Office Building. Donors will be registered with  
2 the National Marrow Donor Program through our  
3 local donor center at the American Red Cross in  
4 Syracuse.

5 Funds to test individuals as  
6 potential donors during Bone Marrow Donor  
7 Awareness Week were raised through a Legislative  
8 Bowl-a-Thon on May 5th, 1998.

9 To date at least 1300 individuals  
10 have been tested and added to the registry as a  
11 result of funds raised through the Legislative  
12 Bowl-a-Thon and ten of these individuals have  
13 actually been matched with patients in need and  
14 donated their marrow to save a life.

15 Everyone has the ability to give  
16 the gift of life by donating bone marrow to  
17 someone who faces imminent death from a  
18 blood-related decease.

19 Through its commitment to the  
20 preservation and enhancement of human life, Bone  
21 Marrow Donor Awareness Week so clearly advances  
22 that spirit of united purpose and shared concern  
23 which is the unalterable manifestation of our  
24 American experience; now, therefore, be it

25 RESOLVED, that this legislative

1 body pause in its deliberations to memorialize  
2 Governor George E. Pataki to proclaim May 11th  
3 through the 16th, 1998 as Bone Marrow Donor  
4 Awareness Week in New York State; and be it  
5 further

6 RESOLVED, that copies of this  
7 resolution, suitably engrossed, be transmitted to  
8 the Bone Marrow Resource Foundation, the National  
9 Marrow Donor Program and the New York State  
10 American Red Cross of Syracuse in recognition of  
11 their efforts in educating the public and  
12 assisting those in need of a bone marrow  
13 donation.

14 ACTING PRESIDENT FUSCHILLO:  
15 Senator Holland.

16 SENATOR HOLLAND: Mr. President,  
17 as has been said in the resolution, today marks  
18 the start of our annual Bone Marrow Donor  
19 Awareness Week and donor drive in the Legislative  
20 Office Building.

21 For those of you who may not be  
22 aware of how I became involved in the effort to  
23 educate and encourage people about donating bone  
24 marrow, my interest grew out of my respect for my  
25 predecessor, Senator Gene Levy.

1                   It was Senator Levy who  
2                   established New York's first Bone Marrow Donor  
3                   Awareness Week in 1990 and organized the bone  
4                   marrow typing drive. Unbeknownst to his  
5                   colleagues and staff, Gene Levy at that time was  
6                   suffering from Leukemia and passed away from the  
7                   disease just a few months after the first bone  
8                   marrow drive held at the state Capitol in 1990.

9                   Since then, I have worked to keep  
10                  his efforts alive by sponsoring the annual bone  
11                  marrow drive with the help of Assemblyman Jeff  
12                  Aubry.

13                 In order to fund the testing for  
14                 the annual bone marrow blood testing drive, we  
15                 had hosted a Bowl-a-Thon every spring in which  
16                 Senators and Assemblymen were asked to contribute  
17                 a \$500 entry fee and to send four members of  
18                 their staff to bowl in this fund-raising event.  
19                 Albany's Playdium Bowling Center, through the  
20                 generosity of its owners, Neil and Ruth Luther,  
21                 donate the lanes, donate the shoes, donate the  
22                 trophies and local businessmen contribute by  
23                 supplying food and drinks for the bowlers and  
24                 many, many raffle prizes.

25                 Our first year the Bowl-a-Thon

1 raised over \$10,000. The success has continued  
2 to grow with a total of \$87,400 raised to offset  
3 the cost of typing drives at the state  
4 Legislature and various government agencies.

5 This year's event was again a  
6 tremendous success and we expect to top the  
7 \$100,000 mark.

8 Our bone marrow drives have helped  
9 add more than 1300 names to the national bone  
10 marrow registry. More importantly, we have had  
11 ten successful matches and donors typed as part  
12 of this effort and those people saved lives.

13 There are three current  
14 legislative staffers we are aware of who have  
15 donated bone marrow in recent months, and I would  
16 like you to join me in honoring them today.

17 Kristin Rummell, who works for  
18 Senator Johnson, donated bone marrow on February  
19 26th to an infant suffering from a blood disorder  
20 that was detected prior to birth.

