

NYS Legislation Update

Bill numbers are reset in Jan of odd numbered years.

New York State bills to watch. Full text of Assembly bills can be found at <http://assembly.state.ny.us/leg/> or <http://www.nysenate.gov/legislation> for NYS Senate bills.

Remember in Nov 2014 see how your NYS Senator & Assembly member voted on 2013 Gun control bill SAFE Act and the 2011 A08354 Redefining (Gay) marriage law. Go to bottom of this section to view the roll call votes.

Note If you do NOT want your Gun ownership, name and address to appear on the internet you must send a letter to "OPT Out" There are also new rules for keeping Gun permits
Go to "Pro 2nd Amendment & Gun Control Section" section below for details

You can e-mail your Assemblyman at <http://assembly.state.ny.us/mem/> .
You can e-mail NYS Senator at <http://www.nysenate.gov/>

New major unfunded mandate proposed! Cuomo commission pushes longer school day, year
Every school would need a major increase in property taxes.
This will cost as much if not more the most of the unfunded mandates we are trying to repeal!!!

Mandate Relief will help reduce local taxes

S1294-2013: GRIFFO / Committee: LOCAL GOVERNMENT Requires that the state fund any program which imposes a mandate upon municipal corporations or school districts; establishes criteria for any exemption from such law if such mandate is ordered by the judiciary, pursuant to an executive order or requested by the locality; expands the reporting requirements of the mandate relief council.

2013-2014 Budget still being studied, but it would provide higher education aid to children of illegal immigrants. While the Governor has claimed it contains no new taxes; but it does **contain increases in fees and surcharges**. Including a major **surcharge on everyone's utility bills** and a ban on plea bargaining traffic tickets so the state surcharge cannot be reduced.

Other Major Bills

1. **S438-2013: (Pro-abortion) Reproductive Health Act; Allows very late term Abortions. STEWART-COUSINS / Co-sponsor(s): ADAMS, AVELLA, BRESLIN, DILAN, GIANARIS, HASSELL-THOMPSON, KRUEGER, LATIMER, MONTGOMERY, PARKER, PERALTA, PERKINS, RIVERA, SAMPSON, SERRANO, SQUADRON, STAVISKY**
2. **S1474-2013: (Pro-abortion) Krueger. (D)** provisions relating to the execution of written forms, prior to assisted reproductive technology services, for consent and directives disposition embryos (babies), and provisions relating to notice prior to the implementation of the terms of such advance directives.
3. **S1494-2013: (Pro-abortion) Krueger. (D)** provisions relating Abortion causing drugs

4. **S195-2013/A04226 GENDA (Allows men to use ladies rooms!) This has passed the assembly in April 2013 for the sixth time It has been blocked by the Senate in the past. Gender Expression Non-Discrimination Act. It might pass this year** You remember, this bill is the one referred to as the "Bathroom Bill", because theoretically, if at the moment a man feels like a woman he will have the right to use the public women's restroom, women's shower room, or women's locker room. It is meant to stop discrimination against cross dressers and gender confused people.
5. **A 2597/S02378, New York state DREAM ACT Would make illegal-alien students eligible for NYS financial aid** programs, including tuition assistance and scholarships sponsored by Assembly Speaker Sheldon Silver **This has passed the assembly five times but been blocked by the Senate . It might pass this year**
6. **S152-2013: Places a limit on the personal income tax levy by New York State.** Sponsor: GALLIVAN (R)/ Committee: INVESTIGATIONS AND GOVERNMENT OPERATIONS Law Section: Tax Law/ Law
7. **S183-2013:(Allows arrest of sober driver in a traffic accident)** Sponsor: SQUADRON(D) / Committee: TRANSPORTATION Law Section: Vehicle and Traffic Law / Law: Amd S1146, V & T L

*****Passed** 2012 Tier VI Pension Reform** took effect April, 1 2012 in addition to raising the state retirement age to 63 for new employees. It increases the amount deducted from their pay from the current 3% to up to 6% for higher earners which reduces the amount local governments must pay for current pensions. This could provide a little tax relief if local governments choose to pass the savings on taxpayers.

