

1 NEW YORK STATE SENATE

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3  
4 THE STENOGRAPHIC RECORD

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8  
9 ALBANY, NEW YORK

10 May 24, 2022

11 4:10 p.m.

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13  
14 REGULAR SESSION

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18 SENATOR JAMAAL T. BAILEY, Acting President

19 ALEJANDRA N. PAULINO, ESQ., Secretary

1 P R O C E E D I N G S

2 ACTING PRESIDENT BAILEY: The  
3 Senate will come to order.

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

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

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

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

13 ACTING PRESIDENT BAILEY: Reading  
14 of the Journal.

15 THE SECRETARY: In Senate, Monday,  
16 May 23, 2022, the Senate met pursuant to  
17 adjournment. The Journal of Sunday, May 22,  
18 2022, was read and approved. On motion, the  
19 Senate adjourned.

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

22 Presentation of petitions.

23 Messages from the Assembly.

24 The Secretary will read.

25 THE SECRETARY: Senator Myrie moves

1 to discharge, from the Committee on Crime  
2 Victims, Crime and Correction, Assembly Bill  
3 Number 8215 and substitute it for the identical  
4 Senate Bill 5981, Third Reading Calendar 494.

5 Senator Harckham moves to discharge,  
6 from the Committee on Alcoholism and Drug Abuse,  
7 Assembly Bill Number 9730 and substitute it for  
8 the identical Senate Bill 8219A, Third Reading  
9 Calendar 551.

10 Senator Hoylman moves to discharge,  
11 from the Committee on Housing, Construction and  
12 Community Development, Assembly Bill Number 9387A  
13 and substitute it for the identical Senate Bill  
14 72A, Third Reading Calendar 689.

15 Senator Reichlin-Melnick moves to  
16 discharge, from the Committee on Insurance,  
17 Assembly Bill Number 7469 and substitute it for  
18 the identical Senate Bill 4856, Third Reading  
19 Calendar 761.

20 Senator Rivera moves to discharge,  
21 from the Committee on Insurance, Assembly Bill  
22 Number 1741A and substitute it for the identical  
23 Senate Bill 5299A, Third Reading Calendar 762.

24 Senator Kaminsky moves to discharge,  
25 from the Committee on Insurance, Assembly Bill

1       Number 3276 and substitute it for the identical  
2       Senate Bill 5909, Third Reading Calendar 764.

3               Senator Kaplan moves to discharge,  
4       from the Committee on Local Government,  
5       Assembly Bill Number 8299A and substitute it for  
6       the identical Senate Bill 8022A, Third Reading  
7       Calendar 781.

8               Senator Hoylman moves to discharge,  
9       from the Committee on Environmental Conservation,  
10      Assembly Bill Number 7063A and substitute it for  
11      the identical Senate Bill 6291A, Third Reading  
12      Calendar 1041.

13              Senator Sepúlveda moves to  
14      discharge, from the Committee on Crime Victims,  
15      Crime and Correction, Assembly Bill Number 6977A  
16      and substitute it for the identical Senate Bill  
17      643A, Third Reading Calendar 1140.

18              Senator Persaud moves to discharge,  
19      from the Committee on Social Services,  
20      Assembly Bill Number 10156 and substitute it for  
21      the identical Senate Bill 8980, Third Reading  
22      Calendar 1173.

23              Senator Kennedy moves to discharge,  
24      from the Committee on Judiciary, Assembly Bill  
25      Number 3081 and substitute it for the identical

1 Senate Bill 3933, Third Reading Calendar 1179.

2 Senator Harckham moves to discharge,  
3 from the Committee on Environmental Conservation,  
4 Assembly Bill Number 6652 and substitute it for  
5 the identical Senate Bill 4162, Third Reading  
6 Calendar 1210.

7 Senator Rivera moves to discharge,  
8 from the Committee on Finance, Assembly Bill  
9 Number 8006 and substitute it for the identical  
10 Senate Bill 7626, Third Reading Calendar 1222.

11 Senator Kennedy moves to discharge,  
12 from the Committee on Higher Education,  
13 Assembly Bill Number 3202C and substitute it for  
14 the identical Senate Bill 5663A, Third Reading  
15 Calendar 1240.

16 Senator Rivera moves to discharge,  
17 from the Committee on Higher Education,  
18 Assembly Bill Number 8519 and substitute it for  
19 the identical Senate Bill 8465, Third Reading  
20 Calendar 1245.

21 Senator Stavisky moves to discharge,  
22 from the Committee on Higher Education,  
23 Assembly Bill Number 9967 and substitute it for  
24 the identical Senate Bill 8808, Third Reading  
25 Calendar 1246.

1                   Senator Jackson moves to discharge,  
2                   from the Committee on Finance, Assembly Bill  
3                   Number 4080 and substitute it for the identical  
4                   Senate Bill 8210, Third Reading Calendar 1255.

5                   Senator Biaggi moves to discharge,  
6                   from the Committee on Cultural Affairs, Tourism,  
7                   Parks and Recreation, Assembly Bill Number 8562  
8                   and substitute it for the identical Senate Bill  
9                   8038, Third Reading Calendar 1263.

10                  Senator Gaughran moves to discharge,  
11                  from the Committee on Cultural Affairs, Tourism,  
12                  Parks and Recreation, Assembly Bill Number 10105  
13                  and substitute it for the identical Senate Bill  
14                  8745, Third Reading Calendar 1264.

15                  Senator Hinchey moves to discharge,  
16                  from the Committee on Health, Assembly Bill  
17                  Number 8880A and substitute it for the identical  
18                  Senate Bill 8205A, Third Reading Calendar 1341.

19                  Senator Breslin moves to discharge,  
20                  from the Committee on Health, Assembly Bill  
21                  Number 10186 and substitute it for the identical  
22                  Senate Bill 8805, Third Reading Calendar 1343.

23                  Senator May moves to discharge, from  
24                  the Committee on Health, Assembly Bill Number  
25                  9542 and substitute it for the identical Senate

1 Bill 8903, Third Reading Calendar 1345.

2 Senator Stavisky moves to discharge,  
3 from the Committee on Codes, Assembly Bill Number  
4 1202 and substitute it for the identical Senate  
5 Bill 6570, Third Reading Calendar 1360.

6 Senator Liu moves to discharge, from  
7 the Committee on Investigations and Government  
8 Operations, Assembly Bill Number 6328A and  
9 substitute it for the identical Senate Bill  
10 6586A, Third Reading Calendar 1361.

