NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

June 20, 2018

12:28 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: In the absence of clergy today, I ask that you bow your heads in a moment of silent prayer and reflect on Mark, Chapter 13: But about that end day or hour, no one knows, not even the angels in heaven, nor the Son, only the Father.

(Laughter.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Would you mind checking with the Father so we know what time we're leaving tonight?

(Laughter.)

ACTING PRESIDENT GRIFFO: The reading of the Journal.

THE SECRETARY: In Senate, Tuesday, June 19th, the Senate met pursuant to

adjournment. The Journal of Monday, June 18th, was read and approved. On motion, Senate adjourned.

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

Presentation of petitions.

Messages from the Assembly.

The Secretary will read.

THE SECRETARY: On page 14, Senator Ritchie moves to discharge, from the Committee on Rules, Assembly Bill Number 3210A and substitute it for the identical Senate Bill 5860A, Third Reading Calendar 401.

On page 19, Senator Hannon moves to discharge, from the Committee on Rules, Assembly Bill Number 1647 and substitute it for the identical Senate Bill 2273, Third Reading Calendar 558.

On page 28, Senator Marcellino moves to discharge, from the Committee on Rules, Assembly Bill Number 208E and substitute it for the identical Senate Bill 2587E, Third Reading Calendar 785.

On page 31, Senator Ritchie moves to

discharge, from the Committee on Rules, Assembly Bill Number 10311B and substitute it for the identical Senate Bill 7373C, Third Reading Calendar 849.

On page 34, Senator Marchione moves to discharge, from the Committee on Rules, Assembly Bill Number 11044 and substitute it for the identical Senate Bill 7946, Third Reading Calendar 947.

On page 40, Senator Ranzenhofer moves to discharge, from the Committee on Finance, Assembly Bill Number 2688B and substitute it for the identical Senate Bill 3780B, Third Reading Calendar 1099.

On page 57, Senator Helming moves to discharge, from the Committee on Rules, Assembly Bill Number 10648 and substitute it for the identical Senate Bill 8522A, Third Reading Calendar 1426.

And on page 59, Senator Marcellino moves to discharge, from the Committee on Education, Assembly Bill Number 10472 and substitute it for the identical Senate Bill 8331, Third Reading Calendar 1463.

ACTING PRESIDENT GRIFFO: The

substitutions are so ordered as read and presented.

Messages from the Governor.

Reports of standing committees.

Reports of select committees.

Communications and reports of state officers.

Motions and resolutions.

Senator DeFrancisco.

SENATOR DeFRANCISCO: I'd like to call 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.

(Whereupon, the Senate stood at ease at 12:31 p.m.)

(Whereupon, the Senate reconvened at 12:54 p.m.)

ACTING PRESIDENT GRIFFO: The Senate will return to order.

Senator DeFrancisco.

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

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

The Secretary will read.

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

Senate Print 321A, by Senator Robach, an act to amend the Education Law;

Senate 710, by Senator Carlucci, an act to amend the Mental Hygiene Law;

Senate 794A, by Senator Alcantara, an act to amend the Education Law;

Senate 858, by Senator Young, an act to amend the Executive Law;

Senate 994C, by Senator Bonacic, an act to amend the General Municipal Law;

Senate 1036, by Senator Carlucci, an act to amend the Tax Law;

Senate 1518A, by Senator Avella, an act authorizing;

Senate 2356A, by Senator Parker, an act to amend the Public Service Law;

Senate 2484, by Senator Golden, an act to amend the Uniform Commercial Code;

Senate 2651, by Senator Klein, an

act to amend the General Business Law;

Senate 2932A, by Senator Dilan, an act to amend the Vehicle and Traffic Law;

Senate 3665, by Senator Klein, an act to amend the Insurance Law;

Senate 3891, by Senator Funke, an act to amend the Parks, Recreation and Historic Preservation Law;

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

Senate 5055, by Senator Kennedy, an act to amend the Highway Law;

Senate 5096C, by Senator Young, an act to amend the State Finance Law;

Senate 5481A, by Senator Murphy, an act to direct;

Senate 5663, by Senator Parker, an act to amend the Social Services Law;

Senate 5743A, by Senator Marcellino, an act to grant;

Senate 5887A, by Senator Golden, an act to amend the Tax Law;

Senate 5970, by Senator Klein, an act to amend the Insurance Law;

Senate 6285, by Senator Golden, an

act to amend the Tax Law;

Senate 6325, by Senator Golden, an act to amend the Tax Law;

Senate 6405, by Senator Bonacic, an act to amend the Tax Law;

Senate 6603, by Senator Hannon, an act to amend the Environmental Conservation Law;

Senate 6647B, by Senator Helming, an act to amend the Tax Law;

Senate 6730B, by Senator Lanza, an act granting;

Senate 6814B, by Senator Young, an act to authorize;

Senate 6948A, by Senator Hannon, an act to amend the Public Health Law;

Senate 7891, by Senator Little, an act to amend the Executive Law;

Senate 7957A, by Senator Marchione, an act to amend the Environmental Conservation Law;

Senate 8207, by Senator Hannon, an act to amend the Vehicle and Traffic Law;

Senate 8225, by Senator Ranzenhofer, an act to amend the Public Service Law;

Senate 8298, by Senator Gallivan, an

act to amend the Domestic Relations Law;

Senate 8375, by Senator Gallivan, an act to amend the Tax Law;

Senate 8392A, by Senator Hannon, an act to amend the Public Health Law;

Senate 8441B, by Senator Phillips, an act to amend the Insurance Law;

Senate 8602A, by Senator Griffo, an act to amend the Public Service Law;

Senate 8638, by Senator Gallivan, an act to amend the Not-For-Profit Corporation Law;

Senate 8667, by Senator Amedore, an act to amend the Racing, Pari-Mutuel Wagering and Breeding Law;

Senate 8699, by Senator Gallivan, an act to amend the Not-For-Profit Corporation Law;

Senate 8781, by Senator Phillips, an act to amend the Education Law;

Senate 8808A, by Senator Tedisco, an act to amend the Public Authorities Law;

Senate 8845A, by Senator Akshar, an act creating;

Senate 8870A, by Senator Ritchie, an act to amend the Executive Law;

Senate 8877, by Senator Tedisco, an

act to amend the Racing, Pari-Mutuel Wagering and Breeding Law;

Senate 8878, by Senator LaValle, an act in relation to;

Senate 8894, by Senator Little, an act to amend the Executive Law;

Senate 8924, by Senator Seward, an act to amend the Insurance Law;

Senate 8942, by Senator Hannon, an act to amend Part B of Chapter 57 of the Laws of 2018;

Senate 8992, by Senator Flanagan, an act to amend the Education Law;

Senate 9012, by Senator Persaud, an act to amend the Vehicle and Traffic Law;

Senate 9040, by Senator Gallivan, an act to amend the Tax Law;

Senate 9049, by Senator Marchione, an act to amend the Highway Law;

Senate 9050, by Senator Marchione, an act to amend the Highway Law;

Senate 9051, by Senator Marchione, an act to amend the Highway Law;

Senate 9073, by Senator Felder, an act to amend the Education Law;

Senate 9103A, by Senator LaValle, an act authorizing;

Senate 9104, by the Senate Committee on Rules, an act to amend Chapter 88 of the Laws of 2009;

And Senate 9105, by Senator Ortt, an act to amend the General Business Law.

All bills reported direct to third reading.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

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

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

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

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

SENATOR DeFRANCISCO: Can we go back to messages from the Assembly.

ACTING PRESIDENT GRIFFO: We will

return to messages from the Assembly.

The Secretary will read.

THE SECRETARY: Senator Young moves to discharge, from the Committee on Finance, Assembly Bill Number 1789 and substitute it for the identical Senate Bill 858, Third Reading Calendar 2028.

Senator Lanza moves to discharge, from the Committee on Rules, Assembly Bill Number 8411B and substitute it for the identical Senate Bill 6730B, Third Reading Calendar 2051.

Senator Parker moves to discharge, from the Committee on Energy and Telecommunications, Assembly Bill Number 2892A and substitute it for the identical Senate Bill 2356A, Third Reading Calendar 2032.

Senator Murphy moves to discharge, from the Committee on Rules, Assembly Bill Number 7402A and substitute it for the identical Senate Bill 5481A, Third Reading Calendar 2041.

Senator Little moves to discharge, from the Committee on Rules, Assembly Bill Number 9886 and substitute it for the identical Senate Bill 7891, Third Reading Calendar 2054.

Senator Marchione moves to

discharge, from the Committee on Rules, Assembly Bill Number 10070A and substitute it for the identical Senate Bill 7957A, Third Reading Calendar 2055.

Senator Ranzenhofer moves to discharge, from the Committee on Corporations, Authorities and Commissions, Assembly Bill Number 7183A and substitute it for the identical Senate Bill 8225, Third Reading Calendar 2057.

Senator Gallivan moves to discharge, from the Committee on Rules, Assembly Bill Number 10795 and substitute it for the identical Senate Bill 8298, Third Reading Calendar 2058.

Senator Hannon moves to discharge, from the Committee on Rules, Assembly Bill Number 10675 and substitute it for the identical Senate Bill 8392A, Third Reading Calendar 2060.

Senator Griffo moves to discharge, from the Committee on Rules, Assembly Bill Number 11099 and substitute it for the identical Senate Bill 8602A, Third Reading Calendar 2062.

Senator Gallivan moves to discharge, from the Committee on Rules, Assembly Bill Number 10534 and substitute it for the identical Senate Bill 8638, Third Reading Calendar 2063.

Senator Gallivan moves to discharge, from the Committee on Corporations, Authorities and Commissions, Assembly Bill Number 10336A and substitute it for the identical Senate Bill 8699, Third Reading Calendar 2065.

Senator Tedisco moves to discharge, from the Committee on Rules, Assembly Bill Number 10756A and substitute it for the identical Senate Bill 8808A, Third Reading Calendar 2067.

Senator Akshar moves to discharge, from the Committee on Rules, Assembly Bill Number 10774A and substitute it for the identical Senate Bill 8845A, Third Reading Calendar 2068.

Senator Ritchie moves to discharge, from the Committee on Rules, Assembly Bill Number 10744A and substitute it for the identical Senate Bill 8870A, Third Reading Calendar 2069.

Senator Little moves to discharge, from the Committee on Rules, Assembly Bill Number 11128 and substitute it for the identical Senate Bill 8894, Third Reading Calendar 2072.

Senator Seward moves to discharge, from the Committee on Rules, Assembly Bill Number 11043 and substitute it for the identical Senate Bill 8924, Third Reading Calendar 2073.

Senator Persaud moves to discharge, from the Committee on Rules, Assembly Bill Number 2620A and substitute it for the identical Senate Bill 9012, Third Reading Calendar 2076.

Senator Gallivan moves to discharge, from the Committee on Rules, Assembly Bill Number 11203 and substitute it for the identical Senate Bill 9040, Third Reading Calendar 2077.

And Senator Marchione moves to discharge, from the Committee on Rules, Assembly Bill Number 11001A and substitute it for the identical Senate Bill 9049, Third Reading Calendar 2078.

ACTING PRESIDENT GRIFFO: The substitutions are so ordered as read and presented before the house.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Are you done?

(Laughter.)

ACTING PRESIDENT GRIFFO: Yes.

SENATOR DeFRANCISCO: All right. In that case, since we're -- can we go back to motions and resolutions.

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

SENATOR DeFRANCISCO: Can we take up, simultaneously, two previously adopted resolutions by Senator Marchione, 5803 and 5786, read the titles of both only, and call on Senator Marchione to speak.

ACTING PRESIDENT GRIFFO: The Secretary will read both titles.

THE SECRETARY: Legislative Resolution Number 5803, by Senator Marchione, congratulating the Ichabod Crane Varsity Softball Team and Head Coach Tracy Nytransky upon the occasion of capturing the 2018 New York State Public High School Athletic Association Softball Class B Championship on June 9, 2018.

Legislative Resolution Number 5786, by Senator Marchione, congratulating scholar-athlete Ama Boham upon the capturing of the New York State New York State Public High School Athletic Association Girls Track and Field Hurdles Championship on June 9, 2018.

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

Senator Marchione.

SENATOR MARCHIONE: Thank you, Mr. President.

I rise to honor the outstanding effort by scholar-athlete Ama Boham for winning the Girls Track and Field 100-Meter Hurdles New York State Championship this year. In fact, Ama broke her own school record, with a blistering 14.69 time.

Ama, would you please rise?

Last year Ama became the first female track athlete in school history to win a New York State championship, and this year became the only two-time winner.

In addition to being an outstanding athlete, Ama is also an outstanding student who maintains a 99 average. This dedication to excellence is shared by her teammates on the Girls Track Team, who have the highest scholastic average of any sports team at the Ichabod Crane School.

I want to congratulate Ama and ask her to remain standing while I talk about the Ichabod Crane Varsity Softball Team.

They had outstanding efforts this year at the Ichabod Crane Varsity Softball Team, and their coach Tracy Nytransky -- if she would stand, please -- for capturing the second

Softball Class B New York State Championship.

I would also like to congratulate all of the dedicated team members, and if you would please stand -- their coach, Coach Nytransky, and her assistants, if you would stand, Bob Wheeler and Chris Saccento -- on a successful season. Your 22 wins with only one loss is a result of your hard work, your talent, and your teamwork.

In addition to being dedicated to the game you love, more importantly, you are dedicated to each other as a team, and that's a bond that will never be broken.

I'd like to just tell a little bit about what happened at the last game. They were coming down from the Town of Moreau, and at Exit 12 they were met with people from the fire company and the ambulance corps and the police department from their area, with an escort that escorted them home. It speaks so highly of the place that they come from, from being able to be so supported.

I said to them a little earlier when I had an opportunity to meet them myself, that I've never seen so many students come down with

so many parents. That success that these girls have had is a direct result of their talent, of course; their love for the game; but also for the selfless dedication of wonderful parents.

So I congratulate all of you on a great season. And again, I congratulate Ama Boham. Congratulations to you.

ACTING PRESIDENT GRIFFO: Upon behalf of the Senate --

(Standing ovation.)

ACTING PRESIDENT GRIFFO: Congratulations, Ama and the Ichabod Crane Softball Team. Welcome and best of luck.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, Mr. President. Could you please recognize Senator Sanders for a very brief introduction.

ACTING PRESIDENT GRIFFO: Senator Sanders.

SENATOR SANDERS: Thank you, Mr. President. That word is usually not used with me, but I'm going to prove that it is true today.

I have been blessed to have two young interns who have been working,

international interns who have come to learn of the American system, and they picked the best office to learn of it. And I want to introduce to this great body Andres Fuentes, from Chile, and Ms. Katrin Yeung -- you can stand up -- from that faraway country of Canada.

So I want this body just to recognize them, and I want to thank you for working hard to learn of this system and to do wonderful things. Thank you for your hard work.

Mr. President, if the body would recognize them, I'd appreciate it.

ACTING PRESIDENT GRIFFO: We recognize you and thank you for such an outstanding stewardship under the great mentor Senator Sanders. So we hope it was rewarding for you, and we appreciate all the work you've done.

So let's give them a round of applause.

(Standing ovation.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Thank you, Senator Sanders, for being true to your word.

Can we now take up the

noncontroversial reading of the active list.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Calendar Number 185, by Senator Golden, Senate Print 2531, an act to repeal Chapter 7 of Title 11 of the Administrative Code of the City of New York.

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 246, by Senator Golden, Senate Print 27, an act to amend the Criminal Procedure Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 5. This act shall take effect on the 90th day.

ACTING PRESIDENT GRIFFO: Call the

roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 246, those recorded in the negative are Senators Comrie, Gianaris, Hoylman, Kavanagh, Krueger, Montgomery, Parker, Peralta, Sanders and Sepúlveda. Also Senator Alcantara in the negative.

Ayes, 49. Nays, 11.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 378, by Senator Ritchie, Senate Print 7164A, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill

passes.

THE SECRETARY: Calendar Number 401, substituted earlier by Member of the Assembly Ortiz, Assembly Print 3210A, an act to require.

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 558, substituted earlier by Member of the Assembly Galef, Assembly Print 1647, an act to amend the Real Property Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 1. Senator Akshar recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 670, by Senator Alcantara, Senate Print 7348, an act to amend the Agriculture and Markets Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Marchione to explain her vote.

SENATOR MARCHIONE: Yeah, I think that this is a really good bill, except that I think that if 25 percent of our food is being disposed of and the supermarkets are being required -- which is a really good thing -- to help feed the poor, I also think that that bill should have come with a tax credit so that the supermarkets that are giving the food away, it

gets them benefits for the monies they've spent on those foods that they're not able to sell and that they're generous enough to give way.

So my vote on this is no just for that reason. I think it should have been a two-prong approach where the supermarkets could get some benefit for the generosity that they would have.

Thank you, Mr. President.

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

Announce the results.

THE SECRETARY: Ayes, 58. Nays, 2. Senators Helming and Marchione recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 785, substituted earlier by Member of the Assembly Lupardo, Assembly Print 208E, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 849, substituted earlier by Member of the Assembly Wallace, Assembly Print 10311B, an act directing.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 849, those recorded in the negative are Senators Alcantara, Avella, Bailey, Benjamin, Carlucci, Comrie, Dilan, Hamilton, Hoylman, Kavanagh, Krueger, Mayer, Montgomery, Peralta, Persaud, Savino, Sepúlveda, Serrano, Stavisky and

Stewart-Cousins. Also Senator Gianaris. Also Senator Klein. Also Senator Breslin. Also Senator Sanders.

Ayes, 36. Nays, 24.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 947, substituted earlier by the Assembly Committee on Rules, Assembly Print 11044, 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: In relation to Calendar 947, those recorded in the negative are Senators Avella, Comrie, Hoylman and Krueger. Also Senator Gianaris.

Ayes, 55. Nays, 5.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number

1099, substituted earlier by Member of the Assembly Steck --

SENATOR DeFRANCISCO: Lay it aside temporarily.

ACTING PRESIDENT GRIFFO: The bill will be laid aside temporarily.

THE SECRETARY: Calendar Number 1426, substituted earlier by Member of the Assembly Stirpe, Assembly Print 10648, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This act shall take effect January 1, 2020.

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 1463, substituted earlier by Member of the Assembly Lifton, Assembly Print 10472, an act to amend Chapter 352 of the Laws of 2005.

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 1819, by Senator Golden, Senate Print 1760, an act to amend the Penal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 819, those recorded in the negative are Senators Comrie, DeFrancisco, Kavanagh, Little and Montgomery.

Ayes, 55. Nays, 5.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1822, by Senator Golden, Senate Print 2746, an act to amend the Insurance 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, 59. Nays, 1. Senator Seward recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1863, by Senator Golden, Senate Print 7901, 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: In relation to Calendar 1863, those recorded in the negative are Senators Comrie, Hoylman, Krueger and Sepúlveda. Also Senator Kavanagh. Also Senator Avella. Also Senator Sanders.

Ayes, 53. Nays, 7.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1964, by Senator Murphy, Senate Print 8501B, an act to amend the Arts and Cultural Affairs Law.

SENATOR KLEIN: Lay it aside.

ACTING PRESIDENT GRIFFO: Lay it aside.

THE SECRETARY: Calendar Number 1991, by Senator Hoylman, Senate Print 9039B, an act to amend Chapter 592 of the Laws of 1998.

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 passes.

THE SECRETARY: Calendar Number 2024, by Senator O'Mara, Senate Print 9106, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

Senator DeFrancisco, that concludes the noncontroversial reading of the active list, with one temporary lay-aside and one lay-it-aside.

SENATOR DeFRANCISCO: Thank you, Mr. President.

We also have another calendar, Senate Supplemental Calendar 58A, from the Rules

Committee this morning. I would like to first take one bill and read it noncontroversial, and take that up first. And that's Calendar 2083, Rules, Print Number 9104, which is on the last page of the supplemental calendar.

ACTING PRESIDENT GRIFFO: We will refer the members to Senate Supplemental Calendar 58A, which was the Rules report that was reported earlier, to Calendar Number 2083.

And the Secretary will read.

THE SECRETARY: Calendar Number 2083, by the Senate Committee on Rules --

SENATOR KLEIN: Lay it aside, please.

ACTING PRESIDENT GRIFFO: Can I just read it first.

THE SECRETARY: -- Senate Print 9104, an act to amend Chapter 88 of the Laws of 2009.

ACTING PRESIDENT GRIFFO: The bill is laid aside.

Senator DeFrancisco, that completes the noncontroversial reading of the bill that you have presented for the house from the supplemental calendar.

(Pause.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, Mr. President. That bill has been laid aside.

Now we'd like to go to the noncontroversial reading of the entire Senate Supplemental Calendar 58A.

ACTING PRESIDENT GRIFFO: Okay, the Secretary will begin reading, noncontroversial, Senate Supplemental Calendar 58A.

Read.

THE SECRETARY: Calendar Number 2025, by Senator Robach, Senate Print 321A, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2026, by Senator Carlucci, Senate Print 710, an act to amend the Mental Hygiene Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Roll call.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 1. Senator Krueger recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2027, by Senator Alcantara, Senate Print 794A, 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: In relation to

Calendar 2027, those recorded in the negative are Senators Akshar, Gallivan, Helming, Ortt and Serino. Also Senator Murphy.

Ayes, 54. Nays, 6.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2028, substituted earlier by Member of the Assembly Peoples-Stokes, Assembly Print 1789, an act to amend the Executive Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 1. Senator Sanders recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2029, by Senator Bonacic, Senate Print 994C, an act to amend the General Municipal Law.

ACTING PRESIDENT GRIFFO: Read the

last section.

THE SECRETARY: Section 10. This act shall take effect on the 180th day.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

SENATOR KLEIN: Lay it aside.

ACTING PRESIDENT GRIFFO: Lay it aside.

The Secretary will continue.

THE SECRETARY: Calendar Number 2030, by Senator Carlucci, Senate Print 1036, an act to amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2031, by Senator Avella, Senate Print 1518A, an

act authorizing.

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 passes.

THE SECRETARY: Calendar Number 2032, substituted earlier by Member of the Assembly Dilan, Assembly Print 2892A, an act to amend the Public Service Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This act shall take --

SENATOR KLEIN: Lay it aside for the day.

ACTING PRESIDENT GRIFFO: Lay this one aside for the day.

The Secretary will continue, Calendar 2033.

THE SECRETARY: Calendar Number 2033, by Senator Golden, Senate Print 2484, an act to amend the Uniform Commercial Code.

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 passes.

THE SECRETARY: Calendar Number 2034, by Senator Klein, Senate Print 2651, an act to amend the General Business Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

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 2035, by Senator Dilan, Senate Print 2932A, 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 January 1, 2019.

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 2036, by Senator Klein, Senate Print 3665, an act to amend the Insurance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2037, by Senator Funke, Senate Print 3891, an act to amend the Parks, Recreation and Historic Preservation Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar 2037, those recorded in the negative are Senators Hoylman, Kavanagh and Krueger.