*****Information***** There is no bill for this but one is needed. Route 9 & the Northway are nearing their designed max traffic capacity especially at rush hours. The current proposal is to widen the Northway to eight lanes which cost several billion. A much less expensive solution is a Commuter rail over the existing tracks between from south of Albany to Saratoga and/or a new bridge over the Mohawk River between the Northway's twin bridges and the Rexford bridge'

*****Passed***** The Assembly and the NYS Senate linked NYC Rent control extension to the Upstate & Long Island 2 percent Property tax cap and them to combined them into one bill. Passed both houses in June 2011 now law. For the tax cap if inflation is greater than 2 percent the tax increase can match the inflation rate. (note pension costs and court judgments are not included in the cap) Both parts have a four year sunset clause. School districts must hold an election to override the cap. City, Towns, Villages & Counties only must hold a public hearing in November/December and get 3/5 vote of their town board, city council, County legislative body, or board of supervisors.

District maps <http://www.latfor.state.ny.us/maps/>

You can e-mail your Assemblyman at <http://assembly.state.ny.us/mem/> .

You can e-mail NYS Senator at <http://www.nysenate.gov/>

Pro 2nd Amendment & Gun Control Section

8. **A5955-2013: (Pro 2nd Amendment)** Relates to repealing the New York SAFE Act of 2013. Repeals chapter 1 of the laws of 2013 amending the criminal procedure law and

other laws relating to suspension and revocation of firearms licenses. Sponsor: Katz / Co-sponsor(s): Friend, Barclay, Crouch, Palmesano, Nojay, Stec, McLaughlin

9. **S3948-2013: (Pro 2nd Amendment)** Relates to gun control, repealer Relates to the suspension and revocation of a license to carry firearms; relates to the applicability of certain provisions of the penal law, large capacity ammunition feeding devices, and gun licenses; relates to effectiveness of certain provisions of the NY SAFE Act relating to suspension and revocation of firearms licenses; private sale or disposal of firearms, rifles or shotguns and establishing a minimum age to possess a firearm; repeals various other provisions of law relating to the NY SAFE Act. **Sponsor:** MARCHIONE / Co-sponsor(s): BALL, BOYLE, DEFRANCISCO, FARLEY, GALLIVAN, LARKIN, LIBOUS, MAZIARZ, NOZZOLIO, O'MARA, RANZENHOFER, SEWARD, YOUNG, ZELDIN
10. **S202-2013: (Gun control) SQUADRON(D)** additional weapon models to the definition of an assault weapon and adds related definitions; bans the possession, sale or manufacture of assault weapons, subject to an exception; expands the duties of the superintendent of state police with respect to identifying assault weapons.
11. **S1422-2013 (Gun control) DIAZ(D)** Increases the penalty for the possession, use, or sale of assault weapons and large capacity ammunition feeding devices and certain other weapons and redefines "assault weapon".
12. **S805-2013: (Gun control) ADAMS / Co-sponsor(s): SERRANO** Provides for the registration of firearms by the owner thereof at the county clerk's office of the county where the owner resides, except in New York City

PASSED now law S2230-2013 A2388: (Gun control) NY Secure Ammunition and Firearms Enforcement (SAFE) Act of 2013 Bans certain guns, limits clip size to 7 and other changes. It contains a major typo police are included in the limit

Note: All new gun permits will be limited to 5 years. Pre-existing lifetime permits will now expire by 2018 and have to be renewed for five year terms.

If you do NOT want your Gun ownership, name and address to appear on the internet. Gun-permit applicants can now ask that their **personal information be kept secret** for any of several reasons: if they are police officers, have served on a jury in a criminal case, witnessed a crime, have been victims of domestic violence, fear for their safety, **or they might be subjected to unwanted harassment.**

YOU MUST SEND A LETTER to the clerk office(s) who issued your gun permit(s) stating that you fear you would be subjected to unwanted harassment (or one of the other reasons above) and you want your gun permits removed from public access files as required 2013 NY Secure Ammunition and Firearms Enforcement (SAFE) Act. The letter should include the permit number(s) and request for a reply from the clerk when the records are moved. We suggest you mail it return receipt mail. They should either accept the letter by sending a reply or send you a form. If

you do NOT get a reply accepting the letter or accepting the form from the clerk in 60 days you should call or visit them.

