

1 NEW YORK STATE SENATE

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3  
4 THE STENOGRAPHIC RECORD

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7  
8 ALBANY, NEW YORK

9 January 13, 2014

10 3:29 p.m.

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13  
14 REGULAR SESSION

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17  
18 SENATOR PATRICK M. GALLIVAN, Acting President

19 FRANCIS W. PATIENCE, Secretary

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

2 ACTING PRESIDENT GALLIVAN: 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. We will stand by until our  
7 Color Guard posts the colors.

8 (The Color Guard entered the chamber  
9 through the rear double door and presented and  
10 posted the colors.)

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

13 ACTING PRESIDENT GALLIVAN: In the  
14 absence of clergy, may we please bow our heads in  
15 a moment of silence.

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

18 (The Color Guard marched to the rear  
19 of the chamber and exited.)

20 (Applause.)

21 ACTING PRESIDENT GALLIVAN:  
22 Everybody can take their seats.

23 Reading of the Journal.

24 THE SECRETARY: In Senate, Sunday,  
25 January 12, the Senate met pursuant to

1 adjournment. The Journal of Saturday,  
2 January 11, was read and approved. On motion,  
3 Senate adjourned.

4 ACTING PRESIDENT GALLIVAN: Without  
5 objection, the Journal stands approved as read.

6 Presentation of petitions.

7 Messages from the Assembly.

8 Messages from the Governor.

9 Let the record show we're in receipt  
10 of the State of the State message from the  
11 Governor. I hand it down and ask that it be  
12 filed in the Journal.

13 Reports of standing committees.

14 Reports of select committees.

15 Communications and reports from  
16 state officers.

17 Motions and resolutions.

18 SENATOR LIBOUS: Mr. President.

19 ACTING PRESIDENT GALLIVAN: Senator  
20 Libous.

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

23 On behalf of Senator Ball, I move  
24 that the following bills be discharged from their  
25 respective committees and be recommitted with

1 instructions to strike the enacting clause. That  
2 would be Senate Print Number 2568, 2804 and 3876.

3 ACTING PRESIDENT GALLIVAN: So  
4 ordered.

5 Senator Gianaris.

6 SENATOR GIANARIS: Thank you,  
7 Mr. President.

8 On behalf of Senator Parker, I move  
9 that the following bills be discharged from their  
10 respective committees and be recommitted with  
11 instructions to strike the enacting clause: Bill  
12 Numbers 1580, 1620, 1621, 2848, 3121 and 3128.

13 ACTING PRESIDENT GALLIVAN: So  
14 ordered.

15 SENATOR GIANARIS: And on behalf of  
16 Senator Latimer, I move that the following bill  
17 be discharged from its respective committee and  
18 be recommitted with instructions to strike the  
19 enacting clause: Bill Number 5201.

20 ACTING PRESIDENT GALLIVAN: So  
21 ordered.

22 Senator Libous.

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

25 I believe there's a privileged

1 resolution at the desk by Senator LaValle. May  
2 we please have it read in its entirety and move  
3 for its immediate adoption after you call on  
4 Senator LaValle.

5 ACTING PRESIDENT GALLIVAN: The  
6 Secretary will read.

7 THE SECRETARY: Legislative  
8 Resolution Number 2693, by Senator LaValle,  
9 commending the Colonel Francis S. Gabreski Cadet  
10 Squadron from the Long Island Group of the  
11 Civil Air Patrol Color Guard upon the occasion of  
12 presenting the colors at the start of the session  
13 of the New York State Senate, January 13, 2014.

