

1 NEW YORK STATE SENATE

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3
4 THE STENOGRAPHIC RECORD

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7
8 ALBANY, NEW YORK

9
10 June 6, 2011

11 2:19 p.m.

12
13
14 REGULAR SESSION

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18 SENATOR THOMAS F. O'MARA, Acting President

19 FRANCIS W. PATIENCE, Secretary

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

2 ACTING PRESIDENT O'MARA: The
3 Senate will come to order.

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

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

9 ACTING PRESIDENT O'MARA: We're
10 joined today by the Reverend Peter G. Young,
11 of the Mother Teresa Community here in
12 Albany.

13 Reverend?

14 REVEREND YOUNG: Thank you,
15 Senator.

16 As we prepare for the barbecue
17 season, we know, O, God, You never fail to
18 provide us with our dedicated people. Our
19 Senators are an example.

20 May God pour forth His blessings
21 on our legislators and provide them a spirit
22 of courage to accept the many demands of
23 their elected office.

24 As Senators we report on this
25 day when the session bell rings and calls us

1 to hear one another for the benefit of our
2 New York State constituents.

3 This invocation calls us to be
4 true to our best at what we can do so that we
5 will be able to be that responsible person
6 for the position that we hold. We need to
7 heed the call of our own heart with
8 compassion and with equity.

9 Amen.

10 ACTING PRESIDENT O'MARA: Thank
11 you, Reverend.

12 Reading of the Journal.

13 THE SECRETARY: In Senate,
14 Sunday, June 5th, the Senate met pursuant to
15 adjournment. The Journal of Saturday,
16 June 4th, was read and approved. On motion,
17 Senate adjourned.

18 ACTING PRESIDENT O'MARA:
19 Without objection, the Journal stands
20 approved as read.

21 Can we have some order, please,
22 so we can get moving.

23 Presentation of petitions.

24 Messages from the Assembly.

25 Messages from the Governor.

1 Reports of standing committees.

2 Reports of select committees.

3 Communications and reports from
4 state officers.

5 Motions and resolutions.

6 Senator Libous.

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

9 At this time Senator Griffo has a
10 privileged resolution at the desk. May we have
11 it read in its entirety and then please call on
12 Senator Griffo.

13 ACTING PRESIDENT O'MARA: The
14 Secretary will read.

15 THE SECRETARY: Legislative
16 resolution by Senator Griffo, honoring Chazz
17 Palminteri for his commitment to preserving
18 Italian-American heritage.

19 "WHEREAS, It is the sense of this
20 Legislative Body to pay tribute to those
21 individuals of true purpose and worthy
22 accomplishment that provide opportunities to
23 celebrate their rich ethnic flavor and which
24 strive to preserve their cultural heritage; and

25 "WHEREAS, Attendant to such concern,

1 and in full accord with its long-standing
2 traditions, this Legislative Body is justly proud
3 to honor Chazz Palminteri for his commitment to
4 preserving Italian-American heritage, to be
5 observed at the Italian-American Day celebration
6 in Albany, New York, on Monday, June 6, 2011; and

7 "WHEREAS, Born on May 15, 1952, in
8 the Bronx, New York, Calogero Lorenzo Palminteri
9 known as Chazz, grew up in a rough neighborhood
10 which taught him vital life lessons that would
11 later prove very useful in pursuing his passion
12 and lifework; and

13 "WHEREAS, After graduating from
14 Theodore Roosevelt High School, Chazz Palminteri
15 went on to foster his craft of writing, acting
16 and directing, and in 1973, studied with Lee
17 Strasberg at the Actors Studio; and

18 "WHEREAS, Due to the negative
19 stereotypes of the wise guys and hoodlums of the
20 Italian-American community, Chazz Palminteri,
21 through his dedication and hard work, has
22 attempted to shed light on the accomplishments of
23 his true hero, the working man, the glue that
24 holds together all the Italian-American
25 communities throughout the country; and

1 "WHEREAS, Chazz Palminteri has been
2 a natural choice to continue the Italianate torch
3 in film, bringing true grit, muscle, and an
4 evocative realism to the sidewalks of his
5 New York neighborhood; and

6 "WHEREAS, Well known for 'A Bronx
7 Tale,' Chazz Palminteri originally wrote the
8 semi-autobiographical script for the stage, and
9 in 1988 performed the masterpiece as a one-man
10 show in Los Angeles, in which he played 18
11 different roles, before moving the production to
12 New York. This outstanding performance earned
13 him nominations for the New York Outer Critics
14 Circle for both acting and writing; and

15 "WHEREAS, While in New York, Chazz
16 Palminteri completed the screenplay of 'A Bronx
17 Tale' and in 1993 found himself starring opposite
18 Robert DeNiro in the film, who chose the script
19 for his directorial debut; and

20 "WHEREAS, Extremely talented and
21 multifaceted, Chazz Palminteri has given
22 acclaimed performances in film, television, and
23 on stage, portraying both dramatic and comedic
24 roles. He has also voiced characters in various
25 animated films, and has written as well as

1 directed, while always remaining true to his
2 proud Italian-American heritage; and

3 "WHEREAS, The recipient of numerous
4 awards and accolades, Chazz Palminteri received
5 the 1996 Leadership in Entertainment Award from
6 the Coalition of Italo-American Associations,
7 Inc., and was honored by President Clinton with a
8 Special Achievement Award for the Performing Arts
9 from the National Italian-American Foundation in
10 Washington, D.C.; and

11 "WHEREAS, Chazz Palminteri earned
12 high praise and an Academy Award nomination for
13 his performance in 'Bullets Over Broadway,' in
14 which he portrayed a gangster with unexpected
15 dramaturgical gifts. This earned him an
16 Independent Spirit Award for Best Supporting
17 Actor, as well as nominations for a Screen Actors
18 Guild Award and an American Comedy Award; and

19 "WHEREAS, In addition, Chazz
20 Palminteri is the national spokesperson for the
21 Cooley's Anemia Foundation, leading the fight in
22 finding a cure for thalassemia; and

23 "WHEREAS, With him throughout have
24 been his wife, Gianna, and their two children,
25 Dante Lorenzo and Gabriella Rose, all of whom

1 feel privileged to be part of his life and
2 rejoice in his achievements; and

3 "WHEREAS, It is the sense of this
4 Legislative Body, in keeping with its
5 time-honored traditions, to recognize and pay
6 tribute to those individuals who foster ethnic
7 pride and enhance the profile of cultural
8 diversity which strengthens the fabric of the
9 communities of New York State; now, therefore, be
10 it

11 "RESOLVED, That this Legislative
12 Body pause in its deliberations to honor Chazz
13 Palminteri for his commitment to preserving
14 Italian-American heritage; and be it further

15 "RESOLVED, That copies of this
16 resolution, suitably engrossed, be transmitted to
17 Chazz Palminteri."

18 ACTING PRESIDENT O'MARA: Senator
19 Griffo.

20 SENATOR GRIFFO: Thank you,
21 Mr. President.

22 We are indeed honored to have to
23 have with us Calogero Lorenzo Palminteri, Chazz
24 Palminteri. Chazz's family originally comes from
25 Sicily, and he was born in the Bronx. He's a

1 great American success story, as you heard in the
2 resolution talking about what he has accomplished
3 in his life.

4 He is a truly remarkable
5 individual -- I've had an opportunity to meet
6 with him -- not only because of what he has done
7 with his talents and his skills to be such a
8 renowned actor and recognized accordingly, but
9 also what he's done in ways that he's contributed
10 back to his community -- to the City of New York,
11 to the State of New York, and also to the
12 Italian-American community, which I know many
13 Italian-Americans are very proud.

14 As you heard, he got a big break
15 when Robert DeNiro recognized some great talent
16 and saw him off-Broadway. And as a result, when
17 they saw him performing "A Bronx Tale," this was
18 when Robert DeNiro made him an offer with a
19 handshake, I think. And that is truly remarkable
20 and says a lot about the individuals that we're
21 talking about here, both Robert DeNiro and Chazz
22 Palminteri.

23 He's had an enormously successful
24 career that's spanned every landmark and
25 achievement. He's appeared off-Broadway, on

1 Broadway, television, movies. He has really
2 covered all genres and really appealed to so many
3 people, including comedy as well as drama.

4 And there are times, Chazz, when
5 people may look at the Capitol and wonder whether
6 or not we can do a story about Albany and the
7 State of New York too. So maybe someday if you
8 get into directing you may want to consider that.

9 But this is a really remarkable
10 career. And as I said, I'm so pleased that he
11 was able to join us tonight. He will be
12 recognized at the Festa Italiana tonight as well
13 as in the Assembly Chamber later.

14 And I think his life and career
15 epitomize the American dream -- with hard work
16 and talent, you can achieve great success.

17 And I want to thank you for honoring
18 us with your presence here today, Chazz, and
19 those who are with you. I want to congratulate
20 you and your beautiful wife, Gianna, and your
21 children. Twenty years of marriage, God bless
22 you -- many more.

23 So I present to the body today Chazz
24 Palminteri, and thank you for being with us.

25 (Standing ovation.)

1 ACTING PRESIDENT O'MARA: The
2 question is on the resolution. All those in
3 favor signify by saying aye.

4 (Response of "Aye.")

5 ACTING PRESIDENT O'MARA: Opposed,
6 nay.

7 (No response.)

8 ACTING PRESIDENT O'MARA: The
9 resolution is adopted.

10 Congratulations, Mr. Palminteri.
11 Welcome to the New York State Senate today. It's
12 a pleasure to have you with us here. We extend
13 the courtesies of the house to you this
14 afternoon. Thank you.

15 Senator Marcellino.

16 SENATOR MARCELLINO: Thank you,
17 Mr. President.

18 And on behalf of Senator Griffo,
19 we'd like to open the resolution for
20 cosponsorship. As is our usual custom, anyone
21 wishing not to be on the resolution please notify
22 the desk.

23 ACTING PRESIDENT O'MARA: Thank
24 you, Senator Marcellino. The resolution will be
25 left open for all members. Anyone not wishing to

1 be on the resolution please see the desk.

2 Senator Marcellino.

3 SENATOR MARCELLINO: Mr. President,
4 there are two more resolutions at the desk, I
5 believe, by Senator Griffo. And we would like to
6 have the titles read and move for their immediate
7 adoption.

8 ACTING PRESIDENT O'MARA: The
9 Secretary will read.

10 THE SECRETARY: Legislative
11 Resolution Number 2212, by Senator Griffo,
12 commemorating the 150th Anniversary of the
13 Unification of Italy.

14 And Legislative Resolution Number
15 2213, by Senator Griffo, memorializing Governor
16 Andrew M. Cuomo to proclaim June 2, 2011, as
17 Italian-American Day in New York State.

