THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

January 13, 2004

11:07 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 please come to order.

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

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

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 12, the Senate met pursuant to adjournment. The Journal of Friday, January 9, 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 McGee, from the Committee on Alcoholism and Drug Abuse, reports:

Senate Print 729B, by Senator Maziarz, an act to amend the Vehicle and Traffic Law;

801, by Senator Marcellino, an act to amend the Vehicle and Traffic Law;

1262, by Senator McGee, an act to amend the Vehicle and Traffic Law;

2860A, by Senator McGee, an act to amend the Vehicle and Traffic Law;

And 2993, by Senator DeFrancisco, an act to amend the Navigation Law.

Senator Volker, from the Committee on Codes, reports:

Senate Print 46B, by Senator Alesi, an act to amend the Penal Law;

89, by Senator Maltese, an act to amend the Penal Law;

512A, by Senator Balboni, an act to amend the Penal Law;

550, by Senator Skelos, an act to amend the Penal Law;

1936A, by Senator Spano, an act to amend the Penal Law;

2945, by Senator Volker, an act to amend the Criminal Procedure Law;

3183, by Senator Velella, an act to amend the Criminal Procedure Law;

3508, by Senator Volker, an act to amend the Penal Law;

3827A, by Senator Skelos, an act to amend the Criminal Procedure Law;

5158, by Senator Little, an act to amend the Penal Law;

5278, by Senator Spano, an act to amend the Penal Law;

5279, by Senator Golden, an act to amend the Penal Law;

5280, by Senator Balboni, an act to amend the Penal Law;

And Senate Print 5555, by Senator Velella, an act to amend the Criminal Procedure Law and the Penal Law.

All bills ordered direct to third reading.

THE PRESIDENT: All bills ordered direct to third reading.

Reports of select committees.

Communications and reports from state officers.

Motions and resolutions.

Senator Farley.

SENATOR FARLEY: Thank you, Madam President.

On behalf of Senator Golden, on page 4 I offer the following amendments to Calendar Number 2, Senate Print 2668, and I ask that that bill retain its place on the Third Reading Calendar.

On behalf of Senator Maziarz, on page 5 I offer the following amendments to Calendar 21, Print Number 264A, and I ask that that bill retain its place.

On behalf of Senator Johnson, Madam President, on page 6 I offer the following amendments to Calendar 28, Senate Print 3782A, and I ask that that bill retain its place on the Third Reading Calendar.

THE PRESIDENT: The amendments are received, and the bills will retain their

place on the Third Reading Calendar.

Senator Skelos.

SENATOR SKELOS: Madam President, I move we adopt the Resolution Calendar in its entirety.

THE PRESIDENT: All those in favor of adopting the Resolution Calendar in its entirety please say aye.

(Response of "Aye.")

THE PRESIDENT: Opposed, nay.

(No response.)

THE PRESIDENT: The calendar is so adopted.

Senator Bruno.

SENATOR BRUNO: Madam President, I believe that I have a privileged resolution at the desk. I would ask that it be read in its entirety and move for its immediate adoption.

THE PRESIDENT: The Secretary will read.

THE SECRETARY: By Senator Bruno, Legislative Resolution Number 3089, mourning the death of former Speaker of the New York State Assembly Perry B. Duryea, Jr.

"WHEREAS, There are certain outstanding individuals who, through their selfless commitment and dedication as both public servants and private citizens, have served to better the quality of life in their community and have had a measurable positive impact on not only the lives of its residents but on those of citizens throughout the State of New York; and

"WHEREAS, Attendant to such concern, and in full accord with its long-standing traditions, this Legislative Body is duly moved this day to pay tribute to the distinguished life and career of former Speaker of the New York State Assembly Perry B. Duryea, Jr.; and

"WHEREAS, A public servant who exemplified all that is best in government, Perry B. Duryea, Jr., of Montauk, Long Island, died on Sunday, January 11, 2004, at the age of 82; and

"WHEREAS, First elected to the First District in 1960, Perry B. Duryea, Jr., served as a member of the New York State Assembly until 1978. He held the esteemed

position of Assembly Speaker from 1969 to 1973, and of Minority Leader from 1966 to 1968 and again from 1974 through 1978; and

"WHEREAS, As Speaker, Perry B. Duryea, Jr., was a brilliant, compassionate leader whose contributions helped improve the qualify of life for New Yorkers across this great Empire State; and

"WHEREAS, In 1978, as the standard bearer of his party, Perry B. Duryea, Jr., sought the office of Governor of the State of New York; and

"WHEREAS, An icon in Montauk, Suffolk County, and throughout Long Island, Perry B. Duryea, Jr., ran a seafood distribution business, Perry B. Duryea & Son. He also headed the Long Island State Park Commission for six years, helped champion the building of the Long Island Expressway, and was founder and chairman of the Long Island Commercial Bank.