Ayes, 57. Nays, 3.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2038, by Senator Dilan, Senate Print 4207, an act to authorize.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar 2038, those recorded in the negative are Senators Akshar, Bonacic and O'Mara.

Ayes, 57. Nays, 3.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2039, by Senator Kennedy, Senate Print 5055, 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 passes.

THE SECRETARY: Calendar Number 2040, by Senator Young, Senate Print 5096C, an

act to amend the State Finance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2041, substituted earlier by Member of the Assembly Pretlow, Assembly Print 7402A, an act to direct.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2042, by Senator Parker, Senate Print 5663, an act to amend the Social Services Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2043, by Senator Marcellino --

SENATOR DeFRANCISCO: Lay it aside temporarily.

ACTING PRESIDENT GRIFFO: Temporary lay-aside.

THE SECRETARY: Calendar Number 2044, by Senator Golden, Senate Print 5887A, an act to amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 8. This

act shall take effect immediately.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 57. Nays, 3. Senators Akshar, Krueger and Ortt recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2045, by Senator Klein, Senate Print 5970, an act to amend the Insurance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2046, by Senator Golden, Senate Print 6285, an act to amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 1. Senator Montgomery recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2047, by Senator Golden, Senate Print 6325, an act to amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar 2047, those recorded in the negative are Senators Gianaris, Hoylman, Krueger, Montgomery and Parker.

Ayes, 55. Nays, 5.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2048, by Senator Bonacic, Senate Print 6405, an act to amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 1. Senator Krueger recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2049, by Senator Hannon, Senate Print 6603, an act to amend the Environmental Conservation Law.

SENATOR O'MARA: Lay it aside.

ACTING PRESIDENT GRIFFO: We'll do a temporary lay-aside on the bill.

THE SECRETARY: Calendar Number 2050, by Senator Helming, Senate Print 6647B, an

act to amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 1. Senator Krueger recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2051, substituted earlier by Member of the Assembly Castorina, Assembly Print 8411B, an act granting.

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 2052, by Senator Young, Senate Print 6814B, an act to authorize.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2053, by Senator Hannon, Senate Print 6948A, an act to amend the Public Health Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2054, substituted earlier by Member of the Assembly Bichotte, Assembly Print 9886, an act to amend the Executive Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2055, substituted earlier by Member of the Assembly McDonald, Assembly Print 10070A, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2056, by Senator Hannon, Senate Print 8207, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2057, substituted earlier by Member of the Assembly Zebrowski, Assembly Print 7183A, an act to amend the Public 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.

THE SECRETARY: Calendar Number 2058, substituted earlier by Member of the Assembly Paulin, Assembly Print 10795, an act to amend the Domestic Relations 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 O'Mara and Ranzenhofer recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2059, by Senator Gallivan, Senate Print 8375, an

act to amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

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 2060, substituted earlier by Member of the Assembly Gottfried, Assembly Print 10675, 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 2061, by Senator Phillips, Senate Print 8441B, an act to amend the Insurance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 8. This act shall take effect January 1, 2020.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Phillips to explain her vote.

SENATOR PHILLIPS: Thank you, Mr. President.

I rise today because I really believe that this is landmark legislation for families in New York State, and I'm truly honored to have this measure before us.

You know, I met a family yesterday with a 2-year-old little boy who literally, this woman and this family -- she dropped out of medical school and spent $160,000 of her own money to fulfill a dream that this family so desperately wanted.

New York State employees have these benefits. There is absolutely no reason why all of New York State shouldn't have these benefits.

However, bills like this do not just come before us, and this is legislation that has taken years to come by. And I would be remiss not giving Senator Savino a huge shout-out, because this is legislation that she worked on and graciously handed over to my office several months ago.

So Senator Savino, thank you very much for your hard work, because this wouldn't have happened without you.

To my cosponsor Senator Little, I know Senator Helming and many others in my conference, thank you for hearing me out and thank you for supporting families here in New York State.

I'll be voting aye.

ACTING PRESIDENT GRIFFO: Senator Phillips in the affirmative.

Senator Savino to explain her vote.

SENATOR SAVINO: Thank you, Mr. President.

I want to thank Senator Phillips

also for her work on this issue. As she pointed out, it's a bill that I have carried, a similar bill, but recognizing how important it is that we bring New York State into the modern era when it comes to fertility services for struggling families.

Senator Phillips and I and others have seen how families have come forward after spending almost their entire life savings in an effort to have a healthy child. And the only thing standing in their way, oftentimes, is our outdated insurance laws. So I want to thank her for her work, and I know that we have more work to do to get the Assembly to pass a companion bill.

And one other point I would like to make. What's lost oftentimes is young people who suddenly find themselves facing a life threatening illness -- and now, because of modern science, they're able to preserve their fertility, so a round of chemotherapy and radiation doesn't rob them of the ability to have a family. This bill also covers the ability to preserve your fertility for the future.

It's not done yet. Senator

Phillips, I thank you for your work on it, but we have more work to do. And hopefully we will get it done for families all across New York State.

Thank you.

ACTING PRESIDENT GRIFFO: Senator Krueger.

SENATOR KRUEGER: I think Senator Hoylman had his hand up first.

ACTING PRESIDENT GRIFFO: I'm going by what I was instructed from your desk.

I can call on Senator Hoylman. Go ahead, Senator Krueger yields.

SENATOR HOYLMAN: Thank you. Thank you, Senator Krueger. Thank you, Mr. President.

I'm rising to oppose this bill. I appreciate the intentions of the sponsor. When the sponsor talks about families, though, it omits a particular kind of family, my family, an LGBT family. In fact, I have knowledge that when this bill was negotiated before us, the provision that would provide nondiscrimination to LGBT families was expressly struck.

And I find that, Mr. President, unacceptable, and I vote nay.

ACTING PRESIDENT GRIFFO: Senator

Hoylman is to be recorded in the negative.

Senator Krueger now to explain her vote.

SENATOR KRUEGER: Thank you, Mr. President.

So this is a one-house bill. And I think it's an imperfect bill. And I'm still not sure how I'm voting. The reasons that I want to make clear here today is it's a one-house bill, so all the women who are hoping that we will accomplish something for them before we leave session, it isn't going to be possible.

But with all due respect about all the good things in the bill, as Senator Hoylman already highlighted, it requires you to first have had intercourse for 12 months and not gotten pregnant to be eligible for these services, so that's pretty much writing off the LGBTQ community right away. And New York State should not be having discriminatory healthcare policy.

It also chooses to put a cap in, which, if you follow the ACA law, it's not clear we're supposed to provide caps for anything. Lifetime caps are no longer allowed in insurance for other things, so I have concern about putting

a lifetime cap in in this situation.
Particularly because if you talk to people, you learn that $50,000 in IVF may not go that far.

It also -- excuse me, Mr. President. It also assumes that insurance companies can ask you about a preexisting condition because they can require you let them know your history of infertility and treatments prior to receiving this insurance, I assume to calculate your lifetime cap. And I get that they would have to ask that to calculate a lifetime cap. But then we're walking into the territory of reviewing someone's preexisting condition, and I know that's not allowed in New York State law, even before the ACA.

So I struggle because I so want us to accomplish it. But I think that I will have to be a no today, hoping that we can resolve all these things with a good two-house bill in the future.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Krueger in the negative.

Senator Akshar to explain his vote.

SENATOR AKSHAR: I just want to

make a point very quickly if I can.

Sometimes one-house bills start a conversation and foster compromise in bringing people together. So I know Senator Krueger raises a lot of points, a lot of issues that she thinks need to be addressed, but nonetheless I think we should still be advancing this particular conversation.

I do just want to make one point very clear, if I may. Senator LaValle, in 2002, passed a very similar bill as well. So I think there are a lot of people in this great house over the course of time that have carried the torch on this -- Senator Savino, Senator Phillips and Senator LaValle.

So I vote aye.

ACTING PRESIDENT GRIFFO: Senator Akshar in the affirmative.

Senator Jacobs to explain his vote.

SENATOR JACOBS: Thank you, Mr. President.

I want to thank the sponsor and everybody that's worked on this. I also appreciate the discussion of the issues that were raised just now by Senator Hoylman and others.

As was mentioned, this bill is a one-house bill, so it is more likely than not that it will not be progressing into law at this point in time. I also have introduced a bill that was a narrower bill in regards to individuals that are in cancer treatment and their ability to preserve eggs for the ability in the future to have children.

But I am listening -- with the issues and concerns that were raised by Mr. Hoylman, Senator Hoylman, I would say I'm going to vote aye today, knowing that this is a one-house bill, with hopes that we can work together and make this more of an all-inclusive bill to achieve the goal for anybody who wants to have a child.

Thank you.

ACTING PRESIDENT GRIFFO: Senator Jacobs in the affirmative.

Announce the result.

THE SECRETARY: In relation to Calendar 2061, those recorded in the negative are Senators Amedore, DeFrancisco, Dilan, Gallivan, Hoylman, Kavanagh, Krueger and Ortt. Also Senator Kaminsky.

Ayes, 51. Nays, 9.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2062, substituted earlier by the Assembly Committee on Rules, Senate Print 11099, an act to amend the Public Service 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 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 2063, substituted earlier by Member of the Assembly Paulin, Assembly Print 10534, an act to amend the Not-For-Profit Corporation 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 passes.

THE SECRETARY: Calendar Number 2064, by Senator Amedore, Senate Print 8667, an act to amend the Racing, Pari-Mutuel Wagering and Breeding Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 2064, those recorded in the negative are Senators Bonacic, Dilan, Hannon, Hoylman, Krueger and Marcellino.

Ayes, 54. Nays, 6.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2065, substituted earlier by Member of the Assembly Paulin, Assembly Print 10336A, an act to amend the Not-For-Profit Corporation 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 Kaminsky and Ranzenhofer recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2066, by Senator Phillips, Senate Print 8781, 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 passes.

THE SECRETARY: Calendar Number 2067, substituted earlier by Member of the Assembly Steck, Assembly Print 10756A, an act to amend the Public Authorities Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2068, substituted earlier by Member of the Assembly Lupardo, Assembly Print 10774A, an act creating.

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 2069, substituted earlier by Member of the Assembly Peoples-Stokes, Assembly Print 10744A, an act to amend the Executive Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2070, by Senator Tedisco, Senate Print 8877, an

act to amend the Racing, Pari-Mutuel Wagering and Breeding Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2071, by Senator LaValle, Senate Print 8878, an act in relation to.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2072, substituted earlier by the Assembly Committee on Rules, Assembly Print 11128, an act to amend the Executive Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2073, substituted earlier by the Assembly Committee on Rules, Assembly Print 11043, an act to amend the Insurance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2074, by Senator Hannon, Senate Print 8942, an act to amend Part B of Chapter 57 of the Laws of 2018.

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 2075, by Senator Flanagan, Senate Print 8992, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the

roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Kaminsky to explain his vote.

SENATOR KAMINSKY: So this is one of the critical issues we've been dealing with. I have about 13,000 public school teachers in my district.

Teachers just want to be able to teach again; we could all agree on that. They're tired of their paperwork, they're tired of having to teach to a test. The fun of their job and the fun of our students learning has been taken out of their classroom.

So why can't we just deal with that today and get that done and not attach it to anything else and hold it hostage to a political process? We all want to make points, we all want to get things done, but we've got like seven hours to go and we're not going to resolve one of these major issues.

So let's just cut this loose, let's get APPR out of the way, let's let our teachers teach again, and let's move on with it. I vote in the negative.

ACTING PRESIDENT GRIFFO: Senator Kaminsky in the negative.

Announce the results.

THE SECRETARY: In relation to Calendar 2075, those recorded in the negative are Senators Alcantara, Avella, Bailey, Benjamin, Breslin, Brooks, Carlucci, Comrie, Dilan, Gianaris, Hoylman, Kaminsky, Kavanagh, Kennedy, Krueger, Mayer, Montgomery, Persaud, Sanders, Sepúlveda, Serrano and Stavisky. Also Senator Hamilton. Also Senator Peralta. Also Senator Stewart-Cousins.

Ayes, 35. Nays, 25.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2076, substituted earlier by Member of the Assembly Perry, Assembly Print 2620A, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2077, substituted earlier by the Assembly Committee on Rules, Assembly Print 11203, an act to amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

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 2078, substituted earlier by Member of the Assembly Ashby, Assembly Print 11001A, an act to amend the Highway Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2079, by Senator Marchione, Senate Print 9050, 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 passes.

THE SECRETARY: Calendar Number 2080, by Senator Marchione, Senate Print 9051, 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 passes.

THE SECRETARY: Calendar Number 2081, by Senator Felder, Senate Print 9073, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 1. Senator Mayer recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2082, by Senator LaValle, Senate Print 9103A, an

act authorizing.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Can I have some order in the chamber to call the roll.

Senator Stavisky to explain her vote.

SENATOR STAVISKY: Thank you, Mr. President.

This bill was introduced Sunday, and it's very similar to a bill that we considered in the Higher Education Committee some weeks ago. For some reason, a new bill was introduced covering many of the same points.

And very briefly, I vote no because I'm concerned with privatizing, through this company Staffco, a public institution.

Secondly, I'm troubled by the pitting of classified workers versus unclassified workers, because it's very difficult to work --

ACTING PRESIDENT GRIFFO: Excuse me, Senator Stavisky.

Can I have some order in the house, please.

Senator Stavisky.

SENATOR STAVISKY: -- because it's very difficult to work side by side with people in different job classifications.

I raised these issues in committee. They have not been resolved in the new bill. There is a ten-year period of time between the date of enactment and the time period when this has to be finalized, when the lease has to be signed. We have 10 years to study this, not a few days.

And for that reason, Mr. Speaker, and my concerns with transparency, I vote no.

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

Announce the results.

THE SECRETARY: In relation to Calendar 2082, those recorded in the negative are Senators Alcantara, Avella, Benjamin, Comrie, Krueger, Peralta, Sanders, Savino, Sepúlveda and Stavisky.

Ayes, 50. Nays, 10.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2084, by Senator Ortt, Senate Print 9105, an act to amend the General Business Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: In relation to Calendar 2084: Ayes, 59. Nays, 1. Senator Krueger recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill still passes.

Senator DeFrancisco, that concludes the noncontroversial reading of today's Senate Supplemental Calendar 58A.

SENATOR DeFRANCISCO: Thank you,

Mr. President.

Would you now recognize Senator Flanagan for an introduction.

ACTING PRESIDENT GRIFFO: Senator Flanagan for the purposes of an introduction.

Again, we have a lot of guests in the chamber and a lot of conversations taking place, so I'd ask if you could take the conversations outside the chamber and if we can give our attention to the members as they're speaking.

Senator Flanagan.

SENATOR FLANAGAN: Thank you, Mr. President.

We have with us today, on the last day of session, we have special guests, one of whom is a gentleman I've known for many years who always has a beaming smile; many of us know him in this room. That's Mr. Bobby Kumar, who hails from Nassau County.

We are also joined by Mr. Chendra and Mr. Chatwal, who are honored guests here. One of these gentlemen serves in an elected capacity in India, and we are delighted to have you with us here today, as you can see how we

deliberate. Based on how the day may unfold, we may be seeking your guidance and your counsel in terms of how to run this place.

But I know Senator Marcellino has been kind enough to speak with you gentlemen. And for our members, these gentleman are part of an entity that does all kinds of work around the world, but they happen to be working in Sullivan County, I think in Monticello in particular, in Senator Bonacic's district.

And they are wholly into a wide variety of things, including healthcare and something that I only know about in the abstract, and that's yoga in particular. So they're opening up a very large facility.

Mr. President, I want to just add my voice and welcome these folks here to our Senate chamber.

And if you would call on Senator Bonacic.

ACTING PRESIDENT GRIFFO: Senator Bonacic.

SENATOR BONACIC: I would like to join with Senator Flanagan to welcome you here today to the chambers.

I know tomorrow is a very special day. Tomorrow will be cutting the ribbon for a resort that they have built in Sullivan County, and there will be a visual from the prime minister of India calling to congratulate these people for the hotel that they've built. And they've built hotels all over the world for wellness, health. This would be a high-end hotel. And they're coming to Sullivan County, which is a great place.

And profit's not a dirty word, I want you to know that, and we wish you much success and good health. Thank you for being here.

ACTING PRESIDENT GRIFFO: Thank you, Senator Bonacic.

We want to express, to Mr. Kumar and our guests that are here today, a very warm welcome. We appreciate you joining us today and extend our best wishes to all of you.

Let's recognize them, please.

(Standing ovation.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes,

Mr. President, can we go back to the active list.

ACTING PRESIDENT GRIFFO: We will return to the active list.

SENATOR DeFRANCISCO: And call up a bill that was laid aside, Calendar 1964, by Senator Murphy, and do the noncontroversial reading.

ACTING PRESIDENT GRIFFO: We will do the controversial reading --

SENATOR DeFRANCISCO: Controversial reading.

ACTING PRESIDENT GRIFFO: -- of Senator Murphy's bill, Senate Bill 8501B.

The Secretary will ring the bell. And the Secretary will read.

And again, I know we want to get some pictures and everything, but we're going to have to have the members -- Senator Gianaris, you're going to ask for an explanation? Oh, okay. As soon as we find Senator Hoylman, then we will begin the questioning, Senator Murphy.

I'm going to let the Secretary read the bill, okay, as we're waiting. The Secretary will please read.

THE SECRETARY: Calendar Number

1964, by Senator Murphy, Senate Print 8501B, an act to amend the Arts and Cultural Affairs Law.

ACTING PRESIDENT GRIFFO: Senator Murphy, Senator Hoylman has asked for an explanation. Or do you have questions?

SENATOR HOYLMAN: Just questions.

ACTING PRESIDENT GRIFFO: Just questions.

Senator Murphy, do you yield to Senator Hoylman?

SENATOR MURPHY: Yes, Mr. President.

SENATOR HOYLMAN: Thank you, Mr. President. Thank you to the sponsor.

Would the sponsor yield to a few questions? I think the answer is yes. I wanted to ask first -- as we know, the Pope visited New York City in 2015 and made sure that tickets were free. Why doesn't the sponsor's bill address the issue of free tickets being sold on the secondary market?

SENATOR MURPHY: Sure. Through you, Mr. President.

Last year I sat here and let everybody know that I would be doing an awful lot

of work to come back with something very comprehensive. This piece of legislation is probably the most comprehensive piece of legislation that has come through Government Operations and Investigations in probably the past 10 years.

What this bill does is it addresses speculative tickets, that has been agreed upon by our Attorney General and the Assembly. It addresses a little bit of the bots violation, if there is one, and what kind of penalty would happen. It also addresses disclosure -- prices, fees and charges -- to make sure people know exactly what they're paying for. It also addresses the primary to secondary site transfer and what you need to do to disclose to a consumer that he or she is being redirected to a secondary site.

It also addresses the URL fraud. So if you go to someone's website -- let's use the example of the Yankees -- you expect to be on the official website of the New York Yankees. At times right now, you are not, you are actually on a secondary website.

This also addresses a 5 percent

paperless ballpark pass for people that would like to be able to afford to go to a ball game, with regards to a specific number of games that would be addressed and to a capacity of 30,000 people or more for a venue.

It also -- it puts in a three-year extender. Because the definition of insanity is doing this thing over and over and over and expecting different results, and that's all we've been doing for the past few years, is one-year extenders. So we put in a three-year extender.

ACTING PRESIDENT GRIFFO: Senator Hoylman.

SENATOR HOYLMAN: I don't think the sponsor answered my question about why the sponsor's bill does not address free tickets being sold on the secondary market.

SENATOR MURPHY: So through you, Mr. President, there was an awful lot of work that has been put into this over the past year. And between the Attorney General's office and the Assembly and myself and any other person that has come in, it was never addressed. It was never brought up.

ACTING PRESIDENT GRIFFO: Perhaps,

Senator Hoylman, if you did it through a rap, like Senator Squadron used to, we could --

SENATOR HOYLMAN: Don't tempt me.

SENATOR MURPHY: Through you, Mr. President, I promise I won't be rapping.

SENATOR HOYLMAN: Would the sponsor continue to yield?

ACTING PRESIDENT GRIFFO: The sponsor yields.

SENATOR HOYLMAN: Does the sponsor acknowledge that there is a problem with the sale of free tickets, like to the Pope, on the secondary market?

SENATOR MURPHY: Sure. Through you, Mr. President, absolutely.

SENATOR HOYLMAN: Will the sponsor continue to yield?

ACTING PRESIDENT GRIFFO: The sponsor yields.

SENATOR HOYLMAN: Does the sponsor recognize the issue that happened back in 2012 with the concert to benefit the victims of Hurricane Sandy, where tickets were sold for charity but resold on the open market, as much as $70,000 for a pair? My question is, why doesn't

the sponsor's bill address the issue of tickets sold for charitable purposes on the secondary market?

SENATOR MURPHY: Through you, Mr. President. Between the Attorney General's office, the Assembly and myself, it was never brought to our attention.

SENATOR HOYLMAN: Will the sponsor continue to yield?

ACTING PRESIDENT GRIFFO: The sponsor yields.

SENATOR MURPHY: Of course.

SENATOR HOYLMAN: Through you, Mr. President. Did the sponsor have any public hearings on this legislation or any solicitation of public feedback before the bill was drafted?

SENATOR MURPHY: Through you, Mr. President. I would just like to, for the record, let Senator Hoylman know that we've had meetings, close to 20 different meetings, which he's been invited to and has never shown up.

So I've met with Vivid Seats, we've had a meeting with them. I've had a meeting with StubHub. I've had a meeting with Ticketmaster. I've had a meeting with Broadway.com. I've had a

meeting with the Yankees. I've had a meeting with MSG. I've had a meeting with Broadway League. I've had a meeting with All Shows. I've had a meeting with producers. I've had a meeting with brokers. I've had a meeting with Tickets.net. I've had a meeting with Field Entertainment.

Those are just some of the meetings that we've had collaboratively with a bunch of people that unfortunately I guess the Senator never had time to come.

SENATOR HOYLMAN: Point of personal privilege.

ACTING PRESIDENT GRIFFO: What is your point of privilege?

SENATOR HOYLMAN: For the record, the Senator never invited me. And if he can produce any record, email, invitation, transcript to that effect, I'd be very eager to see that.

But would the sponsor continue to yield?

ACTING PRESIDENT GRIFFO: Senator Murphy, would you continue to yield?

SENATOR MURPHY: Yes, Mr. President.

SENATOR HOYLMAN: The sponsor just told us all the private interests with whom he met, ranging from StubHub to Madison Square Garden to the Yankees.

Did the sponsor meet with any members of the public about a bill that is supposed to protect consumers and fans?

SENATOR MURPHY: Meeting with the public? I met with as many people as I can, like I said I was going to do, Senator Hoylman.