14 "WHEREAS, It is the sense of this  
15 Legislative Body to recognize that the quality  
16 and character of life in the communities across  
17 New York State are reflective of the concerned  
18 and dedicated efforts of those organizations and  
19 individuals who are devoted to the welfare of the  
20 community and its citizenry; and

21 "WHEREAS, Attendant to such concern,  
22 and in full accord with its long-standing  
23 traditions, this Legislative Body is justly proud  
24 to commend the Colonel Francis S. Gabreski Cadet  
25 Squadron from the Long Island Group of the

1 Civil Air Patrol Color Guard upon the occasion of  
2 presenting the colors at the start of the session  
3 of the New York State Senate, to be held on  
4 Monday, January 13, 2014, at the New York State  
5 Capitol in Albany, New York; and

6 "WHEREAS, The Civil Air Patrol  
7 enjoys a proud legacy of selfless sacrifice and  
8 service to country and community that spans  
9 decades; the organization was born one week prior  
10 to the Japanese attack on Pearl Harbor; and

11 "WHEREAS, Thousands of volunteer  
12 members of the Civil Air Patrol answered  
13 America's call to national service and sacrifice  
14 by accepting and performing critical wartime  
15 missions; and

16 "WHEREAS, On July 1, 1946,  
17 President Harry S. Truman signed Public Law 476  
18 incorporating the Civil Air Patrol as a  
19 benevolent, nonprofit organization; on May 26,  
20 1948, Congress passed Public Law 557 permanently  
21 establishing the Civil Air Patrol as the  
22 auxiliary of the new United States Air Force; and

23 "WHEREAS, Three primary mission  
24 areas were set forth at the inception of the  
25 Civil Air Patrol: aerospace education, cadet

1 programs, and emergency services; and

2 "WHEREAS, Today, the Civil Air  
3 Patrol handles 90 percent of inland search and  
4 rescue missions, with approximately 75 lives  
5 saved each year; its members are generally the  
6 first on the scene transmitting satellite digital  
7 images of the damage within seconds around the  
8 world and providing disaster relief and emergency  
9 services following natural and manmade disasters,  
10 including such phenomena as 9/11, Hurricane  
11 Katrina, Texas and Oklahoma wildfires, tornadoes  
12 in the south and central United States,  
13 North Dakota flash flooding and the October 2006  
14 earthquake in Hawaii, as well as humanitarian  
15 missions along the United States and Mexican  
16 border; and

17 "WHEREAS, In response to the  
18 devastating effects of Hurricane Sandy, the  
19 Civil Air Patrol's New York Wing promptly reacted  
20 by flying 373 damage-assessment sorties and  
21 providing 143,360 aerial photographs to New York  
22 disaster relief organizations, FEMA and the  
23 Army Corps of Engineers; providing air  
24 transportation throughout the affected region for  
25 disaster response teams; deploying 30 volunteers

1 to assist with shelter operations conducted by  
2 the New York City Office of Emergency Management;  
3 and installing 40 volunteers to assist the  
4 Red Cross with the logistics of relief supplies;  
5 and

6 "WHEREAS, In addition, Civil Air  
7 Patrol members are dedicated to counter-drug  
8 reconnaissance and to teaching a new generation  
9 about aerospace and its impact on our future; its  
10 cadet programs ensure our youth receive the  
11 finest leadership training the nation has to  
12 offer; and

13 "WHEREAS, The members of the  
14 Colonel Francis S. Gabreski Cadet Squadron from  
15 the Long Island Group of the Civil Air Patrol  
16 Color Guard include: Cadet Technical Sergeant  
17 Richard Breier, Cadet Airman Jarett Buczynski,  
18 Lieutenant Colonel Thomas Carello, Cadet Staff  
19 Sergeant Christopher Dark, Lieutenant Colonel  
20 Louis Fenech, Lieutenant Colonel Andrew Liddle,  
21 Lieutenant Colonel Gerald L. Marketos,  
22 Cadet Staff Sergeant Connor Morse, Cadet Airman  
23 Millissia Murro, Major Benjamin Nodar,  
24 Colonel Jack Ozer, Captain Dennis Woytowicz,  
25 Senior Member Aysha Ozyilmaz, First Lieutenant



1 Edward Nelson, Cadet Airman Robert Bieniek,  
2 First Lieutenant Ed Rymas, and Captain Deborah  
3 Ozer; and

4 "WHEREAS, The Civil Air Patrol makes  
5 a huge impact each and every day, going above and  
6 beyond to make a profound difference in America's  
7 communities; and

8 "WHEREAS, This occasion presents a  
9 unique opportunity for this Legislative Body to  
10 recognize and pay tribute to the members of the  
11 Colonel Francis S. Gabreski Cadet Squadron from  
12 the Long Island Group of the Civil Air Patrol  
13 Color Guard; and

