

1 NEW YORK STATE SENATE

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3
4 THE STENOGRAPHIC RECORD

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9 ALBANY, NEW YORK

10 June 19, 2017

11 11:00 a.m.

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13
14 REGULAR SESSION

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18 SENATOR JOSEPH GRIFFO, Acting President

19 FRANCIS W. PATIENCE, Secretary

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

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

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

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

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

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

15 ACTING PRESIDENT GRIFFO: The
16 reading of the Journal.

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

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

25 Presentation of petitions.

1 Messages from the Assembly.

2 The Secretary will read.

3 THE SECRETARY: On page 13,
4 Senator Croci moves to discharge, from the
5 Committee on Rules, Assembly Bill Number 6361
6 and substitute it for the identical Senate Bill
7 4284, Third Reading Calendar 417.

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

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

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

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

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

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

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

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

19 On page 39, Senator Croci moves to
20 discharge, from the Committee on Investigations
21 and Government Operations, Assembly Bill Number
22 7100 and substitute it for the identical Senate
23 Bill 5280, Third Reading Calendar 1055.

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

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

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

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

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

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

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

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

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

9 ACTING PRESIDENT GRIFFO: The
10 substitutions are so ordered.

11 Messages from the Governor.

12 Reports of standing committees.

13 Reports of select committees.

14 Communications and reports of state
15 officers.

16 Motions and resolutions.

17 Senator DeFrancisco.

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

22 ACTING PRESIDENT GRIFFO: The
23 Secretary will read.

24 THE SECRETARY: Calendar Number
25 607, by Senator LaValle, Senate Print 1323, an

1 act to amend the Education Law.

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

4 ACTING PRESIDENT GRIFFO: Call the
5 roll on reconsideration.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 45.

8 SENATOR DeFRANCISCO: I now offer
9 the following amendments.

10 ACTING PRESIDENT GRIFFO: The
11 amendments are received.

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

16 ACTING PRESIDENT GRIFFO: The
17 Secretary will read.

18 THE SECRETARY: Calendar Number
19 1147, by Senator Hannon, Senate Print 5357, an
20 act to amend the Public Health Law.

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

24 ACTING PRESIDENT GRIFFO: Call the
25 roll on reconsideration.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 45.

3 SENATOR DeFRANCISCO: I now offer
4 the following amendments.

5 ACTING PRESIDENT GRIFFO: The
6 amendments are received.

7 Senator DeFrancisco.

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

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

13 The Secretary will read.

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

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

23 ACTING PRESIDENT GRIFFO: Senator
24 DeFrancisco.

25 SENATOR DeFRANCISCO: Yes. On

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

3 THE SECRETARY: Tana M. Agostini,
4 of Saugerties.

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

9 (Response of "Aye.")

10 ACTING PRESIDENT GRIFFO: Opposed?

11 (No response.)

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

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

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

20 (Response of "Aye.")

21 ACTING PRESIDENT GRIFFO: Opposed?

22 (No response.)

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

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

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

8 (Response of "Aye.")

9 ACTING PRESIDENT GRIFFO: Opposed?
10 (No response.)

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

14 Senator DeFrancisco.

15 SENATOR DeFRANCISCO: I now move
16 Caryne Demosthenes.

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

21 (Response of "Aye.")

22 ACTING PRESIDENT GRIFFO: Opposed?
23 (No response.)

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

1 member of the State Board of Parole.

2 Senator DeFrancisco.

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

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

9 (Response of "Aye.")

10 ACTING PRESIDENT GRIFFO: Opposed?

11 (No response.)

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

15 Senator DeFrancisco.

16 SENATOR DeFRANCISCO: I now move
17 Carol Shapiro.

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

22 (Response of "Aye.")

23 ACTING PRESIDENT GRIFFO: Opposed?

24 (No response.)

25 ACTING PRESIDENT GRIFFO: Carol

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

3 Senator DeFrancisco.

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

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

11 Senator Rivera.

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

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

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

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

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

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

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

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

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

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

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

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

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

11 I believe that it is demonstrated,
12 if you just read some of the transcripts of
13 20 years of Parole Board hearings, that his
14 unprofessional conduct, his condescending
15 conduct, his humiliating conduct to some
16 individuals who have acknowledged their crime --
17 and I want to make sure that this is made clear,
18 because one question that was asked of me by a
19 Senator last week is do I believe in the rights
20 of victims. Absolutely I do.

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

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

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

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

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

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

10 And I think that that is
11 particularly important to understand, that not
12 only did he do that -- this is Mr. John
13 MacKenzie, who when 29 years old was convicted of
14 the murder of a police officer. And that is a
15 heinous crime. But if you acknowledge that you
16 committed that mistake and over a period of
17 40 years tried to atone for it, should you not be
18 given the opportunity to be a member of society,
19 a productive member outside? I believe you
20 should. If you've proven that you acknowledge
21 your mistake, I think that you should be given
22 that opportunity.

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

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

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

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

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

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

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

17 Thank you, Mr. President.

18 ACTING PRESIDENT GRIFFO: Senator
19 Bailey.

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

22 Senator Bailey.

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

25 I also oppose the reappointment of

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

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

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

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

25 I do have some concerns about

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

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

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

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

25 You know, looking at the other

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

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

7 ACTING PRESIDENT GRIFFO: Senator
8 Díaz.

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

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

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

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

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

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

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

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

3 ACTING PRESIDENT GRIFFO: Senator
4 Gallivan.

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

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

13 We sat through about a three hour,
14 45-minute confirmation hearing. And the
15 individual members of the Crime and Corrections
16 Committee, I'm greatly appreciative of their
17 time, their professionalism -- the ranking
18 member, Senator Bailey; Senator Rivera, who stood
19 in for Senator Bailey helped to make the process
20 go smoother.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

8 Thank you, Mr. President.

9 ACTING PRESIDENT GRIFFO: Senator
10 Ranzenhofer.

11 SENATOR RANZENHOFER: Thank you,
12 Mr. President.

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

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

25 And I would also urge my colleagues

1 to support his nomination.

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

5 Senator Gianaris.

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

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

13 ACTING PRESIDENT GRIFFO: So
14 directed.

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

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

21 (The Secretary called the roll.)

22 ACTING PRESIDENT GRIFFO: The
23 Secretary will announce the results.

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

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

6 Ayes, 37. Nays, 21.

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

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

16 Congratulations.

17 (Standing ovation.)

18 ACTING PRESIDENT GRIFFO: Senator
19 DeFrancisco.

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

24 ACTING PRESIDENT GRIFFO: The
25 Secretary will read.

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

7 ACTING PRESIDENT GRIFFO: Senator
8 Tedisco.

9 SENATOR TEDISCO: Thank you,
10 Mr. President.

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

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

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

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

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

6 The eighth- and ninth-grade students
7 went on the national competition in the KidWind
8 Challenge in Anaheim, California, on May 24th and
9 25th. There they demonstrated their hard work in
10 a design project that teaches our youth about
11 wind power generation of electricity. The group
12 placed respectably amongst their peers from all
13 over the United States of America.

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

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

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

1 all the cordialities of this august body.

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

7 Please stand be and recognized.

8 (Standing ovation.)

9 ACTING PRESIDENT GRIFFO: Senator
10 DeFrancisco.

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

14 ACTING PRESIDENT GRIFFO: The
15 Secretary will read.

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

19 ACTING PRESIDENT GRIFFO: Read the
20 last section.

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

23 ACTING PRESIDENT GRIFFO: Call the
24 roll.

25 (The Secretary called the roll.)

1 ACTING PRESIDENT GRIFFO: Senator
2 Brooks to explain his vote.

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

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

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

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

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

25 This particular bill has been up

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

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

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

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

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

1 Senator Kaminsky to explain his
2 vote.

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

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

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

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

1 goods going up in flames.

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

8 Thank you, Mr. President.

9 ACTING PRESIDENT GRIFFO: Senator
10 Kaminsky in the affirmative.

11 Senator Carlucci to explain his
12 vote.

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

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

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

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

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

5 Thank you, Mr. President.

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

8 Announce the results.

9 THE SECRETARY: Ayes, 60.

10 ACTING PRESIDENT GRIFFO: The bill
11 is passed.

12 THE SECRETARY: Calendar Number
13 104, by Senator Flanagan, Senate Print 3520A, an
14 act to amend the Education Law.

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

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

19 THE SECRETARY: Calendar Number
20 172, by Senator Funke, Senate Print 1121A, an act
21 to amend the State Technology Law.

22 ACTING PRESIDENT GRIFFO: Read the
23 last section.

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

1 ACTING PRESIDENT GRIFFO: Call the
2 roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 60.

5 ACTING PRESIDENT GRIFFO: The bill
6 is passed.

7 THE SECRETARY: Calendar Number
8 182, by Senator Serrano, Senate Print 3051A, an
9 act to amend the Parks, Recreation and Historic
10 Preservation Law.

11 ACTING PRESIDENT GRIFFO: Read the
12 last section.

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

15 ACTING PRESIDENT GRIFFO: Call the
16 roll.

17 (The Secretary called the roll.)

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

20 Announce the results.

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

1 Serino and Tedisco.

2 Ayes, 44. Nays, 16.

3 ACTING PRESIDENT GRIFFO: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 219, by Senator Murphy, Senate Print 2303B, an
7 act to amend the Vehicle and Traffic Law.

8 ACTING PRESIDENT GRIFFO: Read the
9 last section.

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

12 ACTING PRESIDENT GRIFFO: Call the
13 roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 60.

16 ACTING PRESIDENT GRIFFO: The bill
17 is passed.

18 THE SECRETARY: Calendar Number
19 224, by Senator Murphy, Senate Print 282, an act
20 to amend the Real Property Tax Law.

21 ACTING PRESIDENT GRIFFO: Read the
22 last section.

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

25 ACTING PRESIDENT GRIFFO: Call the

1 roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 60.

4 ACTING PRESIDENT GRIFFO: The bill
5 is passed.

6 THE SECRETARY: Calendar Number
7 255, by Senator Klein, Senate Print 1783, an act
8 to amend the Insurance Law.

9 ACTING PRESIDENT GRIFFO: Read the
10 last section.

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

13 ACTING PRESIDENT GRIFFO: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 60.

17 ACTING PRESIDENT GRIFFO: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 266, by Senator LaValle, Senate Print 2993, an
21 act to amend the Environmental Conservation Law.

22 ACTING PRESIDENT GRIFFO: Read the
23 last section.

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

1 ACTING PRESIDENT GRIFFO: Call the
2 roll.

3 (The Secretary called the roll.)

4 ACTING PRESIDENT GRIFFO: Announce
5 the results.

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

11 Ayes, 50. Nays, 10.

12 ACTING PRESIDENT GRIFFO: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 276, by Senator Serino, Senate Print 4285A, an
16 act to amend the Public Health Law.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

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

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 60.

25 ACTING PRESIDENT GRIFFO: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 308, by Senator Croci, Senate Print 2911A, an act
4 to amend the Military Law.

5 ACTING PRESIDENT GRIFFO: Read the
6 last section.

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

9 ACTING PRESIDENT GRIFFO: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 60.

13 ACTING PRESIDENT GRIFFO: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 368, by Senator Latimer, Senate Print 1966, an
17 act to amend the Education Law.

18 ACTING PRESIDENT GRIFFO: Read the
19 last section.

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

22 ACTING PRESIDENT GRIFFO: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 59. Nays, 1.

1 Senator Funke recorded in the negative.

2 ACTING PRESIDENT GRIFFO: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 397, by Senator Hoylman, Senate Print 92A, an act
6 to amend the Tax Law.

7 ACTING PRESIDENT GRIFFO: Read the
8 last section.

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

11 ACTING PRESIDENT GRIFFO: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 60.

15 ACTING PRESIDENT GRIFFO: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 399, by Senator Boyle, Senate Print 3945A, an act
19 to amend the Alcoholic Beverage Control Law.

20 ACTING PRESIDENT GRIFFO: Read the
21 last section.

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

24 ACTING PRESIDENT GRIFFO: Call the
25 roll.

1 (The Secretary called the roll.)

2 ACTING PRESIDENT GRIFFO: Senator
3 Hoylman to explain his vote.

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

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

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

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

20 ACTING PRESIDENT GRIFFO: Announce
21 the results.

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

1 Ayes, 51. Nays, 9.

2 ACTING PRESIDENT GRIFFO: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 417, substituted earlier by Member of the
6 Assembly Thiele, Assembly Print 6361, an act to
7 amend the Executive Law.

8 SENATOR GIANARIS: Lay it aside.

9 ACTING PRESIDENT GRIFFO: Lay it
10 aside.

11 THE SECRETARY: Calendar Number
12 429, by Senator Seward, Senate Print 425, an act
13 to amend the Insurance Law.

14 ACTING PRESIDENT GRIFFO: Read the
15 last section.

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

18 ACTING PRESIDENT GRIFFO: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 60.

22 ACTING PRESIDENT GRIFFO: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 430, substituted earlier by Member of the

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

3 ACTING PRESIDENT GRIFFO: Read the
4 last section.

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

7 ACTING PRESIDENT GRIFFO: Call the
8 roll.

9 (The Secretary called the roll.)

10 THE SECRETARY: Ayes, 60.

11 ACTING PRESIDENT GRIFFO: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 485, by Senator Lanza, Senate Print 4328, an act
15 to repeal.

16 ACTING PRESIDENT GRIFFO: Read the
17 last section.

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

20 ACTING PRESIDENT GRIFFO: Call the
21 roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT GRIFFO: Senator
24 Hoylman to explain his vote.

25 SENATOR HOYLMAN: Thank you,

1 Mr. President.

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

13 In 2016 alone in my district,
14 13 buildings, comprising 104 apartments, all
15 previously inhabited, were wrongly marked as
16 eligible for demolition. That's 104 affordable
17 homes that no longer exist for my constituents.
18 And I'm concerned that this bill is going to take
19 away the most immediate means of redress
20 available to New York City for that kind of
21 genuine and malicious harm.

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

1 of Buildings.

2 Thank you, Mr. President.

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

5 Announce the results.

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

12 Ayes, 45. Nays, 15.

13 ACTING PRESIDENT GRIFFO: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 568, by Senator Golden, Senate Print 5484A, an
17 act to amend the Retirement and Social Security
18 Law.

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

21 The Secretary will read the last
22 section.

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

25 ACTING PRESIDENT GRIFFO: Call the

1 roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 61.

4 ACTING PRESIDENT GRIFFO: The bill
5 is passed.

6 THE SECRETARY: Calendar Number
7 579, by Senator Croci, Senate Print 5305B, an act
8 authorizing.

9 SENATOR GIANARIS: Lay it aside.

10 ACTING PRESIDENT GRIFFO: Lay it
11 aside.

12 THE SECRETARY: Calendar Number
13 581, by Senator Amedore, Senate Print 5375, an
14 act to amend the Real Property Tax Law.

15 ACTING PRESIDENT GRIFFO: Read the
16 last section.

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

19 ACTING PRESIDENT GRIFFO: Call the
20 roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 61.

23 ACTING PRESIDENT GRIFFO: The bill
24 is passed.

25 THE SECRETARY: Calendar Number

1 635, by Senator Klein, Senate Print 5136, an act
2 to amend the Education Law.

3 ACTING PRESIDENT GRIFFO: Read the
4 last section.

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

7 ACTING PRESIDENT GRIFFO: Call the
8 roll.

9 (The Secretary called the roll.)

10 THE SECRETARY: Ayes, 61.

11 ACTING PRESIDENT GRIFFO: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 637, by Senator LaValle, Senate Print 5567A, an
15 act to amend the Education Law.

16 ACTING PRESIDENT GRIFFO: Read the
17 last section.

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

20 ACTING PRESIDENT GRIFFO: Call the
21 roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 61.

24 ACTING PRESIDENT GRIFFO: The bill
25 is passed.

1 Senator DeFrancisco.

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

5 ACTING PRESIDENT GRIFFO: Senator
6 Flanagan.

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

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

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

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

25 ACTING PRESIDENT GRIFFO: All

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

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

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

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

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

12 ACTING PRESIDENT GRIFFO: The
13 Secretary will read.

14 THE SECRETARY: Calendar Number
15 639, by Senator Murphy, Senate Print 965, an act
16 to amend the Public Officers Law.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

19 THE SECRETARY: Section 5. This
20 act shall take effect on the 45th day after it
21 shall have become a law.

22 ACTING PRESIDENT GRIFFO: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 60. Nays, 1.

1 Senator DeFrancisco recorded in the negative.

2 ACTING PRESIDENT GRIFFO: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 642, by Senator Murphy, Senate Print 283, an act
6 to amend the Public Health Law.

7 ACTING PRESIDENT GRIFFO: Read the
8 last section.

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

11 ACTING PRESIDENT GRIFFO: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 61.

15 ACTING PRESIDENT GRIFFO: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 647, substituted earlier by Member of the
19 Assembly Paulin, Assembly Print 1982, an act to
20 amend the Public Health Law.

21 ACTING PRESIDENT GRIFFO: Read the
22 last section.

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

25 ACTING PRESIDENT GRIFFO: Call the

1 roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 61.

4 ACTING PRESIDENT GRIFFO: The bill
5 is passed.

6 THE SECRETARY: Calendar Number
7 672, by Senator Seward, Senate Print 696, an act
8 to amend the Financial Services Law.

9 ACTING PRESIDENT GRIFFO: Read the
10 last section.

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

13 ACTING PRESIDENT GRIFFO: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 59. Nays, 2.
17 Senators DeFrancisco and Krueger recorded in the
18 negative.

19 ACTING PRESIDENT GRIFFO: The bill
20 is passed.

21 THE SECRETARY: Calendar Number
22 696, substituted earlier by Member of the
23 Assembly Crespo, Assembly Print 7486A, an act to
24 amend the Vehicle and Traffic Law.

25 ACTING PRESIDENT GRIFFO: Read the

1 last section.

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

4 ACTING PRESIDENT GRIFFO: Call the
5 roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 61.

8 ACTING PRESIDENT GRIFFO: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 721, substituted earlier by Member of the
12 Assembly Dinowitz, Assembly Print 7279, an act to
13 amend the Public Authorities Law.

14 ACTING PRESIDENT GRIFFO: Read the
15 last section.

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

18 ACTING PRESIDENT GRIFFO: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 61.

22 ACTING PRESIDENT GRIFFO: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 743, by Senator LaValle, Senate Print 1602, an

1 act to amend the Real Property Tax Law.

2 ACTING PRESIDENT GRIFFO: Read the
3 last section.

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

6 ACTING PRESIDENT GRIFFO: Call the
7 roll.

8 (The Secretary called the roll.)

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

11 ACTING PRESIDENT GRIFFO: The bill
12 is passed.

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

16 ACTING PRESIDENT GRIFFO: The bill
17 is passed.

18 THE SECRETARY: Calendar Number
19 765, by Senator Golden, Senate Print 1615A, an
20 act to amend the Civil Service Law.

21 ACTING PRESIDENT GRIFFO: Read the
22 last section.

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

25 ACTING PRESIDENT GRIFFO: Call the

1 roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 60. Nays, 1.

4 Senator DeFrancisco recorded in the negative.

5 ACTING PRESIDENT GRIFFO: The bill
6 is passed.

7 THE SECRETARY: Calendar Number
8 772, by Senator Akshar, Senate Print 5360, an act
9 to amend the Civil Service Law.

10 ACTING PRESIDENT GRIFFO: Read the
11 last section.

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

14 ACTING PRESIDENT GRIFFO: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 61.

18 ACTING PRESIDENT GRIFFO: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 773, by Senator Squadron, Senate Print 5811A, an
22 act to amend the Civil Service Law.

23 ACTING PRESIDENT GRIFFO: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT GRIFFO: Call the
3 roll.

4 (The Secretary called the roll.)

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

7 ACTING PRESIDENT GRIFFO: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 777, by Senator Ritchie, Senate Print 5309A, an
11 act to amend the Agriculture and Markets Law.

12 ACTING PRESIDENT GRIFFO: Read the
13 last section.

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

16 ACTING PRESIDENT GRIFFO: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 61.

20 ACTING PRESIDENT GRIFFO: The bill
21 is passed.

22 THE SECRETARY: Calendar Number
23 794, by Senator Helming, Senate Print 5251B, an
24 act to amend the General Municipal Law.

25 ACTING PRESIDENT GRIFFO: Read the

1 last section.

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

4 ACTING PRESIDENT GRIFFO: Call the
5 roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 61.

8 ACTING PRESIDENT GRIFFO: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 834, by Senator Marcellino, Senate Print 4016, an
12 act to amend the Education Law.

13 ACTING PRESIDENT GRIFFO: Read the
14 last section.

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

17 ACTING PRESIDENT GRIFFO: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 61.

21 ACTING PRESIDENT GRIFFO: The bill
22 is passed.

23 THE SECRETARY: Calendar Number
24 846, by Senator LaValle, Senate Print 5133A, an
25 act to amend the Highway Law.

1 ACTING PRESIDENT GRIFFO: Read the
2 last section.

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

5 ACTING PRESIDENT GRIFFO: Call the
6 roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 61.

9 ACTING PRESIDENT GRIFFO: The bill
10 is passed.

11 THE SECRETARY: Calendar Number
12 850, by Senator Phillips, Senate Print 5703, an
13 act to amend the Vehicle and Traffic Law.

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

16 The Secretary will read the last
17 section.

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

20 ACTING PRESIDENT GRIFFO: Call the
21 roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 61.

24 ACTING PRESIDENT GRIFFO: The bill
25 is passed.

1 Senator DeFrancisco.

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

8 Thank you.

9 ACTING PRESIDENT GRIFFO: There
10 will be an immediate meeting of the Judiciary
11 Committee in Rooms 123/124. Members of the
12 Judiciary Committee please report to Rooms
13 123/124 in the Capitol.

14 The Secretary will continue.

15 THE SECRETARY: Calendar Number
16 886, by Senator Lanza, Senate Print 2618, an act
17 to amend the State Finance Law.

18 ACTING PRESIDENT GRIFFO: Read the
19 last section.

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

22 ACTING PRESIDENT GRIFFO: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 61.

1 ACTING PRESIDENT GRIFFO: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 888, by Senator Tedisco, Senate Print 2883A, an
5 act to amend the Executive Law.

6 ACTING PRESIDENT GRIFFO: Read the
7 last section.

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

10 ACTING PRESIDENT GRIFFO: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 61.

14 ACTING PRESIDENT GRIFFO: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 912, by Senator Amedore, Senate Print 907A, an
18 act to amend the Penal Law.

19 ACTING PRESIDENT GRIFFO: Read the
20 last section.

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

23 ACTING PRESIDENT GRIFFO: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 60. Nays, 1.

2 Senator Montgomery recorded in the negative.

3 ACTING PRESIDENT GRIFFO: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 916, by Senator Lanza, Senate Print 2631A, an act
7 to amend the Penal Law.

8 ACTING PRESIDENT GRIFFO: Read the
9 last section.

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

12 ACTING PRESIDENT GRIFFO: Call the
13 roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 58. Nays, 3.
16 Senators Hoylman, Montgomery and Parker recorded
17 in the negative.

18 ACTING PRESIDENT GRIFFO: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 927, by Senator Larkin, Senate Print 5722A, an
22 act to amend the Real Property Tax Law.

23 ACTING PRESIDENT GRIFFO: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT GRIFFO: Call the
3 roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 61.

6 ACTING PRESIDENT GRIFFO: The bill
7 is passed.

8 THE SECRETARY: Calendar Number
9 944, by Senator Klein, Senate Print 1988, an act
10 to amend the Alcoholic Beverage Control Law.

11 ACTING PRESIDENT GRIFFO: Read the
12 last section.

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

15 ACTING PRESIDENT GRIFFO: Call the
16 roll.

17 (The Secretary called the roll.)

18 THE SECRETARY: Ayes, 60. Nays, 1.
19 Senator Kaminsky recorded in the negative.

20 ACTING PRESIDENT GRIFFO: The bill
21 is passed.

22 THE SECRETARY: Calendar Number
23 964, substituted earlier by Member of the
24 Assembly Paulin, Assembly Print 1112B, an act to
25 amend the Vehicle and Traffic Law.

1 ACTING PRESIDENT GRIFFO: Read the
2 last section.

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

5 ACTING PRESIDENT GRIFFO: Call the
6 roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 61.

9 ACTING PRESIDENT GRIFFO: The bill
10 is passed.

11 THE SECRETARY: Calendar Number
12 976, by Senator Peralta, Senate Print 5754A, an
13 act to direct.

14 ACTING PRESIDENT GRIFFO: Read the
15 last section.

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

18 ACTING PRESIDENT GRIFFO: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 61.

22 ACTING PRESIDENT GRIFFO: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 982, by Senator Young, Senate Print 6096A, an act

1 to direct.

2 ACTING PRESIDENT GRIFFO: Read the
3 last section.

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

6 ACTING PRESIDENT GRIFFO: Call the
7 roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 61.

10 ACTING PRESIDENT GRIFFO: The bill
11 is passed.

12 THE SECRETARY: Calendar Number
13 985, by Senator Robach, Senate Print 1006A, an
14 act to amend the Correction Law.

15 ACTING PRESIDENT GRIFFO: Read the
16 last section.

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

19 ACTING PRESIDENT GRIFFO: Call the
20 roll.

21 (The Secretary called the roll.)

