NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

March 11, 2014

4:37 p.m.

REGULAR SESSION

SENATOR JOSEPH GRIFFO, Acting President

FRANCIS W. PATIENCE, Secretary

P R O C E E D I N G S

ACTING PRESIDENT GRIFFO: The Senate will come to order.

I ask all present to please rise and join with me as we recite the Pledge of Allegiance to our Flag.

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

ACTING PRESIDENT GRIFFO: Today's invocation will be offered by the Reverend Andrew Nunez, Senior Pastor, Believers Mennonite Garifuna Ministries in the Bronx.

REVEREND NUNEZ: Praise the Lord.

Let us pray.

Eternal God, the Creator of this universe, we thank You to bring us here today in one, and in peace and harmony.

We thank You, O God, for the Holy Spirit that is in our midst. We ask You, O God, that You help us with the Holy Spirit, to acknowledge His presence among us, and that we will do Your will according to Your wishes.

{In Garifuna.}

May God bless Your servant and honest people. I say {in Garifuna} amen.

ACTING PRESIDENT GRIFFO: Thank you, Reverend, and the Garifuna Ministries.

The reading of the Journal.

THE SECRETARY: In Senate, Monday, March 10th, the Senate met pursuant to adjournment. The Journal of Sunday, March 9th, was read and approved. On motion, Senate adjourned.

ACTING PRESIDENT GRIFFO: Without objection, the Journal stands approved as read.

Presentation of petitions.

Messages from the Assembly.

Messages from the Governor.

Reports of standing committees.

Reports of select committees.

Communications and reports of state officers.

Motions and resolutions.

Senator Libous.

SENATOR LIBOUS: Thank you, Mr. President.

May we please adopt the Resolution Calendar, with the exception of Resolution Numbers 3807, 3868, 3859 and 3860.

ACTING PRESIDENT GRIFFO: All in

favor of adopting the Resolution Calendar, with the exception of Resolutions 3807, 3868, 3859 and 3860, indicate by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed.

(No response.)

ACTING PRESIDENT GRIFFO: The Resolution Calendar is adopted.

Senator Libous.

SENATOR LIBOUS: Thank you, Mr. President.

I believe that Senator Diaz has a resolution, Number 3807, that is at the desk. Could we have it read in its entirety and call on Senator Diaz, and then we'll move for its immediate adoption.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Legislative Resolution 3807, by Senator Diaz, memorializing Governor Andrew M. Cuomo to declare March 11, 2014, to April 12, 2014, as Garifuna-American Heritage Month in the State of New York.

"WHEREAS, It is the sense of this Legislative Body to recognize and pay just

tribute to the cultural heritage of the ethnic groups which comprise and contribute to the richness and diversity of the community of the State of New York; and

"WHEREAS, Attendant to such concern, and in keeping with its time-honored traditions, it is the intent of this Legislative Body to applaud and commemorate events which foster ethnic pride and exemplify the cultural diversity that represents and strengthens the spirit of the people and the State of New York; and

"WHEREAS, This Legislative Body is justly proud to memorialize Governor Andrew M. Cuomo to declare March 11, 2014, to April 12, 2014, as Garifuna-American Heritage Month in the State of New York; and

"WHEREAS, Garifuna-American Heritage Month celebrates the great contributions of Garifuna-Americans to the fabric of New York, and pays tribute to the common culture and bonds of friendship that united the United States and the Garifuna countries; and

"WHEREAS, Garifuna-American Heritage Month affirms the culture, identity and self-esteem of a people; it celebrates a rich

heritage and illuminates Garifuna history and tradition, as well as the spirit of an indomitable people; and

"WHEREAS, In 1665, two Spanish ships wrecked off the coast of Saint Vincent; and

"WHEREAS, The West African slaves that escaped to the island eventually intermarried with the Venezuelan Caribs and the Arawaks; and

"WHEREAS, The new race of people, known as the Garifuna, grew strong and prosperous on the island; and

"WHEREAS, In 1795, the Garifuna began the Second Carib War against the British; battles raged throughout Saint Vincent over the next year, with both sides enduring heavy losses; and

"WHEREAS, On June 10, 1796, the final battle commenced with the Garifuna and British, resulting in the Garifuna's surrender; and

"WHEREAS, The surviving Caribs were exiled to the neighboring island of Balliceaux; and