2013 Gun Control SAFE Act Vote Roll Call

NYS Senate Roll Call passed 43-18 Ayes (43): Adams, Addabbo, Avella, Boyle, **Breslin**, Carlucci, Diaz, Dilan, Espaillat, Felder, Flanagan, Fuschillo, Gianaris, Gipson, Golden, Grisanti, Hannon, Hassell-Thomps, Hoylman, Kennedy, Klein, Krueger, Lanza, Latimer, LaValle, Marcellino, Martins, Montgomery, O'Brien, Parker, Peralta, Perkins, Rivera, Sampson, Sanders, Savino, Serrano, Skelos, Smith, Squadron, Stavisky, Stewart-Cousin, Valesky

Nays (18): Ball, Bonacic, DeFrancisco, **Farley**, Gallivan, Griffo, Larkin, Libous, **Little**, **Marchione**, Maziarz, Nozzolio, O'Mara, Ranzenhofer, Ritchie, Robach, **Seward**, Young

Excused (1): Zeldin

Not yet seated (1) Tkaczyk (has stated she would have voted Aye)

NYS Assembly Roll Call passed 104-43 Y-Aye N-Nay E-Excused:

Abbate	Y	Clark	Y	Gantt	Y	Kavanag	Y	McKevit	Y	Raia	N O	Solages	Y
Abinant	Y	Colton	Y	Garbari	N O	Kearns	N O	<u>McLaugh</u>	N O	Ramos	Y	<u>Stec</u>	N O
Arroyo	Y	Cook	Y	Gibson	Y	Kellner	Y	Miller	Y	Reilich	N O	<u>Steck</u>	Y
Aubry	Y	Corwin	N O	Giglio	N O	Kim	Y	Millman	Y	Rivera	E R	Stevens	Y
Barclay	N O	Crespo	E R	Gjonaj	Y	Kolb	N O	Montesa	N O	Roberts	Y	Stirpe	Y
<u>Barrett</u>	Y	Crouch	N O	Glick	Y	Lalor	N O	Morelle	Y	Robinso	Y	Sweeney	Y
Barron	Y	Curran	Y	Goldfed	Y	Lavine	Y	Mosley	Y	Rodrigu	Y	Tedisco	N O
Benedet	Y	Cusick	Y	Goodell	N O	Lentol	Y	Moya	Y	Rosa	Y	Tenney	N O