11 Senator Tedisco moves to discharge,  
12 from the Committee on Rules, Assembly Bill  
13 Number 7642A and substitute it for the identical  
14 Senate Bill 7238A, Third Reading Calendar 1365.

15 Senator Stec moves to discharge,  
16 from the Committee on Rules, Assembly Bill  
17 Number 8445A and substitute it for the identical  
18 Senate Bill 7504A, Third Reading Calendar 1366.

19 Senator Savino moves to discharge,  
20 from the Committee on Rules, Assembly Bill  
21 Number 9619 and substitute it for the identical  
22 Senate Bill 8568, Third Reading Calendar 1373.

23 Senator May moves to discharge, from  
24 the Committee on Rules, Assembly Bill Number 4261  
25 and substitute it for the identical Senate

1 Bill 4413, Third Reading Calendar 1426.

2 Senator Mayer moves to discharge,  
3 from the Committee on Rules, Assembly Bill Number  
4 7383A and substitute it for the identical Senate  
5 Bill 5557A, Third Reading Calendar 1429.

6 Senator O'Mara moves to discharge,  
7 from the Committee on Codes, Assembly Bill Number  
8 7648 and substitute it for the identical Senate  
9 Bill 7081, Third Reading Calendar 1436.

10 Senator Rath moves to discharge,  
11 from the Committee on Local Government,  
12 Assembly Bill Number 10039A and substitute it for  
13 the identical Senate Bill 8835A, Third Reading  
14 Calendar 1459.

15 Senator Brooks moves to discharge,  
16 from the Committee on Environmental Conservation,  
17 Assembly Bill Number 10200 and substitute it for  
18 the identical Senate Bill 9299, Third Reading  
19 Calendar 1470.

20 Senator Thomas moves to discharge,  
21 from the Committee on Environmental Conservation,  
22 Assembly Bill Number 10161 and substitute it for  
23 the identical Senate Bill 9303, Third Reading  
24 Calendar 1471.

25 Senator Hoylman moves to discharge,



1 from the Committee on Judiciary, Assembly Bill  
2 Number 10221 and substitute it for the identical  
3 Senate Bill 9321, Third Reading Calendar 1472.

4 Senator Gaughran moves to discharge,  
5 from the Committee on Rules, Assembly Bill  
6 Number 8300 and substitute it for the identical  
7 Senate Bill 9330, Third Reading Calendar 1474.

8 Senator Addabbo moves to discharge,  
9 from the Committee on Racing, Gaming and  
10 Wagering, Assembly Bill Number 7508 and  
11 substitute it for the identical Senate Bill 9334,  
12 Third Reading Calendar 1476.

13 Senator Ramos moves to discharge,  
14 from the Committee on Labor, Assembly Bill Number  
15 10197 and substitute it for the identical  
16 Senate Bill 9337, Third Reading Calendar 1478.

17 Senator Hinchey moves to discharge,  
18 from the Committee on Environmental Conservation,  
19 Assembly Bill Number 10164 and substitute it for  
20 the identical Senate Bill 9339, Third Reading  
21 Calendar 1480.

22 Senator Sepúlveda moves to  
23 discharge, from the Committee on Elections,  
24 Assembly Bill Number 9960 and substitute it for  
25 the identical Senate Bill 9343, Third Reading

1 Calendar 1484.

2 Senator Cleare moves to discharge,  
3 from the Committee on Insurance, Assembly Bill  
4 Number 10229 and substitute it for the identical  
5 Senate Bill 9344, Third Reading Calendar 1485.

6 ACTING PRESIDENT BAILEY: So  
7 ordered.

8 Messages from the Governor.

9 Reports of standing committees.

10 Reports of select committees.

11 Communications and reports from  
12 state officers.

13 Motions and resolutions.

14 Senator Gianaris.

15 SENATOR GIANARIS: Mr. President,  
16 amendments are offered to the following Third  
17 Reading Calendar bills:

18 By Senator Mayer, page 50, Calendar  
19 Number 1274, Senate Print 7427;

20 Senator Mannion, page 23, Calendar  
21 Number 828, Senate Print 7578B;

22 Senator Biaggi, page 33, Calendar  
23 Number 1039, Senate Print 4371C;

24 Senator Savino, page 34, Calendar  
25 Number 1058, Senate Print 7271;

1                   Senator Rivera, page 36, Calendar  
2                   Number 1100, Senate Print 3331A;

3                   And Senator Addabbo, page 57,  
4                   Calendar Number 1378, Senate Print 8816.

5                   ACTING PRESIDENT BAILEY:    The  
6                   amendments on those bills are received, and those  
7                   bills will retain their place on the Third  
8                   Reading Calendar.

9                   Senator Gianaris.

10                  SENATOR GIANARIS:    I also wish to  
11                  call up the following bills, which were recalled  
12                  from the Assembly and are now at the desk:

13                  Senate Print Numbers 7862, 8398A,  
14                  and 6617.

15                  ACTING PRESIDENT BAILEY:    The  
16                  Secretary will read.

17                  THE SECRETARY:    Calendar Number  
18                  871, Senate Print 7862, by Senator Bailey, an act  
19                  to amend the State Finance Law.

20                  Calendar Number 1120, Senate Print  
21                  8398A, by Senator Liu, an act to amend the  
22                  Tax Law.

23                  Calendar Number 267, Senate Print  
24                  6617, by Senator Gounardes, an act to amend the  
25                  State Finance Law.

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

4                   ACTING PRESIDENT BAILEY:   Call the  
5   roll.

6                   (The Secretary called the roll.)

7                   THE SECRETARY:    Ayes, 61.

8                   ACTING PRESIDENT BAILEY:   The bills  
9   are restored to their places on the Third Reading  
10  Calendar.

11                  SENATOR GIANARIS:    I offer the  
12  following amendments.

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

16                  SENATOR GIANARIS:    I now wish to  
17  call up Calendar Number 485, Assembly Print  
18  Number 9307A.

19                  ACTING PRESIDENT BAILEY:   The  
20  Secretary will read.

21                  THE SECRETARY:    Calendar Number  
22  485, Assembly Print Number 9307A, by  
23  Assemblymember Griffin, an act to amend the  
24  General Municipal Law.

25                  SENATOR GIANARIS:    Move to

1 reconsider the vote by which the Assembly bill  
2 was substituted for Senate Print 7864A on  
3 May 16th.