21 Janet Matthews, who works for the  
22 Legislative Commission on Solid Waste Management,  
23 donated marrow last November to a 27-year-old  
24 Leukemia patient.

25 And Bob Stern, an Assembly staffer

1 from the Task Force on Farm, Food and Nutrition  
2 Policy, donated marrow just a few weeks ago to a  
3 38-year-old man suffering from a life-threatening  
4 blood disorder.

5 These people saved individual's  
6 lives, and I would appreciate it very much if you  
7 would join me in a round of applause for these  
8 individuals who have given the gift of life.

9 (Applause)

10 The money you have donated have  
11 actually saved at least ten lives and we really  
12 do appreciate it.

13 Gene Levy did not have the chance  
14 to benefit from his dedication to raising  
15 awareness about bone marrow transplants and the  
16 critical need to increase the number of donors.  
17 That need is especially vital among minority  
18 populations which are under-represented in the  
19 national bone marrow registry.

20 So I encourage those of you who  
21 have not joined the bone marrow registry to  
22 consider doing so. Until 5:30 today and again  
23 tomorrow between 11:30 and 5:00 p.m.,  
24 professionals from the Red Cross will be on hand  
25 on the third floor of the LOB to type potential

1 donors. I hope to see you there and you may have  
2 the opportunity to save a life.

3 Thank you very much for everybody  
4 who's helped.

5 ACTING PRESIDENT FUSCHILLO: Thank  
6 you, Senator.

7 SENATOR STAFFORD: Mr. President.

8 ACTING PRESIDENT FUSCHILLO:  
9 Senator Stafford.

10 SENATOR STAFFORD: Very briefly.  
11 I would just second again what Senator Holland  
12 has said and this is something I know a little  
13 something about. In fact, Senator Skelos' sister  
14 was part of my very fine people that were  
15 treating me, and I always -- whenever you have  
16 this, I always mention this.

17 The last time I saw Gene Levy, he  
18 was sitting over there and he said I've got to go  
19 to the doctor, and I said since when do you place  
20 bets at the doctor's office, and as you know,  
21 Gene used to sometimes go over there and we never  
22 saw him again, and I would just say for those of  
23 us who have been close to this, in addition to  
24 being a friend of Gene Levy's, believe you me,  
25 you can do no more for anyone than to follow the

1 suggestions of Senator Holland and, as I say, it  
2 means life.

3 ACTING PRESIDENT FUSCHILLO:

4 Thank you, Senator Stafford.

5 The question is on the  
6 resolution. All in favor signify by saying aye.

7 (Response of "Aye".)

8 Opposed, nay.

9 (There was no response.)

10 The resolution is adopted.

11 Senator Skelos.

12 SENATOR SKELOS: Mr. President,  
13 with the consent of the Minority, I move that  
14 Calendar Number 740, which is on the order of  
15 second report on the calendar, be advanced to  
16 third reading and have its third reading today.

17 ACTING PRESIDENT FUSCHILLO:

18 Without objection, 740 is advanced to third  
19 reading.

20 SENATOR SKELOS: Mr. President, if  
21 you could take up the non-controversial calendar.

22 ACTING PRESIDENT FUSCHILLO: The  
23 Secretary will read.

24 THE SECRETARY: Calendar Number  
25 165, by Senator Kuhl, Senate Print 2705-A, an act

1 to amend the Public Health Law, in relation to  
2 adoption.

3 ACTING PRESIDENT FUSCHILLO: Read  
4 the last section.

5 THE SECRETARY: Section 3. This  
6 act shall take effect immediately.

7 ACTING PRESIDENT FUSCHILLO: Call  
8 the roll.

9 (The Secretary called the roll.)

10 THE SECRETARY: Ayes 53.

11 ACTING PRESIDENT FUSCHILLO: The  
12 bill is passed.

13 THE SECRETARY: Calendar Number  
14 247, by member of the Assembly Bragman, Assembly  
15 Print 3599-A, an act to amend the Education Law,  
16 in relation to State University health care.

17 ACTING PRESIDENT FUSCHILLO: Read  
18 the last section.

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

21 ACTING PRESIDENT FUSCHILLO: Call  
22 the roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes 53.

25 ACTING PRESIDENT FUSCHILLO: The

1 bill is passed.

