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NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

March 10, 2008

3:44 p.m.

REGULAR SESSION

SENATOR JOSEPH A. GRIFFO, Acting President

STEVEN M. BOGGESS, Secretary

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P R O C E E D I N G S

ACTING PRESIDENT GRIFFO: The
Senate will come to order.

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

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

ACTING PRESIDENT GRIFFO: In the
absence of clergy today, I ask that we bow our
heads in a moment of silent prayer.

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

ACTING PRESIDENT GRIFFO: The
reading of the Journal.

THE SECRETARY: In Senate,
Friday, March 7, the Senate met pursuant to
adjournment. The Journal of Thursday,
March 6, was read and approved. On motion,
Senate adjourned.

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

Presentation of petitions.
Messages from the Assembly.

1 Messages from the Governor.
2 Reports of standing committees.
3 Reports of select committees.
4 Communications and reports from
5 state officers.

6 Motions and resolutions.

7 Senator Little.

8 SENATOR LITTLE: Thank you,
9 Mr. President.

10 On behalf of Senator DeFrancisco,
11 on page 19 I offer the following amendments to
12 Calendar Number 191, Senate Print Number 36,
13 and ask that said bill retain its place on
14 Third Reading Calendar.

15 ACTING PRESIDENT GRIFFO: The
16 amendments are received and adopted, and the
17 bill will retain its place on Third Reading
18 Calendar.

19 SENATOR LITTLE: Thank you.

20 On behalf of Senator Alesi, on page
21 number 16 I offer the following amendments to
22 Calendar Number 134, Senate Print Number
23 6634A, and ask that said bill retain its place
24 on Third Reading Calendar.

25 ACTING PRESIDENT GRIFFO: The

1 amendments are received and adopted, and the
2 bill will retain its place on Third Reading
3 Calendar.

4 SENATOR LITTLE: Thank you.

5 On behalf of Senator Robach, a
6 motion to amend a bill recalled from the
7 Assembly. I wish to call up Bill Print Number
8 2983, recalled from the Assembly, which is now
9 at the desk.

10 ACTING PRESIDENT GRIFFO: The
11 Secretary will read.

12 THE SECRETARY: Calendar Number
13 119, by Senator Robach, Senate Print 2983, an
14 act to amend the Retirement and Social
15 Security Law.

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

19 ACTING PRESIDENT GRIFFO: The
20 Secretary will call the roll on
21 reconsideration.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 44.

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

1 ACTING PRESIDENT GRIFFO: The
2 amendments are received and adopted.

3 Senator Skelos.

4 SENATOR SKELOS: Mr. President,
5 can we go to the noncontroversial reading of
6 the calendar.

7 ACTING PRESIDENT GRIFFO: The
8 Secretary will read.

9 THE SECRETARY: Calendar Number
10 187, by Senator Rath, Senate Print 2992, an
11 act to amend the Real Property Law.

12 ACTING PRESIDENT GRIFFO: Read
13 the last section.

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

16 ACTING PRESIDENT GRIFFO: Call
17 the roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 56.

20 ACTING PRESIDENT GRIFFO: The
21 bill is passed.

22 The Secretary will read.

23 THE SECRETARY: Calendar Number
24 188, by Senator Winner, Senate Print 3228, an
25 act to amend the Uniform Justice Court Act and

1 the Town Law.

2 ACTING PRESIDENT GRIFFO: Read
3 the last section.

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

6 ACTING PRESIDENT GRIFFO: Call
7 the roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 56.

10 ACTING PRESIDENT GRIFFO: The
11 bill is passed.

12 THE SECRETARY: Calendar Number
13 252, by Senator Lanza --

14 SENATOR SKELOS: Lay it aside,
15 please.

16 ACTING PRESIDENT GRIFFO: The
17 bill is laid aside.

18 THE SECRETARY: Calendar Number
19 264, by Senator --

20 SENATOR SKELOS: Lay it aside,
21 please.

22 ACTING PRESIDENT GRIFFO: The
23 bill is laid aside.

24 THE SECRETARY: Calendar Number
25 266, by Senator Farley, Senate Print 1684A, an

1 act to amend the Public Authorities Law, in
2 relation to construction and financing.

3 ACTING PRESIDENT GRIFFO: Read
4 the last section.

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

7 ACTING PRESIDENT GRIFFO: Call
8 the roll.

9 (The Secretary called the roll.)

