

1 NEW YORK STATE SENATE

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3
4 THE STENOGRAPHIC RECORD

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8
9 ALBANY, NEW YORK

10 June 13, 2013

11 11:58 a.m.

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13
14 REGULAR SESSION

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18 SENATOR DAVID J. VALESKY, Acting President

19 FRANCIS W. PATIENCE, Secretary

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

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

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

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

9 ACTING PRESIDENT VALESKY: With us
10 today to offer an invocation is Rabbi David
11 Berkman, from the New City Jewish Center in
12 New City.

13 RABBI BERKMAN: Thank you.

14 Good morning, ladies and
15 gentlemen. And I want to thank Senator Carlucci
16 for inviting me and giving me this great honor
17 to be here with you this morning.

18 I will not be invoking God's
19 blessing for rain this morning, as we are
20 already covered, literally. But I will share
21 with you an important lesson from last Sabbath's
22 scriptural reading, the parsha.

23 Returning to the Book of Numbers,
24 we find the famous narrative of Korach's
25 rebellion. Like Moses and Aaron, Korach is a

1 fellow Levite. He argues with Moses and Aaron,
2 accusing them of taking too much power for
3 themselves. He says: "All of the nation is
4 holy, and God lives among all of us. Who puts
5 you above others?"

6 And as a result of his rebellion,
7 Korach and his followers suffer a terrible fate
8 as they are swallowed up by the earth.

9 The rabbis of our tradition ask the
10 question, What is it about Korach's complaint,
11 his argument, that warranted such a terrible
12 punishment, such a terrible end? After all, we
13 are a people who regularly engage in debate, and
14 the Bible is full of stories of dissent and
15 disagreement. And the canon of our entire
16 Talmud is a collection of discussions and
17 arguments between the ancient sages seeking to
18 understand the true meaning of the law. What
19 was different for Korach?

20 The difference, the rabbis suggest,
21 was that Korach had another agenda. He was not
22 interested in finding a higher truth, he was not
23 interested in improving the lot of his people,
24 he was driven by one thing only. He was driven
25 by jealousy.

1 The Mishnah, or oral law, teaches
2 us that there two different kinds of
3 disagreements. One is the disagreement between
4 sages that reflect their effort to arrive at an
5 understanding of true meaning of God's word, and
6 these disagreements are deemed l'shem shamayim,
7 "for the sake of heaven." What was an example
8 of the argument that was not l'shem shamayim,
9 asks the Mishnah rhetorically. It was Korach's
10 rebellion.

11 Ladies and gentlemen, we look to
12 you, we depend on you to lead the people of this
13 great State of New York as you engage in the
14 discussions and the sharing of ideas and
15 perspectives that make this country the greatest
16 democracy in the world.

17 As you debate and argue, and at
18 times with great passion, may you always
19 remember your mission. May God grant you the
20 wisdom and, most of all, may God grant you the
21 courage to ensure that all of your discussions
22 are oriented to finding the truth and making our
23 State of New York a greater place to live.

24 May all of your deliberations be
25 l'shem shamayim, for the sake of heaven.

1 Amen.

2 ACTING PRESIDENT VALESKY: The
3 reading of the Journal.

4 The Secretary will read.

5 THE SECRETARY: In Senate,
6 Wednesday, June 12th, the Senate met pursuant to
7 adjournment. The Journal of Tuesday, June 11th,
8 was read and approved. On motion, Senate
9 adjourned.

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

12 Presentation of petitions.

13 Messages from the Assembly.

14 The Secretary will read.

15 THE SECRETARY: On page 6, Senator
16 Maziarz moves to discharge, from the Committee on
17 Transportation, Assembly Bill Number 2024A and
18 substitute it for the identical Senate Bill
19 Number 1095A, Third Reading Calendar 136.

20 On page 6, Senator Valesky moves to
21 discharge, from the Committee on Civil Service
22 and Pensions, Assembly Bill Number 2888 and
23 substitute it for the identical Senate Bill
24 Number 2587, Third Reading Calendar 149.

25 On page 7, Senator Golden moves to

1 discharge, from the Committee on Housing,
2 Construction and Community Development, Assembly
3 Bill Number 4874A and substitute it for the
4 identical Senate Bill Number 3754B, Third Reading
5 Calendar 175.

6 On page 13, Senator Little moves to
7 discharge, from the Committee on Civil Service
8 and Pensions, Assembly Bill Number 4963 and
9 substitute it for the identical Senate Bill
10 Number 3182, Third Reading Calendar 380.

11 On page 40, Senator Golden moves to
12 discharge, from the Committee on Civil Service
13 and Pensions, Assembly Bill Number 7125 and
14 substitute it for the identical Senate Bill
15 Number 4070, Third Reading Calendar 937.

16 On page 53, Senator Hannon moves to
17 discharge, from the Committee on Health, Assembly
18 Bill Number 6724B and substitute it for the
19 identical Senate Bill Number 5539, Third Reading
20 Calendar 1172.

21 On page 57, Senator Serrano moves to
22 discharge, from the Committee on Rules, Assembly
23 Bill Number 2425 and substitute it for the
24 identical Senate Bill Number 1030, Third Reading
25 Calendar 1304.

1 On page 57, Senator LaValle moves to
2 discharge, from the Committee on
3 Transportation --

4 SENATOR LIBOUS: Mr. President, I
5 can't hear. There's a lot of stuff going on here
6 today.

7 ACTING PRESIDENT VALESKY: Let's
8 keep the stuff to a minimum.

9 The Secretary will continue.

10 THE SECRETARY: On page 57, Senator
11 LaValle moves to discharge, from the Committee on
12 Transportation, Assembly Bill Number 1457 and
13 substitute it for the identical Senate Bill
14 Number 1855, Third Reading Calendar 1309.

15 On page 61, Senator O'Mara moves to
16 discharge, from the Committee on Civil Service
17 and Pensions, Assembly Bill Number 6687 and
18 substitute it for the identical Senate Bill
19 Number 4662, Third Reading Calendar 1350.

20 On page 63, Senator Larkin moves to
21 discharge, from the Committee on Local
22 Government, Assembly Bill Number 6648 and
23 substitute it for the identical Senate Bill
24 Number 5642, Third Reading Calendar 1370.

25 On page 63, Senator Martins moves to

1 discharge, from the Committee on Education,
2 Assembly Bill Number 6708 and substitute it for
3 the identical Senate Bill Number 5646, Third
4 Reading Calendar 1371.

5 And on page 63, Senator Valesky
6 moves to discharge, from the Committee on
7 Commerce and Economic Development, Assembly Bill
8 Number 7483 and substitute it for the identical
9 Senate Bill Number 5659, Third Reading Calendar
10 1372.

11 ACTING PRESIDENT VALESKY:
12 Substitutions ordered.

13 Messages from the Governor.

14 Reports of standing committees.

15 Reports of select committees.

16 Communications and reports from
17 state officers.

18 Motions and resolutions.

19 Senator Libous.

20 SENATOR LIBOUS: Mr. President, at
21 this time could we adopt the Resolution Calendar,
22 with the exception of Resolution Number 2243.

23 ACTING PRESIDENT VALESKY: All in
24 favor of adopting the Resolution Calendar, with
25 the exception of Resolution 2243, signify by

1 saying aye.

2 (Response of "Aye.")

3 ACTING PRESIDENT VALESKY: Opposed,
4 nay.

5 (No response.)

6 ACTING PRESIDENT VALESKY: The
7 Resolution Calendar is adopted.

8 SENATOR LIBOUS: Mr. President,
9 unfortunately it's that time of year and I have a
10 number of motions that I need to read.

11 On behalf of Senator Marcellino,
12 Mr. President, I move to amend Senate Bill 3812A
13 by striking out the amendments made on May 20th
14 and restoring it to its original print, 3812.

15 ACTING PRESIDENT VALESKY: So
16 ordered.

17 SENATOR LIBOUS: On behalf of
18 Senator Martins, I move that the following bill
19 be discharged from its respective committee and
20 be recommitted with instructions to strike the
21 enacting clause: Senate Print 5674.

22 ACTING PRESIDENT VALESKY: So
23 ordered.

24 SENATOR LIBOUS: On behalf of
25 Senator Lanza, on page 8 I offer the following

1 amendments to Calendar Number 198, Senate Print
2 3702A, and ask that said bill retain its place on
3 the Third Reading Calendar.

4 ACTING PRESIDENT VALESKY: So
5 ordered.

6 SENATOR LIBOUS: On behalf of
7 Senator Fuschillo, on page 29 I offer the
8 following amendments to Calendar 799, Senate
9 Print 4862A, and ask that said bill retain its
10 place on the Third Reading Calendar.

11 ACTING PRESIDENT VALESKY: The
12 amendments are received, and the bill will retain
13 its place on the Third Reading Calendar.

14 SENATOR LIBOUS: On behalf of
15 Senator Felder, on page 49 I offer the following
16 amendments to Calendar Number 1118, Senate Print
17 5369, and ask that said bill retain its place on
18 the Third Reading Calendar.

19 ACTING PRESIDENT VALESKY: The
20 amendments are received, and the bill will retain
21 its place on the Third Reading Calendar.

22 SENATOR LIBOUS: On behalf of
23 Senator Golden, on page 51 I offer the following
24 amendments to Calendar Number 1148, Senate Print
25 3536A, and ask that said bill retain its place on

1 the Third Reading Calendar.

2 ACTING PRESIDENT VALESKY: The
3 amendments are received, and the bill will retain
4 its place on the Third Reading Calendar.

5 SENATOR LIBOUS: On behalf of
6 Senator LaValle, on page 55 I offer the following
7 amendments to Calendar Number 1255, Senate Print
8 3643, and ask that said bill retain its place on
9 the Third Reading Calendar.

10 ACTING PRESIDENT VALESKY: The
11 amendments are received, and the bill will retain
12 its place on the Third Reading Calendar.

13 SENATOR LIBOUS: And last but not
14 least, on behalf of Senator Flanagan, on page 58
15 I offer the following amendments to Calendar
16 Number 1317, Senate Print 2450, and ask that said
17 bill retain its place on the Third Reading
18 Calendar.

19 ACTING PRESIDENT VALESKY: The
20 amendments are received, and the bill will retain
21 its place on the Third Reading Calendar.