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

24 ACTING PRESIDENT GRIFFO: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 1018, by Senator Boyle, Senate Print 642, an act
3 to amend the Penal Law.

4 ACTING PRESIDENT GRIFFO: Read the
5 last section.

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

8 ACTING PRESIDENT GRIFFO: Call the
9 roll.

10 (The Secretary called the roll.)

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

15 Ayes, 57. Nays, 4.

16 ACTING PRESIDENT GRIFFO: The bill
17 is passed.

18 THE SECRETARY: Calendar Number
19 1026, by Senator Avella, Senate Print 1537, an
20 act to amend the Penal Law.

21 ACTING PRESIDENT GRIFFO: Read the
22 last section.

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

25 ACTING PRESIDENT GRIFFO: Call the

1 roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: In relation to
4 Calendar 1026: Ayes, 58. Nays, 3. Senators
5 Comrie, Griffio and Sanders recorded in the
6 negative.

7 ACTING PRESIDENT GRIFFO: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1032, by Senator Persaud, Senate Print 5346A, an
11 act to amend the Penal Law.

12 ACTING PRESIDENT GRIFFO: Read the
13 last section.

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

16 ACTING PRESIDENT GRIFFO: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: In relation to
20 Calendar 1032: Ayes, 58. Nays, 3. Senators
21 DeFrancisco, Little and Ranzenhofer recorded in
22 the negative.

23 ACTING PRESIDENT GRIFFO: The bill
24 is passed.

25 THE SECRETARY: Calendar Number

1 1034, substituted earlier by Member of the
2 Assembly Paulin, Assembly Print 7198A, an act to
3 amend the Penal Law.

4 ACTING PRESIDENT GRIFFO: Read the
5 last section.

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

8 ACTING PRESIDENT GRIFFO: Call the
9 roll.

10 (The Secretary called the roll.)

11 ACTING PRESIDENT GRIFFO: Senator
12 Latimer to explain his vote.

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

15 I rise in support of Senator
16 Gallivan's bill.

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

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

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

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

5 Announce the results.

6 THE SECRETARY: Ayes, 61.

7 ACTING PRESIDENT GRIFFO: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1039, substituted earlier by Member of the
11 Assembly McLaughlin, Assembly Print 2980, an act
12 to amend the Executive Law.

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

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

17 THE SECRETARY: Calendar Number
18 1055, substituted earlier by Member of the
19 Assembly Fitzpatrick, Assembly Print 7100, an act
20 in relation to.

21 ACTING PRESIDENT GRIFFO: Read the
22 last section.

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

25 ACTING PRESIDENT GRIFFO: Call the

1 roll.

2 (The Secretary called the roll.)

3 ACTING PRESIDENT GRIFFO: Senator
4 Krueger to explain her vote.

5 SENATOR KRUEGER: Thank you,
6 Mr. President.

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

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

17 I vote no, Mr. President.

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

20 Announce the results.

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

24 Ayes, 57. Nays, 4.

25 ACTING PRESIDENT GRIFFO: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 1093, by Senator Ranzenhofer, Senate Print 4626,
4 an act creating.

5 ACTING PRESIDENT GRIFFO: Read the
6 last section.

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

9 ACTING PRESIDENT GRIFFO: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 61.

13 ACTING PRESIDENT GRIFFO: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1095, by Senator Jacobs, Senate Print 5943, an
17 act to amend Chapter 595 of the Laws of 2007.

18 ACTING PRESIDENT GRIFFO: Read the
19 last section.

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

22 ACTING PRESIDENT GRIFFO: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 61.

1 ACTING PRESIDENT GRIFFO: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1100, by Senator Helming, Senate Print 2568, an
5 act to amend the Real Property Tax Law.

6 ACTING PRESIDENT GRIFFO: Read the
7 last section.

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

10 ACTING PRESIDENT GRIFFO: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 61.

14 ACTING PRESIDENT GRIFFO: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 1113, by Senator LaValle, Senate Print 5776A --

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

20 ACTING PRESIDENT GRIFFO: Lay it
21 aside for the day.

22 THE SECRETARY: Calendar Number
23 1116, by Senator Hannon, Senate Print 5939A, an
24 act to authorize.

25 ACTING PRESIDENT GRIFFO: Read the

1 last section.

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

4 ACTING PRESIDENT GRIFFO: Call the
5 roll.

6 (The Secretary called the roll.)

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

10 Ayes, 57. Nays, 4.

11 ACTING PRESIDENT GRIFFO: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 1137, substituted earlier by Member of the
15 Assembly Weinstein, Assembly Print 8127, an act
16 to amend the Judiciary Law.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

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

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 61.

25 ACTING PRESIDENT GRIFFO: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 1152, substituted earlier by Member of the
4 Assembly Lupardo, Assembly Print 7727A, an act to
5 amend the Social Services Law.

6 ACTING PRESIDENT GRIFFO: Read the
7 last section.

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

10 ACTING PRESIDENT GRIFFO: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 61.

14 ACTING PRESIDENT GRIFFO: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 1156, substituted earlier by Member of the
18 Assembly Buchwald, Assembly Print 7635A, an act
19 to amend the Public Health Law.

20 ACTING PRESIDENT GRIFFO: Read the
21 last section.

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

24 ACTING PRESIDENT GRIFFO: Call the
25 roll.

1 (The Secretary called the roll.)

2 ACTING PRESIDENT GRIFFO: Senator
3 Murphy to explain his vote.

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

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

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

19 Thank you, Mr. President.

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

22 Announce the results.

23 THE SECRETARY: Ayes, 61.

24 ACTING PRESIDENT GRIFFO: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 1159, by Senator Hannon, Senate Print 6054, an
3 act to amend the Social Services Law.

4 ACTING PRESIDENT GRIFFO: Read the
5 last section.

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

8 ACTING PRESIDENT GRIFFO: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 61.

12 ACTING PRESIDENT GRIFFO: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 1160, by Senator Valesky, Senate Print 6078, an
16 act to amend the Public Health Law.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

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

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 60. Nays, 1.
25 Senator Funke recorded in the negative.

1 ACTING PRESIDENT GRIFFO: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1162, by Senator Hannon, Senate Print 6319, an
5 act to amend the Public Health Law.

6 ACTING PRESIDENT GRIFFO: Read the
7 last section.

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

10 ACTING PRESIDENT GRIFFO: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 61.

14 ACTING PRESIDENT GRIFFO: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 1163, substituted earlier by Member of the
18 Assembly Gottfried, Assembly Print 7846, an act
19 to amend the Public Health Law.

20 ACTING PRESIDENT GRIFFO: Read the
21 last section.

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

24 ACTING PRESIDENT GRIFFO: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 61.

3 ACTING PRESIDENT GRIFFO: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 1164, by Senator Hannon, Senate Print 6358, an
7 act to amend the Public Health Law.

8 ACTING PRESIDENT GRIFFO: Read the
9 last section.

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

12 ACTING PRESIDENT GRIFFO: Call the
13 roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 61.

16 ACTING PRESIDENT GRIFFO: The bill
17 is passed.

18 THE SECRETARY: Calendar Number
19 1176, by Senator Gallivan, Senate Print 5273A, an
20 act to amend the Education Law.

21 ACTING PRESIDENT GRIFFO: Read the
22 last section.

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

25 ACTING PRESIDENT GRIFFO: Call the

1 roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 61.

4 ACTING PRESIDENT GRIFFO: The bill
5 is passed.

6 THE SECRETARY: Calendar Number
7 1181, by Senator Stewart-Cousins, Senate Print
8 1756, an act to amend the Tax Law.

9 SENATOR GIANARIS: Lay the bill
10 aside temporarily.

11 ACTING PRESIDENT GRIFFO: Lay the
12 bill aside temporarily.

13 THE SECRETARY: Calendar Number
14 1268, by Senator Murphy, Senate Print 4244A, an
15 act to amend the Executive Law.

16 ACTING PRESIDENT GRIFFO: Read the
17 last section.

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

20 ACTING PRESIDENT GRIFFO: Call the
21 roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 61.

24 ACTING PRESIDENT GRIFFO: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 1270, by Senator Bonacic, Senate Print 4287A, an
3 act to amend the Tax Law.

4 ACTING PRESIDENT GRIFFO: Read the
5 last section.

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

8 ACTING PRESIDENT GRIFFO: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 61.

12 ACTING PRESIDENT GRIFFO: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 1281, by Senator Ortt, Senate Print 5531, an act
16 authorizing.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

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

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 61.

25 ACTING PRESIDENT GRIFFO: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 1287, by Senator Lanza, Senate Print 2604, an act
4 to amend the Not-For-Profit Corporation Law.

5 ACTING PRESIDENT GRIFFO: Read the
6 last section.

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

9 ACTING PRESIDENT GRIFFO: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 61.

13 ACTING PRESIDENT GRIFFO: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1296, by Senator Ritchie, Senate Print 5303, an
17 act to amend the Public Authorities Law.

18 ACTING PRESIDENT GRIFFO: Read the
19 last section.

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

22 ACTING PRESIDENT GRIFFO: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 61.

1 ACTING PRESIDENT GRIFFO: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1301, by Senator Seward, Senate Print 424, an act
5 to amend the Penal Law.

6 ACTING PRESIDENT GRIFFO: Read the
7 last section.

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

10 ACTING PRESIDENT GRIFFO: Call the
11 roll.

12 (The Secretary called the roll.)

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

17 Ayes, 56. Nays, 5.

18 ACTING PRESIDENT GRIFFO: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 1316, substituted earlier by Member of the
22 Assembly Buchwald, Assembly Print 7442, an act to
23 amend the Criminal Procedure Law.

24 ACTING PRESIDENT GRIFFO: Read the
25 last section.

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

3 ACTING PRESIDENT GRIFFO: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 61.

7 ACTING PRESIDENT GRIFFO: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1318, by Senator Lanza, Senate Print 6200, an act
11 to amend the Criminal Procedure Law.

12 ACTING PRESIDENT GRIFFO: Read the
13 last section.

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

16 ACTING PRESIDENT GRIFFO: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 61.

20 ACTING PRESIDENT GRIFFO: The bill
21 is passed.

22 THE SECRETARY: Calendar Number
23 1326, by Senator Boyle, Senate Print 2944, an act
24 to authorize.

25 ACTING PRESIDENT GRIFFO: Read the

1 last section.

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

4 ACTING PRESIDENT GRIFFO: Call the
5 roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 61.

8 ACTING PRESIDENT GRIFFO: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 1339, by Senator Golden, Senate Print 5686, an
12 act to authorize.

13 ACTING PRESIDENT GRIFFO: Read the
14 last section.

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

17 ACTING PRESIDENT GRIFFO: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 60. Nays, 1.
21 Senator DeFrancisco recorded in the negative.

22 ACTING PRESIDENT GRIFFO: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 1367, by Senator Croci, Senate Print 416, an act

1 to amend the Vehicle and Traffic Law.

2 ACTING PRESIDENT GRIFFO: Read the
3 last section.

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

6 ACTING PRESIDENT GRIFFO: Call the
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT GRIFFO: The
10 Secretary will announce the results.

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

17 Ayes, 46. Nays, 15.

18 ACTING PRESIDENT GRIFFO: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 1380, by Senator Young, Senate Print 870A, an act
22 to amend the Civil Rights Law.

23 ACTING PRESIDENT GRIFFO: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect on the 30th day.

2 ACTING PRESIDENT GRIFFO: Call the
3 roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 60. Nays, 1.
6 Senator Sanders recorded in the negative.

7 ACTING PRESIDENT GRIFFO: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1419, by Senator Marcellino, Senate Print 2418,
11 an act to amend the Civil Rights Law.

12 ACTING PRESIDENT GRIFFO: Read the
13 last section.

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

16 ACTING PRESIDENT GRIFFO: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 61.

20 ACTING PRESIDENT GRIFFO: The bill
21 is passed.

22 THE SECRETARY: Calendar Number
23 1425, by Senator LaValle, Senate Print 2547, an
24 act to amend the Education Law.

25 ACTING PRESIDENT GRIFFO: Read the

1 last section.

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

4 ACTING PRESIDENT GRIFFO: Call the
5 roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT GRIFFO: Announce
8 the results.

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

14 Ayes, 46. Nays, 15.

15 ACTING PRESIDENT GRIFFO: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 1430, by Senator LaValle, Senate Print 2625, an
19 act to amend the Education Law.

20 ACTING PRESIDENT GRIFFO: Read the
21 last section.

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

24 ACTING PRESIDENT GRIFFO: Call the
25 roll.

1 (The Secretary called the roll.)

2 ACTING PRESIDENT GRIFFO: Announce
3 the results.

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

10 Ayes, 44. Nays, 17.

11 ACTING PRESIDENT GRIFFO: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 1437, by Senator Ritchie, Senate Print 3012, an
15 act to amend the Penal Law.

16 ACTING PRESIDENT GRIFFO: Read the
17 last section.

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

20 ACTING PRESIDENT GRIFFO: Call the
21 roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 61.

24 ACTING PRESIDENT GRIFFO: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 1450, by Senator Lanza, Senate Print 3542, an act
3 to amend the Vehicle and Traffic Law.

4 ACTING PRESIDENT GRIFFO: Read the
5 last section.

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

8 ACTING PRESIDENT GRIFFO: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 61.

12 ACTING PRESIDENT GRIFFO: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 1456, by Senator Young, Senate Print 3949, an act
16 to amend the Education Law.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

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

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 61.

25 ACTING PRESIDENT GRIFFO: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 1461, by Senator Lanza, Senate Print 4064, an act
4 to amend the Highway Law.

5 ACTING PRESIDENT GRIFFO: Read the
6 last section.

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

9 ACTING PRESIDENT GRIFFO: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 61.

13 ACTING PRESIDENT GRIFFO: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1462, by Senator Ritchie, Senate Print 4077A, an
17 act to amend the Retirement and Social Security
18 Law.

19 ACTING PRESIDENT GRIFFO: Read the
20 last section.

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

23 ACTING PRESIDENT GRIFFO: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 61.

2 ACTING PRESIDENT GRIFFO: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 1470, by Senator Stewart-Cousins, Senate Print
6 4418A, an act to amend Chapter 329 of the Laws of
7 2015.

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

10 The Secretary will read the last
11 section.

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

14 ACTING PRESIDENT GRIFFO: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 61.

18 ACTING PRESIDENT GRIFFO: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 1484, substituted earlier by Member of the
22 Assembly Skoufis, Assembly Print 1571B, an act to
23 amend the Vehicle and Traffic Law.

24 ACTING PRESIDENT GRIFFO: Read the
25 last section.

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

3 ACTING PRESIDENT GRIFFO: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 61.

7 ACTING PRESIDENT GRIFFO: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1497, by Senator Seward, Senate Print 6020B, an
11 act to amend the Highway Law.

12 ACTING PRESIDENT GRIFFO: Read the
13 last section.

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

16 ACTING PRESIDENT GRIFFO: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 61.

20 ACTING PRESIDENT GRIFFO: The bill
21 is passed.

22 THE SECRETARY: Calendar Number
23 1500, by Senator Lanza, Senate Print 6233, an act
24 to amend the Vehicle and Traffic Law.

25 ACTING PRESIDENT GRIFFO: Read the

1 last section.

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

4 ACTING PRESIDENT GRIFFO: Call the
5 roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT GRIFFO: Senator
8 Latimer to explain his vote.

9 SENATOR LATIMER: Thank you,
10 Mr. President.

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

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

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

24 Announce the results.

25 THE SECRETARY: Ayes, 61.

1 ACTING PRESIDENT GRIFFO: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1504, by Senator Flanagan, Senate Print 6549A, an
5 act to amend the Highway Law.

6 ACTING PRESIDENT GRIFFO: Read the
7 last section.

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

10 ACTING PRESIDENT GRIFFO: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 61.

14 ACTING PRESIDENT GRIFFO: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 1546, by Senator Savino, Senate Print 3981A, an
18 act to amend the Social Services Law.

19 ACTING PRESIDENT GRIFFO: Read the
20 last section.

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

23 ACTING PRESIDENT GRIFFO: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 61.

2 ACTING PRESIDENT GRIFFO: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 1550, by Senator Avella, Senate Print 4833A, an
6 act to amend the Social Services Law.

7 ACTING PRESIDENT GRIFFO: Read the
8 last section.

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

11 ACTING PRESIDENT GRIFFO: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 61.

15 ACTING PRESIDENT GRIFFO: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 1574, by Senator Marcellino, Senate Print 6470B,
19 an act to amend the Navigation Law.

20 ACTING PRESIDENT GRIFFO: Read the
21 last section.

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

24 ACTING PRESIDENT GRIFFO: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 61.

3 ACTING PRESIDENT GRIFFO: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 1624, by Senator Griffo, Senate Print 3156, an
7 act to amend the Environmental Conservation Law.

8 SENATOR GIANARIS: Lay it aside.

9 ACTING PRESIDENT GRIFFO: Lay it
10 aside.

11 THE SECRETARY: Calendar Number
12 1636, substituted earlier by Member of the
13 Assembly Nolan, Assembly Print 6053A, an act to
14 amend the Education Law.

15 ACTING PRESIDENT GRIFFO: Read the
16 last section.

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

19 ACTING PRESIDENT GRIFFO: Call the
20 roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 61.

23 ACTING PRESIDENT GRIFFO: The bill
24 is passed.

25 THE SECRETARY: Calendar Number

1 1654, by Senator Seward, Senate Print 5890A, an
2 act to amend Chapter 440 of the Laws of 2012.

3 ACTING PRESIDENT GRIFFO: Read the
4 last section.

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

7 ACTING PRESIDENT GRIFFO: Call the
8 roll.

9 (The Secretary called the roll.)

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

12 ACTING PRESIDENT GRIFFO: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 1671, by Senator Jacobs, Senate Print 6509A, an
16 act to amend the Mental Hygiene Law.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

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

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 61.

25 ACTING PRESIDENT GRIFFO: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 1687, substituted earlier by Member of the
4 Assembly Gottfried, Assembly Print 2702, an act
5 to amend the Social Services Law.

6 ACTING PRESIDENT GRIFFO: Read the
7 last section.

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

10 ACTING PRESIDENT GRIFFO: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 61.

14 ACTING PRESIDENT GRIFFO: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 1695, by Senator Tedisco, Senate Print 1355B, an
18 act to amend the Education Law.

19 ACTING PRESIDENT GRIFFO: Read the
20 last section.

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

23 ACTING PRESIDENT GRIFFO: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 61.

2 ACTING PRESIDENT GRIFFO: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 1734, by Senator Young, Senate Print 6387A, an
6 act to authorize.

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

9 ACTING PRESIDENT GRIFFO: Lay it
10 aside for the day.

11 THE SECRETARY: Calendar Number
12 1742, by Senator O'Mara, Senate Print 6496A, an
13 act to amend the Insurance Law.

14 ACTING PRESIDENT GRIFFO: Read the
15 last section.

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

18 ACTING PRESIDENT GRIFFO: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 61.

22 ACTING PRESIDENT GRIFFO: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 1747, by Senator Murphy, Senate Print 6546A, an

1 act to amend the Public Officers Law.

2 ACTING PRESIDENT GRIFFO: Read the
3 last section.

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

6 ACTING PRESIDENT GRIFFO: Call the
7 roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 61.

10 ACTING PRESIDENT GRIFFO: The bill
11 is passed.

12 THE SECRETARY: Calendar Number
13 1787, by Senator LaValle, Senate Print --

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

16 ACTING PRESIDENT GRIFFO: Lay it
17 aside for the day.

18 THE SECRETARY: Calendar Number
19 1815, by Senator Flanagan, Senate Print 6479A, an
20 act in relation to authorizing.

21 ACTING PRESIDENT GRIFFO: Read the
22 last section.

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

25 ACTING PRESIDENT GRIFFO: Call the

1 roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 60. Nays, 1.

4 Senator Akshar recorded in the negative.

5 ACTING PRESIDENT GRIFFO: The bill
6 is passed.

7 THE SECRETARY: Calendar Number
8 1817, by Senator Little, Senate Print 6542A, an
9 act to amend the Civil Service Law.

10 ACTING PRESIDENT GRIFFO: Read the
11 last section.

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

14 ACTING PRESIDENT GRIFFO: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 61.

18 ACTING PRESIDENT GRIFFO: The bill
19 is passed.

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

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

1 ACTING PRESIDENT GRIFFO: The
2 Secretary will ring the bell.

3 The Secretary will read.

4 THE SECRETARY: Calendar Number
5 1624, by Senator Griffo, Senate Print 3156, an
6 act to amend the Environmental Conservation Law.

7 ACTING PRESIDENT GRIFFO: Senator
8 Krueger.

9 SENATOR KRUEGER: On the bill,
10 Mr. President.

11 ACTING PRESIDENT GRIFFO: Senator
12 Krueger on the bill.

13 SENATOR KRUEGER: We haven't seen a
14 variation on this bill in a while. But I have
15 debated, in earlier years, bills that allowed for
16 hunting of large game by children as young as
17 12 years old. That would mean bear hunting, deer
18 hunting, other large wild game. It would mean
19 using crossbows, rifles, other assorted guns in
20 the woods as long as you are, quote, unquote,
21 accompanied by a parent.

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

1 child.

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

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

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

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

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

5 I vote no, Mr. President. Thank
6 you.

7 ACTING PRESIDENT GRIFFO: Thank
8 you, Senator Krueger.

9 Senator Gianaris.

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

12 On the bill as well, briefly.

13 ACTING PRESIDENT GRIFFO: Senator
14 Gianaris on the bill.

15 SENATOR GIANARIS: Thank you.

16 I just want to point out what I view
17 as the rank hypocrisy of the majority on this
18 bill. I think it was last week that we passed a
19 bill to prohibit minors from having machetes.
20 And yet today we're making it easier for
21 12-year-olds to have rifles and crossbows and
22 longbows.

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

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

6 Thank you.

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

11 Senator DeFrancisco.

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

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

19 Read the last section.

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

22 ACTING PRESIDENT GRIFFO: Call the
23 roll.

24 (The Secretary called the roll.)

25 ACTING PRESIDENT GRIFFO: Senator

1 DeFrancisco to explain his vote.

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

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

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

21 So I vote aye on this piece of
22 legislation.

23 ACTING PRESIDENT GRIFFO: Senator
24 DeFrancisco in the affirmative.

25 Senator Akshar to explain his vote.

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

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

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

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

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

21 Mr. President, I vote yes.

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

24 Senator Gianaris to explain his
25 vote.

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

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

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

22 I vote no, Mr. President.

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

25 Announce the results.

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

5 Ayes, 54. Nays, 7.

6 ACTING PRESIDENT GRIFFO: The bill
7 is passed.

8 Senator DeFrancisco.

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

13 ACTING PRESIDENT GRIFFO: Calendar
14 417, by Senator Croci, is laid aside for the day.

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

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

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

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

7 (Whereupon, the Senate reconvened at
8 2:19 p.m.)

9 ACTING PRESIDENT GRIFFO: The
10 Senate will return to order.

11 Senator DeFrancisco.

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

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

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

24 So immediate meeting of the Rules
25 Committee.

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

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

9 The Senate will stand temporarily at
10 ease.

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

13 (Whereupon, the Senate reconvened at
14 3:06 p.m.)