2 THE SECRETARY: Calendar Number  
3 398, by Senator Leibell, Senate Print 6280, an  
4 act to amend Chapter 567 of the Laws of 1993.

5 ACTING PRESIDENT FUSCHILLO: Read  
6 the last section.

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

9 ACTING PRESIDENT FUSCHILLO: Call  
10 the roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes 53.

13 ACTING PRESIDENT FUSCHILLO: The  
14 bill is passed.

15 THE SECRETARY: Calendar Number  
16 520, by Senator Larkin, Senate Print 6172, an act  
17 to amend the Insurance Law.

18 ACTING PRESIDENT FUSCHILLO: Read  
19 the last section.

20 THE SECRETARY: Section 3. This  
21 act shall take effect immediately.

22 ACTING PRESIDENT FUSCHILLO: Call  
23 the roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes 54.

1                   ACTING PRESIDENT FUSCHILLO: The  
2 bill is passed.

3                   THE SECRETARY: Calendar Number  
4 523, by Senator Velella, Senate Print 6343, an  
5 act to amend the Insurance Law.

6                   ACTING PRESIDENT FUSCHILLO: Read  
7 the last section.

8                   THE SECRETARY: Section 2. This  
9 act shall take effect in 30 days.

10                  ACTING PRESIDENT FUSCHILLO: Call  
11 the roll.

12                   (The Secretary called the roll.)

13                  THE SECRETARY: Ayes 54.

14                  ACTING PRESIDENT FUSCHILLO: The  
15 bill is passed.

16                  THE SECRETARY: Calendar Number  
17 557, by Senator DeFrancisco, Senate Print 6148,  
18 an act in relation to authorizing the town of  
19 Skaneateles to construct.

20                  ACTING PRESIDENT FUSCHILLO: There  
21 is a home rule message at the desk.

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

24                  ACTING PRESIDENT FUSCHILLO: Read  
25 the last section.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes 54.

3 ACTING PRESIDENT FUSCHILLO: The  
4 bill is passed.

5 THE SECRETARY: Calendar Number  
6 592, by Senator Goodman, Senate Print 6591, an  
7 act to amend the Alcoholic Beverage Control Law.

8 ACTING PRESIDENT FUSCHILLO: Read  
9 the last section.

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

12 ACTING PRESIDENT FUSCHILLO: Call  
13 the roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes 54.

16 ACTING PRESIDENT FUSCHILLO: The  
17 bill is passed.

18 THE SECRETARY: Calendar Number  
19 593, by Senator Goodman, Senate Print 6593, an  
20 act to amend the Alcoholic Beverage Control Law.

21 ACTING PRESIDENT FUSCHILLO: Read  
22 the last section.

23 THE SECRETARY: Section 3. This  
24 act shall take effect immediately.

25 ACTING PRESIDENT FUSCHILLO: Call

1 the roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes 54.

4 ACTING PRESIDENT FUSCHILLO: The  
5 bill is passed.

6 THE SECRETARY: Calendar Number  
7 644, by Senator Skelos, Senate Print 178, an act  
8 to amend the Civil Practice Law and Rules.

9 ACTING PRESIDENT FUSCHILLO: Read  
10 the last section.

11 THE SECRETARY: Section 2. This  
12 act shall take effect on the first day of  
13 October.

14 ACTING PRESIDENT FUSCHILLO: Call  
15 the roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes 54.

18 ACTING PRESIDENT FUSCHILLO: The  
19 bill is passed.

20 THE SECRETARY: Calendar Number  
21 650, by Senator Volker, Senate Print 6156, an act  
22 to amend the Penal Law.

23 ACTING PRESIDENT FUSCHILLO: Read  
24 the last section.

25 THE SECRETARY: Section 3. This

1 act shall take effect on the first day of  
2 November.

3 ACTING PRESIDENT FUSCHILLO: Call  
4 the roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes 54.

7 ACTING PRESIDENT FUSCHILLO: The  
8 bill is passed.

9 THE SECRETARY: Calendar Number  
10 651, by Senator Holland, Senate Print 6174-B, an  
11 act to amend the Criminal Procedure Law.

