

1 NEW YORK STATE SENATE

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3
4 THE STENOGRAPHIC RECORD

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7
8 ALBANY, NEW YORK

9
10 April 29, 2014

11 3:29 p.m.

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13
14 REGULAR SESSION

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18 SENATOR JOSEPH GRIFFO, Acting President

19 FRANCIS W. PATIENCE, Secretary

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

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

4 Today the colors will be presented
5 by the 26th United States Colored Troop in
6 observance of the Civil War Sesquicentennial.

7 Present colors.

8 (The Color Guard entered the chamber
9 and presented colors.)

10 ACTING PRESIDENT GRIFFO: Please
11 join me as we recite the Pledge of Allegiance to
12 our Flag.

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

15 (Whereupon, the Color Guard exited
16 the chamber.)

17 ACTING PRESIDENT GRIFFO: Today's
18 invocation will be offered by Rabbi David Mark
19 Eligberg, of Temple Israel here in Albany.

20 Rabbi Eligberg.

21 RABBI ELIGBERG: Heavenly Father,
22 Supreme Author of Life, we thank You for the
23 precious gift of life and the blessings of
24 community.

25 Fill our hearts with love and

1 respect for all our fellow citizens, helping us
2 to see their virtues and the sanctity which You
3 have planted in all of us who are created in
4 Your divine image. Reveal Yourself as a mirror
5 high above us wherein we can see ourselves
6 reflected, both as we are today and as You see
7 us, filled with possibility.

8 Politics is indeed a holy vocation
9 if and when we choose to make it so. You
10 gathered here are the custodians of a great state
11 and serve a unique role to provide for the needs
12 of the whole state while simultaneously being the
13 wards of New York's most vulnerable.

14 To care and to respond with care is
15 one of the most beautiful and outstanding
16 abilities that leaders can assume. To fulfill
17 this mandate in a godly manner requires that one
18 challenge oneself not only to be just, but also
19 to be righteous.

20 Rabbi Abraham Joshua Heschel, a
21 Holocaust survivor and civil rights pioneer, drew
22 important distinctions between justice and
23 righteousness. Righteousness, he wrote, goes
24 beyond justice. Justice is strict and exact,
25 giving each person his due. Righteousness

1 implies benevolence, kindness, generosity.
2 Justice may be legal; righteousness is associated
3 with a burning compassion to care for the
4 oppressed.

5 And so, we pray, bless those who
6 have taken on the mantle of leadership with
7 wisdom and insight. Help them to realize that
8 all of the power, wealth and control that we
9 possess are gifts from the Almighty. These gifts
10 are Your blessings made manifest in our midst.

11 In this legislative session, may you
12 serve justly and righteously, wisely and
13 compassionately, distributing our God-given gifts
14 with a burning compassion for those in need. May
15 the Holy One grant you the strength to confront
16 difficult decisions with courage, to engage in
17 challenging discussions with open-mindedness and
18 patience, to hear beyond the cacophony of voices
19 that call for your attention and to listen to the
20 silent and silenced voices in our communities who
21 most desperately need you to be their voice,
22 providing what is necessary for healing, for
23 learning, and for prospering.

24 As you undertake this sacred work,
25 may you be inspired and guided by the words

1 spoken by the ancient Israelites to Joshua as he
2 took up his mantle of leadership -- two of the
3 most important words in the Bible: Chazak
4 ve'ematz, "Be strong and courageous."

5 May you all be blessed abundantly
6 with God's love and God's might in governing this
7 great state.

8 And let us say amen.

9 ACTING PRESIDENT GRIFFO: Thank
10 you, Rabbi.

11 The reading of the Journal.

12 THE SECRETARY: In Senate, Monday,
13 April 28th, the Senate met pursuant to
14 adjournment. The Journal of Sunday, April 27th,
15 was read and approved. On motion, Senate
16 adjourned.

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

19 Presentation of petitions.

20 Messages from the Assembly.

21 Messages from the Governor.

22 Reports of standing committees.

23 Reports of select committees.

24 Communications and reports of state
25 officers.

1 Motions and resolutions.

2 SENATOR LIBOUS: Mr. President, I
3 think we'll wait for the chamber to settle down a
4 little bit before we start.

5 ACTING PRESIDENT GRIFFO: Some
6 order in the chamber, please.

7 Senator Libous.

8 SENATOR LIBOUS: Mr. President, on
9 behalf of Senator Seward, on page 18 I offer the
10 following amendments to Calendar Number 241,
11 Senate Print 6526, and ask that said bill retain
12 its place on the Third Reading Calendar.

13 ACTING PRESIDENT GRIFFO: The
14 amendments are received, and the bill shall
15 retain its place on third reading.

16 SENATOR LIBOUS: Mr. President, at
17 this time may we please adopt the Resolution
18 Calendar, with the except of Resolutions 4473,
19 4488, 4644, and 4673.

20 ACTING PRESIDENT GRIFFO: All in
21 favor of adopting the Resolution Calendar, with
22 the exception of Resolutions Number 4473, 4488,
23 4644, and 4673, signify by saying aye.

24 (Response of "Aye.")

25 ACTING PRESIDENT GRIFFO: Opposed?

1 (No response.)

2 ACTING PRESIDENT GRIFFO: The
3 Resolution Calendar is adopted as indicated.

4 Senator Libous.

5 SENATOR LIBOUS: Mr. President,
6 also could you add 4600 to that, please.

7 ACTING PRESIDENT GRIFFO: We will
8 also add Resolution Number 4600.

9 Senator Libous.

10 SENATOR LIBOUS: Mr. President, I
11 believe that there's a resolution by Senator
12 Stewart-Cousins, Number 4488, I believe it is at
13 the desk. I ask that it be read in its entirety,
14 and before it's adopted if you would call on
15 Senator Stewart-Cousins, please.

16 ACTING PRESIDENT GRIFFO: I would
17 ask again the chamber to come to order, please.

18 The Secretary will read.

19 THE SECRETARY: Legislative
20 Resolution Number 4488, by Senator
21 Stewart-Cousins, memorializing Governor Andrew M.
22 Cuomo to proclaim April 20-26, 2014, as Abusive
23 Head Trauma/Shaken Baby Syndrome Awareness Week
24 in the State of New York.