15 ACTING PRESIDENT GRIFFO: The
16 Senate will return to order.

17 Senator DeFrancisco.

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

20 ACTING PRESIDENT GRIFFO: There is
21 a report of the Rules Committee at the desk.

22 The Secretary will read.

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

1 Senate Print 198, by Senator
2 Marchione, an act to amend the Military Law;
3 Senate 215, by Senator Marchione, an
4 act to amend the Correction Law;
5 Senate 317, by Senator Peralta, an
6 act to amend the Tax Law;
7 Senate 419, by Senator Golden, an
8 act to amend the Public Authorities Law;
9 Senate 449, by Senator Young, an act
10 to amend the Executive Law;
11 Senate 509, by Senator Díaz, an act
12 to amend the Elder Law;
13 Senate 511, by Senator Díaz, an act
14 to amend the State Finance Law;
15 Senate 520, by Senator Young, an act
16 to amend the Public Health Law;
17 Senate 524, by Senator Young, an act
18 to amend the Environmental Conservation Law;
19 Senate 539, by Senator Young, an act
20 to amend the Social Services Law;
21 Senate 640, by Senator Boyle, an act
22 to amend the Criminal Procedure Law;
23 Senate 817A, by Senator Funke, an
24 act to amend the Urban Development Corporation
25 Act;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

25 Senate 3755, by Senator Savino, an

1 act to amend the Banking Law;
2 Senate 3762B, by Senator Griffo, an
3 act to amend the Workers' Compensation Law;
4 Senate 3813, by Senator Sanders, an
5 act to amend the Education Law;
6 Senate 4010A, by Senator Seward, an
7 act to amend the Insurance Law;
8 Senate 4090B, by Senator Akshar, an
9 act to amend the Tax Law;
10 Senate 4091, by Senator Sanders, an
11 act to amend the Public Authorities Law;
12 Senate 4207, by Senator Dilan, an
13 act to authorize;
14 Senate 4268, by Senator Savino, an
15 act to amend the Public Health Law;
16 Senate 4298, by Senator Carlucci, an
17 act to amend the Penal Law;
18 Senate 4427A, by Senator Kennedy, an
19 act in relation to deeming;
20 Senate 4589, by Senator Ritchie, an
21 act to amend the Public Health Law;
22 Senate 4616, by Senator Griffo, an
23 act to amend the Education Law;
24 Senate 4991A, by Senator Helming, an
25 act to amend the Public Health Law;

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

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

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

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

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

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

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

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

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

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

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

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

25 Senate 5788, by Senator Klein, an

1 act to amend the Public Housing Law;

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

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

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

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

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

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

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

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

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

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

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

25 Senate 6086, by Senator Serino, an

1 act to amend the Election Law;

2 Senate 6107A, by Senator Seward, an

3 act to amend the Environmental Conservation Law;

4 Senate 6113, by Senator Felder, an

5 act to amend the Administrative Code of the City

6 of New York;

7 Senate 6140A, by Senator Golden, an

8 act to amend the Retirement and Social Security

9 Law;

10 Senate 6157B, by Senator LaValle, an

11 act to amend the Environmental Conservation Law;

12 Senate 6160, by Senator Parker, an

13 act to authorize;

14 Senate 6195A, by Senator O'Mara, an

15 act to amend the Environmental Conservation Law;

16 Senate 6273, by Senator Felder, an

17 act to amend the Education Law;

18 Senate 6291, by Senator Lanza, an

19 act to amend the Penal Law;

20 Senate 6302, by Senator Lanza, an

21 act to enact;

22 Senate 6338A, by Senator Griffo, an

23 act alienating;

24 Senate 6362A, by Senator

25 DeFrancisco, an act to amend the Executive Law;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

13 All bills reported direct to third
14 reading.

15 ACTING PRESIDENT GRIFFO: Senator
16 DeFrancisco.

17 SENATOR DeFRANCISCO: Move to
18 accept the report of the Rules Committee.

19 ACTING PRESIDENT GRIFFO: All in
20 favor of accepting the Committee on Rules report
21 signify by saying aye.

22 (Response of "Aye.")

23 ACTING PRESIDENT GRIFFO: Opposed?

24 (No response.)

25 ACTING PRESIDENT GRIFFO: The

1 Committee on Rules report is accepted and before
2 the house.

3 Senator DeFrancisco.

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

6 ACTING PRESIDENT GRIFFO: Messages
7 from the Assembly.

8 The Secretary will read.

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

14 ACTING PRESIDENT GRIFFO: The
15 substitution is so ordered.

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

21 Senator Kennedy moves to discharge,
22 from the Committee on Rules, Assembly Bill Number
23 4711A and substitute it for the identical Senate
24 Bill 4427A, Third Reading Calendar 1880.

25 Senator Griffo moves to discharge,

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

5 Senator Serino moves to discharge,
6 from the Committee on Rules, Assembly Bill Number
7 7184A and substitute it for the identical Senate
8 Bill 5487A, Third Reading Calendar 1892.

9 Senator Gallivan moves to discharge,
10 from the Committee on Rules, Assembly Bill Number
11 6510A and substitute it for the identical Senate
12 Bill 5659A, Third Reading Calendar 1895.

13 Senator Klein moves to discharge,
14 from the Committee on Rules, Assembly Bill Number
15 7697 and substitute it for the identical Senate
16 Bill 5891, Third Reading Calendar 1900.

17 Senator Funke moves to discharge,
18 from the Committee on Rules, Assembly Bill Number
19 7729 and substitute it for the identical Senate
20 Bill 5936A, Third Reading Calendar 1902.

21 Senator Akshar moves to discharge,
22 from the Committee on Rules, Assembly Bill Number
23 4393 and substitute it for the identical Senate
24 Bill 5950, Third Reading Calendar 1903.

25 Senator Ranzenhofer moves to

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

5 Senator Helming moves to discharge,
6 from the Committee on Rules, Assembly Bill Number
7 7766 and substitute it for the identical Senate
8 Bill 6025, Third Reading Calendar 1908.

9 Senator Serino moves to discharge,
10 from the Committee on Rules, Assembly Bill Number
11 8086 and substitute it for the identical Senate
12 Bill 6086, Third Reading Calendar 1909.

13 Senator Valesky moves to discharge,
14 from the Committee on Rules, Assembly Bill Number
15 7796 and substitute it for the identical Senate
16 Bill 6681, Third Reading Calendar 1931.

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

22 ACTING PRESIDENT GRIFFO: The
23 substitutions are all so ordered.

24 Senator DeFrancisco.

25 SENATOR DeFRANCISCO: Can we go

1 back to motions and resolutions.

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

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

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

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

17 ACTING PRESIDENT GRIFFO: It is so
18 ordered.

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

21 ACTING PRESIDENT GRIFFO: Senator
22 Gianaris.

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

25 On behalf of Senator Dilan, I move

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

5 ACTING PRESIDENT GRIFFO: It is so
6 ordered.

7 Senator DeFrancisco.

8 SENATOR DeFRANCISCO: Now if we can
9 go back to the original active list, two bills
10 were laid aside: Calendar 579, Senate Print
11 5305B, by Senator Croci; and Calendar 1181, the
12 bill is S1756, by Senator Stewart-Cousins.

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

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

17 The Secretary will read.

18 THE SECRETARY: Calendar Number
19 579, by Senator Croci, Senate Print 5305B, an act
20 authorizing.

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

23 The Secretary will read the last
24 section.

25 THE SECRETARY: Section 6. This

1 act shall take effect immediately.

2 ACTING PRESIDENT GRIFFO: Call the
3 roll.

4 (The Secretary called the roll.)

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

7 ACTING PRESIDENT GRIFFO: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1181, by Senator Stewart-Cousins, Senate Print
11 1756, an act to amend the Tax Law.

12 ACTING PRESIDENT GRIFFO: Read the
13 last section.

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

16 ACTING PRESIDENT GRIFFO: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: In relation to
20 Calendar 1181, those recorded in the negative are
21 Senators Brooks, Kaminsky and Lanza.

22 Ayes, 59. Nays, 3.

23 ACTING PRESIDENT GRIFFO: The bill
24 is passed.

25 SENATOR DeFRANCISCO: Can we now go

1 back to motions and resolutions.

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

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

8 ACTING PRESIDENT GRIFFO: The
9 Secretary will read.

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

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

17 Senator Bailey.

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

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

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

1 Hip-Hop Day which renamed 1520 Sedgwick Avenue to
2 Hip-Hop Boulevard. Why is that important?
3 Because on August 11, 1973, when I was negative
4 9 years old, hip-hop started at 1520 Sedgwick
5 Avenue in the Bronx.

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

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

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

25 And I would venture to say the best

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

4 (Laughter.)

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

8 (Laughter.)

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

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

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

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

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

10 (Laughter.)

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

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

25 Growing up, my era was Notorious

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

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

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

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

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

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

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

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

1 life.

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

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

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

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

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

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

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

14 (Laughter.)

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

22 Thank you, Mr. President.

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

25 (Laughter.)

1 ACTING PRESIDENT GRIFFO: Senator
2 Jamaal Bailey.

3 Senator Comrie.

4 SENATOR COMRIE: Mr. President, I
5 rise to support this resolution that Senator
6 Jamaal Bailey put together to acknowledge Black
7 Music Month and also the origin of hip-hop from
8 1973.

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

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

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

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

9 (Laughter.)

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

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

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

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

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

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

25 We need to work together. Here are

1 63 equals. Here is people that are concerned
2 about public service. Here is people that are
3 concerned about the history of New York State and
4 the history of this country. We can use hip-hop
5 and any other venue and any other means to
6 attract people to what we need to do to improve
7 our country, to improve our situation and to make
8 sure that we do everything we can, using every
9 means possible, to make our city and state a
10 better place.

11 Thank you, Mr. President.

12 ACTING PRESIDENT GRIFFO: Senator
13 Sanders.

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

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

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

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

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

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

1 are dealt with.

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

6 Thank you, Mr. President. Thank
7 you, Jamaal.

8 SENATOR BAILEY: Thank you.

9 ACTING PRESIDENT GRIFFO: Senator
10 Squadron.

11 SENATOR SQUADRON: Thank you.

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

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

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

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

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

18 (Laughter.)

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

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

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

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

6 Thank you, Senator Bailey.

7 (Laughter; applause.)

8 ACTING PRESIDENT GRIFFO: Senator
9 Rivera.

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

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

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

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

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

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

23 Thank you, Mr. President.

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

1 Senator Hamilton.

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

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

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

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

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

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

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

17 Thank you very much.

18 ACTING PRESIDENT GRIFFO: Senator
19 Benjamin.

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

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

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

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

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

19 Thank you.

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

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

25 Senator DeFrancisco.

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

4 ACTING PRESIDENT GRIFFO:
5 (Inaudible.)

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

8 (Sustained laughter.)

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

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

15 THE SECRETARY: Calendar Number
16 579, by Senator Croci, Senate Print 5305B, an act
17 authorizing.

18 ACTING PRESIDENT GRIFFO: Call the
19 roll on reconsideration.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 62.

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

25 The Secretary will read.

1 THE SECRETARY: Calendar Number
2 579, by Senator Croci, Senate Print 5305B, an act
3 authorizing.

4 ACTING PRESIDENT GRIFFO: Read the
5 last section.

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

8 ACTING PRESIDENT GRIFFO: Call the
9 roll.

10 (The Secretary called the roll.)

11 ACTING PRESIDENT GRIFFO: Senator
12 Boyle.

13 SENATOR BOYLE: Mr. President,
14 thank you.

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

20 ACTING PRESIDENT GRIFFO: Your
21 abstention is noted and accepted.

22 SENATOR BOYLE: Thank you.

23 ACTING PRESIDENT GRIFFO: Results.

24 THE SECRETARY: Ayes, 61.

25 ACTING PRESIDENT GRIFFO: The bill

1 is passed.

2 Senator DeFrancisco.

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

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

12 THE SECRETARY: Calendar Number
13 1835, by Senator Marchione, Senate Print 198, an
14 act to amend the Military Law.

15 ACTING PRESIDENT GRIFFO: Read the
16 last section.

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

19 ACTING PRESIDENT GRIFFO: Call the
20 roll.

21 (The Secretary called the roll.)

22 THE SECRETARY: Ayes, 62.

23 ACTING PRESIDENT GRIFFO: The bill
24 is passed.

25 THE SECRETARY: Calendar Number

1 1836, by Senator Marchione, Senate Print 215, an
2 act to amend the Correction Law.

3 ACTING PRESIDENT GRIFFO: Read the
4 last section.

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

7 ACTING PRESIDENT GRIFFO: Call the
8 roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT GRIFFO: Announce
11 the results.

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

17 Ayes, 51. Nays, 11.

18 ACTING PRESIDENT GRIFFO: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 1837, by Senator Peralta, Senate Print 317, an
22 act to amend the Tax Law.

23 ACTING PRESIDENT GRIFFO: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect on the first of January.

2 ACTING PRESIDENT GRIFFO: Call the
3 roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 62.

6 ACTING PRESIDENT GRIFFO: The bill
7 is passed.

8 THE SECRETARY: Calendar Number
9 1838, by Senator Golden, Senate Print 419, an act
10 to amend the Public Authorities Law.

11 ACTING PRESIDENT GRIFFO: Read the
12 last section.

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

15 ACTING PRESIDENT GRIFFO: Call the
16 roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT GRIFFO: Senator
19 Krueger to explain her vote.

20 SENATOR KRUEGER: Thank you,
21 Mr. President.

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

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

5 Thank you, Mr. President. I vote
6 yes.

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

9 Announce the results.

10 THE SECRETARY: Ayes, 62.

11 ACTING PRESIDENT GRIFFO: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 1839, by Senator Young, Senate Print 449, an act
15 to amend the Executive Law.

16 ACTING PRESIDENT GRIFFO: Read the
17 last section.

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

20 ACTING PRESIDENT GRIFFO: Call the
21 roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT GRIFFO: Announce
24 the results.

25 THE SECRETARY: In relation to

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

6 Ayes, 45. Nays, 17.

7 ACTING PRESIDENT GRIFFO: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1840, by Senator Díaz, Senate Print 509, an act
11 to amend the Elder Law.

12 ACTING PRESIDENT GRIFFO: Read the
13 last section.

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

16 ACTING PRESIDENT GRIFFO: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 62.

20 ACTING PRESIDENT GRIFFO: The bill
21 is passed.

22 THE SECRETARY: Calendar Number
23 1841, by Senator Díaz, Senate Print 511, an act
24 to amend the State Finance Law.

25 ACTING PRESIDENT GRIFFO: Read the

1 last section.

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

4 ACTING PRESIDENT GRIFFO: Call the
5 roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 62.

8 ACTING PRESIDENT GRIFFO: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 1842, by Senator Young, Senate Print 520, an act
12 to amend the Public Health Law.

13 ACTING PRESIDENT GRIFFO: Read the
14 last section.

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

17 ACTING PRESIDENT GRIFFO: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 62.

21 ACTING PRESIDENT GRIFFO: The bill
22 is passed.

23 THE SECRETARY: Calendar Number
24 1843, by Senator Young, Senate Print 524, an act
25 to amend the Environmental Conservation Law.

1 ACTING PRESIDENT GRIFFO: Read the
2 last section.

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

5 ACTING PRESIDENT GRIFFO: Call the
6 roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 62.

9 ACTING PRESIDENT GRIFFO: The bill
10 is passed.

11 THE SECRETARY: Calendar Number
12 1844, by Senator Young, Senate Print 539, an act
13 to amend the Social Services Law.

14 ACTING PRESIDENT GRIFFO: Read the
15 last section.

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

18 ACTING PRESIDENT GRIFFO: Call the
19 roll.

20 (The Secretary called the roll.)

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

1 Also Senators Montgomery and Stavisky. Also
2 Senator Rivera.

3 Ayes, 46. Nays, 16.

4 ACTING PRESIDENT GRIFFO: The bill
5 is passed.

6 THE SECRETARY: Calendar Number
7 1845, by Senator Boyle, Senate Print 640, an act
8 to amend the Criminal Procedure Law.

9 ACTING PRESIDENT GRIFFO: Read the
10 last section.

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

13 ACTING PRESIDENT GRIFFO: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: In relation to
17 Calendar 1845, those recorded in the negative are
18 Senators Comrie, Dilan, Krueger, Montgomery,
19 Rivera, Sanders and Squadron.

20 Ayes, 55. Nays, 7.

21 ACTING PRESIDENT GRIFFO: The bill
22 is passed.

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

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

3 ACTING PRESIDENT GRIFFO: The
4 substitution is so ordered.

5 The Secretary will read.

6 THE SECRETARY: Calendar Number
7 1846, by Member of the Assembly Buchwald,
8 Assembly Print 1260A, an act to amend the Urban
9 Development Corporation Act.

10 ACTING PRESIDENT GRIFFO: Read the
11 last section.

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

14 ACTING PRESIDENT GRIFFO: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 61. Nays, 1.
18 Senator Dilan recorded in the negative.

19 ACTING PRESIDENT GRIFFO: The bill
20 is passed.

21 THE SECRETARY: Calendar Number
22 1847, by Senator Golden, Senate Print 885, an act
23 to amend the Education Law.

24 ACTING PRESIDENT GRIFFO: Read the
25 last section.

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

3 ACTING PRESIDENT GRIFFO: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 61. Nays, 1.
7 Senator DeFrancisco recorded in the negative.

8 ACTING PRESIDENT GRIFFO: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 1848, by Senator Akshar, Senate Print 1113, an
12 act to amend the Mental Hygiene Law.

13 ACTING PRESIDENT GRIFFO: Read the
14 last section.

15 THE SECRETARY: Section 5. This
16 act shall take effect on the 30th day.

17 ACTING PRESIDENT GRIFFO: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 62.

21 ACTING PRESIDENT GRIFFO: The bill
22 is passed.

23 THE SECRETARY: Calendar Number
24 1849, substituted earlier by Member of the
25 Assembly Paulin, Assembly Print 474A, an act to

1 amend the Social Services Law.

2 ACTING PRESIDENT GRIFFO: Read the
3 last section.

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

6 ACTING PRESIDENT GRIFFO: Call the
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT GRIFFO: Announce
10 the results.

11 THE SECRETARY: In relation to
12 Calendar 1849, those recorded in the negative are
13 Senators Akshar, Bonacic, Croci, DeFrancisco,
14 Gallivan, Griffio, Jacobs, Lanza, LaValle, Murphy,
15 O'Mara, Ortt, Ranzenhofer, Ritchie and Serino.
16 Also Senators Amedore and Helming.

17 Ayes, 45. Nays, 17.

18 ACTING PRESIDENT GRIFFO: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 1850, by Senator Marcellino, Senate Print 1187,
22 an act to amend the Vehicle and Traffic Law.

23 ACTING PRESIDENT GRIFFO: Read the
24 last section.

25 THE SECRETARY: Section 3. This

1 act shall take effect on the first of November.

2 ACTING PRESIDENT GRIFFO: Call the
3 roll.

4 (The Secretary called the roll.)

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

7 ACTING PRESIDENT GRIFFO: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1851, by Senator Valesky, Senate Print 1236, an
11 act to amend the General Business Law.

12 ACTING PRESIDENT GRIFFO: Read the
13 last section.

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

16 ACTING PRESIDENT GRIFFO: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 62.

20 ACTING PRESIDENT GRIFFO: The bill
21 is passed.

22 THE SECRETARY: Calendar Number
23 1852, by Senator Alcantara, Senate Print 1349B,
24 an act to amend the Public Housing Law.

25 ACTING PRESIDENT GRIFFO: Read the

1 last section.

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

4 ACTING PRESIDENT GRIFFO: Call the
5 roll.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 60. Nays, 2.
8 Senators Bonacic and Ortt recorded in the
9 negative.

10 ACTING PRESIDENT GRIFFO: The bill
11 is passed.

12 THE SECRETARY: Calendar Number
13 1853, by Senator Ritchie, Senate Print 1435, an
14 act to amend the Soil and Water Conservation
15 Districts Law.

16 ACTING PRESIDENT GRIFFO: Read the
17 last section.

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

20 ACTING PRESIDENT GRIFFO: Call the
21 roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 62.

24 ACTING PRESIDENT GRIFFO: The bill
25 is passed.

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

4 THE SECRETARY: Calendar Number
5 1855, by Senator Little, Senate Print 1676, an
6 act to amend the Arts and Cultural Affairs Law.

7 ACTING PRESIDENT GRIFFO: Read the
8 last section.

9 THE SECRETARY: Section 4. This
10 act shall take effect one year after it shall
11 have become a law.

12 ACTING PRESIDENT GRIFFO: Call the
13 roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 62.

16 ACTING PRESIDENT GRIFFO: The bill
17 is passed.

18 THE SECRETARY: Calendar Number
19 1856, by Senator Kennedy, Senate Print 1840, an
20 act to amend the Social Services Law.

21 ACTING PRESIDENT GRIFFO: Read the
22 last section.

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

25 ACTING PRESIDENT GRIFFO: Call the

1 roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 62.

4 ACTING PRESIDENT GRIFFO: The bill
5 is passed.

6 THE SECRETARY: Calendar Number
7 1857, by Senator Avella, Senate Print 1877, an
8 act to amend the Education Law.

9 ACTING PRESIDENT GRIFFO: Read the
10 last section.

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

13 ACTING PRESIDENT GRIFFO: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 62.

17 ACTING PRESIDENT GRIFFO: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 1858, by Senator Avella, Senate Print 1973, an
21 act to amend the Penal Law.

22 ACTING PRESIDENT GRIFFO: Read the
23 last section.

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

1 ACTING PRESIDENT GRIFFO: Call the
2 roll.

3 (The Secretary called the roll.)

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

6 ACTING PRESIDENT GRIFFO: The bill
7 is passed.

8 THE SECRETARY: Calendar Number
9 1859, by Senator Felder, Senate Print 2105, an
10 act to direct.

11 ACTING PRESIDENT GRIFFO: Read the
12 last section.

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

15 ACTING PRESIDENT GRIFFO: Call the
16 roll.

17 (The Secretary called the roll.)

18 THE SECRETARY: Ayes, 62.

19 ACTING PRESIDENT GRIFFO: The bill
20 is passed.

21 THE SECRETARY: Calendar Number
22 1860, by Senator O'Mara, Senate Print 2120, an
23 act to amend the Tax Law.

24 ACTING PRESIDENT GRIFFO: Read the
25 last section.

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

3 ACTING PRESIDENT GRIFFO: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 62.

7 ACTING PRESIDENT GRIFFO: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1861, by Senator Gianaris, Senate Print 2477, an
11 act to amend the Correction Law.

12 ACTING PRESIDENT GRIFFO: Read the
13 last section.

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

16 ACTING PRESIDENT GRIFFO: Call the
17 roll.

18 (The Secretary called the roll.)

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

21 ACTING PRESIDENT GRIFFO: The bill
22 is passed.

23 THE SECRETARY: Calendar Number
24 1862, by Senator Golden, Senate Print 2533, an
25 act to amend the Penal Law.

1 ACTING PRESIDENT GRIFFO: Read the
2 last section.

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

5 ACTING PRESIDENT GRIFFO: Call the
6 roll.

7 (The Secretary called the roll.)

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

10 ACTING PRESIDENT GRIFFO: The bill
11 is passed.

12 THE SECRETARY: Calendar Number
13 1863, by Senator Little, Senate Print 2608B, an
14 act to amend the Environmental Conservation Law.

15 ACTING PRESIDENT GRIFFO: Read the
16 last section.

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

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 62.

25 ACTING PRESIDENT GRIFFO: The bill

1 is passed.

2 THE SECRETARY: Calendar Number
3 1864, by Senator Lanza, Senate Print 2640, an act
4 to amend the Navigation Law.

5 ACTING PRESIDENT GRIFFO: Read the
6 last section.

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

9 ACTING PRESIDENT GRIFFO: Call the
10 roll.

11 (The Secretary called the roll.)

12 ACTING PRESIDENT GRIFFO: Announce
13 the results.

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

22 Ayes, 36. Nays, 26.

23 ACTING PRESIDENT GRIFFO: The bill
24 is passed.

25 THE SECRETARY: Calendar Number

1 1865, by Senator Lanza, Senate Print 2819, an act
2 to amend the Executive Law.

3 ACTING PRESIDENT GRIFFO: Read the
4 last section.

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

7 ACTING PRESIDENT GRIFFO: Call the
8 roll.

9 (The Secretary called the roll.)

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

12 ACTING PRESIDENT GRIFFO: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 1866, by Senator Tedisco, Senate Print 2884, an
16 act to amend the Tax Law.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

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

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT GRIFFO: Senator
25 Krueger to explain her vote.

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

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

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

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

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

24 I vote no, Mr. President.

25 ACTING PRESIDENT GRIFFO: Senator

1 Krueger to be recorded in the negative.

2 Senator DeFrancisco.

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

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

9 SENATOR DeFRANCISCO: He didn't
10 read the result?

11 ACTING PRESIDENT GRIFFO: No,
12 still tabulating.

13 SENATOR DeFRANCISCO: Well, why
14 not?

15 (Laughter.)

16 SENATOR DeFRANCISCO: All right, go
17 ahead.

18 ACTING PRESIDENT GRIFFO: Math 101.

19 SENATOR DeFRANCISCO: All right.

20 ACTING PRESIDENT GRIFFO: Announce
21 the results.

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

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

6 Ayes, 37. Nays, 25.

7 ACTING PRESIDENT GRIFFO: The bill
8 is passed.

9 Senator DeFrancisco.

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

14 ACTING PRESIDENT GRIFFO: The
15 Secretary will read.

16 THE SECRETARY: Calendar Number
17 1867, by Senator LaValle, Senate Print 2999A, an
18 act to amend the Economic Development Law.

19 ACTING PRESIDENT GRIFFO: Read the
20 last section.

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

23 ACTING PRESIDENT GRIFFO: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 62.

2 ACTING PRESIDENT GRIFFO: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 1868, by Senator Addabbo, Senate Print 3059, an
6 act to amend the Tax Law.

7 ACTING PRESIDENT GRIFFO: Read the
8 last section.

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

11 ACTING PRESIDENT GRIFFO: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 62.

15 ACTING PRESIDENT GRIFFO: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 1869, by Senator Felder, Senate Print 3223, an
19 act to authorize.

20 ACTING PRESIDENT GRIFFO: Read the
21 last section.

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

24 ACTING PRESIDENT GRIFFO: Call the
25 roll.

1 (The Secretary called the roll.)

2 ACTING PRESIDENT GRIFFO: Announce
3 the results.

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

11 Ayes, 44. Nays, 18.

12 ACTING PRESIDENT GRIFFO: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 1870, by Senator Bailey, Senate Print 3498, an
16 act to amend the Correction Law.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

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

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT GRIFFO: Senator
25 Bailey to explain his vote.

