NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

January 23, 2018

12:20 p.m.

REGULAR SESSION

SENATOR JOSEPH GRIFFO, Acting President

FRANCIS W. PATIENCE, Secretary

P R O C E E D I N G S

ACTING PRESIDENT GRIFFO: The Senate will come to order.

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

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

ACTING PRESIDENT GRIFFO: The Reverend Donna Elia, the executive director of Troy Area United Ministries in Troy, will give today's invocation.

REVEREND ELIA: Let us pray.

Holy God, You are our help in ages past and our hope for years to come. We give You thanks for this day, for the opportunity and responsibility it holds.

Renew once again the call of each Senator to public service, and pour out an abundance of grace and wisdom upon them as You empower the decisions they make, the work they do, and the people they hold dear.

Thank You too for support staff, especially for those whose work often goes unseen and yet undergirds the work of this body.

Let there be collegiality and goodwill even in times of differing perspectives, and help them build bridges of understanding across any issues that might divide them. Give to each the conviction to build a better state and a better world.

We pray for violence to cease, for peace to prevail. And may we do justice, love kindness, and walk humbly with You, our God.

In Your holy name we pray, amen.

ACTING PRESIDENT GRIFFO: The reading of the Journal.

THE SECRETARY: In Senate, Monday, January 22nd, the Senate met pursuant to adjournment. The Journal of Sunday, January 21st, was read and approved. On motion, Senate adjourned.

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

Presentation of petitions.

Messages from the Assembly.

Messages from the Governor.

Reports of standing committees.

Reports of select committees.

Communications and reports from state officers.

Motions and resolutions.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, Mr. President, on page 20 I offer the following amendments to Calendar 98, Senate Print 622, by Senator Boyle, and ask that said bill retain its place on the Third Reading Calendar.

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

SENATOR DeFRANCISCO: Would you please recognize Senator Gianaris.

ACTING PRESIDENT GRIFFO: Senator Bailey.

(Laughter.)

SENATOR BAILEY: Thank you, Mr. President.

Senator DeFrancisco, Senator Gianaris and I do favor each other, so I understand.

Mr. President, on behalf of Senator Rivera, I move that the following bill be discharged from its respective committee and be

recommitted with instructions to strike the enacting clause: Bill 1096.

ACTING PRESIDENT GRIFFO: It is so ordered.

Senator DeFrancisco.

SENATOR DeFRANCISCO: I don't only not discriminate, I don't distinguish.

(Laughter.)

SENATOR DeFRANCISCO: Let me see. Can we now announce that there's an Investigations and Government Operations Committee meeting that was scheduled for 12:30 that will instead meet immediately following the session.

ACTING PRESIDENT GRIFFO: There will be an immediate meeting of the Investigations and Government Operations Committee of the Senate immediately following today's session.

SENATOR DeFRANCISCO: I now move to adopt the Resolution Calendar, with the exception of Resolutions 3466 and 3496.

ACTING PRESIDENT GRIFFO: All in favor of adopting the Resolution Calendar, with the exception of Resos 3466 and 3496, signify by

saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The Resolution Calendar is adopted.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Could we now take up previously adopted Resolution 3103 and call on me to speak, please.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Legislative Resolution Number 3103, by Senator DeFrancisco, congratulating the Baldwinsville Girls Varsity Soccer Team upon the occasion of capturing the New York State Public Athletic Association Class AA Championship.

"WHEREAS, Excellence and success in competitive team sports can be achieved only through rigorous training, mental and physical discipline, teamwork and a dedicated coaching staff; and

"WHEREAS, It is the sense of this Legislative Body to recognize those young

individuals within our community who, by achieving outstanding success in athletic competitions, have inspired and brought great pride to their school district and community; and

"WHEREAS, Athletic competition enhances the moral and physical development of the young people of this state, preparing them for the future by instilling in them the value of teamwork, encouraging a standard of healthy living, imparting a desire for success, and developing a sense of fair play and competition; and

"WHEREAS, Attendant to such concern, and in full accord with its long-standing traditions, this Legislative Body is justly proud to congratulate the Baldwinsville Girls Varsity Soccer Team upon the occasion of capturing the NYSPHSAA Class AA Championship; and

