

1 NEW YORK STATE SENATE

2
3
4 THE STENOGRAPHIC RECORD

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6
7
8 ALBANY, NEW YORK

9
10 June 11, 2014

11 12:11 p.m.

12
13
14 REGULAR SESSION

15
16
17
18 SENATOR DAVID CARLUCCI, Acting President

19 FRANCIS W. PATIENCE, Secretary

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

2 ACTING PRESIDENT CARLUCCI: 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 CARLUCCI: In the
10 absence of clergy, may we please bow our heads
11 in a moment of silence.

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

14 ACTING PRESIDENT CARLUCCI: The
15 reading of the Journal.

16 THE SECRETARY: In Senate,
17 Tuesday, June 10th, the Senate met pursuant to
18 adjournment. The Journal of Monday, June 9th,
19 was read and approved. On motion, Senate
20 adjourned.

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

24 Presentation of petitions.

25 Messages from the Assembly.

1 The Secretary will read.

2 THE SECRETARY: On page 5, Senator
3 Maziarz moves to discharge, from the Committee
4 on Civil Service and Pensions, Assembly Bill
5 Number 8486 and substitute it for the identical
6 Senate Bill Number 3721A, Third Reading Calendar
7 66.

8 On page 12, Senator Seward moves to
9 discharge, from the Committee on Insurance,
10 Assembly Bill Number 9175A and substitute it for
11 the identical Senate Bill Number 6505B, Third
12 Reading Calendar 240.

13 On page 17, Senator Marchione moves
14 to discharge, from the Committee on Higher
15 Education, Assembly Bill Number 2089B and
16 substitute it for the identical Senate Bill
17 Number 2753B, Third Reading Calendar 436.

18 On page 17, Senator Martins moves
19 to discharge, from the Committee on Local
20 Government, Assembly Bill Number 7187 and
21 substitute it for the identical Senate Bill
22 Number 5647, Third Reading Calendar 442.

23 On page 19, Senator Golden moves to
24 discharge, from the Committee on Aging, Assembly
25 Bill Number 9067 and substitute it for the

1 identical Senate Bill Number 6858, Third Reading
2 Calendar 487.

3 On page 21, Senator Golden moves to
4 discharge, from the Committee on Judiciary,
5 Assembly Bill Number 1582A and substitute it for
6 the identical Senate Bill Number 3479A, Third
7 Reading Calendar 520.

8 On page 25, Senator Carlucci moves
9 to discharge, from the Committee on Codes,
10 Assembly Bill Number 9330 and substitute it for
11 the identical Senate Bill Number 6994, Third
12 Reading Calendar 587.

13 On page 35, Senator Golden moves to
14 discharge, from the Committee on Civil Service
15 and Pensions, Assembly Bill Number 9540A and
16 substitute it for the identical Senate Bill
17 Number 7226A, Third Reading Calendar 802.

18 On page 38, Senator Little moves to
19 discharge, from the Committee on Finance,
20 Assembly Bill Number 8703 and substitute it for
21 the identical Senate Bill Number 6333, Third
22 Reading Calendar 857.

23 On page 38, Senator Little moves to
24 discharge, from the Committee on Local
25 Government, Assembly Bill Number 9242 and

1 substitute it for the identical Senate Bill
2 Number 6888, Third Reading Calendar 860.

3 On page 39, Senator Seward moves to
4 discharge, from the Committee on Local
5 Government, Assembly Bill Number 8324A and
6 substitute it for the identical Senate Bill
7 Number 5991A, Third Reading Calendar 885.

8 On page 50, Senator Griffo moves to
9 discharge, from the Committee on Education,
10 Assembly Bill Number 9472 and substitute it for
11 the identical Senate Bill Number 7193, Third
12 Reading Calendar 1033.

13 On page 54, Senator Avella moves to
14 discharge, from the Committee on Social
15 Services, Assembly Bill Number 8921 and
16 substitute it for the identical Senate Bill
17 Number 6961, Third Reading Calendar 1084.

18 On page 55, Senator Ritchie moves
19 to discharge, from the Committee on Social
20 Services, Assembly Bill Number 8924A and
21 substitute it for the identical Senate Bill
22 Number 7192, Third Reading Calendar 1088.

23 On page 58, Senator Griffo moves to
24 discharge, from the Committee on Local
25 Government, Assembly Bill Number 8991 and

1 substitute it for the identical Senate Bill
2 Number 7084, Third Reading Calendar 1164.

3 On page 60, Senator DeFrancisco
4 moves to discharge, from the Committee on
5 Transportation, Assembly Bill Number 8021A and
6 substitute it for the identical Senate Bill
7 Number 7108, Third Reading Calendar 1185.

8 On page 61, Senator Savino moves to
9 discharge, from the Committee on Labor, Assembly
10 Bill Number 9115 and substitute it for the
11 identical Senate Bill Number 7440, Third Reading
12 Calendar 1193.

13 On page 64, Senator Boyle moves to
14 discharge, from the Committee on Local
15 Government, Assembly Bill Number 8033A and
16 substitute it for the identical Senate Bill
17 Number 5857, Third Reading Calendar 1253.

18 On page 64, Senator Golden moves to
19 discharge, from the Committee on Local
20 Government, Assembly Bill Number 8484A and
21 substitute it for the identical Senate Bill
22 Number 6467A, Third Reading Calendar 1257.

23 On page 66, Senator Ritchie moves
24 to discharge, from the Committee on
25 Environmental Conservation, Assembly Bill Number

1 1627A and substitute it for the identical Senate
2 Bill Number 6574, Third Reading Calendar 1259.

3 On page 66, Senator Golden moves to
4 discharge, from the Committee on Local
5 Government, Assembly Bill Number 9564 and
6 substitute it for the identical Senate Bill
7 Number 6726, Third Reading Calendar 1262.

8 On page 67, Senator Gallivan moves
9 to discharge, from the Committee on Local
10 Government, Assembly Bill Number 9504 and
11 substitute it for the identical Senate Bill
12 Number 7109, Third Reading Calendar 1268.

13 On page 67, Senator Martins moves
14 to discharge, from the Committee on
15 Corporations, Authorities and Commissions,
16 Assembly Bill Number 9003C and substitute it for
17 the identical Senate Bill Number 7325A, Third
18 Reading Calendar 1272.

19 ACTING PRESIDENT CARLUCCI:
20 Substitutions ordered.

21 Messages from the Governor.

22 Reports of standing committees.

23 Reports of select committees.

24 Communications and reports from
25 state officers.

1 Motions and resolutions.

2 Senator Libous.

3 SENATOR LIBOUS: Thank you,
4 Mr. President.

5 Could you please call on Senator
6 Valesky, then Senator Gianaris, and then come
7 back to me, please.

8 ACTING PRESIDENT CARLUCCI:
9 Senator Valesky.

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

12 First of all, on your behalf, on
13 page 41 I offer the following amendments to
14 Calendar Number 916, Senate Print 7232, and ask
15 that said bill retain its place on the Third
16 Reading Calendar.

17 ACTING PRESIDENT CARLUCCI: So
18 ordered.

19 SENATOR VALESKY: And also, on
20 behalf of Senator Avella, I wish to call up his
21 bill, Senate Print Number 6903B, recalled from
22 the Assembly, which is now at the desk.

23 ACTING PRESIDENT CARLUCCI: The
24 Secretary will read.

25 THE SECRETARY: Calendar Number

1 625, by Senator Avella, Senate Print 6903B, an
2 act to amend the Environmental Conservation Law.

3 SENATOR VALESKY: I now move to
4 reconsider the vote by which this bill passed.

5 ACTING PRESIDENT CARLUCCI: Call
6 the roll on reconsideration.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 56.

9 SENATOR VALESKY: I now offer the
10 following amendments.

11 ACTING PRESIDENT CARLUCCI: The
12 amendments are accepted.

13 Senator Gianaris.

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

16 On behalf of Senator Espaillat, on
17 page number 6 I offer the following amendments
18 to Calendar Number 107, Senate Print 1728B, and
19 ask that said bill retain its place on Third
20 Reading Calendar.

21 ACTING PRESIDENT CARLUCCI: So
22 ordered.

23 SENATOR GIANARIS: And on behalf
24 of Senator Stewart-Cousins, please place a
25 sponsor star on Calendar Number 993.

1 ACTING PRESIDENT CARLUCCI: So
2 ordered.

3 SENATOR GIANARIS: Thank you.

4 ACTING PRESIDENT CARLUCCI:
5 Senator Libous.

6 SENATOR LIBOUS: Thank you,
7 Mr. President.

8 On behalf of Senator Young, on
9 page 9 I offer the following amendments to
10 Calendar Number 174, Senate Print 4072, and ask
11 that said bill retain its place on the Third
12 Reading Calendar.

13 ACTING PRESIDENT CARLUCCI: So
14 ordered.

15 SENATOR LIBOUS: And,
16 Mr. President, on behalf of Senator Marcellino,
17 on page 45 I offer the following amendments to
18 Calendar Number 970, Senate Print 3812B, and ask
19 that said bill retain its place on the
20 Third Reading Calendar.

21 ACTING PRESIDENT CARLUCCI: So
22 ordered.

23 Senator Libous.

24 SENATOR LIBOUS: Mr. President, at
25 this time I would call an immediate meeting of

1 the Rules Committee in Room 332. There will be
2 an immediate meeting of the Rules Committee in
3 Room 332.

4 And while the Rules Committee is
5 meeting, I would ask that the Senate stand at
6 ease.

7 ACTING PRESIDENT CARLUCCI: There
8 will be an immediate meeting of the Rules
9 Committee in Room 332 of the Capitol.

10 The Senate will stand at ease.

11 (Whereupon, the Senate stood at
12 ease at 12:19 p.m.)

13 (Whereupon, the Senate reconvened
14 at 12:42 p.m.)

15 ACTING PRESIDENT CARLUCCI: The
16 Senate will come to order.

17 Senator LaValle.

18 SENATOR LaVALLE: Mr. President,
19 can we call on Senator Ranzenhofer for an
20 introduction of some students, please.

21 ACTING PRESIDENT CARLUCCI:
22 Senator Ranzenhofer.

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

25 I'd like to welcome some very

1 important people to the chamber today as we
2 celebrate Yogurt Day in the state's Capitol.

3 We have with us today Mr. Schroth's
4 fourth-grade class from Byron-Bergen Elementary
5 School, and with us is their principal, Brian
6 Meister; teacher Craig Schroth; teachers Erin
7 Varley and Heather Young. We have parents. And
8 of course we have the most important people,
9 which are the fourth-graders. And they have
10 gotten up very early this morning and joined us
11 here today as we celebrate yogurt.

12 Colleagues, this is democracy in
13 action. We all go to schools throughout our
14 district and explain to classrooms how a bill
15 becomes a law. And this class took on a class
16 project on how to make yogurt the official state
17 snack, and the bills have been introduced. We
18 had a very memorable discussion here several
19 weeks ago on that bill. And they are here to
20 show how the best ideas don't always come from
21 these hallowed chambers but how in our
22 communities, our schools, our farms, our
23 factories, great ideas are in the minds of our
24 constituency.

25 So I'd like to give a very warm

1 welcome to the Byron-Bergen Elementary School
2 fourth-grade class. Welcome.

3 (Applause.)

4 ACTING PRESIDENT CARLUCCI:
5 Senator Gallivan.

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

8 I too rise to welcome the
9 fourth-grade class from Byron-Bergen, which was,
10 as you heard during the yogurt debate, my alma
11 mater. I am very proud to be an alumni of
12 Byron-Bergen. One of the young ladies in our
13 class, Maddy Burke, I was very proud to coach
14 her father in 8th grade to an undefeated
15 basketball season, last time it was done there.

16 But I'm proud of you guys. I'm
17 proud of the school, proud of you guys for
18 standing up and coming up with an idea and
19 advancing something that is soon to be state
20 law.

21 Congratulations.

22 ACTING PRESIDENT CARLUCCI:
23 Congratulations to the fourth-grade class from
24 Byron-Bergen. Keep up the good work.

25 Senator LaValle.

1 SENATOR LaVALLE: Mr. President,
2 can we accept the report of the Rules Committee.

3 ACTING PRESIDENT CARLUCCI: The
4 Secretary will read.

5 THE SECRETARY: Senator Skelos,
6 from the Committee on Rules, reports the
7 following bills:

8 Senate Print 109, by Senator
9 Gallivan, an act to amend the Civil Service Law;

10 Senate 1146, by Senator Breslin, an
11 act to amend the Education Law;

12 Senate 1481, by Senator Marcellino,
13 an act to amend the Executive Law;

14 Senate 2088A, by Senator Martins,
15 an act to amend the Public Authorities Law;

16 Senate 2459, by Senator Lanza, an
17 act to amend the Executive Law;

18 Senate 2486A, by Senator LaValle,
19 an act to amend the Executive Law;

20 Senate 2612, by Senator Young, an
21 act to amend the Executive Law;

22 Senate 3382A, by Senator
23 Hassell-Thompson, an act to amend the Tax Law;

24 Senate 3582, by Senator Robach, an
25 act to amend the Correction Law;

1 Senate 3697, by Senator Ritchie, an
2 act to amend the Correction Law;

3 Senate 4165, by Senator Lanza, an
4 act to amend the Correction Law;

5 Senate 4229, by Senator Golden, an
6 act to amend the Civil Service Law;

7 Senate 5423, by Senator Ritchie, an
8 act to amend the Correction Law;

9 Senate 5542, by Senator Griffo, an
10 act to amend the Executive Law;

11 Senate 5935A, by Senator Maziarz,
12 an act to amend the Retirement and Social
13 Security Law;

14 Senate 6765, by Senator Marchione,
15 an act to amend the Executive Law;

16 Senate 6877B, by Senator Grisanti,
17 an act to amend the Penal Law;

18 Senate 6951, by Senator Griffo, an
19 act to amend the Public Health Law;

20 Senate 7120, by Senator Golden, an
21 act to amend the Retirement and Social Security
22 Law;

23 Senate 7410, by Senator Sanders, an
24 act to amend the Vehicle and Traffic Law;

25 Senate 7418, by Senator Sanders, an

1 act to amend the Penal Law;

2 Senate 7541, by Senator Hoylman, an
3 act to amend the Penal Law;

4 Senate 7581, by Senator Espaillat,
5 an act to amend the Executive Law;

6 Senate 7616, by Senator Larkin, an
7 act to authorize;

8 Senate 7623, by Senator Breslin, an
9 act to amend the Real Property Tax Law;

10 Senate 7628A, by Senator Golden, an
11 act to amend the Retirement and Social Security
12 Law;

13 And Senate 7683, by Senator
14 O'Brien, an act to authorize.

15 All bills reported direct to third
16 reading.

17 ACTING PRESIDENT CARLUCCI:
18 Senator LaValle.

19 SENATOR LaVALLE: Mr. President, I
20 move that we accept the report of the Rules
21 Committee.

22 ACTING PRESIDENT CARLUCCI: All in
23 favor of accepting the report of the Rules
24 Committee signify by saying aye.

25 (Response of "Aye.")

1 ACTING PRESIDENT CARLUCCI:

2 Opposed, nay.

3 (No response.)

4 ACTING PRESIDENT CARLUCCI: The
5 report is accepted.

6 Senator LaValle.

7 SENATOR LaVALLE: Mr. President,
8 can we move to the noncontroversial reading of
9 the calendar.

10 ACTING PRESIDENT CARLUCCI: The
11 Secretary will read.

12 THE SECRETARY: Calendar Number
13 21, by Senator Griffo, Senate Print 3008, an act
14 to amend the Public Officers Law.

15 ACTING PRESIDENT CARLUCCI: Read
16 the last section.

17 THE SECRETARY: Section 3. This
18 act shall take effect on the same date as a
19 concurrent resolution.

20 ACTING PRESIDENT CARLUCCI: Call
21 the roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT CARLUCCI:
24 Announce the result.

25 THE SECRETARY: Ayes, 53. Nays,

1 4. Senators Hoylman, Krueger, Latimer and
2 Squadron recorded in the negative.

3 ACTING PRESIDENT CARLUCCI: The
4 bill is passed.

5 THE SECRETARY: Calendar Number
6 66, substituted earlier by Member of the
7 Assembly Ryan, Assembly Print 8486, an act in
8 relation to service credit.

9 ACTING PRESIDENT CARLUCCI: Read
10 the last section.

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

13 ACTING PRESIDENT CARLUCCI: Call
14 the roll.

15 (The Secretary called the roll.)

16 ACTING PRESIDENT CARLUCCI:
17 Announce the result.

18 THE SECRETARY: Ayes, 57.

19 ACTING PRESIDENT CARLUCCI: The
20 bill is passed.

21 THE SECRETARY: Calendar Number
22 79, by Senator Young, Senate Print 4336, an act
23 to amend the Uniform Justice Court Act.

24 ACTING PRESIDENT CARLUCCI: Read
25 the last section.

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

3 ACTING PRESIDENT CARLUCCI: Call
4 the roll.

5 (The Secretary called the roll.)

6 ACTING PRESIDENT CARLUCCI:
7 Announce the result.

8 THE SECRETARY: Ayes, 57.

9 ACTING PRESIDENT CARLUCCI: The
10 bill is passed.

11 THE SECRETARY: Calendar Number
12 94, by Senator Ranzenhofer, Senate Print 3483,
13 an act to amend the Alcoholic Beverage Control
14 Law.

15 ACTING PRESIDENT CARLUCCI: Read
16 the last section.

17 THE SECRETARY: Section 2. This
18 act shall take effect on the 90th day.

19 ACTING PRESIDENT CARLUCCI: Call
20 the roll.

21 (The Secretary called the roll.)

22 ACTING PRESIDENT CARLUCCI:
23 Announce the result.

24 THE SECRETARY: Ayes, 56. Nays,
25 1. Senator Ball recorded in the negative.

1 ACTING PRESIDENT CARLUCCI: The
2 bill is passed.

3 THE SECRETARY: Calendar Number
4 142, by Senator Maziarz, Senate Print 3646B, an
5 act to amend the Arts and Cultural Affairs Law.

6 ACTING PRESIDENT CARLUCCI: Read
7 the last section.

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

10 ACTING PRESIDENT CARLUCCI: Call
11 the roll.

12 (The Secretary called the roll.)

13 ACTING PRESIDENT CARLUCCI:
14 Announce the result.

15 THE SECRETARY: Ayes, 57.

16 ACTING PRESIDENT CARLUCCI: The
17 bill is passed.

18 THE SECRETARY: Calendar Number
19 178, by Senator Ranzenhofer, Senate Print 4320,
20 an act to amend the Not-for-Profit Corporation
21 Law.

22 ACTING PRESIDENT CARLUCCI: Read
23 the last section.

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

1 ACTING PRESIDENT CARLUCCI: Call
2 the roll.

3 (The Secretary called the roll.)

4 ACTING PRESIDENT CARLUCCI:
5 Announce the result.

6 THE SECRETARY: Ayes, 57.

7 ACTING PRESIDENT CARLUCCI: The
8 bill is passed.

9 THE SECRETARY: Calendar Number
10 180, by Senator Lanza, Senate Print 3606A, an
11 act to amend the General Business Law.

12 ACTING PRESIDENT CARLUCCI: Read
13 the last section.

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

16 ACTING PRESIDENT CARLUCCI: Call
17 the roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT CARLUCCI:
20 Announce the result.

21 THE SECRETARY: Ayes, 55. Nays,
22 2. Senators Krueger and Montgomery recorded in
23 the negative.

24 ACTING PRESIDENT CARLUCCI: The
25 bill is passed.

1 THE SECRETARY: Calendar Number
2 184, by Senator Lanza, Senate Print 4751B, an
3 act to amend the Social Services Law.

4 ACTING PRESIDENT CARLUCCI: Read
5 the last section.

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

8 ACTING PRESIDENT CARLUCCI: Call
9 the roll.

10 (The Secretary called the roll.)

11 ACTING PRESIDENT CARLUCCI:
12 Announce the result.

13 THE SECRETARY: Ayes, 57.

14 ACTING PRESIDENT CARLUCCI: The
15 bill is passed.

16 THE SECRETARY: Calendar Number
17 240, substituted earlier by Member of the
18 Assembly Braunstein, Assembly Print 9175A, an
19 act to amend the Insurance Law.

20 ACTING PRESIDENT CARLUCCI: Read
21 the last section.

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

24 ACTING PRESIDENT CARLUCCI: Call
25 the roll.

1 (The Secretary called the roll.)

