NEW YORK STATE SENATE

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REGULAR SESSION

SENATOR DAVID J. VALESKY, Acting President

ANGELO J. APONTE, Secretary

P R O C E E D I N G S

ACTING PRESIDENT VALESKY: The Senate will please come to order.

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

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

ACTING PRESIDENT VALESKY: The invocation this afternoon will be provided by Imam Abdul-Rahman Yaki, of the Islamic Center of the Capital District, in Schenectady.

IMAM YAKI: [In Arabic] In the name of Allah, the beneficent and the merciful. God, You are the merciful. Have mercy on us, for Your mercy is perfect. Forgive us, O Lord, for Your forgiveness brings abundance and protection to all. Protect us with Your perfect protection that leaves none unprotected, and guide us with Your guidance that leaves none unguided.

I ask that You bestow upon our leaders the understanding to choose that which is right, the fortitude to abstain from that which is wrong, and the wisdom and guidance to

lead us each to a prosperous future.

There may be times when the going gets tough, when perhaps emotions run high. Lord, bless them with the tools of righteousness, unite them with the tools of collectivity to see not only the interests of their individual constituents and communities but, most importantly, the wisdom to govern our state and our nation collectively.

Ours is a nation of diversity. We are indeed a microcosm of all the cultures of the world. Lord, guide our leaders day and night, through sickness and health, happiness and sadness, so that they may not only understand the problems facing our nation but, most importantly, give a perfect solution for the betterment of saving humanity.

The Koran emphasizes saving a human life is as saving the entire humanity. Allah says, in the Koran [in Arabic]. O Lord, grant us the good in this world as well as good in the hereafter, and protect us from the torment of the fire.

I conclude this prayer with the supplication of Abraham. He says, "Lord, You

have knowledge of all that we conceal and all that we reveal. Nothing on the earth or in the heaven is hidden from You, God."

Lord, accept this prayer from us, for You are all-hearing, all-knowing. O Allah, bless our state, bless our people, and bless our nation.

Amen.

ACTING PRESIDENT VALESKY: Reading of the Journal.

The Secretary will read.

THE SECRETARY: In Senate, Monday, May 17, the Senate met pursuant to adjournment. The Journal of Sunday, May 16, was read and approved. On motion, Senate adjourned.

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

Presentation of petitions.

Messages from the Assembly.

Messages from the Governor.

Reports of standing committees.

Reports of select committees.

Communications and reports from

state officers.

Motions and resolutions.

Senator Klein.

SENATOR KLEIN: Mr. President, I believe there are substitutions at the desk. I ask that we make the substitutions at this time.

ACTING PRESIDENT VALESKY: The Secretary will proceed with the substitutions.

THE SECRETARY: On page 12, Senator Addabbo moves to discharge, from the Committee on Elections, Assembly Bill Number 5707 and substitute it for the identical Senate Bill Number 5029, Third Reading Calendar 211.

On page 22, Senator C. Johnson moves to discharge, from the Committee on Consumer Protection, Assembly Bill Number 629 and substitute it for the identical Senate Bill Number 2752, Third Reading Calendar 440.

On page 23, Senator C. Johnson moves to discharge, from the Committee on Investigations and Government Operations, Assembly Bill Number 10771 and substitute it for the identical Senate Bill Number 7329,

Third Reading Calendar 452.

On page 27, Senator Aubertine moves to discharge, from the Committee on Agriculture, Assembly Bill Number 10556 and substitute it for the identical Senate Bill Number 7100, Third Reading Calendar 516.

On page 28, Senator Addabbo moves to discharge, from the Committee on Elections, Assembly Bill Number 8540 and substitute it for the identical Senate Bill Number 7610, Third Reading Calendar 529.

On page 29, Senator L. Krueger moves to discharge, from the Committee on Elections, Assembly Bill Number 8525 and substitute it for the identical Senate Bill Number 7742, Third Reading Calendar 530.

On page 29, Senator Squadron moves to discharge, from the Committee on Consumer Protection, Assembly Bill Number 1730C and substitute it for the identical Senate Bill Number 4313B, Third Reading Calendar 532.

And on page 30, Senator Aubertine moves to discharge, from the Committee on Energy and Telecommunications, Assembly Bill Number 10551 and substitute it for the

identical Senate Bill Number 7279, Third Reading Calendar 541.

ACTING PRESIDENT VALESKY: Substitutions ordered.

Senator Klein.

SENATOR KLEIN: Mr. President, there will be an immediate meeting of the Finance Committee in the Majority Conference Room.

Pending the return of the Finance Committee, can we please stand at ease.

ACTING PRESIDENT VALESKY: There is an immediate meeting of the Senate Finance Committee in Room 332 of the Capitol.

The Senate will stand at ease pending the return of the Finance Committee.

(Whereupon, the Senate stood at ease at 12:38 p.m.)

(Whereupon, the Senate reconvened at 12:57 p.m.)

ACTING PRESIDENT VALESKY: Senator Klein.

SENATOR KLEIN: Mr. President, can you please recognize Senator Foley for a brief announcement.

ACTING PRESIDENT VALESKY: Senator Foley.

SENATOR FOLEY: Thank you, Mr. President.

As is the custom and tradition of the Senate, we welcome those who come from different parts of the state to watch our proceedings here from the gallery.

And with that in mind, I'd like to welcome to the New York State Senate the Patchogue-Medford Robotics Team, who's traveled all the way from Long Island to be part of today's proceedings.

And the robotics team in that particular school district has done great work over the past number of years. It's also been a way to fire up the imagination and inspiration of students to get involved in the fields of computer science, engineering and mathematics.

So we want to welcome the Patchogue-Medford Robotics Team here with us today.

ACTING PRESIDENT VALESKY: Thank you, Senator Foley.

On behalf of Senator Foley and all the members, welcome to our young men and women who are visiting us today from Long Island. Best wishes in your future endeavors.

(Applause.)

ACTING PRESIDENT VALESKY: Senator Klein.

SENATOR KLEIN: Mr. President, if we could return to the order of reports of standing committees, I believe there's a report of the Judiciary Committee at the desk. I ask that it be read at this time.

ACTING PRESIDENT VALESKY: Returning to the order of reports of standing committees, there is a report of the Judiciary Committee at the desk.

The Secretary will read.

THE SECRETARY: Senator Sampson, from the Committee on Judiciary, reports the following nomination.

As a judge of the Court of Claims, Wayne Ozzi, of Staten Island.

ACTING PRESIDENT VALESKY: Senator Klein.

SENATOR KLEIN: Mr. President, on

behalf of Senator Sampson, could you please move the nomination.

ACTING PRESIDENT VALESKY: Are there any other Senators who wish to be heard?

Senator Savino, on the nomination.

SENATOR SAVINO: Thank you, Mr. President.

I'm very proud and happy to stand here and second the nomination of Wayne Ozzi as a Court of Claims judge for the State of New York.

Wayne Ozzi is not just an asset to Staten Island, he's an asset to all of New York. He appeared before us earlier today, and he touched on a few of the things that he does. And in fact, I was reminded of just how much Wayne Ozzi does for the people of Staten Island and for the bar that he serves.

