

1 NEW YORK STATE SENATE

2
3
4 THE STENOGRAPHIC RECORD

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6
7
8 ALBANY, NEW YORK

9 January 30, 2012

10 3:25 p.m.

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12
13
14 REGULAR SESSION

15
16
17
18 SENATOR JOSEPH E. ROBACH, Acting President

19 FRANCIS W. PATIENCE, Secretary

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

2 ACTING PRESIDENT ROBACH: The
3 Senate will come to order.

4 I ask everyone present to please
5 join with me in repeating the Pledge of
6 Allegiance.

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

9 ACTING PRESIDENT ROBACH: In the
10 absence of clergy, may we please bow our heads in
11 a moment of silence.

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

14 ACTING PRESIDENT ROBACH: The
15 reading of the Journal.

16 THE SECRETARY: In Senate, Sunday,
17 January 29th, the Senate met pursuant to
18 adjournment. The Journal of Saturday,
19 January 28th, was read and approved. On motion,
20 Senate adjourned.

21 ACTING PRESIDENT ROBACH: Without
22 objection, the Journal stands approved as read.

23 Presentation of petitions.

24 Messages from the Assembly.

25 The Secretary will read the

1 substitutions.

2 THE SECRETARY: On page 9, Senator
3 McDonald moves to discharge, from the Committee
4 on Rules, Assembly Bill Number 8693 and
5 substitute it for the identical Senate Bill
6 Number 6107A, Third Reading Calendar 13.

7 ACTING PRESIDENT ROBACH:
8 Substitution ordered.

9 THE SECRETARY: On page 9, Senator
10 LaValle moves to discharge, from the Committee on
11 Rules, Assembly Bill Number 8957 and substitute
12 it for the identical Senate Bill Number 6136,
13 Third Reading Calendar 20.

14 ACTING PRESIDENT ROBACH:
15 Substitution ordered.

16 THE SECRETARY: And on page 13,
17 Senator Seward moves to discharge, from the
18 Committee on Corporations, Authorities and
19 Commissions, Assembly Bill Number 8902 and
20 substitute it for the identical Senate Bill
21 Number 6128, Third Reading Calendar 75.

22 ACTING PRESIDENT ROBACH:
23 Substitution so ordered.

24 Messages from the Governor.

25 Reports of standing committees.

1 The Secretary will read.

2 THE SECRETARY: Senator
3 DeFrancisco, from the Committee on Finance,
4 reports the following nomination:

5 As Commissioner of the State
6 Insurance Fund, Donald T. DeCarlo, of Southold.

7 ACTING PRESIDENT ROBACH: Senator
8 Libous on the nomination.

9 SENATOR LIBOUS: Mr. President, at
10 this time I move the nomination of Mr. DeCarlo.

11 ACTING PRESIDENT ROBACH: All in
12 favor of the confirmation signify by saying aye.

13 (Response of "Aye.")

14 ACTING PRESIDENT ROBACH: Opposed,
15 nay.

16 (No response.)

17 ACTING PRESIDENT ROBACH:
18 Mr. Donald T. DeCarlo Southold is now confirmed
19 as Commissioner of the State Insurance Fund.

20 Reports of select committees.

21 Communications and reports from
22 state officers.

23 Motions and resolutions.

24 Senator Libous.

25 SENATOR LIBOUS: Mr. President,

1 I'm going to read one motion that I have. I move
2 that the following bills be discharged from their
3 respective committees and be recommitted with
4 instructions to strike the enacting clause:
5 2637, 4278, and 4279, by Senator Owen Johnson.

6 ACTING PRESIDENT ROBACH: So
7 ordered, Senator Libous.

8 SENATOR LIBOUS: Mr. President, at
9 this time I would ask for unanimous consent to
10 have Senator Maziarz address the body.

11 ACTING PRESIDENT ROBACH: Senator
12 Maziarz.

13 SENATOR MAZIARZ: Thank you very
14 much, Mr. President and my colleagues. It's
15 truly an honor for me today to be here and to be
16 representing my constituency, particularly the
17 County of Niagara.

18 I have two guests with me here
19 today, Mr. President. I have Deputy Sheriff
20 Jonathan Andres and Deputy Sheriff Shawn Grapes.
21 Deputy Andres and Deputy Grapes were recently
22 honored as the Deputies of the Year by the New
23 York State Sheriffs Association.