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

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

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

14 Thank you, Mr. President.

15 ACTING PRESIDENT GRIFFO: Senator
16 Bailey in the affirmative.

17 Announce the results.

18 THE SECRETARY: Ayes, 62.

19 ACTING PRESIDENT GRIFFO: The bill
20 is passed.

21 THE SECRETARY: Calendar Number
22 1871, by Senator Savino, Senate Print 3755, an
23 act to amend the Banking Law.

24 ACTING PRESIDENT GRIFFO: Read the
25 last section.

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

3 ACTING PRESIDENT GRIFFO: Call the
4 roll.

5 (The Secretary called the roll.)

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

10 Ayes, 55. Nays, 7.

11 ACTING PRESIDENT GRIFFO: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 1872, substituted earlier by Member of the
15 Assembly Zebrowski, Assembly Print 2859B, an act
16 to amend the Workers' Compensation Law.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

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

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 61. Nays, 1.
25 Senator Murphy recorded in the negative.

1 ACTING PRESIDENT GRIFFO: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1873, by Senator Sanders, Senate Print 3813, an
5 act to amend the Education Law.

6 ACTING PRESIDENT GRIFFO: Read the
7 last section.

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

10 ACTING PRESIDENT GRIFFO: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 62.

14 ACTING PRESIDENT GRIFFO: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 1874, by Senator Seward, Senate Print 4010A, an
18 act to amend the Insurance Law.

19 ACTING PRESIDENT GRIFFO: Read the
20 last section.

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

23 ACTING PRESIDENT GRIFFO: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 62.

2 ACTING PRESIDENT GRIFFO: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 1875, by Senator Akshar, Senate Print 4090B, an
6 act to amend the Tax Law.

7 ACTING PRESIDENT GRIFFO: Read the
8 last section.

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

11 ACTING PRESIDENT GRIFFO: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 62.

15 ACTING PRESIDENT GRIFFO: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 1876, by Senator Sanders, Senate Print 4091, an
19 act to amend the Public Authorities Law.

20 ACTING PRESIDENT GRIFFO: Read the
21 last section.

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

24 ACTING PRESIDENT GRIFFO: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 62.

3 ACTING PRESIDENT GRIFFO: The bill
4 is passed.

5 THE SECRETARY: Calendar Number
6 1877, by Senator Dilan, Senate Print 4207, an act
7 to authorize.

8 ACTING PRESIDENT GRIFFO: Read the
9 last section.

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

12 ACTING PRESIDENT GRIFFO: Call the
13 roll.

14 (The Secretary called the roll.)

15 ACTING PRESIDENT GRIFFO: Announce
16 the results.

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

20 Ayes, 58. Nays, 4.

21 ACTING PRESIDENT GRIFFO: The bill
22 is passed.

23 Senator DeFrancisco.

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

1 to get to the judges.

2 And I apologize again to them.

3 There was a reason we had to wait this long. I'm
4 not saying it was a good reason, but it was a
5 reason.

6 (Laughter.)

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

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

12 SENATOR DeFRANCISCO: Could you
13 please read the report.

14 ACTING PRESIDENT GRIFFO: The
15 Secretary will read.

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

19 As Judges of the Court of Claims:

20 Honorable Donald Cerio, Jr.;

21 Honorable Leonard Livote;

22 Honorable Martin Marcus;

23 Honorable Michael Melkonian;

24 Honorable Frank P. Milano;

25 Honorable Wayne Ozzi;

1 Honorable Jeanette Rodriguez-Morick;
2 Sanford Neil Berland;
3 Gordon J. Cuffy;
4 Kathleen B. Hogan;
5 Steven M. Jaeger;
6 Honorable Edwina G. Richardson-
7 Mendelson;
8 Joseph Risi;
9 Honorable Walter Rivera;
10 Carmen Victoria St. George; and
11 Honorable Peter F. Vallone, Jr.
12 SENATOR DeFRANCISCO:

13 Mr. President, could you just call on Senator
14 Bonacic for the motion.

15 ACTING PRESIDENT AKSHAR: Senator
16 Bonacic.

17 SENATOR BONACIC: Thank you,
18 Mr. President.

19 Earlier today the Senate Judiciary
20 Committee met and considered the reappointment of
21 seven judges to the Court of Claims, the
22 appointment of three interim Supreme Court
23 judges, and the appointment of nine new nominees
24 to the Court of Claims.

25 I want to thank Governor Cuomo for

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

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

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

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

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

1 welcome to do so.

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

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

11 The second judge is the Honorable
12 Leonard Livote.

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

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

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

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

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

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

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

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

13 ACTING PRESIDENT AKSHAR: Senator
14 Stewart-Cousins.

15 Senator Gianaris.

16 Senator Little. No?

17 Any member wish to be heard?

18 (Laughter.)

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

23 (Response of "Aye.")

24 ACTING PRESIDENT AKSHAR: Opposed,
25 nay.

1 (No response.)

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

5 (Standing ovation.)

6 ACTING PRESIDENT AKSHAR: The
7 Secretary will continue to read.

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

13 ACTING PRESIDENT AKSHAR: Senator
14 Bonacic.

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

18 The Honorable Robert A. Neary is
19 here.

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

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

1 nominees. I move them all for confirmation.

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

7 (Response of "Aye.")

8 ACTING PRESIDENT AKSHAR: Opposed,
9 nay.

10 (No response.)

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

14 (Standing ovation.)

15 ACTING PRESIDENT AKSHAR: Senator
16 DeFrancisco.

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

21 (Laughter.)

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

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

1 The Secretary will read.

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

5 Sanford Neil Berland;

6 Gordon J. Cuffy;

7 Kathleen B. Hogan;

8 Steven M. Jaeger;

9 Honorable Edwina G. Richardson-
10 Mendelson;

11 Joseph Risi;

12 Honorable Walter Rivera;

13 Carmen Victoria St. George; and

14 Honorable Peter F. Vallone, Jr.

15 ACTING PRESIDENT AKSHAR: Senator
16 Bonacic.

17 SENATOR BONACIC: Thank you,
18 Mr. President.

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

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

25 The first one will be Sanford Neil

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

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

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

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

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

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

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

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

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

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

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

24 Thank you, Mr. President.

25 ACTING PRESIDENT AKSHAR: Senator

1 Little.

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

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

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

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

1 up in our gallery, Kate Hogan.

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

10 Thank you.

11 ACTING PRESIDENT AKSHAR: Senator
12 Stewart-Cousins.

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

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

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

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

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

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

25 ACTING PRESIDENT AKSHAR: Thank

1 you, Senator.

2 Senator Marcellino.

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

5 I rise to speak about a friend of
6 20 years, Sandy Berland. He is the husband of an
7 accomplished woman, a councilperson on the
8 Huntington Town Board, currently running for
9 higher office. Hope you fail. Hope you stay on
10 the town board, because we need you there. We
11 need you in that place.

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

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

25 Be well, God bless, and good luck.

1 ACTING PRESIDENT AKSHAR: Thank
2 you, Senator Marcellino.

3 Senator Gianaris.

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

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

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

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

1 And, Joe, welcome and thank you.

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

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

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

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

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

9 ACTING PRESIDENT AKSHAR: Thank
10 you, Senator Gianaris.

11 Senator Breslin.

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

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

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

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

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

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

22 Thank you very much, and I salute
23 the Governor.

24 ACTING PRESIDENT AKSHAR: Thank
25 you, Senator Breslin.

1 Senator Bailey.

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

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

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

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

23 Thank you, Mr. President.

24 ACTING PRESIDENT AKSHAR: Thank
25 you, Senator Bailey.

1 Senator Comrie.

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

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

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

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

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

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

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

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

10 So congratulations, Pete.

11 Thank you, Mr. President.

12 ACTING PRESIDENT AKSHAR: Thank
13 you, Senator Comrie.

14 Senator Díaz.

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

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

25 Peter Vallone, Jr., comes from a

1 very distinguished family in the City of
2 New York, very dedicated people to the community.
3 Especially I have to be grateful and recognize
4 and tell all of you things that you don't know
5 but you should know. You should know that in
6 1992, Peter Vallone, Sr., who was the City
7 Council Speaker, nominated me to the Civilian
8 Complaint Review Board as a commissioner
9 representing Bronx County. And I served on that
10 commission thanks to Peter Vallone, Sr.

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

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

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

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

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

19 Thank you, Mr. President.

20 ACTING PRESIDENT AKSHAR: Senator
21 Díaz, thank you.

22 Senator Stavisky.

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

25 Right now there's a very proud

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

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

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

1 hard.

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

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

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

17 Thank you, Mr. President.

18 ACTING PRESIDENT AKSHAR: Thank
19 you, Senator Stavisky.

20 Senator DeFrancisco to close.

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

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

1 And you don't know how exciting it's
2 going to be once you become a Court of Claims
3 judge when you get to meet another Court of
4 Claims judge, John J. Brunetti. John and I
5 practiced law together. And I've been here
6 25 years, and he was appointed years and years
7 ago. And I know how excited he was, his family
8 was, and what a wonderful job he's done.

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

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

1 (Laughter.)

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

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

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

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

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

21 ACTING PRESIDENT AKSHAR: Thank
22 you, Senator DeFrancisco.

23 I'll recognize Senator Hannon.

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

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

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

13 I still look back at a wonderful
14 campaign that we had. We probably befuddled the
15 entire electorate because we had these esoteric
16 discussions and debates. But I think it's
17 typical of the quality of your family, typical of
18 the quality of all the nominees and confirmations
19 today.

20 And congratulations and best wishes
21 to everybody. Thank you.

22 ACTING PRESIDENT AKSHAR: Seeing no
23 other members wishing to be heard, the question
24 is on the nomination of those names read to be
25 confirmed as new appointments to the Court of

1 Claims.

2 All in favor signify by saying aye.

3 (Response of "Aye.")

4 ACTING PRESIDENT AKSHAR: Opposed,
5 nay.

6 (No response.)

7 ACTING PRESIDENT AKSHAR: The names
8 read are hereby appointed to the Court of Claims.

9 (Standing ovation.)

10 ACTING PRESIDENT AKSHAR: Senator
11 DeFrancisco.

12 SENATOR DeFRANCISCO: There will be
13 an immediate meeting of the Finance Committee in
14 Room 332 while we continue the noncontroversial
15 reading.

16 ACTING PRESIDENT AKSHAR: There's
17 an immediate meeting of the Finance Committee in
18 Room 332.

19 The Secretary will continue to read.

20 THE SECRETARY: Calendar Number
21 1878, by Senator Savino, Senate Print 4268, an
22 act to amend the Public Health Law.

23 ACTING PRESIDENT AKSHAR: Read the
24 last section.

25 THE SECRETARY: Section 3. This

1 act shall take effect immediately.

2 ACTING PRESIDENT AKSHAR: Call the
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT AKSHAR: Announce
6 the results.

7 THE SECRETARY: Ayes, 62.

8 ACTING PRESIDENT AKSHAR: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 1879, by Senator Carlucci, Senate Print 4298, an
12 act to amend the Penal Law.

13 ACTING PRESIDENT AKSHAR: Read the
14 last section.

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

17 ACTING PRESIDENT AKSHAR: Call the
18 roll.

19 (The Secretary called the roll.)

20 ACTING PRESIDENT AKSHAR: Announce
21 the results.

22 THE SECRETARY: Ayes, 62.

23 ACTING PRESIDENT AKSHAR: The bill
24 is passed.

25 THE SECRETARY: Calendar Number

1 1880, substituted earlier by Member of the
2 Assembly Peoples-Stokes, Assembly Print 4711A, an
3 act in relation to deeming.

4 ACTING PRESIDENT AKSHAR: There is
5 a home-rule message at the desk.

6 The Secretary will read the last
7 section.

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

10 ACTING PRESIDENT AKSHAR: Call the
11 roll.

12 (The Secretary called the roll.)

13 ACTING PRESIDENT AKSHAR: Announce
14 the results.

15 THE SECRETARY: Ayes, 62.

16 ACTING PRESIDENT AKSHAR: The bill
17 is passed.

18 THE SECRETARY: Calendar Number
19 1881, by Senator Ritchie, Senate Print 4589, an
20 act to amend the Public Health Law.

21 ACTING PRESIDENT AKSHAR: Read the
22 last section.

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

25 ACTING PRESIDENT AKSHAR: Call the

1 roll.

2 (The Secretary called the roll.)

3 ACTING PRESIDENT AKSHAR: Announce
4 the results.

5 THE SECRETARY: Ayes, 62.

6 ACTING PRESIDENT AKSHAR: Can I
7 have a little order in the house, please.

8 The bill is passed.

9 THE SECRETARY: Calendar Number
10 1882, by Senator Griffo, Senate Print 4616, an
11 act to amend the Education Law.

12 ACTING PRESIDENT AKSHAR: Read the
13 last section.

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

16 ACTING PRESIDENT AKSHAR: Call the
17 roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT AKSHAR: Announce
20 the result.

21 THE SECRETARY: Ayes, 62.

22 ACTING PRESIDENT AKSHAR: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 1884, by Senator Helming, Senate Print 4991A, an

1 act to amend the Public Health Law.

2 ACTING PRESIDENT AKSHAR: Read the
3 last section.

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

6 ACTING PRESIDENT AKSHAR: Call the
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT AKSHAR: Announce
10 the result.

11 THE SECRETARY: Ayes, 62.

12 ACTING PRESIDENT AKSHAR: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 1885, by Senator Lanza, Senate Print 5081, an act
16 in relation to.

17 ACTING PRESIDENT AKSHAR: Read the
18 last section.

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

21 ACTING PRESIDENT AKSHAR: Call the
22 roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT AKSHAR: Announce
25 the result.

1 THE SECRETARY: Ayes, 62.

2 ACTING PRESIDENT AKSHAR: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 1886, by Senator Robach, Senate Print 5131A, an
6 act to amend the Education Law.

7 ACTING PRESIDENT AKSHAR: Read the
8 last section.

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

11 ACTING PRESIDENT AKSHAR: Call the
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT AKSHAR: Announce
15 the result.

16 THE SECRETARY: Ayes, 62.

17 ACTING PRESIDENT AKSHAR: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 1887, substituted earlier by Member of the
21 Assembly Paulin, Assembly Print 6571, an act to
22 amend the Public Service Law.

23 ACTING PRESIDENT AKSHAR: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT AKSHAR: Call the
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT AKSHAR: Announce
6 the result.

7 THE SECRETARY: Ayes, 62.

8 ACTING PRESIDENT AKSHAR: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 1888, by Senator Funke, Senate Print 5353, an act
12 to amend the General Obligations Law.

13 ACTING PRESIDENT AKSHAR: Read the
14 last section.

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

17 ACTING PRESIDENT AKSHAR: Call the
18 roll.

19 (The Secretary called the roll.)

20 ACTING PRESIDENT AKSHAR: Announce
21 the result.

22 THE SECRETARY: Ayes, 61. Nays, 1.
23 Senator DeFrancisco recorded in the negative.

24 ACTING PRESIDENT AKSHAR: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 1889, by Senator Murphy, Senate Print 5386, an
3 act to amend the Correction Law.

4 ACTING PRESIDENT AKSHAR: Read the
5 last section.

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

8 ACTING PRESIDENT AKSHAR: Call the
9 roll.

10 (The Secretary called the roll.)

11 ACTING PRESIDENT AKSHAR: Senator
12 Hoylman to explain his vote.

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

15 I just wanted my colleagues to note
16 that this is the 48th sex offender bill that
17 we've considered on the floor this year.

18 We have about 48 hours, give or
19 take, until the session is over, and I'm hopeful
20 that we can move the Governor's Child Victims
21 Act -- the same bill that passed the Assembly,
22 the same bill that would lift the statute of
23 limitations and provide real opportunity for
24 justice for the survivors of child sexual abuse.

25 I'll be voting yes. Thank you,

1 Mr. President.

2 ACTING PRESIDENT AKSHAR: Senator
3 Hoylman to be recorded in the affirmative.

4 Announce the result.

5 THE SECRETARY: Ayes, 62.

6 ACTING PRESIDENT AKSHAR: The bill
7 is passed.

8 THE SECRETARY: Calendar Number
9 1890, by Senator Ortt, Senate Print 5453, an act
10 to amend the Retirement and Social Security Law.

11 ACTING PRESIDENT AKSHAR: Read the
12 last section.

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

15 ACTING PRESIDENT AKSHAR: Call the
16 roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT AKSHAR: Announce
19 the result.

20 THE SECRETARY: Ayes, 62.

21 ACTING PRESIDENT AKSHAR: The bill
22 is passed.

23 THE SECRETARY: Calendar Number
24 1891, by Senator Parker, Senate Print 5460, an
25 act to amend the Public Authorities Law.

1 ACTING PRESIDENT AKSHAR: Read the
2 last section.

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

5 ACTING PRESIDENT AKSHAR: Call the
6 roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT AKSHAR: Announce
9 the result.

10 THE SECRETARY: Ayes, 62.

11 ACTING PRESIDENT AKSHAR: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 1892, substituted earlier by Member of the
15 Assembly Gottfried, Assembly Print 7184A, an act
16 to amend the Education Law.

17 ACTING PRESIDENT AKSHAR: Read the
18 last section.

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

21 ACTING PRESIDENT AKSHAR: Call the
22 roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT AKSHAR: Announce
25 the result.

1 THE SECRETARY: Ayes, 62.

2 ACTING PRESIDENT AKSHAR: The bill
3 is passed.

4 THE SECRETARY: Calendar Number
5 1893, by Senator Avella, Senate Print 5522A, an
6 act to amend the Election Law.

7 ACTING PRESIDENT AKSHAR: Read the
8 last section.

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

11 ACTING PRESIDENT AKSHAR: Call the
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT AKSHAR: Announce
15 the results.

16 THE SECRETARY: Ayes, 61. Nays, 1.
17 Senator DeFrancisco recorded in the negative.

18 ACTING PRESIDENT AKSHAR: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 1894, by Senator Latimer, Senate Print 5551, an
22 act to authorize.

23 ACTING PRESIDENT AKSHAR: There is
24 a home-rule message at the desk.

25 The Secretary will read the last

1 section.

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

4 ACTING PRESIDENT AKSHAR: Call the
5 roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT AKSHAR: Announce
8 the result.

9 THE SECRETARY: Ayes, 62.

10 ACTING PRESIDENT AKSHAR: The bill
11 is passed.

12 THE SECRETARY: Calendar Number
13 1895, substituted earlier by Member of the
14 Assembly D'Urso, Assembly Print 6510A, an act to
15 amend the Real Property Tax Law.

16 ACTING PRESIDENT AKSHAR: Read the
17 last section.

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

20 ACTING PRESIDENT AKSHAR: Call the
21 roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT AKSHAR: Announce
24 the results.

25 THE SECRETARY: Ayes, 62.

1 ACTING PRESIDENT AKSHAR: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1896, by Senator DeFrancisco, Senate Print 5772,
5 an act to amend the General Municipal Law.

6 ACTING PRESIDENT AKSHAR: There is
7 no home-rule message present at the desk. The
8 bill will be laid aside for the day.

9 THE SECRETARY: Calendar Number
10 1897, by Senator Klein, Senate Print 5788, an act
11 to amend the Public Housing Law.

12 ACTING PRESIDENT AKSHAR: Read the
13 last section.

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

16 ACTING PRESIDENT AKSHAR: Call the
17 roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT AKSHAR: Announce
20 the result.

21 THE SECRETARY: Ayes, 62.

22 ACTING PRESIDENT AKSHAR: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 1898, by Senator Bonacic, Senate Print 5850, an

1 act to amend the Racing, Pari-Mutuel Wagering and
2 Breeding Law.

3 ACTING PRESIDENT AKSHAR: Read the
4 last section.

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

7 ACTING PRESIDENT AKSHAR: Call the
8 roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT AKSHAR: Announce
11 the result.

12 THE SECRETARY: Ayes, 62.

13 ACTING PRESIDENT AKSHAR: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1899, by the Senate Committee on Rules, Senate
17 Print 5872, an act to authorize.

18 ACTING PRESIDENT AKSHAR: Read the
19 last section.

20 SENATOR ADDABBO: Lay it aside.

21 ACTING PRESIDENT AKSHAR: The bill
22 will be laid aside.

23 THE SECRETARY: Calendar Number
24 1900, substituted earlier by Member of the
25 Assembly Pichardo, Assembly Print 7697, an act to

1 amend the Education Law.

2 ACTING PRESIDENT AKSHAR: Read the
3 last section.

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

6 ACTING PRESIDENT AKSHAR: Call the
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT AKSHAR: Announce
10 the result.

11 THE SECRETARY: Ayes, 61. Nays, 1.
12 Senator Ortt recorded in the negative.

13 ACTING PRESIDENT AKSHAR: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1901, by Senator LaValle, Senate Print 5924, an
17 act to amend Chapter 378 of the Laws of 2014.

18 ACTING PRESIDENT AKSHAR: Read the
19 last section.

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

22 ACTING PRESIDENT AKSHAR: Call the
23 roll.

24 (The Secretary called the roll.)

25 ACTING PRESIDENT AKSHAR: Announce

1 the results.

2 THE SECRETARY: In relation to
3 Calendar 1901, those recorded in the negative are
4 Senators Akshar, Croci, Ranzenhofer and Robach.

5 Ayes, 58. Nays, 4.

6 ACTING PRESIDENT AKSHAR: The bill
7 is passed.

8 THE SECRETARY: Calendar Number
9 1902, substituted earlier by Member of the
10 Assembly Jaffee, Assembly Print 7729, an act to
11 amend the Education Law.

12 ACTING PRESIDENT AKSHAR: Read the
13 last section.

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

16 ACTING PRESIDENT AKSHAR: Call the
17 roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT AKSHAR: Announce
20 the results.

21 THE SECRETARY: Ayes, 62.

22 ACTING PRESIDENT AKSHAR: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 1903, substituted earlier by Member of the

1 Assembly Schimminger, Assembly Print 4393, an act
2 to amend Chapter 413 of the Laws of 2003.

3 ACTING PRESIDENT AKSHAR: Read the
4 last section.

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

7 ACTING PRESIDENT AKSHAR: Call the
8 roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT AKSHAR: Announce
11 the result.

12 THE SECRETARY: Ayes, 62.

13 ACTING PRESIDENT AKSHAR: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1904, by Senator Akshar, Senate Print 5951A, an
17 act to legalize, validate, ratify and confirm.

18 ACTING PRESIDENT AKSHAR: There is
19 no home-rule message present at the desk. The
20 bill will be laid aside for the day.

21 THE SECRETARY: Calendar Number
22 1905, by Senator Murphy, Senate Print 5962, an
23 act to amend Chapter 297 of the Laws of 2016.

24 ACTING PRESIDENT AKSHAR: Read the
25 last section.

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

3 ACTING PRESIDENT AKSHAR: Call the
4 roll.

5 (The Secretary called the roll.)

6 ACTING PRESIDENT AKSHAR: Announce
7 the result.

8 THE SECRETARY: Ayes, 62.

9 ACTING PRESIDENT AKSHAR: The bill
10 is passed.

11 THE SECRETARY: Calendar Number
12 1906, by Senator Seward, Senate Print 5984, an
13 act to amend Chapter 560 of the Laws of 1998.

14 ACTING PRESIDENT AKSHAR: Read the
15 last section.

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

18 ACTING PRESIDENT AKSHAR: Call the
19 roll.

20 (The Secretary called the roll.)

21 ACTING PRESIDENT AKSHAR: Announce
22 the result.

23 THE SECRETARY: Ayes, 62.

24 ACTING PRESIDENT AKSHAR: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 1907, substituted earlier by Member of the
3 Assembly Dinowitz, Assembly Print 7285, an act to
4 amend the Public Authorities Law.

5 ACTING PRESIDENT AKSHAR: Read the
6 last section.

7 THE SECRETARY: Section 2. This
8 act shall take effect on the same date and in the
9 same manner as Part LL of a chapter of the Laws
10 of 2017.

11 ACTING PRESIDENT AKSHAR: Call the
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT AKSHAR: Announce
15 the result.

16 THE SECRETARY: Ayes, 62.

17 ACTING PRESIDENT AKSHAR: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 1908, substituted earlier by Member of the
21 Assembly Kolb, Assembly Print 7766, an act to
22 amend the Environmental Conservation Law.

23 ACTING PRESIDENT AKSHAR: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT AKSHAR: Call the
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT AKSHAR: Announce
6 the result.

7 THE SECRETARY: Ayes, 62.

8 ACTING PRESIDENT AKSHAR: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 1909, substituted earlier by Member of the
12 Assembly Skartados, Assembly Print 8086, an act
13 to amend the Election Law.

14 ACTING PRESIDENT AKSHAR: Read the
15 last section.

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

18 ACTING PRESIDENT AKSHAR: Call the
19 roll.

20 (The Secretary called the roll.)

21 ACTING PRESIDENT AKSHAR: Announce
22 the result.

23 THE SECRETARY: Ayes, 62.

24 ACTING PRESIDENT AKSHAR: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 1910, by Senator Seward, Senate Print --

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

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

7 THE SECRETARY: Calendar Number
8 1911, by Senator Felder, Senate Print 6113, an
9 act to amend the Administrative Code of the City
10 of New York.

