NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

June 15, 2016

12:03 p.m.

REGULAR SESSION

SENATOR THOMAS D. CROCI, Acting President

FRANCIS W. PATIENCE, Secretary

P R O C E E D I N G S

ACTING PRESIDENT CROCI: The Senate will come to order.

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

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

ACTING PRESIDENT CROCI: We have with us today the Reverend Ralph Taylor who has come up. He's the pastor of the Emanuel Baptist Church in Elmont, New York.

Reverend.

REVEREND TAYLOR: Imagine, if you will, a three-framed comic strip. In the first frame there's a picture of a man dressed fully and completely, from head to toe, with deep sea diving gear. The second frame, the same man, dressed fully and completely from head to toe with deep sea diving gear, singing "Keep on Believing." Third frame: Same man, dressed fully and completely from head to toe with deep sea diving gear while singing "Keep on Believing," stepping into a bathtub.

Let us pray.

Gracious God, the creator of heaven and earth, we thank You this morning for Your abundant mercy and abounding grace. Lord, we pray first of all for the families and loved ones affected by the recent tragedy in Orlando, Florida. Reach down and comfort them as only You can.

But as we gather together today in this place, we pray that You would bless this august body with wisdom and knowledge. Grant them, individually and collectively, the ability and willingness to work together for the betterment of this state and its residents. Keep them from the bathtubs of self-interest and vainglory, and direct them into the deep sea of altruism and community concern.

Lead and guide them that they might be responsible stewards of the resources of this state and honorably fulfill the duties of their offices. So order their thoughts and their convictions that they might enhance every aspect of this state, so that New York State will continue to be a shining beacon of the world.

Bless New York, bless this country, bless us all. This we pray for Your glory and

honor.

Amen.

ACTING PRESIDENT CROCI: The reading of the Journal.

THE SECRETARY: In Senate, Tuesday, June 14th, the Senate met pursuant to adjournment. The Journal of Monday, June 13th, was read and approved. On motion, Senate adjourned.

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

Presentation of petitions.

Messages from the Assembly.

The Secretary will read.

THE SECRETARY: On page 6, Senator Marchione moves to discharge, from the Committee on Local Government, Assembly Bill Number 8129C and substitute it for the identical Senate Bill 5857B, Third Reading Calendar 171.

On page 7, Senator Bonacic moves to discharge, from the Committee on Racing, Gaming and Wagering, Assembly Bill Number 9270 and substitute it for the identical Senate Bill 6684, Third Reading Calendar 237.

On page 10, Senator Comrie moves to

discharge, from the Committee on Rules, Assembly Bill Number 8116C and substitute it for the identical Senate Bill 5996B, Third Reading Calendar 364.

On page 10, Senator Savino moves to discharge, from the Committee on Codes, Assembly Bill Number 9042A and substitute it for the identical Senate Bill 6483A, Third Reading Calendar 386.

On page 12, Senator Ritchie moves to discharge, from the Committee on Rules, Assembly Bill Number 1020B and substitute it for the identical Senate Bill 6609A, Third Reading Calendar 529.

On page 21, Senator Little moves to discharge, from the Committee on Rules, Assembly Bill Number 8373B and substitute it for the identical Senate Bill 6033B, Third Reading Calendar 809.

On page 21, Senator Golden moves to discharge, from the Committee on Rules, Assembly Bill Number 9200A and substitute it for the identical Senate Bill 7179A, Third Reading Calendar 827.

On page 21, Senator O'Mara moves to

discharge, from the Committee on Rules, Assembly Bill Number 9678B and substitute it for the identical Senate Bill 7257A, Third Reading Calendar 829.

On page 22, Senator Marcellino moves to discharge, from the Committee on Alcoholism and Drug Abuse, Assembly Bill Number 3887B and substitute it for the identical Senate Bill 6046A, Third Reading Calendar 841.

On page 22, Senator Robach moves to discharge, from the Committee on Rules, Assembly Bill Number 9273 and substitute it for the identical Senate Bill 7196, Third Reading Calendar 863.

On page 23, Senator Boyle moves to discharge, from the Committee on Alcoholism and Drug Abuse, Assembly Bill Number 9056 and substitute it for the identical Senate Bill 6531, Third Reading Calendar 879.

On page 25, Senator Marcellino moves to discharge, from the Committee on Rules, Assembly Bill Number 10251 and substitute it for the identical Senate Bill 7552, Third Reading Calendar 1029.

On page 26, Senator Golden moves to

discharge, from the Committee on Civil Service and Pensions, Assembly Bill Number 9348 and substitute it for the identical Senate Bill 7212, Third Reading Calendar 1048.

On page 28, Senator Parker moves to discharge, from the Committee on Aging, Assembly Bill Number 7628A and substitute it for the identical Senate Bill 5999, Third Reading Calendar 1092.

On page 31, Senator Ortt moves to discharge, from the Committee on Rules, Assembly Bill Number 9925 and substitute it for the identical Senate Bill 6249, Third Reading Calendar 1174.

On page 38, Senator Griffo moves to discharge, from the Committee on Local Government, Assembly Bill Number 10179 and substitute it for the identical Senate Bill 7588, Third Reading Calendar 1300.

On page 38, Senator Serino moves to discharge, from the Committee on Local Government, Assembly Bill Number 9671A and substitute it for the identical Senate Bill 7699B, Third Reading Calendar 1303.

On page 40, Senator Martins moves to

discharge, from the Committee on Rules, Assembly Bill Number 10109 and substitute it for the identical Senate Bill 7262, Third Reading Calendar 1339.

On page 43, Senator Kennedy moves to discharge, from the Committee on Finance, Assembly Bill Number 1864 and substitute it for the identical Senate Bill 742, Third Reading Calendar 1379.

On page 45, Senator Marchione moves to discharge, from the Committee on Investigations and Government Operations, Assembly Bill Number 7673 and substitute it for the identical Senate Bill 5926, Third Reading Calendar 1445.

On page 46, Senator Serino moves to discharge, from the Committee on Aging, Assembly Bill Number 9143A and substitute it for the identical Senate Bill 6923, Third Reading Calendar 1506.

On page 48, Senator Golden moves to discharge, from the Committee on Civil Service and Pensions, Assembly Bill Number 7292C and substitute it for the identical Senate Bill 5601C, Third Reading Calendar 1553.

And on page 49, Senator DeFrancisco moves to discharge, from the Committee on Codes, Assembly Bill Number 9522 and substitute it for the identical Senate Bill 7246, Third Reading Calendar 1580.

ACTING PRESIDENT CROCI: The substitutions are so ordered.

Messages from the Governor.

Reports of standing committees.

Reports of select committees.

Communications and reports from state officers.

Motions and resolutions.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Mr. President, I move to adopt the Resolution Calendar for today.

ACTING PRESIDENT CROCI: All in favor --

SENATOR DeFRANCISCO: One moment here.

(Pause.)

SENATOR DeFRANCISCO: That's with the exception of 6253, by Senator O'Mara; 6420, by Senator Hassell-Thompson; and 6205, by Senator

Panepinto.

ACTING PRESIDENT CROCI: All in favor of adopting the Resolution Calendar, with the exception of Resolutions 6205, 6253, and 6420, please signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT CROCI: Opposed, nay.

(No response.)

ACTING PRESIDENT CROCI: The Resolution Calendar is adopted.

SENATOR DeFRANCISCO: We have several resolutions on this busy day. And with all due respect to everyone here, I'm trying to accommodate everyone to be first. Since that's not possible, there is a dairy event going on as we speak, and it's important to do Senator Marchione's resolution, Number 6191, read the title only, and call on Senator Marchione.

ACTING PRESIDENT CROCI: The Secretary will read the title only.

THE SECRETARY: Legislative Resolution Number 6191, by Senator Marchione, congratulating Emily Ooms upon the occasion of being crowned the 2016-2017 New York State Dairy

Princess.

ACTING PRESIDENT CROCI: Senator Marchione.

SENATOR MARCHIONE: Thank you, Mr. President.

I rise for the purpose of speaking on my legislative resolution that congratulates Emily Ooms on being crowned the 2016-2017 New York State Dairy Princess by the American Dairy Association and Dairy Council.

Emily, at the front of the chambers, is my constituent and also our very special guest.

Emily was named the New York State Dairy Princess on February 17th. A resident of the village of Valatie, Emily has been serving as the Columbia County Dairy Princess since 2015.

She was selected for this honor from two dozen county dairy princesses across New York State. Competition in the 53th State Pageant was rigorous. Judges evaluated contestants based on their communication skills, knowledge of the dairy industry, poise and personality. From all of the speeches delivered by pageant contestants, Emily's prepared speech was recognized by the

judges as the very best.

As our State Dairy Princess, Emily will receive a scholarship and represents the American Dairy Association and Dairy Council at county dairy princess pageants, farm meetings, and special events.

It's fitting that Emily joins us today, since June is recognized as Dairy Month here in New York State, and today is Dairy Day, thanks to Senator Ritchie down in The Well.

Without question, dairy is our number-one New York State industry because of the dedication and skill of our great hardworking family dairy farms. These are folks Emily will proudly represent, folks like her own family, who own and operate A. Ooms & Sons Farm in Valatie.

Mr. President and my colleagues, please join me in offering our congratulations to my constituent and the 2016-2017 New York State Dairy Princess, Emily Ooms.

(Applause.)

ACTING PRESIDENT CROCI: The Senate welcomes you and congratulates you and affords you every courtesy and privilege of the house.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, this resolution is open for cosponsorship.

Excuse me one moment. Can you wait one moment, Dairy Queen? One second.

Is it opened up for cosponsorship?

ACTING PRESIDENT CROCI: The resolution will be open for cosponsorship. If you do not wish to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: I just wanted to comment it's obvious that she has a political career in her future, because she had the wave down already.

(Dairy Princess waves, to laughter.)

SENATOR DeFRANCISCO: She had the wave down. Okay, thank you.

The next resolution is 6118, by Senator Larkin. And if you would please read it in its entirety and call on Senator Larkin.

ACTING PRESIDENT CROCI: The Secretary will read.

THE SECRETARY: Legislative Resolution Number 6118, by Senator Larkin, honoring Korean War Veteran John Ciardullo upon

the occasion of being presented with several medals for his meritorious service, on May 27, 2016.

"WHEREAS, Members of the United States Armed Forces, who have served so faithfully and courageously in wars in which our nation's freedom was at stake, as well as in the preservation of peace during peacetime, deserve the highest commendation of this Legislative Body; and

"WHEREAS, The dedication and sacrifices of our military personnel ensure our continued role as a nation which embodies the ideals of democracy, and is a defender of liberty for peoples throughout the world; and

"WHEREAS, This Legislative Body is justly proud to honor Korean War Veteran John Ciardullo upon the occasion of being presented with several medals for his meritorious service; this auspicious occasion was celebrated at a Medal Presentation Ceremony held on Saturday, May 7, 2016, at the Walden Village Hall in Walden, New York; and

"WHEREAS, United States Representative Sean Patrick Maloney presented

John Ciardullo with the following medals: the National Defense Service Medal, Korean Service Medal with two Bronze Stars, Combat Infantryman Badge 1st Award, and the United Nations Service Medal; and

"WHEREAS, Born on February 21, 1933, in Brooklyn, New York, John Ciardullo is the second of four children born to his parents; and

"WHEREAS, Corporal John Ciardullo proudly served his country as a member of the United States Army from July 8, 1952, until April 30, 1954; during this time, he fought in the Third Korean Winter and the Korea Summer of 1953 Battles, which were also known as Pork Chop Hill; and

"WHEREAS, After completing his military service, this esteemed veteran married Clare Farace on May 4, 1957, and together they became the proud parents of five children -- Michael, Catherine, Douglas, Richard and John Peter -- and the loving grandparents of 15 grandchildren and six great-grandchildren; recently, they celebrated their 59th anniversary; and

"WHEREAS, John Ciardullo has been

called upon to contribute his time and talents to countless civic and charitable endeavors and has always given of himself unstintingly; he served as president of the Walden Little League, head of the Village of Walden Basketball Program, director of the Knights of Columbus, president of the Walden Rotary, and umpire in chief of the Walden Little League; and

"WHEREAS, In addition, John Ciardullo was the home plate umpire in the Little League World Series game in 1982 played between Canada and Taiwan, the first Little League game televised by ESPN; and

"WHEREAS, This Legislative Body is very pleased to have this opportunity to express its gratitude to the men and women of the United States Armed Forces for their tremendous sacrifices made for our nation and for the benefit of all Americans; now, therefore, be it

"RESOLVED, That this Legislative Body pause in its deliberations to honor Korean War Veteran John Ciardullo upon the occasion of being presented with several medals for his meritorious service; and be it further

"RESOLVED, That a copy of this

resolution, suitably engrossed, be transmitted to John Ciardullo."

ACTING PRESIDENT CROCI: Senator Larkin.

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

John, it's great to see you again.

John's here today with his wife -- please stand -- his daughter, daughter-in-law, and the man of the hour, John Ciardullo.

John Ciardullo served in Korea in some of the toughest battles, 1952 -- some of you in this room weren't even thought of -- to 1954. After coming home, he didn't say "I did my job, I'm quitting, I'm not doing this, I'm doing that" -- he got in the middle. Every activity of his community, John was part of it. If you said we're going to do the Little League, we're going to improve this here, we're going to be -- who was in the center of it? The combat veteran who served his country.

John, your family, we all look at you and say, Thank God people like you volunteered to defend this great nation of ours and still come back home and say now: I will

implant what we did fight for in our country back home, so that we have something that our young children growing up can say this is a man who served our country, this is a man who helped me to grow up to be a worthwhile adult.

I'm very proud to represent Montgomery, but I'm more proud of my fellow soldier. God bless you, John.

(Extended applause.)

ACTING PRESIDENT CROCI: Sir, the Senate welcomes you, thanks you for your service to our nation and to New York, and extends to you and your family the courtesies and privileges of the house.

The resolution will be open for cosponsorship. If you do not wish to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, I'm going to call an immediate meeting of the Judiciary Committee while we continue with the resolutions, to move the proceedings along.

Immediate meeting of the Judiciary Committee in Room 332.

ACTING PRESIDENT CROCI: There will

be an immediate meeting of the Judiciary Committee in Room 332.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Next if you'd please take up Resolution 6253, by Senator O'Mara, read the title only and call on Senator O'Mara. Well, don't do that. I would suggest that we not do that because the honoree is not here yet.

Instead of that, since the honoree is not here, can we please take up previously adopted Resolution 6097, by Senator Serino, read the title only, and call on Senator Serino.

ACTING PRESIDENT CROCI: The Secretary will read.

THE SECRETARY: Legislative Resolution Number 6097, by Senator Serino, memorializing Governor Andrew M. Cuomo to proclaim June 2016 as Alzheimer's and Brain Awareness Month in the State of New York.

ACTING PRESIDENT CROCI: Senator Serino.

SENATOR SERINO: Thank you, Mr. President.

I thank my colleagues for the

opportunity to recognize June as Alzheimer's and Brain Awareness Month here in the State of New York.

According to the Alzheimer's Association, every 66 seconds someone in the United States develops Alzheimer's disease, a truly debilitating illness that slowly robs patients of their most valuable possession, their memory.

Currently there's no robust treatment or cure for Alzheimer's and dementia, and the disease is ultimately fatal, claiming the lives of nearly one in every three seniors each and every day.

Take a minute to imagine waking up and not recognizing the faces of the people that you love most -- not knowing your children, your spouse, or your best friend. Devastating is an understatement. Alzheimer's is a diagnosis that affects not only patients but an entire family, changing life as they knew it forever.

This month is about shining a light on the disease and showing support for those battling this diagnosis and their families. And this resolution is inherently tied to my

resolution on World Elder Abuse Awareness Day, because those suffering from Alzheimer's and dementia are particularly vulnerable to abuse.

This chamber has recently made an unprecedented commitment to combat this debilitating disease, having dedicated over $25 million to the cause in last year's budget. We're making incredible strides, but there is still work to be done, which is why pausing to raise awareness for this disease couldn't be more important.

I thank you for the opportunity, and I invite my colleagues to help further the cause by cosponsoring this resolution and spreading the word in their home districts.

Thank you, Mr. President.

ACTING PRESIDENT CROCI: The resolution will be open for cosponsorship. If you do not wish to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Could we now take up previously adopted Resolution 5274, by Senator Serino, read the title only, and call on Senator Serino.

ACTING PRESIDENT CROCI: The Secretary will read.

THE SECRETARY: Legislative Resolution Number 5274, by Senator Serino, memorializing Governor Andrew M. Cuomo to proclaim June 15, 2016, as Elder Abuse Awareness Day in the State of New York.

ACTING PRESIDENT CROCI: Senator Serino.

SENATOR SERINO: Thank you, Mr. President.

I just want to take a minute to thank my colleagues for once again recognizing the importance of World Elder Abuse Day.

I have to tell you, before becoming the Aging chair, like so many in our communities, I had no idea just how serious the elder abuse epidemic truly is. The thought of anyone taking advantage of --

ACTING PRESIDENT CROCI: Senator Serino, will you suspend, please.

{Gaveling.} If we could have some order in the house. If there's staff having conversations, if we could please take them out to the lobby.

Senator Serino.

SENATOR SERINO: Thank you, Mr. President.

The thought of anyone taking advantage of our seniors, the people who have spent their lives building and shaping the communities that we know and love, is hard to fathom. But the fact is it happens all the time, and all too often it happens at the hands of people our seniors know and trust the most.

Last week our Mediation Center held a daylong conference on the topic, and it will forever amaze me to hear the statistics on this issue. Nearly 5 million cases of elder abuse occur each year in the United States, but it's estimated that 85 percent of these incidents go unreported. Financial abuse alone costs older Americans over $2.6 billion each and every year. And our available data on elder abuse suggests that only around 1 in 14 incidents come to the attention of authorities.

This day is about raising awareness. And as you've heard me say, time and time again, awareness works. This house has done incredible work this year to bring elder abuse out of the

shadows and to make our seniors' safety a priority. And I thank my colleagues for recognizing the importance of this issue.

Our seniors play an invaluable role in the fabric of our society, and we have a responsibility to ensure that they can live out their lives and enjoy the communities they have built free from harm and safe from abuse.

Thank you, Mr. President.

ACTING PRESIDENT CROCI: Senator Hamilton.

SENATOR HAMILTON: Yes, Mr. President, I rise to commend Senator Serino on this resolution for elder abuse. It's an abuse that is not talked about, and it's an abuse that affects everyone.

And when people think about elder abuse, they think of it as someone who's abusing someone outside of the family. But 80 percent of the time it's a family member who's abusing the elder. And no one should have to work all their life to be abused by a family member.

And many times a family member who's elderly gets dementia, and a lot of times we don't recognize dementia in those, and they get

sick. And I always say make sure you create a will, to make sure the people you want to get your assets get your assets.

So I just want to say elder abuse is a problem, it's a growing problem. Especially in my district, as the value of homes go from $200,000 to $300,000 to a million dollars to $1.5 million, now $2 million, we find that more and more there's a correlation between elder abuse and the increase in property values in my neighborhood. And many times seniors are being defrauded of their homes by their own children and family members.

So I just want to thank Senator Serino for putting this resolution forward. Thank you. And God bless our seniors.

ACTING PRESIDENT CROCI: The resolution will be open for cosponsorship. If you do not wish to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Next can we take up Resolution 6205, by Senator Panepinto, read the title only, and call on the Senator to speak, please.

ACTING PRESIDENT CROCI: The Secretary will read.

THE SECRETARY: Legislative Number 6205, by Senator Panepinto, mourning the death of Frank J. Dolce, Jr., well known and respected attorney, distinguished citizen and devoted member of his community.

ACTING PRESIDENT CROCI: Senator Panepinto.

SENATOR PANEPINTO: Thank you very much.

Yes, I've been in the body for a couple of years; I've never spoken on one of my resolutions. It's actually a very personal resolution. Frank Dolce was my friend for 20 years and really was one of the most instrumental people in helping me get to the Senate. He was an inspiration, he was a friend, he was a colleague.

Frank Dolce was also a friend of working people. He was a UAW member at 19. He worked at the Tonawanda Engine Plant in the Town of Tonawanda. His dad was a 30-year pipe fitter at the engine plant, and Frank went to work there at 19. And it was really about teaching Frank

that, you know, his father wanted him to go to school. And Frank learned a lot that summer. His brother worked there, his brother was a pipe fitter also, brother Charlie Dolce. And, you know, both Frank's father and brother encouraged him to go to school. And it was a tumultuous time. It was the early '70s, the Vietnam War was going on. And Frank was inspired by his time working at the UAW so that he wanted to go to college.

And he did. He was the first person in his Italian-American family to go to school. And he got an education, he studied political science. And he really -- Frank would talk to you about the master-servant relationship. That was his pet peeve in life, you know, the idea that workers were treated differently in the system.

And Frank's passion continued into law school. And he said, You know, I'm going to figure out a way that I can, you know, advocate for working people in my legal career.

And he did that. Went to law school at SUNY Buffalo, he was a classmate of Senator Ranzenhofer's. Senator Ranzenhofer came over and

gave me his condolences last week.

And Frank learned in law school that he could use his advocacy to benefit working people. And he was a founding member, in law school -- probably his second proudest achievement -- of the Western New York Coalition on Occupational Safety and Health. Now, if you're not from Western New York, WNYCOSH is an advocacy group that talks about worker safety.

And as a founding member of WNYCOSH, Frank became involved in politics. And he was a friend to many Senators in that regard. Senator Maziarz, Senator Ortt's predecessor, was a good friend of Frank's when he was the Labor chairman and was a great supporter of WNYCOSH. Frank got to know Senator Gallivan in that capacity, as a WNYCOSH board member.

And outside of being the father of his three sons, Frank, Mike and Sam, WNYCOSH was his passion. And, you know, his entry into politics there, you know, sort of helped me and inspired me to get involved and advocate for working people.

So last week I attended his memorial service, and over 500 people came and celebrated

Frank's life. I'd never been to a memorial where, you know, the church was packed, you had to stand up, people waited in line to get there. And it was a testament to the different communities that Frank was involved in, because not only was he an advocate for workers and a lawyer and a family man, he was a patron of the arts in Buffalo. And we had people from all of those communities that were there and celebrated Frank's life.

And I was moved by his three sons' memorial of him, who really, you know, talked about Frank in a way that humanized him. I knew him for 20 years, and his sons illuminated portions of his life that I didn't know about. And it's a very humbling experience to hear your children talk about you, and Frank would have been so proud.

So I felt compelled to, you know, do a resolution on behalf of my friend Frank Dolce. And I wanted to say thank you, Frank, for providing me with the opportunity and the support over the years to run for office, to fight for working people. And that your memory as a worker advocate will not be forgotten. And people in

this chamber that you worked with and I will never forget you and will continue to advocate on your behalf.

So thank you, my friend, Frank Dolce. I appreciate it.

ACTING PRESIDENT CROCI: The question is on the resolution. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT CROCI: Opposed, nay.

(No response.)

ACTING PRESIDENT CROCI: The resolution is adopted.

The resolution is open for cosponsorship. If you do not wish to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, would you next take up previously adopted Resolution 6174, by Senator Kennedy, and read the title only, and call on Senator Kennedy.

ACTING PRESIDENT CROCI: The Secretary will read, title only.

THE SECRETARY: Legislative

Resolution Number 6174, by Senator Kennedy, commending Big Ditch Brewing Company upon the occasion of its designation as recipient of the F.X. Matt Memorial Cup for Best Craft Brewery in New York State at the TAP NY Craft Beer Festival.

ACTING PRESIDENT CROCI: Senator Kennedy.

SENATOR KENNEDY: Thank you, Mr. President.

Today I'd like to honor Big Ditch Brewing Company, an integral part of Buffalo's revival, and their founders, Matt Kahn and Corey Catalano, as well as their business partners, Wes Froebel and Paul Iskalo, on the occasion of winning the F.X. Matt Memorial Cup for Best Craft Brewery in New York State at the TAP NY Craft Beer Festival.

Now I know I have everybody's attention, because we're talking about beer.

Today we welcome Matt Kahn here in the chamber to be honored by us. Big Ditch Brewing is a part of the growing brewing and distilling industry in Buffalo, an industry that is helping to lead Buffalo's resurgence and, as we all know, the great resurgence across the

State of New York. A whole new economy.

And Big Ditch recognizes the importance brewers are playing in Buffalo's rebirth. In fact, their name "Big Ditch" refers to another important element of Buffalo's past growth, New York State's past growth, and our nation's past growth -- the Erie Canal, which helped grow Western New York and helped turn Buffalo into the economic powerhouse of its day.

You see, Big Ditch invests in local sources, creating their award-winning brews from craft malt from Batavia and hops from Lockport. They believe that quality can be found close to home right here in the great State of New York, knowing full well that buying local will help lift our entire economy.