This is the bill that we've been working on for the past year. And to come in -- let's -- let's -- to get an email or let me say a text message Friday morning at 11:27 from you with regards to having a bill that you would like to have introduced, I thought was just too much.

SENATOR HOYLMAN: Would the sponsor continue to yield?

ACTING PRESIDENT GRIFFO: The sponsor yields.

And I'll ask the gentlemen to continue to stay focused on the bill-in-chief.

Senator Murphy yields. Do you want to add something?

SENATOR MURPHY: Yeah, through you,

just that --

ACTING PRESIDENT GRIFFO: Senator Hoylman, do you object?

SENATOR MURPHY: We've also reviewed the AG's report that was -- that had a lot of public complaints that were involved in it too.

ACTING PRESIDENT GRIFFO: Senator Hoylman.

SENATOR HOYLMAN: Does the sponsor think that a consumer should know the established value of a ticket for which they are purposing -- for example, if you go onto StubHub, should a consumer be able to tell what the face value of a ticket is like a consumer can do in the United Kingdom if they go on StubHub to, say, purchase tickets for a concert?

SENATOR MURPHY: Through you, Mr. President, I think that is -- I think that addresses that in our bill with the disclosure.

SENATOR HOYLMAN: Would the sponsor continue to yield?

ACTING PRESIDENT GRIFFO: The sponsor yields.

SENATOR HOYLMAN: Can the sponsor

explain why we do not have, yet, paperless ticketing in the State of New York but one organization managed to get a provision that would allow the sale of paperless membership passes for certain sports venues?

SENATOR MURPHY: Oh, absolutely. Through you, Mr. President. So this is such a big issue that this is kind of a pilot program that we're trying to do for the State of New York. That's why we tried to narrow it in, to make sure that as one lever goes forward, the other levers are not going back. And that's why it's written very specific, for 5 percent, venues over 30,000 people.

SENATOR HOYLMAN: On the bill, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Hoylman on the bill.

SENATOR HOYLMAN: Thank you to the sponsor, although I believe there was a misrepresentation of the facts. We can discuss that later.

I will say that the answers I received today were more than insufficient, they were confusing and didn't address the questions

at hand. For example, there is no requirement that purchasers, consumers or fans see the face value. I think the sponsor would have you believe otherwise.

Yes, the provision does now permit or require that sales taxes and other charges be revealed, which is a positive step. But it does not require the face value. So if you as a consumer purchase a ticket on the secondary market, you won't know what the original price is. You could be being ripped off. If the event is canceled, you don't know what you're going to get in terms of a return. That's one of many provisions.

And I think the problem, Mr. President, was identified by the sponsor. He met with the wrong people. He met with the lobbyists and the industry. He met with the people who have the most money at stake. But we -- the consumers, the fans and everyday New Yorkers -- I'm sorry to say were left out.

This is it. This is our big chance at reform for the next three years. To finally stand up for fans and everyday New Yorkers against those big corporate interests.

I'm really disappointed we didn't do more. Especially for giving the ticket industry three years of status quo.

We should not throw away our shot at fixing our ticket laws.

We should not throw away our shot!

Hey yo, for our music fans,

They're young, scrappy and hungry

And we should not throw away our shot!

You shouldn't need a degree from Kings College,

To understand our ticket laws, but dag, I'm amazed and astonished,

The problem is we got too many lobbyists we must acknowledge,

But what about the fans -- seems they gotta holler

With every word, they could drop knowledge!

But we had no hearings, or public debate -- instead we left it to the back room, the back room, which we hate,

The back room, that was shrouded,

There might not have been smoke but

it sure was cloudy!

So I'm not surprised the fans got ripped, with all that money at the table they was bound to be gypped,

When the language of our laws has to be written by the people who profit, our system is sickened!

So fans won't see face value in this law of the land, fans won't get holdbacks or free tickets banned,

So if you wanna see the Pope, you're gonna pay a grand,

Hey'd you read about the Sandy concert on the newsstand?

On the other hand --

Right, there's some good things in the bill, stuff we had to do,

Oh yeah, we helped out the Yankees, but what about you?

At the end of the day, this much seems true: The lobbyists ate our lunch -- and the fans' lunch, too!

Mr. President, we should not throw away our shot. I vote no.

ACTING PRESIDENT GRIFFO: I don't

know if you've made America's Got Talent, Senator Hoylman.

(Laughter.)

ACTING PRESIDENT GRIFFO: But I still like Squadron's rap.

Senator Lanza, then Senator Krueger.

SENATOR LANZA: Mr. President, on the bill.

ACTING PRESIDENT GRIFFO: Senator Lanza on the bill.

SENATOR LANZA: Mr. President, could I get a refund on that ticket for this concert we just --

(Laughter.)

SENATOR LANZA: No, I thought it was a great job, Senator Hoylman.

Mr. President, I've worked on this issue for a number of years. I recall some of the debates and conversations I had with my colleague Senator Squadron and Senator Hoylman.

I want to thank Senator Murphy, though. I think he really has given this an exhaustive analysis. And you heard all the entities and folks that he talked to -- who know the business, who know the industry and how it

works.

And to suggest that there hasn't been a public debate really couldn't be further from the truth. This is an issue that has been discussed in the public arena for more than a decade. We've read about it, we've heard about it, people have talked about it. And everyone has been free, as part of our responsibility in this body, to engage with whomever we thought can help move the ball with respect to this issue.

Here's the bottom line. Senator Murphy I don't think could have brought forward a more clear and more robust piece of legislation dealing with this issue. Senator Murphy, if I didn't understand the issue before, I understand it so much better thanks to your explanation. And I think the people back home can begin to understand.

There are some, in spite of what they might say, who would like us to go back to the time when I was growing up on Staten Island when only the well-heeled, the well-connected, the wealthy, someone who had a parent or an aunt who worked in a corporation, could have access to a Yankee game or to a concert. You know, the

truth of the matter is, without this legislation, we're going back to the days when only the rich can attend an event.

This legislation -- and granted, this is a complicated issue, so there's no one piece of legislation that could fully address all the issues involved. But without this legislation, you can be clear and certain of one thing, that unless you're very wealthy or know someone who's very wealthy or connected, you're going to be shut out again. All across New York City or all across the State of New York, you're going to be shut out.

It's already tough for average folks to be able to sit in a box seat at Yankee Stadium. They can't afford it. But with the new market, the way it works, and with legislation like this, at least -- at least -- there will be accessibility for average people across the state. And that's the way it ought to work.

Senator Murphy, I thank you for your work.

Mr. President, I'll be supporting this legislation.

ACTING PRESIDENT GRIFFO: Senator

Krueger.

SENATOR KRUEGER: Thank you.

I also want to say congratulations to my colleague Brad Hoylman for his improving rap style. I thought you did very well today. We still have some ringers in the conference, and we could all take some more lessons from them -- Jamaal Bailey.

But I thought you did an excellent job today, and I think you were better -- better than Senator Squadron --

(Response from Senators.)

SENATOR KRUEGER: -- who's no longer here to stand up and debate me. So there's no one to go "Point of personal privilege."

(Laughter.)

ACTING PRESIDENT GRIFFO: Senator Krueger on the bill.

SENATOR KRUEGER: Here's why -- on the bill, Mr. President.

It was not exhaustive, because as was just pointed out, consumer groups weren't talked to. The research couldn't have been exhaustive, because apparently Senator Murphy

never even heard about the problems of free tickets for charities being sold on secondary markets for enormous amounts of money. So how exhaustive could this research have been?

It wasn't exhaustive because we still don't have the transparency that is critical for this to work. I hear Senator Lanza's concerns about wanting to make sure that everybody has a chance. I agree. But that means transparency. You will not be able to see the face value of the ticket when you end up going and buying it for perhaps four or five times the face value on a secondary market.

Now, you might decide it's worth it to you to want to pay four or five times, but you should at least know what the face value is. Because if for some reason you need to get a return on that or they cancel, that's all you're getting, the face value, not the four or five times you paid for it.

And if we believe that we want to make sure there's equitable opportunity for all to get these tickets, we're not addressing the fundamental problem that the primary venue doesn't have to let you know what percent of the

tickets are actually going on sale to the public.

And the research by the AG's office, which if -- hopefully Senator Murphy read this detailed report -- shows that you can have up to 50 percent, 60 percent of the tickets being held or distributed on presale bases, and so those are never even open to the public to have an opportunity to buy.

And so at least we ought to be letting people know, when they are in search of a ticket to a Justin Bieber concert or a -- I'm just looking. Let's see, I'm neither a rapper or that much of a concertgoer, but I have all the names here -- anyone else's concerts that you used to be able to know that actually only 30 percent of the seats are being made available to you through the primary market, because 70 percent of them have disappeared some other way, and so you'll only be able to buy those on a more expensive secondary market.

So are there improvements in this bill compared to what we've had? Yes. Have we addressed the consumer protection problems that we will continue to have in New York State? No. Do I want to go backwards? No, I want to go

forward. This isn't getting us far enough forward.

I'm voting no. I'm hoping that another year, another opportunity for us to get it right.

Thank you, Mr. President.

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

Senator DeFrancisco.

SENATOR DeFRANCISCO: It's my understanding the debate is complete?

ACTING PRESIDENT GRIFFO: The debate is closed. The Secretary has rang the bell.

SENATOR DeFRANCISCO: Well, stop ringing the bell, because by unanimous consent we're going to take this up on the noncontroversial calendar for a vote.

ACTING PRESIDENT GRIFFO: So without objection, we will return to the noncontroversial reading.

The Secretary will read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Young to explain her vote.

SENATOR YOUNG: Thank you, Mr. President.

I rise to commend Senator Murphy for his diligence on this issue. He has spent hours and hours of time coming up with a solution. And everything that you need to know about this legislation is included in the bill memo, which I will read from.

"Everyday New Yorkers are denied fair access to tickets by resellers who distort the market, obscure information that allows for better purchasing decisions, and gouge fans with excessive prices and fees. In 2016, the Office of New York State Attorney General released a report exposing the unscrupulous practices of the industry and making it clear that reforms are critical to protect consumers. This bill reforms the system to create a fairer and more

transparent marketplace. It allows New Yorkers a fair shot at fairly priced tickets."

That's what this legislation does, so let's be clear on that. And thank you, Senator Murphy, for your leadership, for your diligence, for your hard work in coming up with a solution that benefits the fans.

I will be voting aye, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Young in the affirmative.

Announce the results.

THE SECRETARY: In relation to Calendar 1964, those recorded in the negative are Senators Dilan, Golden, Hoylman, Krueger, Persaud, Sanders, Sepúlveda and Serrano --

ACTING PRESIDENT GRIFFO: Senator Murphy to explain his vote.

SENATOR MURPHY: Oh, I just wanted to say thank you. And thank you to my colleagues for voting on this.

I'd like to also thank Assemblyman O'Donnell, who I've worked with, and the Attorney General's office, after going through their report.

But I was not going to allow another

one-year extender to happen, because that happened back in 2011, 2012, 2013, 2014, 2015. My good buddy Senator Lanza here finally picked the ball up and got bots done. We had another extender last year, 2017, when I stood in front of you all and I said I'm going to work diligently on this and we're going to come up and we're going to have a comprehensive bill. And this is it.

This right here, this gives access to the everyday people. It helps the everyday person in order for them to try and get into a play -- which I've talked to Broadway League and Broadway.com. I've exhausted a number of different avenues to make sure that we tried to get this right.

It is very, very convoluted. This is what we've gotten so far, and I'm very proud of this bill. And I'd just like to thank my colleagues for voting on this.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Murphy in the affirmative.

Results.

THE SECRETARY: Also Senator Parker

in the negative.

Ayes, 51. Nays, 9.

ACTING PRESIDENT GRIFFO: The bill passes.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Can we now go to the Supplemental Calendar 58A and take up previously laid aside Calendar Number 2083, controversial.

ACTING PRESIDENT GRIFFO: The Secretary has rang the bell, and we will now read 2083.

THE SECRETARY: Calendar Number 2083, by the Senate Committee on Rules, Senate Print 9104, an act to amend Chapter 88 of the Laws of 2009.

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

Read the last section.

Senator DeFrancisco, this is on a controversial reading. Do we have your request to convert to noncontroversial?

SENATOR DeFRANCISCO: No. No. I

would like it to be -- excuse me, I would like it to be controversial. And I would like to answer Senator Seward's request for an explanation.

ACTING PRESIDENT GRIFFO: Okay. So we are on a controversial reading. The debate has been closed.

The Secretary will read the last section, and then members will have an opportunity to explain their votes.

SENATOR DeFRANCISCO: I would like to give an explanation of the bill.

ACTING PRESIDENT GRIFFO: Debate has been closed, but we'll reopen it, if that's what you're requesting.

SENATOR DeFRANCISCO: I think that's what I said earlier.

ACTING PRESIDENT GRIFFO: Okay. Senator Seward, what is your question?

SENATOR SEWARD: I would like an explanation.

(Laughter.)

ACTING PRESIDENT GRIFFO: Senator Seward would like an explanation.

SENATOR DeFRANCISCO: You know, this bill is very --

ACTING PRESIDENT GRIFFO: Senator Rules, would you like to speak?

(Laughter.)

SENATOR DeFRANCISCO: I wish Senator Squadron was here, but -- he would have given a better rap, and he would have brought that up.

The reason I want to explain it is apparently there's some negative votes that are being contemplated. And what -- this bill is extremely simple.

There are many tax bills that have been in existence by various jurisdictions that we keep re-upping every year and give another year, another two years, whatever the number of years are of the extender. And quite frankly, it's ridiculous. If we've already authorized a town or a county or a village or somebody to raise sales tax, for example, or mortgage tax, why do they have to keep coming back? And why do we just give them a short length of time?

We should have a -- it should be automatic. And they should only come back if they want to reduce it, permission to reduce, which they don't need.

And all this bill is is a bill that allows for these extenders and some of the municipalities -- New Rochelle, Rye, Yonkers, Essex, Albany, Warren. And from a political standpoint, these counties are very different as far as the geographics and also different with respect to their politics, whether they have basically Republicans or Democrats leading their counties.

And if we do not pass this bill, monies that these municipalities have been relying on for years, for years, will stop, because we have not authorized those taxes to continue.

So I would hope that those who are considering possibly voting no consider what the effects would be. And most importantly, there's really no reason, no reason not to continue to allow these extensions. And there are extenders for -- that Democrats are requesting and extenders that the GOP is requesting, and they go all over the ballpark.

So the reason I want to explain it is because I think it's important that we know here and the general public knows here what we're

voting on and what a no vote would be.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Seeing and hearing no other Senator that wishes to be heard, debate is now closed.

The Secretary will ring the bell.

(Pause.)

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Some order, please.

Senator Gianaris to explain his vote.

SENATOR GIANARIS: Thank you, Mr. President.

Despite Senator DeFrancisco's customary eloquence, I did want to point out a couple of things about this bill.

Number one, it is a one-house bill which does not have a companion in the Assembly,

which means its likelihood of actually resulting in anything meaningful is minimal at best.

Number two, the majority picked and chose which of the various provisions of law that are expiring it wanted to include in this legislation.

So this is little more, at the end of the day, than just political posturing. I will be voting no, together with many of my colleagues, because if we want a real solution, we should roll up our sleeves and actually get to work on things that can pass both houses.

Thank you.

ACTING PRESIDENT GRIFFO: Senator Gianaris in the negative.

Senator DeFrancisco to explain his vote.

SENATOR DeFRANCISCO: Yes, I just want --

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

SENATOR DeFRANCISCO: I just want to explain briefly there's been many one-house bills that have been passed in either house that ultimately become law. And this is -- this could

be one of them.

And everybody knows the facts of life, the things that go on in Albany, that this bill is being used for leverage to get other totally unrelated things done. And it has nothing to do with it being one house or two houses or three houses. What it has to do with is leverage that the Assembly is trying to apply to get the Senate to do something that should be done on its own one way or the other.

And that's -- that's the real story here. And I would hope that -- again, that the Assembly would -- the Senators, the Democrat Senators will reconsider. And I'm sure if this bill passes, all extenders that they're concerned about or they're interested in would happen as well.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco in the affirmative.

Senator Klein to explain his vote.

SENATOR KLEIN: Again, Mr. President, I certainly understand that there's a lot in this bill that affects various regions -- tax extenders, mortgage recording taxes that are expanded. But at the same time, I

think that was pointed out by Senator Gianaris, this is certainly, at this late time in the session, is not a same-as with the Assembly.

I do want to point out one specific issue which is important to me and I think everyone else in the City of New York, is the speed camera program. I actually did the original legislation which created the program, thus also expanding the program. And I do want to say the program has been up and running for over four years and has saved thousands and thousands of lives. We have seen, thank God, all types of horror that used to occur near schools go down dramatically.

So even though we're doing extenders supposedly in this piece of legislation, the speed camera legislation, which is going to sunset any day now, is not in this legislation as well.

So I stand by my previous vote and vote no, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Klein in the negative.

Senator Young to explain her vote.

SENATOR YOUNG: Thank you,

Mr. President.

We all know that local communities that we represent need to have these local bills done. And I just want to read a list of the local communities that are affected by this, because they apparently need the revenue in order to operate their budgets.

So it's the occupancy tax in the City of New Rochelle, it's also in the City of Rye, and it's also relating to the City of Yonkers. We have Senator Mayer, who's newly elected, on the other side of the aisle. To me, it would be shocking if she voted against her own communities.

SENATOR GIANARIS: Mr. President.

ACTING PRESIDENT GRIFFO: Senator Gianaris, why do you rise?

SENATOR YOUNG: So --

SENATOR GIANARIS: We always take great care not to single out individuals and criticize them by name in this chamber, and I would caution Senator Young not to do that right now.

SENATOR YOUNG: -- the representative from Yonkers, the City of Rye and

New Rochelle would vote against their own -- her own community.

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 2083, those recorded in the negative are Senators Alcantara, Avella, Bailey, Benjamin, Breslin, Brooks, Carlucci, Comrie, Dilan, Gianaris, Hamilton, Hoylman, Kaminsky, Kavanagh, Kennedy, Klein, Krueger, Mayer, Montgomery, Parker, Peralta, Persaud, Sanders, Savino, Sepúlveda, Serrano, Stavisky, Stewart-Cousins and Valesky.

Ayes, 31. Nays, 29.

ACTING PRESIDENT GRIFFO: The bill fails.

Senator Flanagan.

SENATOR FLANAGAN: The Senate will stand at ease.

There will be an immediate Republican conference.

ACTING PRESIDENT GRIFFO: The Senate will stand temporarily at ease.

There's an immediate meeting of the Republican Conference in Room 332.

The Senate is at ease.

(Whereupon, the Senate stood at ease at 2:41 p.m.)

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

ACTING PRESIDENT GRIFFO: And now a word from our sponsor.

Senator DeFrancisco.

SENATOR DeFRANCISCO: We're ready to proceed. And if legislators from the Senate are in the hearing of my voice, we'd love to see you.

ACTING PRESIDENT GRIFFO: I'd ask all members to please report to the chamber.

SENATOR DeFRANCISCO: All right, if we can --

ACTING PRESIDENT GRIFFO: The Senate will come to order.

Senator DeFrancisco.

SENATOR DeFRANCISCO: The first bill we want to take up is a hand-down for Senator Akshar, who's on his way, I hope.

ACTING PRESIDENT GRIFFO: We will return to messages from the Assembly.

The Secretary will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, and by unanimous consent, the rules were suspended and said bill ordered to a third reading: Assembly 8057B.

ACTING PRESIDENT GRIFFO: It is so ordered.

The bill is before the house. The Secretary will read.

THE SECRETARY: Calendar Number 2085, by Member of the Assembly Abbate, Assembly Print 8057B, an act to amend the Civil Service Law.

ACTING PRESIDENT GRIFFO: Read the last section.

SENATOR DeFRANCISCO: Time out.

ACTING PRESIDENT GRIFFO: Time out. Read the last section.

SENATOR DeFRANCISCO: Please wait.

ACTING PRESIDENT GRIFFO: Okay. The Senate will stand temporarily at ease.

(Whereupon, the Senate stood at ease at 4:15 p.m.)

(Whereupon, the Senate reconvened at 4:22 p.m.)

SENATOR DeFRANCISCO:
Mr. President, can we lay this bill aside temporarily and go to the Supplemental Calendar 58A. We laid aside a Senator Marcellino bill temporarily, 2043. Can we take that up now, please.

ACTING PRESIDENT GRIFFO: The Senate will return to order.

The bill that was previously before the house will be laid aside temporarily.

And the request is now to go to Senate Supplemental 58A, and we will be looking at Calendar Number 2043.

The Secretary will read.

THE SECRETARY: Senator Marcellino moves to discharge, from the Committee on Rules, Assembly Bill Number 6320A and substitute it for the identical Senate Bill 5743A, Third Reading Calendar 2043.

ACTING PRESIDENT GRIFFO: The substitution is so ordered.

There is a home-rule message present at the desk.

The Secretary will read.

THE SECRETARY: Calendar Number

2043, by Member of the Assembly Montesano, Assembly Print 6320A, an act to grant.

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.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Has that bill been passed?

ACTING PRESIDENT GRIFFO: It has been passed.

SENATOR DeFRANCISCO: All right. Can we now take up, off the original active list, a bill that was temporarily laid aside, the Ranzenhofer bill, Calendar 1099. Can we take up that at this time.

ACTING PRESIDENT GRIFFO: The Secretary will read, from the original active list, Calendar Number 1099.

THE SECRETARY: Calendar Number 1099, by Member of the Assembly Steck, Assembly Print 2688B, an act to amend the Executive Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

SENATOR DeFRANCISCO: That completes the active list. You can rip it up, just like the president did.

All right. Now we're going back to the Senate supplemental calendar. And the bill that was laid aside on that calendar, 2029, by Senator Bonacic, can we call that bill up, please.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Calendar Number

2029, by Senator Bonacic, Senate Print 994C, an act to amend the General Municipal Law.

ACTING PRESIDENT GRIFFO: Senator Krueger.

SENATOR KRUEGER: Thank you. On the bill, Mr. President. Can I?

ACTING PRESIDENT GRIFFO: So one second -- yes. We were on a noncontroversial reading. Are we going to a controversial reading?

SENATOR KRUEGER: It had been laid aside earlier.

ACTING PRESIDENT GRIFFO: Okay, the bill has been -- correct, you are right, Senator Krueger, the bill is laid aside.

SENATOR KRUEGER: So I assume --

ACTING PRESIDENT GRIFFO: Let me ring the bell.

And Senator Krueger, you may be heard.

SENATOR KRUEGER: I wasn't going to ask to debate, Mr. President, I was just going to speak on the bill.

ACTING PRESIDENT GRIFFO: Senator Krueger on the bill.

SENATOR KRUEGER: Thank you.