He is the current temporary president of the Richmond County Bar Association. And you can see from his resume that he has a long history in public service dating back to the 1970s, including being with Legal Services for New York.

But he has not just been an asset to Judge Bob Gigante, who he serves as the law clerk in Staten Island. Also, in his capacity at the Richmond County Bar, he approached those of us who serve in office about putting together a volunteer lawyers' project to deal with the crisis of foreclosures in Staten Island, and he led that pro bono effort.

He is an asset to all of us, particularly in Staten Island. And because he has so many fans among the Staten Island delegation and the Legislature -- and I'm sure Senator Lanza will say something about it -- the members of the Assembly who cannot be here to speak on their behalf asked me to say a few words about Wayne Ozzi, particularly Assemblyman Matt Titone, who has known him his entire life, both socially and professionally. He's practiced before him in his capacity as Judge Robert Gigante's law clerk.

And Matt just wants the world to know that he believes that today is a great day for the judiciary, it's a great day for Wayne Ozzi and his family, and it's a great day for Staten Island and New York State.

Assemblyman Mike Cusick, who's currently in a committee meeting, also couldn't be here, and he sent me a text message and said, "Please convey my congratulations. Wayne is the best that Staten Island has to offer, and we are all proud of you." And his father, Judge Cusick, is looking down and smiling now.

Assemblywoman Janele Hyer-Spencer is also in a committee meeting. And as an attorney who practices in Staten Island with you, she has nothing but glowing things to say about your reputation and what you'll bring to the bench.

And as I said, today is a great day for the judiciary, it's a great day for Staten Island, it's a great day for Wayne and his entire family. And they're all up there in the balcony: his wife, Lucy; his son, Daniel; his daughter, Michelle; his father, Dan; his friend, Stephen Lauria; Debra Passarello, Ronald Cerrachio, Jane Stilwell, Kevin Elford -- of course -- John Gulino, our county leader, and Bob Olivari, who's been a lifelong friend.

Congratulations. And I heartily support this nomination to the Court of Claims.

ACTING PRESIDENT VALESKY: Thank you, Senator Savino.

Senator Lanza, on the nomination.

SENATOR LANZA: On the nomination, thank you, Mr. President.

First let me associate myself with the remarks from Senator Savino. This is a good day for not only the people of Staten Island but the people of the state.

And I want to foremost first and foremost commend the Governor. This is a great nomination. And we are very ecstatic and happy about this on Staten Island, in a very bipartisan way. And the reason that is is because we know what a fabulous appointment this is going to be for the people of Staten Island.

You know, Wayne Ozzi is everything you would want in a judge. And I really believe, of all the things we do here in the Senate, one of the most important responsibilities that we have is this process.

Because long after many of us are gone, the legacy that we leave are those who serve on the bench throughout this state. And you want to make sure, more than anywhere else, that you have the right people. Wayne Ozzi is the right person.

Senator Savino talked about his qualifications. They're numerous and they're right and they're perfect for the position. I just want to add that he's very smart, he appreciates and loves the law.

But above all else that I know about Wayne Ozzi, I think it's his decency that really stands out. And he's got the right demeanor, and I think that will make him the perfect person to sit and preside in a courtroom. And I know, because of all that, that every litigant, every attorney and every person that enters the courtroom where Wayne Ozzi is the judge will be treated with dignity, respect and fairness. And that's all you can ask for.

And so as Senator Savino said, this really is a happy occasion. And again, I want to congratulate you. I'm going to have to get

used to saying Judge Ozzi, Your Honor. You deserve it. And more importantly, the people of Staten Island deserve this.

I want to congratulate your family, Lucy, Daniel, Michelle, and your dad, Dan, and your friends. Again, this is a good day. Senator Savino and I could not be any happier, and I know the people of Staten Island are going to be very happy about this as well.

Congratulations, Judge Ozzi.

ACTING PRESIDENT VALESKY: Thank you, Senator Lanza.

Are there any other Senators wishing to be heard?

Seeing none, the question is on the motion to confirm the nomination of Wayne Ozzi, of Staten Island, as a judge of the New York State Court of Claims. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT VALESKY: Opposed, nay.

(No response.)

ACTING PRESIDENT VALESKY: The motion carries. The nominee is confirmed.

Judge Ozzi is joined in the gallery today by his family. Congratulations.

(Applause.)

ACTING PRESIDENT VALESKY: Senator Klein.

SENATOR KLEIN: Mr. President, I believe there's a report of the Finance Committee at the desk. I ask that it be read at this time.

ACTING PRESIDENT VALESKY: There is a report of the Finance Committee at the desk.

The Secretary will read.

THE SECRETARY: Senator Kruger, from the Committee on Finance, reports the following nominations.

As a member of the Board of Trustees of the State University of New York, Marshall A. Lichtman, M.D., of Rochester.

As a member of the Adirondack Park Agency, F. William Valentino, of Albany.

As a member of the New York State Housing Finance Agency and director of the State of New York Mortgage Agency, Karen A. Phillips, of New York City.

As members of the New York State Thruway Authority, Jose Holguin-Veras, of Clifton Park, and James Donald Rice, Jr., of New York City.

As members of the Advisory Council on Alcoholism and Substance Abuse Services, Michael N. Martin, of North Tonawanda, and Robert A. Ross, of Saranac Lake.

As a member of the Minority Health Council, Nilda I. Soto, of the Bronx.

And as a member of the Board of Visitors of the Capital District Developmental Disabilities Services Office, Joan D. Taylor, of Saratoga Springs.

ACTING PRESIDENT VALESKY: Senator Kruger.

SENATOR CARL KRUGER: Thank you, Mr. President. Can we please move the nominations.

ACTING PRESIDENT VALESKY: Are there any other Senators wishing to be heard on the nominations?

Seeing none, the question is on the motion to confirm the nominations. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT VALESKY: Opposed, nay.

(No response.)

ACTING PRESIDENT VALESKY: The motion carries. The nominees are confirmed.

Senator Klein.

SENATOR KLEIN: Mr. President, I move to adopt the Resolution Calendar at this time, with the exception of Senate Resolution 5323.

ACTING PRESIDENT VALESKY: All in favor of adopting the Senate Resolution Calendar, with the exception of the resolution noted, signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT VALESKY: Opposed, nay.

(No response.)

ACTING PRESIDENT VALESKY: The Resolution Calendar is adopted.

Senator Fuschillo.

SENATOR FUSCHILLO: Mr. President, a quick comment. I want to just thank my colleague Senator Craig Johnson for

his resolution today, 5333, critically important for the City of New York and the State of New York.

As we've read recently, the federal government has shortchanged New York State once again on federal money to combat terrorism, especially in the City of New York.

And just recently, on this Thursday, the ranking member of the Homeland Security Committee, Peter King, met with Janet Napolitano, and she never brought up the fact that New York State has not vouched for some of the monies, which Peter King said was untrue. All of those dollars that New York State has received has been vouched for, and the programs are in existence.

So this resolution today by Senator Johnson asking the federal government to restore financial aid to combat terrorism in the City of New York and in New York State is critically important. I just vote aye and thank him for the resolution.

