NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

January 18, 2022

3:05 p.m.

REGULAR SESSION

SENATOR JAMAAL T. BAILEY, Acting President

ALEJANDRA N. PAULINO, ESQ., Secretary

P R O C E E D I N G S

ACTING PRESIDENT BAILEY: 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 BAILEY: 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 BAILEY: The reading of the Journal.

THE SECRETARY: In Senate, Sunday, January 16, 2022, the Senate met pursuant to adjournment. The Journal of Saturday, January 15, 2022, was read and approved. On motion, the Senate adjourned.

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

Presentation of petitions.

Messages from the Assembly.

Messages from the Governor.

Reports of standing committees.

Reports of select committees.

Communications and reports from state officers.

Motions and resolutions.

Senator Gianaris.

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

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

SENATOR GIANARIS: The Senate stands at ease.

ACTING PRESIDENT BAILEY: The Senate will stand at ease.

(Whereupon, the Senate stood at ease at 3:06 p.m.)

(Whereupon, the Senate reconvened at 3:22 p.m.)

ACTING PRESIDENT BAILEY: The Senate will return to order.

Senator Gianaris.

SENATOR GIANARIS: Thank you, Mr. President.

Can we please take up the

Rules Committee report which is at the desk.

ACTING PRESIDENT BAILEY: The Secretary will read.

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

Senate Print 7759, by Senator Kaplan, an act to amend the Penal Law;

Senate Print 7760, by Senator Gianaris, an act to amend the Executive Law;

Senate Print 7761, by Senator Savino, an act to amend the Social Services Law;

Senate Print 7762, by Senator Gaughran, an act to amend the Workers' Compensation Law;

Senate Print 7763, by Senator Sanders, an act to amend a chapter of the Laws of 2021;

Senate Print 7764, by Senator Comrie, an act to amend a chapter of the Laws of 2021;

Senate Print 7765, by Senator Skoufis, an act to amend the

Alcoholic Beverage Control Law;

Senate Print 7767, by Senator Breslin, an act to amend the Insurance Law;

Senate Print 7768, by Senator Breslin, an act to amend the Insurance Law;

Senate Print 7771, by Senator Hinchey, an act to amend the Agriculture and Markets Law and the Public Health Law;

Senate Print 7772, by Senator Gianaris, an act to amend the Private Housing Finance Law;

Senate Print 7773, by Senator Ramos, an act to amend the Labor Law and the General Business Law;

Senate Print 7774, by Senator Reichlin-Melnick, an act to amend the Public Health Law;

Senate Print 7775, by Senator Hinchey, an act to amend the Agriculture and Markets Law;

Senate Print 7776, by Senator May, an act to amend a chapter of the Laws of 2021;

Senate Print 7777, by Senator May, an act to amend the Public Health Law;

Senate Print 7778, by Senator Gaughran, an act to amend the Public Authorities Law;

Senate Print 7779, by Senator May, an act to amend the Elder Law;

Senate Print 7780, by Senator Skoufis, an act to amend the Executive Law;

Senate Print 7783, by Senator Addabbo, an act to amend the Agriculture and Markets Law;

Senate Print 7784, by Senator Ramos, an act to amend the Alcoholic Beverage Control Law;

Senate Print 7785, by Senator Skoufis, an act to amend the Workers' Compensation Law;

Senate Print 7786, by Senator Krueger, an act to amend the State Technology Law;

Senate Print 7787, by Senator Hoylman, an act to amend the State Technology Law;

Senate Print 7788, by Senator Harckham, an act to amend the Environmental Conservation Law;

Senate Print 7789, by Senator Bailey, an act to amend the Family Court Act and the Social Services Law;

Senate Print 7791, by Senator Kaplan, an act to amend the Transportation Law;

Senate Print 7793, by Senator Sanders, an act to amend the Banking Law;

Senate Print 7794, by Senator Mannion, an act to amend the Domestic Relations Law and the Family Court Act;