11 ACTING PRESIDENT AKSHAR: Read the
12 last section.

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

15 ACTING PRESIDENT AKSHAR: Call the
16 roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT AKSHAR: Announce
19 the result.

20 THE SECRETARY: Ayes, 62.

21 ACTING PRESIDENT AKSHAR: The bill
22 is passed.

23 THE SECRETARY: Calendar Number
24 1912, by Senator Golden, Senate Print 6140A, an
25 act to amend the Retirement and Social Security

1 Law.

2 ACTING PRESIDENT AKSHAR: Read the
3 last section.

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

6 ACTING PRESIDENT AKSHAR: Call the
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT AKSHAR: Announce
10 the result.

11 THE SECRETARY: Ayes, 62.

12 ACTING PRESIDENT AKSHAR: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 1913, by Senator LaValle, Senate Print 6157B, an
16 act to amend the Environmental Conservation Law.

17 ACTING PRESIDENT AKSHAR: Read the
18 last section.

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

21 ACTING PRESIDENT AKSHAR: Call the
22 roll.

23 (The Secretary called the roll.)

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

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

3 This is a bill that adds to the Pine
4 Barrens Preserve, the third Forest Preserve --
5 the first being the Adirondacks, the Catskills,
6 and now the Pine Barrens, sponsored in 1993 by
7 myself and Assemblyman Tom DiNapoli, who now is
8 our Comptroller, and the Governor was Governor
9 Mario Cuomo.

10 Eleven hundred acres are being added
11 to the core. So that means these 1100 acres will
12 be preserved, cannot be built on. And it's a
13 great thing for the people not only of
14 Long Island but for the people of New York State.

15 I vote aye.

16 ACTING PRESIDENT AKSHAR: Senator
17 LaValle to be recorded in the affirmative.

18 Announce the result.

19 THE SECRETARY: Ayes, 60. Nays, 2.
20 Senators DeFrancisco and Ortt recorded in the
21 negative.

22 ACTING PRESIDENT AKSHAR: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 1914, by Senator Parker, Senate Print 6160, an

1 act to authorize.

2 ACTING PRESIDENT AKSHAR: Read the
3 last section.

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

6 ACTING PRESIDENT AKSHAR: Call the
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT AKSHAR: Announce
10 the result.

11 THE SECRETARY: Ayes, 61. Nays, 1.
12 Senator DeFrancisco recorded in the negative.

13 ACTING PRESIDENT AKSHAR: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1915, by Senator O'Mara, Senate Print 6195A, an
17 act to amend the Environmental Conservation Law.

18 ACTING PRESIDENT AKSHAR: Read the
19 last section.

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

22 ACTING PRESIDENT AKSHAR: Call the
23 roll.

24 (The Secretary called the roll.)

25 ACTING PRESIDENT AKSHAR: Senator

1 Hoylman to explain his vote.

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

4 I'll be voting in the negative. I
5 understand the intention behind this bill, which
6 is to allow a new type of can-ring products. But
7 the new rings that this bill envisions are to be
8 recyclable but not degradable, as current law
9 states.

10 So I'll be voting in the negative.
11 I don't think we should be loosening our laws
12 around plastics that have a detrimental effect on
13 wildlife in our oceans.

14 Thank you.

15 ACTING PRESIDENT AKSHAR: Senator
16 Hoylman to be recorded in the negative.

17 Announce the result.

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

20 ACTING PRESIDENT AKSHAR: The bill
21 is passed.

22 THE SECRETARY: Calendar Number
23 1916, by Senator Felder, Senate Print 6273, an
24 act to amend the Education Law.

25 ACTING PRESIDENT AKSHAR: Read the

1 last section.

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

4 ACTING PRESIDENT AKSHAR: Call the
5 roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT AKSHAR: Announce
8 the result.

9 THE SECRETARY: Ayes, 62.

10 ACTING PRESIDENT AKSHAR: The bill
11 is passed.

12 THE SECRETARY: Calendar Number
13 1917, by Senator Lanza, Senate Print 6291, an act
14 to amend the Penal Law.

15 ACTING PRESIDENT AKSHAR: Read the
16 last section.

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

19 ACTING PRESIDENT AKSHAR: Call the
20 roll.

21 (The Secretary called the roll.)

22 ACTING PRESIDENT AKSHAR: Announce
23 the result.

24 THE SECRETARY: Ayes, 61. Nays, 1.
25 Senator DeFrancisco recorded in the negative.

1 ACTING PRESIDENT AKSHAR: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1918, by Senator Lanza, Senate Print 6302, an act
5 to enact.

6 ACTING PRESIDENT AKSHAR: Read the
7 last section.

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

10 ACTING PRESIDENT AKSHAR: Call the
11 roll.

12 (The Secretary called the roll.)

13 ACTING PRESIDENT AKSHAR: Announce
14 the result.

15 THE SECRETARY: Ayes, 62.

16 ACTING PRESIDENT AKSHAR: The bill
17 is passed.

18 THE SECRETARY: Calendar Number
19 1919, by Senator Griffo, Senate Print 6338A, an
20 act alienating.

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

23 The Secretary will read the last
24 section.

25 THE SECRETARY: Section 6. This

1 act shall take effect immediately.

2 ACTING PRESIDENT AKSHAR: Call the
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT AKSHAR: Announce
6 the result.

7 THE SECRETARY: Ayes, 62.

8 ACTING PRESIDENT AKSHAR: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 1920, by Senator DeFrancisco, Senate Print
12 6362A --

13 SENATOR ADDABBO: Lay it aside.

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

16 THE SECRETARY: Senator Marchione
17 moves to discharge, from the Committee on Rules,
18 Assembly Bill Number 8042 and substitute it for
19 the identical Senate Bill 6411, Third Reading
20 Calendar 1921.

21 ACTING PRESIDENT AKSHAR: The
22 substitution is so ordered.

23 The Secretary will read.

24 THE SECRETARY: Calendar Number
25 1921, by Member of the Assembly McDonald,

1 Assembly Print 8042, an act in relation to.

2 ACTING PRESIDENT AKSHAR: Read the
3 last section.

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

6 ACTING PRESIDENT AKSHAR: Call the
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT AKSHAR: Announce
10 the result.

11 THE SECRETARY: Ayes, 60. Nays, 2.
12 Senators Hoylman and Krueger recorded in the
13 negative.

14 ACTING PRESIDENT AKSHAR: The bill
15 is passed.

16 THE SECRETARY: Calendar Number
17 1922, by Senator Phillips, Senate Print 6420, an
18 act to amend the Public Officers Law.

19 ACTING PRESIDENT AKSHAR: Read the
20 last section.

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

23 ACTING PRESIDENT AKSHAR: Call the
24 roll.

25 (The Secretary called the roll.)

1 ACTING PRESIDENT AKSHAR: Senator
2 Phillips to explain her vote.

3 SENATOR PHILLIPS: Thank you,
4 Mr. President. I rise to explain my vote.

5 So this bill is designed to protect
6 those who are really the most vulnerable to
7 crime, victims of sexual abuse. There is a case,
8 a convicted Level 3 sex offender is seeking
9 statements made by his child victims from the
10 Nassau County DA's office under the Freedom of
11 Information Law, and the Court of Appeals is
12 going to hear the case in 2017.

13 Public disclosure of these sensitive
14 records to the media, to sexual predators,
15 abusive parents or cyber bullies, would only
16 serve to cause these victims further undue harm.

17 This expansion of FOIL is
18 common-sense legislation, and I thank all my
19 colleagues for their support of this important
20 legislation.

21 Thank you. I vote aye.

22 ACTING PRESIDENT AKSHAR: Senator
23 Phillips to be recorded in the affirmative.

24 Announce the result.

25 THE SECRETARY: Ayes, 62.

1 ACTING PRESIDENT AKSHAR: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1923, by Senator Croci, Senate Print 6517, an act
5 to amend the Education Law.

6 ACTING PRESIDENT AKSHAR: Read the
7 last section.

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

10 ACTING PRESIDENT AKSHAR: Call the
11 roll.

12 (The Secretary called the roll.)

13 ACTING PRESIDENT AKSHAR: Announce
14 the results.

15 THE SECRETARY: Ayes, 62.

16 ACTING PRESIDENT AKSHAR: The bill
17 is passed.

18 THE SECRETARY: Calendar Number
19 1924, by Senator Flanagan, Senate Print 6545A, an
20 act in relation to.

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

23 The Secretary will read the last
24 section.

25 THE SECRETARY: Section 6. This

1 act shall take effect immediately.

2 ACTING PRESIDENT AKSHAR: Call the
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT AKSHAR: Result.

6 THE SECRETARY: Ayes, 62.

7 ACTING PRESIDENT AKSHAR: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1925, by Senator Griffo, Senate Print 6607B, an
11 act to amend the Education Law.

12 ACTING PRESIDENT AKSHAR: Read the
13 last section.

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

16 ACTING PRESIDENT AKSHAR: Call the
17 roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT AKSHAR: Announce
20 the result.

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

23 ACTING PRESIDENT AKSHAR: The bill
24 is passed.

25 THE SECRETARY: Calendar Number

1 1926, by Senator Seward, Senate Print 6612A, an
2 act to amend the Insurance Law.

3 ACTING PRESIDENT AKSHAR: Read the
4 last section.

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

7 ACTING PRESIDENT AKSHAR: Call the
8 roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT AKSHAR: Announce
11 the result.

12 THE SECRETARY: Ayes, 62.

13 ACTING PRESIDENT AKSHAR: The bill
14 is passed.

15 THE SECRETARY: Calendar Number
16 1927, by Senator Croci, Senate Print 6613, an act
17 to amend the New York State Urban Development
18 Corporation Act.

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

21 ACTING PRESIDENT AKSHAR: The bill
22 will be laid aside for the day.

23 THE SECRETARY: Calendar Number
24 1928, by Senator Ritchie, Senate Print 6635, an
25 act to allow.

1 ACTING PRESIDENT AKSHAR: Read the
2 last section.

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

5 ACTING PRESIDENT AKSHAR: Call the
6 roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT AKSHAR: Announce
9 the result.

10 THE SECRETARY: Ayes, 62.

11 ACTING PRESIDENT AKSHAR: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 1929, by Senator Helming, Senate Print 6638, an
15 act to amend the Workers' Compensation Law.

16 ACTING PRESIDENT AKSHAR: Read the
17 last section.

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

20 ACTING PRESIDENT AKSHAR: Call the
21 roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT AKSHAR: Announce
24 the result.

25 THE SECRETARY: Ayes, 62.

1 ACTING PRESIDENT AKSHAR: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1930, by Senator Hannon, Senate Print 6656, an
5 act to amend the Public Health Law.

6 ACTING PRESIDENT AKSHAR: Read the
7 last section.

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

10 ACTING PRESIDENT AKSHAR: Call the
11 roll.

12 (The Secretary called the roll.)

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

15 ACTING PRESIDENT AKSHAR: The bill
16 will be laid aside for the day.

17 THE SECRETARY: Calendar Number
18 1931, substituted earlier by Member of the
19 Assembly Lupardo, Assembly Print 7796, an act to
20 amend the Elder Law.

21 ACTING PRESIDENT AKSHAR: Read the
22 last section.

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

25 ACTING PRESIDENT AKSHAR: Call the

1 roll.

2 (The Secretary called the roll.)

3 ACTING PRESIDENT AKSHAR: Announce
4 the result.

5 THE SECRETARY: Ayes, 62.

6 ACTING PRESIDENT AKSHAR: The bill
7 is passed.

8 THE SECRETARY: Calendar Number
9 1932, by Senator LaValle, Senate Print 6682, an
10 act to amend the Environmental Conservation Law.

11 ACTING PRESIDENT AKSHAR: Read the
12 last section.

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

15 ACTING PRESIDENT AKSHAR: Call the
16 roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT AKSHAR: Announce
19 the result.

20 THE SECRETARY: Ayes, 62.

21 ACTING PRESIDENT AKSHAR: The bill
22 is passed.

23 THE SECRETARY: Calendar Number
24 1933, by Senator Akshar, Senate Print 6684, an
25 act to amend the Criminal Procedure Law.

1 ACTING PRESIDENT AKSHAR: Read the
2 last section.

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

5 ACTING PRESIDENT AKSHAR: Call the
6 roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT AKSHAR: Announce
9 the result.

10 THE SECRETARY: Ayes, 62.

11 ACTING PRESIDENT AKSHAR: The bill
12 is passed.

13 THE SECRETARY: Calendar Number
14 1934, by Senator Amedore, Senate Print 6689, an
15 act to amend the Social Services Law.

16 ACTING PRESIDENT AKSHAR: Read the
17 last section.

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

20 ACTING PRESIDENT AKSHAR: Call the
21 roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT AKSHAR: Announce
24 the result.

25 THE SECRETARY: Ayes, 62.

1 ACTING PRESIDENT AKSHAR: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1935, by Senator Amedore, Senate Print 6690, an
5 act to amend the Highway Law.

6 ACTING PRESIDENT AKSHAR: Read the
7 last section.

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

10 ACTING PRESIDENT AKSHAR: Call the
11 roll.

12 (The Secretary called the roll.)

13 ACTING PRESIDENT AKSHAR: Announce
14 the result.

15 THE SECRETARY: Ayes, 62.

16 ACTING PRESIDENT AKSHAR: The bill
17 is passed.

18 THE SECRETARY: Calendar Number
19 1936, substituted earlier by Member of the
20 Assembly Gjonaj, Assembly Print 6658, an act to
21 amend the State Technology Law.

22 ACTING PRESIDENT AKSHAR: Read the
23 last section.

24 THE SECRETARY: Section 2. This
25 act shall take effect January 1, 2019.

1 ACTING PRESIDENT AKSHAR: Call the
2 roll.

3 (The Secretary called the roll.)

4 ACTING PRESIDENT AKSHAR: Announce
5 the result.

6 THE SECRETARY: Ayes, 62.

7 ACTING PRESIDENT AKSHAR: The bill
8 is passed.

9 THE SECRETARY: Calendar Number
10 1937, by Senator Little, Senate Print 6710A, an
11 act to amend the Public Health Law.

12 ACTING PRESIDENT AKSHAR: Read the
13 last section.

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

16 ACTING PRESIDENT AKSHAR: Call the
17 roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT AKSHAR: Announce
20 the result.

21 THE SECRETARY: Ayes, 62.

22 ACTING PRESIDENT AKSHAR: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 1938, by Senator Flanagan, Senate Print 6768, an

1 act to amend the Education Law.

2 ACTING PRESIDENT AKSHAR: Read the
3 last section.

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

6 ACTING PRESIDENT AKSHAR: Call the
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT AKSHAR: Announce
10 the result.

11 THE SECRETARY: In relation to
12 Calendar 1938, those recorded in the negative are
13 Senators Alcantara, Amedore, Hoylman and Murphy.

14 Ayes, 58. Nays, 4.

15 ACTING PRESIDENT AKSHAR: The bill
16 is passed.

17 Senator DeFrancisco, that completes
18 the noncontroversial reading of Supplemental
19 Calendar 57A.

20 SENATOR DeFRANCISCO: I believe we
21 should at this point stand at ease until the
22 return of the Finance Committee, which hopefully
23 won't be too long from now. Once they return, we
24 will immediately get on with their nominations.

25 ACTING PRESIDENT AKSHAR: The

1 Senate will stand at ease as we wait for the
2 return of the Finance Committee.

3 (Whereupon, the Senate stood at ease
4 at 5:16 p.m.)

5 (Whereupon, the Senate reconvened at
6 6:20 p.m.)

7 ACTING PRESIDENT CROCI: The Senate
8 will come to order.

9 Senator DeFrancisco.

10 SENATOR DeFRANCISCO: Yes, there
11 will be another Rules agenda coming up. Also,
12 some bills will be taken off the calendar to an
13 active list. We still have the nominees that are
14 going to come out of the Finance Committee, if
15 they come out of the Finance Committee, sometime
16 today. And there's new bills the other
17 conferences and our conference have to take a
18 look at.

19 So what we're going to do is we're
20 going to adjourn until 8:30 -- not adjourn,
21 recess. Recess, thank you. I really want to
22 adjourn.

23 (Laughter.)

24 SENATOR DeFRANCISCO: We're going
25 to recess until 8:30 this evening. And just for

1 the hell of it, I'll say it -- I know nobody will
2 listen -- 8:30 sharp. That way we can get those
3 other elements done and go home at a reasonable
4 hour. Thank you.

5 ACTING PRESIDENT CROCI: So the
6 Senate will stand at ease until 8:30, at which
7 time we will take up the remaining agendas.

8 SENATOR DeFRANCISCO: And what
9 we'll do when we get back here at 8:30, when
10 everybody shows up at 9:30, then we'll start.

11 (Laughter.)

12 SENATOR DeFRANCISCO: I'm kidding,
13 I'm kidding.

14 ACTING PRESIDENT CROCI: Senate
15 will resume at 8:30.

16 The Senate stands at ease.

17 (Whereupon, the Senate stood at ease
18 at 6:22 p.m.)

19 (Whereupon, the Senate reconvened at
20 8:39 p.m.)

21 ACTING PRESIDENT GRIFFO: The
22 Senate will come to session.

23 Senator Gianaris, would you like to
24 rise and lead us in the pledge?

25 (Laughter.)

1 SENATOR GIANARIS: I would love to.

2 Can I?

3 (Laughter.)

4 ACTING PRESIDENT GRIFFO: Senator
5 DeFrancisco.

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

8 ACTING PRESIDENT GRIFFO: There is
9 a report of the Finance Committee at the desk.

10 SENATOR DeFRANCISCO: Could we
11 please have it read.

12 ACTING PRESIDENT GRIFFO: The
13 Secretary will read.

14 THE SECRETARY: Senator Young, from
15 the Committee on Finance, reports the following
16 confirmation:

17 As executive director of the Justice
18 Center for the Protection of People with Special
19 Needs, Denise M. Miranda, of Mount Vernon.

20 ACTING PRESIDENT GRIFFO: Senator
21 DeFrancisco.

22 SENATOR DeFRANCISCO: I move the
23 nomination.

24 ACTING PRESIDENT GRIFFO: The
25 nomination of Denise M. Miranda for executive

1 director of the Justice Center for the Protection
2 of People with Special Needs is before the house.
3 All in favor say aye.

4 (Response of "Aye.")

5 ACTING PRESIDENT GRIFFO: Opposed?

6 (No response.)

7 ACTING PRESIDENT GRIFFO: Denise M.
8 Miranda is hereby confirmed as the executive
9 director of the Justice Center for the Protection
10 of People with Special Needs.

11 The Secretary will continue.

12 THE SECRETARY: As director of the
13 Authorities Budget Office, Jeffrey H. Pearlman,
14 of Albany.

15 ACTING PRESIDENT GRIFFO: Senator
16 DeFrancisco.

17 SENATOR DeFRANCISCO: Move the
18 nomination.

19 ACTING PRESIDENT GRIFFO: The
20 nomination of Jeffrey H. Pearlman for the office
21 of director of the Authorities Budget Office is
22 before the house. All in favor say aye.

23 (Response of "Aye.")

24 ACTING PRESIDENT GRIFFO: Opposed?

25 (No response.)

1 ACTING PRESIDENT GRIFFO: The
2 appointment of Jeffrey Pearlman as director of
3 the Authorities Budget Office has been confirmed
4 by the Senate.

5 (Standing ovation.)

6 ACTING PRESIDENT GRIFFO: We want
7 to extend our congratulations, Jeff. I know you
8 spent some time down here on the dais in the
9 past. So good luck, and we look forward to
10 working with you. Continue doing good things.

11 The Secretary will read.

12 THE SECRETARY: As a member of the
13 New York State Gaming Commission, Robert L.
14 Megna, of Albany.

15 ACTING PRESIDENT GRIFFO: Senator
16 Young.

17 SENATOR YOUNG: Thank you,
18 Mr. President.

19 I rise to nominate Robert L. Megna,
20 of Albany, as a member of the New York State
21 Gaming Commission.

22 Mr. Megna is very well known to the
23 Legislature, has worked in state government for
24 many years. And so I'd like to have this
25 nomination advanced, if you could, Mr. President.

1 ACTING PRESIDENT GRIFFO: The
2 question is on the appointment of Robert L. Megna
3 as a member of the New York State Gaming
4 Commission. All in favor signify by saying aye.

5 (Response of "Aye.")

6 ACTING PRESIDENT GRIFFO: Opposed?

7 (No response.)

8 ACTING PRESIDENT GRIFFO: Senator
9 DeFrancisco.

10 SENATOR DeFRANCISCO: I'm going to
11 vote aye, but I'm a little concerned about this
12 nominee, since he can't seem to hold a job.

13 (Laughter.)

14 SENATOR DeFRANCISCO: He's had
15 every job in the State of New York, and maybe
16 he's got a couple left, but I'm glad he's doing
17 this one.

18 Thank you. I vote aye.

19 ACTING PRESIDENT GRIFFO: Senator
20 Bonacic.

21 SENATOR BONACIC: This is on the
22 confirmation of Bob Megna.

23 We had Mr. Megna appear before the
24 Racing and Wagering Committee. I've been
25 impressed with all of the outstanding positions

1 he's held in state government. And for him to
2 take the time to bring all of that experience to
3 the Gaming Commission, he'll bring a new look to
4 it and he'll bring added intelligence.

5 I gladly support his nomination.

6 Thank you, Mr. President.

7 ACTING PRESIDENT GRIFFO: The
8 question is on, again, the confirmation of Robert
9 L. Megna as a member of the New York State Gaming
10 Commission. All in favor say aye.

11 (Response of "Aye.")

12 ACTING PRESIDENT GRIFFO: Opposed?

13 (No response.)

14 ACTING PRESIDENT GRIFFO: Robert L.
15 Megna is appointed and confirmed as a member of
16 the New York State Gaming Commission.

17 The Secretary will continue.

18 THE SECRETARY: As commissioner of
19 the Division of Homeland Security and Emergency
20 Services, Roger Parrino, Sr., of Queens.

21 ACTING PRESIDENT GRIFFO: Senator
22 Young.

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

25 It truly is a privilege to make this

1 nomination today. He has appeared in front of
2 the Finance Committee. I cannot think of a
3 better resume for this position. His background
4 is in law enforcement and homeland security
5 issues; he spent time overseas in service to our
6 country. And truly we are very blessed to have
7 somebody with that type of background who will be
8 able to protect the people of New York State.

9 So it is with great enthusiasm that
10 I rise in support and make this nomination.

11 ACTING PRESIDENT GRIFFO: Senator
12 Croci.

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

15 I'm rising today to support the
16 nomination of Roger Parrino for commissioner of
17 the Division --

18 ACTING PRESIDENT GRIFFO: Excuse
19 me, Senator Croci.

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

22 Senator Croci.

23 SENATOR CROCI: -- to support the
24 nomination of Roger Parrino for the commissioner
25 of the Division of Homeland Security and

1 Emergency Services.

2 In addition to what my colleague
3 Senator Young said, this is somebody who
4 understands what the consequences of a terrorist
5 attack on the United States are. He understands
6 that New York suffered disproportionately on
7 September 11, 2001. And I believe his experience
8 not only in law enforcement in New York's finest,
9 but also in federal service at the Department of
10 Homeland Security, will if in any effect give us
11 an additional resource, and that is a tremendous
12 amount of human capital to ensure that if it is
13 possible to prevent an attack in this state, that
14 we have an individual there who has the
15 experience, who has the knowhow, and beyond that
16 has the desire to serve the people of New York in
17 this very difficult capacity.

18 So I congratulate him. I welcome
19 him back into state service. And we look forward
20 to working with him for our residents.

21 Thank you very much.

22 ACTING PRESIDENT GRIFFO: Senator
23 Bonacic.

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

1 I've been listening to Senator Croci
2 for quite some time when he deals with homeland
3 security issues, and one of the areas that we're
4 all particularly concerned with is cyber security
5 and hacking of our systems. And I would hope
6 that, Roger, when you get into this new position,
7 that you will look to beef up safeguards in
8 cybersecurity measures.

9 I wholeheartedly support the
10 nomination of this gentleman.

11 Thank you, Mr. President.

12 ACTING PRESIDENT GRIFFO: The
13 question is on the nomination of Roger Parrino,
14 Sr., as commissioner of the Division of Homeland
15 Security and Emergency Services. All in favor
16 signify by saying aye.

17 (Response of "Aye.")

18 ACTING PRESIDENT GRIFFO: Opposed?

19 (No response.)

20 ACTING PRESIDENT GRIFFO: Roger
21 Parrino, Sr., has been confirmed as commissioner
22 of the Division of Homeland Security and
23 Emergency Services.

24 Commissioner, congratulations.

25 (Standing ovation.)