ACTING PRESIDENT VALESKY: Thank you, Senator Fuschillo.

Senator Craig Johnson.

SENATOR CRAIG JOHNSON: Thank you very much. And thank you, Senator Fuschillo.

I wasn't going to speak on this, because I think the resolution speaks for itself. I will simply say I'd like to open up the resolution for all members to join if they wish to do so, because I think it's critically important that we as a body stand together, stand as Republicans and Democrats, as they've done so in Congress, to call upon our federal government to make sure that we get the monies yesterday necessary to protect our loved ones.

Just yesterday we honored the individual who stood by and found that explosive device in Times Square. And now we have a federal government that's going to try and take away our money and put all of our loved ones at risk.

And so a resolution like this I believe is critically important. I would urge all members and I open it up for all members to join. Thank you very much.

And thank you, Senator Fuschillo.

ACTING PRESIDENT VALESKY: At Senator Johnson's request, the resolution will

be open for cosponsorship to all members. Any Senator wishing not to be a cosponsor of the resolution should notify the desk.

Senator Klein.

SENATOR KLEIN: Mr. President, I move to take up Senate Resolution Number 5323, by Senator Peralta. I ask that the title of the resolution be read and move for its immediate adoption.

ACTING PRESIDENT VALESKY: The Secretary will read.

THE SECRETARY: By Senator Peralta, Legislative Resolution Number 5323, commemorating the 199th anniversary of the independence of the Republic of Paraguay.

ACTING PRESIDENT VALESKY: All in favor of adopting the resolution signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT VALESKY: Opposed, nay.

(No response.)

ACTING PRESIDENT VALESKY: The resolution is adopted.

Senator Klein.

SENATOR KLEIN: Mr. President, at this time I move to recall Senate Resolution Number 5167, which was unanimously adopted on May 12th. I ask that the resolution be read in its entirety and that Senator Diaz have an opportunity speak on his resolution.

ACTING PRESIDENT VALESKY: The Secretary will read.

THE SECRETARY: By Senator Diaz. Legislative Resolution Number 5167, commemorating the second anniversary of Dr. Ma Ying-jeou's Presidency of Taiwan.

"WHEREAS, May 20, 2010, will mark the second anniversary of Dr. Ma Ying-jeou's inauguration as the twelfth President of the Republic of China (Taiwan); and

"WHEREAS, This Legislative Body passed a resolution (Senate Number 4906) in March of 2008 congratulating the people of Taiwan for the successful conduct of their fourth direct and democratic presidential election; and

"WHEREAS, Taiwan is one of the strongest democratic allies of the United States in the Asia-Pacific region; and

"WHEREAS, President Ma has successfully enhanced mutual trust between the United States and Taiwan since taking office; and

"WHEREAS, Through cross-strait dialogues and flexible diplomacy, President Ma has transformed the Taiwan Strait from a major international flashpoint into a cornerstone for peace and prosperity for East Asia; and

"WHEREAS, The United States has assisted Taiwan in participating in the World Health Assembly as an observer in May of 2009, and will continue supporting Taiwan's meaningful participation in other United Nations-affiliated organizations; and

"WHEREAS, President Ma took major steps to enhance Taiwan's rule of law and protection of human rights by ratifying the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights in May of 2009; and

"WHEREAS, President Ma is determined to strengthen cooperation with the United States in trade and investment,

students and cultural exchanges, tourism, scientific research, and many other areas; and

"WHEREAS, President Ma has expressed his hope that Taiwan and the United States will sign an extradition agreement, implement visa-free courtesies for Taiwanese travelers to the United States, and resume negotiation on a Trade and Investment Framework Agreement in the near future; and

"WHEREAS, The United States and Taiwan share a close and long-standing economic relationship, including $61.6 billion of bilateral trade in 2008, making Taiwan the ninth largest trading partner of the United States; and

"WHEREAS, New York State exported approximately $1.5 billion worth of products to Taiwan in 2008, making Taiwan the eighth largest foreign market for New York State; and

"WHEREAS, Many of the United States' top 500 companies headquartered in New York have invested in Taiwan, including IBM, Pfizer, Corning, Citigroup, MetLife, J.P. Morgan, and New York Life; and

"WHEREAS, The State of New York is

home to a large and thriving Taiwanese community, and has a maintained a friendly and fruitful sister-state relationship with Taiwan for many years; now, therefore, be it

"RESOLVED, That this Legislative Body pause in its deliberations to commemorate the second anniversary of President Ma Ying-jeou's inauguration, and to express and record its strong commitment to a closer economic partnership with Taiwan."

ACTING PRESIDENT VALESKY: Senator Diaz, on the resolution.

SENATOR DIAZ: Thank you, Mr. President.

Ladies and gentlemen, I am very honored and proud today that we in the New York State Senate are commemorating the second anniversary of President Ma Ying-jeou's inauguration as President of Taiwan. This commemoration is not only a personal celebration for President Ma, but it is also a celebration for democracy and a celebration for the people of Taiwan.

The accomplishments, dedication and determination shown by President Ma have

yielded economic and cultural benefits for Taiwan, for the United States, and for the great State of New York. New York State and New York City can also be proud today and claim President Ma as one of their own, since he obtained his master's in law degree from New York University in 1976 and completed an internship in a New York City law firm before returning to Taiwan.

As we heard in the resolution, ladies and gentlemen, Taiwan is the eighth largest foreign market for New York State, and many top New York companies such as IBM, Citigroup, and J.P. Morgan have all invested in Taiwan.

Mr. President and ladies and gentlemen, we pause today to celebrate this important occasion with three dignitaries from Taiwan: Ambassador Andrew J.C. Kao, Director General of the Taipei Economic and Cultural Office in New York; Director Simon Sung; and Director David Chien.

Ambassador Kao, Director Sung, and Director Chien, I am pleased to welcome you today to the New York State Senate chamber.

Mr. President, ladies and gentlemen, in closing, I want to once again offer my sincere congratulations to President Ma, to Ambassador Kao, to Directors Sung and Chien, and to the people of Taiwan from the New York State Senate on this very happy occasion.

And I thank you, Mr. President, my colleagues, ladies and gentlemen, for giving me the opportunity to bring to this chamber these distinguished people from the people of Taiwan that have contributed to the economy of this great state. And this resolution is open for all the members to join on.

Thank you, Mr. President.

ACTING PRESIDENT VALESKY: Thank you, Senator Diaz.

Senator Stavisky, on the resolution.

SENATOR STAVISKY: Thank you, Mr. President. And thank you, Senator Diaz, for introducing this resolution.

And I too would like to welcome my friends Ambassador Kao, David Chien and Simon Sung to Albany. This is not their -- at least

I know Simon has been here before. And to tell you how proud I am, gentlemen, to represent so many Asian-Americans in the New York State Senate.

My district has more than a hundred thousand people from that part of the world who came to New York, who came to primarily Flushing, seeking a better life. And they have been such an important resource. They brought with them a rich cultural heritage. They brought with them their families, in some cases. But they have transformed much of Queens with their contributions both to the economy but also to the social and political life of our community.

