NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

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3:22 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: Today's invocation will be offered by Muhammad Mashhud Iqbal, Imam of the North Bronx Islamic Center in Bronx, New York.

Imam.

IMAM IQBAL: As-salamu Alaikum.

(Chanting at length in Arabic, then speaking in Bengali.)

As-salamu Alaikum.

UNIDENTIFIED GUEST: As-salamu Alaikum. May peace and blessings be upon all of you.

Our praise and prayers belong to Allah, who is the sustainer, the creator, the maintainer of the universe. And He has gifted us, as mankind, to serve others and to create an ideal world for one another.

God says in the Holy Quran: O believers, bow your heads in prostration and serve and do good for others so that you may succeed. And pursue in the ways of Allah with the utmost effort, for He has chosen you to do good.

And He says that He has sent to us a prophet, a bearer of glad tidings. And we should remain steadfast in our prayers, in our charity, in our fasting and the ways we know best. Surely He is the best of protectors, and the most excellent.

From this we understand, as a Bangladeshi-American community, that we are establishing ourselves as ideal citizens living amongst others and serving the people the way we can, the way we know best, helping our communities in the way we could, in any way we can.

And on this day we recognize our independence for Bangladesh and our residence and representation here in America.

Thank you.

ACTING PRESIDENT GRIFFO: The reading of the Journal.

THE SECRETARY: In Senate, Monday, March 26th, the Senate met pursuant to adjournment. The Journal of Sunday, March 25th, was read and approved. On motion, Senate adjourned.

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

Senator DeFrancisco.

SENATOR DeFRANCISCO: Would you please recognize --

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

Senator DeFrancisco.

SENATOR DeFRANCISCO: Would you please recognize Senator Phillips, please.

ACTING PRESIDENT GRIFFO: Again, I'm going to ask for order in the house. We have a number of visitors.

Senator Phillips.

SENATOR PHILLIPS: Thank you, Mr. President.

Sadly, as many of you know, Lieutenant Michael Davidson, a 15-year veteran of the FDNY and resident of the village of Floral Park, lost his life last Thursday night while

fighting a fire in Manhattan.

Firefighters from across the country gathered this morning at St. Patrick's Cathedral to honor their fallen brother.

Tomorrow a privileged resolution paying tribute to the life and service of Lieutenant Davidson will be brought before the Senate. But today I'm asking that this legislative body pause for a moment of silence to honor his life and ultimate sacrifice.

Thank you.

ACTING PRESIDENT GRIFFO: I ask the Senate to please rise for a moment of silent prayer and reflection on the life of Lieutenant Michael R. Davidson, FDNY.

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

ACTING PRESIDENT GRIFFO: Presentation of petitions.

Messages from the Assembly.

Messages from the Governor.

Reports of standing committees.

Reports of select committees.

Communications and reports of state officers.

Motions and resolutions.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, there's a Senate Resolution Calendar at the desk. I move to adopt that calendar, all the resolutions, with the exception of 4284.

ACTING PRESIDENT GRIFFO: All in favor of adopting the Resolution Calendar before the house, with the exception of 4284, 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: Now can we take up previously adopted Resolution 4272, by Senator Bailey, and call on Senator Bailey after the resolution is read.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Legislative Resolution Number 4272, by Senator Bailey, celebrating March 26, 2018, as Bangladesh Day.

"WHEREAS, March 26th is the national independence day of Bangladesh; this day is celebrated in Bangladesh and also all around the world in honor of its country's Declaration of Independence from Pakistan in the late hours of March 25, 1971, and the start of the Bangladesh Liberation War; and

"WHEREAS, This day is also a memorial to the deaths of thousands of students, civilians, political leaders, and unarmed Bengali people; the Bangladesh Liberation War started between West and East Pakistan; and

"WHEREAS, West Pakistan believed they were far superior to those in East Pakistan; they gave East Pakistan no privileges; they had a bad economy, and no rights; and