18 ACTING PRESIDENT O'MARA: The
19 question is on the resolutions. All in favor
20 signify by saying aye.

21 (Response of "Aye.")

22 ACTING PRESIDENT O'MARA: Opposed,
23 nay.

24 (No response.)

25 ACTING PRESIDENT O'MARA: The

1 resolutions are adopted.

2 The Secretary will read the next
3 resolution.

4 THE SECRETARY: Legislative
5 resolution by Senator Sampson, memorializing
6 Governor Andrew M. Cuomo to proclaim June 13-19,
7 2011, as Men's Health Awareness Week in the State
8 of New York.

9 ACTING PRESIDENT O'MARA: The
10 question is on the resolution. All in favor
11 signify by saying aye.

12 (Response of "Aye.")

13 ACTING PRESIDENT O'MARA: Opposed,
14 nay.

15 (No response.)

16 ACTING PRESIDENT O'MARA: The
17 resolution is adopted.

18 SENATOR SQUADRON: Mr. President.

19 SENATOR MARCELLINO: Mr. President,
20 would you recognize Senator Squadron.

21 And before we do that, I was remiss,
22 but the previous two resolutions by Senator
23 Griffo and the resolution by Senator Sampson we
24 would like to open also up for cosponsorship.
25 And as the policy is, anyone wishing not to be on

1 the resolutions please notify the desk.

2 Senator Squadron.

3 ACTING PRESIDENT O'MARA: Senator
4 Squadron.

5 SENATOR SQUADRON: Thank you,
6 Mr. President.

7 On behalf of Senator Avella, I wish
8 to call up Senate Print Number 4838, recalled
9 from the Assembly, which is now at the desk.

10 ACTING PRESIDENT O'MARA: The
11 Secretary will read.

12 THE SECRETARY: Calendar Number
13 676, by Senator Avella, Senate Print 4838, an act
14 to amend Chapter 709 of the Laws of 2005.

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

18 ACTING PRESIDENT O'MARA: Call the
19 roll on reconsideration.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 44.

22 ACTING PRESIDENT O'MARA: The bill
23 is restored to its place on the Third Reading
24 Calendar.

25 SENATOR SQUADRON: Mr. President, I

1 now offer the following amendments.

2 ACTING PRESIDENT O'MARA:

3 Amendments received.

4 SENATOR SQUADRON: On behalf of
5 Senator Montgomery, on page 40 I offer the
6 following amendments to Calendar Number 573,
7 Senate Print 372, and ask that the bill retain
8 its place on the Third Reading Calendar.

9 ACTING PRESIDENT O'MARA: The
10 amendments are received and adopted, and the bill
11 will retain its place on the Third Reading
12 Calendar.

13 SENATOR SQUADRON: Thank you.

14 On behalf of Senator Oppenheimer, on
15 page 23 I offer the following amendments to
16 Calendar Number 254, Print Number 3482, and ask
17 that the bill retain its place on the Third
18 Reading Calendar.

19 ACTING PRESIDENT O'MARA: The
20 amendments are received and adopted, and the bill
21 will retain its place on the Third Reading
22 Calendar.

23 SENATOR SQUADRON: On behalf of
24 Senator Gianaris, on page 25, I offer the
25 following amendments to Calendar Number 307,

1 Print Number 2510, and ask that the bill retain
2 its place on the Third Reading Calendar.

3 ACTING PRESIDENT O'MARA: The
4 amendments are received and adopted, and the bill
5 will retain its place on the Third Reading
6 Calendar.

7 Senator Marcellino.

8 SENATOR MARCELLINO: Yes,
9 Mr. President. Would you recognize Senator
10 Valesky.

11 ACTING PRESIDENT O'MARA: Senator
12 Valesky.

13 SENATOR VALESKY: Thank you,
14 Mr. President.

15 On behalf of Senator Klein, on
16 page 62 I offer the following amendments to
17 Calendar Number 852, Senate Print 3414, and ask
18 that said bill retain its place on the Third
19 Reading Calendar.

20 ACTING PRESIDENT O'MARA: The
21 amendments are received and adopted, and the bill
22 will retain its place on the Third Reading
23 Calendar.

24 Senator Marcellino.

25 SENATOR MARCELLINO: Yes,

1 Mr. President. I wish to call up Senator
2 Griffo's bill, Print Number 4521, recalled from
3 the Assembly, which is now at the desk.

4 ACTING PRESIDENT O'MARA: The
5 Secretary will read.

6 THE SECRETARY: Calendar Number
7 547, by Senator Griffo, Senate Print 4521, an act
8 to amend the Public Authorities Law.

9 SENATOR MARCELLINO: Mr. President,
10 I now move to reconsider the vote by which this
11 bill was passed.

12 ACTING PRESIDENT O'MARA: Call the
13 roll on reconsideration.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 53.

16 SENATOR MARCELLINO: Mr. President,
17 I now offer the following amendments.

18 ACTING PRESIDENT O'MARA:
19 Amendments accepted.

20 SENATOR MARCELLINO: Mr. President,
21 on behalf of Senator Maziarz, I move to amend
22 Senate Bill Number 3755A by striking out the
23 amendments made on March 24th and restoring it to
24 its original Print Number, 3755.

25 ACTING PRESIDENT O'MARA: So

1 ordered.

2 SENATOR MARCELLINO: Mr. President,
3 I would now like to offer quite a few amendments
4 to several different bills. Amendments are
5 offered to the following Third Reading Calendar
6 bills:

7 On behalf of Senator LaValle, on
8 page number 18, Calendar Number 127, Senate Print
9 Number 2911.

10 ACTING PRESIDENT O'MARA: Can we
11 have some order, please.

12 SENATOR MARCELLINO: On behalf of
13 Senator Maziarz, page number 18, Calendar Number
14 132, Senate Print Number 2913A.

15 On behalf of Senator Saland,
16 page number 24, Calendar Number 292, Senate Print
17 Number 4244A.

18 On behalf of Senator Young, page 26,
19 Calendar Number 341, Senate Print Number 2840.

20 On behalf of myself, Senator
21 Marcellino, on page 26, Calendar Number 342,
22 Senate Print Number 2887.

23 On behalf of Senator Marcellino,
24 page 37, Calendar Number 522, Senate Print Number
25 4622.

1 On behalf of Senator LaValle,
2 page number 37, Calendar Number 529, Senate Print
3 Number 1856.

4 On behalf of Senator Ball, page
5 number 38, Calendar Number 541, Senate Print
6 Number 4554A.

7 On behalf of Senator Maziarz,
8 page number 40, Calendar Number 576, Senate Print
9 Number 519A.

10 On behalf of Senator Gallivan,
11 page number 41, Calendar Number 597, Senate Print
12 Number 4830.

13 On behalf of Senator Hannon,
14 page 41, Calendar Number 598, Senate Print Number
15 4991A.

16 On behalf of Senator Maziarz,
17 page number 47, Calendar Number 672, Senate Print
18 Number 4253.

19 On behalf of Senator Marcellino,
20 page number 58, Calendar Number 812, Senate Print
21 Number 2914.

22 On behalf of Senator O'Mara, page
23 number 64, Calendar Number 874, Senate Print
24 Number 4857.

25 On behalf of Senator Hannon, page

1 number 24, Calendar Number 280, Senate Print
2 Number 3953A.

3 On behalf of Senator Fuschillo,
4 page number 42, Calendar Number 607, Senate Print
5 Number 5234.

6 On behalf of Senator Skelos,
7 page number 45, Calendar Number 644, Senate Print
8 Number 4893.

9 On behalf of Senator Skelos, page
10 number 45, Calendar Number 646, Senate Print
11 Number 4941.

12 And last but not least, on behalf of
13 Senator O'Mara, page number 47, Calendar Number
14 674, Senate Print Number 4267.

15 Mr. President, I now move that these
16 bills retain their place on the order of third
17 reading.

18 ACTING PRESIDENT O'MARA: Thank
19 you, Senator. All of the referenced bills'
20 amendments are received and adopted, and the
21 bills shall retain their place on the Third
22 Reading Calendar.

23 SENATOR MARCELLINO: Mr. President,
24 with unanimous consent, would you recognize
25 Senator Bonacic.

1 ACTING PRESIDENT O'MARA: Without
2 objection, Senator Bonacic.

3 SENATOR BONACIC: Thank you,
4 Mr. President.

5 We also have an honored guest
6 today. Her name is Kayla Rivera. She is Miss
7 Teen New York International. And she will be
8 entered in an international beauty contest on
9 July 25th in Chicago representing the State of
10 New York, coming from Jeffersonville,
11 Sullivan County.

12 She's with her parents, Heidi and
13 Joe, and they're here behind me. So please
14 welcome them.

15 Thank you very much, Mr. President.

16 ACTING PRESIDENT O'MARA: Thank
17 you, Senator.

18 Welcome to the chamber today.
19 Congratulations on your achievement, and
20 represent us well in Chicago. Our courtesies of
21 the house are extended to you today.

22 (Applause.)

23 ACTING PRESIDENT O'MARA: Senator
24 Marcellino.

25 SENATOR MARCELLINO: Yes,

1 Mr. President. Also, along the lines of our
2 theme tonight being the Italian Festa night, I
3 would like to recognize in our house today the
4 Italian Consul General, Francesco Talò.

5 (Applause.)

6 ACTING PRESIDENT O'MARA: Welcome,
7 and thank you for being with us today in the
8 Senate. We extend the courtesies of the house to
9 you, and enjoy your afternoon.

10 Senator Marcellino.

11 SENATOR MARCELLINO: Mr. President,
12 can we return to the order of messages from the
13 Assembly for some substitutions.

14 ACTING PRESIDENT O'MARA: Messages
15 from the Assembly.

16 The Secretary will read.

17 THE SECRETARY: On page 33, Senator
18 Seward moves to discharge, from the Committee on
19 Investigations and Government Operations,
20 Assembly Bill Number 2802 and substitute it for
21 the identical Senate Bill Number 1688, Third
22 Reading Calendar 460.

23 ACTING PRESIDENT O'MARA:
24 Substitution ordered.

25 THE SECRETARY: On page 34, Senator

1 Stewart-Cousins moves to discharge, from the
2 Committee on Investigations and Government
3 Operations, Assembly Bill Number 3059 and
4 substitute it for the identical Senate Bill
5 Number 2984, Third Reading Calendar 466.

6 ACTING PRESIDENT O'MARA:
7 Substitution ordered.

8 THE SECRETARY: On page 34, Senator
9 Libous moves to discharge, from the Committee on
10 Investigations and Government Operations,
11 Assembly Bill Number 6546 and substitute it for
12 the identical Senate Bill Number 3081, Third
13 Reading Calendar 467.

