NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

May 23, 2022

3:36 p.m.

REGULAR SESSION

SENATOR ROXANNE J. PERSAUD, Acting President

ALEJANDRA N. PAULINO, ESQ., Secretary

P R O C E E D I N G S

ACTING PRESIDENT PERSAUD: 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 PERSAUD: 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 PERSAUD: Reading of the Journal.

THE SECRETARY: In Senate, Sunday, May 22, 2022, the Senate met pursuant to adjournment. The Journal of Saturday, May 21, 2022, was read and approved. On motion, the Senate adjourned.

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

Presentation of petitions.

Messages from the Assembly.

The Secretary will read.

THE SECRETARY: Senator Brisport

moves to discharge, from the Committee on Children and Families, Assembly Bill Number 6266A and substitute it for the identical Senate Bill 2586A, Third Reading Calendar 427.

Senator Kaplan moves to discharge, from the Committee on Investigations and Government Operations, Assembly Bill Number 4677A and substitute it for the identical Senate Bill 4863A, Third Reading Calendar 794.

Senator Kaplan moves to discharge, from the Committee on Investigations and Government Operations, Assembly Bill Number 8934B and substitute it for the identical Senate Bill Number 8464A, Third Reading Calendar 960.

Senator Gounardes moves to discharge, from the Committee on Aging, Assembly Bill Number 1980 and substitute it for the identical Senate Bill 8570, Third Reading Calendar 976.

Senator Reichlin-Melnick moves to discharge, from the Committee on Codes, Assembly Bill Number 8375 and substitute it for the identical Senate Bill 7330, Third Reading Calendar 1074.

Senator Kaplan moves to discharge,

from the Committee on Labor, Assembly Bill Number 8458A and substitute it for the identical Senate Bill 6803A, Third Reading Calendar 1083.

Senator Harckham moves to discharge, from the Committee on Alcoholism and Drug Abuse, Assembly Bill Number 8386A and substitute it for the identical Senate Bill 7349A, Third Reading Calendar 1093.

Senator Palumbo moves to discharge, from the Committee on Investigations and Government Operations, Assembly Bill Number 10088 and substitute it for the identical Senate Bill 8941, Third Reading Calendar 1123.

Senator Skoufis moves to discharge, from the Committee on Judiciary, Assembly Bill Number 9643 and substitute it for the identical Senate Bill 8714, Third Reading Calendar 1183.

Senator Mayer moves to discharge, from the Committee on Corporations, Authorities and Commissions, Assembly Bill Number 9409 and substitute it for the identical Senate Bill 8663, Third Reading Calendar 1193.

Senator Brouk moves to discharge, from the Committee on Corporations, Authorities and Commissions, Assembly Bill Number 10204 and

substitute it for the identical Senate Bill 9030, Third Reading Calendar 1196.

Senator Kaminsky moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 5390B and substitute it for the identical Senate Bill 6191A, Third Reading Calendar 1217.

Senator Serrano moves to discharge, from the Committee on Finance, Assembly Bill Number 9137A and substitute it for the identical Senate Bill 8294A, Third Reading Calendar 1226.

Senator Stavisky moves to discharge, from the Committee on Higher Education, Assembly Bill Number 9971 and substitute it for the identical Senate Bill 8843A, Third Reading Calendar 1247.

Senator Gounardes moves to discharge, from the Committee on Higher Education, Assembly Bill Number 9970 and substitute it for the identical Senate Bill 8988, Third Reading Calendar 1250.

Senator Gounardes moves to discharge, from the Committee on Civil Service and Pensions, Assembly Bill Number 9513 and substitute it for the identical Senate Bill 8529,

Third Reading Calendar 1257.

Senator Jackson moves to discharge, from the Committee on Investigations and Government Operations, Assembly Bill Number 9133 and substitute it for the identical Senate Bill 8685, Third Reading Calendar 1258.

Senator Breslin moves to discharge, from the Committee on Transportation, Assembly Bill Number 277A and substitute it for the identical Senate Bill 5672A, Third Reading Calendar 1271.

Senator Serino moves to discharge, from the Committee on Transportation, Assembly Bill Number 7907A and substitute it for the identical Senate Bill 7136, Third Reading Calendar 1273.

Senator Gaughran moves to discharge, from the Committee on Transportation, Assembly Bill Number 9382A and substitute it for the identical Senate Bill 8433A, Third Reading Calendar 1276.

Senator Kennedy moves to discharge, from the Committee on Transportation, Assembly Bill Number 9805 and substitute it for the identical Senate Bill 8822, Third Reading

Calendar 1280.

Senator Mannion moves to discharge, from the Committee on Children and Families, Assembly Bill Number 9080A and substitute it for the identical Senate Bill Number 8046A, Third Reading Calendar 1298.

Senator Jackson moves to discharge, from the Committee on Energy and Telecommunications, Assembly Bill Number 7256A and substitute it for the identical Senate Bill 1979A, Third Reading Calendar 1300.

Senator Thomas moves to discharge, from the Committee on Elections, Assembly Bill Number 4158 and substitute it for the identical Senate Bill 156, Third Reading Calendar 1313.

Senator May moves to discharge, from the Committee on Commerce, Economic Development and Small Business, Assembly Bill Number 9543 and substitute it for the identical Senate Bill 8897, Third Reading Calendar 1327.

Senator Kaplan moves to discharge, from the Committee on Ethics, Assembly Bill Number 5321 and substitute it for the identical Senate Bill 202, Third Reading Calendar 1350.

Senator Thomas moves to discharge,

from the Committee on Consumer Protection, Assembly Bill Number 381A and substitute it for the identical Senate Bill 300A, Third Reading Calendar 1351.

Senator Cooney moves to discharge, from the Committee on Consumer Protection, Assembly Bill Number 8319C and substitute it for the identical Senate Bill 8450B, Third Reading Calendar 1371.

Senator Mattera moves to discharge, from the Committee on Local Government, Assembly Bill Number 9379A and substitute it for the identical Senate Bill 8484A, Third Reading Calendar 1372.

Senator Persaud moves to discharge, from the Committee on Rules, Assembly Bill Number 9820A and substitute it for the identical Senate Bill 8820A, Third Reading Calendar 1379.

Senator Comrie moves to discharge, from the Committee on Corporations, Authorities and Commissions, Assembly Bill Number 9868 and substitute it for the identical Senate Bill 8852, Third Reading Calendar 1380.

Senator Kavanagh moves to discharge, from the Committee on Local Government,

Assembly Bill Number 9135 and substitute it for the identical Senate Bill 8890, Third Reading Calendar 1381.

Senator Serrano moves to discharge, from the Committee on Health, Assembly Bill Number 9972 and substitute it for the identical Senate Bill 8932, Third Reading Calendar 1382.

Senator Kennedy moves to discharge, from the Committee on Rules, Assembly Bill Number 10219 and substitute it for the identical Senate Bill 8979A, Third Reading Calendar 1385.

Senator Comrie moves to discharge, from the Committee on Transportation, Assembly Bill Number 9956 and substitute it for the identical Senate Bill 8993, Third Reading Calendar 1386.

Senator Kaplan moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 10178 and substitute it for the identical Senate Bill 9003, Third Reading Calendar 1387.

Senator Ramos moves to discharge, from the Committee on Rules, Assembly Bill Number 10153 and substitute it for the identical Senate Bill 9095, Third Reading Calendar 1398.

Senator Gounardes moves to discharge, from the Committee on Rules, Assembly Bill Number 10137 and substitute it for the identical Senate Bill 9129, Third Reading Calendar 1401.

Senator Harckham moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 10194 and substitute it for the identical Senate Bill 9232, Third Reading Calendar 1404.

Senator Brooks moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 10182 and substitute it for the identical Senate Bill 9300, Third Reading Calendar 1407.

Senator Mannion moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 10160 and substitute it for the identical Senate Bill 9301, Third Reading Calendar 1408.

Senator May moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 10166 and substitute it for the identical Senate Bill 9302, Third Reading Calendar 1409.

Senator Thomas moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 10159 and substitute it for the identical Senate Bill 9304, Third Reading Calendar 1410.

Senator May moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 10163 and substitute it for the identical Senate Bill 9305, Third Reading Calendar 1411.

Senator Mannion moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 10177 and substitute it for the identical Senate Bill 9306, Third Reading Calendar 1412.

Senator Gaughran moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 10201 and substitute it for the identical Senate Bill 9307, Third Reading Calendar 1413.