25 "WHEREAS, The most recent statistics

1 compiled by the federal government estimate that
2 686,000 children were victims of abuse and
3 neglect in the United States in 2012, of whom
4 19.9 percent were under one year of age; and

5 "WHEREAS, That statistic includes
6 68,375 children in New York State, of whom 6,720
7 were under one year of age; and

8 "WHEREAS, On an average day in the
9 United States, at least four children will die as
10 a consequence of abuse or neglect by a parent or
11 other person entrusted with their care; and

12 "WHEREAS, Children younger than one
13 year of age accounted for 44.4 percent of all
14 child abuse and neglect fatalities in 2012, and
15 children four years of age or younger account for
16 70.3 percent of all child abuse and neglect
17 fatalities in 2012; and

18 "WHEREAS, The leading cause of death
19 of abused children under age five is Abusive Head
20 Trauma, including the inflicted trauma known as
21 Shaken Baby Syndrome; and

22 "WHEREAS, On average, 1,200 to 1,400
23 children in the United States are diagnosed with
24 AHT/SBS every year, and medical experts believe
25 many additional cases are likely misdiagnosed or

1 undetected; and

2 "WHEREAS, Shaken Baby Syndrome and
3 other inflicted head trauma occurs when a
4 caregiver loses control and shakes a baby or
5 young child, most frequently less than one year
6 of age but in some cases as old as five years of
7 age, resulting in loss of vision, brain damage,
8 paralysis, seizures, or death; and

9 "WHEREAS, Shaken Baby Syndrome often
10 causes permanent, irreparable brain damage or
11 death to an infant, and may result in more than
12 \$1 million in medical and rehabilitation costs
13 for the care of a single disabled child during
14 the first years of life; and

15 "WHEREAS, A growing body of medical
16 evidence indicates that even mild trauma to the
17 brain caused by AHT/SBS is likely to cause
18 learning disabilities in children and
19 substantially increase the risk of substance
20 abuse; and

21 "WHEREAS, The Centers for Disease
22 Control and Prevention estimated in 2011 that the
23 average cost of child maltreatment is \$210,012
24 over the course of a victim's lifetime, including
25 the costs of child welfare, special education,

1 criminal justice expenses, medical care and lost
2 productivity as an adult; and

3 "WHEREAS, It is estimated that the
4 taxpayers of the State of New York may, through
5 the State Medicaid program, pay as much as
6 41 percent of the medical and rehabilitation
7 costs of inflicted head injuries; and

8 "WHEREAS, The Centers for Disease
9 Control estimates child abuse costs our nation
10 more than \$124 billion a year, and the cost of
11 child abuse in New York State is estimated to
12 exceed \$13 billion a year; and

13 "WHEREAS, The most effective way to
14 end AHT/SBS is by educating parents and
15 caregivers about the danger of shaking children
16 and providing the skills needed to cope with
17 frustration and anger, and the minimal costs of
18 educational and preventative programs may avert
19 enormous medical and disability costs and untold
20 grief for many families; and

21 "WHEREAS, Evidence-based education
22 and awareness programs, such as the nationally
23 recognized New York SBS Prevention Project,
24 developed by Dr. Mark Dias with the support of
25 the New York State Children and Families Trust

1 Fund, and implemented in collaboration with
2 Kaleida Health Women & Children's Hospital of
3 Buffalo and the Maria Fareri Children's Hospital
4 of Westchester, are shown to raise awareness and
5 provide critically important information about
6 SBS to parents, caregivers, daycare workers, and
7 health care professionals; and

8 "WHEREAS, The New York State Office
9 of Children and Family Services supports the work
10 of hospital-based education programs through the
11 efforts of the safe Babies New York program,
12 bringing this and other important safety
13 information to the families of 160,000 babies
14 born last year in New York State; and

15 "WHEREAS, Home visiting programs,
16 such as Healthy Families New York, the Nurse
17 Family Partnership, and other programs for new
18 parents show great promise for preventing
19 maltreatment; and

20 "WHEREAS, These prevention efforts
21 are supported by national groups such as the
22 American Academy of Pediatrics, Prevent Child
23 Abuse America and the National Center for Shaken
24 Baby Syndrome, as well as individuals and
25 organizations in New York State, such as Prevent

1 Child Abuse New York, the Cynthia Gibbs
2 Foundation, and the SKIPPER Initiative, who work
3 to educate new parents and caregivers, increase
4 awareness among the general public and
5 professionals, and encourage increased support
6 for victims and their families in the health care
7 and criminal justice systems; and

8 "WHEREAS, The New York State
9 Legislature has enacted legislation to help
10 increase awareness of AHT/SBS by requiring that:
11 hospitals offer written information about Shaken
12 Baby Syndrome (2001); new childcare providers be
13 educated about the causes, consequences and
14 prevention of SBS before they are licensed to
15 care for children (2003); hospitals to offer new
16 parents the opportunity to watch a video about
17 the causes, consequences and prevention of SBS so
18 that they can help protect their child from
19 shaking injuries (2004); the Health Department to
20 coordinate a statewide campaign to educate the
21 public about the causes, consequences and
22 prevention of SBS (2006); the Education
23 Department to provide a curriculum on SBS to
24 schools so that students, who not only may be
25 parents someday, but who may be babysitting for

1 young children now, are educated about the
2 importance of coping skills (2006); and

3 "WHEREAS, This Legislative Body
4 wishes to commend those advocates, organizations
5 and agencies of state, county and local
6 governments which work continuously and
7 tirelessly to educate parents and caregivers
8 about the causes, consequences and prevention of
9 SBS and other inflicted injuries; and

10 "WHEREAS, This Legislative Body
11 particularly wishes to recognize the nurse
12 educators who provide education to new parents at
13 New York's maternity hospitals so that every new
14 parent has the opportunity to learn how they can
15 help protect their child from shaking injuries;
16 now, therefore, be it

17 "RESOLVED, That this Legislative
18 Body pause in its deliberations to memorialize
19 Governor Andrew M. Cuomo to proclaim April 20-26,
20 2014, as Abusive Head Trauma/Shaken Baby Syndrome
21 Awareness Week in the State of New York; and be
22 it further

23 "RESOLVED, That a copy of this
24 resolution, suitably engrossed, be transmitted
25 to the Honorable Andrew M. Cuomo, Governor of the

1 State of New York.

2 ACTING PRESIDENT GRIFFO: Senator
3 Stewart-Cousins.

4 SENATOR STEWART-COUSINS: Thank
5 you, Mr. President.

6 You know, I was struggling whether
7 or not the resolution in its entirety should be
8 read, because I know it's long and I think we
9 tend to kind of gloss over things when it gets
10 that long. But because this is an annual
11 resolution, I thought it was important to hear it
12 again and again. Because there are so many
13 things that happen that we in the chamber ask to
14 memorialize, so many things that are
15 unpreventable -- and then you have something like
16 Shaken Baby Syndrome, which is a hundred percent
17 preventable.

