NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

June 1, 2021

3:34 p.m.

REGULAR SESSION

SENATOR SHELLEY B. MAYER, Acting President

ALEJANDRA N. PAULINO, ESQ., Secretary

P R O C E E D I N G S

ACTING PRESIDENT MAYER: The Senate will come to order.

I ask everyone present to please rise and recite the Pledge of Allegiance.

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

ACTING PRESIDENT MAYER: In the absence of clergy, let us bow our heads in a moment of silent reflection or prayer.

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

ACTING PRESIDENT MAYER: Reading of the Journal.

THE SECRETARY: In Senate, Monday, May 31, 2021, the Senate met pursuant to adjournment. The Journal of Sunday, May 30, 2021, was read and approved. On motion, Senate adjourned.

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

Presentation of petitions.

Messages from the Assembly.

The Secretary will read.

THE SECRETARY: Senator Hoylman

moves to discharge, from the Committee on Codes, Assembly Bill Number 2230A and substitute it for the identical Senate Bill 70A, Third Reading Calendar 452.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Parker moves to discharge, from the Committee on Budget and Revenue, Assembly Bill Number 1960A and substitute it for the identical Senate Bill 4670A, Third Reading Calendar 521.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Skoufis moves to discharge, from the Committee on Rules, Assembly Bill Number 126A and substitute it for the identical Senate Bill 1759A, Third Reading Calendar 725.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Mannion moves to discharge, from the Committee on Disabilities, Assembly Bill Number 7358A and substitute it for the identical Senate Bill 6293A, Third Reading Calendar 888.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Kennedy moves to discharge, from the Committee on Local Government, Assembly Bill Number 6746A and substitute it for the identical Senate Bill 6470, Third Reading Calendar 960.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Krueger moves to discharge, from the Committee on Judiciary, Assembly Bill Number 3320A and substitute it for the identical Senate Bill 4455A, Third Reading Calendar 1082.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Gounardes moves to discharge, from the Committee on Civil Service and Pensions, Assembly Bill Number 4125 and substitute it for the identical Senate Bill 4899, Third Reading Calendar 1154.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Mannion moves to discharge, from the Committee on

Civil Service and Pensions, Assembly Bill Number 7181 and substitute it for the identical Senate Bill 6513, Third Reading Calendar 1156.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Kaminsky moves to discharge, from the Committee on Local Government, Assembly Bill Number 7094 and substitute it for the identical Senate Bill 6021B, Third Reading Calendar 1204.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Addabbo moves to discharge, from the Committee on Racing, Gaming and Wagering, Assembly Bill Number 7024 and substitute it for the identical Senate Bill 6390, Third Reading Calendar 1260.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Cooney moves to discharge, from the Committee on Rules, Assembly Bill Number 993A and substitute it for the identical Senate Bill 1761C, Third Reading Calendar 1267.

ACTING PRESIDENT MAYER: The

substitution is so ordered.

THE SECRETARY: Senator May moves to discharge, from the Committee on Rules, Assembly Bill Number 6258A and substitute it for the identical Senate Bill 5603A, Third Reading Calendar 1285.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Gounardes moves to discharge, from the Committee on Finance, Assembly Bill Number 7124 and substitute it for the identical Senate Bill 6483, Third Reading Calendar 1295.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Mannion moves to discharge, from the Committee on Rules, Assembly Bill Number 7577 and substitute it for the identical Senate Bill 6779, Third Reading Calendar 1306.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Ryan moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 7396 and

substitute it for the identical Senate Bill 6826, Third Reading Calendar 1311.

THE SECRETARY: The substitution is so ordered.

THE SECRETARY: Senator Parker moves to discharge, from the Committee on Civil Service and Pensions, Assembly Bill Number 2439 and substitute it for the identical Senate Bill 4746, Third Reading Calendar 1339.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Martucci moves to discharge, from the Committee on Rules, Assembly Bill Number 6182 and substitute it for the identical Senate Bill 5694, Third Reading Calendar 1348.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Hinchey moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 7387 and substitute it for the identical Senate Bill Number 6884, Third Reading Calendar 1362.

ACTING PRESIDENT MAYER: The substitution is so ordered.

THE SECRETARY: Senator Mannion moves to discharge, from the Committee on Rules, Assembly Bill Number 7574 and substitute it for the identical Senate Bill 7038, Third Reading Calendar 1365.

ACTING PRESIDENT MAYER: The substitution is so ordered.

Messages from the Governor.

Reports of standing committees.

Reports of select committees.

Communications and reports from state officers.

Motions and resolutions.

Senator Gianaris.

SENATOR GIANARIS: Good afternoon, Madam President. I offer amendments to the following Third Reading Calendar bills:

By Senator Comrie, page 10, Calendar 395, Senate Print 3430;

By Senator Hoylman, page 13, Calendar 515, Senate Print 4402A;

By Senator Rivera, page 16, Calendar 550, Senate Print 4257A;

By Senator Parker, page 17, Calendar 598, Senate Print 3141B;

By Senator Kennedy, page 23, Calendar 765, Senate Print 4682A;

By Senator May, page 24, Calendar 804, Senate Print 4435A;

By Senator Comrie, page 36, Calendar 1013, Senate Print 4160A;

By Senator May, page 39, Calendar 1050, Senate Print 613;

By Senator Cooney, page 41, Calendar 1079, Senate Print 6267;

By Senator Sanders, page 47, Calendar 1159, Senate Print 653;

By Senator Liu, page 49, Calendar 1183, Senate Print 1110;

By Senator Harckham, page 54, Calendar 1244, Senate Print 6322;

By Senator Kavanagh, page 56, Calendar 1269, Senate Print 2193;

By Senator Harckham, page 58, Calendar 1287, Senate Print 6018A;

By Senator Mannion, page 37, Calendar 1025, Senate Print 6294;

By Senator Breslin, page 64, Calendar 1347, Senate Print 5672;

By Senator Mayer, page 23, Calendar

769, Senate Print 133A;

And by Senator Kaminsky, page 49, Calendar 1179, Senate Print 6455A.

ACTING PRESIDENT MAYER: The amendments are received, and the bills shall retain their place on the Third Reading Calendar.

Senator Gianaris.

SENATOR GIANARIS: I also wish to call up the following bills, which were recalled from the Assembly and are now at the desk: Senate Bill Numbers 514, 1783, 329, 1027, and 3467A.

ACTING PRESIDENT MAYER: The Secretary will read.

THE SECRETARY: Calendar Number 10, Senate Print 514, by Senator Sepúlveda, Concurrent Resolution of the Senate and Assembly proposing an amendment to Section 15 of Article 6 of the Constitution.

Calendar Number 351, Senate Print 1783, by Senator Skoufis, an act directing the Department of Health to establish and implement an infection inspection audit.

Calendar Number 442, Senate Print 329, by Senator Thomas, an act authorizing the

Family and Children Association to receive retroactive real property tax exempt status.

Calendar Number 8, Senate Print 1027, by Senator Gianaris, an act to amend the Election Law.

Calendar Number 488, Senate Print 3467A, by Senator Mayer, an act to amend the General Business Law.

SENATOR GIANARIS: Move to reconsider the vote by which these bills were passed.

ACTING PRESIDENT MAYER: The Secretary will call the roll on reconsideration.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 60.

ACTING PRESIDENT MAYER: The bills are restored to their place on the Third Reading Calendar.

SENATOR GIANARIS: I offer the following amendments.

ACTING PRESIDENT MAYER: The amendments are received.

SENATOR GIANARIS: Please call on Senator Lanza.

ACTING PRESIDENT MAYER: Senator

Lanza.

SENATOR LANZA: Thank you, Madam President.

On page 16 I offer the following amendments to Calendar 565, Senate Print 5127, and ask that said bill retain its place on Third Reading Calendar. That's on behalf of Senator Helming.

Additionally, Madam President, on behalf of Senator Palumbo, on page 64 I offer the following amendments to Calendar Number 1349, Senate Print 5985A, and ask that said bill retain its place on Third Reading Calendar.

ACTING PRESIDENT MAYER: The amendments are received, and the bills shall retain their place on the Third Reading Calendar.

Senator Gianaris.

SENATOR GIANARIS: Please take up previously adopted Resolution 815, by Senator Kennedy, read its title only, and recognize Senator Kennedy.

ACTING PRESIDENT MAYER: The Secretary will read.

THE SECRETARY: Senate Resolution 815, by Senator Kennedy, mourning the death of

John J. Martin, distinguished citizen and devoted member of his community.

ACTING PRESIDENT MAYER: Senator Kennedy on the resolution.

SENATOR KENNEDY: Thank you, Madam President.