2 ACTING PRESIDENT CARLUCCI:

3 Announce the result.

4 THE SECRETARY: Ayes, 57.

5 ACTING PRESIDENT CARLUCCI: The
6 bill is passed.

7 THE SECRETARY: Calendar Number
8 248, by Senator Ranzenhofer, Senate Print 5111A,
9 an act to amend the Not-for-Profit Corporation
10 Law.

11 ACTING PRESIDENT CARLUCCI: Read
12 the last section.

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

15 ACTING PRESIDENT CARLUCCI: Call
16 the roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT CARLUCCI:

19 Announce the result.

20 THE SECRETARY: Ayes, 57.

21 ACTING PRESIDENT CARLUCCI: The
22 bill is passed.

23 THE SECRETARY: Calendar Number
24 276, by Senator Avella, Senate Print 725A,
25 Concurrent Resolution of the Senate and

1 Assembly.

2 ACTING PRESIDENT CARLUCCI: Call
3 the roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT CARLUCCI:
6 Senator Avella to explain his vote.

7 SENATOR AVELLA: Thank you,
8 Mr. President.

9 You know, for the past four years
10 we have worked in this chamber to make
11 government more responsible for the people of
12 this state. The bill before us now would change
13 the term of office for Senators and
14 Assemblymembers from two to four years. This is
15 a bill that's supported by Common Cause, by
16 Reinvent New York, Reinvent Albany as a good
17 government measure.

18 You know, we're elected and we
19 immediately start running for office again.
20 This bill, changing the term of office, would
21 give us more time to deliberate on the issues on
22 behalf of all New Yorkers, and at the same time
23 reduce the influence of big money on campaigns.
24 It is, again, supported by Common Cause and
25 Reinvent New York.

1 Thirty-eight states across the
2 country have four-year terms. Of the 10 largest
3 states in terms of population, only three do not
4 have four-year terms, New York included. Of the
5 top five states in the country in terms of
6 population, only New York has a two-year term as
7 opposed to the other top four.

8 And it was interesting, in doing
9 the research on this bill, I came across a
10 comment bill by a former Governor of this state,
11 sort of -- and I'm paraphrasing -- saying
12 exactly what I'm saying about the fact that we
13 need more time other than the two years to
14 really work on all the issues that we need to in
15 this state. That Governor mentioned that in his
16 annual report in 1926, and it was Alfred E.
17 Smith.

18 So I want to thank the Majority
19 Co-Leaders of the Senate, Senator Klein,
20 Senator Skelos, for bringing this vote to the
21 floor, and I also want to thank my colleagues
22 for voting for this bill.

23 Thank you, Mr. President.

24 ACTING PRESIDENT CARLUCCI:
25 Senator LaValle to explain his vote.

1 SENATOR LaVALLE: Thank you,
2 Mr. President.

3 In my I believe second term, I
4 sponsored the same bill as Senator Avella is
5 presenting today. And I congratulate you, and I
6 concur with everything that you said.

7 This is a good-government bill. It
8 will allow people to concentrate for a longer
9 period of time on doing the people's business.
10 And it will, in terms of being out there all the
11 time raising money, it will cut down on that.

12 So I congratulate you, Senator
13 Avella, on this bill. And again, it's a
14 good-government bill. I vote aye.

15 ACTING PRESIDENT CARLUCCI: Thank
16 you, Senator LaValle.

17 Senator Hoylman.

18 SENATOR HOYLMAN: Thank you,
19 Mr. President.

20 I rise to oppose this bill. While
21 I appreciate the sentiments of the sponsor that
22 we need more time to legislate, I think we
23 should be looking at campaign finance reform in
24 a comprehensive way, making certain that we
25 lower spending limits, having public matching

1 funds, addressing issues before we actually get
2 to office, before we start talking about padding
3 our terms and extending our terms here in this
4 Legislature.

5 So I'll be voting nay.

6 ACTING PRESIDENT CARLUCCI: Thank
7 you, Senator Hoylman.

8 Senator Boyle to explain his vote.

9 SENATOR BOYLE: Mr. President, to
10 explain my vote.

11 I congratulate Senator Avella for
12 this piece of legislation to increase our number
13 of years in a term. However, I think there
14 needs to be term limits as part of that. My
15 bill would give four-year terms but limit us to
16 three terms. I'll have to vote against this,
17 but I support the idea of four years.

18 Thank you.

19 ACTING PRESIDENT CARLUCCI: Thank
20 you, Senator Boyle.

21 Senator Stavisky to explain her
22 vote.

23 SENATOR STAVISKY: I voted no
24 because I agreed with a number of my colleagues.
25 What is needed here is campaign finance reform,

1 reform of our system of government.

2 And if people talk about term
3 limits, I say that a two-year term is the best
4 example, because the people come to the voters
5 every two years and ask for their contract to be
6 renewed, in a sense.

7 So in the interest of I think
8 reform, government reform, the answer is
9 campaign finance reform and not helping people
10 stay in office longer.

11 Thank you.

12 ACTING PRESIDENT CARLUCCI: Thank
13 you, Senator Stavisky.

14 Announce the result.

15 THE SECRETARY: In relation to
16 Calendar Number 276, those recorded in the
17 negative are Senators Avella, Boyle --

18 (Laughter.)

19 ACTING PRESIDENT CARLUCCI: The
20 Secretary will --

21 THE SECRETARY: In relation to
22 Calendar Number 276, those recorded in the
23 negative are Senators Ball, Boyle, Gallivan,
24 Gianaris, Gipson, Hannon, Hoylman, Latimer,
25 Maziarz, O'Brien, Perkins, Ranzenhofer, Ritchie,

1 Robach, Sanders, Squadron, Stavisky and Tkaczyk.

2 Ayes, 39. Nays, 18.

3 ACTING PRESIDENT CARLUCCI: The
4 resolution is passed.

5 THE SECRETARY: Calendar Number
6 290, by Senator Dilan, Senate Print 392, an act
7 to amend the Highway Law.

8 ACTING PRESIDENT CARLUCCI: Read
9 the last section.

10 THE SECRETARY: Section 5. This
11 act shall take effect immediately.

12 ACTING PRESIDENT CARLUCCI: Call
13 the roll.

14 (The Secretary called the roll.)

15 ACTING PRESIDENT CARLUCCI:
16 Announce the result.

17 THE SECRETARY: Ayes, 57.

18 ACTING PRESIDENT CARLUCCI: The
19 bill is passed.

20 THE SECRETARY: Calendar Number
21 329, by Senator Libous, Senate Print 3785B, an
22 act to amend the Retirement and Social Security
23 Law.

24 ACTING PRESIDENT CARLUCCI: Read
25 the last section.

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

3 ACTING PRESIDENT CARLUCCI: Call
4 the roll.

5 (The Secretary called the roll.)

6 ACTING PRESIDENT CARLUCCI:
7 Announce the result.

8 THE SECRETARY: Ayes, 57.

9 ACTING PRESIDENT CARLUCCI: The
10 bill is passed.

11 THE SECRETARY: Calendar Number
12 388, by Senator Golden, Senate Print 3867A, an
13 act to amend the Retirement and Social Security
14 Law.

15 ACTING PRESIDENT CARLUCCI: Read
16 the last section.

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

19 ACTING PRESIDENT CARLUCCI: Call
20 the roll.

21 (The Secretary called the roll.)

22 ACTING PRESIDENT CARLUCCI:
23 Announce the result.

24 THE SECRETARY: Ayes, 56. Nays,
25 1. Senator Krueger recorded in the negative.

1 ACTING PRESIDENT CARLUCCI: The
2 bill is passed.

3 THE SECRETARY: Calendar Number
4 390, by Senator Golden, Senate Print 6757A, an
5 act to amend the Retirement and Social Security
6 Law.

7 ACTING PRESIDENT CARLUCCI: Read
8 the last section.

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

11 ACTING PRESIDENT CARLUCCI: Call
12 the roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT CARLUCCI:
15 Announce the result.

16 THE SECRETARY: Ayes, 57.

17 ACTING PRESIDENT CARLUCCI: The
18 bill is passed.

19 THE SECRETARY: Calendar Number
20 401, by Senator Gallivan, Senate Print 6869, an
21 act to amend the State Administrative Procedure
22 Act.

23 ACTING PRESIDENT CARLUCCI: Read
24 the last section.

25 THE SECRETARY: Section 4. This

1 act shall take effect immediately.

2 ACTING PRESIDENT CARLUCCI: Call
3 the roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT CARLUCCI:
6 Announce the result.

7 THE SECRETARY: Ayes, 57.

8 ACTING PRESIDENT CARLUCCI: The
9 bill is passed.

10 THE SECRETARY: Calendar Number
11 416, by Senator Lanza, Senate Print 2142, an act
12 too prohibit.

13 SENATOR GIANARIS: Lay it aside.

14 ACTING PRESIDENT CARLUCCI: The
15 bill is laid aside.

16 THE SECRETARY: Calendar Number
17 436, substituted earlier by Member of the
18 Assembly Braunstein, Assembly Print Number
19 2089B, an act to amend the Education Law.

20 ACTING PRESIDENT CARLUCCI: Read
21 the last section.

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

24 ACTING PRESIDENT CARLUCCI: Call
25 the roll.

1 (The Secretary called the roll.)

2 ACTING PRESIDENT CARLUCCI:

3 Senator Marchione to explain her vote.

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

6 You know, this legislation
7 strengthens the Campus Safety Act of 1999 by
8 requiring that all violent felons and missing
9 persons be reported to law enforcement within a
10 24-hour period after being reported to the
11 college.

12 You know, today in the Times Union,
13 at a trial it supported this legislation because
14 it says that we must end campus secrets.

15 By strengthening the Campus Safety
16 Act, this bipartisan legislation ensures that
17 felonies committed on a college campus are
18 promptly and accurately reported to local law
19 enforcement to ensure the perpetrators are
20 punished, victims are protected, and that they
21 see justice.

22 This bill is in memory of Suzanne
23 Lyall and any individual who has been a victim
24 of violent crime on a campus or gone missing on
25 a campus.

1 I want to recognize today Suzanne
2 Lyall's parents -- they're sitting in the
3 front -- Doug and Mary, for their courageous and
4 tireless advocacy on this issue. I'm honored
5 that Doug and Mary are here with us today, and I
6 want you to know that we who serve in this
7 chamber, and all New Yorkers, thank you for your
8 advocacy and courage in championing the critical
9 cause of campus safety.

10 We can and we should -- we must --
11 do everything we can to make sure make our
12 colleges and universities as safe as possible.
13 This means ensuring violent crimes are reported
14 swiftly to law enforcement. I was very proud to
15 partner with Assemblyman Braunstein and work in
16 a bipartisan process to pass this important
17 legislation.

18 Again, I thank my colleagues for
19 their support of this bill.

20 ACTING PRESIDENT CARLUCCI: Thank
21 you, Senator Marchione.

22 Senator Farley to explain his vote.

23 SENATOR FARLEY: Yes, thank you,
24 Mr. President.

25 I rise in support of this, and I

1 want to pay tribute to the Lyalls, that are here
2 with us in the chamber, who have devoted their
3 life -- they lost their daughter, who was a
4 student at the university where I taught for
5 many, many years. But they have devoted their
6 life to this cause of missing people. And the
7 Lyall family, even though the heartache they've
8 suffered over the years with the loss of their
9 daughter, who has never been found -- it's one
10 of the great mysteries of crime in our area and
11 one of the saddest stories I think I could ever
12 relate.

13 But I think it's remarkable that
14 this family that is here, the Lyalls, have
15 devoted their life to this cause. And I applaud
16 them for it. They are my constituents now in
17 the town of Milton.

18 And I applaud you for what you've
19 done. And I know it's not easy, what you have
20 tried to do, but you have been relentless in
21 pursuing this cause, particularly for missing
22 women that have been murdered and taken from our
23 campuses throughout this state. Thank you for
24 what you've done over the years.

25 ACTING PRESIDENT CARLUCCI: Thank

1 you, Senator Farley.

2 Senator Zeldin to explain his vote.

3 SENATOR ZELDIN: It's an honor to
4 stand up today for this particular piece of
5 legislation. As an intern, as a freshman
6 working for Senator Ken LaValle attending the
7 State University of New York at Albany, I had
8 the opportunity to work with Doug and Mary Lyall
9 organizing candlelight vigils on campus, and it
10 was really quite an effort.

11 I remember Assemblyman Jim Tedisco
12 working real hard to try to get Suzanne's Law
13 passed in the Assembly. Fast-forwarding
14 16 years to today being with you here in the
15 chamber, remembering my time with
16 Senator LaValle working on this bill, working on
17 Suzanne's Law many years ago, I still have
18 Suzanne in my thoughts and prayers, your family.
19 You've been through a lot. You really have led
20 a movement nationally. And I proudly rise in
21 support of this legislation today.

22 ACTING PRESIDENT CARLUCCI: Thank
23 you, Senator Zeldin.

24 Are there any other Senators
25 wishing to explain their vote?

1 Senator Hoylman.

2 SENATOR HOYLMAN: Thank you,
3 Mr. President. I rise to thank the sponsor for
4 her leadership on this issue.

5 In my district very recently, a
6 student in November fell between two buildings
7 and was trapped for 36 hours. Thankfully, he
8 survived. But there were questions as to
9 whether the university, NYU, had reported the
10 incident in a timely fashion to local police.

11 This bill will mandate that, and
12 I'm very grateful to be supporting this bill and
13 hoping that this body shall support it as well.

14 Thank you, Mr. President.

15 ACTING PRESIDENT CARLUCCI: Thank
16 you, Senator Hoylman.

17 Are there other Senators wishing to
18 explain their vote?

19 Seeing none, the Secretary will
20 announce the result.

21 THE SECRETARY: Ayes, 57.

22 ACTING PRESIDENT CARLUCCI: The
23 bill is passed.

24 THE SECRETARY: Calendar Number
25 437, by Senator Ball, Senate Print 5205, an act

1 to amend the Education Law.

2 ACTING PRESIDENT CARLUCCI: Read
3 the last section.

4 THE SECRETARY: Section 7. This
5 act shall take effect on the 90th day.

6 ACTING PRESIDENT CARLUCCI: Call
7 the roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT CARLUCCI:
10 Announce the result.

11 THE SECRETARY: Ayes, 57.

12 ACTING PRESIDENT CARLUCCI: The
13 bill is passed.

14 THE SECRETARY: Calendar Number
15 441, by Senator Martins, Senate Print 5160B, an
16 act to repeal certain provisions.

17 ACTING PRESIDENT CARLUCCI: Read
18 the last section.

19 THE SECRETARY: Section 39. This
20 act shall take effect on the 60th day.

21 ACTING PRESIDENT CARLUCCI: Call
22 the roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT CARLUCCI:
25 Announce the result.

1 THE SECRETARY: Ayes, 57.

2 ACTING PRESIDENT CARLUCCI: The
3 bill is passed.

4 THE SECRETARY: Calendar Number
5 442, substituted earlier by Member of the
6 Assembly Hevesi, Assembly Print 7187, an act to
7 amend the General Municipal Law.

8 ACTING PRESIDENT CARLUCCI: Read
9 the last section.

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

12 ACTING PRESIDENT CARLUCCI: Call
13 the roll.

14 (The Secretary called the roll.)

15 ACTING PRESIDENT CARLUCCI:
16 Announce the result.

17 THE SECRETARY: Ayes, 57.

18 ACTING PRESIDENT CARLUCCI: The
19 bill is passed.

20 THE SECRETARY: Calendar Number
21 466, by Senator Ball, Senate Print 2578, an act
22 to amend the Penal Law.

23 ACTING PRESIDENT CARLUCCI: Read
24 the last section.

25 THE SECRETARY: Section 3. This

1 act shall take effect immediately.

2 ACTING PRESIDENT CARLUCCI: Call
3 the roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT CARLUCCI:
6 Announce the result.

7 THE SECRETARY: Ayes, 56. Nays,
8 1. Senator Montgomery recorded in the negative.

9 ACTING PRESIDENT CARLUCCI: The
10 bill is passed.

11 THE SECRETARY: Also Senator
12 Perkins. Ayes, 55. Nays, 2.

13 ACTING PRESIDENT CARLUCCI: The
14 bill is passed.

15 THE SECRETARY: Calendar Number
16 467, by Senator Young, Senate Print 2599, an act
17 to amend the Penal Law.

18 ACTING PRESIDENT CARLUCCI: Read
19 the last section.

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

22 ACTING PRESIDENT CARLUCCI: Call
23 the roll.

24 (The Secretary called the roll.)

25 ACTING PRESIDENT CARLUCCI:

1 Announce the result.

2 THE SECRETARY: Ayes, 57.

3 ACTING PRESIDENT CARLUCCI: The
4 bill is passed.

5 THE SECRETARY: Calendar Number
6 472, by Senator Boyle, Senate Print 5946A, an
7 act to amend the Penal Law.

8 ACTING PRESIDENT CARLUCCI: Read
9 the last section.

10 THE SECRETARY: Section 4. This
11 act shall take effect on the 180th day.

12 ACTING PRESIDENT CARLUCCI: Call
13 the roll.

14 (The Secretary called the roll.)

15 ACTING PRESIDENT CARLUCCI:
16 Announce the result.

17 THE SECRETARY: Ayes, 57.

18 ACTING PRESIDENT CARLUCCI: The
19 bill is passed.

20 THE SECRETARY: Calendar Number
21 487, substituted earlier by Member of the
22 Assembly Millman, Assembly Print Number 9067, an
23 act to amend the Elder Law.

24 ACTING PRESIDENT CARLUCCI: Read
25 the last section.

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

3 ACTING PRESIDENT CARLUCCI: Call
4 the roll.

5 (The Secretary called the roll.)

6 ACTING PRESIDENT CARLUCCI:
7 Announce the result.

8 THE SECRETARY: Ayes, 57.

9 ACTING PRESIDENT CARLUCCI: The
10 bill is passed.

11 THE SECRETARY: Calendar Number
12 497, by Senator DeFrancisco, Senate Print 2789,
13 an act to amend the Election Law.

14 ACTING PRESIDENT CARLUCCI: Read
15 the last section.

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

18 ACTING PRESIDENT CARLUCCI: Call
19 the roll.

20 (The Secretary called the roll.)

21 ACTING PRESIDENT CARLUCCI:
22 Announce the result.

23 THE SECRETARY: Ayes, 57.

24 ACTING PRESIDENT CARLUCCI: The
25 bill is passed.

1 THE SECRETARY: Calendar Number
2 501, by Senator Grisanti, Senate Print 2129, an
3 act to amend the Agriculture and Markets Law.

4 ACTING PRESIDENT CARLUCCI: Read
5 the last section.

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

8 ACTING PRESIDENT CARLUCCI: Call
9 the roll.

10 (The Secretary called the roll.)

11 ACTING PRESIDENT CARLUCCI:
12 Senator Grisanti to explain his vote.

13 SENATOR GRISANTI: Yes, thank you,
14 Mr. President, briefly.

15 You know, this bill was passed
16 before. And with the increased penalties of
17 aggravated cruelty on an animal, believe it or
18 not, you get a lot of information when it comes
19 to a piece of legislation like this.

20 My colleagues, you would not
21 believe the correlation between those that are
22 young that abuse animals and what happens down
23 the road in their life, abusing a brother or
24 sister, mother or father, boyfriend, girlfriend.
25 It's amazing the correlation at such a young

1 age.

2 What this piece of legislation
3 does -- and it's known as Phoenix's Law after a
4 couple of teenagers decided it would be a kick
5 to actually light a Jack Russell terrier on fire
6 and watch him run around, and the penalty for
7 doing something like that was a slap on the
8 wrist. Slap on the wrist.

9 This bill not only increases the
10 penalties, but it gets those individuals
11 mandatory psychiatric help. Because if somebody
12 does something like that, you need psychiatric
13 help. You need to have an evaluation. And that
14 evaluation may help them to understand to not do
15 this crime again. And hopefully it does just
16 that.

17 So we hope it gets passed in the
18 Assembly and we fulfill this pledge to harmed
19 animals. Believe me, there's a correlation; it
20 will stop future crimes against persons and
21 hopefully against animals in the future.

22 I vote aye, Mr. President.

23 ACTING PRESIDENT CARLUCCI: Thank
24 you, Senator Grisanti.

25 The Secretary will announce the

1 result.

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

5 ACTING PRESIDENT CARLUCCI: The
6 bill is passed.

7 THE SECRETARY: Calendar Number
8 503, by Senator Young, Senate Print 2621, an act
9 to amend the Agriculture and Markets Law.

10 ACTING PRESIDENT CARLUCCI: Read
11 the last section.

12 THE SECRETARY: Section 5. This
13 act shall take effect immediately.

14 ACTING PRESIDENT CARLUCCI: Call
15 the roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT CARLUCCI: The
18 Secretary will announce the result.