"WHEREAS, The first election in the history of Pakistan was held on December 7, 1970; there were 300 seats in the parliament; East Pakistan won 160 seats and West Pakistan won 81 seats; instead of handing over the power to the winning party, they imposed martial law on East Pakistan; and

"WHEREAS, East Pakistani leader Mr. Bongu Bondhu Sheikh Mujibur Rahman urged the

Bengali people to turn their homes into resisting forts; he said, 'Our struggle is for our freedom. Our struggle is for our independence'; this speech is what mainly inspired the nation to fight for freedom; and

"WHEREAS, The West Pakistani army sent a military plan known as Operation Searchlight; it was planned to curb the Bengalis' movement by taking control of major cities, and eliminating all opposition, political or military; and

"WHEREAS, At that time, Ziaur Rahman broadcasted a message that the Independent People's Republic of Bangladesh had been established; and

"WHEREAS, At this point, March 26, 1971, the Bangladesh Liberation War had broken out in the whole country; this was the day the Bengali people stood up to the Pakistani Army; and

"WHEREAS, After a nine-month-long war, the Pakistani army finally surrendered unconditionally; many lives were lost, but Bangladesh, as a country, gained its freedom, its independence; and

"WHEREAS, It is the sense of this Legislative Body to recognize the great contributions which the Bangladesh community have brought to our state and nation; and

"WHEREAS, Many Bangladesh people have made New York their home, and this Legislative Body, representing the people of the State of New York, is pleased to thank the Bangladesh people for their contributions to this great Empire State; and

"WHEREAS, It is the custom of this Legislative Body that those who enhance the well-being and vitality of their community and have shown a long and sustained commitment to excellence certainly have earned the recognition and applause of all the citizens of this great Empire State; now, therefore, be it

"RESOLVED, That this Legislative Body pause in its deliberations to celebrate March 26, 2018, as Bangladesh Day."

ACTING PRESIDENT GRIFFO: Senator Bailey.

SENATOR BAILEY: Thank you, Mr. President.

Kemon achhen? (Response from

gallery.) I just want to thank the great people from Bangladesh.

We celebrate your independence today. This is a house which is predicated upon freedom. And on March 26, 1971, you got your freedom. You rose to be independent. And you have been able to sustain yourself, not only as a nation in Bangladesh, but you've come to America and have made significant contributions.

So I wanted to recognize some folks that we have here on the Senate floor: Imam Muhammad Mashhud Iqbal. Mr. Mohammed N. Majunder. Dr. Nurun Nabi. Soloman Ali. And Mr. Mohobub Alom. He was the proposer of Bangladesh Day.

Seven years ago, when I was worrying about whether I was going to pass the bar exam, this was brought to this great body. And I'm proud to continue this resolution in the Senate. It was previously taken up, as we well know, by Reverend Diaz, who is now in the City Council, and Assemblyman Sepulveda, who will soon join us here.

You know, it was a rough journey for your country. And we do not -- you know, we

don't take that lightly. We have freedom fighters that we recognize in this country, but there are also freedom fighters in Bangladesh, individuals such as Dr. Nabi, who led the way for independence.

And we salute you, sir. We thank you for what you have done for your community and what you continue to do for your community as a council member in New Jersey.

You know, Frederick Douglass -- and Senators Robach and Funke, we spoke about Frederick Douglass. And if there is no struggle, there is no progress. And that is the same for the people of Bangladesh. They struggled so they can make the progress today and become amazing residents throughout the City of New York -- but I'm going to talk about the Bronx, of course.

In my district, the western portion of the Bronx, the Norwood section, there is such an amazing Bangladesh-American community, such a vibrant community, which has embraced me almost as one of your own. Almost. I'm not there yet. Luis Sepulveda is called Luis-Vy. I want to be called Jamaal-Vy. You know, you guys have got to give me that title one day.

(Applause from gallery.)

SENATOR BAILEY: I guess that means I'm Jamaal-Vy now.

But most importantly, your community teaches us many things that we should adopt -- your cohesion, your togetherness, and your sense of family. And I appreciate that, and I appreciate you.