Blanken	<input type="radio"/> N	Cymbrow	<input type="radio"/> Y	Gottfri	<input type="radio"/> Y	Lifton	<input type="radio"/> Y	Nojay	<input type="radio"/> N	Rosenth	<input type="radio"/> Y	Thiele	<input type="radio"/> Y
Borelli	<input type="radio"/> N	DenDekk	<input type="radio"/> Y	Graf	<input type="radio"/> N	<u>Lope PD</u>	<input type="radio"/> N	Nolan	<input type="radio"/> Y	Rozic	<input type="radio"/> Y	Titone	<input type="radio"/> Y
Boyland	<input type="radio"/> Y	Dinowit	<input type="radio"/> Y	Gunther	<input type="radio"/> N	Lope VJ	<input type="radio"/> Y	Oaks	<input type="radio"/> N	Russell	<input type="radio"/> Y	Titus	<input type="radio"/> Y
Braunst	<input type="radio"/> Y	DiPietr	<input type="radio"/> N	Hawley	<input type="radio"/> N	Losquad	<input type="radio"/> Y	O'Donne	<input type="radio"/> Y	Ryan	<input type="radio"/> Y	Walter	<input type="radio"/> N
Brennan	<input type="radio"/> Y	<u>Duprey</u>	<input type="radio"/> N	Heastie	<input type="radio"/> Y	Lupardo	<input type="radio"/> N	Ortiz	<input type="radio"/> Y	Saladin	<input type="radio"/> N	Weinste	<input type="radio"/> Y
Brindis	<input type="radio"/> N	Englebr	<input type="radio"/> Y	Hennes	<input type="radio"/> Y	Lupinac	<input type="radio"/> Y	Otis	<input type="radio"/> Y	<u>Santaba</u>	<input type="radio"/> Y	Weisenb	<input type="radio"/> Y
Bronson	<input type="radio"/> Y	Espinal	<input type="radio"/> Y	Hevesi	<input type="radio"/> Y	Magee	<input type="radio"/> N	Palmasa	<input type="radio"/> N	Scarbor	<input type="radio"/> Y	Weprin	<input type="radio"/> Y
Brook K	<input type="radio"/> Y	Fahy	<input type="radio"/> Y	Hikind	<input type="radio"/> Y	Magnare	<input type="radio"/> Y	Paulin	<input type="radio"/> Y	Schimel	<input type="radio"/> Y	Wright	<input type="radio"/> Y
Buchwal	<input type="radio"/> Y	Farrell	<input type="radio"/> Y	Hooper	<input type="radio"/> Y	Maisel	<input type="radio"/> Y	Peoples	<input type="radio"/> Y	Schimmi	<input type="radio"/> N	Zebrows	<input type="radio"/> Y
Butler	<input type="radio"/> N	Finch	<input type="radio"/> N	Jacobs	<input type="radio"/> Y	Malliot	<input type="radio"/> Y	Perry	<input type="radio"/> Y	Sepulve	<input type="radio"/> Y	Mr Spkr	<input type="radio"/> Y
Cahill	<input type="radio"/> Y	Fitzpat	<input type="radio"/> E	Jaffee	<input type="radio"/> Y	Markey	<input type="radio"/> Y	Pretlow	<input type="radio"/> Y	Simanow	<input type="radio"/> Y		
Camara	<input type="radio"/> Y	Friend	<input type="radio"/> N	Johns	<input type="radio"/> N	Mayer	<input type="radio"/> Y	Quart	<input type="radio"/> Y	Simotas	<input type="radio"/> Y		
Castro	<input type="radio"/> Y	Gabrysz	<input type="radio"/> N	<u>Jordan</u>	<input type="radio"/> N	<u>McDonal</u>	<input type="radio"/> Y	Ra	<input type="radio"/> Y	Skartad	<input type="radio"/> Y		
Ceretto	<input type="radio"/> N	Galef	<input type="radio"/> Y	Katz	<input type="radio"/> N	McDonou	<input type="radio"/> Y	Rabbitt	<input type="radio"/> N	Skoufis	<input type="radio"/> N		

Local Assembly vote

**#106 Barrett Y, #118 Butler No, #115 Duprey No, #106 Fahy Y
#113 Jordan No, #102 Lopez PD No, #108 McDonald Y,
#107 McLaughlin No, #111 SantaBarbara Y, #114 Stec No,
#110 Steck Y, #112 Tedisco No**

2011 Gay Marriage Vote Roll Call

Local NYS Assembly vote

Amedore No
Tedisco No
Reilly Yes Retired 2012
Sayward Yes Retired 2012
Canestrari Yes Retired 2012
Jordan No
McEneny Yes Retired 2012

Local NYS Senate vote

Hugh Farley (R-Niskayuna) No

Betty Little (R-Queensbury) No
Roy McDonald (R-Saratoga) Yes Defeated 2012
Neil Breslin (D-Bethlehem) Yes Ran unopposed 2012

Gov Cuomo signed the bill into law on 6/24/11
The full roll call is below

The Marriage Equality Act grants same-sex couples the ability to marry A08354 Votes:
BILL: A08354 DATE: 06/15/2011 MOTION: YEA/NAY: 080/063