14 "WHEREAS, It is the sense of this  
15 Legislative Body that when organizations of such  
16 noble aims and accomplishments are brought to our  
17 attention, they should be recognized by all the  
18 citizens of this great Empire State; now,  
19 therefore, be it

20 "RESOLVED, That this Legislative  
21 Body pause in its deliberations to commend the  
22 Colonel Francis S. Gabreski Cadet Squadron from  
23 the Long Island Group of the Civil Air Patrol  
24 Color Guard and its members upon the occasion of  
25 presenting the colors at the start of the session

1 of the New York State Senate; and be it further

2 "RESOLVED, That copies of this  
3 resolution, suitably engrossed, be transmitted to  
4 Colonel Jack Ozer, New York Wing, Civil Air  
5 Patrol, and the aforementioned members of the  
6 Colonel Francis S. Gabreski Cadet Squadron from  
7 the Long Island Group of the Civil Air Patrol  
8 Color Guard."

9 ACTING PRESIDENT GALLIVAN: Senator  
10 LaValle on the resolution.

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

13 I would like to welcome and thank  
14 the Francis S. Gabreski Cadet Squadron from the  
15 Long Island Group of the Civil Air Patrol Color  
16 Guard and their leaders for being with us today.  
17 They have done this for a number of years.

18 The Civil Air Patrol is made up of  
19 young men and women who provide a wonderful  
20 service, and you have heard that in the  
21 resolution that was read. But what is most  
22 important is they realize that they are part of a  
23 very rich legacy, a legacy that people who came  
24 well before them have given of their time and  
25 sacrifice and provided a service to our country.

1                   When I think of just the region that  
2   I represent, the role that they played during  
3   9/11 and afterward and also Hurricane Sandy --  
4   and you heard that their peers across the country  
5   have done things with Hurricane Katrina, in Texas  
6   and Oklahoma wildfires.

7                   And so they really provide us with a  
8   wonderful service historically, a great legacy,  
9   and they make a difference for all of us. So I  
10   would like this body to recognize them, if you  
11   would.

12                   (Standing ovation.)

13                   ACTING PRESIDENT GALLIVAN:    The  
14   question is on the resolution. All in favor  
15   signify by saying aye.

16                   (Response of "Aye.")

17                   ACTING PRESIDENT GALLIVAN:  
18   Opposed, nay.

19                   (No response.)

20                   ACTING PRESIDENT GALLIVAN:    The  
21   resolution is adopted.

22                   Senator Libous.

23                   SENATOR LIBOUS:    Mr. President, I  
24   believe that Senator LaValle would like to open  
25   the resolution up for cosponsorship.

1                   So as the policy of the house goes,  
2     if there's a member who wishes not to be on the  
3     resolution, please let the desk know. Otherwise,  
4     all members will be recorded as cosponsors of the  
5     resolution.

6                   ACTING PRESIDENT GALLIVAN:    The  
7     resolution will be open for all members.

8                   Senator Libous.

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

11                   I believe there is a privileged  
12    resolution at the desk sponsored by Senators  
13    Skelos, Klein, and Stewart-Cousins. May we  
14    please have it read in its entirety and, before  
15    we move for its adoption, we would call on those  
16    three Senators and then anyone else who would  
17    like to speak on the resolution.

18                   ACTING PRESIDENT GALLIVAN:    The  
19    Secretary will read.

20                   THE SECRETARY:    Legislative  
21    Resolution Number 2885, by Senators Skelos, Klein  
22    and Stewart-Cousins, mourning the death of  
23    Nelson Mandela, former president of South Africa,  
24    civil rights leader, teacher, freedom fighter,  
25    father of his nation and inspiration to the

1 global community.