"In recent years, while remaining active in the family seafood business, he served as spokesman for the Montauk Airport, and last month he was nominated to be the

Montauk Chamber of Commerce's Man of the Year; and

"WHEREAS, A lifelong resident of Montauk, Perry B. Duryea, Jr., graduated from Colgate University in 1942. He then served in the United States Naval Air Transport Service as a plane commander during World War II, attaining the rank of lieutenant commander; and

"WHEREAS, Perry B. Duryea, Jr., in the truest sense and spirit of service to his fellow citizens, unselfishly devoted his leadership, time, and energy to important community, civic, and governmental concerns and causes, leaving upon them his own indelible and lasting mark; now, therefore, be it

"RESOLVED, That this Legislative Body pause in its deliberations in a moment of silent tribute to Perry B. Duryea, Jr., a warm, caring, and responsive man whose unselfish concern for the welfare of others endowed and yet enhanced the lives of those so fortunate to call him family, colleague or friend; and to express its deepest condolences

to his wife, Trace; his son, Perry "Chip" Duryea III; his daughter, Lynn Duryea; and his two grandchildren; and be it further

"RESOLVED, That a copy of this resolution, suitably engrossed, be transmitted to the family of Perry B. Duryea, Jr."

THE PRESIDENT: Would the members please stand and observe a moment of silence in respect and in memory of Perry B. Duryea, Jr.

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

THE PRESIDENT: Please be seated.

Senator Bruno.

SENATOR BRUNO: Madam President, thank you. Colleagues, thank you.

Perry Duryea was an individual that was so highly respected long before he entered the Assembly in 1960, because of his work, back in his community of Montauk, in the lobster business, and clams, that his father had started before him. And his father actually started him in politics.

And Perry had such a great impact on what went on in his community and in the

Legislature. He actually became the leader six years after he was elected to the Assembly, Minority Leader. And that was like unheard-of.

And then in '68 I believe I met him. At the time, I was president of the New York State Young Republicans and got to know Perry in that role. And I've got to tell you, he just couldn't have been more pleasant. You know, he was a statewide figure already. And I'll never forget how he was just as charming, respectful, encouraging.

They went into the majority that year, and he became the Speaker in '69, as we all heard.

Perry asked me to join his staff. And I didn't. But they asked me again in six months, five months later, I don't remember. But I joined his staff, became part of his senior staff. I was the special assistant for personnel.

And I've got to tell you, you couldn't have a better mentor than watching him and working closely with him. He had a work ethic that was second to none. He would

be up at 4:00 in the morning, calling in back home, dealing with whatever had to be dealt with. And he was awfully hard to keep up with for the other members.

And if you think about it, Perry was in the majority -- out of 150 seats, 76 seats. You try and do a budget -- and I remember well the discussions with Governor Rockefeller that he had. Earl Brydges was the Majority Leader at the time.

Can you imagine getting a budget done when you're doing some things that weren't very popular, with 76 votes, when you had about 20 members that would rather not be there for that vote? But Perry, with his personality, his persuasion, his charm, got it done. He got things done.

And if there was ever one individual that elevated the presence of the Legislature here in this state, it was Perry Belmont Duryea, Jr.

So I just, you know, learned with such feelings of his passing. Because I stayed in touch with Perry. He called me, I talked with him about a lot of what was going

on legislatively in our lives. I just have the greatest admiration and respect.

So this sort of concludes a chapter in our lives here, and in my life. But his legacy just goes on and on and on. They recognized him as the Man of the Year. Most recently, a building was named after him, as well it should. And other things too.

If there's ever one individual -- and Senator LaValle can speak to that -- that recognized how important it was to maintain the parks and an expansiveness in New York State for everyone for generations to enjoy, it was Perry Duryea.

And he provided the leadership, and the result and the expansion of the park system and a lot of just the natural resources we have in this state relate to Perry.

He was really a man's man. He was a commander, as you heard, in the Second World War. Flew his own plane -- had his own plane, flew it. And I've got to tell you, you wanted a thrill, you'd get in that plane with Perry and fly somewhere. Because weather didn't mean much to him. He just -- when he had to

be somewhere, he just went.