22 SENATOR LIBOUS: Mr. President, at
23 this time Senate Resolution 2243 is at the desk.
24 I believe we will read its title only and then
25 call on Senator Kennedy.

1 ACTING PRESIDENT VALESKY: The
2 Secretary will read.

3 THE SECRETARY: Legislative
4 Resolution Number 2243, by Senator Kennedy,
5 mourning the death of Leonard Szymanski, former
6 Mayor of Sloan, New York.

7 ACTING PRESIDENT VALESKY: Senator
8 Kennedy on the resolution.

9 SENATOR KENNEDY: Thank you very
10 much, Mr. President.

11 I rise today with a sad and heavy
12 heart. On May 27th, Leonard Szymanski, former
13 mayor of the Village of Sloan, passed away.

14 If all politics truly are local,
15 then Len had it figured out. Mayor Szymanski was
16 a hardworking blue-collar family man his entire
17 life. Whether it was as an ironworker in
18 Cheektowaga or as part of the Niagara Frontier
19 Transportation Authority, you could always count
20 on Mayor Szymanski to be a hard worker.

21 His tireless work ethic was the
22 reason he was so beloved by his constituency and
23 also the reason I looked up to him as a colleague
24 and as a friend.

25 It wasn't only his hard work that

1 made him likable, but his dedication to community
2 service as well.

3 Len Szymanski was born in 1935 and
4 attended Seneca Vocational School and later
5 Canisius College. He founded Cheektowaga
6 Airlanes Football in 1970 and directed
7 Cheektowaga South Side Little League, both of
8 which showed a dedication to the youth of our
9 community. Len coached Depew Legion baseball as
10 well as an All-Star team that was one win away
11 from the New York State championship.

12 Service to the church was also a
13 large part of Len Szymanski's life. He was a
14 regular volunteer at St. Andrew's Catholic
15 Church, serving as a lawn fete volunteer and as
16 an usher. He was also the social chairman for
17 the Holy Name Society. As a member of the
18 Knights of Columbus, he rose to be a
19 fourth-degree member.

20 Len was also a two-term Village of
21 Sloan trustee and later went on to be mayor. As
22 mayor, Len rebuilt Wrazen Park and started a
23 concert series in the Sloan parks. He showed
24 dedication and commitment to our first responders
25 by making improvements and investments into the

1 fire stations, fire hall and community center,
2 helping to secure new equipment.

3 Len Szymanski will always be
4 remembered as someone who dedicated himself to
5 public service and strived to make a difference.
6 The difference was made not just in the Village
7 of Sloan but in the lives of those who were
8 around him, from the kids who can play football
9 because he established the local football league,
10 to all players he coached, to all the village
11 firemen who he supported, and to all the
12 residents who he firmly stood with to keep Sloan
13 an incorporated village.

14 Len will truly be missed by his
15 family, his friends, his village, town and all of
16 Western New York. Leonard Szymanski's life of
17 service and dedication is one to be commended,
18 and he will not be forgotten by anyone who had
19 the great pleasure of knowing him.

20 Thank you, Mr. President.

21 ACTING PRESIDENT VALESKY: Thank
22 you, Senator Kennedy.

23 The question is on the resolution.

24 All in favor signify by saying aye.

25 (Response of "Aye.")

1 ACTING PRESIDENT VALESKY: Opposed,
2 nay.

3 (No response.)

4 ACTING PRESIDENT VALESKY: The
5 resolution is adopted.

6 Senator Libous.

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

9 At this time I'd like to have the
10 reading of the noncontroversial calendar.

11 ACTING PRESIDENT VALESKY: The
12 Secretary will read the noncontroversial
13 calendar.

14 THE SECRETARY: Calendar Number 99,
15 by Senator Maziarz, Senate Print 1186B, an act to
16 amend the State Finance Law.

17 ACTING PRESIDENT VALESKY: Read the
18 last section.

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

21 ACTING PRESIDENT VALESKY: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 59.

25 ACTING PRESIDENT VALESKY: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 136, substituted earlier by Member of the
4 Assembly Schimminger, Assembly Print Number
5 2024A, an act to amend the Highway Law.

6 ACTING PRESIDENT VALESKY: Read the
7 last section.

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

10 ACTING PRESIDENT VALESKY: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 58. Nays,
14 1. Senator Espaillat recorded in the negative.

15 ACTING PRESIDENT VALESKY: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 149, substituted earlier by Member of the
19 Assembly Magee, Assembly Print Number 2888, an
20 act granting.

21 ACTING PRESIDENT VALESKY: There is
22 a home-rule message at the desk.

23 Read the last section.

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

1 ACTING PRESIDENT VALESKY: Call the
2 roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 59.

5 ACTING PRESIDENT VALESKY: The bill
6 is passed.

7 THE SECRETARY: Calendar Number
8 175, substituted earlier by Member of the
9 Assembly Wright, Assembly Print Number 4874A, an
10 act to amend the Public Housing Law.

11 ACTING PRESIDENT VALESKY: Read the
12 last section.

13 THE SECRETARY: Section 3. This
14 act shall take effect June 1, 2013.

15 ACTING PRESIDENT VALESKY: Call the
16 roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT VALESKY: Senator
19 Krueger to explain her vote

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

22 While this bill does not go as far
23 as I wish it would in redefining the New York
24 City Housing Authority Board, it is an amended
25 version of the bill, and the advocacy community

1 in New York City, who had been opposed to the
2 earlier version, have withdrawn their
3 opposition.

4 So I am voting yes in hopes that
5 perhaps next year, under a new mayor, we may in
6 fact go further in improving the Housing
7 Authority Board for New York City.

8 Thank you, Mr. President.

9 ACTING PRESIDENT VALESKY: Senator
10 Krueger in the affirmative.

11 Senator Hoylman to explain his vote.

12 SENATOR HOYLMAN: Thank you,
13 Mr. President.

14 I concur with Senator Krueger and
15 wanted to commend Senator Golden for working with
16 the advocates and improving the first draft of
17 this bill.

18 I do believe changes can be made in
19 the future, such as requiring the City Council of
20 New York to confirm appointments and have certain
21 standards for the other appointments to the NYCHA
22 Board. But I'll be voting yes, in the hopes that
23 we'll get improvements to the organization of
24 NYCHA in the future.

25 Thank you.

1 ACTING PRESIDENT VALESKY: Senator
2 Hoylman in the affirmative.

3 Announce the results.

4 THE SECRETARY: In relation to
5 Calendar Number 175, those recorded in the
6 negative are Senators Addabbo, Avella, Ball,
7 Dilan, Gipson, Hassell-Thompson, Kennedy,
8 Montgomery, Peralta, Perkins and Serrano.

9 Ayes, 48. Nays, 11.

10 ACTING PRESIDENT VALESKY: The bill
11 is passed.

12 (Pause.)

13 ACTING PRESIDENT VALESKY: Announce
14 the results again on Calendar Number 175.

15 THE SECRETARY: In relation to
16 Calendar 175, those recorded in the negative are
17 Senators Addabbo, Avella, Ball, Carlucci, Dilan,
18 Gipson, Hassell-Thompson, Kennedy, Klein,
19 Montgomery, Peralta, Perkins, Savino and
20 Serrano. Also Senator Sanders.

21 Ayes, 44. Nays, 15.

22 ACTING PRESIDENT VALESKY: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 180, by Senator Valesky, Senate Print 2170B, an

1 act to amend the Environmental Conservation Law.

2 ACTING PRESIDENT VALESKY: Read the
3 last section.

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

6 ACTING PRESIDENT VALESKY: Call the
7 roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: In relation to
10 Calendar Number 180, those recorded in the
11 negative are Senators Espaillat, Hoylman, LaValle
12 and Serrano.

13 Ayes, 55. Nays, 4.

14 ACTING PRESIDENT VALESKY: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 212, by Senator Zeldin, Senate Print 2926B, an
18 act to amend the Criminal Procedure Law.

19 ACTING PRESIDENT VALESKY: Read the
20 last section.

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

23 ACTING PRESIDENT VALESKY: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 59.

2 ACTING PRESIDENT VALESKY: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 380, substituted earlier by Member of the
6 Assembly Stec, Assembly Print Number 4963, an act
7 to authorize.

8 ACTING PRESIDENT VALESKY: There is
9 a home-rule message at the desk.

10 Read the last section.

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

13 ACTING PRESIDENT VALESKY: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 59.

17 ACTING PRESIDENT VALESKY: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 414, by Senator Ball, Senate Print 2287A, an act
21 to amend the Insurance Law.

22 ACTING PRESIDENT VALESKY: Read the
23 last section.

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

1 ACTING PRESIDENT VALESKY: Call the
2 roll.

3 (The Secretary called the roll.)

4 ACTING PRESIDENT VALESKY: Senator
5 Ball to explain his vote.

6 SENATOR BALL: Just very briefly,
7 this is an extremely important piece of
8 legislation.

9 I have a young girl in my the
10 district named Hannah Devane. She has
11 eosinophilic disease. Quickly, to tell you the
12 story, her parents were completely covered by
13 insurance. Her body actually rejects food as a
14 pathogen. She has violent reactions. She has a
15 life-sustaining formula that that insurance
16 company refused to cover. The bureaucrat on the
17 other end of the phone said to the mother, "If
18 you put a feeding tube in your daughter, maybe we
19 will consider covering it."

20 I thank you for supporting this
21 piece of legislation, and I hope to God this is
22 the year we get it done in the New York State
23 Assembly.

24 Thank you.

25 ACTING PRESIDENT VALESKY: Senator

1 Ball recorded in the affirmative.

2 Announce the results.

3 THE SECRETARY: Ayes, 59.

4 ACTING PRESIDENT VALESKY: The bill
5 is passed.

6 THE SECRETARY: Calendar Number
7 573, by Senator Maziarz, Senate Print 1122B, an
8 act to amend the Public Officers Law.

9 ACTING PRESIDENT VALESKY: Read the
10 last section.

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

13 ACTING PRESIDENT VALESKY: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 59.

17 ACTING PRESIDENT VALESKY: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 646, by Senator Fuschillo, Senate Print 770B, an
21 act to amend the Tax Law.