14 ACTING PRESIDENT O'MARA:
15 Substitution ordered.

16 THE SECRETARY: On page 34, Senator
17 O'Mara moves to discharge, from the Committee on
18 Investigations and Government Operations,
19 Assembly Bill Number 6494 and substitute it for
20 the identical Senate Bill Number 4162, Third
21 Reading Calendar 482.

22 ACTING PRESIDENT O'MARA:
23 Substitution ordered.

24 THE SECRETARY: On page 41, Senator
25 DeFrancisco moves to discharge, from the

1 Committee on Investigations and Government
2 Operations, Assembly Bill Number 6104 and
3 substitute it for the identical Senate Bill
4 Number 4638, Third Reading Calendar 592.

5 ACTING PRESIDENT O'MARA:
6 Substitution ordered.

7 THE SECRETARY: On page 47, Senator
8 LaValle moves to discharge, from the Committee on
9 Environmental Conservation, Assembly Bill Number
10 2439 and substitute it for the identical Senate
11 Bill Number 2324, Third Reading Calendar 680.

12 ACTING PRESIDENT O'MARA:
13 Substitution ordered.

14 THE SECRETARY: On page 48, Senator
15 Martins moves to discharge, from the Committee on
16 Environmental Conservation, Assembly Bill Number
17 6887 and substitute it for the identical Senate
18 Bill Number 4964, Third Reading Calendar 687.

19 ACTING PRESIDENT O'MARA:
20 Substitution ordered.

21 THE SECRETARY: On page 48, Senator
22 Martins moves to discharge, from the Committee on
23 Environmental Conservation, Assembly Bill Number
24 6961 and substitute it for the identical Senate
25 Bill Number 4965, Third Reading Calendar 688.

1 ACTING PRESIDENT O'MARA:

2 Substitution ordered.

3 THE SECRETARY: On page 48, Senator
4 Grisanti moves to discharge, from the Committee
5 on Environmental Conservation, Assembly Bill
6 Number 6956 and substitute it for the identical
7 Senate Bill Number 4966, Third Reading Calendar
8 689.

9 ACTING PRESIDENT O'MARA:
10 Substitution ordered.

11 THE SECRETARY: On page 48, Senator
12 Grisanti moves to discharge, from the Committee
13 on Environmental Conservation, Assembly Bill
14 Number 6953 and substitute it for the identical
15 Senate Bill Number 4967, Third Reading Calendar
16 690.

17 ACTING PRESIDENT O'MARA:
18 Substitution ordered.

19 THE SECRETARY: On page 48, Senator
20 Martins moves to discharge, from the Committee on
21 Environmental Conservation, Assembly Bill Number
22 6966 and substitute it for the identical Senate
23 Bill Number 4968, Third Reading Calendar 691.

24 ACTING PRESIDENT O'MARA:
25 Substitution ordered.

1 THE SECRETARY: On page 48, Senator
2 Martins moves to discharge, from the Committee on
3 Environmental Conservation, Assembly Bill Number
4 6954 and substitute it for the identical Senate
5 Bill Number 4969, Third Reading Calendar 692.

6 ACTING PRESIDENT O'MARA:
7 Substitution ordered.

8 THE SECRETARY: On page 49, Senator
9 Martins moves to discharge, from the Committee on
10 Environmental Conservation, Assembly Bill Number
11 6964 and substitute it for the identical Senate
12 Bill Number 4970, Third Reading Calendar 693.

13 ACTING PRESIDENT O'MARA:
14 Substitution ordered.

15 THE SECRETARY: On page 49, Senator
16 Martins moves to discharge, from the Committee on
17 Environmental Conservation, Assembly Bill Number
18 6965 and substitute it for the identical Senate
19 Bill Number 4971, Third Reading Calendar 694.

20 ACTING PRESIDENT O'MARA:
21 Substitution ordered.

22 THE SECRETARY: On page 49, Senator
23 Johnson moves to discharge, from the Committee on
24 Environmental Conservation, Assembly Bill Number
25 6949 and substitute it for the identical Senate

1 Bill Number 4972, Third Reading Calendar 695.

2 ACTING PRESIDENT O'MARA:

3 Substitution ordered.

4 THE SECRETARY: On page 49, Senator
5 Johnson moves to discharge, from the Committee on
6 Environmental Conservation, Assembly Bill Number
7 6883 and substitute it for the identical Senate
8 Bill Number 4973, Third Reading Calendar 696.

9 ACTING PRESIDENT O'MARA:

10 Substitution ordered.

11 THE SECRETARY: On page 49, Senator
12 Johnson moves to discharge, from the Committee on
13 Environmental Conservation, Assembly Bill Number
14 6963 and substitute it for the identical Senate
15 Bill Number 4974, Third Reading Calendar 697.

16 ACTING PRESIDENT O'MARA:

17 Substitution ordered.

18 THE SECRETARY: On page 49, Senator
19 Johnson moves to discharge, from the Committee on
20 Environmental Conservation, Assembly Bill Number
21 6946 and substitute it for the identical Senate
22 Bill Number 4975, Third Reading Calendar 698.

23 ACTING PRESIDENT O'MARA:

24 Substitution ordered.

25 THE SECRETARY: On page 49, Senator

1 Johnson moves to discharge, from the Committee on
2 Environmental Conservation, Assembly Bill Number
3 6885 and substitute it for the identical Senate
4 Bill Number 4976, Third Reading Calendar 699.

5 ACTING PRESIDENT O'MARA:
6 Substitution ordered.

7 THE SECRETARY: On page 49, Senator
8 Johnson moves to discharge, from the Committee on
9 Environmental Conservation, Assembly Bill Number
10 6960 and substitute it for the identical Senate
11 Bill Number 4977, Third Reading Calendar 700.

12 ACTING PRESIDENT O'MARA:
13 Substitution ordered.

14 THE SECRETARY: On page 49, Senator
15 Johnson moves to discharge, from the Committee on
16 Environmental Conservation, Assembly Bill Number
17 6886 and substitute it for the identical Senate
18 Bill Number 4978, Third Reading Calendar 701.

19 ACTING PRESIDENT O'MARA:
20 Substitution ordered.

21 THE SECRETARY: On page 49, Senator
22 Johnson moves to discharge, from the Committee on
23 Environmental Conservation, Assembly Bill Number
24 6950 and substitute it for the identical Senate
25 Bill Number 4979, Third Reading Calendar 702.

1 ACTING PRESIDENT O'MARA:

2 Substitution ordered.

3 THE SECRETARY: On page 49, Senator
4 Johnson moves to discharge, from the Committee on
5 Environmental Conservation, Assembly Bill Number
6 6962 and substitute it for the identical Senate
7 Bill Number 4980, Third Reading Calendar 703.

8 ACTING PRESIDENT O'MARA:

9 Substitution ordered.

10 THE SECRETARY: On page 50,
11 Senator Marcellino moves to discharge, from the
12 Committee on Environmental Conservation, Assembly
13 Bill Number 6955 and substitute it for the
14 identical Senate Bill Number 4981, Third Reading
15 Calendar 704.

16 ACTING PRESIDENT O'MARA:

17 Substitution ordered.

18 THE SECRETARY: On page 50,
19 Senator Marcellino moves to discharge, from the
20 Committee on Environmental Conservation, Assembly
21 Bill Number 6951 and substitute it for the
22 identical Senate Bill Number 4982, Third Reading
23 Calendar 705.

24 ACTING PRESIDENT O'MARA:

25 Substitution ordered.

1 THE SECRETARY: On page 50,
2 Senator Marcellino moves to discharge, from the
3 Committee on Environmental Conservation, Assembly
4 Bill Number 6958 and substitute it for the
5 identical Senate Bill Number 4983, Third Reading
6 Calendar 706.

7 ACTING PRESIDENT O'MARA:
8 Substitution ordered.

9 THE SECRETARY: On page 50,
10 Senator Marcellino moves to discharge, from the
11 Committee on Environmental Conservation, Assembly
12 Bill Number 7211 and substitute it for the
13 identical Senate Bill Number 4984, Third Reading
14 Calendar 707.

15 ACTING PRESIDENT O'MARA:
16 Substitution ordered.

17 THE SECRETARY: On page 50, Senator
18 Johnson moves to discharge, from the Committee on
19 Environmental Conservation, Assembly Bill Number
20 7631 and substitute it for the identical Senate
21 Bill Number 5087, Third Reading Calendar 709.

22 ACTING PRESIDENT O'MARA:
23 Substitution ordered.

24 THE SECRETARY: On page 50, Senator
25 Avella moves to discharge, from the Committee on

1 Environmental Conservation, Assembly Bill Number
2 7150 and substitute it for the identical Senate
3 Bill Number 5134, Third Reading Calendar 713.

4 ACTING PRESIDENT O'MARA:
5 Substitution ordered.

6 THE SECRETARY: On page 50, Senator
7 Zeldin moves to discharge, from the Committee on
8 Environmental Conservation, Assembly Bill Number
9 6952 and substitute it for the identical Senate
10 Bill Number 5192, Third Reading Calendar 714.

11 ACTING PRESIDENT O'MARA:
12 Substitution ordered.

13 THE SECRETARY: On page 50, Senator
14 Zeldin moves to discharge, from the Committee on
15 Environmental Conservation, Assembly Bill Number
16 6959 and substitute it for the identical Senate
17 Bill Number 5193, Third Reading Calendar 715.

18 ACTING PRESIDENT O'MARA:
19 Substitution ordered.

20 THE SECRETARY: On page 50, Senator
21 Zeldin moves to discharge, from the Committee on
22 Environmental Conservation, Assembly Bill Number
23 7078 and substitute it for the identical Senate
24 Bill Number 5194, Third Reading Calendar 716.

25 ACTING PRESIDENT O'MARA:

1 Substitution ordered.

2 THE SECRETARY: On page 50, Senator
3 Zeldin moves to discharge, from the Committee on
4 Environmental Conservation, Assembly Bill Number
5 6948 and substitute it for the identical Senate
6 Bill Number 5195, Third Reading Calendar 717.

7 ACTING PRESIDENT O'MARA:
8 Substitution ordered.

9 THE SECRETARY: On page 51, Senator
10 Grisanti moves to discharge, from the Committee
11 on Environmental Conservation, Assembly Bill
12 Number 7559A and substitute it for the identical
13 Senate Bill Number 5332A, Third Reading Calendar
14 720.

15 ACTING PRESIDENT O'MARA:
16 Substitution ordered.

17 THE SECRETARY: On page 59, Senator
18 Smith moves to discharge, from the Committee on
19 Transportation, Assembly Bill Number 2294 and
20 substitute it for the identical Senate Bill
21 Number 4456, Third Reading Calendar 817.