And, you know, I just can't say enough things -- but there's others that want to talk -- about Perry, his effect on my life. And think about the kind of guy -- he had to get back for session one time, and he was flying his own plane and he was out somewhere. And I remember they got "weather down." And frost and snow was all over the windshield. Perry somehow reached out with his hand and cleared the windshield.

(Laughter.)

SENATOR BRUNO: And they had sprayed it with something, and his hand froze. And skin peeled off.

He walked around with a bandage on his hand for I don't know how long as a result, think about that, of, getting back, reaching out to scrape the ice. How many people in here would do that?

I think, for me, I'd be heading down to the nearest haven and, you know, just staying there with the heater on until it warmed up, and then get back to your duty.

Perry wasn't that kind of a guy.

He had a job to do, he just zeroed in to get that job done, and he got it done.

So I am just indebted, and I extend my condolences to his wife, Trace, who is a beautiful, lovely lady, and his son, Chip, who is Perry Belmont Duryea, III. He's the third. And I watched Chip grow up, literally. And his other daughter Lynn, who resides in Texas now, who's a beautiful young lady.

So I've just got the greatest memories. But I am really indebted to Perry Duryea, his family and the memories that we have, and his mentoring. Because, for better or for worse, he brought me into politics and government. And I wouldn't be here, probably, if it wasn't for Perry.

So I say for better or for worse. Perry would think it was for the better. At least that's what he told me the last time we talked.

(Laughter.)

SENATOR BRUNO: So thank you, Madam President. And thank you.

THE PRESIDENT: Senator LaValle.

SENATOR LaVALLE: Madam

President, I think Senator Bruno, in his remarks and the resolution, really framed out the kind of person and some of the accomplishments of Perry Duryea.

I just wanted to add, having had the opportunity of serving with Perry as the senator of the district, but also seeing, and I think the other colleagues from Suffolk would concur, that Perry Duryea, in our political lifetime, was probably the most charismatic person, political person from our county.

There are not many people that we meet in our political lifetimes that are bigger than life. And Perry was that. He did so much so easily. And I can recall being in a room where there were a lot of people and, when Perry walked in, he truly was charismatic. It was like light just shone on him. He just lit up a room.

And those of us from Suffolk really benefited because of his leadership, his speakership, many of the things that -- the State University and the Expressway would not have happened if Perry was not in the position

that he was.

He understood leadership, he understood responsibility. And not only the people in the state but certainly we in Suffolk County benefited from his leadership.

THE PRESIDENT: Senator Johnson.

SENATOR JOHNSON: Thank you, Madam President.

I think Senator Bruno and Senator LaValle made good points about Perry.

I didn't serve in the Assembly. I wasn't here in those years when Senator Bruno was getting acquainted with Perry. But I was in Suffolk County helping other people get elected to office. In their campaigns and whenever we had a rally or a fund-raiser, Perry was there.

And Perry was the pièce de résistance. Everybody came there to see Perry, he was such an outstanding person. As Ken said, he lit up the room. Perry was Perry, and we were all just people.

So he was a real draw. He was a real good Republican, a good person helping elect other people to office. And really, as

Senator Bruno said he had an impact on his life, he had an impact on many of our lives, because we all looked forward to him, looked up to him and thought, someday I would like to be in a position where he is and be as effective and as beneficial to the citizenry as Perry was.

He certainly was. And he was a good personal friend of mine, a good personal friend of my county chairman that talked me into running for office. And they were good buddies until last month when they dedicated the state office building in Perry B. Duryea's name in Suffolk County.

And I'm going to miss him. I'm sure Buzz Schwenk's going to miss him, Kenny. All of us who have really grown up with Perry being there are going to miss that man, a wonderful person. And my condolences to his family and friends.

Thank you.

THE PRESIDENT: Senator Farley.

SENATOR FARLEY: Thank you, Madam President.

I just want to rise to say that,

you know, we all pass through this area. And I'd bet you that perhaps half of this chamber never knew Perry Duryea. How quickly you're somewhat forgotten.

But I'll tell you, he was some kind of a presence. Just to see him was an experience. He was really an outstanding guy.

I was fortunate enough just to serve and just started here when he was a leader over in the Assembly. And he was always very thoughtful to everybody and very kind and humble to everybody, no matter who you were.

And even though he was an imposing presence, he was a rather shy person. I was at several functions with him; he never pushed himself to the front of anything, but he was always there, because he did have such a commanding presence.