19 THE SECRETARY: In relation to
20 Calendar 503, those recorded in the negative are
21 Senators Avella, Ball, Carlucci, Dilan,
22 Gianaris, Gipson, Hannon, Hoylman, Klein,
23 Krueger, Latimer, LaValle, Marcellino, Perkins,
24 Rivera, Sanders, Serrano, Squadron, Stavisky and
25 Stewart-Cousins.

1 Ayes, 36. Nays, 19.

2 ACTING PRESIDENT CARLUCCI: The
3 bill is passed.

4 THE SECRETARY: Ayes, 38. Nays,
5 19.

6 ACTING PRESIDENT CARLUCCI: The
7 Secretary will reannounce the result.

8 THE SECRETARY: In relation to
9 Calendar 503, those recorded in the negative are
10 Senators Avella, Ball, Carlucci, Dilan,
11 Gianaris, Gipson, Hannon, Hoylman, Klein,
12 Krueger, Latimer, LaValle, Marcellino, Martins,
13 Perkins, Rivera, Sanders, Savino, Serrano,
14 Squadron, Stavisky and Stewart-Cousins.

15 Ayes, 35. Nays, 22.

16 ACTING PRESIDENT CARLUCCI: The
17 bill is passed.

18 THE SECRETARY: Calendar Number
19 511, by Senator Ritchie, Senate Print 1948, an
20 act to amend the Vehicle and Traffic Law.

21 ACTING PRESIDENT CARLUCCI: Read
22 the last section.

23 THE SECRETARY: Section 3. This
24 act shall take effect on the 180th day.

25 ACTING PRESIDENT CARLUCCI: Call

1 the roll.

2 (The Secretary called the roll.)

3 ACTING PRESIDENT CARLUCCI:

4 Announce the result.

5 THE SECRETARY: Ayes, 57.

6 ACTING PRESIDENT CARLUCCI: The
7 bill is passed.

8 THE SECRETARY: Calendar Number
9 513, by Senator Ball, Senate Print 5969A, an act
10 to amend the Vehicle and Traffic Law.

11 ACTING PRESIDENT CARLUCCI: Read
12 the last section.

13 THE SECRETARY: Section 3. This
14 act shall take effect on the 180th day.

15 ACTING PRESIDENT CARLUCCI: Call
16 the roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT CARLUCCI:

19 Announce the result.

20 THE SECRETARY: Ayes, 57.

21 ACTING PRESIDENT CARLUCCI: The
22 bill is passed.

23 Reannounce the result.

24 THE SECRETARY: Ayes 56. Nays, 1.
25 Senator Perkins recorded in the negative.

1 ACTING PRESIDENT CARLUCCI: The
2 bill is passed.

3 THE SECRETARY: Calendar Number
4 520, substituted earlier by Member of the
5 Assembly Lentol, Assembly Print 1582A, an act to
6 amend the Tax Law.

7 ACTING PRESIDENT CARLUCCI: Read
8 the last section.

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

11 ACTING PRESIDENT CARLUCCI: Call
12 the roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT CARLUCCI:
15 Announce the result.

16 THE SECRETARY: Ayes, 57.

17 ACTING PRESIDENT CARLUCCI: The
18 bill is passed.

19 THE SECRETARY: Calendar Number
20 548, by Senator Golden, Senate Print 7008A, an
21 act to amend the Administrative Code of the City
22 of New York.

23 ACTING PRESIDENT CARLUCCI: Read
24 the last section.

25 THE SECRETARY: Section 3. This

1 act shall take effect immediately.

2 ACTING PRESIDENT CARLUCCI: Call
3 the roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT CARLUCCI:
6 Announce the result.

7 THE SECRETARY: Ayes, 57.

8 ACTING PRESIDENT CARLUCCI: The
9 bill is passed.

10 THE SECRETARY: Calendar Number
11 569, by Senator Larkin, Senate Print 285A, an
12 act to amend the Criminal Procedure Law.

13 ACTING PRESIDENT CARLUCCI: Read
14 the last section.

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

17 ACTING PRESIDENT CARLUCCI: Call
18 the roll.

19 (The Secretary called the roll.)

20 ACTING PRESIDENT CARLUCCI:
21 Announce the result.

22 THE SECRETARY: In relation to
23 Calendar 569, those recorded in the negative are
24 Senators Dilan, Krueger, Montgomery, Perkins and
25 Rivera.

1 Ayes, 52. Nays, 5.

2 ACTING PRESIDENT CARLUCCI: The
3 bill is passed.

4 THE SECRETARY: Calendar Number
5 578, by Senator Larkin, Senate Print 3530, an
6 act to amend the Criminal Procedure Law.

7 ACTING PRESIDENT CARLUCCI: Read
8 the last section.

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

11 ACTING PRESIDENT CARLUCCI: Call
12 the roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT CARLUCCI:
15 Announce the result.

16 THE SECRETARY: In relation to
17 Calendar 578, those recorded in the negative are
18 Senators Dilan, Hoylman, Krueger, Montgomery,
19 Perkins and Rivera.

20 Ayes, 51. Nays, 6.

21 ACTING PRESIDENT CARLUCCI: The
22 bill is passed.

23 THE SECRETARY: Calendar Number
24 579, by Senator Lanza, Senate Print 3600, an act
25 to amend the Criminal Procedure Law.

1 ACTING PRESIDENT CARLUCCI: Read
2 the last section.

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

5 ACTING PRESIDENT CARLUCCI: Call
6 the roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT CARLUCCI:
9 Announce the result.

10 THE SECRETARY: In relation to
11 Calendar 579, those recorded in the negative are
12 Senators Dilan, Krueger, Montgomery, Perkins and
13 Tkaczyk.

14 Ayes, 52. Nays, 5.

15 ACTING PRESIDENT CARLUCCI: The
16 bill is passed.

17 THE SECRETARY: Calendar Number
18 582, by Senator LaValle, Senate Print 4580, an
19 act to amend the Criminal Procedure Law.

20 ACTING PRESIDENT CARLUCCI: Read
21 the last section.

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

24 ACTING PRESIDENT CARLUCCI: Call
25 the roll.

1 (The Secretary called the roll.)

2 ACTING PRESIDENT CARLUCCI:

3 Announce the result.

4 THE SECRETARY: In relation to
5 Calendar 582, those recorded in the negative are
6 Senators Dilan, Hoylman, Krueger, Montgomery,
7 Perkins, Rivera and Tkaczyk.

8 Ayes, 50. Nays, 7.

9 ACTING PRESIDENT CARLUCCI: The
10 bill is passed.

11 THE SECRETARY: Calendar Number
12 583, by Senator Gallivan, Senate Print 4985, an
13 act to amend the Criminal Procedure Law.

14 ACTING PRESIDENT CARLUCCI: Read
15 the last section.

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

18 ACTING PRESIDENT CARLUCCI: Call
19 the roll.

20 (The Secretary called the roll.)

21 ACTING PRESIDENT CARLUCCI:

22 Announce the result.

23 THE SECRETARY: In relation to
24 Calendar 583, those recorded in the negative are
25 Senators Dilan, Hoylman, Krueger, Montgomery,

1 Perkins, Rivera and Squadron.

2 Ayes, 50. Nays, 7.

3 ACTING PRESIDENT CARLUCCI: The
4 bill is passed.

5 THE SECRETARY: Calendar Number
6 587, substituted earlier by Member of the
7 Assembly Galef, Assembly Print 9330, an act to
8 amend the Criminal Procedure Law.

9 ACTING PRESIDENT CARLUCCI: Read
10 the last section.

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

13 ACTING PRESIDENT CARLUCCI: Call
14 the roll.

15 (The Secretary called the roll.)

16 ACTING PRESIDENT CARLUCCI:
17 Announce the result.

18 THE SECRETARY: In relation to
19 Calendar 587, those recorded in the negative are
20 Senators Dilan, Hoylman, Krueger, Montgomery and
21 Perkins.

22 Ayes, 52. Nays, 5.

23 ACTING PRESIDENT CARLUCCI: The
24 bill is passed.

25 THE SECRETARY: Calendar Number

1 691, by Senator Grisanti, Senate Print 868A, an
2 act to amend the Education Law.

3 ACTING PRESIDENT CARLUCCI: Read
4 the last section.

5 THE SECRETARY: Section 3 --

6 SENATOR GIANARIS: Lay it aside.

7 ACTING PRESIDENT CARLUCCI: The
8 bill is laid aside.

9 THE SECRETARY: Calendar Number
10 710, by Senator Robach, Senate Print 1017A, an
11 act to amend the Executive Law.

12 ACTING PRESIDENT CARLUCCI: Read
13 the last section.

14 THE SECRETARY: Section 5. This
15 act shall take effect on the 90th day.

16 ACTING PRESIDENT CARLUCCI: Call
17 the roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT CARLUCCI:
20 Announce the result.

21 THE SECRETARY: Ayes, 57.

22 ACTING PRESIDENT CARLUCCI: The
23 bill is passed.

24 THE SECRETARY: Calendar Number
25 744, by Senator Little, Senate Print 6948, an

1 act making certain findings.

2 ACTING PRESIDENT CARLUCCI: There
3 is a home-rule message at the desk.

4 Read the last section.

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

7 ACTING PRESIDENT CARLUCCI: Call
8 the roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT CARLUCCI:
11 Announce the result.

12 THE SECRETARY: Ayes, 56. Nays,
13 1. Senator Ball recorded in the negative.

14 ACTING PRESIDENT CARLUCCI: The
15 bill is passed.

16 THE SECRETARY: Calendar Number
17 749, by Senator Flanagan, Senate Print 1456, an
18 act to amend the Penal Law.

19 ACTING PRESIDENT CARLUCCI: Read
20 the last section.

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

23 ACTING PRESIDENT CARLUCCI: Call
24 the roll.

25 (The Secretary called the roll.)

1 ACTING PRESIDENT CARLUCCI:

2 Announce the result.

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

6 ACTING PRESIDENT CARLUCCI: The
7 bill is passed.

8 THE SECRETARY: Calendar Number
9 761, by Senator Marchione, Senate Print 6474, an
10 act to amend the Penal Law.

11 ACTING PRESIDENT CARLUCCI: Read
12 the last section.

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

15 ACTING PRESIDENT CARLUCCI: Call
16 the roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT CARLUCCI:
19 Announce the result.

20 THE SECRETARY: Ayes, 55. Nays,
21 2. Senators Montgomery and Perkins recorded in
22 the negative.

23 ACTING PRESIDENT CARLUCCI: The
24 bill is passed.

25 THE SECRETARY: Calendar Number

1 762, by Senator Klein, Senate Print 6634C, an
2 act to amend the Penal Law.

3 SENATOR VALESKY: Lay the bill
4 aside for the day, please.

5 ACTING PRESIDENT CARLUCCI: The
6 bill is laid aside for the day.

7 THE SECRETARY: Calendar Number
8 763, by Senator Gallivan, Senate Print 7045, an
9 act to amend the Penal Law.

10 ACTING PRESIDENT CARLUCCI: Read
11 the last section.

12 THE SECRETARY: Section 6. This
13 act shall take effect on the first of January.

14 ACTING PRESIDENT CARLUCCI: Call
15 the roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT CARLUCCI:
18 Announce the result.

19 THE SECRETARY: Ayes, 57.

20 ACTING PRESIDENT CARLUCCI: The
21 bill is passed.

22 THE SECRETARY: Calendar Number
23 784, by Senator Libous, Senate Print 4096, an
24 act to authorize.

25 ACTING PRESIDENT CARLUCCI: There

1 is a home-rule message at the desk.

2 Read the last section.

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

5 ACTING PRESIDENT CARLUCCI: Call
6 the roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT CARLUCCI:
9 Announce the result.

10 THE SECRETARY: Ayes, 57.

11 ACTING PRESIDENT CARLUCCI: The
12 bill is passed.

13 THE SECRETARY: Calendar Number
14 787, by Senator Carlucci, Senate Print 5058B, an
15 act to authorize.

16 ACTING PRESIDENT CARLUCCI: Read
17 the last section.

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

20 ACTING PRESIDENT CARLUCCI: Call
21 the roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT CARLUCCI:
24 Announce the result.

25 THE SECRETARY: In relation to

1 Calendar 787, those recorded in the negative are
2 Senators Gipson, Krueger, Montgomery, O'Brien,
3 Peralta, Perkins, Rivera, Sanders, Serrano and
4 Stavisky.

5 Ayes, 47. Nays, 10.

6 ACTING PRESIDENT CARLUCCI: The
7 bill is passed.

8 THE SECRETARY: Calendar Number
9 788, by Senator Flanagan, Senate Print 5153A, an
10 act to amend the Retirement and Social Security
11 Law.

12 ACTING PRESIDENT CARLUCCI: There
13 is a home-rule message at the desk.

14 Read the last section.

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

17 ACTING PRESIDENT CARLUCCI: Call
18 the roll.

19 (The Secretary called the roll.)

20 ACTING PRESIDENT CARLUCCI:
21 Announce the result.

22 THE SECRETARY: Ayes, 57. Nays,
23 1. Senator Perkins recorded in the negative.

24 ACTING PRESIDENT CARLUCCI: The
25 bill is passed.

1 THE SECRETARY: Calendar Number
2 802, substituted earlier by Member of the
3 Assembly Abbate, Assembly Print 9540A, an act to
4 amend the Civil Service Law.

5 ACTING PRESIDENT CARLUCCI: Read
6 the last section.

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

9 ACTING PRESIDENT CARLUCCI: Call
10 the roll.

11 (The Secretary called the roll.)

12 ACTING PRESIDENT CARLUCCI:
13 Announce the result.

14 THE SECRETARY: Ayes, 58.

15 ACTING PRESIDENT CARLUCCI: The
16 bill is passed.

17 THE SECRETARY: Calendar Number
18 803, by Senator Ball, Senate Print 2798, an act
19 to amend the Agriculture and Markets Law.

20 SENATOR GIANARIS: Lay it aside.

21 ACTING PRESIDENT CARLUCCI: The
22 bill is laid aside.

23 THE SECRETARY: Calendar Number
24 815, by Senator Marcellino, Senate Print 1503A,
25 an act to amend the Vehicle and Traffic Law.

1 ACTING PRESIDENT CARLUCCI: Read
2 the last section.

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

5 ACTING PRESIDENT CARLUCCI: Call
6 the roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT CARLUCCI:
9 Announce the result.

10 THE SECRETARY: Ayes, 58.

11 ACTING PRESIDENT CARLUCCI: The
12 bill is passed.

13 THE SECRETARY: Calendar Number
14 819, by Senator Marcellino, Senate Print 3718A,
15 an act to amend the Vehicle and Traffic Law.

16 ACTING PRESIDENT CARLUCCI: Read
17 the last section.

18 THE SECRETARY: Section 3. This
19 act shall take effect on the 60th day.

20 ACTING PRESIDENT CARLUCCI: Call
21 the roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT CARLUCCI:
24 Announce the result.

25 THE SECRETARY: Ayes, 55. Nays,

1 3. Senators Ball, Marchione and Zeldin recorded
2 in the negative.

3 ACTING PRESIDENT CARLUCCI: The
4 bill is passed.

5 THE SECRETARY: Calendar Number
6 837, by Senator Young, Senate Print 2625B, an
7 act to amend the Executive Law.

8 ACTING PRESIDENT CARLUCCI: Read
9 the last section.

10 THE SECRETARY: Section 16. This
11 act shall take effect on the first of January.

12 ACTING PRESIDENT CARLUCCI: Call
13 the roll.

14 (The Secretary called the roll.)

15 ACTING PRESIDENT CARLUCCI:
16 Announce the result.

17 THE SECRETARY: Ayes, 55. Nays,
18 3. Senators Krueger, Montgomery and Perkins
19 recorded in the negative.

20 ACTING PRESIDENT CARLUCCI: The
21 bill is passed.

22 THE SECRETARY: Calendar Number
23 856, by Senator Little, Senate Print 6332A, an
24 act to amend the Executive Law.

25 ACTING PRESIDENT CARLUCCI: Read

1 the last section.

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

4 ACTING PRESIDENT CARLUCCI: Call
5 the roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT CARLUCCI:
8 Announce the result.

9 THE SECRETARY: Ayes, 58.

10 ACTING PRESIDENT CARLUCCI: The
11 bill is passed.

12 THE SECRETARY: Calendar Number
13 857, substituted earlier by Member of the
14 Assembly Stec, Assembly Print Number 8703, an
15 act to amend the Executive Law.

16 ACTING PRESIDENT CARLUCCI: Read
17 the last section.

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

20 ACTING PRESIDENT CARLUCCI: Call
21 the roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT CARLUCCI:
24 Announce the result.

25 THE SECRETARY: Ayes, 58.

1 ACTING PRESIDENT CARLUCCI: The
2 bill is passed.

3 THE SECRETARY: Calendar Number
4 860, substituted earlier by Member of the
5 Assembly Duprey, Assembly Print 9242, an act to
6 amend the Executive Law.

7 ACTING PRESIDENT CARLUCCI: Read
8 the last section.

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

11 ACTING PRESIDENT CARLUCCI: Call
12 the roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT CARLUCCI:
15 Announce the result.

16 THE SECRETARY: Ayes, 58.

17 ACTING PRESIDENT CARLUCCI: The
18 bill is passed.

19 THE SECRETARY: Calendar Number
20 861, by Senator Farley, Senate Print 6905, an
21 act to amend the Executive Law.

22 ACTING PRESIDENT CARLUCCI: Read
23 the last section.

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

1 ACTING PRESIDENT CARLUCCI: Call
2 the roll.

3 (The Secretary called the roll.)

4 ACTING PRESIDENT CARLUCCI:
5 Announce the result.

6 THE SECRETARY: Ayes, 58.

7 ACTING PRESIDENT CARLUCCI: The
8 bill is passed.

9 THE SECRETARY: Calendar Number
10 885, substituted earlier by Member of the
11 Assembly Magee, Assembly Print Number 8324A, an
12 act to amend the Real Property Tax Law.

13 ACTING PRESIDENT CARLUCCI: Read
14 the last section.

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

17 ACTING PRESIDENT CARLUCCI: Call
18 the roll.

19 (The Secretary called the roll.)

20 ACTING PRESIDENT CARLUCCI:
21 Announce the result.

22 THE SECRETARY: Ayes, 58.

23 ACTING PRESIDENT CARLUCCI: The
24 bill is passed.

25 THE SECRETARY: Calendar Number

1 891, by Senator Maziarz, Senate Print 7026A, an
2 act to amend the Real Property Tax Law.

3 ACTING PRESIDENT CARLUCCI: Read
4 the last section.

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

7 ACTING PRESIDENT CARLUCCI: Call
8 the roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT CARLUCCI:
11 Announce the result.

12 THE SECRETARY: Ayes, 58.

13 ACTING PRESIDENT CARLUCCI: The
14 bill is passed.

15 THE SECRETARY: Calendar Number
16 896, by Senator Flanagan, Senate Print 1450, an
17 act to amend the Penal Law.

18 ACTING PRESIDENT CARLUCCI: Read
19 the last section.

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

22 ACTING PRESIDENT CARLUCCI: Call
23 the roll.

24 (The Secretary called the roll.)

25 ACTING PRESIDENT CARLUCCI:

1 Announce the result.

2 THE SECRETARY: Ayes, 56. Nays,
3 2. Senators Montgomery and Perkins recorded in
4 the negative.

5 ACTING PRESIDENT CARLUCCI: The
6 bill is passed.

7 THE SECRETARY: Calendar Number
8 897, by Senator Marcellino, Senate Print 1508,
9 an act to amend the Penal Law.

10 ACTING PRESIDENT CARLUCCI: Read
11 the last section.

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

14 ACTING PRESIDENT CARLUCCI: Call
15 the roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT CARLUCCI:
18 Announce the result.

19 THE SECRETARY: In relation to
20 Calendar Number 897, those recorded in the
21 negative are Senators Gianaris, Hoylman,
22 Krueger, Montgomery, Peralta, Perkins, Rivera,
23 Sanders, Serrano and Squadron.

24 Ayes, 48. Nays, 10.

25 ACTING PRESIDENT CARLUCCI: The

1 bill is passed.

2 THE SECRETARY: Calendar Number
3 899, by Senator Lanza, Senate Print 2298, an act
4 to amend the Penal Law.

5 ACTING PRESIDENT CARLUCCI: Read
6 the last section.

7 THE SECRETARY: Section 6. This
8 act shall take effect on the 90th day.

9 ACTING PRESIDENT CARLUCCI: Call
10 the roll.

11 (The Secretary called the roll.)

