NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

January 26, 1999

11:04 a.m.

REGULAR SESSION

LT. GOVERNOR MARY O. DONOHUE, President

STEVEN M. BOGGESS, Secretary

P R O C E E D I N G S

THE PRESIDENT: The Senate will come to order.

I ask that everyone present please rise and repeat with me the Pledge of Allegiance.

(Whereupon, the assemblage recited the Pledge of Allegiance.)

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

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

THE PRESIDENT: Reading of the Journal.

THE SECRETARY: In Senate, Monday, January 25th, the Senate met pursuant to adjournment. The Journal of Friday, January 22nd, was read and approved. On motion, Senate adjourned.

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

Presentation of petitions.

Messages from the Assembly.

Messages from the Governor.

Reports of standing committees.

The Secretary will read.

THE SECRETARY: Senator Padavan, from the Committee on Cities, reports:

Senate Print 1182, by Senator Padavan, an act to amend the New York City Charter.

Senator LaValle, from the Committee on Higher Education, reports:

Senate Prints Number 31, by Senator LaValle, an act to amend the Education Law;

808, by Senator Maziarz, an act to amend the Education Law;

1028, by Senator Meier, an act to amend the Education Law;

1263, by Senator LaValle, an act to amend the Education Law.

All bills directly for third reading.

THE PRESIDENT: Without objection, all bills ordered direct to third reading.

Reports of select committees.

Communications and reports from

State officers.

Motions and resolutions.

Recognize Senator Skelos.

SENATOR SKELOS: Madam President, at this time, may we please adopt the Resolution Calendar?

THE PRESIDENT: All those in favor of adopting the Resolution Calendar, signify by saying aye.

(Response of "Aye.")

THE PRESIDENT: Opposed, nay.

(No response.)

THE PRESIDENT: The Resolution Calendar is adopted.

Senator Fuschillo.

SENATOR FUSCHILLO: Madam President, on behalf of Senator Johnson, please place a sponsor star on Calendar Number 44, please.

THE PRESIDENT: So ordered.

SENATOR FUSCHILLO: Thank you.

THE PRESIDENT: You're welcome.

Senator Skelos.

SENATOR SKELOS: Madam President, at this time, may we please have the

non-controversial reading of the calendar?

THE PRESIDENT: The Secretary will read.

THE SECRETARY: Calendar Number 19, by Senator Skelos, Senate Print 630, an act to amend the Town Law in relation to authorizing.

THE PRESIDENT: Read the last section.

THE SECRETARY: Section 2, this act shall take effect immediately.

THE PRESIDENT: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes 37.

THE PRESIDENT: The bill is passed.

THE SECRETARY: Calendar Number 20, by Senator Rath, Senate Print 675, an act to amend the General Municipal Law.

THE PRESIDENT: Read the last section.

THE SECRETARY: Section 10, this act shall take effect immediately.

THE PRESIDENT: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes 38.

THE PRESIDENT: The bill is passed.

THE SECRETARY: Calendar Number 22, by Senator Alesi, Senate Print 181, an act to amend the Penal Law in relation to the crime of failure to obey.

THE PRESIDENT: Read the last section.

THE SECRETARY: Section 2, this act shall take effect on the 1st day of November.

THE PRESIDENT: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes 38.

THE PRESIDENT: The bill is passed.

THE SECRETARY: Calendar Number 26, by Senator Volker, Senate Print 729, an act to amend the Penal Law.

THE PRESIDENT: Read the last section.

THE SECRETARY: Section 4, this act shall take effect on the 1st day of November.

THE PRESIDENT: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes 39.

THE PRESIDENT: The bill is passed.

THE SECRETARY: Calendar number 27, by Senate Johnson, Senate Print 757, an act to amend the Penal Law in relation to establishing.

THE PRESIDENT: Read the last section.

THE SECRETARY: Section 2, this act shall take effect immediately.

THE PRESIDENT: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes 39.

THE PRESIDENT: The bill is passed.

THE SECRETARY: Calendar Number 28, by Senator Goodman, Senate Print 789, an act to amend the Penal Law in relation to consecutive terms.

THE PRESIDENT: Read the last section.

THE SECRETARY: Section 2, this

act shall take effect on the 1st day of November.

THE PRESIDENT: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes 40.

THE PRESIDENT: The bill is passed.

THE SECRETARY: Calendar Number 30, by Senator Marcellino, Senate Print 822, an act to amend the Criminal Procedure Law.

THE PRESIDENT: Read the last section.

THE SECRETARY: Section 4, this act shall take effect on the 30th day.

THE PRESIDENT: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes 40.

THE PRESIDENT: The bill is passed.

Senator Skelos.

SENATOR SKELOS: Madam President, is there any housekeeping at the desk?

THE PRESIDENT: No, there is not, Senator.

SENATOR SKELOS: There being no

further business, I move we adjourn until Monday, February 1st, at 3 p.m., intervening days being Legislative days.

THE PRESIDENT: On motion, the Senate stands adjourned until Monday, February 1st, at 3 p.m., intervening days being Legislative days.

Have a good day, everyone.

(Whereupon, at 11:10 a.m., the Senate adjourned.)