

1 NEW YORK STATE SENATE

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3
4 THE STENOGRAPHIC RECORD

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8
9 ALBANY, NEW YORK

10 May 29, 2014

11 11:20 a.m.

12
13
14 REGULAR SESSION

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17
18 SENATOR PHIL M. BOYLE, Acting President

19 FRANCIS W. PATIENCE, Secretary

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

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

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

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

9 ACTING PRESIDENT BOYLE: In the
10 absence of clergy, may we please bow our heads
11 for a moment of silence.

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

14 ACTING PRESIDENT BOYLE: Thank
15 you.

16 The reading of the Journal.

17 THE SECRETARY: In Senate,
18 Wednesday, May 28th, the Senate met pursuant to
19 adjournment. The Journal of Tuesday, May 27th,
20 was read and approved. On motion, Senate
21 adjourned.

22 ACTING PRESIDENT BOYLE: Without
23 objection, the Journal stands approved as read.

24 Presentation of petitions.

25 Messages from the Assembly.

1 The Secretary will read.

2 THE SECRETARY: On page 25,
3 Senator Martins moves to discharge, from the
4 Committee on Elections, Assembly Bill Number 8340
5 and substitute it for the identical Senate Bill
6 Number 6742, Third Reading Calendar 325.

7 ACTING PRESIDENT BOYLE:
8 Substitution ordered.

9 Messages from the Governor.
10 Reports of standing committees.
11 Reports of select committees.
12 Communications and reports from
13 state officers.

14 Motions and resolutions.
15 Senator Libous.

16 SENATOR LIBOUS: Mr. President,
17 would you please call on Senator Valesky, then
18 Senator Gianaris, and then myself.

19 ACTING PRESIDENT BOYLE: Senator
20 Valesky.

21 SENATOR VALESKY: Mr. President, on
22 behalf of Senator Avella, I move that the
23 following bill be discharged from its respective
24 committee and be recommitted with instructions to
25 strike the enacting clause: Senate Bill 7088.

1 ACTING PRESIDENT BOYLE: So
2 ordered.

3 Senator Gianaris.

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

6 On behalf of Senator Breslin, on
7 page 58 I offer the following amendments to
8 Calendar Number 809, Senate Print 5714A, and ask
9 that said bill retain its place on Third Reading
10 Calendar.

11 ACTING PRESIDENT BOYLE: So
12 ordered.

13 Senator Libous.

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

16 On behalf of Senator Zeldin,
17 Mr. President, I wish to call up his bill, Senate
18 Print 1687, recalled from the Assembly, which is
19 now at the desk.

20 ACTING PRESIDENT BOYLE: The
21 Secretary will read.

22 THE SECRETARY: Calendar Number 62,
23 by Senator Zeldin, Senate Print 1687, an act to
24 amend the Public Authorities Law.

25 SENATOR LIBOUS: Mr. President, I

1 now move to reconsider the vote by which this
2 bill was passed.

3 ACTING PRESIDENT BOYLE: The
4 Secretary will call the roll on reconsideration.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 55.

7 SENATOR LIBOUS: Mr. President, I
8 now hand up the following amendments.

9 ACTING PRESIDENT BOYLE: The
10 amendments are received.

11 Senator Libous.

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

14 On behalf of Senator Ball, on
15 page 39 I offer the following amendments to
16 Calendar Number 593, Senate Print 6563, and ask
17 that said bill retain its place on the Third
18 Reading Calendar.

19 ACTING PRESIDENT BOYLE: So
20 ordered.

21 Senator Libous.

22 SENATOR LIBOUS: On behalf of
23 Senator Hannon, on page 37 I offer the following
24 amendments to Calendar Number 565, Senate Print
25 7027A, and ask that said bill retain its place on

1 the Third Reading Calendar.