He was a giant that served New York well. Ran for governor and he was, I think, way ahead when he started out. And unfortunately lost. But he was, I think, respected by everybody that knew him from all sides of the aisle.

I saw him in recent years, and he was still a very imposing-looking person. And I'm sure that he and his family have to be proud of the legacy that he left for New York State. And he'll be missed by a lot of people.

THE PRESIDENT: Senator Bruno.

SENATOR BRUNO: Madam President, could we at this time open this resolution to the entire house.

And hopefully our colleagues that would like to join will join. And those that would rather not, if you would let the desk know, we'll respect that.

Thank you very much.

THE PRESIDENT: If there is a member who does not wish to have his or her name included on this resolution, please notify the desk.

Senator Trunzo.

SENATOR TRUNZO: Thank you, Madam President. I just wanted to say a few words.

I've known Perry Duryea for number of years, well over 40 years. And he was a great individual and an inspiration for me,

not only politically but professionally, working with him over these past years, even after he retired from the State Assembly. And he was also been a very close friend and political advisor to me for many, many years.

And all I can say about him at this time, it was really a pleasure being with him last October when Governor Pataki was there and we renamed the state office building in Hauppauge as the Perry Duryea State Office Building.

And my offices are in that building, and really it comes as memory to me every time I walk into my office. And it really is a sad day for Suffolk County, and even for the State of New York, for the loss of Perry Duryea. He was a great individual.

THE PRESIDENT: Thank you, Senator.

Senator Stavisky.

SENATOR STAVISKY: Madam President, I too remember Perry Duryea when he served in the Assembly as Speaker and then as Minority Leader, because my husband was in the Assembly at the time. And I do want to

mention the fact that he was extremely kind to people on my husband's side of the aisle.

I think he particularly liked Leonard, because Leonard spent a summer teaching summer school at Colgate, and he was very proud of his allegiance to Colgate, his alma mater.

But he was every bit the leader that my friends on the other side of the aisle have described. He was the Speaker, he was a Republican, but he was fair to the Democrats. And I think that's really all that anybody could ask for.

I remember Leonard saying to me one day -- and this goes back many, many years, but certain things you never forget. Leonard said to me he -- Leonard asked him when the Legislature would adjourn, because Leonard had accepted a commitment to teach summer school in California. And Perry said to Leonard: "Don't tell anybody, but you'll be out in time to be able to drive to California."

Leonard never said anything, but he always appreciated Perry's honesty and his integrity and his commitment to the people of

our state.

So I too would like to join my colleagues and commemorate the life and legacy of Perry Duryea.

THE PRESIDENT: Senator Flanagan.

SENATOR FLANAGAN: Thank you, Madam President.

I have a different sort of memory of Perry Duryea, and it started really as a kid. My father and he served in the Assembly together.

And I distinctly remember that he was the type of person -- and it didn't really matter whether you were the governor or you were a schoolkid -- he had a unique ability to make you feel special. When he was talking to you, there was nobody else around. It was him and you, and it was a direct conversation.

I distinctly remember that as a child. I have some great pictures of my father and I and Speaker Duryea, and those are things that I cherish.

And I'm not sure if somebody said this, but if they didn't, it's very important to remember too: he was a gentleman, in the

best sense of the word. And certainly today when there is perhaps a lack, or that's just somewhat of a dying breed, he represented all the positive traits of what people would call a true gentleman.

I had an opportunity to see him just less than a month ago. He used to get together with a group of political leaders in what's commonly referred to as the "Back to the Wall Club" in Suffolk County. And they were honoring Buzz Schwenk, our former county leader, for his 80th birthday.

But he made a point of talking to me, asking me how things were going, and still had that ability to make somebody feel special.

He obviously has a tremendous legacy for Long Island. But I'll just close on a point that Senator LaValle made. Another thing that I remember was when Perry Duryea walked in a room, he owned that room, I don't care where it was. He just had a presence that was completely unique. Very few people have that quality. He had it, but he was able to back it up with talent.

Thank you.

THE PRESIDENT: All in favor of this resolution please signify by saying aye.

(Response of "Aye.")

THE PRESIDENT: Opposed, nay.

(No response.)

THE PRESIDENT: The resolution is adopted.

Senator Bruno.

SENATOR BRUNO: Thank you, Madam President.

There will be an immediate meeting of the Corporations Committee in the Majority Conference Room.

THE PRESIDENT: There will be an immediate meeting of the Corporations Committee in the Majority Conference Room.