The local ingredients create some incredible brews, and the TAP NY Craft Beer Festival recognizes this. The F.X. Matt Memorial Cup, now in its 15th year, was created to recognize the best craft brewery in New York. And we all know New York has some outstanding breweries, and growing.

Over 120 breweries were invited to participate in the TAP NY Festival, and it was

Big Ditch that was named the Best Craft Brewery in all of the state. And I also might add that the accolades didn't end there. Big Ditch also won the Silver Medal in the Strong IPA category as well.

These awards are a testament to Matt Kahn and Corey Catalano, who combined their love of beer and their interest in science to create the best-tasting beer around. They actually worked together in a biotech lab before founding Big Ditch, and I'd say they made the right move. It just goes to show that a little technological knowledge, a dream, and a deep love of beer can take you very far in this life.

Finally, I'd like to sincerely thank Big Ditch and all of its employees for their continued commitment to Buffalo. After being named the F.X. Matt Memorial Cup winner Big Ditch responded by announcing that they'd expand their facilities, bringing more investment, more jobs, and more excitement to Western New York.

We are greatly indebted to Big Ditch Brewing Company for their support of our community, and we promise, from Buffalo and across New York State, that the best is yet to

come for Big Ditch Brewery -- investing millions of dollars, creating hundreds of jobs -- and the future is very, very bright and tasty.

Thank you, Mr. President. I vote aye, I open this up for cosponsorship, and cheers.

ACTING PRESIDENT CROCI: The resolution will be open for cosponsorship. If you do not wish to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Could you now take up the reading of the noncontroversial calendar.

ACTING PRESIDENT CROCI: The Secretary will read.

THE SECRETARY: Calendar Number 52, by Senator Lanza, Senate Print 3709B, an act to amend the General Municipal Law.

SENATOR GIANARIS: Lay it aside.

ACTING PRESIDENT CROCI: The bill will be laid aside.

THE SECRETARY: Calendar Number 171, substituted earlier by Member of the Assembly Woerner, Assembly Print 8129C, an act to

authorize.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Bonacic recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 201, by Senator Valesky, Senate Print 640, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 216, by Senator Ritchie, Senate Print 1796C, an act to amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 237, substituted earlier by Member of the Assembly Pretlow, Assembly Print 9270, an act to amend the Racing, Pari-Mutuel Wagering and Breeding Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 242, by Senator Ortt, Senate Print 6021C, an act in relation to directing.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 2. Senators Montgomery and Perkins recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 247, by Senator Croci, Senate Print 4909B, an act to amend the Public Authorities Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 261, by Senator Kennedy, Senate Print 4229B, an act to amend the Real Property Tax Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 284, by Senator Hannon, Senate Print 6766, an act to amend the Public Health Law.

ACTING PRESIDENT CROCI: Read the last section.

THE SECRETARY: Section 5. This

act shall take effect immediately.

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 288, by Senator Hannon, Senate Print 6814, an act to amend the Social Services Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 345, by Senator Peralta, Senate Print 2238, an act to amend the Tax Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 364, substituted earlier by Member of the Assembly Perry, Assembly Print 8116C, an act to allow.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Ortt recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 386, substituted earlier by Member of the

Assembly Quart, Assembly Print 9042A, an act to amend the Penal Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Golden recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 529, substituted earlier by Member of the Assembly Gunther, Assembly Print 1020B, an act to amend the General Municipal Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 607, by Senator Golden, Senate Print 6704B, an act to amend the General Business Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 619, by Senator Young, Senate Print 1980, an act to amend the Labor Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Announce the result.

THE SECRETARY: In relation to Calendar 619, those recorded in the negative are Senators Avella, Breslin, Comrie, Dilan, Hamilton, Hassell-Thompson, Hoylman, Krueger, Montgomery, Panepinto, Peralta, Perkins, Persaud, Rivera, Sanders, Serrano, Stavisky and Stewart-Cousins. Also Senator Carlucci. Also Senator Espaillat. Also Senator Squadron.

Ayes, 40. Nays, 21.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 628, by Senator Croci, Senate Print 7126, an act to amend the Civil Service Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill

is passed.

THE SECRETARY: Calendar Number 632, by Senator Little, Senate Print 6918, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 2. Senators Croci and Ortt recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 693, by Senator Murphy, Senate Print 6579, an act to amend the Executive Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Announce the result.

THE SECRETARY: In relation to Calendar 693, those recorded in the negative are Senators Comrie, Espaillat, Hamilton, Hoylman, Krueger, Montgomery, Perkins, Rivera and Sanders.

Ayes, 52. Nays, 9.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 714, by Senator Ritchie, Senate Print 6222C, an act to amend the Correction Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 716, by Senator Espaillat, Senate Print 3551B, an act to amend the Public Housing Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Gallivan recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 744, by Senator Savino, Senate Print 7386A, an act to amend the Retirement and Social Security Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Panepinto recorded in the negative.

ACTING PRESIDENT CROCI: The bill

is passed.

THE SECRETARY: Calendar Number 772, by Senator Robach, Senate Print 4400, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 774, by Senator Golden, Senate Print 5992, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 2.

Senators Hoylman and Perkins recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 779, by Senator Funke, Senate Print 5277A, an act to amend the Public Service Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 780, by Senator Griffo, Senate Print 5641C, an act to amend the Public Service Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 809, substituted earlier by Member of the Assembly Duprey, Assembly Print 8373B, an act to amend the Executive Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 827, substituted earlier by Member of the Assembly Markey, Assembly Print 9200A, an act to amend the General Municipal Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 829, substituted earlier by Member of the Assembly Lifton, Assembly Print 9678B, an act to amend the Real Property Tax Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Bonacic recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 832, by Senator Akshar, Senate Print 7364A, an

act to authorize.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 841, substituted earlier by Member of the Assembly Nolan, Assembly Print 3887B, an act to amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

THE SECRETARY: Section 2. This act shall take effect July 1, 2019.

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 863, substituted earlier by Member of the Assembly Morelle, Assembly Print 9273, an act to amend the Labor Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Senator Squadron.

SENATOR SQUADRON: Are we on Calendar 863, Mr. President?

ACTING PRESIDENT CROCI: This is on Calendar 863.

SENATOR SQUADRON: Thank you. To explain my vote, Mr. President.

ACTING PRESIDENT CROCI: Senator Squadron to explain his vote.

SENATOR SQUADRON: A better solution than this bill would be broader voter registration in the state, universal voter registration -- the kinds of reforms that Senator

Gianaris's Voter Empowerment Act proposes and have not been seen in this house -- as opposed to continuing to depend on a system where not nearly enough people find it easy enough to register or vote.

I'll be no, Mr. President.

ACTING PRESIDENT CROCI: Senator Squadron to be recorded in the negative.

Announce the results.

THE SECRETARY: Ayes, 59. Nays, 2. Senators Hoylman and Squadron recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 879, substituted earlier by Member of the Assembly Lupardo, Assembly Print 9056, an act to amend the Alcoholic Beverage Control Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 881, by Senator Murphy, Senate Print 4034, an act to amend the State Administrative Procedure Act.

SENATOR GIANARIS: Lay it aside, please.

ACTING PRESIDENT CROCI: The bill will be laid aside.

THE SECRETARY: Calendar Number 882, by --

ACTING PRESIDENT CROCI: Hold on. The Secretary will suspend.

SENATOR DeFRANCISCO: Lay it aside for the day, please.

ACTING PRESIDENT CROCI: Calendar 881 is laid aside for the day.

The Secretary will continue.

THE SECRETARY: Calendar Number 882, by Senator LaValle, Senate Print 5226A, an act to amend the Alcoholic Beverage Control Law.

ACTING PRESIDENT CROCI: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 907, by Senator Farley, Senate Print 2448A, an act to amend the General Municipal Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 942, by Senator Venditto, Senate Print 6066A, an act to amend the Correction Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Senator Hoylman to explain his vote.

SENATOR HOYLMAN: Thank you, Mr. President.

I rise to support this bill but also urge the leadership of this chamber, before the end of session, to take a hard look at the proposals in the Assembly that would extend the statute of limitations for the victims of child sexual abuse.

We can identify predators who still may have contact with our kids if we have a look-back window that allows current victims to file civil claims if they've been abused as a child.

I'll be voting in the positive. Thank you, Mr. President.

ACTING PRESIDENT CROCI: Senator Hoylman to be recorded in the affirmative.

Announce the result.

Senator Hoylman, could you please clarify your vote? You said positive.

SENATOR HOYLMAN: In the affirmative, yes.

THE SECRETARY: In relation to Calendar 942, those recorded in the negative are Senators Hassell-Thompson, Montgomery, Peralta, Perkins and Rivera.

Ayes, 56. Nays, 5.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 981, by Senator Golden, Senate Print 3239B, an act to amend the Penal Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Dilan recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1005, by Senator Young, Senate Print 6005A, an act to authorize.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: In relation to Calendar 1005: Ayes, 60. Nays, 1. Senator Dilan recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1024, by Senator Ritchie, Senate Print 6981, an act in relation to authorizing.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1029, substituted earlier by Member of the Assembly Englebright, Assembly Print 10251, an act to amend the Business Corporation Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Ortt recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1042, by Senator Funke, Senate Print 7299, an act to amend Chapter 57 of the Laws of 2012.

ACTING PRESIDENT CROCI: Read the

last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1048, substituted earlier by Member of the Assembly Abbate, Assembly Print 9348, an act to amend the Retirement and Social Security Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1069, by Senator DeFrancisco, Senate Print 6724B,

an act to amend the Public Service Law.

SENATOR GIANARIS: Lay it aside.

ACTING PRESIDENT CROCI: The bill will be laid aside.

THE SECRETARY: Calendar Number 1090, by Senator LaValle, Senate Print 3759, an act to amend the Real Property Tax Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Bonacic recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1092, substituted earlier by Member of the Assembly Barron, Assembly Print 7628A, an act to establish.

ACTING PRESIDENT CROCI: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1095, by Senator Serino, Senate Print 7194, an act to amend the Elder Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1101, by Senator Avella, Senate Print 1554, an act to amend the Public Authorities Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1145, by Senator Hannon, Senate Print 6492, an act to amend the Public Health Law.

SENATOR DeFRANCISCO: Lay it aside for the day, please.

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

THE SECRETARY: Calendar Number 1152, by Senator Ritchie, Senate Print 4963, an act to amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1153, by Senator LaValle, Senate Print 7646, an act to amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

THE SECRETARY: Section 3. This act shall take effect one year after it shall have become a law.

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Krueger recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1164, by Senator Young, Senate Print 2064B, an act to amend the Executive Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Announce the result.

THE SECRETARY: In relation to Calendar 1164, those recorded in the negative are Senators Comrie, Dilan, Espaillat, Gianaris, Hamilton, Hassell-Thompson, Hoylman, Krueger, Montgomery, Peralta, Perkins, Rivera, Sanders, Serrano and Squadron.

Ayes, 46. Nays, 15.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1174, substituted earlier by Member of the Assembly Ryan, Assembly Print 9925, an act to amend the Tax Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1176, by Senator Hannon, Senate Print 6430B, an act to amend the Public Health Law.

ACTING PRESIDENT CROCI: Read the last section.

THE SECRETARY: Section 4. This act shall take effect September 1, 2016.

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1182, by Senator Bonacic, Senate Print 7190, an act to amend the Racing, Pari-Mutuel Wagering and Breeding Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1203, by Senator LaValle, Senate Print 522A, an act to amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1221, by Senator Seward, Senate Print 2610, an act to amend the Real Property Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1230, by Senator Lanza, Senate Print 3835A, an act to amend the Public Authorities Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar 1230, those recorded in the negative are Senators Dilan, Perkins and Squadron.

Ayes, 58. Nays, 3.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1251, by Senator Hannon, Senate Print 5459, an act to amend the Social Services Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1261, by Senator Robach, Senate Print 6350, an act in relation to.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1262, by Senator Venditto, Senate Print 6375, an

act to require.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1266, by Senator DeFrancisco, Senate Print 6862, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Perkins recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1271, by Senator Serino, Senate Print 7052, an act to amend the Vehicle and Traffic Law.

SENATOR GIANARIS: Lay it aside.

ACTING PRESIDENT CROCI: The bill will be laid aside.

THE SECRETARY: Calendar Number 1272, by Senator Golden, Senate Print 7502, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT CROCI: Read the last section.

SENATOR DeFRANCISCO: Lay it aside for the day, please.

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

THE SECRETARY: Calendar Number 1274, by Senator LaValle, Senate Print 7573, an act to amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Perkins recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1278, by Senator Martins, Senate Print 7915, an act to amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1279, by Senator Ritchie, Senate Print 7920, an act to amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1280, by Senator Marcellino, Senate Print 7921, an act to amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1281, by Senator Martins, Senate Print 7967, an act to amend the Labor Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1282, by Senator Martins, Senate Print 7968A, an act to amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Announce the results.

THE SECRETARY: In relation to Calendar 1282, those recorded in the negative are Senators Griffo, Krueger, Larkin, Little, O'Mara and Panepinto. Also Senator Akshar.

Ayes, 54. Nays, 7.

ACTING PRESIDENT CROCI: The bill is passed.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, could we suspend the reading of the noncontroversial calendar? I know the judges and their families in the gallery are just rapt with excitement listening to all of this, but we think they might better want to get on with their lives.

So is there a report of the Judiciary Committee at the desk?

ACTING PRESIDENT CROCI: Calendar Number 1282 is passed, the bill is passed, and the active list is laid aside temporarily.

We will return to reports of standing committees, and the Secretary will read the report of the Judiciary Committee.

THE SECRETARY: Senator Bonacic, from the Committee on Judiciary, reports the following nominations:

As judges of the Court of Claims, James H. Ferreira, of Delmar, and Gina M. Lopez-Summa, of Syosset.

ACTING PRESIDENT CROCI: Senator DeFrancisco.

SENATOR DeFRANCISCO: Would you recognize Senator Marcellino.

ACTING PRESIDENT CROCI: Senator

Marcellino.

Can we have some order in the house, please.

SENATOR MARCELLINO: Just a very rare correction to the Secretary. Instead of Si-o-set, which is what they say on the Long Island Railroad, it is Si-awset.

I congratulate the judge on her reappointment.

(Laughter.)

ACTING PRESIDENT CROCI: Senator DeFrancisco.

SENATOR DeFRANCISCO: Except he hasn't been reappointed yet.

SENATOR MARCELLINO: She.

SENATOR DeFRANCISCO: Or she hasn't been reappointed yet. But soon.

Can you continue -- did you finish reading the names?

ACTING PRESIDENT CROCI: The Secretary will continue.

THE SECRETARY: As interim Supreme Court justices: Steven Lloyd Barrett, of Manhattan; Antonio I. Brandveen, of Huntington Station; Robert David Kalish, of Manhattan;

and Alan C. Marin, of Manhattan.

SENATOR DeFRANCISCO: Could you now recognize Senator Bonacic.

ACTING PRESIDENT CROCI: Senator Bonacic.

SENATOR BONACIC: Thank you, Mr. President.

Earlier today the Senate Judiciary Committee met, and what we will have coming before us are the nominations of six judges, all being reappointed. Two are Court of Claims and four are interim Supreme Court justices.

This year the Judiciary Committee nominated, and this Legislature confirmed, two Court of Appeals judges, one of which became the chief judge. We also did 57 judges to the Court of Claims and the Supreme Court.

And I'd like to thank the Governor for the exemplary people that he puts before us, whether it's a new judge or continuing with a judge that is presently serving.

So what I'm going to do, the judges are in the gallery today, with many members of their families. And pursuant to the provisions of Section 9 of Article 6 of the

Constitution and the provisions of Section 2 of the Court of Claims Act, the Judiciary Committee has reported all of the nominations to the floor for Senate confirmation.

I'm going to introduce the judges and their friends and family in attendance today.

The first judge is the Honorable James Ferreira. It's a Court of Claims appointment. And with him is his bride Abbie, their daughters Madeline and Katherine, sister-in-law Marti McHugh, brother-in-law Patrick McHugh, law clerk Sara Fitzsimons, secretary Helen Ashley, and friends Rick Carlson and Matt and Ally Mueller.

I was wondering, did you all come up in one bus or did you come up in separate cars?

(Laughter.)

SENATOR BONACIC: The second judge is -- as I introduce you, I would ask you to stand, and the family.

So those we just introduced of Judge Ferreira's family, please stand up, all of you. Thank you.

(Applause.)

SENATOR BONACIC: Next is the

Honorable Gina Lopez-Summa. She's a Court of Claims reappointment. She's with her husband, Keith; daughter, Olivia; son, Nicholas; and mother, Joan Lopez.

Could you all please stand? Welcome. Welcome to Albany.

(Applause.)

SENATOR BONACIC: The next judge is the Honorable Steven Lloyd Barrett, interim Supreme Court. And he's here with his bride, Anita Barrett.

So will you both stand, if you're here? Welcome to the Senate chambers.

(Applause.)

SENATOR BONACIC: Next is the Honorable Alan Marin, interim Supreme Court.

The next is the Honorable Robert Kalish, interim Supreme Court.

The next is the Honorable Antonio Brandveen, interim Supreme Court, with his bride, Charlene.

Will you two please stand up? Okay.

(Applause.)

SENATOR BONACIC: Mr. President, at this time I move all the nominations to the floor

for Senate confirmation.

And I ask that you recognize any Senator who wishes to speak.

ACTING PRESIDENT CROCI: Senator Nozzolio.

SENATOR NOZZOLIO: Thank you, Mr. President. I rise to congratulate all the judges who are being nominated today.

I know Senator Bonacic worked hard behind the scenes to ensure the highest standards were continued in our judiciary, and I appreciate his leadership on this effort.

I rise, though, to speak on behalf of one of the nominees who I have had the privilege to know for the last 34 years -- most of his adult life and a huge chunk of mine.

That Judge Ferreira has served with distinction, beginning in his early years as a student at Cornell, and one who was an intern in the New York State Assembly many, many years ago. But it was my first term, and I recall my colleagues and I talking about the fact that Jim was an individual that you could tell was destined for public service in the highest degree.

That as a graduate of Cornell and Syracuse Law, that he followed in the career path of one who could have continued in any form of legal service. And he has had a variety of those, but his roots are in the Legislature, his beginnings are in the Legislature, and I think that is something that I know he is very proud of, as we are who have worked with him in the past.

Because he is by all measure, Mr. President, an excellent jurist, one who I know particularly my colleague and good friend who served -- eventually leaving the Assembly, serving as a member of the Court of Appeals in this state, our highest court, and now serves as a judge in the Federal District Court of Appeals -- Justice Richard Wesley thinks so highly of Jim, worked with him in his capacities from his time as an intern through, I know, his work in his chosen career, and that's on the judiciary.

An excellent member of the bench, and that I am proud to second his nomination and support his nomination for reappointment.

Thank you, Mr. President.

ACTING PRESIDENT CROCI: Are there any other members who wish to speak on the nominees?

Hearing none, the question is on the nominations of the candidates as read by the Secretary. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT CROCI: Opposed, nay.

(No response.)

ACTING PRESIDENT CROCI: All of the nominees as read by the Secretary are hereby appointed.

Congratulations.

(Applause.)

ACTING PRESIDENT CROCI: Senator DeFrancisco.

SENATOR DeFRANCISCO: Could we return to motions and resolutions.

ACTING PRESIDENT CROCI: Motions and resolutions.

SENATOR DeFRANCISCO: And could you please take up Resolution 6253, by Senator O'Mara, read the title only, and call on Senator O'Mara.

ACTING PRESIDENT CROCI: The Secretary will read, title only.

THE SECRETARY: Legislative Resolution Number 6253, by Senator O'Mara, congratulating Jairam Hathwar upon the occasion of being crowned Co-Champion of the 2016 Scripps National Spelling Bee Championship on May 26, 2016.

ACTING PRESIDENT CROCI: Senator O'Mara.

SENATOR O'MARA: Thank you, Mr. President.

It's my honor and privilege today to welcome the Hathwar family in the balcony up here to our left. Just two years ago, in 2014, almost to this very day, we welcomed and congratulated Sriram Hathwar, who won the National Spelling Bee in 2014 at the age of 14 years old.

This year, two years later, we are proud to congratulate his brother, Jairam Hathwar, who's 13 years old, who won the Scripps National Spelling Bee on May 26th of this year.

The Hathwars are from the 58th Senate District, living in the Village of Penn Yan, right next to Corning in

Steuben County, New York, and it's an honor to have them with us today.

Jairam is a seventh-grader at the Alternative School for Math and Science in Corning, New York. And since his National Spelling Bee Championship, they have had a whirlwind tour, as his brother did two years ago. They've been on The Jimmy Kimmel Show. They've been to the nation's capital with Congressman Reed that also happened to coordinate with a visit there from the Prime Minister of India, their home country. They've been to the New York City Stock Exchange and rang the bell. They've been on Live with Kelly, where Jairam, who's an avid golfer, had a video congratulations from professional golfer Jordan Spieth during that appearance. And Jordan also invited Jairam to attend the Barclay's Tournament at Bethpage later this summer, in August.

So they're culminating this with a visit to our State Capitol today. We thank them for being here.

We have, with them, Jairam's mother, Roopa. Unfortunately, Jairam's father and Roopa's husband, Jagadeesh, was unable to be here

today. We have Bhageerathi, the grandmother, who is here visiting from India with them today to celebrate, and a good close family friend, Cynthia Adler, who's with them, as well as my colleague Assemblyman Phil Palmesano, who represents the district where they come from.

So it's with great pride to again welcome the Hathwar family here -- two brothers winning the National Spelling Bee is quite impressive. We're very proud of you and honored to have you with us here today.

Thank you, Mr. President.

ACTING PRESIDENT CROCI: Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, this is pretty impressive, two members from the same family winning the Spelling Bee.

I can't spell a darn thing, okay? I need everyone to edit everything I do because of my deficiencies in this area. But I have a new goal, now that I learned of all the places you went and all the people you've met and all the experiences you had: I'm going to start leaning how to spell.

(Laughter.)

SENATOR DeFRANCISCO: So congratulations. You're truly, truly great representatives for our state and great representatives for your family in this accomplishment that probably has never been done before by both brothers.

So congratulations, and keep up the wonderful work. We need good new leaders. Hopefully you will consider public service as well. Thank you.

ACTING PRESIDENT CROCI: The Senate welcomes and congratulates you on your accomplishment. And to your family, congratulations.

And if the Senate would please stand and recognize our recent award winner.

(Standing ovation.)

ACTING PRESIDENT CROCI: The question is on the resolution. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT CROCI: Opposed, nay.

(No response.)

ACTING PRESIDENT CROCI: The

resolution is adopted.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Would you please open it up for the purpose of cosponsorship.

ACTING PRESIDENT CROCI: The resolution will be open for cosponsorship. If you do not wish to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Okay, we have one other resolution, Resolution 6420, by Senator Hassell-Thompson. Could you read the title only and call on Senator Hassell-Thompson.

ACTING PRESIDENT CROCI: The Secretary will read.

THE SECRETARY: Legislative Resolution Number 6420, by Senator Hassell-Thompson, commemorating the 50th anniversary of Higher Education Opportunity Programs in New York State.

ACTING PRESIDENT CROCI: Senator Hassell-Thompson.

SENATOR HASSELL-THOMPSON: Thank you, Mr. President.

I rise to say thank you for the opportunity to herald the celebration of 50 years of the HEOP program for the State of New York.

Former Assemblyman Arthur O. Eve, who served with distinction in the State Assembly for many, many years, was the original author of this Higher Education Opportunity Program, one that provides a chance for those residents who are both academically and economically disadvantaged an opportunity to take advantage of college, not only at the associate level but also at the bachelor's and at higher levels.

The thing that is important about this is that there are many scholarships and there are many opportunity programs around for those students who make As. And of course we always want our students, where possible, to achieve A grades where they can.

But there are some students who really struggle hard and the best they can do is a B minus or a C, and we don't reward them. We don't give them the credit that they really are entitled to for the way in which they work hard to give themselves the best chance for success.

So when Assemblyman Arthur O. Eve

first introduced this, he was one of those who recognized very clearly that those who struggle in life deserve to be rewarded. And his reward came in the form of the HEOP Opportunity Program, which allows for students who are economically and academically disadvantaged to go to college if they choose.

Fifty years later, we have seen some of the graduates of those programs who have been very successful human beings and who are contributors to this society. As a society that is so in need of the educated mind and brain, it is incumbent upon us to continue in the footsteps of Arthur O. Eve to ensure that those students who fall below the academic norm still have a chance, when they work very hard and do the best that they can to achieve, to be able to have a success in life.