Senator Kavanagh moves to discharge, from the Committee on Rules, Assembly Bill Number 10142 and substitute it for the identical Senate Bill 9308, Third Reading Calendar 1414.

Senator Hinchey moves to discharge,

from the Committee on Environmental Conservation, Assembly Bill Number 10193 and substitute it for the identical Senate Bill 9312, Third Reading Calendar 1415.

And lastly, Senator Stewart-Cousins moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 10199 and substitute it for the identical Senate Bill 9313, Third Reading Calendar 1416.

ACTING PRESIDENT PERSAUD: 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.

We have several amendments here. So I offer the following amendments to Third Reading Calendar bills:

Senator Mayer, page 7, Calendar 347, Senate Print 4327B;

Senator Bailey, page 8, Calendar 371, Senate Print 3362;

Senator Kaplan, page 14, Calendar 578, Senate Print 7425;

Senator Biaggi, page 23, Calendar 826, Senate Print 4644B;

Senator Mannion, page 23, Calendar 828, Senate Print 7578A;

Senator Hoylman, page 24, Calendar 1035, Senate Print 699C;

Senator Mayer, page 38, Calendar 1105, Senate Print 8828;

Senator Biaggi, page 40, Calendar 1110, Senate Print 7394;

Senator Sepúlveda, page 44, Calendar 1176, Senate Print 2110;

Senator Harckham, page 48, Calendar 1212, Senate Print 4486A;

Senator Reichlin-Melnick, page 49, Calendar 1218, Senate Print 6446A;

Senator May, page 49, Calendar 1219, Senate Print 6501A;

Senator Kaplan, page 49, Calendar 1221, Senate Print 7537A;

Senator Stavisky, page 52, Calendar

1251, Senate Print 8994;

Senator Thomas, page 55, Calendar 1289, Senate Print 8389B;

Senator Skoufis, page 56, Calendar 1299, Senate Print 1840;

Senator Gaughran, page 4, Calendar 89, Senate Print 978B;

Senator Parker, page 27, Calendar 922, Senate Print 8491B;

Senator Parker, page 27, Calendar 923, Senate Print 8492A;

Senator Breslin, page 51, Calendar 1238, Senate Print 4870A;

Senator Rivera, page 51, Calendar 1243, Senate Print 7020A;

Senator Parker, page 25, Calendar 881, Senate Print 5891D;

Senator Gaughran, page 32, Calendar 1015, Senate Print 8531;

And Senator Ryan, page 47, Calendar 1195, Senate Print 9011.

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

Senator Gianaris.

SENATOR GIANARIS: Thank you, Madam President.

I also wish to call up the following bills, which were recalled from the Assembly and are now at the desk: Senate Bill Numbers 2951, 660, 694, 6210A, 1958, 7582A, 5472, 8419A, and 7906.

ACTING PRESIDENT PERSAUD: The Secretary will read.

THE SECRETARY: Calendar Number 7, Senate Print 2951, by Senator Kavanagh, an act to amend the Election Law.

Calendar Number 234, Senate Print 660, by Senator May, an act to amend the Highway Law.

Calendar Number 247, Senate Print 694, by Senator Kaplan, an act to amend the Executive Law.

Calendar Number 339, Senate Print 6210A, by Senator Skoufis, an act to amend the Executive Law and the Energy Law.

Calendar Number 384, Senate Print 1958, by Senator Krueger, an act to amend the Executive Law.

Calendar Number 623, Senate Print

7582A, by Senator Mayer, an act to amend the Executive Law.

Calendar Number 703, Senate Print 5472, by Senator Hoylman, an act to amend the Real Property Law.

Calendar Number 845, Senate Print 8419A, by Senator Ramos, an act to amend the New York State Urban Development Corporation Act.

Calendar Number 941, Senate Print 7906, by Senator Kennedy, an act authorizing Chabad of Oceanside, Inc., to receive retroactive real property tax exemption status.

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

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

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

SENATOR GIANARIS: I offer the following amendments to those bills.

ACTING PRESIDENT PERSAUD: The

amendments are received, and the bills will retain their place on the Third Reading Calendar.

SENATOR GIANARIS: On behalf of Senator Reichlin-Melnick, I move to amend Senate Bill 4150D by striking out the amendments made on May 16th and restoring it to its previous print number, 4150C.

ACTING PRESIDENT PERSAUD: So ordered.

SENATOR GIANARIS: At this time let's take up previously adopted Resolution 2587, by Senator Gaughran, read its title only and recognize Senator Gaughran.

ACTING PRESIDENT PERSAUD: The Secretary will read.

THE SECRETARY: Senate Resolution 2587, by Senator Gaughran, celebrating the 18th Anniversary of the ONE Campaign.

ACTING PRESIDENT PERSAUD: Senator Gaughran on the resolution.

SENATOR GAUGHRAN: Thank you, Madam President.

Today we recognize the ONE Campaign, an organization that for 18 years has committed itself to fighting extreme poverty and

preventable diseases across the world -- an international, nonpartisan nonprofit that advocates for sustainable development across the globe.

The ONE Campaign supports a broad variety of international development issues, including the fight against treatable and preventable diseases like HIV/AIDS, malaria, tuberculosis, to expand access to clean waters and energy, and provide a basic education for all.

The ONE Campaign, founded by Bono and Bobby Shriver, has inspired a spirit of charity and volunteerism in communities all across the state and nation. And that is exemplified by the advocacy of Karen Russelino, from my district, who joins us today. For decades she has served as a leader in the New York Chapter of the ONE Campaign, speaking with community members, members of Congress, and occasionally even a New York State Senator.

The name ONE was inspired by the belief that one voice coming together with many others can change the world for the better. It is the voice of each member, each volunteer like

Karen, calling for a better world that makes the ONE Campaign the success it is today.

And so I ask that you join me in celebrating the 18th anniversary of the ONE Campaign and some of its members who have joined us here today.

Thank you, Madam President.

ACTING PRESIDENT PERSAUD: To our guests, I welcome you on behalf of the Senate. We extend to you the privileges and courtesies of this house.

Please rise and be recognized.

(Standing ovation.)

ACTING PRESIDENT PERSAUD: The resolution was previously adopted on 5/17.

Senator Gianaris.

SENATOR GIANARIS: At this time let's take up previously adopted Resolution 2573, by Senator Stec, read its title and recognize Senator Stec.

ACTING PRESIDENT PERSAUD: The Secretary will read.

THE SECRETARY: Senate Resolution 2573, by Senator Stec, congratulating the AuSable Valley Girls Varsity Soccer Team upon the

occasion of capturing the 2021 Class C State Championship.

ACTING PRESIDENT PERSAUD: Senator Stec on the resolution.

SENATOR STEC: Thanks, Madam President.

It is my great honor today and I'm very excited to introduce this wonderful team of young women that came together last year. The AuSable Valley Girls Varsity Soccer Team are the 2021 Class C state champions. With a 16-4-1 record they defeated, back in November, Carle Place down in Suffolk County {sic}, 1 to 0, to win the state championship.

The team name is a very exciting name for me, the Patriots. Not that I'm an NFL Patriots fan, but I'm an American fan and I like a patriotic-sounding name. But I've had the great privilege to be with these girls and their coaches and their families and supporters on a few occasions now as the community has come together to celebrate their great victory.

And they're joined by their coaches today, Lindsey Douglas, Michael Douglas and Heather Bezio.

And in addition to that, I should note there are several parents in attendance. But one of the parents also happens to be the town supervisor of the Town of Jay, Matt Stanley, and he has two daughters on the team. So in addition to running the Town of Jay, he's also got two girls that are keeping him active and healthy and doing great things on the soccer field along with the rest of their teammates.

So if you would please welcome then and, again, congratulate them on a wonderful season. And certainly we wish them all kinds of success, not only with the rest of the school year but in everything that they do from here forward.

Thank you.

ACTING PRESIDENT PERSAUD: To our guests, I welcome you on behalf of the Senate. We extend the courtesies and privileges of the house.

Please rise and be recognized. And congratulations.

(Standing ovation.)

ACTING PRESIDENT PERSAUD: The resolution was previously adopted on 5/17.

Senator Gianaris.

SENATOR GIANARIS: Madam President, Senators Gaughran and Stec would like to open those resolutions to cosponsorship.

ACTING PRESIDENT PERSAUD: The resolutions are open for cosponsorship. Should you choose not to be a cosponsor of the resolutions, please notify the desk.

Senator Gianaris.