2 "WHEREAS, It is with profound intent  
3 that this Legislative Body is moved to pay homage  
4 to a man of indomitable faith and dedication  
5 whose purposeful life and accomplishments will  
6 forever stand as a paradigm and inspiration for  
7 others; and

8 "WHEREAS, It is the sense of this  
9 Legislative Body to give acclaim to individuals  
10 of great character whose lives exemplify the  
11 highest ideals of humanity; and

12 "WHEREAS, Born into a royal clan on  
13 July 18, 1918, in Mvezo, South Africa, Nelson  
14 Rolihlahla Mandela died on December 5, 2013, at  
15 the age of 95; and

16 "WHEREAS, Nelson Mandela attended  
17 local boarding schools and then Fort Hare  
18 University; while studying law, he developed an  
19 interest in African nationalism and nonviolent  
20 resistance; and

21 "WHEREAS, Later, while working as a  
22 law clerk, Nelson Mandela became active in the  
23 African National Congress (ANC), eventually  
24 serving as its vice president as the South  
25 African government continued to enforce

1     apartheid; and

2                 "WHEREAS, Nelson Mandela was charged  
3     with conspiring against the government and  
4     sentenced to life in prison in 1964; he, along  
5     with seven other ANC members, were sent to Robben  
6     Island Prison; and

7                 "WHEREAS, He delivered his famous 'I  
8     am prepared to die' statement from the dock at  
9     the opening of the Rivonia Trial, which declared  
10    'I have cherished the ideal of a democratic and  
11    free society in which all persons live together  
12    in harmony and with equal opportunities. It is  
13    an ideal which I hope to live for and to achieve.  
14    But if needs be, it is an ideal for which I am  
15    prepared to die'; and

16                "WHEREAS, Nelson Mandela completed  
17    his law degree by correspondence at  
18    Robben Island; throughout his time in prison,  
19    local and international pressure built for the  
20    South African government to release him; and

21                "WHEREAS, In the late 1980s, the  
22    campaign to release Nelson Mandela reached its  
23    apex, with demonstrators across the world's major  
24    cities gathering and chanting the slogan 'Free  
25    Nelson Mandela!'; and

1                   "WHEREAS, In February of 1990, the  
2 hopes and dreams of Nelson Mandela's supporters  
3 were answered when President Frederik De Klerk  
4 announced his release; and

5                   "WHEREAS, Soon after he was freed,  
6 this magnanimous leader set about creating the  
7 world he envisioned; Nelson Mandela began  
8 negotiations with the South African government,  
9 leading to the gradual dismantling of apartheid  
10 from 1990 to 1993, which earned both him and  
11 De Klerk a joint Nobel Peace Prize in 1993; and

12                   "WHEREAS, Admired by his country and  
13 the world at large, Nelson Mandela won  
14 South Africa's first multiracial elections on  
15 April 27, 1994, becoming its first black  
16 president; he vowed to build a 'rainbow nation at  
17 peace with itself and with the world'; and

18                   "WHEREAS, Nelson Mandela established  
19 the Truth and Reconciliation Commission with the  
20 intention of resolving the gaping wounds left by  
21 apartheid, and working toward national unity; and

22                   "WHEREAS, At the end of his term in  
23 1999, Nelson Mandela withdrew from political life  
24 but remained active in various causes,  
25 particularly in the fight against AIDS, the

1 disease that claimed the life of his son,  
2 Makgatho, in 2005; and

3 "WHEREAS, South African cleric  
4 Desmond Tutu, the first black archbishop of  
5 Cape Town and a vocal opponent of racial  
6 segregation, described this extraordinary man 'a  
7 global icon of reconciliation'; and

8 "WHEREAS, Nelson Mandela is survived  
9 by his wife, Graca Machel, and three children, as  
10 well as his former wife, Winnie Madikizela; and

11 "WHEREAS, Nelson Mandela's  
12 monumental legacy will continue to shine forth as  
13 a beacon of hope for all those who aspire to  
14 create a just and peaceful world; now, therefore,  
15 be it

16 "RESOLVED, That this Legislative  
17 Body pause in its deliberations to mourn the  
18 death of Nelson Mandela, former President of  
19 South Africa, remembering his purposeful life and  
20 countless achievements, and expressing its  
21 sincerest condolences to his family and nation;  
22 and be it further

23 "RESOLVED, That a copy of this  
24 resolution, suitably engrossed, be transmitted to  
25 the family of Nelson Mandela."



