

1 NEW YORK STATE SENATE

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3
4 THE STENOGRAPHIC RECORD

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8
9 ALBANY, NEW YORK

10 July 9, 2009

11 3:30 p.m.

12
13
14 REGULAR SESSION

15
16
17
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 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 The reading of the Journal.

17 The Secretary will read.

18 THE SECRETARY: In Senate,
19 Tuesday, July 7, the Senate met pursuant to
20 adjournment. The Journal of Monday, July 6,
21 was read and approved. On motion, Senate
22 adjourned.

23 ACTING PRESIDENT STEWART-COUSINS:

24 Without objection, the Journal stands approved

1 as read.

2 Presentation of petitions.

3 Messages from the Assembly.

4 Messages from the Governor.

5 Reports of standing committees.

6 Reports of select committees.

7 Communications and reports from
8 state officers.

9 Senator Smith.

10 SENATOR SMITH: Yes, Madam
11 President. I would ask at this moment that we
12 could just have the Senate stand at ease and
13 we will return shortly.

14 ACTING PRESIDENT STEWART-COUSINS:
15 The Senate will stand at ease.

16 (Whereupon, the Senate stood at
17 ease at 3:32 p.m.)

18 (Whereupon, the Senate reconvened
19 at 9:25 p.m.)

20 ACTING PRESIDENT STEWART-COUSINS:
21 Senator Smith.

22 SENATOR SMITH: Yes, Madam
23 President. There will be an immediate meeting
24 of the Rules Committee in Room 332, and I ask

1 that the Senate stand at ease based on the
2 conclusion of the Rules Committee.

3 ACTING PRESIDENT STEWART-COUSINS:

4 There will be an immediate meeting of the
5 Rules Committee, Room 332, and the Senate will
6 stand at ease.

7 (Whereupon, the Senate stood at
8 ease at 9:26 p.m.)

9 (Whereupon, the Senate reconvened
10 at 9:34 p.m.)

11 ACTING PRESIDENT STEWART-COUSINS:

12 Senator Smith.

13 SENATOR SMITH: Yes, Madam
14 President. Is there a report of the Rules
15 Committee at the desk?

16 ACTING PRESIDENT STEWART-COUSINS:
17 There is a report of the Rules Committee here
18 at the desk.

19 The Secretary will read.

20 THE SECRETARY: Senator Smith,
21 from the Committee on Rules, reports the
22 following resolution: By Senator Sampson,
23 Senate Resolution Number 2790.

24 ACTING PRESIDENT STEWART-COUSINS:

1 Senator Smith.

2 SENATOR SMITH: Yes, Madam
3 President. I move that we accept the report
4 of the Rules Committee.

5 ACTING PRESIDENT STEWART-COUSINS:
6 All those in favor of accepting the report of
7 the Rules Committee please signify by saying
8 aye.

9 (Response of "Aye.")

10 ACTING PRESIDENT STEWART-COUSINS:
11 Opposed, nay.

12 (Response of "Nay.")

13 ACTING PRESIDENT STEWART-COUSINS:
14 The report of the Rules Committee is accepted.
15 Senator Smith.

16 SENATOR SMITH: Thank you, Madam
17 President.

18 Can we please take up Senate
19 Resolution Number 2790. I ask that the title
20 of the resolution be read and move for its
21 immediate adoption.

22 ACTING PRESIDENT STEWART-COUSINS:
23 Returning to the order of motions and
24 resolutions, the Secretary will read.

1 THE SECRETARY: By Senator
2 Sampson, Senate Resolution Number 2790,
3 amending Rules 2 and 9 of the Senate Rules, in
4 relation to the authority of the Temporary
5 President to appoint a Majority Leader of the
6 Senate.

7 ACTING PRESIDENT STEWART-COUSINS:
8 Are there any Senators that wish to be heard
9 on the resolution?

10 Hearing none, the question is on
11 the resolution. All those in favor of the
12 resolution please signify by saying aye.

13 (Response of "Aye.")

14 ACTING PRESIDENT STEWART-COUSINS:
15 Opposed, nay.

16 SENATOR SKELOS: May we have a
17 show of hands on the yeses and the nos,
18 please.

19 ACTING PRESIDENT STEWART-COUSINS:
20 All those who are in favor of the resolution
21 signify by a show of hands, raising your
22 hands, please.

23 (Democratic members raised their
24 hands.)

1 ACTING PRESIDENT STEWART-COUSINS:

2 The Secretary will announce the results.

3 THE SECRETARY: In relation to
4 Resolution Number 2790: Ayes, 32.

5 ACTING PRESIDENT STEWART-COUSINS:

6 The resolution is adopted.

7 Senator Smith.

8 SENATOR SMITH: Yes, Madam
9 President. I now hand up the following
10 leadership notice and I ask that it be filed
11 in the Journal.

12 ACTING PRESIDENT STEWART-COUSINS:

13 The notice will be filed in the Journal.

14 Senator Smith.

15 SENATOR SMITH: Yes, Madam
16 President. This is a historical moment for
17 our chamber. It will be the first time that
18 the chamber will once again make history
19 within the same year. Back in January, it
20 made history with its first African-American
21 Majority Leader. Today we will be making
22 history with the first Latino Majority Leader.

23 And I believe that this is a
24 fitting day, a fitting moment for our entire

1 state. As we go back to business and as we
2 open up a new chapter in doing business this
3 year, I think this is very appropriate that we
4 do it with my good friend Senator Pedro
5 Espada.

6 And could you please recognize our
7 Majority Leader, Senator Pedro Espada.

8 (Applause.)

9 ACTING PRESIDENT STEWART-COUSINS:
10 Majority Leader Espada.

11 SENATOR ESPADA: Thank you, Madam
12 President.

13 And thank you for the opportunity,
14 Senator Smith, to address this chamber as the
15 Majority Leader. It is a point of tremendous
16 honor for me personally, but today I wish to
17 focus in on the institution that includes all
18 of us, 62 Senators.

19 On June 8th we took decisive action
20 from this side of the aisle, Senator
21 Monserrate and myself. We voted for reforms,
22 we voted for titles. Today we still are
23 focused on the reforms, and now the folks that
24 have raised their hands today support myself

1 for the Majority Leader position but also
2 support, more importantly, the changes that
3 had other hands up on June 8th.

4 So together, the events of
5 June 8th, the hands that went up on June 8th,
6 and the hands that went up today have created
7 a new environment, a new State Senate. And
8 the reforms that were spoken about for six
9 months will in fact be enacted. They.

10 Will include reform of how we do
11 business here, how we treat one another with
12 respect. Legislatively, it will improve our
13 powers to deliver upon the promises that we
14 made to the constituents that we serve --
15 19.5 million people have watched us at our
16 worst; they will now get used to watching us
17 perform at our very best.

18 Senator Smith, thank you very much.

19 Senator Monserrate, 62 Senators,
20 thank you very much for the high privilege of
21 engaging in this journey with me. Thank you
22 very much.

23 (Applause from Democratic members.)

24 ACTING PRESIDENT STEWART-COUSINS:

1 Thank you, Senator Espada. Congratulations.

2 Senator Smith.

3 SENATOR SMITH: Yes, Madam

4 President. I now ask that we move to the
5 reading of our calendar.

6 ACTING PRESIDENT STEWART-COUSINS:

7 The Secretary will read.

8 THE SECRETARY: In relation to
9 Calendar Number 212, Senator Aubertine moves
10 to discharge, from the Committee on Rules,
11 Assembly Bill Number 1939 and substitute it
12 for the identical Senate Bill Number 246,
13 Third Reading Calendar 212.

14 ACTING PRESIDENT STEWART-COUSINS:
15 Substitution ordered.

16 The Secretary will read.

17 THE SECRETARY: Calendar Number
18 212, by Member of the Assembly Townsend,
19 Assembly Print Number 1939, an act in relation
20 to authorizing.

21 ACTING PRESIDENT STEWART-COUSINS:
22 There is a home-rule message at the desk.

23 Read the last section.

24 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT STEWART-COUSINS:

3 Call the roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT STEWART-COUSINS:

6 Announce the results.

7 THE SECRETARY: Ayes, 62.

8 ACTING PRESIDENT STEWART-COUSINS:

9 The bill is passed.

10 THE SECRETARY: In relation to
11 Calendar Number 215, Senator Farley moves to
12 discharge, from the Committee on Rules,
13 Assembly Bill Number 4554C and substitute it
14 for the identical Senate Bill Number 1261B,
15 Third Reading Calendar 215.

16 ACTING PRESIDENT STEWART-COUSINS:
17 Substitution ordered.

18 THE SECRETARY: Calendar Number
19 215, by Member of the Assembly Amedore,
20 Assembly Print Number 4554C, an act to
21 authorize the City of Schenectady.

22 ACTING PRESIDENT STEWART-COUSINS:
23 There is a home-rule message at the desk.

24 Read the last section.

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

3 ACTING PRESIDENT STEWART-COUSINS:
4 Call the roll.

5 (The Secretary called the roll.)

6 ACTING PRESIDENT STEWART-COUSINS:
7 Announce the results.

8 THE SECRETARY: Ayes, 62.

9 ACTING PRESIDENT STEWART-COUSINS:
10 The bill is passed.

11 THE SECRETARY: In relation to
12 Calendar Number 243, Senator Bonacic moves to
13 discharge, from the Committee on Rules,
14 Assembly Bill Number 5208A and substitute it
15 for the identical Senate Bill Number 3183A,
16 Third Reading Calendar 243.

17 ACTING PRESIDENT STEWART-COUSINS:
18 Substitution ordered.

19 THE SECRETARY: Calendar Number
20 243, by Member of the Assembly Gunther,
21 Assembly Print Number 5208A, an act to
22 authorize the City of Middletown.

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

1 Read the last section.

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

4 ACTING PRESIDENT STEWART-COUSINS:
5 Call the roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT STEWART-COUSINS:
8 Announce the results.

9 THE SECRETARY: Ayes, 62.

10 ACTING PRESIDENT STEWART-COUSINS:
11 The bill is passed.

12 THE SECRETARY: In relation to
13 Calendar Number 460, Senator Thompson moves to
14 discharge, from the Committee on Rules,
15 Assembly Bill Number 8374 and substitute it
16 for the identical Senate Bill Number 5073,
17 Third Reading Calendar 460.

18 ACTING PRESIDENT STEWART-COUSINS:
19 Substitution ordered.

20 THE SECRETARY: Calendar Number
21 460, by Member of the Assembly Peoples,
22 Assembly Print Number 8374, an act to amend
23 the Public Authorities Law.

24 ACTING PRESIDENT STEWART-COUSINS:

1 Read the last section.

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

4 ACTING PRESIDENT STEWART-COUSINS:
5 Call the roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT STEWART-COUSINS:
8 Announce the results.

9 THE SECRETARY: Ayes, 62.

10 ACTING PRESIDENT STEWART-COUSINS:
11 The bill is passed.

12 THE SECRETARY: In relation to
13 Calendar Number 476, Senator Farley moves to
14 discharge, from the Committee on Rules,
15 Assembly Bill Number 4587A and substitute it
16 for the identical Senate Bill Number 693A,
17 Third Reading Calendar 476.

18 ACTING PRESIDENT STEWART-COUSINS:
19 Substitution ordered.

20 THE SECRETARY: Calendar Number
21 476, by Member of the Assembly Amedore,
22 Assembly Print Number 4587A, an act to
23 legalize, validate, ratify and confirm.

24 ACTING PRESIDENT STEWART-COUSINS:

1 Read the last section.

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

4 ACTING PRESIDENT STEWART-COUSINS:
5 Call the roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT STEWART-COUSINS:
8 Announce the results.

9 THE SECRETARY: Ayes, 62.

10 ACTING PRESIDENT STEWART-COUSINS:
11 The bill is passed.

12 THE SECRETARY: In relation to
13 Calendar Number 484, Senator LaValle moves to
14 discharge, from the Committee on Rules,
15 Assembly Bill Number 4767 and substitute it
16 for the identical Senate Bill Number 1796,
17 Third Reading Calendar 484.

18 ACTING PRESIDENT STEWART-COUSINS:
19 Substitution ordered.

20 THE SECRETARY: Calendar Number
21 484, by Member of the Assembly Alessi,
22 Assembly Print Number 4767, an act in relation
23 to legalizing, validating, ratifying and
24 confirming.

1 ACTING PRESIDENT STEWART-COUSINS:

2 Read the last section.

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

5 ACTING PRESIDENT STEWART-COUSINS:

6 Call the roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT STEWART-COUSINS:

9 Announce the results.

10 THE SECRETARY: Ayes, 62.

11 ACTING PRESIDENT STEWART-COUSINS:

12 The bill is passed.

13 THE SECRETARY: In relation to
14 Calendar Number 491, Senator Larkin moves to
15 discharge, from the Committee on Rules,
16 Assembly Bill Number 8581 and substitute it
17 for the identical Senate Bill Number 2756,
18 Third Reading Calendar 491.

19 ACTING PRESIDENT STEWART-COUSINS:

20 Substitution ordered.

21 THE SECRETARY: Calendar Number
22 491, by Member of the Assembly Calhoun,
23 Assembly Print Number 8581, an act to provide
24 for the repayment.

1 ACTING PRESIDENT STEWART-COUSINS:

2 Read the last section.

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

5 ACTING PRESIDENT STEWART-COUSINS:

6 Call the roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT STEWART-COUSINS:

9 Announce the results.

10 THE SECRETARY: Ayes, 62.

11 ACTING PRESIDENT STEWART-COUSINS:

12 The bill is passed.

13 THE SECRETARY: In relation to
14 Calendar Number 494, Senator Stachowski moves
15 to discharge, from the Committee on Rules,
16 Assembly Bill Number 7202A and substitute it
17 for the identical Senate Bill Number 3650A,
18 Third Reading Calendar 494.

19 ACTING PRESIDENT STEWART-COUSINS:

20 Substitution ordered.

21 THE SECRETARY: Calendar Number
22 494, by Member of the Assembly Quinn, Assembly
23 Print Number 7202A, an act to legalize,
24 validate, ratify and confirm.

1 ACTING PRESIDENT STEWART-COUSINS:
2 Read the last section.
3 THE SECRETARY: Section 2. This
4 act shall take effect immediately.
5 ACTING PRESIDENT STEWART-COUSINS:
6 Call the roll.
7 (The Secretary called the roll.)
8 ACTING PRESIDENT STEWART-COUSINS:
9 Announce the results.
10 THE SECRETARY: Ayes, 62.
11 ACTING PRESIDENT STEWART-COUSINS:
12 The bill is passed.
13 THE SECRETARY: In relation to
14 Calendar Number 499, Senator Aubertine moves
15 to discharge, from the Committee on Finance,
16 Assembly Print Number 6413 and substitute it
17 for the identical Senate Bill Number 4250,
18 Third Reading Calendar 499.
19 ACTING PRESIDENT STEWART-COUSINS:
20 Substitution ordered.
21 THE SECRETARY: Calendar Number
22 499, by Member of the Assembly Russell,
23 Assembly Print Number 6413, an act to amend
24 the Executive Law.

1 ACTING PRESIDENT STEWART-COUSINS:

2 Read the last section.

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

5 ACTING PRESIDENT STEWART-COUSINS:

6 Call the roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT STEWART-COUSINS:

9 Announce the results.

10 THE SECRETARY: Ayes, 62.

11 ACTING PRESIDENT STEWART-COUSINS:

12 The bill is passed.

13 THE SECRETARY: In relation to
14 Calendar Number 500, Senator Volker moves to
15 discharge, from the Committee on Rules,
16 Assembly Print Number 8001A and substitute it
17 for the identical Senate Bill Number 4739A,
18 Third Reading Calendar 500.

19 ACTING PRESIDENT STEWART-COUSINS:

20 Substitution ordered.

21 THE SECRETARY: Calendar Number
22 500, by Member of the Assembly Burling,
23 Assembly Print Number 8001A, an act to amend
24 the Executive Law.

1 ACTING PRESIDENT STEWART-COUSINS:

2 Read the last section.

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

5 ACTING PRESIDENT STEWART-COUSINS:
6 Call the roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT STEWART-COUSINS:
9 Announce the results.

10 THE SECRETARY: Ayes, 62.

11 ACTING PRESIDENT STEWART-COUSINS:
12 The bill is passed.

13 THE SECRETARY: In relation to
14 Calendar Number 525, Senator Diaz moves to
15 discharge, from the Committee on Rules,
16 Assembly Print Number 6053A and substitute it
17 for the identical Senate Print Number 3163,
18 Third Reading Calendar 525.

19 ACTING PRESIDENT STEWART-COUSINS:
20 Substitution ordered.

21 THE SECRETARY: Calendar Number
22 525, by Member of the Assembly Arroyo,
23 Assembly Print Number 6053A, an act to
24 authorizing the City of New York.

1 ACTING PRESIDENT STEWART-COUSINS:

2 There is a home-rule message at the desk.

3 Read the last section.

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

6 ACTING PRESIDENT STEWART-COUSINS:

7 Call the roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT STEWART-COUSINS:
10 Announce the results.

11 THE SECRETARY: In relation to
12 Calendar Number 525: Ayes, 61. Nays, 1.
13 Senator Golden recorded in the negative.

14 ACTING PRESIDENT STEWART-COUSINS:
15 The bill is passed.

16 Senator Smith.

17 SENATOR SMITH: Thank you, Madam
18 President.

19 I wish to call up the Assembly
20 bills which are at the desk.

21 ACTING PRESIDENT STEWART-COUSINS:
22 We will return to the order of motions and
23 resolutions.

24 The Secretary will read.

1	THE SECRETARY:	Calendar Number
2	72, Assembly Print Number 4790;	
3	191, Assembly Print Number 2805A;	
4	196, Assembly Print 6993;	
5	200, Assembly Print 7085;	
6	216, Assembly Print 6565;	
7	242, Assembly Print 6466;	
8	244, Assembly Print 7531;	
9	245, Assembly Print 7530;	
10	315, Assembly Print 7007;	
11	320, Assembly Print 7310;	
12	321, Assembly Print 3988;	
13	334, Assembly Print 7450;	
14	341, Assembly Print 6394;	
15	375, Assembly Print 8528;	
16	405, Assembly Print 7009;	
17	408, Assembly Print 7429;	
18	409, Assembly Print 7455;	
19	410, Assembly Print 7671;	
20	414, Assembly Print 8034A;	
21	415, Assembly Print 8145;	
22	431, Assembly Print 2782;	
23	434, Assembly Print 7673;	
24	436, Assembly Print 8312;	

1	437, Assembly Print 7344;
2	442, Assembly Print 8302A;
3	464, Assembly Print 7745A;
4	465, Assembly Print 7336;
5	467, Assembly Print 8382;
6	488, Assembly Print 5364A;
7	492, Assembly Print 8570;
8	542, Assembly Print 5222A;
9	557, Assembly Print 8617;
10	587, Assembly Print 6891;
11	588, Assembly Print 4768A;
12	589, Assembly Print 227;
13	590, Assembly Print 289;
14	591, Assembly Print 6421A;
15	592, Assembly Print 6883;
16	593, Assembly Print 1753;
17	594, Assembly Print 8548B;
18	596, Assembly Print 7365;
19	597, Assembly Print 8477;
20	607, Assembly Print 8135;
21	628, Assembly Print 8611;
22	630, Assembly Print 6923A;
23	639, Assembly Print 7685;
24	647, Assembly Print 4233;

1	648, Assembly Print 4234;
2	649, Assembly Print 4718;
3	650, Assembly Print 8708;
4	651, Assembly Print 6884;
5	652, Assembly Print 6894;
6	653, Assembly Print 6890;
7	654, Assembly Print 7230;
8	655, Assembly Print 7795;
9	656, Assembly Print 8454;
10	657, Assembly Print 8691;
11	658, Assembly Print 8529;
12	659, Assembly Print 6050;
13	660, Assembly Print 6924B;
14	661, Assembly Print 7460A;
15	662, Assembly Print 7462;
16	663, Assembly Print 7721;
17	664, Assembly Print 8315;
18	665, Assembly Print 8977;
19	666, Assembly Print 8209;
20	667, Assembly Print 8116;
21	668, Assembly Print 8115;
22	669, Assembly Print 8614;
23	670, Assembly Print 7606;
24	671, Assembly Print 8057A;

1	672, Assembly Print 8710;
2	673, Assembly Print 8891;
3	674, Assembly Print 8615;
4	675, Assembly Print 8618;
5	676, Assembly Print 8616;
6	677, Assembly Print 8469;
7	678, Assembly Print 7227A;
8	679, Assembly Print 8422;
9	680, Assembly Print 8376;
10	681, Assembly Print 8327;
11	682, Assembly Print 8502;
12	683, Assembly Print 8514;
13	684, Assembly Print 8666;
14	685, Assembly Print 6825;
15	686, Assembly Print 8048;
16	687, Assembly Print 8347;
17	688, Assembly Print 8688;
18	689, Assembly Print 8629;
19	690, Assembly Print 8682;
20	691, Assembly Print 8459A;
21	692, Assembly Print 8564;
22	693, Assembly Print 8045A;
23	694, Assembly Print 8660;
24	695, Assembly Print 7143B;

1	696, Assembly Print 8831;
2	697, Assembly Print 8936;
3	698, Assembly Print 8838;
4	699, Assembly Print 8889;
5	700, Assembly Print 8923B;
6	701, Assembly Print 8894;
7	702, Assembly Print 8796;
8	704, Assembly Print 8867;
9	705, Assembly Print 8933;
10	706, Assembly Print 8920;
11	707, Assembly Print 8868;
12	708, Assembly Print 7252;
13	709, Assembly Print 7350;
14	710, Assembly Print 8895;
15	711, Assembly Print 8391;
16	715, Assembly Print 7064;
17	716, Assembly Print 9036;
18	717, Assembly Print 9039;
19	718, Assembly Print 8737;
20	719, Assembly Print 6564A;
21	720, Assembly Print 8423;
22	721, Assembly Print 8713;
23	722, Assembly Print 8864;
24	723, Assembly Print 8893;

1 724, Assembly Print 9037;
2 725, Assembly Print 8103A;
3 And Calendar Number 726, Assembly
4 Print 8694.

