NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

June 19, 2017

11:00 a.m.

REGULAR SESSION

SENATOR JOSEPH GRIFFO, Acting President

FRANCIS W. PATIENCE, Secretary

P R O C E E D I N G S

ACTING PRESIDENT GRIFFO: The Senate will come to order.

I ask all present to please rise and join with me as we recite the Pledge of Allegiance to our Flag.

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

ACTING PRESIDENT GRIFFO: In the absence of clergy, I ask all present to please bow your heads in a moment of silent prayer and reflection.

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

ACTING PRESIDENT GRIFFO: The reading of the Journal.

THE SECRETARY: In Senate, Sunday, June 18th, the Senate met pursuant to adjournment. The Journal of Saturday, June 17th, was read and approved. On motion, Senate adjourned.

ACTING PRESIDENT GRIFFO: Without objection, the Journal will stand approved as read.

Presentation of petitions.

Messages from the Assembly.

The Secretary will read.

THE SECRETARY: On page 13, Senator Croci moves to discharge, from the Committee on Rules, Assembly Bill Number 6361 and substitute it for the identical Senate Bill 4284, Third Reading Calendar 417.

On page 14, Senator Seward moves to discharge, from the Committee on Rules, Assembly Bill Number 117A and substitute it for the identical Senate Bill 1314A, Third Reading Calendar 430.

On page 22, Senator Hannon moves to discharge, from the Committee on Health, Assembly Bill Number 1982 and substitute it for the identical Senate Bill 3295, Third Reading Calendar 647.

On page 24, Senator Ritchie moves to discharge, from the Committee on Rules, Assembly Bill Number 7486A and substitute it for the identical Senate Bill 2119A, Third Reading Calendar 696.

On page 25, Senator Ranzenhofer moves to discharge, from the Committee on Corporations, Authorities, and Commissions,

Assembly Bill Number 7279 and substitute it for the identical Senate Bill 5294, Third Reading Calendar 721.

On page 35, Senator Serino moves to discharge, from the Committee on Rules, Assembly Bill Number 1112B and substitute it for the identical Senate Bill 2139B, Third Reading Calendar 964.

On page 38, Senator Gallivan moves to discharge, from the Committee on Rules, Assembly Bill Number 7198A and substitute it for the identical Senate Bill 5512A, Third Reading Calendar 1034.

On page 38, Senator Marchione moves to discharge, from the Committee on Rules, Assembly Bill Number 2980 and substitute it for the identical Senate Bill 1125, Third Reading Calendar 1039.

On page 39, Senator Croci moves to discharge, from the Committee on Investigations and Government Operations, Assembly Bill Number 7100 and substitute it for the identical Senate Bill 5280, Third Reading Calendar 1055.

On page 44, Senator Bonacic moves to discharge, from the Committee on Rules,

Assembly Bill Number 8127 and substitute it for the identical Senate Bill 6408A, Third Reading Calendar 1137.

On page 45, Senator Hannon moves to discharge, from the Committee on Rules, Assembly Bill Number 7727A and substitute it for the identical Senate Bill 5840, Third Reading Calendar 1152.

On page 45, Senator Murphy moves to discharge, from the Committee on Rules, Assembly Bill Number 7635A and substitute it for the identical Senate Bill 6005A, Third Reading Calendar 1156.

On page 45, Senator Hannon moves to discharge, from the Committee on Rules, Assembly Bill Number 7846 and substitute it for the identical Senate Bill 6347, Third Reading Calendar 1163.

On page 50, Senator Lanza moves to discharge, from the Committee on Rules, Assembly Bill Number 7442 and substitute it for the identical Senate Bill 5071, Third Reading Calendar 1316.

On page 56, Senator Larkin moves to discharge, from the Committee on Rules,

Assembly Bill Number 1571B and substitute it for the identical Senate Bill 5431A, Third Reading Calendar 1484.

And on page 58, Senator Marcellino moves to discharge, from the Committee on Rules, Assembly Bill Number 6053A and substitute it for the identical Senate Bill 4971A, Third Reading Calendar 1636.

ACTING PRESIDENT GRIFFO: The substitutions are so ordered.

Messages from the Governor.

Reports of standing committees.

Reports of select committees.

Communications and reports of state officers.

Motions and resolutions.

Senator DeFrancisco.

SENATOR DeFRANCISCO: I'd like to call up Bill Print 1323, by Senator LaValle, recalled from the Assembly, which is now at the desk.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Calendar Number 607, by Senator LaValle, Senate Print 1323, an

act to amend the Education Law.

SENATOR DeFRANCISCO: I now move to reconsider the vote by which the bill was passed.

ACTING PRESIDENT GRIFFO: Call the roll on reconsideration.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 45.

SENATOR DeFRANCISCO: I now offer the following amendments.

ACTING PRESIDENT GRIFFO: The amendments are received.

SENATOR DeFRANCISCO: Next, I have Bill Print Number 5357, by Senator Hannon, recalled from the Assembly, which is now at the desk.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Calendar Number 1147, by Senator Hannon, Senate Print 5357, an act to amend the Public Health Law.

SENATOR DeFRANCISCO: I now move to reconsider the vote by which this bill was passed.

ACTING PRESIDENT GRIFFO: Call the roll on reconsideration.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 45.

SENATOR DeFRANCISCO: I now offer the following amendments.

ACTING PRESIDENT GRIFFO: The amendments are received.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Is there a report of the Finance Committee at the desk?

ACTING PRESIDENT GRIFFO: There is a report of the Finance Committee before the desk.

The Secretary will read.

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

As members of the State Board of Parole: Tana M. Agostini, of Saugerties; Erik J. Berliner, of Brooklyn; Otis Cruse, of Hartsdale; Caryne Demosthenes, of New York; Tyece Drake, of Nyack; Carol Shapiro, of New York; and Walter William Smith, Jr., of Clarence Center.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes. On

behalf of Senator Young, I'd like to move the nominations separately, please.

THE SECRETARY: Tana M. Agostini, of Saugerties.

ACTING PRESIDENT GRIFFO: The question is on the name of Tana M. Agostini for the position of a member of the Board of Parole. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Tana M. Agostini has been confirmed.

SENATOR DeFRANCISCO: I now move Erik Berliner, of Brooklyn.

ACTING PRESIDENT GRIFFO: The question is on the position of Erik J. Berliner, of Brooklyn, as a member of the State Board of Parole. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Erik J. Berliner has been confirmed as a member of the State Board of Parole.

SENATOR DeFRANCISCO: I now move Otis Cruse, of Hartsdale, who is being reappointed to that position.

ACTING PRESIDENT GRIFFO: The question is on the appointment of Otis Cruse as a member of the State Board of Parole. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Otis Cruse is hereby confirmed as a member of the State Board of Parole.

Senator DeFrancisco.

SENATOR DeFRANCISCO: I now move Caryne Demosthenes.

ACTING PRESIDENT GRIFFO: The question is on the nomination of Caryne Demosthenes, of New York. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Caryne Demosthenes is hereby approved and confirmed as a

member of the State Board of Parole.

Senator DeFrancisco.

SENATOR DeFRANCISCO: I now move Tyece Drake, of Nyack.

ACTING PRESIDENT GRIFFO: The question is on the nomination of Tyece Drake as a member of the State Board of Parole. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Tyece Drake is hereby confirmed as a member of the State Board of Parole.

Senator DeFrancisco.

SENATOR DeFRANCISCO: I now move Carol Shapiro.

ACTING PRESIDENT GRIFFO: Carol Shapiro has been moved under consideration as a member of the State Board of Parole. All in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Carol

Shapiro is hereby confirmed as a member of the New York State Board of Parole.

Senator DeFrancisco.

SENATOR DeFRANCISCO: I now move Walter William Smith, Jr., who's being reappointed.

ACTING PRESIDENT GRIFFO: The question is on the reappointment of Walter William Smith, Jr., as a member of the New York State Board of Parole.

Senator Rivera.

SENATOR RIVERA: Thank you, Mr. President.

I'd like to make a couple of comments first about the process. I'd like to publicly laud Senator Patrick Gallivan, who is the chair of the Crime Victims, Crime and Corrections Committee, for his professionalism and for the fact that we were able to do -- in a very tight timeline, were actually able to actually see these seven folks.

I would say to whomever is listening that we have been ready for these nominations for a while. It would be good if you got them to us in a more timely fashion. That is certainly true

of many of the other nominations we will see in the mere three days that we have left.

So that is generally about the process, but I want to speak specifically about this nominee.

While I am certainly thankful that the Governor has sent us five new nominations, many of whom -- who have just gotten appointed, I both congratulate them, as well as one of reappointments, who I believe are certainly going to -- particularly the new reappointments I think are going to do a fantastic job on the board. They have an understanding of the law, but they also have a vision of criminal justice which goes beyond merely being a punitive one in nature.

Which is why I wanted to speak specifically on the reappointment of this last Parole Board commissioner, which I will oppose, Mr. President.

And I will oppose it because I believe that we are in a place where, when we think about criminal justice, we have to think about whether rehabilitation is possible. We have to think about the individuals that are incarcerated that have acknowledged their crimes,

acknowledged responsibility for their crimes, and tried to atone for the mistakes that they've made.

If you have a vision of criminal justice that says that certain crimes deserve no mercy and no forgiveness, then certainly we can't have a conversation further. You will disagree with the rest of what I have to say.

But if you believe that an individual that commits a crime but acknowledges that crime, acknowledges responsibility, and does everything in their power -- everything that we allow them to do while incarcerated -- to be able to rehabilitate themselves, to be able to atone for their sins and to say, I want to go back into society and be a productive member of it -- if you believe that that is something that can happen, then I believe that you should also oppose this nomination. Because unfortunately, I believe that the record of Mr. Smith demonstrates that he does not believe in rehabilitation.

As I said during the hearing on Thursday, when I go up for reelection every two years, I have to ask that my constituents judge me based on what I've done, based on the actions

that I have taken, based on what my record is. And if we are to see that -- if we are to take the same amount of -- if we are to look at Mr. Smith's record over 20 years on the Parole Board, serving longer than any other commissioner, I think it is clear that, sadly and unfortunately, he does not believe that rehabilitation, and furthermore he in many instances has violated the role that he is supposed to have as a commissioner.

I believe that it is demonstrated, if you just read some of the transcripts of 20 years of Parole Board hearings, that his unprofessional conduct, his condescending conduct, his humiliating conduct to some individuals who have acknowledged their crime -- and I want to make sure that this is made clear, because one question that was asked of me by a Senator last week is do I believe in the rights of victims. Absolutely I do.

But if I see an individual that has acknowledged that their crimes -- if someone is unrepentant, then certainly they should remain incarcerated. But if somebody acknowledges their crimes, acknowledges responsibility, and does

everything under the sun to rehabilitate themselves, to be educated, to be a better person, should we not give that person the opportunity to come outside and be a productive member of society?

There's many formerly incarcerated folks that I've gotten to know in my time in the Senate. I am not -- I don't have much contact with the criminal justice system myself. I've never been arrested. I do not have family members who have been incarcerated. I am not an attorney, nor do I have family members who are.

But in the time that I've been in the Senate, particularly during my first two years in the Senate, as I was the Crime Victims, Crime and Corrections ranking member, I met many individuals who are formerly incarcerated who have done incredible things with their lives.

And so when I look at the conduct of Mr. Smith over the time that he has been inside, in particular -- there's many instances that I can mention, but I will only mention one, Mr. President, since I know that a couple of my colleagues want to speak as well. There's one gentleman in particular who over a period of time

was denied parole 10 times. This gentleman did commit a crime, and committed a serious crime, but it is a crime that he atoned for, that he asked for forgiveness for, and ultimately was denied parole 10 times strictly because of what he had done originally. And everything that he had done while incarcerated was ignored. After the tenth time that he was denied parole, he committed suicide.

And I think that that is particularly important to understand, that not only did he do that -- this is Mr. John MacKenzie, who when 29 years old was convicted of the murder of a police officer. And that is a heinous crime. But if you acknowledge that you committed that mistake and over a period of 40 years tried to atone for it, should you not be given the opportunity to be a member of society, a productive member outside? I believe you should. If you've proven that you acknowledge your mistake, I think that you should be given that opportunity.

In the case of Mr. Smith -- I will finish with this. In the case of Mr. Smith, unfortunately he was -- in the eighth and ninth

time that this person, John MacKenzie, was denied parole, he was on that board. After the ninth time, a judge threw out that decision and ordered a de novo hearing, ordered a new hearing to be held, and was very specific about who should not be in that hearing. Specifically, the judge ordered that no person that had been on the prior two boards be on that board. Yet Mr. Smith was there.

On Thursday, he acknowledged that that was the case, but said that he is assigned where he goes. I believe that someone who had taken their job a little bit more seriously, or somebody who had acknowledged there was a judgment -- there was an order from a judge not to go on that tenth board, would have said: I cannot be there, I am conflicted out, and so I will not sit on that board.

He did. He sat on that board, and after the tenth time, John MacKenzie's parole was denied and he committed suicide while in prison.

Bottom line, ladies and gentlemen, I believe that this is not the type of person that we should have in the Parole Board. We have individuals that were appointed and were

confirmed today who both recognize a responsibility to public safety, but who also recognize that you have to take into consideration what a person has done to rebuild their own lives.

And one last time, this is not for one second to dismiss those victims who are impacted by the actions of this person. But if those individuals do everything in their power to accept responsibility, to atone for that mistake -- if you believe that they should not be let out, then this conversation is moot. But if you believe that they should be given an opportunity, then I believe that better people need to serve on the Parole Board. And that is why I would oppose this nomination.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Bailey.

I'm going to ask, please, to take conversations outside the chamber.

Senator Bailey.

SENATOR BAILEY: Thank you, Mr. President. On the nomination.

I also oppose the reappointment of

Mr. Smith. But before I state why, I also want to publicly cite Senator Patrick Gallivan for his leadership as the chair of the Crime Victims, Crime and Correction Committee, not just throughout the Parole Board process but throughout the entire year, keeping me abreast of what was happening.

I had a family emergency, so I was not able to appear this past Thursday. But I also want to thank my colleagues in the Senate Democratic Conference for stepping up -- Senator Rivera, Senator Montgomery, Senator Hoylman -- for their line of questioning.

If we're talking about victims' rights, the first bill I passed in this very house was concerning the rights of victims, making sure that we define what a necessary court appearance is so that victims can make sure that they are able to get to their appearances.

So make no mistake about it, my stance is not anti-victim. Again, my first bill in this house is concerning victims. But what I am concerned about is the original offense being a life sentence.

I do have some concerns about

Mr. Smith and his record, but to save some time, Senator Rivera kind of dug into those very well.

Frequently denying individuals parole when they have availed themselves of all opportunities to rehabilitate themselves, despite the original offense, does nobody any good. Period. If we are truly going to incarcerate people for the purpose of rehabilitation, then we must look at the totality of the circumstances.

If we're not going to rehabilitate, we should just say that up-front. But if we are looking to rehabilitate, we have to take into account everything that individual is doing to avail themselves educationally, vocationally, spiritually, emotionally, to become a better person. If that's what they're trying to do inside, we need to give them better consideration.

And I'm not saying open up the jails and let everybody out. That's far from what I'm saying. Let's be very clear about what I am saying: That individuals like this, in the current climate that we're in, I do not believe should be on the Parole Board.

You know, looking at the other

members and even some of the other reappointments, I believe that we are overall moving in the right direction, but we have so much further to go.

Thank you, Mr. President. As I stated previously, I oppose this nomination.

ACTING PRESIDENT GRIFFO: Senator Díaz.

SENATOR DÍAZ: Thank you, Mr. President. Good morning, ladies and gentlemen.

We have but a few days left to go, and now, at the last minute, the last three days, we are being faced with a bunch of nominations from the Governor. As a matter of fact, Mr. President and ladies and gentlemen, 108 nominations will be approved by this chamber in the next few days.

And sadly, sadly, out of those 108 nominations, only five, only five of them are Hispanic. And out of the five, Mr. President and ladies and gentlemen, out of those five, two of them, Fernando Ferrer and the other lady, are reappointments. That means, Mr. President and ladies and gentlemen, that out of 108

nominations, the Governor is only appointing three Hispanics. That's an outrage.

And when my colleague Senator Rivera talks about qualified people to be appointed and talks about the qualifications of the person that he was talking about, the thing that comes to my mind, did the Governor really search among New York State residents and among the Hispanic community to find qualified people?

But every time that they need our support they come to our community, they use us and they abuse us. And this time they are again abusing us. Out of 108, only three will be appointed by the Governor.

So that's why I'm voting no. I'm voting no because I'm angry, I'm upset, I am disappointed for all these nominations ignoring our community. I know that everybody here, everyone here are proud of their heritage, and everyone here promotes their heritage as long as they are qualified. And I believe that in our Hispanic community we have a lot of qualified individuals, men and women, that could be appointed. But to do 108 and only three is more than I can swallow.

So thank you, Mr. President, and I'm voting no also.

ACTING PRESIDENT GRIFFO: Senator Gallivan.

SENATOR GALLIVAN: Thank you, Mr. President.

I rise to speak on the nominations of the Parole Board by Governor Cuomo. And while I know that we've confirmed each of them originally and we're now considering Walter William Smith, if I may just talk about all of them together.

We sat through about a three hour, 45-minute confirmation hearing. And the individual members of the Crime and Corrections Committee, I'm greatly appreciative of their time, their professionalism -- the ranking member, Senator Bailey; Senator Rivera, who stood in for Senator Bailey helped to make the process go smoother.

The candidates collectively come from diverse professional, geographical, ethnic backgrounds. I think the Governor has done an outstanding job in putting forward the slate of candidates, and he should be commended for them.

And I would like to personally congratulate Otis Cruse, who is with us today, and his family on his reconfirmation to a second term on the Parole Board. So congratulations to you, and thank you for your service.

So Commissioner Cruse was one of the two individuals who was nominated for reappointment by the Governor. Walter William Smith, whose nomination is under consideration right now, is the other. I would say that the Governor, in putting both of these individuals forward, did so in recognition of the jobs that they do, of the record that they have.

In the case of Commissioner Smith, he has served on the Parole Board over 20 years. He is the senior member of the Parole Board. He has been nominated by both Republican and Democratic governors. This is Governor Cuomo's second nomination of Commissioner Smith to this position for an additional term.

The Executive Law governs the operations of the Parole Board. And in the Executive Law, it also governs the standards of release and the factors that must be considered when the Parole Board is making a decision on

whether or not to release an individual who is eligible for parole. And I would like to remind all of my colleagues that the Executive Law states in part that parole shall not be granted based on good conduct alone, or a positive record while confined.

But the Executive Law then lays out a series of standards that must be met. Not all of the standards have to do with the individual conduct of the person being considered for parole. The community's interest must be considered as well. I acknowledge that that is an objective standard -- or, I'm sorry, a subjective standard, that the human beings and the individual members of the Parole Board must consider.

The Executive Law lays out the things that the Parole Board must consider, the factors. And essentially, without going into all of them, it's a look at the crime of conviction -- it's the past, present, future. The crime of conservation; the individual's prior criminal record, if any; their accomplishments while they are incarcerated and then what the future plans for release might be.

They must also consider comments from the sentencing judge, comments if any from the district attorney, defense attorney, and of course from victims.

So the record that gets established in each and every case is supposed to touch on all of these different things, and then the parole commissioners must deliberate and make a subjective decision, to the best of their ability, based upon the factors they consider, whether or not the individual meets the standard for release.

In the case of Commissioner Smith, I have known him professionally and personally for many, many years. Many know I was also a member of the Parole Board, and I worked with Commissioner Smith, among some others that are still serving in that capacity.

I think that -- I concur with the Governor that Commissioner Smith merits reappointment. While there is disagreement with my colleagues, I believe that he pays attention to the law, looks at the totality of circumstances, as he is supposed to, and makes decisions accordingly.

Separate from that, my colleague Senator Rivera spoke about a particular case and a judge's determination in granting an appeal or new hearing. And during the testimony of Commissioners Cruse and Commissioner Smith, it was established that the individual members of the Parole Board do not have any control over their schedule. They are told where to go, and they do not know until the day of the actual hearing what individuals they are going to be interviewing.

So they're not at liberty to tell the chairman of the board that they're not going to a particular place nor interviewing an individual person that's up for parole.

So in a case of any scheduling and whether or not a commissioner should be on or not on a panel, there is a forum for that. I believe that it is being litigated, and ultimately time will tell. But in my belief, that cannot be put on the back of the individual commissioner.

Those are the points that I did want to discuss. With all due respect to my colleagues, I know that we have some differences on this. I want to thank them again for their

professionalism, the way that they conducted themselves with utmost integrity during the appearing hearing.

That notwithstanding, I will be supporting the nomination of Commissioner Smith for reappointment, and I urge all my colleagues to do the same.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Ranzenhofer.

SENATOR RANZENHOFER: Thank you, Mr. President.

I also rise in support of this nominee. This is the longest-serving member of the Parole Board. I have known Mr. Smith for many years.

I don't want to repeat everything that Senator Gallivan did, but I will point out that he has been appointed by both Democratic and Republican Governors. I think he has a good sense of balance, he knows right from wrong. And I just want to commend Mr. Smith for the excellent job that he has done on the Parole Board.

And I would also urge my colleagues

to support his nomination.

ACTING PRESIDENT GRIFFO: The question is on Walter William Smith, Jr., as a member of the state Board of Parole.

Senator Gianaris.

SENATOR GIANARIS: Thank you, Mr. President.

I believe the Senate rules allow us to have a recorded vote on a nomination if five members request it, and I believe we have five members of our conference ready to stand and request it in this case.

ACTING PRESIDENT GRIFFO: So directed.

SENATOR DeFRANCISCO: That's not necessary. By unanimous consent, we would call for a roll call.

ACTING PRESIDENT GRIFFO: Call the roll on the nomination. The question is on the nomination. Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: The Secretary will announce the results.

THE SECRETARY: Those recorded in the negative on the nomination are Senators

Alcantara, Bailey, Benjamin, Breslin, Brooks, Comrie, Díaz, Dilan, Gianaris, Hamilton, Hoylman, Kaminsky, Krueger, Latimer, Montgomery, Parker, Persaud, Rivera, Sanders, Squadron and Stewart-Cousins.