SENATOR BRUNO: And I believe there is a privileged resolution at the disk by Senator Paterson. I would ask that the title be read and move for its immediate adoption.

THE PRESIDENT: The Secretary will read.

THE SECRETARY: By Senator

Paterson, Legislative Resolution Number 3090, commemorating the 75th birthday of the Reverend Dr. Martin Luther King, Jr., and honoring The Martin Luther King, Jr., Center New York Support Group.

THE PRESIDENT: The question is on the resolution. All in favor please signify by saying aye.

(Response of "Aye.")

THE PRESIDENT: Opposed, nay.

(No response.)

THE PRESIDENT: The resolution is adopted.

Senator Bruno.

SENATOR BRUNO: Madam President, could we at this time have the noncontroversial reading of the calendar.

THE PRESIDENT: The Secretary will read.

THE SECRETARY: Calendar Number 6, by Senator LaValle, Senate Print 839, an act to amend the Town Law, in relation to permitting fire districts.

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, 58.

THE PRESIDENT: The bill is passed.

THE SECRETARY: Calendar Number 8, by Senator Larkin, Senate Print 1382 --

SENATOR HOFFMANN: Lay the bill aside for the day, please.

THE PRESIDENT: The bill is laid aside for the day.

THE SECRETARY: Calendar Number 18, by Senator LaValle, Senate Print 487, an act to amend the Education Law, in relation to the disclosure of gifts.

THE PRESIDENT: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the first of August.

THE PRESIDENT: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 58.

THE PRESIDENT: The bill is

passed.

THE SECRETARY: Calendar Number 22, by Senator Balboni, Senate Print 524, an act to amend the General Business Law and the Penal Law, in relation to operating an aircraft while intoxicated.

THE PRESIDENT: Read the last section.

SENATOR HOFFMANN: Lay it aside for the day, please.

THE PRESIDENT: The bill is laid aside for the day.

Senator Hoffmann, that completes the reading of the calendar.

SENATOR HOFFMANN: Is there any housekeeping at the desk, Madam President?

THE PRESIDENT: Yes, there is, Senator Hoffmann.

Senator Meier.

SENATOR MEIER: Thank you, Madam President.

I offer the following amendments to Calendar Number 38, Senate Print Number 1936A, and ask that the bill retain its place on the Third Reading Calendar.

THE PRESIDENT: The amendments are received, and the bill will retain its place on the Third Reading Calendar, Senator.

SENATOR MEIER: Madam President, I'm going to hand off to Senator Alesi, in the interests of my voice.

THE PRESIDENT: Senator Alesi.

SENATOR ALESI: Madam President, I offer the following amendments to Calendar 45, Senate Print 5279, and ask that said bill retain its place on Third Reading Calendar, on behalf of Senator Golden.

THE PRESIDENT: The amendments are received, and the bill will retain its place on the Third Reading Calendar.

SENATOR ALESI: And I also offer the following amendments to Calendar Number 44, Senate Print 5278, and ask that said bill retain its place on Third Reading Calendar.

THE PRESIDENT: The amendments are received, and the bill will retain its place on the Third Reading Calendar.

SENATOR ALESI: Thank you, Madam President.

I also offer the following

amendments to Calendar Number 46, Senate Print Number 5280, and ask that said bill retain its place on Third Reading Calendar.

THE PRESIDENT: The amendments are received, and the bill will retain its place on the Third Reading Calendar.

Senator Paterson.

SENATOR PATERSON: Madam President, if you will indulge me, I am in error. The resolution that commemorates the 75th birthday of Dr. Martin Luther King, I did not open it up for all of my colleagues.

And I was reminded of that by Senator Colonel Larkin, who I never knew was on the march from Selma to Montgomery, was actually sent by the Army to try to get some indulgence from Governor Wallace. And while I cannot repeat what Governor Wallace said to him, I'm sure you can imagine what that feeling was.

And Senator Larkin will be speaking on the same day of this anniversary. And it is quite rewarding to know that a member of our chamber was so much a part of the rich culture and history that was the civil rights

movement, and that right here within our own chamber there were warriors in that struggle, not the least of which is Senator Larkin, and many others who would like to go on this resolution.

So we'd like to open the resolution up for all of my colleagues at this time.

THE PRESIDENT: Thank you, Senator Paterson.

All members who do not wish their name on the resolution concerning Martin Luther King please so notify the desk.

Senator Hoffmann.

SENATOR HOFFMANN: Madam President, for the information of the members, there will be an EnCon meeting in 332 immediately following the conclusion of the Corporations Committee meeting, and a Civil Service Committee meeting to follow that, also in 332.