SENATOR GIANARIS: Please call on Senator Skoufis for an introduction.

ACTING PRESIDENT PERSAUD: Senator Skoufis.

SENATOR SKOUFIS: Thanks very much, Madam President.

A former Senator, a former colleague, David Carlucci, was prolific in a lot of ways. We all likely remember he was prolific here on the floor with his remarks, his words -- I think he spoke probably on every single bill that he ever passed in this chamber. Back home, he was prolific with the sheer volume of events in Rockland County.

But really one of the great traditions that I admired was that each year he

would bring up -- he would welcome the valedictorians and the salutatorians from the high schools that he represented.

And in that vein, I'm happy to copy that tradition and welcome from North Rockland to Marlboro and many Orange County school districts in between, the valedictorians and the salutatorians for the 2022 school year in the Hudson Valley.

These are some of the best and brightest young men and women in our region. I was privileged and very happy to spend some time with them throughout this afternoon and know that they have much success ahead of them.

So if you wouldn't mind, Madam President, welcoming them, warmly welcoming them on behalf of the New York State Senate. And on behalf of the 300,000 constituents I represent, congratulations on your wonderful work thus far and look forward to what's ahead.

ACTING PRESIDENT PERSAUD: To our guests, I welcome you on behalf of the Senate. We extend to you the privileges and courtesies of this house.

Please rise and be recognized. And

congratulations.

(Standing ovation.)

ACTING PRESIDENT PERSAUD: Senator Gianaris.

SENATOR GIANARIS: Madam President, there will be an immediate meeting of the Rules Committee in Room 332.

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

SENATOR GIANARIS: The Senate will stand at ease.

ACTING PRESIDENT PERSAUD: The Senate will stand at ease.

(Whereupon, the Senate stood at ease at 3:56 p.m.)

(Whereupon, the Senate reconvened at 4:16 p.m.)

ACTING PRESIDENT PERSAUD: The Senate will return to order.

Senator Gianaris.

SENATOR GIANARIS: There's a report of the Rules Committee at the desk. Can we please take that up.

ACTING PRESIDENT PERSAUD: The

Secretary will read.

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

Senate Print 121B, by Senator Kaplan, an act in relation to authorizing the Commissioner of Education to conduct a study regarding courses of study on the Holocaust within the state;

Senate Print 293A, by Senator Myrie, an act to amend the Tax Law;

Senate Print 541B, by Senator Kaplan, an act to amend the Executive Law;

Senate Print 1086, by Senator Gaughran, an act to amend the Executive Law;

Senate Print 1737, by Senator Skoufis, an act to amend the Public Health Law;

Senate Print 2620, by Senator Jackson, an act to amend the Mental Hygiene Law and the Education Law;

Senate Print 3855A, by Senator Kennedy, an act to amend the Election Law;

Senate Print 4032, by

Senator Comrie, an act to amend the Public Service Law;

Senate Print 4102A, by Senator Savino, an act to amend the Education Law;

Senate Print 4413, by Senator May, an act to amend the Election Law;

Senate Print 4620C, by Senator Breslin, an act to amend the Insurance Law;

Senate Print 4686A, by Senator Helming, an act granting retroactive membership in the New York State and Local Employees' Retirement System to Justin Whitmore;

Senate Print 5557A, by Senator Mayer, an act to amend the Retirement and Social Security Law;

Senate Print 6870B, by Senator Addabbo, an act to amend the Agriculture and Markets Law;

Senate Print 6887, by Senator Cooney, an act to amend the Vehicle and Traffic Law;

Senate Print 6980B, by Senator Gounardes, an act to amend the Retirement

and Social Security Law;

Senate Print 6988B, by Senator Gounardes, an act to amend the Retirement and Social Security Law;

Senate Print 7018A, by Senator Hinchey, an act authorizing the City of Schenectady to alienate certain parcels of land;

Senate Print 7068A, by Senator Brooks, an act to amend the State Finance Law;

Senate Print 7081, by Senator O'Mara, an act to amend the Criminal Procedure Law;

Senate Print 7577B, by Senator Brouk, an act to amend the Labor Law;

Senate Print 7594A, by Senator Mannion, an act to amend the Social Services Law;

Senate Print 7664A, by Senator Harckham, an act to amend the Executive Law;

Senate Print 8191, by Senator Breslin, an act to amend the Insurance Law;

Senate Print 8202, by Senator Myrie, an act to amend the Election Law;

Senate Print 8206A, by Senator Hinchey, an act to amend the

Public Health Law;

Senate Print 8431A, by Senator Parker, an act in relation to directing the Department of Environmental Conservation, in conjunction with the Environmental Justice Interagency Coordinating Council and the Climate Justice Working Group, to conduct a study on the impacts of the urban island effect on disadvantaged communities;

Senate Print 8475, by Senator Harckham, an act to amend the Military Law;

Senate Print 8476, by Senator Harckham, an act to amend the Military Law;

Senate Print 8597, by Senator Weik, an act in relation to authorizing the assessor of the Town of Islip, County of Suffolk, to accept an application for exemption from real property taxes;

Senate Print 8633A, by Senator Comrie, an act to amend the Public Health Law;

Senate Print 8644, by Senator Savino, an act to amend the Education Law;

Senate Print 8649, by Senator Parker, an act to amend the

Environmental Conservation Law;

Senate Print 8650A, by Senator Parker, an act to require the New York State Energy Research and Development Authority to develop recommendations regarding the establishment of microgrids;

Senate Print 8670A, by Senator Brooks, an act to amend the Banking Law;

Senate Print 8691, by Senator Kaminsky, an act to amend the Nassau County Civil Divisions Act;

Senate Print 8729, by Senator Sanders, an act to amend the Executive Law;

Senate Print 8754, by Senator Hoylman, an act to amend the Family Court Act;

Senate Print 8786, by Senator Cleare, an act to amend the Social Services Law;

Senate Print 8799, by Senator Palumbo, an act in relation to authorizing Tu Vien Truc Lam Buddhist Central, Inc., to file an application for certain real property tax exemptions;

Senate Print 8806, by

Senator Rivera, an act to amend the Social Services Law;

Senate Print 8810A, by Senator Harckham, an act to incorporate the Croton Falls Volunteer Fire Department Benevolent Association, and providing for its powers and duties;

Senate Print 8815, by Senator Krueger, an act to amend the State Finance Law;

Senate Print 8835A, by Senator Rath, an act to amend Chapter 425 of the Laws of 2012;

Senate Print 8861, by Senator Rivera, an act to amend the Social Services Law;

Senate Print 8869, by Senator Rivera, an act to amend the Public Health Law;

Senate Print 8929, by Senator Palumbo, an act in relation to authorizing the assessor of the Town of Brookhaven, County of Suffolk, to accept an application for exemption from real property taxes for certain assessment rolls;

Senate Print 8971, by Senator

Jordan, an act to amend the Public Officers Law;

Senate Print 9009, by Senator Addabbo, an act to amend the Racing, Pari-Mutuel Wagering and Breeding Law;

Senate Print 9025, by Senator Reichlin-Melnick, an act to amend the Public Lands Law;

Senate Print 9056, by Senator Gounardes, an act to amend the General Municipal Law and the Retirement and Social Security Law;

Senate Print 9057, by Senator Brouk, an act to amend the Mental Hygiene Law;

Senate Print 9069, by Senator Helming, an act to amend the Alcoholic Beverage Control Law;

Senate Print 9181, by Senator Kaminsky, an act to amend the Environmental Conservation Law;

Senate Print 9294A, by Senator Gounardes, an act to amend the Retirement and Social Security Law and the Workers' Compensation Law;

Senate Print 9299, by Senator Brooks, an act to amend the

Environmental Conservation Law;

Senate Print 9303, by Senator Thomas, an act to amend the Environmental Conservation Law;

Senate Print 9321, by Senator Hoylman, an act to amend Chapter 237 of the Laws of 2015;

Senate Print 9325, by Senator Stewart-Cousins, an act authorizing the alienation of certain parklands in the Town of Greenburgh, in the County of Westchester;

Senate Print 9330, by Senator Gaughran, an act to amend the Environmental Conservation Law;

Senate Print 9332, by Senator Reichlin-Melnick, an act to amend the Real Property Tax Law;

Senate Print 9334, by Senator Addabbo, an act to amend the Racing, Pari-Mutuel Wagering and Breeding Law;

Senate Print 9335, by Senator Brouk, an act to amend the Mental Hygiene Law;

Senate Print 9337, by Senator Ramos, an act to amend Chapter 831 of the Laws of 1981;

Senate Print 9338, by Senator Ramos,

an act to amend Chapter 451 of the Laws of 2012;

Senate Print 9339, by Senator Hinchey, an act to amend Chapter 748 of the Laws of 1991;

Senate Print 9340, by Senator Biaggi, an act to amend the Vehicle and Traffic Law;

Senate Print 9341, by Senator Hoylman, an act to amend the Judiciary Law;

Senate Print 9342, by Senator Ryan, an act to amend Chapter 498 of the Laws of 2011;

Senate Print 9343, by Senator Sepúlveda, an act to repeal subdivision 9 of Section 8-400 of the Election Law;

Senate Print 9344, by Senator Cleare, an act to amend the Insurance Law; and

Senate Print 9351, by Senator Sanders, an act to amend the New York City Charter.