18 And a young girl, eight months old,
19 in my district, Cynthia Gibbs, in November of
20 2000 was a victim of Shaken Baby Syndrome. She
21 had gone to her babysitter and I guess had a
22 rough day and cried too much, and the babysitter
23 shook her. And when her parents came to get her,
24 the baby was dead and was diagnosed as having
25 died from a massive brain hemorrhage, because it

1 was later found out that the babysitter had
2 shaken the baby.

3 We know children cry. We know
4 caregivers for the most part are trying just to
5 get through the day and have a happy, healthy
6 baby at the end. And sometimes the crying and
7 the frustration and whatever else is happening in
8 the day come together, and people think that it's
9 okay to shake the baby. Like the baby
10 understands, if you shake it, that it's not
11 supposed to cry anymore.

12 That's not the case. It's a baby.
13 And the shaking that you do could, in the worst
14 possible scenarios, end in the way that Cynthia
15 Gibbs' life ended, or, as was spoken about in the
16 resolution, result in a traumatic brain injury
17 that will really hamper the person for the rest
18 of their lives.

19 So I ask again, just in terms of us
20 being able to educate parents, caregivers, that,
21 you know, there's a lot that we're doing in the
22 state to make sure that people leave the hospital
23 with their baby and with important information,
24 including how Shaken Baby Syndrome could change
25 everyone's life. But just remember that a simple

1 act of not shaking the baby can really make all
2 the difference.

3 So thank you so much, Mr. President.

4 ACTING PRESIDENT GRIFFO: Thank
5 you, Senator Stewart-Cousins.

6 All in favor of the resolution
7 signify by saying aye.

8 (Response of "Aye.")

9 ACTING PRESIDENT GRIFFO: Opposed?

10 (No response.)

11 ACTING PRESIDENT GRIFFO: The
12 resolution is adopted.

13 Senator Libous.

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

16 I believe there's a resolution at
17 the desk by Senator Stavisky, 4644. Could we ask
18 that it be read in its entirety and, before its
19 immediate adoption, call on Senator Stavisky.

20 ACTING PRESIDENT GRIFFO: The
21 Secretary will read.

22 THE SECRETARY: Legislative
23 Resolution Number 4644 by Senator Stavisky,
24 honoring the sacrifices and saluting the service
25 of those veterans who are members of the New York

1 Korean Veterans of the Vietnam War Association.

2 "WHEREAS, It is the sense of this
3 Legislative Body to honor the sacrifices and
4 salute the service of those veterans who are
5 members of the New York Korean Veterans of the
6 Vietnam War Association; and

7 "WHEREAS, The United States holds
8 freedom, democracy, and self-determination as its
9 highest ideals; the United States entered the
10 Vietnam War to protect those ideals for the
11 people of South Vietnam; and

12 "WHEREAS, During the Vietnam War,
13 more than 325,000 soldiers from the Republic of
14 Korea fought alongside American troops; and

15 "WHEREAS, From 1964 until the last
16 troops left Vietnam on March 23, 1973, their
17 unwavering support in the fight for freedom and
18 democracy resulted in nearly 5,100 Korean
19 soldiers giving their lives and almost 11,000
20 being wounded in that effort; and

21 "WHEREAS, While six other nations
22 and many people from the region assisted and
23 fought alongside U.S. soldiers, the Republic of
24 Korea was second only to the United States in the
25 number of combat troops deployed to Vietnam; and

1 "WHEREAS, The Korean troops were
2 known throughout the conflict for their fierce
3 combat skills fighting alongside their brothers
4 in arms; and

5 "WHEREAS, Approximately 95 percent
6 of Korean veterans of the Vietnam War living in
7 the United States are American citizens; many
8 still suffer from the emotional, physical, and
9 psychological effects resulting from their
10 participation in that conflict; and

11 "WHEREAS, The people of this state,
12 and our community in particular, owe a profound
13 debt of gratitude to those citizens of the
14 Republic of Korea who answered the call to
15 protect and defend those liberties and values
16 held so dear; now, therefore, be it

17 "RESOLVED, That this Legislative
18 Body pause in its deliberations to honor the
19 sacrifices and salute the service of those
20 veterans who are members of the New York Korean
21 Veterans of the Vietnam War Association; and be
22 it further

23 "RESOLVED, That a copy of this
24 resolution, suitably engrossed, be transmitted to
25 Mr. Myungkook Lee, President, New York Korean

1 Veterans of the Vietnam War Association."

2 ACTING PRESIDENT GRIFFO: Senator
3 Stavisky on the resolution.

4 SENATOR STAVISKY: Thank you,
5 Mr. President.

6 We're joined in the chamber today by
7 six veterans of the Vietnam War who fought
8 alongside our troops in Vietnam. They were from
9 South Korea, from the Republic of Korea, but they
10 all now live in New York.

11 Sometimes we forget that the purpose
12 of the Vietnam War was to contain the spread of
13 communism throughout the Far East. And these men
14 fought with our soldiers in Vietnam, side by
15 side, and they suffered serious injuries. And as
16 the resolution says, over 5,000 people died in
17 that conflict, alongside -- more than 50,000
18 Americans were killed.

19 But Korea provided the
20 second-largest number of servicepeople who fought
21 in Vietnam alongside our troops. It's
22 interesting, but the Republic of Korea has a
23 population of approximately 50 million people.
24 At that time, it was approximately 30 million
25 people. And yet 5,000 were killed, more than

1 5,000 were killed, and over 3 million people lost
2 their lives during the Vietnam War.

3 Nearly all of the Korean veterans of
4 that Vietnam War are now American citizens or
5 live in the United States. And we pay tribute to
6 the friendship between the Republic of the Korea
7 and the United States. And it's a friendship
8 which is a warm, deep friendship committed to
9 democratic principles. And it's a friendship
10 where in a part of the world the United States
11 has very few friends. And that makes the
12 relationship between the Republic of Korea and
13 the United States all the more meaningful.