22 ACTING PRESIDENT VALESKY: Read the
23 last section.

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

1 ACTING PRESIDENT VALESKY: Call the
2 roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 59.

5 ACTING PRESIDENT VALESKY: The bill
6 is passed.

7 THE SECRETARY: Calendar Number
8 663, by Senator Griffo, Senate Print 3469A, an
9 act to amend the Public Health Law.

10 ACTING PRESIDENT VALESKY: Read the
11 last section.

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

14 ACTING PRESIDENT VALESKY: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 59.

18 ACTING PRESIDENT VALESKY: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 677, by Senator Young, Senate Print 5082, an act
22 to amend the Private Housing Finance Law.

23 ACTING PRESIDENT VALESKY: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT VALESKY: Call the
3 roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 58. Nays,
6 1. Senator Ball recorded in the negative.

7 ACTING PRESIDENT VALESKY: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 703, by Senator Maziarz, Senate Print 4948A, an
11 act to amend the Public Authorities Law.

12 ACTING PRESIDENT VALESKY: Read the
13 last section.

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

16 ACTING PRESIDENT VALESKY: Call the
17 roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT VALESKY: Senator
20 Gipson to explain his vote.

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

23 This is a good bill because it's
24 actually requiring the New York State Power
25 Authority to do an audit to make sure that the

1 power that they are providing is being used in
2 the most efficient way. I think it's actually a
3 very good idea and could actually stand to save
4 the state a great deal of money.

5 The problem is that the receivers of
6 much of this power are local governments. In my
7 district alone -- I think this is probably the
8 case throughout the state -- I have a lot of
9 small towns and small villages that oftentimes
10 are run by maybe one staff person, maybe two,
11 some of them part-time.

12 In the process of requesting this
13 audit, they're going to ask these local
14 governments to provide a great deal of
15 documentation which these staff members will have
16 to provide time in digging through their files to
17 find the actual documents. This is very likely
18 to create overtime situations, which will be an
19 extra cost to that local government.

20 It also is requesting that the
21 New York State Power authority seek witnesses
22 from these local governments. So employees of
23 the local governments would have to go testify
24 before a panel, I assume. And the time that they
25 spend away from work and the cost of that travel

1 would also be an expense to local government.

2 So in both of those cases, those two
3 issues in terms of the document research and the
4 witnesses, there's no appropriation for those
5 items to be funded. So it's clearly an unfunded
6 mandate. And so I'm going to be voting for it,
7 and I thank you for this time.

8 ACTING PRESIDENT VALESKY: Senator
9 Gipson --

10 SENATOR GIPSON: I'm sorry, I'm
11 going to be voting against it. I'm sorry, I'm in
12 the negative.

13 (Laughter.)

14 ACTING PRESIDENT VALESKY: Senator
15 Gipson in the negative.

16 Announce the results.

17 THE SECRETARY: Ayes, 58. Nays,
18 1. Senator Gipson recorded in the negative.

19 ACTING PRESIDENT VALESKY: The bill
20 is passed.

21 THE SECRETARY: Calendar Number
22 877, by Senator Carlucci, Senate Print 4635, an
23 act to amend the Tax Law.

24 ACTING PRESIDENT VALESKY: Read the
25 last section.

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

3 ACTING PRESIDENT VALESKY: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 58. Nays,
7 1. Senator Ball recorded in the negative.

8 ACTING PRESIDENT VALESKY: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 879, by Senator Valesky, Senate Print 4651, an
12 act to amend the Tax Law.

13 ACTING PRESIDENT VALESKY: Read the
14 last section.

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

17 ACTING PRESIDENT VALESKY: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 58. Nays,
21 1. Senator Ball recorded in the negative.

22 ACTING PRESIDENT VALESKY: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 927, by Senator Young, Senate Print 5247 --

1 SENATOR LIBOUS: Mr. President,
2 would you lay that aside temporarily.

3 ACTING PRESIDENT VALESKY: Calendar
4 Number 927 is temporarily laid aside.

5 THE SECRETARY: Calendar Number
6 936, by Senator Larkin, Senate Print 3775, an act
7 to authorize.

8 ACTING PRESIDENT VALESKY: There is
9 a home-rule message at the desk.

10 Read the last section.

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

13 ACTING PRESIDENT VALESKY: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 59.

17 ACTING PRESIDENT VALESKY: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 937, substituted earlier by Member of the
21 Assembly Abbate, Assembly Print Number 7125, an
22 act to amend the Civil Service Law.

23 ACTING PRESIDENT VALESKY: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT VALESKY: There is
3 a home-rule message at the desk.

4 Call the roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 58. Nays,
7 1. Senator Perkins recorded in the negative.

8 ACTING PRESIDENT VALESKY: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 938, by Senator Marchione, Senate Print 4389, an
12 act in relation to allowing.

13 ACTING PRESIDENT VALESKY: There is
14 a home-rule message at the desk.

15 Read the last section.

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

18 ACTING PRESIDENT VALESKY: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 58. Nays,
22 1. Senator Lanza recorded in the negative.

23 ACTING PRESIDENT VALESKY: The bill
24 is passed.

25 THE SECRETARY: Calendar Number

1 939, by Senator Skelos, Senate Print 4800, an act
2 to authorize.

3 ACTING PRESIDENT VALESKY: There is
4 a home-rule message at the desk.

5 Read the last section.

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

8 ACTING PRESIDENT VALESKY: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 59.

12 ACTING PRESIDENT VALESKY: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 943, by Senator Ball, Senate Print 5239, an act
16 to authorize.

17 ACTING PRESIDENT VALESKY: There is
18 a home-rule message at the desk.

19 Read the last section.

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

22 ACTING PRESIDENT VALESKY: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 59.

1 ACTING PRESIDENT VALESKY: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 944, by Senator LaValle, Senate Print 5266, an
5 act to authorize.

6 ACTING PRESIDENT VALESKY: There is
7 a home-rule message at the desk.

8 Read the last section.

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

11 ACTING PRESIDENT VALESKY: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 58. Nays,
15 1. Senator Lanza recorded in the negative.

16 ACTING PRESIDENT VALESKY: The bill
17 is passed.

18 THE SECRETARY: Calendar Number
19 946, by Senator O'Mara, Senate Print 5612, an act
20 in relation to granting.

21 ACTING PRESIDENT VALESKY: There is
22 a home-rule message at the desk.

23 Read the last section.

24 THE SECRETARY: Section 4. This
25 act shall take effect immediately.

1 ACTING PRESIDENT VALESKY: Call the
2 roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 59.

5 ACTING PRESIDENT VALESKY: The bill
6 is passed.

7 THE SECRETARY: Calendar Number
8 1008, by Senator DeFrancisco, Senate Print 5200A,
9 an act to amend the Racing, Pari-Mutuel Wagering
10 and Breeding Law.

11 ACTING PRESIDENT VALESKY: Read the
12 last section.

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

15 ACTING PRESIDENT VALESKY: Call the
16 roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT VALESKY: Announce
19 the results.

20 THE SECRETARY: In relation to
21 Calendar Number 1008, those recorded in the
22 negative are Senators Avella, Ball, Dilan,
23 Espaillat, Gianaris, Hassell-Thompson, Hoylman,
24 Montgomery, Peralta, Perkins, Rivera, Sanders,
25 Savino, Serrano, Squadron and Stavisky.

1 Ayes, 43. Nays, 16.

2 ACTING PRESIDENT VALESKY: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 1009, by Senator Nozzolio, Senate Print 5209, an
6 act to amend the State Finance Law.

7 ACTING PRESIDENT VALESKY: Read the
8 last section.

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

11 ACTING PRESIDENT VALESKY: Call the
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT VALESKY: Announce
15 the results.

16 THE SECRETARY: In relation to
17 Calendar Number 1009, those recorded in the
18 negative are Senators Avella, Ball, Dilan,
19 Espaillat, Gianaris, Gipson, Hassell-Thompson,
20 Hoylman, Kennedy, Krueger, Perkins, Rivera,
21 Sanders, Serrano, Squadron and Stavisky.

22 Ayes, 43. Nays, 16.

23 ACTING PRESIDENT VALESKY: The bill
24 is passed.

25 THE SECRETARY: Calendar Number

1 1049, by Senator Little, Senate Print 3735, an
2 act to direct the Civil Service Commission.

3 ACTING PRESIDENT VALESKY: There is
4 a home-rule message at the desk.

5 Read the last section.

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

8 ACTING PRESIDENT VALESKY: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 59.

12 ACTING PRESIDENT VALESKY: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 1071, by Senator O'Brien, Assembly Print Number
16 5298A, an act to authorize.

17 ACTING PRESIDENT VALESKY: There is
18 a home-rule message at the desk.

19 Read the last section.

20 THE SECRETARY: Section 7. This
21 act shall take effect immediately.

22 ACTING PRESIDENT VALESKY: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 58. Nays,

1 1. Senator Ball recorded in the negative.

2 ACTING PRESIDENT VALESKY: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 1122, by Senator Klein, Senate Print 2447, an act
6 to amend the Public Health Law.

7 ACTING PRESIDENT VALESKY: Read the
8 last section.

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

11 ACTING PRESIDENT VALESKY: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 59.

15 ACTING PRESIDENT VALESKY: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 1146, by Senator Griffo, Senate Print 5493, an
19 act to amend the Education Law.

20 SENATOR LIBOUS: Lay the bill aside
21 for the day.

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

24 THE SECRETARY: Calendar Number
25 1153, by Senator Griffo, Senate Print 3559, an

1 act to amend the Banking Law.

2 ACTING PRESIDENT VALESKY: Read the
3 last section.

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

6 ACTING PRESIDENT VALESKY: Call the
7 roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 56. Nays,
10 3. Senators Hassell-Thompson, Montgomery and
11 Perkins recorded in the negative.

12 ACTING PRESIDENT VALESKY: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 1166, by Senator Hannon, Senate Print 4509, an
16 act to amend the Social Services Law.

17 ACTING PRESIDENT VALESKY: Read the
18 last section.

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

21 ACTING PRESIDENT VALESKY: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 59.

25 ACTING PRESIDENT VALESKY: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 1167, by Senator Hannon, Senate Print 4515, an
4 act to amend the Public Health Law.