All bills reported direct to third reading.

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

ACTING PRESIDENT PERSAUD: All

those in favor of accepting the report of the Rules Committee signify by saying aye.

(Response of "Aye.")

ACTING PRESIDENT PERSAUD: Opposed, nay.

(No response.)

ACTING PRESIDENT PERSAUD: The Rules Committee report is accepted.

Senator Gianaris.

SENATOR GIANARIS: Thank you, Madam President.

Can we now take up the reading of the calendar.

ACTING PRESIDENT PERSAUD: The Secretary will read.

SENATOR GIANARIS: I'm sorry, my apologies, Madam President.

Before we do that, we have an introduction. Can you please recognize Senator Addabbo.

ACTING PRESIDENT PERSAUD: Senator Addabbo for an introduction.

SENATOR ADDABBO: Thank you, Senator Gianaris. Madam President, thank you.

Good afternoon, everyone. On behalf

of the Italian-American State Legislators, I want to invite you all to tonight's festa. So leave a little room for some cannoli, some good food and good music. But it is just a nice social event, something that we haven't had in a couple of years. So again, I hope I see you all there, 7 o'clock tonight in Troy.

But I want to welcome some of our visitors here who traveled a great way to be in our chambers. But we get a moment to acknowledge the positive influences of Italian-Americans today.

And so please join me as we welcome the following individuals here from, again, all corners of the state. We have Bob Fonti, Joe Scelsa, Anthony Naccarato, Jerry D'Amato, Gina Coletti, and Josephine Maietta. They represent the New York State Order of Sons and Daughters of Italy and the Association of Italian American Educators.

Thank you for being here. Thank you for, again, promoting the positive influences of Italian-Americans throughout the state. Thank you very much, and we welcome you.

Thank you very much, ladies and

gentlemen. Thank you, Madam Chair.

ACTING PRESIDENT PERSAUD: Thank you.

To our guests, I welcome you on behalf of the Senate. We extend to you the courtesies and privileges of this house.

Please rise and be recognized.

(Standing ovation.)

ACTING PRESIDENT PERSAUD: Senator Gianaris.

SENATOR GIANARIS: Now let's take up the reading of the calendar, please.

ACTING PRESIDENT PERSAUD: The Secretary will read.

THE SECRETARY: Calendar Number 248, Senate Print 1826B, by Senator Skoufis, an act to amend the State Finance Law.

ACTING PRESIDENT PERSAUD: Read the last section.

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

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce

the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 427, Assembly Print Number 6266A, by Assemblymember Hevesi, an act to amend the Social Services 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 427, those Senators voting in the negative are Senators Akshar, Borrello, Boyle, Griffo, Helming, Jordan, Lanza, Martucci, Mattera, Oberacker, O'Mara, Ortt, Palumbo, Rath, Ritchie, Stec, Tedisco and Weik.

Ayes, 43. Nays, 18.

ACTING PRESIDENT PERSAUD: The bill

is passed.

THE SECRETARY: Calendar Number 452, Senate Print 532A, by Senator Persaud, an act to amend the Executive Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: In relation to Calendar Number 452, those Senators voting in the negative are Senators Akshar, Borrello, Boyle, Gallivan, Griffo, Helming, Jordan, Martucci, Mattera, Oberacker, O'Mara, Palumbo, Rath, Ritchie, Serino, Stec, Tedisco and Weik.

Ayes, 43. Nays, 18.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 469, Senate Print 6363A, by Senator Mayer, an act

to amend the Criminal Procedure Law and the Family Court Act.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 7. 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 469, those Senators voting in the negative are Senators Akshar, Borrello, Gallivan, Griffo, Helming, Jordan, Lanza, Martucci, Oberacker, O'Mara, Ortt, Rath, Ritchie, Stec and Tedisco.

Ayes, 46. Nays, 15.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 505, Senate Print Number 2053A, by Senator Reichlin-Melnick, an act to amend the Education Law.

ACTING PRESIDENT PERSAUD: Read the

last section.

THE SECRETARY: Section 3. 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 505, 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, 41. Nays, 20.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 555, Senate Print 1026A, by Senator Ramos, an act to amend the Workers' Compensation Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: In relation to Calendar Number 555, voting in the negative: Senator Lanza.

Ayes, 60. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 625, Senate Print 192, by Senator Thomas, an act to amend the General Business Law.

SENATOR LANZA: Lay it aside.

ACTING PRESIDENT PERSAUD: Lay it aside.

THE SECRETARY: Calendar Number 680, Senate Print 6133, by Senator Boyle, an act to amend the Alcoholic Beverage Control Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 683, Senate Print 6287C, by Senator Mannion, an act to amend the Social Services Law and the Public Health Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 6. This act shall take effect on the 180th 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, 61.

ACTING PRESIDENT PERSAUD: The bill

is passed.

THE SECRETARY: Calendar Number 707, Senate Print 3010A, by Senator Ramos, an act to amend the Public Health Law and the Insurance Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 3. This act shall take effect one year 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 712, Senate Print 3138B, by Senator Parker, an act to amend the Public Service Law and the General Business Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 737, Senate Print 7687B, by Senator Palumbo, an act to amend the Alcoholic Beverage Control Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 3. 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 794, Assembly Print Number 4677A, by Assemblymember Paulin, an act to amend the Public Officers 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 830, Senate Print 1848, by Senator Skoufis, an act to amend the Education Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 3. 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 830, those Senators voting in the negative are Senators Akshar, Borrello, Boyle, Gallivan, Griffo, Helming, Jordan, Lanza, Mattera, Oberacker, O'Mara, Ortt, Palumbo, Rath, Ritchie, Serino, Stec, Tedisco and Weik.

Ayes, 42. Nays, 19.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 833, Senate Print Number 7132B, by Senator Reichlin-Melnick, an act to amend the Education Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 4. 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 870, Senate Print 7484, by Senator Weik, an act to amend the Executive 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: Senator Weik to explain her vote.

SENATOR WEIK: Thank you, Madam President. Today I rise to explain my vote.

This bill would designate March 21st as Down Syndrome Awareness Day in the State of New York. According to the CDC, Down Syndrome is a condition in which a person has an extra chromosome in their body. That extra chromosome changes the baby's body and brain development. Down syndrome is the most common chromosomal

condition in the United States, with 6,000 babies born with Down syndrome annually.

I think everyone in chamber personally knows a family member or friend or a neighbor who has been impacted by Down syndrome. And we're very grateful for recent medical advances that have helped thousands of people impacted by Down syndrome live longer, happier and healthier lives.

Earlier this year every member in this body joined in cosponsoring Senator Akshar's Down Syndrome Awareness Day resolution. Passing this bill will make our commemoration an official and annual event. I proudly vote aye and urge all my colleagues to join with me in supporting this bill to raise awareness of Down syndrome.

Thank you.

ACTING PRESIDENT PERSAUD: Senator Weik to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 882, Senate Print 6399, by Senator Harckham, an

act to amend the Education Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 3. 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 935, Senate Print 953A, by Senator Gaughran, an act to amend the Real Property Tax 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 942, Senate Print 8023A, by Senator Kaplan, an act in relation to authorizing the Country of Nassau assessor to accept an application for a real property tax exemption from the Carle Place Water District.

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 942, voting in the negative: Senator O'Mara.

Ayes, 60. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number

960, Assembly Print Number 8934B, by Assemblymember Sayegh, an act to amend the Public Officers 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 967, Senate Print 1225, by Senator Ritchie, an act to amend the Executive 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 967, voting in the negative: Senator Brisport.