"WHEREAS, Before advancing to the state finals, the Baldwinsville Girls Varsity Soccer Team won the Section III Championship on October 28, 2017, at SUNY Cortland, with a 3-0 win over Liverpool; and

"WHEREAS, On November 12, 2017, at Cortland High School, the Baldwinsville Girls

Varsity Soccer Team faced off against Massapequa High School, taking home the NYSPHSAA Class AA Championship with a 2-0 victory; the nail-biting win secured the Baldwinsville Girls Varsity Soccer Team's first Class AA State Championship title; and

"WHEREAS, The Baldwinsville Girls Varsity Soccer Team previously won the Class A state title in 2002; and

"WHEREAS, Athletically and academically, the outstanding players of the Baldwinsville Girls Varsity Soccer Team proved to be a terrific combination of talent, posting a spectacular overall season record of 19-2; and

"WHEREAS, No team can succeed without talent throughout its entire roster, as is the case with the Baldwinsville Girls Varsity Soccer Team of Leslie Brooks, Carolyn Brussel, Leah Burrer, Madeline Bush, Kelsey Delola, Peyton Doyle, Michelle Eubank, Trystan Foglia, Jaedyn Frink, Claudia Fuller, Gillian Gipe, Alexis Huff, Hannah Johnson, Kaitlin Kelly, Laura Kick, Graisa Madden, Gwenyth Madden, Hannah Mimas, Fallon Morris, Simone Neivel, Katherine Pascale, Gabrielle Piontkowski, and Meaghan Wilson; and

"WHEREAS, The athletic talent displayed by the Baldwinsville Girls Varsity Soccer Team is due in great part to the efforts of Head Coach Kathy Morse and Assistant Coach Lisa Deil, who are skilled and inspirational mentors, respected for their ability to develop potential into excellence; and

"WHEREAS, Coaches Kathy Morse and Lisa Deil did a superb job in guiding, molding and inspiring the members of the Baldwinsville Girls Varsity Soccer Team toward their goals; now, therefore, be it

"RESOLVED, That this Legislative Body pause in its deliberations to congratulate the Baldwinsville Girls Varsity Soccer Team upon the occasion of capturing the NYSPHSAA Class AA Championship; and be it further

"RESOLVED, That copies of this resolution, suitably engrossed, be transmitted to the aforementioned players and coaches of the Baldwinsville Girls Varsity Soccer Team."

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, I want to congratulate the young ladies who are here

from Baldwinsville, in my district. It's truly a great accomplishment.

The phrase I like was the phrase in the resolution talking about "academically and athletically." And it seems to me that oftentimes those individuals who dedicate themselves to sports, extracurricular activities and the like, are the busiest-type people, and they always seem to fare best academically as well. They know how to make sure their time is well used and used effectively in all aspects of what they do.

But the thing I want to mention, believe it or not, I played sports at one time, okay? And I played a lot of baseball, since I was much younger than you are and all the way through college at Syracuse University. But the thing I remember most, and the people I still am so close with that literally we go golfing in North Carolina in September of every year, from my high school, are those who I played high school sports with.

So when you come here together to be honored, I ask you at some point -- not now -- but look to your left and to your right. These

young ladies are going to be your best friends for the rest of your life. And it's a great feeling knowing that you played as a team, were successful as a team. And that's what life is all about.

It would be nice that people in government played like a team more often, and maybe we'd be as successful in our area of governance as you are in the sports that you excel at.

So congratulations, thank you for coming, and I hope you have a great time here in Albany.

ACTING PRESIDENT GRIFFO: On behalf of Senator DeFrancisco and all the members of the Senate, we want to extend our congratulations to all the young ladies who are here from Baldwinsville today on attaining the state championship. We appreciate you being here today, we extend the courtesies of the house to you. I'd ask you to all rise and please be recognized.

(Standing ovation.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, can we now take up Resolution 3466, by Senator Marchione, title only, and call on Senator Marchione and Senator Tedisco to speak.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Legislative Resolution Number 3466, by Senator Marchione, commemorating the 100th anniversary of the Saratoga County Chamber of Commerce on January 25, 2018.

ACTING PRESIDENT GRIFFO: Senator Marchione.

SENATOR MARCHIONE: Thank you, Mr. President.

I'm proud to rise and speak in support of this resolution before us. This coming Thursday, January 25, 2018, marks the 100th anniversary of the Saratoga County Chamber of Commerce. Our resolution celebrates this wonderful milestone.

