NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

March 3, 2011

11:15 a.m.

REGULAR SESSION

SENATOR JOSEPH E. ROBACH, Acting President

FRANCIS W. PATIENCE, Secretary

P R O C E E D I N G S

ACTING PRESIDENT ROBACH: The Senate will come to order.

I ask everyone present to please stand and join me in the Pledge of Allegiance.

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

ACTING PRESIDENT ROBACH: In the absence of clergy, may we now please bow our heads for a moment of silence.

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

ACTING PRESIDENT ROBACH: Reading of the Journal.

THE SECRETARY: In Senate, Wednesday, March 2, the Senate met pursuant to adjournment. The Journal of Tuesday, March 1, was read and approved. On motion, Senate adjourned.

ACTING PRESIDENT ROBACH: 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 Libous.

SENATOR LIBOUS: Thank you, Mr. President.

There's a privileged resolution at the desk, I believe by Senator Zeldin. Could we have the title read and then move for its immediate adoption.

ACTING PRESIDENT ROBACH: The Secretary will read.

THE SECRETARY: By Senator Zeldin, legislative resolution congratulating Loretta Cesman upon the occasion of celebrating her 100th Birthday.

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

(Response of "Aye.")

ACTING PRESIDENT ROBACH: Opposed, nay.

(No response.)

ACTING PRESIDENT ROBACH: The resolution is adopted.

Senator Libous.

SENATOR LIBOUS: Could we have the reading of the noncontroversial calendar at this time.

ACTING PRESIDENT ROBACH: The Secretary will read.

THE SECRETARY: Calendar Number 75, by Senator Grisanti, Senate Print 1406, an act to amend the Public Authorities Law.

ACTING PRESIDENT ROBACH: Read the last section.

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

ACTING PRESIDENT ROBACH: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 53.

ACTING PRESIDENT ROBACH: The bill is passed.

THE SECRETARY: In relation to Calendar Number 100, Senator O'Mara moves to discharge, from the Committee on Elections, Assembly Bill Number 5698 and substitute it

for the identical Senate Bill Number 3500, Third Reading Calendar 100.

ACTING PRESIDENT ROBACH: Substitution ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 100, by Member of the Assembly Millman, Assembly Print Number 5698, an act to amend the Public Officers Law and the Election Law.

ACTING PRESIDENT ROBACH: Read the last section.

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

ACTING PRESIDENT ROBACH: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 53.

ACTING PRESIDENT ROBACH: The bill is passed.

Senator Libous.

SENATOR LIBOUS: Thank you, Mr. President.

I know we moved quite quickly; I believe Senator Grisanti wanted to make a statement on the bill of his that passed, and

for whatever reason the desk did not recognize him. If I could have unanimous consent for him to be recognized at this time.

ACTING PRESIDENT ROBACH: Without objection.

Senator Grisanti.

SENATOR GRISANTI: Thank you, Mr. President.

The reason why I wanted to stand is I wanted to again thank my colleagues and friends for allowing a piece of history that is sitting smack dab in the middle of Buffalo. For the last 40 years, it's been vacant, with no electricity, no running water. It's a building designed by Richardson, the landscaping was done by Olmsted, the same two individuals that have designed this building that we stand in here today. And it's a complete shame at the mess that it's become.

And I appreciate the support on both sides -- from Senator Kennedy, once again, to help out Buffalo and to make sure that this gets done. I appreciate it.

And I don't have anything else today, until next week, so then we'll see what

happens at that point.

(Laughter.)

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

ACTING PRESIDENT ROBACH: Thank you, Senator Grisanti.

Senator Libous.

SENATOR LIBOUS: Thank you, Mr. President. A couple of points.

I want to recognize for the house that Senator O'Mara has just passed his first piece of legislation.

(Applause.)

SENATOR LIBOUS: And, Mr. President, if I could ask all the members to rise, I'd like to have a moment of silence.

There were two U.S. airmen killed senselessly in an act of violence that occurred yesterday, March 2nd, over in Frankfurt, Germany. If I could ask all the members and the folks in the gallery to stand so that we could have a moment of silence in honor of them.

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

SENATOR LIBOUS: Thank you, Mr. President.

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

ACTING PRESIDENT ROBACH: There is none.

SENATOR LIBOUS: Mr. President, there being no further business, I move that the Senate adjourn until Monday, March 7th, at 3:00 p.m., intervening days being legislative days.

ACTING PRESIDENT ROBACH: On motion, the Senate stands adjourned until Monday, March 7th, at 3:00 p.m., intervening days being legislative days.

Thank you, Senator Libous.

(Whereupon, at 11:21 a.m., the Senate adjourned.)