Senate Print 7796, by Senator Brooks, an act to amend the Penal Law;

Senate Print 7797, by Senator Sanders, an act to amend the Insurance Law;

Senate Print 7798, by Senator Hinchey, an act to amend the Public Health Law;

Senate Print 7799, by Senator Comrie, an act to amend a chapter of the Laws of 2021;

Senate Print 7800, by Senator Ramos, an act to amend the Social Services Law;

Senate Print 7801, by Senator Jackson, an act to amend the Real Property Law;

Senate Print 7802, by Senator Comrie, an act to amend the Public Service Law;

Senate Print 7803, by Senator Skoufis, an act to amend the Public Officers Law;

Senate Print 7084, by Senator Sanders, an act to amend a chapter of the Laws of 2021;

Senate Print 7805, by Senator Gianaris, an act to amend the State Administrative Procedure Act;

Senate Print 7806, by Senator Gianaris, an act to amend a chapter of the Laws of 2021;

Senate Print 7807, by Senator Hoylman, an act to amend the Executive Law;

Senate Print 7808, by Senator Hoylman, an act to amend the Civil Rights

Law;

Senate Print 7811, by Senator Mayer, an act to amend the Labor Law;

Senate Print 7812, by Senator Harckham, an act to amend the Environmental Conservation Law;

Senate Print 7813, by Senator Hinchey, an act to amend the Environmental Conservation Law;

Senate Print 7814, by Senator Hinchey, an act to amend the Agriculture and Markets Law;

Senate Print 7815, by Senator Parker, an act to amend the Mental Hygiene Law;

Senate Print 7816, by Senator Kaminsky, an act to amend the Public Service Law and the Public Authorities Law;

Senate Print 7817, by Senator Savino, an act to amend a chapter of the Laws of 2021;

Senate Print 7818, by Senator Hinchey, an act to amend the Vehicle and Traffic Law;

Senate Print 7819, by Senator Myrie, an act to amend the Public Officers Law and the Election Law;

Senate Print 7820, by Senator Kaplan, an act to amend the Executive Law;

Senate Print 7822, by Senator Comrie, an act to amend the Public Authorities Law;

Senate Print 7823, by Senator Sanders, an act to amend the Agriculture and Markets Law;

Senate Print 7825, by Senator Kaminsky, an act to amend the Environmental Conservation Law;

Senate Print 7826, by Senator Persaud, an act to amend a chapter of the Laws of 2021;

Senate Print 7827, by Senator Kaminsky, an act to amend the Environmental Conservation Law;

Senate Print 7830, by Senator Kavanagh, an act to amend the Private Housing Finance Law;

Senate Print 7832, by

Senator Kennedy, an act to amend the General Business Law;

Senate Print 7833, by Senator Kaminsky, an act to amend the Environmental Conservation Law;

Senate Print 7835, by Senator Rivera, an act to amend the Public Health Law;

Senate Print 7836, by Senator Kennedy, an act to amend the Public Service Law;

Senate Print 7837, by Senator Breslin, an act to amend the Public Health Law;

Senate Print 7838, by Senator Breslin, an act to amend the Insurance Law, the General Business Law and the Tax Law;

Senate Print 7839, by Senator Hinchey, an act to amend the Public Health Law;

Senate Print 7840, by Senator Rivera, an act to amend the Public Health Law and the Education Law;

Senate Print 7841, by

Senator Brisport, an act to amend the Education Law;

Senate Print 7843, by Senator Ramos, an act to amend the Workers' Compensation Law;

Senate Print 7845, by Senator Myrie, an act to amend Chapter 249 of the Laws of 2021;

Senate Print 7846, by Senator Brisport, an act to amend the Social Services Law;

Senate Print 7847, by Senator Mannion, an act to amend a chapter of the Laws of 2021;

Senate Print 7848, by Senator Mannion, an act to amend the Mental Hygiene Law;

Senate Print 7849, by Senator Kennedy, an act to amend the Vehicle and Traffic Law;

Senate Print 7850, by Senator Brouk, an act to repeal Article 6-B of the County Law; and

Senate Print 7870, by Senator Rivera, an act to amend the State Finance Law, the Mental Hygiene Law and the Executive Law.