Ayes, 37. Nays, 21.

ACTING PRESIDENT GRIFFO: Walter William Smith, Jr., is hereby confirmed as a member of the State Board of Parole.

We want to extend our congratulations to all those today who have been appointed and reappointed as members of the State Board of Parole. We extend our very best to you as you continue to undertake duties and responsibilities commensurate with your position.

Congratulations.

(Standing ovation.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Can we please take up previously adopted Resolution 2534, by Senator Tedisco, read the title only, and call on Senator Tedisco.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Legislative Resolution Number 2534, by Senator Tedisco, commending the students from the Lake Pleasant Central School District upon the occasion of their participation and 1st-place victories in the KidWind Challenge.

ACTING PRESIDENT GRIFFO: Senator Tedisco.

SENATOR TEDISCO: Thank you, Mr. President.

Mr. President and colleagues, from up in the balcony I am pleased to welcome a group of students from Lake Pleasant Central School who are with us today.

This group received first place in the KidWind Challenge. This project engages in and challenges students with its hands-on approach in enabling students to discover and engage wind energy technology development.

The group competed with their peers in using recycled materials in the construction of a turbine, which was tested to determine its electrical output as a renewable energy source.

Students traveled to Utica SUNY Poly to compete in the regional finals. The

eighth-grade team took not only first, but second and third places in the Middle School Division. And the ninth-graders took first place in the high school competition amongst several other schools at SUNY Polytechnic in Utica.

The eighth- and ninth-grade students went on the national competition in the KidWind Challenge in Anaheim, California, on May 24th and 25th. There they demonstrated their hard work in a design project that teaches our youth about wind power generation of electricity. The group placed respectably amongst their peers from all over the United States of America.

The young students up in the gallery are potentially our future engineers who will help us design and build bridges and buildings in the most energy-efficient way in New York and across this nation.

The KidWind students are joined today by their classmates, chaperones, and the instructors who helped guide them through this exciting and challenging process.

Mr. President and my colleagues, would you please welcome them, congratulate them on this outstanding achievement, and offer them

all the cordialities of this august body.

ACTING PRESIDENT GRIFFO: We welcome the Lake Pleasant Central School District students, faculty and family members who are here today, congratulate you, and we wish you the best of luck in your continued pursuits.

Please stand be and recognized.

(Standing ovation.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, can you now take up the noncontroversial reading of the calendar.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Calendar Number 40, by Senator Griffo, Senate Print 1411B, an act to amend the General Municipal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 4. This act shall take effect January 1, 2019.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Brooks to explain his vote.

SENATOR BROOKS: Thank you, Mr. President.

I'd like to first thank the sponsor for bringing this bill up once again.

All across this state, communities are protected by men and women who serve on the volunteer fire and ambulance service. Their response and their duty is 24 hours a day, seven days a week, 365 days a year. The volunteer fire service saves millions of taxpayer dollars across this state.

Those who serve in the fire service have no idea when they're going to be called for duty. Yesterday I had packed the car to head up here and ended up responding to a fire alarm before I left.

There's a great deal of risk associated with what we do. That risk begins at the time of the alarm when we respond. We have members getting to fire stations and crossing the street to the firehouse being hit by cars because people fail to yield the right of way to them.

This particular bill has been up

here in Albany for an extended period of time. This house has always supported the fire service. It's critical that we recognize that these men and women who are voluntarily serving this community have significant risk and exposure from a health standpoint. They say that firefighters are in one of the most dangerous occupations. But when we think of occupations, those individuals are always compensated for their service. Our volunteers in this state are not.

It is critical, ladies and gentlemen, that we recognize the service these individuals provide to this community and we stand in support of them on this measure and finally, finally pass this legislation in this state.

When we measure how effective the fire service is, we always look at a measurement called response time, how long it takes you to get to the scene of a call. Albany's response time on this cancer bill has been far too slow.

I'm voting for this, Mr. President, and I ask the members to do so also. Thank you.

ACTING PRESIDENT GRIFFO: Senator Brooks to be recorded in the affirmative.

Senator Kaminsky to explain his vote.

SENATOR KAMINSKY: Thank you, Mr. President.

I'm going to briefly tell you why I'm voting in the affirmative for this bill. We have an unwritten compact in our society that says when our firefighters have made a commitment to leave their families in the middle of the night -- under any circumstances -- to come protect ours, we need to be there for them.

I had a relative from another country, from another hemisphere, come and visit us a few years ago. And when he learned in Long Beach about the volunteer fire department, he didn't understand. He said, "I don't get it. How do you know they're going to come? You don't pay them at all." And I told him, "Oh, you better bet they come. They always come."

These are our heroes, and they're coming down with cancers. And I've spoken to actual oncologists about this, that these are young men getting tumors that have no doubt resulted from years of exposure to the toxins that result in furniture and other household

goods going up in flames.

They're there for us; we need to be there for them. Presumptive cancer coverage is the right thing to do, and that's why I'm going to vote in the affirmative. This is the year to get it passed in New York State. Let's keep moving forward. I vote in the affirmative.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Kaminsky in the affirmative.

Senator Carlucci to explain his vote.

SENATOR CARLUCCI: Thank you, Mr. President.

I also want to thank the sponsor of this legislation, and all my colleagues for supporting this legislation.

Our volunteer firefighters save property taxpayers around the State of New York millions and millions of dollars. They are always there for us. They're there to protect us, our families, no matter what the situation is.

So this legislation allows us to protect them, make sure that we have vibrant

volunteer fire departments across the state for years to come. So I proudly support this legislation and want to thank my colleagues for doing the same.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Carlucci to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 104, by Senator Flanagan, Senate Print 3520A, an act to amend the Education Law.

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

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

THE SECRETARY: Calendar Number 172, by Senator Funke, Senate Print 1121A, an act to amend the State Technology Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 182, by Senator Serrano, Senate Print 3051A, an act to amend the Parks, Recreation and Historic Preservation Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Can we have a show of hands again, please.

Announce the results.

THE SECRETARY: In relation to Calendar 182, those recorded in the negative are Senators Akshar, Amedore, Croci, DeFrancisco, Griffo, Helming, Jacobs, Larkin, Marchione, Murphy, Ortt, Phillips, Ranzenhofer, Ritchie,

Serino and Tedisco.

Ayes, 44. Nays, 16.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 219, by Senator Murphy, Senate Print 2303B, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 4. This act shall take effect on the 30th day.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 224, by Senator Murphy, Senate Print 282, 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, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 255, by Senator Klein, Senate Print 1783, an act to amend the Insurance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 7. This act shall take effect on the 180th day.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 266, by Senator LaValle, Senate Print 2993, 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.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 266, those recorded in the negative are Senators Akshar, Avella, DeFrancisco, Dilan, Helming, Hoylman, Krueger, Marchione, Ranzenhofer and Squadron.

Ayes, 50. Nays, 10.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 276, by Senator Serino, Senate Print 4285A, an act to amend the Public Health 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, 60.

ACTING PRESIDENT GRIFFO: The bill

is passed.

THE SECRETARY: Calendar Number 308, by Senator Croci, Senate Print 2911A, an act to amend the Military 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, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 368, by Senator Latimer, Senate Print 1966, 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, 59. Nays, 1.

Senator Funke recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 397, by Senator Hoylman, Senate Print 92A, an act to amend the 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, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 399, by Senator Boyle, Senate Print 3945A, an act to amend the Alcoholic Beverage Control 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.)

ACTING PRESIDENT GRIFFO: Senator Hoylman to explain his vote.

SENATOR HOYLMAN: Thank you, Mr. President. I'll be voting in the negative.

I appreciate the attention to the SLA. You know, there's an SLA vacancy at the moment. There are only three members of the SLA, and there are currently two appointees, one being vacant. No members from New York City.

I'm concerned about this bill and its impact on New York City because it's not specific enough to determine that what they are talking about presumably is New Year's Eve, although the bill draft does not specify New Year's Eve. So any night of the year could in fact apply to this legislation.

So I'll be voting in the negative. Thank you.

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 399, those recorded in the negative are Senators Alcantara, Avella, Díaz, Hoylman, Krueger, Peralta, Persaud, Squadron and Stavisky.

Ayes, 51. Nays, 9.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 417, substituted earlier by Member of the Assembly Thiele, Assembly Print 6361, an act to amend the Executive Law.

SENATOR GIANARIS: Lay it aside.

ACTING PRESIDENT GRIFFO: Lay it aside.

THE SECRETARY: Calendar Number 429, by Senator Seward, Senate Print 425, an act to amend the Insurance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 430, substituted earlier by Member of the

Assembly Cahill, Assembly Print 117A, an act to amend the Insurance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This act shall take effect December 1, 2018.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 485, by Senator Lanza, Senate Print 4328, an act to repeal.

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.)

ACTING PRESIDENT GRIFFO: Senator Hoylman to explain his vote.

SENATOR HOYLMAN: Thank you,

Mr. President.

I'll be voting in the negative because I believe that in my district, at least, it seems apparent that some landlords and developers are using the same architects over and over again who are engaged in falsifying Department of Buildings permits to say that no one might live in a building or that there are no rent-regulated tenants when they fill out these documents submitted to the Department of Buildings, but in fact in some instances there are.

In 2016 alone in my district, 13 buildings, comprising 104 apartments, all previously inhabited, were wrongly marked as eligible for demolition. That's 104 affordable homes that no longer exist for my constituents. And I'm concerned that this bill is going to take away the most immediate means of redress available to New York City for that kind of genuine and malicious harm.

So I'll be voting in the negative, because I don't think we should be lessening penalties. In fact, we should be increasing them for falsifying documents sent to the Department

of Buildings.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Hoylman to be recorded in the negative.

Announce the results.

THE SECRETARY: In relation to Calendar 485, those recorded in the negative are Senators Alcantara, Avella, Bailey, Comrie, Dilan, Gianaris, Hamilton, Hoylman, Krueger, Montgomery, Parker, Persaud, Rivera, Sanders and Squadron.

Ayes, 45. Nays, 15.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 568, by Senator Golden, Senate Print 5484A, an act to amend the Retirement and Social Security Law.

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

The Secretary will 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 579, by Senator Croci, Senate Print 5305B, an act authorizing.

SENATOR GIANARIS: Lay it aside.

ACTING PRESIDENT GRIFFO: Lay it aside.

THE SECRETARY: Calendar Number 581, by Senator Amedore, Senate Print 5375, an act to amend the Real Property Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number

635, by Senator Klein, Senate Print 5136, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 637, by Senator LaValle, Senate Print 5567A, 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, could we interrupt the reading of the noncontroversial calendar. Would you recognize Senator Flanagan.

ACTING PRESIDENT GRIFFO: Senator Flanagan.

SENATOR FLANAGAN: Mr. President, thank you. And I'm going to take the opportunity and the liberty on speaking on behalf of all the members of this great and august body.

Sometimes the things we do in life are not nearly as important as when we do them. So last week -- I want to thank everybody for their cooperation, their patience, and their extraordinarily eloquent and kind words about Ray Hess. As they say, who would have thunk that this would have happened.

Ray -- some higher power decided it was Ray's time to move on to a better place. I don't want to belabor this. His wake is today, as everybody knows. The funeral is tomorrow.

What I would respectfully ask is if we could all rise and observe a moment of silence for a life well-lived.

ACTING PRESIDENT GRIFFO: All

members please rise as we bow our heads in a moment of silent reflection.

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

ACTING PRESIDENT GRIFFO: May the soul of Ray Hess rest in peace.

SENATOR FLANAGAN: Thank you, Mr. President.

SENATOR DeFRANCISCO: Can we resume the reading of the noncontroversial calendar.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Calendar Number 639, by Senator Murphy, Senate Print 965, 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, 60. Nays, 1.

Senator DeFrancisco recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 642, by Senator Murphy, Senate Print 283, 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 first of January.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 647, substituted earlier by Member of the Assembly Paulin, Assembly Print 1982, an act to amend the Public Health 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 672, by Senator Seward, Senate Print 696, an act to amend the Financial Services 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, 59. Nays, 2. Senators DeFrancisco and Krueger recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 696, substituted earlier by Member of the Assembly Crespo, Assembly Print 7486A, 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 on the 180th day.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 721, substituted earlier by Member of the Assembly Dinowitz, Assembly Print 7279, 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 743, by Senator LaValle, Senate Print 1602, 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 30th day.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

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

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: In relation to Calendar 743: Ayes, 59. Nays, 2. Senators Little and Serino recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 765, by Senator Golden, Senate Print 1615A, an act to amend the Civil Service 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, 60. Nays, 1. Senator DeFrancisco recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 772, by Senator Akshar, Senate Print 5360, an act to amend the Civil Service Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 773, by Senator Squadron, Senate Print 5811A, an act to amend the Civil Service 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, 60. Nays, 1. Senator Ortt recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 777, by Senator Ritchie, Senate Print 5309A, an act to amend the Agriculture and Markets Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 794, by Senator Helming, Senate Print 5251B, an act to amend the General Municipal 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 834, by Senator Marcellino, Senate Print 4016, 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 846, by Senator LaValle, Senate Print 5133A, an act to amend the Highway 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 850, by Senator Phillips, Senate Print 5703, an act to amend the Vehicle and Traffic Law.

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

The Secretary will 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, I'm sorry to interrupt the reading of the noncontroversial calendar, but there will be an immediate meeting of the Judiciary Committee in Room 123, I believe. Or 124. But they're next door, I'm sure you could find it.

Thank you.

ACTING PRESIDENT GRIFFO: There will be an immediate meeting of the Judiciary Committee in Rooms 123/124. Members of the Judiciary Committee please report to Rooms 123/124 in the Capitol.

The Secretary will continue.

THE SECRETARY: Calendar Number 886, by Senator Lanza, Senate Print 2618, an act to amend the State Finance 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 888, by Senator Tedisco, Senate Print 2883A, an act to amend the Executive Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 912, by Senator Amedore, Senate Print 907A, an act to amend the Penal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

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

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 916, by Senator Lanza, Senate Print 2631A, an act to amend the Penal 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, 58. Nays, 3. Senators Hoylman, Montgomery and Parker recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 927, by Senator Larkin, Senate Print 5722A, 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 944, by Senator Klein, Senate Print 1988, an act to amend the Alcoholic Beverage Control 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, 60. Nays, 1. Senator Kaminsky recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 964, substituted earlier by Member of the Assembly Paulin, Assembly Print 1112B, 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 976, by Senator Peralta, Senate Print 5754A, an act to direct.

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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 982, by Senator Young, Senate Print 6096A, 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 985, by Senator Robach, Senate Print 1006A, an act to amend the Correction 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, 60. Nays, 1. Senator Montgomery recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1018, by Senator Boyle, Senate Print 642, an act to amend the Penal 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.)

THE SECRETARY: In relation to Calendar 1018, those recorded in the negative are Senators Hamilton, Montgomery, Rivera and Sanders.

Ayes, 57. Nays, 4.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1026, by Senator Avella, Senate Print 1537, an act to amend the Penal 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: In relation to Calendar 1026: Ayes, 58. Nays, 3. Senators Comrie, Griffo and Sanders recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1032, by Senator Persaud, Senate Print 5346A, an act to amend the Penal 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: In relation to Calendar 1032: Ayes, 58. Nays, 3. Senators DeFrancisco, Little and Ranzenhofer recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number

1034, substituted earlier by Member of the Assembly Paulin, Assembly Print 7198A, an act to amend the Penal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Latimer to explain his vote.

SENATOR LATIMER: Thank you, Mr. President.

I rise in support of Senator Gallivan's bill.

Earlier this year we had a number of hate crimes that were directed to community centers that were religiously affiliated, and the law did not cover that provision in the same way that it does houses of worship. I filed a bill, S5065, to deal with that; Senator Gallivan's bill covers that as well, which is on the floor today.

It's a necessary step for us to protect those from this type of outrageous

behavior. So I withdraw my request to speak in support of Senator Gallivan's bill.

ACTING PRESIDENT GRIFFO: Senator Latimer to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1039, substituted earlier by Member of the Assembly McLaughlin, Assembly Print 2980, an act to amend the Executive Law.

SENATOR DeFRANCISCO: Lay that bill aside for the day, please.

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

THE SECRETARY: Calendar Number 1055, substituted earlier by Member of the Assembly Fitzpatrick, Assembly Print 7100, an act in relation to.

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.)

ACTING PRESIDENT GRIFFO: Senator Krueger to explain her vote.

SENATOR KRUEGER: Thank you, Mr. President.

I have a history of voting against bills like this which provide, through legislative authority, a QEZE tax credit for businesses who are not approved to receive these through the Empire Zone program or the Tax and Finance Department.

I don't think when we create a program with rules attached, we should then insert ourselves to make exceptions to the rules of that program for individual businesses.

I vote no, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Krueger to be recorded in the negative.

Announce the results.

THE SECRETARY: In relation to Calendar 1055, those recorded in the negative are Senators Krueger, Rivera, Sanders and Squadron.

Ayes, 57. Nays, 4.

ACTING PRESIDENT GRIFFO: The bill

is passed.

THE SECRETARY: Calendar Number 1093, by Senator Ranzenhofer, Senate Print 4626, an act creating.

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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1095, by Senator Jacobs, Senate Print 5943, an act to amend Chapter 595 of the Laws of 2007.

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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1100, by Senator Helming, Senate Print 2568, 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1113, by Senator LaValle, Senate Print 5776A --

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

ACTING PRESIDENT GRIFFO: Lay it aside for the day.

THE SECRETARY: Calendar Number 1116, by Senator Hannon, Senate Print 5939A, an act to authorize.

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: In relation to Calendar 1116, those recorded in the negative are Senators Akshar, Larkin, Ortt and Ranzenhofer.

Ayes, 57. Nays, 4.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1137, substituted earlier by Member of the Assembly Weinstein, Assembly Print 8127, an act to amend the Judiciary 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.

ACTING PRESIDENT GRIFFO: The bill

is passed.

THE SECRETARY: Calendar Number 1152, substituted earlier by Member of the Assembly Lupardo, Assembly Print 7727A, an act to amend the Social Services 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1156, substituted earlier by Member of the Assembly Buchwald, Assembly Print 7635A, an act to amend the Public Health 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.)

ACTING PRESIDENT GRIFFO: Senator Murphy to explain his vote.

SENATOR MURPHY: Yes, thank you, Mr. President.

I would just like to thank my colleagues. As the father of a daughter who's got a severe peanut allergy, this is a life or death situation, being able to allow bus drivers to administer an EpiPen in the case of, God forbid -- sometimes these kids are on the bus from a half hour up to an hour to get home, and they open up their lunch boxes and they break out some of the food, whether it's a peanut or whether it's something that could be airborne.

This is a life or death situation in some cases. I would just like to thank my colleagues for supporting this legislation.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Murphy to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1159, by Senator Hannon, Senate Print 6054, an act to amend the Social Services 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1160, by Senator Valesky, Senate Print 6078, an act to amend the Public Health 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, 1. Senator Funke recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1162, by Senator Hannon, Senate Print 6319, an act to amend the Public Health Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 3. This act shall take effect April 1, 2018.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1163, substituted earlier by Member of the Assembly Gottfried, Assembly Print 7846, an act to amend the Public Health 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1164, by Senator Hannon, Senate Print 6358, an act to amend the Public Health 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1176, by Senator Gallivan, Senate Print 5273A, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1181, by Senator Stewart-Cousins, Senate Print 1756, an act to amend the Tax Law.

SENATOR GIANARIS: Lay the bill aside temporarily.

ACTING PRESIDENT GRIFFO: Lay the bill aside temporarily.

THE SECRETARY: Calendar Number 1268, by Senator Murphy, Senate Print 4244A, 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1270, by Senator Bonacic, Senate Print 4287A, an act to amend the Tax 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1281, by Senator Ortt, Senate Print 5531, an act authorizing.

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.

ACTING PRESIDENT GRIFFO: The bill

is passed.

THE SECRETARY: Calendar Number 1287, by Senator Lanza, Senate Print 2604, an act to amend the Not-For-Profit Corporation 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1296, by Senator Ritchie, Senate Print 5303, 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1301, by Senator Seward, Senate Print 424, an act to amend the Penal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar 1301, those recorded in the negative are Senators Krueger, Parker, Persaud, Rivera and Squadron.

Ayes, 56. Nays, 5.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1316, substituted earlier by Member of the Assembly Buchwald, Assembly Print 7442, an act to amend the Criminal Procedure 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1318, by Senator Lanza, Senate Print 6200, an act to amend the Criminal Procedure 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1326, by Senator Boyle, Senate Print 2944, an act to authorize.

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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1339, by Senator Golden, Senate Print 5686, an act to authorize.

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, 60. Nays, 1. Senator DeFrancisco recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1367, by Senator Croci, Senate Print 416, an act

to amend the Vehicle and Traffic Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: The Secretary will announce the results.

THE SECRETARY: In relation to Calendar 1367, those recorded in the negative are Senators Alcantara, Benjamin, Carlucci, Comrie, Gianaris, Hamilton, Krueger, Latimer, Parker, Peralta, Persaud, Rivera, Sanders, Squadron, and Stewart-Cousins.

Ayes, 46. Nays, 15.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1380, by Senator Young, Senate Print 870A, an act to amend the Civil Rights 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, 60. Nays, 1. Senator Sanders recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1419, by Senator Marcellino, Senate Print 2418, an act to amend the Civil Rights 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1425, by Senator LaValle, Senate Print 2547, 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.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 1425, those recorded in the negative are Senators Addabbo, Benjamin, Brooks, Comrie, Díaz, Gianaris, Krueger, Latimer, Montgomery, Parker, Peralta, Persaud, Rivera, Sanders, and Squadron.

Ayes, 46. Nays, 15.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1430, by Senator LaValle, Senate Print 2625, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 1430, those recorded in the negative are Senators Addabbo, Alcantara, Benjamin, Brooks, Comrie, Gianaris, Hamilton, Kennedy, Krueger, Latimer, Parker, Peralta, Persaud, Rivera, Sanders, Squadron and Stewart-Cousins.

Ayes, 44. Nays, 17.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1437, by Senator Ritchie, Senate Print 3012, an act to amend the Penal 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1450, by Senator Lanza, Senate Print 3542, an act to amend the Vehicle and Traffic 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1456, by Senator Young, Senate Print 3949, 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, 61.