2 ACTING PRESIDENT BOYLE: So
3 ordered.

4 Senator Libous.

5 SENATOR LIBOUS: On behalf of
6 Senator LaValle, on page 41 I offer the following
7 amendments to Calendar Number 620, Senate Print
8 2922, and ask that said bill retain its place on
9 the Third Reading Calendar.

10 ACTING PRESIDENT BOYLE: So
11 ordered.

12 Senator Libous.

13 SENATOR LIBOUS: On behalf of
14 Senator Libous, Mr. President, on page 42 I offer
15 the following amendments to Calendar Number 642,
16 Senate Print 970, and ask that said bill retain
17 its place on the Third Reading Calendar.

18 ACTING PRESIDENT BOYLE: So
19 ordered.

20 Senator Libous.

21 SENATOR LIBOUS: Mr. President, at
22 this time if we could take up a previously
23 adopted resolution by Senator Avella,
24 Number 4468, which is at the desk. Could you
25 please have it read it in its entirety and call

1 on Senator Avella before passage of the
2 resolution.

3 ACTING PRESIDENT BOYLE: The
4 Secretary will read.

5 THE SECRETARY: Legislative
6 Resolution Number 4468, by Senator Avella,
7 memorializing Governor Andrew M. Cuomo to
8 proclaim May 2014 as Korean American Family Month
9 in the State of New York.

10 "WHEREAS, When the sons and
11 daughters of other nations move to the
12 United States, the traditions they carry with
13 them greatly enhance and strengthen the American
14 population; and

15 WHEREAS, In December of 1902,
16 56 men, 21 women and 25 children left Korea and
17 traveled across the Pacific Ocean on the
18 S.S. Gaelic and landed in Honolulu, Hawaii, on
19 January 13, 1903; and

20 "WHEREAS, Since their arrival,
21 Korean Americans have taken root and thrived in
22 the United States through strong family ties,
23 community support, and hard work; and

24 "WHEREAS, Family values and the
25 importance of education are at the core of Korean

1 culture; specifically, the concept of 'filial
2 piety,' or love and respect for one's parents and
3 ancestors, is a vital family virtue honored by
4 Koreans for centuries; and

5 "WHEREAS, May is considered 'Family
6 Month' in Korean culture, with Children's Day
7 falling on May 5th, Parents' Day on May 8th, and
8 Teachers' Day on May 15th; and

9 "WHEREAS, Children's Day was founded
10 in 1923, by Mr. Jeong-Hwan Bang, a children's
11 book author and children's rights activist, to
12 promote love and respect for youth; and

13 "WHEREAS, The Proclamation of
14 Children's Day, which was presented by Mr. Bang
15 on May 1, 1923, contains eight requests by
16 children to adults, such as treating children
17 with respect and providing a caring environment
18 for children to learn and develop; and

19 "WHEREAS, Acknowledging that
20 children are the future of the nation, the day
21 became a public holiday in Korea in 1975,
22 allowing parents and children to spend the day
23 together to strengthen the ties of the family;
24 and

25 "WHEREAS, Since 1973, Koreans have

1 celebrated Parents' Day on May 8th by presenting
2 their parents with a red carnation and gifts; in
3 addition, various ceremonies are held in the
4 Korean-American community to recognize sons and
5 daughters who have rendered exemplary care and
6 services to parents and elderly; and

7 "WHEREAS, May 15th is designated as
8 Teacher's Day; while teachers are not blood
9 relatives, they have long occupied a special
10 place of honor and dignity in Korean culture; and

11 "WHEREAS, Korea has a long tradition
12 of sincere respect and admiration for teachers,
13 and students are taught to respect their teachers
14 from the very first time they enter a school; and

15 "WHEREAS, Respect for teachers does
16 not only take place in schools but also in every
17 household; it goes along with Korean culture
18 where the elderly are greatly respected for their
19 lifelong wisdom and hard work on behalf of Korean
20 society; and

21 "WHEREAS, The Korean-American
22 community in New York State continues to honor
23 family values through various events and
24 ceremonies held annually during the month of May;
25 and