14 And I would also like to add that
15 during this period in South Korea where they
16 suffered a terrible tragedy, approximately
17 300 people were either killed or missing when the
18 ferry boat capsized about two weeks ago -- and
19 our hearts go out to the families of the victims,
20 because many of them were children. They were
21 high school students on a trip in South Korea.
22 And it demonstrates the friendship between our
23 countries, we had many services this past week
24 where we paid tribute to the 300 or so folks who
25 lost their lives or are presumed missing.

1 But our friendship continues. And
2 again, I thank our colleagues, our fellow
3 Americans, for their service. And a few minutes
4 ago I introduced them to Colonel Larkin, and they
5 saluted. And that tells you that these are
6 soldiers, and they are friends.

7 So again, Mr. President, I thank
8 you.

9 ACTING PRESIDENT GRIFFO: Thank
10 you, Senator Stavisky.

11 Senator Larkin.

12 SENATOR LARKIN: Thank you very
13 much, Mr. President.

14 I'd like to thank Toby, Senator
15 Stavisky, for this honor.

16 You know, a lot of people relate to
17 Vietnam as strictly Vietnam. They don't know the
18 effort that the Vietnamese played in Korea. When
19 we were looking for the shortfall for some backup
20 support, they were there. A lot of these young
21 men -- I don't remember all their battles because
22 it's coming out of their native country, but
23 every one of them are combat veterans. Some of
24 them saw as much battles as any of us else.

25 And I think it's great that we have

1 the courage and honor and distinction to say to
2 these young men, Thank you very much for your
3 service to your country, and thank you for being
4 a partner to our country. May God bless you all.

5 ACTING PRESIDENT GRIFFO: Thank
6 you, Senator Larkin.

7 All in favor of the resolution
8 signify by saying aye.

9 (Response of "Aye.")

10 ACTING PRESIDENT GRIFFO: Opposed?

11 (No response.)

12 ACTING PRESIDENT GRIFFO: The
13 resolution is adopted.

14 We welcome and we thank the veterans
15 here, the New York Korean veterans of the Vietnam
16 War Association, for their courage, sacrifice and
17 service.

18 Thank you very much, and welcome.

19 (Standing ovation.)

20 ACTING PRESIDENT GRIFFO: Senator
21 Libous.

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

24 I believe there's a resolution at
25 the desk by Senator Sanders, Resolution 4473.

1 Could we please have it read in its entirety.
2 And before it is adopted, if you would call on
3 Senator Sanders.

4 ACTING PRESIDENT GRIFFO: The
5 Secretary will read.

6 THE SECRETARY: Legislative
7 Resolution Number 4473, by Senator Sanders,
8 honoring the members of the 26th United States
9 Colored Troop during the observance of the U.S.
10 Civil War Sesquicentennial, recognizing their
11 noble contributions to the citizens of the State
12 of New York.

13 "WHEREAS, It is the sense of this
14 Legislative Body to proudly call attention to
15 those esteemed organizations and individuals of
16 the State of New York who dedicate their time and
17 energies to educating its citizens on the history
18 of our great nation; and

19 "WHEREAS, Attendant to such concern,
20 and in full accord with its long-standing
21 traditions, this Legislative Body is justly proud
22 to honor the members of the 26th United States
23 Colored Troop (USCT) during the observance of the
24 U.S. Civil War Sesquicentennial, recognizing
25 their notable contributions to the citizens of

1 the State of New York; and

2 "WHEREAS, The 26th USCT is a Civil
3 War Historical Interpreters group based in the
4 New York City area that is active in the
5 New York, New Jersey, Connecticut, Pennsylvania
6 regions; and

7 "WHEREAS, The 26th USCT provides
8 educational and cultural enrichment programs,
9 holds demonstrations, and speaks at living
10 history events, as well as in classrooms,
11 museums, and heritage sites; furthermore, the
12 group conducts historical battle reenactments of
13 the history of the 20th, 26th, and 31st New York
14 Regimental United States Colored Troops; and

15 "WHEREAS, over 4,000 free
16 African-Americans of three regiments were trained
17 in New York Harbor in the icy waters of the
18 East River; they were part of more than 200,000
19 USCT organized as reinforcement; and

20 "WHEREAS, These free men were both
21 inspired and encouraged by Frederick Douglas and
22 Martin Delany; they left their trades, their
23 other professions, their families and loved ones
24 to join the Federal Army to fight to end slavery
25 and save the Union; and

1 "WHEREAS, The training bases were
2 located at Camp Rikers, and Hart Islands (the
3 latter also known as Potter's Field); the
4 Brooklyn Zouaves were among the others who were
5 trained on these islands on the East River; and

6 "WHEREAS, The New York USCT drew
7 enlistees from all over, including countries
8 other than the United States, such as Haiti,
9 Dominican Republic, Jamaica, Cuba, Trinidad,
10 Puerto Rico, Virgin Islands, Barbados, Chile,
11 Canada, and Cape Verde, as well as Native
12 Americans from Long Island; and

13 "WHEREAS, It is the custom of this
14 Legislative Body to acknowledge and applaud those
15 extraordinary groups of individuals who
16 contribute so much to the educational history of
17 our nation; and

18 "WHEREAS, It is the practice of this
19 Legislative Body that those who enhance the
20 well-being and vitality of their community and
21 have shown a long and sustained commitment to
22 excellence certainly have earned the recognition
23 and applause of all the citizens of this great
24 Empire State; now, therefore, be it

25 "RESOLVED, That this Legislative

1 Body pause in its deliberations to honor the
2 members of the 26th United States Colored Troop
3 during the observance of the U.S. Civil War
4 Sesquicentennial, recognizing their notable
5 contributions to the citizens of the State of
6 New York; and be it further

7 "RESOLVED, That a copy of this
8 resolution, suitably engrossed, be transmitted to
9 the 26th United States Colored Troop."

10 ACTING PRESIDENT GRIFFO: Senator
11 Sanders.

12 SENATOR SANDERS: Thank you,
13 Mr. President, Senators.

14 Much has been made of the question
15 of freedom and liberty today. And this is a good
16 day to do so. Every day that we speak of freedom
17 and liberty is a good day.