22 ACTING PRESIDENT O'MARA:
23 Substitution ordered.

24 THE SECRETARY: On page 60, Senator
25 Gallivan moves to discharge, from the Committee

1 on Consumer Protection, Assembly Bill Number 372
2 and substitute it for the identical Senate Bill
3 Number 3102, Third Reading Calendar 829.

4 ACTING PRESIDENT O'MARA:
5 Substitution ordered.

6 THE SECRETARY: On page 60, Senator
7 Hannon moves to discharge, from the Committee on
8 Health, Assembly Bill Number 7517 and substitute
9 it for the identical Senate Bill Number 5405,
10 Third Reading Calendar 831.

11 ACTING PRESIDENT O'MARA:
12 Substitution ordered.

13 THE SECRETARY: On page 64, Senator
14 Ritchie moves to discharge, from the Committee on
15 Corporations, Authorities and Commissions,
16 Assembly Bill Number 3724 and substitute it for
17 the identical Senate Bill Number 5225, Third
18 Reading Calendar 869.

19 ACTING PRESIDENT O'MARA:
20 Substitution ordered.

21 THE SECRETARY: On page 64, Senator
22 Ritchie moves to discharge, from the Committee on
23 Local Government, Assembly Bill Number 5452 and
24 substitute it for the identical Senate Bill
25 Number 5163A, Third Reading Calendar 876.

1 ACTING PRESIDENT O'MARA:

2 Substitution ordered.

3 Senator Marcellino.

4 SENATOR MARCELLINO: Thank you,
5 Mr. President.

6 May we now have the noncontroversial
7 reading of the calendar, please.

8 ACTING PRESIDENT O'MARA: The
9 Secretary will read.

10 THE SECRETARY: Calendar Number 16,
11 by Senator Seward, Senate Print 1683A, an act to
12 amend the Environmental Conservation Law.

13 ACTING PRESIDENT O'MARA: Read the
14 last section.

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

17 ACTING PRESIDENT O'MARA: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: In relation to
21 Calendar Number 16, those recorded in the
22 negative are Senators Duane, Oppenheimer and
23 Serrano.

24 Ayes, 57. Nays, 3.

25 ACTING PRESIDENT O'MARA: The bill

1 is passed.

2 THE SECRETARY: Calendar Number 84,
3 by Senator Fuschillo, Senate Print 594, an act to
4 amend the Public Health Law.

5 ACTING PRESIDENT O'MARA: Read the
6 last section.

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

9 ACTING PRESIDENT O'MARA: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 57. Nays,
13 3. Senators Gianaris, Rivera and Sampson
14 recorded in the negative.

15 ACTING PRESIDENT O'MARA: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 181, by Senator Dilan, Senate Print 1316, an act
19 to amend the Vehicle and Traffic Law.

20 ACTING PRESIDENT O'MARA: Read the
21 last section.

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

24 ACTING PRESIDENT O'MARA: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 60.

3 ACTING PRESIDENT O'MARA: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 192, by Senator Perkins, Senate Print 3252B, an
7 act to authorize certain healthcare
8 professionals.

9 ACTING PRESIDENT O'MARA: Read the
10 last section.

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

13 ACTING PRESIDENT O'MARA: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 60.

17 ACTING PRESIDENT O'MARA: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 193, by Senator Hannon, Senate Print 3672, an act
21 to amend the Public Health Law.

22 ACTING PRESIDENT O'MARA: Read the
23 last section.

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

1 ACTING PRESIDENT O'MARA: Call the
2 roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 60.

5 ACTING PRESIDENT O'MARA: The bill
6 is passed.

7 THE SECRETARY: Calendar Number
8 220, by Senator Espaillat, Senate Print 1880, an
9 act to amend the General Business Law.

10 ACTING PRESIDENT O'MARA: Read the
11 last section.

12 THE SECRETARY: Section 3. This
13 act shall take effect on the 120th day.

14 ACTING PRESIDENT O'MARA: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 60.

18 ACTING PRESIDENT O'MARA: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 259, by Senator Young, Senate Print 791, an act
22 to amend the Agriculture and Markets Law.

23 ACTING PRESIDENT O'MARA: Read the
24 last section.

25 THE SECRETARY: Section 5. This

1 act shall take effect immediately.

2 ACTING PRESIDENT O'MARA: Call the
3 roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: In relation to
6 Calendar Number 259, those recorded in the
7 negative are Senators Avella, Duane, Espaillat,
8 Gianaris, L. Krueger, C. Kruger, LaValle,
9 Oppenheimer, Peralta, Perkins, Rivera, Serrano,
10 Squadron, Stavisky and Stewart-Cousins.

11 Ayes, 45. Nays, 15.

12 ACTING PRESIDENT O'MARA: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 310, by Senator Klein, Senate Print 3889A, an act
16 to amend the Alcoholic Beverage Control Law.

17 ACTING PRESIDENT O'MARA: Read the
18 last section.

19 THE SECRETARY: Section 3. This
20 act shall take effect on the 180th day.

21 (The Secretary called the roll.)

22 ACTING PRESIDENT O'MARA: Call the
23 roll.

24 (The Secretary called the roll.)

25 ACTING PRESIDENT O'MARA: Senator

1 Klein to explain his vote.

2 SENATOR KLEIN: Thank you,
3 Mr. President.

4 This legislation will effectively
5 ban the sale of caffeinated or stimulant-enhanced
6 alcoholic beverages in the New York.

7 Earlier in the year myself and the
8 chair of the State Liquor Authority worked out an
9 agreement with several of these companies that
10 were manufacturing and selling in New York drinks
11 that had high amounts of alcohol -- 12 percent
12 alcohol, to be exact -- with very high amounts of
13 caffeine, the equivalent of two cans of Red Bull
14 and a cup of coffee.

15 The FDA earlier in the year put down
16 an opinion that said this was indeed a dangerous
17 product. This legislation merely codifies what
18 the FDA is saying and prevents any other
19 manufacturer from entering the New York market
20 with this toxic brew.

21 I vote yes.

22 ACTING PRESIDENT O'MARA: Thank
23 you, Senator Klein.

24 Announce the results.

25 THE SECRETARY: Ayes, 60.

1 ACTING PRESIDENT O'MARA: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 317, by Senator Dilan, Senate Print 1348, an act
5 to amend the Vehicle and Traffic Law.

6 ACTING PRESIDENT O'MARA: Read the
7 last section.

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

10 ACTING PRESIDENT O'MARA: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 60.

14 ACTING PRESIDENT O'MARA: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 372, by Senator DeFrancisco, Senate Print 2860A,
18 an act to amend the Navigation Law.

19 ACTING PRESIDENT O'MARA: Read the
20 last section.

21 THE SECRETARY: Section 5. This
22 act shall take effect on the 120th day.

23 ACTING PRESIDENT O'MARA: Call the
24 roll.

25 (The Secretary called the roll.)

1 ACTING PRESIDENT O'MARA: Senator
2 DeFrancisco to explain his vote.

3 SENATOR DEFRANCISCO: Yes, this
4 bill was brought about as a result of a series of
5 deaths in Onondaga County from boating
6 accidents.

7 One in particular was an accident
8 which resulted in the death of Tiffany Heitkamp.
9 And when the investigation was done of the person
10 who actually ran into her boat, the boat she was
11 in, in an intoxicated condition, it turned out
12 that that individual had a previous driving a
13 motor vehicle while intoxicated.

14 The way the law is, until hopefully
15 this bill becomes law, is that you can't use a
16 prior alcohol-related offense as a predicate to
17 increase the penalties of a different vehicle
18 that you're driving in an intoxicated fashion.
19 This would correct that.

20 So in this case this driver of the
21 boat who was intoxicated could have been charged
22 with a much more serious charge as a second
23 alcohol-related offense when he struck the boat
24 that Tiffany Heitkamp was in and later died from
25 injuries in the accident.

1 So hopefully we'll have full
2 support. And I'm standing also to call to the
3 Assembly on the other side of this building to
4 get moving with the bill, because we don't have
5 much time left in session, and it's a good,
6 commonsense bill that will protect the general
7 public.

8 Thank you, Mr. President.

9 ACTING PRESIDENT O'MARA: Thank
10 you, Senator DeFrancisco.

11 Announce the results.

12 THE SECRETARY: Ayes, 60.

13 ACTING PRESIDENT O'MARA: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 389, by Senator Hannon, Senate Print 4376B, an
17 act to amend the Public Health Law.

18 ACTING PRESIDENT O'MARA: Read the
19 last section.

20 THE SECRETARY: Section 6. This
21 act shall take effect on the first of January.

22 ACTING PRESIDENT O'MARA: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 60.

1 ACTING PRESIDENT O'MARA: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 460, substituted earlier today by Member of the
5 Assembly Magee, Assembly Print 2802, an act to
6 amend the Tax Law.

7 ACTING PRESIDENT O'MARA: Read the
8 last section.

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

11 ACTING PRESIDENT O'MARA: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 60.

15 ACTING PRESIDENT O'MARA: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 465, by Senator Stewart-Cousins, Senate Print
19 2983, an act to amend the Tax Law.

20 ACTING PRESIDENT O'MARA: Read the
21 last section.

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

24 ACTING PRESIDENT O'MARA: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 60.

3 ACTING PRESIDENT O'MARA: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 466, substituted earlier today by Member of the
7 Assembly Pretlow, Assembly Print Number 3059, an
8 act to amend the Tax Law and Chapter 535 of the
9 Laws of 1987.

10 ACTING PRESIDENT O'MARA: Read the
11 last section.

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

14 ACTING PRESIDENT O'MARA: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 60.

18 ACTING PRESIDENT O'MARA: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 467, substituted earlier today by Member of the
22 Assembly Lupardo, Assembly Print 6546, an act to
23 amend the Tax Law.

24 ACTING PRESIDENT O'MARA: Read the
25 last section.

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

3 ACTING PRESIDENT O'MARA: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 60.

7 ACTING PRESIDENT O'MARA: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 472, by Senator Farley, Senate Print 3769, an act
11 to amend the Tax Law.

12 ACTING PRESIDENT O'MARA: Read the
13 last section.

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

16 ACTING PRESIDENT O'MARA: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 60.

20 ACTING PRESIDENT O'MARA: The bill
21 is passed.

22 THE SECRETARY: Calendar Number
23 474, by Senator Maziarz, Senate Print 3792, an
24 act to amend the Tax Law.

25 ACTING PRESIDENT O'MARA: Read the

1 last section.

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

4 ACTING PRESIDENT O'MARA: Call the
5 roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 59. Nays, 1.
8 Senator Grisanti recorded in the negative.

9 ACTING PRESIDENT O'MARA: The bill
10 is passed.

11 THE SECRETARY: Calendar Number
12 482, substituted earlier today by Member of the
13 Assembly Lifton, Assembly Print Number 6494, an
14 act to amend the Tax Law.

