

1 NEW YORK STATE SENATE

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4 THE STENOGRAPHIC RECORD

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9 ALBANY, NEW YORK

10 March 21, 2013

11 11:30 a.m.

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13
14 REGULAR SESSION

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18 SENATOR JOHN J. BONACIC, Acting President

19 FRANCIS W. PATIENCE, Secretary

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

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

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

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

9 ACTING PRESIDENT BONACIC: We are
10 joined today by Reverend Dennis Campbell, of
11 United Community Baptist Church in Brooklyn.

12 Reverend.

13 REVEREND CAMPBELL: I am honored
14 and delighted to be here and to be asked to give
15 the invocation.

16 I just want to say thanks to
17 Senator Kevin Parker of the 21st District, where
18 United Community Baptist Church is located.

19 It is in this spirit that I greet
20 all who are here today. Let us pray.

21 Almighty and Ever-Living God, in
22 whom we live and move and have our being, we bow
23 humbly before You this morning. We give You
24 thanks, O Lord, for Your goodness at all times
25 and in all places.

1 Open our eyes that we may behold
2 Your Fatherly presence about us. Draw our
3 hearts unto You with the power of Your love.
4 Teach us, O God our Father, to be anxious for
5 nothing.

6 And when we have done all that
7 You've asked us to do, help us to leave the
8 issue to Your infinite wisdom. We acknowledge
9 that You are the only one who can rightly lead
10 and guide Your people.

11 We pray, Holy Father, for Your
12 blessings upon these assembled in this chamber,
13 especially for the men and women who have been
14 given the awesome responsibility to conduct the
15 affairs of this great state. Grant them wisdom
16 and strength that they may serve always with
17 dignity, conviction, and humility.

18 When in the execution of their
19 duties they encounter difficult and challenging
20 situations, help them, we pray, to hold onto
21 their sense of perspective.

22 Guide them, O Lord, we beseech You,
23 with the power of Your spirit, and sustain them
24 with the strength of Your divine grace, that
25 they may overcome every obstacle that stands in

1 the way of progress and remain steadfast in
2 their commitment to uphold the principles of
3 truth, justice, and liberty.

4 Give them clarity of mind, strength
5 of purpose, and firmness of will as they seek to
6 carry out their individual and collective
7 responsibilities. Help them in their
8 deliberation to be courteous and generous, brave
9 and able, dutiful and faithful.

10 And, O Lord, may Your presence be
11 with them, may Your spirit guide them, and may
12 Your grace sustain them now and always.

13 These mercies we ask in Your name
14 and for Your glory. Amen.

15 ACTING PRESIDENT BONACIC: The
16 reading of the Journal.

17 THE SECRETARY: In Senate,
18 Wednesday, March 20th, the Senate met pursuant
19 to adjournment. The Journal of Tuesday,
20 March 19th, was read and approved. On motion,
21 Senate adjourned.

22 ACTING PRESIDENT BONACIC: Without
23 objection, the Journal stands approved as read.

24 Presentation of petitions.

25 Messages from the Assembly.

1 Messages from the Governor.
2 Reports of standing committees.
3 Reports of select committees.
4 Communications and reports from
5 state officers.

6 Motions and resolutions.
7 Senator Libous.

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

10 At this time may we please adopt the
11 Resolution Calendar.

12 ACTING PRESIDENT BONACIC: All in
13 favor of adopting the Resolution Calendar signify
14 by saying aye.

15 (Response of "Aye.")

16 ACTING PRESIDENT BONACIC: Opposed,
17 nay.

18 (No response.)

19 ACTING PRESIDENT BONACIC: The
20 Resolution Calendar is adopted.

21 Senator Libous.

22 SENATOR LIBOUS: Thank you,
23 Mr. President.

24 At this time could we have the
25 reading of the noncontroversial calendar, please.

1 ACTING PRESIDENT BONACIC: The
2 Secretary will read.

3 THE SECRETARY: Calendar Number 49,
4 by Senator Fuschillo, Senate Print 773, an act to
5 amend the Public Health Law.

6 ACTING PRESIDENT BONACIC: Read the
7 last section.

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

10 ACTING PRESIDENT BONACIC: Call the
11 roll.

12 (The Secretary called the roll.)

13 ACTING PRESIDENT BONACIC: Announce
14 the results.

15 THE SECRETARY: In relation to
16 Calendar Number 49, those recorded in the
17 negative are Senators Avella, Espaillat,
18 Gianaris, Hoylman, Krueger, Montgomery, Peralta,
19 Perkins, Rivera, Sampson, Sanders, Serrano,
20 Squadron and Stavisky.

21 Ayes, 46. Nays, 14.

22 ACTING PRESIDENT BONACIC: The bill
23 is passed.

24 THE SECRETARY: Calendar Number 52,
25 by Senator Golden --

1 SENATOR LIBOUS: Lay that bill
2 aside for the day, please.

3 ACTING PRESIDENT BONACIC: The bill
4 is laid aside for the day.

5 THE SECRETARY: Calendar Number
6 194, by Senator Golden, Senate Print 2098, an act
7 to amend the Penal Law.

8 ACTING PRESIDENT BONACIC: Read the
9 last section.

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

12 ACTING PRESIDENT BONACIC: Call the
13 roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 60.

16 ACTING PRESIDENT BONACIC: The bill
17 is passed.

18 That completes the noncontroversial
19 reading of the calendar.

20 Senator Libous.

21 SENATOR LIBOUS: Thank you,
22 Mr. President.

23 Mr. President, we have a hand-up.
24 In consultation with Senator Skelos and
25 Senator Klein, Senator Stewart-Cousins hands up

1 the following information to the desk, please.

2 ACTING PRESIDENT BONACIC: Please
3 file what you received in the Journal.

4 Is there any further business at the
5 desk?

6 (Laughter.)

7 ACTING PRESIDENT BONACIC: Senator
8 Libous.

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

11 Before I ask if there's any other
12 business at the desk, I would ask, Mr. President,
13 that you call on Senator Gianaris for the
14 purposes of an announcement.

15 ACTING PRESIDENT BONACIC: Senator
16 DeGianaris.

17 (Laughter.)

18 SENATOR GIANARIS: Thank you,
19 Mr. President --

20 ACTING PRESIDENT BONACIC: I always
21 make you a DeGianaris, don't I? I meant to say
22 Senator Gianaris.

23 SENATOR GIANARIS: Senator DeGriffo
24 reminds me of that every so often.

25 (Laughter.)

1 SENATOR GIANARIS: Mr. President, I
2 in turn will ask you to please call on
3 Senator Serrano for a conference announcement.

4 ACTING PRESIDENT BONACIC: Senator
5 Serrano.

6 SENATOR SERRANO: There will be an
7 immediate meeting of the Senate Democratic
8 Conference in Room 315.

9 ACTING PRESIDENT BONACIC:
10 Immediate meeting of the Senate Democratic
11 Conference in Room 315.

12 Senator Libous.

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

15 ACTING PRESIDENT BONACIC: There is
16 no further business, Senator Libous.

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

19 I would remind the Republican
20 Conference members that they will have conference
21 at 3:00 p.m. on Saturday, which will be the 23rd
22 of March.

23 And there being no further business,
24 I move that we adjourn until Saturday,
25 March 23rd, at 4:00 p.m., intervening days being

1 legislative days.

2 ACTING PRESIDENT BONACIC: On
3 motion, the Senate stands adjourned until
4 Saturday, March 23rd, at 4:00 p.m., intervening
5 days being legislative days.

6 (Whereupon, at 11:40 a.m., the
7 Senate adjourned.)

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