One hundred years of service to the community is an incredible achievement. It's a testimony to the hard work, commitment, leadership, and vision of the Saratoga County

chamber, its values and members.

On its Twitter page, the Saratoga County Chamber has a saying: "We believe in opening doors and closing deals." Living in, representing, and loving Saratoga County, I know this to be true. The Saratoga County Chamber of Commerce does open doors, it does close deals, and it does make a positive difference throughout the community.

The chamber was an incredible partner in our efforts to reprivatize NYRA as a nonprofit to ensure Saratoga remains a world-class destination for horse racing, and to secure horse racing's successful long-term future in New York State. The chamber was there, partnering with me, to get the promise of reprivatization of NYRA finally across the finish line.

During our recent hearing on the Department of Labor's proposed scheduling regulation, the chamber shared its concern on how the new rule would hurt Saratoga's businesses. I was proud to enter those comments into the official record.

The chamber is comprised of

community members and local business leaders working together to support economic growth and prosperity. It offers its members numerous opportunities, including networking through various events, promotion of each and every business, free and confidential professional support and advice to local owners and entrepreneurs. They're the innovators, the risk takers, the thinkers and the doers. They are the proud, strong backbone of Saratoga's thriving economy. They move mountains, work miracles, and always give back to the community. They are the men and women of the Saratoga County Chamber.

Joining us today on the chamber floor are Todd Shimkus -- if you would stand, please -- president of the Saratoga County Chamber of Commerce. Todd is more than just the chamber's president, Todd is an ambassador for Saratoga, advocating, promoting, supporting, educating, and sharing with the rest of our state and the rest of the world all the great things Saratoga has to offer.

In addition, we're proud to welcome Brian Straughter, president of Turf Hotels, who is a volunteer chair of the board of directors

for the chamber, and such a respected job creator in our Saratoga community.

Todd and Brian, I am honored -- we're honored -- that you're here with us today. Congratulations to the Saratoga County Chamber of Commerce on this week's commemoration of its 100th anniversary, and here's to 100 more years of opening doors, closing deals, and making a positive difference.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Thank you, Senator Marchione.

Senator Tedisco.

SENATOR TEDISCO: Thank you, Mr. President and my colleagues.

I'm honored and proud to welcome the leaders of the Saratoga County Chamber of Commerce, President Shimkus and Board President Straughter.

And I was thinking here as we sit in the Senate chambers and here in the Legislature, 100 years. One hundred years. The only thing that comes to my mind when you think of a hundred years is how long it takes the New York State budget negotiations. But it hasn't turned out as

well in many instances as the Chamber of Commerce has over those years.

And then I was thinking to myself, 100, that's the most points that anyone has ever scored in an NBA basketball game. And everybody here knows who scored 100 points in an NBA basketball game, right? Wilt "the Stilt" Chamberlain, who happened to be good friends and a roommate of Pat Riley from another part of the 49th Senatorial District.

But I was also thinking about Saturday Night Live. You've all watched Saturday Night Live, and you've seen Billy Crystal, and he always said, for all those years, as I look at you in the chamber, you look marvelous. Truly, you don't look an age over 75 -- no, no, I'm not -- I'm just kidding.

But we are all very proud of the Chamber of Commerce. And my gosh, we have a city and a county that has been mentioned as debt-free. We have a city, when you walk down it seven days of the week, you can hardly stand on the sidewalks without getting bumped off of it. That's the crowds that come to visit one of the greatest small cities in the United States of

America, bar none. We're not only talking about New York, we're talking about the United States of America. And to a great extent, it is because of the great work of the Chamber of Commerce and the volunteers, your board, and all the support you get out there.

Many of the towns, villages, and municipalities in the 49th Senatorial, as in Senator Marchione's, support chambers of commerce. But I think you guys really lead the way in terms of how it should be done and how it should be built in terms of helping small business and growing jobs.

Over the years the chamber has continued to lead the way in promoting and supporting its business community in the county. And Saratoga being one of the fastest-growing counties in New York State demonstrates how the chamber leads the way in actively supporting and improving the future of its members and its community overall.

So congratulations on your centennial celebration, and best wishes for continued success. And, Mr. President, I would ask you to welcome them and offer them all the

cordialities of this august body.