And I also appreciate the members of your community reminding me that my name is Arabic. My name in Arabic -- and some may not necessarily agree that it is translated, but it does mean "handsome," despite, you know, what others may --

(Laughter.)

SENATOR BAILEY: Despite what others may mean, my name does mean "handsome" in Arabic. You can look it up. It is Google-able, as they would say.

But I appreciate you. My first interview during my campaign was on Time TV, a Bengali station.

So to you and to the countless members of your community who could not make the trip up -- although you brought a lot of buses up

here -- I salute you. Dhonno-baad!

(Applause from galleries.)

ACTING PRESIDENT GRIFFO: Senator Comrie.

SENATOR COMRIE: Thank you, Mr. President.

I rise today to support the resolution made by Senator Bailey and honoring the Bangladesh community on the anniversary of their independence.

I too have a large and rich Bangladesh community that is throughout my senatorial district in Queens, people who have been consistent in their effort to make sure that their community is respected, to share their culture, share their beliefs, and share their desire to make sure that their communities in Southeast Queens are communities that are well-represented and well-respected.

And in the tradition of this body, it is necessary that we do honor those people that have come to America, as has every other culture here, to make sure that they have established themselves as a community, that their culture is respected, that they can share their

traditions and mores with other people -- so that they can live the American dream like everyone else.

In my community in Southeast Queens, we have business owners, doctors, lawyers. And the entire spectrum of people that are living in Southeast Queens are doing large things in the community, making sure that their children are well-educated, that they have activities in the school, they are PTA leaders, they are civic leaders, they are presidents of community boards. And we have a great community that has established itself here.

So I'm glad today to stand up with Senator Jamaal Bailey and honor the Bangladesh community on the occasion of their anniversary. I want to encourage them to continue to act like every other culture that has come to America, to truly be American citizens and to earn your respect.

Thank you, Mr. President.

(Applause from the gallery.)

ACTING PRESIDENT GRIFFO: Senator Persaud.

SENATOR PERSAUD: Thank you,

Mr. President.

I too would like to rise and thank my colleague for bringing this resolution.

I have a vibrant Bengali community in my district. They are hardworking -- I don't know if anybody understands how hardworking they are.

They also have a festival in my district that has the largest number of participants. Where else would you find a Bengali event where there's one night of soul music, one night of calypso music and Caribbean music, one night of gospel music, and another night of Bengali music -- where people from across the district come together as one to celebrate with no issues, where everyone understands that we are one community? That's what the Bengali community has done in the City Line area of East New York.

The Bengali community, a vibrant and growing community. And I thank you all for what you're doing, and congratulations on 48 years.

Thank you.

(Applause from galleries.)

ACTING PRESIDENT GRIFFO: Senator

Peralta.

SENATOR PERALTA: Thank you, Mr. President.

I rise today to welcome Bangladeshi-Americans here. Thank you so much for coming up today to Albany. A big round of applause to all of you.

(Applause.)

SENATOR PERALTA: Now today, as we're celebrating the Bangladesh Independence Day, I also want to say thank you. I represent the United Nations of all Senate districts. If you walk street by street by street, you'll walk into a different country.

And if you walk down 74th Street and 73rd Street and 72nd Street in Jackson Heights, you will see not only a burgeoning, growing South Asian community, but also many Bangladeshi-Americans. So you have storefronts, you have businesses, you have your kids that you're putting through school. And you all come here to live the American dream.

And the greatness about Jackson Heights in my area is that people wonder how is it that so many people from so many different

communities can come here and live in peace with one another, when if you go to other countries, there's always these strifes and these tensions. But here in New York, and particularly in Queens, in my district in Jackson Heights, everyone lives side by side.

So I want to thank the Bangladeshi community for what you do day in and day out. You make the community vibrant, alive, and your food is exquisite.

Thank you very much, and welcome to the Bangladeshi-Americans.

(Applause.)

ACTING PRESIDENT GRIFFO: As noted, the resolution was previously adopted on March 22nd of this year.