1 "WHEREAS, The State of New York has
2 always been richer, culturally and socially, as a
3 result of many contributions of its vibrant
4 Korean-American community; New York is also
5 fortunate to have in its midst a substantial
6 number of citizens who trace their origins to
7 Korea; now, therefore, be it

8 "RESOLVED, That this Legislative
9 Body pause in its deliberations to memorialize
10 Governor Andrew M. Cuomo to proclaim May 2014 as
11 Korean American Family Month in the State of
12 New York; and be it further

13 "RESOLVED, That copies of this
14 resolution, suitably engrossed, be transmitted
15 to the Honorable Andrew M. Cuomo, Governor of the
16 State of New York; the Korean American
17 Association of Greater New York; the Korean
18 American Association of Queens; Korean American
19 Filial Piety, Inc.; and the Korean American
20 Parents Association of Greater New York."

21 ACTING PRESIDENT BOYLE: Senator
22 Avella.

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

25 And thank you for reading the

1 previously adopted resolution, which called upon
2 Governor Cuomo to declare May as Korean American
3 Family Month in the State of New York.

4 I'm happy to report that last week
5 Governor Cuomo did exactly that, and it really is
6 a tribute to the Korean-American community in the
7 state.

8 We had a ceremony back in the City
9 of New York. We didn't have all the groups come
10 up, but I did want to mention for the record all
11 the groups that participated in the ceremony and
12 thanking the Governor for this wonderful tribute
13 to the Korean-American community.

14 For the record, those organizations
15 that were there: Korean American Association of
16 Greater New York, Korean American Association of
17 Queens, Korean American Parents Association of
18 New York, Korean Community Services of
19 Metropolitan New York, Korean American Family
20 Service Center, Korean American Political
21 Advancement, Korean American Filial Piety, Korean
22 American Seafood Association of Greater New York,
23 Korean American Senior Citizens Society of
24 New York, ROK Marine Corps Veterans of Eastern
25 USA, and finally the Korean Veterans Association

1 of Eastern USA.

2 And I thank this body for approving
3 the resolution, which the Governor then signed
4 into law proclaiming May as Korean American
5 Family Month. I hope we can do this every year.
6 But we are the first state in the country to do
7 such an honor to the Korean-American community.

8 Thank you, Mr. President.

9 ACTING PRESIDENT BOYLE: Thank you,
10 Senator.

11 As was mentioned, this was
12 previously adopted on April 29th.

13 Senator Libous.

14 SENATOR LIBOUS: Excuse me,
15 Mr. President. Senator Maziarz was rudely
16 interrupting me, sir.

17 (Laughter.)

18 SENATOR LIBOUS: At this time could
19 we move to adopt the Resolution Calendar.

20 ACTING PRESIDENT BOYLE: All in
21 favor of adopting the Resolution Calendar signify
22 by saying aye.

23 (Response of "Aye.")

24 ACTING PRESIDENT BOYLE: Opposed,
25 nay.

1 (No response.)

2 ACTING PRESIDENT BOYLE: The
3 Resolution Calendar is adopted.

4 Senator Libous.

5 SENATOR LIBOUS: Mr. President,
6 could we take up a previously adopted resolution
7 by Senator Kennedy, Number 4807. Would you
8 please have it read in its entirety and then call
9 on Senator Kennedy.

10 ACTING PRESIDENT BOYLE: The
11 Secretary will read.

12 THE SECRETARY: Legislative
13 Resolution Number 4807, by Senator Kennedy,
14 mourning the death of Edward F. Wagner,
15 distinguished citizen and devoted member of his
16 community.

