NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

April 25, 2007

11:16 a.m.

REGULAR SESSION

SENATOR THOMAS P. MORAHAN, Acting President

STEVEN M. BOGGESS, Secretary

P R O C E E D I N G S

ACTING PRESIDENT MORAHAN: The Senate will come to order.

If you would all join me in repeating the Pledge of Allegiance.

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

ACTING PRESIDENT MORAHAN: In the absence of clergy, if you'd all bow your heads for a moment of silence.

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

ACTING PRESIDENT MORAHAN: The reading of the Journal.

THE SECRETARY: In Senate, Tuesday, April 24, the Senate met pursuant to adjournment. The Journal of Monday, April 23, was read and approved. On motion, Senate adjourned.

ACTING PRESIDENT MORAHAN: 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.

Communications and reports from state officers.

Motions and resolutions.

Senator Fuschillo.

SENATOR FUSCHILLO: Thank you very much, Mr. President.

On behalf of Senator Volker, please place a sponsor's star on Calendar Number 195.

ACTING PRESIDENT MORAHAN: So ordered.

SENATOR FUSCHILLO: Thank you.

ACTING PRESIDENT MORAHAN: You're welcome.

Senator Skelos.

SENATOR SKELOS: Mr. President, I believe there's a substitution at the desk. If we could make it at this time.

ACTING PRESIDENT MORAHAN: The Secretary will read.

THE SECRETARY: On page 36, Senator Lanza moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 6319 and substitute it

for the identical Senate Bill Number 3190, Third Reading Calendar 556.

ACTING PRESIDENT MORAHAN: Substitution ordered.

SENATOR SKELOS: Mr. President, there's a Resolution 1756 at the desk, by Senator Seward. Could we have the title read and move for its immediate adoption.

ACTING PRESIDENT MORAHAN: The Secretary will read.

THE SECRETARY: By Senator Seward, Legislative Resolution Number 1756, commending Firefighter Orrin D. Mann, Jr., upon the occasion of his designation for special recognition after 50 years of dedicated service to the Schoharie Fire Department.

ACTING PRESIDENT MORAHAN: On the resolution, all in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT MORAHAN: Opposed, nay.

(No response.)

ACTING PRESIDENT MORAHAN: The resolution is passed, Senator Skelos.

SENATOR SKELOS: Thank you, Mr. President.

There will be an immediate meeting of the Rules Committee in the Majority Conference Room, and the Senate will stand at ease.

ACTING PRESIDENT MORAHAN: There will be an immediate meeting of the Rules Committee in the Senate Majority Conference Room, and the Senate will stand at ease.

(Whereupon, the Senate stood at ease at 11:20 a.m.)

(Whereupon, the Senate reconvened at 11:28 a.m.)

ACTING PRESIDENT MORAHAN: The house will come to order.

Senator Skelos.

SENATOR SKELOS: Mr. President, if we could return to motions and resolutions, there's a resolution at the desk by Senator Leibell. If we could have the title read and move for its immediate adoption.

ACTING PRESIDENT MORAHAN: Motions and resolutions.

The Secretary will read.

THE SECRETARY: By Senator Leibell, Legislative Resolution Number 1757, commending Ken and Trish Mahoney upon the occasion of their designation for special honor by the Make-A-Wish Foundation of the Hudson Valley on April 27, 2007.

ACTING PRESIDENT MORAHAN: On the resolution, all in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT MORAHAN: Opposed, nay.

(No response.)

ACTING PRESIDENT MORAHAN: The resolution is passed.

SENATOR SKELOS: Mr. President, if we could return to reports of standing committees for the report of the Rules Committee.

ACTING PRESIDENT MORAHAN: Reports of standing committees.

The Secretary will read.

THE SECRETARY: Senator Bruno, from the Committee on Rules, reports the following bills:

Senate Print 4524, by Senator

LaValle, an act to amend the Education Law;

And Senate Print 4863, by Senator Oppenheimer, an act authorizing the villages of Larchmont and Mamaroneck.

Both bills ordered direct to third reading.

ACTING PRESIDENT MORAHAN: Senator Skelos.

SENATOR SKELOS: Move to accept the report of the Rules Committee.

ACTING PRESIDENT MORAHAN: On the motion to accept the report of the Rules Committee, all in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT MORAHAN: Opposed, say nay.

(No response.)

ACTING PRESIDENT MORAHAN: The motion is passed.

Senator Skelos.

SENATOR SKELOS: Mr. President, if we could go to the noncontroversial reading of the calendar.

ACTING PRESIDENT MORAHAN: The Secretary will read.