Ayes, 60. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 976, Assembly Print Number 1980, by Assemblymember Dinowitz, an act to amend the Real Property Tax 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number

993, Senate Print 655, by Senator Harckham, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 999, Senate Print 1889C, by Senator Skoufis, an act to amend the Retirement and Social Security Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 3. 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

Calendar Number 1015 was amended earlier today. The bill is now high and will be laid aside for the day.

The Secretary will read.

THE SECRETARY: Calendar Number 1055, Senate Print Number 4846, by Senator Reichlin-Melnick, an act to amend the Highway Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 5. 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, 61.

ACTING PRESIDENT PERSAUD: The bill

is passed.

THE SECRETARY: Calendar Number 1074, Assembly Print Number 8375, by Assemblymember Zebrowski, an act to amend the Criminal Procedure 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1080, Senate Print 3946A, by Senator Mayer, an act to amend the Labor Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1082, Senate Print 6525, by Senator Skoufis, an act to amend the Labor 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1083, Assembly Print Number 8458A, by

Assemblymember Stirpe, an act in relation to authorizing the Department of Labor to develop a public awareness campaign promoting the New York State Job Bank.

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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1088, Senate Print 8886, by Senator Sanders, an act to amend the Insurance Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 4. 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1093, Assembly Print Number 8386A, by Assemblymember McDonald, an act to amend the Mental Hygiene 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1123, Assembly Print Number 10088, by Assemblymember Thiele, an act to amend the

Alcoholic Beverage Control 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1126, Senate Print 8977, by Senator Skoufis, an act to amend the Public Lands 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 1126, voting in the negative: Senator Brisport.

Ayes, 60. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1135, Senate Print 6460, by Senator Brooks, an act to amend the Executive Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1169, Senate Print 7338, by Senator Jordan, an act to amend Chapter 566 of the Laws of 1967.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 7. 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1175, Senate Print 1751, by Senator Borrello, an act to amend the Uniform City Court Act.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 3. 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1183, Assembly Print Number 9643, by Assemblymember Gunther, an act to amend the Judiciary 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1188, Senate Print 5533, by Senator Comrie, an act to amend the Public Authorities 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1193, Assembly Print Number 9409, by Assemblymember Paulin, an act to amend the Religious Corporations 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number

1196, Assembly Print Number 10204, by the Assembly Committee on Rules, an act to amend the Not-For-Profit Corporation 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1217, Assembly Print Number 5390B, by Assemblymember Fahy, 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: In relation to Calendar 1217, those Senators voting in the negative are Senators Akshar, Gallivan and Rath.

Ayes, 58. Nays, 3.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1226, Assembly Print Number 9137A, by Assemblymember Septimo, an act in relation to renaming the 149th Street Grand Concourse subway station the "149th Street-Hostos Station."

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 1226, voting in the negative:

Senator Krueger.

Ayes, 60. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1228, Senate Print 8532A, by Senator Jackson, 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: Senator Jackson to explain his vote.

SENATOR JACKSON: Thank you, Madam President.

And my colleagues, I rise to speak in support of my bill S8532A.

There is a need for state investments to prioritize an inclusive recovery at a time of widening inequalities and persistent economic uncertainty. One way to accomplish this

is by modernizing the "Basket Clause," an outdated investment regulation that hampers the ability to achieve returns for retirees in the state budget.

We need the state to modernize Section 177 of the New York State Retirement and Social Security Law, the so-called Basket Clause. The law, established in 1960, fails to reflect the realities of the modern investment world and hampers our ability to wisely and prudently diversify our portfolios, maximize our risk-adjusted returns, and save money in the long run.

And notwithstanding, Madam President, the static nature of the law, significant structural changes in financial markets have occurred since Section 177 of the Retirement and Social Security Law was last updated. There has been an increase in the relative size and importance of private and global markets compared to public markets.

This bill would amend the Retirement and Social Security Law by increasing the permitted prudent investment basket portfolio associated with -- from 25 percent to 35 percent.

And this change would affect the public pension funds in New York State and the five New York City retirement systems.

If enacted, Madam President, the changes in investment allowed by this bill would allow the public pension fund in New York State to prudently diversify their portfolios based on current market conditions and obtain potentially more significant returns, while maintaining a consistent prudent level of risk.

For these reasons, Madam President and my colleagues, I invite all of you to join me and vote aye.

ACTING PRESIDENT PERSAUD: Senator Jackson to be recorded in the affirmative.

Announce the results.

THE SECRETARY: In relation to Calendar 1228, those Senators voting in the negative are Senators Borrello, Brisport, Lanza, O'Mara and Ortt.

Ayes, 56. Nays, 5.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1230, Senate Print 8871, by Senator Krueger, an

act to amend the Executive 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1232, Senate Print 1352, by Senator Serrano, an act to amend the Education Law and the Public Health 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 1232, 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, 43. Nays, 18.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1233, Senate Print 2019, by Senator Jackson, an act to amend the Education Law.

SENATOR GIANARIS: Lay it aside for the day.

ACTING PRESIDENT PERSAUD: The bill will be laid aside for the day.

THE SECRETARY: Calendar Number 1237, Senate Print 4347B, by Senator Brouk, an act to amend the Education Law and the Social Services Law.

SENATOR LANZA: Lay it aside.

ACTING PRESIDENT PERSAUD: Lay it aside.

THE SECRETARY: Calendar Number

1241, Senate Print 6592, by Senator Stavisky, an act to amend the Education Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1247, Assembly Print Number 9971, by Assemblymember Cook, an act amending Chapter 534 of the Laws of 1993.

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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1250, Assembly Print Number 9970, by Assemblymember Williams, an act amending Chapter 548 of the Laws of 2004.

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 1250, voting in the negative: Senator Brisport.

Ayes, 60. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1257, Assembly Print Number 9513, by Assemblymember Fall, an act to amend Chapter 77 of the Laws of 2021.

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 1257, voting in the negative: Senator Gallivan.

Ayes, 60. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1258, Assembly Print Number 9133, by Assemblymember Abbate, an act to amend the Civil Service 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1271, Assembly Print Number 277A, by Assemblymember Steck, an act to amend the Highway 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, 61.

ACTING PRESIDENT PERSAUD: The bill

is passed.

THE SECRETARY: Calendar Number 1273, Assembly Print Number 7907A, by Assemblymember Barrett, an act to amend the Highway 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1276, Assembly Print Number 9382A, by Assemblymember Lavine, an act to amend the Highway Law.

ACTING PRESIDENT PERSAUD: 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: Senator Gaughran to explain his vote.

SENATOR GAUGHRAN: Thank you, Madam President.

This legislation today will name the bridge on the Long Island Expressway Sunnyside Boulevard exit, Exit 46, as the "Police Officer Daniel J. Greer Memorial Bridge."

Officer Greer was a 13-year veteran of the Nassau County Police Department and served with distinction. Posthumously he was awarded the Purple Heart. And sadly and tragically, he was killed by a drunk driver who was convicted of manslaughter.

But rather than talking about that, I would like to talk about Officer Greer. And I never had the honor of meeting him -- a true American hero -- so I would like to read a statement that was made a while back by his son, John Greer, who said: "Daniel Joseph Greer, you were the strongest man I ever knew. You weren't

just my dad, you were my hero. I wish you could have met my beautiful wife Melissa and your funny, intelligent, beautiful granddaughter Elizabeth Grace. She is going to follow in your footprints and do great things. You will always be my hero. Shooting star, gone too soon. You will never be forgotten."

And his partner, Detective First Grade Gary Ferrucci: "Dan was my partner in the Highway Patrol. We were both assigned to the LIE in the program called Traffic Safety Patrol. He was known as the Shooting Star on the citizen band. He had a great laugh and would be there when you needed him always."

So Officer Daniel Greer, a shooting star, is now a star in heaven. And I hope that 50, 100 years from today when somebody's traveling the Long Island Expressway, they will look at his name, they will see a hero, and hopefully they will be inspired to do some great things, just like his granddaughter is going to do.

So I vote in the affirmative, Madam President. Thank you.

ACTING PRESIDENT PERSAUD: Senator

Gaughran to be recorded in the affirmative.

Announce the results.

THE SECRETARY: In relation to Calendar Number 1267, voting in the negative: Senator Brisport.

Ayes, 60. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1277, Senate Print 8662, by Senator Mayer, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 3. 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 1277, voting in the negative: Senator Skoufis.

Ayes, 60. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill

is passed.

THE SECRETARY: Calendar Number 1280, Assembly Print Number 9805, by Assemblymember Magnarelli, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1298, Assembly Print Number 9080A, by Assemblymember Hevesi, an act in relation to a study of the number of children in foster care who have a developmental disability.