5 ACTING PRESIDENT STEWART-COUSINS:
6 The Assembly bills are before the house.

7 Senator Smith.

8 SENATOR SMITH: Madam President,
9 I now move to reconsider the vote by which the
10 bills were passed and ask that the bills be
11 restored to the order of third reading.

12 ACTING PRESIDENT STEWART-COUSINS:
13 The Secretary will call the roll on
14 reconsideration.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 62.

17 ACTING PRESIDENT STEWART-COUSINS:
18 The bills are restored to their place on the
19 Third Reading Calendar.

20 SENATOR SMITH: Madam President,
21 at this time can we please take up the reading
22 of the supplemental calendar.

23 ACTING PRESIDENT STEWART-COUSINS:
24 The Secretary will read.

1 THE SECRETARY: Calendar Number
2 72, by Member of the Assembly Weinstein,
3 Assembly Print Number 4790, an act to amend
4 Chapter --

5 SENATOR LIBOUS: Lay it aside.

6 ACTING PRESIDENT VALESKY: The
7 bill is laid aside.

8 THE SECRETARY: Calendar Number
9 191, by Member of the Assembly Kolb, Assembly
10 Print Number 2805A, an act to amend the Tax
11 Law.

12 SENATOR PERKINS: Lay it aside.

13 ACTING PRESIDENT VALESKY: The
14 bill is laid aside.

15 THE SECRETARY: Calendar Number
16 196, by Member of the Assembly Hawley,
17 Assembly Print Number 6993, an act to amend
18 the Tax Law.

19 ACTING PRESIDENT VALESKY: There
20 is a home-rule message at the desk.

21 Read the last section.

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

24 ACTING PRESIDENT VALESKY: Call

1 the roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 62.

4 ACTING PRESIDENT VALESKY: The
5 bill is passed.

6 THE SECRETARY: Calendar Number
7 200, by Member of the Assembly Sayward,
8 Assembly Print Number 7085, an act to amend
9 Chapter 327 of the Laws of 2006.

10 ACTING PRESIDENT VALESKY: There
11 is a home-rule message at the desk.

12 Read the last section.

13 SENATOR KLEIN: Lay it aside.

14 ACTING PRESIDENT VALESKY: The
15 bill is laid aside.

16 THE SECRETARY: Calendar Number
17 216, by Member of the Assembly Zebrowski,
18 Assembly Print Number 6565, an act to amend
19 the Local Finance Law.

20 ACTING PRESIDENT VALESKY: There
21 is a home-rule message at the desk.

22 Read the last section.

23 THE SECRETARY: Section --

24 SENATOR KLEIN: Lay it aside.

1 ACTING PRESIDENT VALESKY: The
2 bill is laid aside.

3 THE SECRETARY: Calendar Number
4 242, by Member of the Assembly Latimer --

5 SENATOR LIBOUS: Lay it aside.

6 ACTING PRESIDENT VALESKY: The
7 bill is laid aside.

8 THE SECRETARY: Calendar Number
9 244, by Member of the Assembly Pretlow --

10 SENATOR LIBOUS: Lay it aside.

11 ACTING PRESIDENT VALESKY: The
12 bill is laid aside.

13 THE SECRETARY: Calendar Number
14 245, by Member of the Assembly Pretlow,
15 Assembly Print Number --

16 SENATOR LIBOUS: Lay it aside.

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

19 THE SECRETARY: Calendar Number
20 315, by --

21 SENATOR LIBOUS: Lay it aside.

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

24 THE SECRETARY: Calendar Number

1 320, by Member of the Assembly --

2 SENATOR LIBOUS: Lay it aside.

3 ACTING PRESIDENT VALESKY: The
4 bill is laid aside.

5 THE SECRETARY: Calendar Number
6 321, by Member of the Assembly Crouch --

7 SENATOR LIBOUS: Lay it aside.

8 ACTING PRESIDENT VALESKY: The
9 bill is laid aside.

10 THE SECRETARY: Calendar Number
11 334, by Member of the Assembly Wright --

12 SENATOR LIBOUS: Lay it aside.

13 ACTING PRESIDENT VALESKY: The
14 bill is laid aside.

15 THE SECRETARY: Calendar Number
16 341, by Member of the Assembly Magee, Assembly
17 Print Number 6394 --

18 SENATOR LIBOUS: Lay it aside.

19 ACTING PRESIDENT VALESKY: The
20 bill is laid aside.

21 THE SECRETARY: Calendar Number
22 375, by Member of the Assembly Camara,
23 Assembly Print Number 8528, an act to amend
24 the Private Housing Finance Law.

1 SENATOR LIBOUS: Lay it aside.

2 ACTING PRESIDENT VALESKY: The
3 bill is laid aside.

4 THE SECRETARY: Calendar Number
5 405, by Member of the Assembly Duprey,
6 Assembly Print Number 7009, an act to amend
7 the Tax Law.

8 SENATOR KLEIN: Lay it aside.

9 ACTING PRESIDENT VALESKY: The
10 bill is laid aside.

11 THE SECRETARY: Calendar Number
12 408, by Member of the Assembly Burling,
13 Assembly Print Number 7429, an act to amend
14 the Tax Law.

15 SENATOR KLEIN: Lay it aside.

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

18 THE SECRETARY: Calendar Number
19 409, by Member of the Assembly Bacalles,
20 Assembly Print Number 74 --

21 SENATOR KLEIN: Lay it aside.

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

24 THE SECRETARY: Calendar Number

1 410, by Member of the Assembly Barclay --
2 SENATOR LIBOUS: Lay it aside.
3 ACTING PRESIDENT VALESKY: The
4 bill is laid aside.
5 THE SECRETARY: Calendar Number
6 414, by Member of the Assembly Magnarelli --
7 SENATOR LIBOUS: Lay it aside.
8 ACTING PRESIDENT VALESKY: The
9 bill is laid aside.
10 THE SECRETARY: Calendar Number
11 415, by Member of the Assembly Englebright,
12 Assembly Print Number 8145 --
13 SENATOR LIBOUS: Lay it aside.
14 ACTING PRESIDENT VALESKY: The
15 bill is laid aside.
16 THE SECRETARY: Calendar Number
17 431, by Member of the Assembly Abbate,
18 Assembly Print Number --
19 SENATOR LIBOUS: Lay it aside.
20 ACTING PRESIDENT VALESKY: The
21 bill is laid aside.
22 THE SECRETARY: Calendar Number
23 434, by Member of the Assembly Barclay,
24 Assembly Print Number --

1 SENATOR LIBOUS: Lay it aside.

2 ACTING PRESIDENT VALESKY: The
3 bill is laid aside.

4 THE SECRETARY: Calendar Number
5 436, by Member of the Assembly Tedisco,
6 Assembly Print Number --

7 SENATOR KLEIN: Lay it aside.

8 ACTING PRESIDENT VALESKY: The
9 bill is laid aside.

10 THE SECRETARY: Calendar Number
11 437, by Member of the Assembly Calhoun,
12 Assembly Print Number --

13 SENATOR KLEIN: Lay it aside.

14 ACTING PRESIDENT VALESKY: The
15 bill is laid aside.

16 THE SECRETARY: Calendar Number
17 442, by Member of the Assembly Magee, Assembly
18 Print Number 8302A --

19 SENATOR LIBOUS: Lay it aside.

20 ACTING PRESIDENT VALESKY: The
21 bill is laid aside.

22 THE SECRETARY: Calendar Number
23 464, by Member of the Assembly Gunther,
24 Assembly Print Number --

1 SENATOR KLEIN: Lay it aside.

2 ACTING PRESIDENT VALESKY: The
3 bill is laid aside.

4 THE SECRETARY: Calendar Number
5 465, by Member of the Assembly Sweeney,
6 Assembly Print Number 7336 --

7 SENATOR LIBOUS: Lay it aside.

8 ACTING PRESIDENT VALESKY: The
9 bill is laid aside.

10 THE SECRETARY: Calendar Number
11 467, by Member of the Assembly Castro,
12 Assembly Print Number 83 --

13 SENATOR LIBOUS: Lay it aside.

14 ACTING PRESIDENT VALESKY: The
15 bill is laid aside.

16 THE SECRETARY: Calendar Number
17 488, by Member of the --

18 SENATOR KLEIN: Lay it aside.

19 ACTING PRESIDENT VALESKY: The
20 bill is laid aside.

21 THE SECRETARY: Calendar Number
22 492, by Member --

23 SENATOR LIBOUS: Lay it aside.

24 ACTING PRESIDENT VALESKY: The

1 bill is laid aside.

2 THE SECRETARY: Calendar Number
3 542, by Member of the Assembly McEneny --

4 SENATOR LIBOUS: Lay it aside.

5 ACTING PRESIDENT VALESKY: The
6 bill is laid aside.

7 THE SECRETARY: Calendar Number
8 557, by Member of the Assembly Farrell --

9 SENATOR LIBOUS: Lay it aside.

10 ACTING PRESIDENT VALESKY: The
11 bill is laid aside.

12 THE SECRETARY: Calendar Number
13 587, by Member --

14 SENATOR KLEIN: Lay it aside.

15 ACTING PRESIDENT VALESKY: The
16 bill is laid aside.

17 THE SECRETARY: Calendar Number
18 588, by Member of the Assembly Jordan,
19 Assembly Print Number --

20 SENATOR KLEIN: Lay it aside.

21 ACTING PRESIDENT VALESKY: The
22 bill is laid aside.

23 THE SECRETARY: Calendar Number
24 589, by Member of the Assembly Latimer,

1 Assembly Print Number 227 --

2 SENATOR LIBOUS: Lay it aside.

3 ACTING PRESIDENT VALESKY: The
4 bill is laid aside.

5 THE SECRETARY: Calendar Number
6 590, by Member of the Assembly Latimer,
7 Assembly Print Number 289 --

8 SENATOR LIBOUS: Lay it aside.

9 ACTING PRESIDENT VALESKY: The
10 bill is laid aside.

11 THE SECRETARY: Calendar Number
12 591, by Member of the Assembly --

13 SENATOR KLEIN: Lay it aside.

14 ACTING PRESIDENT VALESKY: The
15 bill is laid aside.

16 THE SECRETARY: Calendar Number
17 592, by Member of the Assembly --

18 SENATOR KLEIN: Lay it aside.

19 ACTING PRESIDENT VALESKY: The
20 bill is laid aside.

21 THE SECRETARY: Calendar Number
22 593, by Member of the Assembly Lifton --

23 SENATOR KLEIN: Lay it aside.

24 ACTING PRESIDENT VALESKY: The

1 bill is laid aside.

2 THE SECRETARY: Calendar Number
3 594, by Member of the Assembly Skartados,
4 Assembly Print Number 8548B, an act to amend
5 the Tax Law.

6 SENATOR KLEIN: Lay it aside.

7 ACTING PRESIDENT VALESKY: The
8 bill is laid aside.

9 THE SECRETARY: Calendar Number
10 596, by Member of the Assembly Oaks, Assembly
11 Print Number 7365, an --

12 SENATOR KLEIN: Lay it aside.

13 ACTING PRESIDENT VALESKY: The
14 bill is laid aside.

15 THE SECRETARY: Calendar Number
16 597, by Member of the Assembly Scozzafava,
17 Assembly Print Number 84 --

18 SENATOR KLEIN: Lay it aside.

19 ACTING PRESIDENT VALESKY: The
20 bill is laid aside.

21 THE SECRETARY: Calendar Number
22 607, by Member of the --

23 SENATOR LIBOUS: Lay it aside.

24 ACTING PRESIDENT VALESKY: The

1 bill is laid aside.

2 THE SECRETARY: Calendar Number
3 628, by Member of the Assembly Morelle,
4 Assembly Print --

5 SENATOR LIBOUS: Lay it aside.

6 ACTING PRESIDENT VALESKY: Lay
7 the bill is laid aside.

8 THE SECRETARY: Calendar Number
9 630, by Member of the Assembly Towns, Assembly
10 Print --

11 SENATOR LIBOUS: Lay it aside.

12 ACTING PRESIDENT VALESKY: The
13 bill is laid aside.

14 THE SECRETARY: Calendar Number
15 639, by Member of the Assembly Hooper,
16 Assembly Print Number 7685, an act to amend
17 the Local Finance Law.

18 SENATOR LIBOUS: Lay it aside.

19 ACTING PRESIDENT VALESKY: The
20 bill is laid aside.

21 THE SECRETARY: Calendar Number
22 647, by Member of the --

23 SENATOR KLEIN: Lay it aside.

24 ACTING PRESIDENT VALESKY: The

1 bill is laid aside.

2 THE SECRETARY: Calendar Number
3 648, by Member of the Assembly Giglio --

4 SENATOR KLEIN: Lay it aside.

5 ACTING PRESIDENT VALESKY: The
6 bill is laid aside.

7 THE SECRETARY: Calendar Number
8 649, by Member of the Assembly P. Lopez --

9 SENATOR KLEIN: Lay it aside.

10 ACTING PRESIDENT VALESKY: The
11 bill is laid aside.

12 THE SECRETARY: Calendar Number
13 650, by Member of the Assembly --

14 SENATOR KLEIN: Lay it aside.

15 ACTING PRESIDENT VALESKY: The
16 bill is laid aside.

17 THE SECRETARY: Calendar Number
18 651, by Member of the Assembly --

19 SENATOR KLEIN: Lay it aside.

20 ACTING PRESIDENT VALESKY: The
21 bill is laid aside.

22 THE SECRETARY: Calendar Number
23 652, by Member of the Assembly Molinaro,
24 Assembly Print Number --

1 SENATOR KLEIN: Lay it aside.

2 ACTING PRESIDENT VALESKY: The
3 bill is laid aside.

4 THE SECRETARY: Calendar Number
5 653, by Member of the Assembly P. Lopez --

6 SENATOR KLEIN: Lay it aside.

7 ACTING PRESIDENT VALESKY: The
8 bill is laid aside.

9 THE SECRETARY: Calendar Number
10 654, by Member of the Assembly --

11 SENATOR KLEIN: Lay it aside.

12 ACTING PRESIDENT VALESKY: The
13 bill is laid aside.

14 THE SECRETARY: Calendar Number
15 655, by Member of the Assembly DelMonte --

16 SENATOR KLEIN: Lay it aside.

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

19 THE SECRETARY: Calendar Number
20 656, by Member of the Assembly Galef --

21 SENATOR LIBOUS: Lay it aside.

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

24 THE SECRETARY: Calendar Number

1 657, by Member of the Assembly V. Lopez --

2 SENATOR LIBOUS: Lay it aside.

3 ACTING PRESIDENT VALESKY: The
4 bill is laid aside.

5 THE SECRETARY: Calendar Number
6 658, by Member of the Assembly V. Lopez,
7 Assembly Print Number 85 --

8 SENATOR LIBOUS: Lay it aside.

9 ACTING PRESIDENT VALESKY: The
10 bill is laid aside.

11 THE SECRETARY: Calendar Number
12 659, by --

13 SENATOR LIBOUS: Lay it aside.

14 ACTING PRESIDENT VALESKY: The
15 bill is laid aside.

16 THE SECRETARY: Calendar Number
17 660, by Member of --

18 SENATOR LIBOUS: Lay it aside.

19 ACTING PRESIDENT VALESKY: The
20 bill is laid aside.

21 THE SECRETARY: Calendar Number
22 661, by Member of the Assembly Jaffee,
23 Assembly Print --

24 SENATOR KLEIN: Lay it aside.

1 ACTING PRESIDENT VALESKY: The
2 bill is laid aside.

3 THE SECRETARY: Calendar Number
4 662, by Member of the Assembly Giglio,
5 Assembly Print Number 74 --

6 SENATOR KLEIN: Lay it aside.

7 ACTING PRESIDENT VALESKY: The
8 bill is laid aside.

9 THE SECRETARY: Calendar Number
10 663, by Member of the Assembly Giglio --

11 SENATOR KLEIN: Lay it aside.

12 ACTING PRESIDENT VALESKY: The
13 bill is laid aside.

14 THE SECRETARY: Calendar Number
15 664, by Member of the Assembly Galef --

16 SENATOR LIBOUS: Lay it aside.

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

19 THE SECRETARY: Calendar Number
20 665, by Member of the Assembly Weinstein,
21 Assembly Print Number 8977 --

22 SENATOR LIBOUS: Lay it aside.

23 ACTING PRESIDENT VALESKY: The
24 bill is laid aside.

1 THE SECRETARY: Calendar Number
2 666, by --
3 SENATOR KLEIN: Lay it aside.
4 ACTING PRESIDENT VALESKY: The
5 bill is laid aside.
6 THE SECRETARY: Calendar Number
7 667, by Member of the Assembly --
8 SENATOR KLEIN: Lay it aside.
9 ACTING PRESIDENT VALESKY: The
10 bill is laid aside.
11 THE SECRETARY: Calendar Number
12 668, by Member of the --
13 SENATOR KLEIN: Lay it aside.
14 ACTING PRESIDENT VALESKY: The
15 bill is laid aside.
16 THE SECRETARY: Calendar Number
17 669, by Member of the Assembly Farrell --
18 SENATOR LIBOUS: Lay it aside.
19 ACTING PRESIDENT VALESKY: The
20 bill is laid aside.
21 THE SECRETARY: Calendar Number
22 670, by Member of the Assembly Schimel,
23 Assembly Print Number 7606, an act to amend
24 Chapter --

1 SENATOR LIBOUS: Lay it aside.

2 ACTING PRESIDENT VALESKY: The
3 bill is laid aside.

4 THE SECRETARY: Calendar Number
5 671, by Member of the Assembly --

6 SENATOR KLEIN: Lay it aside.

7 ACTING PRESIDENT VALESKY: The
8 bill is laid aside.

9 THE SECRETARY: Calendar Number
10 672, by Member of the Assembly --

11 SENATOR LIBOUS: Lay it aside.

12 ACTING PRESIDENT VALESKY: The
13 bill is laid aside.

14 THE SECRETARY: Calendar Number
15 673, by --

16 SENATOR LIBOUS: Lay it aside.

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

19 THE SECRETARY: Calendar Number
20 674, by Member of the Assembly Farrell,
21 Assembly --

22 SENATOR LIBOUS: Lay it aside.

23 ACTING PRESIDENT VALESKY: The
24 bill is laid aside.

1 THE SECRETARY: Calendar Number
2 675, by Member of the Assembly Farrell --
3 SENATOR LIBOUS: Lay it aside.
4 ACTING PRESIDENT VALESKY: The
5 bill is laid aside.
6 THE SECRETARY: Calendar Number
7 676, by Member of the --
8 SENATOR LIBOUS: Again, lay the
9 bill aside.
10 ACTING PRESIDENT VALESKY: The
11 bill is laid aside.
12 THE SECRETARY: Calendar Number
13 677, by --
14 SENATOR KLEIN: Lay it aside.
15 ACTING PRESIDENT VALESKY: The
16 bill is laid aside.
17 THE SECRETARY: Calendar Number
18 678, by Member of the Assembly Sweeney --
19 SENATOR LIBOUS: Lay it aside.
20 ACTING PRESIDENT VALESKY: The
21 bill is laid aside.
22 THE SECRETARY: Calendar Number
23 679 --
24 SENATOR LIBOUS: Lay it aside.