I rise today to remember and celebrate the accomplished life of John J. Martin, a personal friend of mine, my family, and the entire Western New York community, and a man who put his family, his faith and his community above all else.

We lost John on April 30th of this year, leaving behind his dear wife of over 50 years, Debby, as well as his children, Jennifer, Michele and Christine, his four grandchildren, and numerous siblings, sisters, brothers-in-law, nieces, nephews and more friends than you can imagine.

I had the honor of knowing John and his family as far as back as I can remember, growing up in South Buffalo alongside his three daughters. And from an early age it was easy to see why he was so loved and respected by all he encountered. John never stopped working for our

community. He was a consummate gentleman and a man of tremendous integrity. I will forever remember his smiling face lighting up a room, engaging with everyone from all walks of life and leading by example -- Christ's example of always looking out for the least among us.

If there was a celebration to be had, if there was an event to bring the community together, or if there was someone in need, John Martin was there.

And as a man of great stature, the only thing bigger than his grand frame was his big heart. And it was this heart that led him to play an unparalleled role at Monsignor Nash Knights of Columbus in South Buffalo, where he led so many initiatives to help others. His work recognized by the members of the Nash Council, he was elevated to Grand Knight of this historic neighborhood institution.

In his work with the Knights for more than 50 years, John chaired the Christmas food drive. Think about that -- providing for others around the holidays less fortunate than ourselves for more than half a century. It's amazing to imagine just how many Christmas

dinners and how many tables were made whole because of John's selfless work.

During other seasons throughout the years, John spearheaded the St. Patrick's Day celebration before, during and after the parade, and made sure the Easter Egg hunt at the Knights of Columbus went off without a hitch for the neighborhood kids, like myself growing up. And that work became a family operation for John, with Debby and their kids all pitching in and sharing duties.

When he wasn't spending time volunteering, John was an avid golfer and a diehard Buffalo Bills fan, and of course his beloved New York Yankees. He loved to spend time vacationing with his family just across the border in Crystal Beach, Ontario. As a matter of fact, he loved spending time with his family in any way possible. Over the years John and his family made their way to Ireland, to Hawaii, to the Caribbean, taking in the sights around the world together as a family.

We are forever grateful to his family and thank them for unselfishly sharing this great man with all of us. I know that I'm a

better man for knowing John Martin and the impact that he made not only on my life, but on countless lives throughout our entire Western New York community. His legacy will certainly continue to carry on. To Debby, to Jennifer and John, to Michele and Bill, to Christine and Joe, to his grandchildren -- Jack, Joe, Luke and Riley -- and to the entire extended Martin family and to so many friends, our deepest condolences and sympathy go out to them.

We will forever remember the giant of a man that John Martin was. I'm incredibly honored here today, Madam President, to honor his life, his commitment and his service to our community, to our state and to our nation.

May John Martin rest in peace.

Thank you.

ACTING PRESIDENT MAYER: Thank you, Senator Kennedy.

The resolution was previously adopted on May 20th.

Senator Gianaris.

SENATOR GIANARIS: At the request of the sponsor, the resolution is open for cosponsorship.

ACTING PRESIDENT MAYER: The resolution is open for cosponsorship. Should you choose not to be a cosponsor of this resolution, please notify the desk.

Senator Gianaris.

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

ACTING PRESIDENT MAYER: There will be an immediate meeting of the Rules Committee in Room 315.

SENATOR GIANARIS: The Senate stands at ease.

ACTING PRESIDENT MAYER: Room 332, thank you. I was incorrect.

The Senate will stand at ease.

(Whereupon, the Senate stood at ease at 3:48 p.m.)

(Whereupon, the Senate reconvened at 4:03 p.m.)

ACTING PRESIDENT MAYER: The Senate will return to order.

Senator Gianaris.

SENATOR GIANARIS: Madam President, please take up the report of the Rules Committee

which is at the desk.

ACTING PRESIDENT MAYER: The Secretary will read.

THE SECRETARY: Senator Stewart-Cousins, from the Committee on Rules, reports the following bills:

Senate Print 63A, by Senator Persaud, an act to amend the Social Services Law;

Senate Print 668, by Senator May, an act to amend the Social Services Law;

Senate Print 829, by Senator Ramos, an act to amend the Workers' Compensation Law;

Senate Print 1235, by Senator Gianaris, an act to amend the General Business Law;

Senate Print 1607, by Senator Martucci, an act to authorize Susan Gillinder, the widow of Robert C. Ritchie, to file a new service retirement application;

Senate Print 1751, by Senator Borrello, an act to amend the Uniform City Court Act;

Senate Print 1767, by Senator Mannion, an act to amend the Navigation Law;

Senate Print 3100, by

Senator Kaplan, an act to amend the Retirement and Social Security Law;

Senate Print 3101, by Senator Kaplan, an act to amend the Retirement and Social Security Law;

Senate Print 3312, by Senator Kaplan, an act to amend the Retirement and Social Security Law;

Senate Print 3812, by Senator Griffo, an act to repeal Section 16 of the General Business Law;

Senate Print 4261, by Senator Griffo, an act to amend the Public Authorities Law;

Senate Print 4408, by Senator Skoufis, an act to amend the Retirement and Social Security Law;

Senate Print 4411, by Senator Skoufis, an act to amend the Retirement and Social Security Law;

Senate Print 4440, by Senator Gounardes, an act to amend the Retirement and Social Security Law;

Senate Print 4471A, by Senator Mannion, an act to amend the General

Municipal Law and the Public Authorities Law;

Senate Print 4542A, by Senator Mayer, an act to amend the Election Law;

Senate Print 4722A, by Senator Hinchey, an act to amend the Agriculture and Markets Law;

Senate Print 4779, by Senator Hinchey, an act to authorize the Village of Athens, in the County of Greene, to offer an optional 20-year retirement plan;

Senate Print 4860, by Senator Kennedy, an act to authorize the widow of William James Middlebrooks to file a retirement option election form;

Senate Print 4987, by Senator Lanza, an act to amend the Vehicle and Traffic Law;

Senate Print 5083A, by Senator Bailey, an act to authorize and direct the Commissioner of Agriculture and Markets to conduct a study on urban agriculture;

Senate Print 6166, by Senator Brooks, an act granting retroactive Tier 5 membership in the New York State and Local Employees' Retirement System;

Senate Print 6171B, by Senator Ryan,

an act to amend Chapter 560 of the Laws of 1998;

Senate Print 6207, by Senator Palumbo, an act to authorize the Long Island Science Center to file an application for a real property tax exemption;

Senate Print 6229A, by Senator Sanders, an act authorizing the City of New York to alienate and discontinue the use of certain parklands;

Senate Print 6428, by Senator Breslin, an act to amend the Vehicle and Traffic Law;

Senate Print 6494A, by Senator Hoylman, an act to amend Chapter 455 of the Laws of 1997;

Senate Print 6512, by Senator Gounardes, an act to amend the Retirement and Social Security Law;

Senate Print 6519, by Senator Stewart-Cousins, an act to amend the Public Authorities Law;

Senate Print 6565A, by Senator Borrello, an act to amend Chapter 129 of the Laws of 2020;

Senate Print 6569, by Senator Mayer,

an act to amend the Education Law;

Senate Print 6585, by Senator Rath, an act granting retroactive Tier 4 membership in the New York State and Local Employees' Retirement System;

Senate Print 6616, by Senator Skoufis, an act to amend the State Finance Law;

Senate Print 6618, by Senator Gounardes, an act to amend the Retirement and Social Security Law;

Senate Print 6628A, by Senator Skoufis, an act to amend the Workers' Compensation Law;

Senate Print 6691, by Senator Hinchey, an act to amend Chapter 333 of the Laws of 2018;

Senate Print 6710, by Senator Gaughran, an act to amend the Retirement and Social Security Law;

Senate Print 6720, by Senator Reichlin-Melnick, an act to amend Chapter 602 of the Laws of 1993;

Senate Print 6764, by Senator Palumbo, an act to amend the Highway Law;

Senate Print 6765, by Senator

Palumbo, an act to amend the Highway Law;

Senate Print 6798, by Senator Breslin, an act to authorize and legalize certain acts and proceedings of Albany County;

Senate Print 6824, by Senator Persaud, an act to amend the Family Court Act;

Senate Print 6886, by Senator Liu, an act to amend the Executive Law;

Senate Print 6909, by Senator Borrello, an act in relation to permitting The Abundant Life Church to file an application for a real property tax exemption;

Senate Print 6916A, by Senator Kavanagh, an act to amend the Local Emergency Housing Rent Control Act;

Senate Print 6972, by Senator Gounardes, an act to amend the Administrative Code of the City of New York;