12 ACTING PRESIDENT CARLUCCI:
13 Announce the result.

14 THE SECRETARY: Ayes, 56. Nays,
15 2. Senators Montgomery and Perkins recorded in
16 the negative.

17 ACTING PRESIDENT CARLUCCI: The
18 bill is passed.

19 THE SECRETARY: Calendar Number
20 900, by Senator Lanza, Senate Print 2468, an act
21 to amend the Penal Law.

22 ACTING PRESIDENT CARLUCCI: Read
23 the last section.

24 THE SECRETARY: Section 5. This
25 act shall take effect on the first of November.

1 ACTING PRESIDENT CARLUCCI: Call
2 the roll.

3 (The Secretary called the roll.)

4 ACTING PRESIDENT CARLUCCI:
5 Announce the result.

6 THE SECRETARY: In relation to
7 Calendar 900, those recorded in the negative are
8 Senators Krueger, Montgomery, Perkins and
9 Squadron.

10 Ayes, 54. Nays, 4.

11 ACTING PRESIDENT CARLUCCI: The
12 bill is passed.

13 THE SECRETARY: Calendar Number
14 910, by Senator Farley, Senate Print 4350A, an
15 act to amend the Banking Law.

16 ACTING PRESIDENT CARLUCCI: Read
17 the last section.

18 THE SECRETARY: Section 15. This
19 act shall take effect immediately.

20 ACTING PRESIDENT CARLUCCI: Call
21 the roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 58.

24 ACTING PRESIDENT CARLUCCI: The
25 bill is passed.

1 THE SECRETARY: Calendar Number
2 911, by Senator Farley, Senate Print 7224, an
3 act to amend the Banking Law.

4 ACTING PRESIDENT CARLUCCI: Read
5 the last section.

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

8 ACTING PRESIDENT CARLUCCI: Call
9 the roll.

10 (The Secretary called the roll.)

11 ACTING PRESIDENT CARLUCCI:
12 Announce the result.

13 THE SECRETARY: Ayes, 58.

14 ACTING PRESIDENT CARLUCCI: The
15 bill is passed.

16 THE SECRETARY: Calendar Number
17 926, by Senator Gallivan, Senate Print 7442, an
18 act to amend the Public Service Law.

19 ACTING PRESIDENT CARLUCCI: Read
20 the last section.

21 THE SECRETARY: Section 5. This
22 act shall take effect immediately.

23 ACTING PRESIDENT CARLUCCI: Call
24 the roll.

25 (The Secretary called the roll.)

1 SENATOR LaVALLE: Can we lay that
2 bill aside for the day.

3 ACTING PRESIDENT CARLUCCI: The
4 bill is laid aside for the day.

5 THE SECRETARY: Calendar Number
6 964, by Senator Valesky, Senate Print 6847A, an
7 act to amend the State Administrative Procedure
8 Act.

9 ACTING PRESIDENT CARLUCCI: Read
10 the last section.

11 THE SECRETARY: Section 11. This
12 act shall take effect on the 120th day.

13 ACTING PRESIDENT CARLUCCI: Call
14 the roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 57. Nays,
17 1. Senator Gipson recorded in the negative.

18 ACTING PRESIDENT CARLUCCI: The
19 bill is passed.

20 THE SECRETARY: Calendar Number
21 965, by Senator Farley, Senate Print 7329, an
22 act to amend the Economic Development Law.

23 ACTING PRESIDENT CARLUCCI: Read
24 the last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT CARLUCCI: Call
3 the roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT CARLUCCI:
6 Announce the result.

7 THE SECRETARY: Ayes, 58.

8 ACTING PRESIDENT CARLUCCI: The
9 bill is passed.

10 THE SECRETARY: Calendar Number
11 987, by Senator Stewart-Cousins, Senate Print
12 4888A, an act to authorize.

13 ACTING PRESIDENT CARLUCCI: Read
14 the last section.

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

17 ACTING PRESIDENT CARLUCCI: Call
18 the roll.

19 (The Secretary called the roll.)

20 ACTING PRESIDENT CARLUCCI:
21 Announce the result.

22 THE SECRETARY: Ayes, 58.

23 ACTING PRESIDENT CARLUCCI: The
24 bill is passed.

25 THE SECRETARY: Calendar Number

1 999, by Senator Savino, Senate Print 7493, an
2 act to amend the Civil Service Law.

3 ACTING PRESIDENT CARLUCCI: Read
4 the last section.

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

7 ACTING PRESIDENT CARLUCCI: Call
8 the roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT CARLUCCI:
11 Announce the result.

12 THE SECRETARY: Ayes, 55. Nays,
13 3. Senators Bonacic, Seward and Zeldin recorded
14 in the negative. Also Senator Marchione.

15 Ayes, 54. Nays, 4.

16 ACTING PRESIDENT CARLUCCI: The
17 bill is passed.

18 THE SECRETARY: Calendar Number
19 1007, by Senator Felder, Senate Print 7213, an
20 act to amend the Family Court Act.

21 ACTING PRESIDENT CARLUCCI: Read
22 the last section.

23 THE SECRETARY: Section 5. This
24 act shall take effect on the 60th day.

25 ACTING PRESIDENT CARLUCCI: Call

1 the roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 58.

4 ACTING PRESIDENT CARLUCCI: The
5 bill is passed.

6 THE SECRETARY: Calendar Number
7 1024, by Senator Young, Senate Print 6665, an
8 act to amend the Social Services Law.

9 ACTING PRESIDENT CARLUCCI: Read
10 the last section.

11 SENATOR LaVALLE: Would you lay
12 that bill aside for the day, please.

13 ACTING PRESIDENT CARLUCCI: The
14 bill is laid aside for the day.

15 THE SECRETARY: Calendar Number
16 1033, substituted earlier by Member of the
17 Assembly Brindisi, Assembly Print Number 9472,
18 an act to amend the Education Law.

19 ACTING PRESIDENT CARLUCCI: Read
20 the last section.

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

23 ACTING PRESIDENT CARLUCCI: Call
24 the roll.

25 (The Secretary called the roll.)

1 ACTING PRESIDENT CARLUCCI:

2 Announce the result.

3 THE SECRETARY: Ayes, 58.

4 ACTING PRESIDENT CARLUCCI: The
5 bill is passed.

6 THE SECRETARY: Calendar Number
7 1036, by Senator Grisanti, Senate Print 7347, an
8 act to amend the Education Law.

9 ACTING PRESIDENT CARLUCCI: Read
10 the last section.

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

13 ACTING PRESIDENT CARLUCCI: Call
14 the roll.

15 (The Secretary called the roll.)

16 ACTING PRESIDENT CARLUCCI:
17 Announce the result.

18 THE SECRETARY: Ayes, 58.

19 ACTING PRESIDENT CARLUCCI: The
20 bill is passed.

21 THE SECRETARY: Calendar Number
22 1069, by Senator Young, Senate Print 3848A, an
23 act to amend the Tax Law.

24 ACTING PRESIDENT CARLUCCI: Read
25 the last section.

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

3 ACTING PRESIDENT CARLUCCI: Call
4 the roll.

5 (The Secretary called the roll.)

6 ACTING PRESIDENT CARLUCCI:
7 Announce the result.

8 THE SECRETARY: Ayes, 53. Nays,
9 5. Senators Krueger, Libous, Montgomery,
10 Perkins and Sanders recorded in the negative.

11 ACTING PRESIDENT CARLUCCI: The
12 bill is passed.

13 THE SECRETARY: Calendar Number
14 1084, substituted earlier by Member of the
15 Assembly Lupardo, Assembly Print Number 8921, an
16 act to amend the Social Services Law.

17 ACTING PRESIDENT CARLUCCI: Read
18 the last section.

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

21 ACTING PRESIDENT CARLUCCI: Call
22 the roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 57. Nays,
25 1. Senator Gipson recorded in the negative.

1 ACTING PRESIDENT CARLUCCI: The
2 bill is passed.

3 THE SECRETARY: Calendar Number
4 1088, substituted earlier by Member of the
5 Assembly Gunther, Assembly Print Number 8924A,
6 an act to amend the Social Services Law.

7 ACTING PRESIDENT CARLUCCI: Read
8 the last section.

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

11 ACTING PRESIDENT CARLUCCI: Call
12 the roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT CARLUCCI:
15 Announce the result.

16 THE SECRETARY: Ayes, 58.

17 ACTING PRESIDENT CARLUCCI: The
18 bill is passed.

19 THE SECRETARY: Calendar Number
20 1096, by Senator Griffo, Senate Print 7217A, an
21 act to amend the Alcoholic Beverage Control Law.

22 ACTING PRESIDENT CARLUCCI: Read
23 the last section.

24 THE SECRETARY: Section 3. This
25 act shall take effect on the 30th day.

1 ACTING PRESIDENT CARLUCCI: Call
2 the roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 57. Nays,
5 1. Senator Zeldin recorded in the negative.

6 ACTING PRESIDENT CARLUCCI: The
7 bill is passed.

8 THE SECRETARY: Calendar Number
9 1164, substituted earlier by Member of the
10 Assembly Magnarelli, Assembly Print 8991, an act
11 to amend the General Municipal Law.

12 ACTING PRESIDENT CARLUCCI: Read
13 the last section.

14 THE SECRETARY: Section 3. This
15 act shall take effect on the 180th day.

16 ACTING PRESIDENT CARLUCCI: Call
17 the roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT CARLUCCI:
20 Announce the result.

21 THE SECRETARY: Ayes, 58.

22 ACTING PRESIDENT CARLUCCI: The
23 bill is passed.

24 THE SECRETARY: Calendar Number
25 1184, by Senator Ranzenhofer, Senate Print 6891,

1 an act to amend Chapter 439 of the Laws of 2008.

2 ACTING PRESIDENT CARLUCCI: There
3 is a home-rule message at the desk.

4 Read the last section.

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

7 ACTING PRESIDENT CARLUCCI: Call
8 the roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT CARLUCCI:
11 Announce the result.

12 THE SECRETARY: Ayes, 57. Nays,
13 1. Senator Ball recorded in the negative.

14 ACTING PRESIDENT CARLUCCI: The
15 bill is passed.

16 THE SECRETARY: Calendar Number
17 1185, substituted earlier by Member of the
18 Assembly Roberts, Assembly Print 8021A, an act
19 to amend the Vehicle and Traffic Law.

20 ACTING PRESIDENT CARLUCCI: Read
21 the last section.

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

24 ACTING PRESIDENT CARLUCCI: Call
25 the roll.

1 (The Secretary called the roll.)

2 ACTING PRESIDENT CARLUCCI:

3 Announce the result.

4 THE SECRETARY: Ayes, 58.

5 ACTING PRESIDENT CARLUCCI: The
6 bill is passed.

7 THE SECRETARY: Calendar Number
8 1193, substituted earlier by Member of the
9 Assembly Mayer, Assembly Print Number 9115, an
10 act to amend Chapter 831 of the Laws of 1981.

11 ACTING PRESIDENT CARLUCCI: Read
12 the last section.

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

15 ACTING PRESIDENT CARLUCCI: Call
16 the roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT CARLUCCI:

19 Announce the result.

20 THE SECRETARY: Ayes, 58.

21 ACTING PRESIDENT CARLUCCI: The
22 bill is passed.

23 THE SECRETARY: Calendar Number
24 1207, by Senator Robach, Senate Print 3770, an
25 act --

1 SENATOR LIBOUS: Lay it aside for
2 the day.

3 ACTING PRESIDENT CARLUCCI: The
4 bill is laid aside for the day.

5 THE SECRETARY: Calendar Number
6 1228, by Senator Grisanti, Senate Print 698, an
7 act to amend the Labor Law.

8 ACTING PRESIDENT CARLUCCI: Read
9 the last section.

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

12 ACTING PRESIDENT CARLUCCI: Call
13 the roll.

14 (The Secretary called the roll.)

15 ACTING PRESIDENT CARLUCCI:
16 Announce the result.

17 THE SECRETARY: Ayes, 58.

18 ACTING PRESIDENT CARLUCCI: The
19 bill is passed.

20 THE SECRETARY: Calendar Number
21 1229, by Senator Martins, Senate Print 902, an
22 act to amend the Labor Law.

23 ACTING PRESIDENT CARLUCCI: Read
24 the last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT CARLUCCI: Call
3 the roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT CARLUCCI:
6 Announce the result.

7 THE SECRETARY: Ayes, 58.

8 ACTING PRESIDENT CARLUCCI: The
9 bill is passed.

10 THE SECRETARY: Calendar Number
11 1230, by Senator Maziarz, Senate Print 1187A, an
12 act to amend the Public Authorities Law.

13 ACTING PRESIDENT CARLUCCI: Read
14 the last section.

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

17 ACTING PRESIDENT CARLUCCI: Call
18 the roll.

19 (The Secretary called the roll.)

20 ACTING PRESIDENT CARLUCCI:
21 Announce the result.

22 THE SECRETARY: Ayes, 57. Nays,
23 1. Senator Zeldin recorded in the negative.

24 ACTING PRESIDENT CARLUCCI: The
25 bill is passed.

1 THE SECRETARY: Calendar Number
2 1231, by Senator Carlucci, Senate Print 1205, an
3 act to amend the Real Property Tax Law.

4 ACTING PRESIDENT CARLUCCI: Read
5 the last section.

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

8 ACTING PRESIDENT CARLUCCI: Call
9 the roll.

10 (The Secretary called the roll.)

11 ACTING PRESIDENT CARLUCCI:
12 Announce the result.

13 THE SECRETARY: Ayes, 58.

14 ACTING PRESIDENT CARLUCCI: The
15 bill is passed.

16 THE SECRETARY: Calendar Number
17 1232, by Senator Grisanti, Senate Print 1593B,
18 an act to amend the Executive Law.

19 ACTING PRESIDENT CARLUCCI: Read
20 the last section.

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

23 ACTING PRESIDENT CARLUCCI: Call
24 the roll.

25 (The Secretary called the roll.)

1 ACTING PRESIDENT CARLUCCI:

2 Announce the result.

3 THE SECRETARY: Ayes, 58.

4 ACTING PRESIDENT CARLUCCI: The
5 bill is passed.

6 THE SECRETARY: Calendar Number
7 1233, by Senator Bonacic, Senate Print 1876A, an
8 act to amend the County Law.

9 ACTING PRESIDENT CARLUCCI: Read
10 the last section.

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

13 ACTING PRESIDENT CARLUCCI: Call
14 the roll.

15 (The Secretary called the roll.)

16 ACTING PRESIDENT CARLUCCI:
17 Announce the result.

18 THE SECRETARY: Ayes, 56. Nays,
19 2. Senators Krueger and Perkins recorded in the
20 negative.

21 ACTING PRESIDENT CARLUCCI: The
22 bill is passed.

23 THE SECRETARY: Calendar Number
24 1234, by Senator Parker, Senate Print 2838B, an
25 act in relation to requiring.

1 ACTING PRESIDENT CARLUCCI: Read
2 the last section.

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

5 ACTING PRESIDENT CARLUCCI: Call
6 the roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT CARLUCCI:
9 Announce the result.

10 THE SECRETARY: Ayes, 55. Nays,
11 3. Senators Ball, Marcellino and O'Mara
12 recorded in the negative.

13 ACTING PRESIDENT CARLUCCI: The
14 bill is passed.

15 THE SECRETARY: Calendar Number
16 1235, by Senator Hannon, Senate Print 3054, an
17 act to authorize.

18 ACTING PRESIDENT CARLUCCI: Read
19 the last section.

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

22 ACTING PRESIDENT CARLUCCI: Call
23 the roll.

24 (The Secretary called the roll.)

25 ACTING PRESIDENT CARLUCCI:

1 Announce the result.

2 THE SECRETARY: Ayes, 55. Nays,
3 3. Senators Bonacic, O'Mara and Sanders
4 recorded in the negative.

5 ACTING PRESIDENT CARLUCCI: The
6 bill is passed.

7 THE SECRETARY: Calendar Number
8 1236, by Senator Carlucci, Senate Print 3246, an
9 act to amend the State Administrative Procedure
10 Act.

11 ACTING PRESIDENT CARLUCCI: Read
12 the last section.

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

15 ACTING PRESIDENT CARLUCCI: Call
16 the roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT CARLUCCI:
19 Announce the result.

20 THE SECRETARY: Ayes, 58.

21 ACTING PRESIDENT CARLUCCI: The
22 bill is passed.

23 THE SECRETARY: Calendar Number
24 1237, by Senator DeFrancisco, Senate Print 3361,
25 an act to amend the Labor Law.

1 ACTING PRESIDENT CARLUCCI: Read
2 the last section.

3 THE SECRETARY: Section 4. This
4 act shall take effect on the 120th day.

5 ACTING PRESIDENT CARLUCCI: Call
6 the roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT CARLUCCI:
9 Announce the result.

10 THE SECRETARY: Ayes, 58.

11 ACTING PRESIDENT CARLUCCI: The
12 bill is passed.

13 THE SECRETARY: Calendar Number
14 1238, by Senator Hannon, Senate Print 3476A, an
15 act authorizing.

16 ACTING PRESIDENT CARLUCCI: Read
17 the last section.

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

20 ACTING PRESIDENT CARLUCCI: Call
21 the roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT CARLUCCI:
24 Announce the result.

25 THE SECRETARY: Ayes, 55. Nays,

1 3. Senators Bonacic, O'Mara and Sanders
2 recorded in the negative.

3 ACTING PRESIDENT CARLUCCI: The
4 bill is passed.

5 THE SECRETARY: Calendar Number
6 1239, by Senator Seward, Senate Print 3563, an
7 act to amend the Environmental Conservation Law.

8 ACTING PRESIDENT CARLUCCI: Read
9 the last section.

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

12 ACTING PRESIDENT CARLUCCI: Call
13 the roll.

14 (The Secretary called the roll.)

15 ACTING PRESIDENT CARLUCCI: The
16 Secretary will announce the result.

17 THE SECRETARY: In relation to
18 Calendar 1239, those recorded in the negative
19 are Senators Gianaris, Gipson, Hoylman, Krueger,
20 Montgomery, Perkins, Rivera, Sanders, Serrano,
21 Squadron and Stavisky.

22 Ayes, 47. Nays, 11.

23 ACTING PRESIDENT CARLUCCI: The
24 bill is passed.

25 THE SECRETARY: Calendar Number

1 1240, by Senator O'Mara, Senate Print 3592, an
2 act to amend the General Municipal Law.

3 ACTING PRESIDENT CARLUCCI: Read
4 the last section.

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

7 ACTING PRESIDENT CARLUCCI: Call
8 the roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT CARLUCCI:
11 Announce the result.

12 THE SECRETARY: Ayes, 58.

13 ACTING PRESIDENT CARLUCCI: The
14 bill is passed.

15 THE SECRETARY: Calendar Number
16 1241, by Senator Lanza, Senate Print 3981B, an
17 act to amend the Not-for-Profit Corporation Law.

18 ACTING PRESIDENT CARLUCCI: Read
19 the last section.

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

22 ACTING PRESIDENT CARLUCCI: Call
23 the roll.

24 (The Secretary called the roll.)

25 ACTING PRESIDENT CARLUCCI:

1 Announce the result.

2 THE SECRETARY: Ayes, 58.

3 ACTING PRESIDENT CARLUCCI: The
4 bill is passed.

5 THE SECRETARY: Calendar Number
6 1242, by Senator Lanza, Senate Print 3983, an
7 act to amend the Public Health Law.

8 ACTING PRESIDENT CARLUCCI: Read
9 the last section.

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

12 ACTING PRESIDENT CARLUCCI: Call
13 the roll.

14 (The Secretary called the roll.)

15 ACTING PRESIDENT CARLUCCI:
16 Announce the result.

17 THE SECRETARY: Ayes, 57. Nays,
18 1. Senator Libous recorded in the negative.

19 ACTING PRESIDENT CARLUCCI: The
20 bill is passed.

21 THE SECRETARY: Calendar Number
22 1243, by Senator DeFrancisco, Senate Print 4067,
23 an act to amend the Social Services Law.

24 ACTING PRESIDENT CARLUCCI: Read
25 the last section.

1 THE SECRETARY: Section 3. This
2 act shall take effect on the 60th day.

3 ACTING PRESIDENT CARLUCCI: Call
4 the roll.

5 (The Secretary called the roll.)

6 ACTING PRESIDENT CARLUCCI:
7 Announce the result.

8 THE SECRETARY: Ayes, 57. Nays,
9 1. Senator Gipson recorded in the negative.

10 ACTING PRESIDENT CARLUCCI: The
11 bill is passed.

12 THE SECRETARY: Calendar Number
13 1244, by Senator Robach, Senate Print 4095, an
14 act to amend the State Finance Law.