1 ACTING PRESIDENT VALESKY: The
2 bill is laid aside.

3 THE SECRETARY: Calendar Number
4 680, by Member of the Assembly Silver,
5 Assembly Print Number --

6 SENATOR LIBOUS: Lay it aside.

7 ACTING PRESIDENT VALESKY: The
8 bill is laid aside.

9 THE SECRETARY: Calendar Number
10 681, by Member of the Assembly Bing, Assembly
11 Print Number 8327, an act --

12 SENATOR LIBOUS: Lay it aside.

13 ACTING PRESIDENT VALESKY: The
14 bill is laid aside.

15 THE SECRETARY: Calendar Number
16 682, by --

17 SENATOR KLEIN: Lay it aside.

18 ACTING PRESIDENT VALESKY: The
19 bill is laid aside.

20 THE SECRETARY: Calendar Number
21 683, by Member of the Assembly Kolb --

22 SENATOR KLEIN: Lay it aside.

23 ACTING PRESIDENT VALESKY: The
24 bill is laid aside.

1 THE SECRETARY: Calendar Number
2 684, by Member of the Assembly --

3 SENATOR KLEIN: Lay it aside.

4 ACTING PRESIDENT VALESKY: The
5 bill is laid aside.

6 THE SECRETARY: Calendar Number
7 685, by Member of the Assembly Wright --

8 SENATOR LIBOUS: Lay it aside.

9 ACTING PRESIDENT VALESKY: The
10 bill is laid aside.

11 THE SECRETARY: Calendar Number
12 686, by --

13 SENATOR LIBOUS: Lay it aside.

14 ACTING PRESIDENT VALESKY: The
15 bill is laid aside.

16 THE SECRETARY: Calendar Number
17 687, by Member of the Assembly --

18 SENATOR KLEIN: Lay it aside.

19 ACTING PRESIDENT VALESKY: The
20 bill is laid aside.

21 THE SECRETARY: Calendar Number
22 688, by Member of the Assembly Skartados,
23 Assembly Print Number 8688, an act to amend
24 the Tax Law.

1 SENATOR KLEIN: Lay it aside.

2 ACTING PRESIDENT VALESKY: The
3 bill is laid aside.

4 THE SECRETARY: Calendar Number
5 689, by Member of the Assembly Sayward --

6 SENATOR KLEIN: Lay it aside.

7 ACTING PRESIDENT VALESKY: The
8 bill is laid aside.

9 THE SECRETARY: Calendar Number
10 690, by Member of the Assembly --

11 SENATOR KLEIN: Lay it aside.

12 ACTING PRESIDENT VALESKY: The
13 bill is laid aside.

14 THE SECRETARY: Calendar Number
15 691, by Member of the Assembly --

16 SENATOR KLEIN: Lay it aside.

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

19 THE SECRETARY: Calendar Number
20 692, by Member of the Assembly Nolan, Assembly
21 Print Number 85 --

22 SENATOR LIBOUS: Lay it aside.

23 ACTING PRESIDENT VALESKY: The
24 bill is laid aside.

1 THE SECRETARY: Calendar Number
2 693, by --
3 SENATOR KLEIN: Lay it aside.
4 ACTING PRESIDENT VALESKY: The
5 bill is laid aside.
6 THE SECRETARY: Calendar Number
7 694, by Member of the Assembly --
8 SENATOR LIBOUS: Lay it aside.
9 ACTING PRESIDENT VALESKY: The
10 bill is laid aside.
11 THE SECRETARY: Calendar Number
12 695, by Member of the Assembly --
13 SENATOR KLEIN: Lay it aside.
14 ACTING PRESIDENT VALESKY: The
15 bill is laid aside.
16 THE SECRETARY: Calendar Number
17 696, by Member of the Assembly --
18 SENATOR KLEIN: Lay it aside.
19 ACTING PRESIDENT VALESKY: The
20 bill is laid aside.
21 THE SECRETARY: Calendar Number
22 697, by Member of the Assembly --
23 SENATOR KLEIN: Lay it aside.
24 ACTING PRESIDENT VALESKY: The

1 bill is laid aside.

2 THE SECRETARY: Calendar Number
3 698, by Member of the Assembly Barron,
4 Assembly Print Number --

5 SENATOR LIBOUS: Lay it aside.

6 ACTING PRESIDENT VALESKY: The
7 bill is laid aside.

8 THE SECRETARY: Calendar Number
9 699, by Member of the Assembly Silver,
10 Assembly Print Number 8889, an act to amend
11 the --

12 SENATOR LIBOUS: Lay it aside.

13 ACTING PRESIDENT VALESKY: The
14 bill is laid aside.

15 THE SECRETARY: Calendar Number
16 700, by Member of the Assembly --

17 SENATOR KLEIN: Lay it aside.

18 ACTING PRESIDENT VALESKY: The
19 bill is laid aside.

20 THE SECRETARY: Calendar Number
21 701 --

22 SENATOR LIBOUS: Lay it aside.

23 ACTING PRESIDENT VALESKY: The
24 bill is laid aside.

1 THE SECRETARY: Calendar Number
2 702 --
3 SENATOR LIBOUS: Lay it aside.
4 ACTING PRESIDENT VALESKY: The
5 bill is laid aside.
6 THE SECRETARY: Calendar Number
7 704, by Member --
8 SENATOR LIBOUS: Lay it aside.
9 ACTING PRESIDENT VALESKY: The
10 bill is laid aside.
11 THE SECRETARY: Calendar Number
12 705 --
13 SENATOR LIBOUS: Lay it aside.
14 ACTING PRESIDENT VALESKY: The
15 bill is laid aside.
16 THE SECRETARY: Calendar Number
17 706 --
18 SENATOR LIBOUS: Lay it aside.
19 ACTING PRESIDENT VALESKY: The
20 bill is laid aside.
21 THE SECRETARY: Calendar Number
22 707 --
23 SENATOR KLEIN: Lay it aside.
24 ACTING PRESIDENT VALESKY: The

1 bill is laid aside.

2 THE SECRETARY: Calendar Number

3 708 --

4 SENATOR KLEIN: Lay it aside.

5 ACTING PRESIDENT VALESKY: The

6 bill is laid aside.

7 THE SECRETARY: Calendar Number

8 709 --

9 SENATOR KLEIN: Lay it aside.

10 ACTING PRESIDENT VALESKY: The

11 bill is laid aside.

12 THE SECRETARY: Calendar Number

13 710 --

14 SENATOR LIBOUS: Lay it aside.

15 ACTING PRESIDENT VALESKY: The

16 bill is laid aside.

17 THE SECRETARY: Calendar Number

18 711 --

19 SENATOR LIBOUS: Lay it aside.

20 ACTING PRESIDENT VALESKY: The

21 bill is laid aside.

22 THE SECRETARY: Calendar Number

23 715 --

24 SENATOR LIBOUS: Lay it aside.

1 ACTING PRESIDENT VALESKY: The
2 bill is laid aside.

3 THE SECRETARY: Calendar Number
4 716, by Member of the Assembly Gottfried --

5 SENATOR LIBOUS: Lay it aside.

6 ACTING PRESIDENT VALESKY: The
7 bill is laid aside.

8 THE SECRETARY: Calendar Number
9 717, by Member of the Assembly Cahill,
10 Assembly Print Number 9039, an act to amend
11 the Economic Development Law.

12 SENATOR YOUNG: Lay it aside.

13 ACTING PRESIDENT VALESKY: The
14 bill is laid aside.

15 THE SECRETARY: Calendar Number
16 718, by Member of the Assembly Espaillat,
17 Assembly Print Number 8737, an act --

18 SENATOR LIBOUS: Lay it aside.

19 ACTING PRESIDENT VALESKY: The
20 bill is laid aside.

21 THE SECRETARY: Calendar Number
22 719, by Member of the Assembly Zebrowski --

23 SENATOR KLEIN: Lay it aside.

24 ACTING PRESIDENT VALESKY: The

1 bill is laid aside.

2 THE SECRETARY: Calendar Number
3 720, by Member of the Assembly Destito --

4 SENATOR LIBOUS: Lay it aside.

5 ACTING PRESIDENT VALESKY: The
6 bill is laid aside.

7 THE SECRETARY: Calendar number
8 721, by Member of the Assembly --

9 SENATOR LIBOUS: Lay it aside.

10 ACTING PRESIDENT VALESKY: The
11 bill is laid aside.

12 THE SECRETARY: Calendar Number
13 722, by Member of the Assembly Canestrari --

14 SENATOR LIBOUS: Lay it aside.

15 ACTING PRESIDENT VALESKY: The
16 bill is laid aside.

17 THE SECRETARY: Calendar Number
18 723 --

19 SENATOR LIBOUS: Lay it aside.

20 ACTING PRESIDENT VALESKY: The
21 bill is laid aside.

22 THE SECRETARY: Calendar Number
23 724 --

24 SENATOR LIBOUS: Lay it aside.

1 ACTING PRESIDENT VALESKY: The
2 bill is laid aside.

3 THE SECRETARY: Calendar Number
4 725 --

5 SENATOR LIBOUS: Lay it aside.

6 ACTING PRESIDENT VALESKY: The
7 bill is laid aside.

8 THE SECRETARY: Calendar Number
9 726 --

10 SENATOR LIBOUS: Lay it aside.

11 ACTING PRESIDENT VALESKY: The
12 bill is laid aside.

13 Senator Klein, that completes the
14 noncontroversial reading of Senate
15 Supplemental Calendar 59A.

16 SENATOR KLEIN: Mr. President,
17 can we stand at ease.

18 ACTING PRESIDENT VALESKY: The
19 Senate will stand at ease.

20 (Whereupon, the Senate stood at
21 ease at 10:08 p.m.)

22 SENATOR SKELOS: Immediate
23 conference of the Republicans in our
24 conference room.

1 (The Senate continued to stand at
2 ease.)

3 ACTING PRESIDENT VALESKY:
4 Senator Smith.

5 SENATOR SMITH: Yes,
6 Mr. President. Could you please ring the bell
7 get members into the chamber so that we can
8 continue with the controversial calendar.

9 ACTING PRESIDENT VALESKY: The
10 Secretary will ring the bells.

11 (The Senate continued to stand at
12 ease.)

13 (Whereupon, the Senate reconvened
14 at 11:46 p.m.)

15 ACTING PRESIDENT VALESKY: The
16 Senate will come back to order.

17 Senator Smith.

18 SENATOR SMITH: Yes,
19 Mr. President. After consultation with
20 Senator Libous and a few of my colleagues --
21 Senator Sampson, Senator Maziarz, as well as
22 Senator Jeff Klein -- we ask for unanimous
23 consent to restore all bills that were
24 previously laid aside to today's

1 noncontroversial calendar and move to take up
2 the noncontroversial calendar at this time.

3 ACTING PRESIDENT VALESKY:

4 Pursuant to a request under unanimous consent,
5 the bills on Senate Supplemental Calendar
6 Number 59A are restored to the
7 noncontroversial reading.

8 The Secretary will read.

9 THE SECRETARY: Calendar Number
10 72, by Member of the Assembly Weinstein,
11 Assembly Print Number 4790, an act to amend
12 Chapter 455 of the Laws of 1997.

13 ACTING PRESIDENT VALESKY: Read
14 the last section.

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

17 ACTING PRESIDENT VALESKY: Call
18 the roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 62.

21 ACTING PRESIDENT VALESKY: The
22 bill is passed.

23 THE SECRETARY: Calendar Number
24 191, by Member of the Assembly Kolb, Assembly

1 Print Number 2805A, an act to amend the Tax
2 Law.

3 ACTING PRESIDENT VALESKY: There
4 is a home-rule message at the desk.

5 Read the last section.

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

8 ACTING PRESIDENT VALESKY: Call
9 the roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 62.

12 ACTING PRESIDENT VALESKY: The
13 bill is passed.

14 THE SECRETARY: Calendar Number
15 200, by Member of the Assembly Sayward,
16 Assembly Print Number 7085, an act to amend
17 Chapter 327 of the Laws of 2006.

18 ACTING PRESIDENT VALESKY: There
19 is a home-rule message at the desk.

20 Read the last section.

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

23 ACTING PRESIDENT VALESKY: Call
24 the roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 62.

3 ACTING PRESIDENT VALESKY: The
4 bill is passed.

5 THE SECRETARY: Calendar Number
6 216, by Member of the Assembly Zebrowski,
7 Assembly Print Number 6565, an act to amend
8 the Local Finance Law.

9 ACTING PRESIDENT VALESKY: There
10 is a home-rule message at the desk.

11 Read the last section.

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

14 ACTING PRESIDENT VALESKY: Call
15 the roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 62.

18 ACTING PRESIDENT VALESKY: The
19 bill is passed.

20 THE SECRETARY: Calendar Number
21 242, by Member of the Assembly Latimer,
22 Assembly Print Number 6466, an act to amend
23 Chapter 272 of the Laws of 1991.

24 ACTING PRESIDENT VALESKY: There

1 is a home-rule message at the desk.

2 Read the last section.

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

5 ACTING PRESIDENT VALESKY: Call
6 the roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 62.

9 ACTING PRESIDENT VALESKY: The
10 bill is passed.

11 THE SECRETARY: Calendar Number
12 244, by Member of the Assembly Pretlow,
13 Assembly Print Number 7531, an act to amend
14 the Tax Law.

15 ACTING PRESIDENT VALESKY: There
16 is a home-rule message at the desk.

17 Read the last section.

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

20 ACTING PRESIDENT VALESKY: Call
21 the roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 62.

24 ACTING PRESIDENT VALESKY: The

1 bill is passed.

2 THE SECRETARY: Calendar Number
3 245, by Member of the Assembly Pretlow,
4 Assembly Print Number 7530, an act to amend
5 the Tax Law and Chapter 535 of the Laws of
6 1987.

7 ACTING PRESIDENT VALESKY: There
8 is a home-rule message at the desk.

9 Read the last section.

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

12 ACTING PRESIDENT VALESKY: Call
13 the roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 62.

16 ACTING PRESIDENT VALESKY: The
17 bill is passed.

18 THE SECRETARY: Calendar Number
19 315, by Member of the Assembly Canestrari,
20 Assembly Print Number 7007, an act to amend
21 the Tax Law.

22 ACTING PRESIDENT VALESKY: There
23 is a home-rule message at the desk.

24 Read the last section.

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

3 ACTING PRESIDENT VALESKY: Call
4 the roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 62.

7 ACTING PRESIDENT VALESKY: The
8 bill is passed.

9 THE SECRETARY: Calendar Number
10 320, by Member of the Assembly Finch, Assembly
11 Print Number 7310, an act to amend the Tax
12 Law.

13 ACTING PRESIDENT VALESKY: There
14 is a home-rule message at the desk.

15 Read the last section.

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

18 ACTING PRESIDENT VALESKY: Call
19 the roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 62.

22 ACTING PRESIDENT VALESKY: The
23 bill is passed.

24 THE SECRETARY: Calendar Number

1 321, by Member of the Assembly Crouch,
2 Assembly Print Number 3988, an act to amend
3 the Tax Law.

4 ACTING PRESIDENT VALESKY: There
5 is a home-rule message at the desk.

6 Read the last section.

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

9 ACTING PRESIDENT VALESKY: Call
10 the roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 62.

13 ACTING PRESIDENT VALESKY: The
14 bill is passed.

15 THE SECRETARY: Calendar Number
16 334, by Member of the Assembly Wright,
17 Assembly Print Number 7450, an act to amend
18 Chapter 436 of the Laws of 1997.

19 ACTING PRESIDENT VALESKY: Read
20 the last section.

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

23 ACTING PRESIDENT VALESKY: Call
24 the roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 62.

3 ACTING PRESIDENT VALESKY: The
4 bill is passed.

5 THE SECRETARY: Calendar Number
6 341, by Member of the Assembly Magee, Assembly
7 Print Number 6394, an act to amend Chapter 80
8 of the Laws of 2000.

9 ACTING PRESIDENT VALESKY: Read
10 the last section.

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

13 ACTING PRESIDENT VALESKY: Call
14 the roll.

15 (The Secretary called the roll.)

16 ACTING PRESIDENT VALESKY:
17 Senator DeFrancisco, to explain his vote.

18 SENATOR DeFRANCISCO: Yes, I'm
19 voting no. I've voted no on a bill similar to
20 this for many, many years.

21 There's so many students in our
22 state that would love to go to veterinary
23 school and would be wonderful veterinarians.
24 But year after year, I plead for the state to

1 provide more education and more institutions
2 or expand on the institutions that exist so
3 that we could have our citizens actually
4 participate and become veterinarians.

5 Instead, each year we end up just
6 extending a law that allows for noncitizens to
7 provide these services, and it's simply wrong.
8 So I vote no.

9 ACTING PRESIDENT VALESKY:

10 Senator DeFrancisco to be recorded in the
11 negative.

12 Senator LaValle, to explain his
13 vote.

14 SENATOR LaVALLE: Thank you,
15 Mr. President.

16 A few years ago Senator Little had
17 a bill very similar to this. Senator Little's
18 bill had a sunset provision in that
19 legislation that became law. It allowed us to
20 take a look at how certain parts of the state
21 had needs for veterinarians, but we didn't
22 collapse and abolish citizenship regulations.

23 This bill puts out, for
24 veterinarians as a profession, makes them

1 different than many other professions that
2 still have citizenship requirements. So this
3 bill really should have a sunset provision for
4 the reasons that Senator DeFrancisco
5 articulated, because we need to fill this
6 void -- if there is one in certain parts of
7 the state -- with our own students, with our
8 own citizens.

9 I vote no.

10 ACTING PRESIDENT VALESKY:

11 Senator LaValle to be recorded in the
12 negative.

13 Senator Stavisky, to explain her
14 vote.

15 SENATOR STAVISKY: Yes,
16 Mr. President. I vote yes because of the
17 serious shortage of veterinarians in upstate
18 New York. Particularly significant because of
19 its proximity to the Canadian border, it makes
20 it a lot easier to attract veterinarians.

21 It's interesting that other parts
22 of the state are also experiencing shortages.
23 For example, in the Buffalo-Niagara Frontier
24 area, there are only two students at the

1 College of Veterinarian Medicine at Cornell
2 from this area, only two students.

3 So to overcome these problems --
4 and there are similar shortages, incidentally,
5 of students in the Capital District, in the
6 Rochester area, and in the Hudson Valley. So
7 that I think this will perhaps help somewhat
8 to alleviate the shortage of veterinarians,
9 and I vote aye.

10 ACTING PRESIDENT VALESKY:
11 Senator Stavisky to be recorded in the
12 affirmative.

13 The Secretary will announce the
14 results.

15 THE SECRETARY: Those recorded in
16 the negative on Calendar Number 341 are
17 Senators Bonacic, DeFrancisco, Flanagan,
18 Fuschillo, Golden, Hannon, Lanza, Larkin,
19 LaValle, Marcellino, McDonald, Nozzolio,
20 Padavan, Ranzenhofer, Robach, Saland, Skelos,
21 Volker, Winner and Young. Also Senator Owen
22 Johnson. Also Senator Leibell.

23 Ayes, 40. Nays, 22.

24 ACTING PRESIDENT VALESKY: The

1 bill is passed.

2 THE SECRETARY: Calendar Number
3 375, by Member of the Assembly Camara,
4 Assembly Print Number 8528, an act to amend
5 the Private Housing Finance Law.

6 ACTING PRESIDENT VALESKY: Read
7 the last section.

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

10 ACTING PRESIDENT VALESKY: Call
11 the roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 62.

14 ACTING PRESIDENT VALESKY: The
15 bill is passed.

16 THE SECRETARY: Calendar Number
17 405, by Member of the Assembly Duprey,
18 Assembly Print Number 7009, an act to amend
19 the Tax Law.

20 ACTING PRESIDENT VALESKY: There
21 is a home-rule message at the desk.

22 Read the last section.

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

1 ACTING PRESIDENT VALESKY: Call
2 the roll.
3 (The Secretary called the roll.)
4 THE SECRETARY: Ayes, 62.
5 ACTING PRESIDENT VALESKY: The
6 bill is passed.
7 THE SECRETARY: Calendar Number
8 408, by Member of the Assembly Burling,
9 Assembly Print Number 7429, an act to amend
10 the Tax Law.
11 ACTING PRESIDENT VALESKY: There
12 is a home-rule message at the desk.
13 Read the last section.
14 THE SECRETARY: Section 2. This
15 act shall take effect immediately.
16 ACTING PRESIDENT VALESKY: Call
17 the roll.
18 (The Secretary called the roll.)
19 THE SECRETARY: Ayes, 62.
20 ACTING PRESIDENT VALESKY: The
21 bill is passed.
22 THE SECRETARY: Calendar Number
23 409, by Member of the Assembly Bacalles,
24 Assembly Print Number 7455, an act to amend

1 the Tax Law.

2 ACTING PRESIDENT VALESKY: There
3 is a home-rule message at the desk.

4 Read the last section.

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

7 ACTING PRESIDENT VALESKY: Call
8 the roll.

9 (The Secretary called the roll.)