5 ACTING PRESIDENT VALESKY: Read the
6 last section.

7 THE SECRETARY: Section 5. This
8 act shall take effect immediately.

9 ACTING PRESIDENT VALESKY: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 59.

13 ACTING PRESIDENT VALESKY: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1169, by Senator Savino, Senate Print 5185A, an
17 act to amend the Public Health Law.

18 ACTING PRESIDENT VALESKY: Read the
19 last section.

20 THE SECRETARY: Section 2. This
21 act shall take effect on the first day of the
22 18th month.

23 ACTING PRESIDENT VALESKY: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 59.

2 ACTING PRESIDENT VALESKY: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 1170, by Senator Lanza, Senate Print 5502A, an
6 act to amend the Public Health Law.

7 ACTING PRESIDENT VALESKY: Read the
8 last section.

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

11 ACTING PRESIDENT VALESKY: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 59.

15 ACTING PRESIDENT VALESKY: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 1171, by Senator Hannon, Senate Print 5534A, an
19 act to amend the Public Health Law.

20 ACTING PRESIDENT VALESKY: Read the
21 last section.

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

24 ACTING PRESIDENT VALESKY: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 59.

3 ACTING PRESIDENT VALESKY: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 1172, substituted earlier by Member of the
7 Assembly Gottfried, Assembly Print Number 6724B,
8 an act to amend the Public Health Law.

9 ACTING PRESIDENT VALESKY: Read the
10 last section.

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

13 ACTING PRESIDENT VALESKY: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 59.

17 ACTING PRESIDENT VALESKY: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 1188, by Senator Valesky, Senate Print 3701, an
21 act in relation to qualifying.

22 ACTING PRESIDENT VALESKY: Read the
23 last section.

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

1 ACTING PRESIDENT VALESKY: Call the
2 roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 58. Nays,
5 1. Senator Krueger recorded in the negative.

6 ACTING PRESIDENT VALESKY: The bill
7 is passed.

8 THE SECRETARY: Calendar Number
9 1196, by Senator LaValle, Senate Print 4418A, an
10 act authorizing.

11 ACTING PRESIDENT VALESKY: There is
12 a home-rule message at the desk.

13 Read the last section.

14 THE SECRETARY: Section 4. This
15 act shall take effect immediately.

16 ACTING PRESIDENT VALESKY: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 58. Nays,
20 1. Senator Ball recorded in the negative.

21 ACTING PRESIDENT VALESKY: The bill
22 is passed.

23 THE SECRETARY: Calendar Number
24 1220, by Senator Libous, Senate Print 973, an act
25 to amend the Highway Law.

1 ACTING PRESIDENT VALESKY: Read the
2 last section.

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

5 ACTING PRESIDENT VALESKY: Call the
6 roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 59.

9 ACTING PRESIDENT VALESKY: The bill
10 is passed.

11 THE SECRETARY: Calendar Number
12 1228, by Senator Griffo, Senate Print 1963, an
13 act to amend the Education Law.

14 ACTING PRESIDENT VALESKY: Read the
15 last section.

16 THE SECRETARY: Section 3. This
17 act shall take effect on the first of July.

18 ACTING PRESIDENT VALESKY: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 59.

22 ACTING PRESIDENT VALESKY: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 1238, by Senator Larkin, Senate Print 2276, an

1 act to amend the Uniform City Court Act.

2 ACTING PRESIDENT VALESKY: Read the
3 last section.

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

6 ACTING PRESIDENT VALESKY: Call the
7 roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 58. Nays,
10 1. Senator Ball recorded in the negative.

11 ACTING PRESIDENT VALESKY: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 1250, by Senator Krueger, Senate Print 3145, an
15 act to amend the Education Law.

16 ACTING PRESIDENT VALESKY: Read the
17 last section.

18 THE SECRETARY: Section 4. This
19 act shall take effect on the 365th day.

20 ACTING PRESIDENT VALESKY: Call the
21 roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 58. Nays,
24 1. Senator Ball recorded in the negative.

25 ACTING PRESIDENT VALESKY: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 1263, by Senator Marcellino, Senate Print 3854,
4 an act to amend the Tax Law.

5 ACTING PRESIDENT VALESKY: Read the
6 last section.

7 THE SECRETARY: Section 4. This
8 act shall take effect April 1, 2014.

9 ACTING PRESIDENT VALESKY: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 59.

13 ACTING PRESIDENT VALESKY: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1272, by Senator DeFrancisco, Senate Print 4170A,
17 an act to amend the Tax Law.

18 ACTING PRESIDENT VALESKY: Read the
19 last section.

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

22 ACTING PRESIDENT VALESKY: Call the
23 roll.

24 (The Secretary called the roll.)

25 ACTING PRESIDENT VALESKY: Senator

1 DeFrancisco to explain his vote.

2 SENATOR DeFRANCISCO: Yes, this
3 bill corrects a real problem that our military
4 men experience presently.

5 If the military person actually is a
6 resident of the state and as a resident of this
7 state leaves to be stationed somewhere else and
8 buys a car in another state, pays whatever tax
9 there upon registration -- the titling of the
10 vehicle, if he buys the car there -- comes back
11 to New York State, he's still required, since
12 he's always been a resident of the state, to pay
13 on retitling another charge for the same
14 vehicle.

15 This we thought was unfair,
16 especially since the serviceperson is actually
17 helping us and protecting us, for him to have a
18 double taxation. This bill corrects that.

19 I vote aye.

20 ACTING PRESIDENT VALESKY: Senator
21 DeFrancisco in the affirmative.

22 Announce the results.

23 THE SECRETARY: Ayes, 59.

24 ACTING PRESIDENT VALESKY: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 1288, by Senator Tkaczyk, Senate Print 5230A, an
3 act in relation to.

4 ACTING PRESIDENT VALESKY: There is
5 a home-rule message at the desk.

6 Read the last section.

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

9 ACTING PRESIDENT VALESKY: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 57. Nays,
13 2. Senators Ball and Lanza recorded in the
14 negative.

15 ACTING PRESIDENT VALESKY: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 1291, by Senator Marcellino, Senate Print 5312,
19 an act authorizing.

20 ACTING PRESIDENT VALESKY: Read the
21 last section.

22 THE SECRETARY: Section 13. This
23 act shall take effect immediately.

24 ACTING PRESIDENT VALESKY: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 58. Nays,

3 1. Senator Ball recorded in the negative.

4 ACTING PRESIDENT VALESKY: The bill
5 is passed.

6 THE SECRETARY: Calendar Number
7 1292, by Senator DeFrancisco, Senate Print 5353A,
8 an act to amend the Education Law.

9 ACTING PRESIDENT VALESKY: Read the
10 last section.

11 THE SECRETARY: Section 4. This
12 act shall take effect immediately.

13 ACTING PRESIDENT VALESKY: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 58. Nays,

17 1. Senator Ball recorded in the negative.

18 ACTING PRESIDENT VALESKY: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 1293, by Senator Flanagan, Senate Print 5363, an
22 act to amend the Environmental Conservation Law.

23 ACTING PRESIDENT VALESKY: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT VALESKY: Call the
3 roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 58. Nays,
6 1. Senator Avella recorded in the negative.

7 ACTING PRESIDENT VALESKY: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1302, by Senator DeFrancisco, Senate Print 563,
11 an act to amend the Penal Law.

12 ACTING PRESIDENT VALESKY: Read the
13 last section.

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

16 ACTING PRESIDENT VALESKY: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 58. Nays,
20 1. Senator Sanders recorded in the negative.

21 ACTING PRESIDENT VALESKY: The bill
22 is passed.

23 THE SECRETARY: Calendar Number
24 1303, by Senator Martins, Senate Print 933A, an
25 act to amend the General Business Law.

1 ACTING PRESIDENT VALESKY: Read the
2 last section.

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

5 ACTING PRESIDENT VALESKY: Call the
6 roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 57. Nays,
9 2. Senators Gallivan and Lanza recorded in the
10 negative.

11 ACTING PRESIDENT VALESKY: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 1304, substituted earlier by Member of the
15 Assembly Cook, Assembly Print Number 2425, an act
16 to amend the Economic Development Law.

17 ACTING PRESIDENT VALESKY: Read the
18 last section.

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

21 ACTING PRESIDENT VALESKY: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 59.

25 ACTING PRESIDENT VALESKY: the bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 1305, by Senator Ranzenhofer, Senate Print 1213,
4 an act to amend the Education Law.

5 ACTING PRESIDENT VALESKY: Read the
6 last section.

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

9 ACTING PRESIDENT VALESKY: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 59.

13 ACTING PRESIDENT VALESKY: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1307, by Senator Marcellino, Senate Print 1508,
17 an act to amend the Penal Law.

18 ACTING PRESIDENT VALESKY: Read the
19 last section.

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

22 ACTING PRESIDENT VALESKY: Call the
23 roll.

24 (The Secretary called the roll.)

25 ACTING PRESIDENT VALESKY: Announce

1 the results.

2 THE SECRETARY: In relation to
3 Calendar Number 1307, those recorded in the
4 negative are Senators Dilan, Espaillat, Gianaris,
5 Hoylman, Krueger, Montgomery, Peralta, Perkins,
6 Rivera, Sanders, Serrano, Squadron and Stavisky.

7 Ayes, 46. Nays, 13.

8 ACTING PRESIDENT VALESKY: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 1308, by Senator Grisanti, Senate Print 1671A, an
12 act to amend the Tax Law.

13 ACTING PRESIDENT VALESKY: Read the
14 last section.

15 THE SECRETARY: Section 6. This
16 act shall take effect immediately.

17 ACTING PRESIDENT VALESKY: Call the
18 roll.

19 (The Secretary called the roll.)

20 ACTING PRESIDENT VALESKY: Senator
21 Grisanti to explain his vote.

22 SENATOR GRISANTI: Yes, briefly,
23 Mr. President. Thank you very much.

24 This legislation passed last year.
25 It offers a tax credit on 20 percent of the cost

1 of asbestos remediation. It caps it at a maximum
2 benefit of a million dollars.

3 I know it's a fiscal hit to the
4 state, but when you have blight in your
5 communities, in the poorer neighborhoods of
6 buildings that have been dilapidated for years,
7 it's a disincentive for developers to go in and
8 try to do any of the work to get that property
9 back on the tax roll because of asbestos
10 remediation because the cost is so high.