All bills reported directly to third reading.

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

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

(Response of "Aye.")

ACTING PRESIDENT BAILEY: Opposed, nay.

(No response.)

ACTING PRESIDENT BAILEY: The Rules Committee report is accepted.

Senator Gianaris.

SENATOR GIANARIS: Can we now take up the calendar.

ACTING PRESIDENT BAILEY: The Secretary will read.

THE SECRETARY: Calendar Number 38, by Senator Kaplan, Senate Print 7710, an act to amend the Executive Law.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the same date and in the

same manner as a chapter of the Laws of 2021.

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar Number 38, voting in the negative: Senator Skoufis.

Ayes, 62. Nays, 1.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 42, by Senator Mayer, Senate Print 7714, an act to amend the General Business Law.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the same date and in the same manner as a chapter of the Laws of 2021.

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 43, Senate Print 7715, by Senator Skoufis, an act to amend the Economic Development Law.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the same date and in the same manner as a chapter of the Laws of 2021.

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 44, by Senator Persaud, Senate Print 7716, an act to amend the Education Law and the State Finance Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar 44, those Senators voting in the negative are Senators Akshar, Borrello, Boyle, Griffo, Helming, Jordan, Lanza, Mattera, Oberacker, O'Mara, Ortt, Palumbo, Rath, Ritchie, Serino, Stec, Tedisco and Weik.

Ayes, 45. Nays, 18.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 46, by Senator Hinchey, Senate Print 7718, an act to amend a chapter of the Laws of 2021.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the same date and in the same manner as a chapter of the Laws of 2021.

ACTING PRESIDENT BAILEY: Call the

roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar Number 46, those Senators voting in the negative are Senators Gallivan and Skoufis.

Ayes, 61. Nays, 2.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 47, Senate Print 7719, by Senator Kennedy, an act to amend a chapter of the Laws of 2021.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the same date and in the same manner as a chapter of the Laws of 2021.

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar Number 47, voting in the negative:

Senator Skoufis.

Ayes, 62. Nays, 1.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 50, by Senator Comrie, Senate Print 7722, an act to amend a chapter of the Laws of 2021.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the same date and in the same manner as a chapter of the Laws of 2021.

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar 50, those Senators voting in the negative are Senators Oberacker and Stec.

Ayes, 61. Nays, 2.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 55, by Senator Kavanagh, Senate Print 7727, an act to

amend the Public Housing Law.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the same date and in the same manner as a chapter of the Laws of 2021.

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 63.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 56, Senate Print 7728, by Senator Gaughran, an act to amend the State Finance Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce

the results.

THE SECRETARY: In relation to Calendar Number 56, those Senators voting in the negative are Senators Gallivan and Oberacker.

Ayes, 61. Nays, 2.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 61, by Senator Biaggi, Senate Print 7733, an act to amend the Executive Law.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the same date and in the same manner as a chapter of the Laws of 2021.

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar Number 61, those Senators voting in the negative are Senators Akshar, Borrello, Boyle, Gallivan, Griffo, Helming, Jordan, Lanza, Martucci, Mattera, Oberacker, O'Mara, Ortt, Rath,

Ritchie, Serino, Stec and Weik.

Ayes, 45. Nays, 18.

ACTING PRESIDENT BAILEY: The bill is passed.

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

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

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

SENATOR GIANARIS: Move to adjourn until tomorrow, Wednesday, January 19th, at 3:00 p.m.

ACTING PRESIDENT BAILEY: On motion, the Senate stands adjourned until Wednesday, January 19th, at 3:00 p.m.

(Whereupon, at 3:37 p.m., the Senate adjourned.)