17 "WHEREAS, It is the custom of this
18 Legislative Body to pay tribute to citizens of
19 the State of New York whose lifework and civic
20 endeavor served to enhance the quality of life in
21 their communities and the great State of
22 New York; and

23 "WHEREAS, Edward F. Wagner, of
24 Cheektowaga, New York, died on Saturday,
25 February 8, 2014, at the age of 90; and

1 "WHEREAS, Edward Frank Wagner was
2 born on October 1, 1923, the oldest of five
3 children in his family; at the age of 15, he
4 joined the Civilian Conservation Corps, sending
5 two-thirds of his paycheck home to help support
6 his mother and siblings; and

7 "WHEREAS, This esteemed man
8 continued his service to his country when, at the
9 age of 20, he enlisted as a member of the United
10 States Marine Corps during World War II; and

11 "WHEREAS, Edward F. Wagner served
12 courageously as a lance corporal, experiencing
13 heavy fighting during the Allied landings on
14 Saipan and Tinian in the Mariana Island Campaign;
15 his many military decorations include a
16 Purple Heart for injuries sustained during
17 battle; and

18 "WHEREAS, After the war, Edward F.
19 Wagner returned home, married and started a
20 wonderful family with his late wife, the former
21 Adele Jendrasek; he also began a career with the
22 Westinghouse Corporation that would last
23 49 years; and

24 "WHEREAS, This remarkable
25 Marine Corps veteran distinguished himself in his

1 profession and by his sincere dedication and
2 substantial contributions to patriotic causes in
3 his community; and

4 "WHEREAS, Edward F. Wagner was a
5 longtime member of Pvt. Leonard VFW Post No.
6 6251, the Cheektowaga Patriotic Commission, and
7 Marine Corps League Detachment No. 239; he was
8 also a founding member of Boy Scouts of America
9 Troop No. 554; and

10 "WHEREAS, Edward F. Wagner's
11 commitment to excellence, and his spirit of
12 humanity, carried over into all fields of
13 enterprise, including charitable and civic
14 endeavors; and

15 "WHEREAS, Known for his dedication
16 to veterans' causes, he was proud to visit the
17 injured at the VA Hospital and sell poppies to
18 raise funds for war veterans; on Veteran's Day he
19 would visit local elementary schools to give
20 educational talks to children; and

21 "WHEREAS, A man of faith, Edward F.
22 Wagner was a lifelong member of St. Barnabas
23 Catholic Church, where he served as an usher, and
24 the Knights of Columbus; and

25 "WHEREAS, Predeceased by his first

1 wife, Adele; two brothers, Harry and Frank; and
2 his sister, Irene; Edward F. Wagner is survived
3 by his wife Mary Margaret; two brothers, James
4 and John; his daughter, Patricia (John), son,
5 Robert (Wendy); his four stepchildren, Barbara
6 (Dan), Lisa (Jonathan), Ober, and Eric
7 (Michelle), two grandchildren, Veronika and
8 Paulina; and ten step-grandchildren: Jordan,
9 Amanda, Gabrielle, Halee, Rebekah, Anastasia,
10 Emma, Oliver, Jasmine and Patrick; as well as
11 several nieces and cousins; and

12 "WHEREAS, Armed with a humanistic
13 spirit, imbued with a sense of compassion, and
14 remembered by a loving family, Edward F. Wagner
15 leaves behind a legacy which will long endure the
16 passage of time and will remain as a comforting
17 memory to all he served and befriended; now,
18 therefore, be it

19 "RESOLVED, That this Legislative
20 Body pause in its deliberations to mourn the
21 death of Edward F. Wagner; and be it further

22 "RESOLVED, That a copy of this
23 resolution, suitably engrossed, be transmitted to
24 the family of Edward F. Wagner."

25 ACTING PRESIDENT BOYLE: Senator

1 Kennedy.

2 SENATOR KENNEDY: Thank you,
3 Mr. President.

4 I rise today to honor the life of
5 Edward Frank Wagner, a devoted husband, father,
6 grandfather, decorated serviceman and friend, who
7 passed away on February 8th of this year at the
8 age of 90 years old.