ACTING PRESIDENT GRIFFO: The bill

is passed.

THE SECRETARY: Calendar Number 1461, by Senator Lanza, Senate Print 4064, an act to amend the Highway Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1462, by Senator Ritchie, Senate Print 4077A, an act to amend the Retirement and Social Security 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1470, by Senator Stewart-Cousins, Senate Print 4418A, an act to amend Chapter 329 of the Laws of 2015.

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

The Secretary will 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1484, substituted earlier by Member of the Assembly Skoufis, Assembly Print 1571B, an act to amend the Vehicle and Traffic 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1497, by Senator Seward, Senate Print 6020B, an act to amend the Highway 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1500, by Senator Lanza, Senate Print 6233, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT GRIFFO: Read the

last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Latimer to explain his vote.

SENATOR LATIMER: Thank you, Mr. President.

This is a particularly excellent bill suggested by Senator Lanza. We have passed this unanimously in the past. But the program is really worth focusing on, because it is an appropriate expansion of services to seniors in this state.

So I retract my request, vote in the affirmative, and urge that not only this be something that the Senate passes, but something that we could actually enact within the State of New York.

ACTING PRESIDENT GRIFFO: Senator Latimer to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1504, by Senator Flanagan, Senate Print 6549A, an act to amend the Highway Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1546, by Senator Savino, Senate Print 3981A, an act to amend the Social Services Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the 91st day.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1550, by Senator Avella, Senate Print 4833A, an act to amend the Social Services 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1574, by Senator Marcellino, Senate Print 6470B, an act to amend the Navigation 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1624, by Senator Griffo, Senate Print 3156, an act to amend the Environmental Conservation Law.

SENATOR GIANARIS: Lay it aside.

ACTING PRESIDENT GRIFFO: Lay it aside.

THE SECRETARY: Calendar Number 1636, substituted earlier by Member of the Assembly Nolan, Assembly Print 6053A, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 6. This act shall take effect on the first of July.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number

1654, by Senator Seward, Senate Print 5890A, an act to amend Chapter 440 of the Laws of 2012.

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, 60. Nays, 1. Senator Krueger recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1671, by Senator Jacobs, Senate Print 6509A, 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, 61.

ACTING PRESIDENT GRIFFO: The bill

is passed.

THE SECRETARY: Calendar Number 1687, substituted earlier by Member of the Assembly Gottfried, Assembly Print 2702, an act to amend the Social Services 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1695, by Senator Tedisco, Senate Print 1355B, 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1734, by Senator Young, Senate Print 6387A, an act to authorize.

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

ACTING PRESIDENT GRIFFO: Lay it aside for the day.

THE SECRETARY: Calendar Number 1742, by Senator O'Mara, Senate Print 6496A, an act to amend the Insurance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This act shall take effect January 1, 2018.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1747, by Senator Murphy, Senate Print 6546A, 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, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1787, by Senator LaValle, Senate Print --

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

ACTING PRESIDENT GRIFFO: Lay it aside for the day.

THE SECRETARY: Calendar Number 1815, by Senator Flanagan, Senate Print 6479A, an act in relation to authorizing.

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, 60. Nays, 1. Senator Akshar recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1817, by Senator Little, Senate Print 6542A, an act to amend the Civil Service Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 292. This act shall take effect immediately.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

Senator DeFrancisco, that completes the noncontroversial reading of today's active list before the house.

SENATOR DeFRANCISCO: Okay, can we now go back to -- on the controversial reading, take up Calendar 1624, Senate Bill 3156, please.

ACTING PRESIDENT GRIFFO: The Secretary will ring the bell.

The Secretary will read.

THE SECRETARY: Calendar Number 1624, by Senator Griffo, Senate Print 3156, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT GRIFFO: Senator Krueger.

SENATOR KRUEGER: On the bill, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Krueger on the bill.

SENATOR KRUEGER: We haven't seen a variation on this bill in a while. But I have debated, in earlier years, bills that allowed for hunting of large game by children as young as 12 years old. That would mean bear hunting, deer hunting, other large wild game. It would mean using crossbows, rifles, other assorted guns in the woods as long as you are, quote, unquote, accompanied by a parent.

It's my dilemma. It's not that I'm anti-hunting, but I am pro-child welfare. And very simply, a 12-year-old up against a bear? A better chance the bear wins the fight than the

child.

A 12-year-old, male or female, is statistically unlikely to have completed puberty. That means they're still particularly -- young men age 12, 13, 14, 15, before puberty, are quite small compared to the size they will become post-puberty. They have much less body strength than they will have later post-puberty. Their hormones are likely raging, which always gives question to good judgment, for any people who have dealt with prepubescent youth and teenagers going through puberty.

And frankly, putting them in the woods with dangerous weapons, even if a parent is nearby, does not assure me that they won't harm themselves or others.

I'm actually concerned that we have it as young as 14. But I think it's a huge mistake to take the leap to allow hunting large game with dangerous weapons starting at age 12. This bill would allow 12- and 13-year-olds to participate in these activities.

There are so many wonderful sports and other activities that parents can participate in with their young children. Surely they can

enjoy other sports, including other outdoor sports, prior to the age of 14. Let's not have our children hunting large game with crossbows and guns.

I vote no, Mr. President. Thank you.

ACTING PRESIDENT GRIFFO: Thank you, Senator Krueger.

Senator Gianaris.

SENATOR GIANARIS: Thank you, Mr. President.

On the bill as well, briefly.

ACTING PRESIDENT GRIFFO: Senator Gianaris on the bill.

SENATOR GIANARIS: Thank you.

I just want to point out what I view as the rank hypocrisy of the majority on this bill. I think it was last week that we passed a bill to prohibit minors from having machetes. And yet today we're making it easier for 12-year-olds to have rifles and crossbows and longbows.

So I wish the majority would figure out what direction they want to go in on these things. Do we want to prevent minors from having

weapons that can kill and do damage, or do we want to allow them to do it? I supported the bill to restrict the use and possession of machetes, and I will be opposing this bill so that I can be consistent in my votes.

Thank you.

ACTING PRESIDENT GRIFFO: Hearing and seeing no other Senator that wishes to be heard, debate is closed and the Secretary will ring the bell.

Senator DeFrancisco.

SENATOR DeFRANCISCO: By unanimous consent, we're going to take the vote as if it was a noncontroversial reading.

ACTING PRESIDENT GRIFFO: We will restore the bill to noncontroversial reading. Without objection, it is so ordered. The bill before the house is noncontroversial.

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.)

ACTING PRESIDENT GRIFFO: Senator

DeFrancisco to explain his vote.

SENATOR DeFRANCISCO: Yes. This bill is perfectly consistent with our positions in the past. And maybe the difficulty in somebody attempting to find that this was inconsistent is that people in different areas of the state do different things.

And in upstate York, in Central New York, in Western New York, in the Hudson Valley, people actually have a tradition in their family of hunting. And the families want to pass that art around to their children, and the joy of outdoor life with those children.

So this is not inconsistent with any prior bill. It's a philosophy that maybe the people who should make decisions about those children should be their parents. And those parents -- this simply allows for hunting by these children, but obviously their parents have more to say about it than the State of New York.

So I vote aye on this piece of legislation.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco in the affirmative.

Senator Akshar to explain his vote.

SENATOR AKSHAR: If I could just offer just a quick remark to echo Senator DeFrancisco.

I'm not entirely sure what was hypocritical about the machete thing. Young people, young gang members are using machetes to cut people up. That's why we took action on that particular bill.

Another thought. I don't know if anybody in Queens or Manhattan has ever seen a black bear or a deer. They're more scared of you than you are of them. And I don't think a black bear is going to attack a young person.

It was said that weapons, hunting is dangerous. There's nothing dangerous about these weapons, nothing dangerous about hunting, so long as people are properly trained.

And I would respectfully offer that we should be encouraging our youth to enjoy the outdoors, to enjoy hunting.

Mr. President, I vote yes.

ACTING PRESIDENT GRIFFO: Senator Akshar to be recorded in the affirmative.

Senator Gianaris to explain his vote.

SENATOR GIANARIS: Thank you, Mr. President.

I'm continuing to oppose this legislation; no offense to the sponsor of it. But I do want to point out that I heard the argument one of my colleagues made that the purpose of a machete is to do damage to people. Well, we've had many debates in this chamber -- and frankly not enough, in my opinion -- where I've heard members of the majority talk about the need for weapons whose sole purpose and function is to kill as many people as possible, and how they oppose regulating them.

So I don't need to hear about the fact that certain weapons that you're okay with restricting are meant to only do damage -- are used only to do damage to people, because there are plenty of firearms for which the same argument can be made. And yet we keep meeting resistance on that side of the aisle when we try and regulate them.

I vote no, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Gianaris to be recorded in the negative.

Announce the results.

THE SECRETARY: In relation to Calendar 1624, those recorded in the negative are Senators Comrie, Gianaris, Krueger, LaValle, Marcellino, Parker and Rivera.

Ayes, 54. Nays, 7.

ACTING PRESIDENT GRIFFO: The bill is passed.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, can we now call up Calendar Number 417 that was laid aside. It's a Croci bill. Could you lay that aside for the day, please.

ACTING PRESIDENT GRIFFO: Calendar 417, by Senator Croci, is laid aside for the day.

SENATOR DeFRANCISCO: In view of the people that are out in committee meetings and they can't debate the last bill or so, we're going to have an immediate meeting of the Republican Conference in Room 332. The estimate of time would be approximately one hour.

Hopefully the Judiciary Committee will be done by then and we can call other committee meetings and complete the calendars that's on the noncontroversial reading at the present time.

ACTING PRESIDENT GRIFFO: So there will be an immediate meeting of the Senate Republican Conference in Room 332. The Senate will stand at ease for approximately an hour.

(Whereupon, the Senate stood at ease at 12:40 p.m.)

(Whereupon, the Senate reconvened at 2:19 p.m.)

ACTING PRESIDENT GRIFFO: The Senate will return to order.

Senator DeFrancisco.

SENATOR DeFRANCISCO: I'd like to call an immediate meeting of the Rules Committee in Room 332.

ACTING PRESIDENT GRIFFO: There is an immediate meeting of the Rules Committee in Room 332, immediate meeting of the Rules Committee in Room 332.

SENATOR DeFRANCISCO: And those of you who have asked me how long are we going to be here tonight, my answer is it's all on you as to when you decide to show up for Rules and be present in chambers.

So immediate meeting of the Rules Committee.

ACTING PRESIDENT GRIFFO: The Rules Committee is meeting immediately in Room 332.

At the request of the Floor Leader, again, we want to remind everyone this is a very busy day. We would request that you remain close to the chamber or please indicate to the respective floor leaders where you may be so you can be found if necessary.

The Senate will stand temporarily at ease.

(Whereupon, the Senate stood at ease at 2:21 p.m.)

(Whereupon, the Senate reconvened at 3:06 p.m.)

ACTING PRESIDENT GRIFFO: The Senate will return to order.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, is there a report of the Rules Committee at the desk?

ACTING PRESIDENT GRIFFO: 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 198, by Senator Marchione, an act to amend the Military Law;

Senate 215, by Senator Marchione, an act to amend the Correction Law;

Senate 317, by Senator Peralta, an act to amend the Tax Law;

Senate 419, by Senator Golden, an act to amend the Public Authorities Law;

Senate 449, by Senator Young, an act to amend the Executive Law;

Senate 509, by Senator Díaz, an act to amend the Elder Law;

Senate 511, by Senator Díaz, an act to amend the State Finance Law;

Senate 520, by Senator Young, an act to amend the Public Health Law;

Senate 524, by Senator Young, an act to amend the Environmental Conservation Law;

Senate 539, by Senator Young, an act to amend the Social Services Law;

Senate 640, by Senator Boyle, an act to amend the Criminal Procedure Law;

Senate 817A, by Senator Funke, an act to amend the Urban Development Corporation Act;

Senate 885, by Senator Golden, an act to amend the Education Law;

Senate 1113, by Senator Akshar, an act to amend the Mental Hygiene Law;

Senate 1170A, by Senator Carlucci, an act to amend the Social Services Law;

Senate 1187, by Senator Marcellino, an act to amend the Vehicle and Traffic Law;

Senate 1236, by Senator Valesky, an act to amend the General Business Law;

Senate 1349B, by Senator Alcantara, an act to amend the Public Housing Law;

Senate 1435, by Senator Ritchie, an act to amend the Soil and Water Conservation Districts Law;

Senate 1456A, by Senator Avella, an act to amend the General City Law;

Senate 1676, by Senator Little, an act to amend the Arts and Cultural Affairs Law;

Senate 1840, by Senator Kennedy, an act to amend the Social Services Law;

Senate 1877, by Senator Avella, an act to amend the Education Law;

Senate 1973, by Senator Avella, an act to amend the Penal Law;

Senate 2105, by Senator Felder, an act to direct;

Senate 2120, by Senator O'Mara, an act to amend the Tax Law;

Senate 2477, by Senator Gianaris, an act to amend the Correction Law;

Senate 2533, by Senator Golden, an act to amend the Penal Law;

Senate 2608B, by Senator Little, an act to amend the Environmental Conservation Law;

Senate 2640, by Senator Lanza, an act to amend the Navigation Law;

Senate 2819, by Senator Lanza, an act to amend the Executive Law;

Senate 2884, by Senator Tedisco, an act to amend the Tax Law;

Senate 2999A, by Senator LaValle, an act to amend the Economic Development Law;

Senate 3059, by Senator Addabbo, an act to amend the Tax Law;

Senate 3223, by Senator Felder, an act to authorize;

Senate 3498, by Senator Bailey, an act to amend the Correction Law;

Senate 3755, by Senator Savino, an

act to amend the Banking Law;

Senate 3762B, by Senator Griffo, an act to amend the Workers' Compensation Law;

Senate 3813, by Senator Sanders, an act to amend the Education Law;

Senate 4010A, by Senator Seward, an act to amend the Insurance Law;

Senate 4090B, by Senator Akshar, an act to amend the Tax Law;

Senate 4091, by Senator Sanders, an act to amend the Public Authorities Law;

Senate 4207, by Senator Dilan, an act to authorize;

Senate 4268, by Senator Savino, an act to amend the Public Health Law;

Senate 4298, by Senator Carlucci, an act to amend the Penal Law;

Senate 4427A, by Senator Kennedy, an act in relation to deeming;

Senate 4589, by Senator Ritchie, an act to amend the Public Health Law;

Senate 4616, by Senator Griffo, an act to amend the Education Law;

Senate 4991A, by Senator Helming, an act to amend the Public Health Law;

Senate 5081, by Senator Lanza, an act in relation to;

Senate 5131A, by Senator Robach, an act to amend the Education Law;

Senate 5190, by Senator Griffo, an act to amend the Public Service Law;

Senate 5353, by Senator Funke, an act to amend the General Obligations Law;

Senate 5386, by Senator Murphy, an act to amend the Correction Law;

Senate 5453, by Senator Ortt, an act to amend the Retirement and Social Security Law;

Senate 5460, by Senator Parker, an act to amend the Public Authorities Law;

Senate 5487A, by Senator Serino, an act to amend the Education Law;

Senate 5522A, by Senator Avella, an act to amend the Election Law;

Senate 5551, by Senator Latimer, an act to authorize;

Senate 5659A, by Senator Gallivan, an act to amend the Real Property Tax Law;

Senate 5772, by Senator DeFrancisco, an act to amend the General Municipal Law;

Senate 5788, by Senator Klein, an

act to amend the Public Housing Law;

Senate 5850, by Senator Bonacic, an act to amend the Racing, Pari-Mutuel Wagering and Breeding Law;

Senate 5872, by the Senate Committee on Rules, an act to authorize;

Senate 5891, by Senator Klein, an act to amend the Education Law;

Senate 5924, by Senator LaValle, an act to amend Chapter 378 of the Laws of 2014;

Senate 5936A, by Senator Funke, an act to amend the Education Law;

Senate 5950, by Senator Akshar, an act to amend Chapter 413 of the Laws of 2003;

Senate 5951A, by Senator Akshar, an act to legalize, validate, ratify and confirm;

Senate 5962, by Senator Murphy, an act to amend Chapter 297 of the Laws of 2016;

Senate 5984, by Senator Seward, an act to amend Chapter 560 of the Laws of 1998;

Senate 6007, by Senator Ranzenhofer, an act to amend the Public Authorities Law;

Senate 6025, by Senator Helming, an act to amend the Environmental Conservation Law;

Senate 6086, by Senator Serino, an

act to amend the Election Law;

Senate 6107A, by Senator Seward, an act to amend the Environmental Conservation Law;

Senate 6113, by Senator Felder, an act to amend the Administrative Code of the City of New York;

Senate 6140A, by Senator Golden, an act to amend the Retirement and Social Security Law;

Senate 6157B, by Senator LaValle, an act to amend the Environmental Conservation Law;

Senate 6160, by Senator Parker, an act to authorize;

Senate 6195A, by Senator O'Mara, an act to amend the Environmental Conservation Law;

Senate 6273, by Senator Felder, an act to amend the Education Law;

Senate 6291, by Senator Lanza, an act to amend the Penal Law;

Senate 6302, by Senator Lanza, an act to enact;

Senate 6338A, by Senator Griffo, an act alienating;

Senate 6362A, by Senator DeFrancisco, an act to amend the Executive Law;

Senate 6411, by Senator Marchione, an act in relation to;

Senate 6420, by Senator Phillips, an act to amend the Public Officers Law;

Senate 6517, by Senator Croci, an act to amend the Education Law;

Senate 6545A, by Senator Flanagan, an act in relation to authorizing;

Senate 6607B, by Senator Griffo, an act to amend the Education Law;

Senate 6612A, by Senator Seward, an act to amend the Insurance Law;

Senate 6613, by Senator Croci, an act to amend the New York State Urban Development Corporation Act;

Senate 6635, by Senator Ritchie, an act to allow;

Senate 6638, by Senator Helming, an act to amend the Workers' Compensation Law;

Senate 6656, by Senator Hannon, an act to amend the Public Health Law;

Senate 6681, by Senator Valesky, an act to amend the Elder Law;

Senate 6682, by Senator LaValle, an act to amend the Environmental Conservation Law;

Senate 6684, by Senator Akshar, an act to amend the Criminal Procedure Law;

Senate 6689, by Senator Amedore, an act to amend the Social Services Law;

Senate 6690, by Senator Amedore, an act to amend the Highway Law;

Senate 6702, by Senator Bailey, an act to amend the State Technology Law;

Senate 6710A, by Senator Little, an act to amend the Public Health Law;

And Senate 6768, by Senator Flanagan, an act to amend the Education Law.

All bills reported direct to third reading.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: 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

Committee on Rules report is accepted and before the house.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Can we now return to messages from the Assembly.

ACTING PRESIDENT GRIFFO: Messages from the Assembly.

The Secretary will read.

THE SECRETARY: Senator Carlucci moves to discharge, from the Committee on Rules, Assembly Bill Number 474A and substitute it for the identical Senate Bill 1170A, Third Reading Calendar 1849.

ACTING PRESIDENT GRIFFO: The substitution is so ordered.

THE SECRETARY: Senator Griffo moves to discharge, from the Committee on Rules, Assembly Bill Number 2859B and substitute it for the identical Senate Bill 3762B, Third Reading Calendar 1872.

Senator Kennedy moves to discharge, from the Committee on Rules, Assembly Bill Number 4711A and substitute it for the identical Senate Bill 4427A, Third Reading Calendar 1880.

Senator Griffo moves to discharge,

from the Committee on Energy and Telecommunications, Assembly Bill Number 6571 and substitute it for the identical Senate Bill 5190, Third Reading Calendar 1887.

Senator Serino moves to discharge, from the Committee on Rules, Assembly Bill Number 7184A and substitute it for the identical Senate Bill 5487A, Third Reading Calendar 1892.

Senator Gallivan moves to discharge, from the Committee on Rules, Assembly Bill Number 6510A and substitute it for the identical Senate Bill 5659A, Third Reading Calendar 1895.

Senator Klein moves to discharge, from the Committee on Rules, Assembly Bill Number 7697 and substitute it for the identical Senate Bill 5891, Third Reading Calendar 1900.

Senator Funke moves to discharge, from the Committee on Rules, Assembly Bill Number 7729 and substitute it for the identical Senate Bill 5936A, Third Reading Calendar 1902.

Senator Akshar moves to discharge, from the Committee on Rules, Assembly Bill Number 4393 and substitute it for the identical Senate Bill 5950, Third Reading Calendar 1903.

Senator Ranzenhofer moves to

discharge, from the Committee on Corporations and Authorities, Assembly Bill Number 7285 and substitute it for the identical Senate Bill 6007, Third Reading Calendar 1907.

Senator Helming moves to discharge, from the Committee on Rules, Assembly Bill Number 7766 and substitute it for the identical Senate Bill 6025, Third Reading Calendar 1908.

Senator Serino moves to discharge, from the Committee on Rules, Assembly Bill Number 8086 and substitute it for the identical Senate Bill 6086, Third Reading Calendar 1909.

Senator Valesky moves to discharge, from the Committee on Rules, Assembly Bill Number 7796 and substitute it for the identical Senate Bill 6681, Third Reading Calendar 1931.

And Senator Bailey moves to discharge, from the Committee on Rules, Assembly Bill Number 6658 and substitute it for the identical Senate Bill 6702, Third Reading Calendar 1936.

ACTING PRESIDENT GRIFFO: The substitutions are all so ordered.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Can we go

back to motions and resolutions.

ACTING PRESIDENT GRIFFO: We will return to motions and resolutions.

SENATOR DeFRANCISCO: On page 42, I offer the following amendments to Calendar 1113, Senate Print 5776A, by Senator LaValle, and ask that said bill retain its place on the Third Reading Calendar.

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

SENATOR DeFRANCISCO: I now move that the following bill -- namely, 6587, by Senator Marchione -- be discharged from its respective committee and be recommitted with instructions to strike the enacting clause.

ACTING PRESIDENT GRIFFO: It is so ordered.

SENATOR DeFRANCISCO: Could you call on Senator Gianaris, please.

ACTING PRESIDENT GRIFFO: Senator Gianaris.

SENATOR GIANARIS: Thank you, Mr. President.

On behalf of Senator Dilan, I move

the following bill be discharged from its respective committee and recommitted with instructions to strike the enacting clause: Senate Bill 4239.