18 I salute, of course, the Korean
19 troops who were here before.

20 But there was a question that this
21 country had to resolve roughly 150 years ago, and
22 the question was would there be one Union. Could
23 the Union survive? And that question was the
24 cause of many different things, including a great
25 war. This war raged, and it went this way and

1 then it went another way. It could have gone any
2 way. It could have been -- we might have been
3 speaking Rebel today. It might have gone a
4 different way.

5 However, the entry of the black
6 troops into this war gave an incredible movement
7 forward that helped preserve the Union and indeed
8 helped change the nature of the battle. It
9 stopped simply being a battle to save the Union
10 and became a battle to end slavery in this
11 country.

12 That was a question that this nation
13 had to resolve, and it resolved it with the help
14 of many different troops, including these worthy
15 units that we are saluting today.

16 These units, which trained in the
17 East River, served as a type of support. They
18 were eager and ready to go into battle, and on
19 occasion they were used in these manners.

20 I went into battle myself. I am a
21 Marine veteran, and I'm continuing that
22 tradition, as my brother before me and my father
23 before him. And my nephew currently is in
24 service -- three tours Iraq, one tour
25 Afghanistan, one tour DMZ.

1 So under those conditions, we
2 Americans draw a lot of legacy. We stand on the
3 shoulders of giants. And I just wanted to pause
4 to allow us to say thank you to those brave folk
5 who went before us. The flag that you saw that
6 we came in was the flag of freedom. The flag
7 that we flew before was a flag of independence.
8 But from that moment forth, we can honestly say
9 for all that it became a flag of freedom.

10 So on behalf of the good people who
11 bear witness to their bravery, I wanted to say
12 thank you to the enactors, thank you to the folk
13 who went before us, and thank you to you for
14 continuing to educate New York City, New York
15 State on the proud legacy of the Union forces.

16 Thank you very much.

17 ACTING PRESIDENT GRIFFO: Thank
18 you, Senator Sanders.

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

21 (Response of "Aye.")

22 ACTING PRESIDENT GRIFFO: Opposed?

23 (No response.)

24 ACTING PRESIDENT GRIFFO: The
25 resolution is adopted.

1 We would like to welcome and thank
2 the 26th USCT for their presence here today, for
3 their Color Guard, and for their efforts in
4 commemorating American history. Thank you very
5 much.

6 (Standing ovation.)

7 ACTING PRESIDENT GRIFFO: Senator
8 Libous.

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

11 I believe Senator Kennedy has a
12 resolution, Number 4673, which is at the desk.
13 Could we have the title read and call on Senator
14 Kennedy, please.

15 ACTING PRESIDENT GRIFFO: The
16 Secretary will read.

17 THE SECRETARY: Legislative
18 Resolution Number 4673, by Senator Kennedy,
19 commending B Team Buffalo, Inc., upon the
20 occasion of its 6th year of serving the Buffalo
21 community.

22 ACTING PRESIDENT GRIFFO: Senator
23 Kennedy.

24 SENATOR KENNEDY: Thank you very
25 much, Mr. President.

1 I rise today to commend B Team
2 Buffalo on their 6th anniversary of serving
3 Buffalo and Western New York and the great State
4 of New York.

5 It's with tremendous pleasure that I
6 recognize the many contributions that the B Team
7 Buffalo has given to our community. And I
8 applaud their efforts to create a movement,
9 driven by civic engagement, to instill a greater
10 sense of pride in Buffalo's future generations.

11 Formed in early 2008 by a group of
12 young, aspiring, energetic and talented
13 individuals, the B Team Buffalo has worked to
14 engage individuals and community leaders into
15 making our community a better place to live, to
16 work, and to raise a family.

17 The organization strives to be a
18 catalyst for change, seeking to enhance the
19 quality of life in Western New York through
20 exemplary leadership and through partnerships.
21 The organization has a strong belief in a very
22 important work ethic, and their selfless
23 humanitarian spirit has benefited the Buffalo
24 community in so many different ways.

25 Since its inception, the B Team

1 Buffalo has engaged in many organizational
2 efforts, including the Buffalo Chicken Wing Fest,
3 where they've served over 70 tons of chicken
4 wings to thousands of people all throughout
5 Western New York and the greater community.
6 They've also gotten engaged with organizations
7 that serve the greater community, like the Ronald
8 McDonald House.

9 They've lit up our community,
10 literally, by beginning what's called the City of
11 Light, where they go into neighborhoods that can
12 least afford it and they've put up 50,000 lights
13 at a time during the holiday season to brighten
14 the community and to instill a sense of hope and
15 love and community spirit and awareness.

16 They also provide activities for
17 children and engage in volunteerism all
18 throughout Western New York. I could go and on
19 about their great work. Their contributions to
20 our community in Western New York and New York
21 State are countless.

22 The B Team Buffalo -- "B" standing
23 for Buffalo -- is not just an organization, it is
24 a movement. And it's a movement that's created
25 not just change, but positive change, for the

1 people of Buffalo, Western New York, and New York
2 State. I'm proud to stand on the Senate floor
3 today and honor and congratulate them on their
4 service, on their spirit, on their commitment,
5 and on their 6th-year anniversary.

6 Thank you, Mr. President.

7 ACTING PRESIDENT GRIFFO: Thank
8 you, Senator Kennedy.

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

11 (Response of "Aye.")

12 ACTING PRESIDENT GRIFFO: Opposed?

13 (No response.)

14 ACTING PRESIDENT GRIFFO: The
15 resolution is adopted.

16 Senator Libous.

17 SENATOR LIBOUS: Mr. President,
18 there's a resolution at the desk by Senator
19 Gallivan, Number 4600. Could we have it please
20 read in its entirety. And before you move for
21 its adoption, please call on Senator Gallivan.

22 ACTING PRESIDENT GRIFFO: The
23 Secretary will read.

24 THE SECRETARY: Legislative
25 Resolution Number 4600, by Senator Gallivan,

1 congratulating Kaitlin Hawayek of East Aurora,
2 New York, and her partner Jean-Luc Baker of
3 Edmonds, Washington, upon the occasion of
4 capturing the Gold Medal in Ice Dance at the
5 International Skating Union World Junior Figure
6 Skating Championships.