So I congratulate, I continue to revere Assemblyman Eve for the many, many things that he has done, but certainly for his contribution to education for children of upstate, downstate -- all children who live in the State of New York are entitled to a chance, and he was one of those who believed that we had

an obligation as a legislature to make sure that we did everything possible to make that happen.

So thank you, Mr. President, for the opportunity to celebrate the 50th celebratory anniversary of HEOP in the State of New York.

ACTING PRESIDENT CROCI: Senator Stavisky.

SENATOR STAVISKY: Thank you, Mr. President.

First, thank you, Senator Hassell-Thompson, for sponsoring the resolution congratulating the Higher Education Opportunity Program on its 50th anniversary.

And to Arthur Eve, who was so instrumental in sponsoring the legislation 50 years ago, and watching it grow and watching it prosper.

Let me just mention a couple of other points. Number one, HEOP is available to everybody in the public colleges and in the private colleges. And I think that's important, because it doesn't matter where you go to school, it's the opportunity that counts, whether you're in a private college or a public college.

It's one of many opportunity

programs that we have in higher education. It started with SEEK and EOP and my favorite, the ASAP program for the community colleges.

And why are they significant? Because they work. This is an investment in a student who otherwise might not have the opportunity for higher education. And in fact the slogan for the program is "HEOP Works."

And it works because it's an investment in the future, and our students take advantage of it. If they need an extra little bit of help, HEOP provides it, and the state benefits.

Thank you, Mr. President.

ACTING PRESIDENT CROCI: Senator Hamilton.

SENATOR HAMILTON: Thank you, Mr. President.

I want to thank Senator Ruth Hassell-Thompson for the resolution.

And I just want to say that the HEOP program is a great program. It allowed me to go to college, a young man from the South Bronx, a single-parent household. My mother didn't have a lot of money, and HEOP was the gateway for me to

go to Ithaca College in Ithaca, New York. It was the best years of my life. It was my first introduction to the North Country and how beautiful it is, and laid back, and people were so friendly.

So I just want to say we should embrace the HEOP program and expand it. Last year many students came to my office wanting to have more funding for the HEOP program.

So I just want to say the HEOP program allowed me to get my undergraduate degree, I went on to get my master's of business administration, I went on to get my law degree from Seton Hall Law School, and I'm also a state-certified appraiser in the State of New York. So if it was not for HEOP, I would not be here today in this chamber. And so I just want to thank Arthur Eve for his foresight in creating the HEOP program.

Thank you.

ACTING PRESIDENT CROCI: Senator Montgomery.

SENATOR MONTGOMERY: Thank you, Mr. President.

I rise to also thank my colleague

Senator Hassell-Thompson for introducing this legislation and for giving us an opportunity to just acknowledge one of our former colleagues who in my estimation is a hero to so many people, especially young people, as you've just heard the Senator from Brooklyn, Senator Hamilton, say. He is a hero to so many people.

So while we acknowledge this 50th anniversary of HEOP, we are also acknowledging the contribution of one of our heroes who served with us here in the Legislature. And so it is now named -- I believe a couple of years ago we named the HEOP program for Arthur O. Eve. So it is now the Arthur O. Eve HEOP program.

And HEOP has many different branches. And so the genius of this program was that we looked at different ways of achieving the goals of the Higher Education Opportunity Program. For instance, SEEK was one of those. And STEP and C-STEP was also part of that, Science, Technology, and Engineering Programs, for young people below college as well as young people in college.

Then there's the STEM program. And

then there is the ATTAIN program, which is a community-based opportunity offered to young people and just people in general in communities that may not have access to technology in the same way that other people have.

So this program is aimed to give underrepresented students as well as people in general -- as we do in the EOP program, Educational Opportunity Centers programs in our state -- access to higher education and hopefully put them in a pipeline for success, even to end up in the State Legislature.

And while I'm up and we're talking about the Assemblyman Arthur O. Eve HEOP Program, I want to just compliment one of our current members who we just voted on a bill this morning, this afternoon -- this afternoon now -- Senator Marcellino. And of course we're not naming this program for Senator Marcellino, necessarily -- we may at some point; I don't know. But he introduced legislation to appropriate an additional $35 million to Early College High School and P-TECH programs. That is another aspect of the HEOP program.

That's what I mean when we say there

are many branches and we have figured out ways of doing this. And this is the ultimate, I think, way of creating a genuine, realistic, achievable pipeline. And it's an investment that we make in the young people in our state that I think is so admirable.

So a half a century of this, and hopefully in another half-century we will have -- we change the trajectory of young people in our state so that none of them fall through the cracks and end up on the pipeline to prison as opposed to the pipeline to higher education.

So thank you, Senator Marcellino. Thank you, Senator Hassell-Thompson. This is a great day for us to celebrate ourselves for a change, and our own Assemblyman Arthur O. Eve HEOP.

Thank you.

ACTING PRESIDENT CROCI: Thank you.

The question is on the resolution. All those in favor please signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT CROCI: Opposed, nay.

(No response.)

ACTING PRESIDENT CROCI: The resolution is adopted.

Senator Hassell-Thompson has opened the resolution for cosponsorship. If you do not wish to be a cosponsor, please notify the desk.

Senator Marcellino.

SENATOR MARCELLINO: Yes, Mr. President. First let me personally thank Senator Montgomery for those warm words. Most appreciated.

May we return to the noncontroversial reading of the calendar. I believe the bill we're on now is Calendar Number 1287.

ACTING PRESIDENT CROCI: Returning to the reading of the noncontroversial calendar, the Secretary will read.

THE SECRETARY: Calendar Number 1287, by Senator Seward, Senate Print 7534A, an act to amend the Insurance Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Perkins recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1294, by Senator Ortt, Senate Print 6251A, an act to amend the County Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 2. Senators Croci and Gallivan recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1300, substituted earlier by Member of the Assembly Russell, Assembly Print 10179, an act to amend Chapter 533 of the Laws of 2011.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1303, substituted earlier by Member of the Assembly Lalor, Assembly Print 9671A, an act to amend the Town Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number

1305, by Senator LaValle, Senate Print 7770B, an act to amend the Suffolk County Tax Act.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1307, by Senator LaValle, Senate Print 7774B, an act in relation to authorizing.

ACTING PRESIDENT CROCI: There is a home-rule message at the desk.

Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill

is passed.

THE SECRETARY: Calendar Number 1308, by Senator Serino, Senate Print 7785A, an act to amend Chapter 524 of the Laws of 1987.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1314, by Senator Bonacic, Senate Print 7918A, an act to amend the Racing, Pari-Mutuel Wagering and Breeding Law.

ACTING PRESIDENT CROCI: Read the last section.

THE SECRETARY: Section 2. This act shall take effect October 18, 2016.

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Krueger recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1317, by Senator Ritchie, Senate Print 7937, an act to authorize.

ACTING PRESIDENT CROCI: Read the last section.

SENATOR GIANARIS: Lay it aside.

ACTING PRESIDENT CROCI: The bill will be laid aside.

THE SECRETARY: Calendar Number 1320, by Senator LaValle, Senate Print 5791, an act to amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1323, by Senator Marcellino, Senate Print 6837B, an act authorizing.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1339, substituted earlier by Member of the Assembly Englebright, Assembly Print 10109, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1.

Senator LaValle recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1358, by Senator Croci, Senate Print 7826, an act to amend the Executive Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Senator Latimer to explain his vote.

SENATOR LATIMER: I'm in opposition to this bill because I believe that currently local governments have the opportunity or right, by local law, to create a higher standard in building requirements in their communities. And that allows certain communities, based on their priorities, to create such higher standards.

They must go through currently a process of public notice before they put it into such effect. There is an opportunity for public

comment and discussion before something like that goes into effect. And it may reflect the unique realities of a particular community that they want to have a higher standard.

So while I understand the intent of the law has a positive intent, I must be in the negative on it because I think here, once again, the state is taking away authority from a municipal government and there's not a clear and present crisis that warrants it.

Thank you, Mr. President.

ACTING PRESIDENT CROCI: Senator Latimer to be recorded in the negative.

Announce the result.

THE SECRETARY: In relation to Calendar 1358, those recorded in the negative are Senators Avella, Carlucci, Gianaris, Hoylman, Klein, Latimer, Rivera, Savino, Squadron and Valesky. Also --

(Pause.)

ACTING PRESIDENT CROCI: Announce the result.

THE SECRETARY: In relation to Calendar 1358, those recorded in the negative are Senators Avella, Carlucci, Comrie, Espaillat,

Gianaris, Hamilton, Hassell-Thompson, Hoylman, Klein, Krueger, Latimer, Montgomery, Perkins, Rivera, Sanders, Savino, Serrano, Squadron, Stavisky, Stewart-Cousins and Valesky. Also Senator Breslin.

Ayes, 39. Nays, 22.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1359, by Senator Little, Senate Print 7827, an act to amend the Private Housing Finance Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1378, by Senator Gallivan, Senate Print 544, an act to amend the Social Services Law.

ACTING PRESIDENT CROCI: Read the

last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Savino recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

{Gaveling.} If you have side conversations, if you would please take them out to the lobby.

The Secretary will continue.

THE SECRETARY: Calendar Number 1379, substituted earlier by Member of the Assembly Mayer, Assembly Print 1864, an act to amend the Social Services Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1383, by Senator Little, Senate Print 1683A, an act to amend the Tax Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Announce the result.

THE SECRETARY: In relation to Calendar 1383, those recorded in the negative are Senators Comrie, Dilan, Hamilton, Hoylman, Krueger, Montgomery, Perkins, Rivera, Sanders, Squadron, Stavisky and Stewart-Cousins.

Ayes, 49. Nays, 12.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1384, by Senator Ritchie, Senate Print 1793, an

act to amend the Agriculture and Markets Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Espaillat recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1396, by Senator Ritchie, Senate Print 6617, an act to amend the Public Health Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1416, by Senator Robach, Senate Print 841, an act to amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1422, by Senator LaValle, Senate Print 2246A, an act to amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Senator Latimer to explain his vote.

SENATOR LATIMER: Thank you, Mr. President.

I'm in opposition to the bill, not because I think that the Senator hasn't identified a legitimate issue. The way we go about electing members of the Board of Regents is structured in a way where the Assembly has a tremendous numerical advantage and the Senate does not have any type of an equivalent role.

But what I would argue is if we're going to amend the way we elect Regents, it ought to be done not by a majority-side bill in one house, it ought to be part of a negotiation that involves both majorities and both minorities in both houses to discuss a rational way.

So I credit the Senator for the point of view that he's advancing, but I think there's a different way to go about doing this, and maybe the end product would be something that I certainly would support if it was part of a consultative process. Without, I vote no.

ACTING PRESIDENT CROCI: Senator Latimer to be recorded in the negative.

Senator Kaminsky to explain his vote.

SENATOR KAMINSKY: Thank you, Mr. President.

I too join Senator Latimer with his concerns. But I would like the Regents to know that with the trust that I and others are placing in them comes a responsibility. And for too long they have abdicated their responsibility and just begun to acknowledge it with respect to many students throughout our state who cannot have a recognizable high school diploma.

Several years ago, the local diploma was taken away as an option. It was certainly present when I went to public school on Long Island. And many students, many of whom are talented, are unable to go to the military, are unable to go to trade school because they can't pass five Regents exams.

The Board of Regents made a change yesterday that makes it a little bit easier, but many students are still denied that path even though they show great potential. One size does not fit all. We need to find a project-based assessment to show student promise instead of simply focusing on Regents exams.

The door's been opened a crack. It

needs to be opened a lot more. We are failing our students. The most un-American thing is denying someone the right to fulfill their potential, and that's what's being done in the public schools throughout our state.

So I say to the Regents today, some of us are placing more faith in you. We expect you to show that you will take this into consideration, act for those children who don't have a voice for themselves, and provide a meaningful path to a diploma to thousands of students throughout our state.

Thank you, Mr. President. I'm voting nay.

ACTING PRESIDENT CROCI: Senator Kaminsky to be recorded in the negative.

Announce the result.

THE SECRETARY: In relation to Calendar 1422, those recorded in the negative are Senators Addabbo, Breslin, Comrie, Dilan, Gianaris, Hamilton, Hoylman, Kaminsky, Krueger, Latimer, Montgomery, Peralta, Perkins, Rivera, Serrano, Squadron, Stavisky and Stewart-Cousins. Also Senator Persaud. Also Senator Sanders. Also Senator Hassell-Thompson. Also Senator

Espaillat. Also Senator Kennedy. (Pause.)

In relation to Calendar 1422, those recorded in the negative are Senators Addabbo, Breslin, Comrie, Dilan, Espaillat, Gianaris, Hamilton, Hassell-Thompson, Hoylman, Kaminsky, Kennedy, Krueger, Latimer, Montgomery, Peralta, Perkins, Persaud, Rivera, Sanders, Serrano, Squadron, Stavisky and Stewart-Cousins.

Ayes, 38. Nays, 23.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1445, substituted earlier by Member of the Assembly Dilan, Assembly Print 7673, an act to amend the Public Lands Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1447, by Senator Ritchie, Senate Print 5950A, an act authorizing.

ACTING PRESIDENT CROCI: There is a home-rule message at the desk.

The Secretary will read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1454, by Senator Golden, Senate Print 6701B, an act to amend the Arts and Cultural Affairs Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.
ACTING PRESIDENT CROCI: The bill is passed.
THE SECRETARY: Calendar Number 1481, by Senator Felder, Senate Print 2700, an act to direct.
ACTING PRESIDENT CROCI: Read the last section.
THE SECRETARY: Section 3. This act shall take effect immediately.
ACTING PRESIDENT CROCI: Call the roll.
(The Secretary called the roll.)
THE SECRETARY: Ayes, 61.
ACTING PRESIDENT CROCI: The bill is passed.
THE SECRETARY: Calendar Number 1482, by Senator Felder, Senate Print 2866, an act to direct.
ACTING PRESIDENT CROCI: Read the last section.
THE SECRETARY: Section 3. This act shall take effect immediately.
ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1504, by Senator Ortt, Senate Print 6915B, an act to amend the Mental Hygiene Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1506, substituted earlier by Member of the Assembly Cymbrowitz, Assembly Print 9143A, an act to amend the Elder Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1524, by Senator Robach, Senate Print 845, an act to amend the Correction Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Hassell-Thompson recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1530, by Senator Robach, Senate Print 1647, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT CROCI: Read the

last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1531, by Senator Golden, Senate Print 1994A, an act to amend the Criminal Procedure Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Perkins recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1533, by Senator DeFrancisco, Senate Print 2060A,

an act to amend the Public Health Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1539, by Senator Lanza, Senate Print 2847, an act to amend the Public Health Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Perkins recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1540, by Senator DeFrancisco, Senate Print 2924, an act to amend the State Finance Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1542, by Senator Young, Senate Print 3067A, an act to amend the Public Authorities Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Espaillat recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1543, by Senator Marchione, Senate Print 3094, an act to amend the Executive Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1544, by Senator Ortt, Senate Print 3627, an act to amend the Correction Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar 1544, those recorded in the negative are Senators Hassell-Thompson, Montgomery, Perkins and Rivera.

Ayes, 57. Nays, 4.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1545, by Senator Lanza, Senate Print 3847, an act to amend the Mental Hygiene Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1546, by Senator Gallivan, Senate Print 4237A, an act to amend the Tax Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1547, by Senator Griffo, Senate Print 4603, an act to amend the State Finance Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 1. Senator Montgomery recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1551, by Senator Little, Senate Print 5270, an act to amend the Mental Hygiene Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar 1551, those recorded in the negative are Senators Dilan, Espaillat, Hassell-Thompson, Montgomery, Perkins and Rivera.

Ayes, 55. Nays, 6.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1553, substituted earlier by Member of the Assembly Farrell, Assembly Print 7292C, an act to amend the State Finance Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: In relation to Calendar 1554, on page 48 Senator Seward moves to discharge, from the Committee on Rules, Assembly Bill Number 8165A and substitute it for the identical Senate Bill 5637A, Third Reading Calendar 1554.

ACTING PRESIDENT CROCI: The substitution is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 1554, by Member of the Assembly Mayer, Assembly Print 8165A, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill

is passed.

THE SECRETARY: Calendar Number 1561, by Senator Marcellino, Senate Print 6509, an act to amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1562, by Senator DeFrancisco, Senate Print 6572, an act to amend the Tax Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1563, by Senator Hannon, Senate Print 6583B, an act to amend the Social Services Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1568, by Senator Ranzenhofer, Senate Print 6865A, an act to amend the Public Officers Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1572, by Senator Little, Senate Print 6954A, an act to amend the Private Housing Finance Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1574, by Senator Venditto, Senate Print 7025, an act to amend the Tax Law.

ACTING PRESIDENT CROCI: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the first day of the sales tax quarterly period.

ACTING PRESIDENT CROCI: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 2. Senators Krueger and Perkins recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1577, by Senator Croci, Senate Print 7127, an act to amend the Executive Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1580, substituted earlier by Member of the Assembly Richardson, Assembly Print 9522, an act to amend the Criminal Procedure Law.

ACTING PRESIDENT CROCI: Read the

last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1584, by Senator Farley, Senate Print 7521, an act in relation to authorizing.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1585, by Senator Hannon, Senate Print 7529, an act to amend the Public Health Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1588, by Senator Bonacic, Senate Print 7653, an act to amend the Alcoholic Beverage Control Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1594, by Senator LaValle, Senate Print 7992, an

act to authorize.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1596, by Senator Little, Senate Print 8028A, Concurrent Resolution of the Senate and Assembly.

ACTING PRESIDENT CROCI: Call the roll on the resolution.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT CROCI: The resolution is adopted.

THE SECRETARY: Calendar Number 1620, by Senator Felder, Senate Print 5834A, an act to authorize.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar 1620, those recorded in the negative are Senators Bonacic, Hassell-Thompson, Krueger, Montgomery, Rivera and Stewart-Cousins.

Ayes, 55. Nays, 6.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1746, by Senator DeFrancisco, Senate Print 7892, an act to amend the State Finance Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Senator Krueger to explain her vote. Or Senator Sanders to explain his vote.

(Laughter.)

SENATOR SANDERS: She looks so much better, sir.

(Laughter.)

SENATOR SANDERS: Well, we are twins. We have been accused of being that way often.

Mr. President, this bill is an attempt to authorize an alternative way to do procurement. And I have certain concerns because the methods that we use now have MWBE requirements in them. And if we -- well, let me use an analogy. If I had a hundred jelly beans that had to use MWBE and you took 70 percent of those jelly beans out of there, it seems to me that there would be fewer jelly beans to be eligible.

And until someone can explain to me how we can have a fair MWBE system if you are taking away from that system, and the new method is not MWBE-qualified or using those procedures, I would have to vote against this one.

So thank you very much, Mr. President. I thank you for your compliment earlier, sir.

ACTING PRESIDENT CROCI: Senator Sanders to be recorded in the negative.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, this bill is both color-blind and gender-blind. It just calls for the options that can be given to do procurement in a different way. It doesn't in any way affect the various regulations that we may have for various programs such as the MWBE and so forth.

So I don't think that the people voting no should be concerned about it.

Thank you.

ACTING PRESIDENT CROCI: Senator DeFrancisco to be recorded in the affirmative.

Announce the result.

THE SECRETARY: Ayes, 59. Nays, 2. Senators Hassell-Thompson and Sanders recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1747, by Senator DeFrancisco, Senate Print 7893, an act to amend the State Finance Law.

ACTING PRESIDENT CROCI: Read the

last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Senator Kaminsky to explain his vote.

SENATOR KAMINSKY: Thank you, Mr. President.

I commend the sponsor of this bill, and I think going forward we need to think about how to expand it. Transparency is something very important when it comes to government contracting, and we've seen throughout the state all types of problems when it comes to who is being awarded contracts, who is used to lobby for those contracts, what went into awarding those contracts to that company as opposed to another one. Certainly in the county where I live it has been on the front page of the newspaper many times.

So I would ask the Comptroller and I would ask this body, going forward, to look at expanding this, not only to state agencies but to

the county and municipal level, or coming up with a comprehensive way of requiring them to somehow provide transparency when it comes to how contracts are being awarded.

We talk about being the stewards of taxpayer dollars all the time. This is where the rubber hits the road. Either we're going to be responsible, as the government, with that money or we're going to give it to someone for some unknown reason, which creates lots of distrust among the public.

So I applaud the sponsor, I vote in the affirmative, and let's do more going forward.

Thank you, Mr. President.

ACTING PRESIDENT CROCI: Senator Kaminsky to be recorded in the affirmative.

Announce the result.

THE SECRETARY: Ayes, 60. Nays, 1. Senator Hassell-Thompson recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

Senator DeFrancisco, amazingly, that completes the reading of the noncontroversial calendar.

SENATOR DeFRANCISCO: Thank you.

We are going to call a Rules Committee meeting for 2:45. In the meantime, we'll have a Republican conference in Room 332.

Would you recognize Senator Valesky.

ACTING PRESIDENT CROCI: Senator Valesky.

SENATOR VALESKY: Thank you, Mr. President.

There will be an immediate meeting of the Independent Democratic Conference in Room 432 of the Capitol.

SENATOR DeFRANCISCO: Would you now recognize Senator Gianaris.

ACTING PRESIDENT CROCI: Senator Gianaris.

SENATOR GIANARIS: There will also be a conference of the Democratic Conference in the conference room.

ACTING PRESIDENT CROCI: Senator DeFrancisco.

SENATOR DeFRANCISCO: And we will remain at ease until we receive the report of the Rules Committee.

ACTING PRESIDENT CROCI: The Senate

will stand at ease.

(Whereupon, the Senate stood at ease at 2:03 p.m.)

(Whereupon, the Senate reconvened at 4:01 p.m.)

ACTING PRESIDENT CROCI: The Senate will come to order.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes. It's my understanding that you have a Rules Committee report at the desk.

ACTING PRESIDENT CROCI: Returning to reports of standing committees, there is a report of the Rules Committee at the desk.

The Secretary will read.

THE SECRETARY: Senator Flanagan, from the Committee on Rules, reports the following bills:

Senate Print 235, by Senator Díaz --

ACTING PRESIDENT CROCI: The Secretary will suspend.

SENATOR DeFRANCISCO: Excuse me. May I interject a moment?

Before we read the Rules calendar, could we please -- I'd like to call an immediate

meeting of Finance in Room 332.

ACTING PRESIDENT CROCI: There will be an immediate meeting of the Finance Committee in Room 332.

SENATOR DeFRANCISCO: And I'm sorry for interrupting, but would you please continue reading the Rules report.

ACTING PRESIDENT CROCI: The Secretary will continue.

THE SECRETARY: Senator Flanagan, from the Committee on Rules, reports the following bills:

Senate Print 235, by Senator Díaz, an act to amend the Banking Law;

Senate 1024, by Senator Dilan, an act to amend the General Municipal Law --

ACTING PRESIDENT CROCI: The Secretary will suspend.

{Gaveling.} Can I have some order, please. If you can take conversations outside, it would be very much appreciated.

The Secretary will resume.