4 ACTING PRESIDENT BAILEY: Call the  
5 roll on reconsideration.

6 (The Secretary called the roll.)

7 THE SECRETARY: Ayes, 61.

8 SENATOR GIANARIS: I now move that  
9 Assembly Bill Number 9307A be recommitted to the  
10 Committee on Local Government, and that the  
11 Senate bill be restored to the order of the  
12 Third Reading Calendar.

13 ACTING PRESIDENT BAILEY: The bill  
14 will be restored to its place on the Third  
15 Reading Calendar.

16 SENATOR GIANARIS: I now offer the  
17 following amendments.

18 ACTING PRESIDENT BAILEY: The  
19 amendments are received, and the bill will retain  
20 its place on the Third Reading Calendar.

21 Senator Gianaris.

22 SENATOR GIANARIS: I move to adopt  
23 the Resolution Calendar, with the exception of  
24 Resolutions 2733 and 2674.

25 ACTING PRESIDENT BAILEY: All those

1 in favor of adopting the Resolution Calendar,  
2 with the exceptions of Resolutions 2733 and 2674,  
3 please signify by saying aye.

4 (Response of "Aye.")

5 ACTING PRESIDENT BAILEY: Opposed,  
6 nay.

7 (No response.)

8 ACTING PRESIDENT BAILEY: The  
9 Resolution Calendar is adopted.

10 Senator Gianaris.

11 SENATOR GIANARIS: Please recognize  
12 Senator Lanza.

13 ACTING PRESIDENT BAILEY: Senator  
14 Lanza.

15 SENATOR LANZA: Mr. President,  
16 Senator Weik moves to amend a bill recalled from  
17 the Assembly. I wish to call up Bill Print  
18 Number 4778A, recalled from the Assembly, which  
19 is now at the desk.

20 ACTING PRESIDENT BAILEY: The  
21 Secretary will read.

22 THE SECRETARY: Calendar Number  
23 936, Senate Print 4778A, by Senator Weik, an act  
24 in relation to authorizing the assessor of the  
25 Town of Brookhaven to accept an application for

1 exemption from real property taxes.

2 SENATOR LANZA: Mr. President, I  
3 now move to reconsider the vote by which the bill  
4 was passed.

5 ACTING PRESIDENT BAILEY: Call the  
6 roll.

7 (The Secretary called the roll.)

8 THE SECRETARY: Ayes, 61.

9 ACTING PRESIDENT BAILEY: The bill  
10 is restored to its place on the Third Reading  
11 Calendar.

12 SENATOR LANZA: I now offer the  
13 following amendments.

14 ACTING PRESIDENT BAILEY: The  
15 amendments are received, and the bill will retain  
16 its place on the Third Reading Calendar.

17 Senator Gianaris.

18 SENATOR GIANARIS: Mr. President,  
19 let's take up now Resolution 2733, by Leader  
20 Stewart-Cousins, read that resolution's title,  
21 and call on Senator John Brooks.

22 ACTING PRESIDENT BAILEY: The  
23 Secretary will read.

24 THE SECRETARY: Senate Resolution  
25 2733, by Senator Stewart-Cousins, honoring the

1 distinguished veterans from the State of New York  
2 upon the occasion of their induction into the  
3 New York State Senate 2022 Veterans Hall of Fame.

4 ACTING PRESIDENT BAILEY: Senator  
5 Brooks on the resolution.

6 SENATOR BROOKS: Thank you,  
7 Mr. President. I rise in support of this  
8 resolution.

9 As a body, we are saluting 61  
10 individuals who are veterans of all branches of  
11 the service in this resolution.

12 I've had the honor for the last  
13 several years to chair the Veterans Committee.  
14 We've done a great deal of work for our veterans,  
15 increasing benefits and providing new services.

16 This is a great tradition we have,  
17 where we honor -- each of us has an opportunity  
18 to select a veteran who we honor. Unfortunately,  
19 the last few years, because of the pandemic, we  
20 haven't been able to do it in person.

21 And the individual that I was  
22 selecting or had chosen, Captain Curtis Feggins,  
23 he is a senior intelligence officer. He managed  
24 to get activated between the time we nominated  
25 him and now, and right now he's over in Germany.



1                   But all of us know that our veterans  
2                   have given to this nation so much in their  
3                   service and the protection of this country. In  
4                   just a few days we'll reach Memorial Day, when we  
5                   remember those who have given their lives in  
6                   protection of the country.

7                   We look on the map now, we have to  
8                   look only to Europe to see how important our  
9                   military is. And we look to Europe and see a  
10                  country so small in size, so threatened, and so  
11                  much in love with their home country that they  
12                  are pushing back on one of the world's largest  
13                  powers. It's incredible to see. But it just  
14                  tells us how much country means to our people.

15                 And for the veterans, the country is  
16                 what they support, and they then -- they put  
17                 their life on the line for this country. And  
18                 what we're doing this week with this resolution  
19                 and the videos and that that we'll be producing,  
20                 is selecting one individual in each district to  
21                 say thank you for your service, thank you for  
22                 what you did.

23                 I think it's great. I think it's  
24                 unfortunate that we have to again do it without  
25                 the veterans here. But I think in this chamber

1 throughout this year the support for our veterans  
2 has been heard loud and clear as different  
3 resolutions, different bills, different programs  
4 have been made available, additional funds put in  
5 the budget. We've elevated the Office of  
6 Veterans' Services. One thing we've done this  
7 year is remember the veteran, recognize what they  
8 do.

9 All of us are in a position -- each  
10 night as we lay down, we know we're safe because  
11 of our veterans. The particular veteran I have,  
12 we had notified him -- he's also a state trooper.  
13 And then right after stuff was done, the phone  
14 rang, he'd just got activated. But that's where  
15 they are. They're in a position, some of them,  
16 at any time they can be activated. And they go.  
17 The nation calls.

18 So it's a privilege to vote aye on  
19 this resolution. It's a privilege, it's been a  
20 privilege to serve as the chairman of that  
21 committee and do things that are meaningful for  
22 our veterans.

23 So I thank everybody in this chamber  
24 for their cooperation and support this year on  
25 the veterans issues, and I vote aye,

1 Mr. President.

2 ACTING PRESIDENT BAILEY: Thank  
3 you, Senator Brooks.

4 The question is on the resolution.  
5 All those in favor signify by saying aye.

6 (Response of "Aye.")