ACTING PRESIDENT GRIFFO: It is so ordered.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Now if we can go back to the original active list, two bills were laid aside: Calendar 579, Senate Print 5305B, by Senator Croci; and Calendar 1181, the bill is S1756, by Senator Stewart-Cousins.

By unanimous consent, we'd like to deal with those on the noncontroversial calendar.

ACTING PRESIDENT GRIFFO: Without objection, upon the motion, it is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 579, by Senator Croci, Senate Print 5305B, an act authorizing.

ACTING PRESIDENT GRIFFO: 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 GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar 579: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1181, by Senator Stewart-Cousins, Senate Print 1756, 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: In relation to Calendar 1181, those recorded in the negative are Senators Brooks, Kaminsky and Lanza.

Ayes, 59. Nays, 3.

ACTING PRESIDENT GRIFFO: The bill is passed.

SENATOR DeFRANCISCO: Can we now go

back to motions and resolutions.

ACTING PRESIDENT GRIFFO: We will return to motions and resolutions.

SENATOR DeFRANCISCO: And take up previously adopted Resolution 2861, by Senator Bailey, title only, and call on Senator Bailey to speak.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Legislative Resolution Number 2861, by Senator Bailey, memorializing Governor Andrew M. Cuomo to proclaim June 8, 2017, as Global Hip-Hop Day in the State of New York.

ACTING PRESIDENT GRIFFO: May I have some order in the house, please.

Senator Bailey.

SENATOR BAILEY: Thank you, Mr. President.

It's ironic that you said "in the house," because -- you know, for Global Hip-Hop Day.

June 8th was Global Hip-Hop Day. Borough President Ruben Díaz, Jr., and Councilwoman Vanessa Gibson, they had this Global

Hip-Hop Day which renamed 1520 Sedgwick Avenue to Hip-Hop Boulevard. Why is that important? Because on August 11, 1973, when I was negative 9 years old, hip-hop started at 1520 Sedgwick Avenue in the Bronx.

DJ Kool Herc, as legend would have it, he was entertaining at his sister's back-to-school party and he was trying something new on the turntable, "scratching" and allowing people -- MCs, as they were to be called -- letting them rap, as we now call it. And letting b-boys, as they called it, do a little bit of break dancing or alternative dancing.

Now hip-hop is everywhere. And I would opine to say, in the words of Common Sense, "I met this girl when I was 10 years old. And what I loved most, she had so much soul."

Hip-hop is not just music, it speaks to you. A Tribe Called Quest, as Senator Comrie has been known to say a line or two from, they had an album called "Beats, Rhymes and Life." And that is how I feel about hip-hop. That is how many people feel about hip-hop. Hip-hop is more than just rapping and MCing.

And I would venture to say the best

MC in this house is probably Chris Cook. If he says "Addabbo, Flanagan, Klein, Stewart-Cousins, Young" --

(Laughter.)

SENATOR BAILEY: -- you slow that down, you could put that on a beat, call it Lay It Aside Records, you can have a hit.

(Laughter.)

SENATOR BAILEY: But my earliest memories of hip-hop were my father monitoring the tapes that I had. Because that's what we had at first, we had tapes. And he would monitor these tape for explicit lyrics, making sure that I wasn't listening to the music with the curse words in it.

And I would always wonder, how did I end up with the explicit version when my friends were doing the version with the curses? Well, I had my father to thank for that 15 years later. But I'm a better man for it today.

Hip-hop started out in the park, as many say. But it went to TV. Will Smith -- The Fresh Prince of Bel-Air, as many know him -- started out as a rapper, saying "Parents just don't understand." Then he became a TV star and

then a movie star and one of the greatest actors of our generation. Hip-hop did that.

The rap group Three 6 Mafia, while I don't necessarily like the name, they won an Oscar for their performance for the soundtrack in Hustle & Flow. Ludacris, a rapper from Atlanta, Georgia, was in the top-grossing movie this year, one of the Fast & Furious -- Fast & Furious 39, I don't know.

(Laughter.)

SENATOR BAILEY: But the funny thing is that when I was growing up, people would talk about the viability of hip-hop, is hip-hop here to stay. And I think I've proven that it is.

I just remember that -- well, one of the best things about hip-hop is that no matter what age group you are, you can understand a certain thing about it. I remember one of the first times I heard "Eric B. is President" -- "make 'em, make 'em, make 'em clap to this" -- and it was a pivotal moment in my mind that the fusion of -- soul, R&B, jazz was all fused in one song, and I was able to hear that expression.

Growing up, my era was Notorious

B.I.G., Jay-Z and Nas. Then hip-hop went west to California: Dr. Dre, Snoop Dogg, E-40. Then it took a trip down South, where we met OutKast, IT, Ludacris, Young Jeezy, to name a few.

And there's a moment in every hip-hop fan's life where there was a certain line or a certain message was pivotal to you, and for me that was college. Up here at the University at Albany from 2000 to 2004 is when I really started to understand what rappers were saying and understand that it wasn't just nonsense, it wasn't just gobbledygook, it was metaphor. Beats, rhymes and life, as I had mentioned earlier.

And many people don't believe that hip-hop is more than violent lyrics and sexually explicit lyrics. And I would say to them, to quote Jay-Z, "Scarface the movie did more to me than Scarface the rapper did to me."

We don't talk about Breaking Bad as -- we don't talk about Brian Cranston being a deleterious effect to society, and he's doing some not-so-nice things on that show.

You know, in the time that I've been a hip-hop fan, I've heard a couple of verses, but

I'm going to share a little bit with you. Well, first before I say that, I want to talk about how hip-hop is more -- as global as it is, it's still local. And I have some friends who made a song called "Home Sweet Home" in I think 2007, friends named Nathaniel and Jah. And they were talking about the rampant effects of gentrification. Hip-hop is more than just party music. This is social commentary -- beats, rhymes and life.

So there was a rhyme that my friend Nate said -- and again, this has no explicit lyrics. I would not disgrace the Senate floor by doing such a thing. He said: "I'm agonna. Asked my mother what's the meaning of life. She must have thought I said I needed a Sprite, 'cause she handed me a soda and said living is air and pressure. God put us here to test us. Don't fall into panic and disorder. Man, it's like I taught you, stand up to them forces. This life is bitter like a bride standing at the altar. We ain't fully equipped like a standard Ford Explorer to deal with the nonsense. Planets talk for us."

What does that mean? It means that you have to be who you are. Beats, rhymes and

life.

The second rhyme I'm going to sing is an ode to the Bronx, and it's really quick. "Because if it wasn't for the Bronx, this rap {thing} probably never would be going on. So tell me where you from (uptown baby, uptown baby, we gets down baby, up for the crown baby)."

That talks about the origins of hip-hop in my own borough in the Bronx.

And the last rhyme I'm going to say is from Jay-Z, who if rumors are correct, he's just welcomed two new additions to the family. And this is appropriate for those of us in public service or anybody in the limelight.

"With the same sword they knight you, they gon' good-night you with. Man, that's only half if they like you. Don't believe me, ask Michael. See Martin, see Malcolm, see Biggie, see Pac, see success and its outcome. See Jesus, see Judas, see Caesar, see Brutus, see success is like suicide. Suicide, it's a suicide. If you succeed, prepare to be crucified. Media meddles, {people} sue you, you settle. Every step you take, they remind you you're ghetto. So it's tough being Bobby Brown.

To be Bobby then, you got to be Bobby now. And the question is, Is to have had and lost better than not having at all?"

That talks about the duality of the world that we live in when you deal with success. And the same people that will laud you for what you say today, they may not want you to do the same thing tomorrow. With the same sword they knight you, they will good night you with. Beats, rhymes and life.

So I will ask you all this. Hip-hop is ever-evolving, ever-changing. And Chris and I are going on the road soon, Lay It Aside Records.

(Laughter.)

SENATOR BAILEY: But in honor of Black Music Month and in honor of the home of hip-hop -- and Senator Serrano is not here this -- 1520 Sedgwick is in his district. I would just like to ask you all, from the movie Brown Sugar, when did you fall in love with hip-hop?

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: What's colder than being cool? Ice cold!

(Laughter.)

ACTING PRESIDENT GRIFFO: Senator Jamaal Bailey.

Senator Comrie.

SENATOR COMRIE: Mr. President, I rise to support this resolution that Senator Jamaal Bailey put together to acknowledge Black Music Month and also the origin of hip-hop from 1973.

Now, hip-hop, it means so much to so many people. As Senator Bailey has told you, it's created careers, it's given people opportunities. But it stemmed out of a cultural need to make sure that young people that were not getting music in schools, that were not getting opportunities to express themselves -- they found their own way.

They used the streets, they used the elements around them to create a music genere, to create opportunities, to give themselves expression and also pride in themselves that they could create music and within themselves to also create an opportunity for pride, create an opportunity for sincerity. And as Senator Bailey said, beats, rhymes and life -- utilizing the hip-hop venue, utilizing the musical venue within

themselves to create things that could express their feelings and emotions in a way that young people could start.

I come from a generation earlier in hip-hop, with Run-D.M.C., Kid 'n Play, LL Cool J. We have, you know, Queens -- while the Bronx started hip-hop, Queens solidified it with those groups. See, I'm going to start now.

(Laughter.)

SENATOR COMRIE: Now, we also had Jam Master Jay, Nicki Minaj, 50 Cent, Ja Rule, Kid 'n Play. Queens hip-hop goes deep, it goes solid, and it goes all the way to the Hall of Fame in Cleveland, Ohio, where we have hip-hop legend LL Cool J, who's got a gold opportunity to be in the Music Hall of Fame. But we also have, you know, other people that have made it to the Hall of Fame -- Run-D.M.C., who is in the Hall of Fame as well.

So since hip-hop got its start, it's grown and spread from city and state. It's become a multi-billion-dollar industry today. The Old School paved the way. So we have Global Hip-Hop Day, we have Black Music Month this month. From 1520 Sedgwick Avenue and Cedar Park

playground, the four elements of hip-hop have continued to stay around. Rapping and tagging, DJing and breaking, the path it's taken is nothing short of amazing. Commercials, TV shows, movies, Broadway shows and more -- and yes, occasionally in our esteemed chambers, right here on the Senate floor.

Whether you're black or white or native, Latino or Asian, hip-hop is represented by every nation.

I dedicate this to my colleagues who come from Queens -- James Sanders, Joe Addabbo, Toby Stavisky, Mike G., our fearless deputy.

Finally, let me end with this. We have a situation. We must deal with the nonsense, the malice, the poor public policy. Therefore, we must challenge fighting and fussing; we can do so much more if we bring back some trusting. We can't get together because we're falling apart. We need to come together because our country is in trouble. We need to make sure that we can do the things necessary to stop the negativity. It breaks my heart, I don't understand the difficulty.

We need to work together. Here are

63 equals. Here is people that are concerned about public service. Here is people that are concerned about the history of New York State and the history of this country. We can use hip-hop and any other venue and any other means to attract people to what we need to do to improve our country, to improve our situation and to make sure that we do everything we can, using every means possible, to make our city and state a better place.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Sanders.

SENATOR SANDERS: Thank you, Mr. President.

I want to thank the sponsor for his noble effort to ensure that hip-hop has its place in lights.

I want to take a moment to speak of -- we've heard about the Bronx roots of hip-hop, Manhattan has a place, and even Queens. But I want to alert you to the Rockaway roots of hip-hop, that a really undiscovered portion of the hip-hop world actually came out of Rockaways, Queens. Right by Riis Beach, there is a place, a

park over there where all of the DJs used to go, and they used to play. And this was the one of the beginnings of hip-hop.

But I do want to leave you with a message. My colleague Senator Comrie of course was speaking eloquently on Queens, but I want to say that at the essence of hip-hop, one of the things that you have to notice is that it has a message. And part of its message, the best part can be distilled from the actual song "The Message," where a person is speaking of the world that they find themselves in, a world that I encourage all of my colleagues to learn about, a world that we are supposed to be making a difference in. And he speaks and he says "It's like a jungle sometimes, it makes me wonder how I keep from goin' under."

And under those conditions -- not bad. Not bad. Don't quit that day job. Under those conditions, my friends, I encourage all of us to get the message that we need to make sure that the route to the American dream is never closed to any, that we ensure that the problems -- whether it be the opioid problems that people are dealing with or other problems --

are dealt with.

And we have it within our hands right here, before this session is up, to actually make a difference and therefore show that we have gotten the message.

Thank you, Mr. President. Thank you, Jamaal.

SENATOR BAILEY: Thank you.

ACTING PRESIDENT GRIFFO: Senator Squadron.

SENATOR SQUADRON: Thank you.

I thank Senator Bailey for doing this. I thank him for bringing a little bit of his flow to the Senate floor. However, every time it happens it only makes me look worse.

But it is important that we acknowledge the role of hip-hop. And actually the role of just the ability to be able to come here and bring up some lyrics and drop some rhymes is really something that's a mainstream idea because of the extraordinary influence that hip-hop has had.

It started where I started, "Uptown Baby," as Senator Bailey said, in the Bronx. It was made great throughout the five boroughs. We

have heard about much of it. Of course, the great Biggie Smalls and Jay-Z from Brooklyn, my adopted borough and home.

And you know, my evolution is one -- I've got a couple of eras in there, but I'm going to take you through it really quickly. Really my evolution, a little bit unchronological, went from Run-D.M.C. back to the Sugarhill Gang to Kool Moe Dee and Young MC and the Beastie Boys. Then I got into Native Tongues, A Tribe Called Quest, De La Soul. Along with them, I -- along with Mos Def and Talib Kweli, I grew up from Native Tongues into the Black Star, a great phenomenal album; some Wu-Tang, including some of their separate solo albums after, including ODBs, whose name I would never say on the Senate floor --

(Laughter.)

SENATOR SQUADRON: -- and had some wonderful years with The Roots.

And now, even though I've gotten older and mostly I just listen to the old stuff, I do enjoy some Ja Rule and some Jay-Z.

I did grow up, in the words of Black Sheep, on "Engine, Engine Number 9 on the

New York transit line." And I think we all should tell our constituents, if our train falls off the track, we'll pick it up, we'll pick it up, we'll pick it up, because basically you can get with this or you can get with that.

Thank you, Senator Bailey.

(Laughter; applause.)

ACTING PRESIDENT GRIFFO: Senator Rivera.

SENATOR RIVERA: Thank you, Mr. President.

I will not actually do a rhyme after that that he did. And I certainly wouldn't do one after Senator Bailey, because as it is said in the parlance, that brother can spit.

Now, I will be very quick. The reason why -- I am not a native New Yorker. I was originally born and raised in Puerto Rico. But the reason why I fell in love with the quintessential art form that is hip-hop is because of the fact that it grew up in the Bronx, a place that I've fallen in love with and I've grown to make my home, and the Bronx is about resilience. And hip-hop, at its core, is about resilience.

It was about a group of folks in the South Bronx that found that a wall could be not just a piece of wall, but could be a canvas, that a sidewalk could be a dance floor, that electricity off of a light pole could actually be hooked up to music, and then music, as it was repeated, could actually have somebody spitting rhymes over it.

And the idea that you could actually transform things that were in rubble into a party tells you everything that you need to know about the resilience of the people of the Bronx, and it is the reason why this is an art form that I think is magnificent.

There certainly have been many folks that have demonstrated their skills in this art form. I'm not so sure that Senator Squadron is one of them, lovely human being that he is. But I will join my colleagues in saying that I'm thankful to Senator Bailey for bringing this to the floor, because this is again a quintessential art form that we must celebrate.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: The resolution was adopted on 6/15.

Senator Hamilton.

SENATOR HAMILTON: Mr. President, I rise, I want to thank Senator Bailey for bringing this bill.

And I grew up in the South Bronx, and I grew up when rap was just starting. And it started because we didn't see ourselves on television, the music we were listening to didn't really reflect the conditions we were living under. I grew up in NYCHA houses. And when rap fist came out, it was sort of saying that we're sick and tired of being sick and tired of living in these conditions. But we loved the conditions that we lived under at the time, because we didn't know nothing else.

And I remember seeing Grandmaster Flash, Kool DJ AJ, Busy Bee. And at the time, rap was a cultural movement as far as expressing what we were feeling at the time in the South Bronx. There was arson going on, the Bronx was burning. There was an artistic form with rap at the same time, graffiti -- often the graffiti happened at the same time.

So I didn't think it would become international the way it is today. But the true

rap was really a message reflecting what was happening at the time and what we were going through in the South Bronx.

So I just want to thank Senator Bailey for bringing this up and acknowledging rap for its origins in the Bronx -- I mean, Queens did eventually get to it -- and letting people know that the area that had the lowest economic level as far as households could create an art form that would resonate throughout the world.

So I'm happy to say that I grew up in a place that -- it was hard to live at, but the creative thought process of the people at that time created an artistic form of music now that permeates music in all countries. Wherever you go, you hear rap.

Thank you very much.

ACTING PRESIDENT GRIFFO: Senator Benjamin.

SENATOR BENJAMIN: I will be very brief, but I found it impossible for me to sit down and not stand up on behalf of Harlem and Harlem's role in hip-hop.

I want to thank Senator Bailey for bringing this to the floor. But I want to remind

all of my colleagues that it was Harlem that made hip-hop global. It was Harlem that brought hip-hop to the mainstream.

I know many of us know the song "More Money, More Problems." I think that's probably something we have going on here as well. But it's the great artist known as Puff Daddy -- a/k/a P. Diddy, a/k/a a whole lot of other names that he comes up with -- who helped to take hip-hop to the next level.

And because of the work of him and others, a lot of them from Harlem, hip-hop is something that's known around the world. I know some folks in the suburbs might not be so excited about that, but let's be very clear that Harlem has a very deep place in hip-hop, and I just wanted to make sure that that was mentioned on the floor.

Thank you.

ACTING PRESIDENT GRIFFO: The resolution was adopted on 6/15 of 2017.

It is open for cosponsorship. Should you choose to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: There's a Supplemental Calendar 57A at the desk, and can we please do the noncontroversial reading.

ACTING PRESIDENT GRIFFO: (Inaudible.)

SENATOR DeFRANCISCO: No, I had no idea what the hell they were talking about.

(Sustained laughter.)

SENATOR DeFRANCISCO: Before we get to the noncontroversial reading, I would like to move to reconsider the vote by which Calendar 579 was passed.

ACTING PRESIDENT GRIFFO: The Secretary will read the title of the bill.

THE SECRETARY: Calendar Number 579, by Senator Croci, Senate Print 5305B, an act authorizing.

ACTING PRESIDENT GRIFFO: Call the roll on reconsideration.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is restored to third reading and before the house.

The Secretary will read.

THE SECRETARY: Calendar Number 579, by Senator Croci, Senate Print 5305B, an act authorizing.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Boyle.

SENATOR BOYLE: Mr. President, thank you.

I'd like to be recorded as abstaining from this vote. A principal in a social media company that I've done work with has an interest in the legislation through another company. So I please abstain.

ACTING PRESIDENT GRIFFO: Your abstention is noted and accepted.

SENATOR BOYLE: Thank you.

ACTING PRESIDENT GRIFFO: Results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill

is passed.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, this is the last week in session, so I want to apologize to the judges, but we've got to do something first before we get to them, and that is the noncontroversial reading of Supplemental Calendar 57A.

ACTING PRESIDENT GRIFFO: The Secretary will begin the noncontroversial reading of Supplemental Calendar 57A.

THE SECRETARY: Calendar Number 1835, by Senator Marchione, Senate Print 198, an act to amend the Military 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, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number

1836, by Senator Marchione, Senate Print 215, an act to amend the Correction Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 1836, those recorded in the negative are Senators Bailey, Benjamin, Comrie, Dilan, Gianaris, Hoylman, Krueger, Parker, Rivera, Sanders and Squadron.

Ayes, 51. Nays, 11.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1837, by Senator Peralta, Senate Print 317, an act to amend the 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 1838, by Senator Golden, Senate Print 419, 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.)

ACTING PRESIDENT GRIFFO: Senator Krueger to explain her vote.

SENATOR KRUEGER: Thank you, Mr. President.

Usually I've been voting against the bills that would lower the revenue to mass transit in some way, but this time I'm voting in support of the bill because in fact if we

decrease the tolls on the Verrazano, we encourage trucks to skip cutting across Manhattan Island when they didn't need to be in Manhattan, and that's a good thing for us.

Thank you, Mr. President. I vote yes.

ACTING PRESIDENT GRIFFO: Senator Krueger to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1839, by Senator Young, Senate Print 449, an act to amend the Executive 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.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to

Calendar 1839, those recorded in the negative are Senators Alcantara, Bailey, Benjamin, Comrie, Díaz, Dilan, Gianaris, Hamilton, Hoylman, Krueger, Montgomery, Parker, Peralta, Persaud, Rivera, Sanders and Squadron.

Ayes, 45. Nays, 17.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1840, by Senator Díaz, Senate Print 509, an act to amend the Elder Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 4. This act shall take effect on the 90th 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 1841, by Senator Díaz, Senate Print 511, 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.

THE SECRETARY: Calendar Number 1842, by Senator Young, Senate Print 520, an act to amend the Public Health Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 3. 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 1843, by Senator Young, Senate Print 524, 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, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1844, by Senator Young, Senate Print 539, an act to amend the Social Services Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar 1844, those recorded in the negative are Senators Alcantara, Bailey, Benjamin, Comrie, Dilan, Gianaris, Hoylman, Krueger, Peralta, Persaud, Sanders, Squadron and Stewart-Cousins.

Also Senators Montgomery and Stavisky. Also Senator Rivera.

Ayes, 46. Nays, 16.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1845, by Senator Boyle, Senate Print 640, an act to amend the Criminal Procedure 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: In relation to Calendar 1845, those recorded in the negative are Senators Comrie, Dilan, Krueger, Montgomery, Rivera, Sanders and Squadron.

Ayes, 55. Nays, 7.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Senator Funke moves to discharge, from the Committee on Rules, Assembly Bill Number 1260A and substitute it for

the identical Senate Bill 817A, Third Reading Calendar 1846.