THE SECRETARY: Calendar Number 63, by Senator Maziarz, Senate Print 947B, an act to amend the Penal Law, in relation to crimes of criminal possession.

ACTING PRESIDENT MORAHAN: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the first of November.

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MORAHAN: Announce the results.

THE SECRETARY: Ayes, 56.

ACTING PRESIDENT MORAHAN: The bill is passed.

THE SECRETARY: Calendar Number 169, by Senator Bonacic, Senate Print 490, an act to amend the Alcoholic Beverage Control Law, in relation to Class A-1 distiller's license.

ACTING PRESIDENT MORAHAN: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MORAHAN: Announce the results.

THE SECRETARY: Ayes, 55. Nays, 1. Senator Duane recorded in the negative.

ACTING PRESIDENT MORAHAN: The bill is passed.

THE SECRETARY: Calendar Number 202, by Senator Maziarz, Senate Print 45, an act to amend the Vehicle and Traffic Law, in relation to repeat convictions.

ACTING PRESIDENT MORAHAN: Read the last section.

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

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MORAHAN: Announce the results.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT MORAHAN: The

bill is passed.

THE SECRETARY: Calendar Number 367, by Senator Larkin, Senate Print 645, an act to amend the Lien Law, in relation to authorizing.

ACTING PRESIDENT MORAHAN: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the 60th day.

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MORAHAN: Announce the results.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT MORAHAN: The bill is passed.

THE SECRETARY: Calendar Number 520, by Senator Saland, Senate Print 3913A, an act to amend the Social Services Law, in relation to including certain school employees.

ACTING PRESIDENT MORAHAN: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect on the 90th day.

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MORAHAN: Announce the results.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT MORAHAN: The bill is passed.

THE SECRETARY: Calendar Number 556, substituted earlier today by Member of the Assembly Cusick, Assembly Print Number 6319, an act to amend Chapter 395 of the Laws of 1978.

ACTING PRESIDENT MORAHAN: Read the last section.

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

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MORAHAN: Senator Duane, to explain his vote.

SENATOR DUANE: Thank you, Mr. President.

I just want to point out that last year there were 11 members who voted no on this piece of legislation.

This legislation would impose a ban on the siting of facilities for transporting and storing liquid natural gas in the City of New York. Now, if we do enact this bill, it will impose a tremendous burden on the siting of and maintaining of the natural gas facilities in New York City.

Now, natural gas is a nonpolluting or, I should say, a cleaner source of energy. And we should be encouraging the use of natural gas, which of course would mean that we will need to provide for more natural gas facilities.

While I know that 30 years ago there was a tragedy that was caused by a natural gas explosion, we are certainly much further along in our being able to deal with this cleaner energy source.

So prohibiting the siting of these facilities is a bad idea for a whole host of reasons, but especially if we want to try to protect the environment.

I do know that DEC would like to promulgate regulations on this issue. I'm hoping that the new commissioner will do so in a timely manner. But in the meantime, I think it behooves many of us to vote no on this so as to provide for the opportunity to site facilities where natural gas can be kept.

Mr. President, I'll be voting no. Thank you.

ACTING PRESIDENT MORAHAN: Senator Duane will be recorded in the negative.

Announce the results.

THE SECRETARY: Those recorded in the negative on Calendar Number 556 are Senators Adams, Breslin, Diaz, Dilan, Duane, Gonzalez, Hassell-Thompson, L. Krueger, Parker, Perkins, Sabini, Sampson, Serrano and Stavisky. Also Senator Montgomery. Also Senator Oppenheimer.

ACTING PRESIDENT MORAHAN: Announce the results.

THE SECRETARY: Ayes, 43. Nays, 16.

ACTING PRESIDENT MORAHAN: The

bill is passed.

Senator Skelos.

SENATOR SKELOS: Mr. President, I don't know if everybody is going to applaud, but this is Senator Lanza's first bill, I believe.

So we congratulate you, Senator Lanza.

(Applause.)

ACTING PRESIDENT MORAHAN: The Secretary will read.

THE SECRETARY: Calendar Number 558, by Senator Lanza, Senate Print 4044, an act to amend the Environmental Conservation Law, in relation to restrictions.

ACTING PRESIDENT MORAHAN: Read the last section.

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

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MORAHAN: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MORAHAN: The bill is passed.

And no applause for that one.

(Laughter.)

THE SECRETARY: Calendar Number 568, by Senator Larkin, Senate Print 905A, an act to authorize the Town of Chester, in the County of Orange.