15 ACTING PRESIDENT CARLUCCI: Read
16 the last section.

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

19 ACTING PRESIDENT CARLUCCI: Call
20 the roll.

21 (The Secretary called the roll.)

22 ACTING PRESIDENT CARLUCCI:
23 Announce the result.

24 THE SECRETARY: Ayes, 57. Nays,
25 1. Senator Krueger recorded in the negative.

1 ACTING PRESIDENT CARLUCCI: The
2 bill is passed.

3 THE SECRETARY: Calendar Number
4 1245, by Senator Young, Senate Print 4337B, an
5 act to amend the Public Health Law.

6 ACTING PRESIDENT CARLUCCI: Read
7 the last section.

8 THE SECRETARY: Section 2. This
9 act shall take effect January 1, 2015.

10 ACTING PRESIDENT CARLUCCI: Call
11 the roll.

12 (The Secretary called the roll.)

13 ACTING PRESIDENT CARLUCCI:
14 Announce the result.

15 THE SECRETARY: Ayes, 58.

16 ACTING PRESIDENT CARLUCCI: The
17 bill is passed.

18 THE SECRETARY: Calendar Number
19 1246, by Senator Klein, Senate Print 4461B, an
20 act to amend the General Municipal Law.

21 ACTING PRESIDENT CARLUCCI: There
22 is a home-rule message at the desk.

23 The Secretary will read the last
24 section.

25 THE SECRETARY: Section 3. This

1 act shall take effect immediately.

2 ACTING PRESIDENT CARLUCCI: Call
3 the roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT CARLUCCI:
6 Announce the result.

7 THE SECRETARY: Ayes, 58.

8 ACTING PRESIDENT CARLUCCI: The
9 bill is passed.

10 THE SECRETARY: Calendar Number
11 1247, by Senator Larkin, Senate Print 4714A, an
12 act to amend the Retirement and Social Security
13 Law.

14 ACTING PRESIDENT CARLUCCI: Read
15 the last section.

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

18 ACTING PRESIDENT CARLUCCI: Call
19 the roll.

20 (The Secretary called the roll.)

21 ACTING PRESIDENT CARLUCCI:
22 Announce the result.

23 THE SECRETARY: Ayes, 58.

24 ACTING PRESIDENT CARLUCCI: The
25 bill is passed.

1 THE SECRETARY: Calendar Number
2 1248, by Senator Latimer, Senate Print 4848, an
3 act to amend the Education Law.

4 ACTING PRESIDENT CARLUCCI: Read
5 the last section.

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

8 ACTING PRESIDENT CARLUCCI: Call
9 the roll.

10 (The Secretary called the roll.)

11 ACTING PRESIDENT CARLUCCI:
12 Announce the result.

13 THE SECRETARY: Ayes, 58.

14 ACTING PRESIDENT CARLUCCI: The
15 bill is passed.

16 THE SECRETARY: Calendar Number
17 1249, by Senator Lanza, Senate Print 4998, an
18 act to amend the Environmental Conservation Law.

19 ACTING PRESIDENT CARLUCCI: Read
20 the last section.

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

23 ACTING PRESIDENT CARLUCCI: Call
24 the roll.

25 (The Secretary called the roll.)

1 ACTING PRESIDENT CARLUCCI:

2 Announce the result.

3 THE SECRETARY: Ayes, 58.

4 ACTING PRESIDENT CARLUCCI: The
5 bill is passed.

6 THE SECRETARY: Calendar Number
7 1250, by Senator Zeldin, Senate Print 5133, an
8 act to amend the Environmental Conservation Law.

9 ACTING PRESIDENT CARLUCCI: Read
10 the last section.

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

13 ACTING PRESIDENT CARLUCCI: Call
14 the roll.

15 (The Secretary called the roll.)

16 ACTING PRESIDENT CARLUCCI:
17 Announce the result.

18 THE SECRETARY: Ayes, 57. Nays,
19 1. Senator Serrano recorded in the negative.

20 ACTING PRESIDENT CARLUCCI: The
21 bill is passed.

22 THE SECRETARY: Calendar Number
23 1251, by Senator Marcellino, Senate Print 5317,
24 an act to amend the General Municipal Law.

25 ACTING PRESIDENT CARLUCCI: Read

1 the last section.

2 THE SECRETARY: Section 2. This
3 act shall take effect on the 60th day.

4 ACTING PRESIDENT CARLUCCI: Call
5 the roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT CARLUCCI:
8 Announce the result.

9 THE SECRETARY: Ayes, 58.

10 ACTING PRESIDENT CARLUCCI: The
11 bill is passed.

12 THE SECRETARY: Calendar Number
13 1253, substituted earlier by Member of the
14 Assembly Ramos, Assembly Print Number 8033A, an
15 act to authorize.

16 ACTING PRESIDENT CARLUCCI: Read
17 the last section.

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

20 ACTING PRESIDENT CARLUCCI: Call
21 the roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT CARLUCCI:
24 Announce the result.

25 THE SECRETARY: Ayes, 55. Nays,

1 3. Senators Bonacic, Krueger and Sanders
2 recorded in the negative.

3 ACTING PRESIDENT CARLUCCI: The
4 bill is passed.

5 THE SECRETARY: Calendar Number
6 1254, by Senator Golden, Senate Print 6142 --

7 SENATOR SERRANO: Lay that bill
8 aside, please.

9 ACTING PRESIDENT CARLUCCI: The
10 bill is laid aside.

11 THE SECRETARY: Calendar Number
12 1255, by Senator Grisanti, Senate Print 6164, an
13 act to amend the Labor Law.

14 ACTING PRESIDENT CARLUCCI: Read
15 the last section.

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

18 ACTING PRESIDENT CARLUCCI: Call
19 the roll.

20 (The Secretary called the roll.)

21 ACTING PRESIDENT CARLUCCI:
22 Announce the result.

23 THE SECRETARY: Ayes, 58.

24 ACTING PRESIDENT CARLUCCI: The
25 bill is passed.

1 THE SECRETARY: Calendar Number
2 1256, by Senator Valesky, Senate Print 6360A, an
3 act to amend the Agriculture and Markets Law.

4 ACTING PRESIDENT CARLUCCI: Read
5 the last section.

6 THE SECRETARY: Section 2. This
7 act shall take effect on the 60th day.

8 ACTING PRESIDENT CARLUCCI: Call
9 the roll.

10 (The Secretary called the roll.)

11 ACTING PRESIDENT CARLUCCI:
12 Announce the result.

13 THE SECRETARY: Ayes, 58.

14 ACTING PRESIDENT CARLUCCI: The
15 bill is passed.

16 THE SECRETARY: Calendar Number
17 1257, substituted earlier by Member of the
18 Assembly Markey, Assembly Print Number 8484A, an
19 act to amend the General Municipal Law.

20 ACTING PRESIDENT CARLUCCI: Read
21 the last section.

22 THE SECRETARY: Section 3. This
23 act shall take effect July 1, 2014.

24 ACTING PRESIDENT CARLUCCI: Call
25 the roll.

1 (The Secretary called the roll.)

2 ACTING PRESIDENT CARLUCCI:

3 Announce the result.

4 THE SECRETARY: Ayes, 58.

5 ACTING PRESIDENT CARLUCCI: The
6 bill is passed.

7 THE SECRETARY: Calendar Number
8 1258, by Senator Ranzenhofer, Senate Print
9 6478A, an act to repeal Chapter 154 of the Laws
10 of 1921.

11 ACTING PRESIDENT CARLUCCI: Read
12 the last section.

13 THE SECRETARY: Section 33. This
14 act shall take effect upon the enactment into
15 law.

16 ACTING PRESIDENT CARLUCCI: Call
17 the roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 58.

20 ACTING PRESIDENT CARLUCCI: The
21 bill is passed.

22 THE SECRETARY: Calendar Number
23 1259, substituted earlier by Member of the
24 Assembly Gunther, Assembly Print 1627A, an act
25 to amend the Environmental Conservation Law.

1 ACTING PRESIDENT CARLUCCI: Read
2 the last section.

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

5 ACTING PRESIDENT CARLUCCI: Call
6 the roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT CARLUCCI:
9 Announce the result.

10 THE SECRETARY: Ayes, 58.

11 ACTING PRESIDENT CARLUCCI: The
12 bill is passed.

13 THE SECRETARY: Calendar Number
14 1260, by Senator Ball, Senate Print 6629, an act
15 to amend the Labor Law.

16 ACTING PRESIDENT CARLUCCI: Read
17 the last section.

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

20 ACTING PRESIDENT CARLUCCI: Call
21 the roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT CARLUCCI:
24 Announce the result.

25 THE SECRETARY: Ayes, 58.

1 ACTING PRESIDENT CARLUCCI: The
2 bill is passed.

3 THE SECRETARY: Calendar Number
4 1262, substituted earlier by Member of the
5 Assembly Lentol, Assembly Print Number 9564, an
6 act to amend the General Municipal Law.

7 ACTING PRESIDENT CARLUCCI: Read
8 the last section.

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

11 ACTING PRESIDENT CARLUCCI: Call
12 the roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT CARLUCCI:
15 Announce the result.

16 THE SECRETARY: Ayes, 58.

17 ACTING PRESIDENT CARLUCCI: The
18 bill is passed.

19 THE SECRETARY: Calendar Number
20 1263, by Senator Marcellino, Senate Print 6848,
21 an act to amend the Public Health Law.

22 ACTING PRESIDENT CARLUCCI: Read
23 the last section.

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

1 ACTING PRESIDENT CARLUCCI: Call
2 the roll.

3 (The Secretary called the roll.)

4 ACTING PRESIDENT CARLUCCI:
5 Announce the result.

6 THE SECRETARY: Ayes, 57. Nays,
7 1. Senator Seward recorded in the negative.

8 ACTING PRESIDENT CARLUCCI: The
9 bill is passed.

10 THE SECRETARY: Calendar Number
11 1264, by Senator Flanagan, Senate Print 6959A,
12 an act in relation to extending.

13 ACTING PRESIDENT CARLUCCI: Read
14 the last section.

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

17 ACTING PRESIDENT CARLUCCI: Call
18 the roll.

19 (The Secretary called the roll.)

20 ACTING PRESIDENT CARLUCCI:
21 Announce the result.

22 THE SECRETARY: Ayes, 58.

23 ACTING PRESIDENT CARLUCCI: The
24 bill is passed.

25 THE SECRETARY: Calendar Number

1 1265, by Senator O'Mara, Senate Print 7047, an
2 act to amend the Agriculture and Markets Law.

3 ACTING PRESIDENT CARLUCCI: Read
4 the last section.

5 THE SECRETARY: Section 3. This
6 act shall take effect on the 180th day.

7 ACTING PRESIDENT CARLUCCI: Call
8 the roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT CARLUCCI:
11 Announce the result.

12 THE SECRETARY: Ayes, 56. Nays,
13 2. Senators Ball and Hannon recorded in the
14 negative.

15 ACTING PRESIDENT CARLUCCI: The
16 bill is passed.

17 THE SECRETARY: Calendar Number
18 1266, by Senator Gallivan, Senate Print 7050A,
19 an act in relation to the Town of Eagle.

20 ACTING PRESIDENT CARLUCCI: There
21 is a home-rule message at the desk.

22 The Secretary will read the last
23 section.

24 THE SECRETARY: Section 5. This
25 act shall take effect immediately.

1 ACTING PRESIDENT CARLUCCI: Call
2 the roll.

3 (The Secretary called the roll.)

4 ACTING PRESIDENT CARLUCCI:
5 Announce the result.

6 THE SECRETARY: Ayes, 58.

7 ACTING PRESIDENT CARLUCCI: The
8 bill is passed.

9 THE SECRETARY: Calendar Number
10 1268, substituted earlier by Member of the
11 Assembly Bronson, Assembly Print Number 9504, an
12 act providing.

13 ACTING PRESIDENT CARLUCCI: There
14 is a home-rule message at the desk.

15 The Secretary will read the last
16 section.

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

19 ACTING PRESIDENT CARLUCCI: Call
20 the roll.

21 (The Secretary called the roll.)

22 ACTING PRESIDENT CARLUCCI:
23 Announce the result.

24 THE SECRETARY: Ayes, 58.

25 ACTING PRESIDENT CARLUCCI: The

1 bill is passed.

2 THE SECRETARY: Calendar Number
3 1269, by Senator Grisanti, Senate Print 7111B,
4 an act to amend the Labor Law.

5 ACTING PRESIDENT CARLUCCI: Read
6 the last section.

7 THE SECRETARY: Section 2. This
8 act shall take effect on the 90th day.

9 ACTING PRESIDENT CARLUCCI: Call
10 the roll.

11 (The Secretary called the roll.)

12 ACTING PRESIDENT CARLUCCI:
13 Senator Grisanti to explain his vote.

14 SENATOR GRISANTI: Yes, thank you,
15 Mr. President.

16 You know, this bill we passed last
17 year. It passed the Assembly. Unfortunately,
18 it was vetoed by the Governor. But some changes
19 have been made, so anything that you read about
20 as far as what the opposition is is actually
21 incorrect.

22 This bill basically allows a leave
23 of absence from a place of employment for
24 volunteer firefighters and ambulance drivers who
25 responded to Hurricane Sandy, Irene, Lee and

1 September 11th. Because believe it or not, when
2 some of those volunteer firemen and ambulance
3 drivers came back, they were fired. They didn't
4 have a job to come back to.

5 All this bill does is protect them
6 from being able to respond to emergencies and
7 then coming back to their place of employment.
8 And if it's deemed by their employer, which is
9 what one of the changes were, that it places an
10 undue hardship on the employer itself, then the
11 employee is not able to go.

12 This is not something where
13 somebody could take off for, you know, a month,
14 two months at a time and they're going to get
15 paid. It's somebody that has to respond
16 immediately to help in assistance, moving
17 equipment, do whatever needs to be done. So for
18 somebody in Erie County going to Suffolk County
19 and vice versa, they're protected.

20 So I vote aye, Mr. President. It's
21 a bill that we need to protect the firefighters
22 and the ambulance and the EMTs that actually go
23 and help out in emergencies.

24 Thank you very much.

25 ACTING PRESIDENT CARLUCCI: Thank

1 you, Senator Grisanti.

2 Are there other members wishing to
3 explain their vote?

4 Seeing none, the Secretary will
5 announce the result.

6 THE SECRETARY: Ayes, 56. Nays,
7 2. Senators DeFrancisco and Savino recorded in
8 the negative.

9 ACTING PRESIDENT CARLUCCI: The
10 bill is passed.

11 THE SECRETARY: Calendar Number
12 1270, by Senator Nozzolio, Senate Print 7191, an
13 act to amend Chapter 159 of the Laws of 1929.

14 ACTING PRESIDENT CARLUCCI: Read
15 the last section.

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

18 ACTING PRESIDENT CARLUCCI: Call
19 the roll.

20 (The Secretary called the roll.)

21 ACTING PRESIDENT CARLUCCI:
22 Announce the result.

23 THE SECRETARY: Ayes, 57. Nays,
24 1. Senator Ball recorded in the negative.

25 ACTING PRESIDENT CARLUCCI: The

1 bill is passed.

2 THE SECRETARY: Calendar Number
3 1271, by Senator LaValle, Senate Print 7229B, an
4 act in relation to authorizing.

5 ACTING PRESIDENT CARLUCCI: Read
6 the last section.

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

9 ACTING PRESIDENT CARLUCCI: Call
10 the roll.

11 (The Secretary called the roll.)

12 ACTING PRESIDENT CARLUCCI:
13 Announce the result.

14 THE SECRETARY: Ayes, 57. Nays,
15 1. Senator Bonacic recorded in the negative.

16 ACTING PRESIDENT CARLUCCI: The
17 bill is passed.

18 THE SECRETARY: Calendar Number
19 1272, substituted earlier by Member of the
20 Assembly Schimel, Assembly Print Number 9003C,
21 an act to incorporate.

22 ACTING PRESIDENT CARLUCCI: Read
23 the last section.

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

1 ACTING PRESIDENT CARLUCCI: Call
2 the roll.

3 (The Secretary called the roll.)

4 ACTING PRESIDENT CARLUCCI:
5 Announce the result.

6 THE SECRETARY: Ayes, 57. Nays,
7 1. Senator Ball recorded in the negative.

8 ACTING PRESIDENT CARLUCCI: The
9 bill is passed.

10 THE SECRETARY: Calendar Number
11 1273, by Senator Martins, Senate Print 7352, an
12 act to amend the Local Finance Law.

13 ACTING PRESIDENT CARLUCCI: Read
14 the last section.

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

17 ACTING PRESIDENT CARLUCCI: Call
18 the roll.

19 (The Secretary called the roll.)

20 ACTING PRESIDENT CARLUCCI:
21 Announce the result.

22 THE SECRETARY: Ayes, 57. Nays,
23 1. Senator Ball recorded in the negative.

24 ACTING PRESIDENT CARLUCCI: The
25 bill is passed.

1 THE SECRETARY: Calendar Number
2 1274, by Senator Hannon, Senate Print 7480 --

3 SENATOR LIBOUS: Could you lay
4 that bill aside for the day.

5 ACTING PRESIDENT CARLUCCI: The
6 bill is laid aside for the day.

7 THE SECRETARY: Calendar Number
8 1275, by Senator LaValle, Senate Print 7485, an
9 act to amend the Real Property Tax Law.

10 ACTING PRESIDENT CARLUCCI: Read
11 the last section.

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

14 ACTING PRESIDENT CARLUCCI: Call
15 the roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT CARLUCCI:
18 Announce the result.

19 THE SECRETARY: Ayes, 57. Nays,
20 1. Senator Ball recorded in the negative.

21 ACTING PRESIDENT CARLUCCI: The
22 bill is passed.

23 THE SECRETARY: On page 68,
24 Senator Hannon moves to discharge, from the
25 Committee on Rules, Assembly Bill Number 9801

1 and substitute it for the identical Senate Bill
2 Number 7592, Third Reading Calendar 1276.

3 ACTING PRESIDENT CARLUCCI:
4 Substitution ordered.

5 The Secretary will read.

6 THE SECRETARY: Calendar Number
7 1276, by Member of the Assembly Gottfried,
8 Assembly Print Number 9801, an act to amend the
9 Public Health Law.

10 ACTING PRESIDENT CARLUCCI: Read
11 the last section.

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

14 ACTING PRESIDENT CARLUCCI: Call
15 the roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT CARLUCCI:
18 Announce the result.

19 THE SECRETARY: Ayes, 58.

20 ACTING PRESIDENT CARLUCCI: The
21 bill is passed.

22 THE SECRETARY: Calendar Number
23 1277, by Senator Hannon, Senate Print 7601B, an
24 act to amend the Public Health Law.

25 ACTING PRESIDENT CARLUCCI: Read

1 the last section.

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

4 ACTING PRESIDENT CARLUCCI: Call
5 the roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT CARLUCCI:
8 Announce the result.

9 THE SECRETARY: Ayes, 58.

10 ACTING PRESIDENT CARLUCCI: the
11 bill is passed.

12 THE SECRETARY: Calendar Number
13 1278, by Senator Marchione, Senate Print 7687,
14 an act to authorize.

15 ACTING PRESIDENT CARLUCCI: Read
16 the last section.

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

19 ACTING PRESIDENT CARLUCCI: Call
20 the roll.

21 (The Secretary called the roll.)

22 ACTING PRESIDENT CARLUCCI:
23 Announce the result.

24 THE SECRETARY: Ayes, 55. Nays,
25 3. Senators Bonacic, Larkin and O'Mara recorded

1 in the negative.

2 ACTING PRESIDENT CARLUCCI: The
3 bill is passed.

4 THE SECRETARY: Calendar Number
5 1279, by Senator Marchione, Senate Print 7688,
6 an act to authorize.

7 ACTING PRESIDENT CARLUCCI: Read
8 the last section.

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

11 ACTING PRESIDENT CARLUCCI: Call
12 the roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT CARLUCCI:
15 Announce the result.

16 THE SECRETARY: Ayes, 55. Nays,
17 3. Senators Bonacic, Larkin and O'Mara recorded
18 in the negative.

19 ACTING PRESIDENT CARLUCCI: The
20 bill is passed.

21 THE SECRETARY: Calendar Number
22 1280, by Senator Marchione, Senate Print 7689,
23 an act to authorize.

24 ACTING PRESIDENT CARLUCCI: Read
25 the last section.

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

3 ACTING PRESIDENT CARLUCCI: Call
4 the roll.

5 (The Secretary called the roll.)