9 To know Ed was to love Ed. He was a
10 dear friend. We extend our condolences to his
11 family and friends as they mourn this tremendous
12 loss. And we fondly remember the contributions
13 that he made to our community in Western
14 New York, in New York State, and to our nation
15 throughout his life.

16 We are joined here today by many
17 members of Ed's extended family -- his extensive
18 family. As we all heard in the reading of this
19 resolution, the Wagner family is very large. And
20 they are wonderful people and have carried on his
21 sense of nobility and his spirit in our community
22 in Western New York.

23 Ed was a strong, courageous and
24 incredibly humble individual who made his family
25 life first and took great pride in the Western

1 New York community. I met Ed through his work
2 through the Patriotic Commission in Cheektowaga.
3 And like anyone who met Ed, we not only became
4 good colleagues, but we became good friends.

5 And in putting this resolution
6 together, we were doing some digging on history
7 of Ed Wagner and what he really meant to our
8 community in Western New York, to our state and
9 to our nation.

10 And you know, Ed wasn't an
11 individual who liked to brag about himself, so it
12 gives me great pride to be able to honor his life
13 and his memory, through speaking about some of
14 the sacrifices that he made for our country and
15 our community, on the floor of the Senate today.

16 In 1923, he was born, the oldest of
17 five children in his family. And he always put
18 his family, his brothers and his sisters, first.
19 In the height of the Great Depression, he joined
20 the Civilian Conservation Corps. And at only
21 15 years old, Ed sent his paycheck home each week
22 in order to support his family.

23 And when the Second World War broke
24 out, Ed volunteered to join the United States
25 Marine Corps to serve the country. And as the

1 war waged on in the Pacific, he fought valiantly
2 on behalf of our great country, earning a Purple
3 Heart in service to our country.

4 After the war ended, he came home,
5 he met his wife and married his wife Adele,
6 started a family in Cheektowaga. And for nearly
7 five decades, he worked and labored to raise his
8 family, working at Westinghouse Corporation,
9 demonstrating the resilient blue-collar spirit
10 that makes Western New York famous.

11 His family and friends are here with
12 us today. His wife Peggy, Margaret Mary Wagner,
13 who's here with Bob, Ed's son; Lisa, Barb, and
14 Eric, his stepchildren; his daughter Patty.

15 He's remembered also by his two
16 grandchildren and 10 step-grandchildren,
17 including Jordan, who is here with us today,
18 studying nursing at D'Youville College, the
19 greatest college on earth -- it happens to be my
20 alma mater. She's going to be a nurse in the
21 near future, she's going into her junior year.

22 Ed's two brothers, James and John,
23 his sister Margaret, and his friends John and
24 Ginny Fasser are also here with us today.

25 Known for his hard work, his great

1 sense of humor, and his generosity, Ed Wagner was
2 a family man who carried about his community and
3 did all he could to support his family, his
4 neighbors and our community. He'll be deeply
5 missed. And it's with his tremendous spirit that
6 we honor his memory on the floor of the Senate
7 today.

8 Thank you for coming here to
9 celebrate his life in service to our community,
10 our state, and our nation.

11 Thank you, Mr. President.

12 ACTING PRESIDENT BOYLE: Thank you,
13 Senator.

14 The resolution was previously
15 adopted on May 6th.

16 And I'd like to join with the Senate
17 in thanking the Wagner family for coming here,
18 mourning the loss of a great man and celebrating
19 his life. Thank you for joining us.

20 Senator Libous.

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

23 If we can just go back to the Avella
24 resolution, the Senator would like to open that
25 up for all members. And if any reason someone

1 would like to come off it, let the desk know, as
2 our policy stands.

3 ACTING PRESIDENT BOYLE: Senator
4 Avella's resolution, Number 4468, is open for
5 cosponsorship. If you choose not to be on the
6 resolution, please notify the desk.