We're proud of what you've achieved, but I think the best, in terms of business development and jobs, is yet to come. So thank you so much for your service and your guidance.

ACTING PRESIDENT GRIFFO: Senator Tedisco, we are pleased to do that. In fact, we're very pleased that you were able to deliver that in under a hundred minutes.

(Laughter.)

ACTING PRESIDENT GRIFFO: First, the question is on the resolution. All in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The resolution is adopted.

If you choose to be a sponsor of the resolution, please notify the desk.

I want to extend now the privileges of the house to the Saratoga County Chamber president and chairman. We appreciate you being here and all the good work that you do on behalf of Saratoga County and the State of New York.

So congratulations on your centennial celebration, and the best of luck to you in the future.

(Standing ovation.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco. Excuse me. Senator Gallivan.

SENATOR GALLIVAN: Thank you, Mr. President.

Could you now take up Resolution Number 3496, sponsored by Senator Alcantara, read it in its entirety, and call on Senator Alcantara to speak.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Legislative Resolution Number 3496, by Senator Alcantara, memorializing Governor Andrew M. Cuomo to proclaim January 26, 2018, as the 205th anniversary of Juan Pablo Duarte Day in the State of New York.

"WHEREAS, The people of the Dominican Republic acquired autonomy and sovereignty on the 27th day of February 1844; and

"WHEREAS, The Island of Quisqueya, the indigenous name for what later became the

island of Hispaniola, was the cradle of thinking and advancement in the Western Hemisphere, establishing the first university and cathedral of the New World; and

"WHEREAS, On the 26th day of January 1813, Juan Pablo Duarte, the founding father of the Dominican Republic, was born; and

"WHEREAS, During the month of January 2018, Dominicans will celebrate the 205th anniversary of Juan Pablo Duarte's birth; and

"WHEREAS, Juan Pablo Duarte, along with Francisco Del Rosario Sanchez and Ramon Matias Melia, formed La Trinitaria, a secret organization that initiated the movement for the independence of the Dominican Republic; and

"WHEREAS, During the month of February 2018, Dominican Nationals and Dominican Americans from throughout the Dominican Republic and the United States will celebrate the independence of the Dominican Republic; and

"WHEREAS, Since the 27th day of February 1966, the Instituto Duartiano, Inc., in New York City, has promoted the memory and accomplishments of Juan Pablo Duarte; and

"WHEREAS, The Instituto Duartiano is

an organization that is dedicated to maintaining and keeping alive the life and history of Juan Pablo Duarte, the liberator and founder of the Dominican Republic; now, therefore, be it

"RESOLVED, That this Legislative Body pause in its deliberations to memorialize Governor Andrew M. Cuomo to proclaim January 26, 2018, as Juan Pablo Duarte Day in the State of New York; in recognition of this auspicious occasion, the members of the Instituto Duartiano will visit Albany, New York, on Tuesday, January 23, 2018; and be it further

"RESOLVED, That copies of this resolution, suitably engrossed, be transmitted to the Honorable Andrew M. Cuomo, Governor of the State of New York; The Honorable Carlos A. Castillo, Consul General of the Dominican Republic; Bienvenido Lara-Flores, President of the Instituto Duartiano de los Estados Unidos; and Jose Tomas Perez, Ambassador of the Dominican Republic to the United States."

ACTING PRESIDENT GRIFFO: Senator Alcantara.

SENATOR ALCANTARA: Thank you, everyone.

On the 26th of January of 1813, Juan Pablo Duarte, the founder of the Dominican Republic, was born. During the month of January of 2018, Dominicans will celebrate the 205th anniversary of the birth of Juan Pablo Duarte.

Since the 27th of February of 1966, the Instituto Duartiano, Inc., in New York City has promoted the memory and accomplishments not only of Juan Pablo Duarte but also Dominican Americans.

The Instituto Duartiano is an organization that is dedicated to maintaining and keeping alive the history of Juan Pablo Duarte, the liberator and founder of the Dominican Republic. Members of the Instituto Duartiano have been coming to Albany since 1996; this is their 23rd year in a row appearing before the legislative body in Albany.