We've always had a warm friendship with the government of Taiwan. It is a strong democracy in a part of the world where strong democracies do not exist. Taiwan has been our trading partner, an important trading partner for New York State. I believe it's our eighth most important trading partner.

But it also has revitalized the community of Flushing. Approximately 30 years ago, the stores in Flushing were boarded up,

businesses were moving. And people originally from Taiwan came to Flushing, and we've seen -- we call it the renaissance. Flushing is now a thriving community, construction is going on, jobs are being created.

And this, I hope, can be replicated throughout our state, because it's a message of hope for the future. And Flushing has become what we call a destination of choice, and it is due in large part to the contributions of the Asian-Americans who settled in this part of Queens.

But particularly, today, we're paying tribute to the Taiwanese government. Ambassador Kao is the director general of the Taipei Economic and Cultural Office, but he carries the rank of ambassador. And some of you are wondering; we don't have diplomatic relations with Taiwan in the sense of exchanging ambassadorships. And that, to me, is unfortunate, because we have some such a long-standing friendship with the people of the Republic of China.

And I am so proud to welcome you to our Capitol and to thank you for everything

that you've done to make our country a better country. And I look forward to working with you in the days to come. [In Chinese.]

ACTING PRESIDENT VALESKY: Thank you, Senator Stavisky.

Senator Schneiderman.

SENATOR STAVISKY: And we have a Mandarin-speaking State Senator here who I hope will speak to us in English.

ACTING PRESIDENT VALESKY: Senator Schneiderman.

SENATOR SCHNEIDERMAN: Thank you, Mr. President.

Senator Diaz wanted me to add a few words. [In Chinese.] So we're very happy to have you here.

I want to also mention that President Ma, ladies and gentlemen, whose anniversary we celebrate today, is someone who knows politics well. And you're welcome here. He was the mayor and was the first elected with very, very -- 51 percent of the vote, came back and won big and went on to great success. He was a party leader, someone who would be very comfortable here with us.

So any time you want to come [in Chinese].

Thank you, Mr. President.

ACTING PRESIDENT VALESKY: Thank you, Senator Schneiderman.

Senator Padavan, on the resolution.

SENATOR PADAVAN: Thank you, Mr. President.

And thank you, Senator Diaz, for bringing this resolution before us again with our guests that are here.

The sons and daughters of Taiwan have made, as has already been said, the part of Queens known as Flushing and its surrounding areas one of the most dynamic communities to be found anywhere in the nation, not only economically but in terms of art and culture, bringing to us -- and some great food, great restaurants -- bringing to us a way of life that was foreign to many but today is so well accepted.

Political leaders -- our New York City comptroller is a son of Taiwan. The first Republican member of the City Council, Peter Koo, a son of Taiwan. So inroads into

our political process have been significant, and all for the better.

And we thank you for being here. We have many firms in Queens who not only export but also import -- Crystal Window is one that you're familiar with -- exporting their products to China and to the mainland. And that interchange of trade is fantastic, it's good for everybody.

So thank you so very much for being with us today.

ACTING PRESIDENT VALESKY: Thank you, Senator Padavan.

Senator Duane.

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

I'm very pleased and honored to be in the presence of just wonderful leadership from Taiwan. As many of you know, I've been a visitor to Taiwan on more than one occasion. And I admire their democracy, I admire their freedom generally, and I also now have come to know the innovative way in which they provide healthcare, which I think has many lessons for us here in the United States.

So I am very happy about the friendship between our state and Taiwan, and I wish for that to continue and to grow for many years to come.

Thank you, Mr. President.

ACTING PRESIDENT VALESKY: Thank you, Senator Duane.

Senator Perkins.

SENATOR PERKINS: Thank you, Mr. President.

I want to take a moment to extend my welcomes and appreciation to the ambassador and to his colleagues and the people of Taiwan.

I join in recognizing President Ma for his anniversary. I have had the privilege of being his guest when I was in Taiwan at the time he was the mayor, and he shared with us his town, and we went to the city council where he also shared with us what his city council was doing.

I think the most memorable moment I had with him was when we discussed jogging. He is apparently an avid jogger. And in fact when he visited New York City as a guest of

now-Comptroller John Liu, we had made arrangements to go jogging together -- but he forgot his sneakers, he said.

So I want to tell you how much we appreciate the fact that we have such an important relationship with your country. We look forward to seeing that relationship grow. And if the president is in town, I'm looking forward to sharing a loop around Central Park with him if he has the time.

Thank you so much, and wonderful to see you again.

ACTING PRESIDENT VALESKY: Thank you, Senator Perkins.

Senator Squadron.

SENATOR SQUADRON: Thank you, Mr. President.

I rise to join the chorus welcoming our visitors and acknowledging the strong relationship that we have. As the Senator who represents Chinatown, in the heart of Manhattan, which really is in many ways the cultural center of the Chinese experience in America for Chinese-Americans and visitors, the relationship with Taiwan has for over a

hundred years been extraordinary. The relationship with what is now such an important island nation is one that has really helped define the cultural life of the Lower East Side, the cultural life of New York City, the cultural life of our state entirely.

And today is just another step in what has been a relationship that has meant so much for so many. And so it's a great honor to have you and to share the State Senate's sentiments that this is a relationship that we all need, we all depend on, and we look forward to having many decades more of.

Thank you so much for being here. Thank you to Senator Diaz for sponsoring this resolution and hosting you today.

ACTING PRESIDENT VALESKY: Thank you, Senator Squadron.

As Senator Klein indicated, the resolution was previously adopted by the house.

Senator Diaz.

SENATOR DIAZ: Mr. President, would you please allow Ambassador Kao to address the chamber?

ACTING PRESIDENT VALESKY: I will certainly do that.

Before we do that, per your request, the resolution is open to cosponsorship by all members. Any Senator wishing not to be a cosponsor should notify the desk.

And at this point, and with unanimous consent, I'd like to welcome Ambassador Andrew J.C. Kao, director general of the Taipei Economic and Cultural Office in New York State, to say a few words.

Ambassador?

AMBASSADOR KAO: Honorable President and all the Senators, good afternoon.

On behalf of President Ma Ying-jeou and the government of the Republic of China in Taiwan, I take great pride and honor to receive this resolution and also the good comments from my friends in the Senate.

Certainly that I see the resolution as a great encouragement and support from the State of New York, and I truly believe that with the continued joint efforts from our two

sides, the already cordial relationship between the United States and Taiwan will be further strengthened.

Thank you so much. Thank you.

(Applause.)

ACTING PRESIDENT VALESKY: Senator Klein.

SENATOR KLEIN: Mr. President, I believe Senator Espada has a resolution at the desk. I ask that the resolution be read in its entirety and move for its immediate adoption.

ACTING PRESIDENT VALESKY: Senator Klein, has this resolution been deemed privileged and submitted by the office of the Temporary President?

SENATOR KLEIN: Yes, it has, Mr. President.

ACTING PRESIDENT VALESKY: The Secretary will read.

THE SECRETARY: By Senators Klein and Espada, legislative resolution celebrating the life and legacy of Meg Felice Charlop, distinguished citizen and devoted member of the community.