7 Senator Libous.

8 SENATOR LIBOUS: Thank you.

9 Mr. President, at this point I think
10 it's time to read the noncontroversial calendar.

11 ACTING PRESIDENT BOYLE: The
12 Secretary will read.

13 THE SECRETARY: Calendar Number
14 280, by Senator LaValle, Senate Print 6790A, an
15 act to amend the Education Law.

16 ACTING PRESIDENT BOYLE: Read the
17 last section.

18 SENATOR GIANARIS: Lay it aside.

19 ACTING PRESIDENT BOYLE: Lay the
20 bill aside.

21 THE SECRETARY: Calendar Number
22 325, substituted earlier by Member of the
23 Assembly Buchwald, Assembly Bill Number 8340, an
24 act to amend the Election Law.

25 ACTING PRESIDENT BOYLE: Read the

1 last section.

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

4 ACTING PRESIDENT BOYLE: Call the
5 roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT BOYLE: Announce
8 the results.

9 THE SECRETARY: Ayes, 58.

10 ACTING PRESIDENT BOYLE: The bill
11 is passed.

12 THE SECRETARY: Calendar Number
13 381, by Senator Young, Senate Print 6884, an act
14 to amend Chapter 449 of the Laws of 1986.

15 ACTING PRESIDENT BOYLE: Read the
16 last section.

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

19 ACTING PRESIDENT BOYLE: Call the
20 roll.

21 (The Secretary called the roll.)

22 ACTING PRESIDENT BOYLE: Announce
23 the result.

24 THE SECRETARY: Ayes, 58.

25 ACTING PRESIDENT BOYLE: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 382, by Senator Young, Senate Print 6885, an act
4 to amend Chapter 777 of the Laws of 1986.

5 ACTING PRESIDENT BOYLE: Read the
6 last section.

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

9 ACTING PRESIDENT BOYLE: Call the
10 roll.

11 (The Secretary called the roll.)

12 ACTING PRESIDENT BOYLE: Announce
13 the result.

14 THE SECRETARY: Ayes, 58.

15 ACTING PRESIDENT BOYLE: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 464, by Senator Klein, Senate Print 2333, an act
19 to amend the Civil Practice Law and Rules.

20 ACTING PRESIDENT BOYLE: Read the
21 last section.

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

24 ACTING PRESIDENT BOYLE: Call the
25 roll.

1 (The Secretary called the roll.)
2 ACTING PRESIDENT BOYLE: Announce
3 the result.
4 THE SECRETARY: In relation to
5 Calendar 464, those recorded in the negative are
6 Senators Dilan, Krueger, Montgomery and Perkins.
7 Ayes, 54. Nays, 4.
8 ACTING PRESIDENT BOYLE: The bill
9 is passed.
10 THE SECRETARY: Calendar Number
11 526, by Senator Bonacic, Senate Print 7144, an
12 act to amend the Estates, Powers and Trusts Law.
13 ACTING PRESIDENT BOYLE: Read the
14 last section.
15 THE SECRETARY: Section 2. This
16 act shall take effect immediately.
17 ACTING PRESIDENT BOYLE: Call the
18 roll.
19 (The Secretary called the roll.)
20 ACTING PRESIDENT BOYLE: Announce
21 the result.
22 THE SECRETARY: Ayes, 58.
23 ACTING PRESIDENT BOYLE: The bill
24 is passed.
25 THE SECRETARY: Calendar Number

1 596, by Senator Peralta, Senate Print 3930, an
2 act to amend the Banking Law.

3 ACTING PRESIDENT BOYLE: Read the
4 last section.

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

7 ACTING PRESIDENT BOYLE: Call the
8 roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT BOYLE: Announce
11 the result.

12 THE SECRETARY: Ayes, 58.

13 ACTING PRESIDENT BOYLE: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 680, by Senator Klein, Senate Print 6434, an act
17 to amend the Alcoholic Beverage Control Law.