ACTING PRESIDENT GRIFFO: The substitution is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 1846, by Member of the Assembly Buchwald, Assembly Print 1260A, an act to amend the Urban Development Corporation Act.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 5. 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 Dilan recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1847, by Senator Golden, Senate Print 885, 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, 61. Nays, 1. Senator DeFrancisco recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1848, by Senator Akshar, Senate Print 1113, an act to amend the Mental Hygiene Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 5. 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.

THE SECRETARY: Calendar Number 1849, substituted earlier by Member of the Assembly Paulin, Assembly Print 474A, an act to

amend the Social Services Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 3. 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 1849, those recorded in the negative are Senators Akshar, Bonacic, Croci, DeFrancisco, Gallivan, Griffo, Jacobs, Lanza, LaValle, Murphy, O'Mara, Ortt, Ranzenhofer, Ritchie and Serino. Also Senators Amedore and Helming.

Ayes, 45. Nays, 17.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1850, by Senator Marcellino, Senate Print 1187, 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 on the first of November.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

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

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1851, by Senator Valesky, Senate Print 1236, an act to amend the General Business 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, by Senator Alcantara, Senate Print 1349B, an act to amend the Public Housing 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, 60. Nays, 2. Senators Bonacic and Ortt recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1853, by Senator Ritchie, Senate Print 1435, 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.

Calendar Number 1854 does not have a home-rule message present at the desk, so it will be laid aside for the day.

THE SECRETARY: Calendar Number 1855, by Senator Little, Senate Print 1676, an act to amend the Arts and Cultural Affairs Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 4. This act shall take effect one year 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 1856, by Senator Kennedy, Senate Print 1840, an act to amend the Social Services 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 1857, by Senator Avella, Senate Print 1877, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the 90th 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 1858, by Senator Avella, Senate Print 1973, an act to amend the Penal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

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

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1859, by Senator Felder, Senate Print 2105, an act to direct.

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 1860, by Senator O'Mara, Senate Print 2120, an act to amend the 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 1861, by Senator Gianaris, Senate Print 2477, 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, 61. Nays, 1. Senator Montgomery recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1862, by Senator Golden, Senate Print 2533, 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 90th day.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

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

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1863, by Senator Little, Senate Print 2608B, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the same date and in the same manner as a concurrent resolution of the Senate and Assembly.

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 1864, by Senator Lanza, Senate Print 2640, an act to amend the Navigation 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.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 1864, those recorded in the negative are Senators Addabbo, Alcantara, Avella, Bailey, Benjamin, Breslin, Brooks, Carlucci, Dilan, Gianaris, Hannon, Hoylman, Kaminsky, Kennedy, Krueger, Latimer, Marcellino, Montgomery, Parker, Persaud, Rivera, Sanders, Squadron, Stavisky and Stewart-Cousins. Also Senator Peralta.

Ayes, 36. Nays, 26.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number

1865, by Senator Lanza, Senate Print 2819, an act to amend the Executive 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 Montgomery recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1866, by Senator Tedisco, Senate Print 2884, an act to amend the 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.)

ACTING PRESIDENT GRIFFO: Senator Krueger to explain her vote.

Can I have some order, please, in the house.

SENATOR KRUEGER: Thank you, Mr. President.

So the cost of this bill would be at least a billion dollars, so it seems to me this would be an appropriate discussion to have within the budget, perhaps next year.

But for people to understand, this actually zeroes out the estate tax on estates over $5 million. We have already done a reform of estate tax and made it comparable to the federal level, so I really don't know why the State of New York would choose to go even further than the standards of the federal government.

I certainly don't think we should decide a billion-dollar loss of revenue midyear without asking the hard question, What are we cutting out of the budget if we're losing a billion dollars, and certainly think this kind of big-picture tax question is worthy of serious discussion within the context of tax reform overall and the budget overall.

I vote no, Mr. President.

ACTING PRESIDENT GRIFFO: Senator

Krueger to be recorded in the negative.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, Mr. President. If we can hold up on the noncontroversial reading, and I understand there's a --

ACTING PRESIDENT GRIFFO: Let me complete this result first, Senator DeFrancisco.

SENATOR DeFRANCISCO: He didn't read the result?

ACTING PRESIDENT GRIFFO: No, still tabulating.

SENATOR DeFRANCISCO: Well, why not?

(Laughter.)

SENATOR DeFRANCISCO: All right, go ahead.

ACTING PRESIDENT GRIFFO: Math 101.

SENATOR DeFRANCISCO: All right.

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 1866, those recorded in the negative are Senators Addabbo, Alcantara, Avella, Bailey, Benjamin, Carlucci, Comrie, Dilan, Hamilton,

Kennedy, Klein, Krueger, Montgomery, Peralta, Persaud, Rivera, Savino, Squadron, Stavisky, Stewart-Cousins and Valesky. Also Senators Breslin, Díaz, Parker and Sanders in the negative.

Ayes, 37. Nays, 25.

ACTING PRESIDENT GRIFFO: The bill is passed.

Senator DeFrancisco.

SENATOR DeFRANCISCO: I'm going to have to withdraw what I said for a moment. We're just waiting for one thing. So if we can continue on maybe for a bill or two.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Calendar Number 1867, by Senator LaValle, Senate Print 2999A, an act to amend the Economic Development 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.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1868, by Senator Addabbo, Senate Print 3059, an act to amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This act shall take effect January 1, 2018.

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 1869, by Senator Felder, Senate Print 3223, an act to authorize.

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.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 1869, those recorded in the negative are Senators Akshar, Alcantara, Bailey, Bonacic, Breslin, Dilan, Gianaris, Hamilton, Hoylman, Kennedy, Krueger, Montgomery, Peralta, Rivera, Sanders, Squadron and Stavisky. Also Senator Stewart-Cousins.

Ayes, 44. Nays, 18.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1870, by Senator Bailey, Senate Print 3498, an act to amend the Correction 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.)

ACTING PRESIDENT GRIFFO: Senator Bailey to explain his vote.

SENATOR BAILEY: Mr. President, I'll be very brief.

I would like to thank my colleagues for voting in support of this common-sense legislation.

We were speaking about rehabilitation earlier in the context of the Parole Board. But if we are looking to rehabilitate, we need to make sure that accommodations and the opportunity to be rehabilitated are equal for women as they are for men. So I thank my colleagues here in this body for voting for this legislation.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Bailey in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1871, by Senator Savino, Senate Print 3755, an act to amend the Banking Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar 1871, those recorded in the negative are Senators Comrie, DeFrancisco, Hoylman, Krueger, Parker, Rivera and Sanders.

Ayes, 55. Nays, 7.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1872, substituted earlier by Member of the Assembly Zebrowski, Assembly Print 2859B, an act to amend the Workers' Compensation 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, 61. Nays, 1. Senator Murphy recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1873, by Senator Sanders, Senate Print 3813, 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 1874, by Senator Seward, Senate Print 4010A, an act to amend the Insurance 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 1875, by Senator Akshar, Senate Print 4090B, an act to amend the Tax 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 1876, by Senator Sanders, Senate Print 4091, 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 1877, by Senator Dilan, Senate Print 4207, an act to authorize.

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.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 1877, those recorded in the negative are Senators Akshar, Bonacic, Ortt and Ranzenhofer.

Ayes, 58. Nays, 4.

ACTING PRESIDENT GRIFFO: The bill is passed.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, we are now going to set that calendar aside for a moment

to get to the judges.

And I apologize again to them. There was a reason we had to wait this long. I'm not saying it was a good reason, but it was a reason.

(Laughter.)

SENATOR DeFRANCISCO: Is there a report of the Judiciary Committee at the desk?

ACTING PRESIDENT GRIFFO: Yes, there is a report of the Judiciary Committee before the desk.

SENATOR DeFRANCISCO: Could you please read the report.

ACTING PRESIDENT GRIFFO: The Secretary will read.

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

As Judges of the Court of Claims:

Honorable Donald Cerio, Jr.;

Honorable Leonard Livote;

Honorable Martin Marcus;

Honorable Michael Melkonian;

Honorable Frank P. Milano;

Honorable Wayne Ozzi;

Honorable Jeanette Rodriguez-Morick;
Sanford Neil Berland;
Gordon J. Cuffy;
Kathleen B. Hogan;
Steven M. Jaeger;
Honorable Edwina G. Richardson-Mendelson;
Joseph Risi;
Honorable Walter Rivera;
Carmen Victoria St. George; and
Honorable Peter F. Vallone, Jr.
SENATOR DeFRANCISCO: Mr. President, could you just call on Senator Bonacic for the motion.
ACTING PRESIDENT AKSHAR: Senator Bonacic.
SENATOR BONACIC: Thank you, Mr. President.
Earlier today the Senate Judiciary Committee met and considered the reappointment of seven judges to the Court of Claims, the appointment of three interim Supreme Court judges, and the appointment of nine new nominees to the Court of Claims.
I want to thank Governor Cuomo for

putting forth an impressive list of nominees for the court. The experienced jurists that are here today have all been approved by the Judicial Nominating Commission.

We always strive to put judges on the bench who display exemplary temperament and dedication to the bench. I am confident the nominees before the State Senate Judiciary Committee today will hold themselves to such standards.

The judges are joining us in the gallery today, many with family, spouses, and friends.

Pursuant to the provisions of Section 9 of Article VI of the Constitution, and the provisions of Section 2 of the Court of Claims Act, and pursuant to the provisions of Section 21 of Article VI of the Constitution, the Judiciary Committee has reported all of the nominations to the floor for Senate confirmation.

I'm going to introduce the judges individually, their friends and family. At the end of the introduction of 19 judges, I'll move their confirmation to the floor, and any Senator who wishes to speak on any judge or judges are

welcome to do so.

There is a book that is on your desks that talks at length of the background of each judge. And in the Judiciary Committee, we went into that to a certain extent. So let me start.

The first one is the Honorable Donald Cerio, Jr. As I call your name, please stand up. He's here with his bride, Renee, and their son Louis.

The second judge is the Honorable Leonard Livote.

The third judge is the Honorable Martin Marcus, with his bride, Gail.

The fourth judge is the Honorable Michael Melkonian, with his bride, Caroline, daughter Olivia, and son Maxwell.

The next judge is the Honorable Frank Milano, with his bride, Ruth.

The next judge is the Honorable Wayne Ozzi, with his bride, Lucy.

And the next judge is the Honorable Jeanette Rodriguez-Morick, with her husband, Harold; daughters Kathe and Madeleine Morick; father, Frank Garcia; mother, Rhode Garcia.

And all of the judges that I just mentioned are reappointments to the Court of Claims.

So at this time I'm going to stop with the continuation of the confirmation of the nominees until called upon when I get the green light. Thank you.

I'd like to now move all of those judges for the Court of Claims for confirmation. And I ask any Senator that wants to speak on those judges for reappointment to the Court of Claims, please feel free to do so.

ACTING PRESIDENT AKSHAR: Senator Stewart-Cousins.

Senator Gianaris.

Senator Little. No?

Any member wish to be heard?

(Laughter.)

ACTING PRESIDENT AKSHAR: The question is on the nomination of those names read to be confirmed to the Court of Claims. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT AKSHAR: Opposed, nay.

(No response.)

ACTING PRESIDENT AKSHAR: Those names read are hereby appointed to the Court of Claims.

(Standing ovation.)

ACTING PRESIDENT AKSHAR: The Secretary will continue to read.

THE SECRETARY: On the nominations of the Honorable John W. Carter, the Honorable Robert A. Neary, and the Honorable Barry R. Ostrager, to serve as Interim Supreme Court Justices.

ACTING PRESIDENT AKSHAR: Senator Bonacic.

SENATOR BONACIC: As we continue, the Honorable John W. Carter is here with his bride, Sharon Hockhart Carter.

The Honorable Robert A. Neary is here.

And the Honorable Barry R. Ostrager is here, with his friend the Honorable Mary Kay Vyskocil.

I move these three Interim Supreme Court Judges for confirmation. I ask any Senator if they would like to speak on any of these three

nominees. I move them all for confirmation.

ACTING PRESIDENT AKSHAR: Seeing no members wishing to be heard, the question is on the nomination of the names read to serve as Interim Supreme Court Judges. All those in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT AKSHAR: Opposed, nay.

(No response.)

ACTING PRESIDENT AKSHAR: Those names read are hereby appointed to serve as Interim Supreme Court Justices.

(Standing ovation.)

ACTING PRESIDENT AKSHAR: Senator DeFrancisco.

SENATOR DeFRANCISCO: For the newly appointed judges that are going to be named now, I just want to let you know I wanted all of you to feel what it's like waiting for a jury, okay?

(Laughter.)

SENATOR DeFRANCISCO: Could you go to the next group, please.

ACTING PRESIDENT AKSHAR: We just need a moment, Senator DeFrancisco. (Pause.)

The Secretary will read.

THE SECRETARY: Senator Bonacic, from the Judiciary Committee, reports the following appointments to the Court of Claims:

Sanford Neil Berland;

Gordon J. Cuffy;

Kathleen B. Hogan;

Steven M. Jaeger;

Honorable Edwina G. Richardson-Mendelson;

Joseph Risi;

Honorable Walter Rivera;

Carmen Victoria St. George; and

Honorable Peter F. Vallone, Jr.

ACTING PRESIDENT AKSHAR: Senator Bonacic.

SENATOR BONACIC: Thank you, Mr. President.

As I call each of your names, I would ask you to stand. And if you have spouses, family or friends, they can stand with you. Okay? Thank you.

And these are nine new appointments to the Court of Claims.

The first one will be Sanford Neil

Berland. He's here with his bride, Susan; his daughter Stephanie; his son Schuyler; and friend Aisha Choudhry. Please stand. Thank you.

The second one is Gordon Cuffy. He's with his bride, Dr. Nadine Cuffy, and their daughter Nicole.

The third one is Kathleen Hogan, with her husband, Kevin Bruen; children Kit, Bridget, and Patrick; uncle and aunt Tom and Terry Mercure; cousin Rebecca Marino; and friend Judge Plumadore.

I can see why you always get elected; you have your own big crowd following you, and family.

The next one is Steven Jaeger, with his bride, Peggy; son Robert; friends Kevin Brady and Fred and Ellen Levine.

The next one is the Honorable Edwina Richardson-Mendelson; husband, Dean Mendelson; and sister Shirley Symister. Okay, welcome.

The next one is Joseph Risi. He's here with his bride, Karen; sons Joseph Risi, III, and Christopher; daughter Kathryn Risi; mother-in-law and sister-in-law Irene and Debra Janusz. Welcome.

The next judge is the Honorable Walter Rivera, with his wife, Maria Isabel Figueroa; son Marcelo Rivera-Figueroa; son Julian Rivera; granddaughter Jenaja Rivera -- I probably messed that one up, sorry -- grandson Xavier Rivera; sister Ana Rosa Rivera; niece Marisol Feijoo, and friends Suzanna Berger, Miguel Santiago, and Steven Schmidt. Welcome to all of you.

My No. 8 judge is Carmen Victoria St. George, with her father, Andreas Markakis; spouse, Judge Norman St. George; daughters Alexandra and Isabella St. George; sister Maria Markakis; and friend Gennaro Savastano. Welcome to all of you.

And last but not least, the Honorable Peter F. Vallone, Jr., with his daughter Caroline Vallone.

Mr. President, I move at this time all the nominations to the floor of these new Court of Claims judges for Senate confirmation. I ask that you recognize any Senator who wants to speak on any of these distinguished nominees.

Thank you, Mr. President.

ACTING PRESIDENT AKSHAR: Senator

Little.

SENATOR LITTLE: Thank you, Mr. President.

It's really an honor for me to stand here during this confirmation process and speak on behalf of Kate Hogan. I thank the Governor for nominating her to the role of a Court of Claims judge. It is a nomination he will never regret, I can guarantee him.

It goes without saying that I have known Kate for a long time. I went to her mother and father's wedding. And I have just watched her in her professional career as she has gone from position to position, her 15 years as district attorney in Warren County -- difficult cases, difficult issues, always been able to handle them -- and always demonstrated great leadership in everything that she did.

Every now and then, I think, you get asked, Do you have any women mentors that you look up to and have mentored? And I have three. The first two are my two daughters, Elizabeth and Carolyn, who I mentor and have learned so much from the way they conduct their lives, their independence and all -- and the third is sitting

up in our gallery, Kate Hogan.

She is, beyond her professional career, a great wife, a great mother to her three children, a great cousin -- and she has oodles of them -- but more than that, a great friend and a great community person. She has just been a valuable part of our community and a very valuable part of my life. Her mom was my very, very best friend, and I know she's smiling at us.

Thank you.

ACTING PRESIDENT AKSHAR: Senator Stewart-Cousins.

SENATOR STEWART-COUSINS: Yes, thank you, Mr. President.

I rise to certainly congratulate all of the judges, but to especially congratulate the judge, Walter Rivera, from my district in Greenburgh. Judge Rivera is such an outstanding example of accomplishment, of humility, of great discretion. He is a role model for so many young people. He himself grew up in humble beginnings and, through education and stick-to-itiveness, rose to become not only a lawyer but the first Puerto Rican judge, the first Hispanic judge in the Town of Greenburgh.

He was telling me -- because I wanted to chat with him a little bit about today, and we were both marveling at how things actually work out. And one of the things that he said to me is that under Attorney General Robert Abrams, he served as assistant AG from 1981 to '85, and he defended New York in the Court of Claims.

Walter at that time was so impressive that the late Honorable Gerard Weisberg, who sat on the Court of Claims from '79 to '94, told Walter that he would probably be back. And today, because of who he is and what he has brought to this noble profession, he indeed is back.

We will be sorry to lose Walter Rivera as the Greenburgh Town Court Justice, as one of them, but we will certainly as a state gain from the accomplishments of this great, great man. So I am so happy the prediction was right. It is certainly something that will benefit the entire State of New York.

Congratulations to you, Walter, and your family. Thank you for serving us so proudly.

ACTING PRESIDENT AKSHAR: Thank

you, Senator.

Senator Marcellino.

SENATOR MARCELLINO: Thank you, Mr. President.

I rise to speak about a friend of 20 years, Sandy Berland. He is the husband of an accomplished woman, a councilperson on the Huntington Town Board, currently running for higher office. Hope you fail. Hope you stay on the town board, because we need you there. We need you in that place.

But Sandy's got the personality, the intelligence and the wit to stand in a position and not try to steal the limelight from his spouse. That's not an easy task. He's accomplished it. He knows the law, he's practiced it. He knows how to resolve issues, and he knows how to make friends. I don't know anybody that I've run into in the Town of Huntington that has a bad word to say about him.

So therefore I am pleased and proud to stand and second the nomination of Sanford Berland to the Court of Claims. He'll do us proud.

Be well, God bless, and good luck.

ACTING PRESIDENT AKSHAR: Thank you, Senator Marcellino.

Senator Gianaris.

SENATOR GIANARIS: Thank you, Mr. President.

First of all, let me congratulate the judges we've already confirmed, particularly Mr. Melkonian, who I have known for many years and is a fine gentleman.

I rise today to speak about two of the nominees on this list, and I'll do this in alphabetical order, so as not to offend anyone. But Joe Risi is someone I have known for a couple of decades now. He is a distinguished leader in the Queens legal community, particularly amongst the Long Island City lawyers. He chaired our community board and has shown a great engagement in civic life in Queens for a long, long time.

And for those of you who have been here long enough to remember my predecessor, he was George Onorato's counsel when George was here in the Senate, and so he has a special kinship to this body as a former employee and an all-around terrific guy. So I am pleased to second his nomination.

And, Joe, welcome and thank you.

And I also need to say a few words about Peter Vallone, Jr. Peter and I entered political life at the same time. His father, of course, has been in political life a long time, and his grandfather before him.

But I was elected to the State Assembly the year before Peter was elected to the City Council in New York. And one of the -- you know, if you're around in elected office long enough, there's certain moments that stay etched in your memory. And one was campaigning with Peter for the City Council on 9/11. And we ended up making our way to the rooftop of the school building in Queens, which was the polling site, and watched the towers burn together on that day. Obviously, something that neither of us will ever forget.

But that kicked off a 12-year period where he was representing our neighborhood in the city, and I was here in the state, and we worked together. An incredible partnership. He has since been elected to the Civil Court and now has the privilege of being nominated to be a judge on the Court of Claims.

And I am incredibly confident that he has the integrity and the intelligence and experience to make us all proud of his confirmation today. And so I would also like to second Peter's nomination, and great to see him up here.

And I thank all my colleagues for the opportunity to speak.

ACTING PRESIDENT AKSHAR: Thank you, Senator Gianaris.

Senator Breslin.

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

First of all, I'd like to salute the Governor for renominating Frank Milano to the Court of Claims. Frank has done an extremely good job. He's a wonderful lawyer and highly respected among his peers, serving out of Albany County, basically. But it's a great reappointment.

And as new appointments, it's hard to add on to what Senator Betty Little said about Kate Hogan, her mentee. But I've watched Kate Hogan through her years, starting in 2001 when she became district attorney -- or, excuse me,

Started with the district attorney's office in Glens Falls. But prior to that had done an excellent job as a trial lawyer in the Kings County District Attorney's office, but she wanted to get home.

And over her 15-plus years as DA, she has accomplished a great deal. And if you look at her resume, whatever she's done, it seems as though she's become the chairman, the president, the head -- like, for example, the State District Attorneys Association, which she became president of. She always assumes that leadership -- or I'm not so sure it isn't other people who determine she is our leader and will go to her.

But beyond that, her integrity, her work ethic, her knowledge of the law set her aside. And I think that as my friend Betty Little said, we're going to read about Kate Hogan for years to come and her new accomplishments at a new level in the courtroom, as a court judge.

Thank you very much, and I salute the Governor.

ACTING PRESIDENT AKSHAR: Thank you, Senator Breslin.

Senator Bailey.

SENATOR BAILEY: Thank you, Mr. President.

I rise in support of not only a constituent of mine, but an accomplished jurist and also a fellow alumni of CUNY School of Law, Ms. Edwina -- the Honorable Judge Edwina Richardson-Mendelson.

In my time at the CUNY School of Law, I was a member of the Black Law Students Association, and she would come back to us. And she was always giving back. It wasn't about just her career as a jurist, it wasn't about just her career in Family Court or heading up the Family Court -- she really had a keen spirit of giving back.

And I believe that the Governor has made a wise choice in choosing her to be on the Court of Claims, where we need to make sure that we are defending the state. And Governor Cuomo, you've chosen no finer constituent of mine than Judge Richardson-Mendelson.