I would like to welcome the members of the Instituto Duartiano that are here {in Spanish}: Bienvenido Lara-Flores, president of the Instituto Duartiano de los Estados Unidos; Aura Rosario, secretary of the Instituto Duartiano; and Daisy Cabrera, director of communications.

For us, for those like myself who are Dominicans, this occasion is very important. Dominicans are the second largest -- the largest Latino group in the State of New York. We are also the sixth largest Latino group in the country. For us it's an honor to be here to not only commemorate the birth of Juan Pablo Duarte, but to celebrate the achievement of Dominican Americans and our place in this country.

Thank you.

ACTING PRESIDENT GRIFFO: Thank you, Senator Alcantara.

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

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The resolution is adopted.

We'd like to welcome our guests here today from the institute. Thank you for being here, and we extend all the privileges and the courtesies of the house. Bienvenido.

(Standing ovation.)

ACTING PRESIDENT GRIFFO: Senator

Gallivan.

SENATOR GALLIVAN: Can we now take up previously adopted Resolution Number 3326, sponsored by Senator Tedisco, read its title only, and then call on Senator Tedisco to speak. And then please call on me to speak on the resolution. Thank you.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Legislative Resolution Number 3326, by Senator Tedisco, memorializing Governor Andrew M. Cuomo to proclaim January 21 through 27, 2018, as Certified Registered Nurse Anesthetist (CRNA) Week in the State of New York.

ACTING PRESIDENT GRIFFO: Senator Tedisco.

SENATOR TEDISCO: Thank you, Mr. President.

Today up in the top shelves there are those nurse anesthetists. Today I'm happy to welcome to the Senate chamber certified registered nurse anesthetists and students and honor them at CRNA Week, which is this week, January 21st through the 27th.

I'm proud to have this legislative body have these individuals come before us for the great service in healthcare they provide within our community.

CRNAs are essential to the American healthcare system by providing high-quality, cost-effective anesthesia care for more than 150 years. Nurses first provided anesthesia to wounded soldiers during the Civil War. Since this time period, nurse anesthetists have been the main provider of anesthesia care to United States military personnel on our front lines. Today these men and women serve our soldiers in the Middle East conflicts.

CRNAs practice in every setting in which anesthesia is delivered, including traditional hospital surgical settings, delivery rooms, dental offices, and ophthalmologists. They provide care in cities, suburbs, and more importantly, in our rural areas, which really go unattended in a whole variety of ways.

Many of these CRNAs are the primary providers of anesthesia care around the world, in every sector where it's needed. Probably everyone in this room has received the

professional care, skill and attention of these individuals. And I believe it is appropriate to recognize them for the invaluable skill and service they provide to New Yorkers.

I'd like to have them stand so you can see who they are up there in the balcony. And with us today are Lieutenant Colonel Ed Bonk -- if you're here, raise your hand so we know which is which. Susan Stewart, here with us. Ken Dagles, here with us. Sarah Juedes. Clinton Lange. Michelle Gianetti. Jeff Gaulrapp. And Lauren Schmitt.

I want to thank you for the service and the quality of care and the seriousness and dedication you take towards the healthcare of the people of New York State, and your fellow partners around the 50 states and the world. And thank you for making this a better healthcare state because of the education you've been provided and the utilization of you providing your services.

Mr. President and my colleagues, that's under a hundred minutes --

(Laughter.)

SENATOR TEDISCO: And I wish you

would welcome them and offer them all the cordialities of this august Senate body.

ACTING PRESIDENT GRIFFO: Thank you, Senator Tedisco.

Senator Gallivan.

SENATOR GALLIVAN: Thank you, Mr. President.

I'd like to thank Senator Tedisco for sponsoring this resolution.

I have great respect and admiration for the vital role that certified registered nurse anesthetists provide every day. Millions of patients rely on these dedicated men and women to provide professional and quality healthcare. In fact, the service they provide is something that virtually everybody at some point or another depends on.

They are highly trained to practice in hospitals, dentist offices, ambulatory centers, doctors' offices, military hospitals, and Veterans Administration facilities across the state and across our country.

As a representative of a district that includes many rural communities, I know that CRNAs are often the primary providers of

anesthesia care in rural hospitals and medically underserved areas.

We all know that our healthcare industry is constantly changing thanks to new technologies and treatments. The certified registered nurse anesthetist program represents the highest level of training, quality, and care. I'm proud to sponsor legislation to protect the CRNA designation and the critical role that these professionals play in ensuring the best possible care is provided to all New Yorkers.