10 THE SECRETARY: Ayes, 62.

11 ACTING PRESIDENT VALESKY: The
12 bill is passed.

13 THE SECRETARY: Calendar Number
14 410, by Member of the Assembly Barclay,
15 Assembly Print Number 7671, an act to amend
16 the Tax Law.

17 ACTING PRESIDENT VALESKY: There
18 is a home-rule message at the desk.

19 Read the last section.

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

22 ACTING PRESIDENT VALESKY: Call
23 the roll.

24 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 62.

2 ACTING PRESIDENT VALESKY: The

3 bill is passed.

4 THE SECRETARY: Calendar Number

5 414, by Member of the Assembly Magnarelli,

6 Assembly Print Number 8034A, an act to amend

7 the Tax Law.

8 ACTING PRESIDENT VALESKY: There

9 is a home-rule message at the desk.

10 Read the last section.

11 THE SECRETARY: Section 2. This

12 act shall take effect immediately.

13 ACTING PRESIDENT VALESKY: Call

14 the roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 62.

17 ACTING PRESIDENT VALESKY: The

18 bill is passed.

19 THE SECRETARY: Calendar Number

20 415, by Member of the Assembly Englebright,

21 Assembly Print Number 8145, an act to amend

22 the Tax Law.

23 SENATOR LaVALLE: Lay it aside.

24 ACTING PRESIDENT VALESKY: The

1 bill is laid aside.

2 THE SECRETARY: Calendar Number
3 431, by Member of the Assembly Abbate,
4 Assembly Print Number 2782, an act to amend
5 Chapter 929 of the Laws of 1986.

6 ACTING PRESIDENT VALESKY: Read
7 the last section.

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

10 SENATOR LIBOUS: Lay it aside.

11 ACTING PRESIDENT VALESKY: The
12 bill is laid aside.

13 THE SECRETARY: Calendar Number
14 434, by Member of the Assembly Barclay,
15 Assembly Print Number 7673, an act to amend
16 the Tax Law.

17 ACTING PRESIDENT VALESKY: There
18 is a home-rule message at the desk.

19 Read the last section.

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

22 ACTING PRESIDENT VALESKY: Call
23 the roll.

24 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 62.

2 ACTING PRESIDENT VALESKY: The
3 bill is passed.

4 THE SECRETARY: Calendar Number
5 436, by Member of the Assembly Tedisco,
6 Assembly Print Number 8312, an act to amend
7 the Tax Law.

8 ACTING PRESIDENT VALESKY: There
9 is a home-rule message at the desk.

10 Read the last section.

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

13 ACTING PRESIDENT VALESKY: Call
14 the roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 62.

17 ACTING PRESIDENT VALESKY: The
18 bill is passed.

19 THE SECRETARY: Calendar Number
20 437, by Member of the Assembly Calhoun,
21 Assembly Print Number 7344, an act to amend
22 the Tax Law.

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

1 Read the last section.

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

4 ACTING PRESIDENT VALESKY: Call
5 the roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 62.

8 ACTING PRESIDENT VALESKY: The
9 bill is passed.

10 THE SECRETARY: Calendar Number
11 442, by Member of the Assembly Magee, Assembly
12 Print Number 8302A, an act to amend
13 Chapter 412 of the Laws of 2008.

14 ACTING PRESIDENT VALESKY: Read
15 the last section.

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

18 ACTING PRESIDENT VALESKY: Call
19 the roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 62.

22 ACTING PRESIDENT VALESKY: The
23 bill is passed.

24 THE SECRETARY: Calendar Number

1 464, by Member of the Assembly Gunther,
2 Assembly Print Number 7745A, an act to amend
3 Chapter 270 of the Laws of 2008.

4 ACTING PRESIDENT VALESKY: There
5 is a home-rule message at the desk.

6 Read the last section.

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

9 ACTING PRESIDENT VALESKY: Call
10 the roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 62.

13 ACTING PRESIDENT VALESKY: The
14 bill is passed.

15 THE SECRETARY: Calendar Number
16 465, by Member of the Assembly Sweeney,
17 Assembly Print Number 7336, an act to amend
18 the County Law.

19 ACTING PRESIDENT VALESKY: There
20 is a home-rule message at the desk.

21 Read the last section.

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

24 ACTING PRESIDENT VALESKY: Call

1 the roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Those recorded in
4 the negative on Calendar Number 465 are
5 Senators Flanagan, Fuschillo, Golden, Lanza,
6 LaValle, Marcellino, Padavan and Ranzenhofer.
7 Also Senator O. Johnson.

8 Ayes, 53. Nays, 9.

9 ACTING PRESIDENT VALESKY: The
10 bill is passed.

11 THE SECRETARY: Calendar Number
12 467, by Member of the Assembly Castro,
13 Assembly Print Number 8382, an act to amend
14 Chapter 223 of the Laws of 1996.

15 ACTING PRESIDENT VALESKY: Read
16 the last section.

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

19 ACTING PRESIDENT VALESKY: Call
20 the roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 62.

23 ACTING PRESIDENT VALESKY: The
24 bill is passed.

1 THE SECRETARY: Calendar Number
2 488, by Member of the Assembly Jordan,
3 Assembly Print Number 5364A, an act to
4 authorize approval.

5 ACTING PRESIDENT VALESKY: Read
6 the last section.

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

9 ACTING PRESIDENT VALESKY: Call
10 the roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 62.

13 ACTING PRESIDENT VALESKY: The
14 bill is passed.

15 THE SECRETARY: Calendar Number
16 492, by Member of the Assembly --

17 SENATOR SKELOS: Lay it aside.

18 ACTING PRESIDENT VALESKY: The
19 bill is laid aside.

20 THE SECRETARY: Calendar Number
21 542, by Member of the Assembly McEneny,
22 Assembly Print Number 5222A, an act to amend
23 Chapter 693 of the Laws of 1980.

24 ACTING PRESIDENT VALESKY: There

1 is a home-rule message at the desk.

2 Read the last section.

3 THE SECRETARY: Section 3. This
4 act shall take effect upon the adoption by the
5 County of Albany of a local law.

6 ACTING PRESIDENT VALESKY: Call
7 the roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 61. Nays,
10 1. Senator Golden recorded in the negative.

11 ACTING PRESIDENT VALESKY: The
12 bill is passed.

13 THE SECRETARY: Calendar Number
14 557, by Member of the Assembly Farrell,
15 Assembly Print Number 8617, an act to amend
16 the New York State Financial Emergency Act.

17 ACTING PRESIDENT VALESKY: Read
18 the last section.

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

21 ACTING PRESIDENT VALESKY: Call
22 the roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 62.

1 ACTING PRESIDENT VALESKY: The
2 bill is passed.

3 THE SECRETARY: Calendar Number
4 587, by Member of the Assembly P. Lopez,
5 Assembly Print Number 6891, an act to amend
6 the Tax Law.

7 ACTING PRESIDENT VALESKY: There
8 is a home-rule message at the desk.

9 Read the last section.

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

12 ACTING PRESIDENT VALESKY: Call
13 the roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 62.

16 ACTING PRESIDENT VALESKY: The
17 bill is passed.

18 THE SECRETARY: Calendar Number
19 588, by Member of the Assembly Jordan,
20 Assembly Print Number 4768A, an act to amend
21 the Tax Law.

22 ACTING PRESIDENT VALESKY: There
23 is a home-rule message at the desk.

24 Read the last section.

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

3 ACTING PRESIDENT VALESKY: Call
4 the roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 62.

7 ACTING PRESIDENT VALESKY: The
8 bill is passed.

9 THE SECRETARY: Calendar Number
10 589, by Member of the Assembly Latimer,
11 Assembly Print Number 227, an act to amend the
12 Tax Law.

13 ACTING PRESIDENT VALESKY: There
14 is a home-rule message at the desk.

15 Read the last section.

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

18 ACTING PRESIDENT VALESKY: Call
19 the roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 61. Nays,
22 1. Senator Golden recorded in the negative.

23 ACTING PRESIDENT VALESKY: The
24 bill is passed.

1 Senator Smith.

2 SENATOR SMITH: Yes,

3 Mr. President. I would like to note that the
4 record should reflect that the clock has
5 struck midnight. And I move, pursuant to Rule
6 5, that the Senate remains in session so that
7 we may complete our work.

8 Mr. President, though, prior to us
9 completing our work, I would like to read a
10 statement that Senator John Sampson, Senator
11 Pedro Espada, Senator Dean Skelos, Senator
12 Jeff Klein and myself have put out in the
13 spirit of what we're looking to do with regard
14 to reforming the State Senate. And it reads
15 as follows:

16 "We, as leaders of our respective
17 conferences, have agreed on a framework for
18 historic rules reform that will help us move
19 forward to improve the operation of the State
20 Senate. The reforms encompass many of the
21 recommendations of the Senate Temporary
22 Committee on Rules and Reform that was chaired
23 by Senator Bonacic and chaired by Senator
24 Valesky, as reported on April 21st, as well as

1 some of the reforms that were advanced on
2 June 8th and we believe will create a more
3 open and bipartisan member-driven body.

4 "These reforms are long overdue.
5 They give each individual Senator the means of
6 effectively representing their constituents
7 and assure each Senator will be treated fairly
8 with respect to the way they do their jobs to
9 the best of their ability.

10 "We believe these rules will
11 empower all 62 members of this body. It will
12 give greater opportunity to get bills moved
13 out of committee and onto the floor for a
14 vote," Senator Squadron.

15 "There will be greater public
16 notification of bills on committee agendas,
17 greater notice on the active list. We will
18 compete with C-SPAN by having our own network
19 in which we will look to have ourselves
20 televised beyond the immediate conditions.

21 "We also have agreed that the
22 Senate administration will be fair and
23 nonpartisan, including access to services such
24 as printing, mailing, and providing equitable

1 allocation for staff.

2 "We hope the conference will use
3 these reforms, and we hope that we'll be
4 taking these up as soon as next week. But
5 more importantly, we believe by enacting these
6 reforms we hope that the Senate will be a more
7 effective body and will serve the people of
8 the State of New York."

9 Mr. President, we think this is a
10 time for more bipartisanship than this body
11 has ever had. We think we have a
12 responsibility to not only the 19.5 million
13 people -- as our conference leader, Senator
14 John Sampson, so ably says so many times --
15 but we believe this is an opportunity for us
16 to restore the faith, trust and hope of the
17 people of the State of New York in this body,
18 which is one of and still is one of the most
19 esteemed bodies in this country. We will
20 continue to perform our duty as we continue to
21 move forward on this calendar.

22 So with that, Mr. President, I ask
23 that we return to the noncontroversial
24 calendar and continue to read.

1 ACTING PRESIDENT VALESKY:

2 Senator Skelos.

3 SENATOR SKELOS: If I could
4 follow up on the comments made by Senator
5 Malcolm Smith.

6 I believe that sometimes the
7 outside world and perhaps even the media
8 wonders what happened in the past month. We
9 are on the verge, and I believe with the
10 support of the Majority, of really reforming
11 the way this Senate chamber operates in the
12 future.

13 We've been involved in a month-long
14 struggle, but I also believe that the end
15 result, as committed to by Senator Malcolm
16 Smith and Senator John Sampson, is that we
17 will be enacting historic reforms to change
18 the way the process works here and also open
19 up to the sunlight, to all of our constituents
20 and the media, to see exactly how the process
21 works and how we function.

22 It's also going to empower the
23 individual members. I know that this is
24 something that has been extremely important to

1 Senator Bonacic, who was a cochair of the
2 committee, Senator Winner and Senator Griffo,
3 and in fact every single member of our
4 conference.

5 It's my hope that in the next
6 several days, the reforms -- and I appreciate
7 your reading that statement -- that we felt
8 could have and should have been passed tonight
9 will be enacted when we return next week.

10 I think it's also important to note
11 that, as I've said in the past, perhaps the
12 dramatic steps that were taken on June 8th is
13 also an indication to the public not just that
14 reforms are critically important, but the
15 direction this state was going -- in
16 overspending, overtaxing, payroll taxes,
17 antibusiness, antijob, elimination of STAR
18 rebate checks -- cannot continue in the
19 future.

20 And that's our commitment to the
21 public. I think we've made that statement
22 clear and strong. And certainly I look
23 forward to working with you, Senator Smith, to
24 enact the reforms.

1 And it's also my hope that the
2 collegiality that we should have within the
3 Senate, and the open and frank discussions and
4 debates, will continue perhaps in a more
5 toned-down way.

6 So again, I appreciate, Senator
7 Smith, your reading that statement. And
8 certainly it's my desire, my hope, and I take
9 you at your word and Senator Sampson at his
10 word that these critical reforms which we
11 started on June 8th will become part of the
12 rules of the Senate next week when we
13 reconvene.

14 ACTING PRESIDENT VALESKY: Thank
15 you, Senator Skelos.

16 There is a motion on the floor by
17 Senator Smith to continue the work of this
18 session day past the midnight hour. All in
19 favor of the motion signify by saying aye.

20 (Response of "Aye.")

21 ACTING PRESIDENT VALESKY:
22 Opposed, nay.

23 (No response.)

24 ACTING PRESIDENT VALESKY: The

1 motion carries, and the work of this Senate
2 session will continue, commencing with
3 Calendar Number 590.

4 THE SECRETARY: Calendar Number
5 590, by Member of the Assembly Latimer,
6 Assembly Print Number 289, an act to amend the
7 Tax Law.

8 ACTING PRESIDENT VALESKY: There
9 is a home-rule message at the desk.

10 Read the last section.

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

13 ACTING PRESIDENT VALESKY: Call
14 the roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 61. Nays,
17 1. Senator Golden recorded in the negative.

18 ACTING PRESIDENT VALESKY: The
19 bill is passed.

20 THE SECRETARY: Calendar Number
21 591, by Member of the Assembly Butler,
22 Assembly Print Number 6421A, an act to amend
23 the Tax Law.

24 ACTING PRESIDENT VALESKY: There

1 is a home-rule message at the desk.

2 Read the last section.

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

5 ACTING PRESIDENT VALESKY: Call
6 the roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 62.

9 ACTING PRESIDENT VALESKY: The
10 bill is passed.

11 THE SECRETARY: Calendar Number
12 592, by Member of the Assembly Hawley,
13 Assembly Print Number 6883, an act to amend
14 Chapter 579 of the Laws of 2004.

15 ACTING PRESIDENT VALESKY: There
16 is a home-rule message at the desk.

17 Read the last section.

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

20 ACTING PRESIDENT VALESKY: Call
21 the roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 62.

24 ACTING PRESIDENT VALESKY: The

1 bill is passed.

2 THE SECRETARY: Calendar Number
3 593, by Member of the Assembly Lifton,
4 Assembly Print Number 1753, an act to amend
5 the Tax Law.

6 ACTING PRESIDENT VALESKY: There
7 is a home-rule message at the desk.

8 Read the last section.

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

11 ACTING PRESIDENT VALESKY: Call
12 the roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 62.

15 ACTING PRESIDENT VALESKY: The
16 bill is passed.

17 THE SECRETARY: Calendar Number
18 594, by Member of the Assembly Skartados,
19 Assembly Print Number 8548B, an act to amend
20 the Tax Law.

21 ACTING PRESIDENT VALESKY: There
22 is a home-rule message at the desk.

23 Read the last section.

24 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT VALESKY: Call
3 the roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 62.

6 ACTING PRESIDENT VALESKY: The
7 bill is passed.

8 THE SECRETARY: Calendar Number
9 596, by Member of the Assembly Oaks, Assembly
10 Print Number 7365, an act to amend the Tax
11 Law.

12 ACTING PRESIDENT VALESKY: There
13 is a home-rule message at the desk.

14 Read the last section.

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

17 ACTING PRESIDENT VALESKY: Call
18 the roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 62.

21 ACTING PRESIDENT VALESKY: The
22 bill is passed.

23 THE SECRETARY: Calendar Number
24 597, by Member of the Assembly Scozzafava,

1 Assembly Print Number 8477, an act to amend
2 the Tax Law.

3 ACTING PRESIDENT VALESKY: There
4 is a home-rule message at the desk.

5 Read the last section.

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

8 ACTING PRESIDENT VALESKY: Call
9 the roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 62.

12 ACTING PRESIDENT VALESKY: The
13 bill is passed.

14 THE SECRETARY: Calendar Number
15 607, by Member of the Assembly Nolan, Assembly
16 Print Number 8135, an act to amend Chapter 425
17 of the Laws of 2002.

18 ACTING PRESIDENT VALESKY: Read
19 the last section.

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

22 ACTING PRESIDENT VALESKY: Call
23 the roll.

24 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 62.

2 ACTING PRESIDENT VALESKY: The
3 bill is passed.

4 THE SECRETARY: Calendar Number
5 628, by Member of the Assembly Morelle,
6 Assembly Print Number 8611, an act to amend
7 Chapter 748 of the Laws of 2008.

8 ACTING PRESIDENT VALESKY: Read
9 the last section.

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

12 ACTING PRESIDENT VALESKY: Call
13 the roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 62.

16 ACTING PRESIDENT VALESKY: The
17 bill is passed.

18 THE SECRETARY: Calendar Number
19 630, by Member of the Assembly Towns, Assembly
20 Print Number 6923A, an act to amend Chapter
21 322 of the Laws of 2007.

22 ACTING PRESIDENT VALESKY: Read
23 the last section.

24 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT VALESKY: Call
3 the roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 62.

6 ACTING PRESIDENT VALESKY: The
7 bill is passed.

8 THE SECRETARY: Calendar Number
9 639, by Member of the Assembly Hooper,
10 Assembly Print Number 7685, an act to amend
11 the Local Finance Law.

12 ACTING PRESIDENT VALESKY: There
13 is a home-rule message at the desk.

14 Read the last section.

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

17 ACTING PRESIDENT VALESKY: Call
18 the roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 61. Nays,
21 1. Senator Ranzenhofer recorded in the
22 negative.

23 ACTING PRESIDENT VALESKY: The
24 bill is passed.

1 THE SECRETARY: Calendar Number
2 647, by Member of the Assembly Giglio,
3 Assembly Print Number 4233, an act to amend
4 the Tax Law.

5 ACTING PRESIDENT VALESKY: There
6 is a home-rule message at the desk.

7 Read the last section.

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

10 ACTING PRESIDENT VALESKY: Call
11 the roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 62.

14 ACTING PRESIDENT VALESKY: The
15 bill is passed.

16 THE SECRETARY: Calendar Number
17 648, by Member of the Assembly Giglio,
18 Assembly Print Number 4234, an act to amend
19 the Tax Law.

20 ACTING PRESIDENT VALESKY: There
21 is a home-rule message at the desk.

22 Read the last section.

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

1 ACTING PRESIDENT VALESKY: Call
2 the roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 62.

5 ACTING PRESIDENT VALESKY: The
6 bill is passed.

7 THE SECRETARY: Calendar Number
8 649, by Member of the Assembly P. Lopez,
9 Assembly Print Number 4718, an act to amend
10 the Tax Law.

11 ACTING PRESIDENT VALESKY: There
12 is a home-rule message at the desk.

13 Read the last section.

14 THE SECRETARY: Section 2. This
15 act shall take effect on the first of the
16 month next succeeding.

17 ACTING PRESIDENT VALESKY: Call
18 the roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 62.

21 ACTING PRESIDENT VALESKY: The
22 bill is passed.

23 THE SECRETARY: Calendar Number
24 650, by Member of the Assembly Gordon,

1 Assembly Print Number 8708, an act to amend
2 Chapter 556 of the Laws of 2007.

3 ACTING PRESIDENT VALESKY: There
4 is a home-rule message at the desk.

5 Read the last section.

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

8 ACTING PRESIDENT VALESKY: Call
9 the roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 62.

12 ACTING PRESIDENT VALESKY: The
13 bill is passed.

14 THE SECRETARY: Calendar Number
15 651, by Member of the Assembly Hawley,
16 Assembly Print Number 6884, an act to amend
17 the Tax Law.

18 ACTING PRESIDENT VALESKY: There
19 is a home-rule message at the desk.

20 Read the last section.

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

23 ACTING PRESIDENT VALESKY: Call
24 the roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 62.

3 ACTING PRESIDENT VALESKY: The
4 bill is passed.

5 THE SECRETARY: Calendar Number
6 652, by Member of the Assembly Molinaro,
7 Assembly Print Number 6894, an act to amend
8 the Tax Law.

9 ACTING PRESIDENT VALESKY: There
10 is a home-rule message at the desk.

11 Read the last section.

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

14 ACTING PRESIDENT VALESKY: Call
15 the roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 62.

18 ACTING PRESIDENT VALESKY: The
19 bill is passed.

20 THE SECRETARY: Calendar Number
21 653, by Member of the Assembly P. Lopez,
22 Assembly Print Number 6890, an act to amend
23 the Tax Law.