7 ACTING PRESIDENT BAILEY: Opposed,  
8 nay.

9 (No response.)

10 ACTING PRESIDENT BAILEY: The  
11 resolution is adopted.

12 Senator Gianaris.

13 SENATOR GIANARIS: Now let's move  
14 on to previously adopted Resolution 2601, by  
15 Senator Hinchey, read that resolution in its  
16 entirety, and recognize Senator Hinchey.

17 ACTING PRESIDENT BAILEY: The  
18 Secretary will read.

19 THE SECRETARY: Senate Resolution  
20 2601, by Senator Hinchey, mourning the death of  
21 Michael Lang, co-creator of the Woodstock Music &  
22 Art Fair, distinguished citizen and devoted  
23 member of his community.

24 "WHEREAS, Michael Lang of Brooklyn  
25 and Woodstock, New York, died on Saturday,

1 January 8, 2022, at the age of 77; and

2 "WHEREAS, Michael Lang was  
3 instrumental in sparking the international  
4 movement that transformed generations of young  
5 people who became forever connected through  
6 music, art, and spirituality; and

7 "WHEREAS, The Woodstock Music & Art  
8 Fair, August 15-17, 1969, also billed as 'three  
9 days of peace and music,' is considered the most  
10 famous music festival in the world, produced by  
11 Michael Lang and his partners Artie Kornfeld,  
12 Joel Rosenman and John Roberts; and

13 "WHEREAS, Michael Lang, at the age  
14 of 24, and his Woodstock Ventures partners  
15 planned the transformative 1969 festival on  
16 Max Yasgur's sprawling dairy farm in Bethel,  
17 New York, where more than half a million  
18 attendees were captivated by extraordinary  
19 performances from musical artists including  
20 Janis Joplin, Jefferson Airplane, Jimi Hendrix,  
21 the Who, Crosby, Stills and Nash, Richie Havens,  
22 Santana and more; and

23 "WHEREAS, Although anticipating  
24 100,000 attendees, the total number of attendees  
25 who traveled to the festival ended up at more

1     than 450,000 fans, closing the New York State  
2     Thruway along the way; and

3             "WHEREAS, Battling weather issues,  
4     late venue changes, and far more attendees than  
5     anticipated, and under the able leadership of  
6     Michael Lang, Woodstock's free-wheeling ethos of  
7     'peace, love and music' endured, confirming the  
8     festival as the defining moment in the decade's  
9     countercultural movement; and

10            "WHEREAS, The Woodstock Music  
11     Festival singularly defined a global generation,  
12     across all backgrounds, whose many adherents  
13     would go on to become future activists, iconic  
14     musicians, and cultural pioneers; and

15            "WHEREAS, Featured prominently in  
16     the Academy Award-winning 1970 documentary  
17     Woodstock, often seen riding across the festival  
18     grounds on his motorcycle, Michael Lang became  
19     one of the more recognizable faces behind the  
20     vast cultural change that followed the festival;  
21     and

22            "WHEREAS, Michael Lang continued to  
23     inspire new generations, producing the  
24     extraordinary 1989 East Berlin Music Festival  
25     celebrating the fall of the Berlin Wall and, with

1 his Woodstock Ventures partners, produced  
2 Woodstock '94 in Saugerties, New York, and  
3 Woodstock '99 in Rome, New York, and as head of  
4 the Michael Lang Organization, he developed a  
5 recording studio and managed prominent  
6 international musical artists; and

7 "WHEREAS, Born in Brooklyn,  
8 New York, Michael Lang briefly attended New York  
9 University before moving to Florida; it was there  
10 he got the idea for Woodstock after organizing  
11 the Miami Pop Festival in 1968, featuring  
12 Jimi Hendrix as the headliner; and

13 "WHEREAS, Michael Lang's commitment  
14 to excellence, his spirit of humanity, and  
15 passion for music carried over into all fields of  
16 enterprise, including charitable and civic  
17 endeavors; and

18 "WHEREAS, Michael Lang is survived  
19 by his wife, Tamara; his sons, Harry and Laszlo;  
20 three daughters, Lari Ann, Shala and Molly, and  
21 his sister Iris Brest; and

22 "WHEREAS, Armed with a humanistic  
23 spirit and imbued with a sense of compassion,  
24 Michael Lang leaves behind a legacy which will  
25 long endure the passage of time and will remain

1 as an inspiring memory to all he served and  
2 befriended; now, therefore, be it

3 "RESOLVED, That this Legislative  
4 Body pause in its deliberations to mourn the  
5 death of Michael Lang, and to express its deepest  
6 condolences to his family and friends; and be it  
7 further

8 "RESOLVED, That a copy of this  
9 resolution, suitably engrossed, be transmitted to  
10 the family of Michael Lang."

11 ACTING PRESIDENT BAILEY: Senator  
12 Hinchey on the resolution.

13 SENATOR HINCHEY: Thank you,  
14 Mr. President.

15 I rise today to honor the life of  
16 long-time Ulster County resident Michael Lang, a  
17 man who changed the world and the trajectory of  
18 live music with his ideas and unparalleled love  
19 for humanity.

20 The legacy of the legendary 1969  
21 Woodstock Festival is the legacy of Michael Lang,  
22 who was just 24 years old when he envisioned  
23 Woodstock, alongside cofounders Artie Kornfeld,  
24 Joel Rosenman, and John Roberts. Michael was a  
25 kid from Brooklyn who grew up on rock and roll --

1 Little Richard, Buddy Holly, Elvis Presley -- who  
2 spent his summers at camp in Sullivan County,  
3 just a stone's throw away from where he would  
4 later stage the Woodstock Festival as an adult,  
5 and who believed wholeheartedly and unabashedly  
6 in the ideals of peace, love and the kind of rock  
7 music that can inspire revolutions.

8 At a time of deep division and  
9 uncertainty in America, set against the backdrop  
10 of the Vietnam War, the struggle for civil  
11 rights, and the assassination of Dr. Martin  
12 Luther King -- which fractured our nation  
13 politically, generationally and economically --  
14 Woodstock was born out of Michael Lang's hopeful  
15 vision for unity.

16 This was a man who saw darkness and  
17 wanted to create light, a man who so masterfully  
18 created a moment in time that would grow to  
19 define an entire generation. And that moment  
20 succeeded in igniting the defining  
21 counterculture event of the 1960s, which showed a  
22 divided nation and its leaders what peace and  
23 human bonding can truly look like.