Senate Print 6974, by Senator Kavanagh, an act to amend the Private Housing Finance Law;

Senate Print 6998, by Senator Reichlin-Melnick, an act to amend the State Finance Law;

Senate Print 7009, by

Senator Savino, an act to amend the Retirement and Social Security Law;

Senate Print 7019, by Senator Krueger, an act to amend the State Technology Law;

Senate Print 7021, by Senator Reichlin-Melnick, an act to amend the Village Law;

Senate Print 7031, by Senator Liu, an act to amend the Real Property Tax Law;

Senate Print 7047, by Senator May, an act to amend the Environmental Conservation Law;

Senate Print 7055, by Senator Cooney, an act to amend Chapter 371 of the Laws of 2009;

Senate Print 7056, by Senator Cooney, an act to amend the Environmental Conservation Law;

Senate Print 7057, by Senator Harckham, an act to amend Chapter 20 of the Laws of 2015;

Senate Print 7058, by Senator Thomas, an act to amend the Environmental Conservation Law;

Senate Print 7059, by Senator Rivera, an act to amend Chapter 81 of the Laws of 1995;

Senate Print 7062, by Senator Rivera, an act to amend Chapter 459 of the Laws of 1996;

Senate Print 7064, by Senator Thomas, an act to amend the Environmental Conservation Law;

Senate Print 7065, by Senator Brooks, an act to amend the Environmental Conservation Law;

Senate Print 7069, by Senator Gaughran, an act to amend Chapter 626 of the Laws of 1996;

Senate Print 7070, by Senator Kaminsky, an act to amend the Environmental Conservation Law;

Senate Print 7090, by Senator Thomas, an act to amend the Financial Services Law.

All bills reported direct to third reading.

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

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

(Response of "Aye.")

ACTING PRESIDENT MAYER: Opposed, nay.

(No response.)

ACTING PRESIDENT MAYER: The Rules Committee report is accepted.

Senator Gianaris.

SENATOR GIANARIS: Please take up the reading of the calendar.

ACTING PRESIDENT MAYER: The Secretary will read.

THE SECRETARY: Calendar Number 82, Senate Print 531B, by Senator Kaplan, an act in relation to directing the Urban Development Corporation to conduct a study regarding the assistance needed to encourage women and minorities.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the

roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 87, Senate Print 1442B, by Senator Addabbo, an act to amend the Agriculture and Markets Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 107, Senate Print 1172B, by Senator Rivera, an act to amend the Public Health Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 112, Senate Print 1353A, by Senator Kavanagh, an act to amend the Public Housing Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 62.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 189, Senate Print 1566A, by Senator Sanders, an act to amend the Banking Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the 90th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 189, those Senators voting in the negative are Senators Akshar, Borrello, Gallivan, Griffo, Helming, Jordan, Martucci, Oberacker, O'Mara, Ortt, Palumbo, Rath, Stec, Tedisco and Weik.

Ayes, 48. Nays, 15.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number

196, Senate Print 1765A, by Senator Mannion, an act to amend the Mental Hygiene Law and the Executive Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 5. This act shall take effect on the 30th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 199, Senate Print 2884A, by Senator May, an act to amend the Executive Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the 120th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the

roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 199, those Senators voting in the negative are Senators Akshar, Borrello, Boyle, Felder, Gallivan, Griffo, Helming, Jordan, Lanza, Martucci, Mattera, Oberacker, O'Mara, Ortt, Palumbo, Rath, Ritchie, Serino, Stec, Tedisco and Weik.

Ayes, 42. Nays, 21.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 214, Senate Print 2279, by Senator Jordan, an act to amend the State Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce

the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 216, Senate Print 1788A, by Senator Sanders, an act to create a Veterans Suicide Prevention Task Force.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the 60th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 265, Senate Print 2585A, by Senator Brisport, an act to amend the Social Services Law.

ACTING PRESIDENT MAYER: Read the

last section.

THE SECRETARY: Section 2. This act shall take effect on the 90th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 317, Senate Print 113A, by Senator Kaplan, an act to amend the Business Corporation Law and the Limited Liability Company Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the 60th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce

the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 332, Senate Print 841A, by Senator Biaggi, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This act shall take effect January 1, 2024.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 332, those Senators voting in the negative are Senators Akshar, Griffo, Helming, Jordan, Lanza, Oberacker, O'Mara, Ortt, Rath, Stec and Weik.

Ayes, 52. Nays, 11.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number

378, Senate Print 4345A, by Senator Brouk, an act to amend the Public Health Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 441, Senate Print 5066A, by Senator Harckham, an act to amend the Mental Hygiene Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 452, Assembly Bill 2230A, substituted earlier by Assemblymember Reyes, an act to amend the Executive Law.

SENATOR LANZA: Lay it aside.

ACTING PRESIDENT MAYER: The bill is laid aside.

THE SECRETARY: Calendar Number 458, Senate Print 1780C, by Senator Skoufis, an act to amend the Executive Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the 180th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 458, those Senators voting in the negative are Senators Borrello and Griffo.

Ayes, 61. Nays, 2.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 521, Assembly Bill 1960A, substituted earlier by Assemblymember Cruz, an act to amend the Tax Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 528, Senate Print 4777B, by Senator Mannion, an act to amend the General Construction Law.

ACTING PRESIDENT MAYER: Read the

last section.

THE SECRETARY: Section 27. This act shall take effect immediately.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 563, Senate Print 4851, by Senator Kennedy, an act to amend the Local Finance Law.

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

Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 680, Senate Print 2091A, by Senator Jordan, an act to amend the Military Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the 120th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 680, voting in the negative: Senator Brisport.

Ayes, 62. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 682, Senate Print 2977A, by Senator Harckham, an act to amend the Executive Law and the Public Health Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the 120th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 714, Senate Print 191, by Senator Sanders, an act to amend the State Finance Law and the Banking Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce

the results.

THE SECRETARY: In relation to Calendar 714, those Senators voting in the negative are Senators Akshar, Borrello, Boyle, Gallivan, Griffo, Jordan, Lanza, Martucci, Mattera, Oberacker, O'Mara, Ortt, Palumbo, Rath, Savino, Serino, Stec, Tedisco and Weik.

Ayes, 44. Nays, 19.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 725, Assembly Print 126A, substituted earlier by Assemblymember Gottfried, an act to amend the Public Health Law.

SENATOR LANZA: Lay it aside.

SENATOR GIANARIS: Lay it aside for the day, please.

ACTING PRESIDENT MAYER: The bill is laid aside for the day.

THE SECRETARY: Calendar Number 739, Senate Print 6209, by Senator Serrano, an act to amend the Agriculture and Markets Law.

SENATOR GIANARIS: Lay it aside for the day.

ACTING PRESIDENT MAYER: The bill

is laid aside for the day.

THE SECRETARY: Calendar Number 743, Senate Print 5760A, by Senator Breslin, an act to amend the Insurance Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 748, Senate Print 2596, by Senator Helming, an act to amend the General Municipal Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

Calendar 769 is high and will be laid aside for the day.

THE SECRETARY: Calendar Number 772, Senate Print 2819A, by Senator Addabbo, an act to amend the General Business Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the 30th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 772, those Senators voting in the negative are Senators Akshar, Helming, Lanza, Oberacker, Skoufis and Tedisco.

Ayes, 57. Nays, 6.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 800, Senate Print 6070A, by Senator Sanders, an act directing the Department of Financial Services to conduct a study on certain impacts of the coronavirus (COVID-19) pandemic.

SENATOR LANZA: Lay it aside.

ACTING PRESIDENT MAYER: The bill is laid aside.

Calendar Number 804 is high and will be laid aside for the day.

THE SECRETARY: Calendar Number 805, Senate Print 4818A, by Senator Thomas, an act to amend Chapter 1017 of the Laws of 1963.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 806, Senate Print 5753A, by Senator Ryan, an act to amend the Education Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 811, Senate Print 4469, by Senator Mannion, an act to amend the Mental Hygiene Law and the Social Services Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 4. This

act shall take effect April 1, 2022.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 813, Senate Print 5676, by Senator Rivera, an act to amend the Public Health Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number

818, Senate Print 5280, by Senator Parker, an act to amend the Administrative Code of the City of New York.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 818, voting in the negative are Senators Helming and Jordan.

Ayes, 61. Nays, 2.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 888, Assembly Bill 7358A, substituted earlier by Assemblymember Abinanti, an act to amend the Mental Hygiene Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 888, voting in the negative: Senator Griffo.

Ayes, 62. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 891, Senate Print 1033, by Senator Stewart-Cousins, an act to amend the Local Finance Law.

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

Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce

the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 892, Senate Print 4850, by Senator Kennedy, an act to amend the Local Finance Law.