Senator Hamilton.

SENATOR HAMILTON: Yes. Yes Mr. President, I rise to acknowledge the Bangladeshi community. (In Bengali; response from audience.)

So I just want to say our history should be followed by everybody. At one point in time, India was one country, and in 1941-'47 it was partitioned to create the great country of

Bangladesh. And then it was further partitioned to create the country of Pakistan.

So many Bengali people are hardworking people. They come to this country wanting to live the American dream. And they have their own construction companies, own many Dunkin' Donuts, right? Yeah, yeah. And they do so much for our state and our country.

But I met, three weeks ago, a young man who had a Yellow Cab. And he worked hard and he worked so hard, and now with Uber, a lot of the Bangladeshi who owned Yellow Cabs are having a hard time.

And so when you come to this chamber, you should ask everyone in here, What are you going to do for the Yellow Cab drivers who have been doing it for over 20 years and who have mortgages on their cabs for $800,000 and finding it harder and harder to make it in America.

As things change and we have Uber now, we can't forget the hardworking men and women from Bangladesh who have put so much into our Yellow cab industry and into many other industries.

And also, as we move forward, many people coming to this country should be treated with respect and dignity.

So I thank you all for coming to the State Capitol, and I look forward to continue working with you. Dhonno-baad. Khoob bhalo. Dhonno-baad. Khoob bhalo.

(Applause.)

ACTING PRESIDENT GRIFFO: As previously noted, the resolution was adopted on March 22nd of this year.

We welcome our guests, the Bengali delegation seated on the floor, our guests from Bangladesh who are here. And we extend our best wishes as you celebrate Independence Day for Bangladesh. Congratulations and welcome.

(Extended applause.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Please open that resolution for cosponsorship.

ACTING PRESIDENT GRIFFO: Senator Bailey has requested this resolution be open for cosponsorship. Should you choose to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Now can we take up previously adopted Resolution 3915, by Senator Golden, title only, please, and call on Senator Golden.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Legislative Resolution Number 3915, by Senators Golden and Jacobs, memorializing Governor Andrew M. Cuomo to proclaim March 6, 2018, as Lymphedema Day in the State of New York, in conjunction with the observance of the third annual World Lymphedema Day.

ACTING PRESIDENT GRIFFO: Senator Golden.

But before you begin, I'm going to ask if you could please depart from the chamber quietly. We have a number of activities ongoing here. Please give the speaker your attention and respect.

Senator Golden.

SENATOR GOLDEN: Thank you, Mr. President. I rise to speak in honor of this important resolution today.

Today we're proclaiming March 6, 2018, as Lymphedema Day in New York, in correspondence with the observance of the third annual World Lymphedema Day.

Many of us may not know what lymphedema is. Lymphedema refers to the swelling that generally occurs in one's arms or legs, and it can be very, very painful. Lymphedema is most commonly caused by the removal of or the damage to your lymph nodes as part of a cancer treatment.

It results from the blockage in your lymphatic system, which is part of your immune system. The blockage prevents lymph fluid from draining well, and the fluid buildup leads to swelling.

While there is presently no cure for lymphedema, it can be managed with early diagnosis and diligent care on your affected limb. And this body and the body in the Assembly for the third year have put money towards helping this organization to be able to fight lymphedema, and we will continue to do that.

What is most frustrating is that there is a high level of underdiagnosis and

undertreating of this disease. We should all be aware that the statistics indicate that between 20 to 40 percent of all cancer survivors will develop lymphedema at some point in their lifetime.

There is a lot of misinformation surrounding this disease. All of us in this chamber know how hard it can be to combat what we don't know or understand. We have with us today people dedicated to fighting the misinformation surrounding lymphedema. These people shine a light on the darkness surrounding this disease.

I would like to recognize William Repicci, who could not be here today, Steven Palmer, Colleen McGuire and her son -- a volunteer -- Michael, all from the Lymphatic Education and Research Network.