"WHEREAS, On March 11, 1797, the

defeated Garifuna were loaded onto a convoy of eight vessels and transported to Roatan, Honduras, which arrived on April 12th of that year; and

"WHEREAS, The Garifuna began to migrate to the United States during the 1930s; today, New York City is home to the largest Garifuna community outside of Central America; and

"WHEREAS, The nurturing and promotion of Garifuna pride is at the center of the Garifuna coalition's community organizing initiative, to create awareness and appreciation of the Garifuna culture and its contribution to the culture and society of New York; and

"WHEREAS, On May 18, 2001, the United Nations Educational, Scientific and Cultural Organization (UNESCO) proclaimed the Garifuna language, dance and music as a 'Masterpiece of the Oral and Intangible Heritage of Humanity'; and

"WHEREAS, Garifuna-American Heritage Month provides an opportunity to recognize the significance of their contributions to the quality and character of life and, through many

events and activities throughout the month, for all people to gain a greater appreciation of Garifuna history and traditions and of the role Garifuna-Americans have played, and will continue to play, in our society; and

"WHEREAS, In 1823, William Henry Brown, the first American playwright of African descent, wrote 'The Drama of King Shotaway,' recognized as the first black drama of the American theater, which has as its subject the 1795 Black Caribs' (Garifunas) defense of the Island of Saint Vincent against colonization by the British. Therefore, in its honor, the New York Garifuna community proudly launches the Garifuna-American Decennial, 2013-2023; and

"WHEREAS, Today, New Yorkers of Garifuna heritage such as Sara Logan, Rosemary Ordonez Jenkins, Mirtha Colon, Eleanor Cecelia Castillo-Bullock, James Lovell, Rosita Alvarez, Carlos Gamboa, Paula Castillo, Martin Bermudez and Jose Francisco Avila, continue to recognize and honor the cultural practices of their ancestors; now, therefore, be it

"RESOLVED, That this Legislative Body pause in its deliberations to memorialize

Governor Andrew M. Cuomo to declare March 11, 2014, to April 12, 2014, as Garifuna-American Heritage Month in the State of New York; and be it further

"RESOLVED, That a copy of this resolution, suitably engrossed, be transmitted to the Honorable Andrew M. Cuomo, Governor of the State of New York."

ACTING PRESIDENT GRIFFO: Senator Diaz.

SENATOR DIAZ: Thank you, Mr. President.

Ladies and gentlemen, today is a great day, it's a very special day. People, members of the Garifuna community have traveled all the way from the Bronx to be here with us today. Even though they had to wait a little longer than expected. I apologize to them for the waiting.

But nonetheless, today I'm honored to be the sponsor of this great resolution and of the fourth -- this is number four -- the fourth annual celebration of Garifuna-American Heritage Month here in this chamber.

Today I am honored to have the

opportunity and privilege granted to me by the distinguished leaders of this Senate, the Honorable Senator Dean Skelos, the Honorable Senator Jeff Klein, the Secretary of the Senate, Mr. Frank Patience, and all the members of this body that have allowed me to introduce this resolution.

I am also honored and privileged to have with me many members joining me as cosponsors of such an important resolution. I'm especially honored to have with me, sitting in this chamber, members of the Bronx Senate delegation like Senator Marcos Serrano, Senator Espaillat, soon to leave us, Senator Marcos Gustavo Rivera.

(Laughter.)

SENATOR DIAZ: Who else from the Bronx here? All right. So those of you from the Bronx, thank you for honoring the Garifuna today.

I am also honored, Mr. President, members of the Senate, ladies and gentlemen, I would like to welcome the delegation from the Garifuna community who are sitting in the gallery over there. All those members, welcome, welcome to the chamber.

(Applause.)

SENATOR DIAZ: Welcome. Thank you. Thank you for being with us today.

This delegation is presided by Mr. Jose Francisco Avila, president of the Garifuna Coalition, USA, who has joined us in the Senate chamber today, along with Rosemary Ordonez Jenkins, Krystalee Blanco, and Sulma Arzu-Brown.

(Applause.)

SENATOR DIAZ: The Reverend Andrew Nunez, senior pastor of the Believers Mennonite Garifuna Ministry.

(Applause.)

SENATOR DIAZ: Ladies and gentlemen, it is important for you to know that the Garifuna community has been an integral part of New York City and especially of Bronx County for more than 80 years.