1 ACTING PRESIDENT GRIFFO:
2 Commissioner, we congratulate you. We extend our
3 best wishes and look forward to working with you.
4 The Secretary will continue.
5 THE SECRETARY: As commissioner of
6 the State Insurance Fund, Ryan P. Delgado, of
7 Watervliet.
8 ACTING PRESIDENT GRIFFO: Senator
9 Young.
10 SENATOR YOUNG: Thank you,
11 Mr. President.
12 I'm very happy tonight to advance
13 the name of Ryan P. Delgado, of Watervliet, as
14 commissioner of the State Insurance Fund. And I
15 look forward to having him confirmed.
16 ACTING PRESIDENT GRIFFO: The
17 question is on the nomination of Ryan P. Delgado
18 as commissioner of the State Insurance Fund. All
19 in favor signify by saying aye.
20 (Response of "Aye.")
21 ACTING PRESIDENT GRIFFO: Opposed?
22 (No response.)
23 ACTING PRESIDENT GRIFFO: Ryan P.
24 Delgado has been confirmed as commissioner of the
25 New York State Insurance Fund.

1 The Secretary will continue.

2 THE SECRETARY: As member of the
3 Niagara Frontier Transportation Authority, Bonita
4 R. Durand, Ph.D., of Buffalo.

5 ACTING PRESIDENT GRIFFO: Senator
6 Young.

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

9 And again, I put forward the name of
10 Bonita R. Durand, Ph.D., of Buffalo. This is a
11 reappointment to the Niagara Frontier
12 Transportation Authority. It's a very, very
13 significant agency in Western New York. And I
14 have confidence that she'll continue to do the
15 job.

16 So thank you, Mr. President.

17 ACTING PRESIDENT GRIFFO: The
18 question is on the nomination of Bonita R.
19 Durand, as a member of the Niagara Frontier
20 Transportation Authority. All in favor signify
21 by saying aye.

22 (Response of "Aye.")

23 ACTING PRESIDENT GRIFFO: Opposed?

24 (No response.)

25 ACTING PRESIDENT GRIFFO: Bonita R.

1 Durand is hereby confirmed as a member of the
2 Niagara Frontier Transportation Authority.

3 The Secretary will continue.

4 THE SECRETARY: As a member of the
5 Stewart Airport Commission, Louis Heimbach, of
6 Warwick.

7 ACTING PRESIDENT GRIFFO: Senator
8 Young.

9 SENATOR YOUNG: Thank you,
10 Mr. President.

11 Again, this is a very highly
12 qualified person and it speaks --

13 ACTING PRESIDENT GRIFFO: Can I
14 have some order in the house, please.

15 SENATOR YOUNG: It speaks the
16 greatest that Senator Larkin, who represents
17 Stewart Air Force Base, enthusiastically advanced
18 the nomination in the Finance Committee of this
19 individual. And that gives me great confidence
20 and comfort in that it has the endorsement of
21 Senator Larkin.

22 So thank you, Mr. President.

23 ACTING PRESIDENT GRIFFO: The
24 question is on the nomination of Louis Heimbach
25 as a member of the Stewart Airport Commission.

1 All in favor say aye.

2 (Response of "Aye.")

3 ACTING PRESIDENT GRIFFO: Opposed?

4 (No response.)

5 ACTING PRESIDENT GRIFFO: Louis

6 Heimbach is hereby confirmed as a member of the
7 Stewart Airport commission.

8 The Secretary will continue.

9 THE SECRETARY: As a member of the
10 Ogdensburg Bridge and Port Authority, Chris
11 Coffin, of Ogdensburg.

12 ACTING PRESIDENT GRIFFO: Senator
13 Young.

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

16 Chris Coffin, of Ogdensburg,
17 actually is being newly appointed as a member of
18 the Ogdensburg Bridge and Port Authority.

19 And therefore I again am very happy
20 to advance this nomination.

21 ACTING PRESIDENT GRIFFO: The
22 question is on the nomination of Chris Coffin as
23 a member of the Ogdensburg Bridge and Port
24 Authority. All in favor say aye.

25 (Response of "Aye.")

1 ACTING PRESIDENT GRIFFO: Opposed?

2 (No response.)

3 ACTING PRESIDENT GRIFFO: Chris
4 Coffin is hereby confirmed as a member of the
5 Ogdensburg Bridge and Port Authority.

6 The Secretary will continue.

7 THE SECRETARY: As members of the
8 Metropolitan Transportation Authority: Fernando
9 Ferrer, of the Bronx; Susan Metzger, Ph.D., of
10 Warwick; Scott Rechler, of Old Brookville; Scott
11 Rechler, of Old Brookville; Polly Trottenberg, of
12 Brooklyn; and Carl Weisbrod, of New York.

13 ACTING PRESIDENT GRIFFO: Senator
14 Young.

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

17 I am advancing the nominations of
18 these individuals.

19 I do want to point out, if the
20 members are looking at their agenda, it says
21 "Scott Rechler" twice, one new appointment and
22 one reappointment, and I wanted to explain that.
23 He is finishing a term to 6/30/2017 and then
24 getting a new term to 2023. So if anybody had
25 any questions about that, that should answer

1 those.

2 Obviously, with the MTA board we
3 always have lots of questions. And at some time
4 in the future perhaps we could actually have the
5 members come in to answer some of the members'
6 questions. However, we received these
7 nominations very late, and it would be difficult
8 to get them to Albany at this time. But we want
9 to have a continued discussion about the MTA for
10 sure.

11 ACTING PRESIDENT GRIFFO: Senator
12 Rivera.

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

15 I just wanted to very briefly --

16 ACTING PRESIDENT GRIFFO: Can I
17 have some order, please.

18 SENATOR RIVERA: I'd actually like
19 to very briefly address what Senator Young just
20 said.

21 And I just want to underline the
22 fact that we are trying to do -- we're two
23 separate aisles, but we're trying to do the best
24 that we can with what we've been given. I've had
25 conversations with, for example, Senator Griffo

1 about how at the very end we are getting so many
2 nominations that when we, under normal
3 circumstances, would see many of these folks,
4 have an opportunity to talk to them, to really
5 get deep into -- I mean, just talk about the MTA
6 for a second. Obviously, many issues. It would
7 be great if we could actually discuss it with
8 them and see what their vision is for how we're
9 going to make the system better. And
10 unfortunately, we do not have that opportunity.

11 I would encourage anyone who is
12 listening who has anything to do with getting us
13 nominations in a timely fashion, to do so in the
14 future because it would actually be helpful to
15 the process that we're trying to undergo here.
16 We have more than one branch, and it would be
17 great if we could actually take some time to go
18 through these nominations carefully, to consider
19 them carefully.

20 It's kind of an outrage,
21 Mr. President, and I know that you agree with me
22 on this as well, that we don't get these
23 nominations in a timely fashion.

24 Thank you, Mr. President.

25 ACTING PRESIDENT GRIFFO: The

1 question is on the nomination of the individuals
2 read for positions as members of the Metropolitan
3 Transportation Authority. All in favor say aye.

4 (Response of "Aye.")

5 ACTING PRESIDENT GRIFFO: Opposed?

6 (No response.)

7 ACTING PRESIDENT GRIFFO: The
8 individuals read are hereby confirmed as members
9 of the Metropolitan Transportation Authority.

10 The Secretary will continue.

11 THE SECRETARY: As nonvoting
12 members of the Metropolitan Transportation
13 Authority: Andrew Albert, of New York, and
14 Randolph Glucksman, of West Nyack.

15 ACTING PRESIDENT GRIFFO: Senator
16 Young.

17 SENATOR YOUNG: Thank you,
18 Mr. President.

19 We are advancing tonight these two
20 appointments. Andrew Albert is a reappointment
21 as a nonvoting member of the Metropolitan
22 Transportation Authority, while Randolph
23 Glucksman, of West Nyack, is a new appointment.

24 Thank you, Mr. President.

25 ACTING PRESIDENT GRIFFO: The

1 question is on the individuals read as nonvoting
2 members of the Metropolitan Transportation
3 Authority. All in favor say aye.

4 (Response of "Aye.")

5 ACTING PRESIDENT GRIFFO: Opposed?

6 (No response.)

7 ACTING PRESIDENT GRIFFO: The
8 individuals listed are hereby confirmed as
9 nonvoting members of the Metropolitan
10 Transportation Authority.

11 The Secretary will continue.

12 THE SECRETARY: As members of the
13 Capital District Transportation Authority:
14 Michael J. Criscione, of Albany, and Jaclyn
15 Mancini, of Schenectady.

16 ACTING PRESIDENT GRIFFO: Senator
17 Young.

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

20 I rise to advance the nominations.
21 These are both new appointments to the Capital
22 District Transportation Authority. Those who
23 live in areas with transportation authorities
24 know that they're very important to the quality
25 of life and economy of the locals, the people

1 that they serve. So I believe very strongly that
2 we should confirm these individuals.

3 Thank you, Mr. President.

4 ACTING PRESIDENT GRIFFO: The
5 question is on the individuals listed and read as
6 members of the Capital District Transportation
7 Authority. All in favor say aye.

8 (Response of "Aye.")

9 ACTING PRESIDENT GRIFFO: Opposed?

10 (No response.)

11 ACTING PRESIDENT GRIFFO: The
12 individuals as read are hereby confirmed as
13 members of the Capital District Transportation
14 Authority.

15 The Secretary will continue.

16 THE SECRETARY: As members of the
17 Central New York Regional Transportation
18 Authority: Tina Fitzgerald, of Syracuse; Brian
19 M. Schultz, of Fayetteville; and Louella
20 Williams, of Syracuse.

21 ACTING PRESIDENT GRIFFO: Senator
22 Young.

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

25 It's great that we are filling these

1 appointments tonight. Tina Fitzgerald, of
2 Syracuse, is a new appointment, and being
3 reappointed are Brian Schultz and Louella
4 Williams. And Brian Schultz hails from
5 Fayetteville; Louella Williams is from Syracuse.

6 And therefore I would encourage an
7 aye vote on these nominees.

8 ACTING PRESIDENT GRIFFO: The
9 question is on the members that have been read as
10 nominees to the Central New York Regional
11 Transportation Authority. All in favor say aye.

12 (Response of "Aye.")

13 ACTING PRESIDENT GRIFFO: Opposed?

14 (No response.)

15 ACTING PRESIDENT GRIFFO: The
16 individuals as read are hereby confirmed as
17 members of the Central New York Regional
18 Transportation Authority.

19 The Secretary will continue.

20 THE SECRETARY: As members of the
21 Rochester-Genesee Regional Transportation
22 Authority: William J. Ansbrow, of Rochester;
23 Jerdine L. Johnson, of Rochester; and William P.
24 McDonald, of Rochester.

25 As commissioners of the Port

1 Authority of New York and New Jersey: Leecia
2 Eve, of New York; Daniel Horwitz, of Brooklyn;
3 Gary LaBarbera, of Wantagh; George McDonald, of
4 New York; and Rosanna Rosado, of White Plains.

5 As major generals in the New York
6 Army National Guard: Steven Ferrari, of
7 Sickerville, New Jersey; and Raymond F. Shields,
8 Jr., of Saratoga Springs.

9 ACTING PRESIDENT GRIFFO: Senator
10 Young.

11 SENATOR YOUNG: Thank you,
12 Mr. President.

13 Again, we have another regional
14 transportation authority, one I'm very familiar
15 with since it also serves my Senate district.

16 We have commissioners of the Port
17 Authority of New York and New Jersey. These are
18 key positions for our region and our state, and
19 we have individuals who are highly qualified who
20 have been nominated by the Governor, so I commend
21 him on that.

22 And the major generals in the
23 New York State Army National Guard also are
24 highly qualified, and I know that because
25 Senator Larkin says that he knows both of them

1 very well and he fully commends and recommends
2 them.

3 So thank you, Mr. President.

4 ACTING PRESIDENT GRIFFO: The
5 question is on the individuals that have been
6 read for the positions that have so been
7 designated. All in favor signify by saying aye.

8 (Response of "Aye.")

9 ACTING PRESIDENT GRIFFO: Opposed?

10 (No response.)

11 ACTING PRESIDENT GRIFFO: The
12 individuals as read by the Secretary for the
13 positions listed, both as the Rochester-Genesee
14 Regional Transportation Authority, the Port
15 Authority of New York and New Jersey, and the
16 major generals of the New York Army National
17 Guard, are hereby confirmed.

18 The Secretary will continue.

19 THE SECRETARY: As members of the
20 Board of Visitors of the New York State Home for
21 Veterans and their Dependents at St. Albans:
22 Elizabeth R. Carr, of Kew Gardens; Angelo
23 LoMonaco, of Franklin Square; and Denis J.
24 McEneaney, of Broad Channel.

25 As members of the Board of Visitors

1 of the New York State Home for Veterans and their
2 Dependents at Batavia: Gerald J. Diskin, of
3 LeRoy; Anthony M. Ferrarese, of Rochester;
4 Wallace J. Kornow, of Oakfield; Mary Ann O'Coin,
5 of Rochester; Richard G. Oleksyn, of Rochester;
6 and Joan F. Staats, of Stafford.

7 As members of the Board of Visitors
8 of the New York State Home for Veterans and Their
9 Dependents at Montrose: Daniel Griffin, of White
10 Plains; William T. Mahan, of New City; Freemont
11 Reif, of Mohegan Lake; Gerald C. Walsh, of
12 Haverstraw; and Katherine A. Ward-Buckley, of
13 Blauvelt.

14 As members of the Board of Visitors
15 of the New York State Home for Veterans and Their
16 Dependents at Oxford: Louisa Mary Platt, of
17 Westword, and William E. Randall, II, of
18 Marathon.

19 ACTING PRESIDENT GRIFFO: Senator
20 Young.

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

23 I commend all of these nominees for
24 these boards of visitors. And the reason is is
25 that they are unpaid positions, they're strictly

1 volunteer. And as you can see from the list,
2 they're all reappointments, which says that these
3 individuals are committed to service.

4 So I advance their names,
5 Mr. President.

6 ACTING PRESIDENT GRIFFO: The
7 question is on the nominees that have been read
8 for the positions listed. All in favor signify
9 by saying aye.

10 (Response of "Aye.")

11 ACTING PRESIDENT GRIFFO: Opposed?

12 (No response.)

13 ACTING PRESIDENT GRIFFO: The
14 nominees are hereby confirmed as read for the
15 respective positions as designated.

16 Senator DeFrancisco.

17 SENATOR DeFRANCISCO: Does that
18 complete the nominations?

19 ACTING PRESIDENT GRIFFO: That does
20 complete the nominations before the house.

21 SENATOR DeFRANCISCO: In that case,
22 can we please go to motions and resolutions.

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

25 SENATOR DeFRANCISCO: On page 42, I

1 offer the following amendments to Calendar 1124,
2 Print Number 6318, by Senator Hannon, and ask
3 that said bill retain its place on the Third
4 Reading Calendar.

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

8 SENATOR DeFRANCISCO: If we can now
9 go back to Senate Supplemental Calendar 57A, and
10 there's two bills that were laid aside that, by
11 unanimous consent, we'd like to take them up as
12 if they were noncontroversial. That's 1899 and
13 1920.

14 ACTING PRESIDENT GRIFFO: Calendar
15 Numbers 1899 and 1920 will be before the house
16 noncontroversial, without objection.

17 Without objection, it is so ordered,
18 and the Secretary will read, noncontroversial.

19 THE SECRETARY: Calendar Number
20 1899, by the Senate Committee on Rules, Senate
21 Print 5872, an act to authorize.

22 ACTING PRESIDENT GRIFFO: Read the
23 last section.

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

1 ACTING PRESIDENT GRIFFO: Call the
2 roll.

3 (The Secretary called the roll.)

4 ACTING PRESIDENT GRIFFO: Announce
5 the results.

6 THE SECRETARY: In relation to
7 Calendar 1899, those recorded in the negative are
8 Senators Akshar, Alcantara, Avella, Bailey,
9 Benjamin, Bonacic, Breslin, Brooks, Carlucci,
10 Comrie, Dilan, Gianaris, Griffio, Hamilton,
11 Hoylman, Kennedy, Klein, Krueger, Montgomery,
12 Ortt, Peralta, Ranzenhofer, Rivera, Sanders,
13 Squadron, Stewart-Cousins and Valesky.

14 Ayes, 35. Nays, 27.

15 ACTING PRESIDENT GRIFFO: The bill
16 is passed.

17 THE SECRETARY: Calendar Number
18 1920, by Senator DeFrancisco, Senate Print 6362A,
19 an act to amend the Executive Law.

20 ACTING PRESIDENT GRIFFO: Read the
21 last section.

22 THE SECRETARY: Section 2. This
23 act shall take effect April 1, 2018.

24 ACTING PRESIDENT GRIFFO: Call the
25 roll.

1 (The Secretary called the roll.)

2 ACTING PRESIDENT GRIFFO: Announce
3 the results.

4 THE SECRETARY: In relation to
5 Calendar 1920, those recorded in the negative are
6 Senators Addabbo, Alcantara, Bailey, Benjamin,
7 Breslin, Brooks, Comrie, Díaz, Dilan, Gianaris,
8 Hoylman, Kaminsky, Kennedy, Krueger, Latimer,
9 Montgomery, Peralta, Rivera, Sanders, Squadron,
10 Stavisky and Stewart-Cousins. Also
11 Senator Savino. Also Senator Persaud. Also
12 Senator Avella.

13 Ayes, 37. Nays, 25.

14 ACTING PRESIDENT GRIFFO: The bill
15 is passed.

16 Senator DeFrancisco.

17 SENATOR DeFRANCISCO: Yes, to give
18 you a little preview of what's to come, we're
19 going to call an immediate meeting of the Rules
20 Committee. Upon completing that, we're coming
21 back to deal with two things: The Rules
22 Committee bills and also another supplemental
23 calendar, supplemental active list. There's a
24 copy up there, and it's published on your
25 machines. And then we'll be done for the day.

1 So the sooner everyone, including
2 Senator Lanza, gets to the Rules Committee, the
3 quicker we will get done.

4 (Reaction from members.)

5 SENATOR DeFRANCISCO: We're at
6 ease, at ease.

7 ACTING PRESIDENT GRIFFO: Immediate
8 meeting of the Rules Committee in Room 332,
9 immediate meeting of the Rules Committee in
10 Room 332.

11 The Senate stands at ease.

12 (Whereupon, the Senate stood at ease
13 at 9:08 p.m.)

14 (Whereupon, the Senate reconvened at
15 9:24 p.m.)

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

18 Senator DeFrancisco.

19 SENATOR DeFRANCISCO: Can we return
20 to motions and resolutions, please.

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

23 I'd ask for some order in the house,
24 please.

25 Senator DeFrancisco.

1 SENATOR DeFRANCISCO: On page 10, I
2 offer the following amendments to Calendar 1927,
3 Senate Print 6613, by Senator Croci, and ask that
4 said bill retain its place on the Third Reading
5 Calendar.

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

9 SENATOR DeFRANCISCO: Is there a
10 Rules report at the desk?

11 ACTING PRESIDENT GRIFFO: There is
12 a Rules Committee report at the desk.

13 The Secretary will read.

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

17 Senate Print 193, by Senator
18 Marchione, an act to amend the Executive Law;

19 Senate 616, by Senator Boyle, an act
20 to amend the Executive Law;

21 Senate 830, by Senator Young, an act
22 to amend the Penal Law;

23 Senate 926, by Senator Croci, an act
24 to amend the Executive Law;

25 Senate 1053, by Senator Akshar, an

1 act to amend the New York City Civil Court Act;
2 Senate 1154, by Senator Ortt, an act
3 to amend the Criminal Procedure Law;
4 Senate 1764, by Senator Golden, an
5 act to amend the Public Health Law;
6 Senate 2117, by Senator Ritchie, an
7 act to amend the Workers' Compensation Law;
8 Senate 2274, by Senator Breslin, an
9 act to amend the Education Law;
10 Senate 2483A, by Senator LaValle, an
11 act to amend the Education Law;
12 Senate 2553, by Senator LaValle, an
13 act to amend the Education Law;
14 Senate 2596, by Senator Ranzenhofer,
15 an act to amend the Real Property Tax Law;
16 Senate 2949A, by Senator Ritchie, an
17 act to amend the Correction Law;
18 Senate 3930A, by Senator Breslin, an
19 act to amend the Education Law;
20 Senate 3994, by Senator Seward, an
21 act to amend the Penal Law;
22 Senate 4058B, by Senator Little, an
23 act to amend the Private Housing Finance Law;
24 Senate 4383A, by Senator Alcantara,
25 an act to study;

1 Senate 4477A, by Senator Akshar, an
2 act to amend the Highway Law;

3 Senate 4542B, by Senator Little, an
4 act to amend the Parks, Recreation and Historic
5 Preservation Law;

6 Senate 4631, by Senator Ranzenhofer,
7 an act to amend the Environmental Conservation
8 Law;

9 Senate 5189, by Senator Young, an
10 act to amend the Environmental Conservation Law;

11 Senate 5265, by Senator Golden, an
12 act to amend Chapter 376 of the Laws of 1998;

13 Senate 5438, by Senator Golden, an
14 act to amend the Public Officers Law;

15 Senate 5571, by Senator Hannon, an
16 act to amend the State Finance Law;

17 Senate 5711, by Senator Marcellino,
18 an act to amend the Environmental Conservation
19 Law;

20 Senate 5745, by Senator Boyle, an
21 act to amend the Environmental Conservation Law;

22 Senate 5821, by Senator Golden, an
23 act to amend the Administrative Code of the City
24 of New York;

25 Senate 5892, by Senator Klein, an

1 act to amend the Real Property Tax Law;

2 Senate 6097A, by Senator Golden, an
3 act to amend the Retirement and Social Security
4 Law;

5 Senate 6110B, by Senator Kaminsky,
6 an act authorizing;

7 Senate 6348, by Senator Robach, an
8 act to amend the State Finance Law;

9 Senate 6406, by Senator Lanza, an
10 act to amend the Criminal Procedure Law;

11 Senate 6482, by Senator Avella, an
12 act to amend the Environmental Conservation Law;

13 Senate 6483, by Senator Avella, an
14 act to amend the Environmental Conservation Law;

15 Senate 6487, by Senator Avella, an
16 act to amend the Environmental Conservation Law;

17 Senate 6521A, by Senator Hamilton,
18 an act relating to permitting;

19 Senate 6581, by Senator Golden, an
20 act to amend the Education Law;

21 Senate 6619, by Senator Lanza, an
22 act to amend the Education Law;

23 Senate 6646, by Senator Akshar, an
24 act to amend the Retirement and Social Security
25 Law;

1 Senate 6655, by Senator Hannon, an
2 act to amend the Public Health Law;

3 Senate 6665, by Senator Seward, an
4 act to amend the Insurance Law;

5 Senate 6669, by Senator Amedore, an
6 act to amend the Racing, Pari-Mutuel Wagering and
7 Breeding Law;

8 Senate 6671, by Senator Golden, an
9 act to amend the Real Property Tax Law;

10 Senate 6675, by Senator Amedore, an
11 act to amend the Racing, Pari-Mutuel Wagering and
12 Breeding Law;

13 Senate 6676, by Senator Serino, an
14 act to amend the Elder Law;

15 Senate 6698, by Senator Young, an
16 act to authorize;

17 Senate 6704, by Senator Seward, an
18 act to amend the Insurance Law;

19 Senate 6735, by Senator Klein, an
20 act to direct;

21 Senate 6757, by Senator Brooks, an
22 act to authorize;

23 And Senate 6783, by Senator Helming,
24 an act to create.

25 All bills reported direct to third

1 reading.

2 ACTING PRESIDENT GRIFFO: Senator
3 DeFrancisco, I'll entertain a motion.

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

6 ACTING PRESIDENT GRIFFO: All in
7 favor of accepting the Committee on Rules report
8 signify by saying aye.

9 (Response of "Aye.")

10 ACTING PRESIDENT GRIFFO: Opposed?

11 (No response.)

12 ACTING PRESIDENT GRIFFO: The
13 Committee on Rules report is accepted and before
14 the house.

15 SENATOR DeFRANCISCO: May we return
16 to messages from the Assembly.

17 ACTING PRESIDENT GRIFFO: Messages
18 from the Assembly.

19 The Secretary will read.

20 THE SECRETARY: Senator Breslin
21 moves to discharge, from the Committee on
22 Education, Assembly Bill Number 1377 and
23 substitute it for the identical Senate Bill 2274,
24 Third Reading Calendar 1943.

25 Senator LaValle moves to discharge,

1 from the Committee on Rules, Assembly Bill Number
2 7467 and substitute it for the identical Senate
3 Bill 2553, Third Reading Calendar 1945.

4 Senator Breslin moves to discharge,
5 from the Committee on Rules, Assembly Bill Number
6 3926A and substitute it for the identical Senate
7 Bill 3930A, Third Reading Calendar 1948.

8 Senator Little moves to discharge,
9 from the Committee on Rules, Assembly Bill Number
10 5616B and substitute it for the identical Senate
11 Bill 4058B, Third Reading Calendar 1950.

12 Senator Akshar moves to discharge,
13 from the Committee on Rules, Assembly Bill Number
14 3922A and substitute it for the identical Senate
15 Bill Number 4477A, Third Reading Calendar 1952.