So this bill continues a pattern in this state of expanding gambling, perhaps without thinking about the impact on the broader universe of other gambling that we've passed. So we regulate and we pass and we put a limit on casinos, and we make agreements with, compacts with Native American casinos. And we think about and explore whether we're going to do sports betting or not, whether we're going to do Internet betting or not, what we're doing with OTBs, on and on.

And yet then we take a look at a bill like this, which basically says we will allow specific nonprofit facilities to become casinos. Not a full-fledged casino, but slot machines, which now are being called electronic bell jars in this bill. And we've already approved tax-free alcohol for these same facilities.

So I'm just wondering what the State of New York is thinking about when it's expanding a secondary market of lower-taxed gambling casinos with -- perhaps without the fancy lights.

And of course while they are

veterans organization facilities, you don't have to be a veteran to go there. So it's not a sublimited universe, it's the entire New York public. Or I guess people from outside of New York State could also come to our secondary discounted-price casinos.

I think it's just bad policy for the state, Mr. President. Even though I've heard that these are organizations searching for more charitable money, I don't think we're doing ourselves a favor by doing this. And I think we're also opening ourselves to all kinds of questions people might ask later, when I think we here in the Senate should have asked those questions before we pass these laws.

And so I'm a no, Mr. President. Thank you.

ACTING PRESIDENT GRIFFO: Seeing and hearing no other Senator that wishes to be heard -- Senator Bonacic.

SENATOR BONACIC: To explain my vote.

ACTING PRESIDENT GRIFFO: We're on the bill -- you want to explain your vote later, then, Senator Bonacic?

SENATOR BONACIC: Sure.

ACTING PRESIDENT GRIFFO: Okay. So I will close debate.

The Secretary will ring the bell.

Read the last section.

THE SECRETARY: Section 10. This act shall take effect on the 180th day.

ACTING PRESIDENT GRIFFO: The Secretary will call the roll.

We are on a controversial vote, so the members should enter the chamber, please.

(The Secretary called the roll.)

SENATOR DeFRANCISCO: Could you withdraw the roll call and -- I think people are getting jumpy at this point. And I'm trying not to.

But by unanimous consent, I would request that this be put back on the noncontroversial calendar and a vote be taken in that manner.

ACTING PRESIDENT GRIFFO: So without objection, we will return to the noncontroversial reading.

There being no objection, the Secretary will read the last section.

THE SECRETARY: Section 10. This act shall take effect on the 180th day.

ACTING PRESIDENT GRIFFO: The Secretary will call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Bonacic to explain his vote.

SENATOR BONACIC: Yes. Thank you, Mr. President.

First of all, this particular machine that would go in benevolent corporations -- and 59 percent of them are in veteran halls. And the rest would be in the Elks, it would be in the Moose Lodge, it would be in the churches, and it would also -- and there's about 1200 of them.

Since 1997, the revenue from these organizations was $66 million. Now it is down to $33 million. You know what's happened? Veterans posts have closed. Veterans, you know, when they can come home from the war, they don't talk to people about their experiences. They need a place to go and talk to other veterans if they're inclined to talk at all.

So this is a -- this is -- what we

want to do is to give them a bell jar machine that is not a gambling device. It's preprinted in the machine, not a gambling device. I don't know how many times I can say that. With the hope, with the hope that maybe more of these benevolent corporation members, and mainly veterans, would go and play this machine.

ACTING PRESIDENT GRIFFO: Excuse me, Senator Bonacic.

Can I have some order in the house.

Senator Bonacic, please continue.

SENATOR BONACIC: So that's why we're putting this forward. We are one with the Assembly on this. There's a same-as bill. In fact, the Assembly passed this earlier in the year and recalled it so we could have the same language.

But that's what this bill does.

Thank you, Mr. President. I vote yes.

ACTING PRESIDENT GRIFFO: Senator Bonacic in the affirmative.

Senator Ortt to explain his vote.

SENATOR ORTT: Thank you, Mr. President.

I'd like to thank the sponsor. I know he spent a lot of time on this bill.

You know, gaming bills, bills that deal with any kind of gambling are always somewhat controversial. There are those who don't like them, there are those who support them.

For me, this was mostly about trying to find a way to help and provide an additional revenue stream for community organizations that play a huge role in most of our districts, whether it's veterans organizations -- VFWs, American Legions -- whether it's volunteer firefighting companies, whether it is other community organizations -- the Knights of Columbus, that kind of a thing.

Now, keep in mind, my only concern with this legislation, I represent a casino that's on Native American territory. And I know they have some concerns about the compact with the state. But I believe that the sponsor has tried to work very hard to make sure this bill is not in violation of that compact.

And I think ultimately this bill does more for -- more good for groups in our

community than it does harm. And so for that reason, Mr. President, I vote aye.

ACTING PRESIDENT GRIFFO: Senator Ortt in the affirmative.

Senator Kennedy to explain his vote.

SENATOR KENNEDY: Thank you, Mr. President.

First of all, I want to thank the bills's sponsor. I know that he has worked very, very hard on this bill and has communicated appropriately.

The issue that we have with this bill is that I have a memo of opposition from the Seneca Nation of Indians President Todd Gates opposing this bill, believing that the legislation clearly violates the compact of 2002. These are serious allegations, and these are allegations that we need to take into consideration as we're passing this bill.

We are basically affirming the support for video gaming that in many ways will help charitable organizations, yes. But if it violates the compact, it ultimately goes against the word of the State of New York from 2002, then what in fact is the worth of the word of the

State of New York in any capacity to begin with? Who would negotiate in good faith with the City of New York in any capacity moving forward if in fact New York State doesn't keep its word?

And if the bill that we are supporting today violates the compact, and the Seneca Nation is saying that they are going to challenge this bill -- ultimately resulting, I'm assuming, in litigation, and much like what happened with Moxie Mania and the VLTs that were put forward in the past that violated the compact and were arbitrated and resulted in a long legal, problematic, adjudicated issue -- in fact, we should hit the pause button, get everyone to the table, negotiate the bill with all parties involved, including the Seneca Nation and other nations that will be affected across the state as it pertains to their own gaming compacts, and put a bill in that works for everybody.

I know this is important to the charitable organizations. And as I mentioned to you earlier, I appreciate the sponsor's work on this and recognize that conceptually we can all agree to that. However, I believe that this is in violation of the compact. I have grave

concerns about it.

With that, I'll be voting no, and I ask my colleagues to do the same. And while this is a C print of this bill, hopefully we can put together another print that works.

ACTING PRESIDENT GRIFFO: Senator Kennedy, how do you vote?

SENATOR KENNEDY: Mr. President, I vote in the negative. Thank you.

ACTING PRESIDENT GRIFFO: Senator Kennedy in the negative.

Senator Marchione to explain her vote.

SENATOR MARCHIONE: Thank you, Mr. President.

I also want to thank the sponsor, Senator Bonacic, for this piece of legislation.

I had a lot of concerns about it, as of course I come from an area that has a racino that certainly is being squeezed and hasn't felt the full effects of a casino that's very close to it.

But I want to thank him very much for listening to the concerns that we had for adjusting the bill and for making it palatable

for those of us who are now able to support the bill. And I just want to say that that's indicative of Senator Bonacic, and I would like to thank him for always trying to work with the rest of us to make a bill better that we all can support.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Marchione in the affirmative.

Announce the results.

THE SECRETARY: In relation to Calendar 2029, those recorded in the negative are Senators Bailey, Comrie, Gianaris, Kaminsky, Kavanagh, Kennedy, Klein, Krueger, Peralta, Persaud, Sanders, Sepúlveda and Stewart-Cousins. Also Senators Benjamin and Stavisky. Also Senator Alcantara.

Ayes, 44. Nays, 16.

ACTING PRESIDENT GRIFFO: The bill passes.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Mr. President, can we now stand at ease and await a Democrat conference, a minority conference.

SENATOR KLEIN: Mr. President,

there will be an immediate Democratic conference in the Democratic Conference Room.

ACTING PRESIDENT GRIFFO: There will be an immediate meeting of the Democrat Conference in the Democrat Conference Room.

The Senate will stand at ease.

(Whereupon, the Senate stood at ease at 4:38 p.m.)

(Whereupon, the Senate reconvened at 4:54 p.m.)

ACTING PRESIDENT GRIFFO: The Senate will return to order.

Senator Flanagan.

SENATOR FLANAGAN: Senator Griffo, thank you. There will be a meeting of the Judiciary Committee in 10 minutes, 10 minutes, in Room 124.

ACTING PRESIDENT GRIFFO: There will be a meeting of the Judiciary Committee in 10 minutes. The Judiciary Committee will meet in Capitol Room 124 at 5:10. All members of Judiciary should report to Room 124 at 5:10.

SENATOR FLANAGAN: Mr. President, the Senate will stand at ease.

ACTING PRESIDENT GRIFFO: The

Senate will stand at ease.

(Whereupon, the Senate stood at ease at 4:54 p.m.)

(Whereupon, the Senate reconvened at 7:12 p.m.)

ACTING PRESIDENT GRIFFO: The Senate will return to order.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Could we please return to messages from the Assembly.

ACTING PRESIDENT GRIFFO: We will return to messages from the Assembly.

The Secretary will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to a third reading: Assembly Bill 9537.

ACTING PRESIDENT GRIFFO: So ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 2098, by Member of the Assembly Pretlow, Assembly Print 9537, an act to amend the Local Finance Law.

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

The Secretary will read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to a third reading: Assembly Bill 10385.

ACTING PRESIDENT GRIFFO: So ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 2097, by Member of the Assembly Otis, Assembly Print 10385, an act to amend Chapter 88 of the Laws of 2009.

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 Brooks and Kaminsky recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

The Secretary will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to a third reading: Assembly Bill 10355.

ACTING PRESIDENT GRIFFO: So ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 2095, by Member of the Assembly Joyner, Assembly Print 10355, 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.)

SENATOR KLEIN: Lay it aside.

ACTING PRESIDENT GRIFFO: Lay the bill aside.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Can we please take up the controversial reading of the bill that was just laid aside.

ACTING PRESIDENT GRIFFO: The Secretary will ring the bell.

The Secretary will read.

THE SECRETARY: Calendar Number 2095, by Member of the Assembly Joyner, Assembly Print 10355, an act to amend the General Municipal Law.

SENATOR KLEIN: Explanation of the bill, please.

ACTING PRESIDENT GRIFFO: An explanation has been requested on the bill.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, I'll give you a brief explanation if we could have a little order on the floor.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco, as you begin the explanation, I want to refer the members to that these are hand-downs from the Assembly, so you should refer to the iPads, look at the Assembly number, and that will give you the information.

Senator DeFrancisco.

SENATOR DeFRANCISCO: This is simply a three-year extender, a bill passed by the Assembly, that we're taking up now. The bill would assist in the development of federally financed housing of low income, elderly and disabled persons by continuing to make such developments eligible for expedited land use review, under Section 2002 of the Supportive Housing for the Elderly Program and Section 811 of the Supportive Housing for Persons with Disabilities.

So it's basically an extender of an excellent program that has already passed in the Assembly.

ACTING PRESIDENT GRIFFO: Seeing

and hearing no other Senator that wishes to be heard, debate is closed.

The Secretary will ring the bell.

SENATOR DeFRANCISCO:

Mr. President, by unanimous consent, we could replace this on the noncontroversial reading and take a vote.

ACTING PRESIDENT GRIFFO: Without objection, so ordered.

The Secretary will read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to a third reading: Assembly 10479.

ACTING PRESIDENT GRIFFO: It is so

ordered.

The Secretary will read.

SENATOR KLEIN: Lay it aside, please.

ACTING PRESIDENT GRIFFO: Lay it aside.

The Secretary will ring the bell.

The Secretary will read.

THE SECRETARY: Calendar Number 2088, by Member of the Assembly Weinstein, Assembly Print 10479, an act to amend the Local Finance Law.

SENATOR KLEIN: Explanation, please.

ACTING PRESIDENT GRIFFO: An explanation has been requested. (Pause.)

Senator Golden.

SENATOR GOLDEN: Mr. President, 10479 is an OMB number-one bill for an extender to give them the ability to go out and to bring their bonds to market and to give them the ability to have a tremendous savings at the end of the process.

ACTING PRESIDENT GRIFFO: Seeing and hearing no other Senator that wishes to be

heard, debate is closed.

The Secretary will ring the bell.

Read the last section.

SENATOR DeFRANCISCO: Excuse me. By unanimous consent, we could take this up in noncontroversial --

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

The Secretary will read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

SENATOR DeFRANCISCO: Please read the next bill, please.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and

said bill ordered to a third reading: Assembly Bill Number 10501.

ACTING PRESIDENT GRIFFO: It is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 2094, by Member of the Assembly Kim, Assembly Print 10501, an act to amend Chapter 613 of the Laws of 1996.

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 will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to a third reading: Assembly Bill Number 10502.

ACTING PRESIDENT GRIFFO: So ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 2093, by Member of the Assembly Dilan, Assembly Bill 10502, an act to amend Chapter 84 of the Laws of 1993.

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 will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to a third reading: Assembly Bill Number 10559.

ACTING PRESIDENT GRIFFO: It is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 2091, by Member of the Assembly Niou, Assembly Print 10559, an act to amend Chapter 449 of the Laws of 1986.

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 will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to a third reading: Assembly Bill Number 10560.

ACTING PRESIDENT GRIFFO: It is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number

2090, by Member of the Assembly Walker, Assembly Print 10560, an act to amend Chapter 253 of the Laws of 2004.

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 will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to a third reading: Assembly Bill Number 10561.

ACTING PRESIDENT GRIFFO: So ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 2089, by Member of the Assembly Joyner, Assembly Print 10561, an act to amend Chapter 375 of the

Laws of 1999.

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 will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to a third reading: Assembly Bill Number 10605.

ACTING PRESIDENT GRIFFO: It is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 2092, by Member of the Assembly Epstein, Assembly Print 10605, an act to amend Chapter 777 of the Laws of 1986.

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 will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to a third reading: Assembly Bill Number 11123.

ACTING PRESIDENT GRIFFO: It is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 2096, by the Assembly Committee on Rules, Assembly Bill 11123, an act to amend the Real Property Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

The Secretary will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to a third reading: Assembly Bill Number 416A.

ACTING PRESIDENT GRIFFO: It is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 2099, by Member of the Assembly Magnarelli, Assembly Print 416A, an act to amend the Real Property Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the

roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, we had previously laid aside Calendar Number 2085 from the --

ACTING PRESIDENT GRIFFO: Senator DeFrancisco, we're on the bill right now. Did you want to explain a vote on that, or no? It's your bill.

SENATOR DeFRANCISCO: I don't want to explain anything.

ACTING PRESIDENT GRIFFO: Okay, the desk is a little confused right now.

SENATOR DeFRANCISCO: Okay.

ACTING PRESIDENT GRIFFO: So we will continue. We read the last section and called the roll --

SENATOR KLEIN: Lay it aside, please.

ACTING PRESIDENT GRIFFO: Lay it aside.

SENATOR DeFRANCISCO: Can we lay that aside temporarily so we can try something

else.

ACTING PRESIDENT GRIFFO: We're going to lay it aside temporarily.

SENATOR DeFRANCISCO: There was a Senator Akshar bill, I believe it was on the supplemental calendar, that was laid aside. It's Calendar 2085.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Calendar Number 2085, by Member of the Assembly Abbate, Assembly Print 8057B, an act to amend the Civil Service Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: Ayes, 59. Nays, 1. Senator Hannon recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill

passes.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Can we please take up Senator Jacobs' bill, Calendar 1874, please.

ACTING PRESIDENT GRIFFO: Calendar 1874. The Secretary will read.

THE SECRETARY: Senator Jacobs moves to discharge, from the Committee on Rules, Assembly Bill Number 10468B and substitute it for the identical Senate Bill 8275B, Calendar Number 1874.

SENATOR KLEIN: Lay it aside.

ACTING PRESIDENT GRIFFO: The substitution is so ordered, and the bill is laid aside.

SENATOR DeFRANCISCO: Could we stand at ease, please.

ACTING PRESIDENT GRIFFO: The Senate will stand temporarily at ease.

(Whereupon, the Senate stood at ease at 7:30 p.m.)

(Whereupon, the Senate reconvened at 7:36 p.m.)

ACTING PRESIDENT GRIFFO: Senator

DeFrancisco.

SENATOR DeFRANCISCO: Mr. President, can we do the noncontroversial -- excuse me, the controversial reading of the Jacobs bill, please.

ACTING PRESIDENT GRIFFO: The Secretary will ring the bell.

The Secretary will read.

THE SECRETARY: Calendar Number 1874, by Member of the Assembly Ryan, Assembly Print 10468B, an act to amend the Public Health Law.

SENATOR KLEIN: I'd like an explanation, please.

ACTING PRESIDENT GRIFFO: An explanation has been requested by Senator Klein, Senator Jacobs.

SENATOR JACOBS: Thank you, Mr. President.

This legislation stems from a situation coming from a particular individual suffering from a disease, but the legislation will actually deal with an issue and problems that come up more broadly.

The situation is a young person who

is on a trial run of a certain type of drug to deal with epilepsy. And the program is allowed to be done before this drug is fully approved by the FDA under an initiative called the Compassionate Care Program, and that allows for a trial to use a particular drug that has not been fully approved, because of the severity of the ailment.

What this legislation would do is it is anticipated very soon that the FDA will approve this drug, reclassify this drug so it can be used more broadly, and that this particular patient who has been in the trial -- and others -- can continue to use this drug that is having a profound impact on improving their quality of life and this issue of epilepsy.

The issue at hand is that it is likely that the FDA approval will happen within the next number of weeks after we are out of session. What this legislation does is empower and allow the Commissioner of Health to approve -- when it is reclassified at the federal level, to in turn reclassify it and to allow it to be legal at the state level.

This is one incident that is

happening with this particular drug, but it is not uncommon for it to happen in other cases. We want to make sure that the federal government, after testing something, reclassifies it and makes it legal, that we enable the Commissioner of Health to in turn have the discretion to make that decision, not have to wait for another six or eight months until this body is back in session.

Thank you.

ACTING PRESIDENT GRIFFO: Senator Klein.

SENATOR KLEIN: Mr. President, will the sponsor yield for a couple of questions?

ACTING PRESIDENT GRIFFO: Senator Jacobs, do you yield?

SENATOR JACOBS: Yes.

ACTING PRESIDENT GRIFFO: The Senator yields.

SENATOR KLEIN: Through you, Mr. President. I heard the sponsor's explanation, but can they actually state what controlled substance they're actually reclassifying?

SENATOR JACOBS: What controlled

substance -- hold on -- if you -- one moment, please.

SENATOR KLEIN: I guess just to restate, the title of the bill is "an act to amend the Public Health Law in relation to authorizing the reclassification of controlled substances by regulation."

So this something that we're changing as far as the federal analog bill and reclassifying a controlled substance?

SENATOR JACOBS: Through you, Mr. President, it's a new type of cannabinoid oil.

SENATOR KLEIN: So when you say it's a new type of cannabinoid oil --

ACTING PRESIDENT GRIFFO: Senator Klein, please direct through the chair.

SENATOR KLEIN: Okay. Again, through you, Mr. President. I guess how is it different than the presently regulated substance that I guess is illegal under the analog bill?

SENATOR JACOBS: This is -- again, this is --

ACTING PRESIDENT GRIFFO: Senator Jacobs, through the chair.

SENATOR JACOBS: Mr. President, this is going through trial right now. But it is a purer form of the oil, as opposed to what is being used at this point in time.

SENATOR KLEIN: Again through you, Mr. President. Again, when you're actually dealing with reclassifying a controlled substance, the way it usually works, it's always dictated by the federal government. They keep changing different changes to specific substances, because sometimes the substance will change and it mimics something that's already illegal.

So I guess this is a change to what would be known as cannabis. So how is this different than what exists presently in the analog bill that is now illegal?

SENATOR JACOBS: Through you, Mr. President. Again, it will -- this would be only upon the reclassification at the federal level, that it would in turn allow the Commissioner of Health to reclassify here at the state level.

SENATOR KLEIN: So I guess -- through you, Mr. President, I guess my question

is if it's already going to be deemed legal on the federal level, wouldn't it automatically be legal now in the state as well?

SENATOR JACOBS: Through you, Mr. President, no, it would not. A point that is raised -- and this is the need for this legislation -- it would not be legal just upon the federal reclassification.

SENATOR KLEIN: Again through you, Mr. President. When we do the reclassification, what would -- I guess who would we actually be treating with I guess, for want of a better word, this new form of cannabis?

SENATOR JACOBS: Through you, Mr. President, this is again stemming from a specific case. But again, it will be applied and able to be utilized because there are more instances than this one case.

That this individual is part of a trial through this Compassionate Care Program, a federal program. This individual -- this strand of the cannabis oil is being found to be profoundly effective in this ailment, so this individual would like to continue to use this and be prescribed it by a physician on an ongoing

basis beyond the trial.

SENATOR KLEIN: Again through you, Mr. President, I guess what I'm getting at, again, there's treatment -- cannabis is used to treat, you know, various ailments. What specifically would be treated that we can't use I guess what we would use now, which is readily available under our medical marijuana program in the State of New York? What would this specific change in drug be able to treat that we can't already treat with the existing cannabis we use?

SENATOR JACOBS: Through you, Mr. President, it's a specific -- excuse me if I don't have the actual name in front of me. It's a specific type of epilepsy that this strand has been shown, through this trial, to be effective, and that other elements of medical marijuana have not been.

SENATOR KLEIN: And through you, Mr. President, again, I understand that this is a specific type of epilepsy that would be treated. But again, when someone is manufacturing a drug, it usually has a much wider use. Are there any other diseases or other types of ailments which would be able to be treated through this new form

of cannabis?

SENATOR JACOBS: Through you, Mr. President. At this point in time this trial has been focused on this type of epilepsy. And at this point in time that has been the only use. At some point in time, with other trials, it may be shown to have an impact beneficially on other ailments, but at this time it is solely on this strand of epilepsy.

SENATOR KLEIN: Thank you.

Through you, Mr. President, would the sponsor agree to yield for another question?

SENATOR JACOBS: Yes.

ACTING PRESIDENT GRIFFO: The sponsor yields.

SENATOR KLEIN: Again, it says in the bill memo that this legislation would also limit the commissioner's reclassification powers to not only being able to reclassify drugs to a new division in the same numbered schedule.

Can you explain what powers we're giving or taking away from the commissioner?

SENATOR JACOBS: Essentially -- Mr. President, through you. Essentially this is allowing the commissioner to do at a state level

what is done at the federal level. So if there's reclassification at the federal level, it's within that scope allowing the commissioner to reclassify it at the state level so they are consistent.

SENATOR KLEIN: Thank you, Mr. President. I have no further questions.

ACTING PRESIDENT GRIFFO: Thank you.

Seeing and hearing no other Senator that wishes to be heard, debate is closed and the Secretary will ring the bell.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, by unanimous consent we're going to vote on this bill -- send it back to the noncontroversial calendar, please.