24 On the early morning hours of
25 July 18, 2011, one of their colleagues, Niagara

1 County Deputy Sheriff Allen Gerhardt, was in his
2 patrol vehicle and was pursuing a fleeing
3 criminal suspect. Deputy Gerhardt unfortunately
4 lost control of that vehicle. He slid into a
5 guardrail. The guardrail penetrated his vehicle,
6 going completely through the vehicle. And
7 unfortunately that guardrail severed both of
8 Deputy Gerhardt's legs.

9 As Deputy Gerhardt lay there
10 bleeding, Deputy Jonathan Andres came upon the
11 scene, followed by Deputy Shawn Grapes. Both of
12 them took off their belts and applied tourniquets
13 to both of the severed limbs of Deputy Gerhardt
14 and assisted in getting Deputy Gerhardt immediate
15 medical attention, which, in the eyes of the --
16 in the opinion of the doctors at Erie County
17 Medical Center, saved Deputy Gerhardt's life.

18 Today Deputy Gerhardt is learning
19 to walk again on his artificial legs. He's
20 alive, though, and he's home with his young
21 children because of the heroic actions of Deputy
22 Andres and Deputy Grapes.

23 It was a well-deserved honor,
24 well-deserved recognition. What they did on that
25 dark night on that very rural, remote highway in

1 Niagara County was just beyond the praise of all
2 of us here. They did their job, did their duty,
3 and saved Allen Gerhardt's life and were
4 justifiably recognized by their colleagues from
5 across the State of New York.

6 So, colleagues, my colleagues here,
7 ladies and gentlemen, I want to introduce you to
8 Deputy Sheriff Jonathan Andres -- Jonathan, you
9 want to stand up? -- and also the second Deputy
10 of the Year, Deputy Sheriff Shawn Grapes.
11 Shawn?

12 Congratulations, gentlemen, and
13 thank you for the great work that you do.

14 (Standing ovation.)

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

17 ACTING PRESIDENT ROBACH: Senator
18 Gallivan.

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

21 And thank you, Senator Maziarz, for
22 bringing our Deputies of the Year to Albany and
23 introducing them and their accomplishments in
24 front of everybody.

25 And most importantly, let me thank

1 Deputy Andres, Deputy Grapes for what you do. It
2 is an incredible honor to serve others in the
3 capacity of a law enforcement officer. Many of
4 you know that, as my background, I also served as
5 a member of the State Sheriffs Association
6 Executive Committee and know, in consideration of
7 this particular award on an annual basis, how
8 much competition there is.

9 So it really is, amongst the
10 thousands of acts of law enforcement officers
11 across New York State, amongst the thousands of
12 heroic efforts, people putting their lives on the
13 line on a daily basis to protect our community
14 and to stand between the potential chaos and the
15 order that is so important to all of us, it is
16 incredible that you're singled out. And it
17 really is well-deserved.

18 So very simply, I would like to
19 thank you for your service, commend you for your
20 actions and, even beyond what you did in this
21 single instance, what you do on a daily basis to
22 protect Niagara County and what you and your
23 fellow law enforcement brothers and sisters do
24 across the state to protect all of us.

25 Thank you. And thank you,

1 Mr. President.

2 ACTING PRESIDENT ROBACH: Thank
3 you.

4 On behalf of Senator Maziarz,
5 Senator Gallivan, all the members, thank you for
6 your heroic acts and what you do every day. And
7 welcome to the chamber.

8 Senator Libous.

9 SENATOR LIBOUS: Mr. President, at
10 this time could we go to the reading of the
11 noncontroversial calendar.

12 (Pause.)

13 SENATOR LIBOUS: Mr. President, if
14 we could go back to motions and resolutions for a
15 moment.

16 And I believe you should call on
17 Senator Klein.

18 ACTING PRESIDENT ROBACH: Senator
19 Klein.

20 SENATOR KLEIN: Mr. President, I
21 move that the following bills be discharged from
22 their respective committees and be recommitted
23 with instructions to strike the enacting clause:
24 Senate Number 533, 534, 570, 572, 583, 617, 620,
25 1514, 2484, 5076, and 5682, on behalf of myself.

1 ACTING PRESIDENT ROBACH: On
2 behalf of Senator Klein, so ordered.

3 Senator Libous.

4 SENATOR LIBOUS: Mr. President,
5 now could we have the reading of the
6 noncontroversial calendar.

7 ACTING PRESIDENT ROBACH: The
8 Secretary will read.

9 THE SECRETARY: Calendar Number
10 13, by Member of the Assembly Weisenberg,
11 Assembly Print Number 8693, an act to amend a
12 chapter of the Laws of 2011.