16 Senator Little moves to discharge,
17 from the Committee on Rules, Assembly Bill Number
18 1584C and substitute it for the identical Senate
19 Bill 4542B, Third Reading Calendar 1953.

20 Senator Marcellino moves to
21 discharge, from the Committee on Rules, Assembly
22 Bill Number 8274 and substitute it for the
23 identical Senate Bill 5711, Third Reading
24 Calendar 1959.

25 Senator Boyle moves to discharge,

1 from the Committee on Rules, Assembly Bill Number
2 8277 and substitute it for the identical Senate
3 Bill 5745, Third Reading Calendar 1960.

4 Senator Golden moves to discharge,
5 from the Committee on Rules, Assembly Bill Number
6 7988 and substitute it for the identical
7 Senate Bill 5821, Third Reading Calendar 1961.

8 Senator Lanza moves to discharge,
9 from the Committee on Codes, Assembly Bill Number
10 7439 and substitute it for the identical
11 Senate Bill 6406, Third Reading Calendar 1966.

12 Senator Avella moves to discharge,
13 from the Committee on Rules, Assembly Bill Number
14 7938 and substitute it for the identical Senate
15 Bill 6482, Third Reading Calendar 1967.

16 Senator Avella moves to discharge,
17 from the Committee on Rules, Assembly Bill
18 Number 8271 and substitute it for the identical
19 Senate Bill 6483, Third Reading Calendar 1968.

20 Senator Avella moves to discharge,
21 from the Committee on Rules, Assembly Bill Number
22 8272 and substitute it for the identical
23 Senate Bill 6487, Third Reading Calendar 1969.

24 Senator Hamilton moves to discharge,
25 from the Committee on Rules, Assembly Bill Number

1 8148B and substitute it for the identical
2 Senate Bill 6521A, Third Reading Calendar 1970.

3 Senator Golden moves to discharge,
4 from the Committee on Rules, Assembly Bill Number
5 8262 and substitute it for the identical
6 Senate Bill 6581, Third Reading Calendar 1971.

7 And Senator Helming moves to
8 discharge, from the Committee on Rules,
9 Assembly Bill Number 8013A and substitute it for
10 the identical Senate Bill 6783, Third Reading
11 Calendar 1984.

12 ACTING PRESIDENT GRIFFO: The
13 substitutions are so ordered.

14 Senator DeFrancisco.

15 SENATOR DeFRANCISCO: Now I'd like
16 to take up the noncontroversial reading of the
17 supplemental active list, starting with
18 Calendar 50, by Senator Croci.

19 ACTING PRESIDENT GRIFFO: The
20 Secretary will read.

21 THE SECRETARY: Calendar Number 50,
22 by Senator Croci, Senate Print 946A, an act to
23 amend the Civil Service Law.

24 ACTING PRESIDENT GRIFFO: Read the
25 last section.

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

3 ACTING PRESIDENT GRIFFO: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 62.

7 ACTING PRESIDENT GRIFFO: The bill
8 is passed.

9 THE SECRETARY: Calendar Number 83,
10 by Senator Klein, Senate Print 2650, an act to
11 amend the Penal Law.

12 ACTING PRESIDENT GRIFFO: Read the
13 last section.

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

16 ACTING PRESIDENT GRIFFO: Call the
17 roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT GRIFFO: Announce
20 the results.

21 THE SECRETARY: In relation to
22 Calendar 83, those recorded in the negative are
23 Senators Bailey, Hoylman, Krueger, Montgomery,
24 Parker, Persaud and Rivera.

25 Ayes, 55. Nays, 7.

1 ACTING PRESIDENT GRIFFO: The bill
2 is passed.

3 THE SECRETARY: On page 57, Senator
4 Marcellino moves to discharge, from the Committee
5 on Rules, Assembly Bill Number 6523D and
6 substitute it for the identical Senate Bill
7 1296C, Third Reading Calendar 121.

8 ACTING PRESIDENT GRIFFO: The
9 substitution is so ordered.

10 The Secretary will read.

11 THE SECRETARY: Calendar Number
12 121, by Member of the Assembly Montesano,
13 Assembly Print 6523D, an act authorizing.

14 ACTING PRESIDENT GRIFFO: Read the
15 last section.

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

18 ACTING PRESIDENT GRIFFO: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 60. Nays, 2.
22 Senators Akshar and Bonacic recorded in the
23 negative.

24 ACTING PRESIDENT GRIFFO: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 226, by Senator Avella, Senate Print 1487, an act
3 to amend the Real Property Tax Law.

4 ACTING PRESIDENT GRIFFO: Read the
5 last section.

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

8 ACTING PRESIDENT GRIFFO: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 62.

12 ACTING PRESIDENT GRIFFO: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 345, by Senator Marchione, Senate Print 4068A, an
16 act to amend the Tax Law.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

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

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: In relation to
25 Calendar 345, those recorded in the negative are

1 Senators Hoylman, Krueger, LaValle and
2 Marcellino.

3 Ayes, 58. Nays, 4.

4 ACTING PRESIDENT GRIFFO: The bill
5 is passed.

6 THE SECRETARY: Calendar Number
7 418, by Senator Little, Senate Print 5141B, an
8 act to amend the Private Housing Finance Law.

9 ACTING PRESIDENT GRIFFO: Read the
10 last section.

11 THE SECRETARY: Section 2. This
12 act shall take effect immediately.

13 ACTING PRESIDENT GRIFFO: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 62.

17 ACTING PRESIDENT GRIFFO: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 573, by Senator Murphy, Senate Print 328, an act
21 to amend the General Municipal Law.

22 ACTING PRESIDENT GRIFFO: There is
23 a home-rule message at the desk.

24 The Secretary will read the last
25 section.

1 THE SECRETARY: Section 2. This
2 act shall take effect immediately.

3 ACTING PRESIDENT GRIFFO: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 61. Nays, 1.
7 Senator Kaminsky recorded in the negative.

8 ACTING PRESIDENT GRIFFO: The bill
9 is passed.

10 THE SECRETARY: Calendar Number
11 646, by Senator Hannon, Senate Print 2543A, an
12 act to amend the Public Health Law.

13 ACTING PRESIDENT GRIFFO: Read the
14 last section.

15 THE SECRETARY: Section 13. This
16 act shall take effect on the 30th day.

17 ACTING PRESIDENT GRIFFO: Call the
18 roll.

19 (The Secretary called the roll.)

20 ACTING PRESIDENT GRIFFO: Senator
21 Hoylman to explain his vote.

22 SENATOR HOYLMAN: Thank you,
23 Mr. President.

24 I wanted to thank the sponsor for
25 this legislation.

1 You know, e-cigarette use, which
2 legislation regulates moving forward in terms of
3 indoor and outdoor usage, has doubled in the last
4 two years from about 10 percent to 20 percent
5 among high school users. E-cigarettes are
6 addictive, they contain nicotine, and we still
7 don't know a lot of impacts that currently are
8 under research.

9 So I want to congratulate my
10 colleague for bringing this bill forward and,
11 most importantly, bringing it to the floor. I
12 vote aye.

13 ACTING PRESIDENT GRIFFO: Announce
14 the results.

15 THE SECRETARY: Ayes, 62.

16 ACTING PRESIDENT GRIFFO: The bill
17 is passed.

18 THE SECRETARY: On page 26, Senator
19 LaValle moves to discharge, from the Committee on
20 Rules, Assembly Bill Number 967 and substitute it
21 for the identical Senate Bill 1625, Third Reading
22 Calendar 744.

23 ACTING PRESIDENT GRIFFO: The
24 substitution is so ordered.

25 The Secretary will read.

1 THE SECRETARY: Calendar Number
2 744, by Member of the Assembly Glick, Assembly
3 Print 967, an act to amend the State Finance
4 Law.

5 ACTING PRESIDENT GRIFFO: Read the
6 last section.

7 THE SECRETARY: Section 2. This
8 act shall take effect immediately.

9 ACTING PRESIDENT GRIFFO: Call the
10 roll.

11 (The Secretary called the roll.)

12 ACTING PRESIDENT GRIFFO: Senator
13 LaValle to explain his vote.

14 SENATOR LaVALLE: Thank you,
15 Mr. President.

16 I just want to point out to the
17 members -- and I know this bill is very important
18 to each and every member who has capital projects
19 either in CUNY or in SUNY. This is the second
20 time that we're sending a five-year capital plan
21 to the Governor. He vetoed it a couple of years
22 ago.

23 This time, with the pressure of the
24 Excelsior Program, I think the Governor might
25 have some different feelings on the bill. And I

1 hope the Governor will sign this bill. And as
2 you saw, we did a substitution, so it's now going
3 on to the Governor's desk.

4 I vote aye.

5 ACTING PRESIDENT GRIFFO: Senator
6 LaValle to be recorded in the affirmative.

7 Announce the results.

8 THE SECRETARY: Ayes, 62.

9 ACTING PRESIDENT GRIFFO: The bill
10 is passed.

11 THE SECRETARY: Calendar Number
12 799, by Senator Hannon, Senate Print 5502A, an
13 act to authorize.

14 ACTING PRESIDENT GRIFFO: Read the
15 last section.

16 THE SECRETARY: Section 2. This
17 act shall take effect immediately.

18 ACTING PRESIDENT GRIFFO: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 60. Nays, 2.
22 Senators Akshar and Bonacic recorded in the
23 negative.

24 ACTING PRESIDENT GRIFFO: The bill
25 is passed.

1 THE SECRETARY: Calendar Number
2 1052, by Senator Akshar, Senate Print 4120A, an
3 act to amend the Executive Law.

4 ACTING PRESIDENT GRIFFO: Read the
5 last section.

6 THE SECRETARY: Section 2. This
7 act shall take effect immediately.

8 ACTING PRESIDENT GRIFFO: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 62.

12 ACTING PRESIDENT GRIFFO: The bill
13 passes.

14 THE SECRETARY: Calendar Number
15 1082, by Senator Golden, Senate Print 223, an act
16 to amend the Election Law.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

19 THE SECRETARY: Section 2. This
20 act shall take effect immediately.

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 61. Nays, 1.
25 Senator DeFrancisco recorded in the negative.

1 ACTING PRESIDENT GRIFFO: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1114, by Senator Phillips, Senate Print 5830B, an
5 act to authorize.

6 ACTING PRESIDENT GRIFFO: Read the
7 last section.

8 THE SECRETARY: Section 2. This
9 act shall take effect immediately.

10 ACTING PRESIDENT GRIFFO: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: In relation to
14 Calendar 1114, those recorded in the negative are
15 Senators Akshar, Bonacic and Ortt.

16 Ayes, 59. Nays, 3.

17 ACTING PRESIDENT GRIFFO: The bill
18 is passed.

19 Calendar Number 1147 has been
20 amended today and is high and therefore
21 ineligible for consideration.

22 Calendar 1182 is before the house.

23 THE SECRETARY: On page 47, Senator
24 Stewart-Cousins moves to discharge, from the
25 Committee on Investigations and Government

1 Operations, Assembly Bill Number 6387 and
2 substitute it for the identical Senate Bill 1757,
3 Third Reading Calendar 1182.

4 ACTING PRESIDENT GRIFFO: The
5 substitution is ordered.

6 The Secretary will read.

7 THE SECRETARY: Calendar Number
8 1182, by Member of the Assembly Pretlow, Assembly
9 Print Number 6387, an act to amend the Tax Law.

10 ACTING PRESIDENT GRIFFO: Read the
11 last section.

12 THE SECRETARY: Section 2. This
13 act shall take effect immediately.

14 ACTING PRESIDENT GRIFFO: Call the
15 roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT GRIFFO: Announce
18 the results.

19 THE SECRETARY: In relation to
20 Calendar 1182, those recorded in the negative are
21 Senators Akshar, Brooks, Croci, Funke, Hannon,
22 Helming, Kaminsky, Lanza, LaValle, Ortt and
23 Young.

24 Ayes, 51. Nays, 11.

25 ACTING PRESIDENT GRIFFO: The bill

1 passes.

2 THE SECRETARY: Calendar Number
3 1246, by Senator Golden --

4 SENATOR DeFRANCISCO: Lay the bill
5 aside for the day.

6 ACTING PRESIDENT GRIFFO: Lay it
7 aside for the day.

8 THE SECRETARY: Calendar Number
9 1305, by Senator Kennedy, Senate Print 681, an
10 act to amend the Penal Law.

11 ACTING PRESIDENT GRIFFO: Read the
12 last section.

13 THE SECRETARY: Section 3. This
14 act shall take effect immediately.

15 ACTING PRESIDENT GRIFFO: Call the
16 roll.

17 (The Secretary called the roll.)

18 THE SECRETARY: Ayes, 62.

19 ACTING PRESIDENT GRIFFO: The bill
20 passes.

21 THE SECRETARY: Calendar Number
22 1483, by Senator Bonacic, Senate Print 5312, an
23 act to authorize.

24 ACTING PRESIDENT GRIFFO: Read the
25 last section.

1 THE SECRETARY: Section 3. This
2 act shall take effect immediately.

3 ACTING PRESIDENT GRIFFO: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: In relation to
7 Calendar 1483: Ayes, 60. Nays, 2. Senators
8 DeFrancisco and Funke recorded in the negative.

9 ACTING PRESIDENT GRIFFO: The bill
10 passes.

11 THE SECRETARY: Calendar Number
12 1581, by Senator Little, Senate Print 6662, an
13 act to amend the Multiple Dwelling Law.

14 SENATOR GIANARIS: Lay it aside.

15 ACTING PRESIDENT GRIFFO: Lay it
16 aside.

17 THE SECRETARY: On page 58, Senator
18 Larkin moves to discharge, from the Committee on
19 Rules, Assembly Bill Number 8062A and substitute
20 it for the identical Senate Bill 6404A, Third
21 Reading Calendar 1668.

22 ACTING PRESIDENT GRIFFO: The
23 substitution is so ordered.

24 The Secretary will read.

25 THE SECRETARY: Calendar Number

1 1668, by Member of the Assembly Skartados,
2 Assembly Print 8062A, an act to amend Chapter 54
3 of the Laws of 2016.

4 ACTING PRESIDENT GRIFFO: Read the
5 last section.

6 THE SECRETARY: Section 2. This
7 act shall take effect immediately.

8 ACTING PRESIDENT GRIFFO: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 62.

12 ACTING PRESIDENT GRIFFO: The bill
13 passes.

14 THE SECRETARY: Calendar Number
15 1678, by Senator Phillips, Senate Print 6601B, an
16 act in relation to permitting.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

19 THE SECRETARY: Section 2. This
20 act shall take effect immediately.

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 60. Nays, 2.

25 Senators Akshar and Bonacic recorded in the

1 negative.

2 ACTING PRESIDENT GRIFFO: The bill
3 passes.

4 And, Senator DeFrancisco, that
5 completes the noncontroversial reading of today's
6 supplemental active list.

7 SENATOR DeFRANCISCO: Next I'd like
8 to do the noncontroversial reading of Senate
9 Supplemental Calendar 57B, which is the summary
10 of bills that we just went to the Rules Committee
11 on.

12 ACTING PRESIDENT GRIFFO: The
13 Secretary will begin reading Senate Supplemental
14 Calendar 57B, noncontroversial.

15 THE SECRETARY: Calendar Number
16 1781, by Senator Marchione, Senate Print 193, an
17 act to amend the Executive Law.

18 ACTING PRESIDENT GRIFFO: Read the
19 last section.

20 THE SECRETARY: Section 2. This
21 act shall take effect immediately.

22 ACTING PRESIDENT GRIFFO: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 62.

1 ACTING PRESIDENT GRIFFO: The bill
2 is passed.

3 THE SECRETARY: Calendar Number
4 1819, by Senator Boyle, Senate Print 616, an act
5 to amend the Executive Law.

6 ACTING PRESIDENT GRIFFO: Read the
7 last section.

8 THE SECRETARY: Section 12. This
9 act shall take effect on the 180th day.

10 ACTING PRESIDENT GRIFFO: Call the
11 roll.

12 (The Secretary called the roll.)

13 THE SECRETARY: Ayes, 62.

14 ACTING PRESIDENT GRIFFO: The bill
15 passes.

16 THE SECRETARY: Calendar Number
17 1826, by Senator Young, Senate Print 830, an act
18 to amend the Penal Law.

19 ACTING PRESIDENT GRIFFO: Read the
20 last section.

21 THE SECRETARY: Section 8. This
22 act shall take effect on the first of November.

23 ACTING PRESIDENT GRIFFO: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 61. Nays, 1.

2 Senator Montgomery recorded in the negative.

3 ACTING PRESIDENT GRIFFO: The bill
4 passes.

5 THE SECRETARY: Calendar Number
6 1883, by Senator Croci, Senate Print 926, an act
7 to amend the Executive Law.

8 ACTING PRESIDENT GRIFFO: Read the
9 last section.

10 THE SECRETARY: Section 2. This
11 act shall take effect immediately.

12 ACTING PRESIDENT GRIFFO: Call the
13 roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 62.

16 ACTING PRESIDENT GRIFFO: The bill
17 passes.

18 THE SECRETARY: Calendar Number
19 1939, by Senator Akshar, Senate Print 1053, an
20 act to amend the New York City Civil Court Act.

21 ACTING PRESIDENT GRIFFO: Read the
22 last section.

23 THE SECRETARY: Section 5. This
24 act shall take effect immediately.

25 ACTING PRESIDENT GRIFFO: Call the

1 roll.

2 (The Secretary called the roll.)

3 THE SECRETARY: Ayes, 62.

4 ACTING PRESIDENT GRIFFO: The bill
5 passes.

6 THE SECRETARY: Calendar Number
7 1940, by Senator Ortt, Senate Print 1154, an act
8 to amend the Criminal Procedure Law.

9 ACTING PRESIDENT GRIFFO: Read the
10 last section.

11 THE SECRETARY: Section 2. This
12 act shall take effect immediately.

13 ACTING PRESIDENT GRIFFO: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 62.

17 ACTING PRESIDENT GRIFFO: The bill
18 passes.

19 THE SECRETARY: Calendar Number
20 1941, by Senator Golden, Senate Print 1764, an
21 act to amend the Public Health Law.

22 ACTING PRESIDENT GRIFFO: Read the
23 last section.

24 THE SECRETARY: Section 4. This
25 act shall take effect immediately.

1 ACTING PRESIDENT GRIFFO: Call the
2 roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 62.

5 ACTING PRESIDENT GRIFFO: The bill
6 passes.

7 THE SECRETARY: Calendar Number
8 1942, by Senator Ritchie, Senate Print 2117, an
9 act to amend the Workers' Compensation Law.

10 ACTING PRESIDENT GRIFFO: Read the
11 last section.

12 THE SECRETARY: Section 2. This
13 act shall take effect immediately.

14 ACTING PRESIDENT GRIFFO: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 62.

18 ACTING PRESIDENT GRIFFO: The bill
19 passes.

20 THE SECRETARY: Calendar Number
21 1943, substituted earlier by Member of the
22 Assembly McDonald, Assembly Print 1377, an act to
23 amend the Education Law.

24 ACTING PRESIDENT GRIFFO: Read the
25 last section.

1 THE SECRETARY: Section 2. This
2 act shall take effect immediately.

3 ACTING PRESIDENT GRIFFO: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: Ayes, 62.

7 ACTING PRESIDENT GRIFFO: The bill
8 passes.

9 THE SECRETARY: Calendar Number
10 1944, by Senator LaValle, Senate Print 2483A, an
11 act to amend the Education Law.

12 ACTING PRESIDENT GRIFFO: Read the
13 last section.

14 THE SECRETARY: Section 2. This
15 act shall take effect April 1, 2018.

16 ACTING PRESIDENT GRIFFO: Call the
17 roll.

18 (The Secretary called the roll.)

19 THE SECRETARY: Ayes, 62.

20 ACTING PRESIDENT GRIFFO: The bill
21 passes.

22 THE SECRETARY: Calendar Number
23 1945, substituted earlier by Member of the
24 Assembly Gunther, Assembly Print 7467, an act to
25 amend the Education Law.

1 ACTING PRESIDENT GRIFFO: Read the
2 last section.

3 THE SECRETARY: Section 2. This
4 act shall take effect immediately.

5 ACTING PRESIDENT GRIFFO: Call the
6 roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 62.

9 ACTING PRESIDENT GRIFFO: The bill
10 passes.

11 THE SECRETARY: Calendar Number
12 1946, by Senator Ranzenhofer, Senate Print 2596,
13 an act to amend the Real Property Tax Law.

14 ACTING PRESIDENT GRIFFO: Read the
15 last section.

16 THE SECRETARY: Section 2. This
17 act shall take effect immediately.

18 ACTING PRESIDENT GRIFFO: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 62.

22 ACTING PRESIDENT GRIFFO: The bill
23 passes.

24 THE SECRETARY: Calendar Number
25 1947, by Senator Ritchie, Senate Print 2949A, an

1 act to amend the Correction Law.

2 ACTING PRESIDENT GRIFFO: Read the
3 last section.

4 THE SECRETARY: Section 2. This
5 act shall take effect immediately.

6 ACTING PRESIDENT GRIFFO: Call the
7 roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: Ayes, 62.

10 ACTING PRESIDENT GRIFFO: The bill
11 passes.

12 THE SECRETARY: Calendar Number
13 1948, substituted earlier by Member of the
14 Assembly Fahy, Assembly Print 3926A, an act to
15 amend the Education Law.

16 ACTING PRESIDENT GRIFFO: Read the
17 last section.

18 THE SECRETARY: Section 2. This
19 act shall take effect immediately.

20 ACTING PRESIDENT GRIFFO: Call the
21 roll.

22 (The Secretary called the roll.)

23 THE SECRETARY: Ayes, 62.

24 ACTING PRESIDENT GRIFFO: The bill
25 passes.

1 THE SECRETARY: Calendar Number
2 1949, by Senator Seward, Senate Print 3994, an
3 act to amend the Penal Law.

4 ACTING PRESIDENT GRIFFO: Read the
5 last section.

6 THE SECRETARY: Section 3. This
7 act shall take effect on the 120th day.

8 ACTING PRESIDENT GRIFFO: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 60. Nays, 2.
12 Senators Krueger and Montgomery recorded in the
13 negative.

14 ACTING PRESIDENT GRIFFO: The bill
15 passes.

16 THE SECRETARY: Calendar Number
17 1950, substituted earlier by Member of the
18 Assembly Ramos, Assembly Print 5616B, an act to
19 amend the Private Housing Finance Law.

20 ACTING PRESIDENT GRIFFO: Read the
21 last section.

22 THE SECRETARY: Section 4. This
23 act shall take effect on the 180th day.

24 ACTING PRESIDENT GRIFFO: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 62.

3 ACTING PRESIDENT GRIFFO: The bill
4 passes.

5 THE SECRETARY: Calendar Number
6 1951, by Senator Alcantara, Senate Print 4383A,
7 an act to study.

8 ACTING PRESIDENT GRIFFO: Read the
9 last section.

10 THE SECRETARY: Section 2. This
11 act shall take effect immediately.

12 ACTING PRESIDENT GRIFFO: Call the
13 roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 61. Nays, 1.
16 Senator Akshar recorded in the negative.

17 ACTING PRESIDENT GRIFFO: The bill
18 passes.

19 THE SECRETARY: Calendar Number
20 1952, substituted earlier by Member of the
21 Assembly Crouch, Assembly Print 3922A, an act to
22 amend the Highway Law.

23 ACTING PRESIDENT GRIFFO: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT GRIFFO: Call the
3 roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 62.

6 ACTING PRESIDENT GRIFFO: The bill
7 passes.

8 THE SECRETARY: Calendar Number
9 1953, substituted earlier by Member of the
10 Assembly Woerner, Assembly Print 1584C, an act to
11 amend the Parks, Recreation and Historic
12 Preservation Law.

13 ACTING PRESIDENT GRIFFO: Read the
14 last section.

15 THE SECRETARY: Section 6. This
16 act shall take effect January 1, 2018.

17 ACTING PRESIDENT GRIFFO: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Senators Krueger,
21 Marchione and Sanders recorded in the negative.

22 Ayes, 59. Nays, 3.

23 ACTING PRESIDENT GRIFFO: The bill
24 passes.

25 THE SECRETARY: Calendar Number

1 1954, by Senator Ranzenhofer, Senate Print 4631,
2 an act to amend the Environmental Conservation
3 Law.

4 ACTING PRESIDENT GRIFFO: Read the
5 last section.

6 THE SECRETARY: Section 2. This
7 act shall take effect immediately.

8 ACTING PRESIDENT GRIFFO: Call the
9 roll.

10 (The Secretary called the roll.)

11 THE SECRETARY: Ayes, 62.

12 ACTING PRESIDENT GRIFFO: The bill
13 passes.

14 THE SECRETARY: Calendar Number
15 1955, by Senator Young, Senate Print 5189, an act
16 to amend the Environmental Conservation Law.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

19 THE SECRETARY: Section 2. This
20 act shall take effect immediately.

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT GRIFFO: Announce
25 the results.

1 THE SECRETARY: In relation to
2 Calendar 1955, those recorded in the negative are
3 Senators Bailey, Benjamin, Boyle, Breslin,
4 Brooks, Comrie, Gianaris, Hoylman, Kaminsky,
5 Kennedy, Krueger, LaValle, Montgomery, Parker,
6 Rivera, Sanders, Squadron and Stavisky. Also
7 Senator Persaud.