THE SECRETARY: Senate Print 1046, by Senator Avella, an act establishing;

Senate 1121, by Senator Squadron, an

act to amend the Vehicle and Traffic Law;

Senate 1279, by Senator Peralta, an act to amend the Banking Law;

Senate 1371B, by Senator Bonacic, an act to amend the General Municipal Law;

Senate 2019, by Senator Carlucci, an act to amend the Vehicle and Traffic Law;

Senate 3191, by Senator Stavisky, an act to amend the Vehicle and Traffic Law;

Senate 3209, by Senator Addabbo, an act to amend the State Finance Law;

Senate 3778, by Senator Sanders, an act to amend the Vehicle and Traffic Law;

Senate 4129A, by Senator Carlucci, an act to require;

Senate 4138A, by Senator Ranzenhofer, an act to amend the Tax Law;

Senate 4265, by Senator Krueger, an act to amend the Agriculture and Markets Law;

Senate 4430D, by Senator Felder, an act to amend the Public Health Law;

Senate 4445A, by Senator Gallivan, an act to authorize;

Senate 4586A, by Senator Lanza, an act to amend the Election Law;

Senate 4769A, by Senator Amedore, an act to amend the Vehicle and Traffic Law;

Senate 5566A, by Senator Hannon, an act to amend the Public Health Law;

Senate 5667, by Senator Breslin, an act to amend the Highway Law;

Senate 5701A, by Senator Golden, an act to amend the Tax Law;

Senate 5706A, by Senator Breslin, an act to authorize;

Senate 5843, by Senator Latimer, an act in relation to authorizing;

Senate 5986, by Senator Golden, an act to repeal;

Senate 6285A, by Senator Persaud, an act requiring;

Senate 6462B, by Senator Ranzenhofer, an act to amend the Executive Law;

Senate 6521, by Senator Parker, an act to amend Chapter 631 of the Laws of 2008;

Senate 6661A, by Senator Seward, an act to amend the Vehicle and Traffic Law;

Senate 6807, by Senator Seward, an act to amend Chapter 549 of the Laws of 2005;

Senate 7007, by Senator Ritchie, an

act to amend the Social Services Law;

Senate 7103C, by Senator O'Mara, an act to amend the Public Health Law;

Senate 7150, by Senator Golden, an act to amend the Public Health Law;

Senate 7185, by Senator Funke, an act to amend the Environmental Conservation Law;

Senate 7215, by Senator Larkin, an act to authorize;

Senate 7216A, by Senator Funke, an act to amend the Retirement and Social Security Law;

Senate 7287, by Senator Gallivan, an act to amend the Executive Law;

Senate 7355, by Senator Croci, an act to amend the Public Officers Law;

Senate 7387, by Senator Hannon, an act to amend the Retirement and Social Security Law;

Senate 7415, by Senator Boyle, an act to repeal;

Senate 7564, by Senator Little, an act to authorize;

Senate 7599, by Senator Amedore, an act to amend the Labor Law;

Senate 7618A, by Senator Ortt, an act to authorize;

Senate 7643, by Senator Hannon, an act to authorize;

Senate 7651, by Senator Seward, an act to amend the Insurance Law;

Senate 7694, by Senator Griffo, an act to authorize;

Senate 7754, by Senator Bonacic, an act to allow;

Senate 7927, by Senator Croci, an act to amend Chapter 719 of the Laws of 1982;

Senate 7947, by Senator Hannon, an act to amend Chapter 474 of the Laws of 1996;

Senate 7950, by Senator Akshar, an act to amend the Workers' Compensation Law;

Senate 7956, by Senator Amedore, an act to amend the Executive Law;

Senate 7997, by Senator Robach, an act to amend the Education Law;

Senate 8060, by Senator Golden, an act to authorize;

Senate 8062, by Senator Ritchie, an act authorizing;

Senate 8090, by the Senate Committee

on Rules, an act to amend the Emergency Housing Rent Control Law;

Senate 8092, by Senator Gallivan, an act to amend the Executive Law;

Senate 8099, by Senator Valesky, an act to amend the Elder Law;

And Senate 8103, by Senator Croci, an act authorizing.

All bills reported direct to third reading.

ACTING PRESIDENT CROCI: Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, I move to accept the Rules Committee report.

ACTING PRESIDENT CROCI: All in favor of accepting the Rules Committee report please signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT CROCI: Opposed, nay.

(No response.)

ACTING PRESIDENT CROCI: The report is accepted.

SENATOR DeFRANCISCO: All right, may we now do the noncontroversial reading of

Calendar 54A.

ACTING PRESIDENT CROCI: Senator DeFrancisco, we have messages from the Assembly, so we'd like to have the Secretary read the substitutions.

The Secretary will read.

SENATOR DeFRANCISCO: That's a great idea. Thank you.

THE SECRETARY: Senator Seward moves to discharge, from the Committee on Rules, Assembly Bill Number 9377 and substitute it for the identical Senate Bill 6807, Third Reading Calendar 1778.

Senator Larkin moves to discharge, from the Committee on Civil Service and Pensions, Assembly Bill Number 9718 and substitute it for the identical Senate Bill 7215, Third Reading Calendar 1783.

Senator Little moves to discharge, from the Committee on Rules, Assembly Bill Number 10226 and substitute it for the identical Senate Bill 7564, Third Reading Calendar 1789.

Senator Ortt moves to discharge, from the Committee on Rules, Assembly Bill Number 10281 and substitute it for the identical Senate

Bill 7618A, Third Reading Calendar 1791.

Senator Bonacic moves to discharge, from the Committee on Rules, Assembly Bill Number 10155 and substitute it for the identical Senate Bill 7754, Third Reading Calendar 1795.

Senator Amedore moves to discharge, from the Committee on Rules, Assembly Bill Number 10280 and substitute it for the identical Senate Bill 7956, Third Reading Calendar 1799.

Senator Robach moves to discharge, from the Committee on Education, Assembly Bill Number 6961A and substitute it for the identical Senate Bill 7997, Third Reading Calendar 1800.

And Senator Valesky moves to discharge, from the Committee on Aging, Assembly Bill Number 1150 and substitute it for the identical Senate Bill 8099, Third Reading Calendar 1805.

ACTING PRESIDENT CROCI: The substitutions are so ordered.

The Secretary will read the noncontroversial calendar, Number 54A.

THE SECRETARY: Calendar Number 1749, by Senator Díaz, Senate Print 235, an act to amend the Banking Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1752, by Senator Dilan, Senate Print 1024, an act to amend the General Municipal Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1753, by Senator Avella, Senate Print 1046, an

act establishing.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1754, by Senator Squadron, Senate Print 1121, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 2. Senators Lanza and Perkins recorded in the negative.

ACTING PRESIDENT CROCI: The bill

is passed.

THE SECRETARY: Calendar Number 1755, by Senator Peralta, Senate Print 1279, an act to amend the Banking Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61. Nays, 1. Senator Krueger recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1756, by Senator Bonacic, Senate Print 1371B, an act to amend the General Municipal Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61. Nays, 1. Senator Hoylman recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1757, by Senator Carlucci, Senate Print 2019, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1758, by Senator Stavisky, Senate Print 3191, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1759, by Senator Addabbo, Senate Print 3209, an act to amend the State Finance Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1760, by Senator Sanders, Senate Print 3778, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1761, by Senator Carlucci, Senate Print 4129A, an act to require.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1762, by Senator Ranzenhofer, Senate Print 4138A, an act to amend the Tax Law.

ACTING PRESIDENT CROCI: Read the last section.

THE SECRETARY: Section 4. This

act shall take effect immediately.

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1763, by Senator Krueger, Senate Print 4265, an act to amend the Agriculture and Markets Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1764, by Senator Felder, Senate Print 4430D, an act to amend the Public Health Law.

ACTING PRESIDENT CROCI: The bill is high and not eligible for consideration at

this time.

THE SECRETARY: Calendar Number 1765, by Senator Gallivan, Senate Print 4445A, an act to authorize.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1766, by Senator Lanza, Senate Print 4586A, an act to amend the Election Law.

ACTING PRESIDENT CROCI: Read the last section.

THE SECRETARY: Section 3. This act shall take effect January 1, 2017.

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 2.

Senators DeFrancisco and Perkins recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1767, by Senator Amedore, Senate Print 4769A, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1768, by Senator Hannon, Senate Print 5566A --

SENATOR DeFRANCISCO: Lay it aside, please.

ACTING PRESIDENT CROCI: The bill will be laid aside.

For the day, Senator DeFrancisco?

SENATOR DeFRANCISCO: No,

temporarily.

ACTING PRESIDENT CROCI: The bill is laid aside temporarily.

THE SECRETARY: Calendar Number 1769, by Senator Breslin, Senate Print 5667, an act to amend the Highway Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1770, by Senator Golden, Senate Print 5701A, an act to amend the Tax Law.

ACTING PRESIDENT CROCI: Read the last section.

SENATOR GIANARIS: Lay it aside.

ACTING PRESIDENT CROCI: The bill will be laid aside.

THE SECRETARY: Calendar Number

1771, by Senator Breslin, Senate Print 5706A, an act to authorize.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1772, by Senator Latimer, Senate Print 5843, an act in relation to authorizing.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1773, by Senator Golden, Senate Print 5986, an act to repeal Chapter 7 of Title 11.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1774, by Senator Persaud, Senate Print 6285A, an act requiring.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill

is passed.

THE SECRETARY: Calendar Number 1775, by Senator Ranzenhofer, Senate Print 6462B, an act to amend the Executive Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1776, by Senator Parker, Senate Print 6521, an act to amend Chapter 631 of the Laws of 2008.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1777, by Senator Seward, Senate Print 6661A, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT CROCI: Read the last section.

THE SECRETARY: Section 2. This act shall take effect January 1, 2017.

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61. Nays, 1. Senator Perkins recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1778, substituted earlier by Member of the Assembly Butler, Assembly Print 9377, an act to amend Chapter 549 of the Laws of 2005.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61. Nays, 1. Senator Kaminsky recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1779, by Senator Ritchie, Senate Print 7007, an act to amend the Social Services Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1780, by Senator O'Mara, Senate Print 7103C, an act to amend the Public Health Law.

ACTING PRESIDENT CROCI: The bill is high and not eligible for consideration at this time.

THE SECRETARY: Calendar Number 1781, by Senator Golden, Senate Print 7150, an act to amend the Public Health Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1782, by Senator Funke, Senate Print 7185, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill

is passed.

THE SECRETARY: Calendar Number 1783, substituted earlier by Member of the Assembly Skoufis, Assembly Print 9718, an act to authorize.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: There is a home-rule message at the desk.

Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1784, by Senator Funke, Senate Print 7216A, an act to amend the Retirement and Social Security Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1785, by Senator Gallivan, Senate Print 7287, an act to amend the Executive Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1786, by Senator Croci, Senate Print 7355, an act to amend the Public Officers Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1787, by Senator Hannon, Senate Print 7387, an act to amend the Retirement and Social Security Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61. Nays, 1. Senator Sanders recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1788, by Senator Boyle, Senate Print 7415, an act to repeal.

ACTING PRESIDENT CROCI: Read the

last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 58. Nays, 4. Senators Dilan, Hoylman, Perkins and Squadron recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1789, substituted earlier by Member of the Assembly Duprey, Assembly Print 10226, an act to authorize.

ACTING PRESIDENT CROCI: There is a home-rule message at the desk.

Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill

is passed.

THE SECRETARY: Calendar Number 1790, by Senator Amedore, Senate Print 7599, an act to amend the Labor Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 57. Nays, 5. Senators Hoylman, Krueger, Peralta, Perkins and Squadron recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1791, substituted earlier by Member of the Assembly Ceretto, Assembly Print 10281, an act to authorize.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the

roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: There is a home-rule message at the desk.

The Secretary will read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1792, by Senator Hannon, Senate Print 7643, an act to authorize.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1793, by Senator Seward, Senate Print 7651, an act to amend the Insurance Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61. Nays, 1. Senator Perkins recorded in the negative.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1794, by Senator Griffo, Senate Print 7694, an act to authorize.

ACTING PRESIDENT CROCI: There is a home-rule message at the desk.

The Secretary will read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1795, substituted earlier by Member of the Assembly Gunther, Assembly Print 10155, an act to allow.

ACTING PRESIDENT CROCI: There is a home-rule message at the desk.

The Secretary will read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1796, by Senator Croci --

SENATOR DeFRANCISCO: Lay the bill

aside for the day, please.

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

THE SECRETARY: Calendar Number 1797, by Senator Hannon, Senate Print 7947, an act to amend Chapter 474 of the Laws of 1996.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1798, by Senator Akshar, Senate Print 7950, an act to amend the Workers' Compensation Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar 1798, those recorded in the negative are Senators Hoylman, Krueger, Panepinto, Peralta, Perkins and Squadron.

Ayes, 56. Nays, 6.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1799, substituted earlier by Member of the Assembly Cahill, Assembly Print 10280, an act to amend the Executive Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1800, substituted earlier by Member of the Assembly Miller, Assembly Print 6961A, an act to

amend the Education Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1801, by Senator Golden, Senate Print 8060, an act to authorize.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number

1802, by Senator Ritchie, Senate Print 8062, an act authorizing.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1803, by the Senate Committee on Rules, Senate Print 8090, an act to amend the Emergency Housing Rent Control Law.

SENATOR GIANARIS: Lay it aside.

ACTING PRESIDENT CROCI: The bill will be laid aside.

THE SECRETARY: Calendar Number 1804, by Senator Gallivan, Senate Print 8092, an act to amend the Executive Law.

ACTING PRESIDENT CROCI: Read the last section.

THE SECRETARY: Section 23. This

act shall take effect immediately.

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1805, substituted earlier by Member of the Assembly Rodriguez, Assembly Print 1150, an act to amend the Elder Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT CROCI: The bill is passed.

Calendar 1806, the bill is high and it is not eligible for consideration.

Senator DeFrancisco, that concludes the reading of the noncontroversial calendar.

Senator DeFrancisco.

SENATOR DeFRANCISCO: We're going to stand at ease for a minute to see what we can productively do while Finance is still going on. Many of the members wanted to be here for the debate, so we'll see if there's anything we can do while we wait.

For now, we're at ease.

ACTING PRESIDENT CROCI: The Senate will stand at ease.

(Whereupon, the Senate stood at ease at 4:25 p.m.)

(Whereupon, the Senate reconvened at 7:39 p.m.)

ACTING PRESIDENT CROCI: The Senate will come to order.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Mr. President, I understand that there's a report of the Finance Committee at the desk.

ACTING PRESIDENT CROCI: There is a report of the Finance Committee at the desk.

SENATOR DeFRANCISCO: And could we have that report read, please.

ACTING PRESIDENT CROCI: The

Secretary will read.

THE SECRETARY: Senator Young, from the Committee on Finance, reports the following nominations.

As Commissioner of Environmental Conservation, Basil B. Seggos, of Voorheesville.

ACTING PRESIDENT CROCI: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

I rise to nominate Basil Seggos as commissioner of the Department of Environmental Conservation in New York State.

Commissioner Seggos has been serving as acting commissioner. He has an extensive background in protecting our environment, and he's an attorney. And in his position he has a great deal of responsibility. He has nearly 3,000 employees. He has a billion-dollar budget. And he needs to act as a steward of the environment, a steward of conservation, protecting our air, our water, our natural resources.

He has proven, through my experience, to be extraordinarily responsive. He

understands the balance of protecting the environment and making sure that the people of our state have employment opportunities.

And so it's with a strong recommendation that I nominate Basil Seggos as commissioner of the Department of Environmental Conservation.

ACTING PRESIDENT CROCI: The question is on the nomination. All those in favor of --

Senator Nozzolio.

SENATOR NOZZOLIO: Thank you, Mr. President. We're just getting settled here, and I appreciate the opportunity to comment.

That I rise in support of this nomination. That the commissioner, so-called acting commissioner, came before I know a number of committees, including the Senate Finance Committee, and his answers to questions were direct, complete, transparent. And I, for one, was deeply appreciative.

That as representative of the Finger Lakes region, we have a beautiful region that is intensely fragile because of its infrastructure and the great water resources that are available

in the 11 Finger Lakes and the bordering Great Lake. And that we need to do all we can to protect that environment.

Within the region are a number of solid waste disposal facilities, landfills, that have grown historically over time. And that I appreciate this commissioner's attention, understanding, and focus on the near term and long term of the development and the custodianship that we have over our land and the protection of our environment.

But the bottom line is that this nominee by Governor Cuomo is extremely experienced, well-suited, has the correct temperament. And his availability, accessibility, transparency and directness are deeply appreciated and will serve him well in this very important position.

He's also a member of the military, although not in the favored branch; he's in the Army. That as you know, Commander, we are more favorable to the Navy. But as a JAG officer, he certainly has demonstrated his love of country and his commitment to these great United States.

Mr. President, I'm proud to support

this nomination and do so with great enthusiasm.

ACTING PRESIDENT CROCI: Is there any other member who wishes to be heard on the nomination?

Senator Akshar.

SENATOR AKSHAR: Mr. President, I rise as well to support this nomination.

I want to thank the commissioner for his willingness to be approachable to me. As one of the newest members of the New York State Senate, I appreciate that you have been very receptive to my needs and my issues in the Southern Tier.

I too thank you for your service to this country.

I also want to thank you for your great relationship that you have with the Business Council and the Farm Bureau. We talked about that a little bit when we saw each other last. I appreciate that. While we may not agree on every issue that's important in the Southern Tier, I applaud you for having an open mind in dealing with those issues moving forward that are important to all of us throughout the state, knowing how diverse this state is. So I thank

you for that.

And Mr. President, I support this nomination. Thank you.

ACTING PRESIDENT CROCI: Any other member wishing to be heard?

With that, the question is on the nomination of the nominee as read by the Secretary. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT CROCI: Opposed, nay.

(No response.)

ACTING PRESIDENT CROCI: The nominee is hereby appointed.

(Applause.)

ACTING PRESIDENT CROCI: The Secretary will read.

THE SECRETARY: As Superintendent of Financial Services, Maria T. Vullo, of New York.

ACTING PRESIDENT CROCI: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

I rise to nominate Maria T. Vullo,

of New York, to the position of Superintendent of Financial Services.

Ms. Vullo is a very professional individual. She's an experienced litigator in matters such as fraud, real estate, healthcare, bankruptcy, constitutional issues, antitrust issues. And I think that that extensive background is perfect for this particular position that she is undertaking, this challenge that she has agreed to step forward towards.

And I want to congratulate her because she really gave a great story about herself in the Finance Committee meeting about how she has achieved the American dream. She's a self-made person, she has worked hard her entire life. She truly has a long record of accomplishments in public service.

And so it's with great pride and great enthusiasm that I nominate her to be Superintendent of Financial Services.

ACTING PRESIDENT CROCI: Senator Seward.

SENATOR SEWARD: Thank you, Mr. President.

I rise to support the confirmation

of Maria Vullo to be our superintendent of the Department of Financial Services.

Mara is a New Yorker through and through -- hailing from Brooklyn, educated here in New York, the vast majority of her career right here in New York. She has had a very distinguished career, as Senator Young has pointed out, as a partner and of counsel to a major New York City law firm, and she handled a broad array of very complex business litigation and investigations in both state and federal courts, including insurance and healthcare.

She's served as Executive Deputy Attorney General for Economic Justice under then-New York State Attorney General Cuomo. She served as a law clerk to the Honorable John MacKenzie, a U.S. District Judge for the Eastern District of Virginia.

Now, I believe very strongly that she's uniquely qualified to take on the challenges that await her as our newly confirmed superintendent of the Department of Financial Services. I've had the pleasure of sitting down with Ms. Vullo to discuss insurance priorities, and she appeared before our Insurance Committee

for well over an hour and a half, and I find that we are in fact aligned on many, many critical issues.

She understands and recognizes the contributions that the insurance industry provides to New York State's economy, whether it be investments in our state, jobs and tax revenues. And she has pledged to use her role at DFS to fulfill its mission of enhancing and helping the financial services industry in New York grow, in addition to the traditional role of being the regulator of that industry.

You know, I believe she also shares my goal of creating a modernized and streamlined and effective regulatory structure here in New York that can maintain and enhance our state's status as the financial capital of the world, and also to make a full range of insurance and financial services products available to New Yorkers.

So I rise to, number one, commend Governor Cuomo for this outstanding nomination, and I look forward to working closely with Superintendent Vullo.

So I congratulate you, Maria, and

your entire family. You know, there are two other experts in the family as well -- and that is her two children, Christopher, age 11, and Maya, age 9 -- because they very dutifully sat through both the Banking Committee meeting as well as the Insurance Committee meeting last week, which both meetings covered several hours, and they were also at the Finance Committee meeting today as well. So they've gotten a good taste of the major issues that confront our state. So I'd say there are three experts in the family.

So, Mr. President, I'm delighted to rise in support of this outstanding nomination. Maria Vullo is going to do a great job as our superintendent of the Department of Financial Services.

ACTING PRESIDENT CROCI: Senator Savino.

SENATOR SAVINO: Thank you, Mr. President.

I also rise to commend, first, Governor Cuomo on this excellent selection as the superintendent of the Department of Financial Services.

And of course I would like to associate myself with the remarks made by Senator Seward as chair of the Insurance Committee. You've heard him describe her incredible resume, her life work, her experience, and what she's going to bring to state service.

And let's be honest, she could take that experience anywhere. She does not have to go into public service, but she's choosing to bring that to us.

We in the Banking Committee spent about two hours interviewing her. I've had the opportunity to meet with her privately, as she will meet with many of you. She has a wealth of experience and information she is going to bring to this job. She understands the issues that underserved New Yorkers face with respect to banking services. She understands the complicated problems of our foreclosure crisis. She understands the complicated problems of New York being the financial capital of the world. She knows how to do the balance between being the regulator and the promoter. She's just the right person for the job at the right time.

Congratulations to Maria Vullo. Oh,

and by the way, she is a Brooklyn girl. I believe she comes from Senator Golden's district.

And congratulations to you and your family. He could not have made a better selection.

Thank you, Mr. President.

ACTING PRESIDENT CROCI: Senator Farley.

SENATOR FARLEY: Thank you, Mr. President.

I rise to support this nominee. I've spoken with her. And having chaired the Banking Committee for over 20 years, I want to applaud the current chairman, Senator Savino. We're still the financial center of the world. And the banking area, being part of the financial services, has a lot of challenges today which I'm sure that the superintendent is going to be able to resolve.

But we need to move forward in a number of areas. The challenges are out there. This is a very, very large and important part of the state government, with both insurance and banking put together. And I'm confident that the Governor's appointee, Maria Vullo, will be an

outstanding appointee, and I wish you well. You've got a lot of work ahead of you. And I know if you want to get a job done, you ask a woman to do it, and you're the person.

Thank you.

ACTING PRESIDENT CROCI: Senator Hoylman.

SENATOR HOYLMAN: Thank you, Mr. President.

I rise to commend the Governor, congratulate Maria Vullo on her nomination as the superintendent of the Department of Financial Services.

Maria worked and was a partner at the law firm Paul, Weiss, Rifkin, Wharton & Garrison, which is excellent training for public service. And I know that because I'm an alumnus of that law firm.

And I wanted to thank her for her service not just in her professional capacity at the firm, but the pro bono contributions that she has given, the hundreds of hours that she has dedicated particularly to the area of women's health and reproductive rights. And I think that perspective, in a department as far-reaching as

the Department of Financial Services, as it applies to insurance issues in particular, will be very valuable to the citizens of New York, and particularly women and children.

So I am very happy for her nomination to move forward.

Thank you, Mr. President.

ACTING PRESIDENT CROCI: Thank you.

Senator Kennedy.

SENATOR KENNEDY: Thank you, Mr. President.

I rise as well to second the nomination in support of Superintendent Maria Vullo.

I want to take this opportunity, first and foremost, to congratulate the superintendent on her nomination and this confirmation. The Governor has put forward an exemplary individual with an extraordinary background and resume that, as I mentioned earlier in Finance, as far as I'm concerned is second to none and is going to bring New York State in a great direction with a balance between ensuring that our economy continues to move along and we are creating jobs at the same time we are

taking care of the consumers throughout the State of New York.

And as a mother, as a leader, as someone that has demonstrated in a very short period of time her responsiveness to each and every one of our concerns in our respective districts, it is my absolute honor to stand in support of this great superintendent.

And I know you're going to do great things. Congratulations.

ACTING PRESIDENT CROCI: Senator Breslin.

SENATOR BRESLIN: Thank you, Mr. President.

Very briefly, as I think everything has been said, in all my years on the Insurance Committee, I can honestly say I've never seen anyone as qualified and ready to be Superintendent of Insurance than Maria Vullo.

She brings an extraordinary background. But more importantly, I don't think anyone can identify her from a party point of view, she doesn't come across as a Democrat or Republican. She comes across as a public servant who has dedicated her life to making the lives of

others better. And I think that we will see and look back on Maria Vullo as the most outstanding superintendent we have ever had.

With that, I vote for the confirmation of Maria Vullo and congratulate her and her family.

ACTING PRESIDENT CROCI: Senator Nozzolio.

SENATOR NOZZOLIO: Thank you, Mr. President. Mr. President, on the nomination.

The nomination of Maria Vullo as Superintendent of Financial Services I believe is proof positive, negating the comments of many skeptics in this country today that say the American dream is dead -- the nomination of this fine person is proof positive that the American dream is alive and well.

The granddaughter of Italian immigrants, one who worked her way through college and law school, who became an employee and a partner of one of the most prestigious law firms in this great state -- that is proof positive of her accomplishments.

But, Mr. President, I had the opportunity at the Finance Committee meeting of

asking the nominee a very important question, one that I know is very near and dear to your heart as chairman of the Homeland Security Committee and our efforts, that in this state, over the last 12 months, we've had a huge number of security breaches. Millions of subscribers to our healthcare plans, thousands of depositors in our banks, and many users of our credit cards have seen the viciousness of security breach.

And as Superintendent of Financial Services, I asked the nominee of her focus and attention to the issue of security of these important financial institutions. I was very pleased with her comments, her response, and more pleased with her focus and attention on this very important issue.

That we need to make the integrity of our financial services, and the protection of the subscribers' and depositors' data safe, and that I hope her efforts to continue to protect that information will lead the state, which you and I know needs a lot of catching up to do to meet the standards of protection of the data of the citizens of this state.

So I'm very pleased that the nominee

is focused on this issue, and that I know you and all of us will be extremely supportive of her efforts in this endeavor.

Thank you, Mr. President.

ACTING PRESIDENT CROCI: Senator DeFrancisco.