7 "WHEREAS, Athletic competition
8 enhances the moral and physical development of
9 the young people of this state, preparing them
10 for the future by instilling in them the value of
11 teamwork, encouraging a standard of healthy
12 living, imparting a desire for success, and
13 developing a sense of fair play and competition;
14 and

15 "WHEREAS, Excellence and success in
16 competitive sports can be achieved only through
17 strenuous practice, team play and team spirit,
18 nurtured by dedicated coaching and strategic
19 planning; and

20 "WHEREAS, This Legislative Body is
21 justly proud to congratulate Kaitlin Hawayek of
22 East Aurora, New York, and her partner Jean-Luc
23 Baker of Edmonds, Washington, upon the occasion
24 of capturing the Gold Medal in Ice Dance at the
25 ISU World Junior Figure Skating Championships in

1 Sofia, Bulgaria, on Friday, March 14, 2014; and

2 "WHEREAS, Kaitlin Hawayek and
3 Jean-Luc Baker competed against 179 of the best
4 junior ice skaters from across the world to take
5 the top prize at the ISU World Junior Figure
6 Skating Championships; in an outstanding
7 performance, they upset the defending Grand Prix
8 champions in the short dance round, and held off
9 a strong challenge in free dance to win first
10 place; and

11 "WHEREAS, Utilizing their tremendous
12 athleticism and grace, this remarkable pair
13 executed difficult lifts and spins and were the
14 only team to collect four out of five elements,
15 winning the event with a personal best score of
16 157.12; and

17 "WHEREAS, The daughter of Jon and
18 Kirstin Hawayek, Kaitlin Hawayek has been skating
19 since she was four years old; she has dedicated
20 her life to training to be the best in her sport,
21 spending countless hours practicing ballet,
22 ballroom dancing, yoga, and other forms of
23 strength and conditioning; and

24 "WHEREAS, Focused on their goal of
25 winning the championship, Kaitlin Hawayek and

1 Jean-Luc Baker consistently displayed their work
2 ethic and drive; they won the Silver Medal at the
3 ISU Junior Grand Prix Final, and posted the
4 highest placement for a team from the
5 United States in five years; in addition, they
6 won the title of United States Junior Dance
7 champions in January 2014; and

8 "WHEREAS, Kaitlin Hawayek and
9 Jean-Luc Baker were loyally and enthusiastically
10 supported by family, fans, friends and the
11 community at large; and

12 "WHEREAS, Sports competition
13 instills the values of teamwork, pride and
14 accomplishment, and Kaitlin Hawayek and Jean-Luc
15 Baker have clearly shown a spirit of excellence
16 which is a hallmark of their team; now,
17 therefore, be it

18 "RESOLVED, That this Legislative
19 Body pause in its deliberations to congratulate
20 Kaitlin Hawayek and her partner Jean-Luc Baker
21 upon the occasion of capturing the Gold Medal in
22 Ice Dance at the International Skating Union
23 World Junior Figure Skating Championships; and be
24 it further

25 "RESOLVED, That copies of this

1 resolution, suitably engrossed, be transmitted to
2 Kaitlin Hawayek and Jean-Luc Baker."

3 ACTING PRESIDENT GRIFFO: Senator
4 Gallivan.

5 SENATOR GALLIVAN: Thank you,
6 Mr. President.

7 I rise to also, with all my
8 colleagues, congratulate Kaitlin Hawayek and
9 Jean-Luc Baker for all their accomplishments.

10 We from time to time recognize
11 individuals, whether from high school, college,
12 people with athletic accomplishments. And I know
13 that we have sat through in recent months
14 different individuals, where we're able to
15 recognize state champions, some local champions.
16 Well, I have been waiting very patiently to
17 recognize somebody from the 59th Senate District
18 who has brought home a World Championship. And
19 we are very, very proud.

20 In this body, we often deal with the
21 problems in society. And it's very appropriate
22 that we take time to recognize the
23 accomplishments of individuals, whether they're
24 civic, whether they're athletic, but people who
25 are living their life the right way.

1 In particular, we often deal with
2 problems with youth in society, youth in New York
3 State. And here we look to the complete
4 opposite, two young adults who have committed
5 themselves, dedicated themselves, persevered,
6 lived away from family, and continue to sacrifice
7 to bring home first the National Championship,
8 then the World Championship.

9 And we hope, as we look forward to
10 the next four years, maybe even eight years, that
11 they spend an incredible amount of time visiting
12 Senator Little at the Olympic Training Center and
13 we're able to welcome them back in 2018 and 2022.

14 But I thank you, Mr. President, for
15 giving me the opportunity to recognize Kaitlin
16 and John-Luc and their parents today.

17 ACTING PRESIDENT GRIFFO: Thank
18 you, Senator Gallivan.

19 We would like to call the question
20 on the resolution. All in favor signify by
21 saying aye.

22 (Response of "Aye.")

23 ACTING PRESIDENT GRIFFO: Opposed?

24 (No response.)

25 ACTING PRESIDENT GRIFFO: The

1 resolution is adopted.

2 We want to congratulate and to
3 welcome Kaitlin and Jean-Luc and their parents to
4 the chamber here.

5 (Applause.)

6 ACTING PRESIDENT GRIFFO: Senator
7 Libous.

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

10 At this time I think we will do the
11 reading of the noncontroversial calendar.

12 ACTING PRESIDENT GRIFFO: The
13 Secretary will read.

14 THE SECRETARY: Calendar Number 12,
15 by Senator Ranzenhofer, Senate Print 6249, an act
16 to amend the Education Law.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

19 THE SECRETARY: Section 12. This
20 act shall take effect on the same date and in the
21 same manner as Chapter 549 of the Laws of 2013.

22 ACTING PRESIDENT GRIFFO: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 60.

1 ACTING PRESIDENT GRIFFO: The bill
2 is passed.

3 THE SECRETARY: Calendar Number 23,
4 by Senator Seward, Senate Print 3051, an act to
5 amend the State Law.

6 ACTING PRESIDENT GRIFFO: Read the
7 last section.

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

10 ACTING PRESIDENT GRIFFO: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 60.

14 ACTING PRESIDENT GRIFFO: The bill
15 is passed.

16 THE SECRETARY: Calendar Number 24,
17 by Senator Griffio, Senate Print 3556, an act to
18 amend the Legislative Law.

19 ACTING PRESIDENT GRIFFO: Read the
20 last section.

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

23 ACTING PRESIDENT GRIFFO: Call the
24 roll.

25 (The Secretary called the roll.)