15 ACTING PRESIDENT O'MARA: Read the
16 last section.

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

19 ACTING PRESIDENT O'MARA: Call the
20 roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 60.

23 ACTING PRESIDENT O'MARA: The bill
24 is passed.

25 THE SECRETARY: Calendar Number

1 487, by Senator Johnson, Senate Print 4196, an
2 act to amend the Tax Law.

3 ACTING PRESIDENT O'MARA: Read the
4 last section.

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

7 ACTING PRESIDENT O'MARA: Call the
8 roll.

9 (The Secretary called the roll.)

10 THE SECRETARY: Ayes, 60.

11 ACTING PRESIDENT O'MARA: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 488, by Senator Oppenheimer, Senate Print 4216,
15 an act to amend Chapter 272 of the Laws of 1991.

16 ACTING PRESIDENT O'MARA: Read the
17 last section.

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

20 ACTING PRESIDENT O'MARA: Call the
21 roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 60.

24 ACTING PRESIDENT O'MARA: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 491, by Senator McDonald, Senate Print 4445, an
3 act to amend the Tax Law.

4 ACTING PRESIDENT O'MARA: Read the
5 last section.

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

8 ACTING PRESIDENT O'MARA: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 60.

12 ACTING PRESIDENT O'MARA: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 498, by the Senate Committee on Rules, Senate
16 Print 4573, an act to amend the Tax Law.

17 ACTING PRESIDENT O'MARA: Read the
18 last section.

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

21 ACTING PRESIDENT O'MARA: Call the
22 roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT O'MARA: Senator
25 Squadron to explain your vote.

1 SENATOR SQUADRON: Mr. President,
2 we are going through a number of different tax
3 bills today. We did a couple of weeks ago; we
4 will in a couple of weeks. Unfortunately, some
5 of them don't have a Senate sponsor, or the
6 Senate sponsor is not an individual, wasn't
7 elected by any constituents.

8 So if the Senator who represents
9 Seneca County, if this is important, then it
10 should be sponsored appropriately. The idea of
11 Senator Rules passing bills with no
12 accountability, no constituents, is problematic.
13 That's why I'm voting no on this bill and the
14 subsequent Rules bills.

15 Thank you, Mr. President. I'll be
16 voting no.

17 ACTING PRESIDENT O'MARA: Senator
18 Squadron will be recorded in the negative.

19 Senator Liz Krueger to explain your
20 vote.

21 SENATOR LIZ KRUEGER: Thank you.

22 Ibid on what Senator Squadron said
23 on this bill and all the other bills where no
24 Senator is willing to put their name on a bill.

25 Thank you. I'll be voting no.

1 ACTING PRESIDENT O'MARA: Senator
2 Liz Krueger to be recorded in the negative.

3 Announce the results.

4 THE SECRETARY: In relation to
5 Calendar Number 498, those recorded in the
6 negative are Senators Espaillat, L. Krueger,
7 Peralta, Rivera, Squadron and Stavisky.

8 Ayes, 54. Nays, 6.

9 ACTING PRESIDENT O'MARA: The bill
10 is passed.

11 THE SECRETARY: Calendar Number
12 499, by the Senate Committee on Rules, Senate
13 Print 4574, an act to amend the Tax Law.

14 ACTING PRESIDENT O'MARA: Read the
15 last section.

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

18 ACTING PRESIDENT O'MARA: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: In relation to
22 Calendar Number 499, those recorded in the
23 negative are Senators Espaillat, L. Krueger,
24 Peralta, Rivera, Squadron and Stavisky.

25 Ayes, 54. Nays, 6.

1 ACTING PRESIDENT O'MARA: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 502, by Senator Saland, Senate Print 4650, an act
5 to amend the Tax Law.

6 ACTING PRESIDENT O'MARA: Read the
7 last section.

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

10 ACTING PRESIDENT O'MARA: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 60.

14 ACTING PRESIDENT O'MARA: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 505, by the Senate Committee on Rules, Senate
18 Print 4771, an act to amend the Tax Law.

19 ACTING PRESIDENT O'MARA: Read the
20 last section.

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

23 ACTING PRESIDENT O'MARA: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: In relation to
2 Calendar Number 505, those recorded in the
3 negative are Senators Espaillat, L. Krueger,
4 Peralta, Rivera, Squadron and Stavisky.

5 Ayes, 54. Nays, 6.

6 ACTING PRESIDENT O'MARA: The bill
7 is passed.

8 THE SECRETARY: Calendar Number
9 506, by Senator Young, Senate Print 4784, an act
10 to amend the Tax Law.

11 ACTING PRESIDENT O'MARA: Read the
12 last section.

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

15 ACTING PRESIDENT O'MARA: Call the
16 roll.

17 (The Secretary called the roll.)

18 THE SECRETARY: Ayes, 60.

19 ACTING PRESIDENT O'MARA: The bill
20 is passed.

21 THE SECRETARY: Calendar Number
22 507, by Senator Ranzenhofer, Senate Print 4791,
23 an act to amend the Tax Law.

24 ACTING PRESIDENT O'MARA: Read the
25 last section.

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

3 ACTING PRESIDENT O'MARA: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 59. Nays,
7 1. Senator Grisanti recorded in the negative.

8 ACTING PRESIDENT O'MARA: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 509, by the Senate Committee on Rules, Senate
12 Print 4867, an act to amend the Tax Law.

13 ACTING PRESIDENT O'MARA: Read the
14 last section.

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

17 ACTING PRESIDENT O'MARA: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: In relation to
21 Calendar Number 509, those recorded in the
22 negative are Senators Espaillat, L. Krueger,
23 Rivera, Squadron and Stavisky.

24 Ayes, 55. Nays, 5.

25 ACTING PRESIDENT O'MARA: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 524, by Senator Hannon, Senate Print 4875B, an
4 act to amend Chapter 155 of the Laws of 1986.

5 ACTING PRESIDENT O'MARA: Read the
6 last section.

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

9 ACTING PRESIDENT O'MARA: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 60.

13 ACTING PRESIDENT O'MARA: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 554, by Senator Klein, Senate Print 4847, an act
17 to amend the Insurance Law.

18 ACTING PRESIDENT O'MARA: Read the
19 last section.

20 THE SECRETARY: Section 12. This
21 act shall take effect on the same date and in the
22 same manner.

23 ACTING PRESIDENT O'MARA: Call the
24 roll.

25 (The Secretary called the roll.)

1 ACTING PRESIDENT O'MARA: Senator
2 Klein to explain your vote.

3 SENATOR KLEIN: Thank you,
4 Mr. President.

5 The purpose of this legislation is
6 to reduce the incidence of auto insurance fraud,
7 which unfortunately is growing rapidly in the
8 State of New York.

9 Unfortunately, we're surrounded by
10 other states where the automobile insurance is
11 much cheaper. We even found, through a report
12 that was released, that one home in Pennsylvania
13 had 23 individuals insured in that one home, thus
14 using their car in New York but taking advantage
15 of the lower insurance rate.

16 This legislation expands the
17 authority of the new superintendent, enhances
18 penalties, and at the end of the day will reward
19 those who are playing by the rules in eventually
20 lowering their insurance rates in New York.

21 I vote yes, Mr. President.

22 ACTING PRESIDENT O'MARA: Senator
23 Klein to be recorded in the affirmative.

24 Senator Carlucci to explain your
25 vote.

1 SENATOR CARLUCCI: Thank you,
2 Mr. President.

3 This bill will go a long way to help
4 people who willingly commit auto insurance fraud
5 in New York State to justice. And this is a
6 great first step to start to drive down the cost
7 of our extremely high auto insurance premiums in
8 New York and really put money back into the
9 pockets of New Yorkers across this state.

10 So, Mr. President, I'll be voting in
11 the affirmative. Thank you.

12 ACTING PRESIDENT O'MARA: Senator
13 Carlucci will be recorded in the affirmative.

14 Announce the results.

15 THE SECRETARY: In relation to
16 Calendar Number 554: Ayes, 59. Nays, 1.
17 Senator Duane recorded in the negative.

18 ACTING PRESIDENT O'MARA: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 592, substituted earlier today by Member of the
22 Assembly Magnarelli, Assembly Print 6104, an act
23 to amend the Tax Law.

24 ACTING PRESIDENT O'MARA: Read the
25 last section.

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

3 SENATOR SQUADRON: Lay it aside.

4 ACTING PRESIDENT O'MARA: The bill
5 is laid aside.

6 THE SECRETARY: Calendar Number
7 599, by Senator Hannon, Senate Print 4992, an act
8 to amend the Public Health Law.

9 ACTING PRESIDENT O'MARA: Read the
10 last section.

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

13 ACTING PRESIDENT O'MARA: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 60.

17 ACTING PRESIDENT O'MARA: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 613, by Senator Young, Senate Print 4358, an act
21 to amend the General City Law.

22 ACTING PRESIDENT O'MARA: Read the
23 last section.

24 THE SECRETARY: Section 10. This
25 act shall take effect on the first of July.

1 ACTING PRESIDENT O'MARA: Call the
2 roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 60.

5 ACTING PRESIDENT O'MARA: The bill
6 is passed.

7 THE SECRETARY: Calendar Number
8 680, substituted earlier today by Member of the
9 Assembly Englebright, Assembly Print Number 2439,
10 an act to amend the Environmental Conservation
11 Law.

12 ACTING PRESIDENT O'MARA: Read the
13 last section.

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

16 ACTING PRESIDENT O'MARA: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 60.

20 ACTING PRESIDENT O'MARA: The bill
21 is passed.

22 THE SECRETARY: Calendar Number
23 687, substituted earlier today by Member of the
24 Assembly Sweeney, Assembly Print Number 6887, an
25 act to amend the Environmental Conservation Law.

1 ACTING PRESIDENT O'MARA: Read the
2 last section.

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

5 ACTING PRESIDENT O'MARA: Call the
6 roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT O'MARA: Senator
9 LaValle to explain your vote.

10 SENATOR LaVALLE: Mr. President,
11 thank you very much.

12 There are -- beginning with this
13 bill, Senator Martins' bill, there are in total
14 28 bills that regulate, restrict the taking and
15 management of varying fish.

16 Representing the First Senate
17 District, where we once had an enormous
18 commercial fishing fleet -- and that has really
19 shrunk. Commercial fishing has changed. There
20 are individuals who -- maybe one or two people
21 that have a license and fish.

22 Over the years we have, through the
23 DEC, placed more regulations on what can be
24 taken, when it can be taken, the size of the
25 fish, and it goes on and on. And when we talk

1 about small businesses, our fishermen are small
2 businesses. And we have put many out of
3 business.