SENATOR DeFRANCISCO: Thank you, Mr. President.

I want to thank the nominee for calling me well in advance of these hearings and asking if I had any questions and the like. After I reviewed her record and her accomplishments, I had no questions at all, so I didn't prolong the Finance Committee meeting.

However, I just wanted to mention one thing. And we've talked about all different aspects of your job, which is an all-encompassing job, the importance of making sure the consumer has a remedy.

I'll give you one quick example. Last year or the year before we passed a bill dealing with the interpretation of appraisal under a fire insurance policy. And we clarified that, I thought, very well, after many years of trying it -- the appraisal as the equivalent of

an arbitration. We did it, we got the bill passed, and still to this day insurance carriers are ignoring it and also interpreting it in a way that is clearly against the intent of the bill. So you'll be seeing some of my letters to you as these things happen.

I have another bill that I can't quite pass in committee to get onto the floor, dealing with the same issue: Unfair claims practices dealing with fire claims. The consumer, if he has a fire, as long as there's no charge of arson, the individual gets their mortgage paid for, and the fight is always over the equity. And everybody should know that when a person has to hire a lawyer to get that equity, there's not much equity that's going to be left.

So I have a remedy in this bill. And hopefully one day before I'm too old to be here, we will pass this bill and get it on the floor.

But the fact of the matter is consumers are banking on your department in order to try to make sure they're treated fairly and they don't just get lost in the shuffle. So I'm confident that you will do that, with or without

the bill.

And I will happily support her, based upon her qualifications, her integrity, and her willingness to make sure she hears all the issues before making decisions.

Thank you, Mr. President.

ACTING PRESIDENT CROCI: Are there any other members wishing to be heard on the nomination?

Senator Golden.

SENATOR GOLDEN: Thank you, Mr. President. On the confirmation.

There are a number of great confirmations up here, and I want to thank the Governor for the great work that he's done in choosing such great appointments for our great state.

I rise because Maria is not only a fine professional superintendent to be confirmed this evening, but she's an outstanding lady and she is from Brooklyn, New York -- from Dyker Heights, no less. And she's up there with her sister, and I welcome her and her family and her children to Albany today.

Enjoy the accolades, because that's

what they are today, and tomorrow they won't be accolades and you're going to say: Why did I do this?

But we know why you did it. It can't be for the money, it can't be for the work, because you're going to be working thousands of hours. It's because you came to serve, and you're serving at a capacity within the insurance and within the financial world in the greatest state in the nation of $150-billion-plus budget. So you have some responsibility ahead of you, and we're looking forward to working with you and with your professionalism. And what you bring to the table is really a lot to be proud of.

So we are proud that you're here, and you are going to be one person that has to be reckoned with, because you know -- I've seen you during the committee meetings, I've seen your grasp on the knowledge of the financial and insurance industry, and you have it. And we welcome you.

God bless you, God bless your family, and this state I know is going to be better off for your service, and I thank you for that service.

God bless you, and I vote aye, Mr. President.

ACTING PRESIDENT CROCI: Are there any other members who wish to be heard on the nomination?

Hearing none, the question is on the nomination of Maria T. Vullo as Superintendent of Financial Services. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT CROCI: Opposed, nay.

(No response.)

ACTING PRESIDENT CROCI: Maria T. Vullo is hereby appointed.

(Standing ovation.)

ACTING PRESIDENT CROCI: The Secretary will read.

THE SECRETARY: As Commissioner of Labor, Roberta Reardon, of New York.

ACTING PRESIDENT CROCI: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

I rise to put forward the

confirmation of Roberta Reardon as Commissioner of Labor.

Ms. Reardon has an extensive history of being involved in job and labor issues. In fact, she was a coleader, copresident, cofounder of the Screen Actors Guild, AFTRA, which has 165,000 members, including a person in this room tonight -- and that's Senator Hugh Farley, who is a card-carrying member of the Screen Actors Guild. And I know that you two will have lots to speak of later on.

But I want to congratulate you, not only for your history and your accomplishments and your leadership, but the fact that you've talked about traveling the state, being very busy this year, making sure that you get to every corner so that you fully understand the people, the communities, the job market that we have, some of the economic issues that we face across the state, especially in upstate New York.

We need to continue to grow jobs. We need those opportunities, those career opportunities so that our children can stay after they graduate. I know that you're committed to those issues, and I want to thank you for that.

And also we look forward to working with you on workforce development. The State Senate just put forward a report on workforce development. We think this is a key area so that we have a skilled, trained workforce that is ready to meet the needs, the job market needs that are so critical.

So I just want to say I have full confidence that you'll do an excellent job. I'm very glad to see your enthusiasm, your commitment, look forward to working with you. I wish you much success, and I extend my sincere congratulations.

ACTING PRESIDENT CROCI: Senator Kennedy.

SENATOR KENNEDY: Thank you, Mr. President.

I too rise in support of Commissioner Reardon and her appointment to the position as one of the most important leaders in this state, as someone that is focused on ensuring that working families have a voice in Albany, working families have a voice in the State Capitol and beyond.

And we all know, clearly and

individually, that while the decisions that we're making here are extremely important, it's the work that is inspired in each and every one of our respective communities. Commissioner Reardon has been throughout the state, including up in my neck of the woods in Western New York, in Buffalo, working with the local leadership to address the issues of unemployment, to address the disparities in minority hiring, and working on a very grassroots level to make sure that the communities' voices are heard in Albany.

And we praise her for her leadership, thank her for her leadership in advance, and we look forward to working with you in the capacity as commissioner.

Congratulations.

ACTING PRESIDENT CROCI: Senator Stavisky.

SENATOR STAVISKY: Thank you, Mr. President.

I too want to congratulate soon-to-be Commissioner Reardon. I met her a number of months ago, seven or eight months ago when she came to a labor breakfast in my district. And she has been back to the same

labor union, and I know she has traveled the state to listen to what's going on, to listen to the problems that people have.

And I think that her service as the president of a labor union I think is good training for public service, and I congratulate the Governor on this appointment.

Thank you.

ACTING PRESIDENT CROCI: Senator Martins.

SENATOR MARTINS: Thank you, Mr. President.

I rise also to support this nomination.

First of all, I want to thank the Governor for making this selection. But the commissioner is no stranger to this office. She has held the office since October of 2015, which means she has been there through what has been a very active year for all of us, not only through the budget process, before the budget, and then to now.

We've had to tackle a lot of very significant issues when it comes to labor. We've done so with dialogue. And I want to thank her

for her participation and certainly her passion on behalf of workers in New York State.

You know, New York faces many challenges, and the Department of Labor is critically important to making sure that those challenges are met. The ability to connect people to jobs -- because I do not believe that there is anything more important in what we do than making economic opportunity available to everyone.

And yes, we discussed minimum wage, and it was an important discussion. But economic opportunity and the ability to ensure that the rising tide lifts all boats and that everyone has an opportunity to participate in that prosperity is equally important. And so that's where our Department of Labor comes in.

So we do have challenges going forward, Mr. President, challenges that involve workforce development, challenges that involve finding ways of overcoming the skills gap that has plagued not only our state but perhaps every state in the country. And I daresay that we are well-poised with someone at the helm at Labor who understands the issue and will work to ensure

that we have a trained workforce ready to fill those needs, connecting people to jobs, well-paying jobs, and so being the advocate for labor while at the same time making sure that we protect those who are in this case being taken advantage of, protect labor while at the same time promoting the economy and making sure that everyone can participate.

So I stand, Mr. President, not only to support the nomination and to thank the Governor for the opportunity, but to congratulate our incoming commissioner, wish her Godspeed, and also to point out that with her this evening is her husband, Walter -- Walter Cline, thank you very much for being here; I know it was a long day for you -- as well as the commissioner's brother, Ned Rickett, as well.

So, Commissioner, Godspeed. Congratulations. You've got many challenges, but there are many people rooting for you. All the best.

ACTING PRESIDENT CROCI: Senator Farley.

SENATOR FARLEY: Thank you, Mr. President.

I rise to support this nomination. I've spoken with her.

You know, as a Senator I want you to know I was a shop steward in the Railway Brotherhood, I was a 35-year member of UUP as a law professor, and I am currently a dues-paying member of the Screen Actors Guild, of which you were president. And we're very, very proud of your history in labor.

And, you know, the Labor Department in our State of New York is one of the largest and one of the most significant departments, full of a lot of challenges. And I'm sure that you're up to that challenge, and I wish you well.

ACTING PRESIDENT CROCI: Are there any other members wishing to be heard on the nomination?

Hearing none, the question is on the nomination of Roberta Reardon as Commissioner of Labor. All those in favor please signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT CROCI: Opposed, nay.

(No response.)

ACTING PRESIDENT CROCI: Roberta Reardon is hereby appointed.

(Standing ovation.)

ACTING PRESIDENT CROCI: The Secretary will read.

THE SECRETARY: As Secretary of State, Rossana Rosado, of White Plains.

ACTING PRESIDENT CROCI: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

It is my honor to put forward the name of Rossana Rosado, of White Plains, as Secretary of State in the State of New York. She has quite a distinguished background in communications, in reporting on the news and reporting on government, and then she's also taken that experience and utilized it on several prestigious boards.

She has an extensive history of public service. She and I have had good conversations about the fact that she will have many important duties as Secretary of State.

And I just want to urge you, I know you'll be dealing with corporations and small

businesses and local governments and all kinds of New Yorkers. And in many of those situations, you're going to be dealing with people -- maybe the little guys. And I feel very confident, after spending time with you, that you'll never forget the little guys.

You certainly have to make sure that the laws and the regulations of New York are enforced, that people are safe, that the rules are followed. But at the same time, I think you understand that you'll be dealing with maybe people who are a one-person small business owner or people that are struggling to get started. And I know that you take that responsibility very seriously.

So thank you for wanting to take on this challenge. Thank you for all you've done so far and that I know you'll do in the future, because I expect great things out of you and I'm very confident that you will achieve those great things. So again, I'm honored to put forward your name and wish you much success.

ACTING PRESIDENT CROCI: Are there any other members who wish to be heard on the nomination?

Hearing no other members, the question is on the nomination of Rossana Rosado as Secretary of State. All those in favor please signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT CROCI: Opposed, nay.

(No response.)

ACTING PRESIDENT CROCI: Rossana Rosado is hereby confirmed.

(Standing ovation.)

ACTING PRESIDENT CROCI: The Secretary will read.

THE SECRETARY: As trustees of the City University of New York Board of Trustees: Fernando Ferrer, of the Bronx; Mayra Linares-Garcia, of the Bronx; Robert F. Mujica, of Albany; Ken Sunshine, of New York; William C. Thompson, Jr., of New York; and Sandra Wilkin, of Long Island City.

ACTING PRESIDENT CROCI: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

I rise to put forward the names that

were just read to serve as trustees of the City University of New York.

And it's a real pleasure to have these individuals who joined us today. When you look at their backgrounds, they all are accomplished, they have great achievements, they bring a wealth of experience, and that's what they share in common. At the same time, they have diverse backgrounds that I believe will be tremendous assets to the City University of New York system.

So it is truly an honor and a privilege to put forward these names. And I would strongly recommend that my colleagues join me in supporting them for confirmation.

ACTING PRESIDENT CROCI: Senator Klein.

SENATOR KLEIN: Thank you, Mr. President.

While I think all of our new appointments are very, very well qualified, I want to single out two who I've had the privilege of working with and knowing and considering friends for years.

First and foremost, Fernando Ferrer.

Everyone I think knows that Freddy Ferrer dedicated his life to public service. As the Bronx Borough President, he led the way for the rebuilding of the Bronx, what we very fondly call the New Bronx. And I think he is singly responsible for that.

Also a candidate for mayor. Now he also serves on the MTA board. And he seems, whenever there's a tough job to be had in public service, someplace that we need expertise, Freddy Ferrer seems to be the appointment.

And I think this is going to go a long way towards making sure -- finally, I believe -- the Bronx has a real voice on the CUNY Board of Trustees.

Next I'd like to also congratulate Billy Thompson. Billy was the former New York City Comptroller -- again, the type of person who has dedicated his life to public service. And now you would think they'd be out of public service, after really taking part in such a long, illustrious career. They're constantly being called back, again and again, because they're someone you can trust, someone who knows so much about so many different things.

And again, I think because of his past experience, not as comptroller but as the president of the old New York City Board of Education, William Thompson of course will be another great addition to the CUNY Board of Trustees.

I congratulate both of them and vote yes on these two outstanding appointments, Mr. President.

ACTING PRESIDENT CROCI: Senator Rivera.

SENATOR RIVERA: Thank you, Mr. President.

I certainly want to join my colleague Senator Klein in particularly pointing out the two folks. Both Fernando Ferrer and Billy Thompson are great New Yorkers, one of them a great Bronxite, and I'm very proud to support both of them. Certainly Ken Sunshine as well, who has been a friend and an ally, is somebody that I also want to support.

And I will be supporting all the nominees, Mr. President -- unfortunately, there's one of them that I cannot. I do believe that while Mr. Robert Mujica is incredibly smart, he

is someone who has a lot of skill, a lot of knowhow, and certainly knows more about state budgeting than most other folks in the world, I cannot be supportive of him for this position, Mr. President.

I believe that a trustee of the City University of New York, which I value immensely -- I came to New York originally in 1998 to do a Ph.D. in political science. I started at the CUNY Graduate Center. I started teaching college at Hunter College. I've been allied to CUNY, and I have two of the institutions in my district. I have many students that live in my district. I value the institution of CUNY very, very much.

And so therefore I believe that those individuals that are named to be trustees of this university should have, while they're sitting on that board, as their main concern CUNY as an institution. And regardless of his intelligence, regardless of all his qualifications, I do not believe that someone that is the Director of Budget can do that at the same time.

So even though I certainly respect

him, respect his career and his expertise and his professionalism and his trajectory, I cannot be supportive of him for trustee. I will, however, be supporting all the other nominees.

Thank you, Mr. President.

ACTING PRESIDENT CROCI: And if I could ask the members to please also maintain order during members' comments.

Senator LaValle.

SENATOR LaVALLE: Thank you, Mr. President.

I want to compliment the Governor on the six nominees that are before us. We had a very full committee meeting, the Higher Ed Committee, and we spent additional time in the Finance Committee.

Today, people whom have not served in this chamber for a long period of time don't realize that the City University was not quite what it is today. Today, it is at the top of its game. And you know, it has additional growth in providing for the students of our state.

I want to talk about the chairman, Mr. Thompson, who has demonstrated to me that he has the capacity to bring people together. There

are six new people that are going on the board, and tomorrow we have a mayoral nominee that will go through Higher Education and Finance. So by the end of tomorrow, we will have confirmed seven new nominees, seven new people on the board.

The chair has to have the right temperament, the ability to bring people together, and the focus and vision to keep bringing a great institution that was established in 1847 even higher, even higher.

And so Mr. Thompson has excellent people on the board. And I'm sure that the mayoral nominee, as I am hearing good things about her, will really give the students, the faculty, and the people of the State of New York what they need to keep a great institution moving forward.

So I vote aye on all of them and wish them good luck and success in their duties and responsibilities.

ACTING PRESIDENT CROCI: Senator Golden.

SENATOR GOLDEN: Thank you, Mr. President.

I rise today on the confirmations as

well. We have an outstanding number of confirmations today on the CUNY Board. I'm looking at Jay Hershenson as he smiles up there, as he shepherds his flock through this appointment process.

But I've got to tell you, we couldn't have picked a finer group of people to lead one of the finest institutions in this great nation and in this great world.

Fernando Ferrer, outstanding.

Mayra Linares-Garcia, your father is beaming over here somewhere. It is amazing the great work that you've been able to contribute to our great city.

Robert Mujica, outstanding. One of the best men I think we could ever get on the CUNY Board, a guy that will really represent the true -- the coming up as an immigrant, living in the City of New York and coming through our CUNY system. He will be outstanding.

Ken Sunshine, Bill Thompson. Outstanding, Bill. Thank you. Sandra Wilkin, thank you. I want to thank you all. And as I said about Maria, you're going to kick yourself in the butt tomorrow and say, Why am I doing

this? It's all this work and all these hours and I'm not getting paid for this, what is this?

It's because you care. It's because you want to make a difference. For all the young men and women and those that are returning to college, you want to make a difference in their futures and in the future of the city.

I say thank you, God bless you, and I vote aye on every one of these nominees. And I do it proudly.

Thank you.

ACTING PRESIDENT CROCI: Senator Martins.

SENATOR MARTINS: Mr. President, I rise to support the nominations.

But in particular, I want to take the opportunity to point out Mayra Linares-Garcia, who is a young mother, a person who brings a different perspective. And they're all extraordinarily qualified, and we all know who they are.

But as important, Mayra's father is here with us today in chamber, Assemblyman Linares is here. And I want to congratulate the Linares family. Mayra, congratulations.

Congratulations to all the nominees.

Assemblyman, congratulations to you as well.

ACTING PRESIDENT CROCI: Senator Marcellino.

SENATOR MARCELLINO: Thank you, Mr. President.

I rise to congratulate the nominees. And as my colleagues have said before me, all worthy appointees, all who have given their time. They didn't have to do it, they have other things that they could be doing. They could be out there making lots of money in the private sector. They decided to come back and give back to the City of New York and give back to the State of New York and engage in educating our young people.

CUNY university is near to my heart. I wasn't smart enough to get into City College when I was in high school. When I graduated, I had to go to NYU. But my wife, my wife went to Hunter and got her education through the City University of New York. She is a full professor of education at Adelphi University, so she did quite well with that educational background and base.

I also want to congratulate my good friend Robert Mujica. Nobody knows the business end of CUNY -- because CUNY is a business, you're handling a lot of money, a lot of resources are needed to come in and make sure that they're distributed and handled properly. If you don't have that background, if you don't have that insight, you have a problem.

I look at Molloy College on Long Island that has just almost gone belly-up and is hanging on by the skin of its teeth -- I'm sorry, Dowling College, that was hanging on by the skin of its teeth because of the lack of funding and lack of attention.

This is a problem. And someone with Bob's background and experience will lend himself to applying that knowledge to the City University system and help make sure that it functions properly and functions well.

So, Mr. President, the Governor has hand-picked a group of people that are second to none. I am equally as proud as my colleagues to vote aye on each and every one of them, and we wish them Godspeed and well.

Thank you.

ACTING PRESIDENT CROCI: Senator Stavisky.

SENATOR STAVISKY: Thank you, Mr. President.

I too want to congratulate the nominees. The new chair --

ACTING PRESIDENT CROCI: Can we please have some order in the house, please {gaveling}. Thank you.

Senator Stavisky.

SENATOR STAVISKY: I think the new chair, Mr. Thompson, from Brooklyn -- the son of a State Senator, former State Senator, it should be noted -- will provide additional stability and direction for the six or seven new trustees as they guide the City University, perhaps in a new path, perhaps continuing down, perhaps making improvements.

However, I think we have to remember the mission of the City University of New York. As was said, it was founded in 1847, and the purpose was to educate the sons and now the daughters of immigrants. This is a mission that I think you can't replicate anywhere else in the United States. But that mission requires the

proper funding. And funding, I think, is extremely important. We've got to make sure -- and I hope the new CUNY trustees will ensure that CUNY has the money to continue to provide the accessibility and the excellence and the resources to accomplish this mission.

And I certainly think they will. I have great confidence that we're going to see CUNY continue to thrive. And I too want to congratulate Assemblyman Linares on being a very proud father and future grandfather.

Thank you.

ACTING PRESIDENT CROCI: Senator Hamilton.

SENATOR HAMILTON: Yes, Mr. President, I rise to congratulate all the trustees of the City University of New York.

I just want to acknowledge specifically Fernando Ferrer of the Bronx, who's done a phenomenal job in the Bronx, and also to a good friend, William C. Thompson, Jr., who was the president of the Board of Education of New York City, which is the largest school district in the state, if not the country. I was a school board president then at the same time,

and he did a phenomenal job educating our kids at the New York City Board of Education, and I know he will continue to do so for the City University of New York. Congratulations.

And also to Mayra Linares-Garcia, of the Bronx, and to Assemblyman Linares for his daughter. I know he's a proud father tonight on his daughter being accepted into the trustee board.

Thank you.

ACTING PRESIDENT CROCI: Senator Sanders, on the fly.

SENATOR SANDERS: I would like to speak as a graduate of Brooklyn College. I actually had my first choice, sir, and I went to Brooklyn College and it was quite an experience. So I'm very committed to CUNY. I also went to NYU, so I know the difference. So I agree with you, sir, in your analysis.

But I also share Senator Stavisky's point that we have to make sure that it is properly funded. To have great trustees is one thing; to have a budget worthy so that they can operate, another.

So under those conditions, I'm glad

that I am seeing such fantastic people being put on, and I commit to them today, as I trust that we all will, that we're not going to give them a bad mission, that we just don't send them out there and that's the end of it. That when the time comes when they're making real decisions and they need money, that the money will be there.

Having said that, I'm looking forward to voting yes.

ACTING PRESIDENT CROCI: Are there any other members who wish to be heard on the nominations?

Hearing none, the question is on the nominations of the nominees as read by the Secretary. All in favor please signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT CROCI: Opposed, nay.

(Response of "Nay.")

ACTING PRESIDENT CROCI: The nominees, as read by the Secretary, are hereby confirmed.

(Standing ovation.)

ACTING PRESIDENT CROCI: The

Secretary will read.

THE SECRETARY: As a member of the State Board of Real Property Tax Services, Samuel J. Casella, of Canandaigua.

ACTING PRESIDENT CROCI: Can we please have some order in the house {gaveling}.

Thank you.

Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

This is a new appointment of Samuel J. Casella, of Canandaigua, as a member of the State Board of Real Property Tax Services. And I would recommend that our colleagues in this chamber approve his nomination.

ACTING PRESIDENT CROCI: Are there any other members who wish to be heard on the nomination?

Hearing none, the question is on the nomination of Samuel J. Casella, as a member of the State Board of Real Property Tax Services. All those in favor please signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT CROCI: Opposed, nay.

(No response.)

ACTING PRESIDENT CROCI: Samuel J. Casella is hereby confirmed.

The Secretary will read.

THE SECRETARY: As a member of the Lake George Park Commission, Catherine Aiken Labombard, of Queensbury.

ACTING PRESIDENT CROCI: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

I'm putting forward the name of Catherine A. Labombard, of Queensbury, as a new appointment as a member of the Lake George Park Commission. I know that this is a very important position because of the importance of Lake George, not only to our state but to our economy, especially through tourism and making sure that Lake George is well-managed.

So again, I would urge my colleagues here in the Senate to approve this nomination.

ACTING PRESIDENT CROCI: Are there any other members who wish to be heard on the nomination?

Hearing none, the question is on the

nomination of Catherine Aiken Labombard as a member of the Lake George Park Commission. All those in favor please signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT CROCI: Opposed, nay.

(No response.)

ACTING PRESIDENT CROCI: Catherine Aiken Labombard is hereby confirmed.

I apologize. Senator Little.

SENATOR LITTLE: Don't apologize, I was not paying attention, so I'm sorry.

I just want to speak on behalf of this nominee and thank the Governor for nominating Cathy Labombard to the Lake George Park commission. She has a great background of being a former chemistry teacher, she has volunteered at the Lake George Association, grown up on Lake George, and will do a great job on the Park Commission. I appreciate the appointment.

Thank you.

ACTING PRESIDENT CROCI: Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, just an announcement before we do the last group, en

masse, of nominees.

The next order of business will be to go back to the active calendar, the original active list, plus Senate Supplemental Calendar 54A to do each of the bills that were laid aside.

So everyone in my hearing, either in this chamber or elsewhere, if you've got one of those bills, we'd appreciate you coming down. Or if you want to debate a bill, please come down now so that we can move efficiently.

Thank you.

ACTING PRESIDENT CROCI: The Secretary will resume.

THE SECRETARY: As members of the Public Health and Health Planning Council, Judy L. Baumgartner, of North Tonawanda; John D. Bennett, Jr., M.D., of Loudonville; Howard S. Berliner, Sc.D., of Brooklyn; Angel Alfonso Gutierrez, M.D., of Buffalo; Jeffrey A. Kraut, of East Meadow; Scott P. LaRue, of New York; Nilda I. Soto, of the Bronx; Theodore J. Strange, M.D., of Staten Island; and Patricia Yang, Dr. P.H., of New York.

ACTING PRESIDENT CROCI: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

I rise to put forward these names to the Public Health and Health Planning Council in New York State.

This council has a broad array of responsibilities that are crucial to all New Yorkers. They have decision-making responsibilities, they make recommendations regarding public health and other issues that are related to the healthcare delivery system. They all are highly qualified, and they are strongly recommended.

So thank you, Mr. President.

ACTING PRESIDENT CROCI: Are there any other members who wish to be heard on the nominations?