ACTING PRESIDENT MORAHAN: There is a home-rule message at the desk.

Read the last section.

A little order in the house. The Secretary is having great difficulty in trying to hear my instructions.

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

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MORAHAN: The bill is passed.

THE SECRETARY: Calendar Number 569, by Senator Little, Senate Print 1131, an act to amend the General Municipal Law, in

relation to balancing public interests.

ACTING PRESIDENT MORAHAN: Read the last section.

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

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MORAHAN: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MORAHAN: The bill is passed.

THE SECRETARY: Calendar Number 572, by Senator Morahan, Senate Print 1473, an act to authorize the Village of Greenwood Lake, in Orange County.

ACTING PRESIDENT MORAHAN: There is a home-rule message at the desk.

Read the last section.

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

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MORAHAN: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MORAHAN: The bill is passed.

THE SECRETARY: Calendar Number 574, by Senator LaValle, Senate Print 1852, an act to amend the General Municipal Law, in relation to allowing.

ACTING PRESIDENT MORAHAN: Read the last section.

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

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MORAHAN: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MORAHAN: The bill is passed.

THE SECRETARY: Calendar Number 575, by Senator Seward, Senate Print 2006, an act authorizing the towns of Richfield, Otsego and Exeter in the County of Otsego.

ACTING PRESIDENT MORAHAN: There is a home-rule message at the desk.

Read the last section.

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

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MORAHAN: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MORAHAN: The bill is passed.

THE SECRETARY: Calendar Number 578, by Senator Winner, Senate Print 3231, an act to amend the General Municipal Law, in relation to municipal annexation.

ACTING PRESIDENT MORAHAN: Read the last section.

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

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MORAHAN:

Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MORAHAN: The bill is passed.

THE SECRETARY: Calendar Number 590, by Senator Morahan, Senate Print 3685, an act to amend the Mental Hygiene Law, in relation to providing for the submission of reports.

ACTING PRESIDENT MORAHAN: That bill is laid aside for the day.

THE SECRETARY: Calendar Number 592, by Senator Morahan, Senate Print 3960, an act to amend Chapter 667 of the Laws of 2006.

ACTING PRESIDENT MORAHAN: Senator Skelos, can we return to 590?

SENATOR SKELOS: Without objection.

Calendar 590 was laid aside in error. If we could take that up at this time.

THE SECRETARY: Calendar Number 590, by Senator Morahan, Senate Print 3685, an act to amend the Mental Hygiene Law.

ACTING PRESIDENT MORAHAN: Read the last section.

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

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MORAHAN: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MORAHAN: The bill is passed.

THE SECRETARY: Calendar Number 592, by Senator Morahan --

SENATOR SKELOS: Please lay that aside for the day.

ACTING PRESIDENT MORAHAN: The bill is laid aside.

THE SECRETARY: Calendar Number 597, by Senator LaValle, Senate Print 3659, an act to amend the Education Law, in relation to the practice of interior design.

ACTING PRESIDENT MORAHAN: Read the last section.

THE SECRETARY: Section 9. This act shall take effect one year after the date on which it shall have become a law.

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MORAHAN: The bill is passed.

THE SECRETARY: Calendar Number 687, by Senator LaValle, Senate Print 4524, an act to amend the Education Law, in relation to protecting students.

ACTING PRESIDENT MORAHAN: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the 30th day.

ACTING PRESIDENT MORAHAN: Senator LaValle, to explain his vote.

SENATOR LaVALLE: Thank you, Mr. President.

We are passing a bill that each member of this house is on. It's a bill at the request of the Attorney General.

And I just want to say that the Attorney General should be complimented for his work in this area, one, to identify the problem that has existed between lending

agents and institutions dealing with student loans and the fact that lending agencies have in many, many instances given gifts in order to receive a place of preference on the loan lending list.

And the second thing that the Attorney General has done is met with the lenders and institutions, and fines have been levied against them.

The third thing is this legislation that is before us is one which this house and the Assembly have entered into discussions to formulate a code of conduct so that our students and the exploitation of students will never exist again.

I know that I spoke with Senator Stavisky earlier and that there are some technical questions that some of the members have on this legislation. We have -- both Assembly members and the Senate have entered into discussions to resolve these technical questions so that there are no unintended consequences on this legislation. Whether we will be passing a chapter amendment later on I believe will be the course that we will be

taking.

But I just want to say that thank you to each and every member for your input and your participation and sponsorship, and again to the Attorney General for his vigilance and his work on this matter.

Thank you, Mr. President.

ACTING PRESIDENT MORAHAN: Senator Stavisky, to explain her vote.