I join all my colleagues in thanking you for your service and calling on the Governor to proclaim this CRNA Week in New York State.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Thank you, Senator Gallivan.

As noted, this resolution was previously adopted on Tuesday, January 9th.

We'd like to extend the privileges of the house to all of our visitors, to the CRNAs who are present today. Thank you so much for all of your good work. We extend the privileges of the house.

And let's recognize all of them.

(Standing ovation.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Thank you, Mr. President.

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

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

The Senate will stand at ease temporarily.

(Whereupon, the Senate stood at ease at 12:48 p.m.)

(Whereupon, the Senate reconvened at 12:57 p.m.)

ACTING PRESIDENT GRIFFO: The Senate will come to order.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, can we now -- there should be a report of the Rules Committee at the desk.

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

SENATOR DeFRANCISCO: I move to

accept the report of the Rules Committee.

ACTING PRESIDENT GRIFFO: The Secretary will read.

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

Senate Print 6974A, by Senator Felder, an act to amend the Tax Law.

Reported direct to third reading.

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

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The Rules Committee report is accepted, and the bill is before the house.

Senator DeFrancisco.

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

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Calendar Number 3,

by Senator Helming, Senate Print 7275, an act to amend the General Municipal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the same date and in the same manner as a chapter of the Laws of 2017.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 14, by Senator Hamilton, Senate Print 7286, an act to amend the Public Housing Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the same date and in the same manner as a chapter of the Laws of 2017.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 18, by Senator Hannon, Senate Print 7290, an act to amend a chapter of the Laws of 2017.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the same date and in the same manner as a chapter of the Laws of 2017.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 40, by Senator Avella, Senate Print 7312, an act to amend the Social Services Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 138, by Senator Croci, Senate Print 415A, an act to amend the Highway Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 140, by Senator Funke, Senate Print 1023, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 142, by Senator Bonacic, Senate Print 1064, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Bonacic to explain his vote.

SENATOR BONACIC: Thank you, Mr. President.

I want to thank my colleagues. This is the eighth year in a row that we have passed this legislation, which increases penalties on drivers that pass stopped school buses.

I can't believe that the Assembly, for eight years, has protected violators over the

safety of our children on the school buses that are crossing streets to get on and off the bus. What a shame.

So I would ask the Assembly and specifically Speaker Heastie to get this bill out of the Assembly Transportation Committee and move it to the floor and pass it. I don't know how many children were injured or died in the last eight years because of the failure of the Assembly to impose stricter penalties on drivers that speed past stopped school buses.

Thank you very much, Mr. President.

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

Announce the results.

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

Can I have some order in the house, please.

The Secretary will continue.

THE SECRETARY: Calendar Number 154, by Senator Akshar, Senate Print 1223, an act to amend the Public Health Law.

ACTING PRESIDENT GRIFFO: Read the

last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 162, by Senator Golden, Senate Print 5118B, an act to amend the Civil Service Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

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

SENATOR DeFRANCISCO: Okay, Senate Supplemental Calendar 6A was circulated, and please take up the noncontroversial reading of that calendar.

ACTING PRESIDENT GRIFFO: Senate Supplemental Calendar 6A is before the house. The Secretary will read, noncontroversial.

THE SECRETARY: Calendar Number 252, by Senator Felder, Senate Print 6974A, an act to amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Carlucci to explain his vote.

SENATOR CARLUCCI: Thank you, Mr. President.

I want to thank the sponsor of this legislation and all my colleagues for supporting this very important piece of legislation.

We've seen the devastating effects

that we are headed towards from the federal bill that has recently passed, the tax bill. And this is something that myself and my colleagues have been working on since last year, when we had heard about the rumors about not being able to deduct your property taxes against your federal income tax.

Well, that's a huge problem, particularly in the Hudson Valley, but throughout New York State. Property taxes are crushing middle-class families, seniors on a fixed income. It's a regressive fee, it's a fee that really hurts middle-class families the hardest.

So this piece of legislation, I thank the sponsor for being creative in saying, Look, we can decouple the rules from the IRS particularly allowing property tax payers to write off the full amount of their property tax liability against their New York State income taxes.