The Garifunas have coming to the United States of America in search of better life since 1930. Their vitality, their talent, and their commitment constitute tremendous resources for our state and our city.

But, Mr. President and ladies and gentlemen, fellow Senators, you should know that

it took a tragic event, a fire, that took the life of 87 people for the government institutions to start paying attention to this great community. On March 25, 1990, a social club known as the Happy Land was set on fire, causing the death of many people and inflicting tremendous pain and suffering to the rest of the Garifuna community throughout the State of New York and throughout the world.

Today, as the Senator representing proudly, with honor, representing the 32nd Senatorial District in Bronx County, it is an honor and privilege for me to have this huge delegation of Garifuna joining us in the Senate gallery.

And in closing, Mr. President and ladies and gentlemen, again I would like to thank Senator Dean Skelos, Senator Jeff Klein, the Secretary of the Senate, Mr. Frank Patience, for allowing me this great honor of celebrating this historic event here in the New York State Senate chamber.

To you, my colleagues, members of the Senate and staff, Senator Jeff Klein and I invite you to join us at 5 p.m. -- I doubt it at

5:00, but after this is over -- or following the session in the Albany Room for a very Garifuna celebration.

And the celebration of Garifuna-American heritage will continue this Friday, March 14, when 500 members of the Garifuna community will join me in the Abrazo Garifuna at Maestro's Caterers in the Bronx. So you are all invited. Come to the Bronx, join us. Travel to the Bronx and join us this Friday at 7 p.m. in Maestro's Caterers to celebrate the Abrazo Garifuna, a banquet that I give in their honor.

In closing, I want to thank the Garifuna delegation. Thank you for accepting my invitation. "Buiti Achúlurini. Seremein Bini-noun búnguío."

(Laughter, applause from gallery.)

SENATOR DIAZ: This is Senator Ruben Diaz, and this is what you should know.

(Laughter.)

ACTING PRESIDENT GRIFFO: Thank you, Senator Diaz.

Senator Serrano.

SENATOR SERRANO: Thank you very

much, Mr. President.

And I rise today to thank the Senate, all my colleagues, and especially Senator Diaz for once again bringing the wonderful Garifuna community all the way up to Albany to celebrate the rich cultural heritage and the significant accomplishments that this community makes on behalf of Bronxites and the entire State of New York.

And it's quite fitting that we have such a beautiful day today. It's warmer than it's been. Finally I feel like spring is in the air. So it's no mistake that the Garifuna community came and brought this good weather, because they are a ray of sunshine themselves.

(Applause from gallery.)

SENATOR SERRANO: And if you look at the history, it's really a very beautiful history lesson.

If you look at the cultural lineage of the Garifuna people, a marriage of cultures from Africa, from the Caribbean, from South America, and how that is such an important lesson when we think about the American dream. How we as Americans embrace that diversity, how

we as Americans understand that no other place in the world but here in America can we celebrate that diversity which is so much embodied in the people of the Garifuna community.

So I applaud the Garifuna community for the work that they've done, the challenges that they've all had to overcome in this economy and in this city of New York City, and really just their steadfastness, their togetherness, and their love for their culture.

And once again, I thank Senator Diaz for bringing them here to celebrate. And I look forward to, whenever we leave the chamber, to getting together to celebrate appropriately.

Thank you.

(Applause from gallery.)

ACTING PRESIDENT GRIFFO: Thank you, Senator Serrano.

Senator Rivera.

SENATOR RIVERA: Thank you, Mr. President.

I'm very proud to represent a district in the Bronx that is incredibly diverse. I have a large population of Dominicans, as Adriano Espaillat reminds me. I have, obviously,

Puerto Ricans that have lived there for a long time. I have a growing population of West Africans as well as a small population of Vietnamese. And once the redistricting happened and I went a little bit further south, I was very happy to learn that the Garifuna community is now a big part of my district.

And as I got to know them -- and certainly I would want to point out Jose Francisco Avila down here. And I should also point out that Jose Francisco has a twin, and that last year, when he was down here, I saw him here and then like a minute later I looked up there and I saw him up there. And I was confused. I'm like, that dude is quick. He went from here to there.

(Laughter.)

SENATOR RIVERA: But your twin is not here today, but certainly he's also a wonderful man.

But Jose Francisco has been a wonderful friend to me and my staff and has really helped us to connect with another great community of the Bronx.