"WHEREAS, It is the custom of this Legislative Body to pay tribute to the citizens of the State of New York whose lifework and civic endeavor served to enhance the quality of life in their communities and the great State of New York; and

"WHEREAS, Meg Felice Charlop died tragically in a bicycle accident on Wednesday, March 17, 2010. She was 57 years old; and

"WHEREAS, Meg Felice Charlop moved to the Bronx in 1976, during the darkest days of the borough's history, and worked as a community and housing organizer in the Morrisania section of the Bronx; and

"WHEREAS, Meg Felice Charlop worked as a housing organizer and administrator for the Fordham Bedford Housing Corporation; and

"WHEREAS, For the last 26 years, Meg Felice Charlop worked for the Montefiore Medical Center where she was a borough-wide, citywide, and national leader in the fight against childhood lead poisoning; and

"WHEREAS, Meg Felice Charlop conceived of the idea and founded the Montefiore Hospital Lead Safe House, the first

in the City of New York and a citywide model funded by the former Bronx borough president, Fernando Ferrer; and

"WHEREAS, Since 1992, Meg Felice Charlop was employed as the director of community health for the Montefiore Hospital school-based health program, where she worked tirelessly to develop and promote health education programs for the public school children of the Bronx and advocated for policy initiatives to help make the Bronx and the city a healthier place to live; and

"WHEREAS, Meg Felice Charlop actively promoted bicycle riding as an alternative mode of transportation and a means to promote a healthy lifestyle. She was regularly seen riding her bike throughout the Bronx and to meetings in Manhattan; and

"WHEREAS, Meg Felice Charlop was honored as a Paul Harris Fellow by the Bronx Rotary Club Gift for Life Program and as a Bronx Mother of the Year by former Mayor David Dinkins; and

"WHEREAS, Meg Felice Charlop lived and was employed her entire adult life in the

Bronx, always working tirelessly and passionately to make it a better and healthier place to live and work; and

"WHEREAS, Meg Felice Charlop and her husband, Richard Powers, raised their four children, Sarah, Zachary, Rachel and Aaron, in the Bronx and educated them in New York City public schools. They all survive her, as well as three foster children, Chanda, Alicia, and Chris; and

"WHEREAS, Meg Felice Charlop leaves behind a legacy of love, commitment and community involvement which inspires us to continue to support and fight for the causes which she so passionately believed in and worked so tirelessly for; now, therefore, be it

"RESOLVED, That this Legislative Body pause in its deliberations to celebrate the life and accomplishments of Meg Felice Charlop, distinguished citizen and devoted and beloved member of her community; and be it further

"RESOLVED, That copies of this resolution, suitably engrossed, be transmitted

to the family of Meg Felice Charlop."

ACTING PRESIDENT VALESKY: Senator Espada, on the resolution.

SENATOR ESPADA: Thank you, Mr. President.

And certainly I want to thank Senator Klein and the house for giving me the opportunity to share some words regarding Meg Felice Charlop.

It was during the darkest moments of our beloved Bronx that I met Meg. And she took on the challenge of turning the burning Bronx, then the symbol of urban decay in the United States of America, into truly a story of urban renewal and renaissance, such that today there isn't a large tract of land that is vacant in the Bronx.

But it didn't stop there. All of her children, proud products of our public school system, her and her husband Richard did a great job with those children. But she always found time to do something for other children, leading the fight against childhood lead poisoning and involving herself in school-based health programs throughout the

Bronx.

It was indeed a tragic and premature death, but it was a heroic life that we celebrate today. And we thank this chamber for giving us the opportunity to pay homage to this fine, wonderful lady.

Thank you.

ACTING PRESIDENT VALESKY: Thank you, Senator Espada.

Senator Klein, on the resolution.

SENATOR KLEIN: Thank you, Mr. President.

It's my pleasure to join my colleague Senator Espada in remembering the life of Megan Charlop.

I've also had the opportunity to know and work with Megan many years ago. In a previous life, I was in charge of a lead paint litigation unit in a law firm in Manhattan, and I had the opportunity to work with Megan.

While others were doubting the causation between children eating lead paint chips and all types of problems with motor skills and IQ scores, Megan was a fighter. She understood early on the horrible

circumstances that were taking place in our communities, especially communities of color, when children were ingesting lead paint.

She was a leader in this movement, and I was very proud of the fact that I was actually at the ribbon cutting when she founded the Montefiore Hospital Lead Paint Safe House, which was the first in New York City.

She's someone who was dubbed the "Mother Teresa of the Bronx." She's someone who was also always there to lend a helping hand. And I think each and every day, when she got up in the morning, her only goal was to make a positive difference in people's lives.

I know Senator Montgomery, in our house, is certainly one of the big supporters of child health-based clinics in schools. Well, Megan really led that cause in the Bronx. And when I was a member of the Assembly, I was very proud to open up several in Norwood schools, the area where Megan lived with her family.

I know we're joined here today by

Megan's daughter, Sarah Charlop Powers. And I know all of us, especially myself, who had the opportunity to know Megan for many years, I know her daughter should be very, very proud, because she was someone who really changed the way people looked at lead paint poisoning, changed the way children received healthcare, especially in the Bronx, and she's someone who I believe I'm a better person for having met Megan Charlop.

So thank you for letting me say a few words, Mr. President.

ACTING PRESIDENT VALESKY: Thank you, Senator Klein.

Senator Stewart-Cousins, on the resolution.

SENATOR STEWART-COUSINS: Thank you, Mr. President.

I had heard about what happened to this extraordinary woman. And certainly recognize her daughter as having been very important in Yonkers as we move forward in our development on the waterfront.

But not having known her mom, knowing the legacy, knowing the interest that

she had in all things community and all people, I just wanted to say that we do have legislation moving through both houses that address the cause of death. And I believe she was cycling and was hit by a bus.

So I say this only to say that we are conscious of types of hazards that could befall cyclists and are trying to do something that it will be safer for people to engage in what would ordinarily be a healthy activity, not only for themselves personally but for the environment.

So although this wonderful woman is gone, I am hoping that one of the things we will be able to do in this Legislature is make it safer for people like your mom, who enjoyed riding her bike, and that in that way her legacy will again be continued and remembered.

Thank you.

ACTING PRESIDENT VALESKY: Thank you, Senator Stewart-Cousins.

Senator Perkins.

SENATOR PERKINS: Thank you very much.

I just want to first acknowledge

the family for the wonderful work that your mother has given. Far beyond where she may have lived, her reputation was huge.

One of the great movements that took place in our city was the childhood lead paint poisoning prevention movement, which was a movement that had great resistance. It was sort of like a David and Goliath story because of those who were opposed to seeing that type of legislation that was so important to our children become law.

I know that she was in league with Lucy Billings, who is now a Supreme Court judge, and as well as Cordell Cleare, who's my chief of staff. They were amongst those whose children were poisoned. But instead of turning away in despair and cynicism, they turned towards government, they turned towards community organizing and community leadership to make a better day for not only their children but, more importantly, for the children that might unfortunately be exposed to that type of poisoning.

So she has a great legacy for us to remember here today. And in fact, I'm honored

to say we have a childhood lead paint poisoning bill in this Legislature that we are deliberating on that will take her movement to a statewide level, and hopefully we'll be able to do in the state what we were able to do in New York City and save more children from the hazards of childhood lead paint poisoning.