4 So I will, beginning with this bill
5 going down -- because I know many of my
6 colleagues will want to know why I will be voting
7 no on 28 separate bills, and the reason is it
8 kills the fishing industry on Eastern Long
9 Island. I vote in the negative.

10 ACTING PRESIDENT O'MARA: Senator
11 LaValle to be recorded in the negative.

12 Announce the results.

13 THE SECRETARY: Ayes, 59. Nays,
14 1. Senator LaValle recorded in the negative.

15 ACTING PRESIDENT O'MARA: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 688, substituted earlier today by Member of the
19 Assembly Titone, Assembly Print Number 6961, an
20 act to amend the Environmental Conservation Law.

21 ACTING PRESIDENT O'MARA: Read the
22 last section.

23 THE SECRETARY: Section 2. This
24 act shall take effect on the same date as a
25 chapter of the Laws of 2011.

1 ACTING PRESIDENT O'MARA: Call the
2 roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 59. Nays,
5 1. Senator LaValle recorded in the negative

6 ACTING PRESIDENT O'MARA: The bill
7 is passed.

8 THE SECRETARY: Calendar Number
9 689, substituted earlier today by Member of the
10 Assembly Peoples-Stokes, Assembly Print Number
11 6956, an act to amend the Environmental
12 Conservation Law.

13 ACTING PRESIDENT O'MARA: Read the
14 last section.

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

17 ACTING PRESIDENT O'MARA: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 59. Nays,
21 1. Senator LaValle recorded in the negative.

22 ACTING PRESIDENT O'MARA: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 690, substituted earlier today by Member of the

1 Assembly Gunther, Assembly Print Number 6953, an
2 act to amend the Environmental Conservation Law.

3 ACTING PRESIDENT O'MARA: Read the
4 last section.

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

7 ACTING PRESIDENT O'MARA: Call the
8 roll.

9 (The Secretary called the roll.)

10 THE SECRETARY: Ayes, 60.

11 ACTING PRESIDENT O'MARA: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 691, substituted earlier today by Member of the
15 Assembly Zebrowski, Assembly Print Number 6966,
16 an act to amend the Environmental Conservation
17 Law.

18 ACTING PRESIDENT O'MARA: Read the
19 last section.

20 THE SECRETARY: Section 2. This
21 act shall take effect on the same date as a
22 chapter of the Laws of 2011.

23 ACTING PRESIDENT O'MARA: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 59. Nays,
2 1. Senator LaValle recorded in the negative.

3 ACTING PRESIDENT O'MARA: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 692, substituted earlier today by Member of the
7 Assembly Jaffee, Assembly Print Number 6954, an
8 act to amend the Environmental Conservation Law.

9 ACTING PRESIDENT O'MARA: Read the
10 last section.

11 THE SECRETARY: Section 2. This
12 act shall take effect on the same date as a
13 chapter of the Laws of 2011.

14 ACTING PRESIDENT O'MARA: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 59. Nays,
18 1. Senator LaValle recorded in the negative.

19 ACTING PRESIDENT O'MARA: The bill
20 is passed.

21 THE SECRETARY: Calendar Number
22 693, substituted earlier today by Member of the
23 Assembly Zebrowski, Assembly Print Number 6964,
24 an act to amend the Environmental Conservation
25 Law.

1 ACTING PRESIDENT O'MARA: Read the
2 last section.

3 THE SECRETARY: Section 2. This
4 act shall take effect on the same date as a
5 chapter of the Laws of 2011.

6 ACTING PRESIDENT O'MARA: Call the
7 roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 59. Nays,
10 1. Senator LaValle recorded in the negative.

11 ACTING PRESIDENT O'MARA: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 694, substituted earlier today by Member of the
15 Assembly Zebrowski, Assembly Print Number 6965,
16 an act to amend the Environmental Conservation
17 Law.

18 ACTING PRESIDENT O'MARA: Read the
19 last section.

20 THE SECRETARY: Section 2. This
21 act shall take effect on the same date as a
22 Chapter of the Laws of 2011.

23 ACTING PRESIDENT O'MARA: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 59. Nays,
2 1. Senator LaValle recorded in the negative.

3 ACTING PRESIDENT O'MARA: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 695, substituted earlier today by Member of the
7 Assembly Cymbrowitz, Assembly Print 6949, an act
8 to amend the Environmental Conservation Law.

9 ACTING PRESIDENT O'MARA: Read the
10 last section.

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

13 ACTING PRESIDENT O'MARA: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 59. Nays,
17 1. Senator LaValle recorded in the negative.

18 ACTING PRESIDENT O'MARA: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 696, substituted earlier today by Member of the
22 Assembly Sweeney, Assembly Print 6883, an act to
23 amend the Environmental Conservation Law.

24 ACTING PRESIDENT O'MARA: Read the
25 last section.

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

3 ACTING PRESIDENT O'MARA: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 59. Nays,
7 1. Senator LaValle recorded in the negative.

8 ACTING PRESIDENT O'MARA: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 697, substituted earlier today by Member of the
12 Assembly Weisenberg, Assembly Print Number 6963,
13 an act to amend the Environmental Conservation
14 Law.

15 ACTING PRESIDENT O'MARA: Read the
16 last section.

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

19 ACTING PRESIDENT O'MARA: Call the
20 roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 59. Nays,
23 1. Senator LaValle recorded in the negative.

24 ACTING PRESIDENT O'MARA: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 698, substituted earlier today by Member of the
3 Assembly Colton, Assembly Print 6946, an act to
4 amend the Environmental Conservation Law.

5 ACTING PRESIDENT O'MARA: Read the
6 last section.

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

9 ACTING PRESIDENT O'MARA: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 59. Nays,
13 1. Senator LaValle recorded in the negative.

14 ACTING PRESIDENT O'MARA: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 699, substituted earlier today by Member of the
18 Assembly Sweeney, Assembly Print Number 6885, an
19 act to amend the Environmental Conservation Law.

20 ACTING PRESIDENT O'MARA: Read the
21 last section.

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

24 ACTING PRESIDENT O'MARA: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 59. Nays,

3 1. Senator LaValle recorded in the negative.

4 ACTING PRESIDENT O'MARA: The bill
5 is passed.

6 THE SECRETARY: Calendar Number
7 700, substituted earlier today by Member of the
8 Assembly Titone, Assembly Print Number 6960, an
9 act to amend the Environmental Conservation Law.

10 ACTING PRESIDENT O'MARA: Read the
11 last section.

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

14 ACTING PRESIDENT O'MARA: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 59. Nays,

18 1. Senator LaValle recorded in the negative.

19 ACTING PRESIDENT O'MARA: The bill
20 is passed.

21 THE SECRETARY: Calendar Number
22 701, substituted earlier today by Member of the
23 Assembly Sweeney, Assembly Print 6886, an act to
24 amend the Environmental Conservation Law.

25 ACTING PRESIDENT O'MARA: Read the

1 last section.

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

4 ACTING PRESIDENT O'MARA: Call the
5 roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 59. Nays,
8 1. Senator LaValle recorded in the negative.

9 ACTING PRESIDENT O'MARA: The bill
10 is passed.

11 THE SECRETARY: Calendar Number
12 702, substituted earlier today by Member of the
13 Assembly Cymbrowitz, Assembly Print Number 6950,
14 an act to amend the Environmental Conservation
15 Law.

16 ACTING PRESIDENT O'MARA: Read the
17 last section.

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

20 ACTING PRESIDENT O'MARA: Call the
21 roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 59. Nays,
24 1. Senator LaValle recorded in the negative.

25 ACTING PRESIDENT O'MARA: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 703, substituted earlier today by Member of the
4 Assembly Weisenberg, Assembly Print Number 6962,
5 an act to amend the Environmental Conservation
6 Law.

7 ACTING PRESIDENT O'MARA: Read the
8 last section.

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

11 ACTING PRESIDENT O'MARA: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 59. Nays,
15 1. Senator LaValle recorded in the negative.

16 ACTING PRESIDENT O'MARA: The bill
17 is passed.

18 THE SECRETARY: Calendar Number
19 704, substituted earlier todayby Member of the
20 Assembly Latimer, Assembly Print Number 6955, an
21 act to amend the Environmental Conservation Law.

22 ACTING PRESIDENT O'MARA: Read the
23 last section.

24 THE SECRETARY: Section 2. This
25 act shall take effect on the same date as a

1 Chapter of the Laws of 2011.

2 ACTING PRESIDENT O'MARA: Call the
3 roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 59. Nays,
6 1. Senator LaValle recorded in the negative.

7 ACTING PRESIDENT O'MARA: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 705, substituted earlier today by Member of the
11 Assembly Cymbrowitz, Assembly Print Number 6951,
12 an act to amend the Environmental Conservation
13 Law.

14 ACTING PRESIDENT O'MARA: Read the
15 last section.

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

18 ACTING PRESIDENT O'MARA: Call the
19 rolled.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 59. Nays,
22 1. Senator LaValle recorded in the negative.

23 ACTING PRESIDENT O'MARA: The bill
24 is passed.

25 THE SECRETARY: Calendar Number

1 706, substituted earlier today by Member of the
2 Assembly Simotas, Assembly Print 6958, an act to
3 amend the Environmental Conservation Law.

4 ACTING PRESIDENT O'MARA: Read the
5 last section.

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

8 ACTING PRESIDENT O'MARA: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 59. Nays,
12 1. Senator LaValle recorded in the negative.

13 ACTING PRESIDENT O'MARA: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 707, substituted earlier today by Member of the
17 Assembly Jaffee, Assembly Print Number 7211, an
18 act to amend the Environmental Conservation Law.

19 ACTING PRESIDENT O'MARA: Read the
20 last section.

21 THE SECRETARY: Section 2. This
22 act shall take effect on the same date as a
23 chapter of the Laws of 2011.

24 ACTING PRESIDENT O'MARA: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 59. Nays,

3 1. Senator LaValle recorded in the negative.

4 ACTING PRESIDENT O'MARA: The bill
5 is passed.

6 THE SECRETARY: Calendar Number
7 708, by Senator Johnson, Senate Print 5086A, an
8 act to amend the Environmental Conservation Law.

9 ACTING PRESIDENT O'MARA: Read the
10 last section.

11 THE SECRETARY: Section 2. This
12 act shall take effect December 31, 2011.

13 ACTING PRESIDENT O'MARA: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 59. Nays,

17 1. Senator LaValle recorded in the negative.

18 ACTING PRESIDENT O'MARA: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 709, substituted earlier today by Member of the
22 Assembly Abinanti, Assembly Print Number 7631, an
23 act to amend the Environmental Conservation law.

24 ACTING PRESIDENT O'MARA: Read the
25 last section.

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

3 ACTING PRESIDENT O'MARA: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 59. Nays,
7 1. Senator LaValle recorded in the negative.