We also have Lisa McPartland, this year's honoree for her advocacy supporting the fundraising efforts, and her husband Patrick, as well as Emma Detlefsen, a former honoree and her mom, Tiffany.

These people have given so much to raise awareness for lymphedema. And every year in Brooklyn we stand up and we have thousands of

people come across and celebrate and help and talk and reach out to the communities to help reach people and give them whatever help them they need.

And they have shared their stories to many of the people there and many of the people across this great city, state and nation. They have given their time, their talents, their tenacity to improve the lives of those with this disease that's so often misdiagnosed and mistreated. They are doing God's work, and we are thankful to them.

Thank you, and God bless you. And please continue your good fight. Thank you.

ACTING PRESIDENT GRIFFO: Senator Amedore.

SENATOR AMEDORE: Thank you, Mr. President.

I want to thank Senator Golden for bringing this very important resolution to the floor, Lymphedema Awareness Day in the State of New York.

I too want to congratulate Lisa for her hard work and dedication, devotion to something that -- on a cause that causes so much

pain in a young person's life. So thank you for your efforts.

And I also want to bring to everyone's attention that we have our superhero back in the chamber. And that's Emma Detlefsen. Emma just a few years ago was here with her cape on, standing on my chair in the back. I introduced everyone to her because of her advocacy, her fundraising abilities, and her travels that bring her to Washington to meet with her state representatives in Washington on this very important issue. At the age of 10, nothing holds her back.

So thank you, Emma, for being here and supporting your friend Lisa. And for Tiffany, all your hard work and never giving up, we appreciate you.

Mr. President, please allow the cordialities of the house.

ACTING PRESIDENT GRIFFO: Thank you, Senator Amedore.

As indicated, the resolution was previously adopted on February 28th of this year.

We want to extend a warm welcome back to Emma, to Lisa, Tiffany and the others who

are with them today. Thank you so much for all of your good work and your advocacy. We sincerely appreciate you and extend the courtesies of the house. Please stand and be recognized.

(Applause.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, would you please open that resolution also for cosponsorship.

ACTING PRESIDENT GRIFFO: The resolution is open for cosponsorship. Should you choose to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Would you now take up Resolution 3914, by Senator Golden, title only, and call on Senator Golden.

ACTING PRESIDENT GRIFFO: The Secretary will read Resolution 3914, title only.

THE SECRETARY: Legislative Resolution Number 3914, by Senators Golden and Jacobs, honoring Lisa McPartland for her outstanding advocacy, support and fundraising efforts for lymphedema awareness, in conjunction

with the observance of World Lymphedema Day, March 6, 2018.

ACTING PRESIDENT GRIFFO: Senator Jacobs.

SENATOR JACOBS: Before Lisa leaves the chamber, I wanted to also echo Senator Golden and Senator Amedore for recognizing World Lymphedema Day. But also it is an honor to have you, Lisa, and your family here today.

I am honored to serve you; you're residents of my district in Kenmore, New York. And I'm -- this is my first term in the State Senate, and I've over and over again been so amazed by the individuals that I've met here who have suffered tragedy and challenges in their lives, and in addition to overcoming their personal tragedies and challenges, have turned that into positive energy for making a difference in others' lives.

And what you've done in your advocacy, and your husband, in raising awareness of this disease and advocating for funds for this disease and making people aware, as was mentioned, how important early diagnosis is. So what you and your husband have done -- to the

point, I understand, that when you were getting married, that you directed all funds from your shower, your wedding shower, to raising money. Now, that's commitment, to one another and to this mission.

Congratulations. Thank you for being here. And I look forward to meeting you as you make your way down.

Thank you very much.

ACTING PRESIDENT GRIFFO: Thank you, Senator Jacobs.

(Applause.)

ACTING PRESIDENT GRIFFO: As indicated, the resolution was previously adopted also on February 28th.

Senator DeFrancisco.

SENATOR DeFRANCISCO: It also is open for cosponsorship.

ACTING PRESIDENT GRIFFO: The resolution is open for cosponsorship. Should you choose to be a cosponsor, please notify the desk.