Seeing none, the question is on the nominations of the nominees as read by the Secretary. All those in favor please signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT CROCI: Opposed, nay.

(No response.)

ACTING PRESIDENT CROCI: The nominees, as read by the Secretary, are hereby confirmed.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, can we now go to the active list for today, and in the order that they were laid aside.

ACTING PRESIDENT CROCI: Very good.

The Secretary will ring the bell.

The Secretary will read.

THE SECRETARY: Calendar Number 52, by Senator Lanza, Senate Print 3709B, an act to amend the General Municipal Law.

ACTING PRESIDENT CROCI: Senator Krueger, why do you rise?

SENATOR KRUEGER: Would the sponsor please yield?

ACTING PRESIDENT CROCI: Will the sponsor yield?

SENATOR LANZA: I do, Mr. President.

ACTING PRESIDENT CROCI: The sponsor yields.

Senator Krueger.

SENATOR KRUEGER: Thank you.

So if this bill became law -- and we've had this discussion many times -- how much revenue would the City of New York lose per year?

SENATOR LANZA: Mr. President, through you. According to the City of New York, none.

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

ACTING PRESIDENT CROCI: Does the sponsor yield?

SENATOR LANZA: Yes, Mr. President.

ACTING PRESIDENT CROCI: Senator Krueger.

SENATOR KRUEGER: So the memo of opposition from the City of New York says it would lose several billion dollars a year.

The City of New York's memo of opposition isn't their position? Through you, Mr. President.

SENATOR LANZA: Through you, Mr. President, I'm glad Senator Krueger brought that up. I wasn't going to speak about the memorandum in opposition, but since she brought it up, I will.

At the beginning of the memorandum it says that this bill is not necessary because the city has not and will not raise property taxes more than 2 percent, in effect. And at the very end of the memorandum in opposition, it says that if enacted, this bill would cost the city billions of dollars in necessary tax revenue every year.

So it can't -- both cannot be true. You would only lose tax revenue under this legislation, prospectively, if you intended to raise taxes by more than 2 percent, which the city says it has no intention of doing.

So I'll take them at their first argument. And by doing so and accepting that they have no intention to raise taxes more than 2 percent, this legislation would cost the city nothing.

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

ACTING PRESIDENT CROCI: Does the sponsor yield?

SENATOR LANZA: Yes, Mr. President.

ACTING PRESIDENT CROCI: The

sponsor yields.

SENATOR KRUEGER: Thank you.

I actually think the sponsor and I read his law and the city's memo differently, because the city's memo is referencing the total property tax revenue as only 2.33 percent of the total full market value, down from 2.4 percent in fiscal year 2000.

So looking at the market value with property taxes and whether you're actually putting a freeze or a cap on property taxes are two different things.

I will take it at face value that the city would lose billions of dollars in tax revenue. And in fact as we have seen from property tax caps in the rest of the state, it is also causing those localities to lose revenue. We have seen increases in the fiscal stress on localities, worsening existing inequalities and threatening economic development.

And so the record is when you cap the property tax, you are actually lowering the revenue coming into the locality.

Through you, Mr. President, if the sponsor would continue to yield.

ACTING PRESIDENT CROCI: Does the sponsor continue to yield?

SENATOR LANZA: I do.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR KRUEGER: If in fact this tax cap did the same thing all the other tax caps are doing, which is lower the amount of revenue available to a locality, what would you propose the city cut out of its budget because it would no longer have the money to pay for it?

SENATOR LANZA: Through you, Mr. President. Again, I will take the mayor and the city at its word when they say that they have not raised taxes and have no plan to raise taxes.

And in fact the mayor testified sometime ago right here in the Capitol, and we discussed this legislation, and again the mayor said that he had no intention to raise taxes.

And what this bill simply does, Mr. President, is provide the same protection for the people of the City of New York against unreasonable tax increases as we have already provided the people in the rest of the State of New York. And this is very necessary,

especially -- perhaps more than any place in the State of New York -- in New York City. Because unlike the rest of the state, Mr. President, we have an income tax. There is a water bill. We hear talk so often, especially coming from the city, about affordable housing and the need for more affordable housing.

I would submit to this body that one of the biggest obstacles in the way of affordable housing and allowing people to own their home in the City of New York is this whole basket of tax that is placed upon the citizens of our state. It's very expensive to live in an apartment or own a house in the City of New York. And the biggest cost, in many respects, in terms of that ownership are all the taxes imposed by the very city who says it wants to provide affordable housing to people.

And so this is very necessary. I hear from my constituents all the time that the taxes are too darn high and it's hard to make ends meet in the City of New York, we're driving too many families away from New York, and we need to put an end to this outrageous -- or the way I would put it is we need to have government act

within its means in the same way we expect families and businesses to. And this bill, I think, would go a long way in making that happen.

SENATOR KRUEGER: Through you, Mr. President, on the bill.

ACTING PRESIDENT CROCI: Senator Krueger on the bill.

SENATOR KRUEGER: So again, I've raised my voice in objection to this bill quite a few years, but I'm never really that worried because it's a one-house bill.

I think that the sponsor and I do agree there is a fundamental problem with the structure of property taxes in the City of New York. It has to do with the maldistribution in the system of how it applies taxes to different types of housing in different parts of the city. There are actually some people who are paying too little in comparison to others who are paying too much.

What I can't agree with is that capping the tax and telling the City of New York -- which, by the way, we seem to tell them what to do lately all the time in a different way than we tell the rest of the state.

But I can't accept that we would tell the City of New York that they would have to decrease their revenue from property taxes and cut their budget without the State of New York inserting itself in to assist them.

I hope they will take up the challenge we have thrown down at them, over and over again, to reevaluate and reform their property tax system. I hope the entire State of New York will take up the challenge to recognize, in the 21st century, a property tax is perhaps not the most effective way to tax our citizens to ensure that we're collecting the revenue we need to run government services, and yet we're operating on a tax system that might have made sense when we were an agrarian economy, but by and large most of the state is not an agrarian property-based system anymore.

So really we need 21st-century taxes. We don't have them. We all hear complaints from people. This is not a solution; it would actually just add to the problem. And again, I'm a resident of the City of New York, just like Senator Lanza. When people look at their property taxes in the five boroughs,

compared to if they lived in Long Island or Westchester, they go wow, we pay a whole lot less in property tax than those people do.

So I don't necessarily accept that if you had a rational dialogue with the voters about reforming the tax system in the City of New York, that the biggest complaint would be the property tax amount but, rather, the unfair distribution of it and the need to understand it in the context of other taxes they pay.

Because the sponsor is correct, New York City has an income tax. And if we didn't, our property taxes would be much, much higher. Although if I stay around this place long enough, maybe we'll outlaw the New York City income tax also, and then we can have an even greater discussion about how we starve the government of a city providing quality services for 8.5 million people, not having a population drain -- in fact, probably one of the only areas of the state that isn't having a population drain -- and having actually a quite vital economy that helps to feed and water the rest of our state.

So I urge a no vote. I've been here

14 years; I would love to have a serious discussion about a complete overhaul of the tax system for equity and progressivity. And I suspect that we could agree the system we have isn't really working for anyone. But this isn't a solution.

I vote no, Mr. President.

ACTING PRESIDENT CROCI: Any other members who wish to be heard?

Hearing none, the debate is now closed and the Secretary will ring the bell.

Senator DeFrancisco.

SENATOR DeFRANCISCO: By agreement with the leadership, what we are going to do is go on to the next debate and then hold the roll open, go to all debates that we can get in, then vote in lump sum so people aren't running in and out and we're looking for voters.

So if we could go on, we can hold the vote and go on to the next lay-aside.

ACTING PRESIDENT CROCI: The bill is laid aside temporarily.

The Secretary will read the next bill.

THE SECRETARY: Calendar Number

1069, by Senator DeFrancisco, Senate Print 6724B, an act to amend the Public Service Law.

ACTING PRESIDENT CROCI: Senator Hoylman, why do you rise?

SENATOR HOYLMAN: Would the sponsor yield to a few questions?

ACTING PRESIDENT CROCI: Will the sponsor yield for questions?

May we have order in the house, please. Thank you.

Will the sponsor yield for questions?

SENATOR DeFRANCISCO: Yes.

ACTING PRESIDENT CROCI: The sponsor will yield, Senator Hoylman.

SENATOR HOYLMAN: Thank you, Mr. President. Through you.

Under this bill, any revenue increase of over $700,000 by NYSERDA would require the prior approval of the Public Authorities Control Board, including a full cost-benefit analysis, public comment period, and hearings. Is that a correct reading of the bill?

SENATOR DeFRANCISCO: It's a correct reading, but it only applies to the

review of the monies that are generated by ratepayers.

SENATOR HOYLMAN: Would the sponsor continue to yield?

ACTING PRESIDENT CROCI: Will the sponsor yield?

SENATOR DeFRANCISCO: Yes.

ACTING PRESIDENT CROCI: The sponsor will yield.

SENATOR HOYLMAN: According to Section 3B, as I read it, as it says "would increase revenues obtained from ratepayers or taxpayers by more than $700,000."

Does the sponsor see that the word "taxpayers" is included in addition to "ratepayers"?

SENATOR DeFRANCISCO: There's two sources, RGGI and the Clean Energy Fund. Can you tell me what you're referring to? Or maybe both, I don't know.

ACTING PRESIDENT CROCI: Senator Hoylman.

SENATOR HOYLMAN: Through you, Mr. President.

It says, in Section 3B, an increase

in rates, charges, surcharges, assessment fees, levies or other collections which could increase revenues obtained from ratepayers or taxpayers by more than $700,000 in which revenues are collected solely for and directed to NYSERDA and would be effectuated through a single order, decision, or series of such activities.

ACTING PRESIDENT CROCI: Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, for collection from ratepayers, people who pay their energy bills, for the Clean Energy Fund programs and the like.

RGGI is funded in a totally different way. RGGI is funded by the generators, by the sale of the various tax credits. So that's why there's a difference in the two answers.

SENATOR HOYLMAN: Mr. President, would the sponsor continue to yield?

ACTING PRESIDENT CROCI: Does the sponsor yield? Senator DeFrancisco, yes?

SENATOR DeFRANCISCO: Yes.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR HOYLMAN: But it's my contention that utilities are taxpayers as well, isn't that correct?

SENATOR DeFRANCISCO: No, we're not collecting from the utilities. For RGGI, anyway. We're collecting from sales of tax credits.

ACTING PRESIDENT CROCI: The sponsor will yield. Senator Hoylman, the sponsor yields.

SENATOR HOYLMAN: Thank you.

Who purchases the credits?

SENATOR DeFRANCISCO: Who purchases what?

SENATOR HOYLMAN: The credits, the credits from NYSERDA. From RGGI, rather. Who purchases those?

SENATOR DeFRANCISCO: Generators that have too many emissions, and so they want to obtain those valuable credits. Or they can sell them.

SENATOR HOYLMAN: Will the sponsor continue to yield?

SENATOR DeFRANCISCO: Yes.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR HOYLMAN: So doesn't he consider the generators, the utility companies, to be taxpayers?

SENATOR DeFRANCISCO: They're two different things. They're taxpayers, they may pay maybe income taxes, they may pay sales tax, they may pay other taxes.

But the RGGI program deals with purchasing and selling credits when certain people, certain generators, either generate too much energy or too little energy. The ratepayers that we're referring to on the oversight that this bill would provide are the people who get energy and pay their energy bill.

SENATOR HOYLMAN: Would the sponsor continue to yield?

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR HOYLMAN: Would this legislation have any impact on RGGI, in the sponsor's opinion?

SENATOR DeFRANCISCO: Not at all. Irrespective of a memorandum of opposition that is completely incorrect.

SENATOR HOYLMAN: On the bill,

Mr. President.

ACTING PRESIDENT CROCI: Senator Hoylman on the bill.

SENATOR HOYLMAN: I disagree with the sponsor. I appreciate his explanations. I think utilities are taxpayers.

And to think that, you know, the -- to require the Public Service Commission and NYSERDA to come begging, you know, with hat in hand every time they want to modify program spending plans or have a fluctuation in the amount of funds they're collecting is really an unnecessary additional layer of bureaucracy and red tape.

This is going to encumber RGGI, the Regional Greenhouse Gas Initiative, from operating. It is a market system where utilities purchase credits on an open market, which of course fluctuates as markets do. It's impossible to expect that the Public Service Commission would know what that market would be in advance and approve that in advance.

It's effectively making RGGI inoperable. That's my reading of it. In the best case scenario, I think -- I hope I've

established to some of my colleagues, at least, that it's sufficiently unclear.

And I'll be voting in the negative, because RGGI is really New York's most important program to combat human-induced climate change. And while I appreciate the sponsor's explanation, I think there is a lack of clarity in the legislation, and I'll be urging my colleagues to vote in the negative.

Thank you.

ACTING PRESIDENT CROCI: Are there any other members who wish to be heard?

Hearing none, the debate is closed.

Senator DeFrancisco.

(Laughter.)

SENATOR DeFRANCISCO: Yes. I know sometimes you can look over me, but --

ACTING PRESIDENT CROCI: Not at all, Senator.

SENATOR DeFRANCISCO: Just very briefly, the purpose of this bill is -- you know, the Public Service Commission doesn't have to beg to anybody. They've got billions of dollars that they divvy up every single year. And that's -- and NYSERDA. And there's no oversight whatever.

And I would think, if we're going to do an efficient program, that we'd want to have some oversight and we'd want to have a cost-benefit analysis to determine whether the money is being used the best way for clean energy purposes.

And the ratepayers who generate that $1 billion that is being provided a year in the Clean Energy Fund -- which I believe a few months ago, $5 billion of it was allocated for various programs, or at least is available to allocate. So the ratepayers have nobody to check the situation with NYSERDA. That's number one.

As far as RGGI is concerned, despite the memo from the Environmental Advocates of New York, that's a program that really deals with selling energy credits, emission credits. If you have too many emissions, then you've got to buy some credits. And if you get those credits, then it's credit instead of having to lower your emission. That has nothing to do with ratepayers paying into a fund for the Clean Energy Fund. That sustains itself.

And so it's apples and oranges. And this bill is good for the taxpayers -- and good

for the environment, with someone taking a look at the cost of programs rather than an unelected group just saying "I like this one, this looks pretty good." Or maybe this one is the energy program of the day. Or maybe this is the popular energy program, and it's the most politically sexy or whatever it may be.

We have to protect the taxpayers, and that's the purpose of this bill, the only purpose of the bill.

ACTING PRESIDENT CROCI: Seeing no other member wishing to be heard, the debate is now closed. The Secretary will ring the bell.

The bill will be laid aside temporarily.

The Secretary will read the next bill.

THE SECRETARY: Calendar Number 1271, by Senator Serino, Senate Print 7052, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT CROCI: Senator Latimer, why do you rise?

SENATOR LATIMER: Thank you, Mr. President. Would the Senator yield for a few questions?

ACTING PRESIDENT CROCI: Will the sponsor yield for a question?

SENATOR SERINO: Yes, I will, Mr. President.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR LATIMER: Thank you, Mr. President. Thank you, Senator.

Senator, can you explain the nature of the fees that this bill intends to eliminate?

SENATOR SERINO: I can tell you that this bill eliminates the MTA licensing and registration fees that are imposed on the residents of Dutchess, Putnam, Orange and Rockland Counties.

SENATOR LATIMER: Thank you. Would the Senator continue to yield?

ACTING PRESIDENT CROCI: Will the sponsor yield?

SENATOR SERINO: Yes, Mr. President.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR LATIMER: Senator, are those fees, in addition to being paid by Dutchess

County, Putnam County, Orange County and Rockland County, are they also paid by residents of Nassau County?

SENATOR SERINO: I believe they are.

But the makeup on the way this is determined for Dutchess, Rockland, Orange and Putnam, they only have one quarter of a vote on the board for the MTA, totaling one vote. And that's not fair.

SENATOR LATIMER: If the Senator will continue to yield, through the President.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR LATIMER: Notwithstanding that the allocation of power on the MTA board favors some counties over others, the fee itself, is it not paid in the same percentage by residents in Nassau County and in other parts of the MTA payroll area -- MTA service area?

SENATOR SERINO: Yes. And, you know, I have -- I'll tell you about Dutchess County. We have approximately 300,000 people. Two percent of our population utilizes Metro North on a weekly basis. So you have 98 percent

or the people that are being penalized.

And keep in mind the 98 percent have vehicles that they are paying insurance on to go to work, school and play. So then it's like a smack in the face every two years when they have to pay that $50 fee. And not just for their cars -- for their trailers, you know, whether it be a recreational trailer or a trailer that somebody is going to work with a landscaping trailer.

It's been a level of frustration since 2009 when this was imposed by this body. So I've been involved in politics since 2010, so I've been hearing it for the past six years.

SENATOR LATIMER: Would the Senator continue to yield?

SENATOR SERINO: Yes.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR LATIMER: Thank you, Mr. President. Thank you, Madam Senator.

The voices of those people in Nassau County and Suffolk County, in Westchester County, in Richmond County, Kings County, Queens County, Manhattan County and Bronx County who also have

to pay this fee, is it your sense that they also would rather not pay this fee, as the residents of the four counties that you've identified in the bill?

SENATOR SERINO: I can only speak to the four counties that only have a quarter of a vote. That's not fair.

SENATOR LATIMER: Will the Senator continue to yield?

SENATOR SERINO: Yes.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR LATIMER: Has the Senator made an effort to contact, hold any types of public dialogue in Nassau County, Suffolk County, Richmond County, Westchester County, Bronx, Kings or Queens or Manhattan County -- New York County?

SENATOR SERINO: Personally I have not. I've heard from my constituents with regard to only having a quarter of a vote.

SENATOR LATIMER: Will the Senator continue to yield?

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR SERINO: Yes.

SENATOR LATIMER: Is there any legislation that you've proposed or that you're aware of that would relieve that burden that you've identified that affects some members of the MTA region that would be satisfied by this bill? Is there legislation that you're aware of that you've sponsored to relieve that burden in the other counties?

SENATOR SERINO: This bill would cover the four counties that I mentioned, the Orange, Rockland, Putnam and Dutchess.

SENATOR LATIMER: Mr. President, if I may repeat, I'm interested in knowing if you're aware, Senator, of legislation that would relieve the same burden that you've identified in the remainder of the MTA service area. We've identified that the fee that you're referring to is paid for by residents of 12 counties. This bill would relieve it in four of those counties but not in eight of those counties.

So I'm asking, as a question, whether you have either sponsored yourself or you are aware of pending legislation that would relieve that burden in the other eight counties that are affected by this fee.

SENATOR SERINO: It would only remove the fees for the four counties that have a quarter of a vote each. The other counties would remain paying the bill.

SENATOR LATIMER: Would the Senator continue to yield?

ACTING PRESIDENT CROCI: Will the sponsor yield?

SENATOR SERINO: Yes.

ACTING PRESIDENT CROCI: The Senator yields.

SENATOR LATIMER: Thank you, Mr. President.

Thank you, Senator. I appreciate your indulgence on this.

SENATOR SERINO: Certainly.

SENATOR LATIMER: What is the correlation between the MTA payroll board -- or the MTA board's configuration and the relieving of this fee? That the fact that the MTA board has a different allocation based on individual area, is that germane directly to the liability of the individual who lives in any of these 12 counties to pay the fee?

SENATOR SERINO: You know, like I

said, Senator, only 2 percent -- I'm just talking about Dutchess County. We have the other counties, too, that most of them are rural -- 2 percent use it on a weekly basis.

So it's a smack in the face to have to pay this fee.

ACTING PRESIDENT CROCI: I'd just remind both members to please direct their comments through the chair.

Senator Latimer.

SENATOR LATIMER: Would the Senator continue to yield, Mr. President.

ACTING PRESIDENT CROCI: Does the sponsor yield?

SENATOR SERINO: Yes.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR LATIMER: Thank you. Thank you, Senator.

The percentage of usage in Suffolk County, Senator, do you have that percentage? You've identified that which is the usage in Dutchess County. Do you have a usage figure of what Suffolk County residents use the MTA system?

SENATOR SERINO: No, I do not.

SENATOR LATIMER: Will the Senator continue to yield?

ACTING PRESIDENT CROCI: Does the sponsor yield?

SENATOR SERINO: Yes.

ACTING PRESIDENT CROCI: The Senator yields.

SENATOR LATIMER: And, Senator, do you have a statistic of how much in Nassau or Westchester or any of the other counties the MTA system is used? You've identified, again, a percentage that's less than half -- a lot less than half -- in your counties. Have you identified those in any of the other service counties?

SENATOR SERINO: No, and I -- no, I do not.

But I can tell that it would still -- it's about one-fifth of 1 percent of the operating expenses are what would be eliminated. The MTA's operating expenses are about actually almost $14 billion to date.

SENATOR LATIMER: Mr. President, on the bill.

ACTING PRESIDENT CROCI: Senator

Latimer on the bill.

SENATOR LATIMER: Thank you.

And thank you, Senator, for your responses to each of the questions.

Mr. President, this bill, if the intrinsic value of it is to relieve a burden on taxpayers, then this should be a 12-county bill. The fact that Dutchess County or Orange County or Rockland County is underrepresented on the MTA board, I have personally cosponsored bills that have been sponsored in both of these houses to correct that situation and to give a full vote for any county that's in this.

But regardless of that, there is no direct correlation on this bill in relieving a financial burden to a ratepayer or taxpayer whether they live in Dutchess County or Suffolk County, whether they live in Orange County or Richmond County, whether they live in Rockland County or Westchester County.

If the fee is objectionable, then this bill should reflect relief of that cost for all 12 counties.

ACTING PRESIDENT CROCI: Senator Latimer -- Senator Martins, are you raising a

point of order?

SENATOR MARTINS: Mr. President, would the speaker yield?

SENATOR LATIMER: As soon as I've finished speaking on the bill, I'd be happy to answer questions.

SENATOR MARTINS: Thank you.

ACTING PRESIDENT CROCI: Senator Latimer.

SENATOR LATIMER: The bottom line is this. If this bill is to be complete and fair, then it should relieve the burden equally across the 12-county region. Any representative of Long Island who votes for this bill is satisfying some of the individuals but not the individuals in their jurisdiction.

And if this is an objectionable fee, as identified by the sponsor and the cosponsor of this bill, then it should be relieved in all 12 of those counties. I don't think a selective relief of this is appropriate unless there's a dialogue about that and there's a discussion about the use of the MTA system. The percentage use of it clearly is less in some counties than in other counties. But it is also true that

amongst the counties that have a higher percentage of use than Dutchess County, there is a gradation of use. A lot more people use this in New York County than do in Westchester County.

So with that, I'm prepared to vote in the negative, not because I believe that Dutchess, Orange, Rockland and Putnam do not deserve this relief, but I believe that this bill ought to be broad enough to provide relief for my Westchester County residents and for the other residents as well.

And with that, I will yield, if you would like, to any question from my friend from Long Island.

ACTING PRESIDENT CROCI: Senator Martins.

SENATOR MARTINS: Thank you. And I thank the Senator for yielding.

Just a couple of questions, because I think, frankly -- Mr. President, through you -- the Senator and I have worked in the past on measures when he was in the Assembly and I was here, and we cosponsored legislation to repeal many aspects of the MTA payroll tax and precisely elements such as this.

Would the Senator agree that repealing portions of this tax, even on portions of the MTA region, is something that we should strive for?

ACTING PRESIDENT CROCI: Senator Latimer.

SENATOR LATIMER: Through the President, I believe that repealing the overall tax at this stage of the game makes perfectly good sense. It was imposed at a moment of crisis. That crisis passed within two years of its imposition. And from that point forward, around 2011, I was prepared and cosponsored bills -- I believe Senator Lanza had a bill along those lines -- to fully repeal the bill in its entirety.

The fact, Mr. President, that we have repealed pieces of it I presume are based on some kind of a correlation of money that the state has to compensate the MTA for the amount that would not be paid for, as we have exempted businesses of a certain size and less, as we have exempted libraries, as we have exempted other different entities.

So I would say to the Senator I

would favor a full repeal. I would vote for that bill, were that before us today, and that would be the best-case scenario.

SENATOR MARTINS: Mr. President, through you, if the Senator will continue to yield.

SENATOR LATIMER: I will.

SENATOR MARTINS: Thank you.

You know, having already established that it is probably a travesty, in my mind and certainly in many of us in the MTA region that are still required to pay these fees long after they were first imposed, isn't this a good step in the direction -- if we understand that this is a bad fee, it shouldn't have been done when it was done, and certainly the time has come to this point where it should have been repealed -- and I think there's consensus here where that is true, at least for many of us, I don't know if all of us -- isn't it true, then, that any step that takes that in that right direction, that we should support?