ACTING PRESIDENT VALESKY: Thank you, Senator Perkins.

Are there any other Senators who wish to be heard?

Seeing none, the question is on the resolution. All in favor please signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT VALESKY: Opposed, nay.

(No response.)

ACTING PRESIDENT VALESKY: The resolution is adopted.

Senator Klein.

SENATOR KLEIN: Thank you, Mr. President.

I believe Senator Breslin has a resolution at the desk. I ask that the title

of the resolution be read and move for its immediate adoption.

ACTING PRESIDENT VALESKY: Senator Klein, has this resolution been deemed privileged and submitted by the office of the Temporary President?

SENATOR KLEIN: Yes, it has, Mr. President.

ACTING PRESIDENT VALESKY: The Secretary will read.

THE SECRETARY: By Senator Breslin, legislative resolution congratulating Rachele Prawdzik upon the occasion of her designation as Teenager of the Year by the Colonie Elks Lodge.

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

(Response of "Aye.")

ACTING PRESIDENT VALESKY: Opposed, nay.

(No response.)

ACTING PRESIDENT VALESKY: The resolution is adopted.

Senator Klein.

SENATOR KLEIN: Mr. President, I believe Senator Breslin has another resolution at the desk. I ask that the title of the resolution be read and move for its immediate adoption.

ACTING PRESIDENT VALESKY: Senator Klein, has this resolution been deemed privileged and submitted by the office of the Temporary President?

SENATOR KLEIN: Yes, it has, Mr. President.

ACTING PRESIDENT VALESKY: The Secretary will read.

THE SECRETARY: By Senator Breslin, legislative resolution congratulating James Burr of Shaker High School upon the occasion of his designation as Teenager of the Year by the Colonie Elks Lodge.

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

(Response of "Aye.")

ACTING PRESIDENT VALESKY: Opposed, nay.

(No response.)

ACTING PRESIDENT VALESKY: The resolution is adopted.

Senator Klein.

SENATOR KLEIN: Mr. President, I believe Senator Parker has a resolution at the desk. I ask that the title of the resolution be read and move for its immediate adoption.

ACTING PRESIDENT VALESKY: Senator Klein, has this resolution been deemed privileged and submitted by the office of the Temporary President?

SENATOR KLEIN: Yes, it has, Mr. President.

ACTING PRESIDENT VALESKY: The Secretary will read.

THE SECRETARY: By Senator Parker, legislative resolution commemorating the 257th birthday of Francois Touissant L'Ouverture, leader of the Haitian Revolution.

ACTING PRESIDENT VALESKY: Senator Parker, on the resolution.

SENATOR PARKER: Thank you, Mr. President.

On May 20th we will be celebrating the birthday of Francois Touissant

L'Ouverture, the head of the Haitian Revolution.

Really, in the way we would think about him, he would be the George Washington of Haiti. He is someone who, under great odds, led this small country to the first successful revolt of any Caribbean nation, one of the most successful revolts, really, in the world's history in terms of throwing off the yoke of oppression.

He got a great deal of inspiration from his father, who was born free in Africa, and understood that slavery and bondage and oppression was not a natural state for people. He took the things that he had learned, you know, being in captivity and really not just forged greatness and a path for himself but also forged a great path for his people.

And so I just really want to take this moment to acknowledge his great works and the fact that it's meant so much to the people of the state.

I also want to take this moment because there's another privileged resolution coming up that I will forgo speaking on but

I'll take a couple of moments right now just to say that today is Haitian Flag Day, or Haitian Unity Day.

This is the day that is commemorated generally as the time that Haiti actually became a free nation and established itself by raising its own flag. And so as the who represents the 21st District in Brooklyn -- which is Flatbush and East Flatbush, Midwood, Ditmas Park, Kensington and Boro Park -- and functionally the largest concentration of Haitian people outside of Haiti, this is very important for the people of my district and my community.

Outside of Florida, the State of New York, which has a population of about 200,000 people of Haitian descent, is the largest population of Haitian people, again, outside of Haiti in the world.

And so those folks have -- the people of Haiti have given so much not just to New York but to the culture of the United States and the world. For instance, John Audubon. We're all familiar with the Audubon Society. Well, that's named after John

Audubon, who was of Haitian descent and is really the name that we put associated with avian life, birds, wildlife, conservation and, just an example of someone who many of us might not have known was Haitian, has given a great deal to our society.

And so we remember Touissant L'Ouverture, we remember Haitian Flag Day.

And also today, in Rockland County, which outside of Brooklyn has the largest population, Rockland County and Spring Valley, New York -- and I'll say this, I didn't see him in the chamber, but I'll say this on behalf of Senator Thomas Morahan, who represents that community, that that is a thriving community exactly because of the Haitian community. They today celebrate Haitian Unity Day.

There are a number of members of that community who are here in Albany today, and we honor them and thank them for being part of this great experiment that we call New York and call America.

Thank you, Mr. President.

ACTING PRESIDENT VALESKY: Thank

you, Senator Parker.

Senator Parker has asked that the resolution be open for cosponsorship. Any Senator wishing not to be a cosponsor should notify the desk.

The question is on the resolution. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT VALESKY: Opposed, nay.

(No response.)

ACTING PRESIDENT VALESKY: The resolution is adopted.

Senator Klein.

SENATOR KLEIN: Mr. President, can you just recognize Senator Stavisky for a brief announcement.

ACTING PRESIDENT VALESKY: Senator Stavisky.

SENATOR STAVISKY: Yes, I just would like to welcome the class from P.S. 188 in Oakland Gardens, Queens. They are on a class trip. And we welcome you all to Albany.

Thank you, Mr. President. And thank you, Senator Klein.

ACTING PRESIDENT VALESKY: Welcome to our young friends from Queens.

Senator Klein.

SENATOR KLEIN: Mr. President, I believe Senator Parker has another resolution at the desk. I ask that the title of the resolution be read and move for its immediate adoption.

ACTING PRESIDENT VALESKY: Senator Klein, has the resolution been deemed privileged and submitted by the office of the Temporary President?

SENATOR KLEIN: Yes, it has, Mr. President.

ACTING PRESIDENT VALESKY: The Secretary will read.

THE SECRETARY: By Senator Parker, legislative resolution memorializing Governor David A. Paterson to proclaim May 18, 2010, as Haitian Unity Day in the State of New York.

ACTING PRESIDENT VALESKY: All in favor of the resolution please signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT VALESKY:

Opposed, nay.

The resolution is adopted.

Senator Klein.

SENATOR KLEIN: Mr. President, I believe Senator Ruth Hassell-Thompson has a resolution at the desk. I ask that the title of the resolution be read and move for its immediate adoption.

ACTING PRESIDENT VALESKY:

Senator Klein, has this resolution been deemed privileged and submitted by the office of the Temporary President?

SENATOR KLEIN: Yes, it has, Mr. President.

ACTING PRESIDENT VALESKY: The Secretary will read.

THE SECRETARY: By Senators Hassell-Thompson and Perkins, legislative resolution commemorating the 85th birthday of Malcolm X, a major leader in African-American history.