Senator DeFrancisco.

SENATOR DeFRANCISCO: And the last resolution I'd like to have taken up is 4284, by Senator Boyle, read the title only, and call on

Senator Boyle to speak.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Legislative Resolution Number 4284, by Senator Boyle, memorializing Governor Andrew M. Cuomo to proclaim March 31, 2018, as Stop the Bleed Day in the State of New York.

ACTING PRESIDENT GRIFFO: Senator Boyle.

SENATOR BOYLE: Thank you, Mr. President.

I want to thank this body for taking up this resolution. It is National Stop the Bleed Day on March 31, 2018.

What is Stop the Bleed? This was a national commitment day from the Obama administration from 2015, after the Sandy Hook Elementary School shooting. And it came about as a result of a mind change in emergency services.

It is, in essence, an attempt to stop the most common cause of preventable trauma death: Uncontrolled bleeding. We've seen mass shootings, we've seen other tragedies in recent years such as Sandy Hook, Las Vegas, Orlando and

now Parkland and many others. And a lot of the students and a lot of the victims of these tragedies die from blood loss.

To give you some facts, 20 percent of people who die from traumatic injuries in this country could have survived with quick bleeding control. Thirty-five percent of prehospital deaths are due to blood loss. Eighty percent of victims of mass casualty incidents are transported to hospitals by members of the general public. This is something we're all in. It's not just first responders, it's not just police officers and firefighters and EMS -- any of us can be involved with stopping people from bleeding to death.

I'm a former EMT, and I can tell you that there's been a mind change over the years. When I was an EMT, it was don't use tourniquets because you're going stop the blood to the extremity and that person is going to lose that extremity -- the arm, the leg.

That's completely changed, because what we're seeing is -- and it's not just shootings. It's if someone's car goes over the curb in New York City, someone can bleed to death

in four or five minutes. So obviously using a tourniquet is not going to make a difference.

Nobody in this country has lost a limb if a tourniquet is taken off within two hours. Think about that. You can have a tourniquet on for two hours, but you could die in four or five minutes from blood loss. So put the tourniquet on or stop the bleeding in the wound.

On March 31st, there are going to be classes all over the state. I believe my colleague Senator Phillips is doing one, and Senator Brooks and others. My office, we're doing a class to Stop the Bleed on May 31st. And I urge my other colleagues to get in touch with EMS providers and civilians in their area to do a Stop the Bleed course.

And these tourniquets are not complicated things. I know it sounds kind of difficult to do. They have new ones, they're cheap, 25 bucks on the internet or in your local medical store. You can put them on yourself to someone that you come upon in, God forbid, a mass casualty incident but also if they're just hit by a car and they're bleeding out. And stop the bleeding to get them to the hospital and save

their lives.

I've taken this course myself. It's two hours, it's very simple. Over 120,000 Americans have taken a Stop the Bleed course. And I urge all of my colleagues to do just that. Remember, it's not just EMS and firefighters and police officers -- all of us, civilians, we can learn to Stop the Bleed and save lives.

And I want to thank my colleagues for supporting this resolution.

ACTING PRESIDENT GRIFFO: Thank you, Senator Boyle. 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.

Senator DeFrancisco.

SENATOR DeFRANCISCO: This is also open for cosponsorship.

ACTING PRESIDENT GRIFFO: The resolution is open for cosponsorship. Should you choose to be a cosponsor, please notify the desk.

Senator DeFrancisco.

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

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Calendar Number 291, by Senator Akshar, Senate Print 7404, an act to amend the Correction Law.

SENATOR GIANARIS: Lay it aside.

ACTING PRESIDENT GRIFFO: Lay the bill aside.

THE SECRETARY: Calendar Number 387, by Senator Little, Senate Print 367A, an act to amend the General Municipal 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

399, by Senator Griffo, Senate Print 7418A, an act to amend the Real Property Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 4. This act shall take effect January 19, 2019.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 399, those recorded in the negative are Senators Comrie, Hoylman, Krueger, Montgomery, Parker and Rivera. Also Senator Sanders.