1                   ACTING PRESIDENT GALLIVAN:    Senator  
2   Skelos on the resolution.

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

5                   It's my honor and privilege to join  
6   the members of the New York State Senate as we  
7   bring this important resolution to the floor for  
8   a vote.

9                   Nelson Mandela was recognized around  
10  the world as an enduring symbol of peace and  
11  freedom.  He stood tall against racial injustice  
12  and certainly was an inspiration to all of us.

13                  Mr. Mandela was a great humanitarian  
14  who persevered through great suffering to lead an  
15  historic revolution against oppression, a  
16  peaceful revolution against oppression.

17                  And I remember -- and many of us  
18  do -- when he was released from jail, how he  
19  walked out after so many years with his head held  
20  high and understanding that there was a true  
21  future for the people of South Africa, a  
22  democratic future.

23                  His passing was a tremendous loss to  
24  the people of South Africa and the world,  
25  including those who call New York their home.

1 With the unanimous approval of this resolution,  
2 we will remember and honor the legacy of  
3 Nelson Mandela today and always.

4 Nelson Mandela belongs to the ages  
5 now, but his spirit lives on in all of our  
6 hearts, minds and actions.

7 Mr. President, if you could  
8 recognize Senator Klein at this time.

9 ACTING PRESIDENT GALLIVAN: Senator  
10 Klein on the resolution.

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

13 My Senate colleagues, it's certainly  
14 an honor to join today to honor a man whose  
15 actions and leadership have served as a role  
16 model for all of us in public service. It is  
17 only appropriate that we begin the 2014  
18 legislative session with a resolution to honor  
19 and pay respect to the passing of  
20 Nelson Mandela.

21 The imprint that Nelson Mandela left  
22 not only on South Africa but the entire world  
23 truly reflects the very best that humanity has to  
24 offer.

25 Nelson Mandela had a vision to

1 recognize the injustice of apartheid, and through  
2 his faith and dedication he led a nonviolent  
3 resistance for change. Mr. Mandela's vision of  
4 positive change for his country continues to  
5 serve as a model for our work in this house every  
6 day.

7               For 26 years Mr. Mandela was  
8 imprisoned due to his steadfast leadership  
9 against the injustice of apartheid. As he said  
10 later in life, it was the commitment of others  
11 around the world to the ideals and values he held  
12 dear that kept him going through all those  
13 years. He not only dedicated his time in prison  
14 to advancing the cause of justice, he also  
15 educated those around him and earned a law degree  
16 during his incarceration.

17              With a worldwide campaign to free  
18 Nelson Mandela, Mr. Mandela was rightfully  
19 released in February of 1990. Upon his release,  
20 Mr. Mandela sought to create the world he had  
21 envisioned for decades, a world without apartheid  
22 and without racial, ethnic or religious divides  
23 among people.

24              By 1993, under the leadership of  
25 Mr. Mandela, apartheid was finally destroyed in

1 South Africa, providing opportunities to  
2 generations of Africans who had been unjustly  
3 denied even the hope of a better life.

4           The resounding hope of Mr. Mandela  
5 was recognized later that year with the highest  
6 honors of a Nobel Peace Prize. Continuing his  
7 role as a national and international leader of  
8 humanity, Mr. Mandela was elected as South  
9 Africa's president in the historic elections of  
10 1994. The first multiracial election in  
11 South African history, it was only appropriate  
12 that Mr. Mandela became the first black president  
13 in the country's history.

14           After leading politics in 1999,  
15 Mr. Mandela remained a leader on numerous social  
16 issues, including the fight against AIDS.

17           With the passing of Mr. Mandela this  
18 past December, we extend our condolences to his  
19 family and nation as appreciation for all that he  
20 has accomplished. Mr. Mandela's passing allows  
21 us the opportunity to celebrate all that he has  
22 done to make our world a better place for  
23 generations to come.

24           Let us use the good deeds of  
25 Mr. Mandela as a positive influence to fulfill

1     our roles as public servants working to make the  
2     best possible life for our constituents. I have  
3     no doubt that Mr. Mandela's legacy will continue  
4     for years to come so long as we do our part to  
5     remember his great legacy and educate our  
6     children about it each and every day.