ACTING PRESIDENT VALESKY:

Senator Hassell-Thompson, on the resolution.

SENATOR HASSELL-THOMPSON: Thank

you, Mr. President. Just a moment to commemorate the memory of Malcolm X. Tomorrow would have been his 85th birthday.

And as someone who knew him as a revolutionary as well as a change agent in one lifetime, I was privileged to know him and I was very privileged to know and to work closely with his wife, Dr. Shabazz.

The advent of Malcolm X was such that he took you through many changes within his life. He was very much a part of my young years in terms of determining who I was and how I saw the world. And at the very time when Dr. King was talking about nonviolence, Malcolm X was preaching at whatever cost, whatever necessary to get the job done. When you're very impressionable, those are two very highly volatile thought processes to go through.

I like to believe that today I am a melding of both of those thought processes. And that as we commemorate the life of this man, that we do so with an understanding that his place in history was very critical and important to the growth of African-Americans

in this society. And that even though those who did not believe in him or believe in his theory still had to take notice that the world was changing and he was very much a part of those changes.

So thank you, Mr. President, for the opportunity to present this resolution today. And I would like to open this resolution to any who would like to share with me in this moment.

ACTING PRESIDENT VALESKY: Thank you, Senator Hassell-Thompson.

Senator Perkins, on the resolution.

SENATOR PERKINS: Thank you very much.

I just want to take a moment to briefly recognize that tomorrow is the 85th birthday of Malcolm X, who was a central figure in obviously African-American and therefore American history -- world history, for that matter.

And interestingly, today we had the honor of our invocation being made by a member of the Ghanaian community who happens to be Muslim. And as you know, Malcolm X was a

Muslim. And so it's a wonderful coincidence that he made history today by virtue of being the first of that faith to make an invocation at this place in this chamber.

Malcolm X was one of the most outspoken activists on behalf of obviously the civil rights movement, and I am honored to be a cosponsor of this resolution.

Just I want to mention a few quick things memorable for me, at least, about Malcolm X. He was well known for his ability to move a audience with his passion and veracity. He would often say, "If you don't stand for something, you'll fall for anything."

And another thing I'd like to just quickly point out is that as a society we were taught many lessons from Malcolm X, lessons that will endure long after his words were spoken. One particular message echoes in my mind every time I enter this chamber or I stand ready and willing to defend the rights of my constituents: "Power in defense of freedom is greater than power on behalf of tyranny and oppression, because power, real

power, comes from our conviction, which produces action, uncompromising action."

As legislators, as citizens and as human beings, we must never forget Malcolm X and the wonderful words that he shared with us. Thank you.

ACTING PRESIDENT VALESKY: Thank you, Senator Perkins.

The question is on the resolution. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT VALESKY: Opposed, nay.

(No response.)

ACTING PRESIDENT VALESKY: The resolution is adopted.

Per Senator Hassell-Thompson's request, the resolution is open for cosponsorship. Any Senator wishing not to cosponsor the resolution should notify the desk.

Senator Klein.

SENATOR KLEIN: Mr. President, I believe Senator Nozzolio has a resolution at the desk. I ask that the title of the

resolution be read and move for its immediate adoption.

ACTING PRESIDENT VALESKY: Senator Klein, has this resolution been deemed privileged and submitted by the office of the Temporary President?

SENATOR KLEIN: Yes, it has, Mr. President.

ACTING PRESIDENT VALESKY: The Secretary will read.

THE SECRETARY: By Senator Nozzolio, legislative resolution commemorating the 60th anniversary of the Ladies Auxiliary of the Newark Volunteer Fire Department, to be celebrated May 22, 2010.

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

(Response of "Aye.")

ACTING PRESIDENT VALESKY: Opposed, nay.

(No response.)

ACTING PRESIDENT VALESKY: The resolution is adopted.

Senator Klein.

SENATOR KLEIN: Mr. President, I believe Senator Nozzolio has another resolution at the desk. I ask that the title of the resolution be read and move for its immediate adoption.

ACTING PRESIDENT VALESKY: Senator Klein, has this resolution been deemed privileged and submitted by the office of the Temporary President?

SENATOR KLEIN: Yes, it has, Mr. President.

ACTING PRESIDENT VALESKY: The Secretary will read.

THE SECRETARY: By Senator Nozzolio, legislative resolution congratulating Teresa Caravita upon the occasion of her 100th birthday.

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

(Response of "Aye.")

ACTING PRESIDENT VALESKY: Opposed, nay.

(No response.)

ACTING PRESIDENT VALESKY: The

resolution is adopted.

Senator Klein.

SENATOR KLEIN: Mr. President, I believe Senator Young has a resolution at the desk. I ask that the title of the resolution be read and move for its immediate adoption.

ACTING PRESIDENT VALESKY: Senator Klein, has this resolution been deemed privileged and submitted by the office of the Temporary President?

SENATOR KLEIN: Yes, it has, Mr. President.

ACTING PRESIDENT VALESKY: The Secretary will read.

THE SECRETARY: By Senator Young, legislative resolution commemorating the 125th anniversary of the Woman's Christian Association Hospital.

ACTING PRESIDENT VALESKY: All in favor of adopting the resolution signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT VALESKY: Opposed, nay.

(No response.)

ACTING PRESIDENT VALESKY: The resolution is adopted.

Senator Klein.

SENATOR KLEIN: Mr. President, there will be an immediate meeting of the Environmental Conservation Committee, followed by an immediate meeting of the Investigations and Government Operations Committee, in Room 332.

Pending the return of the Investigations and Government Operations Committee, may we please stand at ease.

ACTING PRESIDENT VALESKY: Meetings of the Environmental Conservation Committee followed by the Investigations Committee.

The Senate will stand at ease pending the return of these committees.

(Whereupon, the Senate stood at ease at 1:53 p.m.)

ACTING PRESIDENT VALESKY: The Senate will please come to order.

Senator Klein.

SENATOR KLEIN: Mr. President, there will be an immediate meeting of the

Rules Committee in the Majority Conference Room.

Pending the return of the Rules Committee, may we please stand at ease.

ACTING PRESIDENT VALESKY: There will be an immediate meeting of the Committee on Rules in Room 332 of the Capitol.

Pending the return of the Rules Committee, the Senate will continue to stand at ease.

(Whereupon, the Senate reconvened at 2:57 p.m.)

ACTING PRESIDENT VALESKY: The Senate will come to order.

Senator Klein.

SENATOR KLEIN: Mr. President, if we could return to the order of reports of standing committees, I believe there's a report of the Rules Committee at the desk. I move we adopt the report at this time.

ACTING PRESIDENT VALESKY: There is a report of the Rules Committee at the desk.

The Secretary will read.

THE SECRETARY: Senator Smith,

from the Committee on Rules, reports the following bills:

Senate Print 7835, by Senator C. Johnson, an act to amend Chapter 704 of the Laws of 1991;

And Assembly Print Number 11101, by Member of the Assembly Cahill, an act to amend the Economic Development Law.

Both bills ordered direct to third reading.

ACTING PRESIDENT VALESKY: All in favor of adopting the report of the Rules Committee indicate by saying aye.