18 SENATOR LIBOUS: Lay it aside for
19 the day.

20 ACTING PRESIDENT BOYLE: The bill
21 is laid aside for the day.

22 THE SECRETARY: Calendar Number
23 692, by Senator LaValle, Senate Print 2282, an
24 act to amend the Education Law.

25 SENATOR LIBOUS: Lay it aside for

1 the day.

2 ACTING PRESIDENT BOYLE: Lay the
3 bill aside for the day.

4 THE SECRETARY: Calendar Number
5 713, by Senator LaValle, Senate Print 1770, an
6 act to amend the Public Health Law.

7 ACTING PRESIDENT BOYLE: Read the
8 last section.

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

11 ACTING PRESIDENT BOYLE: Call the
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT BOYLE: Announce
15 the result.

16 THE SECRETARY: Ayes, 58.

17 ACTING PRESIDENT BOYLE: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 734, by Senator Maziarz, Senate Print 1063, an
21 act to amend County Law.

22 ACTING PRESIDENT BOYLE: Read the
23 last section.

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

1 ACTING PRESIDENT BOYLE: Call the
2 roll.

3 (The Secretary called the roll.)

4 ACTING PRESIDENT BOYLE: Announce
5 the result.

6 THE SECRETARY: Ayes, 58.

7 ACTING PRESIDENT BOYLE: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 751, by Senator Golden, Senate Print 2244, an act
11 to amend the Penal Law.

12 ACTING PRESIDENT BOYLE: Read the
13 last section.

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

16 ACTING PRESIDENT BOYLE: Call the
17 roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT BOYLE: Announce
20 the result.

21 THE SECRETARY: Ayes, 58.

22 ACTING PRESIDENT BOYLE: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 752, by Senator Klein, Senate Print 2261, an act

1 to amend the Penal Law.

2 ACTING PRESIDENT BOYLE: Read the
3 last section.

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

6 ACTING PRESIDENT BOYLE: Call the
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT BOYLE: Announce
10 the result.

11 THE SECRETARY: Ayes, 55. Nays, 3.
12 Senators Montgomery, Perkins and Sanders recorded
13 in the negative.

14 ACTING PRESIDENT BOYLE: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 753, by Senator Lanza, Senate Print 2492, an act
18 to amend the Penal Law.

19 ACTING PRESIDENT BOYLE: Read the
20 last section.

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

23 ACTING PRESIDENT BOYLE: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: In relation to
2 Calendar 753, those recorded in the negative are
3 Senators Hoylman, Krueger, Perkins and Sanders.

4 Ayes, 54. Nays, 4.

5 ACTING PRESIDENT BOYLE: The bill
6 is passed.

7 THE SECRETARY: Calendar Number
8 756, by Senator Lanza, Senate Print 3847, an act
9 to amend the Penal Law.

10 ACTING PRESIDENT BOYLE: Read the
11 last section.

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

14 ACTING PRESIDENT BOYLE: Call the
15 roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT BOYLE: Announce
18 the result.

19 THE SECRETARY: Ayes, 58.

20 ACTING PRESIDENT BOYLE: The bill
21 is passed.

22 THE SECRETARY: Calendar Number
23 759, by Senator Nozzolio, Senate Print 4928B, an
24 act to amend the Criminal Procedure Law.

25 ACTING PRESIDENT BOYLE: Read the

1 last section.

2 THE SECRETARY: Section 2. This
3 act shall take effect January 1, 2016.

4 ACTING PRESIDENT BOYLE: Call the
5 roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: In relation to
8 Calendar 759, those recorded in the negative are
9 Senators Hassell-Thompson, Montgomery, Perkins
10 and Sanders.

11 Ayes, 54. Nays, 4.

12 ACTING PRESIDENT BOYLE: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 768, by Senator Nozzolio, Senate Print 7246, an
16 act to amend the Penal Law.