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

Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 893, Senate Print 5261, by Senator Kennedy, an act to amend the Business Corporation Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 921, Senate Print 3107B, by Senator Kaplan, an act to amend the Highway Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 921, voting in the negative: Senator Brisport.

Ayes, 62. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 934, Senate Print 6426A, by Senator Gaughran, an act to amend the Public Authorities Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 936, Senate Print 5128A, by Senator Harckham, an act to amend the Public Health Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 944, Senate Print 4598, by Senator Brooks, an act in relation to authorizing the Copiague Fire District to file an application for exemption from real property taxes.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 944, those Senators voting in the negative are Senators Akshar and O'Mara.

Ayes, 61. Nays, 2.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 960, Assembly Bill 6746A, substituted earlier by Assemblymember Wallace, an act to amend Chapter 625 of the Laws of 1961.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 971, Senate Print 659, by Senator May, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Senator May to explain her vote.

SENATOR MAY: Thank you, Madam President.

New York has 600,000 acres of state reforestation lands, and we allow oil and gas leases on these lands but we do not allow renewable energy leases. So this bill will change that.

The reason it's so important is when you have a big project like the wind project, the Cassadaga Wind Project in Western New York that is trying to link parcels of land that are on two sides of state land, right now they can't even connect the project across the state lands. Which makes things more inefficient, more costly, it causes delays and it prevents the state from carrying out our climate goals that we are working so hard to try to realize.

So this bill will help this state make it easier for renewable projects to be built

on state reforestation lands, and so I proudly vote aye. Thank you.

ACTING PRESIDENT MAYER: Senator May to be recorded in the affirmative.

Announce the results.

THE SECRETARY: In relation to Calendar 971, those Senators voting in the negative are Senators Akshar, Helming, Jordan and Lanza.

Ayes, 59. Nays, 4.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 992, Senate Print 6226, by Senator May, an act to amend the Elder Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Senator May to explain her vote.

SENATOR MAY: Thank you again,

Madam President.

Social adult day services provide a lifeline for many older New Yorkers, especially those with disabilities or immigrants facing language barriers. These are places where they can find companionship, get personal care and supervision, receive case management, translation assistance, and help with documents or other needs. They have been critical for helping people get vaccinated in the pandemic.

This bill will allow them to continue delivering services remotely whenever congregate services are not an option. This has been vital over the last year. But it also has revealed that there are a lot of services they can provide in the remote world that they weren't able to provide before.

So I'm very glad that we're able to pass this. I'm grateful to the leadership for bringing it forward. And I vote aye.

ACTING PRESIDENT MAYER: Senator May to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill

is passed.

THE SECRETARY: Calendar Number 996, Senate Print 4243A, by Senator Gaughran, an act to amend the Education Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 996, those Senators voting in the negative are Senators Griffo, Jordan, Oberacker, Serino and Tedisco.

Ayes, 58. Nays, 5.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1005, Senate Print 6499, by Senator Hoylman, an act to amend the Surrogate's Court Procedure Act.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1005, those Senators voting in the negative are Senators Griffo, Oberacker, O'Mara, Serino and Tedisco.

Ayes, 58. Nays, 5.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1007, Senate Print 6503, by Senator Kaplan, an act to amend the Estates, Powers and Trusts Law.

SENATOR LANZA: Lay it aside.

ACTING PRESIDENT MAYER: The bill is laid aside.

THE SECRETARY: Calendar Number 1023, Senate Print 6142, by Senator Boyle, an act to amend Chapter 635 of the Laws of 1987.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1029, Senate Print 5355A, by Senator Breslin, an act to amend the Education Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 4. This act shall take effect two years after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill

is passed.

THE SECRETARY: Calendar Number 1030, Senate Print 6518, by Senator Stavisky, an act to amend the Education Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1031, Senate Print 6529, by Senator Stavisky, an act to amend the Education Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1040, Senate Print 6110, by Senator Breslin, an act to amend the Public Health Law and the Education Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1045, Senate Print 5031, by Senator Serrano, an act to amend the Parks, Recreation and Historic

Preservation Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1049, Senate Print 286A, by Senator Myrie, an act to amend the Election Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1049, those Senators voting in the negative are Senators Akshar, Borrello, Boyle, Gallivan, Griffo, Helming, Jordan, Lanza, Martucci, Mattera, Oberacker, O'Mara, Ortt, Palumbo, Rath, Ritchie, Serino, Stec, Tedisco and Weik.

Ayes, 43. Nays, 20.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1061, Senate Print 3503C, by Senator Hinchey, an act establishing the New York State Rural Ambulance Services Task Force.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill

is passed.

THE SECRETARY: Calendar Number 1069, Senate Print 6465A, by Senator May, an act in relation to providing credit for fees paid for permits and licenses issued for the sale of alcoholic beverages.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1075, Senate Print 6588A, by Senator May, an act to amend the Public Authorities Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Senator May to explain her vote.

SENATOR MAY: Thank you, Madam President.

I had the honor of visiting Senator Griffo's district last week to tour the Masonic Medical Research Laboratory. And it is a truly remarkable facility that is doing cutting-edge research and attracting some of the top minds to Central New York and really putting us on the map for medical research in a lot of ways.

And so I'm very pleased that we're able to bring this bill to facilitate their capital expansion and recognize the great work that they do.

I vote aye. Thank you.

ACTING PRESIDENT MAYER: Senator May to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill

is passed.

THE SECRETARY: Calendar Number 1082, Assembly Bill 3320A, substituted earlier by Assemblymember Epstein, an act to amend the New York City Civil Court Act.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 4. This act shall take effect on the 90th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1082, those Senators voting in the negative are Senators Akshar, Borrello, Gallivan, Griffo, Helming, Jordan, Lanza, Martucci, Mattera, Oberacker, O'Mara, Ortt, Palumbo, Rath, Ritchie, Serino, Skoufis, Stec, Tedisco and Weik.

Ayes, 43. Nays, 20.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number

1083, Senate Print 5377, by Senator Cooney, an act to amend the Real Property Actions and Proceedings Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1083, voting in the negative: Senator Felder.

Ayes, 62. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1106, Senate Print 6587, by Senator Gaughran, an act to amend Chapter 643 of the Laws of 2019.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1115, Senate Print 5933A, by Senator Parker, an act directing the Department of Labor to conduct a study on the employment rate of transgender persons in New York State.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1115, those Senators voting in the negative are Senators Akshar, Borrello, Gallivan,

O'Mara and Ortt.

Ayes, 58. Nays, 5.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1127, Senate Print 1488, by Senator Serrano, an act to amend the Social Services Law and the Executive Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 4. This act shall take effect on the 60th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1128, Senate Print 6287A, by Senator Mannion, an act to amend the Social Services Law.

ACTING PRESIDENT MAYER: Read the

last section.

THE SECRETARY: Section 4. This act shall take effect on the 180th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1136, Senate Print 4807A, by Senator Stavisky, an act to amend the Education Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 9. This act shall take effect on the 90th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Senator Stavisky to explain her vote.

SENATOR STAVISKY: Thank you, Madam President.

This legislation is about accessibility and availability. There are two states in the country that do not permit pharmacists to administer the vaccines that are approved by the CDC: New Hampshire and New York. And fortunately I think we're on the right track to making that New Hampshire by itself.

This bill has a number of beneficiaries. First, we have rural communities where there may not be a healthcare provider, there may not a doctor or whomever the person will turn to. And secondly, in low-income and minority communities, healthcare is often lacking and it's the pharmacist who's there and it's the pharmacist whom people truly trust.

Let me thank first, for their help, Senator Stewart-Cousins and the central staff. Let me also thank the stakeholders -- the manufacturers, the providers. Everybody came together with a common interest, a common thread, and that was to accomplish this.

And it may not be a perfect bill, but it's an agreed-upon bill, and I think that's

extremely important. The Assembly has agreed to this bill. We negotiated with the chair of the Higher Education Committee, Deborah Glick, and we thank Assemblywoman Glick. And I want to thank Assemblywoman Alicia Hyndman for her help in passing this bill, hopefully, in the Assembly.

And most important, I'd like to thank my staff. They worked for many, many -- in some cases, years on this bill, particularly my counsel, Nicole Stewart, and my chief of staff, Michael Favilla, who spent many, many hours with the stakeholders on the phone to try to reach consensus.

So with that in mind, Madam President, I vote aye.

ACTING PRESIDENT MAYER: Senator Stavisky to be recorded in the affirmative.

Announce the results.

THE SECRETARY: In relation to Calendar 1136, those Senators voting in the negative are Senators Lanza and Weik.