7                     I am extremely proud to stand here  
8     today and be part of this resolution that  
9     properly honors one of the greatest humanitarians  
10    and civil rights leaders in our history.

11                    Thank you, Mr. President.

12                    ACTING PRESIDENT GALLIVAN:     Senator  
13    Stewart-Cousins on the resolution.

14                    SENATOR STEWART-COUSINS:     Thank  
15    you, Mr. President.

16                    I too am honored to stand here with  
17    my colleagues and talk about the great  
18    Nelson Mandela and mourn his passing.

19                    When I listened to the resolution  
20    and we talk about apartheid, it's almost a part  
21    of vocabulary. But I think it's important that  
22    we know the history, that it was a post-World  
23    War II apartheid. Nelson Mandela was born in  
24    1918 in a segregated situation in South Africa.  
25    But in 1948, apartheid became the law of the

1 land.

2 And apartheid means just that,  
3 "apart from us." And every person of color,  
4 every black person was suddenly not part of the  
5 overall society. And citizenship was taken from  
6 black South Africans in 1970.

7 So I think it's important when we  
8 talk about this giant, this icon, that we  
9 contextualize it in the time that most of us were  
10 walking this earth. And certainly how much we  
11 here, in this country, inspired Nelson Mandela to  
12 do what he did.

13 And yes, most of it was peaceful.  
14 But some of it wasn't. And the reality is is  
15 that he was given an opportunity three times  
16 during this incarceration of 27 years to say,  
17 Okay, I will conditionally come out. But the  
18 courage, the commitment, the conviction and the  
19 understanding that he could not come out of those  
20 prison cells with anything less than the total  
21 emancipation of his people was what kept him  
22 there for 27 years.

23 And when he was able to emerge and  
24 negotiate with De Klerk in terms of dismantling  
25 apartheid, it was only then that he was able to

1 build the groundwork to become the first black  
2 president of South Africa. And, as he promised,  
3 he walked away after the first term. Because for  
4 Nelson Mandela, it was never about him.

5           So as we honor this great man and  
6 send condolences to his family and all, all of  
7 humanity, frankly, who was enriched by his  
8 presence, let us remember his words and his  
9 courage and how he -- in the resolution it says,  
10 and I'll just end with this, "I have cherished  
11 the ideal of a democratic and free society in  
12 which all persons live together in harmony and  
13 with equal opportunities. It is an ideal which I  
14 hope to live for and to achieve. But if needs  
15 be, it is an ideal for which I am prepared to  
16 die."

17           I don't think we're called upon to  
18 do that in this chamber. But the courage, the  
19 idealism for justice, equality, and freedom is  
20 certainly what we must abide by.

21           So thank you, Mr. President.

22           ACTING PRESIDENT GALLIVAN:    Senator  
23 Hassell-Thompson on the resolution.

24           SENATOR HASSELL-THOMPSON:    Thank  
25 you, Mr. President.

1           I rise to thank my colleagues for  
2 bringing forth this resolution to commemorate the  
3 life of an extraordinary man worldwide.

4           It's interesting, very often we do  
5 resolutions in this chamber and sometimes it's  
6 for weddings, sometimes it's for people who have  
7 been on a job or -- but today we do something  
8 that I believe is extremely and profoundly  
9 important to our consciousness.

10           Many years ago I was fortunate to  
11 have received letters from what then were  
12 considered the underground, from Cherry Hill,  
13 New Jersey, reading about the life of Stephen  
14 Biko as well as a man called Nelson Mandela, who  
15 at that time I had never heard of. But I had  
16 heard, obviously, as most of us had, of the war  
17 in South Africa around civil rights and certainly  
18 around apartheid. When Stephen Biko was killed,  
19 it sent shivers around the world. But when  
20 Nelson Mandela was arrested and sent to prison,  
21 it began to shake the whole foundation.

22           I was very pleased when David  
23 Dinkins and others began to look at where we were  
24 putting our finances and what we were  
25 supporting. And when David Dinkins withheld our



1 pension funds from those companies that were  
2 supporting apartheid in South Africa, I couldn't  
3 have been more pleased.