17 ACTING PRESIDENT BOYLE: Read the
18 last section.

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

21 ACTING PRESIDENT BOYLE: Call the
22 roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT BOYLE: Announce
25 the result.

1 THE SECRETARY: In relation to
2 Calendar 768, those recorded in the negative are
3 Senators Hassell-Thompson, Hoylman, Krueger,
4 Montgomery, Perkins and Squadron.

5 Ayes, 52. Nays 6.

6 ACTING PRESIDENT BOYLE: The bill
7 is passed.

8 THE SECRETARY: Calendar Number
9 769, by Senator Latimer, Senate Print 4843A, an
10 act to amend the State Technology Law.

11 ACTING PRESIDENT BOYLE: Read the
12 last section.

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

15 ACTING PRESIDENT BOYLE: Call the
16 roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT BOYLE: Announce
19 the result.

20 THE SECRETARY: Ayes, 58.

21 ACTING PRESIDENT BOYLE: The bill
22 is passed.

23 THE SECRETARY: Calendar Number
24 772, by Senator Ranzenhofer, Senate Print 6544,
25 an act to amend the Public Authorities Law.

1 ACTING PRESIDENT BOYLE: Read the
2 last section.

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

5 ACTING PRESIDENT BOYLE: Call the
6 roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT BOYLE: Announce
9 the result.

10 THE SECRETARY: Ayes, 58.

11 ACTING PRESIDENT BOYLE: The bill
12 is passed.

13 THE SECRETARY: On page 55, Senator
14 Seward moves to discharge, from the Committee on
15 Housing, Construction and Community Development,
16 Assembly Bill Number 8323A and substitute it for
17 the identical Senate Bill Number 5992A, Third
18 Reading Calendar 778.

19 ACTING PRESIDENT BOYLE:
20 Substitution ordered.

21 The Secretary will read.

22 THE SECRETARY: Calendar Number
23 778, by Member of the Assembly Magee, Assembly
24 Print 8323A, an act to amend the Real Property
25 Tax Law.

1 ACTING PRESIDENT BOYLE: Read the
2 last section.

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

5 ACTING PRESIDENT BOYLE: Call the
6 roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT BOYLE: Announce
9 the result.

10 THE SECRETARY: Ayes, 58.

11 ACTING PRESIDENT BOYLE: The bill
12 is passed.

13 Senator Libous, this completes the
14 reading of the noncontroversial calendar.

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

17 Mr. President, before I ask if
18 there's any further business at the desk, I have
19 a couple of announcements.

20 The Cities Committee will meet
21 immediately following Session in Room 123.
22 That's the Cities Committee. And immediately
23 following the Cities Committee meeting will be
24 the Codes Committee. And that will be meeting
25 next door in Room 124 of the Capitol.

1 So Cities meeting immediately in
2 Room 123. Once Cities is concluded, Codes will
3 meet in Room 124.

4 Hang on, Mr. President, I've got
5 something coming in from headquarters.

6 (Laughter.)

7 SENATOR LIBOUS: Mr. President, I
8 can't believe that someone didn't hear me say
9 something, but Calendar 280 is and was laid aside
10 for the day.

11 ACTING PRESIDENT BOYLE: The bill
12 will be laid aside for the day.

13 SENATOR LIBOUS: Being subtle has
14 never been one of my traits.

15 Is there any further business,
16 Mr. President, at the desk?

17 ACTING PRESIDENT BOYLE: There is
18 no further business at the desk.

19 SENATOR LIBOUS: There being no
20 further business, I move that the Senate adjourn
21 until Monday, June 2nd, at 3:00 p.m., intervening
22 days being legislative days.

23 ACTING PRESIDENT BOYLE: On motion,
24 the Senate stands adjourned until Monday,
25 June 2nd, at 3:00 p.m., intervening days being

1 legislative days.

2 (Whereupon, at 11:49 a.m., the
3 Senate adjourned.)

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