Ayes, 61. Nays, 2.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number

1142, Senate Print 6540, by Senator Cooney, an act to amend the Public Officers Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1154, Assembly Bill 4125, substituted earlier by Assemblymember Abbate, an act to amend the Civil Service Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 11. This act shall take effect on the 90th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1154, those Senators voting in the negative are Senators Oberacker, Stec and Weik.

Ayes, 60. Nays, 3.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1155, Senate Print 6276A, by Senator Mannion, an act to amend the Civil Service Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number

1156, Assembly Bill 7181, substituted earlier by Assemblymember Conrad, an act to amend the Education Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the 90th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1158, Senate Print 6521, by Senator Savino, an act to amend the State Technology Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

Calendar 1159 is high and will be laid aside for the day.

THE SECRETARY: Calendar Number 1164, Senate Print 5762, by Senator Breslin, an act to amend the Insurance Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1170, Senate Print 2877, by Senator Ramos, an act

to establish a Latina suicide prevention task force.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the 60th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1174, Senate Print 5938, by Senator Parker, an act to amend the Mental Hygiene Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1178, Senate Print 6190, by Senator May, an act to amend the Rural Electric Cooperative Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Senator May to explain her vote.

SENATOR MAY: Thank you, Madam President.

This bill offers a small tweak to make life easier for our rural electric cooperatives, but it provides a nice opportunity to talk about these cooperatives here on the floor and help New Yorkers understand the important services they provide, and to lift up

the value of a cooperative democratic model for utilities that I believe we should be encouraging in New York State.

The Oneida Madison Rural Electric Cooperative in my district serves 2,000 members with effectiveness and efficiency. They have only four line workers, but they provide great service to their members and they provide mutual aid to surrounding providers, including NYSEG.

Electric co-ops are at the front of promoting renewable energy and energy efficiency. I am pleased that the Legislature is passing this bill to enable them to meet more easily, and I hope we will look to them as a model for other rural utilities like broadband.

Thank you. I vote aye.

ACTING PRESIDENT MAYER: Senator May to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

Calendar 1183 is high and will be laid aside for the day.

THE SECRETARY: Calendar Number

1204, Assembly Bill 7094, substituted earlier by Assemblymember Lavine, an act to amend the Real Property Tax Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1206, Senate Print 6058, by Senator Stec, an act to deem an application filed with the New York State and Local Police and Fire Retirement System by the widow of Stephen L. Raymond as timely filed.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1211, Senate Print 6528, by Senator Persaud, an act to amend the Elder Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1233, Senate Print 6714, by Senator Hinchey, an

act to amend the Agriculture and Markets Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the 60th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1233, voting in the negative: Senator Brisport.

Ayes, 62. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

Senator Gianaris.

SENATOR GIANARIS: Madam President, I appreciate the efficiency with which we're going through this, but we inadvertently skipped over Senator Serino, who wanted to explain her vote on Calendar 1211. So if we can go back to that, with unanimous consent, and let her explain her vote now.

Thank you.

ACTING PRESIDENT MAYER: Without objection, so ordered.

Senator Serino to explain your vote.

SENATOR SERINO: Thank you, Senator Gianaris. And thank you, Madam President.

I rise today to thank the bill's sponsor, Senator Persaud, for bringing this bill to the floor today.

You know, since taking office one of my top priorities has been fighting elder abuse. And I think it was in 2015 or 2016 that I was first introduced to the Enhanced Multi-Disciplinary Team model, otherwise known as the EMDT program. And it was run at the time by the Life Span of Greater Rochester. But I was blown away by their rate of effectiveness. It was amazing.

This is one of those rare amazing programs that really does what it promises to do -- imagine that. Their commitment not only to stopping elder abuse in its tracks, but their unparalleled ability to actually find and return stolen money to survivors of financial elder

abuse was so remarkable. And I knew then that we had to do everything that we could to ensure their expansion here in the state.

So today EMDTs across New York are committed to investigating, intervening and preventing the financial exploitation of elder abuse. But what really sets them apart is that while focusing on this issue in particular, they also work holistically to address co-occurring forms of abuse, which is something that is all too prevalent when it comes to elder abuse.

Elder abuse, especially financial exploitation, is one of the most underreported and underprosecuted crimes -- not only in our state, but in our nation, costing American seniors billions of dollars each year. And I know that a lot of my colleagues get these same phone calls that I do, and it just breaks your heart. So to see this team that's actually able to recoup money is amazing.

So while we have made progress in the fight against elder abuse, the reality is that we know when the dust settles in the wake of the COVID-19 pandemic, we will certainly learn of even more cases. Putting the EMDT program into

law now is an important step that will hopefully help ensure that these cases actually get the attention that they deserve. And bringing elder abuse out of the shadows and working to empower our seniors will take committed partners at every single level.

Passing this bill today is an important step forward in that regard, and I thank my colleagues for supporting such an important initiative.

Thank you, Madam President.

ACTING PRESIDENT MAYER: Senator Serino will be recorded in the affirmative on Calendar 1211.

There's a substitution at the desk.

The Secretary will read.

THE SECRETARY: Senator Comrie moves to discharge, from the Committee on Rules, Assembly Bill Number 1442B and substitute it for the identical Senate Bill 4625A, Third Reading Calendar 1237.

ACTING PRESIDENT MAYER: The substitution is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number

1237, Assembly Bill Number 1442B, by Assemblymember Carroll, an act to amend the Public Authorities Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1243, Senate Print Number 6221, by Senator Reichlin-Melnick, an act to amend the Highway Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1260, Assembly Bill 7024, substituted earlier by Assemblymember Woerner, an act to amend the Racing, Pari-Mutuel Wagering and Breeding Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1263, Senate Print 293, by Senator Myrie, an act to amend the Tax Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1267, Assembly Bill 993A, substituted earlier by Assemblymember Bronson, an act to amend Chapter 416 of the Laws of 2007.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Senator Cooney to explain his vote.

SENATOR COONEY: Thank you, Madam President, for the opportunity to speak on an important bill that is long-awaited in Rochester.

Schools throughout the Rochester City School District will have their classrooms and facilities finally updated, impacting an estimated 10,000 students. Moreover, thousands of good-paying jobs will be created over the three years of this program. That's what a $475 million investment in the Rochester Schools Modernization Program can do.

As someone who grew up in Rochester and graduated from the city school district, I know this investment is needed for our community. The jobs we are creating through this program will help bring working-class families back into the workforce, a first step in the recovery from this terrible pandemic. This is especially true for women- and minority-owned businesses.

And for the students, this is about access to educational equity. In my district, child poverty is at 47 percent. Our children in the City School District of Rochester deserve the same opportunities as their peers in more

affluent school districts, and across other upstate cities.

I want to thank the Majority Leader for prioritizing this investment in the Rochester City School District. And for our students and our families, I am proud to vote in favor of this bill.

Thank you, Madam President.

ACTING PRESIDENT MAYER: Senator Cooney to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1274, Senate Print 2789, by Senator Sepúlveda, an act to amend the Executive Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce

the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1284, Senate Print 5556, by Senator Palumbo, an act to amend the General Municipal Law.

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

Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1284, voting in the negative: Senator Serino.

Ayes, 62. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1285, Assembly Bill 6258A, substituted earlier by

Assemblymember Magnarelli, an act to amend Part A-4 of Chapter 58 of the Laws of 2006.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Senator May to explain her vote.

SENATOR MAY: Thank you, Madam President.

Like Senator Cooney, I want to thank my colleagues for making it possible for the schools in my district to get the upgrades that they need so that our kids can really succeed. This Joint Schools Construction Board project will upgrade 10 schools in the district, including three high schools in my district and seven primary, middle and K-8 schools.

And we've seen from the previous projects they do provide good union jobs and they make a huge difference in terms of the communities feeling that they have buy-in in the

schools. They turn the schools into assets for the whole community.

So I am thrilled that we are able to provide this opportunity for the children and teachers of Syracuse, and I vote aye.

ACTING PRESIDENT MAYER: Senator May to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1288, Senate Print 6054, by Senator Lanza, an act to amend Chapter 759 of the Laws of 1973.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill

is passed.

THE SECRETARY: Calendar Number 1290, Senate Print 6336, by Senator Gallivan, an act in relation to granting Blake Russell additional service credit with the New York State and Local Police and Fire Retirement System.

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

Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1295, Assembly Bill 7124, substituted earlier by Assemblymember Joyner, an act to amend the General Municipal Law and the Retirement and Social Security Law.

ACTING PRESIDENT MAYER: Read the

last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1296, Senate Print 6487, by Senator Stavisky, an act to amend the Real Property Tax Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1296, those Senators voting in the

negative are Senators Myrie and Ortt.