4 I could not have been more pleased  
5 when systematically this country began to  
6 recognize that the life and the imprisonment of  
7 Mandela was not just horrific for him and the  
8 people of his village, but it was horrific in  
9 terms of what he stood for. And so that  
10 anti-apartheid activities began to become the  
11 thing of the day.

12 When Nelson Mandela was released  
13 from prison and subsequently elected, many of us  
14 were totally elated. I continued to follow, as  
15 many of us here probably have done, watching his  
16 life and watching how he evolved and how that new  
17 government of South Africa evolved.

18 I would hope that as we celebrate  
19 Nelson Mandela today that we realize that some of  
20 the essences of apartheid continue to occur here  
21 in this country, and that we all consciously do  
22 what we can to ensure that we never get to that  
23 kind of need to overthrow a behavior and an  
24 attitude that is bad for all people.

25 Again, I thank my colleagues for

1 recognizing Nelson Mandela and the awesome work  
2 and the impact that he has had on the world, and  
3 the statements that his life has made to us that  
4 apartheid anywhere is wrong.

5 Thank you, Mr. President.

6 ACTING PRESIDENT GALLIVAN: The  
7 question is on the resolution. All in favor  
8 signify by saying aye.

9 (Response of "Aye.")

10 ACTING PRESIDENT GALLIVAN:  
11 Opposed, nay.

12 (No response.)

13 ACTING PRESIDENT GALLIVAN: The  
14 resolution is adopted.

15 Senator Libous.

16 SENATOR LIBOUS: Mr. President, I  
17 believe all three leaders would like to open the  
18 resolution for cosponsorship.

19 So as the policy of the house goes,  
20 if someone chooses not to be on the resolution,  
21 let the desk know. Otherwise you will on be on  
22 the resolution as a cosponsor.

23 ACTING PRESIDENT GALLIVAN: The  
24 resolution is open for cosponsorship. If you do  
25 not wish to be a cosponsor, please notify the

1 desk.

2 Senator Libous.

3 SENATOR LIBOUS: Mr. President,  
4 there will be an immediate meeting of the  
5 Rules Committee in Room 332.

6 We will stand at ease, and we will  
7 then come back into session.

8 ACTING PRESIDENT GALLIVAN: There  
9 will be an immediate meeting of the Rules  
10 Committee in Room 332.

11 The Senate will stand at ease.

12 (Whereupon, the Senate stood at ease  
13 at 4:00 p.m.)

14 (Whereupon, the Senate reconvened at  
15 4:26 p.m.)

16 ACTING PRESIDENT GALLIVAN: The  
17 Senate will come to order.

18 Senator Libous.

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

21 Can we please return to reports of  
22 standing committees. I believe there is a report  
23 of the Rules Committee at the desk.

24 ACTING PRESIDENT GALLIVAN: Reports  
25 of standing committees.

1                   The Secretary will read.

2                   THE SECRETARY:   Senator Skelos,  
3   from the Committee on Rules, reports the  
4   following bills:

5                   Senate Print 5922, by Senator  
6   Skelos, an act authorizing;

7                   Senate 5931, by Senator Seward, an  
8   act to enact;

9                   Senate 5985, by Senator Seward, an  
10   act to amend the Tax Law;

11                  Senate 5987, by Senator Griffo, an  
12   act to amend the State Finance Law;

13                  Senate 6004, by Senator Valesky, an  
14   act to amend the Canal Law;

15                  Senate 6127, by Senator DeFrancisco,  
16   an act to amend Chapter 58 of the Laws of 2006;

17                  Senate 6178, by Senator Golden, an  
18   act in relation to providing additional civil  
19   service credit;

20                  Senate 6236, by Senator Klein, an  
21   act to amend the Racing, Pari-Mutuel Wagering and  
22   Breeding Law;

23                  Senate 6244, by Senator Maziarz, an  
24   act to repeal subdivision 24 of Section 1005 of  
25   the Public Authorities Law;