(Response of "Aye.")

ACTING PRESIDENT VALESKY: Opposed, nay.

(Response of "Nay.")

ACTING PRESIDENT VALESKY: The report of the Rules Committee is adopted.

Senator Klein.

SENATOR KLEIN: Mr. President, at this time can we please go to a reading of the calendar.

ACTING PRESIDENT VALESKY: The Secretary will proceed with a reading of the

calendar.

THE SECRETARY: Calendar Number 431, by Member of the Assembly Weinstein, Assembly Print Number 2876, an act to amend the Court of Claims Act.

ACTING PRESIDENT VALESKY: Read the last section.

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

ACTING PRESIDENT VALESKY: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT VALESKY: The bill is passed.

THE SECRETARY: Calendar Number 439, by --

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

ACTING PRESIDENT VALESKY: The bill is laid aside for the day.

THE SECRETARY: Calendar Number 491, by Senator Foley, Senate Print 7047, an act to amend the Education Law.

ACTING PRESIDENT VALESKY: Read

the last section.

THE SECRETARY: Section 2. This act shall take effect one year after it shall have become a law.

ACTING PRESIDENT VALESKY: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT VALESKY: The bill is passed.

THE SECRETARY: Calendar Number 492, by Senator Klein, Senate Print 1899A, an act to amend the Penal Law.

ACTING PRESIDENT VALESKY: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the 90th day.

ACTING PRESIDENT VALESKY: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT VALESKY: The bill is passed.

THE SECRETARY: Calendar Number 500, by Senator Peralta, Senate Print 7296A,

an act to amend the General Business Law.

ACTING PRESIDENT VALESKY: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the 180th day.

ACTING PRESIDENT VALESKY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT VALESKY: Announce the results.

THE SECRETARY: Ayes, 60. Nays, 1. Senator DeFrancisco recorded in the negative.

ACTING PRESIDENT VALESKY: The bill is passed.

THE SECRETARY: Calendar Number 503, by Member of the Assembly Gabryszak, Assembly --

SENATOR SALAND: Mr. President.

ACTING PRESIDENT VALESKY: Senator Saland.

SENATOR SALAND: My apologies; a point of order. The last bill that we did, I'm having a difficult time --

ACTING PRESIDENT VALESKY:

Calendar Number 500.

SENATOR SALAND: We just completed Calendar 500?

ACTING PRESIDENT VALESKY: That was just passed. We're now on Calendar 503.

SENATOR SALAND: Thank you.

ACTING PRESIDENT VALESKY: The Secretary will read.

THE SECRETARY: Calendar Number 503, by Member of the Assembly Gabryszak, Assembly Print Number 9810, an act to amend the Public Authorities Law.

ACTING PRESIDENT VALESKY: Read the last section.

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

ACTING PRESIDENT VALESKY: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT VALESKY: The bill is passed.

THE SECRETARY: Calendar Number 520, by Senator Thompson, Senate Print 5640A, an act to amend the Labor Law.

ACTING PRESIDENT VALESKY: Read the last section.

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

ACTING PRESIDENT VALESKY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT VALESKY: Announce the results.

THE SECRETARY: In relation to Calendar Number 520, those Senators recorded in the negative are Senators Bonacic, Flanagan, Golden, Griffo, O. Johnson, Lanza, Larkin, Little, Saland, Seward, Skelos and Volker. Also Senator Nozzolio.

Ayes, 48. Nays, 13.

ACTING PRESIDENT VALESKY: The bill is passed.

THE SECRETARY: Calendar Number 522, by Senator L. Krueger, Senate Print 5843B, an act to amend the Public Authorities Law.

ACTING PRESIDENT VALESKY: Read the last section.

THE SECRETARY: Section 4. This

act shall take effect immediately.

ACTING PRESIDENT VALESKY: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT VALESKY: The bill is passed.

Senator Klein, that completes the reading of the calendar.

SENATOR KLEIN: Mr. President, before we proceed, there's a bit of a milestone today. The bill that was passed, Senate Bill Number 7296A, was Senator Peralta's first bill to pass in the Senate.

ACTING PRESIDENT VALESKY: Congratulations, Senator Peralta.

(Applause.)

SENATOR KLEIN: We wish you many more.

ACTING PRESIDENT VALESKY: Senator Klein.

SENATOR KLEIN: Mr. President, at this time can we please go to a reading of the supplemental calendar.

ACTING PRESIDENT VALESKY: The

Secretary will proceed with the reading of Senate Supplemental Calendar 49A.

THE SECRETARY: Calendar Number 556, by Senator C. Johnson, Senate Print 7835, an act to amend Chapter 704 of the Laws of 1991, amending the Arts and Cultural Affairs Law.

ACTING PRESIDENT VALESKY: Read the last section.

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

ACTING PRESIDENT VALESKY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT VALESKY: Senator Craig Johnson, to explain his vote.

SENATOR CRAIG JOHNSON: Thank you very much, Mr. President.

This is a 30-day extender of the ticket bill that will hopefully give the parties time to figure out a global resolution.

During that period of time, the committee which I chair, the Senate Investigations and Government Operations

Committee, is going to hold a hearing on the very issue underlying the tickets and resale of tickets. The hearing is going to be held on June 2nd. The tentative schedule time is going to be 12:30 here in Albany.

So for all members of the Senate body, not only those who serve on the committee but also other Senators who are interested, you're invited to attend the hearing.

Thank you very much. I'll be voting yes.

ACTING PRESIDENT VALESKY: Senator Craig Johnson to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 61. Nays, 0.

ACTING PRESIDENT VALESKY: The bill is passed.

THE SECRETARY: Calendar Number 557, by Member of the Assembly Cahill, Assembly Print Number 11101, an act to amend the Economic Development Law.

ACTING PRESIDENT VALESKY: Read

the last section.

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

ACTING PRESIDENT VALESKY: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT VALESKY: The bill is passed.

Senator Klein, that completes the reading of Senate Supplemental Calendar 49A.

SENATOR KLEIN: Mr. President, is there any further business at the desk?

ACTING PRESIDENT VALESKY: The desk is clear.

SENATOR KLEIN: Before we adjourn, Mr. President, I just want to announce following session the following committees will be meeting in Room 332. First, Commerce and Economic Development. Second, Local Government Committee. Third, Civil Service and Pension. And finally, the Education committee.

Again, those committees will be meeting in Room 332 immediately after session.

SENATOR VOLKER: Mr. President.

ACTING PRESIDENT VALESKY: Senator Volker.

SENATOR VOLKER: Excuse me. There will be an immediate Republican conference in the conference room for the minority.

Thank you, Senator Klein.

SENATOR KLEIN: Thank you.

ACTING PRESIDENT VALESKY: Republican conference in the Minority Conference Room.

Senator Klein.

SENATOR KLEIN: There being no further business, Mr. President, I move that we adjourn at the call of the Temporary President, intervening days to be legislative days.

ACTING PRESIDENT VALESKY: On motion, the Senate stands adjourned at the call of the Temporary President, intervening days being legislative days.

(Whereupon, at 3:06 p.m., the Senate adjourned.)