6 ACTING PRESIDENT CARLUCCI:
7 Announce the result.

8 THE SECRETARY: Ayes, 55. Nays,
9 3. Senators Bonacic, Larkin and O'Mara recorded
10 in the negative.

11 ACTING PRESIDENT CARLUCCI: The
12 bill is passed.

13 THE SECRETARY: Calendar Number
14 1281, by Senator Farley, Senate Print 7711, an
15 act relating to a certain agreement.

16 ACTING PRESIDENT CARLUCCI: Read
17 the last section.

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

20 ACTING PRESIDENT CARLUCCI: Call
21 the roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT CARLUCCI:
24 Announce the result.

25 THE SECRETARY: Ayes, 56. Nays,

1 2. Senators Krueger and Perkins recorded in the
2 negative.

3 ACTING PRESIDENT CARLUCCI: The
4 bill is passed.

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

7 SENATOR LIBOUS: Mr. President,
8 could we lay Calendar 803 aside for the day.

9 ACTING PRESIDENT CARLUCCI:
10 Calendar Number 803 is laid aside for the day.

11 Senator Libous.

12 SENATOR LIBOUS: Mr. President,
13 could we go back to motions and call on Senator
14 Valesky and then come back to me, please.

15 ACTING PRESIDENT CARLUCCI:
16 Senator Valesky.

17 SENATOR VALESKY: Mr. President,
18 on behalf of Senator Klein, on page 11 I offer
19 the following amendments to Calendar Number 232,
20 Senate Bill 2257A, and ask that said bill retain
21 its place on the Third Reading Calendar.

22 ACTING PRESIDENT CARLUCCI: So
23 ordered.

24 Senator Libous.

25 SENATOR LIBOUS: Thank you,

1 Mr. President.

2 On behalf of Senator Maziarz, on
3 page 51 I offer the following amendments to
4 Calendar Number 1043, Senate Print 1089A, and
5 ask that said bill retain its place on
6 Third Reading Calendar.

7 ACTING PRESIDENT CARLUCCI: So
8 ordered.

9 SENATOR LIBOUS: On behalf of
10 Senator Lanza, on page 21 I offer the following
11 amendments to Calendar Number 515, Senate Print
12 6623A, and ask that said bill retain its place
13 on the Third Reading Calendar.

14 ACTING PRESIDENT CARLUCCI: So
15 ordered.

16 SENATOR LIBOUS: And,
17 Mr. President, on behalf of Senator Lanza, I
18 move to amend Senate Bill Number 5705A by
19 striking out the amendments made on June 2nd and
20 restoring it to its original print number, 5705.

21 ACTING PRESIDENT CARLUCCI: So
22 ordered.

23 Senator Libous.

24 SENATOR LIBOUS: Thank you,
25 Mr. President.

1 Could we please have the
2 controversial reading of the calendar. And I
3 think I'd like to take up Calendar Number 416,
4 by Senator Lanza.

5 ACTING PRESIDENT CARLUCCI: The
6 Secretary will ring the bell.

7 The Secretary will read.

8 THE SECRETARY: Calendar Number
9 416, by Senator Lanza, Senate Print 2142, an act
10 to prohibit.

11 ACTING PRESIDENT CARLUCCI:
12 Senator Squadron.

13 SENATOR SQUADRON: Thank you,
14 Mr. President.

15 Each time -- I won't ask the
16 sponsor to explain the bill again but certainly
17 will give him that opportunity if he'd like to.
18 One can look back at the transcripts of at least
19 three prior years if they're interested in a
20 description of this bill.

21 In short, this bill would prohibit
22 the state and any locality from spending any
23 money on terror trials, on trials of enemy
24 combatants.

25 It's of great concern to me in my

1 district because the Southern District
2 Courthouse is in my district in Lower Manhattan,
3 and it's in a neighborhood that is surrounded by
4 a growing residential community, by elementary
5 schools -- overcrowded elementary schools -- by
6 a vibrant Chinatown community. And the idea
7 that we would not be able to reimburse or spend
8 dollars in order to protect that community when
9 there are trials of terrorists in the Southern
10 District Courthouse is of grave concern to me
11 and my constituents.

12 In fact, over the course of the
13 last year since our last debate on this bill,
14 bin Laden's son-in-law Abu Ghaith, Sulaiman Abu
15 Ghaith, was tried and convicted in the Southern
16 District, Abu Hamza al-Masri was tried and
17 convicted in the Southern District. And each of
18 these cases, based on briefings that I've
19 received from the top levels of the New York
20 City Police Department, based on public
21 information and knowledge around Lower
22 Manhattan, required a great deal of local
23 security. If this bill were to pass, that
24 security couldn't be provided. The NYPD would
25 be handcuffed from protecting my constituents.

1 Now I understand -- and as we get
2 into a brief conversation, I understand that
3 there are larger issues and questions about
4 enemy combatants and who they are and the
5 appropriate place to try them. I do think that
6 we've seen some convictions on that issue. But,
7 you know, this really can't and shouldn't be
8 about those larger ideological political issues.

9 This is about a community in Lower
10 Manhattan that's a residential community, a
11 growing community, a community that has
12 recovered from the attacks of September 11th,
13 which for them were not a global event but a
14 local event, are recovering from the effects of
15 the Superstorm Sandy -- not as severe in that
16 community as in others, including in the
17 sponsor's district, but certainly significant.
18 And now we're saying you know what, we're not
19 going to let the NYPD protect you when the
20 federal government tries people in your
21 community.

22 I think that's dangerous and deeply
23 problematic. And I don't think the larger
24 politics of our view of President Obama and
25 President Bush and Guantanamo and whatever other

1 hot-button issue we can think of should impact
2 the protection of a community, especially a
3 community that has been the victim of global
4 terror. A community for whom this is not simply
5 an assault on our country, which it is for all
6 of us, but an assault on our homes and our
7 neighborhoods. A community that, because of the
8 air quality concerns after September 11th, still
9 lives with legitimate fear that they may yet
10 suffer consequences of those attacks not yet
11 seen.

12 So the idea of preventing ourselves
13 from protecting a community because we don't
14 like Attorney General Holder or President
15 Obama -- both of whom I actually do like -- is
16 something that I just can't support. And I urge
17 my colleagues to oppose this bill or to urge the
18 sponsor to hold this bill on the basis of
19 protecting every community in the district.

20 With that, if the sponsor would be
21 willing to yield for a question. And obviously
22 please correct anything that I've said that's
23 incorrect; I'd appreciate it.

24 SENATOR LANZA: Yes,
25 Mr. President.

1 SENATOR SQUADRON: Thank you.

2 Through you, Mr. President.

3 Is the sponsor aware of the terror
4 trials that have occurred in the Southern
5 District over the course of the last year and
6 prior, and of the security provided locally by
7 the NYPD to make sure the communities were safe
8 during those trials?

9 SENATOR LANZA: Through you,
10 Mr. President, of course I am.

11 SENATOR SQUADRON: If the sponsor
12 would continue to yield.

13 SENATOR LANZA: Yes.

14 SENATOR SQUADRON: And is it the
15 sponsor's intent that the NYPD would not be able
16 to provide security for the community when those
17 trials occur?

18 SENATOR LANZA: Mr. President,
19 through you.

20 ACTING PRESIDENT CARLUCCI:
21 Senator Lanza.

22 SENATOR LANZA: And again, I
23 welcome the discussion that Senator Squadron and
24 I have had over this issue over the last several
25 years. And I do understand and appreciate that

1 while the attacks of 9/11 and the ongoing war
2 that is being waged against America by
3 terrorists abroad is something that has affected
4 each of us in a very unique way, and I
5 understand that his district is the site of
6 where these trials occur, I disagree with the
7 notion that we should ignore the larger politics
8 of the issue, as my colleague has suggested
9 here.

10 This is personal to each and every
11 one of us. Staten Island lost more of its
12 citizens, disproportionate, than any other place
13 in this country. More of my neighbors, as a
14 percentage of the population of Staten Island,
15 were lost in those attacks. A number of people
16 that I grew up with, who I called friend my
17 entire life, were lost in those attacks.

18 So this is personal to each of us,
19 but there are larger politics and policy issues
20 that are as important and perhaps more important
21 than the local implications. Because what we're
22 talking about in terms of the larger politics is
23 that of national security.

24 And so I disagree with the notion
25 that were this bill to become law, that somehow

1 we would be unable to protect ourselves in terms
2 of the trials that are occurring. And here's
3 what I mean by that.

4 The reason why I do not want
5 New York taxpayer dollars to pay for civil
6 trials for enemy combatants of America is
7 because I think providing civil trials, with the
8 civil discovery that comes with it, to enemy
9 combatants who are committed to destroying
10 everything we stand for, is both a dumb and
11 dangerous idea and is an insult to the brave men
12 and women of the armed services who put their
13 lives and continue to put their lives on the
14 line to protect our way of life.

15 And so what I mean by that is this.
16 Dumb and dangerous. It's dumb and dangerous
17 because while you've pointed out that we've just
18 secured convictions in two cases, we don't know
19 the implications just yet in terms of what that
20 will result in in terms of the safety and
21 security of our country.

22 And what I point to in that regard
23 is the fact that in 1993, in the first bombing
24 of the World Trade Center, which was funded by
25 Khalid Sheikh Mohammed and carried out by Yousef

1 and his band of terrorists, there was a civil
2 trial. And there were convictions. And we were
3 assured at that time that this was the right
4 thing to do. And in fact I think our
5 understanding of what was happening was
6 different then. And the Clinton administration
7 and Justice Department treated that as a crime
8 because we were not aware of what was coming
9 together at that time.

10 And so when we secured those
11 convictions, as we've just secured two
12 convictions at civil trial, I'm sure a lot of
13 people thought all was well and our system is
14 working to keep us safe. Well, it didn't turn
15 out that way. Because eight years later, Khalid
16 Sheikh Mohammed, armed with information that he
17 secured through the civil discovery that was
18 afforded those terrorists in 1993, was put to
19 use in order to finally do what they had
20 originally intended to do, and that was to bring
21 down those two buildings and to kill those
22 thousands of Americans and to change forever our
23 lives here in America.

24 And so my concern is that yes,
25 while you point to these two convictions somehow

1 to represent proof that this is a system that
2 works and this is the way we ought to handle
3 these attacks, I think history proves that
4 wrong. And that is my concern.

5 And so I believe that by making
6 this a law, those trials won't happen. Or if
7 they do, if the Justice Department decides that
8 irrespective of this law in New York they would
9 continue to push for those trials to be civil
10 trials and to be here in New York, then I think
11 at the very least the federal government would
12 be required to offset those costs.

13 And so that's the intent of this
14 legislation, is to send a message that it's
15 foolhardy to provide more rights to enemy
16 combatants than we do to the brave men and women
17 who serve in our armed services.

18 ACTING PRESIDENT CARLUCCI: Thank
19 you, Senator Lanza.

20 Senator Squadron.

21 SENATOR SQUADRON: Thank you. If
22 the sponsor would continue to yield.

23 SENATOR LANZA: Yes.

24 ACTING PRESIDENT CARLUCCI: The
25 sponsor yields, Senator Squadron.

1 SENATOR SQUADRON: Thank you.

2 And there's a number of points that
3 the sponsor made there, and I want to
4 acknowledge and honor the absolutely tragic,
5 unacceptable loss that was experienced across
6 the state but on Staten Island in more
7 concentrated way than anywhere. And I know the
8 sponsor's passion on this issue is sincere and
9 comes from a very personal connection for
10 himself and his constituents.

11 I do want to follow up, though, on
12 one point the sponsor made when he said that the
13 federal government will, if they do come and do
14 these trials, offset the cost to reimburse them.
15 I want to know, is the sponsor familiar with
16 Title 10, Section 333 of the Federal Code?

17 SENATOR LANZA: I'm sure you will
18 enlighten me.

19 SENATOR SQUADRON: Thank you. If
20 the sponsor will continue to yield, I will.

21 SENATOR LANZA: Yes.

22 SENATOR SQUADRON: It essentially
23 gives the President the power to send in the
24 National Guard to provide protection to a
25 community in the event that a locality, a local

1 or state entity, refuses to do so. Is the
2 sponsor familiar with that? And I assume it's
3 sort of -- that's the concept the sponsor relies
4 on when he talks about the offsetting.

5 ACTING PRESIDENT CARLUCCI:

6 Senator Lanza.

7 SENATOR LANZA: Mr. President, no.
8 You know, I'm confident that this or any
9 administration, when confronted by the will of
10 the people of the state, if this were to become
11 law would look at that and would decide not to
12 press forward against the will of that state and
13 would decide, rather than staying on course with
14 a policy which I think is a very dangerous
15 policy, would opt not to proceed with those
16 trials.

17 ACTING PRESIDENT CARLUCCI:

18 Senator Squadron.

19 SENATOR SQUADRON: If the sponsor
20 will continue to yield.

21 SENATOR LANZA: Yes.

22 ACTING PRESIDENT CARLUCCI: The
23 sponsor yields.

24 Senator Squadron.

25 SENATOR SQUADRON: And just to

1 follow up on federal law and how this would
2 likely work, is the sponsor aware that in such
3 instance that a locality or a state refuses to
4 provide the protection that they're supposed to
5 provide and the National Guard is sent in by the
6 President, that federal law provides that the
7 civilian law enforcement agency to which support
8 is provided is required to reimburse the
9 Department of Defense?

10 ACTING PRESIDENT CARLUCCI:

11 Senator Lanza.

12 SENATOR LANZA: Mr. President,
13 through you. You know, Senator Squadron may
14 have information that I am not in possession of
15 if he seems to be implying that this
16 administration would continue to press forward
17 with civil trials in the face of the law of the
18 State of New York that would say that we would
19 not provide New York State taxpayer funding for
20 those trials.

21 I would hope and I would believe
22 and trust that the President of the United
23 States and the Attorney General of the United
24 States would not press forward with such a
25 policy in the face of this law being in place.

1 If Senator Squadron knows differently, then I'd
2 ask that he share that information. But I truly
3 believe that this law would act to prevent civil
4 trials being afforded to enemy combatants of the
5 United States.

6 And in one of our past -- for
7 instance, one of our past debates on this issue,
8 it was suggested this law has been made moot by
9 an act of Congress which -- by the way,
10 representing the will of the country -- had said
11 the same thing, which is that there should not
12 be civil trials.

13 And I said then in response that it
14 seemed as though this administration was
15 hellbent on circumventing the will of Congress
16 as expressed in that act, and by statements of
17 the Attorney General who said that they were
18 going to press forward and find a way. And as
19 it turned out, I was right. And we've seen, as
20 evidenced by the fact that we've just had two
21 trials, that the administration has become very
22 creative in finding a way to bring those trials,
23 by having these two terrorists out there on a
24 ship instead of Gitmo and so circumventing the
25 spirit and I think letter of the law that was

1 enacted by Congress.

2 And so perhaps that is what my
3 colleague is basing his supposition that somehow
4 these trials would proceed even in the face of
5 the law. I would like to believe,
6 Mr. President, that if this were the law of the
7 City of New York, the administration would not
8 press forward with these types of laws here.

9 ACTING PRESIDENT CARLUCCI: Thank
10 you, Senator Lanza.

11 Senator Squadron.

12 SENATOR SQUADRON: Thank you. If
13 the sponsor would yield for a final question.

14 SENATOR LANZA: Of course.

15 ACTING PRESIDENT CARLUCCI: The
16 sponsor yields.

17 SENATOR SQUADRON: And just to go
18 back just a little, so I understand. Sulaiman
19 Abu Ghaith was arraigned in federal district
20 court in Manhattan, his trial began last year
21 before we debated this bill. I believe the
22 bill, despite my compelling arguments, did pass
23 this house last year. It did not become
24 chaptered into law.

25 Had it passed the Assembly and been

1 signed by the Governor, just to be very clear,
2 it is the sponsor's intent and the fact of this
3 proposal that the NYPD would have been
4 prohibited from spending any resources to
5 protect Lower Manhattan during the trial that
6 occurred over the course of the last year?

7 SENATOR LANZA: Mr. President.

8 ACTING PRESIDENT CARLUCCI:

9 Senator Lanza.

10 SENATOR LANZA: Mr. President,
11 absolutely not.

12 Senator, as I've said repeatedly,
13 the intent of this law, while specific in terms
14 of prohibiting the use of New York taxpayer
15 dollars to fund civil trials for terrorists, is
16 also in general terms, in my opinion -- it is my
17 intent that this bill, if it were to become law,
18 would prevent those trials from occurring here
19 in New York.

20 And I think there's something
21 unfair about the fact that these attacks, while
22 against America -- not against two buildings,
23 not against New York, but against America -- I
24 think there's something unfair that the
25 taxpayers only of New York, of your district and

1 my district and in each of our districts, we
2 should foot the entire bill for the support of
3 these trials. I think there's something
4 inherently unfair about that beyond or in
5 addition to the dangers I think these civil
6 trials have resulted in and will result in.

7 Again, my fear is that while all
8 seems well today as a result of these
9 convictions, we all thought that in 1993, and
10 then later on I think it was in 1997 when two
11 more of the terrorists who planned that initial
12 1993 bombing -- by the way, where six of our
13 neighbors were killed, one from Staten Island,
14 over a thousand injured. We thought all was
15 well when we secured those convictions, and we
16 learned only eight years later that we provided
17 them with the very means and information during
18 those trials to carry out the September 11th
19 attack.

20 And so my concern is that we've
21 done that again. And that we should never do
22 that. We should never weaken national security
23 because we somehow want to prove that we're
24 stronger, as the argument I've heard, which I
25 think is a bad argument. I've heard some of my

1 colleagues say, Well, we're strong enough to
2 provide this type of recourse for folks, we're
3 strong enough to have a civil trial, to offer
4 that up. And you know, I just -- I think
5 it's -- it doesn't make sense, it's illogical,
6 for me, to say that we're strong enough to be
7 stupid. It doesn't make sense that we should do
8 that.

9 And if we believe that this is the
10 best way to provide justice, if you will, or to
11 handle this issue of enemy combatants, if we
12 think this is the forum, this is the most
13 perfect forum, why is it that none of my
14 colleagues across the aisle or anywhere else is
15 crying out for a civil trial for the members of
16 the armed services, for an American Marine, for
17 someone from the Army, from the Air Force, from
18 the Navy?

19 If that is the perfect system and
20 this is how we ought to be dealing with war and
21 peace and attacks on America, why are we not
22 affording that right to American soldiers? If
23 it's good enough for an American soldier, if a
24 military tribunal is good enough for an American
25 soldier, it's certainly too good for a terrorist

1 who wants to destroy us.

2 And so, Senator Squadron, I know
3 I've gone off, I've taken the liberty to talk
4 about my broader reasons for this legislation.
5 But again in response to your specific question,
6 it is my hope and prayer that if this becomes
7 law, we will not see those civil trials. And I
8 don't think, and I'd like to rely on my belief,
9 that this president or any president would not
10 move forward if this were the law of New York
11 State.

12 ACTING PRESIDENT CARLUCCI: Thank
13 you, Senator Lanza.

14 Senator Squadron.

15 SENATOR SQUADRON: On the bill,
16 Mr. President.

17 ACTING PRESIDENT CARLUCCI: On the
18 bill.

19 SENATOR SQUADRON: Thank you very
20 much.

21 And again, I appreciate the
22 conversation with the sponsor. I appreciate the
23 sponsor's concern about certain kinds of trials.
24 But I do have to say that what we're seeing here
25 is we're seeing that theoretical fear overwhelm

1 the real need for security in the core of
2 New York City, in the heart of my district in
3 Lower Manhattan.

4 This proposal, which would say when
5 these trials go forward -- and they have been
6 going forward; two convictions were achieved
7 just in the last couple of months, in the last
8 month, actually -- when these trials go forward,
9 NYPD, a local police force that has a great
10 record on protecting the community in this way,
11 and I hope that my colleagues on the other side
12 of the aisle would agree with that -- when these
13 trials go forward, NYPD will be handcuffed.
14 They will be unable to provide protection in the
15 community.

16 This is an issue in which the
17 sponsor's deep conviction about the type of
18 trials that terrorists should have is
19 overwhelming the need to protect the community
20 today and tomorrow. It's tantamount to putting
21 a gun to your own head and threatening "Don't
22 move or I'll shoot." It doesn't make sense for
23 the state and the city.

24 There are two possible consequences
25 of this bill if it passed. One is the bill

1 passes, trials move forward, and local law
2 enforcement is unable to protect New Yorkers, is
3 prevented from protecting Lower Manhattan from
4 another attack or another incident related to
5 what's happening in the federal courthouse
6 within blocks of hundreds of thousands,
7 certainly tens of thousands of New Yorkers
8 trying to make their life here, just like your
9 constituents across the state.