Thank you, Mr. President.

ACTING PRESIDENT AKSHAR: Thank you, Senator Bailey.

Senator Comrie.

SENATOR COMRIE: Thank you, Mr. President.

I want to congratulate all of those that are being reappointed and the new appointments today.

I rise to speak to Peter Vallone, who is coming to the Court of Claims for the first time.

I had the honor to work with him in the County Council when we came in, the new group, in 2002, and from 2002 I had the honor to work with him in the City Council. I know his diligence, his work ethic, his focus on making sure things were done right.

He always was someone I could depend on to have a good argument with. When he was with you, he was with you 100 percent of the way. And when he wasn't with you, you knew that as well.

But he was a great colleague. Our children were the same ages, so we had an opportunity to talk about a lot of similar things as parents growing up. But you could always depend on Peter to be a person of conviction, a

person that understood right from wrong, and a person who was serious about getting it done properly to make sure that the city benefited.

I'm proud to know that he has had, as a jurist so far, an excellent track record, with many other people that have recommended his behavior on the bench, his persistence and his temperament. And I'm glad to see that he is now going to be a member of the Court of Claims.

So congratulations, Pete.

Thank you, Mr. President.

ACTING PRESIDENT AKSHAR: Thank you, Senator Comrie.

Senator Díaz.

SENATOR DÍAZ: Thank you, Mr. President.

There are times in life when you have to recognize good talent and good things. And there are times in life when I criticize the Governor, and there are times in life when I praise the Governor. Today I'm praising the Governor in these nine nominations, good nominations, especially when I see Peter Vallone, Jr., being nominated.

Peter Vallone, Jr., comes from a

very distinguished family in the City of New York, very dedicated people to the community. Especially I have to be grateful and recognize and tell all of you things that you don't know but you should know. You should know that in 1992, Peter Vallone, Sr., who was the City Council Speaker, nominated me to the Civilian Complaint Review Board as a commissioner representing Bronx County. And I served on that commission thanks to Peter Vallone, Sr.

But not only that, you should also know that Peter Vallone, Sr., gave my son Ruben Díaz, Jr., his first job, as a messenger in the City Council. And that opportunity that Peter Vallone, Sr., gave my son opened my son's appetite to politics. And while he worked under the supervision of Peter Vallone, Sr., and those City Council members as a messenger, he learned politics and he learned the ins and outs. And now my son Ruben Díaz, Jr., is the borough president of Bronx County.

And I have to appreciate that, and I have to thank and remember things that people do for you when you are starting. And if my son Ruben Senator Díaz, Jr., today is Bronx borough

president, I have to thank not only my lord and savior Jesus Christ, but also Peter Vallone, Sr., and those that helped him.

And today I'm proud, I'm honored, I praise my God for giving me the opportunity to vote in favor of and to vote proudly in the appointment of Peter Vallone, Jr., to this judge seat.

So congratulations, Peter Vallone, Jr. Convey to your father my admiration for the family and for you. And keep making us all proud, as you have done all your life with your family, and not only as an elected official but also building and promoting and giving young people opportunity. Your family gave me one, they give one to my son, we appreciate that. Today we thank you, and today we congratulate you.

Thank you, Mr. President.

ACTING PRESIDENT AKSHAR: Senator Díaz, thank you.

Senator Stavisky.

SENATOR STAVISKY: Thank you, Mr. President.

Right now there's a very proud

mother and father sitting in Astoria, I think, watching us today, and that's Peter Vallone, Sr. I really should have mentioned his mother first, Tina Vallone, a retired teacher. I must say when I was out campaigning with another brother, Paul Vallone, apparently there were a lot of his mother's former students living in the Bayside area where he was running, remembering the family.

So to the Vallones back in Astoria, I say congratulations. And to the new Court of Claims judge Peter Vallone, Jr., and to the entire Vallone family, you have a rich tradition and each of the sons is carrying out the tradition that goes back to the Vallone grandfather, Charles Vallone, who served as a judge and after whom the Civil Court Building in Queens is named. So I congratulate the Vallone family.

But I would be remiss if I didn't also mention Joe Risi, because I sat right over there for about 10 years next to Senator Onorato. And I know that Joe Risi and Senator Onorato were very, very close friends. And I know that George is smiling right now because Joe Risi has worked

hard.

He has been doing one of the most difficult jobs in the world -- without pay, no less -- and that's chairing a community board, where people from all walks of life, all kinds of interests, come together with totally different agendas and they try to work out agreements. And that's really what a judge is going to do also.

Joe Risi had been a Deputy Superintendent of Insurance at one time. He was counsel to Senator Onorato when Senator Onorato was the ranking member on the Insurance Committee.

So I congratulate all of the honorees, all of the judges, and I'm sure that they are going to make everybody proud.

Thank you, Mr. President.

ACTING PRESIDENT AKSHAR: Thank you, Senator Stavisky.

Senator DeFrancisco to close.

SENATOR DeFRANCISCO: Thank you, Mr. President.

I want to congratulate all the nominees and their relatives and friends that are here. I know this is an exciting day.

And you don't know how exciting it's going to be once you become a Court of Claims judge when you get to meet another Court of Claims judge, John J. Brunetti. John and I practiced law together. And I've been here 25 years, and he was appointed years and years ago. And I know how excited he was, his family was, and what a wonderful job he's done.

I want to commend the Governor on the appointments. I've read all the resumes; everybody is eminently qualified and are going to make outstanding judges. And I know how important that is, because I spent my professional life in the courtroom trying cases. And to have a good judge that's -- someone who's very conscious of how difficult it is to try cases and someone who gives everybody a fair shot, that's what everybody is looking for. So congratulations to all of you.

I got a text from John Cirando, who some of you may know, who's on the committees, one or more of the committees to screen the various lawyers. And he says "Court of Claims, Cerio re-up, Gordon Cuffy, first time, be good to them."

(Laughter.)

SENATOR DeFRANCISCO: That's what my wife does too, she sends me various messages.

And I want to be good to both of them. Don Cerio, you've been a great judge, a former DA. And congratulations again.

And Gordon Cuffy, I just want to say a couple of things. Gordon is from Onondaga County. He was in private practice for a while and then ended up in the Attorney General's office. And after that, the lead lawyer in Onondaga County, the County Attorney, and for the last couple of years has been general counsel to the Thruway Authority.

An extremely well-qualified, classy individual. It's exactly what we need in our neck of the woods on the Court of Claims.

So congratulations to all of you, and best of luck. I know you're going to do a great job.

ACTING PRESIDENT AKSHAR: Thank you, Senator DeFrancisco.

I'll recognize Senator Hannon.

SENATOR HANNON: Thank you, Mr. President.

There are a number of nominees today and confirmations today, of people I haven't seen for a while -- and welcome back -- and new ones, who I wish the best.

But there are some constituents in the gallery. And Judge, now Judge Carmen St. George, congratulations. But it's really distinguished from your family -- not just your daughters and your sisters and your father, but from your husband, who as a former opponent of mine bears the best title I could ever think of, which is Judge St. George. So I appreciate that.

I still look back at a wonderful campaign that we had. We probably befuddled the entire electorate because we had these esoteric discussions and debates. But I think it's typical of the quality of your family, typical of the quality of all the nominees and confirmations today.

And congratulations and best wishes to everybody. Thank you.

ACTING PRESIDENT AKSHAR: Seeing no other members wishing to be heard, the question is on the nomination of those names read to be confirmed as new appointments to the Court of

Claims.

All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT AKSHAR: Opposed, nay.

(No response.)

ACTING PRESIDENT AKSHAR: The names read are hereby appointed to the Court of Claims.

(Standing ovation.)

ACTING PRESIDENT AKSHAR: Senator DeFrancisco.

SENATOR DeFRANCISCO: There will be an immediate meeting of the Finance Committee in Room 332 while we continue the noncontroversial reading.

ACTING PRESIDENT AKSHAR: There's an immediate meeting of the Finance Committee in Room 332.

The Secretary will continue to read.

THE SECRETARY: Calendar Number 1878, by Senator Savino, Senate Print 4268, an act to amend the Public Health Law.

ACTING PRESIDENT AKSHAR: Read the last section.

THE SECRETARY: Section 3. This

act shall take effect immediately.

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1879, by Senator Carlucci, Senate Print 4298, an act to amend the Penal Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number

1880, substituted earlier by Member of the Assembly Peoples-Stokes, Assembly Print 4711A, an act in relation to deeming.

ACTING PRESIDENT AKSHAR: 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 AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1881, by Senator Ritchie, Senate Print 4589, an act to amend the Public Health Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the

roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: Can I have a little order in the house, please.

The bill is passed.

THE SECRETARY: Calendar Number 1882, by Senator Griffo, Senate Print 4616, an act to amend the Education Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1884, by Senator Helming, Senate Print 4991A, an

act to amend the Public Health Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1885, by Senator Lanza, Senate Print 5081, an act in relation to.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1886, by Senator Robach, Senate Print 5131A, an act to amend the Education Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1887, substituted earlier by Member of the Assembly Paulin, Assembly Print 6571, an act to amend the Public Service Law.

ACTING PRESIDENT AKSHAR: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1888, by Senator Funke, Senate Print 5353, an act to amend the General Obligations Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

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

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1889, by Senator Murphy, Senate Print 5386, an act to amend the Correction Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Senator Hoylman to explain his vote.

SENATOR HOYLMAN: Thank you, Mr. President.

I just wanted my colleagues to note that this is the 48th sex offender bill that we've considered on the floor this year.

We have about 48 hours, give or take, until the session is over, and I'm hopeful that we can move the Governor's Child Victims Act -- the same bill that passed the Assembly, the same bill that would lift the statute of limitations and provide real opportunity for justice for the survivors of child sexual abuse.

I'll be voting yes. Thank you,

Mr. President.

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

Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1890, by Senator Ortt, Senate Print 5453, an act to amend the Retirement and Social Security Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1891, by Senator Parker, Senate Print 5460, an act to amend the Public Authorities Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1892, substituted earlier by Member of the Assembly Gottfried, Assembly Print 7184A, an act to amend the Education Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1893, by Senator Avella, Senate Print 5522A, an act to amend the Election Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the results.

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

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1894, by Senator Latimer, Senate Print 5551, an act to authorize.

ACTING PRESIDENT AKSHAR: 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 AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1895, substituted earlier by Member of the Assembly D'Urso, Assembly Print 6510A, an act to amend the Real Property Tax Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1896, by Senator DeFrancisco, Senate Print 5772, an act to amend the General Municipal Law.

ACTING PRESIDENT AKSHAR: There is no home-rule message present at the desk. The bill will be laid aside for the day.

THE SECRETARY: Calendar Number 1897, by Senator Klein, Senate Print 5788, an act to amend the Public Housing Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1898, by Senator Bonacic, Senate Print 5850, an

act to amend the Racing, Pari-Mutuel Wagering and Breeding Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1899, by the Senate Committee on Rules, Senate Print 5872, an act to authorize.

ACTING PRESIDENT AKSHAR: Read the last section.

SENATOR ADDABBO: Lay it aside.

ACTING PRESIDENT AKSHAR: The bill will be laid aside.

THE SECRETARY: Calendar Number 1900, substituted earlier by Member of the Assembly Pichardo, Assembly Print 7697, an act to

amend the Education Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

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

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1901, by Senator LaValle, Senate Print 5924, an act to amend Chapter 378 of the Laws of 2014.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce

the results.

THE SECRETARY: In relation to Calendar 1901, those recorded in the negative are Senators Akshar, Croci, Ranzenhofer and Robach.

Ayes, 58. Nays, 4.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1902, substituted earlier by Member of the Assembly Jaffee, Assembly Print 7729, an act to amend the Education Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1903, substituted earlier by Member of the

Assembly Schimminger, Assembly Print 4393, an act to amend Chapter 413 of the Laws of 2003.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1904, by Senator Akshar, Senate Print 5951A, an act to legalize, validate, ratify and confirm.

ACTING PRESIDENT AKSHAR: There is no home-rule message present at the desk. The bill will be laid aside for the day.

THE SECRETARY: Calendar Number 1905, by Senator Murphy, Senate Print 5962, an act to amend Chapter 297 of the Laws of 2016.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1906, by Senator Seward, Senate Print 5984, an act to amend Chapter 560 of the Laws of 1998.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1907, substituted earlier by Member of the Assembly Dinowitz, Assembly Print 7285, an act to amend the Public Authorities Law.

ACTING PRESIDENT AKSHAR: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the same date and in the same manner as Part LL of a chapter of the Laws of 2017.

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1908, substituted earlier by Member of the Assembly Kolb, Assembly Print 7766, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT AKSHAR: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1909, substituted earlier by Member of the Assembly Skartados, Assembly Print 8086, an act to amend the Election Law.

ACTING PRESIDENT AKSHAR: Read the last section.

THE SECRETARY: Section 2. This act shall take effect January 1, 2018.

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1910, by Senator Seward, Senate Print --

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

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

THE SECRETARY: Calendar Number 1911, by Senator Felder, Senate Print 6113, an act to amend the Administrative Code of the City of New York.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1912, by Senator Golden, Senate Print 6140A, an act to amend the Retirement and Social Security

Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1913, by Senator LaValle, Senate Print 6157B, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Senator LaValle to explain his vote.

SENATOR LaVALLE: Thank you, Mr. President.

This is a bill that adds to the Pine Barrens Preserve, the third Forest Preserve -- the first being the Adirondacks, the Catskills, and now the Pine Barrens, sponsored in 1993 by myself and Assemblyman Tom DiNapoli, who now is our Comptroller, and the Governor was Governor Mario Cuomo.

Eleven hundred acres are being added to the core. So that means these 1100 acres will be preserved, cannot be built on. And it's a great thing for the people not only of Long Island but for the people of New York State.

I vote aye.

ACTING PRESIDENT AKSHAR: Senator LaValle to be recorded in the affirmative.

Announce the result.

THE SECRETARY: Ayes, 60. Nays, 2. Senators DeFrancisco and Ortt recorded in the negative.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1914, by Senator Parker, Senate Print 6160, an

act to authorize.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

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

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1915, by Senator O'Mara, Senate Print 6195A, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Senator

Hoylman to explain his vote.

SENATOR HOYLMAN: Thank you, Mr. President.

I'll be voting in the negative. I understand the intention behind this bill, which is to allow a new type of can-ring products. But the new rings that this bill envisions are to be recyclable but not degradable, as current law states.

So I'll be voting in the negative. I don't think we should be loosening our laws around plastics that have a detrimental effect on wildlife in our oceans.

Thank you.

ACTING PRESIDENT AKSHAR: Senator Hoylman to be recorded in the negative.

Announce the result.

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

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1916, by Senator Felder, Senate Print 6273, an act to amend the Education Law.

ACTING PRESIDENT AKSHAR: Read the

last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1917, by Senator Lanza, Senate Print 6291, an act to amend the Penal Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

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

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1918, by Senator Lanza, Senate Print 6302, an act to enact.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1919, by Senator Griffo, Senate Print 6338A, an act alienating.

ACTING PRESIDENT AKSHAR: 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 AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1920, by Senator DeFrancisco, Senate Print 6362A --

SENATOR ADDABBO: Lay it aside.

ACTING PRESIDENT AKSHAR: The bill is laid aside.

THE SECRETARY: Senator Marchione moves to discharge, from the Committee on Rules, Assembly Bill Number 8042 and substitute it for the identical Senate Bill 6411, Third Reading Calendar 1921.

ACTING PRESIDENT AKSHAR: The substitution is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 1921, by Member of the Assembly McDonald,

Assembly Print 8042, an act in relation to.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 60. Nays, 2. Senators Hoylman and Krueger recorded in the negative.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1922, by Senator Phillips, Senate Print 6420, an act to amend the Public Officers Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Senator Phillips to explain her vote.

SENATOR PHILLIPS: Thank you, Mr. President. I rise to explain my vote.

So this bill is designed to protect those who are really the most vulnerable to crime, victims of sexual abuse. There is a case, a convicted Level 3 sex offender is seeking statements made by his child victims from the Nassau County DA's office under the Freedom of Information Law, and the Court of Appeals is going to hear the case in 2017.

Public disclosure of these sensitive records to the media, to sexual predators, abusive parents or cyber bullies, would only serve to cause these victims further undue harm.

This expansion of FOIL is common-sense legislation, and I thank all my colleagues for their support of this important legislation.

Thank you. I vote aye.

ACTING PRESIDENT AKSHAR: Senator Phillips to be recorded in the affirmative.

Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1923, by Senator Croci, Senate Print 6517, an act to amend the Education Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1924, by Senator Flanagan, Senate Print 6545A, an act in relation to.

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

The Secretary will read the last section.

THE SECRETARY: Section 6. This

act shall take effect immediately.

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1925, by Senator Griffo, Senate Print 6607B, an act to amend the Education Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

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

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number

1926, by Senator Seward, Senate Print 6612A, an act to amend the Insurance Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1927, by Senator Croci, Senate Print 6613, an act to amend the New York State Urban Development Corporation Act.

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

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

THE SECRETARY: Calendar Number 1928, by Senator Ritchie, Senate Print 6635, an act to allow.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1929, by Senator Helming, Senate Print 6638, an act to amend the Workers' Compensation Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1930, by Senator Hannon, Senate Print 6656, an act to amend the Public Health Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

SENATOR DeFRANCISCO: Lay it aside for the day.

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

THE SECRETARY: Calendar Number 1931, substituted earlier by Member of the Assembly Lupardo, Assembly Print 7796, an act to amend the Elder Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the

roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1932, by Senator LaValle, Senate Print 6682, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT AKSHAR: Read the last section.

THE SECRETARY: Section 2. This act shall take effect January 1, 2018.

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1933, by Senator Akshar, Senate Print 6684, an act to amend the Criminal Procedure Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1934, by Senator Amedore, Senate Print 6689, an act to amend the Social Services Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1935, by Senator Amedore, Senate Print 6690, an act to amend the Highway Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1936, substituted earlier by Member of the Assembly Gjonaj, Assembly Print 6658, an act to amend the State Technology Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1937, by Senator Little, Senate Print 6710A, an act to amend the Public Health Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT AKSHAR: The bill is passed.

THE SECRETARY: Calendar Number 1938, by Senator Flanagan, Senate Print 6768, an

act to amend the Education Law.

ACTING PRESIDENT AKSHAR: Read the last section.

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

ACTING PRESIDENT AKSHAR: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT AKSHAR: Announce the result.

THE SECRETARY: In relation to Calendar 1938, those recorded in the negative are Senators Alcantara, Amedore, Hoylman and Murphy.

Ayes, 58. Nays, 4.

ACTING PRESIDENT AKSHAR: The bill is passed.

Senator DeFrancisco, that completes the noncontroversial reading of Supplemental Calendar 57A.

SENATOR DeFRANCISCO: I believe we should at this point stand at ease until the return of the Finance Committee, which hopefully won't be too long from now. Once they return, we will immediately get on with their nominations.

ACTING PRESIDENT AKSHAR: The

Senate will stand at ease as we wait for the return of the Finance Committee.

(Whereupon, the Senate stood at ease at 5:16 p.m.)

(Whereupon, the Senate reconvened at 6:20 p.m.)

ACTING PRESIDENT CROCI: The Senate will come to order.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, there will be another Rules agenda coming up. Also, some bills will be taken off the calendar to an active list. We still have the nominees that are going to come out of the Finance Committee, if they come out of the Finance Committee, sometime today. And there's new bills the other conferences and our conference have to take a look at.

So what we're going to do is we're going to adjourn until 8:30 -- not adjourn, recess. Recess, thank you. I really want to adjourn.

(Laughter.)

SENATOR DeFRANCISCO: We're going to recess until 8:30 this evening. And just for

the hell of it, I'll say it -- I know nobody will listen -- 8:30 sharp. That way we can get those other elements done and go home at a reasonable hour. Thank you.

ACTING PRESIDENT CROCI: So the Senate will stand at ease until 8:30, at which time we will take up the remaining agendas.

SENATOR DeFRANCISCO: And what we'll do when we get back here at 8:30, when everybody shows up at 9:30, then we'll start.

(Laughter.)

SENATOR DeFRANCISCO: I'm kidding, I'm kidding.

ACTING PRESIDENT CROCI: Senate will resume at 8:30.

The Senate stands at ease.

(Whereupon, the Senate stood at ease at 6:22 p.m.)

(Whereupon, the Senate reconvened at 8:39 p.m.)

ACTING PRESIDENT GRIFFO: The Senate will come to session.

Senator Gianaris, would you like to rise and lead us in the pledge?

(Laughter.)

SENATOR GIANARIS: I would love to. Can I?

(Laughter.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Is there a report of the Finance Committee at the desk?

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

SENATOR DeFRANCISCO: Could we please have it read.

ACTING PRESIDENT GRIFFO: The Secretary will read.

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

As executive director of the Justice Center for the Protection of People with Special Needs, Denise M. Miranda, of Mount Vernon.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: I move the nomination.

ACTING PRESIDENT GRIFFO: The nomination of Denise M. Miranda for executive

director of the Justice Center for the Protection of People with Special Needs is before the house. All in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Denise M. Miranda is hereby confirmed as the executive director of the Justice Center for the Protection of People with Special Needs.

The Secretary will continue.

THE SECRETARY: As director of the Authorities Budget Office, Jeffrey H. Pearlman, of Albany.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Move the nomination.

ACTING PRESIDENT GRIFFO: The nomination of Jeffrey H. Pearlman for the office of director of the Authorities Budget Office is before the house. All in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The appointment of Jeffrey Pearlman as director of the Authorities Budget Office has been confirmed by the Senate.

(Standing ovation.)

ACTING PRESIDENT GRIFFO: We want to extend our congratulations, Jeff. I know you spent some time down here on the dais in the past. So good luck, and we look forward to working with you. Continue doing good things.

The Secretary will read.

THE SECRETARY: As a member of the New York State Gaming Commission, Robert L. Megna, of Albany.

ACTING PRESIDENT GRIFFO: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

I rise to nominate Robert L. Megna, of Albany, as a member of the New York State Gaming Commission.

Mr. Megna is very well known to the Legislature, has worked in state government for many years. And so I'd like to have this nomination advanced, if you could, Mr. President.