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: Senator Mannion to explain his vote.

SENATOR MANNION: Thank you, Madam President.

And thank you to Leader Stewart-Cousins for making sure that this bill reached the floor. It's an important one.

Individuals with intellectual and developmental disabilities in the United States are overrepresented in the child welfare system, especially among voluntarily placed youth. Nationally, anywhere from 30 to 50 percent of the youth involved in Child Protective Service have some type of disability.

New York currently has no mechanism for identifying the number of youth with intellectual and developmental disabilities in the foster care system.

This legislation will require that the OCFS commissioner, in collaboration with

OPWDD, will conduct a comprehensive study to include the number of children with I/DD, an assessment of the demographics, evaluation of the current guidelines and regulations, and an analysis of the preparation for the transition out of foster care into an independent living situation.

The outcome of this study will give OCFS and OPWDD and the Legislature a better understanding of the gaps within the support system provided for I/DD individuals that are in foster care.

With this knowledge we can have a significant impact on the futures of these young children. Currently we don't have the data to understand to what extent that these children are not provided with the supports that they need and we have the professionals to do the work.

I proudly vote aye. Thank you, Madam President.

ACTING PRESIDENT PERSAUD: Senator Mannion to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill

is passed.

THE SECRETARY: Calendar Number 1300, Assembly Print Number 7256A, by Assemblymember Rivera, an act to amend the Public Service Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Senator Jackson to explain his vote.

SENATOR JACKSON: Thank you, Madam President.

My colleagues, I rise to speak in support of the legislation S1979A, sponsored by my colleague Assemblymember J.D. Rivera in the Assembly, who I wanted to thank for his partnership.

Most small businesses in our state are classified as demand delivery customers. Their bills are based on the quantity and the

peak flow of electricity over a specific length of time.

This legislation would allow more small businesses and other consumers to project their electricity utility costs, allowing all electricity customers in New York to be fully informed of the formula used to calculate their utility bills. And they can adjust electricity usage habits and costs.

In some business segments of our great state, unpredictable electricity costs can make or break a business success. We all know that knowledge is power. And I want to take this opportunity to thank my colleagues across the aisle for supporting this bill in our committee.

The average New Yorker should not be burdened with reading hundreds of pages of tariffs to understand and forecast their electricity bills. In the spirit of electricity pricing transparency for all, I hope you will join me in voting aye to provide small businesses and all electricity consumers the knowledge to reduce their electric bills.

Thank you.

ACTING PRESIDENT PERSAUD: Senator

Jackson to be recorded in the affirmative.

Announce the results.

THE SECRETARY: In relation to Calendar 1300, those Senators voting in the negative are Senators Akshar, Borrello, Boyle, Gallivan, Griffo, Jordan, Lanza, Martucci, Mattera, Oberacker, O'Mara, Ortt, Palumbo, Rath, Ritchie, Stec and Weik.

Ayes, 44. Nays, 17.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1307, Senate Print 8919, by Senator Hinchey, an act to amend the Public Service 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 1307, voting in the negative:

Senator Gallivan.

Ayes, 60. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1313, Assembly Print Number 4158, by Assemblymember Lavine, an act to amend the Election 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 1313, 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, 41. Nays, 20.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1323, Senate Print 5438A, by Senator Hinchey, an act to amend the Alcoholic Beverage Control Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 3. 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1327, Assembly Print Number 9543, by Assemblymember Hunter, an act to amend the Alcoholic Beverage Control 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1337, Senate Print 7356A, by Senator Hinchey, an act in relation to directing the Commissioner of Health and the Commissioner of the Office for People with Developmental Disabilities to conduct a study of the delivery of services to individuals with traumatic brain injury.

ACTING PRESIDENT PERSAUD: Read the last section.

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

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Senator Hinchey to explain her vote.

SENATOR HINCHEY: Thank you,

Madam President.

I rise today to tell a quick story. In 2014, Hannah was just 16 years old when she was crossing a street in my district and was struck by a texting driver. That accident resulted in Hannah's traumatic brain injury. And today she is 23 years old, requiring 24/7 care.

They lived in Ulster County, where they've lived -- she and her mother lived in Ulster County, where they lived their entire lives. And unfortunately they spent day after day, year after year trying to find the services to take care of Hannah, trying to find the services that Hannah needed to live a decent quality of life with a TBI.

And what they found was that there were no services to be found. Unfortunately, they actually had to leave the Hudson Valley and move to Long Island to find the care that they needed.

That's unacceptable. No matter where you live and who you are, you should be able to access care that you need.

In our research while looking -- while working with Hannah and her family, her

mother, Kate, we found out that the Health Department actually stopped publishing data about TBIs in 2014. We need to do better.

So what this bill does is it provides the first comprehensive study for TBI and other brain injury-related services across the state, so that we can understand where the gaps are. We can make sure that people, no matter if they have an injury by playing football in high school or if they fall or unfortunately and tragically if they get hit by a car, they will be able to stay in their communities, stay with their families and get the care that they need.

I am incredibly proud of Hannah. I'm incredibly proud of her mother, Katherine, and the work that they have done really elevating this issue to make this -- to really bring to light the challenges that we are seeing, that families are seeing across the state.

I'm really proud to carry this bill, and I'm really proud to vote aye.

Thank you.

ACTING PRESIDENT PERSAUD: Senator Hinchey to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1346, Senate Print 8937, by Senator Brisport, an act to amend the Public Health Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: In relation to Calendar 1346, those Senators voting in the negative are Senators Borrello, Gallivan, Lanza, Martucci, Oberacker, O'Mara, Ortt, Stec and Weik.

Ayes, 52. Nays, 9.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number

1350, Assembly Print Number 5321, by Assemblymember Sillitti, an act to amend the Legislative 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 1350, those Senators voting in the negative are Senators Akshar, Borrello, Gallivan, Griffo, Helming, Jordan, Lanza, Martucci, Oberacker, O'Mara, Ortt, Palumbo, Rath, Ritchie, Serino, Stec, Tedisco and Weik.

Ayes, 43. Nays, 18.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1351, Assembly Print Number 381A, by Assemblymember Paulin, an act to amend the General Business Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1354, Senate Print 1165A, by Senator Kaminsky, an act to amend the General Business Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 10. This act shall take effect one year 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1363, Senate Print 7014, by Senator Addabbo, an act to amend the Racing, Pari-Mutuel Wagering and Breeding Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 3. 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1364, Senate Print 7015, by Senator Addabbo, an act to amend the Penal Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 8. 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1367, Senate Print 8087, by Senator Kennedy, an act to authorize the widow of Gerald J. Sullivan to file an application with the New York State and Local Police and Fire Retirement System on behalf of such deceased member and deem such application as timely filed.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 3. 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1368, Senate Print 8192, by Senator Breslin, an act to amend the Civil Service 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1371, Assembly Print Number 8319C, by Assemblymember Paulin, an act to amend the General Business Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1372, Assembly Bill Number 9379A, by Assemblymember Englebright, an act in relation to authorizing VFW Post 4927 to file an application for exemption from real property taxes for certain assessment rolls.

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 1372, those Senators voting in the negative are Senators Akshar and O'Mara.

Ayes, 59. Nays, 2.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1374, Senate Print 8578B, by Senator Harckham, an act to amend the Domestic Relations Law and the Family Court Act.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Senator Harckham to explain his vote.

SENATOR HARCKHAM: Thank you, Madam President.

In 2001, after an outcry from parents, attorneys and others within the court

system about their negative experiences with forensic custody evaluators, the then Governor established a blue ribbon commission to look into the practice and the relationship within the court system that forensic custody evaluators have on the custody process during divorce proceedings, and the outsized role that these people have on the very important decisions around children and the family unit.

And in fact the report found that some of those decisions placed children at risk of harm or even death. And some of the recommendations that came out of that panel, they said they were aware, and I quote, "of the profound and permanently life-changing impact forensic custody evaluations have on many children and parents, as well as the documented flaws in custody evaluation." And this report makes sweeping recommendations on how to revamp the system.

But until those recommendations are implemented, this is a very important first step because there are forensic evaluators who have been dismissed from that role for cause and then reappear, oftentimes in the same cases, as expert

witnesses. And this has the impact of really violating people and victimizing them a second time.

So this bill simply says that those who have been dismissed cannot be returned as expert witnesses in these very, very important and sensitive matters.

I vote aye. Thank you.

