NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

May 29, 2014

11:20 a.m.

REGULAR SESSION

SENATOR PHIL M. BOYLE, Acting President

FRANCIS W. PATIENCE, Secretary

P R O C E E D I N G S

ACTING PRESIDENT BOYLE: The Senate will come to order.

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

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

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

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

ACTING PRESIDENT BOYLE: Thank you.

The reading of the Journal.

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

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

Presentation of petitions.

Messages from the Assembly.

The Secretary will read.

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

ACTING PRESIDENT BOYLE: 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: Mr. President, would you please call on Senator Valesky, then Senator Gianaris, and then myself.

ACTING PRESIDENT BOYLE: Senator Valesky.

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

ACTING PRESIDENT BOYLE: So ordered.

Senator Gianaris.

SENATOR GIANARIS: Thank you, Mr. President.

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

ACTING PRESIDENT BOYLE: So ordered.

Senator Libous.

SENATOR LIBOUS: Thank you, Mr. President.

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

ACTING PRESIDENT BOYLE: The Secretary will read.

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

SENATOR LIBOUS: Mr. President, I

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

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

(The Secretary called the roll.)

THE SECRETARY: Ayes, 55.

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

ACTING PRESIDENT BOYLE: The amendments are received.

Senator Libous.

SENATOR LIBOUS: Thank you, Mr. President.

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

ACTING PRESIDENT BOYLE: So ordered.

Senator Libous.

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

the Third Reading Calendar.

ACTING PRESIDENT BOYLE: So ordered.

Senator Libous.

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

ACTING PRESIDENT BOYLE: So ordered.

Senator Libous.

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

ACTING PRESIDENT BOYLE: So ordered.

Senator Libous.

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

on Senator Avella before passage of the resolution.

ACTING PRESIDENT BOYLE: The Secretary will read.

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

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

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

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

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

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

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

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

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

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

"WHEREAS, Since 1973, Koreans have

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

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

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

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

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

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

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

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

ACTING PRESIDENT BOYLE: Senator Avella.

SENATOR AVELLA: Thank you, Mr. President.

And thank you for reading the

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

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

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

For the record, those organizations that were there: Korean American Association of Greater New York, Korean American Association of Queens, Korean American Parents Association of New York, Korean Community Services of Metropolitan New York, Korean American Family Service Center, Korean American Political Advancement, Korean American Filial Piety, Korean American Seafood Association of Greater New York, Korean American Senior Citizens Society of New York, ROK Marine Corps Veterans of Eastern USA, and finally the Korean Veterans Association

of Eastern USA.

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

Thank you, Mr. President.

ACTING PRESIDENT BOYLE: Thank you, Senator.

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

Senator Libous.

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

(Laughter.)

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

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

(Response of "Aye.")

ACTING PRESIDENT BOYLE: Opposed, nay.

(No response.)

ACTING PRESIDENT BOYLE: The Resolution Calendar is adopted.

Senator Libous.

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

ACTING PRESIDENT BOYLE: The Secretary will read.

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

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

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

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

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

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

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

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

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

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

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

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

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

"WHEREAS, Predeceased by his first

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

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

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

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

ACTING PRESIDENT BOYLE: Senator

Kennedy.

SENATOR KENNEDY: Thank you, Mr. President.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Known for his hard work, his great

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

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

Thank you, Mr. President.

ACTING PRESIDENT BOYLE: Thank you, Senator.

The resolution was previously adopted on May 6th.

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

Senator Libous.

SENATOR LIBOUS: Thank you, Mr. President.

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

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

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

Senator Libous.

SENATOR LIBOUS: Thank you.

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

ACTING PRESIDENT BOYLE: The Secretary will read.

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

ACTING PRESIDENT BOYLE: Read the last section.

SENATOR GIANARIS: Lay it aside.

ACTING PRESIDENT BOYLE: Lay the bill aside.

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

ACTING PRESIDENT BOYLE: Read the

last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the results.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT BOYLE: The bill is passed.

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

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the result.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT BOYLE: The bill

is passed.

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

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the result.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT BOYLE: The bill is passed.

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

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the result.

THE SECRETARY: In relation to Calendar 464, those recorded in the negative are Senators Dilan, Krueger, Montgomery and Perkins.

Ayes, 54. Nays, 4.

ACTING PRESIDENT BOYLE: The bill is passed.

THE SECRETARY: Calendar Number 526, by Senator Bonacic, Senate Print 7144, an act to amend the Estates, Powers and Trusts Law.

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the result.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT BOYLE: The bill is passed.

THE SECRETARY: Calendar Number

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

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the result.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT BOYLE: The bill is passed.

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

SENATOR LIBOUS: Lay it aside for the day.

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

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

SENATOR LIBOUS: Lay it aside for

the day.

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

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

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the result.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT BOYLE: The bill is passed.

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

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the result.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT BOYLE: The bill is passed.

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

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the result.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT BOYLE: The bill is passed.

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

to amend the Penal Law.

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the result.

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

ACTING PRESIDENT BOYLE: The bill is passed.

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

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

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

Ayes, 54. Nays, 4.

ACTING PRESIDENT BOYLE: The bill is passed.

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

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the result.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT BOYLE: The bill is passed.

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

ACTING PRESIDENT BOYLE: Read the

last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

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

Ayes, 54. Nays, 4.

ACTING PRESIDENT BOYLE: The bill is passed.

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

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the result.

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

Ayes, 52. Nays 6.

ACTING PRESIDENT BOYLE: The bill is passed.

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

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the result.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT BOYLE: The bill is passed.

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

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the result.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT BOYLE: The bill is passed.

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

ACTING PRESIDENT BOYLE: Substitution ordered.

The Secretary will read.

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

ACTING PRESIDENT BOYLE: Read the last section.

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

ACTING PRESIDENT BOYLE: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BOYLE: Announce the result.

THE SECRETARY: Ayes, 58.

ACTING PRESIDENT BOYLE: The bill is passed.

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

SENATOR LIBOUS: Thank you, Mr. President.

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

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

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

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

(Laughter.)

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

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

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

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

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

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

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

legislative days.

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