Ayes, 61. Nays, 2.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1299, Senate Print 6619A, by Senator Gounardes, an act to amend the Retirement and Social Security Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1302, Senate Print 6686, by Senator Brouk, an act to amend Section 4 of Part M of Chapter 56 of the Laws of 2012.

ACTING PRESIDENT MAYER: Read the

last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1303, Senate Print 6703, by Senator Rath, an act to amend the Not-For-Profit Corporation Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill

is passed.

THE SECRETARY: Calendar Number 1304, Senate Print 6767, by Senator Rivera, an act to amend the Public Health Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1304, voting in the negative: Senator Felder.

Ayes, 62. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1306, Assembly Print 7577, substituted earlier by Assemblymember Stirpe, an act to amend Chapter 448 of the Laws of 2017.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1307, Senate Print 6783, by Senator Cooney, an act to amend the Education Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 4. This act shall take effect 18 months after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1307, those Senators voting in the

negative are Senators Lanza and Skoufis.

Ayes, 61. Nays, 2.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1310, Senate Print 6818, by Senator Serrano, an act to amend Chapter 192 of the Laws of 2007.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1311, Assembly Print 7396, substituted earlier by Assemblymember Burdick, an act to amend Chapter 122 of the Laws of 2000.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1312, Senate Print 6832, by Senator Addabbo, an act to amend Part 1 of Chapter 61 of the Laws of 2017.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill

is passed.

THE SECRETARY: Calendar Number 1314, Senate Print 6896, by Senator Rivera, an act to amend Chapter 2 of the Laws of 1998.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1315, Senate Print 6917, by Senator Kavanagh, an act to amend the Private Housing Finance Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1316, Senate Print 6951, by Senator Kavanagh, an act to amend Chapter 514 of the Laws of 1983.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1318, Senate Print 6975, by Senator Kavanagh, an act to amend the Private Housing Finance Law.

ACTING PRESIDENT MAYER: Read the

last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1319, Senate Print 7007, by Senator Persaud, an act to amend the Social Services Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1319, those Senators voting in the

negative are Senators Akshar, Borrello, Boyle, Gallivan, Griffo, Helming, Jordan, Lanza, Mattera, Oberacker, O'Mara, Ortt, Palumbo, Rath, Serino, Stec, Tedisco and Weik.

Ayes, 45. Nays, 18.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1320, Senate Print 7008, by Senator Benjamin, an act to amend the Social Services Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1320, those Senators voting in the negative are Senators Borrello and Griffo.

Ayes, 61. Nays, 2.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1321, Senate Print 655, by Senator Harckham, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the 120th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1321, voting in the negative: Senator Tedisco.

Ayes, 62. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1324, Senate Print 1811, by Senator Skoufis, an act to amend the Town Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 4. This

act shall take effect immediately.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1324, those Senators voting in the negative are Senators Akshar, Brooks, Felder, Gallivan, Gaughran, Helming, Jordan, Kennedy, Lanza, Mannion, Oberacker, O'Mara, Ortt, Palumbo, Rath, Reichlin-Melnick, Serino, Stec, Thomas and Weik.

Ayes, 43. Nays, 20.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1329, Senate Print 4317A, by Senator Borrello, an act to amend the Highway Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Senator Borrello to explain his vote.

SENATOR BORRELLO: Thank you, Madam President.

First off, I'd like to start by thanking the leadership on both sides of the aisle for bringing this bill forward.

Yesterday was Memorial Day, where we honored those who have made the ultimate sacrifice in defense of our nation. And today this bill honors someone who has made that sacrifice. Corporal William James Hillard is one of those extraordinary people who has had a debt that we cannot repay, paying with his very life.

Corporal Hillard is a native of Kennedy, New York, and was a graduate of Randolph Central Schools in 1966. He joined the Peace Corps in 1967, helping farmers in India, and then joined the U.S. Army in 1968 to serve in Vietnam.

Tragically, he was killed in action on March 15, 1969, just 15 days after his 21st birthday. He left behind a wife and a young child.

In peacetime and in war, Corporal

Hillard devoted his young life to serving others and to serving his country. He embodied the ideals of honor, duty and courage which exemplify men and women who serve in our country's armed forces.

Also for his service he received many medals, including a Purple Heart, two Bronze Star medals, a Good Conduct Medal, and the Presidential Unit Citation.

This bill will honor and recognize his selfless service by renaming the interstate I-86 bridge across West Main Street in the Town of Randolph as the "Corporal William James Hillard II Memorial Bridge."

As Americans we must never forget those who made this ultimate sacrifice. And renaming this bridge will be one more step in ensuring that those who gave their lives are never forgotten here in New York State and across the nation.

Thank you.

ACTING PRESIDENT MAYER: Senator Borrello to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1334, Senate Print 4438, by Senator Skoufis, an act to amend the Retirement and Social Security Law.

ACTING PRESIDENT PERSAUD: Read the last section.

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

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1335, Senate Print 4453, by Senator Breslin, an act to repeal subdivision 6 of Section 11-0907 of the Environmental Conservation Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: In relation to Calendar Number 1335, voting in the negative: Senator Brisport.

Ayes, 62. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1338, Senate Print 4613, by Senator Mattera, an act to amend the Highway Law.

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

Read the last section.

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

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: In relation to Calendar Number 1338, voting in the negative: Senator Skoufis.

Ayes, 62. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1339, Assembly Bill 2439, substituted earlier by Assemblymember Aubry, an act in relation to directing the president of the State Civil Service Commission to publish reports.

ACTING PRESIDENT PERSAUD: Read the last section.

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

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: In relation to Calendar 1339, those Senators voting in the negative are Senators Lanza and Ortt.

Ayes, 61. Nays, 2.

ACTING PRESIDENT PERSAUD: The bill

is passed.

THE SECRETARY: Calendar Number 1340, Senate Print 4915, by Senator Lanza, an act to amend the State Law.

ACTING PRESIDENT PERSAUD: Read the last section.

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

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: In relation to Calendar Number 1340, voting in the negative: Senator Brisport.

Ayes, 62. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1348, Assembly Bill 6182, substituted earlier by Assemblymember Gunther, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT PERSAUD: Read the last section.

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

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1362, Assembly Bill 7387, substituted earlier by Assemblymember Jones, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT PERSAUD: Read the last section.

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

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT PERSAUD: The bill

is passed.

THE SECRETARY: Calendar Number 1363, Senate Print 7016, by Senator Persaud, an act to amend Chapter 81 of the Laws of 1995.

ACTING PRESIDENT PERSAUD: Read the last section.

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

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1365, Assembly Bill 7574, substituted earlier by Assemblymember Conrad, an act to amend Chapter 84 of the Laws of 2010.

ACTING PRESIDENT PERSAUD: Read the last section.

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

ACTING PRESIDENT PERSAUD: Call the

roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT PERSAUD: The bill is passed.

Senator Gianaris, that completes the reading of today's calendar.

SENATOR GIANARIS: Thank you, Madam President. Let's move to the controversial calendar, please.

ACTING PRESIDENT PERSAUD: The Secretary will ring the bell.

The Secretary will read.

THE SECRETARY: Calendar Number 452, Assembly Bill 2230A, by Assemblymember Reyes, an act to amend the Executive Law.

ACTING PRESIDENT PERSAUD: Senator Lanza, why do you rise?

SENATOR LANZA: Madam President, I believe there's an amendment at the desk. I waive the reading of that amendment and ask that Senator Boyle be recognized and heard.

ACTING PRESIDENT PERSAUD: Thank

you, Senator Lanza.

Upon review of the amendment, in accordance with Rule 6, Section 4B, I rule it nongermane and out of order at this time.

SENATOR LANZA: Accordingly, Madam President, I appeal the ruling of the chair and ask that Senator Boyle be recognized.

ACTING PRESIDENT PERSAUD: The appeal has been made and recognized, and Senator Boyle may be heard.

Senator Boyle.

SENATOR BOYLE: Thank you, Madam President.

I rise to appeal the rule of the chair. The proposed amendment is germane to the bill at hand because the bill at hand creates the Hate Crimes Analysis and Review Act. And this amendment specifically designates hate crimes as bail-eligible crimes. There really cannot be any more germane piece of legislation than this amendment.

I ask you, Madam Speaker -- Madam President -- do we really need another study? You want a study about hate crimes in New York State? Watch the news. Every day

there's another heinous attack on Asian New Yorkers, antisemitic attacks against our Jewish brothers and sisters. Every ethnicity -- Black, Hispanic, whites -- have been victims of hate crimes.

We have two weeks left in this legislative session. We can either do another study to look at what we already know, or we can act. And that's why I urge my colleagues to pass this amendment and vote on it. This is legislation supported by our colleague Senator Lanza, which would make hate crimes bail-eligible. That way these despicable criminals who are committing these heinous hate crimes know there's not a revolving door. They know they cannot commit hate crimes and be walking out the door of that courthouse a couple of hours later.