8 Ayes, 43. Nays, 19.

9 ACTING PRESIDENT GRIFFO: The bill
10 is passed.

11 THE SECRETARY: Calendar Number
12 1956, by Senator Golden, Senate Print 5265, an
13 act to amend Chapter 376 of the Laws of 1998.

14 ACTING PRESIDENT GRIFFO: Read the
15 last section.

16 THE SECRETARY: Section 2. This
17 act shall take effect immediately.

18 ACTING PRESIDENT GRIFFO: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 62.

22 ACTING PRESIDENT GRIFFO: The bill
23 is passed.

24 THE SECRETARY: Calendar Number
25 1957, by Senator Golden, Senate Print 5438, an

1 act to amend the Public Officers Law.

2 ACTING PRESIDENT GRIFFO: Read the
3 last section.

4 THE SECRETARY: Section 3. This
5 act shall take effect immediately.

6 ACTING PRESIDENT GRIFFO: Call the
7 roll.

8 (The Secretary called the roll.)

9 THE SECRETARY: In relation to
10 Calendar 1957, those recorded in the negative are
11 Senators Alcantara, Bailey, Benjamin, Dilan,
12 Hamilton, Hoylman, Krueger, Montgomery, Parker,
13 Persaud, Rivera, Sanders and Squadron.

14 Ayes, 49. Nays, 13.

15 ACTING PRESIDENT GRIFFO: The bill
16 passes.

17 THE SECRETARY: Calendar Number
18 1958, by Senator Hannon, Senate Print 5571, an
19 act to amend the State Finance Law.

20 ACTING PRESIDENT GRIFFO: Read the
21 last section.

22 THE SECRETARY: Section 2. This
23 act shall take effect immediately.

24 ACTING PRESIDENT GRIFFO: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 62.

3 ACTING PRESIDENT GRIFFO: The bill
4 passes.

5 THE SECRETARY: Calendar Number
6 1959, substituted earlier by Member of the
7 Assembly Hunter, Assembly Print 8274, an act to
8 amend the Environmental Conservation Law.

9 ACTING PRESIDENT GRIFFO: Read the
10 last section.

11 THE SECRETARY: Section 2. This
12 act shall take effect immediately.

13 ACTING PRESIDENT GRIFFO: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 61. Nays, 1.
17 Senator LaValle recorded in the negative.

18 ACTING PRESIDENT GRIFFO: The bill
19 passes.

20 THE SECRETARY: Calendar Number
21 1960, substituted earlier by Member of the
22 Assembly Sepulveda, Assembly Print 8277, an act
23 to amend the Environmental Conservation Law.

24 ACTING PRESIDENT GRIFFO: Read the
25 last section.

1 THE SECRETARY: Section 2. This
2 act shall take effect immediately.

3 ACTING PRESIDENT GRIFFO: Call the
4 roll.

5 (The Secretary called the roll.)

6 THE SECRETARY: In relation to
7 Calendar 1960, those recorded in the negative are
8 Senators Croci, LaValle and Robach.

9 Ayes, 59. Nays, 3.

10 ACTING PRESIDENT GRIFFO: The bill
11 passes.

12 THE SECRETARY: Calendar Number
13 1961, substituted earlier by Member of the
14 Assembly Abbate, Assembly Print 7988, an act to
15 amend the Administrative Code of the City of
16 New York.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

19 THE SECRETARY: Section 5. This
20 act shall take effect July 1, 2017.

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 62.

25 ACTING PRESIDENT GRIFFO: The bill

1 passes.

2 THE SECRETARY: Calendar Number
3 1962, by Senator Klein, Senate Print 5892, an act
4 to amend the Real Property Tax Law.

5 ACTING PRESIDENT GRIFFO: Read the
6 last section.

7 THE SECRETARY: Section 5. This
8 act shall take effect on the first of January.

9 ACTING PRESIDENT GRIFFO: Call the
10 roll.

11 (The Secretary called the roll.)

12 THE SECRETARY: Ayes, 62.

13 ACTING PRESIDENT GRIFFO: The bill
14 passes.

15 THE SECRETARY: Calendar Number
16 1963, by Senator Golden, Senate Print 6097A, an
17 act to amend the Retirement and Social Security
18 Law.

19 ACTING PRESIDENT GRIFFO: Read the
20 last section.

21 THE SECRETARY: Section 2. This
22 act shall take effect immediately.

23 ACTING PRESIDENT GRIFFO: Call the
24 roll.

25 (The Secretary called the roll.)

1 THE SECRETARY: Ayes, 62.

2 ACTING PRESIDENT GRIFFO: The bill
3 passes.

4 THE SECRETARY: Calendar Number
5 1964, by Senator Kaminsky, Senate Print 6110B, an
6 act authorizing.

7 ACTING PRESIDENT GRIFFO: Read the
8 last section.

9 THE SECRETARY: Section 2. This
10 act shall take effect immediately.

11 ACTING PRESIDENT GRIFFO: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 62.

15 ACTING PRESIDENT GRIFFO: The bill
16 passes.

17 THE SECRETARY: Calendar Number
18 1965, by Senator Robach, Senate Print 6348, an
19 act to amend the State Finance Law.

20 ACTING PRESIDENT GRIFFO: Read the
21 last section.

22 THE SECRETARY: Section 2. This
23 act shall take effect immediately.

24 ACTING PRESIDENT GRIFFO: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 62.

3 ACTING PRESIDENT GRIFFO: The bill
4 passes.

5 THE SECRETARY: Calendar Number
6 1966, substituted earlier by Member of the
7 Assembly Walker, Assembly Print 7439, an act to
8 amend the Criminal Procedure Law.

9 ACTING PRESIDENT GRIFFO: Read the
10 last section.

11 THE SECRETARY: Section 2. This
12 act shall take effect immediately.

13 ACTING PRESIDENT GRIFFO: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 62.

17 ACTING PRESIDENT GRIFFO: The bill
18 is passed.

19 THE SECRETARY: Calendar Number
20 1967, substituted earlier by Member of the
21 Assembly D'Urso, Assembly Print 7938, an act to
22 amend the Environmental Conservation Law.

23 ACTING PRESIDENT GRIFFO: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT GRIFFO: Call the
3 roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 61. Nays, 1.
6 Senator LaValle recorded in the negative.

7 ACTING PRESIDENT GRIFFO: The bill
8 passes.

9 THE SECRETARY: Calendar Number
10 1968, substituted earlier by Member of the
11 Assembly Pellegrino, Assembly Print 8271, an act
12 to amend the Environmental Conservation Law.

13 ACTING PRESIDENT GRIFFO: Read the
14 last section.

15 THE SECRETARY: Section 2. This
16 act shall take effect immediately.

17 ACTING PRESIDENT GRIFFO: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 61. Nays, 1.
21 Senator LaValle recorded in the negative.

22 ACTING PRESIDENT GRIFFO: The bill
23 passes.

24 THE SECRETARY: Calendar Number
25 1969, substituted earlier by Member of the

1 Assembly Barrett, Assembly Print 8272, an act to
2 amend the Environmental Conservation Law.

3 ACTING PRESIDENT GRIFFO: Read the
4 last section.

5 THE SECRETARY: Section 2. This
6 act shall take effect immediately.

7 ACTING PRESIDENT GRIFFO: Call the
8 roll.

9 (The Secretary called the roll.)

10 THE SECRETARY: Ayes, 61. Nays, 1.
11 Senator LaValle recorded in the negative.

12 ACTING PRESIDENT GRIFFO: The bill
13 is passed.

14 THE SECRETARY: Calendar Number
15 1970, substituted earlier by Member of the
16 Assembly Ortiz, Assembly Print 8148B, an act
17 relating to permitting.

18 ACTING PRESIDENT GRIFFO: Read the
19 last section.

20 THE SECRETARY: Section 2. This
21 act shall take effect immediately.

22 ACTING PRESIDENT GRIFFO: Call the
23 roll.

24 (The Secretary called the roll.)

25 THE SECRETARY: Ayes, 62.

1 ACTING PRESIDENT GRIFFO: The bill
2 passes.

3 THE SECRETARY: Calendar Number
4 1971, substituted earlier by Member of the
5 Assembly Simon, Assembly Print 8262, an act to
6 amend the Education Law.

7 ACTING PRESIDENT GRIFFO: Read the
8 last section.

9 THE SECRETARY: Section 2. This
10 act shall take effect immediately.

11 ACTING PRESIDENT GRIFFO: Call the
12 roll.

13 (The Secretary called the roll.)

14 THE SECRETARY: Ayes, 62.

15 ACTING PRESIDENT GRIFFO: The bill
16 passes.

17 THE SECRETARY: Calendar Number
18 1972, by Senator Lanza, Senate Print 6619, an act
19 to amend the Education Law.

20 ACTING PRESIDENT GRIFFO: Read the
21 last section.

22 THE SECRETARY: Section 2. This
23 act shall take effect immediately.

24 ACTING PRESIDENT GRIFFO: Call the
25 roll.

1 (The Secretary called the roll.)

2 THE SECRETARY: Ayes, 62.

3 ACTING PRESIDENT GRIFFO: The bill
4 passes.

5 THE SECRETARY: Calendar Number
6 1973, by Senator Akshar, Senate Print 6646, an
7 act to amend the Retirement and Social Security
8 Law.

9 ACTING PRESIDENT GRIFFO: Read the
10 last section.

11 THE SECRETARY: Section 2. This
12 act shall take effect immediately.

13 ACTING PRESIDENT GRIFFO: Call the
14 roll.

15 (The Secretary called the roll.)

16 THE SECRETARY: Ayes, 62.

17 ACTING PRESIDENT GRIFFO: The bill
18 passes.

19 THE SECRETARY: Calendar Number
20 1974, by Senator Hannon, Senate Print 6655, an
21 act to amend the Public Health Law.

22 ACTING PRESIDENT GRIFFO: Read the
23 last section.

24 THE SECRETARY: Section 2. This
25 act shall take effect immediately.

1 ACTING PRESIDENT GRIFFO: Call the
2 roll.

3 (The Secretary called the roll.)

4 THE SECRETARY: Ayes, 62.

5 ACTING PRESIDENT GRIFFO: The bill
6 passes.

7 THE SECRETARY: Calendar Number
8 1975, by Senator Seward, Senate Print 6665, an
9 act to amend the Insurance Law.

10 ACTING PRESIDENT GRIFFO: Read the
11 last section.

12 THE SECRETARY: Section 2. This
13 act shall take effect immediately.

14 ACTING PRESIDENT GRIFFO: Call the
15 roll.

16 (The Secretary called the roll.)

17 THE SECRETARY: Ayes, 62.

18 ACTING PRESIDENT GRIFFO: The bill
19 passes.

20 THE SECRETARY: Calendar Number
21 1976, by Senator Amedore, Senate Print 6669, an
22 act to amend the Racing, Pari-Mutuel Wagering and
23 Breeding Law.

24 ACTING PRESIDENT GRIFFO: Read the
25 last section.

1 THE SECRETARY: Section 2. This
2 act shall take effect immediately.

3 ACTING PRESIDENT GRIFFO: Call the
4 roll.

5 (The Secretary called the roll.)

6 ACTING PRESIDENT GRIFFO: Results.

7 THE SECRETARY: In relation to
8 Calendar 1976, those recorded in the negative are
9 Senators Brooks, Díaz, Dilan, Hoylman, Krueger,
10 Sanders and Squadron.

11 Ayes, 55. Nays 7.

12 ACTING PRESIDENT GRIFFO: The bill
13 passes.

14 THE SECRETARY: Calendar Number
15 1977, by Senator Golden, Senate Print 6671, an
16 act to amend the Real Property Tax Law.

17 ACTING PRESIDENT GRIFFO: Read the
18 last section.

19 THE SECRETARY: Section 2. This
20 act shall take effect immediately.

21 ACTING PRESIDENT GRIFFO: Call the
22 roll.

23 (The Secretary called the roll.)

24 THE SECRETARY: Ayes, 60. Nays, 2.
25 Senators Hoylman and Krueger recorded in the

1 negative.

2 ACTING PRESIDENT GRIFFO: The bill
3 passes.

4 THE SECRETARY: Calendar Number
5 1978, by Senator Amedore, Senate Print 6675, an
6 act to amend the Racing, Pari-Mutuel Wagering and
7 Breeding Law.

8 ACTING PRESIDENT GRIFFO: Read the
9 last section.

10 THE SECRETARY: Section 2. This
11 act shall take effect immediately.

12 ACTING PRESIDENT GRIFFO: Call the
13 roll.

14 (The Secretary called the roll.)

15 THE SECRETARY: Ayes, 59. Nays, 3.
16 Senators Krueger, Marchione and Tedisco recorded
17 in the negative.

18 ACTING PRESIDENT GRIFFO: The bill
19 is passed.

20 THE SECRETARY: Calendar Number
21 1979, by Senator Serino, Senate Print 6676, an
22 act to amend the Elder Law.

23 ACTING PRESIDENT GRIFFO: Read the
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT GRIFFO: Call the
3 roll.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 62.

6 ACTING PRESIDENT GRIFFO: The bill
7 is passed.

8 THE SECRETARY: Calendar Number
9 1980, by Senator Young, Senate Print 6698, an act
10 to authorize.

11 ACTING PRESIDENT GRIFFO: There is
12 a home-rule message at the desk.

13 The Secretary will read the last
14 section.

15 THE SECRETARY: Section 2. This
16 act shall take effect immediately.

17 ACTING PRESIDENT GRIFFO: Call the
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 62.

21 ACTING PRESIDENT GRIFFO: The bill
22 is passed.

23 THE SECRETARY: Calendar Number
24 1981, by Senator Seward, Senate Print 6704, an
25 act to amend the Insurance Law.

1 ACTING PRESIDENT GRIFFO: Read the
2 last section.

3 THE SECRETARY: Section 2. This
4 act shall take effect immediately.

5 ACTING PRESIDENT GRIFFO: Call the
6 roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 62.

9 ACTING PRESIDENT GRIFFO: The bill
10 is passed.

11 THE SECRETARY: Calendar Number
12 1982, by Senator Klein, Senate Print 6735, an act
13 to direct.

14 ACTING PRESIDENT GRIFFO: Read the
15 last section.

16 THE SECRETARY: Section 3. This
17 act shall take effect immediately.

18 ACTING PRESIDENT GRIFFO: Call the
19 roll.

20 (The Secretary called the roll.)

21 THE SECRETARY: Ayes, 60. Nays, 2.
22 Senators Akshar and Hannon recorded in the
23 negative.

24 ACTING PRESIDENT GRIFFO: And the
25 bill is passed.

1 THE SECRETARY: Calendar Number
2 1983, by Senator Brooks, Senate Print 6757, an
3 act to authorize.

4 ACTING PRESIDENT GRIFFO: The
5 Secretary will read the last section.

6 THE SECRETARY: Section 2. This
7 act shall take effect immediately.

8 ACTING PRESIDENT GRIFFO: Call the
9 roll.

10 (The Secretary called the roll.)

11 ACTING PRESIDENT GRIFFO: Results.

12 THE SECRETARY: Ayes, 60. Nays, 2.
13 Senators Funke and O'Mara recorded in the
14 negative.

15 ACTING PRESIDENT GRIFFO: The bill
16 is passed.

17 Senator Gianaris.

18 SENATOR GIANARIS: Mr. President,
19 please give your hearty congratulations to
20 Senator Brooks, who just passed his first bill in
21 the Senate.

22 (Enthusiastic standing ovation.)

23 ACTING PRESIDENT GRIFFO:
24 Congratulations, Senator Brooks.

25 The Secretary will continue.

1 THE SECRETARY: Calendar Number
2 1984, substituted earlier by Member of the
3 Assembly Morelle, Assembly Print 8013A, an act to
4 create.

5 ACTING PRESIDENT GRIFFO: Read the
6 last section.

7 THE SECRETARY: Section 2. This
8 act shall take effect immediately.

9 ACTING PRESIDENT GRIFFO: Call the
10 roll.

11 (The Secretary called the roll.)

12 ACTING PRESIDENT GRIFFO: Senator
13 Helming to explain her vote.

14 SENATOR HELMING: Thank you,
15 Mr. President.

16 This bill would establish a
17 \$90 million flood recovery and severe storm grant
18 program for small businesses, farms, owners of
19 multiple dwellings, owners of residences,
20 neighborhood associations, not-for-profit
21 corporations, and municipalities that have
22 sustained direct physical flood-related damage as
23 a result of flooding caused by the raised level
24 of Lake Ontario, the St. Lawrence River, Seneca
25 Lake, the Seneca River, the Oswego River, the

1 Oneida River, Oneida Lake, and Cross Lake.

2 Under this program, which is similar
3 to the highly successful one enacted in 2011 for
4 Tropical Storms Lee and Irene, affected persons
5 and entities will be eligible to receive grants
6 from the Empire State Development Corporation.

7 ACTING PRESIDENT GRIFFO: Excuse
8 me, Senator Helming. Excuse me.

9 Can I have some order in the house,
10 please.

11 Senator Helming, please continue.

12 SENATOR HELMING: Thank you.

13 This bill would further allow for
14 grants for a 2017 severe windstorm that hit
15 Monroe County and a 2015 flood event in
16 Western New York.

17 It would also establish an
18 interagency response team to assist in the
19 development and implementation of the grant
20 programs established by this act, and to provide
21 for a coordinated state response to the flooding
22 and its effects.

23 Finally, this would further
24 establish a Lake Ontario and Connected Waterways
25 Assessment Relief Act.

1 This is a very important piece of
2 legislation that will significantly help
3 individuals, families, businesses and
4 municipalities, and I strongly urge my colleagues
5 to support it.

6 I will be voting in the affirmative.

7 Thank you, Mr. President.

8 ACTING PRESIDENT GRIFFO: Senator
9 Helming to be recorded in the affirmative.

10 Senator Young to explain her vote?

11 SENATOR YOUNG: No.

12 ACTING PRESIDENT GRIFFO: The
13 Secretary will announce the results.

14 THE SECRETARY: Ayes, 61. Nays, 1.
15 Senator Young recorded in the negative.

16 ACTING PRESIDENT GRIFFO: The bill
17 is passed.

18 SENATOR YOUNG: No, I was passing
19 on speaking.

20 But I do want to say that, first of
21 all, I commend Senator Helming for her leadership
22 in this matter.

23 And also, this bill establishes a
24 grant program for three of my counties that were
25 seriously harmed by flooding two years ago.

1 We've been fighting very hard over the past two
2 years to get the funding in place so that we
3 could help some of the most fiscally challenged
4 communities in the entire state.

5 So I'm very happy that we finally
6 were able to get this done, and I want to say
7 thank you to all of my colleagues for your
8 support.

9 Thank you.

10 ACTING PRESIDENT GRIFFO:

11 Reannounce the results.

12 THE SECRETARY: Ayes, 62.

13 ACTING PRESIDENT GRIFFO: The bill
14 passes.

15 Senator DeFrancisco, that completes
16 the noncontroversial reading of Senate
17 Supplemental -- Senate Supplemental Calendar 57B.

18 SENATOR DeFRANCISCO: That's easy
19 for you to say.

20 (Laughter.)

21 SENATOR DeFRANCISCO: We have one
22 bill on the supplemental active list that was
23 laid aside. That's Senate Print 6662, Senator
24 Little. By unanimous consent, we'd like to take
25 that up, noncontroversial.

1 ACTING PRESIDENT GRIFFO: Without
2 objection, hearing none, it is so ordered. The
3 Secretary will read, noncontroversial.

4 THE SECRETARY: Calendar Number
5 1581, by Senator Little, Senate Print 6662, an
6 act to amend the Multiple Dwelling Law.

7 ACTING PRESIDENT GRIFFO: Read the
8 last section.

9 THE SECRETARY: Section 8. This
10 act shall take effect immediately.

11 ACTING PRESIDENT GRIFFO: Call the
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT GRIFFO: Senator
15 Krueger to explain her vote.

16 SENATOR KRUEGER: Thank you,
17 Mr. President.

18 So this is a one-house bill, so it's
19 just between friends. But this would actually be
20 the equivalent of a three-smokestack bill if you
21 were following environmental language for
22 affordable housing in the City of New York. It
23 would actually change the formula for when an
24 apartment was deregulated so you could be living
25 in an apartment, it could hit the max, and it

1 could actually be decontrolled or deregulated
2 while you were there.

3 This would be a shocking change in
4 policy. For some reason, somebody is under the
5 impression this is just a grammatical fix for a
6 law we've already passed several years ago. It
7 is not a grammatical fix, it is doing extreme
8 damage to the affordability of hundreds of
9 thousands of units in the City of New York.

10 It also claims to do something under
11 Loft Law, extending from two years to four years
12 the registering of interim buildings.

13 There is an effort by loft tenants
14 to change Loft Law. This is not it. This is not
15 what they're asking for. And I'm advised that
16 the bill they were hoping to see this year
17 absolutely won't be coming to the floor of the
18 Senate.

19 So it's ten after 10:00 the night
20 before the end of session, perhaps, and it's a
21 one-house bill that somebody likes. I think it's
22 one particular housing association, the RSA. But
23 it would be terrible public policy. So thank
24 goodness we don't have to worry about it becoming
25 the law of New York State.

1 I vote no, Mr. President.

2 ACTING PRESIDENT GRIFFO: Senator
3 Krueger to be recorded in the negative.

4 It's the night before the night
5 before, hopefully.

6 Senator Squadron.

7 SENATOR SQUADRON: Thank you,
8 Mr. President.

9 In addition to the points Senator
10 Krueger made, which I want to associate myself
11 with -- and they're absolutely true when it comes
12 to rent regulation -- this bill also fails to
13 deal with significant issues that loft tenants
14 and potential loft tenants are having in the City
15 of New York. They need not just an extension of
16 the existing law, but some corrections to real
17 problems made in the past. This also fails to do
18 that.

19 And, you know, I wish we were seeing
20 a bill here nearly in the eleventh hour,
21 certainly in the second or third to last day of
22 session that (A) had a chance of becoming law and
23 (B) more importantly, actually helped those
24 people it was impacting instead of hurting them
25 for some reason that I don't understand.

1 A whole lot of us represent New York
2 City, a whole lot of us represent tenants in
3 New York City. And this is the opposite of what
4 those tenants need.

5 So I'm a no on behalf of loft
6 tenants, on behalf of rent-regulated tenants, on
7 behalf of the City of New York, because they're
8 the ones being damaged if this bill had any
9 chance of becoming law, which it doesn't.

10 Thank you, Mr. President.

11 ACTING PRESIDENT GRIFFO: Senator
12 Squadron to be recorded in the negative.

13 Announce the results.

14 THE SECRETARY: In relation to
15 Calendar 1581, those recorded in the negative are
16 Senators Addabbo, Alcantara, Bailey, Benjamin,
17 Breslin, Brooks, Díaz, Dilan, Gianaris, Hamilton,
18 Hoylman, Kaminsky, Krueger, Latimer, Montgomery,
19 Parker, Peralta, Persaud, Rivera, Sanders,
20 Squadron, Stavisky and Stewart-Cousins.

21 Ayes, 39. Nays, 23.

22 ACTING PRESIDENT GRIFFO: The bill
23 is passed.

24 Senator DeFrancisco, that concludes
25 the noncontroversial reading of the active list

1 from earlier today.

2 SENATOR DeFRANCISCO: Yes.

3 Sometimes I joke around in the
4 chambers, but very seriously, I want to thank
5 Senator Valesky and Senator Gianaris and all the
6 members. We covered a lot of ground today
7 because everyone participated and everyone
8 cooperated, and I want to sincerely thank all of
9 them.

10 With that said, is there any further
11 business at the desk?

12 ACTING PRESIDENT GRIFFO: There is
13 no further business.

14 SENATOR DeFRANCISCO: In that case,
15 would you please recognize Senator Gianaris.

16 ACTING PRESIDENT GRIFFO: Senator
17 Gianaris.

18 SENATOR GIANARIS: Thank you,
19 Mr. President.

20 For scheduling purposes, tomorrow
21 morning there will be a Democratic conference at
22 9:30 in the morning in the Democratic Conference
23 Room.

24 ACTING PRESIDENT GRIFFO: There
25 will be a Democratic conference in the Democratic

1 Conference Room at 9:30 a.m.

2 SENATOR DeFRANCISCO: At 9:30 a.m.
3 tomorrow in Room 332, there will be a Republican
4 conference. And anyone late is fined \$50.

5 (Reaction from members.)

6 ACTING PRESIDENT GRIFFO:
7 Republican conference tomorrow at 9:30 a.m.
8 sharp, in Room 332.

9 SENATOR DeFRANCISCO: And I move to
10 adjourn until tomorrow at 11:00 a.m.

11 ACTING PRESIDENT GRIFFO: On
12 motion, the Senate will stand adjourned until
13 Tuesday, June 20th, at 11:00 a.m.

14 The Senate is adjourned.

15 (Whereupon, at 10:14 p.m., the
16 Senate adjourned.)

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