8 ACTING PRESIDENT O'MARA: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 710, by Senator O'Mara, Senate Print 5105, an act
12 to amend the Environmental Conservation Law.

13 ACTING PRESIDENT O'MARA: Read the
14 last section.

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

17 ACTING PRESIDENT O'MARA: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: In relation to
21 Calendar Number 710, those recorded in the
22 negative are Senators Duane, Perkins and
23 Serrano.

24 Ayes, 57. Nays, 3.

25 ACTING PRESIDENT O'MARA: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 711, by Senator O'Mara, Senate Print 5106, an act
4 to amend the Environmental Conservation Law.

5 ACTING PRESIDENT O'MARA: Read the
6 last section.

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

9 ACTING PRESIDENT O'MARA: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: In relation to
13 Calendar Number 711, those recorded in the
14 negative are Senators Duane, Espaillat, Perkins
15 and Serrano.

16 Ayes, 56. Nays, 4.

17 ACTING PRESIDENT O'MARA: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 713, substituted earlier today by Member of the
21 Assembly Thiele, Assembly Print 7150, an act to
22 amend the Environmental Conservation Law.

23 ACTING PRESIDENT O'MARA: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect on the same date as a
2 chapter of the Laws of 2011.

3 ACTING PRESIDENT O'MARA: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 59. Nays,
7 1. Senator LaValle recorded in the negative.

8 ACTING PRESIDENT O'MARA: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 714, substituted earlier today by Member of the
12 Assembly Englebright, Assembly Print Number 6952,
13 an act to amend the Environmental Conservation
14 Law.

15 ACTING PRESIDENT O'MARA: Read the
16 last section.

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

19 ACTING PRESIDENT O'MARA: Call the
20 roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 59. Nays,
23 1. Senator LaValle recorded in the negative.

24 ACTING PRESIDENT O'MARA: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 715, substituted earlier today by Member of the
3 Assembly Thiele, Assembly Print Number 6959, an
4 act to amend the Environmental Conservation Law.

5 ACTING PRESIDENT O'MARA: Read the
6 last section.

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

9 ACTING PRESIDENT O'MARA: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 59. Nays,
13 1. Senator LaValle recorded in the negative.

14 ACTING PRESIDENT O'MARA: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 716, substituted earlier today by Member of the
18 Assembly Ramos, Assembly Print Number 7078, an
19 act to amend the Environmental Conservation Law.

20 ACTING PRESIDENT O'MARA: Read the
21 last section.

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

24 ACTING PRESIDENT O'MARA: Call the
25 roll.

1 (The Secretary called the roll.

2 THE SECRETARY: Ayes, 59. Nays,

3 1. Senator LaValle recorded in the negative.

4 ACTING PRESIDENT O'MARA: The bill
5 is passed.

6 THE SECRETARY: Calendar Number
7 717, substituted earlier today by Member of the
8 Assembly Crespo, Assembly Print Number 6948, an
9 act to amend the Environmental Conservation Law.

10 ACTING PRESIDENT O'MARA: Read the
11 last section.

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

14 ACTING PRESIDENT O'MARA: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 59. Nays,

18 1. Senator LaValle recorded in the negative.

19 ACTING PRESIDENT O'MARA: The bill
20 is passed.

21 THE SECRETARY: Calendar Number
22 718, by Senator Zeldin, Senate Print 5196, an act
23 to amend the Environmental Conservation Law.

24 ACTING PRESIDENT O'MARA: Read the
25 last section.

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

3 ACTING PRESIDENT O'MARA: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 59. Nays,
7 1. Senator LaValle recorded in the negative.

8 ACTING PRESIDENT O'MARA: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 720, substituted earlier today by Member of the
12 Assembly Lupardo, Assembly Print Number 7559A, an
13 act to amend the Environmental Conservation Law.

14 ACTING PRESIDENT O'MARA: Read the
15 last section.

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

18 ACTING PRESIDENT O'MARA: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: In relation to
22 Calendar Number 720, those recorded in the
23 negative are Senators Perkins and Serrano.

24 Ayes, 58. Nays, 2.

25 ACTING PRESIDENT O'MARA: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 751, by Senator Young, Senate Print 4621A, an act
4 to amend the Public Health Law.

5 ACTING PRESIDENT O'MARA: Read the
6 last section.

7 THE SECRETARY: Section 2. This
8 act shall take effect on the 120th day.

9 ACTING PRESIDENT O'MARA: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 60.

13 ACTING PRESIDENT O'MARA: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 817, substituted earlier today by Member of the
17 Assembly Clark, Assembly Print Number 2294, an
18 act to amend the Transportation Law.

19 ACTING PRESIDENT O'MARA: Read the
20 last section.

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

23 ACTING PRESIDENT O'MARA: Call the
24 roll.

25 (The Secretary called the roll.)

1 ACTING PRESIDENT O'MARA: Senator
2 Smith, to explain your vote.

3 SENATOR SMITH: Yes, thank you very
4 much, Mr. President.

5 Colleagues -- and in particular, I
6 rise to thank my chairman of the committee,
7 Senator Fuschillo. This is a bill that has made
8 the Boggs family and the Franklin family very
9 happy.

10 Ironically, both of them were
11 actually doing safety work on the tracks of the
12 transportation system when they were both
13 killed. And at the behest of both of the
14 families, that safety program is now being named
15 after them.

16 And I thank all my colleagues for
17 their support. In particular, Mr. Chairman, I
18 thank you also.

19 ACTING PRESIDENT O'MARA: Announce
20 the results.

21 THE SECRETARY: Ayes, 60.

22 ACTING PRESIDENT O'MARA: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 829, substituted earlier today by Member of the

1 Assembly Hoyt, Assembly Print Number 372, an act
2 to amend the General Business Law.

3 ACTING PRESIDENT O'MARA: Read the
4 last section.

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

7 ACTING PRESIDENT O'MARA: Call the
8 roll.

9 (The Secretary called the roll.)

10 THE SECRETARY: Ayes, 60.

11 ACTING PRESIDENT O'MARA: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 831, substituted earlier today by Member of the
15 Assembly Sweeney, Assembly Print Number 7517, an
16 act to amend Chapter 459 of the Laws of 1996.

17 ACTING PRESIDENT O'MARA: Read the
18 last section.

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

21 ACTING PRESIDENT O'MARA: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 60.

25 ACTING PRESIDENT O'MARA: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 835, by Senator Valesky, Senate Print 4923, an
4 act to amend the Tax Law.

5 ACTING PRESIDENT O'MARA: Read the
6 last section.

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

9 ACTING PRESIDENT O'MARA: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 60.

13 ACTING PRESIDENT O'MARA: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 836, by Senator Seward, Senate Print 5025, an act
17 to amend the Tax Law.

18 ACTING PRESIDENT O'MARA: Read the
19 last section.

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

22 ACTING PRESIDENT O'MARA: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 60.

1 ACTING PRESIDENT O'MARA: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 837, by Senator Seward, Senate Print 5026, an act
5 to amend Chapter 443 of the Laws of 2007.

6 ACTING PRESIDENT O'MARA: Read the
7 last section.

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

10 ACTING PRESIDENT O'MARA: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 60.

14 ACTING PRESIDENT O'MARA: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 839, by Senator Little, Senate Print 5075, an act
18 to amend Chapter 368 of the Laws of 2008.

19 ACTING PRESIDENT O'MARA: Read the
20 last section.

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

23 ACTING PRESIDENT O'MARA: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 60.

2 ACTING PRESIDENT O'MARA: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 840, by Senator Ritchie, Senate Print 5158, an
6 act to amend the Tax Law.

7 ACTING PRESIDENT O'MARA: Read the
8 last section.

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

11 ACTING PRESIDENT O'MARA: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 60.

15 ACTING PRESIDENT O'MARA: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 842, by the Senate Committee on Rules, Senate
19 Print 5308, an act to amend the Tax Law.

20 ACTING PRESIDENT O'MARA: Read the
21 last section.

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

24 ACTING PRESIDENT O'MARA: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: In relation to
3 Calendar Number 842, those recorded in the
4 negative are Senators Espaillat, Huntley,
5 L. Krueger, Perkins, Rivera, Squadron and
6 Stavisky.

7 Ayes, 53. Nays, 7.

8 ACTING PRESIDENT O'MARA: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 843, by the Senate Committee on Rules, Senate
12 Print 5366, an act to amend the Tax Law.

13 ACTING PRESIDENT O'MARA: Read the
14 last section.

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

17 ACTING PRESIDENT O'MARA: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: In relation to
21 Calendar Number 843, those recorded in the
22 negative are Senators Espaillat, Huntley,
23 L. Krueger, Perkins, Rivera, Squadron and
24 Stavisky.

25 Ayes, 53. Nays, 7.

1 ACTING PRESIDENT O'MARA: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 869, substituted earlier today by Member of the
5 Assembly Russell, Assembly Print Number 3724, an
6 act to amend the Public Authorities Law.

7 ACTING PRESIDENT O'MARA: Read the
8 last section.

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

11 ACTING PRESIDENT O'MARA: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 60.

15 ACTING PRESIDENT O'MARA: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 876, substituted earlier today by Member of the
19 Assembly Russell, Assembly Print Number 5452, an
20 act to amend the Real Property Tax Law.

21 ACTING PRESIDENT O'MARA: Read the
22 last section.

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

25 ACTING PRESIDENT O'MARA: Call the

1 roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 60.

4 ACTING PRESIDENT O'MARA: The bill
5 is passed.

6 THE SECRETARY: Senator Marcellino,
7 that completes the noncontroversial reading of
8 the calendar.

9 SENATOR MARCELLINO: Thank you,
10 Mr. President.

11 At this time can we take up the
12 controversial calendar. And can we ring the
13 bells, tell the members we're taking that up.

14 ACTING PRESIDENT O'MARA: The
15 Secretary will ring the bells.

16 The Secretary will read.

17 THE SECRETARY: Calendar Number
18 592, by Member of the Assembly Magnarelli,
19 Assembly Print Number 6104, an act to amend the
20 Tax Law.

21 SENATOR SQUADRON: Explanation.

22 ACTING PRESIDENT O'MARA: An
23 explanation has been requested by Senator
24 Squadron.

25 SENATOR DEFRANCISCO: This is an

1 extension of a tax, a 1 percent tax that was
2 imposed in 2009 to expire in November of this
3 year. It's an extender of that additional
4 1 percent tax which brought back two years ago
5 the Onondaga County sales tax from 3 percent to
6 4 percent.