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

The Secretary will read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

SENATOR DeFRANCISCO: Mr. President, there was one other bill, a Magnarelli bill that was passed and sent back here. Can we have the noncontroversial reading of that bill.

ACTING PRESIDENT GRIFFO: Without objection, it is so ordered to noncontroversial.

The Secretary will read.

THE SECRETARY: Calendar Number 2099, by Member of the Assembly Magnarelli, Assembly Print 416A, an act to amend the Real Property Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill

passes.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes, I believe there's an Assembly bill at the desk, Number 10618.

ACTING PRESIDENT GRIFFO: It's not presently at the desk, Senator DeFrancisco.

SENATOR DeFRANCISCO: All right. And it's going to be there momentarily, is it?

ACTING PRESIDENT GRIFFO: Yes. Do you want to stand at ease temporarily?

SENATOR DeFRANCISCO: Yes -- no, we don't have to if we can call on -- is there a report from the Judiciary Committee?

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

The Secretary will read.

SENATOR DeFRANCISCO: Please read.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco, before we take the Judiciary Committee report, that material is now at the desk. So with your concurrence, we will move on that.

SENATOR DeFRANCISCO: Absolutely.

ACTING PRESIDENT GRIFFO: The

Secretary will read.

THE SECRETARY: Senator Kennedy moves to discharge, from the Committee on Rules, Assembly Bill Number 10618A and substitute it for the identical Senate Bill 7346A, Third Reading Calendar 943.

ACTING PRESIDENT GRIFFO: The substitution is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 943, by Member of the Assembly Peoples-Stokes, Assembly Print 10618A, an act to amend the Real Property Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Kennedy to explain his vote.

SENATOR KENNEDY: Thank you, Mr. President.

And I want to thank my colleagues

for supporting this extremely important bill for the City of Buffalo.

There has been year after year of individuals who have come into the City of Buffalo, bought properties and then taken advantage of the community while not living in these homes. They're collecting rent and oftentimes allowing these properties to fall into disrepair. And then when the housing code violations or fire code violations pile up, these same individuals, who we refer to as slumlords, that have taken advantage of our community don't pay those housing code violations.

What this legislation ultimately does is it ensures that if these slumlords do not pay those housing code violations, that they're held accountable, that they ultimately have to pay, because that fine will be put on their tax roll at the end of the year.

With that, Mr. President, I vote aye. I urge my colleagues to do the same. And I thank my colleagues for their support on this bill.

ACTING PRESIDENT GRIFFO: Senator Kennedy in the affirmative.

Senator DeFrancisco.

SENATOR DeFRANCISCO: The last bill that was passed is exactly like Senator Kennedy's bill. In fact, it was around here for a while. I sponsored the bill. And I just want to say one thing to explain my vote here: Ditto.

(Laughter.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

Now we will have the Secretary's reading of the Judiciary Committee report.

ACTING PRESIDENT GRIFFO: Senator Bonacic, from the Committee on Judiciary, offers the following nominations for Interim Supreme Court Judges:

Nicholas Iacovetta, Vincent Martorana, and Michael Obus.

ACTING PRESIDENT GRIFFO: Senator Bonacic.

SENATOR BONACIC: Thank you, Mr. President.

Let me start off by apologizing to the nominees who came with their families, young children. I knew you were here at 10:00 a.m. But this is the last day of session. And whenever you have the last day of session, things get complicated. And we were not able to address all of you sooner, so we apologize for the long delay.

So let me start, I'm going to start with the interim Supreme Court justices that have been given to us by Governor Cuomo. There are three. Then we'll do the eight Court of Claims, okay?

So earlier today the Senate Judiciary Committee met and considered the appointment of three interim Supreme Court judges. In addition, we considered the nomination of eight new appointees to the Court of Claims.

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

We always strive to put judges on

the bench who display exemplary temperament and dedication to the bench. I am confident that the nominees before the State Senate Judiciary Committee today will hold themselves to such standards.

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

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

First, the interim Supreme Court nominees. We're going to start with -- and when I call your name, I'm going to ask you to stand up. If you have family with you, which I'll acknowledge, I would ask them to stand up also.

The Honorable Nicholas Iacovetta, and he's here about his brother John.

The next gentleman is the Honorable Vincent Martorana, and he's here with his bride, Jane. Okay?

And the last gentleman is the Honorable Michael Obus.

Mr. President, at this time I move these three nominations to the floor and ask for Senate confirmation and if you would recognize any Senator who wishes to speak on any of these three nominees.

ACTING PRESIDENT GRIFFO: Thank you, Senator Bonacic.

Senator Klein.

SENATOR KLEIN: Thank you, Mr. President.

While I rise to congratulate all of the acting Supreme Court nominees, I want to point out one very special judge, and that's Judge Nicholas Iacovetta. He's my constituent and a friend from the Country Club section of the Bronx.

And if you would look at his resume, he really was moved in the direction to really be a Supreme Court judge. He spent many years in the Bronx District Attorney's office. He was at one time chief of the Criminal Court Bureau. He was head of the Homicide Bureau; he served there from 1974 to 1988. He then was appointed as

Criminal Court judge in Bronx County from '88 to '93. And of course he was the acting Supreme Court judge in the Criminal Part in Bronx County as well.

He never really left the Bronx, because he also attended Fordham as an undergrad, Fordham Law School as well. And he's someone that is eminently qualified. When Judge Nicholas Iacovetta takes his rightful place as a Supreme Court judge, all over the Bronx justice will truly be done.

Congratulations to you and your family.

ACTING PRESIDENT GRIFFO: The question before the house is on the names read for the positions of interim Supreme Court judge of the State of New York. All in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The individuals that have been named and read are hereby confirmed by the Senate as Interim Supreme Court Judges.

Congratulations. Please rise and be

recognized.

(Standing ovation.)

ACTING PRESIDENT GRIFFO: Senator Bonacic.

SENATOR BONACIC: Let us continue now with the eight Court of Claims nominees.

ACTING PRESIDENT GRIFFO: Senator Bonacic, we're just going to read first and then come to you, okay?

SENATOR BONACIC: Sure.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: As Judges of the Court of Claims: Joel Cohen; John Higgitt; Francis Kahn III; Honorable Chris Ann Kelley; David Lewis; James McCarty, Jr.; Michele Rodney; and Honorable Lillian Wan.

ACTING PRESIDENT GRIFFO: The report is before the house.

Senator Bonacic.

SENATOR BONACIC: Thank you, Mr. President.

Our first gentleman is Mr. Joel Cohen. He's with his bride, Stacy, and children Jake and Holly. So could you -- if you're all --

there they are, all four. Very good.

The next gentleman is Mr. John Higgitt. He's with his bride, Sandra, and children Jackson and Luke. Over there, very good.

The next one is Mr. Francis Kahn III, with his bride, Jodi. Okay.

A good-looking group up there, I would say, as we continue.

Next is the Honorable Chris Ann Kelley, with her spouse, Jacqueline, and daughters Marina and Calla. Okay.

Next is Mr. James McCarty, Jr., with his wife, Martha, and sons Matthew and Michael.

Next is Ms. Michele Rodney, parents Karl and Faye, sister Karlisa.

And last but not least is the Honorable Lillian Wan. She's with her husband, Adam, as well as their children Sophia and Nathan.

At this time, Mr. President, I move all the nominations to the floor.

Do you have any Senators that wish to speak on the nominees?

ACTING PRESIDENT GRIFFO: We will,

Senator Bonacic, one second.

SENATOR BONACIC: How could I miss him? How could I miss our favorite one?

I'd like to put forth the name of the Honorable David Lewis. David, there you are in the background.

(Laughter.)

SENATOR BONACIC: Okay. Mr. President, I move all the nominations to the floor for Senate confirmation, and I ask you to recognize any Senator who wishes to speak.

ACTING PRESIDENT GRIFFO: Thank you, Senator Bonacic.

Senator Mayer.

SENATOR MAYER: Thank you very much.

I rise to support the nomination of, among all the others, James A. McCarty, Jr., who lives in my district and has an extraordinary history in the Westchester County District Attorney's office.

Mr. McCarty was hired in 1980 by Carl Vergari, for those of us old enough to remember him, as a junior assistant district attorney, and he has served since that time with

incredible distinction and been promoted repeatedly in the office of the Westchester County District Attorney. He currently serves as chief assistant to District Attorney Anthony Scarpino.

And during his career, Mr. McCarty has handled thousands of cases and tried over 100 jury trials, including some of the most significant in Westchester County. In 2016, he was named the Acting District Attorney of Westchester County when our former District Attorney -- now Chief Judge DiFiore -- was named to her position, and he served with incredible distinction and character.

He's a graduate of the University of Rochester and Albany Law School.

I just would like to add that having dealt with him in the course of my service in Westchester County, Mr. McCarty continues to conduct himself with the utmost professionalism and commitment to public service.

He will bring honor to the bench, and I look forward to his confirmation.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Thank

you, Senator Mayer.

Senator Young.

SENATOR YOUNG: Thank you, Mr. President.

I extend my sincere congratulations to each and every one of the nominees and their families. We are so proud of you today, and we're very grateful that you want to give this type of public service to the people of New York State.

However, I do want to talk about one of the nominees in particular, and that is our friend David Lewis.

David is someone who is extremely well qualified to become a judge. He has been associated with the New York State Senate for many years, starting in 1990, when he was named special counsel to the New York State Senate Select Committee on Arts and Cultural Affairs, under the chair of someone that many of us knew long ago, and that's former Senator Roy Goodman.

So for the past 28 years, he has been associated with the Senate, has done excellent work on behalf of the Senators here. And his resume is extremely impressive. He has

an extensive resume in professional teaching and training, but he's also known for his brilliant legal mind. And because of his contributions, the people of New York State have reaped the benefits of his expertise in developing meaningful policy, which in many cases has literally changed people's lives for the better.

So make no mistake, having David move on today is a loss for our institution that we hold so dear. But we are also very happy and thrilled that he is starting a new chapter in his life. And we wish him all the best, much success, and we can't wait to call you Judge.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Thank you, Senator Young.

The nominees feel free to be seated.

I've got a whole list. Just bear with me, all right? Thank you, nominees.

We're going to go to Senator Parker.

SENATOR PARKER: Thank you, Mr. President.

First let me congratulate all of the nominees to the New York State Court of Claims. I specifically rise to congratulate and to second

the nomination of Michele S. Rodney, who although not a constituent is a good personal friend for, you know, probably over 20 years.

This St. John's University Law School graduate has served with distinction for almost 15 years in the Bronx DA's office, and has had a very distinguished legal career and has been a member of both the Westchester and the New Rochelle bars.

She is somebody whose work is also outside of the courtroom, has been in the classroom, where she has helped other people in their legal careers. And I'm sure she is going to serve the courts with distinction and honor, and certainly brings a much-needed perspective and diversity to the courts.

I want to also congratulate her mother and father, Karl and Faye Rodney, who are institutions, you know, in the Caribbean community and in the larger journalistic community. And certainly the fruit doesn't fall far from the tree when it talks about hard work, character and integrity. And I also want to congratulate her sister as well.

And I just wanted to say how proud I

know I am and the people of my district are of Michele Rodney, and we just all want to wish her Godspeed in her journey to the bench.

And while I still rise, let me associate myself with Senator Young's comments about David Lewis, who is somebody who, you know, I think almost all of us have dealt with, with dignity and respect. He's somebody whose expertise I think this institution has counted on for a number of decades, and certainly he's going to be missed. And I want to wish him well and his family all the best of luck.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Hamilton.

SENATOR HAMILTON: Yes, Mr. President, I rise to congratulate all the nominees to the New York Court of Claims. In particular, I'm rising on behalf of Lillian Wan.

On the personal side, I know her as being a dynamic woman, a great mother of two children, and a great wife. As an attorney in surrogates court, she was well respected as a great attorney, dealing with families during a time of hardship.

She was in the top five of her class at Albany Law School and was on Law Review. And she now works in Family Court in Kings County.

Kings County has 2.6 million people, and Family Court in Kings County has the highest rate of people coming in in the country. It has a calendar that's second to none in the United States. And many times the judges in Family Court, I call them angels, or gods -- not gods, but people who are compassionate about the constituents in Kings County. And Lillian Wan is one of those people. Because an average judge goes from 9:00 to 5:00, but when you're in Family Court in Kings County, you may go from 9 o'clock to 6 o'clock, 7 o'clock at night.

And Lillian Wan is someone who has stayed the course, who has worked hard. And she's also making history, history in this chamber, history in this state, as being the first Asian-American woman to the Court of Claims.

So I rise to pay tribute to all the people to the Court of Claims, but especially to Lillian Wan on making history. And I know she'll bring compassion to the court and will be an

excellent judge in the Court of Claims.

Thank you.

ACTING PRESIDENT GRIFFO: Thank you, Senator Hamilton.

Senator Bailey.

SENATOR BAILEY: Thank you, Mr. President.

I associate myself with all of the comments of my esteemed colleagues in making sure that we recognize such a talented group and diverse group -- though we could do a little bit better on the diversity -- of wonderful judges-to-be. Their records are beyond reproach.

And I just want to make a comment about former dean -- I can't call her "Dean" anymore -- Michele Rodney. I'm very sad that I won't be able to call her dean, but we gained a great mind on the bench.

And Senator Parker spoke about her legal background, but I can speak about working with her at Monroe College and her understanding and leaving her door literally open to anybody who wanted to come talk to her about anything, whether it was personal, whether it was professional, in the classroom or out.

That is the kind of person that we need as a judge, because as an practicing attorney, I know there are some attorneys that I've practiced with that I wouldn't want to see on the bench. Not going to name any names.

But Dean Rodney is certainly somebody that has the temperament in what is often the forgotten branch of government. We focus on the legislative branch here, and we talk about the executive, but sometimes we forget how important it is to have good and qualified judges on the bench.

And Michele Rodney, you exemplify that. And I am happy to second your nomination as well, and I look forward to a long and storied career for you on the bench.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Thank you, Senator Bailey.

Senator Sepúlveda.

SENATOR SEPÚLVEDA: Thank you, Mr. President.

I too rise to congratulate every single individual that's been nominated in their own right. They have impeccable resumes. They

are wonderful jurists. And I'm sure that they'll make us proud on the bench.

I too want to associate myself with the comments of Senator Bailey regarding Michele Rodney. She had an illustrious 14-year career with the DA. As an educator, a dean of the School of Criminal Justice of Monroe College, she has put other students on the path to become members of the legal profession.

But I'd be remiss not to take this opportunity to underscore the fact that there is still a lack of diversity on the bench of the State of New York, especially amongst Latinos. There are many wonderful Latino attorneys, wonderful Latino educators in the legal profession that are still -- that are still not feeling like they're part of the judicial process. That has to change. It is our responsibility.

These individuals can serve as role models for the future, for future lawyers who aspire to become judges, who aspire to go to the Court of Appeals and maybe aspire to become part of the United States Supreme Court.

But today I want to congratulate all

of the individuals today, and I want to thank them for their service to the State of New York.

ACTING PRESIDENT GRIFFO: Thank you, Senator Sepúlveda.

Senator Bonacic.

SENATOR BONACIC: Real brief, I want to congratulate all 11 judges. I want to single out David Lewis. I know his bride, Mrs. Lewis, would have loved to be here today, but yesterday she had brain surgery.

And I want you to know we wish her a speedy recovery and that she be home soon to join you in the next chapter of your life.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Thank you, Senator Bonacic.

Senator Flanagan.

SENATOR FLANAGAN: Thank you, Mr. President.

I want to concur with the remarks of Senator Bonacic and take a moment to just say thank you to Senator Bonacic in his capacity as chair of the Judiciary Committee. Anyone who serves on the committee knows that he takes that obligation very seriously, does a significant

vetting of all the candidates before the committee, prior to the committee, and he does follow-up as well.

So sometimes people overlook the fact that the role of confirmation and consent by the Senate is a perfunctory exercise when many of us know that's simply not the case. So to Senator Bonacic, thank you for your diligence, your patience, and your service.

To our honorees who are here today, of course congratulations to all of you, and to your families who have stuck it out throughout the day.

To David Lewis, David, best of luck, good luck, congratulations.

And to Judge Martorana, who hails from Suffolk County -- Kenny LaValle knows him quite well also -- you know, I know he's supposed to have deference -- "Honorable," "Judge," all these different things. To us, Vinny, you're still Vinny. You've been a great practicing lawyer for many years. You got, obviously, elected to the bench. This appointment was a capstone in your career.

I just want to wish you

congratulations. It's great that you have your wife here with you today.

And I have a special final introduction for Judge Kelley. Judge Kelley is a sitting judge in Suffolk County, and she is now obviously going to be elevated to the Court of Claims. So I want to tell -- Senator Bonacic said he felt kind of bad. You've been here all day, had to wait around, you weren't sure what's going to happen.

I don't really feel that bad. Because we have to run for office every two years, and every one of you who is going to the Court of Claims just got a nine- or ten-year term, so you don't have to run for office. So if the worst thing you have to do is sit around all day, with that kind of action, I'll take it any single day.

But Judge Kelly, a number of our colleagues spoke to the resume of the people who are now being confirmed. I read a bunch of things about Chris Kelley's resume.

Chris is here with her spouse, Jackie. And Marina, Calla, I got a chance to spend some quality time with today. And it's

great to see government through the eyes of young children, and they were enthralled -- well, Calla, is 20, so maybe a young woman. But for them to see the chamber, the Capitol, they were in awe as the day progressed.

Now, the most important thing I can tell you about Judge Kelley, if I knew nothing else -- and it's not going to appear on her resume -- she's an FOM, Friend of Mom. Chris and my mother worked together in the Family Court for many, many years. So if I ever needed any vindication or any affirmation of her skill sets or her talents, my mother said she's a great person, great judge.

Chris, to you, your family, and to everyone, best of luck and congratulations. Do us proud, and do great things for the State of New York.

Mr. President, thank you.

ACTING PRESIDENT GRIFFO: Thank you, Senator Flanagan.

The question before the house is on the names read for the position of Court of Claims Judge for the State of New York. All in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Those individuals that have been named and read are hereby confirmed by the Senate as Court of Claims Judges for the State of New York.

Please rise and be recognized. Congratulations and best wishes.

(Standing ovation.)

ACTING PRESIDENT GRIFFO: Our congratulations and best wishes.

Senator DeFrancisco.

SENATOR DeFRANCISCO: We are going to stand at ease temporarily.

ACTING PRESIDENT GRIFFO: The Senate will stand temporarily at ease.

(Whereupon, the Senate stood at ease at 8:13 p.m.)

(Whereupon, the Senate reconvened at 8:33 p.m.)

SENATOR DeFRANCISCO: Mr. President. Mr. President, please.

ACTING PRESIDENT BONACIC: The Senate will come to order while I take a picture

with Senator Stavisky.

SENATOR DeFRANCISCO: Excuse me.

(Laughter.)

SENATOR DeFRANCISCO: John, could you please kiss down on the -- downstairs?

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes. There will be a Rules Committee meeting in 332 at 9:00 p.m., and an immediate meeting of the Finance Committee to deal with some nonpaid appointments.

ACTING PRESIDENT GRIFFO: There's an immediate meeting of the Finance Committee in Room 332. That will be followed by a meeting at 9:00 p.m. of the Rules Committee, also in Room 332.

SENATOR DeFRANCISCO: Thank you.

ACTING PRESIDENT GRIFFO: The Senate will stand at ease.

And the podium is available to take pictures with Senator Bonacic.

(Laughter.)

(Whereupon, the Senate stood at ease at 8:34 p.m.)

(Whereupon, the Senate reconvened at 9:02 p.m.)

ACTING PRESIDENT GRIFFO: The Senate returns to order.

Senator DeFrancisco for an announcement.

SENATOR DeFRANCISCO: Not for an announcement. Do we have a Rules Committee agenda yet? I mean a Finance Committee report.

ACTING PRESIDENT GRIFFO: We do have a Finance Committee report at the desk.

SENATOR DeFRANCISCO: Can we take up the report, please.

ACTING PRESIDENT GRIFFO: The Secretary will read.

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

As a member of the Port of Oswego Authority: Francis Enwright.

As members of the Ogdensburg Bridge and Port Authority: David King and Joseph Andriano.

As a nonvoting member of the Rochester-Genesee Regional Transportation

Authority: Jacques Chapman.

As a member of the New York Job Development Authority: Alfredo Vazquez Assad.

As a commissioner of the State Insurance Fund: Dennis Kessler.

As members of the Niagara Frontier State Park, Recreation and Historic Preservation Commission: Thomas A. Chambers, Ph.D., and Susan Swiatkowski.

As a member of the Waterfront Commission of New York Harbor: Paul T. Weinstein.

As a director of the New York State Urban Development Corporation: Eric Gertler.

As a member of the Board of Directors of the New York Convention Center Operating Corporation: Brian O'Dwyer.

As a member of the Dormitory Authority of the State of New York: Wellington Z. Chen.

As a member of the Battery Park City Authority: Anthony S. Kendall.

As members of the Board of Directors of the New York Convention Center Operating Corporation: Steven C. Koppel and Fred Wesley

Dixon.

As members of the Veterans' Affairs Commission: Ken Rosenblum, Tanye D. Nelson-Waller, Kent Eiler, and Eugene Di Giacomo.

As a member of the Board of Visitors for the New York State Home for Veterans and Their Dependents at Batavia: Daniel J. Burling.

As a member of the Board of Visitors for the New York State Home for Veterans and Their Dependents at Montrose: Susan P. Hayel.

As a member of the Board of Visitors of the Richard H. Hutchins Psychiatric Center: Mary K. Bartowski.

As a member of the Board of Visitors of the Helen Hayes Hospital: Mary Eileen O'Brian, Ph.D.

As members of the Justice Center Advisory Council: Jeffery R. Savoy; Hanns Meissner, Ph.D.; Jason Edward Hershberger, Ph.D.; and Thomas McAlvanah.

As a member of the Board of Visitors of the Western New York Developmental Disabilities Services Office: Michael P. Rogers.

As a member of the Board of Visitors of the Rochester Psychiatric Center: David

Mullen.

As a member of the Board of Visitors of the Rockland Psychiatric Center: John Allen Murphy.

As members of the Board of Visitors of the Staten Island Developmental Disabilities Services Office: Patricia Yandoli and Bernardo Pace.

As a member of the Board of Visitors of the Sunmount Developmental Disabilities Services Office: Wayne P. Rogers.

As members of the Behavioral Health Services Advisory Council: Susan Saiomone and Donna Mae Depola.

As a member of the Board of Visitors of the Elmira Psychiatric Center: Richard Arthur Hamling.

As members of the Board of Visitors of the Central New York Developmental Disabilities Services Office: James A. Yonai, Ph.D., and Young Hee-Lee.

As a member of the Board of Visitors of the Buffalo Psychiatric Center: Tadeusz S. Pietrzak.