24 Because of Michael Lang and nearly  
25 half a million like-minded individuals, Woodstock



1 has become an enduring symbol of unity -- not  
2 only an iconic landmark in rock history and the  
3 epitome of music festivals to end all music  
4 festivals, but a space where people were free to  
5 be themselves, to openly address political issues  
6 and the injustices of an unresponsive government,  
7 and a place where women's rights, gay rights and  
8 a growing concern for our environment took root.

9           Today more than ever we need  
10 visionaries like Michael himself, whose kindness,  
11 generosity and regard for all people shined  
12 through everything that he did.

13           Personally, I first met Michael when  
14 I was about 6 years old at Woodstock '94. And  
15 while I wasn't just running around the festival  
16 at 6 years old -- my mom was there, I was  
17 chaperoned -- but it was -- he still had a  
18 presence that was incredibly defining. Anyone  
19 who knew Michael knows exactly what I'm talking  
20 about. It was the kind of presence that would  
21 draw you in, make you feel comfortable, even as a  
22 6-year-old at a music festival, and one that  
23 would lead you to believe deeply in the vision he  
24 was about to share.

25           It is a privilege to celebrate the

1     legacy of this great man and to have this  
2     opportunity to thank him for what he created and  
3     what he represents, not only to us in Woodstock  
4     but to people around the entire world.

5             I'd like to welcome the Lang family  
6     who is here with us today: Tamara Lang, Harry  
7     and Laszlo Lang, Shala Lang Moll and Paxton Moll,  
8     as well as Michael's great friends Rona Elliot,  
9     renowned music journalist, Neal Hitch, from the  
10    Museum at Bethel Woods, and of course my mom,  
11    Ilene Marder Hinchey.

12            Thank you all for sharing Michael  
13    with us and with the entire world.

14            Mr. President, I'd like to ask you  
15    to please welcome the Lang family to the Senate  
16    and extend to them the privileges of the chamber.

17            ACTING PRESIDENT BAILEY: Thank  
18    you, Senator Hinchey.

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

22            Please rise and be recognized.

23            (Standing ovation.)

24            ACTING PRESIDENT BAILEY: This  
25    resolution was previously -- Senator Griffo on

1 the resolution. Joe.

2 SENATOR GRIFFO: Thank you,  
3 Mr. President. I think we had notified the desk,  
4 so thank you for giving me this opportunity.

5 I would also like to join Senator  
6 Hinchey on speaking about Michael Lang.

7 Plato once wrote that "Music gives  
8 the soul to the universe, wings to the mind,  
9 flight to imagination, and life to everything."  
10 And I think Michael Lang personified that. He  
11 was full of life.

12 And it's so difficult, on a day like  
13 today -- because I know how much it must hurt to  
14 be here because we have lost him, but also how  
15 important, significant it is that we memorialize  
16 and remember him.

17 He truly will have a unique place in  
18 American history. In addition to Woodstock, he  
19 managed musical icons. He managed them but also  
20 worked with a number of musical legends. And he  
21 owned and operated his own business, his record  
22 label, his own record label.

23 One of the things I think he was  
24 probably most proud of is when he received a  
25 Muhammad Ali Foundation Lifetime Achievement for

1 his contributions to peace. And I think -- and  
2 he was an Emmy winner. And I know he was  
3 memorialized at the Emmys this year, and rightly  
4 so.

5 So while music has an incredible  
6 effect on all of us in so many different ways, I  
7 think Michael really represented so much more. I  
8 had the opportunity to meet Michael 23 years ago.  
9 I won't talk about my age at the time, Senator  
10 Hinchey --

11 (Laughter.)

12 SENATOR GRIFFO: But we were  
13 working on Woodstock -- the 30th anniversary of  
14 Woodstock. And I can tell you, meeting Michael  
15 from the very beginning, I was amazed how  
16 youthful he appeared. And I thought he had  
17 discovered the fountain of youth, because I know  
18 he wasn't 24 anymore, but he looked great.

19 And he was never frazzled, always --  
20 despite the challenges, and there were many  
21 challenges -- to have a calm and cool demeanor.  
22 And I still remember how comfortable he would  
23 make so many people feel despite how contentious  
24 the issue may have been and what we were dealing  
25 with at the time.

1                   So we developed a real rapport, and  
2                   I think he was a true personality. And that  
3                   resonated in so many different ways during that  
4                   festival.

5                   But I think the important thing, as  
6                   we said, is that while he had this real desire to  
7                   make a difference in the world through music, he  
8                   had a true penchant for peace and love and  
9                   goodwill. And I think that is something that he  
10                  shares with his family.

11                 And today we offer our condolences  
12                 to Tamara and to his sons and daughters and  
13                 grandchildren and friends, because we've lost  
14                 a -- not only a legend in music who had this  
15                 foresight and vision, but a good person who tried  
16                 to make a difference by using the very talents  
17                 that he had developed throughout his life.

18                 So today I want to continue to offer  
19                 my condolences, along with my colleagues here, to  
20                 Tamara, to you and the family. And know that he  
21                 will fondly be remembered and recorded in  
22                 history.

23                 But those who had experiences with  
24                 him, I think the greatest measure is not  
25                 achievements or awards or recognitions, but

1       whether or not we have made a difference in our  
2       communities and in another person's life. And  
3       Michael truly did that in so many different ways.  
4       And I think that is a great tribute to him as we  
5       remember him today.

6                       So there was -- Dick Clark, who got  
7       his first start in Utica, New York, my district  
8       once said that "Music is the soundtrack of our  
9       life." And I think Michael had a great  
10      soundtrack throughout his entire career and life.

11                     So our condolences. God bless you  
12      all. And it's a pleasure to join you all today  
13      to remember and commemorate Michael and his great  
14      life and what he's done for so many.

15                     Thank you, Mr. President.

16                     ACTING PRESIDENT BAILEY: Thank  
17      you, Senator Griffo.

18                     The resolution was previously  
19      adopted on May 17th.

20                     Senator Gianaris.

21                     SENATOR GIANARIS: All right,  
22      Mr. President. At this time we're going to  
23      simultaneously call an immediate meeting of the  
24      Rules Committee in Room 332 and move on to  
25      Resolution 2674, by Senator Thomas, read that

1 resolution's title, and recognize Senator Kevin  
2 Thomas.