7 ACTING PRESIDENT O'MARA: Senator
8 Rivera.

9 SENATOR RIVERA: Thank you,
10 Mr. President. Through you, if the sponsor would
11 yield for a few questions.

12 ACTING PRESIDENT O'MARA: Senator
13 DeFrancisco, will you yield?

14 SENATOR DEFRANCISCO: Yes.

15 SENATOR RIVERA: Thank you,
16 Mr. President.

17 Through you, Mr. President. So this
18 is a -- so by your definition, is this a tax
19 increase that we are voting on today?

20 SENATOR DEFRANCISCO: No. The tax
21 was increased in 2009 from 3 percent to
22 4 percent. And at that time the distribution of
23 that additional 1 percent was negotiated between
24 the city, the county, and towns. And that is set
25 to expire in November of this year.

1 This would extend that same
2 1 percent, and it will have the same distribution
3 as negotiated in 2009.

4 SENATOR RIVERA: Through you,
5 Mr. President, if the sponsor would continue to
6 yield.

7 ACTING PRESIDENT O'MARA: Do you
8 continue to yield, Senator DeFrancisco?

9 SENATOR DEFRANCISCO: Yes.

10 SENATOR RIVERA: Thank you,
11 Mr. President.

12 So then this is a tax that is -- if
13 we do not vote on this increase today, if this
14 does not pass, then we would not have -- this tax
15 would actually cease to exist.

16 SENATOR DEFRANCISCO: If this did
17 not pass both houses -- well, it already passed
18 the Assembly. If this bill passes, just like
19 every other single extender that just about
20 everybody in the house voted for except some
21 voted no on the Rules extenders, it would not
22 allow that tax that was increased in the past to
23 continue.

24 SENATOR RIVERA: Through you,
25 Mr. President, if the sponsor would continue to

1 yield.

2 ACTING PRESIDENT O'MARA: Do you
3 continue to yield?

4 SENATOR DEFRANCISCO: Yes.

5 SENATOR RIVERA: Senator
6 DeFrancisco, I'm not sure if you recall when -- a
7 few months ago when we were debating the personal
8 income tax surcharge extension, there was -- I
9 believe at that time you were arguing -- well,
10 the so-called millionaire's tax. You were
11 arguing that because that tax ended, our
12 extension of it would amount to creating new
13 taxes. Do you recall this argument?

14 SENATOR DEFRANCISCO: I recall the
15 debate, yes, I do.

16 SENATOR RIVERA: Through you,
17 Mr. President, if the sponsor would continue to
18 yield.

19 ACTING PRESIDENT O'MARA: Do you
20 continue to yield, Senator?

21 SENATOR DEFRANCISCO: Yes.

22 SENATOR RIVERA: So, Senator
23 DeFrancisco, if that was a tax increase that we
24 would have voted on -- and you in a very spirited
25 way defended your action, just saying we should

1 not vote for it, we should not extend it -- then
2 why is this permissible, is this tax extension
3 permissible and that not?

4 SENATOR DEFRANCISCO: Well, there
5 are several reasons. They're totally different.

6 First of all, this is a sales tax
7 extension requested by the city and county that I
8 represent. And it was a tax extension that they
9 wanted, they are seeking to be imposed upon them
10 in order to avoid property tax increases. And
11 they negotiated how those dollars would be
12 spent.

13 And since they are requesting it, I
14 am deferring to the local governments to
15 determine how to best deal with their particular
16 budgets. And because of that, I'm in favor of
17 it.

18 SENATOR RIVERA: Thank you.

19 Mr. President, on the bill.

20 ACTING PRESIDENT O'MARA: On the
21 bill.

22 SENATOR RIVERA: Thank you,
23 Mr. President. And thank you, Senator
24 DeFrancisco, for again engaging in a debate, as
25 we have done many, many times.

1 I had -- two months ago I had a
2 spirited debate with Senator DeFrancisco on the
3 issue of extending a personal income tax
4 surcharge, the so-called millionaire's tax, for
5 New Yorkers. At that time we went back and forth
6 quite a bit on the issue of whether it was a new
7 tax or whether it was an extension of one.

8 I made the argument then, as I've
9 continued to make the argument and will continue
10 to make the argument, that if we are to speak
11 about shared sacrifice then we should make sure
12 that it is shared. At that time I argued that we
13 should extend -- that it was not a new tax, but
14 that we should extend the personal income tax
15 surcharge because we have serious needs of
16 revenue in this state.

17 Now, I will be voting in the
18 affirmative on this bill today because, as
19 Senator DeFrancisco does, I will yield to the
20 knowledge of the localities of whether they have
21 particular needs or not. And I believe that we
22 all, across the state, and certainly in different
23 localities and across the state in general we
24 have some serious needs as far as revenue.

25 I just believe that we should be

1 consistent and that we should have an honest
2 debate about tax policy. If the personal income
3 tax surcharge would have been a new tax, then so
4 is what we are voting on today. And so is what
5 we voted on more than two dozen times just last
6 week.

7 It seems to me in this particular
8 instance we are voting to extend a sales tax,
9 which is a flat tax and the most regressive of
10 all taxation, as opposed to considering extending
11 a progressive tax, a tax that exists right now on
12 wealthier New Yorkers that do not -- this is not
13 something that is bothersome to them. This is
14 not something that is burdensome to them. As
15 opposed to a sales tax, which would obviously be
16 burdensome to working-class families and
17 individuals that are not necessarily wealthy.

18 So again, I will be voting yes on
19 this because I do believe that there are needs
20 that we have for revenue all across the state.
21 But again, I will ask my colleagues as we
22 continue, whether it's today or tomorrow or the
23 day after that, to have a debate about tax
24 policy, that we be honest about it.

25 And that if we say that we are

1 willing to increase sales taxes on the majority
2 of the people that we represent, that we should
3 consider whether we extend a tax that will have
4 an impact on, at most, a few thousand people
5 across the state. Even if it's tens of thousands
6 of individuals across the state, it is a very big
7 difference to pass sales tax after sales tax
8 after sales tax that would have an impact on
9 millions of New Yorkers.

10 Thank you so much, Mr. President.

11 ACTING PRESIDENT O'MARA: Thank
12 you, Senator.

13 Any other Senator wishing to be
14 heard?

15 Hearing none, the debate is closed.
16 The Secretary will ring the bells.

17 Read the last section.

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

20 ACTING PRESIDENT O'MARA: Call the
21 roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT O'MARA: Senator
24 DeFrancisco to explain your vote.

25 SENATOR DEFRANCISCO: Yes. As I

1 mentioned during the debate, this is an extender
2 of an existing sales tax --

3 ACTING PRESIDENT O'MARA: Can we
4 have some order, please, so we can hear Senator
5 DeFrancisco.

6 Proceed.

7 SENATOR DEFRANCISCO: As I
8 explained during the debate, this is an extension
9 of an existing sales tax bill, just like all the
10 other extenders that have been passed over the
11 last couple of weeks.

12 These were requested by the local
13 governments. They should be afforded respect,
14 and they should be able to rule their communities
15 the way they see fit. And it's a question of
16 local preference and how they want to deal with
17 their business.

18 Quite frankly, I question and have
19 questioned in the past why we should be getting
20 involved in this anyway. Shouldn't the
21 localities be able to make their own decisions
22 about sales taxes? But we have to do it, so
23 we've done it.

24 As far as the comment about we
25 should debate tax policy -- I'm getting louder

1 and louder, and I still can't hear myself think.
2 If I could just finish.

3 ACTING PRESIDENT O'MARA: Can we
4 have some quiet, please.

5 SENATOR DEFRANCISCO: As far as the
6 argument that we should have a full discussion on
7 tax policy, as Senator Rivera mentioned, well, we
8 did. We had a full debate on tax policy, and the
9 ruling of this house that determines what taxes
10 the State of New York collects was that we should
11 not increase the income tax for anybody.

12 So these two actions are totally
13 consistent. We determine what revenues are
14 generated by the State of New York. We believed,
15 since it's our responsibility, that those taxes
16 were ill-advised at this time in our history. We
17 felt that cutting spending is the more prudent
18 way to go.

19 So there was that debate. The votes
20 went the way they did. And we didn't increase
21 taxes, and we decreased spending for the first
22 time in 15 years.

23 Thank you, Mr. President.

24 ACTING PRESIDENT O'MARA: Senator
25 DeFrancisco will be recorded in the affirmative.

1 Senator Stavisky to explain your
2 vote.

3 SENATOR STAVISKY: To explain my
4 vote, Mr. President.

5 I was under the impression that the
6 income tax was the fairer tax because the income
7 tax is less regressive. It is based, presumably,
8 on ability to pay, where everybody pays the sales
9 tax. Whether they earn \$100,000 a year or
10 whether they earn \$30,000 a year, they pay the
11 same sales tax on purchases.

12 So while I will obviously support
13 this bill, I want to be clear that it's the
14 income tax that we should be increasing because
15 of the fact, as I said, that it is less
16 regressive.

17 I vote aye, Mr. President.

18 ACTING PRESIDENT O'MARA: Senator
19 Stavisky will be recorded in the affirmative.

20 Announce the results.

21 THE SECRETARY: Ayes, 57. Nays,
22 0.

23 Absent from voting are Senators
24 Adams, Breslin, C. Kruger, Parker and Saland.

25 ACTING PRESIDENT O'MARA: The bill

1 is passed.

2 Senator Marcellino.

3 SENATOR MARCELLINO: Yes,
4 Mr. President. Can we return to the order of
5 motions and resolutions, please.

6 ACTING PRESIDENT O'MARA: Motions
7 and resolutions.

8 Senator Marcellino.

9 SENATOR MARCELLINO: Mr. President,
10 on page number 37 I offer the following
11 amendments to Calendar Number 527, Senate Print
12 Number 744, and ask that said bill retain its
13 place on the Third Reading Calendar.

14 ACTING PRESIDENT O'MARA: The
15 amendments are received, and the bill will retain
16 its place on the Third Reading Calendar.

17 SENATOR MARCELLINO: Mr. President,
18 on page number 64 I offer the following
19 amendments to Calendar Number 868, Senate Print
20 Number 5198, and ask that said bill retain its
21 place on the Third Reading Calendar.

22 ACTING PRESIDENT O'MARA: The
23 amendments are received, and the bill will retain
24 its place on the Third Reading Calendar.

25 SENATOR MARCELLINO: Mr. President,

1 is there any further business at the desk?

2 ACTING PRESIDENT O'MARA: There is
3 none.

4 SENATOR MARCELLINO: In that case,
5 there being no further business, I move that we
6 adjourn until Tuesday, June 7th, at 2:00 p.m.

7 ACTING PRESIDENT O'MARA: On
8 motion, the Senate stands adjourned until
9 Tuesday, June 7th, at 2:00 p.m.

10 (Whereupon, at 3:46 p.m., the Senate
11 adjourned.)

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