As members of the Board of Visitors

of the Manhattan Psychiatric Center: Peter G. Holden, Sr., and Felton Jenkins.

As members of the Board of Visitors of the Binghamton Psychiatric Center: Nancy Ann Thomas and Joyce Gioia.

As a member of the Board of Visitors of the Kingsboro Psychiatric Center: Marie G. Delus.

As members of the Board of Visitors of the Capital District Developmental Disabilities Services Office: Patricia K. Wright and Linda E. Sartoris.

As a member of the Board of Visitors of the Bronx Psychiatric Center: Gerald M. Friedman.

As a member of the Board of Visitors of the Mohawk Valley Psychiatric Center: Ramona Rossi.

As members of the Board of Visitors of the Richard H. Hutchins Psychiatric Center: Patricia M. Okoniewski and Robert Feldman, Ph.D.

As a member of the Board of Visitors of the Hudson Valley Developmental Disabilities Services Office: William Evans.

As a member of the Board of Visitors

of the New York City Children's Center: Pasquale DePetris, Ph.D.

As a commissioner of the State Liquor Authority: Lily M. Fan.

And as a member of the Public Health and Health Planning Council: Hugh R. Thomas.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco, I'll entertain a motion.

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

ACTING PRESIDENT GRIFFO: All in favor of accepting the report of the Finance Committee say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The Finance Committee report has been accepted and is before the house.

SENATOR DeFRANCISCO: Would you now take up the nominations.

ACTING PRESIDENT GRIFFO: Senator Young.

SENATOR YOUNG: Yes, Mr. President. I'm very honored and privileged to advance the

names that were just read off to be confirmed.

Thank you.

ACTING PRESIDENT GRIFFO: Senator Kavanagh.

SENATOR KAVANAGH: Thank you, Mr. President.

I rise to speak of the nomination of Anthony Kendall to the Battery Park City Authority Board.

Mr. Kendall is someone who's lived and worked in Battery Park City for many years. He's a very distinguished nominee. He has been the CEO of a major accounting firm in our community. He is the chair of the Binghamton University Alumni Association, for the Binghamton folks in the room.

But for our purposes tonight, it's particularly noteworthy that he is the second resident of Battery Park City who is being appointed to the seven-person board. That is pursuant to a piece of legislation that was negotiated and passed in this chamber and signed by the Governor in December, with a recent amendment to make it effective.

So I just want to thank all those

who brought this nomination forward and, more than that, the people of Battery Park City who have fought very hard and very long to have real representation on that board. And again, I'd like to acknowledge the great work of my predecessor, Daniel Squadron, who worked long and hard to get this done.

So thank you, Mr. President. I'll be voting in the affirmative.

ACTING PRESIDENT GRIFFO: Senator Robach.

SENATOR ROBACH: Yes, Mr. President, just real quickly. I wanted to rise -- I'm happy that we're finally getting to Hugh Thomas on the Public Hospital Planning Commission.

And I'll just say expeditiously -- his resume is in the package -- he's done great things to advance healthcare in Rochester, and I think he'll be a great member of this board as well. He's a great member of our community, with a lot of expertise, both legal and in healthcare, and this is good.

I would be remiss if I didn't take this chance, though, since he stuck it out to be

here, I don't know why it took the Governor three and a half years to send us the nomination, but I'm glad it's finally here. Better late than never.

Thank you, Mr. Thomas, for your willingness to serve not only in Rochester but the greater State of New York.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Thank you, Senator Robach.

Senator Funke.

SENATOR FUNKE: Thank you, Mr. President.

I really wanted to support Dennis Kessler as a commissioner of the State Insurance Fund.

He is a Northwestern and Yale Law grad, professor of entrepreneurship at the University of Rochester Simon School of Business. He has also taught at CCNY and St. John Fisher College and at SUNY Brockport -- all this while operating 69 Friendlys and Burger King restaurants. All this while serving his community in a wide range of ways. All this while giving back philanthropically, with his

brother Larry, and providing funding for the Kessler Burn Center in Rochester and the Kessler Trauma Center and the Kessler Center for People with Disabilities.

He is smart, he is diligent, he is a man of utmost integrity. He will make an outstanding commissioner at the State Insurance Fund.

So I wholly support Dennis Kessler for this position. And again, it took two and a half years to get this done, and that is not a good thing. We need to figure out a better way to handle these appointments.

Thank you very much.

ACTING PRESIDENT GRIFFO: Thank you, Senator Funke.

The question before the house is on the nominations of the individuals that have been named for the positions that were so designated. All those in favor signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: Accordingly, all those individuals who have been

read and named for the positions that were designated are hereby confirmed by the Senate.

Congratulations. We appreciate your willingness to serve. Best of luck to you.

Let's acknowledge those in attendance.

(Applause.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: We will now stand at ease.

ACTING PRESIDENT GRIFFO: The Senate will stand at ease.

(Whereupon, the Senate stood at ease at 9:12 p.m.)

(Whereupon, the Senate reconvened at 10:35 p.m.)

ACTING PRESIDENT GRIFFO: The Senate will come to order.

SENATOR DeFRANCISCO: I'd like to call 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, an immediate meeting of

the Rules Committee in Room 332.

The Senate is at ease.

(Whereupon, the Senate stood at ease at 10:35 p.m.)

(Whereupon, the Senate reconvened at 10:55 p.m.)

ACTING PRESIDENT GRIFFO: The Senate will come to order.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Yes. Is there a report of the Rules Committee at the desk?

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

The Secretary will read.

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

Senate Print 2281, by Senator Griffo, an act to amend the State Finance Law;

Senate 2493A, by Senator Phillips, an act to amend the Education Law;

Senate 3362A, by Senator Krueger, an act to amend the New York State Urban Development Corporation Act;

Senate 3512, by Senator Ranzenhofer, an act to amend the Education Law;

Senate 3875, by Senator Ranzenhofer, an act to amend the Education Law;

Senate 3905A, by Senator Griffo, an act to amend the Tax Law;

Senate 1156C, by Senator Ortt, an act to amend the Insurance Law;

Senate 7199A, by Senator Seward, an act to amend the Penal Law;

Senate 7211, by Senator LaValle, an act to amend Chapter 464 of the Laws of 2016;

Senate 7536, by Senator Breslin, an act to amend Chapter 105 of the Laws of 2009;

Senate 7945, by Senator Funke, an act to amend the Education Law;

Senate 7960, by Senator Ranzenhofer, an act to amend the Public Authorities Law;

Senate 7997A, by Senator Boyle, an act to amend the Environmental Conservation Law;

Senate 8073A, by Senator Montgomery, an act to amend the Labor Law;

Senate 8122A, by Senator Kennedy, an act to amend Chapter 108 of the Laws of 2016;

Senate 8168, by Senator Griffo, an

act to amend the Education Law;

Senate 8286, by Senator Ortt, an act to require;

Senate 8292, by Senator Little, an act to authorize;

Senate 8311A, by Senator Griffo, an act to amend the Public Service Law;

Senate 8362A, by Senator Ritchie, an act to amend the Agriculture and Markets Law;

Senate 8377, by Senator Mayer, an act to amend Chapter 89 of the Laws of 2009;

Senate 8519, by Senator O'Mara, an act in relation to;

Senate 8565, by Senator LaValle, an act to amend the Environmental Conservation Law;

Senate 8570, by Senator LaValle, an act to amend the Environmental Conservation Law;

Senate 8759, by Senator Amedore, an act to amend the Executive Law;

Senate 8760, by Senator Amedore, an act to amend the Civil Practice Law and Rules;

Senate 8817A, by Senator Marcellino, an act to incorporate;

Senate 8846, by Senator Gallivan, an act to authorize;

Senate 8847A, by Senator Felder, an act redistributing;

Senate 8938, by Senator Funke, an act to amend the Tax Law;

Senate 8946, by Senator Lanza, an act to amend the Public Authorities Law;

Senate 8968, by Senator Helming, an act to amend the Executive Law;

Senate 8980A, by Senator Jacobs, an act to amend the Criminal Procedure Law;

Senate 8999B, by Senator Mayer, an act to amend the Public Service Law;

Senate 9008, by Senator Flanagan, an act to amend the Social Services Law;

Senate 9011B, by Senator Little, an act to authorize;

Senate 9038, by Senator Ortt, an act to amend the Public Service Law;

Senate 9044, by Senator Murphy, an act to amend the Tax Law;

Senate 9071, by Senator Ortt, an act to amend the Public Health Law;

Senate 8713, by Senator Gallivan, an action granting;

Senate 9116, by Senator Hamilton, an

act to amend the Criminal Procedure Law;

Senate 8783, by Senator Golden, an act to amend the Private Housing Finance Law;

Senate 9004, by Senator Boyle, an act establishing;

Senate 7837, by Senator Kennedy, an act to amend the Public Authorities Law;

Senate 8875, by Senator Stewart-Cousins, an act to amend the Vehicle and Traffic Law; and

Senate 9102, by Senator Savino, an act to amend the Public Health Law.

All bills reported direct to third reading.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: I now move to accept the report of the Rules Committee, please.

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

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: The

Rules Committee report is accepted and before the house.

SENATOR DeFRANCISCO: Can we go back to messages from the Assembly.

ACTING PRESIDENT GRIFFO: We'll go back to messages from the Assembly, and the Secretary will read. (Pause.)

Senator DeFrancisco, it will take us a couple of minutes. The desk is organizing the subs right now as they've been brought to the chamber.

SENATOR DeFRANCISCO: That's quite all right. We have nothing else to do.

(Pause.)

ACTING PRESIDENT GRIFFO: Okay, we are ready to read the subs from the sub report.

If I can have some order, please, the Secretary will begin.

THE SECRETARY: Senator Krueger moves to discharge, from the Committee on Rules, Assembly Bill Number 8292A and substitute it for the identical Senate Bill 3362A, Third Reading Calendar 2102.

Senator Ortt moves to discharge, from the Committee on Rules, Assembly Bill

Number 3694C and substitute it for the identical Senate Bill 1156C, Third Reading Calendar 2106.

Senator LaValle moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 8747 and substitute it for the identical Senate Bill 7211, Third Reading Calendar 2108.

Senator Breslin moves to discharge, from the Committee on Rules, Assembly Bill Number 9622 and substitute it for the identical Senate Bill 7536, Third Reading Calendar 2109.

Senator Boyle moves to discharge, from the Committee on Rules, Assembly Bill Number 11040 and substitute it for the identical Senate Bill 7997A, Third Reading Calendar 2112.

Senator Kennedy moves to discharge, from the Committee on Rules, Assembly Bill Number 10298A and substitute it for the identical Senate Bill 8122A, Third Reading Calendar 2114.

Senator Little moves to discharge, from the Committee on Rules, Assembly Bill Number 10492 and substitute it for the identical Senate Bill 8292, Third Reading Calendar 2117.

Senator Griffo moves to discharge, from the Committee on Rules, Assembly Bill

Number 8010A and substitute it for the identical Senate Bill 8311A, Third Reading Calendar 2118.

Senator Ritchie moves to discharge, from the Committee on Rules, Assembly Bill Number 10301B and substitute it for the identical Senate Bill 8362A, Third Reading Calendar 2119.

Senator Mayer moves to discharge, from the Committee on Rules, Assembly Bill Number 10516 and substitute it for the identical Senate Bill 8377, Third Reading Calendar 2120.

Senator LaValle moves to discharge, from the Committee on Rules, Assembly Bill Number 10682 and substitute it for the identical Senate Bill 8565, Third Reading Calendar 2122.

Senator LaValle moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 10506A and substitute it for the identical Senate Bill 8570, Third Reading Calendar 2123.

Senator Amedore moves to discharge, from the Committee on Rules, Assembly Bill Number 10403 and substitute it for the identical Senate Bill 8760, Third Reading Calendar 2125.

Senator Marcellino moves to discharge, from the Committee on Rules,

Assembly Bill Number 11115A and substitute it for the identical Senate Bill 8817A, Third Reading Calendar 2126.

Senator Felder moves to discharge, from the Committee on Rules, Assembly Bill Number 10971A and substitute it for the identical Senate Bill 8847A, Third Reading Calendar 2128.

Senator Funke moves to discharge, from the Committee on Rules, Assembly Bill Number 4572A and substitute it for the identical Senate Bill 8938, Third Reading Calendar 2129.

Senator Lanza moves to discharge, from the Committee on Rules, Assembly Bill Number 9805A and substitute it for the identical Senate Bill 8946, Third Reading Calendar 2130.

Senator Helming moves to discharge, from the Committee on Rules, Assembly Bill Number 9981A and substitute it for the identical Senate Bill 8968, Third Reading Calendar 2131.

Senator Mayer moves to discharge, from the Committee on Rules, Assembly Bill Number 11118C and substitute it for the identical Senate Bill 8999B, Third Reading Calendar 2133.

Senator Flanagan moves to discharge, from the Committee on Rules, Assembly Bill

Number 10697 and substitute it for the identical Senate Bill 9008, Third Reading Calendar 2134.

Senator Little moves to discharge, from the Committee on Rules, Assembly Bill Number 11193A and substitute it for the identical Senate Bill 9011B, Third Reading Calendar 2135.

Senator Murphy moves to discharge, from the Committee on Veterans, Homeland Security and Military Affairs, Assembly Bill Number 3842A and substitute it for the identical Senate Bill 9044, Third Reading Calendar 2137.

Senator Gallivan moves to discharge, from the Committee on Rules, Assembly Bill Number 10770 and substitute it for the identical Senate Bill 8713, Third Reading Calendar 2139.

Senator Hamilton moves to discharge, from the Committee on Rules, Assembly Bill Number 11185 and substitute it for the identical Senate Bill 9116, Third Reading Calendar 2140.

Senator Golden moves to discharge, from the Committee on Rules, Assembly Bill Number 10828 and substitute it for the identical Senate Bill 8783, Third Reading Calendar 2141.

Senator Kennedy moves to discharge, from the Committee on Rules, Assembly Bill

Number 10074 and substitute it for the identical Senate Bill 7837, Third Reading Calendar 2143.

And Senator Stewart-Cousins moves to discharge, from the Committee on Rules, Assembly Bill Number 10961A and substitute it for the identical Senate Bill 8875, Third Reading Calendar 2144.

ACTING PRESIDENT GRIFFO: The substitutions are so ordered as read and presented to the house.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Mr. President, there is a supplemental active list, starting with Calendar 46, by Senator Griffo. I'd like to do the noncontroversial reading of that bill.

ACTING PRESIDENT GRIFFO: The Secretary will read.

Senator DeFrancisco, before we begin the calendar, we just received another batch of messages from the Assembly for substitutions. Can you allow us to go back to messages from the Assembly to allow those subs to be put in?

SENATOR DeFRANCISCO: Excellent idea.

ACTING PRESIDENT GRIFFO: Okay, we'll return to messages from the Assembly, and the Secretary will read.

THE SECRETARY: On page 4, Senator Griffo moves to discharge, from the Committee on Rules, Assembly Bill Number 8921A and substitute it for the identical Senate Bill 7318A, Third Reading Calendar 46.

On page 20, Senator Savino moves to discharge, from the Committee on Judiciary, Assembly Bill Number 7899A and substitute it for the identical Senate Bill 6217A, Third Reading Calendar 595.

On page 29, Senator Bonacic moves to discharge, from the Committee on Judiciary, Assembly Bill Number 9564 and substitute it for the identical Senate Bill 6179A, Third Reading Calendar 811.

On page 36, Senator Croci moves to discharge, from the Committee on Rules, Assembly Bill Number 10859 and substitute it for the identical Senate Bill 7907, Third Reading Calendar 987.

On page 36, Senator O'Mara moves to discharge, from the Committee on Rules,

Assembly Bill Number 10611 and substitute it for the identical Senate Bill 7953, Third Reading Calendar 991.

On page 46, Senator Murphy moves to discharge, from the Committee on Rules, Assembly Bill Number 9640A and substitute it for the identical Senate Bill 7603A, Third Reading Calendar 1237.

On page 57, Senator Golden moves to discharge, from the Committee on Alcoholism and Drug Abuse, Assembly Bill Number 8151 and substitute it for the identical Senate Bill 8552, Third Reading Calendar 1428.

On page 61, Senator Hannon moves to discharge, from the Committee on Rules, Assembly Bill Number 397B and substitute it for the identical Senate Bill 7522A, Third Reading Calendar 1498.

On page 62, Senator LaValle moves to discharge, from the Committee on Rules, Assembly Bill Number 10681A and substitute it for the identical Senate Bill 8658A, Third Reading Calendar 1617.

On page 65, Senator Ritchie moves to discharge, from the Committee on Rules,

Assembly Bill Number 10803 and substitute it for the identical Senate Bill 5309B, Third Reading Calendar 1835.

On page 66, Senator Gallivan moves to discharge, from the Committee on Rules, Assembly Bill Number 5539B and substitute it for the identical Senate Bill 8272A, Third Reading Calendar 1873.

On page 67, Senator Serino moves to discharge, from the Committee on Rules, Assembly Bill Number 10743A and substitute it for the identical Senate Bill 8928, Third Reading Calendar 1895.

And on page 68, Senator Golden moves to discharge, from the Committee on Rules, Assembly Bill Number 11241 and substitute it for the identical Senate Bill 8837A, Third Reading Calendar 1976.

ACTING PRESIDENT GRIFFO: The substitutions are so ordered as read and presented.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Now can we take up the supplemental active list, starting with Calendar 46 by Senator Griffo.

ACTING PRESIDENT GRIFFO: We will begin the noncontroversial reading of the supplemental active list with Calendar Number 46.

THE SECRETARY: Calendar Number 46, substituted earlier by Member of the Assembly Paulin, Assembly Print 8921A, an act to amend the Public 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 passes.

THE SECRETARY: Calendar Number 595, substituted earlier by Member of the Assembly Rozic, Assembly Print 7899A, an act to amend the Surrogate's Court Procedure 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.)

ACTING PRESIDENT GRIFFO: Senator Savino to explain her vote.

SENATOR SAVINO: Thank you, Mr. President.

I want to thank all of my colleagues for supporting this piece of legislation, which may seem like an arcane change to the Surrogate's Court Procedure Act, but in fact it is very timely.

The Surrogate's Court Procedure Act allows a parent or guardian to designate a standby guardian in the event of their incapacity, their debilitation or their death. We are seeking to amend that to allow a parent to add a standby guardian in the event of an administrative separation between them and their child.

As we speak, the country is transfixed with what is happening at the border and in detention centers, where parents and children are being separated as a result of the immigration status of the parents. This bill

will allow parents to designate a guardian that they trust, that they know, that they may be related to, who has status here in the United States to protect those children.

As a former caseworker, I can tell you I am still haunted by the experience of separating children from their parents. It is a traumatic experience for children that they never get over. The ability to place them with someone that they know and trust is so critically important.

And I want to thank each and every one of you for helping me with this. Senator Golden, you were there; Senator Felder; and of course our leader Senator Stewart-Cousins. And I want to thank the staff for making sure this bill made it on, the last bill of the night. It is that important that we protect children when they need it the most.

Thank you, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Savino in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill

passes.

THE SECRETARY: Calendar Number 811, substituted earlier by Member of the Assembly Dinowitz, Assembly Print 9564, an act to amend the Uniform Commercial Code.

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 987, substituted earlier by Member of the Assembly Pellegrino, Assembly Print 10859, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Kaminsky to explain his vote.

SENATOR KAMINSKY: Thank you.

Although I would like to use this time to speak of my love of scallops, I instead want to speak of my affection for the sponsor of the bill, Senator Croci. He's really been the MVP of our conference over the last few weeks and has really taken us --

(Laughter.)

SENATOR KAMINSKY: -- really taken us farther than we really have ever been in a long time, and I want to thank him. I never really understood the phrase "less is more" until the last few weeks.

And I wish him well. I actually do appreciate his service.

But I vote in the affirmative. Thank you.

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 987, those recorded in the negative are Senators Gallivan, Griffo, Ortt and Ritchie.

Also Senator Little. Also Senator Helming.

Ayes, 54. Nays, 6.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 991, substituted earlier by Member of the Assembly Stern, Assembly Print 10611, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1071, by Senator Ranzenhofer, Senate Print 3238, an act to amend the Alcoholic Beverage Control Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 1071, those recorded in the negative are Senators Alcantara, Bailey, Benjamin, Breslin, Comrie, Dilan, Gianaris, Hamilton, Hoylman, Krueger, Montgomery, Peralta, Persaud, Sanders, Sepúlveda and Serrano.

Ayes, 44. Nays, 16.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1097, by Senator Tedisco, Senate Print 2883A, an act to amend the Executive Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1237, substituted earlier by Member of the Assembly Galef, Assembly Print 9640A, an act to amend the Executive Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1291, by Senator Murphy, Senate Print 7262A, an act to amend the Public Service Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1300, by Senator DeFrancisco, Senate Print 7671, an act to amend the Public Authorities Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco to explain his vote.

SENATOR DeFRANCISCO: Yes. I voted for the naming of the bridge, the Mario Cuomo Bridge. And it wasn't until I started running around the state seeking the Republican nomination for governor that I realized the historical significance of the name Tappan Zee.

Anytime I was in the Hudson Valley, I heard from people saying this is a historic

name and has meaning, this is wrong. Many wanted to remove the name Mario Cuomo from the bridge and go back to Tappan Zee.

It seemed to me that a reasonable compromise would be to name it the Mario Cuomo Tappan Zee Bridge. And those thousands upon thousands of people who signed petitions calling for it to be changed were satisfied with that compromise.

I want to make it clear this is no disrespect to Mario Cuomo. His name will forever be on the bridge. I served in the Senate for two years under Mario Cuomo, and he was an honorable individual who did a lot of things for the state.

So this compromise I think respects both history and the service of Mario Cuomo, and that's why I brought the bill, that's why I'm voting yes, and that's why I'm asking for support of this body.

Thank you.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco in the affirmative.

Announce the results.

THE SECRETARY: In relation to

Calendar 1300, those recorded in the negative are Senators Alcantara, Bailey, Benjamin, Breslin, Brooks, Dilan, Gianaris, Hamilton, Hoylman, Kaminsky, Kavanagh, Kennedy, Klein, Peralta, Sanders, Savino, Sepúlveda, and Serrano. Also Senator Krueger. Also Senator Persaud.

Ayes, 40. Nays, 20.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1428, substituted earlier by Member of the Assembly Rosenthal, Assembly Print 8151, an act to amend the Mental Hygiene Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1434, by Senator Golden, Senate Print 1634B, an

act to amend the Administrative Code of the City of New York.

SENATOR KLEIN: Lay it aside, please.

ACTING PRESIDENT GRIFFO: Lay it aside.

THE SECRETARY: Calendar Number 1498, substituted earlier by Member of the Assembly Gunther, Assembly Print 397B, an act to amend the Public Health Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the 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: Calendar Number 1500, by Senator Hannon, Senate Print 8082A, an act to amend the Public Health Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

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 1617, substituted earlier by Member of the Assembly Thiele, Assembly Print 10681A, an act authorizing.