3 ACTING PRESIDENT BAILEY: So, in  
4 order, there will be an immediate meeting of the  
5 Rules Committee in Room 332.

6 And the Secretary will read the  
7 resolution.

8 ACTING PRESIDENT BAILEY: Senate  
9 Resolution 2674, by Senator Thomas, mourning the  
10 death of Patrice Ann Davidson, distinguished  
11 citizen and devoted member of her community.

12 ACTING PRESIDENT BAILEY: Senator  
13 Thomas on the resolution.

14 SENATOR THOMAS: Thank you,  
15 Mr. President.

16 I rise to pay tribute, through this  
17 legislative body, for Patrice Davidson, beloved  
18 wife of Jim, loving mother of Tara, Stephen and  
19 Shamus, cherished daughter of Tom Kenny, and an  
20 admired teacher of the Valley Stream Central  
21 School District for 34 years.

22 I had the pleasure of meeting  
23 Patrice Davidson last year as my office organized  
24 a blood drive at the Farmingdale Public Library.  
25 She was there to help save others.

1                   This is the story of a generous and  
2                   inspiring individual who touched the lives of  
3                   many. Patrice was born on November 28, 1965, in  
4                   Queens, New York, to Thomas Kenny and Veronica  
5                   Lyons. In 1983, Patrice graduated from  
6                   Hicksville High School and went on to attend the  
7                   State University of New York College at Geneseo,  
8                   where she monitored students as a resident  
9                   advisor and earned a Bachelor of Arts degree in  
10                  education.

11                  Patrice married the love of her  
12                  life, James "Jim" Davidson of Hicksville -- they  
13                  were high school sweethearts -- on July 22, 1989,  
14                  and together they raised three children: Tara,  
15                  Stephen and Shamus.

16                  Tara Davidson is my director of  
17                  constituent services, and her mom has greatly  
18                  influenced her in her life. She grew up watching  
19                  her mom volunteering and doing good for the  
20                  community, so she went to school to be a social  
21                  worker and uses her skill set in my office to  
22                  help others.

23                  Patrice was a teacher. She inspired  
24                  her students, and the faculty truly loved her.  
25                  For the past 34 years, Patrice distinguished



1 herself by her sincere dedication and substantial  
2 contribution to the welfare of her students and  
3 the community at the Valley Stream Central School  
4 District.

5 Patrice lived life to the fullest  
6 and loved traveling, cooking, spending time with  
7 her beloved family members and friends, and of  
8 course relaxing on her front porch.

9 Community service was a cornerstone  
10 of Patrice's life, and she was involved in  
11 several local organizations that were close to  
12 her heart, including Our Lady of Lourdes Roman  
13 Catholic Church and the Valley Stream Teachers  
14 Association.

15 Patrice Davidson died on Tuesday,  
16 May 3, 2022, at the age of 56. Her life was a  
17 gift, and she gave back even after death by  
18 saving the lives of five people through donating  
19 her organs.

20 Patrice Davidson leaves behind a  
21 legacy of generosity, positivity, hard work, and  
22 service that will long endure the passage of time  
23 and will remain as a comforting memory to all she  
24 served and befriended. Her story is a success  
25 story, and she will be deeply missed and truly

1 merits the tribute of this legislative body.

2 I want to welcome Jim Davidson and  
3 Tara Davidson to our chamber today.

4 Thank you.

5 ACTING PRESIDENT BAILEY: Thank  
6 you, Senator Thomas.

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

10 Please rise and be recognized.

11 (Standing ovation.)

12 ACTING PRESIDENT BAILEY: The  
13 question is on the resolution. All those in  
14 favor signify by saying aye.

15 (Response of "Aye.")

16 ACTING PRESIDENT BAILEY: Opposed,  
17 nay.

18 (No response.)

19 ACTING PRESIDENT BAILEY: The  
20 resolution is adopted.

21 Senator Liu.

22 SENATOR LIU: Mr. President, please  
23 take up previously adopted Resolution 2586, by  
24 Senator Ortt, read that resolution in title only,  
25 and recognize Senator Ortt on the resolution.

1                   ACTING PRESIDENT BAILEY:    The  
2   Secretary will read.

3                   THE SECRETARY:    Senate Resolution  
4   2586, by Senator Ortt, congratulating Dawn  
5   Harrington upon the occasion of her retirement  
6   after many years of distinguished service to the  
7   State of New York.

8                   ACTING PRESIDENT BAILEY:    Senator  
9   Ortt on the resolution.

10                  SENATOR ORTT:    Thank you,  
11   Mr. President.

12                  I rise to speak in support of this  
13   resolution.  Very often we get the chance to  
14   stand up and speak in support of resolutions  
15   recognizing people from our district,  
16   constituents -- but we are surrounded by  
17   extraordinary folks in this chamber and in this  
18   building on both sides of the aisle, and many of  
19   us know, if you've been here for longer than a  
20   second, that without the people who work in this  
21   building, we would not be able to do the things  
22   that we are elected to do.

23                  And one such person is Dawn  
24   Harrington.  Dawn has dedicated her professional  
25   life to improving the atmosphere of workers

1 within the New York State Senate. She has worked  
2 here for more than 30 years. She started when  
3 she was very, very, very young -- I think she was  
4 in middle school still.

5 (Laughter.)

6 SENATOR ORTT: But she -- 30 years,  
7 starting in 1987. And she's worked in various  
8 roles. In 1991 she was the office support  
9 representative for the Senate office automation  
10 project. She accepted the position of  
11 recruitment and training coordinator for the  
12 New York State Senate personnel office in 2000.  
13 She eventually ascended to the director of  
14 personnel in that office. And of course in 2019  
15 she became the director of minority  
16 administration, the position from which she is  
17 now retiring from.

18 And a fun fact -- it's always fun  
19 to -- you know, we know these folks as staffers,  
20 we know these folks from being on the floor from  
21 the work they do. But sometimes there's all  
22 kinds of things they do outside of this building.  
23 She was a former dance instructor at Sharon's  
24 Bodies in Motion in Troy, New York.

25 Maybe there's some folks in here who

1       could take her up on that instruction, because  
2       she's going to have a lot of time for that going  
3       forward.