Abbate NO Castell NO Galef Y Katz NO McKevit NO Rabbitt NO Stevens NO
Abinant Y Castro Y Gantt NO Kavanag Y McLaugh NO Raia NO Sweeney Y
Amedore NO Ceretto NO Gibson AB Kellner Y Meng Y Ramos Y Tedisco NO
Arroyo Y Clark NO Giglio NO Kirwan NO Mill D NO Reilich NO Tenney NO
Aubry Y Colton NO Glick Y Kolb NO Mill JM Y Reilly Y Thiele Y
Barclay NO Conte NO Goodell NO Lancman Y Mill MG NO Rive J Y Titone Y
Barron NO Cook Y Gottfri Y Latimer Y Millman Y Rive N Y Titus Y
Benedet Y Corwin NO Graf NO Lavine Y Molinar NO Rive PM Y Tobacco NO
Bing Y Crespo NO Gunther Y Lentol Y Montesa NO Roberts Y Weinste Y
Blanken NO Crouch NO Hanna NO Lifton Y Morelle Y Robinso NO Weisenb Y
Boyland Y Curran NO Hawley NO Linares Y Moya Y Rodrigu Y Weprin Y
Boyle NO Cusick Y Hayes NO Lope PD NO Murray NO Rosenth Y Wright Y
Braunst Y Cymbrow NO Heastie Y Lope VJ Y Nolan Y Russell Y Zebrows Y
Brennan Y DenDekk Y Hevesi Y Losquad NO Oaks NO Saladin NO Mr Spkr Y
Bronson Y Dinowit Y Hikind NO Lupardo Y O'Donne Y Sayward Y
Brook-K Y Duprey Y Hooper NO Magee NO Ortiz Y Scarbor AB
Burling NO Englebr Y Hoyt Y Magnare Y Palmesa NO Schimel Y
Butler NO Farrell Y Jacobs Y Maisel Y Paulin Y Schimmi NO
Cahill Y Finch NO Jaffee Y Malliot NO Peoples Y Schroed Y
Calhoun NO Fitzpat NO Jeffrie Y Markey AB Perry Y Simotas Y
Camara Y Friend NO Johns NO McDonou NO Pretlow Y Smardz NO
Canestr Y Gabrysz NO Jordan NO McEneny Y Ra NO Spano Y

NYS Senate full vote tally 6/24/11 is below.

Eric Adams (D-Brooklyn) Yes
Joe Addabbo (D-Queens) Yes
Jim Alesi (R-Monroe County) Yes
Tony Avella (D-Queens) Yes
Greg Ball (R-Putnam County) No
John Bonacic (R-Ulster County)
Neil Breslin (D-Bethlehem) Yes
David Carlucci (D-Rockland County) Yes
John DeFrancisco (R-Syracuse) No
Ruben Diaz Sr. (D-Bronx) No
Martin Malave Dilan (D-Brooklyn) Yes
Tom Duane (D-Manhattan) Yes
Adriano Espaillat (D-Manhattan) Yes
Hugh Farley (R-Niskayuna) No
John Flanagan (R-Long Island) No
Charles Fuschillo (R-Long Island) No
Patrick Gallivan (R-Erie County) No
Mike Gianaris (D-Queens) Yes
Marty Golden (R-Brooklyn) No
Joe Griffo (R-Rome) No
Mark Grisanti (R-Buffalo) Yes

Kemp Hannon (R-Long Island) No
Ruth Hassell-Thompson (D-Mt. Vernon) Yes
Shirley Huntley (D-Queens) Yes
Owen Johnson (R-Long Island) No
Tim Kennedy (D-Buffalo) Yes
Jeff Klein (D-Bronx) Yes
Liz Krueger (D-Manhattan) Yes
Carl Kruger (D-Brooklyn) Yes
Andrew Lanza (R-Staten Island) No
Bill Larkin (R-Orange County) No
Ken LaValle (R-Long Island) No
Tom Libous (R-Binghamton) No
Betty Little (R-Queensbury) No
Carl Marcellino (R-Long Island) No
Jack Martins (R-Long Island) No
George Maziarz (R-Niagara County) No
Roy McDonald (R-Saratoga) Yes
Velmanette Montgomery (D-Brooklyn) Yes
Mike Nozzolio (R-Finger Lakes) No
Tom O'Mara (R-Elmira) No
Suzi Oppenheimer (D-Westcheser) Yes
Kevin Parker (D-Brooklyn) Yes
Jose Peralta (D-Queens) Yes
Bill Perkins (D-Manhattan) Yes
Mike Ranzenhofer (R-Erie County) No
Patti Ritchie (R-North Country) No
Gustavo Rivera (D-Bronx) Yes
Joe Robach (R-Monroe County) No
Steve Saland (R-Poughkeepsie) Yes
John Sampson (D-Brooklyn) Yes
Diane Savino (D-Staten Island) Yes
Jose Serrano (D-Bronx) Yes
Jim Seward (R-Central NY) No
Dean Skelos (R-Long Island) No
Malcolm Smith (D-Queens) Yes
Daniel Squadron (D-Manhattan) Yes
Toby Ann Stavisky (D-Queens) Yes
Andrea Stewart-Cousins (D-Westchester) Yes
David Valesky (D-Syracuse) Yes
Cathy Young (R-Olean) No
Lee Zeldin (R-Long Island) No