24 ACTING PRESIDENT VALESKY: There

1 is a home-rule message at the desk.

2 Read the last section.

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

5 ACTING PRESIDENT VALESKY: Call
6 the roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 62.

9 ACTING PRESIDENT VALESKY: The
10 bill is passed.

11 THE SECRETARY: Calendar Number
12 654, by Member of the Assembly Parment,
13 Assembly Print Number 7230, an act to amend
14 Chapter 405 of the Laws of 2007.

15 ACTING PRESIDENT VALESKY: There
16 is a home-rule message at the desk.

17 Read the last section.

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

20 ACTING PRESIDENT VALESKY: Call
21 the roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 62.

24 ACTING PRESIDENT VALESKY: The

1 bill is passed.

2 THE SECRETARY: Calendar Number
3 655, by Member of the Assembly DelMonte,
4 Assembly Print Number 7795, an act to amend
5 the Tax Law.

6 ACTING PRESIDENT VALESKY: There
7 is a home-rule message at the desk.

8 Read the last section.

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

11 ACTING PRESIDENT VALESKY: Call
12 the roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 62.

15 ACTING PRESIDENT VALESKY: The
16 bill is passed.

17 THE SECRETARY: Calendar Number
18 656, by Member of the Assembly Galef, Assembly
19 Print Number 8454, an act to amend the Public
20 Authorities Law.

21 ACTING PRESIDENT VALESKY: Read
22 the last section.

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

1 ACTING PRESIDENT VALESKY: Call
2 the roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 62.

5 ACTING PRESIDENT VALESKY: The
6 bill is passed.

7 THE SECRETARY: Calendar Number
8 657, by Member of the Assembly V. Lopez,
9 Assembly Print Number 8691, an act to amend
10 Chapter 555 of the Laws of 1989.

11 ACTING PRESIDENT VALESKY: Read
12 the last section.

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

15 ACTING PRESIDENT VALESKY: Call
16 the roll.

17 (The Secretary called the roll.)

18 THE SECRETARY: Ayes, 62.

19 ACTING PRESIDENT VALESKY: The
20 bill is passed.

21 THE SECRETARY: Calendar Number
22 658, by Member of the Assembly V. Lopez,
23 Assembly Print Number 8529, an act to amend
24 Chapter 915 of the Laws of 1982.

1 ACTING PRESIDENT VALESKY: Read
2 the last section.

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

5 ACTING PRESIDENT VALESKY: Call
6 the roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 62.

9 ACTING PRESIDENT VALESKY: The
10 bill is passed.

11 THE SECRETARY: Calendar Number
12 659, by Member of the Assembly Schimminger,
13 Assembly Print Number 6050, an act to amend
14 Chapter 413 of the Laws of 2003.

15 ACTING PRESIDENT VALESKY: Read
16 the last section.

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

19 ACTING PRESIDENT VALESKY: Call
20 the roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 62.

23 ACTING PRESIDENT VALESKY: The
24 bill is passed.

1 THE SECRETARY: Calendar Number
2 660, by Member of the Assembly Towns, Assembly
3 Print Number 6924B, an act to amend the
4 Banking Law.

5 ACTING PRESIDENT VALESKY: Read
6 the last section.

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

9 ACTING PRESIDENT VALESKY: Call
10 the roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 62.

13 ACTING PRESIDENT VALESKY: The
14 bill is passed.

15 THE SECRETARY: Calendar Number
16 661, by Member of the Assembly Jaffee,
17 Assembly Print Number 7460A, an act to amend
18 the Public Authorities Law.

19 ACTING PRESIDENT VALESKY: There
20 is a home-rule message at the desk.

21 Read the last section.

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

24 ACTING PRESIDENT VALESKY: Call

1 the roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 62.

4 ACTING PRESIDENT VALESKY: The
5 bill is passed.

6 THE SECRETARY: Calendar Number
7 662, by Member of the Assembly Giglio,
8 Assembly Print Number 7462, an act to amend
9 the Tax Law.

10 ACTING PRESIDENT VALESKY: There
11 is a home-rule message at the desk.

12 Read the last section.

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

15 ACTING PRESIDENT VALESKY: Call
16 the roll.

17 (The Secretary called the roll.)

18 THE SECRETARY: Ayes, 62.

19 ACTING PRESIDENT VALESKY: The
20 bill is passed.

21 THE SECRETARY: Calendar Number
22 663, by Member of the Assembly Giglio,
23 Assembly Print Number 7721, an act to amend
24 Chapter 331 of the Laws of 2007.

1 ACTING PRESIDENT VALESKY: There
2 is a home-rule message at the desk.

3 Read the last section.

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

6 ACTING PRESIDENT VALESKY: Call
7 the roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 62.

10 ACTING PRESIDENT VALESKY: The
11 bill is passed.

12 THE SECRETARY: Calendar Number
13 664, by Member of the Assembly Galef, Assembly
14 Print Number 8315, an act to amend Chapter 674
15 of the Laws of 1993.

16 ACTING PRESIDENT VALESKY: Read
17 the last section.

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

20 ACTING PRESIDENT VALESKY: Call
21 the roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 62.

24 ACTING PRESIDENT VALESKY: The

1 bill is passed.

2 THE SECRETARY: Calendar Number
3 665, by Member of the Assembly Weinstein,
4 Assembly Print Number 8977, an act to amend
5 the Family Court Act and the Domestic
6 Relations Law.

7 ACTING PRESIDENT VALESKY: Read
8 the last section.

9 THE SECRETARY: Section 13. This
10 act shall take effect on the 90th day.

11 ACTING PRESIDENT VALESKY: Call
12 the roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 62.

15 ACTING PRESIDENT VALESKY: The
16 bill is passed.

17 THE SECRETARY: Calendar Number
18 666, by Member of the Assembly Amedore,
19 Assembly Print Number 8209, an act to amend
20 the Tax Law.

21 ACTING PRESIDENT VALESKY: There
22 is a home-rule message at the desk.

23 Read the last section.

24 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT VALESKY: Call
3 the roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 62.

6 ACTING PRESIDENT VALESKY: The
7 bill is passed.

8 THE SECRETARY: Calendar Number
9 667, by Member of the Assembly Butler,
10 Assembly Print Number 8116, an act to amend
11 the Tax Law.

12 ACTING PRESIDENT VALESKY: There
13 is a home-rule message at the desk.

14 Read the last section.

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

17 ACTING PRESIDENT VALESKY: Call
18 the roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 62.

21 ACTING PRESIDENT VALESKY: The
22 bill is passed.

23 THE SECRETARY: Calendar Number
24 668, by Member of the Assembly Butler,

1 Assembly Print Number 8115, an act to amend
2 Chapter 489 of the Laws of 2004.

3 ACTING PRESIDENT VALESKY: There
4 is a home-rule message at the desk.

5 Read the last section.

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

8 ACTING PRESIDENT VALESKY: Call
9 the roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 62.

12 ACTING PRESIDENT VALESKY: The
13 bill is passed.

14 THE SECRETARY: Calendar Number
15 669, by Member of the Assembly Farrell,
16 Assembly Print Number 8614, an act to amend
17 the Public Authorities Law.

18 ACTING PRESIDENT VALESKY: Read
19 the last section.

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

22 ACTING PRESIDENT VALESKY: Call
23 the roll.

24 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 62.

2 ACTING PRESIDENT VALESKY: The
3 bill is passed.

4 THE SECRETARY: Calendar Number
5 670, by Member of the Assembly Schimel,
6 Assembly Print Number 7606, an act to amend
7 Chapter 602 of the Laws of 1993.

8 ACTING PRESIDENT VALESKY: Read
9 the last section.

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

12 ACTING PRESIDENT VALESKY: Call
13 the roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 62.

16 ACTING PRESIDENT VALESKY: The
17 bill is passed.

18 THE SECRETARY: Calendar Number
19 671, by Member of the Assembly Zebrowski,
20 Assembly Print Number 8057A, an act to amend
21 the Tax Law.

22 ACTING PRESIDENT VALESKY: There
23 is a home-rule message at the desk.

24 Read the last section.

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

3 ACTING PRESIDENT VALESKY: Call
4 the roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 62.

7 ACTING PRESIDENT VALESKY: The
8 bill is passed.

9 THE SECRETARY: Calendar Number
10 672, by Member of the Assembly Nolan, Assembly
11 Print Number 8710, an act authorizing the
12 Commissioner of Education.

13 ACTING PRESIDENT VALESKY: Read
14 the last section.

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

17 ACTING PRESIDENT VALESKY: Call
18 the roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 61. Nays,
21 1. Senator Ranzenhofer recorded in the
22 negative.

23 ACTING PRESIDENT VALESKY: The
24 bill is passed.

1 THE SECRETARY: Calendar Number
2 673, by Member of the Assembly Schimminger,
3 Assembly Print Number 8891, an act to amend
4 Part L of Chapter 60 of the Laws of 2004.

5 ACTING PRESIDENT VALESKY: Read
6 the last section.

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

9 ACTING PRESIDENT VALESKY: Call
10 the roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 62.

13 ACTING PRESIDENT VALESKY: The
14 bill is passed.

15 THE SECRETARY: Calendar Number
16 674, by Member of the Assembly Farrell,
17 Assembly Print Number 8615, an act to amend
18 the Administrative Code of the City of
19 New York.

20 ACTING PRESIDENT VALESKY: Read
21 the last section.

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

24 ACTING PRESIDENT VALESKY: Call

1 the roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 62.

4 ACTING PRESIDENT VALESKY: The
5 bill is passed.

6 THE SECRETARY: Calendar Number
7 675, by Member of the Assembly Farrell,
8 Assembly Print Number 8618, an act to amend
9 the Local Finance Law and Chapter 413 of the
10 Laws of 1991.

11 ACTING PRESIDENT VALESKY: Read
12 the last section.

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

15 ACTING PRESIDENT VALESKY: Call
16 the roll.

17 (The Secretary called the roll.)

18 THE SECRETARY: Ayes, 62.

19 ACTING PRESIDENT VALESKY: The
20 bill is passed.

21 THE SECRETARY: Calendar Number
22 676, by Member of the Assembly Farrell,
23 Assembly Print Number 8616, an act to amend
24 the Local Finance Law.

1 ACTING PRESIDENT VALESKY: Read
2 the last section.

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

5 ACTING PRESIDENT VALESKY: Call
6 the roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 62.

9 ACTING PRESIDENT VALESKY: The
10 bill is passed.

11 THE SECRETARY: Calendar Number
12 677, by Member of the Assembly Gantt, Assembly
13 Print Number 8469, an act to amend the Tax
14 Law.

15 ACTING PRESIDENT VALESKY: There
16 is a home-rule message at the desk.

17 Read the last section.

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

20 ACTING PRESIDENT VALESKY: Call
21 the roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 62.

24 ACTING PRESIDENT VALESKY: The

1 bill is passed.

2 THE SECRETARY: Calendar Number
3 678, by Member of the Assembly Sweeney,
4 Assembly Print Number 7227A, an act to amend
5 the Suffolk County Tax Act.

6 ACTING PRESIDENT VALESKY: Read
7 the last section.

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

10 ACTING PRESIDENT VALESKY: Call
11 the roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 62.

14 ACTING PRESIDENT VALESKY: The
15 bill is passed.

16 THE SECRETARY: Calendar Number
17 679, by Member of the Assembly Destito,
18 Assembly Print Number 8422, an act to amend
19 the Tax Law.

20 ACTING PRESIDENT VALESKY: There
21 is a home-rule message at the desk.

22 Read the last section.

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

1 ACTING PRESIDENT VALESKY: Call
2 the roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 62.

5 ACTING PRESIDENT VALESKY: The
6 bill is passed.

7 THE SECRETARY: Calendar Number
8 680, by Member of the Assembly Silver,
9 Assembly Print Number 8376, an act to amend
10 the Election Law.

11 ACTING PRESIDENT VALESKY: Read
12 the last section.

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

15 ACTING PRESIDENT VALESKY: Call
16 the roll.

17 (The Secretary called the roll.)

18 THE SECRETARY: Ayes, 62.

19 ACTING PRESIDENT VALESKY: The
20 bill is passed.

21 THE SECRETARY: Calendar Number
22 681, by Member of the Assembly Bing, Assembly
23 Print Number 8327, an act to amend Chapter 292
24 of the Laws of 2007.

1 ACTING PRESIDENT VALESKY: Read
2 the last section.

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

5 ACTING PRESIDENT VALESKY: Call
6 the roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 62.

9 ACTING PRESIDENT VALESKY: The
10 bill is passed.

11 THE SECRETARY: Calendar Number
12 682, by Member of the Assembly Parment,
13 Assembly Print Number 8502, an act to amend
14 the Tax Law.

15 ACTING PRESIDENT VALESKY: There
16 is a home-rule message at the desk.

17 Read the last section.

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

20 ACTING PRESIDENT VALESKY: Call
21 the roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 62.

24 ACTING PRESIDENT VALESKY: The

1 bill is passed.

2 THE SECRETARY: Calendar Number
3 683, by Member of the Assembly Kolb, Assembly
4 Print Number 8514, an act to amend the Tax
5 Law.

6 ACTING PRESIDENT VALESKY: There
7 is a home-rule message at the desk.

8 Read the last section.

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

11 ACTING PRESIDENT VALESKY: Call
12 the roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 62.

15 ACTING PRESIDENT VALESKY: The
16 bill is passed.

17 THE SECRETARY: Calendar Number
18 684, by Member of the Assembly Finch, Assembly
19 Print Number 8666, an act to amend the Tax
20 Law.

21 ACTING PRESIDENT VALESKY: There
22 is a home-rule message at the desk.

23 Read the last section.

24 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT VALESKY: Call
3 the roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 62.

6 ACTING PRESIDENT VALESKY: The
7 bill is passed.

8 THE SECRETARY: Calendar Number
9 685, by Member of the Assembly Wright,
10 Assembly Print Number 6825, an act to amend
11 Chapter 92 of the Laws of 2001.

12 ACTING PRESIDENT VALESKY: Read
13 the last section.

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

16 ACTING PRESIDENT VALESKY: Call
17 the roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 62.

20 ACTING PRESIDENT VALESKY: The
21 bill is passed.

22 THE SECRETARY: Calendar Number
23 686, by Member of the Assembly V. Lopez,
24 Assembly Print Number 8048, an act to amend

1 the Real Property Tax Law.

2 ACTING PRESIDENT VALESKY: Read
3 the last section.

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

6 ACTING PRESIDENT VALESKY: Call
7 the roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 62.

10 ACTING PRESIDENT VALESKY: The
11 bill is passed.

12 THE SECRETARY: Calendar Number
13 687, by Member of the Assembly Gunther,
14 Assembly Print Number 8347, an act to amend
15 the Tax Law.

16 ACTING PRESIDENT VALESKY: There
17 is a home-rule message at the desk.

18 Read the last section.

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

21 ACTING PRESIDENT VALESKY: Call
22 the roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 62.

1 ACTING PRESIDENT VALESKY: The
2 bill is passed.

3 THE SECRETARY: Calendar Number
4 688, by Member of the Assembly Skartados,
5 Assembly Print Number 8688, an act to amend
6 the Tax Law and Chapter 200 of the Laws of
7 2002.

8 ACTING PRESIDENT VALESKY: There
9 is a home-rule message at the desk.

10 Read the last section.

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

13 ACTING PRESIDENT VALESKY: Call
14 the roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 62.

17 ACTING PRESIDENT VALESKY: The
18 bill is passed.

19 THE SECRETARY: Calendar Number
20 689, by Member of the Assembly Sayward,
21 Assembly Print Number 8629, an act to amend
22 Chapter 326 of the Laws of 2006.

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

1 Read the last section.

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

4 ACTING PRESIDENT VALESKY: Call
5 the roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 62.

8 ACTING PRESIDENT VALESKY: The
9 bill is passed.

10 THE SECRETARY: Calendar Number
11 690, by Member of the Assembly Thiele,
12 Assembly Print Number 8682, an act to amend
13 Chapter 282 of the Laws of 2008.

14 ACTING PRESIDENT VALESKY: There
15 is a home-rule message at the desk.

16 Read the last section.

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

19 ACTING PRESIDENT VALESKY: Call
20 the roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 62.

23 ACTING PRESIDENT VALESKY: The
24 bill is passed.

1 THE SECRETARY: Calendar Number
2 691, by Member of the Assembly Galef, Assembly
3 Print Number 8459A, an act to amend the Tax
4 Law.

5 ACTING PRESIDENT VALESKY: There
6 is a home-rule message at the desk.

7 Read the last section.

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

10 ACTING PRESIDENT VALESKY: Call
11 the roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 62.

14 ACTING PRESIDENT VALESKY: The
15 bill is passed.

16 THE SECRETARY: Calendar Number
17 692, by Member of the Assembly Nolan, Assembly
18 Print Number 8564, an act to amend the
19 Education Law.

20 ACTING PRESIDENT VALESKY: Read
21 the last section.

22 THE SECRETARY: Section 10. This
23 act shall take effect July 1, 2009.

24 ACTING PRESIDENT VALESKY: Call

1 the roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 62.

4 ACTING PRESIDENT VALESKY: The
5 bill is passed.

6 THE SECRETARY: Calendar Number
7 693, by Member of the Assembly Gunther,
8 Assembly Print Number 8045A, an act to amend
9 Chapter 738 of the Laws of 2005.

10 ACTING PRESIDENT VALESKY: Read
11 the last section.

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

14 ACTING PRESIDENT VALESKY: Call
15 the roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 62.

18 ACTING PRESIDENT VALESKY: The
19 bill is passed.

20 THE SECRETARY: Calendar Number
21 694, by Member of the Assembly Englebright,
22 Assembly Print Number 8660, an act to amend
23 Chapter 138 of the Laws of 1998.

24 ACTING PRESIDENT VALESKY: Read

1 the last section.

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

4 ACTING PRESIDENT VALESKY: Call
5 the roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 62.

8 ACTING PRESIDENT VALESKY: The
9 bill is passed.

10 THE SECRETARY: Calendar Number
11 695, by Member of the Assembly Calhoun,
12 Assembly Print Number 7143B, an act to amend
13 the Tax Law.

14 ACTING PRESIDENT VALESKY: There
15 is a home-rule message at the desk.

16 Read the last section.

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

19 ACTING PRESIDENT VALESKY: Call
20 the roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 62.

23 ACTING PRESIDENT VALESKY: The
24 bill is passed.

1 THE SECRETARY: Calendar Number
2 696, by Member of the Assembly P. Lopez,
3 Assembly Print Number 8831, an act to amend
4 Chapter 333 of the Laws of 2006.

5 ACTING PRESIDENT VALESKY: There
6 is a home-rule message at the desk.

7 Read the last section.

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

10 ACTING PRESIDENT VALESKY: Call
11 the roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 62.

14 ACTING PRESIDENT VALESKY: The
15 bill is passed.

16 THE SECRETARY: Calendar Number
17 697, by Member of the Assembly Sayward,
18 Assembly Print Number 8936, an act to amend
19 the Tax Law.

20 ACTING PRESIDENT VALESKY: There
21 is a home-rule message at the desk.

22 Read the last section.

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

1 ACTING PRESIDENT VALESKY: Call
2 the roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 62.

5 ACTING PRESIDENT VALESKY: The
6 bill is passed.

7 THE SECRETARY: Calendar Number
8 698, by Member of the Assembly Barron,
9 Assembly Print Number 8838, an act to amend
10 the Private Housing Finance Law.

11 ACTING PRESIDENT VALESKY: Read
12 the last section.

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

15 ACTING PRESIDENT VALESKY: Call
16 the roll.

17 (The Secretary called the roll.)

18 THE SECRETARY: Ayes, 62.

19 ACTING PRESIDENT VALESKY: The
20 bill is passed.

21 THE SECRETARY: Calendar Number
22 699, by Member of the Assembly Silver,
23 Assembly Print Number 8889, an act to amend
24 the Administrative Code of the City of

1 New York and the Tax Law.

2 ACTING PRESIDENT VALESKY: Read
3 the last section.

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

6 ACTING PRESIDENT VALESKY: Call
7 the roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 62.

10 ACTING PRESIDENT VALESKY: The
11 bill is passed.

12 THE SECRETARY: Calendar Number
13 700, by Member of the Assembly Lifton,
14 Assembly Print Number 8923B, an act to amend
15 the County Law.

16 ACTING PRESIDENT VALESKY: There
17 is a home-rule message at the desk.

18 Read the last section.

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

21 ACTING PRESIDENT VALESKY: Call
22 the roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 62.

1 ACTING PRESIDENT VALESKY: The
2 bill is passed.

3 THE SECRETARY: Calendar Number
4 701, by Member of the Assembly Nolan, Assembly
5 Print Number 8894, an act to amend Chapter 352
6 of the Laws of 2005.