This is common sense. I'm glad that our chamber is taking this up so early in the session. Let's be hopeful that this gets on the Governor's desk as soon as possible, signed into law, so that we can provide some certainty and

some clarity to property tax payers to make sure that they're not missing out on this relief that they've come to expect.

This is anticipated to save New York State property tax payers over $400 million. And it won't be a loss to the state coffers, because this is something that we traditionally offered year after year after year.

So it's so important that we take up this commonsense piece of legislation. I want to thank Senator Felder for sponsoring it and all my colleagues for supporting this legislation.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Thank you, Senator Carlucci.

Senator Carlucci is to be recorded in the affirmative.

Senator Young to explain her vote.

SENATOR YOUNG: Thank you, Mr. President.

And I rise in support of this legislation and to especially laud the efforts of several of our colleagues, most notably Senator Felder, who showed tremendous leadership. The second that he thought the taxpayers of the state

may be hurt, he immediately took action. He actually filed two pieces of legislation, one of which we are passing right now.

But this is about protecting every taxpayer in New York and making sure that everyone can reap the benefits of having much-needed tax relief.

And I also want to thank our colleagues in the Republican Conference. Senator Golden, Senator Ranzenhofer also submitted legislation on this very important issue.

I also want to commend the IDC, because they've been out-front leaders on this, Senator Carlucci and other members of the IDC. And it just shows you what can happen when people work together.

We cannot go back to the bad old days in New York State when $14 billion of tax were raised, and things like taking away property tax checks and all the different things that happened over the past years under different leadership.

The leadership that we have in place now is committed to the taxpayers. We are working hard every single day to make sure that

we are making New York a more affordable place in which to live and work.

And so I just want to say, Hats off to you, Senator Felder, tremendous job, and to all of my colleagues who knew that this was an important issue right out of the gate. And this is something that we will continue through the budget process, because we understand as a conference and in our partnership that we have to do everything that we can to help the taxpayers of New York.

I vote aye.

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

Senator Kaminsky to explain his vote.

SENATOR KAMINSKY: Thank you, Mr. President.

I think it's worth taking notice of where we find ourselves today. Many of us have districts that have a crippling tax burden on our residents, especially among our seniors on a fixed income. And we now find ourselves in the perilous situation of having our taxes go up astronomically because an administration in

Washington has no regard for our entire state.

Why are we even doing this? Why are we in this position? Because somebody thought that New Yorkers should count less than citizens from other states and have their taxes go through the roof. And so we're doing our best to grapple with this.

And I think today's move to allow deductions in our state income taxes is very worthwhile, and I applaud the sponsor for putting this forward. But we have yet to tackle the greater challenge of what to do with our federal tax returns. And I'm already hearing in stories and reports that certain options that have been put on the table to deal with this are already being dismissed out of hand.

And I think immediately of a quote that FDR made when he came into the White House with the New Deal about how we need to experiment and how we need to try to do whatever we could do to blunt the economic damage that was going on during the time. And he said: "If something works, we must do more of it. If something doesn't, we must try something else. But most of all, we must do something."

And I would urge all my colleagues that we need to come together, regardless of party, to take on the crippling tax burden that the federal government is now sending down to us. This is a nice beginning. We have a lot more work to do. And I would urge us all to keep an open mind and do whatever we can to help our seniors, help our young people who are trying to buy houses, help New York rise above this. because this is headed for us, and we are in deep trouble unless we do just that.

I vote in the affirmative. Thank you, Mr. President.

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

Senator Hoylman to explain his vote.

SENATOR HOYLMAN: Thank you.

I wanted to rise too and thank the sponsor. I remember that indelible image of him holding the dozen eggs and the Wonder Bread. I think that would be a suitable illustration of what's at stake here, because the federal administration -- and let's be clear. We can call it the federal administration, or we can just call it the Trump administration in

Washington is raising middle-class taxes by 20 to 25 percent because of the elimination of the SALT deduction at $10,000.

And as Governor Cuomo has aptly pointed out, that is a $14 billion hit to New York. Now, New York State, I think we all know, already gets $48 billion less each year than we send down to Washington. And that's going to be in addition to the $14 billion that we're going to lose through the Trump administration tax scam.