1 Senate 6247, by Senator Bonacic, an  
2 act to amend Chapter 510 of the Laws of 2013;

3 Senate 6248, by Senator Robach, an  
4 act to amend Chapter 508 of the Laws of 2013;

5 Senate 6249, by Senator Ranzenhofer,  
6 an act to amend the Education Law;

7 Senate 6250, by Senator Boyle, an  
8 act to amend the General Business Law;

9 Senate 6251, by Senator Carlucci, an  
10 act to amend the Mental Hygiene Law;

11 Senate 6252, by Senator Robach, an  
12 act to amend the Insurance Law;

13 Senate 6253, by Senator Flanagan, an  
14 act to amend the Civil Service Law;

15 Senate 6288, by Senator Boyle, an  
16 act to amend the Mental Hygiene Law;

17 Senate 6300, by Senator LaValle, an  
18 act to amend Chapter 486 of the Laws of 2013;

19 And Senate 6301, by Senator Valesky,  
20 an act to amend the Economic Development Law.

21 All bills reported direct to third  
22 reading.

23 ACTING PRESIDENT GALLIVAN: Senator  
24 Libous.

25 SENATOR LIBOUS: Mr. President, I

1 now move to accept the report of the Rules  
2 Committee.

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

6 (Response of "Aye.")

7 ACTING PRESIDENT GALLIVAN:  
8 Opposed, nay.

9 (No response.)

10 ACTING PRESIDENT GALLIVAN: The  
11 report is accepted.

12 Senator Libous.

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

15 At this time could we please take up  
16 Calendar Number 7, noncontroversial.

17 ACTING PRESIDENT GALLIVAN: The  
18 Secretary will read.

19 THE SECRETARY: Calendar Number 7,  
20 by Senator Golden, Senate Print 6178, an act in  
21 relation to providing additional civil service  
22 credit.

23 ACTING PRESIDENT GALLIVAN: Senator  
24 Golden on the bill.

25 SENATOR GOLDEN: Thank you,

1 Mr. President.

2 This bill is for the children of  
3 firefighters and police officers who lost their  
4 lives because they were part of the post-9/11  
5 rescue and recovery effort.

6 This bill corrects an injustice that  
7 this Legislature intended to correct last year  
8 with the enactment of Chapter 376 of the Laws of  
9 2013.

10 If you look at the history of the  
11 legacy points, you will see that the Legislature  
12 always intended to provide legacy points to the  
13 children of firefighters and police officers who  
14 lost a parent because he or she participated in  
15 post-9/11 rescue and recovery efforts. These  
16 children applied for these credits and they were  
17 denied these legacy credits. This bill helps  
18 these children and gives them the legacy points  
19 that they should have received.

20 I want to thank the Republican  
21 leadership and Beth Garvey and Adam Richardson  
22 for moving this bill, and I want to thank the  
23 Independent Democrats and the Democratic  
24 Conference for allowing this bill to move to the  
25 floor as it has.

1           The last phase of this test is on  
2   1/15. They will have the run, and these legacy  
3   credits will be applied to a class starting on  
4   1/27.

5           God bless the future of these  
6   children and the future of our great city and  
7   state.

8           Thank you, Mr. President. I vote  
9   aye.

10          ACTING PRESIDENT GALLIVAN: Read  
11   the last section.

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

14          ACTING PRESIDENT GALLIVAN: Call  
15   the roll.

16          The Secretary called the roll.)

17          THE SECRETARY: Ayes, 60.

18          ACTING PRESIDENT GALLIVAN: The  
19   bill is passed.

20          Senator Libous, that completes the  
21   noncontroversial reading of the calendar.

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

24          Is there any further business at the  
25   desk?



1                   ACTING PRESIDENT GALLIVAN:    There  
2   is no further business at the desk.

3                   SENATOR LIBOUS:    There being no  
4   further business, Mr. President, I move that we  
5   adjourn until Tuesday, January 14th, at  
6   11:00 a.m.

7                   ACTING PRESIDENT GALLIVAN:    On  
8   motion, the Senate stands adjourned until  
9   Tuesday, January 14th, at 11:00 a.m.

10                   (Whereupon, at 4:30 p.m., the Senate  
11   adjourned.)

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