11 So for those of you that don't like
12 the bill, that apparently you like blight in your
13 neighborhoods and you like to have buildings stay
14 there -- most asbestos projects take place, as I
15 said, in older neighborhoods, and this
16 legislation leads to reducing the blight and the
17 abandonment and putting these properties back on
18 the market and back on the tax rolls.

19 I vote aye, Mr. President.

20 ACTING PRESIDENT VALESKY: Senator
21 Grisanti in the affirmative.

22 Senator Krueger to explain her vote.

23 SENATOR KRUEGER: Thank you,
24 Mr. President.

25 I appreciate the sponsor's

1 explanation of his vote.

2 I find myself voting no. One, this
3 is a refundable tax credit. Even businesses who
4 don't owe the State of New York any money would
5 get a tax credit back for doing work that is
6 actually required under the law and has been for
7 many years.

8 It's also just one of the many bills
9 today I am voting no on but perhaps not
10 explaining my vote because they're new additional
11 reductions of revenue to the State of New York or
12 new costs to the State of New York during the
13 budget year.

14 Yesterday I was asked to vote on a
15 budget cap and asked what would we cut out of the
16 budget to meet that budget cap. Today we're
17 passing bills that would even further break the
18 budget cap if it had been in existence. I think
19 we should do budget and tax bills within the
20 actual budget.

21 Thank you, Mr. President. I vote
22 no.

23 ACTING PRESIDENT VALESKY: Senator
24 Krueger in the negative.

25 Announce the results.

1 THE SECRETARY: In relation to
2 Calendar Number 1308, those recorded in the
3 negative are Senators Addabbo, Avella, Krueger,
4 Montgomery, Peralta, Perkins, Rivera, Sanders,
5 Serrano, Squadron and Stavisky.

6 Ayes, 48. Nays, 11.

7 ACTING PRESIDENT VALESKY: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1309, substituted earlier by Member of the
11 Assembly Thiele, Assembly Print Number 1457, an
12 act to amend the Public Authorities Law.

13 ACTING PRESIDENT VALESKY: Read the
14 last section.

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

17 ACTING PRESIDENT VALESKY: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 58. Nays,
21 1. Senator Maziarz recorded in the negative.

22 ACTING PRESIDENT VALESKY: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 1310, by Senator Bonacic, Senate Print 1882, an

1 act to amend the Education Law.

2 ACTING PRESIDENT VALESKY: Read the
3 last section.

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

6 ACTING PRESIDENT VALESKY: Call the
7 roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 59.

10 ACTING PRESIDENT VALESKY: The bill
11 is passed.

12 THE SECRETARY: Calendar Number
13 1313, by Senator Griffo, Senate Print 1961A, an
14 act to establish.

15 ACTING PRESIDENT VALESKY: Read the
16 last section.

17 THE SECRETARY: Section 7. This
18 act shall take effect immediately.

19 ACTING PRESIDENT VALESKY: Call the
20 roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 59.

23 SENATOR LIBOUS: Just one second.

24 Would you recall that, please.

25 ACTING PRESIDENT VALESKY: Withdraw

1 the roll call.

2 SENATOR LIBOUS: Withdraw the roll
3 call on that and lay it aside.

4 ACTING PRESIDENT VALESKY: The roll
5 call is withdrawn on Calendar Number 1313.

6 The bill is laid aside for the day,
7 Senator Libous?

8 SENATOR LIBOUS: Yeah, lay it aside
9 for the day.

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

12 THE SECRETARY: Calendar Number
13 1314, by Senator Klein, Senate Print 2251, an act
14 to amend the Penal Law.

15 ACTING PRESIDENT VALESKY: Read the
16 last section.

17 THE SECRETARY: Section 7. This
18 act shall take effect on the first of November.

19 ACTING PRESIDENT VALESKY: Call the
20 roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 57. Nays,
23 2. Senators Krueger and Montgomery recorded in
24 the negative.

25 ACTING PRESIDENT VALESKY: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 1315, by Senator Lanza, Senate Print 2298, an act
4 to amend the Penal Law.

5 ACTING PRESIDENT VALESKY: Read the
6 last section.

7 THE SECRETARY: Section 6. This
8 act shall take effect on the 90th day.

9 ACTING PRESIDENT VALESKY: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 56. Nays,
13 3. Senators Hassell-Thompson, Montgomery and
14 Perkins recorded in the negative.

15 ACTING PRESIDENT VALESKY: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 1316, by Senator Adams, Senate Print 2416, an act
19 to amend the Vehicle and Traffic Law.

20 ACTING PRESIDENT VALESKY: Read the
21 last section.

22 THE SECRETARY: Section 7. This
23 act shall take effect immediately.

24 ACTING PRESIDENT VALESKY: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 56. Nays,

3 3. Senators Maziarz, Nozzolio and Seward

4 recorded in the negative.

5 ACTING PRESIDENT VALESKY: The bill

6 is passed.

7 THE SECRETARY: Calendar Number

8 1318, by Senator Lanza, Senate Print 2482, an act

9 to amend the Public Authorities Law.

10 ACTING PRESIDENT VALESKY: Read the

11 last section.

12 THE SECRETARY: Section 2. This

13 act shall take effect immediately.

14 ACTING PRESIDENT VALESKY: Call the

15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 55. Nays,

18 4. Senators Dilan, Hoylman, Perkins and Squadron

19 recorded in the negative.

20 ACTING PRESIDENT VALESKY: The bill

21 is passed.

22 THE SECRETARY: Calendar Number

23 1319, by Senator Ball, Senate Print 2578, an act

24 to amend the Penal Law.

25 ACTING PRESIDENT VALESKY: Read the

1 last section.

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

4 ACTING PRESIDENT VALESKY: Call the
5 roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 57. Nays,
8 2. Senators Hassell-Thompson and Montgomery
9 recorded in the negative.

10 ACTING PRESIDENT VALESKY: The bill
11 is passed.

12 THE SECRETARY: Calendar Number
13 1320, by Senator Martins, Senate Print 2597, an
14 act to amend the Executive Law.

15 ACTING PRESIDENT VALESKY: Read the
16 last section.

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

19 ACTING PRESIDENT VALESKY: Call the
20 roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 59.

23 ACTING PRESIDENT VALESKY: The bill
24 is passed.

25 THE SECRETARY: Calendar Number

1 1321, by Senator Young, Senate Print 2688, an act
2 to amend the Agriculture and Markets Law.

3 ACTING PRESIDENT VALESKY: Read the
4 last section.

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

7 ACTING PRESIDENT VALESKY: Call the
8 roll.

9 (The Secretary called the roll.)

10 THE SECRETARY: Ayes, 56. Nays,
11 3. Senators Espaillat, Hoylman and Serrano
12 recorded in the negative.

13 ACTING PRESIDENT VALESKY: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1322, by Senator DeFrancisco, Senate Print 2908,
17 an act to amend the Public Health Law.

18 ACTING PRESIDENT VALESKY: Read the
19 last section.

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

22 ACTING PRESIDENT VALESKY: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 59.

1 ACTING PRESIDENT VALESKY: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1323, by Senator DeFrancisco, Senate Print 3069A,
5 an act to amend the Education Law.

6 ACTING PRESIDENT VALESKY: Read the
7 last section.

8 THE SECRETARY: Section 2. This
9 act shall take effect on the 545th day.

10 ACTING PRESIDENT VALESKY: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 58. Nays,
14 1. Senator Ball recorded in the negative.

15 ACTING PRESIDENT VALESKY: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 1324, by Senator Griffo, Senate Print 3106, an
19 act to amend the Penal Law.

20 ACTING PRESIDENT VALESKY: Read the
21 last section.

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

24 ACTING PRESIDENT VALESKY: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: In relation to
3 Calendar 1324, those recorded in the negative are
4 Senators Carlucci, DeFrancisco, Hassell-Thompson,
5 Krueger, Montgomery and Perkins.

6 Ayes, 53. Nays, 6.

7 ACTING PRESIDENT VALESKY: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1326, by Senator Klein, Senate Print 3407A, an
11 act to amend the Penal Law.

12 ACTING PRESIDENT VALESKY: Read the
13 last section.

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

16 ACTING PRESIDENT VALESKY: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes 58. Nays, 1.
20 Senator Montgomery recorded in the negative.

21 ACTING PRESIDENT VALESKY: The bill
22 is passed.

23 THE SECRETARY: Calendar Number
24 1327, by Senator Lanza, Senate Print 3622, an act
25 to amend the Criminal Procedure Law.

1 ACTING PRESIDENT VALESKY: Read the
2 last section.

3 THE SECRETARY: Section 3. This
4 act shall take effect on the 60th day

5 ACTING PRESIDENT VALESKY: Call the
6 roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 59.

9 ACTING PRESIDENT VALESKY: The bill
10 is passed.

11 THE SECRETARY: Calendar Number
12 1328, by Senator Ritchie, Senate Print 3694, an
13 act to amend the Tax Law.

14 ACTING PRESIDENT VALESKY: Read the
15 last section.

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

18 ACTING PRESIDENT VALESKY: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 59.

22 ACTING PRESIDENT VALESKY: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 1329, by Senator DeFrancisco, Senate Print 3732,

1 an act to amend the General Municipal Law.

2 ACTING PRESIDENT VALESKY: Read the
3 last section.

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

6 ACTING PRESIDENT VALESKY: Call the
7 roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 58. Nays,
10 1. Senator Krueger recorded in the negative.

11 ACTING PRESIDENT VALESKY: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 1331, by Senator Young, Senate Print 3848, an act
15 to amend the Tax Law.

16 ACTING PRESIDENT VALESKY: Read the
17 last section.

18 THE SECRETARY: Section 5. This
19 act shall take effect immediately.

20 ACTING PRESIDENT VALESKY: Call the
21 roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 57. Nays,
24 2. Senators Espaillat and Krueger recorded in
25 the negative.

1 ACTING PRESIDENT VALESKY: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1332, by Senator Golden, Senate Print 3867, an
5 act to amend the Retirement and Social Security
6 Law.

7 ACTING PRESIDENT VALESKY: Read the
8 last section.

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

11 ACTING PRESIDENT VALESKY: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 57. Nays,
15 2. Senators DeFrancisco and Krueger recorded in
16 the negative.

17 ACTING PRESIDENT VALESKY: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 1333, by Senator Lanza, Senate Print 3965, an act
21 to amend the Penal Law.