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

The Secretary will read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number

1815, by Senator Amedore, Senate Print 893, an act to establish.

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 passes.

THE SECRETARY: Calendar Number 1817, by Senator Marcellino, Senate Print 1261, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 1. Senator Marchione recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill

passes.

THE SECRETARY: Calendar Number 1829, by Senator Seward, Senate Print 4288, an act to amend the State Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Krueger to explain her vote.

SENATOR KRUEGER: Thank you.

I consulted with the state tree frog, and he doesn't think we should have baseball as our official sport. So I'm voting no.

(Laughter.)

ACTING PRESIDENT GRIFFO: Senator Krueger in the negative.

Announce the results.

THE SECRETARY: In relation to Calendar 1829, those recorded in the negative are Senators Hoylman, Kavanagh, Krueger and

Sepúlveda.

Ayes, 56. Nays, 4.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 1832, by Senator Helming, Senate Print 4536A, 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 1835, substituted earlier by Member of the Assembly Magee, Assembly Print 10803, an act to amend the Agriculture and Markets Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 1842, by Senator Ritchie, Senate Print 5897A, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

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 1873, substituted earlier by Member of the Assembly Weprin, Assembly Print 5539B, an act to amend the Municipal Home Rule 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 1895, substituted earlier by Member of the Assembly Byrne, Assembly Print 10743A, an act to amend the Town 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 passes.

THE SECRETARY: Calendar Number 1976, substituted earlier by the Assembly Committee on Rules, Assembly Print 11241, 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 passes.

And Senator DeFrancisco, that completes the noncontroversial reading of the active list currently before the house.

SENATOR DeFRANCISCO: All right. Can we now take up Calendar 1342, that's Senate Print 6424A, by Senator Ritchie.

(Lengthy pause.)

ACTING PRESIDENT GRIFFO: The Senate will return to order.

The Secretary will read.

THE SECRETARY: Senator Ritchie moves to discharge, from the Committee on Rules, Assembly Bill Number 7265A and substitute it for the identical Senate Bill 6424A, Third Reading

Calendar 1342.

ACTING PRESIDENT GRIFFO: The substitution is so ordered, and the Secretary will read.

THE SECRETARY: Calendar Number 1342, by Member of the Assembly Abinanti, Assembly Print 7265A, an act to amend the State Finance Law.

ACTING PRESIDENT GRIFFO: The Secretary will read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

The Secretary will continue.

THE SECRETARY: Senator Flanagan moves to discharge, from the Committee on Rules, Assembly Bill Number 10926 and substitute it for the identical Senate Bill 8886, Third Reading Calendar 1893.

ACTING PRESIDENT GRIFFO: The

substitution is so ordered, and the Secretary will read.

THE SECRETARY: Calendar Number 1893, by Member of the Assembly Englebright, Assembly Print 10926, an act to authorize.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 1. Senator Akshar recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

Senator DeFrancisco, that now completes the noncontroversial reading that we had with those two subs that we had talked about earlier on this current active list before the house. There has been one lay-aside.

SENATOR DeFRANCISCO: Mr. President, we have a Senate Supplemental Calendar 58B, which is the bills that were just dealt with in Rules most recently. May we have

the noncontroversial reading of that calendar.

ACTING PRESIDENT GRIFFO: The Secretary will begin the noncontroversial reading of Senate Supplemental Calendar 58B, noncontroversial.

THE SECRETARY: Calendar Number 2100, by Senator Griffo, Senate Print 2281, an act to amend the State Finance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2101, by Senator Phillips, Senate Print 2493A, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar Number 2101, those recorded in the negative are Senators Bailey, Comrie, Dilan, Gianaris, Hoylman, Kavanagh, Krueger, Montgomery, Peralta, Persaud, Sanders and Sepúlveda.

Ayes, 48. Nays, 12.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2102, substituted earlier by Member of the Assembly Seawright, Assembly Print 8292A, 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 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 2103, by Senator Ranzenhofer, Senate Print 3512, 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 passes.

THE SECRETARY: Calendar Number 2104, by Senator Ranzenhofer, Senate Print 3875, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

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 2105, by Senator Griffo, Senate Print 3905A, an act to amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2106, substituted earlier by Member of the Assembly Gunther, Assembly Print 3694C, an act to amend the Insurance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2107, by Senator Seward, Senate Print 7199A, an act to amend the Penal Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar 2107, those recorded in the negative are Senators Hoylman, Kavanagh, Montgomery and Sepúlveda.

Ayes, 56. Nays, 4.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2108, substituted earlier by Member of the

Assembly Englebright, Assembly Print 8747, an act to amend Chapter 464 of the Laws of 2016.

SENATOR O'MARA: Lay it aside.

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

SENATOR DeFRANCISCO: Nope.

ACTING PRESIDENT GRIFFO: No? Just lay it aside.

THE SECRETARY: Calendar Number 2109, by Member of the Assembly McDonald, Assembly Print 9622, an act to amend Chapter 105 of the Laws of 2009.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar Number 2109, those recorded in the negative are Senators Brooks, Kaminsky and Murphy. Also Senator Lanza.

Ayes, 56. Nays, 4.

ACTING PRESIDENT GRIFFO: The bill

is passed.

THE SECRETARY: Calendar Number 2110, by Senator Funke, Senate Print 7945, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 3. This act shall take effect August 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 2111, by Senator Ranzenhofer, Senate Print 7960, an act to amend the Public Authorities Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2112, substituted earlier by the Assembly Committee on Rules, Assembly Print 11040, an act to amend the Environmental Conservation Law.

SENATOR O'MARA: Lay it aside.

ACTING PRESIDENT GRIFFO: Lay it aside.

THE SECRETARY: Calendar Number 2113, by Senator Montgomery, Senate Print 8073A, an act to amend the Labor Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 59. Nays, 1. Senator Little recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number

2114, substituted earlier by Member of the Assembly Peoples-Stokes, Assembly Print 10298A, an act to amend Chapter 108 of the Laws of 2016.

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

The Secretary will read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2115, by Senator Griffo, Senate Print 8168, an act to amend the Education Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2116, by Senator Ortt, Senate Print 8286, an act to require.

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 passes.

THE SECRETARY: Calendar Number 2117, substituted earlier by Member of the Assembly Stec, Assembly Print 10492, an act to authorize.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2118, substituted earlier by Member of the Assembly Dinowitz, Assembly Print 8010B, an act to amend the Public 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 passes.

THE SECRETARY: Calendar Number 2119, substituted earlier by Member of the Assembly Barrett, Assembly Print 10301B, an act to amend the Agriculture and Markets Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 5. 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: Calendar Number 2120, substituted earlier by Member of the Assembly Otis, Assembly Print 10516, an act to amend Chapter 89 of the Laws of 2009.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar 2120, those recorded in the negative are Senators Brooks, Kaminsky, Lanza, Murphy and Seward.

Ayes, 55. Nays, 5.

ACTING PRESIDENT GRIFFO: The bill

is passed.

THE SECRETARY: Calendar Number 2121, by Senator O'Mara, Senate Print 8519, an act in relation to authorizing.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2122, substituted earlier by Member of the Assembly Englebright, Assembly Print 10682, an act to amend the Environmental Conservation Law.

SENATOR O'MARA: Lay it aside.

ACTING PRESIDENT GRIFFO: Lay it aside.

THE SECRETARY: Calendar Number 2123, substituted earlier by Member of the Assembly Englebright, Assembly Print 10506A, an act to amend the Environmental Conservation Law.

SENATOR O'MARA: Lay it aside.

ACTING PRESIDENT GRIFFO: Lay it aside.

THE SECRETARY: Calendar Number 2124, by Senator Amedore, Senate Print 8759, an act to amend the Executive 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, 59. Nays, 1. Senator Montgomery recorded in the negative.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2125, substituted earlier by Member of the Assembly Fahy, Assembly Print 10403, an act to amend the Civil Practice Law and Rules.

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 2126, substituted earlier by the Assembly Committee on Rules, Assembly Print 11115A, an act to incorporate.

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 2127, by Senator Gallivan, Senate Print 8846, an act to authorize.

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

The Secretary will read the last section.

THE SECRETARY: Section 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 passes.

THE SECRETARY: Calendar Number 2128, substituted earlier by Member of the Assembly Magnarelli, Assembly Print 10971A, an act redistributing bond volume.

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

2129, substituted earlier by Member of the Assembly Magee, Assembly Print 4572A, an act to amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2130, substituted earlier by Member of the Assembly Abinanti, Assembly Print 9805A, an act to amend the Public Authorities Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2131, substituted earlier by Member of the Assembly Wallace, Assembly Print 9981A, an act to amend the Executive Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2132, by Senator Jacobs, Senate Print 8980A, an act to amend the Criminal Procedure Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 2132, those recorded in the negative are Senators Alcantara, Comrie, Dilan, Gianaris, Hoylman, Kavanagh, Krueger, Persaud, Sanders and Sepúlveda. Also Senator Bailey.

Ayes, 49. Nays, 11.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2133, substituted earlier by the Assembly Committee on Rules, Assembly Print 11118C, an act to amend the Public 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.

The Secretary will continue.

THE SECRETARY: Calendar Number 2134, substituted earlier by Member of the Assembly Hevesi, Assembly Print 10697, an act to amend the Social Services Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Krueger to explain her vote.

SENATOR KRUEGER: Thank you, Mr. President. I would have laid it aside for a debate, but it's midnight.

(Scattered applause; laughter.)

SENATOR KRUEGER: And in fact, federal law would not accept a waiver to take SNAP money and use it for multivitamins as opposed to food.

The fact is SNAP provides minimal money for food already. In fact, it works out to

only $1.40 a meal, on average. We can't afford to take money away from poor people for food. We should be expanding the program so that they can afford more quality foods.

And the research shows that multivitamins and other forms of food supplements can be significantly more expensive than actual food for people and be less effective as far as nutrient intake. And many of these products are not even tested correctly at any national standards level.

So it's a mistake that hopefully the federal government won't change their law and give us that option. Right now we don't have that option. And yet I'm still voting no.

Thank you, Mr. President.

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

Announce the results.

THE SECRETARY: In relation to Calendar 2134, those recorded in the negative are Senators Hoylman, Krueger, Sanders and Sepúlveda.

Ayes, 56. Nays, 4.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2135, substituted earlier by the Assembly Committee on Rules, Assembly Print 11193A, an act to authorize.

ACTING PRESIDENT GRIFFO: Read the last section.

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

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

Read the last section.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2136, by Senator Ortt, Senate Print 9038, an act to amend the Public Service Law.

SENATOR KLEIN: Lay it aside, please.

ACTING PRESIDENT GRIFFO: Lay it aside.

THE SECRETARY: Calendar Number 2137, substituted earlier by Member of the Assembly Ortiz, Assembly Print 3842A, an act to

amend the Tax Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2138, by Senator Ortt, Senate Print 9071, an act to amend the Public Health Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number

2139, substituted earlier by Member of the Assembly Errigo, Assembly Print 10770, an act granting.

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 2140, substituted earlier by the Assembly Committee on Rules, Assembly Print 11185, an act to amend the Criminal Procedure Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce

the results.

THE SECRETARY: In relation to Calendar 2140, those recorded in the negative are Senators Bailey, Comrie, Dilan, Kavanagh, Krueger, Montgomery, Sanders and Sepúlveda.

Ayes, 52. Nays, 8.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2141, substituted earlier by Member of the Assembly Cymbrowitz, Assembly Print 10828, an act to amend the Private Housing Finance Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2142, by Senator Boyle, Senate Print 9004, an act establishing.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Boyle to explain his vote.

SENATOR BOYLE: Yes, Mr. President, to explain my vote.

This bill is being put forward in memory of Jovani Ligurgo, a 2-year-old who was recently killed in Virginia. He was abducted by his father, the father's house was set ablaze, and the father drove Jovani to Virginia, where he killed the child and committed suicide.

For some reason, Suffolk County police officials had contacted the State Police to ask for an Amber Alert when the child went missing -- a couple of times -- and the Amber Alert was never issued. It could have saved Jovani's life.

We want to guard against this ever happening again. There's some reason -- the

criteria of an Amber Alert is that a child is in danger. A 2-year-old abducted, a house set on fire, and the perpetrator has a gun; that child was in danger. We want to make sure that the criteria is the best it can be to protect our children, and this creates a temporary commission to make recommendations. I vote in favor.

Thank you.

ACTING PRESIDENT GRIFFO: Senator Boyle in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill is passed.

THE SECRETARY: Calendar Number 2143, substituted earlier by Member of the Assembly Peoples-Stokes, Assembly Print 10074, an act to amend the Public Authorities Law.

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

The Secretary will read the last section.

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

ACTING PRESIDENT GRIFFO: Call the

roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

THE SECRETARY: Calendar Number 2144, substituted earlier by Member of the Assembly Abinanti, Assembly Print 10961A, an act to amend the Vehicle and Traffic Law.

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

The Secretary will read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

Senator DeFrancisco, that completes the noncontroversial reading of the bills before the house in Senate Supplemental Calendar 58B.

SENATOR DeFRANCISCO:

Mr. President, pursuant to Rule 6, Section 2, I move to remain in session past midnight.

ACTING PRESIDENT GRIFFO: It is so ordered. Without objection, so ordered.

SENATOR DeFRANCISCO: Now I'd like to go back to the supplemental active list. There was one bill laid aside, Senator Golden's bill. Could we please have the controversial reading, please.

ACTING PRESIDENT GRIFFO: The Secretary will ring the bell.

The Secretary will read.

THE SECRETARY: Calendar Number 1434, by Senator Golden, Senate Print 1634B, an act to amend the Administrative Code of the City of New York.

SENATOR KLEIN: Explanation, please.

ACTING PRESIDENT GRIFFO: An explanation has been requested by Senator Klein.

Senator Golden.

SENATOR GOLDEN: Thank you, Mr. President.

This is a safety zone that would be set up within the City of New York around

schools. There's present right now -- 50 schools were added since 2014 to set up these safety zones around the City of New York. What this would do, it would add to that safety zone an actual speed limit sign, the hours on the sign, and blinking yellows that would be in the school zones around the City of New York.

So if somebody is driving into a school zone, they would see those blinking yellows, they would see the speed limit and they would see the hours of the speed limit. And that would reduce accidents and reduce harm to our children, and it would enhance public safety in the City of New York.

We've been trying to get this bill done for a number of years. The city has declined to do it. I think it's long overdue. And hopefully this conference here will see the value of this bill for our kids and pass this.

ACTING PRESIDENT GRIFFO: Senator Klein.

SENATOR KLEIN: Mr. President, would the sponsor yield for a couple of questions.

SENATOR GOLDEN: Certainly.

ACTING PRESIDENT GRIFFO: Senator Golden, do you yield for a couple of questions?

SENATOR GOLDEN: Yes, Mr. President.

SENATOR KLEIN: Through you, Mr. President. Who would determine where the speed zones are? As I think was pointed out, there's only a percentage over the first couple of years, and then it's increasing.

So who would determine where these speed zones are?

SENATOR GOLDEN: The City of New York would decide where those speed zones are.

SENATOR KLEIN: Who within the City of New York? Through you, Mr. President.

SENATOR GOLDEN: The Police Department, working with the Department of Education. And Transportation.

SENATOR KLEIN: Again, Mr. President, would the sponsor agree to yield for another question?

SENATOR GOLDEN: Yes, Mr. President.

ACTING PRESIDENT GRIFFO: The

Senator yields.

SENATOR KLEIN: Through you, Mr. President, would these speed zones be in the same places presently where there are speed cameras within the City of New York?

SENATOR GOLDEN: Mr. President, they could be.

SENATOR KLEIN: Again through you Mr. President, when we say could be, would we be using the data that we're using now that's supplied by DOT where they actually rate the most dangerous schools as far as crossing is concerned, and that's where disproportionately the speed cameras are located? Would that be the case with these speed zones?

SENATOR GOLDEN: Mr. President, the people that are speeding in our streets don't know where the speed cameras are. And there's only 140 speed cameras out there presently. This would add to, be able to enhance public safety across our city and to give our children and our parents the ability to have a safe journey to and from school.

SENATOR KLEIN: On the bill, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Klein on the bill.

I'm going to remind the members that we're discussing signage here, so I would ask that members confine their comments to the content of the bill.

Senator Klein on the bill.

SENATOR KLEIN: Sure. Well, on the bill.

First of all, I want to thank Senator Golden for putting this bill forward.

However, it certainly is something that's half a loaf. You know, in a lot of negotiation that took place in the original Vision Zero program -- which actually lowered the speed limits and also created an expanded speed camera program. I think in Senator Golden's present version of the bill, we make it a lot easier for people to identify where these speed zones are -- in essence, where are the speed cameras -- flashing lights, signage, which I think is a very, very good idea.

But what we're going to be doing when we leave here tonight is effectively ending the speed camera program in the City of New York.

It sunsets sometime at the end of July. I doubt we'll be back. So not only will we not have the over 140 speed cameras that presently exist at schools all over the City of New York -- which, by the way, since the program is implemented, everyone would agree save lives. We've seen fatalities go down year after year, day after day.

And while I think that Marty Golden's bill here would go a long way towards an increase in the speed camera program, just this alone is giving, I think, people a sense of security that our streets are now going to be safe, knowing that tonight -- or I should say at the end of July -- we will no longer have a speed camera program.

So I vote no on this. I don't think this is something we should be passing now when at the same time, when we leave here, we will no longer have a speed camera program in the City of New York. I vote no.

ACTING PRESIDENT GRIFFO: Senator Peralta.

SENATOR PERALTA: On the bill, Mr. President.

ACTING PRESIDENT GRIFFO: Senator Peralta on the bill.

SENATOR PERALTA: Thank you, Mr. President.

So tonight we're talking about signage. Signage. We have a program of 140 speed cameras. We were talking about expanding it 50 per year for the next three years, for a total of 290. And the bill we have in front of us is street signage.

The sponsor states that the purpose of this bill is to protect schoolchildren. Well, unfortunately, Mr. President I call BS on that, because this is really not going to protect schoolchildren. So what you have signs?

The sponsor doesn't provide data that indicates the frequency of traffic-related accidents. Well, since 2013, 63 percent of people speeding in a school zone have declined -- there's been a 63 percent decline in speeding in a school zone with these cameras. Eighty-one percent of the people who have gotten a ticket for the first time don't get another ticket. So it changes behavior.

Now, all we were asking for was

150 more cameras. The cameras are going to go away. Kids are going to die. We have 33 Senators that were sponsoring this bill, a bipartisan measure, Democrats and Republicans. We had a home-rule message from the City of New York --

ACTING PRESIDENT GRIFFO: Senator Peralta, I want to remind you again to stay germane to the bill before the house.

SENATOR PERALTA: This is about this bill.

ACTING PRESIDENT GRIFFO: It is not. You are -- the bill is -- it's discussing signage.

SENATOR PERALTA: It's about signage.

ACTING PRESIDENT GRIFFO: Senator Peralta, we're discussing signage --

SENATOR PERALTA: Yes, it is about signage --

ACTING PRESIDENT GRIFFO: -- and speed limits. Stay germane to the content of the bill, please.

SENATOR PERALTA: It is about signage. It is about signage. We're discussing

signage.

This is not enough. We could have done something today. We could have passed speed cameras and expanded it, but we didn't. We chose politics over children's lives.

I want to thank the advocates who came up here this week and the week before that. Amy Cohen, whose child would have been 18 years old tomorrow, and she lost her child when he was 9. Raul Ampuero lost his child just last month -- not because of signage or lack thereof. There was no speed cameras where these kids lost their lives.

So here we have an opportunity to do something, and we didn't do it. But yet tonight we're passing a bill on signage. It's not enough. We need to do something about this. We need to come back, or we need to pass it tonight. But this is not enough. Signage is not going to protect the children's lives.

And the next time a child loses his life in a school zone, I want you to remember tonight. Because you chose, you chose, to pass a bill on signage.

ACTING PRESIDENT GRIFFO: Senator

Lanza on the bill.

SENATOR LANZA: Thank you, Mr. President.

You know, I rarely engage in hyperbole on the floor of this august body. I in fact detest it. I hate it back home too, when people want to tell you that if you don't support their legislation, someone's blood is going to be on your hands. But we've heard it tonight.

You want to talk about politics over safety? We in this body, back in the month of May, passed a piece of legislation, 6212A, germane to this legislation. It would require that the City of New York place a stop sign or traffic signal at the four corners surrounding every school in the City of New York.

You know, a few years ago in my district a young child was killed at an intersection right outside a school, mowed down by a motorist. There was no stop sign there. I submit to you, my colleagues, that a hidden speed camera would never have prevented that tragedy from happening, but a stop sign probably would have.

So some would say that we're putting

politics above safety. I would say that others are putting money above the lives of children. That legislation has not become law in the State of New York for one simple reason, because the City of New York, my good friend Mayor de Blasio has opposed it and has asked the Assembly to oppose it. The commissioner of DOT, a good person and a great commissioner, opposes it and has asked the Assembly to oppose it and not to pass it.

So can speed cameras be part of the equation? Could they provide some measure of safety? Perhaps, as part of a comprehensive plan. But I tell you all, nothing would do more to slow a car down around a school in our city than a red light or a stop sign.

So let's put all this nonsense behind us. Let's get together, let's really do what we say we mean, which is provide safety for our children. Let's put a stop sign and a red light around the four corners surrounding every school in the City of New York, and you'll see tragedies go down immediately.

Mr. President, I thank Senator Golden for this legislation, which would

complement the legislation that I just spoke of in a meaningful way and actually save lives.

Mr. President, I support Senator Golden's legislation.

(Interruption from balcony.)

ACTING PRESIDENT GRIFFO: (Gaveling.)

Seeing and hearing no other Senator that wishes to be heard, debate is closed and the Secretary will ring the bell.

The Secretary will read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 1434, those recorded in the negative are Senators Alcantara, Bailey, Benjamin, Breslin, Brooks, Carlucci, Comrie, Dilan, Gianaris, Hamilton, Hoylman, Kaminsky, Kavanagh, Kennedy, Klein, Krueger, Mayer, Montgomery, Parker,

Peralta, Persaud, Sanders, Savino, Sepúlveda, Serrano, Stavisky, Stewart-Cousins and Valesky.

Absent from voting: Senators Avella and Bonacic.

Ayes, 30. Nays, 28.

ACTING PRESIDENT GRIFFO: The bill fails.

Senator Flanagan.

SENATOR FLANAGAN: Mr. President, call up Calendar Number 2087, by Senator LaValle.

ACTING PRESIDENT GRIFFO: We will return to messages from the Assembly, and the Secretary will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to a third reading: Assembly Bill Number 11227.

ACTING PRESIDENT GRIFFO: So ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 2087, by the Assembly Committee on Rules, Assembly Print 11227, an act implementing.