Let's pass this amendment. It is germane. I thank you, Madam President.

ACTING PRESIDENT PERSAUD: Thank you, Senator.

I want to remind the house that the vote is on the procedures of the house and the ruling of the chair.

Those in favor of overruling the chair signify by saying aye.

SENATOR LANZA: Request a show of hands.

SENATOR GIANARIS: Madam President, we've agreed to waive the showing of hands and record each member of the Minority in the affirmative.

ACTING PRESIDENT PERSAUD: Without objection, so ordered.

Announce the results.

THE SECRETARY: Ayes, 20.

ACTING PRESIDENT PERSAUD: The ruling of the chair stands, and the bill-in-chief is before the house.

Are there any other Senators wishing to be heard? Seeing and hearing none, the debate is closed.

The Secretary will ring the bell.

Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the 90th day after it shall have become a law.

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT PERSAUD: The bill is passed.

The Secretary will read.

THE SECRETARY: Calendar Number 800, Senate Print 6070A, by Senator Sanders, an act directing the Department of Financial Services to conduct a study on certain impacts of the coronavirus (COVID-19) pandemic.

ACTING PRESIDENT PERSAUD: Senator Lanza, why do you rise?

SENATOR LANZA: Madam President, I believe there's an amendment at the desk. I waive the reading of that amendment and ask that Senator Oberacker be recognized and heard.

ACTING PRESIDENT PERSAUD: Thank you, Senator Lanza.

Upon review of the amendment, in accordance with Rule 6, Section 4B, I rule it nongermane and out of order at this time.

SENATOR LANZA: Accordingly, Madam President, I appeal the ruling of the chair and

ask that Senator Oberacker be recognized.

ACTING PRESIDENT PERSAUD: The appeal has been made and recognized, and Senator Oberacker may be heard.

SENATOR OBERACKER: Thank you, Madam President.

I rise to appeal the ruling of the chair. The proposed amendment is germane to the bill at hand because the bill at hand directs the Department of Financial Services and the Empire State Development Corporation to study the financial impacts of the COVID-19 pandemic, including the financial impacts on small businesses.

The amendment before us repeals the Governor's emergency powers. With these powers, the Governor issued executive orders and countless directives shutting down small businesses across the state, while allowing big box stores to continue to operate.

Without many of these orders and directives, I would argue that a study would not even be needed. I would certainly say that much of what the study finds will point right back to the Governor's absolute powers.

Small business owners have been crying out for some consistency here in Albany. Throughout the pandemic they have been treated to unscientific mandates, which were announced in a press conference by our ruler-in-chief and then explained later if we were lucky.

These one-size-fits-all orders have not taken into account what is happening on our Main Streets, yet the Legislature continues to allow the Governor to act on his own. The statewide seven-day average positivity rate is now below 1 percent. COVID may not be eliminated, but it is no longer spreading uncontrollably.

Our legislative session is nearing an end, so let's take action now. End the Governor's emergency powers and end the stranglehold he has had on small businesses. In order for democracy to thrive, we need to do our part. If government is not by the people and if government is not of the people, then it cannot be for the people.

For these reasons, Madam President, I strongly urge you to reconsider your ruling.

Thank you.

ACTING PRESIDENT PERSAUD: Thank you, Senator.

I want to remind the house that the vote is on the procedures of the house and the ruling of the chair.

Those in favor of overruling the chair signify by saying aye.

SENATOR LANZA: Request a show of hands.

SENATOR GIANARIS: We've again agreed to waive the showing of hands, Madam President, and record each member of the Minority in the affirmative.

ACTING PRESIDENT PERSAUD: Without objection, so ordered.

Announce the results.

THE SECRETARY: Ayes, 20.

ACTING PRESIDENT PERSAUD: The ruling of the chair stands, and the bill-in-chief is before the house.

Are there any other Senators wishing to be heard?

Seeing and hearing none, debate is closed. The Secretary will ring the bell.

Read the last section.

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

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: In relation to Calendar Number 800, voting in the negative: Senator Akshar.

Ayes, 62. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill is passed.

The Secretary will read.

THE SECRETARY: Calendar Number 1007, Senate Print 6503, by Senator Kaplan, an act to amend the Estates, Powers and Trusts Law.

ACTING PRESIDENT PERSAUD: Senator Palumbo.

SENATOR PALUMBO: Thank you, Madam President. Will the sponsor yield for a few questions, please.

ACTING PRESIDENT PERSAUD: Will the sponsor yield?

SENATOR KRUEGER: I'm serving as

the sponsor today, if that's okay, Madam President.

ACTING PRESIDENT PERSAUD: Senator Krueger will yield.

SENATOR PALUMBO: Thank you, Senator. I certainly appreciate that.

So as we discussed previously, Senator, I'd like to maybe preface my comments with a just a refresher, because I'm going to get a little bit in the weeds. This bill's been around for some time, and when I was in the other house I had the same concerns with it, that essentially, obviously, there are two ways someone can die when it comes to estates, with a will or without a will.

I'm going to address without a will initially. Under Estates, Powers and Trusts Law, Section 1-2.10, "issue" is defined as follows: "Unless a contrary intention is indicated: Issue are the descendants in any degree from a common ancestor. The terms 'issue' and 'descendants' in subparagraph (1) include adopted children."

So my first question to you, Senator Krueger, is this bill refers essentially to stepchildren and those that may have had any

relationship to a divorced individual. So I think we can agree -- and please correct me if I'm wrong -- that stepchildren, under our estate law in New York, have no right to inherit based upon someone who dies without a will. Or from someone who dies without a will. Is that accurate?

SENATOR KRUEGER: That is correct.

SENATOR PALUMBO: Thank you.

Will the Senator yield for another question, please.

ACTING PRESIDENT PERSAUD: Senator Krueger, do you yield?

SENATOR KRUEGER: Yes, I do.

ACTING PRESIDENT PERSAUD: The Senator yields.

SENATOR PALUMBO: So -- thank you, Senator Krueger.

And so essentially this statute applies to those individuals who die with a will and then subsequently get divorced. Is that accurate?

SENATOR KRUEGER: Yes.

SENATOR PALUMBO: Would you yield for another question, please.

SENATOR KRUEGER: Yes.

SENATOR PALUMBO: Thank you, Senator.

And so what my concern is, is that now that someone who has already drafted a will prior to getting divorced now gets divorced. And again, correct me if I'm wrong, this statute will ultimately disinherit any stepchildren if there was a provision for that stepchild during the marriage.

SENATOR KRUEGER: Unless there's evidence that their intent was contrary. And the court, in their memo, actually lays out a number of scenarios on how you could actually show that. And they are actually saying that evidence that they did not intend to disinherit you could be a broader interpretation that is traditionally used, say, in other court proceedings.

So they seem to be wanting to allow quite a bit of room to show that you possibly -- excuse me -- that the deceased did not intend to disinherit, say, stepchildren, even though they did divorce the mother. Or father, as the case may be.

SENATOR PALUMBO: Will

Senator Krueger yield for another question.

ACTING PRESIDENT PERSAUD: Senator Krueger, do you yield?

SENATOR KRUEGER: Yes.

ACTING PRESIDENT PERSAUD: Senator Krueger yields.

SENATOR PALUMBO: Senator, would you mind reading those into the record, just so we can establish the legislative intent? Because again, my concerns are there is no need for this bill because stepchildren cannot inherit unless there is a specific provision in a will.

So could you please describe those for me? It's just so I can clarify in my mind the situations where that would apply.

(Pause.)

SENATOR KRUEGER: So I don't want to read the entire memo into the record, for time, but I'll just highlight that this is the Unified Court System's memo in support of their bill OCA 2021-8.

And I think the part of the bill that -- the part of the memo that I think is most relevant for this discussion: "It is the Committee's judgment that this approach reflects

the probable intent of most decedents in connection with dispositions to 'relatives' of divorced spouses, but leaves room for the varieties of human experience which might include a contrary intention which was not memorialized in the decedent's will executed prior to the divorce, such as, for example, a continuing relationship with a stepchild.

"The Committee believes that such probable intent is more problematic than the probable intention of such decedents with respect to dispositions to divorced spouses themselves."

And then the Committee goes on to say that they discussed at some length whether evidence admissible on the issue of revocatory intent should include otherwise disqualified evidence under CPLR 4519, and its recommendation is to allow that kind of evidence, and then it goes through a list.

So it's saying we would accept more types of evidence than in other proceedings, and it specifically highlights "stepchild."

