NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

March 20, 2014

11:19 a.m.

REGULAR SESSION

SENATOR DIANE SAVINO, Acting President

FRANCIS W. PATIENCE, Secretary

P R O C E E D I N G S

ACTING PRESIDENT SAVINO: The Senate will please come to order.

I ask all those present to rise with me and recite the Pledge of Allegiance.

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

ACTING PRESIDENT SAVINO: In the absence of clergy, may we all bow our heads in a moment of silence.

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

ACTING PRESIDENT SAVINO: The reading of the Journal.

The Secretary will read.

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

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

Presentation of petitions.

Messages from the Assembly.

The Secretary will read.

THE SECRETARY: On page 11, Senator Bonacic moves to discharge, from the Committee on Judiciary, Assembly Bill Number 1185 and substitute it for the identical Senate Bill Number 4952, Third Reading Calendar 81.

ACTING PRESIDENT SAVINO: Substitution ordered.

THE SECRETARY: On page 15, Senator Nozzolio moves to discharge, from the Committee on Codes, Assembly Bill Number 3765A and substitute it for the identical Senate Bill Number 4892A, Third Reading Calendar 138.

ACTING PRESIDENT SAVINO: Substitution ordered.

Messages from the Governor.

Reports of standing committees.

Reports of select committees.

Communications and reports from state officers.

Motions and resolutions.

Senator Libous.

SENATOR LIBOUS: Thank you, Madam President.

On behalf of Senator LaValle, on page 26 I offer the following amendments to

Calendar Number 280, and it is Senate Print 6790, and I ask that the said bill retain its place on the Third Reading Calendar.

ACTING PRESIDENT SAVINO: So ordered.

SENATOR LIBOUS: At this time could I move to adopt the Resolution Calendar.

ACTING PRESIDENT SAVINO: All in favor of adopting the Resolution Calendar signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT SAVINO: Opposed, nay.

(No response.)

ACTING PRESIDENT SAVINO: The Resolution Calendar is adopted.

Senator Libous.

SENATOR LIBOUS: Thank you, Madam President.

I believe there's a previously adopted resolution at the desk by Senator Montgomery. I believe it's 3338. Could we ask that the title be read and call on Senator Montgomery for comments.

ACTING PRESIDENT SAVINO: The

Secretary will read.

THE SECRETARY: Legislative Resolution Number 3338, by Senator Montgomery, commending Adelaide L. Sanford upon the occasion of being honored in conjunction with Women's History Month 2014 in the State of New York.

ACTING PRESIDENT SAVINO: Senator Montgomery.

SENATOR MONTGOMERY: Thank you, Madam President.

I rise again today to honor someone who is truly an historical person as it relates to her contributions to children, especially in the State of New York. That person is Dr. Adelaide L. Sanford.

Dr. Adelaide Sanford was born in Brooklyn. She attended the Brooklyn College in Brooklyn, where she received her Bachelor of Education degree, and she received a Master of Education degree from Wellesley College and a Ph.D. in education from Fordham University in the City of New York.

Dr. Sanford has been dedicated to the education and upliftment of New York's children all of her professional career. Her

illustrious 35-year career as an educator in the City of New York included service as an elementary school teacher, a guidance counselor, an assistant principal and a principal in New York City.

And furthermore, it was as principal of the Crispus Attucks School in Brooklyn, which is now currently in the 25th Senate District -- P.S. 21 -- that she established her reputation for promoting excellence and achievement in underserved schools, guiding and gaining citywide recognition for her schools dramatic improvements in student achievement, teacher morale, and gifted programs.

I daresay that it was from her experience as the principal and leader at Crispus Attucks that a number of current principals in the Borough of Brooklyn and throughout our state gained their experience and their mentoring, through Dr. Sanford.

After her retirement in 1985 as principal of Crispus Attucks, Dr. Sanford was elected to two seven-year terms as a member at large on the New York State Board of Regents. She also served two three-year terms as the

vice chancellor of the Board of Regents in the State of New York.

Unwavering in her concern for the welfare of New York's most vulnerable children, she was chairperson of the Regents Committee on Low-Performing Schools and played a pivotal role in shaping new educational policies toward closing gaps in student performance among New York State's schools.

Dr. Sanford's positive impact on educational well-being of children extends beyond her work on the New York State Board of Regents. She served as a consultant for the boards of education in Niagara Falls, in Connecticut, in Indiana and in New Jersey.

She has worked on several national committees, including the Advisory Committee on Multicultural Education for the National Association of State Boards of Education. She served on the board of the Upper Manhattan Empowerment Zone and played an instrumental role in creating the John Henrik Clarke meetinghouse.

And Dr. Sanford has won numerous accolades and awards for her outstanding leadership, her commitment and accomplishment.