12 ACTING PRESIDENT FUSCHILLO: Read  
13 the last section.

14 THE SECRETARY: Section 3. This  
15 act shall take effect immediately.

16 ACTING PRESIDENT FUSCHILLO: Call  
17 the roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes 54.

20 ACTING PRESIDENT FUSCHILLO: The  
21 bill is passed.

22 THE SECRETARY: Calendar Number  
23 659, by Senator Cook, Senate Print 722, an act to  
24 amend the Executive Law.

25 ACTING PRESIDENT FUSCHILLO: Read

1 the last section.

2 THE SECRETARY: Section 2. This  
3 act shall take effect in 90 days.

4 ACTING PRESIDENT FUSCHILLO: Call  
5 the roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes 54.

8 ACTING PRESIDENT FUSCHILLO: The  
9 bill is passed.

10 THE SECRETARY: Calendar Number  
11 663, by Senator Alesi, Senate Print 5118, an act  
12 to amend the Executive Law.

13 ACTING PRESIDENT FUSCHILLO: Read  
14 the last section.

15 THE SECRETARY: Section 2. This  
16 act shall take effect on the 90th day.

17 ACTING PRESIDENT FUSCHILLO: Call  
18 the roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes 54.

21 ACTING PRESIDENT FUSCHILLO: The  
22 bill is passed.

23 THE SECRETARY: Calendar Number  
24 705, by Senator Velella, Senate Print 6423, an  
25 act to amend the New York City Civil Court Act.

1                   ACTING PRESIDENT FUSCHILLO: Read  
2                   the last section.

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

5                   ACTING PRESIDENT FUSCHILLO: Call  
6                   the roll.

7                   (The Secretary called the roll.)

8                   THE SECRETARY: Ayes 54.

9                   ACTING PRESIDENT FUSCHILLO: The  
10                  bill is passed.

11                  THE SECRETARY: Calendar Number  
12                  740, by Senator Larkin, Senate Print 6731, an act  
13                  to amend the Racing, Pari-mutuel Wagering and  
14                  Breeding Law.

15                  ACTING PRESIDENT FUSCHILLO: Read  
16                  the last section.

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

19                  ACTING PRESIDENT FUSCHILLO: Call  
20                  the roll.

21                  (The Secretary called the roll.)

22                  THE SECRETARY: Ayes 54.

23                  ACTING PRESIDENT FUSCHILLO: The  
24                  bill is passed.

25                  Senator Larkin, that completes the

1 reading of the calendar.

2 SENATOR LARKIN: Is there any  
3 housekeeping at the desk, Mr. President?

4 ACTING PRESIDENT FUSCHILLO: No.

5 SENATOR LARKIN: There being no  
6 further business -

7 SENATOR PATERSON: Mr. President.

8 ACTING PRESIDENT FUSCHILLO:  
9 Senator Paterson.

10 SENATOR PATERSON: I didn't want  
11 the session to end without advising Senator  
12 Larkin what an excellent presentation there was  
13 for the West Point Academy last week, which I  
14 could have told him in person, but I wanted to  
15 break up the no-hitter.

16 Thank you, Mr. President.

17 ACTING PRESIDENT FUSCHILLO:  
18 Senator Farley.

19 SENATOR FARLEY: Thank you, Mr.  
20 President.

21 SENATOR LARKIN: Senator Farley.

22 SENATOR FARLEY: Thank you,  
23 Senator Larkin and Mr. President.

24 I just wanted to make an  
25 announcement. There will be a 4:30 meeting of

1 the Banks Committee in Room 124.

2 ACTING PRESIDENT FUSCHILLO: There  
3 will be a 4:30 meeting of the Banking Committee  
4 in Room 124.

5 Senator Larkin.

6 SENATOR LARKIN: I move we adjourn  
7 now until Tuesday, May the 12th, at 3:00 p.m.

8 ACTING PRESIDENT FUSCHILLO: On  
9 motion, the Senate stands adjourned until  
10 Tuesday, May 12th, at 3:00 p.m.

11 (Whereupon, at 3:25 p.m., the  
12 Senate adjourned.)

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