22 ACTING PRESIDENT VALESKY: Read the
23 last section.

24 THE SECRETARY: Section 3. This
25 act shall take effect on the 30th day.

1 ACTING PRESIDENT VALESKY: Call the
2 roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 57. Nays,
5 2. Senators Hassell-Thompson and Montgomery
6 recorded in the negative.

7 ACTING PRESIDENT VALESKY: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1335, by Senator DeFrancisco, Senate Print 4067,
11 an act to amend the Social Services Law.

12 ACTING PRESIDENT VALESKY: Read the
13 last section.

14 THE SECRETARY: Section 3. This
15 act shall take effect on the 60th day.

16 ACTING PRESIDENT VALESKY: Call the
17 roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT VALESKY: Senator
20 Gipson to explain his vote.

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

23 You know, I was just talking to both
24 of my county executives the other day. And
25 they're just continually begging me -- and I have

1 to assume this is happening across the state in
2 all counties -- to not send down any more
3 unfunded mandates. Because of the past unfunded
4 mandates, they've had to drastically cut their
5 social service programs.

6 As I understand it, this bill will
7 require the county governments to conduct
8 background checks in a way that they are not
9 currently doing so. While that might be a good
10 idea, there doesn't seem to be any allocation
11 here to actually pay for that service.

12 So this is yet another unfunded
13 mandate on our county governments, and I have to
14 vote against it.

15 Thank you.

16 ACTING PRESIDENT VALESKY: Senator
17 Gipson in the negative.

18 Announce the results.

19 THE SECRETARY: Ayes, 56. Nays,
20 3. Senators Gipson, Hassell-Thompson and
21 Montgomery recorded in the negative.

22 ACTING PRESIDENT VALESKY: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 1336, by Senator Golden, Senate Print 4071, an

1 act to amend the Criminal Procedure Law.

2 ACTING PRESIDENT VALESKY: Read the
3 last section.

4 THE SECRETARY: Section 5. This
5 act shall take effect on the 90th day.

6 ACTING PRESIDENT VALESKY: Call the
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT VALESKY: Senator
10 Krueger to explain her vote.

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

13 I have to disagree with this bill
14 and vote no because it would actually open up to
15 anyone potentially interested in hiring a peace
16 officer the right to unseal court records.

17 I can understand, when you are
18 applying through a police department for a job or
19 a sheriff's department for a job, that there
20 should be a mechanism to ensure the full
21 information about you is available. But the
22 concept that anyone seeking to hire a peace
23 officer, which in this state could be private
24 companies, schools, hospitals, campuses of
25 colleges, summer resort areas, that they too

1 would have the right to unseal sealed court
2 records in order to determine your eligibility
3 for a job.

4 I think it goes far beyond what the
5 original intention and purpose of sealing court
6 records to be.

7 So I strongly urge a no vote because
8 I think the implications are much, much broader
9 than people understand would actually be the case
10 if this were to become law. So I'm hoping people
11 will join me in a no vote.

12 Thank you, Mr. President.

13 ACTING PRESIDENT VALESKY: Senator
14 Krueger in the negative.

15 Results.

16 THE SECRETARY: In relation to
17 Calendar Number 1336, those recorded in the
18 negative are Senators Hassell-Thompson, Hoylman,
19 Krueger, Montgomery, Peralta, Perkins and
20 Sanders.

21 Ayes, 52. Nays, 7.

22 ACTING PRESIDENT VALESKY: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 1337, by Senator Libous, Senate Print 4096, an

1 act to authorize.

2 ACTING PRESIDENT VALESKY: There is
3 a home-rule message at the desk.

4 Read the last section.

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

7 ACTING PRESIDENT VALESKY: Call the
8 roll.

9 (The Secretary called the roll.)

10 THE SECRETARY: Ayes, 59.

11 ACTING PRESIDENT VALESKY: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 1338, by Senator Lanza, Senate Print 4157, an act
15 to amend the Penal Law.

16 ACTING PRESIDENT VALESKY: Read the
17 last section.

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

20 ACTING PRESIDENT VALESKY: Call the
21 roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 59.

24 ACTING PRESIDENT VALESKY: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 1339, by Senator Lanza, Senate Print 4158, an act
3 to amend the Penal Law.

4 ACTING PRESIDENT VALESKY: Read the
5 last section.

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

8 ACTING PRESIDENT VALESKY: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 58. Nays, 1.
12 Senator DeFrancisco recorded in the negative.

13 ACTING PRESIDENT VALESKY: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1340, by Senator Lanza, Senate Print 4160A, an
17 act to amend the Penal Law.

18 ACTING PRESIDENT VALESKY: Read the
19 last section.

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

22 ACTING PRESIDENT VALESKY: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 59.

1 ACTING PRESIDENT VALESKY: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1341, by Senator Ritchie, Senate Print 4261, an
5 act to amend the Real Property Tax Law.

6 ACTING PRESIDENT VALESKY: Read the
7 last section.

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

10 ACTING PRESIDENT VALESKY: Call the
11 roll.

12 (The Secretary called the roll.)

13 ACTING PRESIDENT VALESKY: Senator
14 Krueger to explain her vote.

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

17 I actually do not have a problem
18 with this house passing a bill that would give
19 localities the option to remove structures and
20 buildings essential to the operation of farms
21 from their property tax rolls.

22 Where my problem lies is, unlike
23 many of the other bills we pass, there's no local
24 option here. This would be the State of New York
25 telling the localities they must remove from

1 their property tax rolls specific buildings on
2 farms. That is clearly an unfunded mandate.
3 We're taking away their right to collect their
4 taxes, meaning they will likely shift the tax
5 burden to someone else in their towns.

6 I wish this bill had been written at
7 local option, but it is not. I'll vote no.

8 Thank you.

9 ACTING PRESIDENT VALESKY: Senator
10 Krueger in the negative.

11 Announce the results.

12 THE SECRETARY: In relation to
13 Calendar Number 1341, those recorded in the
14 negative are Senators Avella, Espaillat, Krueger
15 and Sanders.

16 Ayes, 55. Nays, 4.

17 ACTING PRESIDENT VALESKY: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 1342, by Senator Young, Senate Print 4337A, an
21 act to amend the Public Health Law.

22 ACTING PRESIDENT VALESKY: Read the
23 last section.

24 THE SECRETARY: Section 7. This
25 act shall take effect January 1, 2014.

1 ACTING PRESIDENT VALESKY: Call the
2 roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 59.

5 ACTING PRESIDENT VALESKY: The bill
6 is passed.

7 THE SECRETARY: Calendar Number
8 1343, by Senator Gallivan, Senate Print 4344, an
9 act to amend the Executive Law.

10 ACTING PRESIDENT VALESKY: Read the
11 last section.

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

14 ACTING PRESIDENT VALESKY: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 59.

18 ACTING PRESIDENT VALESKY: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 1344, by Senator Golden, Senate Print 4390, an
22 act to amend the Penal Law.

23 ACTING PRESIDENT VALESKY: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect on the 90th day.

2 ACTING PRESIDENT VALESKY: Call the
3 roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 59.

6 ACTING PRESIDENT VALESKY: The bill
7 is passed.

8 THE SECRETARY: Ayes, 58. Nays,
9 1. Senator Hassell-Thompson recorded in the
10 negative.

11 ACTING PRESIDENT VALESKY: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 1345, by Senator Golden, Senate Print 4425, an
15 act to amend the Elder Law.

16 ACTING PRESIDENT VALESKY: Read the
17 last section.

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

20 ACTING PRESIDENT VALESKY: Call the
21 roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 59.

24 ACTING PRESIDENT VALESKY: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 1346, by Senator Golden, Senate Print 4447, an
3 act to amend the Penal Law.

4 ACTING PRESIDENT VALESKY: Read the
5 last section.

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

8 ACTING PRESIDENT VALESKY: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 58. Nays,
12 1. Senator DeFrancisco recorded in the negative.

13 ACTING PRESIDENT VALESKY: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1348, by Senator Grisanti, Senate Print 4642, an
17 act to amend the Tax Law.

18 ACTING PRESIDENT VALESKY: Read the
19 last section.

20 THE SECRETARY: Section 5. This
21 act shall take effect immediately.

22 ACTING PRESIDENT VALESKY: Call the
23 roll.

24 (The Secretary called the roll.)

25 ACTING PRESIDENT VALESKY: Senator

1 Grisanti to explain his vote.

2 SENATOR GRISANTI: Yes, thank you,
3 Mr. President.

4 You know, I listened to the comments
5 of Senator Krueger, and I understand where her
6 comments are coming from, you know, that this is
7 not something that can take away from the revenue
8 of the state and it should be put in the budget.

9 The problem is if it's not in the
10 budget, you can't just give up, you've got to
11 keep trying. Last year we passed the historic
12 tax credits that went from \$5 million to
13 \$12 million, it passed both houses and was vetoed
14 by the Governor.

15 But, you know, my fellow colleagues,
16 this is the problem. You know, the state can
17 take a fiscal hit, but eventually these
18 properties are going to be back on the tax
19 rolls. And not only are they going to be on the
20 tax rolls, there are going to be people in these
21 buildings, whether it's a housing development or
22 whether a business, are going to be in these
23 buildings, and people are going to move back.

24 I've seen that myself in Buffalo
25 with numerous projects on the historic tax

1 credits. With the Lafayette Hotel, over 350
2 construction workers and now there's over 300
3 people employed there full-time. And it couldn't
4 have been done unless you had these historic tax
5 credits. And it's the same thing also utilizing
6 the asbestos credits from before.

7 Now we're going to try it again
8 differently, where the cap is going to be
9 increased from \$5 million to \$7 million to
10 \$9 million and then to \$12 million, up until the
11 period of 2019.

12 Now, as I said, I understand what
13 the fiscal hit is going to be. But on the
14 historic tax preservation, you know, to me, when
15 these buildings actually get back on the record
16 and be back on the books and people are working
17 there, it's revenue neutral. So in the beginning
18 you take a hit, but eventually it balances itself
19 out.

20 I vote aye, Mr. President.

21 ACTING PRESIDENT VALESKY: Senator
22 Grisanti in the affirmative.

23 Senator Krueger to explain her vote.

24 SENATOR KRUEGER: Thank you.

25 You know, maybe we should have laid

1 the bills aside for debate, because I appreciate
2 so much Senator Grisanti's comments.