So I definitely thank Senator Diaz

for bringing this resolution here to the floor, because it's a recognition of one of the great things that makes the Bronx the Bronx: All these communities coming together, whether it is the Dominican, the Puerto Rican, the small Vietnamese, as I've mentioned, the Mexican, and certainly the Garifuna.

And so I'm very proud to be standing here and say welcome to Albany. And I look forward to celebrating with you today, and also back in the Bronx for many years to come.

Thank you, Mr. President.

(Applause from gallery.)

ACTING PRESIDENT GRIFFO: Thank you, Senator Rivera.

Senator Espaillat.

SENATOR ESPAILLAT: Thank you, Mr. President.

I also want to thank Senator Diaz for bringing this community here once again.

You know, and just like Senator Gustavo Rivera, I found that Mr. Avila has a twin brother. And in my travels to Rhode Island, I found him there. And then I came back to New York and I saw him here, and I thought they

were following me around the northeast coast.

(Laughter.)

SENATOR ESPAILLAT: And so welcome, Mr. Avila, and the entire Garifuna community. And of course your presence here is a testament to the African Diaspora.

And very often when we come to the United States, whether we come from Italy, whether we come from Spain, Ireland, you know, anywhere, from any part of the world, as we move forward, you know, we assimilate and very often some communities lose their culture and their heritage and their history. And that's a terrible tragedy for New York State, because the strength of this state is in its diversity.

And the Garifuna community, I think out of all of the experiences of the African Diaspora, you have kept that culture alive perhaps stronger than any other group. And it is all over Central America, but it's most pronounced in the country of Honduras. And, you know, that's where you really see the culture, the music, the folklore, your cuisine.

And when you bring your language that you keep alive, I think it's important that

right here in this chamber, Senator Diaz was eloquent enough to say a couple of words to you in your native language. It shows that we respect you, we respect your culture, we respect what you stand for, that you have survived and you have maintained what you stand for, alive, for you and your children and the future and this state, making it better.

So I want to thank you for coming over. I will be joining you and Senator Serrano and Senator Diaz -- whoever would have thunk that Senator Serrano and Senator Diaz would be joining in -- the Garifunas bring people together. They bring people together.

(Laughter.)

SENATOR ESPAILLAT: And so, you know, I will be joining you in the Albany Room.

And I just want to conclude by saying {in Garifuna}.

(Laughter, applause from gallery.)

ACTING PRESIDENT GRIFFO: The question is on the resolution. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed.

(No response.)

ACTING PRESIDENT GRIFFO: The resolution is adopted.

We welcome the Garifuna community.

(Standing ovation.)

ACTING PRESIDENT GRIFFO: Senator Libous.

SENATOR LIBOUS: Thank you, Mr. President.

When Senator Diaz does a resolution, it's always quite vibrant and full of life.

Mr. President, I'm going to call an immediate meeting of the Rules Committee in Room 332. I'm going to ask Senator DeFrancisco to jump in here, and we've got some more resolutions we'd like to continue to do. And then when the Rules Committee comes out, we'll make some decisions on what we do at that point.

So an immediate meeting of the Rules Committee in 332. As quick as members get there, we can get moving.

ACTING PRESIDENT GRIFFO: There's an immediate meeting of the Rules Committee in Room 332.

The Senate will continue in session

on resolutions.

Can I have some order in the house.

Senator DeFrancisco.

SENATOR DeFRANCISCO: There is a resolution by Senator Farley, Number 3859, at the desk. I ask that the title only be read and ask for its immediate adoption and for you to recognize Senator Farley.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Legislative Resolution Number 3859, by Senator Farley, recognizing April 13-19, 2014, as National Library Week.

ACTING PRESIDENT GRIFFO: Senator Farley.

SENATOR FARLEY: This is a resolution we pass every year, the National Library Week. And I want to open it up to the entire chamber, because normally everybody is on it.

And with that, I will ask for its adoption.

ACTING PRESIDENT GRIFFO: Thank you, Senator Farley.

The question is on the resolution. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed.

(No response.)

ACTING PRESIDENT GRIFFO: The resolution is adopted.

The sponsor has offered it for cosponsorship. So as the practice goes, anyone who wishes not to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: There's another resolution at the desk by Senator Farley, Number 3860. I'd ask the same, that the title be read and ask for its immediate adoption after you recognize Senator Farley.