ACTING PRESIDENT PERSAUD: Senator Harckham to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1377, Senate Print 8733, by Senator Boyle, an act in relation to authorizing the assessor of the Town of Islip, County of Suffolk, to accept from the Iglesia Del Dios Vivo Col y Apoyo Dela Verdad La Luz Mundo an application for exemption from real property taxes.

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 1377, those Senators voting in the negative are Senators Akshar and O'Mara.

Ayes, 59. Nays, 2.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1379, Assembly Print Number 9820A, by Assemblymember Fahy, an act to amend Chapter 238 of the Laws of 2021.

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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1380, Assembly Print Number 9868, by Assemblymember Paulin, an act to amend Part P of Chapter 39 of the Laws of 2019.

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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1381, Assembly Print Number 9135, by Assemblymember Englebright, an act to amend the Real Property Tax 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1382, Assembly Print Number 9972, by Assemblymember Clark, an act to amend Chapter 192 of the Laws of 2009.

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

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, 61.

ACTING PRESIDENT PERSAUD: The bill

is passed.

THE SECRETARY: Calendar Number 1383, Senate Print 8942, by Senator Harckham, an act to amend Chapter 317 of the Laws of 2020.

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 1383, those Senators voting in the negative are Senators Akshar, Borrello, Boyle, Griffo, Jordan, Lanza, O'Mara, Ortt, Rath and Serino.

Ayes, 51. Nays, 10.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1384, Senate Print 8969, by Senator Martucci, an act to amend the Executive 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1385, Assembly Print Number 10219, by the Assembly Committee on Rules, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the 180th 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1386, Assembly Print Number 9956, by Assemblymember Dinowitz, an act to amend Chapter 483 of the Laws of 2017.

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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1387, Assembly Print Number 10178, by the Assembly Committee on Rules, an act to amend Chapter 366 of the Laws of 2011.

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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1388, Senate Print 9004, by Senator Brisport, an act to amend the Social Services Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 8. This act shall take effect on the 180th 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, 61.

ACTING PRESIDENT PERSAUD: The bill

is passed.

THE SECRETARY: Calendar Number 1389, Senate Print 9008, by Senator May, an act to amend the Elder 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1390, Senate Print 9035, by Senator Hoylman, an act to amend Chapter 455 of the Laws of 1997.

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 1390, those Senators voting in the negative are Senators Akshar and Brisport.

Ayes, 59. Nays, 2.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1392, Senate Print 9038, by Senator Brooks, an act to amend the General Municipal Law and the Penal Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 3. 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1393, Senate Print 9044, by Senator Mannion, an act to amend the Elder 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1397, Senate Print 9094, by Senator Liu, an act to amend the Executive Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1398, Assembly Print Number 10153, by the Assembly Committee on Rules, an act to amend the Labor 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1399, Senate Print 9096, by Senator Ramos, an act to amend the Workers' Compensation 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1401, Assembly Print Number 10137, by Assemblymember Cunningham, an act to amend Part U of Chapter 56 of the Laws of 2018.

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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1402, Senate Print 9152, by Senator Sanders, an act to amend Chapter 526 of the Laws of 1998.

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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1403, Senate Print 9184, by Senator Sepúlveda, an act to amend the Local Finance Law.

ACTING PRESIDENT PERSAUD: Read the last section.

THE SECRETARY: Section 10. 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1404, Assembly Print Number 10194, by the Assembly Committee on Rules, an act to amend Chapter 378 of the Laws of 2014.

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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number

1405, Senate Print 9296, by Senator Ryan, an act to amend the Education Law.

ACTING PRESIDENT PERSAUD: 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 PERSAUD: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT PERSAUD: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1406, Senate Print 9297, by Senator Kavanagh, an act to amend the Private Housing Finance 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 1406, voting in the negative: Senator Martucci.

Ayes, 60. Nays, 1.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1407, Assembly Print Number 10182, by the Assembly Committee on Rules, 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number

1408, Assembly Print Number 10160, by the Assembly Committee on Rules, 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1409, Assembly Print Number 10166, by the Assembly Committee on Rules, 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1410, Assembly Print Number 10159, by the Assembly Committee on Rules, 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1411, Assembly Print Number 10163, by the Assembly Committee on Rules, 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: Senator May to explain her vote.

SENATOR MAY: Thank you, Madam President.

I know it is vanishingly rare for anybody to speak on one of these departmental extenders, but I just have to say one thing.

Back in the '70s and '80s my mother was the chief of staff to our state representative in Massachusetts, and she didn't come home a single day without talking about alewife, because the Alewife Brook Reservation was in the district, and they were always trying to protect it and then they spent years trying to get a new subway station built on the Red Line at Alewife.

And so I know it's pure serendipity

that this bill is attached to my name here, but I think my mother is smiling somewhere to know that her daughter is passing an alewife conservation bill in the New York State Legislature.

And I vote aye. Thank you.

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

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1412, Assembly Print Number 10177, by the Assembly Committee on Rules, 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1413, Assembly Print Number 10201, by the Assembly Committee on Rules, 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1414, Assembly Print Number 10142, by Assemblymember Lucas, an act to amend Part U of Chapter 55 of the Laws of 2014.

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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1415, Assembly Print Number 10193, by the Assembly Committee on Rules, 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

THE SECRETARY: Calendar Number 1416, Assembly Print Number 10199, by the Assembly Committee on Rules, 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

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

SENATOR GIANARIS: Thank you, Madam President.

If we could return to Senate Bill 8886, I'd like to move to reconsider the vote by which that bill was passed.

ACTING PRESIDENT PERSAUD: The Secretary will read.

THE SECRETARY: Calendar Number 1088, Senate Print 8886, by Senator Sanders, an act to amend the Insurance Law.

ACTING PRESIDENT PERSAUD: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT PERSAUD: The bill is restored to its place on the Third Reading Calendar.

Senator Gianaris.

SENATOR GIANARIS: Can we now lay it aside for the day, please.

ACTING PRESIDENT PERSAUD: The bill will be laid aside for the day.

SENATOR GIANARIS: Can we now move to the controversial calendar.

ACTING PRESIDENT PERSAUD: The Secretary will ring the bell.

The Secretary will read.

THE SECRETARY: Calendar Number 625, Senate Print 192, by Senator Thomas, an act to amend the General Business Law.

(Pause.)

SENATOR GIANARIS: Madam President,

as we go through the controversial calendar can we begin with Calendar 1237, please.

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 you recognize Senator Palumbo to be heard.

ACTING PRESIDENT PERSAUD: The Secretary will read first.

THE SECRETARY: Calendar Number 1237, Senate Print 4347B, by Senator Brouk, an act to amend the Education Law and the Social Services Law.

SENATOR LANZA: Madam President, I believe there is still an amendment at the desk. I waive the reading of that amendment and ask that you recognize Senator Palumbo to be 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 you recognize Senator Palumbo.

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

Senator Palumbo.

SENATOR PALUMBO: Thank you, Madam President. Good afternoon.

I do appeal the ruling of the chair, as this proposed amendment is germane to the bill-in-chief. And with respect to the bill-in-chief, we all absolutely support these type of mental health services, and that's something that we all get behind, without question. So I do certainly support the bill-in-chief.

But this proposed amendment would add another layer of protection that would actually involve -- or another layer of analysis that would involve public protection. So the need in our school systems is relating to guidance, support and emotional development of our students. May is Mental Health Awareness Month, therefore it's both a good time to acknowledge this awful crisis that's been gripping our communities and the need for robust

mental health services in our schools.

Last fall the American Academy of Pediatrics, along with the American Academy of Child and Adolescent Psychiatry, as well as the Children's Hospital Association, declared a national emergency in child and adolescent mental health, citing both a decades-long rise in childhood mental health concerns but also the tolls of this pandemic. Centers for Disease Control and Prevention researchers quantify that toll in several reports. They found between March and October 2020, emergency department visits for mental health emergencies rose by 24 percent for children ages 5 to 11 years, and 31 percent for children ages 12 to 17 years.

In addition, emergency department visits for suspected suicide attempts increased nearly 51 percent among girls ages 12 to 17 in early 2021 compared to the same period in 2019.

So despite this obvious need, access to care remains limited. And only 20 percent of children with mental, behavioral or emotional disorders receive specialized care.

So this amendment would seek to address that crisis, Madam President, expand

access by establishing a mental health services coordinator program, and most importantly reimburse school districts for the hiring of mental health services professionals.