SENATOR LATIMER: Through the President, I think that this bill could very easily be amended, as it is under the current

sponsorship, to be broadened and include all 12 counties. And that bill I would be glad to vote for, and I would think the constituents who we represent on Long Island, on Staten Island, and in the other counties that are not included in this bill, would be happy to see that pass.

I think we both know that this bill faces a very difficult future in the other house. And so if what we're trying to do tonight is to make a statement about what's right for the people of Dutchess County and Putnam County and Orange County, we should broaden that statement. And the right thing to do would be to make a statement that would be all-inclusive.

And certainly on the majority side there's an ability to modify the bill, and I would be happy to support a more broad-based bill that would include all of the counties.

SENATOR MARTINS: Mr. President, through you, I thank the Senator for having yielded the time.

I would just conclude with the statement that yes, I would like to vote on a bill that includes all of our respective counties. I would love to vote on a bill that

repealed this tax for all, including municipalities, including taxpayers, including large taxpayers, inside and outside New York City, in the suburbs. I think that would be fantastic.

And I hope that we have the opportunity to do that, whether this year or next year, where we can reach consensus and do that. And I would hope that the great Senator from Westchester can work with the great Senators from Long Island and we can work together towards that.

But I will vote in favor of repealing this tax or repealing this fee wherever it happens to be proposed. And hopefully next year it's proposed for Suffolk County and for Nassau County and for Queens County and for the Bronx and for Staten Island and for Manhattan and, yes, we can get this done for Westchester as well. I hope we have the opportunity to vote for those repeals as a house, in this house and in the other house, and we can actually make a statement that we're pulling back all of the taxes that were imposed on our taxpayers.

But this is a step in the right

direction. It's a positive step. And yes, if it is a one-house, then let's make that statement together and make that statement in preparation for the opportunity to do a broader bill next year and send a message on both sides of the aisle, in both houses, that it's time that we repeal these fees once and for all.

So I will be voting yes. And I thank Senator Serino for having put this bill forward. And yes, I'd like to have seen a much broader bill, but it's a step in the right direction. Let's be positive about this. Let's support this in the hopes that we can get a broader bill next year.

Thank you, Mr. President.

ACTING PRESIDENT CROCI: Senator Martins was on the bill.

Senator LaValle.

SENATOR LaVALLE: Thank you, Senator Martins, for pointing out some good things that you just said. And I want to kind of come on top of what you just said.

I think the other side has heard over and over again that they created a terrible, terrible tax. So each one of us -- and it's a

shame that we're not coordinated. But I don't know how many members in the 12-county region have bills to repeal the whole thing, a part of the thing. I have bills to do that, and other members also.

So it's a shame that we're not coordinated to do this in a way to eliminate it from the community colleges. I think we did the hospitals, and on and on and on. We certainly did it for our school districts.

So I'm going to support the bill because it is another member taking a piece out of what is an evil, something that should not stand. And I hope we can go forward, for those of us who are here in the next session, to just get rid of this tax, that it is onerous, evil, bad. And I am going to vote in the affirmative.

ACTING PRESIDENT CROCI: Seeing no other member wishing to be heard, the debate is now closed.

The bill will be laid aside temporarily, Senator DeFrancisco.

SENATOR DeFRANCISCO: Okay, thank you.

ACTING PRESIDENT CROCI: The

Secretary will read.

THE SECRETARY: Calendar Number 1317, by Senator Ritchie, Senate Print 7937, an act to authorize.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Lay that bill aside for the day.

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

SENATOR DeFRANCISCO: Now if we can now go to -- I think that completes that calendar. If we can now go to Calendar 54A and go to the controversial reading, please.

ACTING PRESIDENT CROCI: The Secretary will read.

THE SECRETARY: Calendar Number 1768, by Senator Hannon, Senate Print 5566A, an act to amend the Public Health Law.

SENATOR DeFRANCISCO: Yes, that's to be laid aside for the day, please.

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

The Secretary will read.

THE SECRETARY: Calendar Number 1770, by Senator Golden, Senate Print 5701A, an

act to amend the Tax Law.

ACTING PRESIDENT CROCI: Senator Krueger, why do you rise?

SENATOR KRUEGER: Excuse me. To clear my throat first.

On the bill, Mr. President.

ACTING PRESIDENT CROCI: Senator Krueger on the bill.

SENATOR KRUEGER: So Senator Golden and I have debated this bill multiple years, so we decided not to debate tonight because it's now 9:15, and I would just reissue my objection to the bill.

We have a problem with an antiquated tax-stamp system in this state, and other states have resolved their problem by going to a modern digital form of tax stamp. It turns out the company doing this very successfully is actually located in New York State, I believe in Senator Kennedy's district. And yet we don't ever see bills to try to do the right thing with tax stamps in our state, we just keep seeing a bill that increases the reimbursement to companies putting the old useless stamps on so that they can earn more for doing nothing different.

Then we further allow, in this bill, a very unusual gifting, almost, of cheaper cigarettes to the same companies. So if law enforcement does find unstamped black market cigarettes, they are supposed to notify the manufacturer of the cigarettes. Sometimes the company comes and takes them back or destroys them. But under this bill, if they did not do so, the State of New York would allow these same tax-stamp companies to buy the cigarettes per package at a radical reduction in price, turn around, stamp it, and sell it for full value.

There's something very wrong with this approach to a bill for a specific set of businesses. There's something very wrong with New York State never moving forward on doing what we ought to do with a modernized tax-stamp system on packages of cigarettes if we actually do want to ensure that cigarettes are being correctly taxed, the revenue is going to the right places, there's not black-market cigarettes being sold.

Again, other states have figured this out. They're doing the right thing. Every year we don't do that, but every year I think we get a variation on this bill that's a win for a

small number of companies at the expense of everyone else.

I vote no, Mr. President.

ACTING PRESIDENT CROCI: Seeing no other member wishing to be heard, the debate is now closed and the bill will be laid aside temporarily.

The Secretary will read.

THE SECRETARY: Calendar Number 1803, by the Senate Committee on Rules, Senate Print 8090, an act to amend the Emergency Housing Rent Control Law.

ACTING PRESIDENT CROCI: Senator Squadron, why do you rise?

SENATOR SQUADRON: Would Senator Rules yield for some questions, Mr. President?

ACTING PRESIDENT CROCI: I'm sorry, Senator, why do you rise?

SENATOR SQUADRON: Would Senator Rules yield for some questions, Mr. President?

ACTING PRESIDENT CROCI: There is no Senator Rules in the chamber.

SENATOR YOUNG: I'm Senator Young, and I'd be happy to yield for some questions.

ACTING PRESIDENT CROCI: Senator,

which Senator would you like to address?

SENATOR SQUADRON: I thank Senator Young for standing on behalf of the bill.

ACTING PRESIDENT CROCI: Senator Young.

SENATOR SQUADRON: As pointed out by the clerk, this bill is sponsored by the Senate Committee on Rules. I appreciate Senator Young responding to questions.

Through you, Mr. President, if Senator Young would tell me how many pages this bill introduced by Senator Rules is.

SENATOR YOUNG: Through you, Mr. President, I'd like to explain what this bill actually does.

And it corrects a technical error. It is a chapter amendment that is needed to clean up Chapter 20 of the Laws of 2015 regarding high rent vacancy decontrol. And so it's just what happens here sometimes, that we need a technical amendment cleanup bill in some of the legislation that we pass.

And the Laws of 2015, Mr. President, were agreed upon by the Governor, by the Assembly, by the Senate. The language is agreed

upon. And basically what we're trying to improve today is this section of the law that is ambiguous, it's confusing, it's out of concert with the rest of the law regarding preferential rent. It actually is confusing and out of concert with the practices and the interpretation of the Division of Housing and Community Renewal.

And so we're just trying to clarify the issue, get everything in concert, get everything in the right direction, just to make it less confusing. So it's just a basic technical cleanup bill.

SENATOR SQUADRON: If the sponsor would yield.

ACTING PRESIDENT CROCI: Does the sponsor continue to yield?

SENATOR YOUNG: Sure.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR SQUADRON: Great.

As described as a technical cleanup bill, how many pages long is it?

SENATOR YOUNG: It's actually six pages long.

SENATOR SQUADRON: Thank you. If

the sponsor would continue to yield.

SENATOR YOUNG: Sure.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR SQUADRON: And in those six pages, what is the change to the law? There's a whole lot of text in those six pages, obviously. If Senator Young, on behalf of this Rules bill, would just point to the actual changes in the words of the statute in the bill.

SENATOR YOUNG: Sure, I'd be glad to. And it's actually just sprinkled throughout the bill. And again, it's just a technical cleanup.

But if you see on the first page, line 21, there are two words that would be struck, "that was."

On page 2, line 39, two words, "that was."

On page 3, line 30, two words, "that was."

On page 4, line 14, "where such."

On page 4, line 15, "was" is struck.

On page 4, line 28, "that was," two words that are struck.

On page 5, line 52, "prior to vacancy" that are removed.

And that's the end of it.

SENATOR SQUADRON: Thank you.

If the sponsor would continue to yield.

ACTING PRESIDENT CROCI: Will the sponsor yield?

SENATOR YOUNG: Yes.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR SQUADRON: It seems clear that there's a change in -- as we see from page 4 and throughout, there's a change from one tense to another, pretty consistently, that's being modified in this bill. The sponsor has referred to this as a technical cleanup change -- not the sponsor, forgive me.

SENATOR YOUNG: Through you, Mr. President, it is a technical cleanup change. And basically it puts the language, reverts the language to the Laws of 1997, the Laws of 2003, the Laws of 2011. And so basically it just makes it consistent.

And that was the agreement. And the

law should be consistent, it should be continuous, because that was the agreement. And again, this is a technical cleanup. It brings all sections of the law into the same compliance and eliminates confusion, eliminates ambiguity. And it's just a very, very -- basically a routine bill, because we do these technical cleanup chapter amendments all the time. As this house knows.

SENATOR SQUADRON: And forgive me, I mean to correct myself. I referred to Senator Young as the sponsor. So correct me, I apologize.

But Senator Young described a technical cleanup bill that seems to change the tense. Is Senator Young contending that this would have no impact on which units are covered by rent regulation and which units are no longer covered by rent regulation because they have been subject to vacancy decontrol?

SENATOR YOUNG: Let me be clear -- through you, Mr. President, let me be clear. This does not in any way reopen rent regulation. This is just consistent with the agreement and the bill that was passed. And so there are no

changes.

As we know, the Division of Housing and Community Renewal continues to interpret the law in the same manner that it has for the past 20 years, since -- almost 20 years, since 1997. And so this is just bringing everything into compliance, eliminating any confusion and any ambiguity.

SENATOR SQUADRON: If Senator Young would continue to yield.

SENATOR YOUNG: Yes.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR SQUADRON: In that answer Senator Young said there are no changes. So I just want to be clear. Senator Young's understanding of Senator Rules' bill, that there would be no change in which units are covered by rent regulation and which units are subject to vacancy deregulation?

SENATOR YOUNG: Through you, Mr. President. As you know, Senator Squadron, the agreement that was struck in 2015 regarding rent and high rent vacancy decontrol was that the threshold was raised from $2500 to $2700 per

month.

That threshold remains the same. And so this isn't reopening of the rent, this is abiding by the agreement that was put into place, that it was agreed upon by both houses and the Governor. And so we're just making some amendments to some technical errors that were in the bill. And like I said, that's very routine for this house.

SENATOR SQUADRON: If the sponsor would continue to yield.

ACTING PRESIDENT CROCI: Does the sponsor yield?

SENATOR YOUNG: Yes.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR SQUADRON: I understand from that answer that clearly this bill of Senator Rules may very well impact units.

Let me ask, if --

ACTING PRESIDENT CROCI: Excuse me, Senator Squadron, one moment.

Could we have order in the house, please. Thank you.

SENATOR YOUNG: Senator Squadron, I

would just like to clarify because that was not the answer that I gave. So I know that you did this during the budget process too, where you tried to put words in my mouth. But please, let's stick to what I say and not try to change what my answer was.

SENATOR SQUADRON: If the sponsor would continue to yield.

ACTING PRESIDENT CROCI: Does the sponsor continue --

SENATOR YOUNG: Yes.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR SQUADRON: Forgive me, it is in no way my intention to put words into your mouth or speak for Senator Rules, for that matter. I do though, just think that it's important to have clarity on a specific narrow question, and a direct response would be very appreciated. And I will hew to it very carefully going forward.

Which is, simply, is it Senator Young's understanding that this bill would impact which units are covered by rent regulation and which units are subject to vacancy deregulation?

SENATOR YOUNG: Through you, Mr. President, no, it would not. Because this is just clarifying, taking out ambiguity. But it's adhering to the agreement that was put in place by the Governor, the Assembly, and the State Senate. It puts it in exact compliance with the other sections of the bill, especially the parts regarding preferential rent. And it also puts it in compliance with the long-standing practice, through the Division of Housing and Community Renewal, as to the interpretation of the law, how it's managed. And so no, it wouldn't change anything.

And by the way, Mr. President, I'm glad to hear Senator Squadron talk about how important it is to have clarity, because that is exactly the intention of this technical amendment that we have before us tonight, is that it is important to have clarity. And that's what this legislation does.

SENATOR SQUADRON: If Senator Young would continue to yield.

SENATOR YOUNG: Yes.

ACTING PRESIDENT CROCI: The Senator yields.

SENATOR SQUADRON: Thank you.

Just so I understand, Senator Young said that in previous versions of this act, the word "was" was used. This bill, as Senator Young pointed out, changes consistently the tense of this bill in a way that's pretty clear and pretty consistent.

Just to be absolutely clear, Senator Young's contention is that that was somehow done by mistake; is that correct?

SENATOR YOUNG: Through you, Mr. President, I will repeat myself again. There were some technical errors in the language of the bill. This is a chapter amendment that corrects those technical errors. This does not change how the law is being executed right now. In fact, it's consistent with how the Division of Housing and Community Renewal is interpreting the law. It's how the law is being applied now.

So it doesn't change anything. It's just to correct some technical amendments, which happen now and again in this house.

SENATOR SQUADRON: If Senator Young would continue to yield.

ACTING PRESIDENT CROCI: Will the

sponsor continue to yield?

SENATOR YOUNG: Yes.

SENATOR SQUADRON: Thank you.

So if this is just a technical amendment to get back to a three-way agreement, is this technical amendment, so-called, moving in the Assembly? And if so, who sponsors it?

SENATOR YOUNG: Through you, Mr. President, I just want to make clear, too, the reason that we need to resolve this issue and pass this bill is to make sure that there aren't any issues or ambiguity in the future. We don't want confusion. We want the law to be clear. And it needs to be clear not only for the owners of buildings, but it needs to be clear for the tenants, because the tenants really need to know what the law says too. So this is to avoid any future problems.

I am hopeful that the Assembly will take this legislation up in the future because this is something that's a chapter amendment, and it needs to get passed.

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

SENATOR YOUNG: Yes.

ACTING PRESIDENT CROCI: The sponsor yields.

SENATOR SQUADRON: The underlying bill to which this is supposedly a chapter amendment was sponsored by which member of this house?

SENATOR YOUNG: Through you, Mr. President. As Senator Squadron knows, this bill was put in through Rules. I am very happy tonight to stand on the floor and explain the bill. And, you know, that's what it is. He knows it. He keeps referring to Senator Rules. There is no Senator Rules. But I am standing on the floor tonight to answer any question that he may have.

SENATOR SQUADRON: If Senator Young would continue to yield, I think there is --

ACTING PRESIDENT CROCI: Will the sponsor continue to yield?

SENATOR SQUADRON: I just need to clarify that question.

ACTING PRESIDENT CROCI: Will the sponsor continue to yield?

SENATOR YOUNG: Yes.

ACTING PRESIDENT CROCI: The

sponsor yields.

SENATOR SQUADRON: Thank you, Mr. President.

The Rent Act of 2015 was sponsored by which member of this house? Senator Young said repeatedly this is simply a technical cleanup to that bill. That bill is relevant to this discussion. Who sponsored it?

SENATOR YOUNG: Through you, Mr. President. Off the top of my head, I could not give a definitive answer. I believe it may have been Senator Flanagan, but I'm not sure.

SENATOR SQUADRON: Thank you.

On the bill, Mr. President.

ACTING PRESIDENT CROCI: Senator Squadron on the bill.

SENATOR SQUADRON: I thank Senator Young for answering questions on behalf of this bill.

I'm not harping on the fact that it was introduced by the Committee on Rules for light or amusing reasons, I'm doing it because the reason this bill was introduced by the Committee on Rules is the reason so many bills are, which is Senator Rules does not need to

answer for the bills that Senator Rules sponsors and passes through this house.

And this is a bill that no Senator who is elected would want to answer for and defend, because in fact there is nothing technical about this bill, which is why there's no Assembly sponsor and no Assembly movement on this bill.

This bill is specifically designed to take apartments that are rent-regulated and put them out of regulation, and take affordable units that are impacted by the Rent Act of 2015 and make them unaffordable. It is an act that is specifically designed to strip rent regulations from New Yorkers. And it is no surprise that Senator Rules is the Senator that wants to stand up and be counted when that's what's needed.

We don't know how many units this bill would impact, but we know that this change, which is clear, which requires consistent changes of tense throughout the bill, as Senator Young described very clearly -- and I appreciate that -- changes the standard for when a unit becomes deregulated. By changing that standard, it is going to vastly increase the number of

units that are no longer affordable.

Look, if you don't like rent regulation, if you don't think that the City of New York -- which overwhelmingly supports rent regulation because it creates affordability, it preserves affordability on people's homes -- then this is a good bill. And maybe, if you feel that way, you should have sponsored it.

However, if you believe that rent regulation has been the single most important affordability program in the City of New York and some other counties of the state, if you believe that tenants and communities support rent regulation and its expansion and strengthening because of how important it's been for the city, this bill makes no sense at all. And in fact its sponsor never needing to stand for election and answer for this bill makes a lot of sense.

This is a bill that only the special interests that oppose recent regulation could support. And of course they don't have the power to introduce a bill in their own name, so instead we have Senator Rules. Do not believe that this bill is a technical amendment.

And for every member of this house

who is tired of my continuous focus on Senator Rules, there's no better example than this one of why Senator Rules is such a dangerous practice. Senator Rules allows bills that no elected official would introduce and support to come to this floor to pass and to have no elected official ever answer for them.

This bill is the perfect example of that. It's why I'm going to vote no.

Thank you, Mr. President.

ACTING PRESIDENT CROCI: Senator Young.

SENATOR YOUNG: Yes, Senator, I just -- on the bill.

ACTING PRESIDENT CROCI: Senator Young on the bill.

SENATOR YOUNG: I want to thank Senator Squadron for his remarks tonight. And while I respect his opinion, I do want to say that it is an opinion and it's not the facts.

And the facts are that this is a technical amendment. It does not change the standard, as Senator Squadron contends. And so I strongly disagree with almost everything that he said tonight but for the one statement that he

did make which was "It's important to have clarity."

This bill brings clarity and is a technical amendment. And so I would urge my colleagues to vote yes.

SENATOR DeFRANCISCO: Last section.

ACTING PRESIDENT CROCI: Seeing no other member wishing to be heard -- Senator Krueger.

SENATOR KRUEGER: Thank you. On the bill, Mr. President.

ACTING PRESIDENT CROCI: Senator Krueger on the bill.

SENATOR KRUEGER: So Senator Young, as Senator Rules, explains she believes this is a technical correction.

I would like to point out the bill was a Governor's program bill carried by Senator Flanagan, carried by Assemblymember Heastie. It was a bill that was passed by both houses at the request of the Governor. I don't believe the Assembly has a same-as bill, so clearly they don't think of it as a chapter amendment or a technical correction.

And for the record, it would

significantly change the current interpretation under law, because we've had a law now for a year that makes it clear that you cannot use someone leaving as the basis to skyrocket the rent and therefore move out of rent regulation.

Now, the reason the existing law that was passed by both houses is so important is harassment of tenants in the City of New York has been skyrocketing. We have a Statewide Task Force on Tenant Harassment that has been documenting case after case. People are being forced out of their apartments because the landlord believes they can skyrocket the rent when they get them out.

This change in the law that took place a year ago helps to address and protect tenants in their apartments. So Senator Squadron is right, this change is not a technical change, this change would result in (A) more reason to harass your tenants out and (B) significant increases in rent amounts to push apartments out of the rent-regulation category.

Community Service Society is one housing organization that admits it's hard to estimate how many we would have lost already had

we not made the change a year ago, but the projection was we would lose 90,000 units of rent regulation in four years.

So we're not going to lose those because we passed the law we did a year ago. And I would argue it is far, far more than a technical amendment to shift the law such that we would be seeing tens of thousands of apartments deregulated that under current law stand a chance of not being deregulated at a time of a housing crisis in the City of New York.

That is my reason to vote no, Mr. President. Thank you.

ACTING PRESIDENT CROCI: Seeing no other member wishing to be heard, the debate is now closed.

The Secretary will ring the bell.

Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

SENATOR GIANARIS: Mr. President. Mr. President.

ACTING PRESIDENT CROCI: This is Calendar Number 1803.

SENATOR GIANARIS: Thank you. I was just going to ask, as we go through these, if you could please announce the Calendar Number, that would be helpful.

ACTING PRESIDENT CROCI: Absolutely, Senator.

Announce the result.

THE SECRETARY: In relation to Calendar 1803, those recorded in the negative are Senators Addabbo, Breslin, Comrie, Dilan, Gianaris, Hamilton, Hassell-Thompson, Hoylman, Kaminsky, Krueger, Latimer, Montgomery, Panepinto, Parker, Peralta, Perkins, Persaud, Rivera, Sanders, Serrano, Squadron, Stavisky and Stewart-Cousins.

Absent from voting: Senator Espaillat.

Ayes, 38. Nays, 23.

ACTING PRESIDENT CROCI: The bill is passed.

The Secretary will read.

THE SECRETARY: Calendar Number 1770, by Senator Golden, Senate Print 5701A, an

act to amend the Tax Law.

ACTING PRESIDENT CROCI: Read the last section.

THE SECRETARY: Section 8. This act shall take effect on the first day of the sales tax quarterly.

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Announce the result.

THE SECRETARY: In relation to Calendar 1770, those recorded in the negative are Senators Amedore, Breslin, Comrie, DeFrancisco, Dilan, Funke, Gianaris, Griffo, Hannon, Hassell-Thompson, Hoylman, Krueger, LaValle, Little, Marcellino, Montgomery, Ortt, Parker, Peralta, Perkins, Persaud, Rivera, Sanders, Serino, Serrano, Squadron, Stavisky and Stewart-Cousins. Also Senator Nozzolio.

Absent from voting: Senator Espaillat.

Ayes, 32. Nays, 29.

ACTING PRESIDENT CROCI: The bill is passed.

(Laughter, loud reaction.)

ACTING PRESIDENT CROCI: Senator DeFrancisco.

SENATOR DeFRANCISCO: Can we now go back to the active list --

ACTING PRESIDENT CROCI: {Gaveling.} Almost done.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Can we now go back to the active list for today and do the controversial reading.

ACTING PRESIDENT CROCI: The Secretary will read.

THE SECRETARY: Calendar Number 52, by Senator Lanza, Senate Print 3709B, an act to amend the General Municipal Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Announce the result.

THE SECRETARY: In relation to Calendar 52 --

ACTING PRESIDENT CROCI: {Gaveling.} Ladies and gentlemen, please bear with us. We're almost there.

The Secretary will announce the result.

THE SECRETARY: In relation to Calendar 52, those recorded in the negative are Senators Breslin, Comrie, Gianaris, Hamilton, Hassell-Thompson, Hoylman, Krueger, Montgomery, Parker, Peralta, Perkins, Persaud, Rivera, Sanders, Serrano, Squadron and Stavisky.

Absent from voting: Senator Espaillat.

Ayes, 44. Nays, 17.

ACTING PRESIDENT CROCI: The bill is passed.

THE SECRETARY: Calendar Number 1069, by Senator DeFrancisco, Senate Print 6724B, an act to amend the Public Service Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Announce the result.

THE SECRETARY: In relation to Calendar 1069, those recorded in the negative are Senators Addabbo, Avella, Breslin, Carlucci, Comrie, Dilan, Gianaris, Hamilton, Hassell-Thompson, Hoylman, Kaminsky, Kennedy, Klein, Krueger, Latimer, Montgomery, Panepinto, Parker, Peralta, Perkins, Persaud, Rivera, Sanders, Savino, Serrano, Squadron, Stavisky, Stewart-Cousins and Valesky.

Absent from voting: Senator Espaillat.

Ayes, 32. Nays, 29.

ACTING PRESIDENT CROCI: The bill is passed.

{Loud whistles.}

ACTING PRESIDENT CROCI: The Secretary will read.