ACTING PRESIDENT GRIFFO: The question is on the appointment of Robert L. Megna as a member of the New York State Gaming Commission. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: I'm going to vote aye, but I'm a little concerned about this nominee, since he can't seem to hold a job.

(Laughter.)

SENATOR DeFRANCISCO: He's had every job in the State of New York, and maybe he's got a couple left, but I'm glad he's doing this one.

Thank you. I vote aye.

ACTING PRESIDENT GRIFFO: Senator Bonacic.

SENATOR BONACIC: This is on the confirmation of Bob Megna.

We had Mr. Megna appear before the Racing and Wagering Committee. I've been impressed with all of the outstanding positions

he's held in state government. And for him to take the time to bring all of that experience to the Gaming Commission, he'll bring a new look to it and he'll bring added intelligence.

I gladly support his nomination.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: The question is on, again, the confirmation of Robert L. Megna as a member of the New York State Gaming Commission. All in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Robert L. Megna is appointed and confirmed as a member of the New York State Gaming Commission.

The Secretary will continue.

THE SECRETARY: As commissioner of the Division of Homeland Security and Emergency Services, Roger Parrino, Sr., of Queens.

ACTING PRESIDENT GRIFFO: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

It truly is a privilege to make this

nomination today. He has appeared in front of the Finance Committee. I cannot think of a better resume for this position. His background is in law enforcement and homeland security issues; he spent time overseas in service to our country. And truly we are very blessed to have somebody with that type of background who will be able to protect the people of New York State.

So it is with great enthusiasm that I rise in support and make this nomination.

ACTING PRESIDENT GRIFFO: Senator Croci.

SENATOR CROCI: Thank you, Mr. President.

I'm rising today to support the nomination of Roger Parrino for commissioner of the Division --

ACTING PRESIDENT GRIFFO: Excuse me, Senator Croci.

Can I have some order in the house, please.

Senator Croci.

SENATOR CROCI: -- to support the nomination of Roger Parrino for the commissioner of the Division of Homeland Security and

Emergency Services.

In addition to what my colleague Senator Young said, this is somebody who understands what the consequences of a terrorist attack on the United States are. He understands that New York suffered disproportionately on September 11, 2001. And I believe his experience not only in law enforcement in New York's finest, but also in federal service at the Department of Homeland Security, will if in any effect give us an additional resource, and that is a tremendous amount of human capital to ensure that if it is possible to prevent an attack in this state, that we have an individual there who has the experience, who has the knowhow, and beyond that has the desire to serve the people of New York in this very difficult capacity.

So I congratulate him. I welcome him back into state service. And we look forward to working with him for our residents.

Thank you very much.

ACTING PRESIDENT GRIFFO: Senator Bonacic.

SENATOR BONACIC: Thank you, Mr. President.

I've been listening to Senator Croci for quite some time when he deals with homeland security issues, and one of the areas that we're all particularly concerned with is cyber security and hacking of our systems. And I would hope that, Roger, when you get into this new position, that you will look to beef up safeguards in cybersecurity measures.

I wholeheartedly support the nomination of this gentleman.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: The question is on the nomination of Roger Parrino, Sr., as commissioner of the Division of Homeland Security and Emergency Services. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Roger Parrino, Sr., has been confirmed as commissioner of the Division of Homeland Security and Emergency Services.

Commissioner, congratulations.

(Standing ovation.)

ACTING PRESIDENT GRIFFO: Commissioner, we congratulate you. We extend our best wishes and look forward to working with you.

The Secretary will continue.

THE SECRETARY: As commissioner of the State Insurance Fund, Ryan P. Delgado, of Watervliet.

ACTING PRESIDENT GRIFFO: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

I'm very happy tonight to advance the name of Ryan P. Delgado, of Watervliet, as commissioner of the State Insurance Fund. And I look forward to having him confirmed.

ACTING PRESIDENT GRIFFO: The question is on the nomination of Ryan P. Delgado as commissioner of the State Insurance Fund. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Ryan P. Delgado has been confirmed as commissioner of the New York State Insurance Fund.

The Secretary will continue.

THE SECRETARY: As member of the Niagara Frontier Transportation Authority, Bonita R. Durand, Ph.D., of Buffalo.

ACTING PRESIDENT GRIFFO: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

And again, I put forward the name of Bonita R. Durand, Ph.D., of Buffalo. This is a reappointment to the Niagara Frontier Transportation Authority. It's a very, very significant agency in Western New York. And I have confidence that she'll continue to do the job.

So thank you, Mr. President.

ACTING PRESIDENT GRIFFO: The question is on the nomination of Bonita R. Durand, as a member of the Niagara Frontier Transportation Authority. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Bonita R.

Durand is hereby confirmed as a member of the Niagara Frontier Transportation Authority.

The Secretary will continue.

THE SECRETARY: As a member of the Stewart Airport Commission, Louis Heimbach, of Warwick.

ACTING PRESIDENT GRIFFO: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

Again, this is a very highly qualified person and it speaks --

ACTING PRESIDENT GRIFFO: Can I have some order in the house, please.

SENATOR YOUNG: It speaks the greatest that Senator Larkin, who represents Stewart Air Force Base, enthusiastically advanced the nomination in the Finance Committee of this individual. And that gives me great confidence and comfort in that it has the endorsement of Senator Larkin.

So thank you, Mr. President.

ACTING PRESIDENT GRIFFO: The question is on the nomination of Louis Heimbach as a member of the Stewart Airport Commission.

All in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Louis Heimbach is hereby confirmed as a member of the Stewart Airport commission.

The Secretary will continue.

THE SECRETARY: As a member of the Ogdensburg Bridge and Port Authority, Chris Coffin, of Ogdensburg.

ACTING PRESIDENT GRIFFO: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

Chris Coffin, of Ogdensburg, actually is being newly appointed as a member of the Ogdensburg Bridge and Port Authority.

And therefore I again am very happy to advance this nomination.

ACTING PRESIDENT GRIFFO: The question is on the nomination of Chris Coffin as a member of the Ogdensburg Bridge and Port Authority. All in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Chris Coffin is hereby confirmed as a member of the Ogdensburg Bridge and Port Authority.

The Secretary will continue.

THE SECRETARY: As members of the Metropolitan Transportation Authority: Fernando Ferrer, of the Bronx; Susan Metzger, Ph.D., of Warwick; Scott Rechler, of Old Brookville; Scott Rechler, of Old Brookville; Polly Trottenberg, of Brooklyn; and Carl Weisbrod, of New York.

ACTING PRESIDENT GRIFFO: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

I am advancing the nominations of these individuals.

I do want to point out, if the members are looking at their agenda, it says "Scott Rechler" twice, one new appointment and one reappointment, and I wanted to explain that. He is finishing a term to 6/30/2017 and then getting a new term to 2023. So if anybody had any questions about that, that should answer

those.

Obviously, with the MTA board we always have lots of questions. And at some time in the future perhaps we could actually have the members come in to answer some of the members' questions. However, we received these nominations very late, and it would be difficult to get them to Albany at this time. But we want to have a continued discussion about the MTA for sure.

ACTING PRESIDENT GRIFFO: Senator Rivera.

SENATOR RIVERA: Thank you, Mr. President.

I just wanted to very briefly --

ACTING PRESIDENT GRIFFO: Can I have some order, please.

SENATOR RIVERA: I'd actually like to very briefly address what Senator Young just said.

And I just want to underline the fact that we are trying to do -- we're two separate aisles, but we're trying to do the best that we can with what we've been given. I've had conversations with, for example, Senator Griffo

about how at the very end we are getting so many nominations that when we, under normal circumstances, would see many of these folks, have an opportunity to talk to them, to really get deep into -- I mean, just talk about the MTA for a second. Obviously, many issues. It would be great if we could actually discuss it with them and see what their vision is for how we're going to make the system better. And unfortunately, we do not have that opportunity.

I would encourage anyone who is listening who has anything to do with getting us nominations in a timely fashion, to do so in the future because it would actually be helpful to the process that we're trying to undergo here. We have more than one branch, and it would be great if we could actually take some time to go through these nominations carefully, to consider them carefully.

It's kind of an outrage, Mr. President, and I know that you agree with me on this as well, that we don't get these nominations in a timely fashion.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: The

question is on the nomination of the individuals read for positions as members of the Metropolitan Transportation Authority. All in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The individuals read are hereby confirmed as members of the Metropolitan Transportation Authority.

The Secretary will continue.

THE SECRETARY: As nonvoting members of the Metropolitan Transportation Authority: Andrew Albert, of New York, and Randolph Glucksman, of West Nyack.

ACTING PRESIDENT GRIFFO: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

We are advancing tonight these two appointments. Andrew Albert is a reappointment as a nonvoting member of the Metropolitan Transportation Authority, while Randolph Glucksman, of West Nyack, is a new appointment.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: The

question is on the individuals read as nonvoting members of the Metropolitan Transportation Authority. All in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The individuals listed are hereby confirmed as nonvoting members of the Metropolitan Transportation Authority.

The Secretary will continue.

THE SECRETARY: As members of the Capital District Transportation Authority: Michael J. Criscione, of Albany, and Jaclyn Mancini, of Schenectady.

ACTING PRESIDENT GRIFFO: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

I rise to advance the nominations. These are both new appointments to the Capital District Transportation Authority. Those who live in areas with transportation authorities know that they're very important to the quality of life and economy of the locals, the people

that they serve. So I believe very strongly that we should confirm these individuals.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: The question is on the individuals listed and read as members of the Capital District Transportation Authority. All in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The individuals as read are hereby confirmed as members of the Capital District Transportation Authority.

The Secretary will continue.

THE SECRETARY: As members of the Central New York Regional Transportation Authority: Tina Fitzgerald, of Syracuse; Brian M. Schultz, of Fayetteville; and Louella Williams, of Syracuse.

ACTING PRESIDENT GRIFFO: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

It's great that we are filling these

appointments tonight. Tina Fitzgerald, of Syracuse, is a new appointment, and being reappointed are Brian Schultz and Louella Williams. And Brian Schultz hails from Fayetteville; Louella Williams is from Syracuse.

And therefore I would encourage an aye vote on these nominees.

ACTING PRESIDENT GRIFFO: The question is on the members that have been read as nominees to the Central New York Regional Transportation Authority. All in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The individuals as read are hereby confirmed as members of the Central New York Regional Transportation Authority.

The Secretary will continue.

THE SECRETARY: As members of the Rochester-Genesee Regional Transportation Authority: William J. Ansbrow, of Rochester; Jerdine L. Johnson, of Rochester; and William P. McDonald, of Rochester.

As commissioners of the Port

Authority of New York and New Jersey: Leecia Eve, of New York; Daniel Horwitz, of Brooklyn; Gary LaBarbera, of Wantagh; George McDonald, of New York; and Rosanna Rosado, of White Plains.

As major generals in the New York Army National Guard: Steven Ferrari, of Sickerville, New Jersey; and Raymond F. Shields, Jr., of Saratoga Springs.

ACTING PRESIDENT GRIFFO: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

Again, we have another regional transportation authority, one I'm very familiar with since it also serves my Senate district.

We have commissioners of the Port Authority of New York and New Jersey. These are key positions for our region and our state, and we have individuals who are highly qualified who have been nominated by the Governor, so I commend him on that.

And the major generals in the New York State Army National Guard also are highly qualified, and I know that because Senator Larkin says that he knows both of them

very well and he fully commends and recommends them.

So thank you, Mr. President.

ACTING PRESIDENT GRIFFO: The question is on the individuals that have been read for the positions that have so been designated. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The individuals as read by the Secretary for the positions listed, both as the Rochester-Genesee Regional Transportation Authority, the Port Authority of New York and New Jersey, and the major generals of the New York Army National Guard, are hereby confirmed.

The Secretary will continue.

THE SECRETARY: As members of the Board of Visitors of the New York State Home for Veterans and their Dependents at St. Albans: Elizabeth R. Carr, of Kew Gardens; Angelo LoMonaco, of Franklin Square; and Denis J. McEneaney, of Broad Channel.

As members of the Board of Visitors

of the New York State Home for Veterans and their Dependents at Batavia: Gerald J. Diskin, of LeRoy; Anthony M. Ferrarese, of Rochester; Wallace J. Kornow, of Oakfield; Mary Ann O'Coin, of Rochester; Richard G. Oleksyn, of Rochester; and Joan F. Staats, of Stafford.

As members of the Board of Visitors of the New York State Home for Veterans and Their Dependents at Montrose: Daniel Griffin, of White Plains; William T. Mahan, of New City; Freemont Reif, of Mohegan Lake; Gerald C. Walsh, of Haverstraw; and Katherine A. Ward-Buckley, of Blauvelt.

As members of the Board of Visitors of the New York State Home for Veterans and Their Dependents at Oxford: Louisa Mary Platt, of Westword, and William E. Randall, II, of Marathon.

ACTING PRESIDENT GRIFFO: Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

I commend all of these nominees for these boards of visitors. And the reason is is that they are unpaid positions, they're strictly

volunteer. And as you can see from the list, they're all reappointments, which says that these individuals are committed to service.

So I advance their names, Mr. President.

ACTING PRESIDENT GRIFFO: The question is on the nominees that have been read for the positions listed. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The nominees are hereby confirmed as read for the respective positions as designated.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Does that complete the nominations?

ACTING PRESIDENT GRIFFO: That does complete the nominations before the house.

SENATOR DeFRANCISCO: In that case, can we please go to motions and resolutions.

ACTING PRESIDENT GRIFFO: We will return to motions and resolutions.

SENATOR DeFRANCISCO: On page 42, I

offer the following amendments to Calendar 1124, Print Number 6318, by Senator Hannon, and ask that said bill retain its place on the Third Reading Calendar.

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

SENATOR DeFRANCISCO: If we can now go back to Senate Supplemental Calendar 57A, and there's two bills that were laid aside that, by unanimous consent, we'd like to take them up as if they were noncontroversial. That's 1899 and 1920.

ACTING PRESIDENT GRIFFO: Calendar Numbers 1899 and 1920 will be before the house noncontroversial, without objection.

Without objection, it is so ordered, and the Secretary will read, noncontroversial.

THE SECRETARY: Calendar Number 1899, by the Senate Committee on Rules, Senate Print 5872, an act to authorize.

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.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 1899, those recorded in the negative are Senators Akshar, Alcantara, Avella, Bailey, Benjamin, Bonacic, Breslin, Brooks, Carlucci, Comrie, Dilan, Gianaris, Griffo, Hamilton, Hoylman, Kennedy, Klein, Krueger, Montgomery, Ortt, Peralta, Ranzenhofer, Rivera, Sanders, Squadron, Stewart-Cousins and Valesky.

Ayes, 35. Nays, 27.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1920, by Senator DeFrancisco, Senate Print 6362A, an act to amend the Executive Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This act shall take effect April 1, 2018.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 1920, those recorded in the negative are Senators Addabbo, Alcantara, Bailey, Benjamin, Breslin, Brooks, Comrie, Díaz, Dilan, Gianaris, Hoylman, Kaminsky, Kennedy, Krueger, Latimer, Montgomery, Peralta, Rivera, Sanders, Squadron, Stavisky and Stewart-Cousins. Also Senator Savino. Also Senator Persaud. Also Senator Avella.

Ayes, 37. Nays, 25.

ACTING PRESIDENT GRIFFO: The bill is passed.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, to give you a little preview of what's to come, we're going to call an immediate meeting of the Rules Committee. Upon completing that, we're coming back to deal with two things: The Rules Committee bills and also another supplemental calendar, supplemental active list. There's a copy up there, and it's published on your machines. And then we'll be done for the day.

So the sooner everyone, including Senator Lanza, gets to the Rules Committee, the quicker we will get done.

(Reaction from members.)

SENATOR DeFRANCISCO: We're at ease, at ease.

ACTING PRESIDENT GRIFFO: Immediate meeting of the Rules Committee in Room 332, immediate meeting of the Rules Committee in Room 332.

The Senate stands at ease.

(Whereupon, the Senate stood at ease at 9:08 p.m.)

(Whereupon, the Senate reconvened at 9:24 p.m.)

ACTING PRESIDENT GRIFFO: The Senate will come to order.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Can we return to motions and resolutions, please.

ACTING PRESIDENT GRIFFO: We will return to motions and resolutions.

I'd ask for some order in the house, please.

Senator DeFrancisco.

SENATOR DeFRANCISCO: On page 10, I offer the following amendments to Calendar 1927, Senate Print 6613, by Senator Croci, and ask that said bill retain its place on the Third Reading Calendar.

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

SENATOR DeFRANCISCO: Is there a Rules report at the desk?

ACTING PRESIDENT GRIFFO: There is a Rules Committee report at the desk.

The Secretary will read.

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

Senate Print 193, by Senator Marchione, an act to amend the Executive Law;

Senate 616, by Senator Boyle, an act to amend the Executive Law;

Senate 830, by Senator Young, an act to amend the Penal Law;

Senate 926, by Senator Croci, an act to amend the Executive Law;

Senate 1053, by Senator Akshar, an

act to amend the New York City Civil Court Act;

Senate 1154, by Senator Ortt, an act to amend the Criminal Procedure Law;

Senate 1764, by Senator Golden, an act to amend the Public Health Law;

Senate 2117, by Senator Ritchie, an act to amend the Workers' Compensation Law;

Senate 2274, by Senator Breslin, an act to amend the Education Law;

Senate 2483A, by Senator LaValle, an act to amend the Education Law;

Senate 2553, by Senator LaValle, an act to amend the Education Law;

Senate 2596, by Senator Ranzenhofer, an act to amend the Real Property Tax Law;

Senate 2949A, by Senator Ritchie, an act to amend the Correction Law;

Senate 3930A, by Senator Breslin, an act to amend the Education Law;

Senate 3994, by Senator Seward, an act to amend the Penal Law;

Senate 4058B, by Senator Little, an act to amend the Private Housing Finance Law;

Senate 4383A, by Senator Alcantara, an act to study;

Senate 4477A, by Senator Akshar, an act to amend the Highway Law;

Senate 4542B, by Senator Little, an act to amend the Parks, Recreation and Historic Preservation Law;

Senate 4631, by Senator Ranzenhofer, an act to amend the Environmental Conservation Law;

Senate 5189, by Senator Young, an act to amend the Environmental Conservation Law;

Senate 5265, by Senator Golden, an act to amend Chapter 376 of the Laws of 1998;

Senate 5438, by Senator Golden, an act to amend the Public Officers Law;

Senate 5571, by Senator Hannon, an act to amend the State Finance Law;

Senate 5711, by Senator Marcellino, an act to amend the Environmental Conservation Law;

Senate 5745, by Senator Boyle, an act to amend the Environmental Conservation Law;

Senate 5821, by Senator Golden, an act to amend the Administrative Code of the City of New York;

Senate 5892, by Senator Klein, an

act to amend the Real Property Tax Law;

Senate 6097A, by Senator Golden, an act to amend the Retirement and Social Security Law;

Senate 6110B, by Senator Kaminsky, an act authorizing;

Senate 6348, by Senator Robach, an act to amend the State Finance Law;

Senate 6406, by Senator Lanza, an act to amend the Criminal Procedure Law;

Senate 6482, by Senator Avella, an act to amend the Environmental Conservation Law;

Senate 6483, by Senator Avella, an act to amend the Environmental Conservation Law;

Senate 6487, by Senator Avella, an act to amend the Environmental Conservation Law;

Senate 6521A, by Senator Hamilton, an act relating to permitting;

Senate 6581, by Senator Golden, an act to amend the Education Law;

Senate 6619, by Senator Lanza, an act to amend the Education Law;

Senate 6646, by Senator Akshar, an act to amend the Retirement and Social Security Law;

Senate 6655, by Senator Hannon, an act to amend the Public Health Law;

Senate 6665, by Senator Seward, an act to amend the Insurance Law;

Senate 6669, by Senator Amedore, an act to amend the Racing, Pari-Mutuel Wagering and Breeding Law;

Senate 6671, by Senator Golden, an act to amend the Real Property Tax Law;

Senate 6675, by Senator Amedore, an act to amend the Racing, Pari-Mutuel Wagering and Breeding Law;

Senate 6676, by Senator Serino, an act to amend the Elder Law;

Senate 6698, by Senator Young, an act to authorize;

Senate 6704, by Senator Seward, an act to amend the Insurance Law;

Senate 6735, by Senator Klein, an act to direct;

Senate 6757, by Senator Brooks, an act to authorize;

And Senate 6783, by Senator Helming, an act to create.

All bills reported direct to third

reading.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco, I'll entertain a motion.

SENATOR DeFRANCISCO: Yes, 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 Committee on Rules report is accepted and before the house.

SENATOR DeFRANCISCO: May we return to messages from the Assembly.

ACTING PRESIDENT GRIFFO: Messages from the Assembly.

The Secretary will read.

THE SECRETARY: Senator Breslin moves to discharge, from the Committee on Education, Assembly Bill Number 1377 and substitute it for the identical Senate Bill 2274, Third Reading Calendar 1943.

Senator LaValle moves to discharge,

from the Committee on Rules, Assembly Bill Number 7467 and substitute it for the identical Senate Bill 2553, Third Reading Calendar 1945.

Senator Breslin moves to discharge, from the Committee on Rules, Assembly Bill Number 3926A and substitute it for the identical Senate Bill 3930A, Third Reading Calendar 1948.

Senator Little moves to discharge, from the Committee on Rules, Assembly Bill Number 5616B and substitute it for the identical Senate Bill 4058B, Third Reading Calendar 1950.

Senator Akshar moves to discharge, from the Committee on Rules, Assembly Bill Number 3922A and substitute it for the identical Senate Bill Number 4477A, Third Reading Calendar 1952.

Senator Little moves to discharge, from the Committee on Rules, Assembly Bill Number 1584C and substitute it for the identical Senate Bill 4542B, Third Reading Calendar 1953.

Senator Marcellino moves to discharge, from the Committee on Rules, Assembly Bill Number 8274 and substitute it for the identical Senate Bill 5711, Third Reading Calendar 1959.

Senator Boyle moves to discharge,

from the Committee on Rules, Assembly Bill Number 8277 and substitute it for the identical Senate Bill 5745, Third Reading Calendar 1960.

Senator Golden moves to discharge, from the Committee on Rules, Assembly Bill Number 7988 and substitute it for the identical Senate Bill 5821, Third Reading Calendar 1961.