3 The reason I'm voting no on this and
4 I voted no on a previous historic tax credit bill
5 that I believe was by you, Mr. President, was
6 because they both expand on a deal that was made
7 in this state through the Legislature and the
8 Governor without further discussion about the
9 context of if you carve out and allow additional
10 locations that aren't under the existing law,
11 what is the impact, how do you say no to the next
12 45 when you've approved for one.

13 How do you recognize that tax
14 exemptions can grow like corn with the size of
15 them, the amount of money lost to the state by
16 them, without an evaluation?

17 I actually don't disagree that there
18 are good tax exemptions that are important and
19 can be a win for the state. But I believe that
20 each of these types of tax exemptions and
21 refundable credits should be evaluated more
22 carefully in the context of would the activity
23 really not take place for this specific
24 situation, how much is it going to cost the
25 state, why are we making the decision on this

1 property but not on this property.

2 I think all tax credits and
3 exemptions should have a much more careful
4 standardized review and even sunsets.

5 And so my disagreement is not with
6 the concept of historic preservation tax credits
7 but rather on the speed by which they would grow
8 under this bill. So I'll be voting no.

9 Thank you, Mr. President.

10 ACTING PRESIDENT VALESKY: Senator
11 Krueger in the negative.

12 Announce the results.

13 THE SECRETARY: Ayes, 58. Nays,
14 1. Senator Krueger recorded in the negative.

15 ACTING PRESIDENT VALESKY: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 1349, by Senator Valesky, Senate Print 4652, an
19 act to amend the General Business Law.

20 ACTING PRESIDENT VALESKY: Read the
21 last section.

22 THE SECRETARY: Section 2. This
23 act shall take effect January 1, 2014.

24 ACTING PRESIDENT VALESKY: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 59.

3 ACTING PRESIDENT VALESKY: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 1350, by Member of the Assembly Lifton, Assembly
7 Print Number 6687, an act to authorize.

8 ACTING PRESIDENT VALESKY: There is
9 a home-rule message at the desk.

10 Read the last section.

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

13 ACTING PRESIDENT VALESKY: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 59.

17 ACTING PRESIDENT VALESKY: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 1351, by Senator Golden, Senate Print 4664A, an
21 act to amend the Penal Law.

22 ACTING PRESIDENT VALESKY: Read the
23 last section.

24 THE SECRETARY: Section 7. This
25 act shall take effect immediately.

1 ACTING PRESIDENT VALESKY: Call the
2 roll.

3 (The Secretary called the roll.)

4 ACTING PRESIDENT VALESKY: Senator
5 Hassell-Thompson to explain her vote.

6 SENATOR HASSELL-THOMPSON: Thank
7 you, Mr. President.

8 Judges currently have broad
9 discretion in determining sentences for
10 incarceration. And I believe that it makes sense
11 to extend this discretion to probation
12 determinations. Therefore, I am supporting this
13 bill.

14 I guess my only concern is that the
15 bill also does not require -- it eliminates the
16 requirement for pre-sentence investigation for
17 cases that result in a negotiated jail sentence
18 of one year or less.

19 And I just need to be sure that the
20 courts will continue to be allowed -- even though
21 the presentence investigation requirement is not
22 available, that it remains accessible and can be
23 used on the part of defense attorneys or the
24 prosecutor if at such time this is deemed
25 appropriate.

1 So the fact that the court still has
2 the option to order this preinvestigation report,
3 and the fact that the defense and prosecution
4 attorneys can continue to produce them when
5 appropriate, assures me that by removing this
6 requirement it will not compromise a fair
7 administration of justice.

8 So therefore I will be voting in the
9 positive for this bill, Mr. President.

10 Thank you.

11 ACTING PRESIDENT VALESKY: Senator
12 Hassell-Thompson in the affirmative.

13 Announce the results.

14 THE SECRETARY: Ayes, 59.

15 ACTING PRESIDENT VALESKY: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 1352, by Senator Stewart-Cousins, Senate Print
19 4888, an act to authorize.

20 ACTING PRESIDENT VALESKY: Read the
21 last section.

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

24 ACTING PRESIDENT VALESKY: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 59.

3 ACTING PRESIDENT VALESKY: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 1353, by Senator Carlucci --

7 SENATOR LIBOUS: Lay the bill aside
8 for the day.

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

11 THE SECRETARY: Calendar Number
12 1354, by Senator Gallivan, Senate Print 5091, an
13 act to amend the Retirement and Social Security
14 Law.

15 ACTING PRESIDENT VALESKY: Read the
16 last section.

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

19 ACTING PRESIDENT VALESKY: Call the
20 roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 58. Nays,
23 1. Senator Gipson recorded in the negative.

24 ACTING PRESIDENT VALESKY: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 1355, by Senator DeFrancisco, Senate Print 5119,
3 an act providing.

4 ACTING PRESIDENT VALESKY: There is
5 a home-rule message at the desk.

6 Read the last section.

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

9 ACTING PRESIDENT VALESKY: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 58. Nays,
13 1. Senator Martins recorded in the negative.

14 ACTING PRESIDENT VALESKY: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 1356, by Senator Flanagan, Senate Print 5122, an
18 act to amend the Penal Law.

19 ACTING PRESIDENT VALESKY: Read the
20 last section.

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

23 ACTING PRESIDENT VALESKY: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 58. Nays,
2 1. Senator Montgomery recorded in the negative.

3 ACTING PRESIDENT VALESKY: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 1357, by Senator Little, Senate Print 5140, an
7 act to authorize.

8 ACTING PRESIDENT VALESKY: There is
9 a home-rule message at the desk.

10 Read the last section.

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

13 ACTING PRESIDENT VALESKY: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 59.

17 ACTING PRESIDENT VALESKY: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 1358, by Senator Nozzolio, Senate Print 5143, an
21 act to authorize.

22 ACTING PRESIDENT VALESKY: There is
23 a home-rule message at the desk.

24 Read the last section.

25 THE SECRETARY: Section 3. This

1 act shall take effect immediately.

2 ACTING PRESIDENT VALESKY: Call the
3 roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 59.

6 ACTING PRESIDENT VALESKY: The bill
7 is passed.

8 THE SECRETARY: Calendar Number
9 1360, by Senator Ball, Senate Print 5207, an act
10 in relation to allowing.

11 ACTING PRESIDENT VALESKY: There is
12 a home-rule message at the desk.

13 Read the last section.

14 THE SECRETARY: Section 4. This
15 act shall take effect immediately.

16 ACTING PRESIDENT VALESKY: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 59.

20 ACTING PRESIDENT VALESKY: The bill
21 is passed.

22 THE SECRETARY: In relation to
23 Calendar Number 1360: Ayes, 58. Nays, 1.
24 Senator Felder recorded in the negative.

25 ACTING PRESIDENT VALESKY: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 1361, by Senator Flanagan, Senate Print 5252, an
4 act to amend the Education Law.

5 ACTING PRESIDENT VALESKY: Read the
6 last section.

7 THE SECRETARY: Section 4. This
8 act shall take effect immediately.

9 ACTING PRESIDENT VALESKY: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 59.

13 ACTING PRESIDENT VALESKY: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1362, by Senator Flanagan, Senate Print 5383, an
17 act to amend the Penal Law.

18 ACTING PRESIDENT VALESKY: Read the
19 last section.

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

22 ACTING PRESIDENT VALESKY: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 59.

1 ACTING PRESIDENT VALESKY: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1363, by Senator Ritchie, Senate Print 5423, an
5 act to amend the Correction Law.

6 ACTING PRESIDENT VALESKY: Read the
7 last section.

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

10 ACTING PRESIDENT VALESKY: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: In relation to
14 Calendar Number 1363, those recorded in the
15 negative are Senators Hassell-Thompson,
16 Montgomery and Perkins.

17 Ayes, 56. Nays, 3.

18 ACTING PRESIDENT VALESKY: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 1364, by Senator Flanagan, Senate Print 5452, an
22 act to amend the Education Law.

23 ACTING PRESIDENT VALESKY: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect July 1, 2013.

2 ACTING PRESIDENT VALESKY: Call the
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT VALESKY: Senator
6 Carlucci to explain his vote.

7 SENATOR CARLUCCI: I want to thank
8 Senator Flanagan for bringing this important bill
9 to the floor. The Gap Elimination Adjustment has
10 probably been one of the largest single reasons
11 that many districts around our state are facing
12 deficits.

13 I'm looking forward to seeing this
14 bill pass, that we can finally eliminate and
15 phase out the Gap Elimination Adjustment. I
16 think that will do a tremendous amount of good to
17 school districts around the state and want to
18 thank my fellow Senators for passing this
19 important legislation.

20 ACTING PRESIDENT VALESKY: Senator
21 Carlucci in the affirmative.

22 Senator Krueger to explain her vote.

23 SENATOR KRUEGER: Thank you,
24 Mr. President.

25 Well, this is certainly the

1 feel-good bill of the day. Who wouldn't want to
2 put another \$570 million into the school systems
3 and public education? Well, the dilemma is,
4 again, it's feel-good. Everybody wants to
5 eliminate the gap.

6 But unless we come up with an
7 additional \$570 million in this year in
8 2014-2015, \$540 million in 2015-2016, and
9 \$540 million in 2016-2017, the bill actually
10 needs to explain where we're cutting that money
11 out of the budget because it's not creating new
12 money or appropriating new money, it's just
13 saying we're going to shift some of the money
14 that's going to schools somewhere to do this.

15 This is the ultimate example of why
16 we are accused of not being reality-based. We
17 are accused of spending money without explaining
18 where it's going to come from.

19 Senator Robach yesterday had his gap
20 elimination bill. We could never do this under
21 gap elimination. We could take a responsible
22 position that as much as we want to throw another
23 \$500 million a year into education without
24 actually explaining where we're getting it, that
25 we're supposed to be responsible legislators and

1 not vote for bills that we can't account for the
2 money, where it's coming from and who is losing
3 it in exchange.