THE SECRETARY: Calendar Number 1271, by Senator Serino, Senate Print 7052, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT CROCI: Read the last section.

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

ACTING PRESIDENT CROCI: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT CROCI: Senator Latimer.

{Gaveling.} Order.

Senator Latimer to explain your vote.

SENATOR LATIMER: Thank you, Mr. President.

Never let it be said that I don't listen to a good argument during a debate. And I think Senator Martins made some very good points that I've thought about over the half an hour since our dialogue.

I intended not to vote for this bill because it did not include Westchester, but I think I will vote for this bill because it does correct it in some of the counties that do have this problem.

But let me say this much. I think

the partisanship that has been the history of this Legislature, both houses, does us poorly when we have issues that we can find common ground across the aisle. This is one of those issues.

And I would, as one individual -- hopefully I'm back to join you; maybe not -- but I would very much like for us to have the kind of honest dialogue to work together on things and not just have to react to what is being done on the majority side.

So with that, I retract my original intent and vote in favor of the bill.

ACTING PRESIDENT CROCI: Senator Latimer will be recorded in the affirmative.

Announce the result.

Could I ask the members please to indicate one more time your vote by a raise of hands, please, a show of hands. Thank you.

Announce the result.

THE SECRETARY: In relation to Calendar 1271, those recorded in the negative are Senators Addabbo, Breslin, Comrie, Dilan, Gianaris, Hamilton, Hoylman, Krueger, Parker, Peralta, Perkins, Persaud, Rivera, Sanders,

Serrano, Squadron, Stavisky and Stewart-Cousins.

Absent from voting: Senator Espaillat.

Ayes, 43. Nays, 18.

ACTING PRESIDENT CROCI: The bill is passed.

Senator DeFrancisco, that completes the reading of the calendar.

SENATOR DeFRANCISCO: Yes, the plan now is we're going to have a Republican conference in Room 332.

And I'm going to call a Rules Committee meeting, the last Rules for tonight, at 10:30 in Room 332.

Would you call on Senator Valesky.

ACTING PRESIDENT CROCI: Senator Valesky.

SENATOR VALESKY: Mr. President, there's an immediate meeting of the Independent Democratic Conference in Room 432.

ACTING PRESIDENT CROCI: Senator DeFrancisco.

SENATOR DeFRANCISCO: We'll remain at ease until after the Rules Committee meeting.

Oh, I'm sorry, I forgot.

Mr. President, Senator Gianaris has an announcement.

ACTING PRESIDENT CROCI: Senator Gianaris.

SENATOR GIANARIS: Mr. President, there will be an immediate meeting of the regular Democratic Conference in the Democratic Conference Room.

ACTING PRESIDENT CROCI: Very good.

The Senate will stand at ease.

(Whereupon, the Senate stood at ease at 10:00 p.m.)

(Whereupon, the Senate reconvened at 10:53 p.m.)

ACTING PRESIDENT GRIFFO: The Senate will come to order.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Do you have a report from the Rules Committee at the desk?

ACTING PRESIDENT GRIFFO: We do have a report of the Rules Committee.

We'll have the Secretary read.

SENATOR DeFRANCISCO: Thank you.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Senator Flanagan, from the Committee on Rules, reports the following bills:

Senate Print 165, by Senator Díaz, an act to amend the State Finance Law;

Senate 999, by Senator Dilan, an act to amend the Highway Law;

Senate 1739, by Senator Carlucci, an act to amend the Penal Law;

Senate 1750, by Senator Carlucci, an act to amend the Public Health Law;

Senate 2386A, by Senator Gianaris, an act to amend the Correction Law;

Senate 2460, by Senator Perkins, an act to amend the Public Authorities Law;

Senate 2531B, by Senator Ritchie, an act to amend the Soil and Water Conservation Districts Law;

Senate 3311B, by Senator Ritchie, an act to amend the Vehicle and Traffic Law;

Senate 3401A, by Senator Hannon, an act to amend the Tax Law;

Senate 3911B, by Senator Nozzolio, an act to amend the Education Law;

Senate 4666, by Senator LaValle, an

act to amend the Environmental Conservation Law;

Senate 5663, by Senator Griffo, an act to amend the Public Authorities Law;

Senate 6626, by Senator Marcellino, an act to amend the Vehicle and Traffic Law;

Senate 6634C, by Senator Murphy, an act to amend the Agriculture and Markets Law;

Senate 6713, by Senator Serino, an act to amend the Social Services Law;

Senate 7225A, by Senator DeFrancisco, an act to amend the Tax Law;

Senate 7325B, by Senator Griffo, an act to establish;

Senate 7412, by Senator Little, an act to amend the Public Authorities Law;

Senate 7430, by Senator Young, an act to amend the Executive Law;

Senate 7567, by Senator Martins, an act to amend the Village Law;

Senate 7609, by Senator Ranzenhofer, an act to reinstate;

Senate 7631, by Senator Robach, an act to amend the Vehicle and Traffic Law;

Senate 7647, by Senator LaValle, an act to amend the Education Law;

Senate 7677A, by Senator Ortt, an act to direct;

Senate 7899, by Senator Ortt, an act to amend the Public Officers Law;

Senate 7926, by Senator O'Mara, an act in relation to permitting;

Senate 7961A, by Senator Griffo, an act to amend the Public Health Law;

Senate 7965B, by Senator O'Mara, an act to amend the Real Property Tax Law;

Senate 7984, by Senator Ranzenhofer, an act to amend the Executive Law;

Senate 7995, by Senator Gallivan, an act to amend the Education Law;

Senate 8007, by Senator Farley, an act to amend the Uniform Commercial Code;

Senate 8008, by Senator O'Mara, an act granting;

Senate 8009, by Senator Young, an act to amend the Education Law;

Senate 8013, by Senator O'Mara, an act to amend the Penal Law;

Senate 8014, by Senator Murphy, an act to amend the Public Officers Law;

Senate 8016A, by Senator Flanagan,

an act to amend Chapter 91 of the Laws of 2002;

Senate 8017, by Senator Martins, an act to amend the Education Law;

Senate 8018, by Senator Felder, an act to amend the Private Housing Finance Law;

Senate 8023, by Senator Lanza, an act to amend the Public Buildings Law;

Senate 8033, by Senator Serino, an act to amend the Social Services Law;

Senate 8036A, by Senator Nozzolio, an act to amend the Mental Hygiene Law;

Senate 8041, by Senator Ranzenhofer, an act to amend Chapter 549 of the Laws of 2013;

Senate 8046, by the Senate Committee on Rules, an act to amend the Real Property Tax Law;

Senate 8052, by Senator Marchione, an act to amend the Highway Law;

Senate 8069, by Senator Serino, Concurrent Resolution of the Senate and Assembly;

Senate 8072, by Senator Hannon, an act to amend the Public Health Law;

Senate 8077, by Senator Klein, an act to amend the Public Health Law;

Senate 8081, by Senator Hannon, an

act to amend the Public Health Law;

Senate 8087, by Senator DeFrancisco, an act to amend the Public Authorities Law;

Senate 8097, by Senator Savino, an act to amend the Alcoholic Beverage Control Law;

Senate 8135, by Senator Flanagan, an act to amend Chapter 91 of the Laws of 2002; and

Senate 8143, by Senator Stewart-Cousins, an act to amend the Real Property Tax Law.

All bills reported direct to third reading.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: I move to accept the report of the Rules Committee.

ACTING PRESIDENT GRIFFO: All in favor of accepting the Committee on Rules report signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The Rules Committee report is accepted and before the house.

Senator DeFrancisco.

SENATOR DeFRANCISCO: We now have Senate Supplemental Calendar Number 54B. It was misprinted, and we put "B," we wrote it over. And without objection, we'll use this calendar rather than printing another one.

All right. That being the case, can we now do the noncontroversial reading of the calendar.

ACTING PRESIDENT GRIFFO: No objection noted, and the Senate will begin the reading of Supplemental Calendar 54B.

The Secretary will read.

THE SECRETARY: Calendar Number 1807, by Senator Díaz, Senate Print 165, an act to amend the State Finance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill

is passed.

Without objection, we will return to messages from the Assembly for substitution purposes.

The Secretary will read.

THE SECRETARY: Senator Nozzolio moves to discharge, from the Committee on Rules, Assembly Bill Number 2558D and substitute it for the identical Senate Bill 3911B, Third Reading Calendar 1816.

Senator LaValle moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 6727 and substitute it for the identical Senate Bill 4666, Third Reading Calendar 1817.

Senator DeFrancisco moves to discharge, from the Committee on Rules, Assembly Bill Number 8674A and substitute it for the identical Senate Bill 7225A, Third Reading Calendar 1822.

Senator Little moves to discharge, from the Committee on Rules, Assembly Bill Number 10497 and substitute it for the identical Senate Bill 7412, Third Reading Calendar 1824.

Senator Young moves to discharge,

from the Committee on Finance, Assembly Bill 10095 and substitute it for the identical Senate Bill 7430, Calendar Number 1825.

Senator Martins moves to discharge, from the Committee on Local Government, Assembly Bill Number 9918A and substitute it for the identical Senate Bill 7567, Third Reading Calendar 1826.

ACTING PRESIDENT GRIFFO: Order in the house, please.

THE SECRETARY: Senator Ranzenhofer moves to discharge, from the Committee on Rules, Assembly Bill Number 10223 and substitute it for the identical Senate Bill 7609, Third Reading Calendar 1827.

Senator Ortt moves to discharge, from the Committee on Rules, Assembly Bill Number 10409 and substitute it for the identical Senate Bill 7677A, Third Reading Calendar 1830.

Senator Ortt moves to discharge, from the Committee on Rules, Assembly Bill Number 10262 and substitute it for the identical Senate Bill 7899, Third Reading Calendar 1831.

Senator Ranzenhofer moves to discharge, from the Committee on Finance,

Assembly Bill Number 10433 and substitute it for the identical Senate Bill 7984, Third Reading Calendar 1835.

Senator Hannon moves to discharge, from the Committee on Health, Assembly Bill Number 7714C and substitute it for the identical Senate Bill 8081, Third Reading Calendar 1852.

Senator Nozzolio moves to discharge, from the Committee on Rules, Assembly Bill Number 10558A and substitute it for the identical Senate Bill 8036A, Third Reading Calendar 1858.

And Senator Stewart-Cousins moves to discharge, from the Committee on Rules, Assembly Bill Number 10551A and substitute it for the identical Senate Bill 8143, Third Reading Calendar 1860.

ACTING PRESIDENT GRIFFO: The substitutions are so ordered.

We will continue now with the reading of Supplemental Calendar 54B, Calendar Number 1808.

THE SECRETARY: Calendar Number 1808, by Senator Dilan, Senate Print 999, an act to amend the Highway Law.

ACTING PRESIDENT GRIFFO: Read the

last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1809, by Senator Carlucci, Senate Print 1739, an act to amend the Penal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1810, by Senator Carlucci, Senate Print 1750, an act to amend the Public Health Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61. Nays, 1. Senator Perkins recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1811, by Senator Gianaris, Senate Print 2386A, an act to amend the Correction Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number

1812, by Senator Perkins, Senate Print 2460, an act to amend the Public Authorities Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61. Nays, 1. Senator Akshar recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1813, by Senator Ritchie, Senate Print 2531B, an act to amend the Soil and Water Conservation Districts Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1814, by Senator Ritchie, Senate Print 3311B, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1815, by Senator Hannon, Senate Print 3401A, an act to amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 3. Senators Akshar, Funke and Ortt recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1816, substituted earlier by Member of the Assembly Gottfried, Assembly Print 2558D, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1817, substituted earlier by Member of the Assembly Thiele, Assembly Print 6727, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61. Nays, 1. Senator Perkins recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1818, by Senator Griffo, Senate Print 5663, an act to amend the Public Authorities Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1819, by Senator Marcellino, Senate Print 6626, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 8. This act shall take effect on the 120th day.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1820, by Senator Murphy, Senate Print 6634C, an act to amend the Agriculture and Markets Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1821, by Senator Serino, Senate Print 6713, an

act to amend the Social Services Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 1821, those recorded in the negative are Senators Hamilton, Hassell-Thompson, Hoylman, Krueger, Montgomery, Parker, Perkins, Rivera and Squadron.

Ayes, 53. Nays, 9.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1822, substituted earlier by Member of the Assembly Magnarelli, Assembly Print 8674A, an act to amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

Calendar Number 1823 is high and not eligible for consideration.

We'll turn now to Calendar 1824.

THE SECRETARY: Calendar Number 1824, substituted earlier by Member of the Assembly Wright, Assembly Print 10497, an act to amend the Public Authorities Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number

1825, substituted earlier by Member of the Assembly Peoples-Stokes, Assembly Print 10095, an act to amend the Executive Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

We were on 1825, that call. That was Calendar Number 1825.

THE SECRETARY: In relation to Calendar 1825, those recorded in the negative are Senators Hassell-Thompson and Sanders.

Ayes, 60. Nays, 2.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1826, substituted earlier by Member of the Assembly Paulin, Assembly Print 9918A, an act to amend the Village Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61. Nays, 1. Senator Hamilton recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1827, substituted earlier by Member of the Assembly Schimminger, Assembly Print 10223, an act to reinstate.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1828, by Senator Robach, Senate Print 7631, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1829, by Senator LaValle, Senate Print 7647, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill

is passed.

THE SECRETARY: Calendar Number 1830, substituted earlier by Member of the Assembly Gunther, Assembly Print 10409, an act to direct.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1831, substituted earlier by Member of the Assembly Richardson, Assembly Print 10262, an act to amend the Public Officers Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1832, by Senator O'Mara, Senate Print 7926, an act in relation to permitting.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61. Nays, 1. Senator Bonacic recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1833, by Senator Griffo, Senate Print 7961A, an act to amend the Public Health Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1834, by Senator O'Mara, Senate Print 7965B, an act to amend the Real Property Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1835, substituted earlier by Member of the Assembly Bronson, Assembly Print 10433, an act to amend the Executive Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1836, by Senator Gallivan, Senate Print 7995, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1837, by Senator Farley, Senate Print 8007, an act to amend the Uniform Commercial Code.

ACTING PRESIDENT GRIFFO: Read the

last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1838, by Senator O'Mara, Senate Print 8008, an act granting.

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

Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1839, by Senator Young, Senate Print 8009, an act

to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1840, by Senator O'Mara, Senate Print 8013, an act to amend the Penal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 2. Senators Bonacic and Krueger recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill

is passed.

(Laughter.)

THE SECRETARY: In relation to Calendar 1840, those recorded in the negative are Senators Bonacic, Hoylman and Krueger.

Ayes, 59. Nays, 3.

(Laughter.)

ACTING PRESIDENT GRIFFO: And with that triumvirate, the bill is passed.

THE SECRETARY: Calendar Number 1841, by Senator Murphy, Senate Print 8014, an act to amend the Public Officers Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 5. This act shall take effect on the 45th day after it shall have become a law.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1842, by Senator Martins, Senate Print 8017, an

act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Kaminsky to explain his vote.

SENATOR KAMINSKY: Thank you, Mr. President.

I rise to explain my vote in the affirmative and to really thank Senator Martins for putting forward this legislation.

Throughout our college campuses something toxic, quite cancerous is happening where we have students coming into college as one person and leaving with anti-Israel and frankly anti-Semitic views.

I'd like to just tell a brief story. I was lucky enough to go with the Assembly delegation to Israel last December, and we met a Palestinian journalist who has what would be considered kind of left-wing, moderate, almost

pro-Israeli views in Palestine. And he said that he will go all over the Palestinian territories, all over Israel to talk about his views, but he will never again go to the University of Michigan and to Marquette University and the University of Wisconsin because he was spat on.

It's gotten to a point where students are intimidated and people are using what they consider on its face to be a political movement as a way to hold anti-Semitic views and intimidate other students.

Congresswoman Nita Lowey just was the author of a letter signed by many Congresspersons that cited statistics that there were over 500 anti-Israel programs on U.S. college campuses as of 2015, an increase of 38 percent over the prior year, and that 29 BDS movement campaigns sponsored from student groups exist, an increase of 21 percent from the prior year.

And according to the FBI Hate Crime Statistics Act Report, the number of incidents, offenses and victims of anti-Jewish bias make up a majority of all hate crimes motivated by religious bias, even though they've decreased

countrywide since 2010.

Something is going wrong on our college campuses. It's time we stand up for students so that they could hold their views and we could have legitimate discussions on issues. But when it comes to anti-Semitism, when it comes to intimidation, we must take a stand. That's what this bill does.

I thank Senator Martins for this bill. I vote in the affirmative.

ACTING PRESIDENT GRIFFO: Senator Kaminsky to be recorded in the affirmative.

Would you please, those in the negative, raise your hand again.

And Senator Krueger to explain her vote.

SENATOR KRUEGER: Thank you, Mr. President.

I rise to explain my vote no on this bill tonight.

I'm also a proud Jew, a Zionist brought up in a Zionist family who's very concerned about anti-Semitism and hate speech of any kind. But you know what this country has taught me -- and it should have taught us all:

That it is better to allow those who preach ideology we fundamentally oppose, to express their positions in rhetoric rather than be panicked into embarking on the dangerous course of permitting the government to decide what its citizens may say or hear. The ability of American society to tolerate the advocacy of even hateful doctrines is perhaps the most important protection we have in our democracy.

That was written by a judge deciding the case of the right of the Nazis to march in Skokie in the mid-'70s. He was right then. We must protect our freedom of speech.

People say and do stupid things. But when we allow the government to determine that they can't say them, we walk down a very dangerous road for this country. We can address these issues without passing a law like this.

I vote no, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Krueger to be recorded in the negative.

Senator Martins to explain his vote.

SENATOR MARTINS: Thank you, Mr. President.

I rise to support this bill and to

vote aye.

What this bill does is it prevents taxpayer money from being used to foster groups that would harass students on campuses. Whether it's anti-Semitic speech, whether it's hate speech on the basis of religion or race or gender or sexual orientation, this bill would prevent taxpayer money from being used on campuses to support groups that decide to organize and to spew hate.

Now, I agree with some of the sentiments that have been stated here. Everyone has an absolute right to free speech. We protect it. We protect it each and every day. That's why that is one of the critical points of our democracy, that we do have the ability to defend other people's rights to express themselves.

But we don't have to pay for it, Mr. President. Our taxpayers do not have to pay for hate speech on campuses. We don't have to pay for people to be spat upon, to be ridiculed, to be harassed in our institutions of higher education.

And whether it's based on race, whether it's based on ethnic background, whether

it's based on gender or sexual orientation or whether it's based on religion, there is no place in higher education for hate and certainly no place for our taxpayers to be funding hate on campuses.

So that's what this bill would do. It would prevent our tax money to going to institutions of higher learning to promote these organizations that are organized on campuses and to basically legitimize them. It's wrong. It's wrong regardless of whether it's anti-Semitism, it's wrong whether it's people who are anti-black, anti-Jew, anti-Catholic, anti-whatever. You fill in the blank.

So this is an opportunity for this chamber to make a statement. It's also an opportunity for everybody who voted no to rethink their vote and to vote yes. People can say whatever they want. Our taxpayers and our tax dollars shouldn't fund it.

Mr. President, I vote aye.

ACTING PRESIDENT GRIFFO: Senator Martins to be recorded in the affirmative.

Announce the results.

THE SECRETARY: In relation to

Calendar Number 1842, those recorded in the negative are Senators Comrie, Dilan, Gianaris, Hassell-Thompson, Hoylman, Krueger, Montgomery, Panepinto, Peralta, Perkins, Persaud, Rivera, Sanders and Squadron.

Ayes, 48. Nays, 14.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1843, by Senator Felder, Senate Print 8018, an act to amend the Private Housing Finance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

MULTIPLE SENATORS: Lay it aside.

SENATOR DeFRANCISCO: Lay it aside for the day.

ACTING PRESIDENT GRIFFO: Can I have a request to withdraw the roll call?

SENATOR DeFRANCISCO: Yes.

ACTING PRESIDENT GRIFFO: A request has been made, and the roll call is so withdrawn.

The bill will be laid aside for the day.

Calendar Number 1844.

THE SECRETARY: Calendar Number 1844, by Senator Lanza, Senate Print 8023, an act to amend the Public Buildings Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1845, by Senator Serino, Senate Print 8033, an act to amend the Social Services Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1846, by Senator Ranzenhofer, Senate Print 8041, an act to amend Chapter 549 of the Laws of 2013.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1847, by the Senate Committee on Rules, Senate Print 8046, an act to amend the Real Property Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1848, by Senator Marchione, Senate Print 8052, an act to amend the Highway Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1849, by Senator Serino, Senate Print 8069, Concurrent Resolution of the Senate and Assembly.

ACTING PRESIDENT GRIFFO: Call the

roll on the resolution.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Krueger to explain her vote.

SENATOR KRUEGER: Thank you, Mr. President.

I'm going to vote for this bill, but I want to highlight that I don't think this is what the people of New York were talking about when they said they expected us to do real ethics reform this year, when they expected us to deal with the crisis of corruption in both of our houses.

I wish that we were passing a whole series of reforms that I think the public expects of us that we have been talking about on this side of the aisle and hoping to move. We're not. So instead we get offered a constitutional amendment for a recall vote.

You know, since we're not seemingly prepared to fix ourselves, maybe the right answer is to allow the voters to explore the right to recall us. But I would argue also they have the right to aggressively recall us this November. They don't have to vote for us again, because

we're not delivering what I think they want us to.

So a recall might be a backup plan. But if any voters are listening, they could take action much sooner than this would become a constitutional amendment.

So I will vote for it, Mr. President. Thank you.

ACTING PRESIDENT GRIFFO: Senator Krueger in the affirmative.

Announce the results.

THE SECRETARY: In relation to Calendar 1849, those recorded in the negative are Senators Breslin, Dilan, Gianaris, Hamilton, Hassell-Thompson, Hoylman, Montgomery, Parker, Peralta, Perkins, Rivera, Squadron and Stewart-Cousins. Also Senator Stavisky.

Ayes, 48. Nays, 14.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1850, by Senator Hannon, Senate Print 8072, an act to amend the Public Health Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1851, by Senator Klein, Senate Print 8077, an act to amend the Public Health Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1852, substituted earlier by Member of the Assembly Gottfried, Assembly Print 7714C, an act to amend the Public Health Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1855, by Senator DeFrancisco, Senate Print 8087, an act to amend the Public Authorities Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61. Nays, 1. Senator Murphy recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

Calendar Numbers 1856 and 1857 are

high, and accordingly are ineligible for consideration and will be laid aside.

We will take up Calendar 1858 and 1860, as well as 1859 will be high. So we go to 1858, where we have an Assembly substitution.

THE SECRETARY: Calendar Number 1858, substituted earlier by the Assembly Committee on Rules, Assembly Print 10558A, an act to amend the Mental Hygiene Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This act shall take --

SENATOR GIANARIS: Mr. President, point of clarification. What are we dealing with right now?

ACTING PRESIDENT GRIFFO: Senator Gianaris, we are on Calendar Number 1858. It originally was listed as high on your calendar. However, we had substituted an Assembly bill for this bill, so it is therefore eligible to be before the house.

SENATOR GIANARIS: Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: The

Secretary will reread it for everybody.

THE SECRETARY: Calendar Number 1858, substituted earlier by the Assembly Committee on Rules, Assembly Print 10558A, an act to amend the Mental Hygiene Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

Again, Calendar Number 1859 is high, and accordingly is ineligible for consideration and will be laid aside.

We will now move to Calendar 1860, a similar bill as previously, which was listed as high but we have substituted an Assembly bill and the bill is before the house.

And the Secretary will read.

THE SECRETARY: Calendar Number 1860, substituted earlier by the Assembly

Committee on Rules, Assembly Print 10551A, an act to amend the Real Property Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

The bill is passed.

Senator DeFrancisco, that completes the noncontroversial reading of today's Supplemental Senate Calendar 54B.

SENATOR DeFRANCISCO: May we return to motions and resolutions, please.

ACTING PRESIDENT GRIFFO: We will return to motions and resolutions.

Senator DeFrancisco.

SENATOR DeFRANCISCO: I move to amend Senate Bill Number 6824B, by Senator Marchione, by striking out the amendments made on June 14th and restoring it to its previous print number, 6824A.

ACTING PRESIDENT GRIFFO: It is so

ordered.

SENATOR DeFRANCISCO: Is there any further business at the desk?

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

SENATOR DeFRANCISCO: Please pay attention. I now move to adjourn until Thursday, June 16th, at 10:00, 10:00 a.m. So get a good night's rest.

ACTING PRESIDENT GRIFFO: On motion, the Senate will stand adjourned until Thursday, June 16th, at 10:00 a.m.

The Senate stands adjourned.

(Whereupon, at 11:27 p.m., the Senate adjourned.)