SENATOR STAVISKY: Yes, Mr. President, to explain my vote.

This is an important bill for each of the young people throughout the state who are applying to college. It's a particularly terrifying time for these young people as they enter a new phase of their life, and trying to be sure that they're not going to be taken advantage of should not be one of their concerns.

I thank the Attorney General for bringing this issue to the forefront and the work that he did in securing consent decrees and research and investigations into some of the unscrupulous practices.

Hopefully this legislation will

resolve many of these difficulties. There are some problems, perhaps, and I know they will be addressed in a chapter amendment. But let me add that this is the way government is supposed to work, in a bipartisan or nonpartisan manner, with the Assembly and the Senate, the Majority and the Minority, working together with the Attorney General and the Governor to resolve a very serious problem.

And this legislation I think is important because it sets the trend not only in New York State, but nationally. This legislation has national implications. I suspect that other states will be following our lead. And once again, New York, I think, is going to be in the forefront of this issue.

So I thank Senator LaValle and the Attorney General. And let's hope that the difficult times that high school seniors face can somehow be alleviated with this legislation.

Thank you.

ACTING PRESIDENT MORAHAN: Thank you, Senator.

Senator Marcellino, to explain his

vote.

SENATOR MARCELLINO: Thank you very much, Mr. President.

I agree with Senator Stavisky wholeheartedly. And I thank Senator LaValle for taking up this issue today and passing this needed legislation. I congratulate the Attorney General, Andrew Cuomo, for uncovering this very, very distasteful procedure and behavior on the part of certain loan institutions and the colleges that colluded with them.

It is an example of what can happen when people at all levels of government -- the Governor, the Attorney General, both houses of the Legislature -- actually sit down and talk to one another in a collegial manner, with respect. No pounding the table, no screaming and yelling, no threats, but really discuss an important issue that's significant for the residents of our state.

As a parent of a youngster who went through college and law school and is still paying off his loans, I understand the problems that the parents of these kids are

facing. They have extreme expenses to go through.

It's very important and it's very costly to send a child to any level of college and any level of school. It's extremely expensive. Anyone who would make that more expensive deserves our utmost contempt. And this activity, again, in a bipartisan way, working together, will help solve that problem.

So again, Senator LaValle to be congratulated for taking leadership on this, the Attorney General to be congratulated for taking leadership on this. And all who sponsored and cosponsored this important legislation, thank you.

And I wish to vote aye on this very important piece.

ACTING PRESIDENT MORAHAN: Senator Marcellino will be recorded in the affirmative.

Senator Stewart-Cousins.

SENATOR STEWART-COUSINS: Yes, to explain my vote.

I too wanted to commend certainly

Senator LaValle and Senator Stavisky and the Attorney General. This is such an important piece of legislation.

I know I might be one of many who were first-generation college-goers and their families. And I know that my parents had no idea as to how to actually afford the education that they knew was going to be so important to their child. And when lenders came, whoever would give to someone who made minimum wage alone, you tended to go and say fine, at least this will help finance a dream.

So to have legislation in place that protects students from the ambitions of those who would not necessarily seek their higher education, but just profit, is so very, very important.

Another part of this legislation establishes the student lending education account. And I don't think that that's been emphasized enough, because those who have to pay fines will now have their money go into a lending education account so the parents and students can go and get real information about their options as they finance their education

dream.

So again, I want to commend my colleagues and the Attorney General and look forward to working in a bipartisan way to pass the kinds of legislation that not only builds hope now but protects the future.

Thank you.

ACTING PRESIDENT MORAHAN: Senator Stewart-Cousins will be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MORAHAN: The bill is passed.

THE SECRETARY: In relation to Calendar Number 688, Senator Oppenheimer moves to discharge, from the Committee on Rules, Assembly Bill Number 7553 and substitute it for the identical Senate Bill Number 4863, Third Reading Calendar 688.

ACTING PRESIDENT MORAHAN: Substitution ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 688, by Member of the Assembly Latimer,

Assembly Print Number 7553, an act authorizing the villages of Larchmont and Mamaroneck.

ACTING PRESIDENT MORAHAN: There is a home-rule message at the desk.

Senator Oppenheimer.

SENATOR OPPENHEIMER: Mr. President, very briefly. I just want to thank so many people who have made this happen in the last 40 hours.

We had, from my village of Mamaroneck -- which, as many of you know, a third of the village has been kind of destroyed. And it would be impossible for us to finalize the adoption of a village budget by the first of May. The entire operation of my village is totally in confusion.