Her honors include distinguished alumna awards from Wellesley College and Brooklyn College as well as the Josephine Shaw Lowell Award, the Ellen Lurie Award, and the Congressional Black Caucus Foundation's Humanitarian Award.

I stand today to honor this woman who singularly has influenced policy in this state that will forever benefit so many children across the state, especially those children in areas like mine, children who had no voice before she became a member of the Board of Regents.

So it is with a great deal of pride that I honor this person who in our history has meant so much, Dr. Adelaide Sanford, as it relates to women in the State of New York who have made invaluable contributions to us, especially to our children.

Thank you, Madam President.

ACTING PRESIDENT SAVINO: Thank you, Senator Montgomery.

Senator Sanders on the resolution.

SENATOR SANDERS: Thank you, Madam President. On the resolution.

Any day that you honor Dr. Sanford is a good day. There are some words that leap

out at you when you think of her -- fiery, feisty, opinionated, unbending. This is a person who decided that all children can learn, and she would have it no other way.

She struggled long and hard in so many different fields in so many different ways that I'm just glad that this has been brought to the floor today. And it just would not be -- I wouldn't be myself if I didn't speak in favor of a person who has helped shape education in New York State for the better.

Thank you for bringing this to the floor.

ACTING PRESIDENT SAVINO: Thank you, Senator Sanders.

Are there any other members wishing to be heard on the resolution?

Seeing none, this resolution was previously adopted on February 4, 2014.

Senator Libous.

SENATOR LIBOUS: Can we have the reading of the noncontroversial calendar, please.

ACTING PRESIDENT SAVINO: The Secretary will read.

THE SECRETARY: Calendar Number 81,

substituted earlier by Member of the Assembly Weinstein, Assembly Print Number 1185, an act to amend the Estates, Powers and Trusts Law.

ACTING PRESIDENT SAVINO: Read the last section.

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

ACTING PRESIDENT SAVINO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT SAVINO: Announce the results.

THE SECRETARY: Ayes, 55.

ACTING PRESIDENT SAVINO: The bill is passed.

THE SECRETARY: Calendar Number 138, substituted earlier by Member of the Assembly Gantt, Assembly Print Number 3765A, an act to amend the Criminal Procedure Law.

ACTING PRESIDENT SAVINO: Read the last section.

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

ACTING PRESIDENT SAVINO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT SAVINO: Announce the results.

THE SECRETARY: Ayes, 54. Nays, 1. Senator Krueger recorded in the negative.

ACTING PRESIDENT SAVINO: The bill is passed.

THE SECRETARY: Calendar Number 160, by Senator Seward, Senate Print 6181, an act to amend the Public Authorities Law.

ACTING PRESIDENT SAVINO: Read the last section.

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

ACTING PRESIDENT SAVINO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT SAVINO: Announce the results.

THE SECRETARY: Ayes, 56.

ACTING PRESIDENT SAVINO: The bill is passed.

THE SECRETARY: Calendar Number 211, by Senator Klein, Senate Print 2253, an act to amend the Penal Law.

ACTING PRESIDENT SAVINO: Read the last section.

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

ACTING PRESIDENT SAVINO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT SAVINO: Announce the results.

THE SECRETARY: Ayes, 56.

ACTING PRESIDENT SAVINO: The bill is passed.

THE SECRETARY: Calendar Number 258, by Senator Ranzenhofer, Senate Print 2502B, an act to amend the Education Law.

ACTING PRESIDENT SAVINO: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the first of July.

ACTING PRESIDENT SAVINO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT SAVINO: Announce the results.

THE SECRETARY: Ayes, 54. Nays, 2.

Senators Hoylman and Montgomery recorded in the negative.

ACTING PRESIDENT SAVINO: The bill is passed.

THE SECRETARY: Calendar Number 266, by Senator Maziarz, Senate Print 1055, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT SAVINO: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the 90th day.

ACTING PRESIDENT SAVINO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT SAVINO: Announce the results.

THE SECRETARY: Ayes, 54. Nays, 2. Senators Montgomery and Rivera recorded in the negative.

ACTING PRESIDENT SAVINO: The bill is passed.

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

SENATOR LIBOUS: Thank you, Madam President.

Is there any further business at the desk?

ACTING PRESIDENT SAVINO: There is no further business at the desk, Senator Libous.

SENATOR LIBOUS: Thank you.

There being no further business, I move that the Senate adjourn until Monday, March 24th, at 3:00 p.m., intervening days being legislative days.

ACTING PRESIDENT SAVINO: The Senate stands adjourned until Monday, March 24th, at 3:00 p.m., intervening days being legislative days.

(Whereupon, at 11:30 a.m., the Senate adjourned.)