4                       But I just think it's awesome for me  
5       to be able to stand up and recognize Dawn. Dawn  
6       has been an incredible member of my team, as  
7       leader. She's been through different  
8       administrations, different leadership  
9       administrations on the Senate Republican side,  
10      and that's always the sign of a true professional  
11      when you can -- when leaderships and people come  
12      and go at the top level, but she's able to  
13      constantly find a way to make sure that she was  
14      bringing the very best to whoever was leader to  
15      our conference.

16                     Discreet, someone you could trust --  
17      which is very important in a personnel role on  
18      all sides. I see Shontell nodding; she knows how  
19      important that is.

20                     And after 30-plus years, you deserve  
21      to be able to retire and to move on and enjoy  
22      your retirement. And so on behalf of me, our  
23      conference, and I would even say on the  
24      Democratic Conference, because you're a true  
25      professional on both sides, we wish you the very

1 best in the next chapter of your life. All  
2 success.

3 And thank you for your service to  
4 this body and to the people of New York.

5 I speak in support of the  
6 resolution, Mr. President.

7 ACTING PRESIDENT BAILEY: Thank  
8 you, Senator Ortt.

9 To Ms. Harrington, thank you for  
10 your years of service to the New York State  
11 Senate. Please rise and be recognized.

12 (Enthusiastic standing ovation.)

13 ACTING PRESIDENT BAILEY: The  
14 resolution was previously adopted on May 17th.

15 Senator Liu.

16 SENATOR LIU: Mr. President, please  
17 take up previously adopted Resolution 2380, by  
18 Senator Helming, read that resolution in title  
19 only, and recognize Senator Helming on the  
20 resolution.

21 ACTING PRESIDENT BAILEY: The  
22 Secretary will read.

23 THE SECRETARY: Senate Resolution  
24 2380, by Senator Helming, congratulating the  
25 Newark High School Girls Bowling Team upon the

1 occasion of capturing the 2022 New York State  
2 Public High School Athletic Association Division  
3 II Championship.

4 ACTING PRESIDENT BAILEY: Senator  
5 Helming on the resolution.

6 SENATOR HELMING: Thank you,  
7 Mr. President.

8 I rise today to welcome the Newark  
9 High School Girls Bowling Team to the Senate  
10 chamber. It's been a long day, huh, girls?

11 But today it's truly a privilege to  
12 welcome the Newark High School Girls Bowling Team  
13 to our State Capitol. Congratulations to these  
14 fine athletes and their coaches on winning the  
15 2022 State Division II Bowling Championship.

16 This is the first state bowling  
17 championship in the school's history. Ladies,  
18 what an incredible accomplishment this is, and  
19 what a testament to the dedication, perseverance  
20 and teamwork it takes to bring home a state  
21 title.

22 I'd like to recognize you each  
23 individually. As I read your name, I ask that  
24 you please stand up.

25 To Natalie Kent, Becca Spry, Emily

1     Lang, Abbie Olmstead, Savannah Smith, Hannah  
2     Kinslow, Kelly Minery, Sienna Hasseler, Ainsley  
3     Vandermark and Coach Mark Rowe, your achievements  
4     are absolutely outstanding and our community is  
5     so, so proud of you.

6                 This team knocked down an impressive  
7     total of 5,385 pins in this championship,  
8     defeating 2018 Middleburgh High School by a  
9     margin of 307 pins to win the state title.  
10    Absolutely amazing.

11                Not only did you pick up a state  
12    championship title for your school and for all of  
13    Section 5, but you set your minds to something  
14    and accomplished your goal, and that's worth  
15    celebrating.

16                To Coach Rowe and to Coach Payne,  
17    congratulations to you as well, and a huge thank  
18    you on behalf of our entire community. Thank you  
19    for sharing your passion with these young ladies,  
20    for showing these girls that winning takes more  
21    than skill, and for teaching them valuable life  
22    lessons.

23                To the team, the lessons that you've  
24    learned this season from your coaches and each  
25    other will come in handy both off and on the



1       lanes -- cooperation, commitment and teamwork to  
2       name a few. But most importantly, you played  
3       with heart.

4                       This entire experience is something  
5       you will never, ever forget. And when I say this  
6       entire experience, I'm not only talking about the  
7       championship but I'm talking about today. You  
8       can go back and share with people how exciting it  
9       was to try and get into the Capitol and get  
10      booted out.

11                      (Laughter.)

12                      SENATOR HELMING: But then how so  
13      many people came together, including the  
14      Secretary of the Senate and our amazing  
15      Sergeant-at-Arms, to make this possible to bring  
16      you here. There's a lesson in that, that when we  
17      work together, we can accomplish great things.

18                      So congratulations again to all of  
19      you. Go, Reds!

20                      Thank you.

21                      ACTING PRESIDENT BAILEY: To our  
22      state champion guests, thank you for your  
23      perseverance, and we welcome you on behalf of the  
24      Senate. We extend to you the privileges and  
25      courtesies of this house.

1                   Please rise and be recognized.

2                   (Standing ovation.)

3                   ACTING PRESIDENT BAILEY:    The  
4 resolution was previously adopted on May 3rd.

5                   Senator Liu.

6                   SENATOR LIU:    At the request of the  
7 sponsors, the resolutions are open for  
8 cosponsorship.

9                   ACTING PRESIDENT BAILEY:    These  
10 resolutions are all open for cosponsorship.  
11 Should you choose not to be a cosponsor of the  
12 resolutions, please notify the desk.

13                  Senator Liu.

14                  SENATOR LIU:    Mr. President, please  
15 call on Senator Hinchey for an introduction.

16                  ACTING PRESIDENT BAILEY:    Senator  
17 Hinchey.

18                  SENATOR HINCHEY:   Thank you,  
19 Mr. President.

20                  I am happy to rise for the purpose  
21 of two introductions.  First, I would like to  
22 welcome Callum Abbasi, who is visiting us today,  
23 an eighth-grader from Guilderland Public Schools  
24 in my Senate district.

25                  Callum -- or Cal, as we call him --

1 is an incredible young man. And at a time when  
2 we need more young people interested and involved  
3 in public service, it is really incredible and  
4 inspiring to meet someone like Cal, who is  
5 better-mannered than most people I know and has  
6 an absolute keen understanding of what public  
7 service is.

8 So we've had the privilege of  
9 showing him around today. Really excited that  
10 you are here. And Cal is joined by his  
11 grandmother, Rosemary Ippolito, who is here today  
12 with us.

13 Thank you both for coming to visit  
14 us today and, Cal, for your love, dedication, and  
15 interest in government.