13 ACTING PRESIDENT ROBACH: Read the
14 last section.

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

17 ACTING PRESIDENT ROBACH: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 53.

21 ACTING PRESIDENT ROBACH: The bill
22 is passed.

23 THE SECRETARY: Calendar Number
24 20, by Member of the Assembly Sweeney, Assembly
25 Print Number 8957, an act to amend the Public

1 Service Law.

2 ACTING PRESIDENT ROBACH: Read the
3 last section.

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

6 ACTING PRESIDENT ROBACH: Call the
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT ROBACH: Senator
10 LaValle to explain his vote.

11 SENATOR LaVALLE: Thank you,
12 Mr. President.

13 This legislation is the Long Island
14 Power Authority Oversight and Accountability
15 Act. This legislation comes before us with the
16 input from the Governor's office, the Senate and
17 the Assembly. It is one of the most far-reaching
18 pieces of legislation to have oversight on a
19 public authority.

20 It will provide for an independent
21 audit of both the operations and management of
22 the Long Island Power Authority and look at every
23 aspect of the business that they do, and also
24 provide a vehicle for the consumer or the
25 ratepayer, if they have any problems with the

1 authority.

2 I would like to thank at this time
3 one of our colleagues, Senator Fuschillo, who
4 encouraged me for a number of years to stay the
5 course and pursue this so that the ratepayers on
6 Long Island would have transparency and a process
7 that would affect in a positive way not only the
8 operation but hopefully the rates that our
9 ratepayers pay.

10 I vote yes.

11 ACTING PRESIDENT ROBACH: Senator
12 LaValle in the affirmative.

13 Announce the results.

14 THE SECRETARY: Ayes, 54.

15 ACTING PRESIDENT ROBACH: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 39, by Senator Little, Senate Print 4024, an act
19 to amend the Real Property Tax Law.

20 ACTING PRESIDENT ROBACH: Read the
21 last section.

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

24 ACTING PRESIDENT ROBACH: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 54.

3 ACTING PRESIDENT ROBACH: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 48, by Senator Ranzenhofer, Senate Print 3225, an
7 act to amend the Vehicle and Traffic Law.

8 ACTING PRESIDENT ROBACH: Read the
9 last section.

10 THE SECRETARY: Section 2. This
11 act shall take effect on the first of November.

12 ACTING PRESIDENT ROBACH: Call the
13 roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 53. Nays,
16 1. Senator Duane recorded in the negative.

17 ACTING PRESIDENT ROBACH: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 54, by Senator Maziarz, Senate Print 152, an act
21 to amend the Penal Law.

22 ACTING PRESIDENT ROBACH: Read the
23 last section.

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

1 ACTING PRESIDENT ROBACH: Call the
2 roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 54.

5 ACTING PRESIDENT ROBACH: The bill
6 is passed.

7 THE SECRETARY: Calendar Number
8 55, by Senator Klein, Senate Print 585, an act to
9 amend the Penal Law.

10 ACTING PRESIDENT ROBACH: Read the
11 last section.

12 THE SECRETARY: Section 3. This
13 act shall take effect on the first of November.

14 ACTING PRESIDENT ROBACH: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 54.

18 ACTING PRESIDENT ROBACH: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 56, by Senator Fuschillo, Senate Print 593A, an
22 act to amend the Penal Law.

23 ACTING PRESIDENT ROBACH: Read the
24 last section.

25 THE SECRETARY: Section 7. This

1 act shall take effect on the first of November.

2 ACTING PRESIDENT ROBACH: Call the
3 roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 54.

6 ACTING PRESIDENT ROBACH: The bill
7 is passed.

8 THE SECRETARY: Calendar Number
9 58, by Senator Saland, Senate Print 1433, an act
10 to amend the Criminal Procedure Law.

11 ACTING PRESIDENT ROBACH: Read the
12 last section.

13 THE SECRETARY: Section 3. This
14 act shall take effect on the first day of the
15 calendar month next succeeding the 30th day after
16 it shall have become law.

17 ACTING PRESIDENT ROBACH: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 55.

21 ACTING PRESIDENT ROBACH: The bill
22 is passed.

23 THE SECRETARY: In relation to
24 Calendar Number 58: Ayes, 54. Nays, 1. Senator
25 Montgomery recorded in the negative.

1 ACTING PRESIDENT ROBACH: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 59, by Senator Sampson, Senate Print 1618, an act
5 to amend the Penal Law.

6 ACTING PRESIDENT ROBACH: Read the
7 last section.

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

10 ACTING PRESIDENT ROBACH: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 55.

14 ACTING PRESIDENT ROBACH: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 60, by Senator Saland, Senate Print 2194, an act
18 to amend the Criminal Procedure Law.