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.

SENATOR DeFRANCISCO: Yes, on the Senate Supplemental Calendar 58B, there was a bill laid aside, the Senator Ortt bill, 2136. Could we call that up controversial.

ACTING PRESIDENT GRIFFO: Okay. We're returning to Senate Supplemental Calendar 58B.

And Calendar Number 2136, the Secretary will ring the bell and the Secretary will read.

THE SECRETARY: Calendar Number 2136, by Senator Ortt, Senate Print 9038, an act to amend the Public Service Law.

SENATOR DeFRANCISCO: Read the last section.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Ortt to explain his vote.

SENATOR ORTT: Well, thank you, Mr. President.

I realize this is a futile exercise, explaining my vote on a bill that may seem destined to fail here. But I think it's important to explain what the bill would actually do for those out there who care.

This bill would actually enact provisions for the protection of the health, safety and employment rights of people losing their employment as a result of the closure of coal plants across our state.

There is a direct result of the Governor's policy, which is to close all coal plants by 2020. We just had a great debate the other day by my colleague Senator Murphy. He has

a nuclear facility, obviously, Indian Point, which will be closing in 2021, and then there's a whole decommissioning process.

These plants, I believe there's two left in New York -- one's in my district -- will be closed by 2020. And there's been a lot of lip service to the men and women who work there, some of whom will be getting up in just a few hours. But there's been no real policy or anything enacted to actually provide these employees with any type of transitional work to different energy production or any other kind of additional work to make sure these people are still employed after 2020.

It would create a one-year advanced notice to all workers at a coal generation facility, mandatory extensive health screenings for all employees, contractors and subcontractors working in a facility on the date of issuance, and worker retraining programs for all employees, contractors and subcontractors, to be conducted at the facility during the one-year advance notice period, to include training for things like biomass or natural gas plant operating skills.

As long as the policies continue on the energy side to get rid of coal, to get rid of nuclear, to prevent natural gas, to even kill pipelines that carry natural gas, I believe myself and many of my colleagues will continue to put forth legislation like this, because it's important to our communities and it's important to working men and women who work at these plants. They deserve a lot more than lip service; they deserve actual policies to help them transition in their own lives, and for our communities.

Mr. President, I vote aye.

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

The Secretary will announce the results.

THE SECRETARY: In relation to Calendar 2136, those recorded in the negative are Senators Alcantara, Bailey, Benjamin, Breslin, Brooks, Carlucci, Comrie, Dilan, Gianaris, Hamilton, Hoylman, Kaminsky, Kavanagh, Kennedy, Klein, Krueger, Mayer, Montgomery, Parker, Peralta, Persaud, Sanders, Savino, Sepúlveda, Serrano, Stavisky, Stewart-Cousins and Valesky.

Absent from voting: Senators Avella and Bonacic.

Ayes, 30. Nays, 28.

ACTING PRESIDENT GRIFFO: The bill fails.

SENATOR FLANAGAN: Mr. President, there will be an immediate Republican conference.

The Senate will stand at ease.

ACTING PRESIDENT GRIFFO: There will be an immediate Republican conference in Room 332, and the Senate will stand at ease.

(Whereupon, the Senate stood at ease at 12:21 a.m.)

(Whereupon, the Senate reconvened at 1:19 a.m.)

ACTING PRESIDENT GRIFFO: The Senate will return to order.

Senator DeFrancisco.

SENATOR DeFRANCISCO: Mr. President, there are I believe four remaining bills that were laid aside from the various calendars that we dealt with this evening. I move to lay aside those bills for the day.

ACTING PRESIDENT GRIFFO: Those bills will be laid aside for the day.

SENATOR DeFRANCISCO: I understand we have three hand-downs from the Assembly. I'd like to call up, first, Calendar Number 2147, Assembly 11175.

ACTING PRESIDENT GRIFFO: We will return to messages from the Assembly.

The Secretary will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to third reading: Assembly Bill Number 11175.

ACTING PRESIDENT GRIFFO: It is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 2147, by the Assembly Committee on Rules, Assembly Print 11175, an act to validate.

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.

Senator DeFrancisco.

SENATOR DeFRANCISCO: I believe there's another hand-down on our calendar, 2146. Could we take that up.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to third reading: Assembly Bill Number 11174.

ACTING PRESIDENT GRIFFO: So ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 2146, by the Assembly Committee on Rules, Assembly Print 11174, an act to validate.

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.

SENATOR DeFRANCISCO: Could we now take up a hand-down which is our Calendar Bill 2086, Assembly 11158.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: The Assembly sent for concurrence the following bill. On motion of Senator Flanagan, the rules were suspended and said bill ordered to third reading: Assembly Bill Number 11158.

ACTING PRESIDENT GRIFFO: It is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 2086, by the Assembly Committee on Rules, Assembly Print 11158, an act to amend the Transportation Law.

ACTING PRESIDENT GRIFFO: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Announce the results.

THE SECRETARY: In relation to Calendar 2086, those recorded in the negative are Senators Comrie, Dilan, Hoylman, Kavanagh, Krueger, Robach, Sanders and Sepúlveda.

Ayes, 52. Nays, 8.

ACTING PRESIDENT GRIFFO: The bill is passed.

Senator DeFrancisco.

SENATOR DeFRANCISCO: We have the vote on that?

ACTING PRESIDENT GRIFFO: We had the vote; the bill passed.

SENATOR DeFRANCISCO: Okay. There's one other bill, a Senator Murphy bill, 5587. I think it's on the calendar. Can we call that up.

ACTING PRESIDENT GRIFFO: The Secretary will read.

THE SECRETARY: Calendar Number

1370, by Senator Murphy, Senate Print 5587, an act to amend the Executive Law.

ACTING PRESIDENT GRIFFO: Read the last section.

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

ACTING PRESIDENT GRIFFO: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT GRIFFO: Senator Murphy to explain his vote.

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

This bill here is the Medal of Honor. Putnam County is the first county in New York State that is the representative of the Medal of Honor. And tonight we have our great friend who's been in here for a number of years, our wonderful buddy, Senator Bill Larkin, in honor of this bill.

Mr. President, we can go on and on and on tonight, but I would just like to thank Senator Larkin for your service, not only to our state but to our great country, for all you have done.

Tonight I know is your last night in our wonderful chamber here, and I can't thank you enough for having the honor of being able to meet you and to serve with you in the State Legislature. This is a fitting end to your career and an honor of us being able to do the Medal of Honor in your honor for the last night here.

Senator, thank you very much for all you have done for your service to our country, for your service to the state.

Mr. President, I'll be voting aye.

ACTING PRESIDENT GRIFFO: Senator Murphy in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: The bill passes.

(Extended standing ovation.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

SENATOR DeFRANCISCO: Can we go back to motions and whatever it is.

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

SENATOR DeFRANCISCO: Yes, Mr. President, I wish to call up Calendar Numbers 982, 1499, 2032, 2108, 2112, 2122, 2123, with their corresponding Assembly Print Numbers 7108, 9837A, 2892A, 8747, 11040, 10682, and 10506A.

I now move to reconsider the vote by which these Assembly bills were substituted.

ACTING PRESIDENT GRIFFO: The Secretary will read the titles of the bills.

THE SECRETARY: Calendar Number 982, by Member of the Assembly Gottfried, Assembly Print 7108, an act to amend the Public Health Law.

Calendar Number 1499, by Member of the Assembly Steck, Assembly Print 9837A, an act to amend the Public Health Law.

Calendar Number 2032, by Member of the Assembly Dilan, Assembly Print 2892A, an act to amend the Public Service Law.

Calendar Number 2108, by Member of the Assembly Englebright, Assembly Print 8747, an act to amend Chapter 464 of the Laws of 2016.

Calendar Number 2112, by the Assembly Committee on Rules, Assembly Print 11040, an act to amend the Environmental

Conservation Law.

Calendar Number 2122, by Member of the Assembly Englebright, Assembly Print 10682, an act to amend the Environmental Conservation Law.

And Calendar Number 2123, by Member of the Assembly Englebright, Assembly Print 10506A, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT GRIFFO: The Secretary will now call the roll on reconsideration.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT GRIFFO: Senator DeFrancisco, I'll entertain a motion to move that these bills be recommitted to the calendar on Rules and restored to the order of third reading.

SENATOR DeFRANCISCO: I now move that all Assembly bills be recommitted to the Committee on Rules, and all Senate bills be restored to the order of third reading.

ACTING PRESIDENT GRIFFO: All in favor say aye.

(Response of "Aye.")

ACTING PRESIDENT GRIFFO: Opposed?

(No response.)

ACTING PRESIDENT GRIFFO: They are recommitted.

SENATOR DeFRANCISCO: Now I move to recommit the calendar with the following exceptions: Calendar 1516, by Rules; 1577, by Senator DeFrancisco; 1518, by Senator DeFrancisco; 1519, by Senator DeFrancisco; 1520, by Senator DeFrancisco; 1521, by Senator DeFrancisco; and 1522, by Senator DeFrancisco.

ACTING PRESIDENT GRIFFO: It is so ordered.

SENATOR DeFRANCISCO: Would you please call on Senator Stewart-Cousins for closing remarks.

ACTING PRESIDENT GRIFFO: Senator Stewart-Cousins.

SENATOR STEWART-COUSINS: Thank you, Mr. President.

And I know the hour is late, so I won't spend -- everybody is happy, right -- I won't spend a lot of time doing anything but doing what we should do, which is thank the staff on both sides of the aisle who have really, you

know, done an incredible job of making sure that as difficult as these days can be, we still managed to get through the business of the day and the work that the people have sent us here to do.

And certainly I want to thank my personal staff. I want to thank my counsel, Shontell Smith -- where is Shontell? She's not here? There you are.

(Applause.)

SENATOR STEWART-COUSINS: And of course my communications director, Mike Murphy. Hey, Mike.

(Applause.)

SENATOR STEWART-COUSINS: My finance director, Felix Muniz. Felix?

(Applause.)

SENATOR STEWART-COUSINS: And of course Suzy Ballantyne, who keeps all the trains going. Suzy, where are you?

(Applause.)

SENATOR STEWART-COUSINS: And again, I know that Senator Flanagan will be thanking so many individually.

And I do want to thank Senator

Flanagan. It has not been an easy couple of months for a lot of -- we'll just say for a lot of reasons. We had an opportunity to spend more time together than I think we ever thought we would, good times and bad. But, you know, I think that under these very difficult circumstances we were able to again, you know, do some of what people sent us here to do. Obviously there is unfinished business, and as I said, I'm not going to go through that.

But I do want to thank you, Senator Flanagan, for being available, for being cordial, for, you know, doing the things that you did in order to keep us on track. So I thank you.

And for my colleagues here, you know, we've stood here at the end of session and we had been divided for so long, and we're not. And I am eternally grateful for what is a unified Democratic Conference. I am very, very happy that not only are we unified but, again, the level of integrity, the level of passion, the expertise, the professionalism that you bring to every single issue and every single opportunity.

We are certainly stronger and better

together, and I am humbled and honored to be able to serve as the leader of this great unified conference. So I thank each and every one of you.

And to my colleagues across the aisle, like I said, we're always going to agree on probably the majority of things, but there are obviously things that we will disagree on. But we have managed, I think, to disagree in mostly agreeable ways. And I am sure that, again, we will continue to be able to ultimately serve the people that we are sent here to serve.

As far as the members who are leaving, I wanted to, you know, wish you all the best. That we will miss you, Senator Marchione. You know, you're getting our count of women down, you're not supposed to. But I hope that you enjoy your time that -- with your family.

And I know -- I have said goodbye to Senator Bonacic before, and we've spoken of Senator Croci. But clearly, Senator DeFrancisco, you have such a flavor to you.

(Laughter.)

SENATOR DeFRANCISCO: Thank you very much.

SENATOR STEWART-COUSINS: You're welcome.

(Laughter.)

SENATOR DeFRANCISCO: Can I ask what flavor?

(Laughter.)

SENATOR STEWART-COUSINS: Yeah, don't get me to start telling you which flavor, but --

(Laughter.)

SENATOR STEWART-COUSINS: I know, everybody's got a flavor, but we're not going -- but we are going to miss you.

Obviously the work that you've done as Finance first, you know, when you really started being in our lives day to day, and certainly as floor leader, it has been, you know, a pleasure, really, and much more fun than I thought that it would be.

So again, I wish you the very, very best. And thank you for the time that you've spent here in service and, you know, certainly cultivating our friendship. And also for the spaghetti dinner that you did with Liz, which was really cute.

And of course Colonel, Senator, aah, I'm sorry to see you go. And I will always remember your friendship. And how, you know, no matter what you were always somebody who tried to keep to the high ground and remind us all that whatever we're doing is inconsequential unless we are doing it for the service of others.

You have never stopped being a fabulous role model, a friend, and somebody who each and every person in this chamber and beyond has the utmost respect for and only wishes you the best. And really, really we are grateful for the life that you have shared with us.

So Godspeed. And, you know, I hope you have good health and a lot of fun with Pat and the children and the grandchildren. Thank you so much.

So with that, everyone, I know it's going to be interesting over the next few months, but I wish everyone success in their elections and their endeavors, and I'm looking forward to seeing everybody back in January. So thank you so very much.

(Standing ovation.)

ACTING PRESIDENT GRIFFO: Thank

you, Senator Stewart-Cousins.

Senator Flanagan.

SENATOR FLANAGAN: Thank you, Mr. President.

You know, I'm reminding myself that some of the funnest times that you can possibly have are out here on the floor. And I want to thank whomever is in charge of the microphones. If DeFrancisco had had a hot mike all the time, we'd all be in big trouble.

(Laughter.)

SENATOR FLANAGAN: So I see him -- let me start, I see him standing over right by his office -- I don't want to say in the corner, because nobody puts Frank Patience in a corner.

(Laughter.)

SENATOR FLANAGAN: But Frank, to you and to your staff, and by extension all the Senate staff -- you know, Frank and his team are the people that keep the lights on, keep the place running, make sure that everything runs smoothly. It's not easy. It's not easy.

But when you just take a step back and look at the splendor we have around us and how lucky we are to be here, it doesn't happen by

mistake. So we have a lot of good people who are strongly involved in those types of issues. And for that, I know I'm appreciative, and I think I can take the liberty of speaking for our members.

I want to join the voice of Senator Stewart-Cousins in recognizing staff generally. Because we all know that when we look good, it's in large part -- you know, every now and then it's something we may think of, but a lot of the people around us and who support us really help us keep going and get good things done. And sometimes they actually protect us from ourselves, which is oftentimes perhaps more helpful.

But, you know, for our side I look and think of all the people who are here on the floor -- Colleen, Lisa, all the folks at the desk. Again, the same thing. This place runs like a nice, you know, Swiss watch on 99 percent of the occasions, and we are lucky to have the people here that we do.

Senator Griffo. You have done an outstanding job. I know periodically people step in --

(Standing ovation.)

SENATOR FLANAGAN: Joe, it's good to see you smile.

(Laughter.)

SENATOR FLANAGAN: And also to -- I'm not sure exactly where they are, the tall guy in the back, pretty quiet, even-tempered, but Shawn MacKinnon has done an outstanding job as secretary to the Finance Committee, comports himself as a gentleman on all occasions, and has an incredible depth of knowledge that inures to the benefit of everybody, because he's collegial, he knows how to work with people. And by extension, all the people on his staff deserve credit as well.

I see Scott Reif, Scott Reif and our communications team. I heard Mr. Murphy's name mentioned before. They go over the top to try and help us get our message out. And yes, periodically they protect us from ourselves as well. So to Scott and his team, thank you for all the work that you do.

And only physically to his left, not politically to his left, is Joe Conway, from our member services office, who's a quiet gentleman but does fantastic work in dealing with our

members.

I'm not sure -- he may be hiding here somewhere, but Dave Previte -- Dave Previte, in our counsel's office, I see James Curran up there, Jon Federman. You know, the skinny guy. Right? The closer. He's quiet, he doesn't say much. But how about a round of applause for Joe Messina, who walks around --

(Enthusiastic applause.)

SENATOR FLANAGAN: You know, and Joe is a good indication, he's never a person that looks for any kind of accolades. But thank goodness we have people like him serving with us.

James has done a terrific, terrific job in helping run our place here, but I really -- Dave Previte has been fantastic to our members and I think to the service of the Senate. And again, to his staff, I really want to express our thanks.

Here on the floor, to all of our floor folks who work on both sides of the aisle, Jeff Klein, Mike Gianaris, certainly Senator Stewart-Cousins and John DeFrancisco. You know, if you look back, remember January? We all came in, you know, bright-eyed and bushy-tailed. If

everyone ever prognosticated in January what would happen between January and June, no one, even the most jaded amongst us, would have ever believed that we could have seen what we've seen.

But you know what? We got it done. Maybe not everything, but we got it done.

So when I look around the room, I see our senior members -- Senator Montgomery, longest-serving member of the Democratic Conference who, you know, is a very, very good Senator, has wisdom and knowledge that is helpful to your members and to us as well. By extension, you have a similar colleague here, Ken LaValle, who is not only the dean of our conference but the dean of the Senate, now finishing up his 42nd year of service in the Senate.

Kenny, Senator Montgomery, thank you for staying around and being with us. You really make all of us better legislators as a result.

And, you know, I could single out so many different people. I'm looking at Senator Bailey, I'm looking at our new members, Senator Phillips, Senator Helming, Senator Jacobs. There are a lot of good people here. We have a lot of good people here. And it's not always

recognized.

And you know I keep saying this, and I'm not going to get tired of saying it. Be proud of who you are, be proud of the fact that you're a public servant, an elected official, a New York State Senator who is doing the people's business. And we have done a tremendous amount of business.

Now, to our colleagues. I was trying to figure out what would be an appropriate order. So I want to started with the lady from Saratoga.

Now, why is Kathy Marchione leaving? She's leaving because of her family. And what could possibly be wrong with that? She wants to spend more time with her family and her grandchildren. And a little-known fact, virtually the entire family lives within a hundred yards of each other.

(Laughter.)

SENATOR FLANAGAN: And they still like each other, believe it or not.

(Laughter.)

SENATOR FLANAGAN: But Senator Marchione is petite, she is quiet. But don't

make any mistakes, she is tenacious and passionate and unrelenting on behalf of her constituents. Unrelenting is a good word. If you don't believe me, just ask the people in Hoosick Falls. You don't believe me, go up to Saratoga and look at how she's worked on behalf of the people up in Saratoga for racing and all those types of issues in the State of New York. And she represents the best of what all of our colleagues are, a very good local politician. And politician in this sense is a great word. I embrace the word politician.

And Senator Marchione, I will miss you. Our colleagues will miss you. And the State of New York will miss you for your service. So thank you for being amongst us.

Now, my colleague and friend who started in service with my father; I had the pleasure of serving with him in the Assembly and now in the Senate. There are so many things that have been said, properly so, about Senator Larkin. He is unbelievably loyal. Unbelievably dedicated, unbelievably passionate about the things that he believes in.

And most important, he loves, loves

this country. Loves this country with every fiber of his being. And if I've learned nothing else from him -- God, I'm like every time I see him, he's got all the pins and everything else. I walk around, I'm proud to be an American just because I'm standing next to him.

So Bill, thank you for an incredible, incredible amount of service. And you know, when you look at Senator Marchione, Senator DeFrancisco, Senator Bonacic and Senator Larkin, that's about 200 years of service. No lie. DeFran's trying to think, what is he talking about? But, you know, a lot of people served in different capacities before they came here, and that made them better legislators when they came here.

So Senator Larkin, to you, thank you very much.

John Bonacic. Bonacic is not here. Come on, who -- who -- everybody loves Bonacic, right? Hail fellow well met, dapper, he's got that $10 million smile, he's got a little pep in his step, he's always bobbing and weaving, talking to everybody. I'm not sure anyone else could have done what he did today. He got up on

that roster when Griffo wasn't there, and everybody went up -- I'm taking a picture with Bonacic, I love Bonacic, I want to get my photo with Bonacic. We had to stop session because everybody was taking a picture with John.

But you know what, I think too -- I have known John Bonacic for 28 years. And I've been blessed to know his family. I actually went to his daughter's wedding. His family was up here this week. The love of his life, the love of his life is his bride of 51 years. And he talks about her with the deepest affection that we should all really emulate whenever we can.

So Senator Marchione left because of her family. Senator Larkin left because of his family -- and if he didn't leave, they were going to come and get him and take him away.

(Laughter.)

SENATOR FLANAGAN: He told us that a bunch of times.

Senator Bonacic left because of his family.

And then there's John DeFrancisco.

SENATOR DeFRANCISCO: I left in spite of them.

SENATOR FLANAGAN: He left because he doesn't like anybody.

(Laughter.)

SENATOR FLANAGAN: I don't hear anyone disagreeing.

(Laughter.)

SENATOR FLANAGAN: John DeFrancisco is one of the most talented individuals I've met in my entire life. A very successful career on so many different levels. Wickedly smart, dedicated, loyal. A skutch on many occasions, which worked to his benefit, but frankly it made all of us better, I think, by extension.

And, you know, I'm really going to miss him and my colleagues. You don't sometimes realize the imprimatur or the effect that people have on you until they're not around. So maybe it's a good way for us to take stock of who we are, appreciate each other on a daily basis, and recognize that having someone like John go to be with his family, enjoy other things outside of this Legislature -- you know what, from the bottom of my heart to you, thank you for your friendship, for your leadership, and for your service.

I'm a better person because I know all these people. When I speak this way, I have the privilege of getting up to speak. Any one of us could have gotten up and said similar type things. It could have been Mike Gianaris, it could have been Neil Breslin, it could have been Senator Peralta. Everyone can extol the virtues of the people who serve here.

So on that note, I want to thank Senator Stewart-Cousins for our good, solid, strong working relationship. Yeah, a couple of bumps in the road, but that's life. That's life and that's politics. But I'm still amazed at how many things that we've actually gotten done for the people of the State of New York.

So thank you to all of you. I appreciate the indulgence of allowing me to make these comments. I hope everyone travels safely, gets enough rest so that you're bright-eyed and bushy-tailed to do your own petitions over the next couple of weeks. And as we get into the summer season, I hope everyone enjoys what a great, beautiful, wonderful state we live in.

Mr. President, thank you very much.

ACTING PRESIDENT GRIFFO: Thank

you, Senator Flanagan.

(Extended standing ovation.)

ACTING PRESIDENT GRIFFO: Senator DeFrancisco.

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

ACTING PRESIDENT GRIFFO: There is no further business before the desk.

SENATOR DeFRANCISCO: There being no further business, I move we adjourn at the call of the Temporary President, intervening days being legislative days.

ACTING PRESIDENT GRIFFO: On motion, the Senate will stand adjourned until the call of the Temporary President, intervening days being legislative days.

The Senate is adjourned.

(Whereupon, at 1:49 a.m., the Senate adjourned.)