ACTING PRESIDENT GRIFFO: Thank you, Senator DeFrancisco.

The Secretary will read.

THE SECRETARY: Legislative Resolution 3860, by Senator Farley, memorializing Governor Andrew M. Cuomo to proclaim April 17, 2014, as Library Assistants Day in the State of New York.

ACTING PRESIDENT GRIFFO: Senator Farley.

SENATOR FARLEY: Thank you.

This also, this is very important to the library community. It's one that recognizes library assistants. These are the people that make everything happen in the library, and they're trying to honor them.

And again, I would offer this up to all the members of the chamber if you'd like to be a cosponsor, and I ask for its immediate adoption.

ACTING PRESIDENT GRIFFO: The question is on the resolution. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed.

(No response.)

ACTING PRESIDENT GRIFFO: The resolution is adopted.

Senator Farley has opened the resolution up for cosponsorship. If anyone seeks not to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Would you

please call up Resolution 3807, Senator Diaz's resolution, insofar as he also would like to open it up for anyone who would like to sponsor it, and I'm sure everyone would. So if you don't want to sponsor 3807, please inform the desk.

ACTING PRESIDENT GRIFFO: Resolution 3807 is open for cosponsorship. Should you choose not to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: There's also a resolution by Senator Kennedy, Number 3868, at the desk. I ask that the title be read and ask for its immediate adoption and that you recognize Senator Kennedy.

ACTING PRESIDENT GRIFFO: Thank you, Senator DeFrancisco.

The Secretary will read.

THE SECRETARY: Legislative Resolution Number 3868, by Senator Kennedy, mourning the death of Rickey Elliott, distinguished citizen and devoted member of his community.

ACTING PRESIDENT GRIFFO: Senator Kennedy.

SENATOR KENNEDY: Thank you, Mr. President.

I rise today to pay tribute to a great citizen, Rickey Elliott, whose lifework and civic endeavors served to enhance the quality of life of our community and the great State of New York.

Tragically, Rickey Elliott passed away on February 20, 2014, at the young age of 39. Rickey Elliott distinguished himself both in his professional as well as his personal life, with sincere dedication and substantial contributions to the welfare of our community and to his friends and colleagues in the Healthcare Workers of 1199, SEIU.

Born in 1975 to Lenora Elliot and the late Walter Brown, Sr., Mr. Elliott graduated from John Marshall High School in 1993. Rickey Elliott began working for the University of Rochester in 1994 as a cook and started to become active in his union. Rickey quickly proved himself to be a natural leader, becoming a union delegate, a member of the contract negotiating committee, and in 2000 a full-time union organizer.

As a testament to his leadership abilities, humor and charisma, Rickey Elliott was elected to the esteemed position of vice president of the Healthcare Workers 1199, SEIU, in 2007, where he continued to demonstrate his exceptional skills as an organizer of workers far and wide.

Rickey's commitment to excellence and his spirit of humanity carried over into all fields of enterprise, including charitable and civic endeavors. A social activist, Rickey was actively involved in the Stop the Violence campaign in Rochester, New York. His legacy as a movement leader will live on through his countless organizers and young people he mentored throughout Western New York and throughout the entire state.

Rickey truly treasured his family, and he rightfully took a great amount of pride in his growing family. I know many members of Rickey's family are watching today, along with his brothers and sisters in SEIU 1199. We send our thoughts and prayers to all of Rickey's friends and family as they mourn this loss.

Rickey Elliott leaves behind a

legacy which will long endure the passage of time and will remain as a comforting memory to all he served and befriended. Today we honor him for all he did for our community and this great State of New York.

I would ask, Mr. President, that we open this resolution up for cosponsorship by the Senate. Thank you.

ACTING PRESIDENT GRIFFO: Thank you, Senator Kennedy.

The question is on the resolution. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed.

(No response.)

ACTING PRESIDENT GRIFFO: The resolution is adopted.

The sponsor has opened the resolution for cosponsorship. Should you choose not to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, we're going to stand at ease until the Rules Committee completes their work and then immediately come back to session for some more work.

ACTING PRESIDENT GRIFFO: The Senate will stand at ease temporarily.

(Whereupon, the Senate stood at ease at 5:05 p.m.)

(Whereupon, the Senate reconvened at 5:16 p.m.)