10 The other option is the NYPD is
11 unable to provide protection and the President
12 sends in the National Guard to Lower Manhattan.
13 And we've seen the National Guard in Lower
14 Manhattan. We saw them there after
15 September 11th, we saw them there after Sandy.
16 And I don't like it when that happens. That is
17 a sign that we are in a pretty bad place.

18 So the President sends in the
19 National Guard to Lower Manhattan, this
20 thriving, growing, resilient community that has
21 come back from so much. It is occupied by the
22 National Guard, and then you know who pays?
23 New York taxpayers. The NYPD will be required
24 to reimburse the federal government.

25 Neither of these scenarios gets at

1 the core of the sponsor's concern.

2 Now, were we in a different
3 legislative body in a different city, we may or
4 may not have a hearty debate over questions of
5 civil liberties, questions of theoretical
6 risk versus openness as a society who we are
7 when we try and punish people for heinous,
8 disgusting and unacceptable acts. But we are
9 not having that debate in this body in this city
10 on this afternoon. We are having the debate as
11 to whether the NYPD is allowed to protect my
12 constituents when some of the world's worst
13 terrorists are tried in their backyard. Which
14 is happening, has happened, has resulted in
15 convictions, will continue to happen.

16 The idea that the NYPD wouldn't
17 protect my constituents is unacceptable to me.
18 The idea that the National Guard would get sent
19 in and then we would still pay is unacceptable
20 to me. That's why I oppose this bill. I
21 understand the sponsor's intent. I don't
22 believe we're debating the sponsor's intent
23 today, I believe we're debating the impact of
24 this bill that would truly cut off our nose to
25 spite our face.

1 I'll vote no, Mr. President. Thank
2 you.

3 ACTING PRESIDENT CARLUCCI: Thank
4 you, Senator Squadron.

5 Are there any members wishing to be
6 heard?

7 Seeing none, the debate is closed.
8 The Secretary will ring the bell.

9 Read the last section.

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

12 ACTING PRESIDENT CARLUCCI: Call
13 the roll.

14 (The Secretary called the roll.)

15 ACTING PRESIDENT CARLUCCI:
16 Senator Lanza to explain his vote.

17 SENATOR LANZA: Thank you,
18 Mr. President, to explain my vote.

19 First I want to thank
20 Senator Squadron for the continuing discussion
21 we've had over the last several years on this
22 issue. I know his heart's in the right place,
23 we simply don't see eye to eye.

24 I want to comment on something he
25 said, that this bill, on my part, is driven by

1 some theoretical fear. It's not theoretical.
2 We have the proof. As I've said a number of
3 times, in 1993 the first wave, the first attack
4 occurred at the World Trade Center. There were
5 trials for five of the seven people who
6 masterminded that attack. It was a civil trial,
7 just as we see now. The person who funded that
8 attack in 1993, Khalid Sheikh Mohammed, became
9 the architect of the 2001 9/11 attack. He did
10 so armed with the information he learned through
11 a civil discovery in that civil trial.

12 And so I am adamantly opposed to
13 the notion that we should provide and afford
14 civil trials to enemy combatants of America,
15 something we do not afford our own soldiers who
16 are putting their lives on the line every single
17 day.

18 If anything is theoretical, it is
19 the concerns that have been raised by my
20 colleague Senator Squadron as to what would
21 happen if these trials would occur with this law
22 being in place. Those are theoreticals.
23 Because I simply don't believe that this
24 President, or any, would push forward knowing
25 that this was the law of the State of New York.

1 Senator Squadron said that if that
2 were to occur, we would be in a very bad place,
3 that that would be like putting a gun to our
4 head. Well, only the President of the United
5 States would be able to have the power to put
6 that gun to our head and to put us in that very
7 bad place. And I refuse -- differences aside
8 with this administration, I refuse to believe,
9 as it seems Senator Squadron and those who are
10 voting against this bill believe, that this
11 President, that this Attorney General would do
12 that. I simply refuse to believe that.

13 I believe that what will happen if
14 this became the law of the State of New York is
15 that we would not have civil trials for enemy
16 combatants in the State of New York being paid
17 with taxpayer dollars that could be used for all
18 the services and all the things that we tried do
19 for the good of the people of the State of
20 New York.

21 For those reasons and others, as
22 have been expressed, I vote in the affirmative,
23 Mr. President.

24 ACTING PRESIDENT CARLUCCI: Thank
25 you, Senator Lanza.

1 Are there any other members wishing
2 to explain their vote?

3 Seeing none, the Secretary will
4 announce the result.

5 THE SECRETARY: In relation to
6 Calendar 416, those recorded in the negative are
7 Senators Breslin, Dilan, Gianaris, Hoylman,
8 Krueger, Montgomery, Parker, Peralta, Perkins,
9 Rivera, Sampson, Sanders, Serrano, Squadron,
10 Stavisky, Stewart-Cousins and Tkaczyk.

11 Absent from voting: Senator
12 Kennedy.

13 Ayes, 40. Nays, 17.

14 ACTING PRESIDENT CARLUCCI: The
15 bill is passed.

16 The Secretary will read Calendar
17 Number 691.

18 THE SECRETARY: Calendar Number
19 691, by Senator Grisanti, Senate Print 868A, an
20 act to amend the Education Law.

21 ACTING PRESIDENT CARLUCCI: Read
22 the last section.

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

25 ACTING PRESIDENT CARLUCCI: Call

1 the roll.

2 (The Secretary called the roll.)

3 ACTING PRESIDENT CARLUCCI:

4 Senator Grisanti to explain his vote.

5 SENATOR GRISANTI: Yes, thank you,
6 Mr. President.

7 You know, I find it ironic that I
8 have a bill here from Buffalo to change the
9 school board election from May until November to
10 save them money, and I'm having negative votes
11 from individuals that don't even live in my
12 district. I just can't figure it out.

13 All this bill basically does, as I
14 said, is it changes the votes for the Board of
15 Education from May till November. It's done in
16 other large cities. The Buffalo School System
17 right now has many, many issues where kids
18 aren't graduating, the graduation rates are in
19 the low percentages. I'm not blaming it on any
20 one particular party or any particular group,
21 but something needs to be done. And we think by
22 changing these elections from May till
23 November -- which, by the way, in May the actual
24 people that go out and vote is sometimes
25 4 percent. Four percent of the people that take

1 effect.

2 This not only saves the City of
3 Buffalo money, but it also goes ahead and allows
4 more voter participation, a lot more people to
5 get involved in the school board race. So this
6 way we have a solid school board to move forward
7 to get key implementation and policies so our
8 kids can graduate and take advantage of numerous
9 programs like Say Yes To Education that offer
10 free college to those that graduate high school.

11 So for all those that don't live in
12 my district that voted no, that's okay. I vote
13 aye, I live in my district.

14 Thank you.

15 ACTING PRESIDENT CARLUCCI: Thank
16 you, Senator Grisanti.

17 Are there any other members wishing
18 to explain their vote?

19 Seeing none, the Secretary will
20 announce the result.

21 THE SECRETARY: In relation to
22 Calendar 691, those recorded in the negative are
23 Senators Breslin, Dilan, Gianaris, Gipson,
24 Hoylman, Krueger, Latimer, LaValle, Marcellino,
25 Montgomery, O'Brien, Parker, Peralta, Perkins,

1 Rivera, Sampson, Sanders, Serrano, Squadron,
2 Stavisky, Stewart-Cousins and Tkaczyk.

3 Absent from voting: Senator
4 Kennedy.

5 Ayes, 35. Nays, 22.

6 ACTING PRESIDENT CARLUCCI: The
7 bill is passed.

8 Senator Marcellino.

9 SENATOR MARCELLINO:
10 Mr. President, there's supposed to be a meeting
11 at 2:30 of the Senate Majority Task Force on
12 Lyme and Tick-Borne Diseases. That was supposed
13 to be held in Senator Hannon's office. That
14 meeting will be held immediately after the next
15 controversial vote is taken, but it will be held
16 in the small conference room right off the hall,
17 332C.

18 Anybody on the task force should be
19 there. And if we need them, we'll call them
20 back for votes if they are needed.

21 ACTING PRESIDENT CARLUCCI: After
22 the next vote, there will be a meeting of the
23 Lyme Task Force in Room 332C, immediately after
24 the next vote.

25 Thank you, Senator Marcellino.

1 Calendar 1254, the Secretary will
2 read.

3 THE SECRETARY: Calendar Number
4 1254, by Senator Golden, Senate Print 6142A, an
5 act to amend the Social Services Law.

6 SENATOR KRUEGER: Explanation.

7 ACTING PRESIDENT CARLUCCI:
8 Senator Krueger has requested an explanation.

9 Senator Golden.

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

12 This bill would provide Medicaid
13 and Medicaid managed care enrollees with access
14 to the Foot Center of New York and provide
15 reimbursement to the center for those services,
16 helping to offset a \$2.6 million deficit.

17 As we know, as Senator Krueger
18 knows, more than half a million people, adult
19 New Yorkers, are diagnosed with diabetes, and an
20 additional 200,000 have diabetes and don't even
21 know it. And especially in the low-income
22 areas, residents have five times the mortality
23 rate of diabetes compared with New York City
24 residents overall.

25 It's very similar to the bill that

1 Senator Krueger did back in 2010 on the
2 optometric services provided by that same
3 institution.

4 SENATOR KRUEGER: Through you,
5 Mr. President, if the sponsor would please
6 yield.

7 ACTING PRESIDENT VALESKY: Senator
8 Golden, do you yield?

9 SENATOR GOLDEN: I do.

10 ACTING PRESIDENT VALESKY: The
11 Senator yields.

12 SENATOR KRUEGER: Thank you.

13 In the explanation the sponsor said
14 it was for Medicaid managed care. Does this law
15 only apply to Medicaid managed care clients or
16 other managed care clients, including long-term
17 managed care contracts?

18 SENATOR GOLDEN: Medicaid managed
19 care, Mr. President.

20 SENATOR KRUEGER: Through you,
21 Mr. President, if the sponsor would continue to
22 yield.

23 ACTING PRESIDENT VALESKY: Senator
24 Golden?

25 SENATOR GOLDEN: I do,

1 Mr. President.

2 ACTING PRESIDENT VALESKY: The
3 sponsor yields.

4 SENATOR KRUEGER: Thank you.

5 Does the sponsor know if other
6 Medicaid managed care plans include podiatric
7 services as services included in the plans?

8 SENATOR GOLDEN: Mr. President,
9 some do, some don't.

10 SENATOR KRUEGER: Through you,
11 Mr. President, if the sponsor would continue to
12 yield.

13 ACTING PRESIDENT VALESKY: Senator
14 Golden, do you yield?

15 SENATOR GOLDEN: I apologize on
16 the last statement. They are covered by other
17 managed plans.

18 SENATOR KRUEGER: Through you,
19 Mr. President, if the sponsor would continue to
20 yield.

21 ACTING PRESIDENT VALESKY: Senator
22 Golden?

23 SENATOR GOLDEN: Yes,
24 Mr. President.

25 ACTING PRESIDENT VALESKY: The

1 sponsor yields.

2 SENATOR KRUEGER: So we're
3 narrowing down. It's not all managed-care plans
4 and it's not long-term managed care, it's
5 specific to Medicaid managed care, and those
6 plans do already include podiatric care
7 services. Those are the answers to the previous
8 questions.

9 So why do these plans choose not to
10 include this specific site in their plans?

11 SENATOR GOLDEN: Mr. President,
12 because this institution is not in those
13 managed-care plans. And this puts this
14 institution into those managed-care plans.

15 SENATOR KRUEGER: Through you,
16 Mr. President, if the sponsor would continue to
17 yield.

18 ACTING PRESIDENT VALESKY: Senator
19 Golden?

20 SENATOR GOLDEN: I do,
21 Mr. President.

22 ACTING PRESIDENT VALESKY: The
23 sponsor yields.

24 SENATOR KRUEGER: What's different
25 or unique about this specific podiatric center

1 that none of the managed-care plans use them
2 when they use so many other podiatric doctors
3 and centers throughout the City of New York?

4 SENATOR GOLDEN: It is already,
5 Mr. President, providing those services, but
6 it's not getting paid for those services.
7 There's a \$2.6 million deficit. And if they
8 don't provide that service, that will drive more
9 people to emergency rooms, to other plans in
10 other areas, and they will not be diagnosed or
11 will delay their diagnoses and treatment.

12 SENATOR KRUEGER: Through you,
13 Mr. President, if the sponsor would continue to
14 yield.

15 SENATOR GOLDEN: He does.

16 ACTING PRESIDENT VALESKY: The
17 sponsor yields.

18 SENATOR KRUEGER: Thank you.

19 So I'm a little confused. Is there
20 some section of law right now that prevents
21 insurance companies from including I believe
22 it's the New York Foot Care Center in their
23 plans?

24 SENATOR GOLDEN: I believe that
25 this institution is not authorized by managed

1 care plans to be reimbursed for this service.
2 And that's the reason we are doing this. And
3 that is the reason that you did it back in 2010
4 for optometric services.

5 SENATOR KRUEGER: Through you,
6 Mr. President, if the sponsor would continue to
7 yield.

8 ACTING PRESIDENT VALESKY: Senator
9 Golden.

10 SENATOR GOLDEN: Yes, sir.

11 ACTING PRESIDENT VALESKY: The
12 sponsor yields.

13 SENATOR KRUEGER: I'm trying to
14 understand what's preventing the insurance
15 plans -- my understanding is there are quite a
16 few of them -- from already contracting with
17 this particular group. Is there something in
18 law that's currently preventing them from being
19 providers in managed care plans? Or are managed
20 care plans choosing not to contract with them
21 for some reason?

22 SENATOR GOLDEN: Mr. President,
23 this only deals with the Medicaid managed plans.
24 We have no idea why the others do not work with
25 this institution.

1 SENATOR KRUEGER: I'm sorry, if
2 the sponsor could repeat his answer. I was
3 distracted. Sorry.

4 SENATOR GOLDEN: This is about
5 Medicaid managed care. And this service, for
6 them to get paid, needs this legislation. We
7 have no idea why the other managed-care plans
8 are not included at this institution.

9 SENATOR KRUEGER: Through you,
10 Mr. President. The dilemma I face is not
11 wanting to discourage anyone from using a
12 particular provider. I am actually a believer
13 in the broad use of different providers. I
14 continue to be confused what it is that is
15 different about this location that none of the
16 managed-care plans wish to contract with them.
17 Because they contract with a very broad range of
18 providers of podiatric services.

19 So I completely agree with my
20 colleague, we want to assure that there is broad
21 coverage of podiatric services, particularly in
22 low-income communities for people receiving
23 Medicaid, because problems of the feet are very
24 correlated to some very serious diseases that
25 are disproportionately in poor communities. We

1 have no disagreement there. I strongly believe
2 that managed-care providers should include
3 podiatric services as an approved service in the
4 insurance plans.

5 What I am confused about is why
6 this location is not accepted by any of the
7 current insurance plans. What is different?
8 Are they charging much more? Have they had a
9 problem that prevents insurance companies from
10 agreeing to make them providers? Why do we need
11 the Legislature to insert itself and allow
12 almost a carve-out for this particular company?

13 SENATOR GOLDEN: I'm glad,
14 Mr. President, that Senator Krueger agrees that
15 this service should be at this location and
16 should be part of the managed-care plan.

17 Why it's not is unknown to us. But
18 I'll tell you right now, they're not getting
19 paid for that service as it is, so they can't
20 charge more for a service that they're not
21 getting any money for the service to start with.

22 So what we want to do is help --
23 and it's the only institution in that
24 neighborhood. So what we want to do is give
25 that institution the ability to get paid for its

1 services and to get the deficit that they have
2 under control, which is about \$2.6 million.

3 SENATOR KRUEGER: Through you,
4 Mr. President, if the --

5 SENATOR GOLDEN: -- some do not
6 provide that service.

7 And it is also the only institution
8 that is associated with an academic school as
9 well.

10 SENATOR KRUEGER: Through you,
11 Mr. President. On the bill.

12 ACTING PRESIDENT VALESKY: Senator
13 Krueger on the bill.

14 SENATOR KRUEGER: Thank you.

15 I appreciate the sponsor's answers.
16 My problem is I still don't understand why they
17 have this problem. I understand a specific site
18 seems to have a problem where none of the
19 Medicaid managed-care contracts in the City of
20 New York will include them in the contract. I
21 accept that that, as the sponsor has said, is
22 the reality.

23 I just don't understand, in a city
24 where there are a large number of podiatric care
25 service sites that receive insurance, what there

1 is unique about this location that it's either
2 not eligible to receive insurance payments or
3 has for some reason been the equivalent of
4 blacklisted by all the insurance companies and
5 hence not included as a provider in any of these
6 managed-care networks.

7 And unfortunately, I don't think
8 the sponsor is able to answer my questions about
9 this. So it leaves me with the concern that
10 there is actually a good reason why there's not
11 one managed-care insurance company doing
12 business in the City of New York that will use
13 them as a provider.

14 Now, he mentioned they have a
15 deficit. I'm assuming they are included in some
16 insurance providers' networks, perhaps not
17 Medicaid, but in some. Because to be honest, if
18 there's absolutely no insurance company that
19 will include them as provider in a network, it
20 leads me to have even more worries. But I don't
21 know the answer to that either.

22 So I feel like if my questions
23 could be answered -- and it appears that they
24 can't today -- I might not have an issue. But
25 because it is not my experience that you find

1 too many providers of healthcare services in
2 New York City where no one will include them in
3 their insurance networks, that there's something
4 else there that I don't have the answer to.

5 And because I have concerns that
6 the sponsor has not been able to address, I
7 cannot vote for this bill. I'll vote no.

8 Thank you, Mr. President.

9 ACTING PRESIDENT VALESKY: Senator
10 Krueger will be recorded in the negative.

11 Are there any other Senators who
12 wish to be heard?

13 Seeing none, the Secretary will
14 ring the bell. Senators are asked to proceed to
15 the chamber for the roll call.

16 Read the last section.

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

19 ACTING PRESIDENT VALESKY: Call
20 the roll.

21 (The Secretary called the roll.)

22 ACTING PRESIDENT VALESKY:
23 Announce the results.

24 THE SECRETARY: In relation to
25 Calendar 1254, those recorded in the negative

1 are Senators Gianaris, Hoylman, Krueger,
2 Marchione, Montgomery, Parker, Peralta, Perkins,
3 Rivera, Sanders, Serrano and Squadron.

4 Absent from voting: Senator
5 Kennedy.

6 Ayes, 45. Nays, 12.

7 ACTING PRESIDENT VALESKY: The
8 bill is passed.

9 Senator Marcellino, that completes
10 the reading of the controversial calendar.

11 SENATOR MARCELLINO: Mr.
12 President, if we could just have your indulgence
13 and the indulgence of the members, if we could
14 just pause for a moment while we get our act
15 together up here.

16 ACTING PRESIDENT VALESKY: The
17 Senate will temporarily stand at ease.

18 (Whereupon, the Senate stood at
19 ease at 2:52 p.m.)

20 (Whereupon, the Senate reconvened
21 at 2:53 p.m.)

22 SENATOR MARCELLINO: Mr.
23 President.

24 ACTING PRESIDENT VALESKY: Senator
25 Marcellino.

1 SENATOR MARCELLINO: Can we have
2 some order in the house, please.

3 ACTING PRESIDENT VALESKY:
4 (Gaveling.) Senator Marcellino.

5 SENATOR MARCELLINO: That Lyme
6 Disease Task Force can hold their meeting in
7 Room 332C; Senator Hannon will guide the way.

8 And if we could have the
9 noncontroversial reading of Senate Supplemental
10 Calendar Number 48A at this time.

11 ACTING PRESIDENT VALESKY: The
12 Secretary will proceed with the noncontroversial
13 reading of Senate Supplemental Calendar 48A.

14 THE SECRETARY: Calendar Number
15 1282, by Senator Gallivan, Senate Print 109, an
16 act to amend the Civil Service Law.

17 ACTING PRESIDENT VALESKY: Read
18 the last section.

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

21 ACTING PRESIDENT VALESKY: Call
22 the roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 58.

25 ACTING PRESIDENT VALESKY: The

1 bill is passed.

2 THE SECRETARY: Senator Breslin
3 moves to discharge, from the Committee on Higher
4 Education, Assembly Bill Number 6618 and
5 substitute it for the identical Senate Bill
6 Number 1146, Third Reading Calendar 1283.