Although I do just want to go back to another point that you made. You said that stepchildren are treated differently under law

than adopted children. And of course during the marriage the stepparent could have chosen to adopt the children, which would have offered them a clearer path to inheritance even if ultimately the marriage didn't work out. But I guess you can't look back after death and realize that.

And again, you can make clear -- and I think if we're talking about legislative intent, you know, for anyone who's listening, if you and your spouse are getting a divorce, please review your will, then, and make clear what your future intentions are for distribution so that you can be clear, if you wish stepchildren or other family members of the dissolved marriage to inherit, that you make it clear in your will.

And obviously, you know, not everybody goes and thinks that through at the time, but that will clearly be the right answer, avoiding all of these problems.

SENATOR PALUMBO: Thank you, Senator. Will you yield for another question, please.

ACTING PRESIDENT PERSAUD: Senator Krueger, do you --

SENATOR KRUEGER: I shall.

ACTING PRESIDENT PERSAUD: Senator Krueger yields.

SENATOR PALUMBO: And I think you hit the nail on the head. And that's my concern now, that this creates an affirmative duty to create that evidence, despite the fact that you may have made a provision in a written will for that stepchild. So essentially it's rewriting the will.

And in that regard, to comply with what's indicated -- it's only a 10-line bill, but in lines 6 and 7, "unless there is substantial evidence of the divorced individual's contrary intention."

Would a will executed prior to divorce that makes a provision for a stepchild satisfy the substantial evidence criteria set forth in this legislation?

SENATOR KRUEGER: So I'd say that no, simply having been in a will from one point in history doesn't mean that was the intent after a divorce.

But many other forms of continuing relationship could document that. And I think that, you know, the Office of Court

administration is trying to make clear that their intent is to allow broad interpretation of that.

So if I come forward with evidence that, after my mother and my stepfather got a divorce, that my stepfather came to my wedding, visited with my children, his grandchildren, continued to have an ongoing relationship with me, his stepdaughter, were included in family holidays, et cetera, et cetera. I think that is reasonable enough evidence that there was a continuing relationship even though there was a divorce.

SENATOR PALUMBO: Thank you, Senator, I appreciate that. Now would you yield for one more question.

SENATOR KRUEGER: Sure.

SENATOR PALUMBO: I know this is --

ACTING PRESIDENT PERSAUD: The Senator yields.

SENATOR KRUEGER: Certainly.

SENATOR PALUMBO: -- stuff.

Thank you, Senator. And I think that's very important.

And you did make reference, though, to 4519 of the CPLR, which is what's commonly

known as the "Dead Man's Statute." So now your stepfather is deceased in that example. You cannot admit conversations into evidence between yourself and your deceased stepfather. In fact, you are, under the statute, clearly an interested witness. So those conversations do not come into evidence.

And that's my specific concern, that those -- those very conversations that would otherwise be considered evidence that were between you and your deceased stepfather, we have here that there -- that it may be an exception, now, carved out under this statute in the last two lines. And I'll read it again just so we're clear: "Testimony with regard to such intention shall not be qualified under CPLR 4519 provided that such testimony is supported by other evidence."

So my question is -- and this is, I think, very important for the legislative intent if this in fact becomes law -- that could other evidence be virtually anything? Maybe a photograph, subsequent to the divorce. Or is it left in a very broad manner? Is it intended to just allow that testimony to come in and then the

evidence will be weighed however the court may deem appropriate?

SENATOR KRUEGER: So I think -- I think they are giving you quite a bit of leeway. Because they're saying any evidence that would normally be acceptable plus evidence that wouldn't normally be okay under CPLR 4519.

So I do think that the court is recognizing that they need to fix a problem, because what we didn't talk about was cases that have gone through the courts where -- the couple divorces. At the time of the marriage 25 years earlier, the woman's father was named trustee of the estate. That was never changed. And even though there was no relationship between that man and his ex-wife or certainly her father, that there was efforts to claim the right to the estate.

So it can play both directions, which I think is why the court believes they need to make this fix at this time.

But I really do think the very sympathetic examples we're discussing today with interpretation of having ongoing bonds and relationship with stepchildren even when there is

a divorce -- or step-grandchildren -- the court is recognizing and I think we're having a discussion to show the Legislature also wishes to recognize that there's a broad opening for the court to read new information, new evidence into the discussion even though the person never fixed their will after the divorce.

SENATOR PALUMBO: Thank you, Senator Krueger. I appreciate your indulgence.

On the bill, please, Madam President.

ACTING PRESIDENT PERSAUD: Senator Palumbo on the bill.

SENATOR PALUMBO: Thank you, Madam President.

And I think a lot of times we accept OCA program bills as just kind of a simple fix without really getting into the weeds. But this is very, very problematic. You divorce your spouse. You don't divorce your stepchildren, who actually have no rights to your estate unless you make a specific provision for them in your will. Which is, under our law, obviously usually drafted by a lawyer, witnessed by two other people, you do it of sound mind and body for it

to be valid, got affidavits of attesting witnesses, you have the whole shooting match to prove that you voluntarily did want to give this to, under our state law, a stranger, your stepchild. And then you divorce that stepchild's parent down the road. You're not divorcing that child. You specifically made a provision for them.

This effectively changes that will. In fact, in every divorce agreement you would probably think that this was worked out, because I've actually -- my old firm did a lot of them. You specifically waive your right of election, your right to their estate -- that's in every agreement -- by getting divorced. Even though it may be presumed, you specifically put that provision in so that you say, look, I'm -- we're -- it's over, we're divorced, I don't have any right to your estate, you don't have any right to mine. You equitably distribute it during the divorce, we have our shares, we go about our own business and move on with our lives. That's what happens in the real sense, in the practical sense.

However, here, there is now a burden

that the divorced individuals must go back, pay a lawyer and change their will. I've been doing estates for a decent -- for a pretty significant time. I can't get my own family to do a will because people forget about it, they avoid it, they don't want to accept their mortality.

So to have these individuals who just paid lawyers a bunch of money to get divorced, they now have to go back and change their will to make a new provision for their stepchildren. So this is extremely problematic.

And, by the way, unless you can come up with other evidence, under 4519, the Dead Man's Statute, you can't even testify yourself and say that my stepdad was at my wedding.

So this seems like a very innocuous 10-line bill, very simple, but I think this is extremely dangerous. If this becomes law, it will change thousands and thousands of wills that currently provide for stepchildren that individuals loved and may have raised as their own. And this completely changes that language by becoming a law, without notice. This is dangerous. I urge a no vote.

Thank you, Madam President.

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

Seeing and hearing none, the debate is closed. The Secretary will ring the bell.

Read the last section.

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

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: In relation to Calendar 1007, those Senators voting in the negative are Senators Akshar, Borrello, Boyle, Gallivan, Griffo, Helming, Jordan, Lanza, Martucci, Mattera, Oberacker, O'Mara, Ortt, Palumbo, Rath, Serino, Stec, Tedisco and Weik.

Ayes, 44. Nays, 19.

ACTING PRESIDENT PERSAUD: The bill is passed.

Senator Gianaris, that completes the reading of the controversial calendar.

SENATOR GIANARIS: Thank you, Madam President.

Going back to motions for a moment, on behalf of Senator Kaminsky, on page 42 I offer the following amendments to Calendar 1100, Senate 1208, and ask that said bill retain its place on Third Reading Calendar.

ACTING PRESIDENT PERSAUD: The amendments are received, and the bill shall retain its place on the Third Reading Calendar.

SENATOR GIANARIS: I now wish to call up the following bills, recalled from the Assembly, which are now at the desk:

Senate Bills 361 and 1555.

ACTING PRESIDENT PERSAUD: The Secretary will read.

THE SECRETARY: Calendar Number 89, Senate Print 361, by Senator Persaud, an act to amend the Mental Hygiene Law.

Calendar Number 875, Senate Print 1555, by Senator Myrie, an act to amend the Election Law.

SENATOR GIANARIS: Move to reconsider the vote by which these bills were passed.

ACTING PRESIDENT PERSAUD: The Secretary will call the roll on reconsideration.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT PERSAUD: The bills are restored to their place on the Third Reading Calendar.

SENATOR GIANARIS: I offer the following amendments.

ACTING PRESIDENT PERSAUD: The amendments are received.

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

ACTING PRESIDENT PERSAUD: There is no further business at the desk.

SENATOR GIANARIS: I move to adjourn until tomorrow, Wednesday, June 2nd, at 3:00 p.m.

ACTING PRESIDENT PERSAUD: On motion, the Senate stands adjourned until Wednesday, June 2nd, at 3:00 p.m.

(Whereupon, at 5:35 p.m., the Senate adjourned.)