4 I must vote no, as much as I would
5 love to give education another half a billion
6 dollars per year.

7 Thank you, Mr. President.

8 ACTING PRESIDENT VALESKY: Senator
9 Krueger in the negative.

10 Senator Flanagan to explain his
11 vote.

12 SENATOR FLANAGAN: Thank you,
13 Mr. President.

14 I wasn't going to explain my vote
15 until I just heard the explanation from Senator
16 Krueger. And this is not a feel-good bill. And
17 in fact it is reality-based. So to suggest to
18 the contrary I think is divorced from reality
19 itself.

20 Any one of our colleagues, no matter
21 what part of this state you're from, the one
22 thing that we've heard more about in the
23 financing of education is getting rid of the Gap
24 Elimination Adjustment. I have traveled all
25 across the state, met with school districts

1 everywhere. This is the number-one priority.

2 Ultimately it might make people feel
3 good, but it is based in reality. And it is not
4 unreasonable to assume that this could be done
5 within three years, because this year we put
6 almost a billion dollars new money into
7 education, last year over \$750 million.

8 This is a responsible bill that
9 indicates the wishes and desires and the
10 realities of school districts all across the
11 State of New York. And I am absolutely going to
12 vote in favor of this bill.

13 ACTING PRESIDENT VALESKY: Senator
14 Flanagan in the affirmative.

15 Announce the results.

16 THE SECRETARY: In relation to
17 Calendar Number 1364, those recorded in the
18 negative are Senators Avella, Espaillat, Hoylman,
19 Krueger, Montgomery, Perkins, Sanders, Serrano
20 and Stavisky. Also Senator Rivera.

21 Ayes, 49. Nays, 10.

22 ACTING PRESIDENT VALESKY: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 1366, by Senator Valesky, Senate Print 5552A, an

1 act to amend the Agriculture and Markets Law.

2 ACTING PRESIDENT VALESKY: Read the
3 last section.

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

6 ACTING PRESIDENT VALESKY: Call the
7 roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 57. Nays,
10 2. Senators Espaillat and Sanders recorded in
11 the negative.

12 ACTING PRESIDENT VALESKY: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 1367, by Senator Breslin, Senate Print 5564A, an
16 act granting.

17 ACTING PRESIDENT VALESKY: There is
18 a home-rule message at the desk.

19 Read the last section.

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

22 ACTING PRESIDENT VALESKY: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 59.

1 ACTING PRESIDENT VALESKY: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1368, by Senator Breslin, Senate Print 5565A, an
5 act granting.

6 ACTING PRESIDENT VALESKY: There is
7 a home-rule message at the desk.

8 Read the last section.

9 THE SECRETARY: Section 6. This
10 act shall take effect immediately.

11 ACTING PRESIDENT VALESKY: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 59.

15 ACTING PRESIDENT VALESKY: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 1369, by Senator Breslin, Senate Print 5566A, an
19 act granting.

20 ACTING PRESIDENT VALESKY: There is
21 a home-rule message at the desk.

22 Read the last section.

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

25 ACTING PRESIDENT VALESKY: Call the

1 roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 59.

4 ACTING PRESIDENT VALESKY: The bill
5 is passed.

6 THE SECRETARY: Calendar Number
7 1370, substituted earlier by Member of the
8 Assembly Zebrowski, Assembly Print 6648, an act
9 authorizing.

10 ACTING PRESIDENT VALESKY: Read the
11 last section.

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

14 ACTING PRESIDENT VALESKY: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 58. Nays,
18 1. Senator Bonacic recorded in the negative.

19 ACTING PRESIDENT VALESKY: The bill
20 is passed.

21 THE SECRETARY: Calendar Number
22 1371, substituted earlier by Member of the
23 Assembly Benedetto, Assembly Print Number 6708,
24 an act to amend Chapter 618 of the Laws of 1998.

25 ACTING PRESIDENT VALESKY: Read the

1 last section.

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

4 ACTING PRESIDENT VALESKY: Call the
5 roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 59.

8 ACTING PRESIDENT VALESKY: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 1372, substituted earlier by Member of the
12 Assembly Gjonaj, Assembly Print Number 7483, an
13 act to amend the Economic Development Law.

14 ACTING PRESIDENT VALESKY: Read the
15 last section.

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

18 ACTING PRESIDENT VALESKY: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 59.

22 ACTING PRESIDENT VALESKY: The bill
23 is passed.

24 Senator Libous.

25 SENATOR LIBOUS: Mr. President, are

1 we complete with the noncontroversial calendar?

2 ACTING PRESIDENT VALESKY: We had a
3 bill by Senator Young that was laid aside
4 temporarily. Are we returning to that bill?

5 SENATOR LIBOUS: Yes, we're going
6 to lay that aside for the day.

7 ACTING PRESIDENT VALESKY: Senator
8 Young's bill is laid aside for the day.

9 We've now completed the
10 noncontroversial reading of the calendar.

11 Senator Libous.

12 SENATOR LIBOUS: Okay, thank you,
13 Mr. President.

14 I believe we go back to motions.
15 Senator Gianaris has a motion, and then I have
16 several motions.

17 ACTING PRESIDENT VALESKY:
18 Returning to motions and resolutions.

19 Senator Gianaris.

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

22 On behalf of Senator Kennedy, on
23 page number 45 I offer the following amendments
24 to Calendar Number 1035, Senate Print 5441A, and
25 ask that said bill retain its place on Third

1 Reading Calendar.

2 ACTING PRESIDENT VALESKY: So
3 ordered.

4 Senator Libous.

5 SENATOR LIBOUS: Mr. President, one
6 second, please.

7 (Pause.)

8 SENATOR LIBOUS: Mr. President.

9 ACTING PRESIDENT VALESKY: Senator
10 Libous.

11 SENATOR LIBOUS: I do have some
12 amendments.

13 ACTING PRESIDENT VALESKY: You may
14 proceed.

15 SENATOR LIBOUS: On behalf of
16 Senator Skelos, I wish to call up his bill, Print
17 Number 5069, recalled from the Assembly, which is
18 now at the desk.

19 ACTING PRESIDENT VALESKY: The
20 Secretary will read.

21 THE SECRETARY: Calendar Number
22 625, by Senator Skelos, Senate Print 5069, an act
23 to amend the Domestic Relations Law.

24 SENATOR LIBOUS: I now move to
25 reconsider the vote by which this bill was

1 passed.

2 ACTING PRESIDENT VALESKY: Call the
3 roll on reconsideration.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 59.

6 SENATOR LIBOUS: I offer up the
7 following amendments.

8 ACTING PRESIDENT VALESKY: The
9 amendments are received.

10 SENATOR LIBOUS: On behalf of
11 Senator Marcellino, Mr. President, I wish to call
12 up his bill, Print 5182, recalled from the
13 Assembly, which is now at the desk.

14 ACTING PRESIDENT VALESKY: The
15 Secretary will read.

16 THE SECRETARY: Calendar Number
17 1065, by Senator Marcellino, Senate Print 5182,
18 an act to authorize.

19 SENATOR LIBOUS: I now move to
20 reconsider the vote by which this bill was
21 passed.

22 ACTING PRESIDENT VALESKY: Call the
23 roll on reconsideration.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 59.

1 SENATOR LIBOUS: I offer up the
2 following amendments.

3 ACTING PRESIDENT VALESKY: The
4 amendments are received.

5 SENATOR LIBOUS: On behalf of
6 Senator Boyle, Mr. President, on page 5 I offer
7 the following amendments to Calendar Number 72,
8 Senate Print 2121, and ask that said bill retain
9 its place on the Third Reading Calendar.

10 ACTING PRESIDENT VALESKY: The
11 amendments are received, and the bill will retain
12 its place on Third Reading Calendar.

13 SENATOR LIBOUS: On behalf of
14 Senator DeFrancisco, Mr. President, on page 53 I
15 offer the following amendments to Calendar Number
16 1190, Senate Print 3852, and ask that said bill
17 retain its place on Third Reading Calendar.

18 ACTING PRESIDENT VALESKY: The
19 amendments are received, and the bill will retain
20 its place on Third Reading Calendar.

21 SENATOR LIBOUS: And on behalf of
22 Senator Golden, on page 55 I offer the following
23 amendments to Calendar Number 1273, Senate Print
24 4174, and ask that said bill retain its place on
25 the Third Reading Calendar.

1 ACTING PRESIDENT VALESKY: The
2 amendment are received, and the bill will retain
3 its place on Third Reading Calendar.

4 SENATOR LIBOUS: Mr. President.

5 ACTING PRESIDENT VALESKY: Senator
6 Libous.

7 SENATOR LIBOUS: We will not
8 adjourn. We're going to stand at ease. But
9 members should know that they're dismissed
10 because our business is concluded. We're just
11 waiting for some work to be completed at the
12 desk.

13 But I will make the announcement,
14 although we're not adjourning, that we will
15 convene on Monday, June 17th, at 2:00 p.m.

16 So the Senate is not adjourning,
17 it's just standing at ease, but members are free
18 to do what they need to do at this point in time.

19 ACTING PRESIDENT VALESKY: The
20 Senate will stand at ease temporarily.

21 (Whereupon, the Senate stood at ease
22 at 1:16 p.m.)

23 (Whereupon, the Senate reconvened at
24 2:02 p.m.)

25 SENATOR LIBOUS: Mr. President.

1 ACTING PRESIDENT VALESKY: Senator
2 Libous.

3 SENATOR LIBOUS: Could we return to
4 motions quickly.

5 ACTING PRESIDENT VALESKY: Motions
6 and resolutions.

7 SENATOR LIBOUS: On behalf of
8 Senator Hannon, on page 52 I offer the following
9 amendments to Calendar Number 1165, Senate Print
10 3944, and ask that said bill retain its place on
11 the Third Reading Calendar.

12 ACTING PRESIDENT VALESKY: The
13 amendments are received, and the bill will retain
14 its place on the Third Reading Calendar.

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

17 ACTING PRESIDENT VALESKY: There is
18 none.

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

21 There being no further business at
22 the desk, I move that the Senate adjourn until
23 Monday, which is going to be June 17th, at
24 2:00 p.m., intervening days being legislative
25 days.

1 ACTING PRESIDENT VALESKY: On
2 motion, the Senate stands adjourned until Monday,
3 June 17th, at 2:00 p.m., intervening days being
4 legislative days.

5 (Whereupon, at 2:03 p.m., the Senate
6 adjourned.)

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