7 ACTING PRESIDENT VALESKY: Read
8 the last section.

9 THE SECRETARY: Section 4. This
10 act shall take effect July 1, 2009.

11 ACTING PRESIDENT VALESKY: Call
12 the roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 62.

15 ACTING PRESIDENT VALESKY: The
16 bill is passed.

17 THE SECRETARY: Calendar Number
18 702, by Member of the Assembly V. Lopez,
19 Assembly Print Number 8796, an act to amend
20 the General Municipal Law.

21 ACTING PRESIDENT VALESKY: Read
22 the last section.

23 THE SECRETARY: Section 4. This
24 act shall take effect July 15, 2009.

1 ACTING PRESIDENT VALESKY: Call
2 the roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 62.

5 ACTING PRESIDENT VALESKY: The
6 bill is passed.

7 THE SECRETARY: Calendar Number
8 704, by Member of the Assembly Farrell,
9 Assembly Print Number 8867, an act to amend
10 the Administrative Code of the City of
11 New York.

12 ACTING PRESIDENT VALESKY: There
13 is a home-rule message at the desk.

14 Read the last section.

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

17 ACTING PRESIDENT VALESKY: Call
18 the roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 62.

21 ACTING PRESIDENT VALESKY: The
22 bill is passed.

23 THE SECRETARY: Calendar Number
24 705, by Member of the Assembly Abbate,

1 Assembly Print Number 8933, an act to amend
2 the Administrative Code of the City of
3 New York.

4 ACTING PRESIDENT VALESKY: Read
5 the last section.

6 THE SECRETARY: Section --

7 SENATOR LIBOUS: Lay it aside.

8 ACTING PRESIDENT VALESKY: The
9 bill is laid aside.

10 THE SECRETARY: Calendar Number
11 706, by Member of the Assembly Hoyt, Assembly
12 Print Number 8920 --

13 SENATOR LIBOUS: Lay it aside.

14 ACTING PRESIDENT VALESKY: The
15 bill is laid aside.

16 THE SECRETARY: Calendar Number
17 707, by Member of the Assembly Silver,
18 Assembly Print Number 8868, an act to amend
19 the General City Law and the Administrative
20 Code of the City of New York.

21 ACTING PRESIDENT VALESKY: Read
22 the last section.

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

1 ACTING PRESIDENT VALESKY: Call
2 the roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 62.

5 ACTING PRESIDENT VALESKY: The
6 bill is passed.

7 THE SECRETARY: Calendar Number
8 708, by Member of the Assembly Galef, Assembly
9 Print Number 7252, an act to amend the Tax
10 Law.

11 ACTING PRESIDENT VALESKY: There
12 is a home-rule message at the desk.

13 Read the last section.

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

16 ACTING PRESIDENT VALESKY: Call
17 the roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 62.

20 ACTING PRESIDENT VALESKY: The
21 bill is passed.

22 THE SECRETARY: Calendar Number
23 709, by Member of the Assembly Galef, Assembly
24 Print Number 7350, an act to amend the Tax

1 Law.

2 ACTING PRESIDENT VALESKY: There
3 is a home-rule message at the desk.

4 Read the last section.

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

7 ACTING PRESIDENT VALESKY: Call
8 the roll.

9 (The Secretary called the roll.)

10 THE SECRETARY: Ayes, 62.

11 ACTING PRESIDENT VALESKY: The
12 bill is passed.

13 THE SECRETARY: Calendar Number
14 710, by Member of the Assembly Hyer-Spencer,
15 Assembly Print Number 8895, an act to amend
16 the Real Property Tax Law.

17 ACTING PRESIDENT VALESKY: Read
18 the last section.

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

21 ACTING PRESIDENT VALESKY: Call
22 the roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 62.

1 ACTING PRESIDENT VALESKY: The
2 bill is passed.

3 THE SECRETARY: Calendar Number
4 711, by Member of the Assembly Eddington,
5 Assembly Print Number 8391, an act to amend
6 Chapter 57 of the Laws of 2005.

7 ACTING PRESIDENT VALESKY: Read
8 the last section.

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

11 ACTING PRESIDENT VALESKY: Call
12 the roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 62.

15 ACTING PRESIDENT VALESKY: The
16 bill is passed.

17 THE SECRETARY: Calendar Number
18 715, by Member of the Assembly Fields --

19 SENATOR LaVALLE: Lay it aside.

20 ACTING PRESIDENT VALESKY: The
21 bill is laid aside.

22 THE SECRETARY: Calendar Number
23 716, by Member of the Assembly Gottfried,
24 Assembly Print Number 9036, an act to amend

1 Chapter 266 of the Laws of --

2 SENATOR RANZENHOFER: Lay it
3 aside.

4 ACTING PRESIDENT VALESKY: The
5 bill is laid aside.

6 THE SECRETARY: Calendar Number
7 717, by Member of the Assembly Cahill,
8 Assembly Print Number 9039, an act to amend
9 the Economic Development Law.

10 ACTING PRESIDENT VALESKY: Read
11 the last section.

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

14 ACTING PRESIDENT VALESKY: Call
15 the roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 62.

18 ACTING PRESIDENT VALESKY: The
19 bill is passed.

20 THE SECRETARY: Calendar Number
21 718, by Member of the Assembly Espaillet,
22 Assembly Print Number 8737, an act to amend
23 the Executive Law.

24 ACTING PRESIDENT VALESKY:

1 Senator Ranzenhofer, why do you rise?

2 SENATOR RANZENHOFER: I withdraw
3 my request that 716 be laid aside.

4 ACTING PRESIDENT VALESKY: You're
5 withdrawing your lay-aside --

6 SENATOR RANZENHOFER: Yeah, I
7 withdraw my request to lay it aside.

8 ACTING PRESIDENT VALESKY: The
9 Secretary will continue reading Calendar 718.

10 THE SECRETARY: Calendar Number
11 718, by Member of the Assembly Espaillat,
12 Assembly Print Number 8737, an act to amend
13 the Executive Law.

14 ACTING PRESIDENT VALESKY: Read
15 the last section.

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

18 ACTING PRESIDENT VALESKY: Call
19 the roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 62.

22 ACTING PRESIDENT VALESKY: The
23 bill is passed.

24 The Secretary will return to

1 Calendar Number 716.

2 THE SECRETARY: Calendar Number
3 716, by Member of the Assembly Gottfried,
4 Assembly Print Number 9036, an act to amend
5 Chapter 266 of the Laws of 1986.

6 ACTING PRESIDENT VALESKY: Read
7 the last section.

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

10 ACTING PRESIDENT VALESKY: Call
11 the roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 62.

14 ACTING PRESIDENT VALESKY: The
15 bill is passed.

16 THE SECRETARY: Calendar Number
17 719, by Member of the Assembly Zebrowski,
18 Assembly Print Number 6564A, an act to amend
19 the County Law.

20 ACTING PRESIDENT VALESKY: There
21 is a home-rule message at the desk.

22 Read the last section.

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

1 ACTING PRESIDENT VALESKY: Call
2 the roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 61. Nays,
5 1. Senator Lanza recorded in the negative.

6 ACTING PRESIDENT VALESKY: The
7 bill is passed.

8 THE SECRETARY: Calendar Number
9 720, by Member of the Assembly Destito,
10 Assembly Print Number 8423, an act to amend
11 Chapter 1 of the Laws of 2005.

12 ACTING PRESIDENT VALESKY: Read
13 the last section.

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

16 ACTING PRESIDENT VALESKY: Call
17 the roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 62.

20 ACTING PRESIDENT VALESKY: The
21 bill is passed.

22 THE SECRETARY: Calendar Number
23 721, by Member of the Assembly Cymbrowitz,
24 Assembly Print Number 8713, an act to amend

1 Chapter 122 of the Laws of 2000.

2 ACTING PRESIDENT VALESKY: Read
3 the last section.

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

6 ACTING PRESIDENT VALESKY: Call
7 the roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 62.

10 ACTING PRESIDENT VALESKY: The
11 bill is passed.

12 THE SECRETARY: Calendar Number
13 722, by Member of the Assembly Canestrari,
14 Assembly Print Number 8864, an act to amend
15 the Education Law.

16 ACTING PRESIDENT VALESKY: Read
17 the last section.

18 THE SECRETARY: Section 2. This
19 act shall take effect on the same date and in
20 the same manner as Section 1 of Part F of
21 Chapter 57 of the Laws of 2009.

22 ACTING PRESIDENT VALESKY: Call
23 the roll.

24 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 62.

2 ACTING PRESIDENT VALESKY: The
3 bill is passed.

4 THE SECRETARY: Calendar Number
5 723, by Member of the Assembly Nolan, Assembly
6 Print Number 8893, an act to amend the
7 Education Law.

8 ACTING PRESIDENT VALESKY: Read
9 the last section.

10 THE SECRETARY: Section 3. This
11 act shall take effect July 1, 2009.

12 ACTING PRESIDENT VALESKY: Call
13 the roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 62.

16 ACTING PRESIDENT VALESKY: The
17 bill is passed.

18 THE SECRETARY: Calendar Number
19 724, by Member of the Assembly Abbate,
20 Assembly Print Number --

21 SENATOR WINNER: Lay it aside.

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

24 THE SECRETARY: Calendar Number

1 725, by Member of the Assembly Pretlow,
2 Assembly Print Number 8103A, an act providing
3 for accelerated pavements.

4 ACTING PRESIDENT VALESKY: Read
5 the last section.

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

8 ACTING PRESIDENT VALESKY: Call
9 the roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 62.

12 ACTING PRESIDENT VALESKY: The
13 bill is passed.

14 THE SECRETARY: Calendar Number
15 726, by Member of the Assembly Magnarelli,
16 Assembly Print Number 8694, an act in relation
17 to authorizing.

18 ACTING PRESIDENT VALESKY: Read
19 the last section.

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

22 ACTING PRESIDENT VALESKY: Call
23 the roll.

24 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 62.

2 ACTING PRESIDENT VALESKY: The
3 bill is passed.

4 Senator Smith, that completes the
5 noncontroversial reading of Senate
6 Supplemental Calendar 59A.

7 SENATOR SMITH: Thank you,
8 Mr. President.

9 I would ask at this time that we
10 move to the reading of the controversial
11 supplemental calendar.

12 ACTING PRESIDENT VALESKY: The
13 Secretary will ring the bells.

14 I ask all members to return to the
15 chamber so that we may proceed with the
16 controversial reading.

17 The Secretary will read.

18 THE SECRETARY: Calendar Number
19 415, by Member of the Assembly Englebright,
20 Assembly Print Number 8145, an act to amend
21 the Tax Law.

22 SENATOR LaVALLE: Explanation.

23 ACTING PRESIDENT VALESKY: An
24 explanation of Calendar Number 415 has been

1 requested, Senator Foley.

2 SENATOR FOLEY: Yes, thank you,
3 Mr. President.

4 This was an initiative that has
5 been requested by the County of Suffolk
6 wherein on a bipartisan basis the county
7 legislature, along with the county executive,
8 have requested of this body, as they have of
9 the Assembly, to extend and to increase the
10 hotel/motel tax for Suffolk County from
11 1 percent to 3 percent. And even at
12 3 percent, it would be among the lowest
13 hotel/motel taxes anywhere in the State of
14 New York, and certainly lower than many in the
15 adjoining states.

16 When you read the body of the
17 resolution, it speaks to how the additional
18 funds will be utilized by the County of
19 Suffolk. They'll be used in such fashion as
20 to improve the county parklands, they'll be
21 used to help improve cultural events and
22 cultural affairs in the county, and they'll
23 also be used in order to promote tourism
24 throughout Suffolk County as well.

1 So it's for those basic reasons
2 that the county government, both the county
3 executive and the county legislature -- again,
4 in a bipartisan basis -- have asked for this
5 increase in the hotel/motel tax to reflect
6 the, let's say, increase in interest among the
7 policymakers to have both parklands as well as
8 cultural events as well as having, let's say,
9 a more effective promotion of the hotels and
10 motels and cultural venues throughout the
11 County of Suffolk.

12 ACTING PRESIDENT VALESKY: Thank
13 you, Senator Foley.

14 Senator LaValle.

15 SENATOR LaVALLE: Yes, would
16 Senator Foley yield to just a few questions?

17 ACTING PRESIDENT VALESKY:
18 Senator Foley, do you yield?

19 SENATOR FOLEY: Yes.

20 ACTING PRESIDENT VALESKY: The
21 sponsor yields.

22 SENATOR LaVALLE: I see in the
23 bill that the tax was 3/4 of 1 percent; is
24 that correct?

1 SENATOR FOLEY: Yes. Again, let
2 the record reflect that this is a resolution
3 that has been sponsored by the Governor and
4 that we have moved forward tonight.

5 Yes, the answer is correct,
6 Senator, the increase is from 3/4 percent to
7 3 percent.

8 SENATOR LaVALLE: Okay. In your
9 original remarks you had said 1 percent.

10 SENATOR FOLEY: Correct. I stand
11 corrected.

12 SENATOR LaVALLE: You said the
13 Governor has requested this?

14 SENATOR FOLEY: This is a Rules
15 bill that comes out of the Rules Committee.
16 The Governor has stated his support for this
17 particular resolution, yes.

18 SENATOR LaVALLE: Okay. So this
19 money is going to come into county.

20 SENATOR FOLEY: Correct.

21 SENATOR LaVALLE: And what is the
22 mechanism that will distribute these monies?

23 SENATOR FOLEY: Again, let the
24 record reflect that the 24 percent of the

1 increase will be distributed for tourism, 10
2 to 15 percent for cultural affairs, 5 to
3 10 percent for museums on county properties,
4 8 percent to other museums in the county, and
5 up to 2 percent for film production or film
6 promotion, and 20 percent for parks.

7 SENATOR LaVALLE: And this bill,
8 should the Governor sign it, would sunset in
9 what year?

10 SENATOR FOLEY: 2015.

11 SENATOR LaVALLE: 2015. Thank
12 you, Senator.

13 SENATOR FOLEY: Okay, thank you.

14 SENATOR LaVALLE: On the bill,
15 Mr. President.

16 ACTING PRESIDENT VALESKY:
17 Senator LaValle, on the bill.

18 SENATOR LaVALLE: One of the
19 reasons why I'm going to oppose this bill is
20 the mechanism, which is our county Convention
21 Tourism Visitors Bureau, is probably one of
22 the biggest disasters that has been created.

23 The website really, while it has
24 been updated, is really not a very good

1 website. Promises that were made to the east
2 end of Long Island and to those individuals
3 who run golf courses was never really abided
4 or fulfilled. We have, as many of you know,
5 some of the finest golf venues. When the
6 director came in of our visitors bureau, we
7 were going to be the Myrtle Beach of the east.
8 We were going to be a county that people would
9 really think we were the best.

10 Instead, we have, in the east end,
11 some of the biggest venues with the wine
12 trails, some of the greatest historic venues,
13 and they really have not been promoted.

14 The east end, that I represent, has
15 opposed such increases in the hotel/motel tax
16 because we, in the distribution mechanism, do
17 not get a fair share. And so this legislation
18 really in terms of -- is taking money -- I
19 think it raises about 3 million, is an
20 estimate -- is taking money and pouring it
21 down the drain.

22 If we had a visitors bureau that
23 was exemplary, I wouldn't be on this floor. I
24 might complain that the east end of Long

1 Island gets shortchanged. But our venues,
2 from the west end to the east end of
3 Long Island, has not been promoted, has not
4 been promoted the way it should.

5 So to have a piece of legislation
6 that continues this tax until the year 2015 is
7 I think irresponsible. I don't believe that
8 we have the kind of accountability
9 mechanisms -- while we have improved, we are
10 far from where we should be in this age of
11 transparency and accountability.

12 So, Senator Foley, I'm going to
13 oppose this legislation.

14 ACTING PRESIDENT VALESKY: Thank
15 you, Senator LaValle.

16 Are there any other Senators who
17 wish to be heard?

18 Senator Foley.

19 SENATOR FOLEY: Thank you,
20 Mr. President.

21 Let me just sum up; I know the hour
22 is late. And having served in the county
23 legislature for 12 years, and also on the
24 Parks Committee, the points are well-taken

1 that were made by Senator LaValle as far as
2 the past practices of the Visitors Convention
3 Bureau on Long Island.

4 However, a number of improvements
5 have been made over the years, to the point
6 where, again, tonight I can speak with full
7 confidence that the great majority of county
8 legislators who will be overseeing this
9 particular program, on a strong bipartisan
10 basis, support this particular initiative.
11 Because, yes, by raising this hotel/motel tax
12 from 3/4 to 3 percent -- which, again, stays
13 still among the lowest anywhere in the State
14 of New York, and certainly much lower than
15 adjoining states -- it will enable the County
16 of Suffolk to promote a number of venues that
17 up to this point, as Senator LaValle
18 mentioned, have not been adequately or
19 effectively promoted.

20 Part of the reason why it's been
21 ineffective is the allocation of funding has
22 not been there suitable enough in order to
23 promote those particular venues. This will
24 enable them to do so.

1 Additionally, we live in a time
2 where fewer people are going abroad or going
3 to other parts of the country to vacation.
4 This will allocate additional money to improve
5 our county parks. And one thing that we have
6 seen in Suffolk County, that we have residents
7 from the greater metropolitan New York area
8 who come out to Suffolk County for vacation;
9 it's called staycation. They may not go too
10 far from home; they will come to Suffolk
11 County.

12 We need to improve those parks so
13 they can enjoy, let's say, the full measure of
14 what Suffolk has to offer. This particular
15 resolution will enable the county to improve
16 those parks and, in so doing, improve the park
17 experience that many families come to our
18 county to enjoy.

19 So those are some of the reasons
20 why we have strong support for this resolution
21 by both sides of the aisle in the county
22 legislature in Suffolk County.

23 Thank you, Mr. President.

24 ACTING PRESIDENT VALESKY: Thank

1 you, Senator Foley.

2 The debate is closed.

3 The Secretary will ring the bells.

4 The Secretary will read the last
5 section.

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

8 ACTING PRESIDENT VALESKY: Call
9 the roll.

10 (The Secretary called the roll.)

11 ACTING PRESIDENT VALESKY:
12 Announce the results.

13 THE SECRETARY: Those recorded in
14 the negative on Calendar Number 415 are
15 Senators Bonacic, DeFrancisco, Flanagan,
16 Fuschillo, Golden, Griffio, Hannon, O. Johnson,
17 Lanza, Larkin, LaValle, Leibell, Libous,
18 Marcellino, Nozzolio, Padavan, Ranzenhofer,
19 Robach, Saland, Skelos, Volker and Winner.

20 Ayes, 40. Nays, 22.

21 ACTING PRESIDENT VALESKY: The
22 bill is passed.

23 THE SECRETARY: Calendar Number
24 431, by Member of the Assembly Abbate,

1 Assembly Print Number 2782, an act to amend
2 Chapter 929 of the Laws of 1986.

3 ACTING PRESIDENT VALESKY: Read
4 the last section.

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

7 ACTING PRESIDENT VALESKY: Call
8 the roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT VALESKY:
11 Senator Hannon, to explain his vote.

12 SENATOR HANNON: Thank you,
13 Mr. President.

14 Obviously, this bill extends the
15 binding arbitration provisions for the MTA. I
16 simply think, in light of the circumstances
17 that's taken place with the MTA -- the tax,
18 the strike, the special provisions of, if you
19 read through the law that we're amending here,
20 what's in the bill is just the effective
21 dates -- that we're doing a disservice to
22 people who are in the metropolitan
23 transportation region by just merely extending
24 this.

1 I think this there needs to be some
2 thought. This is a statute that was passed
3 originally over two decades ago. I don't
4 think it's worked well. I think it needs a
5 lot of study.

6 When we passed the MTA transit
7 payroll tax earlier, we were supposed to have
8 a reorganization study of the MTA. I haven't
9 seen that.

10 So I don't think this is an
11 appropriate bill at the moment, and I'm voting
12 against it.

13 ACTING PRESIDENT VALESKY:
14 Senator Hannon to be recorded in the negative.

15 Senator Saland, to explain his
16 vote.

17 SENATOR SALAND: Thank you,
18 Mr. President.

19 Mr. President, I endured in the
20 past couple of months perhaps one of the most
21 horrendous experiences that I have ever been
22 forced to endure in all my years of public
23 service, and that was the MTA package that
24 savaged, absolutely savaged my county. This

1 apparent icon of inefficiency, this bloated,
2 excessively costly, abusive system in which my
3 county happens to be a revenue hostage.

4 Nobody has done, other than lip
5 service, anything to take these people to
6 task. There is absolutely nothing that should
7 be done in any way, shape or form to assist
8 them as they continue to squander money, abuse
9 taxpayers, charge excessive amounts to those
10 who use their service.