7 ACTING PRESIDENT VALESKY:
8 Substitution ordered.

9 The Secretary will read.

10 THE SECRETARY: Calendar Number
11 1283, by Member of the Assembly Fahy, Assembly
12 Print Number 6618, an act to amend the Education
13 Law.

14 ACTING PRESIDENT VALESKY: Read
15 the last section.

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

18 ACTING PRESIDENT VALESKY: Call
19 the roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 58.

22 ACTING PRESIDENT VALESKY: The
23 bill is passed.

24 THE SECRETARY: Calendar Number
25 1284, by Senator Marcellino, Senate Print 1481,

1 an act to amend the Executive Law.

2 ACTING PRESIDENT VALESKY: Read
3 the last section.

4 THE SECRETARY: Section 3. This
5 act shall take effect on the 60th day.

6 ACTING PRESIDENT VALESKY: Call
7 the roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 58.

10 ACTING PRESIDENT VALESKY: The
11 bill is passed.

12 THE SECRETARY: Calendar Number
13 1285, by Senator Martins, Senate Print 2088A, an
14 act to amend the Public Authorities Law.

15 ACTING PRESIDENT VALESKY: Read
16 the last section.

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

19 ACTING PRESIDENT VALESKY: Call
20 the roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 58.

23 ACTING PRESIDENT VALESKY: The
24 bill is passed.

25 THE SECRETARY: Calendar Number

1 1286, by Senator Lanza, Senate Print 2459, an
2 act to amend the Executive Law.

3 ACTING PRESIDENT VALESKY: Read
4 the last section.

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

7 ACTING PRESIDENT VALESKY: Call
8 the roll.

9 (The Secretary called the roll.)

10 THE SECRETARY: Ayes, 56. Nays,
11 2. Senators Montgomery and Perkins recorded in
12 the negative.

13 ACTING PRESIDENT VALESKY: The
14 bill is passed.

15 THE SECRETARY: Calendar Number
16 1287, by Senator LaValle, Senate Print 2486A, an
17 act to amend the Executive Law.

18 ACTING PRESIDENT VALESKY: Read
19 the last section.

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

22 ACTING PRESIDENT VALESKY: Call
23 the roll.

24 (The Secretary called the roll.)

25 ACTING PRESIDENT VALESKY:

1 Announce the results.

2 THE SECRETARY: In relation to
3 Calendar 1287, those recorded in the negative
4 are Senators Gianaris, Gipson, Hoylman, Krueger,
5 Montgomery, Perkins, Rivera, Sanders and
6 Squadron. Also Senator Parker.

7 Ayes, 48. Nays, 10.

8 ACTING PRESIDENT VALESKY: The
9 bill is passed.

10 THE SECRETARY: Calendar Number
11 1288, by Senator Young, Senate Print 2612, an
12 act to amend the Executive Law.

13 ACTING PRESIDENT VALESKY: Read
14 the last section.

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

17 ACTING PRESIDENT VALESKY: Call
18 the roll.

19 (The Secretary called the roll.)

20 ACTING PRESIDENT VALESKY:
21 Announce the results.

22 THE SECRETARY: In relation to
23 Calendar 1288, those recorded in the negative
24 are Senators Gianaris, Hoylman, Krueger,
25 Montgomery, Parker, Perkins, Rivera, Sanders and

1 Squadron.

2 Ayes, 49. Nays, 9.

3 ACTING PRESIDENT VALESKY: The
4 bill is passed.

5 THE SECRETARY: Calendar Number
6 1289, by Senator Hassell-Thompson, Senate Print
7 3382A, an act to amend the Tax Law.

8 ACTING PRESIDENT VALESKY: Read
9 the last section.

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

12 ACTING PRESIDENT VALESKY: Call
13 the roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 58.

16 ACTING PRESIDENT VALESKY: The
17 bill is passed.

18 THE SECRETARY: Calendar Number
19 1290, by Senator Robach, Senate Print 3582, an
20 act to amend the Correction Law.

21 ACTING PRESIDENT VALESKY: Read
22 the last section.

23 THE SECRETARY: Section 2. This
24 act shall take effect on the 90th day.

25 ACTING PRESIDENT VALESKY: Call

1 the roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 58.

4 ACTING PRESIDENT VALESKY: The
5 bill is passed.

6 THE SECRETARY: Calendar Number
7 1291, by Senator Ritchie, Senate Print 3697, an
8 act to amend the Correction Law.

9 ACTING PRESIDENT VALESKY: Read
10 the last section.

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

13 ACTING PRESIDENT VALESKY: Call
14 the roll.

15 (The Secretary called the roll.)

16 ACTING PRESIDENT VALESKY:
17 Announce the results.

18 THE SECRETARY: In relation to
19 Calendar 1291, those recorded in the negative
20 are Senators Avella, Hoylman, Montgomery,
21 Parker, Peralta, Perkins, Rivera, Sanders,
22 Squadron and Stavisky.

23 Ayes, 48. Nays, 10.

24 ACTING PRESIDENT VALESKY: The
25 bill is passed.

1 THE SECRETARY: Calendar Number
2 1292, by Senator Lanza, Senate Print 4165, an
3 act to amend the Correction Law.

4 ACTING PRESIDENT VALESKY: Read
5 the last section.

6 THE SECRETARY: Section 2. This
7 act shall take effect on the 90th day.

8 ACTING PRESIDENT VALESKY: Call
9 the roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 58.

12 ACTING PRESIDENT VALESKY: The
13 bill is passed.

14 There is no home-rule message at
15 the desk on Calendar 1293. We'll move to 1294.

16 THE SECRETARY: Calendar Number
17 1294, by Senator Ritchie, Senate Print 5423, an
18 act to amend the Correction Law.

19 ACTING PRESIDENT VALESKY: Read
20 the last section.

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

23 ACTING PRESIDENT VALESKY: Call
24 the roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 58.

2 ACTING PRESIDENT VALESKY: The
3 bill is passed.

4 THE SECRETARY: Calendar Number
5 1295, by Senator Griffo, Senate Print 5542, an
6 act to amend the Executive Law.

7 ACTING PRESIDENT VALESKY: Read
8 the last section.

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

11 ACTING PRESIDENT VALESKY: Call
12 the roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 58.

15 ACTING PRESIDENT VALESKY: The
16 bill is passed.

17 THE SECRETARY: Calendar Number
18 1296, by Senator Maziarz, Senate Print 5935A --

19 SENATOR MARCELLINO: Mr.
20 President, can we lay that bill aside for the
21 day, please.

22 ACTING PRESIDENT VALESKY: The
23 bill is laid aside for the day.

24 THE SECRETARY: Calendar Number
25 1297, by Senator Marchione, Senate Print 6765,

1 an act to amend the Executive Law.

2 ACTING PRESIDENT VALESKY: Read
3 the last section.

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

6 ACTING PRESIDENT VALESKY: Call
7 the roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 58.

10 ACTING PRESIDENT VALESKY: The
11 bill is passed.

12 THE SECRETARY: Calendar Number
13 1298, by Senator Grisanti, Senate Print 6877B --

14 SENATOR MARCELLINO: Can we lay
15 that bill aside for the day also, please.

16 ACTING PRESIDENT VALESKY: The
17 bill is laid aside for the day.

18 THE SECRETARY: Calendar Number
19 1299, by Senator Griffo, Senate Print 6951, an
20 act to amend the Public Health Law.

21 ACTING PRESIDENT VALESKY: Read
22 the last section.

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

25 ACTING PRESIDENT VALESKY: Call

1 the roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 58.

4 ACTING PRESIDENT VALESKY: The
5 bill is passed.

6 THE SECRETARY: Calendar Number
7 1300, by Senator Golden, Senate Print 7120, an
8 act to amend the Retirement and Social Security
9 Law.

10 ACTING PRESIDENT VALESKY: Read
11 the last section.

12 THE SECRETARY: Section 2. This
13 act shall take effect January 1, 2015.

14 ACTING PRESIDENT VALESKY: Call
15 the roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 58.

18 ACTING PRESIDENT VALESKY: The
19 bill is passed.

20 THE SECRETARY: Calendar Number
21 1302, by Senator Sanders, Senate Print 7410, an
22 act to amend the Vehicle and Traffic Law.

23 ACTING PRESIDENT VALESKY: Read
24 the last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect on the first of November.

2 ACTING PRESIDENT VALESKY: Call
3 the roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 58.

6 ACTING PRESIDENT VALESKY: The
7 bill is passed.

8 THE SECRETARY: Calendar Number
9 1303, by Senator Sanders, Senate Print 7418, an
10 act to amend the Penal Law.

11 ACTING PRESIDENT VALESKY: Read
12 the last section.

13 SENATOR GIANARIS: Lay it aside
14 for the day.

15 ACTING PRESIDENT VALESKY: The
16 bill is laid aside for the day.

17 THE SECRETARY: Calendar Number
18 1304, by Senator Hoylman, Senate Print 7541, an
19 act to amend the Penal Law.

20 ACTING PRESIDENT VALESKY: Read
21 the last section.

22 THE SECRETARY: Section 5. This
23 act shall take effect on the first of November.

24 ACTING PRESIDENT VALESKY: Call
25 the roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 58.

3 ACTING PRESIDENT VALESKY: The
4 bill is passed.

5 THE SECRETARY: Senator Espallat
6 moves to discharge, from the Committee on
7 Investigations and Government Operations,
8 Assembly Bill Number 5388 and substitute it for
9 the identical Senate Bill Number 7581, Third
10 Reading Calendar 1305.

11 ACTING PRESIDENT VALESKY:
12 Substitution ordered.

13 The Secretary will read.

14 THE SECRETARY: Calendar Number
15 1305, by Member of the Assembly Englebright,
16 Assembly Print Number 5388, an act to amend the
17 Executive Law.

18 ACTING PRESIDENT VALESKY: Read
19 the last section.

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

22 ACTING PRESIDENT VALESKY: Call
23 the roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 58.

1 ACTING PRESIDENT VALESKY: The
2 bill is passed.

3 THE SECRETARY: Calendar Number
4 1306, by Senator Larkin, Senate Print 7616, an
5 act to authorize.

6 ACTING PRESIDENT VALESKY: There
7 is a home-rule message at the desk.

8 Read the last section.

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

11 ACTING PRESIDENT VALESKY: Call
12 the roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 58.

15 ACTING PRESIDENT VALESKY: The
16 bill is passed.

17 THE SECRETARY: Calendar Number
18 1307, by Senator Breslin, Senate Print 7623, an
19 act to amend the Real Property Tax Law.

20 ACTING PRESIDENT VALESKY: Read
21 the last section.

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

24 ACTING PRESIDENT VALESKY: Call
25 the roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 58.

3 ACTING PRESIDENT VALESKY: The
4 bill is passed.

5 THE SECRETARY: Calendar Number
6 1308, by Senator Golden, Senate Print 7628A, an
7 act to amend the Retirement and Social Security
8 Law.

9 ACTING PRESIDENT VALESKY:
10 Calendar 1308 is high and therefore will be laid
11 aside for the day.

12 The Secretary will proceed with
13 Calendar Number 1309.

14 THE SECRETARY: Calendar Number
15 1309, by Senator O'Brien, Senate Print 7683, an
16 act to authorize.

17 ACTING PRESIDENT VALESKY: Read
18 the last section.

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

21 ACTING PRESIDENT VALESKY: Call
22 the roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 58.

25 ACTING PRESIDENT VALESKY: The

1 bill is passed.

2 Senator Marcellino, that completes
3 the noncontroversial reading of Senate
4 Supplemental Calendar 48A.

5 SENATOR MARCELLINO: Seeing that
6 we've worked so expeditiously, it's perhaps a
7 good idea if we take a little bit of a recess at
8 this point in time.

9 ACTING PRESIDENT VALESKY: The
10 Senate will stand at ease.

11 (Whereupon, the Senate stood at
12 ease at 3:04 p.m.)

13 (Whereupon, the Senate reconvened
14 at 5:40 p.m.)

15 SENATOR SKELOS: Mr. President.

16 ACTING PRESIDENT AVELLA: The
17 Senate will come to order.

18 Senator Skelos.

19 SENATOR SKELOS: Mr. President,
20 there will be an immediate meeting of the
21 Rules Committee in Room 332 of the Capitol.

22 ACTING PRESIDENT AVELLA: There
23 will be an immediate meeting of the Rules
24 Committee in Room 332.

25 The Senate will stand at ease.

1 (Whereupon, the Senate stood at
2 ease at 5:40 p.m.)

3 (Whereupon, the Senate reconvened
4 at 6:02 p.m.)

5 ACTING PRESIDENT CARLUCCI: The
6 Senate will come to order.

7 Senator Libous.

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

10 I believe there's a report of the
11 Rules Committee at the desk. Could we have it
12 read at this time.

13 ACTING PRESIDENT CARLUCCI: The
14 Secretary will read.

15 THE SECRETARY: Senator Skelos,
16 from the Committee on Rules, reports the
17 following bills:

18 Senate Print 1044, by Senator
19 Grisanti, an act to amend the Education Law;

20 Senate 1174, by Senator Robach, an
21 act to amend the Domestic Relations Law;

22 Senate 1213A, by Senator
23 Ranzenhofer, an act to amend the Education Law;

24 Senate 1882, by Senator Bonacic, an
25 act to amend the Education Law;

1 Senate 2011, by Senator
2 Ranzenhofer, an act to amend the Education Law;
3 Senate 2458, by Senator Lanza, an
4 act to amend the Penal Law;
5 Senate 2460A, by Senator Lanza, an
6 act to amend the Education Law;
7 Senate 2464, by Senator Lanza, an
8 act to amend the Education Law;
9 Senate 2739B, by Senator
10 Ranzenhofer, an act to amend the Tax Law;
11 Senate 2926B, by Senator Zeldin, an
12 act to amend the Criminal Procedure Law;
13 Senate 3014, by Senator Serrano, an
14 act to amend the Parks, Recreation and Historic
15 Preservation Law;
16 Senate 3079A, by Senator Young, an
17 act to amend the Civil Rights Law;
18 Senate 3142, by Senator Golden, an
19 act to amend the Civil Rights Law;
20 Senate 3621B, by Senator Lanza, an
21 act to amend the Tax Law;
22 Senate 3805A, by Senator Zeldin, an
23 act to amend the Penal Law;
24 Senate 4008A, by Senator Flanagan,
25 an act to amend the Education Law;

1 Senate 4158, by Senator Lanza, an
2 act to amend the Penal Law;

3 Senate 4492A, by Senator Flanagan,
4 an act to amend the Education Law;

5 Senate 5045A, by Senator Grisanti,
6 an act to amend the Education Law;

7 Senate 5357, by Senator Flanagan,
8 an act to amend the Education Law;

9 Senate 5365, by Senator Flanagan,
10 an act to amend the Education Law;

11 Senate 5383, by Senator Flanagan,
12 an act to amend the Penal Law;

13 Senate 5518A, by Senator Lanza, an
14 act to amend the Penal Law;

15 Senate 5556A, by Senator Flanagan,
16 an act to amend the Education Law;

17 Senate 5644A, by Senator Robach, an
18 act to amend the Retirement and Social Security
19 Law;

20 Senate 5693B, by Senator Zeldin, an
21 act to amend the Real Property Law;

22 Senate 5711, by Senator Griffo, an
23 act to amend the Social Services Law;

24 Senate 5827A, by Senator Flanagan,
25 an act to amend the Education Law;

1 Senate 6124A, by Senator Gallivan,
2 an act in relation to legalizing;
3 Senate 6155, by Senator
4 Ranzenhofer, an act to amend the Education Law;
5 Senate 6174, by Senator Tkaczyk, an
6 act to amend Chapter 463 of the Laws of 2000;
7 Senate 6449A, by Senator Hannon, an
8 act to amend the Education Law;
9 Senate 6494A, by Senator
10 Ranzenhofer, an act to amend the Correction Law;
11 Senate 6594A, by Senator Tkaczyk,
12 an act to amend the Highway Law;
13 Senate 6606, by Senator
14 DeFrancisco, an act to amend the General
15 Obligations Law;
16 Senate 6733, by Senator Martins, an
17 act to amend the Education Law;
18 Senate 6803, by Senator Lanza, an
19 act to amend the Criminal Procedure Law;
20 Senate 6826B, by Senator Golden, an
21 act to amend the Penal Law;
22 Senate 6895A, by Senator Golden, an
23 act to amend the Penal Law;
24 Senate 6942, by Senator LaValle, an
25 act to amend the Domestic Relations Law;

1 Senate 6953, by Senator Carlucci,
2 an act to amend the Vehicle and Traffic Law;

3 Senate 7036, by Senator Ritchie, an
4 act in relation to certain aid;

5 Senate 7096, by Senator Grisanti,
6 an act to amend the Education Law --

7 SENATOR LIBOUS: Mr. President,
8 I'm having a difficult time hearing.

9 (Feedback from audio system.)

10 SENATOR LIBOUS: Now I can't hear
11 a thing.

12 (Laughter.)

13 ACTING PRESIDENT CARLUCCI:

14 (Gaveling.) The Senate will come to order.

15 The Secretary will continue.

16 THE SECRETARY: Senate 7199A, by
17 Senator Hannon, an act to amend the Education
18 Law;

19 Senate 7345, by Senator Lanza, an
20 act to amend Education Law;

21 Senate 7367, by Senator Lanza, an
22 act to amend the Local Finance Law;

23 Senate 7535, by Senator Bonacic, an
24 act to amend the Family Court Act;

25 Senate 7690A, by Senator Carlucci,

1 an act in relation to granting;

2 Senate 7692, by Senator Savino, an
3 act to amend the Public Officers Law;

4 7393, by Senator Savino, an act to
5 amend the Workers' Compensation Law;

6 Senate 7733A, by Senator Gipson, an
7 act authorizing;

8 Senate 7791, by Senator LaValle, an
9 act to amend the Education Law;

10 Senate 7792, by Senator LaValle, an
11 act to amend the Education Law;

12 Senate 7793, by Senator LaValle, an
13 act to amend the Education Law;

14 Senate 7794, by Senator LaValle, an
15 act to amend the Education Law;

16 And Senate 7795, by Senator
17 LaValle, an act to amend the Education Law.

18 All bills reported direct to third
19 reading.

20 ACTING PRESIDENT CARLUCCI:
21 Senator Libous.

22 SENATOR LIBOUS: Mr. President,
23 I'd like to move to accept the report of the
24 Rules Committee.

25 ACTING PRESIDENT CARLUCCI: All in

1 favor of accepting the report of the Rules
2 Committee signify by saying aye.

3 (Response of "Aye.")

4 ACTING PRESIDENT CARLUCCI:

5 Opposed, nay.

6 (No response.)

7 ACTING PRESIDENT CARLUCCI: The
8 report is accepted.

9 SENATOR LIBOUS: Thank you.

10 Could we go to motions,
11 Mr. President?

12 ACTING PRESIDENT CARLUCCI:

13 Motions and resolutions.

14 SENATOR LIBOUS: On behalf of
15 Senator Young, on page 43 I offer the following
16 amendments to Calendar Number 952, Senate Print
17 5509B, and ask that said bill retain its place
18 on the Third Reading Calendar.

19 ACTING PRESIDENT CARLUCCI: So
20 ordered.

21 (Protesters chanting loudly outside
22 chamber.)

23 SENATOR LIBOUS: Mr. President,
24 the competition is rough here, and I'm losing.

25 On behalf of Senator Golden, I wish

1 to call up his bill, Senate Print 4979B,
2 recalled from the Assembly, which is now at the
3 desk.

4 ACTING PRESIDENT CARLUCCI: The
5 Secretary will read.

6 THE SECRETARY: Calendar Number
7 786, by Senator Golden, Senate Print 4979B, an
8 act to amend the Retirement and Social Security
9 Law.

10 SENATOR LIBOUS: I now move to
11 reconsider the vote by which this bill was
12 passed.

13 ACTING PRESIDENT CARLUCCI: Call
14 the roll on reconsideration.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 58.

17 SENATOR LIBOUS: Mr. President, I
18 offer up the following amendments.

19 ACTING PRESIDENT CARLUCCI: The
20 amendments are accepted.

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

23 Is there any further business at
24 the desk?

25 ACTING PRESIDENT CARLUCCI: There

1 is no further business at the desk.

2 SENATOR LIBOUS: There being no
3 further business before the house today, I will
4 move that the Senate shall adjourn until
5 tomorrow, June 12th, at 11:00 a.m.

6 ACTING PRESIDENT CARLUCCI: The
7 Senate will adjourn until June 12th at
8 11:00 a.m.

9 (Whereupon, at 6:08 p.m., the
10 Senate adjourned.)

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