So we're not continuing to have school districts figure out how to pay for these individuals and maybe even struggle, like some programs in my districts, for program funding every budget cycle. This would be something where the state would foot the bill and it would provide that extra layer of protection for public protection to see if these individuals are also dangerous to anyone other -- to themselves and/or others.

So as such, Madam President, I would respectfully suggest that this bill and amendment are one and the same and that this amendment is germane, and I request that my colleagues vote aye. 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: 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 9. This act shall take effect 12 months 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, 61.

ACTING PRESIDENT PERSAUD: The bill is passed.

SENATOR GIANARIS: Madam President, can we now move on to Calendar Number 625.

ACTING PRESIDENT PERSAUD: The Secretary will read.

THE SECRETARY: Calendar Number 625, Senate Print 192, by Senator Thomas, an act to amend the General Business Law.

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

SENATOR BORRELLO: Madam President, will the sponsor yield for a question.

ACTING PRESIDENT PERSAUD: Will the sponsor yield?

SENATOR THOMAS: Through you, Madam President, it depends on how many questions Senator Borrello wants to ask me.

(Laughter.)

ACTING PRESIDENT PERSAUD: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT PERSAUD: The sponsor will yield.

SENATOR BORRELLO: Thank you, Madam President.

Good afternoon, Senator Thomas. My first of 17 questions -- no.

(Laughter.)

SENATOR BORRELLO: My first question is I notice that your bill actually changes the provisions of Section 198A, subsection (a) of the General Business Law to replace the definition of "consumer" with "purchaser."

Now, my understanding is the Lemon Law is a consumer protection law. So can you please explain why we're changing it from consumer to purchaser?

SENATOR THOMAS: Through you, Madam President. The whole purpose behind this bill is to make our roads safer by expanding on the type of vehicle covered.

So the easiest way to change that in our current consumer law, in this Lemon Law bill, is to change the consumer part to purchaser so that both those individuals that purchase a

vehicle for a commercial purpose and for consumer household purposes can be covered.

SENATOR BORRELLO: Madam President, will the sponsor continue to yield.

ACTING PRESIDENT PERSAUD: Will the sponsor yield?

SENATOR THOMAS: Yes, Madam President.

ACTING PRESIDENT PERSAUD: The sponsor yields.

SENATOR BORRELLO: You say the purpose is to make our roads safer. But, you know, if you utilize the Lemon Law it's already after a defect has occurred. Right?

So how would this make the roads safer if you would have to know in advance that there was a defect? And typically the defect would result in some kind of an action that likely may lead to something that could be, unfortunately, an accident.

So I'm not sure how the change from "consumer" to "purchaser" in general would make our roads safer.

SENATOR THOMAS: Through you, Madam President. Usually the purchaser will know

in the first couple of days whether the vehicle has any mechanical issues or not. And the Lemon Law covers these kind of issues. A vehicle that has mechanical issues and has been going to the workshop for a number of times and it's been sitting there trying to get fixed for a number of days will be covered by this action.

And yes, you know, knowing that there is a problem with the vehicle and getting it fixed will make our roads safer.

SENATOR BORRELLO: Thank you, Madam President. Will the sponsor continue to yield?

ACTING PRESIDENT PERSAUD: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT PERSAUD: The sponsor yields.

SENATOR BORRELLO: Thank you. Through you, Madam President.

So in that case, you know, we're talking about adding commercial vehicles, essentially, to the list, as opposed to just a -- where you have a single driver, essentially, for the most part, or a family. But now you're

talking about vehicles that will be driven by multiple people, leased vehicles, people that are -- you know, whatever. Fleets driven by multiple people.

So that, in general, leads to typically more abuse. And statistically, also those vehicles are serviced less, which is not a defect of the manufacturer but is simply the fault of the situation.

So would this bill make the manufacturer responsible for vehicles that were modified, for example, like a utility truck with a lift bucket or an ambulance? Would the original manufacturer that made the truck that was not necessarily built exclusively for that purpose now be responsible for defects as a result of the modification made by a third party?

SENATOR THOMAS: Through you, Madam President, this bill does not cover wear and tear. This is for specific mechanical issues.

And under the Magnuson-Moss Warranty Act, a manufacturer can only void a new car warranty due to modification if it has proven that the modified part was the cause of the

problem.

So this is not for the general wear and tear use of a vehicle. It's when there's an actual mechanical issue that's not caused by the purchaser.

SENATOR BORRELLO: Madam President, will the sponsor continue to yield.

ACTING PRESIDENT PERSAUD: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT PERSAUD: The sponsor yields.

SENATOR BORRELLO: So just to unpack that for a minute.

So if the original manufacturer is, say, Ford, for a truck, and you have a third party that comes in and modifies that truck and turns it into a utility truck with a bucket -- I'll use that as an example -- and there is a defect from that third-party manufacturer that essentially impacts the entire vehicle, is the original manufacturer responsible for that warranty repair?

SENATOR THOMAS: Through you, Madam President, it should be whoever modified

that vehicle.

SENATOR BORRELLO: Madam President, will the sponsor continue to yield?

ACTING PRESIDENT PERSAUD: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT PERSAUD: The sponsor yields.

SENATOR BORRELLO: Do you happen to know where in the bill it would hold the modifier and not the original manufacturer responsible for that defect?

SENATOR THOMAS: Through you, Madam President, are you looking for the specific section in the bill or --

SENATOR BORRELLO: Through you, Madam President, just anything, any language in the bill that would ensure that, for example, Ford, who manufactured the original truck, isn't going to have to be responsible for a defect that may have impacted, say, the original chassis because of a defect that was caused by the add-on parts, the modification parts that the third party modifier may have done.

SENATOR THOMAS: Through you,

Madam President. My bill specifically talks about those companies that make the modification. So it would be on them to fix the issue if there is a cause of concern.

SENATOR BORRELLO: Madam President, on the bill.

ACTING PRESIDENT PERSAUD: Senator Borrello on the bill.

SENATOR BORRELLO: Thank you, Senator Thomas.

You know, we've actually been down this road a couple of times. This is just my turn to be the guest appearance on the debate.

But I think this is an issue where, once again -- and this is a topic that I have brought up time and time again here in the Senate, is that we are doing something in New York State that few others are doing. And when you do something like that and you start talking about international companies, car manufacturers like General Motors and Ford, and big companies that make modifications to vehicles to turn them into commercial vehicles, commercially used vehicles, we're now going to say in New York that there is at least a partial

responsibility on the part of the original manufacturer.

And why that creates a problem is that when you start talking about commercial vehicles, it is typically a two-step process. It's rare that a commercial vehicle rolls off the assembly line as it was made as a passenger vehicle and then is immediately put into commercial service. It requires modifications. Ambulances, school buses, limousines, utility trucks -- the list goes on and on.

And in New York State we're going to say -- we're going to put an additional burden, and in some cases a questionable burden where we would say now this is going to require litigation, because it's not clear is this the responsibility of the original manufacturer or is this a responsibility of the person who modified it or is this something that occurred as the result of the nature, the very nature of a commercial-use vehicle, where there is multiple drivers, where there are multiple opportunities for these things to be used and abused beyond the original specs of the passenger vehicle that it started as.

So when you do that, it allows the manufacturers now to say: I don't want to do business in New York, because I have an additional burden. And if I'm going to do business in New York, I'm going to add an additional cost to those consumers -- or in this case, purchasers -- in New York State.

So now we're talking about taking a state where it's already difficult to do business, it's already expensive to do business, and we're going to make that burden even higher by just saying that if you're going to do this in New York State and other states aren't doing it, then there is going to be a cost associated with that. And that cost is always borne by the consumer, or in this case the purchaser.

So, Madam President, I will continue to be opposed to this bill. Thank you.

ACTING PRESIDENT PERSAUD: 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 25. 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 625, 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, 41. Nays, 20.

ACTING PRESIDENT PERSAUD: The bill is passed.

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

SENATOR GIANARIS: Thank you, Madam President.

If we could return briefly to motions, I offer amendments to the following Third Reading Calendar bills:

By Senator Comrie, page 9, Calendar 440, Senate Print 5536;

Senator Krueger, page 25, Calendar

869, Senate Print 7406B;

And Senator Hinchey, page 58, Calendar 1326, Senate Print 8741.

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

Senator Gianaris.

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, Tuesday, May 24th, at 3:00 p.m.

ACTING PRESIDENT PERSAUD: On motion, the Senate stands adjourned until Tuesday, May 24th, at 3:00 p.m.

(Whereupon, at 5:38 p.m., the Senate adjourned.)