Senator Lanza moves to discharge, from the Committee on Codes, Assembly Bill Number 7439 and substitute it for the identical Senate Bill 6406, Third Reading Calendar 1966.

Senator Avella moves to discharge, from the Committee on Rules, Assembly Bill Number 7938 and substitute it for the identical Senate Bill 6482, Third Reading Calendar 1967.

Senator Avella moves to discharge, from the Committee on Rules, Assembly Bill Number 8271 and substitute it for the identical Senate Bill 6483, Third Reading Calendar 1968.

Senator Avella moves to discharge, from the Committee on Rules, Assembly Bill Number 8272 and substitute it for the identical Senate Bill 6487, Third Reading Calendar 1969.

Senator Hamilton moves to discharge, from the Committee on Rules, Assembly Bill Number

8148B and substitute it for the identical Senate Bill 6521A, Third Reading Calendar 1970.

Senator Golden moves to discharge, from the Committee on Rules, Assembly Bill Number 8262 and substitute it for the identical Senate Bill 6581, Third Reading Calendar 1971.

And Senator Helming moves to discharge, from the Committee on Rules, Assembly Bill Number 8013A and substitute it for the identical Senate Bill 6783, Third Reading Calendar 1984.

ACTING PRESIDENT GRIFFO: The substitutions are so ordered.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Now I'd like to take up the noncontroversial reading of the supplemental active list, starting with Calendar 50, by Senator Croci.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Calendar Number 50, by Senator Croci, Senate Print 946A, an act to amend the Civil Service 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.

THE SECRETARY: Calendar Number 83, by Senator Klein, Senate Print 2650, an act to amend the Penal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 83, those recorded in the negative are Senators Bailey, Hoylman, Krueger, Montgomery, Parker, Persaud and Rivera.

Ayes, 55. Nays, 7.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: On page 57, Senator Marcellino moves to discharge, from the Committee on Rules, Assembly Bill Number 6523D and substitute it for the identical Senate Bill 1296C, Third Reading Calendar 121.

ACTING PRESIDENT GRIFFO: The substitution is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 121, by Member of the Assembly Montesano, Assembly Print 6523D, an act authorizing.

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, 60. Nays, 2. Senators Akshar and Bonacic recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 226, by Senator Avella, Senate Print 1487, 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.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 345, by Senator Marchione, Senate Print 4068A, 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: In relation to Calendar 345, those recorded in the negative are

Senators Hoylman, Krueger, LaValle and Marcellino.

Ayes, 58. Nays, 4.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 418, by Senator Little, Senate Print 5141B, an act to amend the Private Housing Finance 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 573, by Senator Murphy, Senate Print 328, an act to amend the General Municipal Law.

ACTING PRESIDENT GRIFFO: 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 GRIFFO: Call the roll.

(The Secretary called the roll.)

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

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 646, by Senator Hannon, Senate Print 2543A, an act to amend the Public Health Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Hoylman to explain his vote.

SENATOR HOYLMAN: Thank you, Mr. President.

I wanted to thank the sponsor for this legislation.

You know, e-cigarette use, which legislation regulates moving forward in terms of indoor and outdoor usage, has doubled in the last two years from about 10 percent to 20 percent among high school users. E-cigarettes are addictive, they contain nicotine, and we still don't know a lot of impacts that currently are under research.

So I want to congratulate my colleague for bringing this bill forward and, most importantly, bringing it to the floor. I vote aye.

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: On page 26, Senator LaValle moves to discharge, from the Committee on Rules, Assembly Bill Number 967 and substitute it for the identical Senate Bill 1625, Third Reading Calendar 744.

ACTING PRESIDENT GRIFFO: The substitution is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 744, by Member of the Assembly Glick, Assembly Print 967, an act to amend the State Finance 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.)

ACTING PRESIDENT GRIFFO: Senator LaValle to explain his vote.

SENATOR LaVALLE: Thank you, Mr. President.

I just want to point out to the members -- and I know this bill is very important to each and every member who has capital projects either in CUNY or in SUNY. This is the second time that we're sending a five-year capital plan to the Governor. He vetoed it a couple of years ago.

This time, with the pressure of the Excelsior Program, I think the Governor might have some different feelings on the bill. And I

hope the Governor will sign this bill. And as you saw, we did a substitution, so it's now going on to the Governor's desk.

I vote aye.

ACTING PRESIDENT GRIFFO: Senator LaValle to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 799, by Senator Hannon, Senate Print 5502A, an act to authorize.

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, 60. Nays, 2. Senators Akshar and Bonacic recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1052, by Senator Akshar, Senate Print 4120A, 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 passes.

THE SECRETARY: Calendar Number 1082, by Senator Golden, Senate Print 223, an act to amend the Election 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 DeFrancisco recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1114, by Senator Phillips, Senate Print 5830B, an act to authorize.

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: In relation to Calendar 1114, those recorded in the negative are Senators Akshar, Bonacic and Ortt.

Ayes, 59. Nays, 3.

ACTING PRESIDENT GRIFFO: The bill is passed.

Calendar Number 1147 has been amended today and is high and therefore ineligible for consideration.

Calendar 1182 is before the house.

THE SECRETARY: On page 47, Senator Stewart-Cousins moves to discharge, from the Committee on Investigations and Government

Operations, Assembly Bill Number 6387 and substitute it for the identical Senate Bill 1757, Third Reading Calendar 1182.

ACTING PRESIDENT GRIFFO: The substitution is ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 1182, by Member of the Assembly Pretlow, Assembly Print Number 6387, 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.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 1182, those recorded in the negative are Senators Akshar, Brooks, Croci, Funke, Hannon, Helming, Kaminsky, Lanza, LaValle, Ortt and Young.

Ayes, 51. Nays, 11.

ACTING PRESIDENT GRIFFO: The bill

passes.

THE SECRETARY: Calendar Number 1246, by Senator Golden --

SENATOR DeFRANCISCO: Lay the bill aside for the day.

ACTING PRESIDENT GRIFFO: Lay it aside for the day.

THE SECRETARY: Calendar Number 1305, by Senator Kennedy, Senate Print 681, an act to amend the Penal 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 passes.

THE SECRETARY: Calendar Number 1483, by Senator Bonacic, Senate Print 5312, an act to authorize.

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: In relation to Calendar 1483: Ayes, 60. Nays, 2. Senators DeFrancisco and Funke recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1581, by Senator Little, Senate Print 6662, an act to amend the Multiple Dwelling Law.

SENATOR GIANARIS: Lay it aside.

ACTING PRESIDENT GRIFFO: Lay it aside.

THE SECRETARY: On page 58, Senator Larkin moves to discharge, from the Committee on Rules, Assembly Bill Number 8062A and substitute it for the identical Senate Bill 6404A, Third Reading Calendar 1668.

ACTING PRESIDENT GRIFFO: The substitution is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number

1668, by Member of the Assembly Skartados, Assembly Print 8062A, an act to amend Chapter 54 of the Laws of 2016.

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 passes.

THE SECRETARY: Calendar Number 1678, by Senator Phillips, Senate Print 6601B, 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, 60. Nays, 2. Senators Akshar and Bonacic recorded in the

negative.

ACTING PRESIDENT GRIFFO: The bill passes.

And, Senator DeFrancisco, that completes the noncontroversial reading of today's supplemental active list.

SENATOR DeFRANCISCO: Next I'd like to do the noncontroversial reading of Senate Supplemental Calendar 57B, which is the summary of bills that we just went to the Rules Committee on.

ACTING PRESIDENT GRIFFO: The Secretary will begin reading Senate Supplemental Calendar 57B, noncontroversial.

THE SECRETARY: Calendar Number 1781, by Senator Marchione, Senate Print 193, 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 1819, by Senator Boyle, Senate Print 616, an act to amend the Executive Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 12. 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 passes.

THE SECRETARY: Calendar Number 1826, by Senator Young, Senate Print 830, an act to amend the Penal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 8. This act shall take effect on the first of November.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

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

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1883, by Senator Croci, Senate Print 926, 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 passes.

THE SECRETARY: Calendar Number 1939, by Senator Akshar, Senate Print 1053, an act to amend the New York City Civil Court Act.

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 passes.

THE SECRETARY: Calendar Number 1940, by Senator Ortt, Senate Print 1154, an act to amend the Criminal Procedure 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 passes.

THE SECRETARY: Calendar Number 1941, by Senator Golden, Senate Print 1764, an act to amend the Public Health 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 passes.

THE SECRETARY: Calendar Number 1942, by Senator Ritchie, Senate Print 2117, an act to amend the Workers' Compensation 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 passes.

THE SECRETARY: Calendar Number 1943, substituted earlier by Member of the Assembly McDonald, Assembly Print 1377, 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 passes.

THE SECRETARY: Calendar Number 1944, by Senator LaValle, Senate Print 2483A, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This act shall take effect April 1, 2018.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1945, substituted earlier by Member of the Assembly Gunther, Assembly Print 7467, 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 passes.

THE SECRETARY: Calendar Number 1946, by Senator Ranzenhofer, Senate Print 2596, 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.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1947, by Senator Ritchie, Senate Print 2949A, an

act to amend the Correction 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 passes.

THE SECRETARY: Calendar Number 1948, substituted earlier by Member of the Assembly Fahy, Assembly Print 3926A, 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 passes.

THE SECRETARY: Calendar Number 1949, by Senator Seward, Senate Print 3994, 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 120th day.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60. Nays, 2. Senators Krueger and Montgomery recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1950, substituted earlier by Member of the Assembly Ramos, Assembly Print 5616B, 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 on the 180th day.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1951, by Senator Alcantara, Senate Print 4383A, an act to study.

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 Akshar recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1952, substituted earlier by Member of the Assembly Crouch, Assembly Print 3922A, 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 passes.

THE SECRETARY: Calendar Number 1953, substituted earlier by Member of the Assembly Woerner, Assembly Print 1584C, an act to amend the Parks, Recreation and Historic Preservation Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 6. This act shall take effect January 1, 2018.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Senators Krueger, Marchione and Sanders recorded in the negative.

Ayes, 59. Nays, 3.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number

1954, by Senator Ranzenhofer, Senate Print 4631, 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, 62.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1955, by Senator Young, Senate Print 5189, 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.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 1955, those recorded in the negative are Senators Bailey, Benjamin, Boyle, Breslin, Brooks, Comrie, Gianaris, Hoylman, Kaminsky, Kennedy, Krueger, LaValle, Montgomery, Parker, Rivera, Sanders, Squadron and Stavisky. Also Senator Persaud.

Ayes, 43. Nays, 19.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1956, by Senator Golden, Senate Print 5265, an act to amend Chapter 376 of the Laws of 1998.

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 1957, by Senator Golden, Senate Print 5438, an

act to amend the Public Officers 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: In relation to Calendar 1957, those recorded in the negative are Senators Alcantara, Bailey, Benjamin, Dilan, Hamilton, Hoylman, Krueger, Montgomery, Parker, Persaud, Rivera, Sanders and Squadron.

Ayes, 49. Nays, 13.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1958, by Senator Hannon, Senate Print 5571, an act to amend the State Finance 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 passes.

THE SECRETARY: Calendar Number 1959, substituted earlier by Member of the Assembly Hunter, Assembly Print 8274, 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 LaValle recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1960, substituted earlier by Member of the Assembly Sepulveda, Assembly Print 8277, 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: In relation to Calendar 1960, those recorded in the negative are Senators Croci, LaValle and Robach.

Ayes, 59. Nays, 3.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1961, substituted earlier by Member of the Assembly Abbate, Assembly Print 7988, an act to amend the Administrative Code of the City of New York.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 5. This act shall take effect July 1, 2017.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill

passes.

THE SECRETARY: Calendar Number 1962, by Senator Klein, Senate Print 5892, an act to amend the Real Property Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 5. 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 passes.

THE SECRETARY: Calendar Number 1963, by Senator Golden, Senate Print 6097A, an act to amend the Retirement and Social Security 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 passes.

THE SECRETARY: Calendar Number 1964, by Senator Kaminsky, Senate Print 6110B, an act authorizing.

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 passes.

THE SECRETARY: Calendar Number 1965, by Senator Robach, Senate Print 6348, an act to amend the State Finance 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 passes.

THE SECRETARY: Calendar Number 1966, substituted earlier by Member of the Assembly Walker, Assembly Print 7439, an act to amend the Criminal Procedure 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 1967, substituted earlier by Member of the Assembly D'Urso, Assembly Print 7938, 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 LaValle recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1968, substituted earlier by Member of the Assembly Pellegrino, Assembly Print 8271, 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 LaValle recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1969, substituted earlier by Member of the

Assembly Barrett, Assembly Print 8272, 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 LaValle recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1970, substituted earlier by Member of the Assembly Ortiz, Assembly Print 8148B, an act relating 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, 62.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1971, substituted earlier by Member of the Assembly Simon, Assembly Print 8262, 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 passes.

THE SECRETARY: Calendar Number 1972, by Senator Lanza, Senate Print 6619, 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 passes.

THE SECRETARY: Calendar Number 1973, by Senator Akshar, Senate Print 6646, an act to amend the Retirement and Social Security 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 passes.

THE SECRETARY: Calendar Number 1974, by Senator Hannon, Senate Print 6655, an act to amend the Public Health 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 passes.

THE SECRETARY: Calendar Number 1975, by Senator Seward, Senate Print 6665, an act to amend the Insurance 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 passes.

THE SECRETARY: Calendar Number 1976, by Senator Amedore, Senate Print 6669, an act to amend the Racing, Pari-Mutuel Wagering and Breeding 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.)

ACTING PRESIDENT GRIFFO: Results.

THE SECRETARY: In relation to Calendar 1976, those recorded in the negative are Senators Brooks, Díaz, Dilan, Hoylman, Krueger, Sanders and Squadron.

Ayes, 55. Nays 7.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1977, by Senator Golden, Senate Print 6671, 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, 60. Nays, 2. Senators Hoylman and Krueger recorded in the

negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1978, by Senator Amedore, Senate Print 6675, an act to amend the Racing, Pari-Mutuel Wagering and Breeding 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, 59. Nays, 3. Senators Krueger, Marchione and Tedisco recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1979, by Senator Serino, Senate Print 6676, an act to amend the Elder 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 1980, by Senator Young, Senate Print 6698, an act to authorize.

ACTING PRESIDENT GRIFFO: 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 GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1981, by Senator Seward, Senate Print 6704, an act to amend the Insurance 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 1982, by Senator Klein, Senate Print 6735, an act to direct.

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, 60. Nays, 2. Senators Akshar and Hannon recorded in the negative.

ACTING PRESIDENT GRIFFO: And the bill is passed.

THE SECRETARY: Calendar Number 1983, by Senator Brooks, Senate Print 6757, an act to authorize.

ACTING PRESIDENT GRIFFO: The Secretary will 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.)

ACTING PRESIDENT GRIFFO: Results.

THE SECRETARY: Ayes, 60. Nays, 2. Senators Funke and O'Mara recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

Senator Gianaris.

SENATOR GIANARIS: Mr. President, please give your hearty congratulations to Senator Brooks, who just passed his first bill in the Senate.

(Enthusiastic standing ovation.)

ACTING PRESIDENT GRIFFO: Congratulations, Senator Brooks.

The Secretary will continue.

THE SECRETARY: Calendar Number 1984, substituted earlier by Member of the Assembly Morelle, Assembly Print 8013A, an act to create.

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.)

ACTING PRESIDENT GRIFFO: Senator Helming to explain her vote.

SENATOR HELMING: Thank you, Mr. President.

This bill would establish a $90 million flood recovery and severe storm grant program for small businesses, farms, owners of multiple dwellings, owners of residences, neighborhood associations, not-for-profit corporations, and municipalities that have sustained direct physical flood-related damage as a result of flooding caused by the raised level of Lake Ontario, the St. Lawrence River, Seneca Lake, the Seneca River, the Oswego River, the

Oneida River, Oneida Lake, and Cross Lake.

Under this program, which is similar to the highly successful one enacted in 2011 for Tropical Storms Lee and Irene, affected persons and entities will be eligible to receive grants from the Empire State Development Corporation.

ACTING PRESIDENT GRIFFO: Excuse me, Senator Helming. Excuse me.

Can I have some order in the house, please.

Senator Helming, please continue.

SENATOR HELMING: Thank you.

This bill would further allow for grants for a 2017 severe windstorm that hit Monroe County and a 2015 flood event in Western New York.

It would also establish an interagency response team to assist in the development and implementation of the grant programs established by this act, and to provide for a coordinated state response to the flooding and its effects.

Finally, this would further establish a Lake Ontario and Connected Waterways Assessment Relief Act.

This is a very important piece of legislation that will significantly help individuals, families, businesses and municipalities, and I strongly urge my colleagues to support it.

I will be voting in the affirmative.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Helming to be recorded in the affirmative.

Senator Young to explain her vote?

SENATOR YOUNG: No.

ACTING PRESIDENT GRIFFO: The Secretary will announce the results.

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

ACTING PRESIDENT GRIFFO: The bill is passed.

SENATOR YOUNG: No, I was passing on speaking.

But I do want to say that, first of all, I commend Senator Helming for her leadership in this matter.

And also, this bill establishes a grant program for three of my counties that were seriously harmed by flooding two years ago.

We've been fighting very hard over the past two years to get the funding in place so that we could help some of the most fiscally challenged communities in the entire state.

So I'm very happy that we finally were able to get this done, and I want to say thank you to all of my colleagues for your support.

Thank you.

ACTING PRESIDENT GRIFFO: Reannounce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT GRIFFO: The bill passes.

Senator DeFrancisco, that completes the noncontroversial reading of Senate Supplemen -- Senate Supplemental Calendar 57B.

SENATOR DeFRANCISCO: That's easy for you to say.

(Laughter.)

SENATOR DeFRANCISCO: We have one bill on the supplemental active list that was laid aside. That's Senate Print 6662, Senator Little. By unanimous consent, we'd like to take that up, noncontroversial.

ACTING PRESIDENT GRIFFO: Without objection, hearing none, it is so ordered. The Secretary will read, noncontroversial.

THE SECRETARY: Calendar Number 1581, by Senator Little, Senate Print 6662, an act to amend the Multiple Dwelling Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Krueger to explain her vote.

SENATOR KRUEGER: Thank you, Mr. President.

So this is a one-house bill, so it's just between friends. But this would actually be the equivalent of a three-smokestack bill if you were following environmental language for affordable housing in the City of New York. It would actually change the formula for when an apartment was deregulated so you could be living in an apartment, it could hit the max, and it

could actually be decontrolled or deregulated while you were there.

This would be a shocking change in policy. For some reason, somebody is under the impression this is just a grammatical fix for a law we've already passed several years ago. It is not a grammatical fix, it is doing extreme damage to the affordability of hundreds of thousands of units in the City of New York.

It also claims to do something under Loft Law, extending from two years to four years the registering of interim buildings.

There is an effort by loft tenants to change Loft Law. This is not it. This is not what they're asking for. And I'm advised that the bill they were hoping to see this year absolutely won't be coming to the floor of the Senate.

So it's ten after 10:00 the night before the end of session, perhaps, and it's a one-house bill that somebody likes. I think it's one particular housing association, the RSA. But it would be terrible public policy. So thank goodness we don't have to worry about it becoming the law of New York State.

I vote no, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Krueger to be recorded in the negative.

It's the night before the night before, hopefully.

Senator Squadron.

SENATOR SQUADRON: Thank you, Mr. President.

In addition to the points Senator Krueger made, which I want to associate myself with -- and they're absolutely true when it comes to rent regulation -- this bill also fails to deal with significant issues that loft tenants and potential loft tenants are having in the City of New York. They need not just an extension of the existing law, but some corrections to real problems made in the past. This also fails to do that.

And, you know, I wish we were seeing a bill here nearly in the eleventh hour, certainly in the second or third to last day of session that (A) had a chance of becoming law and (B) more importantly, actually helped those people it was impacting instead of hurting them for some reason that I don't understand.

A whole lot of us represent New York City, a whole lot of us represent tenants in New York City. And this is the opposite of what those tenants need.

So I'm a no on behalf of loft tenants, on behalf of rent-regulated tenants, on behalf of the City of New York, because they're the ones being damaged if this bill had any chance of becoming law, which it doesn't.

Thank you, Mr. President.

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

Announce the results.

THE SECRETARY: In relation to Calendar 1581, those recorded in the negative are Senators Addabbo, Alcantara, Bailey, Benjamin, Breslin, Brooks, Díaz, Dilan, Gianaris, Hamilton, Hoylman, Kaminsky, Krueger, Latimer, Montgomery, Parker, Peralta, Persaud, Rivera, Sanders, Squadron, Stavisky and Stewart-Cousins.

Ayes, 39. Nays, 23.

ACTING PRESIDENT GRIFFO: The bill is passed.

Senator DeFrancisco, that concludes the noncontroversial reading of the active list

from earlier today.

SENATOR DeFRANCISCO: Yes.

Sometimes I joke around in the chambers, but very seriously, I want to thank Senator Valesky and Senator Gianaris and all the members. We covered a lot of ground today because everyone participated and everyone cooperated, and I want to sincerely thank all of them.

With that said, is there any further business at the desk?

ACTING PRESIDENT GRIFFO: There is no further business.

SENATOR DeFRANCISCO: In that case, would you please recognize Senator Gianaris.

ACTING PRESIDENT GRIFFO: Senator Gianaris.

SENATOR GIANARIS: Thank you, Mr. President.

For scheduling purposes, tomorrow morning there will be a Democratic conference at 9:30 in the morning in the Democratic Conference Room.

ACTING PRESIDENT GRIFFO: There will be a Democratic conference in the Democratic

Conference Room at 9:30 a.m.

SENATOR DeFRANCISCO: At 9:30 a.m. tomorrow in Room 332, there will be a Republican conference. And anyone late is fined $50.

(Reaction from members.)

ACTING PRESIDENT GRIFFO: Republican conference tomorrow at 9:30 a.m. sharp, in Room 332.

SENATOR DeFRANCISCO: And I move to adjourn until tomorrow at 11:00 a.m.

ACTING PRESIDENT GRIFFO: On motion, the Senate will stand adjourned until Tuesday, June 20th, at 11:00 a.m.

The Senate is adjourned.

(Whereupon, at 10:14 p.m., the Senate adjourned.)