Ayes, 53. Nays, 7.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 442, by Senator Seward, Senate Print 3960, an act to amend the Insurance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 58. Nays, 2. Senators Kavanagh and Krueger recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 526, by Senator Golden, Senate Print 7158B, an act to amend the General Municipal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 571, by Senator Funke, Senate Print 1020, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the

last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 575, by Senator Akshar, Senate Print 4476, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 591, by Senator Avella, Senate Print 7423, an act to amend the New York State Urban Development

Corporation Act.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: On page 39, Senator Bonacic moves to discharge, from the Committee on Judiciary, Assembly Bill Number 8177 and substitute it for the identical Senate Bill 6538, Third Reading Calendar 596.

ACTING PRESIDENT GRIFFO: The substitution is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 596, by Member of the Assembly Skartados, Assembly Print 8177, an act to amend the Uniform Justice Court Act.

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 passes.

THE SECRETARY: Calendar Number 626, by Senator Lanza, Senate Print 3538, an act to amend the Penal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Krueger to explain her vote.

SENATOR KRUEGER: Thank you, Mr. President.

While we're all concerned about the increased kinds of computer crimes that take place in this day and age, support for this bill,

if it were to become law, would mean there would be no misdemeanor-category crimes left in this area of the law.

And surely I think all of us can picture computer tampering offenses where we don't think jumping to a felony for a first-time offense in some way is the right answer.

So I vote no for the increase in penalties, leaving us no misdemeanor options in this arena of criminal law. I vote no, Mr. President.

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

Announce the results.

THE SECRETARY: In relation to Calendar 626, those recorded in the negative are Senators Bailey, Benjamin, Comrie, Dilan, Hoylman, Kavanagh, Krueger, Montgomery, Parker, Persaud, Rivera, Sanders and Serrano.

Ayes, 48. Nays, 13.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 654, by Senator O'Mara, Senate Print 6850B, an act to amend the Correction 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. Nays, 1. Senator Krueger recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 712, by Senator Savino, Senate Print 3913, an act to amend the Penal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT GRIFFO: The bill is passed.

Senator DeFrancisco, that concludes

the noncontroversial reading of today's active-list calendar.

SENATOR DeFRANCISCO: Can we now have the reading of the controversial calendar.

ACTING PRESIDENT GRIFFO: The Secretary will ring the bell.

The Secretary will read.

THE SECRETARY: Calendar Number 291, by Senator Akshar, Senate Print 7404, an act to amend the Correction Law.

SENATOR KRUEGER: Explanation.

ACTING PRESIDENT GRIFFO: Senator Krueger has requested an explanation, Senator Akshar.

May I have some order, please, in the chamber.

Senator Akshar.

SENATOR AKSHAR: Senator, this bill would essentially allow Tioga County to house unarraigned inmates for a period of time until such time as the sheriff could bring them all to a centralized point to be arraigned.

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

ACTING PRESIDENT GRIFFO: Senator

Akshar, do you yield?

SENATOR AKSHAR: Happy to.

SENATOR KRUEGER: Thank you.

So I'm trying to understand who these people would be and for how long they would be housed in the local jail. Could the sponsor tell me what universe of people this is and how long they're expected to stay, on average, in the jail if this law is passed?

SENATOR AKSHAR: Mr. President, through you. This is, generally speaking, for a period of several hours, maybe. General arrests that occur throughout the evening during off-hour periods of time.

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

SENATOR AKSHAR: I will.

ACTING PRESIDENT GRIFFO: The sponsor yields.

SENATOR KRUEGER: Thank you.

So my understanding is we have done this in a number of counties throughout the state, and historically it has been for exactly as the sponsor answered my last question. But

there seems to be some change moving in various counties.

Is the sponsor familiar with the federal 287G program?

SENATOR AKSHAR: Mr. President, I am not familiar with that federal program.

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

SENATOR AKSHAR: Be happy to.

ACTING PRESIDENT GRIFFO: The sponsor yields.