11 And in my particular case, there
12 are so few people who use the service, and yet
13 my county, for somewhere in the area of about
14 6,000 commuters, now pays over \$85 million for
15 the wonderful distinction of being a revenue
16 hostage.

17 I'll vote in the negative each and
18 every time I have the opportunity to vote
19 against the MTA.

20 Thank you.

21 ACTING PRESIDENT VALESKY:

22 Senator Saland to be recorded in the negative.

23 Announce the results.

24 THE SECRETARY: Those recorded in

1 the negative on Calendar Number 431 are
2 Senators Bonacic, DeFrancisco, Flanagan,
3 Fuschillo, Hannon, Lanza, Larkin, LaValle,
4 Leibell, Libous, Little, Marcellino, McDonald,
5 Morahan, Nozzolio, Ranzenhofer, Saland, Seward
6 and Skelos. Also Senator Farley. Also
7 Senator Griffo. Also Senator Winner. Also
8 Senator O. Johnson. Also Senator Maziarz.

9 Ayes, 38. Nays, 24.

10 ACTING PRESIDENT VALESKY: The
11 bill is passed.

12 THE SECRETARY: Calendar Number
13 492, by Member of the Assembly Hoyt, Assembly
14 Print Number 8570, an act in relation to
15 redistributing 2008 bond volume allocations.

16 ACTING PRESIDENT VALESKY: Read
17 the last section.

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

20 ACTING PRESIDENT VALESKY: Call
21 the roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 62.

24 ACTING PRESIDENT VALESKY: The

1 bill is passed.

2 THE SECRETARY: Calendar Number
3 705, by Member of the Assembly Abbate,
4 Assembly Print Number 8933, an act to amend
5 the Administrative Code of the City of
6 New York.

7 ACTING PRESIDENT VALESKY: Read
8 the last section.

9 THE SECRETARY: Section 5. This
10 act shall take effect July 1, 2009.

11 ACTING PRESIDENT VALESKY: Call
12 the roll.

13 (The Secretary called the roll.)

14 SENATOR SALAND: Mr. President,
15 what was that calendar number?

16 ACTING PRESIDENT VALESKY:
17 Calendar Number 705.

18 SENATOR SALAND: Thank you.

19 ACTING PRESIDENT VALESKY:
20 Results.

21 THE SECRETARY: Ayes, 62. Nays,
22 0.

23 ACTING PRESIDENT VALESKY: The
24 bill is passed.

1 THE SECRETARY: Calendar Number
2 706, by Member of the Assembly Hoyt, Assembly
3 Print Number 8920, an act to amend Chapter 605
4 of the Laws of 2000.

5 ACTING PRESIDENT VALESKY: Read
6 the last section.

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

9 ACTING PRESIDENT VALESKY: Call
10 the roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 62.

13 ACTING PRESIDENT VALESKY: The
14 bill is passed.

15 THE SECRETARY: Calendar Number
16 715, by Member of the Assembly Fields,
17 Assembly Print Number 7064, an act to amend
18 the Vehicle and Traffic Law and the State
19 Finance Law.

20 ACTING PRESIDENT VALESKY:
21 Senator LaValle.

22 SENATOR LaVALLE: Yes,
23 Mr. President, on the bill. The hour is
24 getting late.

1 This bill indicates that monies
2 received by such funds shall be expended
3 pursuant to an appropriation. What everyone
4 should know is that members of the Long Island
5 delegation have worked for many years to
6 secure funding for the police to patrol the
7 Long Island Expressway and the Sunrise
8 Highway.

9 I was offering an amendment, but
10 what my amendment was trying to do was to say
11 that the money received by such fund shall be
12 expended directly to the counties of Suffolk
13 and Nassau to provide funding for the cost of
14 staffing the patrol units for the Long Island
15 Expressway and the Sunrise Highway in both
16 Suffolk and Nassau, and also allow for those
17 municipalities outside of the police district
18 only in the County of Suffolk on a
19 proportional basis to receive some monies to
20 patrol the state highways.

21 I guess what I am talking about
22 is -- and I think a lot of members in the
23 Assembly voted against this bill because it's,
24 again, some hope that the appropriation will

1 be there in the future.

2 So I am not going to support this
3 bill, because I believe that the monies should
4 go directly to both counties that this bill
5 intends to help. And I believe if the
6 language in the bill said that, I would be
7 supporting it, because it's a goal that we in
8 both Nassau and Suffolk Counties have sought,
9 to have proper patrolling of the highways.

10 So when the bill comes up for a
11 vote, Mr. President, I am going to vote in the
12 negative.

13 ACTING PRESIDENT VALESKY: Thank
14 you, Senator LaValle.

15 Senator Flanagan, on the bill.

16 SENATOR FLANAGAN: Thank you,
17 Mr. President. Just a couple of observations
18 following up on some of the things that
19 Senator LaValle said.

20 Relative to this bill, I have
21 couple of issues that I think are important
22 and should be important to all of us. Number
23 one, there's no home-rule message from Nassau
24 or Suffolk County.

1 And I know there are those who will
2 say, well, this is the type of bill you don't
3 really need one. But we get caught in this
4 situation all the time where we have
5 purportedly these requests coming from
6 counties. If they want it, they should be
7 sending us a home-rule message saying they
8 want it.

9 Because what they're going to do,
10 ladies and gentlemen -- you all know this --
11 this bill is going to pass, they're going to
12 enact something locally, and then they're
13 going to turn around and tell everybody, hey,
14 the State of New York passed a law. They're
15 going to blame us. They're going to blame us.
16 That's number one.

17 Number two, Senator LaValle is
18 absolutely right. The provisions in this bill
19 make no guarantee whatsoever in any way, shape
20 or form that this money is actually going to
21 go to the place that it's intended. This
22 money can be kept by the State of New York,
23 it's a special fund set up by the Comptroller,
24 the Governor can take this money right away.

1 So there's no guarantee that it's supposed to
2 get to the place that it was originally
3 intended to go.

4 On top of that, there's no sunset.
5 There's no sunset in here. It's a
6 permanentizing something that is going to cost
7 people more money.

8 And finally, I do believe we are
9 getting to the point where we need to take a
10 serious look at the taxes and fees more so
11 than we are doing right now.

12 Do I think people who have traffic
13 infractions should pay a fine? Yes. But
14 we're getting to the point where to register
15 your car, to pay insurance, to put gas in the
16 car, everything is getting so frightfully
17 expensive. This is another \$50 surcharge on
18 top of the surcharges that we already have, on
19 top of the fines that we originally imposed.
20 We're getting to the point of saturation, and
21 we're absolutely killing the taxpayers.

22 This bill is replete with problems
23 independent of some of the things that Senator
24 LaValle mentioned regarding the police. It

1 should not be passed.

2 ACTING PRESIDENT VALESKY: Thank
3 you, Senator Flanagan.

4 Are there any other Senators who
5 wish to be heard?

6 Senator Diaz.

7 SENATOR DIAZ: Thank you,
8 Mr. President.

9 Because I refuse to burden the
10 people of the State of New York with taxes and
11 taxes and taxes and taxes, I'm joining my
12 colleagues over there in voting no on this
13 bill.

14 ACTING PRESIDENT VALESKY: Thank
15 you, Senator Diaz.

16 The debate is closed.

17 The Secretary will read the last
18 section.

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

21 ACTING PRESIDENT VALESKY: Call
22 the roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT VALESKY:

1 Senator Smith.

2 SENATOR SMITH: Yes,
3 Mr. President, will you withdraw the roll call
4 and lay this bill aside for the day.

5 ACTING PRESIDENT VALESKY: The
6 roll call is withdrawn, and the bill is laid
7 aside for the day.

8 The Secretary will continue to
9 read.

10 THE SECRETARY: Calendar Number
11 724, by Member of the Assembly Abbate,
12 Assembly Print Number 9037, an act to amend
13 the Retirement and Social Security Law.

14 ACTING PRESIDENT VALESKY:
15 Senator Winner.

16 SENATOR WINNER: Senator Valesky,
17 Mr. President, this legislation is really a
18 very, very large piece of legislation that has
19 a very, very big impact on the pension fund of
20 the State of New York.

21 As you know, most of you know, the
22 pension fund in the last fiscal year has lost
23 \$44 billion in its value, over 26 percent of
24 its overall value of the pension system. And

1 therefore, some people could say that the
2 performance of that fund has not been doing
3 particularly well.

4 This bill is also at the request of
5 the Comptroller. And while it is seemingly
6 intended to try to minimize the impact that
7 localities may have on burgeoning pension
8 contributions as a result of losses in the
9 possession fund, it will further exacerbate
10 additional losses to the fund due to the fact
11 that the underlying assumptions as to how
12 its -- the rate of payback for the loans that
13 are basically in the billions of dollars that
14 are being authorized now from the pension fund
15 will now get rates of return to pay back those
16 funds that are less than the assumptions of
17 the amount of return that the pension fund was
18 supposed to get in order to remain actuarially
19 sound.

20 This is an extraordinarily reckless
21 proposal. And to advance it at 1 o'clock in
22 the morning, when it is going to authorize the
23 largest borrowing in the history of the State
24 of New York as against the pension system, in

1 my judgment is something that we should not be
2 going into very, very quickly in this hour
3 without a great deal of additional study and
4 work.

5 I am fearful that this bill is
6 reckless, it will cost the pension system even
7 more money, it will cost municipalities more
8 money in the end because it will further erode
9 the value of that fund, which then they have
10 to make up in the end.

11 So while it sounds like a nice
12 little rollover of contributions in
13 amortizing -- oh, it's got nice little terms
14 and phrases in it -- the underlying
15 assumptions and the amount of money that will
16 be paid in the form of interest will be less
17 than the amount of money that the pension fund
18 was presumed to be able to earn in any
19 particular time.

20 Mr. President, I urge that this
21 bill be either withdrawn, laid aside, or
22 certainly defeated at this time, because I
23 don't think that we should be going into it in
24 this fashion without a lot further

1 understanding. And there is no urgency to do
2 it at this time.

3 ACTING PRESIDENT VALESKY: Thank
4 you, Senator Winner.

5 Are there any other Senators who
6 wish to be heard?

7 Seeing none, the debate is closed.

8 The Secretary will read the last
9 section.

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

12 ACTING PRESIDENT VALESKY: Call
13 the roll.

14 (The Secretary called the roll.)

15 ACTING PRESIDENT VALESKY:
16 Announce the results.

17 THE SECRETARY: Those recorded in
18 the negative on Calendar Number 724 are
19 Senators Alesi, Bonacic, DeFrancisco, Diaz,
20 Farley, Flanagan, Fuschillo, Golden, Griffo,
21 Hannon, Huntley, O. Johnson, Klein, C. Kruger,
22 Lanza, Larkin, LaValle, Leibell, Libous,
23 Little, Marcellino, Maziarz, McDonald,
24 Morahan, Nozzolio, Padavan, Perkins,

1 Ranzenhofer, Robach, Saland, Seward, Skelos,
2 Volker, Winner and Young.

3 Ayes, 27. Nays, 35.

4 ACTING PRESIDENT VALESKY: The
5 bill fails.

6 Senator Smith, that completes the
7 controversial reading of Senate Supplemental
8 Calendar Number 59A.

9 SENATOR SMITH: Now,
10 Mr. President, I ask that we move to the
11 reading of the supplemental active list.

12 ACTING PRESIDENT VALESKY: The
13 Secretary will proceed with the
14 noncontroversial reading of the supplemental
15 active list.

16 THE SECRETARY: Calendar Number
17 712, by Member of the Assembly Abbate,
18 Assembly Print Number 8954, an act to amend
19 the Civil Service Law.

20 ACTING PRESIDENT VALESKY: Read
21 the last section.

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

24 ACTING PRESIDENT VALESKY: Call

1 the roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 62.

4 ACTING PRESIDENT VALESKY: The
5 bill is passed.

6 THE SECRETARY: Calendar Number
7 713, by Member of the Assembly Abbate,
8 Assembly Print Number 8955, an act to amend
9 the Civil Service Law and the State Finance
10 Law.

11 ACTING PRESIDENT VALESKY: Read
12 the last section.

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

15 ACTING PRESIDENT VALESKY: Call
16 the roll.

17 (The Secretary called the roll.)

18 THE SECRETARY: Ayes, 62.

19 ACTING PRESIDENT VALESKY: The
20 bill is passed.

21 THE SECRETARY: Calendar Number
22 714, by Member of the Assembly Abbate,
23 Assembly Print Number 8898, an act in relation
24 to the implementation of terms.

1 ACTING PRESIDENT VALESKY: Read
2 the last section.

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

5 ACTING PRESIDENT VALESKY: Call
6 the roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 62.

9 ACTING PRESIDENT VALESKY: The
10 bill is passed.

11 Senator Smith, that completes the
12 noncontroversial reading of the supplemental
13 active list.

14 SENATOR SMITH: Thank you very
15 much, Mr. President.

16 I would now move to reconsider the
17 vote by which Assembly Bill 8866 was lost on
18 June 30, 2009. I further move that said bill
19 be restored to the order of third reading.

20 ACTING PRESIDENT VALESKY: The
21 Secretary will read.

22 THE SECRETARY: Calendar Number
23 703, by Member of the Assembly Farrell,
24 Assembly Print Number 8866, an act to amend

1 the Tax Law.

2 ACTING PRESIDENT VALESKY: The
3 Secretary will call the roll on
4 reconsideration.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 62.

7 ACTING PRESIDENT VALESKY: The
8 bill is restored to the Third Reading
9 Calendar.

10 SENATOR SMITH: Mr. President, I
11 now move to table said bill, and I now move to
12 take from the table the motion to reconsider
13 the vote by which Assembly Bill Number 8866
14 was lost on June 30, 2009.

15 ACTING PRESIDENT VALESKY: The
16 Secretary will read.

17 THE SECRETARY: Calendar Number
18 703, by Member of the Assembly Farrell,
19 Assembly Print Number 8866, an act to amend
20 the Tax Law and the Administrative Code of the
21 City of New York.

22 ACTING PRESIDENT VALESKY: The
23 Secretary will call the roll on
24 reconsideration.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 62.

3 ACTING PRESIDENT VALESKY:

4 Senator Smith.

5 SENATOR SMITH: Mr. President, I
6 further move that said bill be restored to the
7 order of third reading.

8 ACTING PRESIDENT VALESKY: The
9 bill is restored to the Third Reading
10 Calendar.

11 SENATOR SMITH: Now,
12 Mr. President, I move that we take up this
13 bill.

14 ACTING PRESIDENT VALESKY: The
15 bill is before the house.

16 The Secretary will read.

17 THE SECRETARY: Calendar Number
18 703, by Member of the Assembly Farrell,
19 Assembly Print Number 8866, an act to amend
20 the Tax Law.

21 SENATOR DIAZ: Lay it aside.

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

24 Senator Smith.

1 SENATOR SMITH: Yes,
2 Mr. President, I now ask that we will take up
3 the controversial Bill 703.

4 ACTING PRESIDENT VALESKY: The
5 Secretary will proceed with the controversial
6 reading of Calendar Number 703.

7 THE SECRETARY: Calendar Number
8 703, by Member of the Assembly Farrell,
9 Assembly Print Number 8866, an act to amend
10 the Tax Law and the Administrative Code of the
11 City of New York.

12 ACTING PRESIDENT VALESKY:
13 Senator Diaz.

14 SENATOR DIAZ: On the bill.

15 ACTING PRESIDENT VALESKY:
16 Senator Diaz, on the bill.

17 SENATOR DIAZ: What time is it,
18 Mr. President? It is ten minutes after 1:00.
19 And because we all love to be here and do the
20 people's work, I'm going to help all of you
21 stay here for one more hour. I plan to speak
22 for one hour so we can do the people's work as
23 the Governor has stated we are supposed to do.
24 He wants us to work.

1 But, ladies and gentlemen, to the
2 members of that aisle over there, there was a
3 tax for Nassau County, and I voted against it.
4 I voted against the tax, and I joined you. I
5 joined you because I don't believe in taxes.
6 I don't believe that the people of the State
7 of New York have to keep being punished tax
8 after tax after tax.

9 I'm asking you now, now I'm asking
10 you to do the same here for the City of
11 New York. I joined you, I voted with you to
12 kill some tax for you earlier to help your
13 constituents. I crossed the aisle, I crossed
14 my party to go with you to help you guys so
15 you could stop taxes for your people.

16 Now I'm asking you now, join with
17 me now. Join me now. Show me that you care.
18 Show me that you are my friends. Show me that
19 I can work with you when we need each other.
20 I make a lot of enemies. See, I took a
21 chance. I crossed my party, I went to you to
22 help you people in Nassau County so you people
23 don't get taxes.

24 So now the people of the City of

1 New York, the bodegueros, the taxi drivers,
2 the senior citizens, the poor people of the
3 City of New York are being burdened with
4 taxes. MTA taxes, subway taxes, taxes on
5 meals, cigarette taxes. There is not a single
6 tax that the mayor of the City of New York
7 doesn't like. Name it, and he tax, tax.

8 So I'm asking you again, join me so
9 I could see that in the future I could jump
10 too and join you when you really need me. I
11 need you today. I challenge you, I'm
12 challenging you today, join me. Let's stop
13 the burden of the people of the State of
14 New York. And I just proved to you that I
15 could do it, that when I want I could jump.
16 Proven to me that you could jump too.

17 And we could stop the taxes for the
18 City of New York. We just stopped the taxes
19 for Nassau County. Ladies and gentlemen, Liz
20 Benjamin --

21 (Laughter.)

22 SENATOR DIAZ: -- we stopped
23 taxes. Fifteen minutes after 1:00, I've got
24 50 more minutes.

1 Mr. Leader, I crossed you today, my
2 leader -- two leaders -- today I just crossed
3 my new majority leader to join you guys to
4 show you that I care for the people of Nassau
5 County. As you should care for the people of
6 the City of New York.

7 So join me. Let's see if we could
8 have a partnership. Let's see if in the
9 future Reverend Diaz -- let's see if in the
10 future Reverend Diaz could say, Senator
11 Skelos, I'm going to join you today. Let's
12 see. Let's see if in the future Senator
13 Reverend Diaz could say: Senator Libous, I'm
14 going to join you today, I'm going to cross
15 lines and I'm going to join you today because
16 I believe in what you're doing. Let's see if
17 I could do that in the future. Because I did
18 it tonight.

19 And I was no fool when I was doing
20 that; I knew what I was doing. I knew what I
21 was doing. I was throwing you a peace
22 offering. Peace offering. And I did it, and
23 my leader looked at me and said, "What are you
24 doing?" I was helping the people of Nassau

1 County.

2 So now I'm asking that you help the
3 people of the City of New York -- the
4 bodegueros, the taxi drivers, the senior
5 citizens, people that have been burdened with
6 taxes. Taxes on taxis. Taxes on horse rides.
7 Taxes on milk. Taxes on subways. Taxes on
8 cigarettes. Taxes -- even the mayor wanted to
9 put taxes on plastic bags, garbage, plastic
10 bags. Taxes all over.

11 So this is one of them. This is
12 one of the taxes. But you know, the mayor of
13 the City of New York could -- to solve the
14 problem, he could cease with so -- they have
15 so many consultant contracts wasting millions
16 and millions and millions of dollars in
17 consultant contracts. They could do away with
18 that. They don't have to impose taxes to the
19 people.

20 When I was growing up in
21 Puerto Rico -- I got 40 more minutes. I got
22 40 more minutes. When I was growing up in
23 Puerto Rico, in Barrio Hato Tejas, Bayamon,
24 there was no taxes at that time. People used

1 to go to any palm tree or to the coconut tree
2 or whatever you want to call it, and we
3 used -- you know, there was no taxes, none of
4 those things.

5 But now, in the City of New York,
6 67 years later, I see taxes to senior
7 citizens, taxes to everybody.

8 So I don't want to -- I don't want
9 to punish you anymore. I just -- look, is she
10 sleeping? Don't sleep on me. Don't go to
11 sleep on me now.

12 Just I'm asking you to help me
13 prevent taxes for the people of the City of
14 New York as I helped you prevent taxes for the
15 people of Nassau County.

16 So, Senator Skelos, I never lie. I
17 have always been truthful to you. I give you
18 my hand, I keep my word. So I'm telling you
19 right now, in front of all -- of everybody and
20 in front of Liz Benjamin, I'm telling you now
21 that if you help me, that if you help me
22 tonight, help the people of the City of
23 New York by not imposing taxes to them, in the
24 future you will not regret it.

1 This is my offer, this is what I'm
2 saying, and I'm saying it publicly in front of
3 my colleagues. I need your help now. Thank
4 you, ladies and gentlemen.