1 ACTING PRESIDENT GRIFFO: Announce
2 the results.

3 THE SECRETARY: In relation to
4 Calendar Number 24, those recorded in the
5 negative are Senators Díaz, Dilan, Hoylman,
6 Savino and Squadron.

7 Ayes, 55. Nays, 5.

8 ACTING PRESIDENT GRIFFO: The bill
9 is passed.

10 THE SECRETARY: Calendar Number 46,
11 by Senator Martins, Senate Print 6211A, an act in
12 relation to authorizing.

13 ACTING PRESIDENT GRIFFO: Read the
14 last section.

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

17 ACTING PRESIDENT GRIFFO: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 60.

21 ACTING PRESIDENT GRIFFO: The bill
22 is passed.

23 THE SECRETARY: Calendar Number 48,
24 by Senator Martins, Senate Print 6245A, an act in
25 relation to authorizing.

1 ACTING PRESIDENT GRIFFO: Read the
2 last section.

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

5 ACTING PRESIDENT GRIFFO: Call the
6 roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 60.

9 ACTING PRESIDENT GRIFFO: The bill
10 is passed.

11 THE SECRETARY: Calendar Number 96,
12 by Senator Klein, Senate Print 2367, an act to
13 amend the Education Law.

14 ACTING PRESIDENT GRIFFO: Read the
15 last section.

16 THE SECRETARY: Section 4. This
17 act shall effect on the first of September.

18 ACTING PRESIDENT GRIFFO: Call the
19 roll.

20 (The Secretary called the roll.)

21 ACTING PRESIDENT GRIFFO: Senator
22 Montgomery to explain her vote.

23 SENATOR MONTGOMERY: Yes,
24 Mr. President, to explain my vote.

25 I will vote yes on this bill.

1 However, I must state my objection to the
2 Legislature, to us here using this process to
3 address the needs of young people for information
4 about sexuality, sex education.

5 This bill, which talks about
6 preventing sexual exploitation, child abuse --
7 whatever it is about children, information that
8 they need to have that relates to their own
9 safety and the health and safety and security of
10 their bodies, we do it in a piecemeal way. And
11 we do it by just coming up with Band-Aids and
12 hope that children will eventually get the
13 message. And certainly, usually they don't.

14 If we had a system and a commitment
15 to provide children with school-based health
16 education, they would have their own
17 health/mental health facility where they had a
18 team of professionals to address all of these
19 issues comprehensively and without question.

20 So I am very, very sorry that we
21 have taken this approach to providing this
22 valuable information and service to children in
23 our state.

24 But having said that, I vote aye.

25 ACTING PRESIDENT GRIFFO: Senator

1 Montgomery will be recorded in the affirmative.

2 Announce the results.

3 THE SECRETARY: Ayes, 61.

4 ACTING PRESIDENT GRIFFO: The bill
5 is passed.

6 THE SECRETARY: Calendar Number
7 205, by Senator Lanza, Senate Print 5502B, an act
8 to amend the Public Health Law.

9 ACTING PRESIDENT GRIFFO: Read the
10 last section.

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

13 ACTING PRESIDENT GRIFFO: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 61.

17 ACTING PRESIDENT GRIFFO: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 324, by Senator Flanagan, Senate Print 6705, an
21 act extending the time.

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

24 The Secretary will read the last
25 section.

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

3 ACTING PRESIDENT GRIFFO: Call the
4 roll.

5 (The Secretary called the roll.)

6 ACTING PRESIDENT GRIFFO: Announce
7 the results.

8 THE SECRETARY: In relation to
9 Calendar Number 324, those recorded in the
10 negative are Senators Hoylman, Krueger, Rivera
11 and Tkaczyk.

12 Ayes, 57. Nays, 4.

13 ACTING PRESIDENT GRIFFO: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 334, by Senator Libous, Senate Print 967, an act
17 to amend the Education Law.

18 ACTING PRESIDENT GRIFFO: Read the
19 last section.

20 SENATOR GIANARIS: Lay it aside.

21 ACTING PRESIDENT GRIFFO: Lay the
22 bill aside.

23 THE SECRETARY: Calendar Number
24 341, by Senator LaValle, Senate Print 6419, an
25 act to amend the Environmental Conservation Law.

1 ACTING PRESIDENT GRIFFO: Read the
2 last section.

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

5 ACTING PRESIDENT GRIFFO: Call the
6 roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 61.

9 ACTING PRESIDENT GRIFFO: The bill
10 is passed.

11 Senator Libous, that completes the
12 noncontroversial reading of today's calendar.

13 SENATOR LIBOUS: Well,
14 Mr. President, then I suppose we should move to
15 the controversial reading of the Libous bill.

16 ACTING PRESIDENT GRIFFO: The
17 Secretary will ring the bell.

18 The Secretary will read.

19 THE SECRETARY: Calendar Number
20 334, by Senator Libous, Senate Print 967, an act
21 to amend the Education Law.

22 ACTING PRESIDENT GRIFFO: Senator
23 Latimer.

24 SENATOR LATIMER: Thank you,
25 Mr. President. On the bill.

1 ACTING PRESIDENT GRIFFO: Senator
2 Latimer on the bill.

3 SENATOR LATIMER: I have great
4 respect for the sponsor of this bill, and I
5 understand this bill has been before this house
6 previously. But I have to take the same position
7 that my predecessor in this district, Senator
8 Suzi Oppenheimer, took on this.

9 This debate we've had in the last
10 two months about what is the proper role of the
11 State Education Department and the Board of
12 Regents and the state in governing the way
13 education is delivered in this state has had many
14 of us as critics of putting too much power in the
15 hands of the SED or being very concerned about
16 decisions that are coming out of the
17 commissioner's office.

18 This bill would do exactly that.
19 This bill would take away the local control by
20 local school districts of who they would select
21 to be their superintendent.

22 And we have, throughout this state,
23 many portions of this state, my district being
24 only one of them, in which our districts border a
25 neighboring state -- in my case, Connecticut. In

1 other parts, there are areas that border
2 New Jersey, border Massachusetts.

3 And in each of those different
4 cases, those local school boards are looking for
5 the best possible school superintendent that
6 has the skill set necessary to do the job that
7 that school board has put before them. This bill
8 now limits their ability to look at all possible
9 candidates.

10 What this bill says is that the
11 individual candidate must live in the State of
12 New York or move into the State of New York if
13 the Commissioner of Education provides a waiver.
14 My initial concern is that it limits what the
15 school board can do for local control.