And so for all the people that helped make this happen on both sides of the aisle and in the other house, I want to thank you. Because this was a very quick operation, as you all know. And without assistance, we could not have done this.

So thank you. And any of you folks want to help, Habitat for Humanity is very actively working in my village and we are

taking groups from union workers, my husband's law firm put out a message to the 500 lawyers in the firm, and we have something like 30 people coming from Proskauer to help rebuild some of our housing with Habitat for Humanity.

So if any of you are so motivated, please get in touch with me, because we have lots of needs.

Thank you very much.

ACTING PRESIDENT MORAHAN: You're welcome.

Read the last section.

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

ACTING PRESIDENT MORAHAN: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MORAHAN: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MORAHAN: The bill is passed.

SENATOR SKELOS: Mr. President.

ACTING PRESIDENT MORAHAN: Senator Skelos.

SENATOR SKELOS: Is there any further business at the desk?

ACTING PRESIDENT MORAHAN: There is no other business at the desk.

SENATOR SKELOS: Please recognize Senator Bonacic.

ACTING PRESIDENT MORAHAN: Senator Bonacic.

SENATOR BONACIC: Thank you, Mr. President.

I'm going to ask, pursuant to Rule 9, Section 4B, for unanimous consent of my colleagues to talk of an event, because of some extraordinary circumstances that occurred yesterday and today in our Senate district concerning the shooting of three state troopers.

ACTING PRESIDENT MORAHAN: Without objection. Continue, Senator.

SENATOR BONACIC: I remember, 1990, I came to Albany in a special election. My first speech on the floor, I was very nervous, never having been before a prestigious body. And while I'm in the middle of the speech on the death penalty, an aide

comes up to me and gives me a note and says: "Investigator Aversa from your district was killed in a drug buy."

That was back in 1990. I'm saddened to stand here today and talk about shootings of state police officers yesterday and today in our Senate district.

You know, we get up here and there's a lot of political rhetoric. And sometimes we get calloused and we listen with a half ear, or we don't even listen at all, we don't listen to the words because they're just words.

But police officers are the difference between chaos and civility in the protection of your children and your loved ones and yourselves. We go every year to the Capitol Plaza, in front of the monument, and we honor all of the troopers that were killed.

Our sergeants-at-arms and the people that stand outside are former police officers and BCI that protect us from people that may want to come in here and do harm to us.

Last year Bucky Phillips, that

fugitive from justice who escaped from jail, shot two police officers, state troopers. Killed one of them, and we honored his widow, when she was up there, and this police officer's conduct. That was Officer Longobardo. Officer Baker is still recovering.

Yesterday, in the small town of Margaretville, sleepy town upstate, could be any community that you know -- vacation, had a second home, visited -- less than 7,000 people -- a young man came up and shot a trooper at a stop at a local convenience store. That was Trooper Gombosi. We read about it. Had a bulletproof vest on, walked away uninjured. That's a good thing.

Today, that same perpetrator comes back and shoots two state troopers. They were flown this morning to Albany Med. The names are not being released. I'm told one died. His family is there now.

Now, I say to you we can make a difference. I understand that this perpetrator is surrounded in a building up in Delaware County. Don't know what's going to

happen. But I'm here to ask you to consider this. Last year we passed a death penalty for cop killers. That's what we did. The Assembly did nothing.

Now, I asked the Governor, who's touring the state on campaign finance reform, come back to Albany. The safety and the protection of our communities is paramount. And the protection of law enforcement, who put their lives on the line every day, for us and our loved ones, is paramount.

Come back and tell the Assembly to pass the cop-killing death legislation, because we in this chamber will be doing it again. And I know many of you have supported it, and I thank you for that. And more importantly, the law enforcement community thanks you for that.

So I stand in great sorrow today when I talk to you. And my prayers go to the families of those two state troopers that were shot; one killed, the other in critical condition.

Thank you, Mr. President.

ACTING PRESIDENT MORAHAN: Thank

you, Senator Bonacic.

Senator Skelos.

SENATOR SKELOS: Mr. President, there being no further business to come before the Senate, I move we stand adjourned until April 30th, at 3:00 p.m., intervening days being legislative days.

And perhaps we could rise and have a silent prayer for our state troopers, those who have been injured, those who have lost their lives.

ACTING PRESIDENT MORAHAN: There will be a moment of silence.

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

ACTING PRESIDENT MORAHAN: The Senate stands adjourned until April 30th, at 3:00 p.m., intervening days being legislative days.

(Whereupon, at 11:57 a.m., the Senate adjourned.)