

1 NEW YORK STATE SENATE

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4 THE STENOGRAPHIC RECORD

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9 ALBANY, NEW YORK

10 July 3, 2009

11 3:03 p.m.

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14 EXTRAORDINARY SESSION

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18 SENATOR ANDREA STEWART-COUSINS, Acting President

19 ANGELO J. APONTE, Secretary

1 P R O C E E D I N G S

2 ACTING PRESIDENT STEWART-COUSINS:

3 The Senate will please come to order.

4 I ask everyone present to rise and  
5 recite with me the Pledge of Allegiance to our  
6 Flag.

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

9 ACTING PRESIDENT STEWART-COUSINS:

10 In the absence of clergy, may we all bow our  
11 heads for a moment of silence.

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

14 ACTING PRESIDENT STEWART-COUSINS:

15 Thank you.

16 Senator Smith.

17 SENATOR SMITH: Yes, Madam  
18 President. Is there a proclamation from the  
19 Governor at the desk?

20 ACTING PRESIDENT STEWART-COUSINS:

21 Yes, Senator Smith, there is a proclamation  
22 here at the desk.

23 The Secretary will read.

24 THE SECRETARY: "Pursuant to the

1 power vested in me by Article IV, Section 3 of  
2 the Constitution, I hereby convene the Senate  
3 of the State of New York in Extraordinary  
4 Session, at the Capitol, in the City of  
5 Albany, on the third day of July, two thousand  
6 nine, at three o'clock p.m., for the purpose  
7 of considering legislation I will submit with  
8 respect to various subjects, and acting on  
9 gubernatorial nominations.

10 "Given under my hand and the Privy  
11 Seal of the State in the City of Albany this  
12 first day of July in the year two thousand  
13 nine, by the Governor, David A. Paterson."

14 ACTING PRESIDENT STEWART-COUSINS:  
15 The proclamation having been read, the Senate  
16 is in extraordinary session.

17 Senator Smith.

18 SENATOR SMITH: Thank you,  
19 Madam President. Would you please recognize  
20 my esteemed colleague Senator Dean Skelos,  
21 please.

22 ACTING PRESIDENT STEWART-COUSINS:  
23 Senator Skelos.

24 SENATOR SKELOS: Thank you,

1 Senator Stewart-Cousins. And thank you,  
2 Senator Smith.

3 And let me just start off by  
4 wishing Senator Owen Johnson a happy birthday.

5 ACTING PRESIDENT STEWART-COUSINS:  
6 Happy birthday.

7 (Applause.)

8 SENATOR SKELOS: And Senator  
9 Johnson has assured everybody that he is going  
10 to outlive Moses.

11 (Laughter.)

12 SENATOR SKELOS: So I'd like to  
13 say again good afternoon, Senator  
14 Stewart-Cousins.

15 And again, we convene this  
16 extraordinary session at the call of the  
17 Governor and in keeping with the decision of  
18 the court.

19 On June 8th, a majority of the  
20 members of this body elected Senator Pedro  
21 Espada as temporary president and myself as  
22 majority leader. Under the rules adopted that  
23 day, I must point out that you are not the  
24 appropriate designated presiding officer.

1                   Therefore, I would like to lay  
2       aside the calendar and move that we adjourn  
3       sine die.

4                   ACTING PRESIDENT STEWART-COUSINS:  
5       Thank you, Senator Skelos.

6                   Senator Smith.

7                   SENATOR SMITH:       Yes, thank you,  
8       Madam President.

9                   And also on behalf of the  
10      Democratic majority, notwithstanding the round  
11      of applause, we would like to extend a  
12      wonderful happy birthday to Owen Johnson, who  
13      is a handsome Senator, a good-looking young  
14      man, proud to be a member of this chamber.

15                  But also recognizing you as the  
16      president, Madam President -- duly understood  
17      to be so -- we do ask, given that we do not  
18      have any legislative activity today, we would  
19      adjourn this special session sine die.

20                  ACTING PRESIDENT STEWART-COUSINS:  
21      On motion of Senator Smith, this extraordinary  
22      session is adjourned sine die, and with good  
23      wishes for a very happy birthday to Senator  
24      Johnson.

1                   (Whereupon, at 3:07 p.m., the  
2       Senate adjourned.)  
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