19 ACTING PRESIDENT ROBACH: Read the
20 last section.

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

23 ACTING PRESIDENT ROBACH: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 55.

2 ACTING PRESIDENT ROBACH: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 61, by Senator Flanagan, Senate Print 3207, an
6 act to amend the Penal Law.

7 ACTING PRESIDENT ROBACH: Read the
8 last section.

9 THE SECRETARY: Section 4. This
10 act shall take effect on the first of November.

11 ACTING PRESIDENT ROBACH: Call the
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT ROBACH: Senator
15 Montgomery.

16 SENATOR MONTGOMERY: Yes,
17 Mr. President. I would like unanimous consent to
18 correct my vote. I voted no on Calendar 54. I
19 need to vote no on Calendar 48 as well. I was
20 recorded in the affirmative.

21 ACTING PRESIDENT ROBACH: Senator
22 Montgomery, first, how are you voting on this
23 bill? Because we're on the roll call. Are you a
24 yes or a no on this one?

25 SENATOR MONTGOMERY: I'm voting no

1 on this bill.

2 ACTING PRESIDENT ROBACH: You're no
3 on the current bill.

4 SENATOR MONTGOMERY: Yes.

5 ACTING PRESIDENT ROBACH: And you
6 want unanimous consent -- you already changed
7 your vote to no -- what one did you already vote
8 no on that we just changed?

9 SENATOR MONTGOMERY: 58. I meant
10 to vote yes on Calendar 58. But it's Calendar 48
11 that I want to be no on, and yes on Calendar 58.

12 ACTING PRESIDENT ROBACH: So you
13 want unanimous consent to change your vote on
14 Calendar 58 to a yes and 48 to a no?

15 SENATOR MONTGOMERY: That's
16 correct.

17 ACTING PRESIDENT ROBACH: Senator
18 Libous.

19 SENATOR LIBOUS: We will grant
20 consent on this occasion and then, after
21 discussion with the leader, I think we want to go
22 back to our old standards where we don't do that
23 anymore.

24 But on this occasion we'll grant
25 it, and then we'll deal with it as we move

1 forward.

2 SENATOR MONTGOMERY: Thank you for
3 the consideration, Mr. President.

4 ACTING PRESIDENT ROBACH: You're
5 welcome.

6 On Calendar 61, announce the
7 results.

8 THE SECRETARY: Ayes, 53. Nays,
9 2. Senators Montgomery and Perkins recorded in
10 the negative.

11 ACTING PRESIDENT ROBACH: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 67, by Senator Fuschillo, Senate Print --

15 SENATOR BRESLIN: Lay it aside.

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

18 SENATOR FUSCHILLO: Lay it aside
19 for the day.

20 ACTING PRESIDENT ROBACH: Lay it
21 aside for the day.

22 THE SECRETARY: Calendar Number
23 73, by Senator Griffo, Senate Print 5019B, an act
24 to amend the Public Authorities Law.

25 ACTING PRESIDENT ROBACH: Read the

1 last section.

2 THE SECRETARY: Section 3. This
3 act shall take effect on December 31, 2013.

4 ACTING PRESIDENT ROBACH: Call the
5 roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 55.

8 ACTING PRESIDENT ROBACH: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 75, by Member of the Assembly Magee, Assembly
12 Print 8902, an act to amend the Public
13 Authorities Law.

14 ACTING PRESIDENT ROBACH: Read the
15 last section.

16 THE SECRETARY: Section 4. This
17 act shall take effect on the same date and in the
18 same manner as a chapter of the Laws of 2011.

19 ACTING PRESIDENT ROBACH: Call the
20 roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 54. Nays,
23 1. Senator Farley recorded in the negative.

24 ACTING PRESIDENT ROBACH: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 84, by Senator Ritchie, Senate Print 3542, an act
3 requiring the State Fire Prevention and Building
4 Code Council.

5 ACTING PRESIDENT ROBACH: Read the
6 last section.

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

9 ACTING PRESIDENT ROBACH: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 55.

13 ACTING PRESIDENT ROBACH: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 85, by Senator Ritchie, Senate Print 5160, an act
17 to amend the Agriculture and Markets Law.

18 ACTING PRESIDENT ROBACH: Read the
19 last section.

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

22 ACTING PRESIDENT ROBACH: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 55.

1 ACTING PRESIDENT ROBACH: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 86, by Senator Little, Senate Print 554, an act
5 to amend the Parks, Recreation and Historic
6 Preservation Law.