So I'm very grateful to the Senator for sponsoring this. But I do think, Mr. President, we have to call it for what it is. This is a tax scam directed, as Governor Cuomo said, like a missile at the heart of New York's economy. We all have a role to play in pushing back on the Trump administration, and I'm happy that we're doing that today.

I vote aye.

ACTING PRESIDENT GRIFFO: Senator Hoylman in the affirmative.

Senator Brooks to explain his vote.

SENATOR BROOKS: Thank you, Mr. President.

And I too would like to thank the sponsor for this legislation.

We all in this room recognize the challenges we are going to face as a result of the changes made in the federal government in terms of our tax law. This is the first brick in a wall that we have to build to protect the taxpayers of this state against what could be an incredible financial burden for this state.

I thank the sponsor for this bill, and I'll be voting aye. Thank you.

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

Senator DeFrancisco to explain his vote.

SENATOR DeFRANCISCO: Yes, this is a great bill by Senator Felder. And being the humble man he is, he didn't decide to stand up, at least to this point in time, to discuss the merits of it.

But if this bill didn't pass, the State of New York would be enriched about $1.5 million -- excuse me, 1.5 billion, with a B, dollars that they otherwise would not be entitled to. And you know where that money comes from?

The same people that the Governor talked about the federal government is throwing missiles at: Our residents.

So this was something that is a logical thing to do, but we didn't hear a word about it in the Governor's budget to protect the taxpayers, something he could do directly. It took Senator Felder to get the legislation to protect our citizens from the State of New York throwing a $1.5 billion missile at them.

So this is something we can do about what's going on in the world, and we're doing it because of Senator Felder.

So great bill, hopefully this is a unanimous vote, because this is something we can do. We can talk about all these horrible things, or we can do something, and this is a concrete thing to protect our taxpayers.

Thank you.

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

Senator Phillips to explain her vote.

SENATOR PHILLIPS: Thank you, Mr. President.

I rise too to thank my colleague Senator Felder for bringing this measure to the floor.

You know, this is really an important first step. My Senate district, all of Long Island, and all of New York State are suffering because of these recent changes in the federal tax code, and this is a step forward.

And the last thing we need in New York State government is hidden tax increases in our budget.

So thank you, Senator Felder. Thank you for standing up for the hardworking people of New York State and continuing the fight against high taxes.

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

Senator Boyle to explain his vote.

SENATOR BOYLE: Thank you, Mr. President, to explain my vote.

There's no bigger issues for my constituents in the 4th Senatorial District. I hear about it every single day, what they're facing, the uncertainties. And I want to commend and thank Senator Felder for his leadership on

this vitally important issue. I vote in the affirmative.

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

Senator Akshar to explain his vote.

SENATOR AKSHAR: Thank you, Mr. President.

Senator Felder, I too want to thank you because instead of complaining about the federal government, you are putting forth good policy that helps all New Yorkers, so I commend you for that.

I just want to make a quick point, if I could. I've heard this term "missile" being used this afternoon. I want to remind everybody what the true missile in this state is, and it is the addiction to tax-and-spend people in this state by some. That is a true missile.

A true missile is increasing taxes and fees on people by more than a billion dollars to close budget deficits, rather than shorten our spending arrangement. I would say this. If you want to complain about Washington, run for Congress. People elected you to do their business here in New York.

So let's put forth good policy and stop the divisiveness and perpetuating the divisiveness by complaining about Washington, and let's work together and put good policy forth for the people that we represent here in the State of New York.

Senator Felder, thank you.

Mr. President, I vote aye.

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

Announce the results.

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

Senator Ritchie, that -- can I have some order, please, some order in the house.

SENATOR RITCHIE: Is there any further business at the desk?

ACTING PRESIDENT GRIFFO: Hang on, Senator Ritchie.

Senator Ritchie, that completes the noncontroversial reading of today's Senate Supplemental Calendar 6A.

There is no further business that is at the desk.

SENATOR RITCHIE: I move to adjourn until Monday, January 29th, at 3:00 p.m., intervening days being legislative days.

ACTING PRESIDENT GRIFFO: On motion by Senator Ritchie, the Senate will stand adjourned until Monday, January 29th, at 3:00 p.m., intervening days being legislative days.

A reminder, there is an immediate meeting of the Government Operations and Investigations Committee.

The Senate will stand adjourned.

(Whereupon, at 1:15 p.m., the Senate adjourned.)