ACTING PRESIDENT GRIFFO: The Senate will come to order.

Senator Libous.

SENATOR LIBOUS: Mr. President, I believe there's a report of the Rules Committee at the desk. Could we have it read at this time.

ACTING PRESIDENT GRIFFO: There is a report of the Rules Committee before the desk.

The Secretary will read.

ACTING PRESIDENT GRIFFO: Senator Skelos, from the Committee on Rules, reports the following bills direct to third reading:

Senate Print 323, by Senator Avella, an act to amend the Correction Law;

Senate Print 725, by Senator Avella, Concurrent Resolution of the Senate and Assembly;

Senate Print 2031A, by Senator LaValle, an act to amend the Education Law;

Senate Print 6599A, by Senator

Avella, an act to amend the Education Law;

Senate Print 6671, by Senator Flanagan, an act to amend the Education Law;

Senate Print 6790, by Senator LaValle, an act to amend the Education Law;

And Senate Print 6791, by Senator Flanagan, an act to amend the Education Law.

All bills reported direct to third reading.

ACTING PRESIDENT GRIFFO: Senator Libous.

SENATOR LIBOUS: Mr. President, I move to accept the report of the Rules Committee.

ACTING PRESIDENT GRIFFO: All in favor of accepting the Rules Committee report signify by say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed.

(No response.)

ACTING PRESIDENT GRIFFO: The Rules Committee report is accepted.

Senator Libous.

SENATOR LIBOUS: Mr. President, at this time could we do the reading of the noncontroversial calendar.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Calendar Number 13, by Senator Boyle, Senate Print 6250A, an act to amend the General Business Law.

ACTING PRESIDENT GRIFFO: Can I have order in the chamber, please.

Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 61, by Senator Flanagan, Senate Print 1443, an act to amend the Public Authorities Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 179, by Senator Ranzenhofer, Senate Print 4322, an act to amend the Not-for-Profit Corporation Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 181, by Senator Zeldin, Senate Print 4000, an act to amend the General Business Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 4. This act shall take effect one year after it shall

have become a law.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

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

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 189, by Senator Flanagan, Senate Print 1192, an act to amend the General Municipal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 58. Nays, 2. Senators Diaz and Espaillat recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 200, by Senator Maziarz, Senate Print 6231, an

act to amend the Correction Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

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

SENATOR LIBOUS: Thank you, Mr. President.

I think the members have before them a supplemental calendar, Number 18A. At this time, could we just take up Number 275 on that calendar.

ACTING PRESIDENT GRIFFO: On Supplemental Calendar 18A, the Secretary will read Number 275.

THE SECRETARY: Calendar Number 275, by Senator Avella, Senate Print 323, an act to amend the Correction Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

Senator Libous.

SENATOR LIBOUS: Mr. President, is there any other business before the house?

ACTING PRESIDENT GRIFFO: Senator Libous, can we return to motions and resolutions.

SENATOR LIBOUS: We could.

(Laughter.)

SENATOR LIBOUS: We'll return to motions and resolutions.

ACTING PRESIDENT GRIFFO: Thank you, Senator Libous.

SENATOR LIBOUS: Ah.

ACTING PRESIDENT GRIFFO: Senator Libous.

SENATOR LIBOUS: On behalf of

Senator Zeldin, I move that the following bills be discharged from their respective committees and be recommitted with instructions to strike the enacting clause. That would be for two bills, 5725 and 5836.

ACTING PRESIDENT GRIFFO: So ordered.

Senator Libous.

SENATOR LIBOUS: Mr. President, I'm told that I have to lay aside the rest of Supplemental -- was it 18A, is that what the number was?

ACTING PRESIDENT GRIFFO: Correct.

SENATOR LIBOUS: What a mind.

We have to lay that aside for the day.

ACTING PRESIDENT GRIFFO: The remainder of Supplemental Calendar 18A will be laid aside for the day.

SENATOR LIBOUS: Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Libous.

SENATOR LIBOUS: Mr. President, there being no further business before the house,

we will adjourn until Wednesday, March 12th, at 3:00 p.m.

ACTING PRESIDENT GRIFFO: As there is no further business before the house, on motion, Senator Libous, the Senate will stand adjourned until Wednesday, March 12th, at 3:00 p.m.

The Senate is adjourned.

(Whereupon, at 5:22 p.m., the Senate adjourned.)