16 Secondly, I think it places too much
17 power in the hands of the Commissioner of
18 Education. If the Commissioner of Education, who
19 we have been properly critical of on other issues
20 that have been before us, has the ability to deny
21 a waiver for what the bill says is for a good
22 cause -- we don't define what "good cause" is.
23 That leaves a tremendous amount of discretion in
24 the hands of the Commissioner of Education,
25 discretion that I would rather see at the local

1 level, not at the statewide level, the very issue
2 we've debated before.

3 The concern that I have as well,
4 aside from the definition of what "good cause"
5 is, is even if a waiver is granted, it only lasts
6 for one year. And in that particular time frame,
7 you're dealing with potential candidates who
8 might live two or three or four miles over a
9 dotted line in a Great Barrington, Massachusetts,
10 or a Canaan, Connecticut, or Ridgefield,
11 Connecticut, and be unable to have that person be
12 considered unless they were prepared to move.
13 And those are a host of different personal issues
14 that go into the individual candidate.

15 New Jersey has legislated in this
16 area, trying to restrict salaries and other
17 considerations for superintendents, and as a
18 result New Jersey has lost some of their more
19 talented superintendents to those of us in parts
20 of New York that can compete for those
21 individuals.

22 I would also say that there is a
23 cost to this legislation. If we argue that a
24 local school district does not have the
25 discretion to hire somebody who will stay outside

1 the state, then we are basically saying to that
2 school district: If you want that candidate,
3 they have to move in.

4 And in those parts of this state
5 where real estate costs are high -- and that is
6 very true in Westchester County and other
7 counties -- we are most likely requiring that
8 school board to negotiate a more expensive
9 package to include a housing consideration in
10 order for them to move from wherever they are now
11 into this state.

12 I think it makes much greater sense
13 to leave the power in the hands of the local
14 school district, let the local school board
15 decide whether the candidate is qualified or not
16 qualified. The other qualifications for
17 superintendent -- that they have the requisite
18 number of credits from an accredited school and
19 the proper degrees -- those are legitimate
20 professional criteria in order to have this
21 happen.

22 In this particular case, I think
23 we're making an extra step too far. And when the
24 time comes to vote, I will be recorded in the
25 negative.

1 And I ask my colleagues to consider,
2 even if it doesn't affect them -- because there
3 are parts of the state that are nowheres near
4 another state border, consider what this kind of
5 restriction does to some of us who have
6 dotted-line borders with other states and what it
7 does to our school districts, which we are now
8 mandating for every school district in the state.

9 Thank you, Mr. President.

10 ACTING PRESIDENT GRIFFO: Thank
11 you, Senator Latimer.

12 Senator Libous.

13 SENATOR LIBOUS: Thank you,
14 Mr. President. On the bill, of course.

15 ACTING PRESIDENT GRIFFO: Senator
16 Libous on the bill.

17 SENATOR LIBOUS: And while I
18 certainly have great respect for Senator
19 Latimer's opinion -- Senator, I do -- I do
20 disagree. I think that this bill is common
21 sense.

22 If we're elected to a Senate
23 district, we have to live in that Senate
24 district. We have to become part of that
25 district, we have to become part of what takes

1 place.

2 What I have found with school
3 superintendents in my career is that those who
4 move into the district -- and we're not even
5 asking them to do that, we're just saying you
6 have to live in New York State if you're going to
7 be a school superintendent in New York State --
8 that they do a much better job getting involved
9 in the community.

10 And in many cases, at least I can
11 speak for the upstate communities, they do become
12 a part of the community. In many cases they
13 become the mayor, if you will, of the area. And
14 most things are centered, in rural communities
15 upstate, around the schools, around the school
16 districts. And those superintendents are vital
17 in the community.

18 So I just think that it makes sense
19 that if they're going to take money from the
20 taxpayers of New York State, that it only makes
21 sense that they live in the state. We're not
22 asking them to live in the specific district. I
23 understand that that's difficult. And I
24 understand that there's a shortage of
25 superintendents and it's hard to find good ones.

1 But, you know, asking them to live
2 in the state, giving them a year to move in, I
3 don't think is unrealistic. I think if you're
4 going to take taxpayer money from New York State,
5 you should at least live in the state while
6 you're doing it.

7 Thank you, Mr. President.

8 ACTING PRESIDENT GRIFFO: Thank
9 you, Senator Libous.

10 Is there any other Senator wishing
11 to be heard?

12 Seeing none and hearing none, the
13 debate is closed. The Secretary will ring the
14 bell.

15 Can I have order in the chamber,
16 please. The Secretary will read the last
17 section.

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

20 ACTING PRESIDENT GRIFFO: The
21 Secretary will call the roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT GRIFFO: Announce
24 the results.

25 THE SECRETARY: In relation to

1 Calendar Number 334, those recorded in the
2 negative are Senators Avella, Gipson,
3 Hassell-Thompson, Latimer, Marcellino,
4 Montgomery, Parker, Rivera, Stavisky and Tkaczyk.

5 Ayes, 51. Nays, 10.

6 ACTING PRESIDENT GRIFFO: The bill
7 is passed.

8 Senator Libous, that completes the
9 controversial reading of the calendar.

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

12 Is there any further business at the
13 desk?

14 ACTING PRESIDENT GRIFFO: There is
15 no further business before the desk.

16 SENATOR LIBOUS: Before members run
17 out of the chamber, if I could just remind
18 everybody, tomorrow is West Point Day, a very
19 important day in this house. And we get a chance
20 to honor the cadets as they come up; many of them
21 are from your districts.

22 I would ask that we will do
23 everything in our power to start promptly at
24 11:00. And I would ask if members could be in
25 the chamber and in their seats. I know we're all

1 very busy, but I think we could give 20 minutes
2 to a half-hour as we honor the cadets from
3 West Point.

4 So that will be tomorrow at 11:00,
5 Mr. President.

6 And there being no further business,
7 I move that we adjourn until Wednesday,
8 April 30th, at 11:00 am.

9 ACTING PRESIDENT GRIFFO: On
10 motion, the Senate stands adjourned until
11 Wednesday, April 30th, at 11:00 a.m.

12 Senate adjourned.

13 (Whereupon, at 4:29 p.m., the Senate
14 adjourned.)

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