THE PRESIDENT: There will be an EnCon and then a Civil Service Committee meeting in the Majority Conference Room.

SENATOR HOFFMANN: And the Senate will stand at ease pending the conclusion of

those committee meetings.

THE PRESIDENT: There will be an EnCon Committee meeting and then a Civil Service Committee meeting, and the Senate stands at ease.

(Whereupon, the Senate stood at ease at 11:43 a.m.)

(Whereupon, the Senate reconvened at 11:49 a.m.)

ACTING PRESIDENT BONACIC: The Senate will come to order, please.

Senator Larkin.

SENATOR LARKIN: Mr. President, the EnCon Committee will meet in Room --

ACTING PRESIDENT BONACIC: Excuse me, Senator.

Could we please have a little quiet so Senator Larkin can speak.

Senator.

SENATOR LARKIN: The EnCon Committee will meet immediately in Room 332.

ACTING PRESIDENT BONACIC: The Senate EnCon Committee will meet in Room 332.

Thank you, Senator Larkin.

SENATOR LARKIN: We'll now stand

at ease.

ACTING PRESIDENT BONACIC: The Senate will stand at ease.

(Whereupon, the Senate stood at ease at 11:49 a.m.)

(Whereupon, the Senate reconvened at 11:55 a.m.)

ACTING PRESIDENT VOLKER: Senator Larkin.

SENATOR LARKIN: There will be an immediate meeting of the Civil Service Committee in Room 332.

ACTING PRESIDENT VOLKER: Immediate meeting of the Civil Service Committee in Room 332.

Thank you.

(Whereupon, the Senate stood at ease at 11:56 a.m.)

(Whereupon, the Senate reconvened at 12:01 p.m.)

ACTING PRESIDENT VOLKER: Senator Fuschillo.

SENATOR FUSCHILLO: Mr. President, may we return to reports of standing committees.

I believe the report is at the desk.

ACTING PRESIDENT VOLKER: The clerk will read.

THE SECRETARY: Senator Robach, from the Committee on Civil Service and Pensions, reports:

Senate Print 5871, by Senator Farley, an act to amend Chapter 729 of the Laws of 1994;

And Senate Print 5893, by Senator Leibell, an act to amend the Retirement and Social Security Law.

Senator Leibell, from the Committee on Corporations, Authorities and Commissions, reports:

Senate Print 1207, by Senator Robach, an act to amend the Public Authorities Law;

1465, by Senator Farley, an act to amend the Not-for-Profit Corporation Law;

3704, by Senator Spano, an act to amend the Transportation Corporations Law;

4330, by Senator Leibell, an act to amend the Public Authorities Law;

4446, by Senator Golden, an act to amend the Public Authorities Law;

4716B, by Senator Leibell, an act to amend the Public Authorities Law;

4815, by Senator Leibell, an act to amend the New York State Urban Development Corporation Act;

4816, by Senator Leibell, an act to amend the Transportation Corporations Law;

4838, by Senator Leibell, an act to amend the Public Authorities Law;

4839, by Senator Leibell, an act to amend the Cooperative Corporations Law;

And Senate Print 4887, by Senator Leibell, an act to amend the Waterfront Commission Act.

Senator Marcellino, from the Committee on Environmental Conservation, reports:

Senate Print 819, by Senator Kuhl, an act to amend the Environmental Conservation Law;

879, by Senator Marcellino, an act to amend the Environmental Conservation Law;

1414, by Senator Little, an act to

amend the Environmental Conservation Law;

And Senate Print 2059, by Senator Farley, an act to amend the Environmental Conservation Law.

All bills ordered direct to third reading.

ACTING PRESIDENT VOLKER: Without objection, third reading.

Senator Fuschillo.

SENATOR FUSCHILLO: Mr. President, is there any housekeeping at the desk?

ACTING PRESIDENT VOLKER: I don't believe so, Senator.

SENATOR FUSCHILLO: There being no further business, I move we adjourn, in name and in memory of The Honorable Perry Duryea, until Tuesday, January 20th, at 3:00 p.m., intervening days being legislative days.

ACTING PRESIDENT VOLKER: On motion, the Senate stands adjourned, in name and in memory of The Honorable Perry Duryea, till Tuesday, January 20th, at 3:00 p.m., intervening days being legislative days.

Thank you, Senator.

(Whereupon, at 12:05 p.m., the Senate adjourned.)