SENATOR KRUEGER: Thank you.

My understanding is the 287G program is a program where local sheriffs or other police can go into an arrangement with federal Homeland Security -- a partnership, if you will, with ICE for detention of people believed to not be documented in our state.

And so my reason for asking the question is, does the sponsor believe that this kind of arrangement would potentially open up our counties to more easily moving into -- I won't say they're private arrangements, but arrangements between county sheriffs and ICE to

turn local jails into detention centers?

SENATOR AKSHAR: Mr. President, while I understand there is a deep passion by some of my esteemed colleagues across the aisle to speak about immigration issues, ICE, Department of Homeland Security, this is -- I've gotten a home rule request by the Tioga County sheriff to make an amendment to 500-c.

There's been no discussions about dealing with immigration issues, dealing with ICE, dealing with Department of Homeland Security. We're essentially doing the same thing by way of this change in statute here before us as we've done in 26 other counties throughout the great State of New York.

SENATOR KRUEGER: Through you, Mr. President, on the bill.

ACTING PRESIDENT GRIFFO: Senator Krueger on the bill.

SENATOR KRUEGER: Thank you.

I appreciate the sponsor's answers, and I appreciate that perhaps in this county there is no one having discussions about going into this kind of arrangement, 287G, or another kind of arrangement with ICE.

But the fact is that is what's happening in various counties in our state. I have a series of newspaper stories from literally just this week about the sheriff of Rensselaer County going into a 287G agreement with ICE. I have an article about Orange County jail holding approximately 171 undocumented immigrants being held and detained for ICE, and being paid by the federal government $133 per day for each detainee.

So I simply wanted to raise on the floor of the Senate that I am -- you're right, my colleague used the word "passionate." Some of us are worried about some of the activities that might be taking place -- even without state sanction, even county by county or jail by jail -- where we would find ourselves participating with the federal government in policies that we -- many of us in the state do not think appropriate use of our state facilities or state law enforcement officers.

So I completely respect that my colleague is not moving this bill for that purpose, as he has said. But I will vote against the bill. And mostly I want to just raise

awareness of everyone that these kinds of activities not just could be taking place in our communities -- apparently they are taking place in any number of our communities. And frankly, I think it's bad for law enforcement and bad for our communities if this kind of model, as we are seeing in Rensselaer County and Orange County, is allowed to expand.

So I'll vote no, Mr. President. Thank you.

ACTING PRESIDENT GRIFFO: Are there any other Senators wishing to be heard?

Seeing and hearing no other Senator, debate is closed and the Secretary will ring the bell.

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: May I have some order, please.

Senator Akshar to explain his vote.

SENATOR AKSHAR: Mr. President,

while I appreciate, of course, my colleague's position on the federal program, I think it's important to note that this particular bill does nothing more nor less than ensure efficiency.

In rural sheriff's offices specifically, it's very, very difficult -- outside of the City of New York, without central booking and so on and so forth, off-hour arrests are very difficult with a limited amount of law enforcement members. It's always better to have them not tied up in the court system and have them on the street protecting our communities.

So I'm voting aye, of course. Thank you.

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

Announce the results.

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

ACTING PRESIDENT GRIFFO: The bill is passed.

Senator DeFrancisco, that concludes the controversial reading of today's active list.

SENATOR DeFRANCISCO: Yes. The Republican Conference will meet at the call of

the leader, not immediately following conference. But be ready for a short notice, since the leader is in the building with one -- a couple of his closest friends.

(Laughter.)

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

ACTING PRESIDENT GRIFFO: A reminder to the Republican Conference to be available for a Republican conference at the call of the leader.

There is no further business at the desk.

SENATOR DeFRANCISCO: I therefore move to adjourn until Wednesday, March 28th, at 3:00 p.m.

ACTING PRESIDENT GRIFFO: Upon motion, the Senate will stand adjourned until Wednesday, March 28th, at 3:00 p.m.

The Senate is adjourned.

(Whereupon, at 4:14 p.m., the Senate adjourned.)