5 Mr. President -- oh, you were
6 sleeping too, Mr. President? Thank you very
7 much. Then I'll keep talking.

8 I'm voting no. Thank you.

9 ACTING PRESIDENT VALESKY: Thank
10 you, Senator Diaz.

11 Senator Liz Krueger, on the bill.

12 SENATOR LIZ KRUEGER: Thank you
13 very much, Mr. President.

14 Thank you, Senator Reverend Diaz,
15 for your interesting analysis.

16 So colleagues, the public, ladies,
17 gentlemen, Liz Benjamin --

18 (Laughter.)

19 SENATOR LIZ KRUEGER: -- I would
20 simply like to make the point that I carry
21 this bill not because I want to raise taxes,
22 not because I don't -- I agree with Senator
23 Diaz that the goal is not to have to raise
24 taxes on the people of New York City.

1 But like so many other bills we
2 passed here tonight, this is a local tax bill
3 requested by the City of New York with a
4 home-rule message supported by their local
5 legislature, the City Council, because they
6 have a budget problem just like we have faced
7 a budget problem.

8 And the analysis is they have a
9 \$500 million hole in their budget if they
10 can't increase their sales tax, and that they
11 are losing \$60 million per month by our not
12 moving this legislation.

13 So I won't disagree with Senator
14 Diaz that there could be ways that the City of
15 New York could in fact decrease some of their
16 costs. They could perhaps increase
17 efficiencies.

18 And yet we, as we know, have our
19 own headaches here running our state
20 government. I'm not sure we're up to taking
21 on solving the problems of every local
22 government or every county government in the
23 state right now.

24 So I ask you to join with me in

1 supporting this bill, because the fundamental
2 argument here, this is a local sales tax at
3 the request of the City of New York, with the
4 support of the local legislature, just like we
5 could have gone down the list tonight and I
6 could read many, many counties that we were
7 moving tax bills for.

8 So of course no one ever wants to
9 coat vote for an increase in taxes. No one
10 usually wants to put their name on a tax bill.
11 But I stand here tonight asking you to do this
12 because my city, New York City, needs the
13 revenue. I am being told that they have
14 delayed hiring additional police, hiring
15 additional emergency service workers because
16 we have delayed so far in moving the sales
17 tax.

18 So I hope, just like Senator Diaz
19 has asked you to reach across the aisle and
20 not vote for the bill, I'm asking you to join
21 us in voting for the bill.

22 Thank you, Mr. President.

23 ACTING PRESIDENT VALESKY: Thank
24 you, Senator Krueger.

1 Senator Monserrate, on the bill.

2 SENATOR MONSERRATE: Thank you
3 very much, Mr. Presiding Officer.

4 I also rise in opposition to this
5 bill, and I join my colleague Ruben Diaz.

6 When we speak about what this bill
7 potentially can do, we're looking at a tax
8 increase that will bring us very close to
9 9 percent in sales tax. This is bad for small
10 businesses -- bodegas, delis and small
11 shops -- this is bad for businesses in Lower
12 Manhattan and in Staten Island, where folks
13 can cross a bridge and go to New Jersey and
14 shop for their wares and their needs without
15 this tax.

16 The reality is, ladies and
17 gentlemen, this is the worst of tax-and-spend
18 liberalism. And I know my colleagues on that
19 side of the aisle do not support that
20 fundamentally.

21 I know that several of my
22 colleagues here on June 30th sent a message to
23 the administration of the City of New York and
24 said no to an increase in sales tax.

1 For those of us who are more
2 progressive, a sales tax is amongst the most
3 regressive taxation schemes. We should be
4 against this. We should call on the mayor to
5 be more fiscally prudent. He speaks boldly
6 about being a businessman that makes billions
7 of dollars, but he says he needs to increase
8 taxes on middle-class New Yorkers and the
9 working poor in our city.

10 So to the administration, I say:
11 You got it wrong. Go back to those books.
12 Make some cuts. Make some adjustments. Be
13 more progressive. Let's get rid of all these
14 consultant contracts for millions upon
15 millions of dollars. And let's have the
16 courage to vote no to this increase.

17 To my colleague Dan Squadron, who I
18 promised I would be very short, because he's
19 getting married soon -- Saturday, right? He's
20 getting married Saturday. Hurry up and get
21 married before we pass this bill --

22 (Laughter.)

23 SENATOR MONSERRATE: -- because
24 the sales tax will elevate it. And I'm sure

1 you're going to have a beautiful wedding, just
2 like your beautiful bride.

3 So I ask my colleague Dan Squadron
4 to join me in protecting other people who are
5 getting married so they don't have to pay
6 thousands of dollars in taxation that's wrong.
7 It's wrong on the left, it's wrong on the
8 right. It's bad for New York City. We should
9 vote no.

10 Mr. Chair, I intend to vote no.
11 Thank you very much.

12 ACTING PRESIDENT VALESKY: Thank
13 you, Senator Monserrate.

14 Senator Parker, on the bill.

15 SENATOR PARKER: Mr. President,
16 on the bill.

17 I don't expect to be as eloquent as
18 Senator Diaz, but I do agree with him
19 wholeheartedly that this bill is a bad bill.
20 This is not where we actually ought to be
21 going as a city or as a state.

22 Like Liz Krueger, New York City is
23 my city as well. And representing, you know,
24 probably the 4 million people who live in

1 Brooklyn, I know that they don't need one more
2 tax, particularly on sales items.

3 As Senator Monserrate indicated, a
4 sales tax is one of the most regressive things
5 that you can do. What does regressive mean?
6 It means that poor people as a percentage of
7 their salaries -- of their income, actually --
8 pay more in sales taxes than rich people do.
9 So the more money that you make, the less that
10 this affects you.

11 So when you look at people in my
12 community and many of the communities that we
13 represent in New York City, our folks are
14 going to be disproportionately affected in a
15 negative way by the extension of this sales
16 tax.

17 What is different about this sales
18 tax as opposed to the 200 other sales taxes
19 that we extended throughout this evening is
20 that when you look at the amount of this sales
21 tax, it is far greater than any of the other
22 ones that we've passed tonight.

23 In addition, not passing this bill
24 tonight helps New York City have a competitive

1 economic development advantage with
2 New Jersey, its neighbor who it completes
3 with.

4 As Senator Monserrate indicated,
5 particularly in places like Staten Island,
6 that is a simple bridge away from New Jersey,
7 not enacting this sales tax will level the
8 playing field and allow people to keep their
9 dollars in New York City. That would help
10 small businesses, that would help a lot of the
11 little guy who we come here and we claim that
12 we want to help.

13 And so I'm asking my colleagues
14 tonight, as somebody who lives and works in
15 New York City, to vote no on this bill. It is
16 not a good bill for the small businesses.
17 It's not a good bill for the people every day
18 who are trying to make it, who work hard and
19 who are already paying so many other taxes in
20 this state. To have to pay this extended
21 sales tax would be a really, really
22 significant undue burden.

23 We have been asked by the current
24 mayor of the City of New York to do this. And

1 why have we done this? He's asked us to do
2 this, to come here and put another regressive
3 tax on the table, because this is a man who
4 simply taxes his way out of every single
5 problem that he's gotten into.

6 When he got elected, the first
7 thing he did was pass the most expansive
8 property tax increase in the history of
9 New York City. Right? And many of you know
10 that, many of you lived through that. And
11 they gave it back, and now they've in fact now
12 reenacted that property tax.

13 And these taxes are never an answer
14 to the problem. When we had a problem around
15 traffic and we had a problem in the city
16 around the environment, what was the answer?
17 A congestion price tax. Then, when the MTA
18 got into trouble, what did he want to do? He
19 wanted to tax the bridges across the
20 East River.

21 Enough is enough, Mr. Mayor.
22 Enough is enough. The people of the City of
23 New York can't take another tax from you. We
24 can't take, you know, another increase when

1 people are losing their jobs and people are
2 trying to make it day to day. When people are
3 just trying to put food in their mouths, we
4 just can't simply tax and tax and tax and tax
5 and tax people.

6 And it's easy for him, because he's
7 a billionaire. He's the richest person in the
8 state, he's the 16th richest person in the
9 entire country. And so for him, ah, another
10 8 percent here, another 9 percent here. He'll
11 make that overnight, you know, on the stock
12 exchange.

13 But most of us don't have,
14 unfortunately, that kind of wealth. And so to
15 continue to tax and tax regular everyday
16 people is not what we ought to do.

17 This is also the same person, while
18 he's proposing the highest property taxes in
19 the history of New York City, a tax for
20 congestion pricing, a tax for the MTA on the
21 East River bridges, an increased sales tax,
22 who stood up and wanted to protect rich people
23 in Manhattan when he didn't want to do a Fair
24 Share Tax to bring this state into balance.

1 We can't afford these policies,
2 ladies and gentlemen. We simply can't afford
3 to do it. The City of New York has the fourth
4 largest budget in the country. It's the
5 federal government's budget, it's the state of
6 California, it's the State of New York and the
7 City of New York.

8 The City of New York has a budget
9 that if it was a Fortune 500 company, it would
10 be in the top ten. It has a budget that is
11 larger than 48 other states. As such, there
12 is more than one way, Mr. President, for them
13 to skin the cat.

14 So for people like myself and Liz
15 Benjamin, \$500 million is a lot of money.

16 (Laughter.)

17 SENATOR PARKER: But for the City
18 of New York, \$500 million is a significant sum
19 but not all the money in the world. They can
20 certainly find other ways to skin that cat.

21 And so I'm voting no today because
22 I need to stand up for the everyday people who
23 are working in our communities, who are trying
24 to make it day to day. And the taxes on milk

1 and on Pampers and on clothes and on
2 everything that we tax in New York City can't
3 simply go on this way.

4 We can't simply continue to, you
5 know, stand up for, you know, a billionaire
6 mayor who thinks it's okay to tax regular
7 people but doesn't want to see, you know, the
8 rich people of the state pay their fair share.
9 It can no longer continue to go on that way.

10 And so I'm urging my colleagues to
11 join me on the side of right, on the side of
12 fairness. I want them to join me and my
13 colleagues who are voting no on this bill
14 because it is the right thing to do.

15 I vote no.

16 ACTING PRESIDENT VALESKY: Thank
17 you, Senator Parker.

18 Are there any other Senators who
19 wish to be heard? Seeing none, the debate is
20 closed.

21 The Secretary will ring the bells.

22 Read the last section.

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

1 ACTING PRESIDENT VALESKY: Call
2 the roll.

3 (The Secretary called the roll.)

4 SENATOR SKELOS: To explain my
5 vote, Mr. President.

6 ACTING PRESIDENT VALESKY:
7 Senator Skelos, to explain his vote.

8 SENATOR SKELOS: Mr. President, I
9 listened so carefully to my dear friend
10 Reverend Diaz.

11 And I'm going to support the
12 legislation for two reasons. Number one, it
13 comes with a home-rule message from the City
14 of New York -- of which, the last time I
15 looked, there were roughly, on the City
16 Council, 47 Democrats and 3 Republicans.

17 And if I also listened carefully to
18 you, Reverend Diaz, you said if I voted
19 against it, you would come to this side. I
20 don't think we could go through 31-31 again.

21 (Loud laughter; applause.)

22 SENATOR SKELOS: So I vote aye.

23 ACTING PRESIDENT VALESKY:
24 Senator Skelos will be recorded in the

1 affirmative.

2 Announce the results.

3 THE SECRETARY: Those recorded in
4 the negative on Calendar Number 703 are
5 Senators Adams, Addabbo, Bonacic, Diaz,
6 Espada, Flanagan, Fuschillo, Golden, Hannon,
7 Hassell-Thompson, Huntley, C. Kruger, Lanza,
8 LaValle, Marcellino, Monserrate, Padavan,
9 Parker, and Perkins.

10 Ayes, 43. Nays, 19.

11 ACTING PRESIDENT VALESKY: The
12 bill is passed.

13 Senator Smith.

14 SENATOR SMITH: Could you please
15 recognize Senator Klein, please.

16 ACTING PRESIDENT VALESKY:
17 Senator Klein.

18 SENATOR KLEIN: Mr. President, if
19 we could return to the order of motions and
20 resolutions, I have several motions.

21 ACTING PRESIDENT VALESKY:
22 Proceed.

23 SENATOR KLEIN: First, on behalf
24 of Senator Ruth Hassell-Thompson, I wish to

1 call up Calendar Number 485, Assembly Print
2 Number 4810.

3 ACTING PRESIDENT VALESKY: The
4 Secretary will read.

5 THE SECRETARY: Calendar Number
6 485, by Member of the Assembly Brodsky,
7 Assembly Print Number 4810, an act to amend
8 the Executive Law.

9 SENATOR KLEIN: I now move to
10 reconsider the vote by which this Assembly
11 bill was substituted for Senate Print 1799 on
12 June 3rd.

13 ACTING PRESIDENT VALESKY: Call
14 the roll on reconsideration.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 62.

17 ACTING PRESIDENT VALESKY: The
18 bill is before the house and restored to its
19 place on the Third Reading Calendar.

20 SENATOR KLEIN: I now move that
21 Assembly Bill Number 4810 be recommitted to
22 the Committee on Rules and the Senate bill be
23 restored to the order of Third Reading
24 Calendar.

1 ACTING PRESIDENT VALESKY: So
2 ordered.

3 SENATOR KLEIN: On behalf of
4 Senator Stachowski, I move the following bills
5 be discharged from their respective committees
6 and be recommitted with instructions to strike
7 the enacting clause: Senate Number 3479B.

8 ACTING PRESIDENT VALESKY: So
9 ordered.

10 SENATOR KLEIN: On behalf of
11 Senator Parker, I move that the following
12 bills be discharged from their respective
13 committees and be recommitted with
14 instructions to strike the enacting clause:
15 Senate Bill 5812.

16 ACTING PRESIDENT VALESKY: So
17 ordered.

18 SENATOR KLEIN: On behalf of
19 Senator L. Krueger, I move that the following
20 bills be discharged from their respective
21 committees and be recommitted with
22 instructions to strike the enacting clause:
23 Senate Bill 5819.

24 ACTING PRESIDENT VALESKY: So

1 ordered.

2 SENATOR KLEIN: On behalf of
3 Senator Onorato, I move to amend Senate Bill
4 3358A by striking out the amendments made on
5 April 14th and restoring it to its original
6 print, Number 3358.

7 ACTING PRESIDENT VALESKY: So
8 ordered.

9 SENATOR KLEIN: On behalf of
10 Senator Sampson, I move to recommit Senate
11 Print Number 5589, Calendar Number 531 on the
12 order of third reading, to the Committee on
13 Judiciary, with instructions to said committee
14 to strike out the enacting clause.

15 ACTING PRESIDENT VALESKY: So
16 ordered.

17 SENATOR KLEIN: Now, Mr.
18 President, amendments are offered to the
19 following Third Reading Calendar bills:

20 On behalf of Senator Stachowski,
21 page 13, Calendar Number 247, Senate Print
22 1944.

23 ACTING PRESIDENT VALESKY: The
24 amendments are received.

1 SENATOR KLEIN: On behalf of
2 Senator L. Krueger, page 13, Calendar Number
3 250, Senate Print 4259.

4 On behalf of Senator Thompson,
5 page number 14, Calendar Number 281, Senate
6 Print Number 4950.

7 On behalf of Senator Huntley,
8 page number 21, Calendar Number 367, Senate
9 Print 2653B.

10 On behalf of Senator Stachowski,
11 page number 22, Calendar Number 426, Senate
12 Print 1716.

13 Again on behalf of Senator
14 Stachowski, page 26, Calendar Number 486,
15 Senate Print 1948A.

16 On behalf of Senator Duane,
17 page number 34, Calendar Number 567, Senate
18 Print 3164.

19 On behalf of Senator Dilan,
20 page 34, Calendar Number 569, Senate Print
21 3619.

22 On behalf of Senator Thompson,
23 page number 38, Calendar Number 618, Senate
24 Print 4954A.

1 On behalf of Senator Huntley,
2 page number 39, Calendar Number 627, Senate
3 Print 5596.

4 On behalf of Senator Stachowski,
5 page number 39, Calendar Number 637, Senate
6 Print 2860B.

7 And on behalf of Senator Perkins,
8 page 35, Calendar Number 582, Senate Print
9 4747.

10 Mr. President, I now move that
11 these bills retain their place on the order of
12 third reading.

13 ACTING PRESIDENT VALESKY: The
14 amendments are received. So ordered.

15 Senator Fuschillo.

16 SENATOR FUSCHILLO: Thank you,
17 Mr. President.

18 I wish to call up Calendar Number
19 395, Assembly Print Number 5320.

20 ACTING PRESIDENT VALESKY: The
21 Secretary will read.

22 THE SECRETARY: Calendar Number
23 395, by Member of the Assembly Maisel,
24 Assembly Print Number 5320, an act to amend

1 the Public Health Law.

2 SENATOR FUSCHILLO: I now move to
3 reconsider the vote by which this Assembly
4 bill was substituted for my bill, Senate Print
5 Number 629, on May 26.

6 ACTING PRESIDENT VALESKY: Call
7 the roll on reconsideration.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 62.

10 ACTING PRESIDENT VALESKY: The
11 bill is before the house.

12 SENATOR FUSCHILLO: I now move
13 that Assembly Bill Number 5320 be recommitted
14 to the Committee on Rules, and that the Senate
15 bill be restored to the order of Third Reading
16 Calendar.

17 ACTING PRESIDENT VALESKY: So
18 ordered.

19 SENATOR FUSCHILLO: I now offer
20 the following amendments.

21 ACTING PRESIDENT VALESKY: The
22 amendments are received.

23 SENATOR FUSCHILLO: Mr.
24 President, amendments are offered to the

1 following Third Reading Calendar bills:

2 Sponsored by Senator McDonald,
3 page number 8, Calendar Number 107, Senate
4 Print Number 1757;

5 By Senator Morahan, page number 16,
6 Calendar Number 338, Senate Print Number 2807;

7 By Senator Fuschillo, page number
8 25, Calendar Number 475, Senate Print Number
9 85A;

10 By Senator Griffo, page number 25,
11 Calendar Number 479, Senate Print Number 1148;

12 By Senator Marcellino, page number
13 27, Calendar Number 498, Senate Print Number
14 4211;

15 By Senator Young, page number 27,
16 Calendar Number 502, Senate Print 4805;

17 By Senator Griffo, page number 36,
18 Senate Print 601, Senate Print Number 5467;

19 By Senator Morahan, page number 37,
20 Calendar Number 612, Senate Print Number 5156;

21 By Senator LaValle, page number 39,
22 Calendar Number 634, Senate Print Number 1447.

23 I now move that these bills retain
24 their place on the order of third reading.

1 ACTING PRESIDENT VALESKY: So
2 ordered.

3 SENATOR FUSCHILLO: Thank you.

4 ACTING PRESIDENT VALESKY:
5 Senator Klein.

6 SENATOR KLEIN: Mr. President, is
7 there any further business at the desk?

8 ACTING PRESIDENT VALESKY: There
9 is no further business at the desk.

10 SENATOR KLEIN: There being none,
11 I move that we adjourn at the call of the
12 Temporary President, intervening days to be
13 legislative days.

14 ACTING PRESIDENT VALESKY:
15 Senator Skelos.

16 SENATOR SKELOS: Before we
17 adjourn, just for the information of the
18 members here, I understand that the Governor
19 has called an extraordinary session for
20 tomorrow at 3 o'clock. Well, today at
21 3 o'clock.

22 I'm wondering if we know -- Senator
23 Smith, I know you indicated to me just a few
24 minutes ago that you don't believe the

1 Governor had withdrawn his proclamation.

2 SENATOR SMITH: The Governor has
3 indicated he is hoping that we have
4 communication with the Assembly Speaker
5 tomorrow to come up with a date certain when
6 we will be returning. And so at this point we
7 are on hold until tomorrow morning.

8 At such time, I believe Senator
9 Sampson will be reaching out to Assembly
10 Speaker Silver to determine when in fact we
11 can come back together.

12 SENATOR SKELOS: Does that mean
13 that he's bringing the Assembly back
14 tomorrow --

15 SENATOR SMITH: No.

16 SENATOR SKELOS: -- or we're just
17 being asked to hang around until he makes up
18 his mind whether he's going to have us here in
19 extraordinary session?

20 SENATOR SMITH: My conversation
21 with the Governor is that he will look forward
22 to our call to him tomorrow after speaking to
23 the Speaker, at which time he is hoping that
24 we would come together jointly on the day that

1 we'll be back together.

2 ACTING PRESIDENT VALESKY:

3 Senator Klein, would you please state your
4 motion again?

5 SENATOR KLEIN: Was to adjourn at
6 the call of the Temporary President,
7 intervening days to be legislative days.

8 ACTING PRESIDENT VALESKY: On a
9 motion by Senator Klein, the Senate stands
10 adjourned at the call of the Temporary
11 President, intervening days being legislative
12 days.

13 (Whereupon, at 1:47 a.m., the
14 Senate adjourned.)

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