10 THE SECRETARY: Ayes, 56.

11 ACTING PRESIDENT GRIFFO: The
12 bill is passed.

13 THE SECRETARY: Calendar Number
14 289, by Senator Larkin --

15 SENATOR SKELOS: Lay it aside,
16 please.

17 ACTING PRESIDENT GRIFFO: The
18 bill is laid aside.

19 THE SECRETARY: Calendar Number
20 294, by Senator Fuschillo, Senate Print 2358,
21 an act to amend the Judiciary Law, in relation
22 to practicing.

23 ACTING PRESIDENT GRIFFO: Read
24 the last section.

25 THE SECRETARY: Section 3. This

1 act shall take effect on the 60th day.

2 ACTING PRESIDENT GRIFFO: Call
3 the roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 56.

6 ACTING PRESIDENT GRIFFO: The
7 bill is passed.

8 THE SECRETARY: Calendar Number
9 298, by Senator Larkin, Senate Print 3880, an
10 act to amend the Surrogates Court Procedure
11 Act, in relation to expanding.

12 ACTING PRESIDENT GRIFFO: Read
13 the last section.

14 THE SECRETARY: Section 8. This
15 act shall take effect on the first of January
16 next succeeding.

17 ACTING PRESIDENT GRIFFO: Call
18 the roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 56.

21 ACTING PRESIDENT GRIFFO: The
22 bill is passed.

23 THE SECRETARY: Calendar Number
24 299, by Senator DeFrancisco, Senate Print
25 4876, an act to amend the Estates, Powers and

1 Trusts Law, in relation to order.

2 ACTING PRESIDENT GRIFFO: Read
3 the last section.

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

6 ACTING PRESIDENT GRIFFO: Call
7 the roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 56.

10 ACTING PRESIDENT GRIFFO: The
11 bill is passed.

12 THE SECRETARY: Calendar Number
13 325, by Senator Volker, Senate Print 6747 --

14 SENATOR VOLKER: Mr. President,
15 would you lay that bill aside for the day,
16 please.

17 ACTING PRESIDENT GRIFFO: The
18 bill is laid aside for the day.

19 THE SECRETARY: Calendar Number
20 334, by Senator Griffo, Senate Print 6837, an
21 act granting a full-time police officer
22 position.

23 ACTING PRESIDENT GRIFFO: There
24 is a home-rule message at the desk.

25 Read the last section.

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

3 ACTING PRESIDENT GRIFFO: Call
4 the roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 56.

7 ACTING PRESIDENT GRIFFO: The
8 bill is passed.

9 THE SECRETARY: Calendar Number
10 340, by Senator Libous, Senate Print 3550, an
11 act to amend the Vehicle and Traffic Law, in
12 relation to certification.

13 ACTING PRESIDENT GRIFFO: Read
14 the last section.

15 THE SECRETARY: Section 2. This
16 act shall take effect on the 30th day.

17 ACTING PRESIDENT GRIFFO: Call
18 the roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 56.

21 ACTING PRESIDENT GRIFFO: The
22 bill is passed.

23 THE SECRETARY: Calendar Number
24 397, by Senator Nozzolio, Senate Print 3612,
25 an act to amend the Correction Law and the

1 Executive Law, in relation to released
2 inmates' records.

3 ACTING PRESIDENT GRIFFO: Read
4 the last section.

5 THE SECRETARY: Section 3. This
6 act shall take effect on the first of
7 September.

8 ACTING PRESIDENT GRIFFO: Call
9 the roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 57.

12 ACTING PRESIDENT GRIFFO: The
13 bill is passed.

14 Senator Skelos, that completes the
15 reading of the noncontroversial calendar.

16 SENATOR SKELOS: Mr. President,
17 can we return to motions and resolutions. I
18 believe there's an announcement.

19 ACTING PRESIDENT GRIFFO: Motions
20 and resolutions.

21 SENATOR SKELOS: Mr. President.

22 ACTING PRESIDENT GRIFFO: Senator
23 Skelos.

24 SENATOR SKELOS: Has the desk
25 received an announcement from the Assembly?

1 ACTING PRESIDENT GRIFFO: We
2 have, and it is filed in the Journal Clerk's
3 office, Senator Skelos.

4 SENATOR SKELOS: Thank you.
5 Is there any further business at
6 the desk?

7 ACTING PRESIDENT GRIFFO: There
8 is no further business before the desk at this
9 time, Senator Skelos.

10 SENATOR SKELOS: There being
11 none, I move we stand adjourned until Tuesday,
12 March 11th, at 3:00 p.m.

13 ACTING PRESIDENT GRIFFO: The
14 three bills that were laid aside have been
15 laid aside for the day.

16 On motion, the Senate stands
17 adjourned until Tuesday, March 11th, at
18 3:00 p.m.

19 (Whereupon, at 3:52 p.m., the
20 Senate adjourned.)

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