7 ACTING PRESIDENT ROBACH: Read the
8 last section.

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

11 ACTING PRESIDENT ROBACH: Call the
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT ROBACH: Announce
15 the results.

16 THE SECRETARY: In relation to
17 Calendar Number 86, those recorded in the
18 negative are Senators Avella, Duane, Espaillat,
19 Perkins, Rivera, Serrano, and Stavisky.

20 Ayes, 48. Nays, 7.

21 ACTING PRESIDENT ROBACH: The bill
22 is passed.

23 THE SECRETARY: Calendar Number
24 87, by Senator Marcellino, Senate Print 922, an
25 act to amend the Navigation Law.

1 ACTING PRESIDENT ROBACH: Read the
2 last section.

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

5 ACTING PRESIDENT ROBACH: Call the
6 roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 55.

9 ACTING PRESIDENT ROBACH: The bill
10 is passed.

11 Senator Libous, that completes the
12 noncontroversial calendar.

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

15 There will be an immediate meeting
16 of the Rules Committee in Room 332.

17 ACTING PRESIDENT ROBACH:
18 Immediate meeting of the Rules Committee in
19 Room 332 of the Capitol.

20 The Senate will stand at ease until
21 that meeting is completed.

22 (Whereupon, the Senate stood at ease
23 at 3:46 p.m.)

24 (Whereupon, the Senate reconvened at
25 4:05 p.m.)

1 ACTING PRESIDENT ROBACH: Senator
2 Libous.

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

5 And I believe there's a report of
6 Rules Committee at the desk. I ask that it be
7 read at this time.

8 ACTING PRESIDENT ROBACH:
9 Returning to reports of standing committees, the
10 Secretary will read the report of the
11 Rules Committee.

12 THE SECRETARY: Senator Skelos,
13 from the Committee on Rules, reports the
14 following bills:

15 Senate Print 1315, by Senator
16 Griffo, an act to amend the Alcoholic Beverage
17 Control Law;

18 And 5560A, by Senator Saland, an
19 act to amend the Executive Law.

20 Both bills reported direct to third
21 reading.

22 ACTING PRESIDENT ROBACH: Senator
23 Libous.

24 SENATOR LIBOUS: Thank you,
25 Mr. President. I now move to accept the report

1 of the Rules Committee.

2 ACTING PRESIDENT ROBACH: All in
3 favor of accepting the report of the Rules
4 Committee signify by saying aye.

5 (Response of "Aye.")

6 ACTING PRESIDENT ROBACH: Opposed,
7 nay.

8 (No response.)

9 ACTING PRESIDENT ROBACH: The
10 Rules report is accepted.

11 Senator Libous.

12 SENATOR LIBOUS: Mr. President,
13 can we please go back to motions and resolutions,
14 please.

15 ACTING PRESIDENT ROBACH: Motions
16 and resolutions.

17 Senator Libous.

18 SENATOR LIBOUS: Mr. President, on
19 page 12 I offer the following amendments to
20 Calendar Number 62, Senate Print 3210A, and ask
21 that said bill retain its place on the Third
22 Reading Calendar.

23 ACTING PRESIDENT ROBACH: The
24 amendments are received, and the bill will retain
25 its place on the Third Reading Calendar.

1 Senator Libous.

2 SENATOR LIBOUS: Mr. President, is
3 there any further business at the desk?

4 ACTING PRESIDENT ROBACH: No
5 further business at the desk, Senator Libous.

6 SENATOR LIBOUS: Mr. President, at
7 this time I would like to extend a very warm
8 happy-birthday wish to Senator Lee Zeldin from
9 all the members of the chamber.

10 (Applause.)

11 SENATOR LIBOUS: Senator Zeldin,
12 happy birthday.

13 And I believe if you call on
14 Senator Neil Breslin, he has some important
15 business to discuss.

16 ACTING PRESIDENT ROBACH: Senator
17 Breslin.

18 SENATOR BRESLIN: Mine is of
19 immense importance. And happy birthday, Senator
20 Zeldin. But mine is much more important.

21 I wish Senator Tom Duane a happy
22 birthday as well.

23 (Applause.)

24 ACTING PRESIDENT ROBACH: Senator
25 Libous.

1 SENATOR LIBOUS: Mr. President,
2 there being no further business at the desk at
3 this time, I move that the Senate adjourn until
4 Tuesday, January 31st, at 11:00 a.m.

5 ACTING PRESIDENT ROBACH: On
6 motion, the Senate stands adjourned until
7 Tuesday, January 31st, at 11:00 a.m.

8 (Whereupon, at 4:07 p.m., the Senate
9 adjourned.)

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