16 Mr. President, I ask that you  
17 welcome Cal and his grandmother Rosemary and  
18 extend to them the privileges of our chamber.

19 ACTING PRESIDENT BAILEY: To Cal  
20 and his grandmother, we welcome you on behalf of  
21 the New York State Senate, and we extend to you  
22 all of the privileges and courtesies of this  
23 house.

24 Please rise and be recognized.

25 (Standing ovation.)

1                   ACTING PRESIDENT BAILEY:     Senator  
2     Liu.

3                   SENATOR LIU:     Mr. President, please  
4     call on Senator May for the purpose of an  
5     introduction.

6                   ACTING PRESIDENT BAILEY:     Senator  
7     May.

8                   SENATOR MAY:     Thank you,  
9     Mr. President.

10                  Syracuse, like many upstate cities,  
11     is blessed with a large population of new  
12     Americans, many of whom came as refugees to our  
13     shores. Monu Chhetri, who joins us today  
14     together with her husband, Jay Regmi, and their  
15     interpreter, Zenna Preli, represents two  
16     important groups of new Americans in Syracuse.

17                  Originally from Bhutan, she grew up  
18     in a refugee camp in Nepal before coming to the  
19     U.S. and joining a significant number of other  
20     Bhutanese refugees, many of whom have gone on to  
21     start businesses, gain advanced degrees, or even  
22     run for local office in the Syracuse area.

23                  Monu also represents a community of  
24     about 50 deaf refugees in the Syracuse area.  
25     Refugee camps do not typically have schools to

1 accommodate deaf children, so many deaf refugees  
2 arrive without being able to read or write, and  
3 only knowing the sign language of their country  
4 of origin. Once in the U.S., they are isolated,  
5 afraid to leave their homes, unable to  
6 communicate to get the help they need.

7 Monu has stepped forward to become  
8 their lifeline. With the assistance and support  
9 of Aurora of Central New York, an organization  
10 dedicated to promoting independence for people  
11 with vision or hearing loss, Monu learned both  
12 English and American sign language and  
13 immediately began working to connect and empower  
14 other deaf immigrants and new Americans.

15 If someone is hospitalized, for  
16 example, she will act as an intermediary  
17 interpreting from Nepali sign language to  
18 American sign language, with a second interpreter  
19 who can speak to the healthcare professionals.

20 She became a familiar face for local  
21 residents in 2020 when County Executive Ryan  
22 McMahon employed her to interpret for his  
23 televised COVID briefings.

24 Among her many community roles and  
25 interests, Monu has also become involved with

1 Salt City Harvest Farm, a New American farm and  
2 agriculture incubator located in the Syracuse  
3 area.

4 And I invite anybody to come and  
5 visit and see the joy with which 50 deaf new  
6 Americans are cultivating the soil, and all in --  
7 talking above their plants with their hands and  
8 just -- the joy is just palpable.

9 So I am honored to have Monu here  
10 with us today and ask you to offer her the  
11 privileges of the house.

12 Thank you.

13 ACTING PRESIDENT BAILEY: Thank  
14 you, Senator May.

15 To our guests, I welcome you on  
16 behalf of the New York State Senate. We extend  
17 to you all of the privileges and courtesies of  
18 this house.

19 Please rise and be recognized.

20 (Standing ovation.)

21 ACTING PRESIDENT BAILEY: Senator  
22 Liu.

23 SENATOR LIU: Mr. President, please  
24 call upon Senator Kennedy for an introduction.

25 SENATOR KENNEDY: Thank you very

1 much.

2 Mr. President, first of all, I'd  
3 like to ask this wonderful group visiting us here  
4 on the floor of the Senate to stand and be  
5 recognized, the Buffalo Colon Corps.

6 This is a wonderful group started by  
7 an extraordinary individual, a friend of ours out  
8 in Western New York who sadly is no longer with  
9 us, Kevin Hays, who was diagnosed with Stage 2  
10 colorectal cancer at just 28 years old.

11 We lost Kevin this past October,  
12 seven years after his diagnosis. He leaves  
13 behind his beautiful wife and three children.

14 Part of Kevin's legacy is the  
15 establishment of the Buffalo Colon Corps,  
16 represented today by three great friends of our  
17 great Empire State: Martin Pasternak, Dylan  
18 Harrison, and Katie Martin. They continue  
19 Kevin's work in educating and making sure that  
20 folks all across our community and our great  
21 state recognize and understand and are educated  
22 on the importance of early detection and  
23 ultimately treatment for colorectal cancer.

24 Kevin was an extraordinary  
25 individual, and the one thing that he did when he

1 would ever walk into a room is he would light it  
2 up. His smile resonated. All I know about Kevin  
3 is his work -- he did it proudly, never wavering,  
4 and always thinking about everyone else while he  
5 and his family dealt with his own diagnosis.

6 His work in educating folks through  
7 the Buffalo Colon Corps on colorectal cancer was  
8 especially important among young people and  
9 getting the message out about that early  
10 screening and detection.

11 So welcome to the New York State  
12 Senate. We recognize Kevin's life and his legacy  
13 that you carry on through Buffalo Colon Corps,  
14 and we assure that through Kevin's work when he  
15 was with us and now as we continue his mission,  
16 we are saving lives through his efforts and that  
17 of those that have picked up the torch and carry  
18 on.

19 So with that, Mr. President, I ask  
20 that you extend the privileges of this house to  
21 our guests.

22 ACTING PRESIDENT BAILEY: Thank  
23 you, Senator Kennedy.

24 To our guests, I welcome you on  
25 behalf of the New York State Senate. We extend



1 to you the privileges and courtesies of this  
2 house.

3 Please rise and be recognized.

4 (Standing ovation.)

5 ACTING PRESIDENT BAILEY: Senator  
6 Gianaris.

7 SENATOR GIANARIS: Thank you,  
8 Mr. President. I believe there's a report of the  
9 Rules Committee at the desk.

10 Please take that up.

11 ACTING PRESIDENT BAILEY: The  
12 Secretary will read.

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

16 Senate Print 139A, by  
17 Senator Thomas, an act to amend the  
18 Environmental Conservation Law;

19 Senate Print 441C, by  
20 Senator Hoylman, an act in relation to  
21 establishing a dyslexia and dysgraphia  
22 task force;

23 Senate Print 906B, by  
24 Senator Sanders, an act to amend the  
25 Insurance Law;

1                   Senate Print 926C, by  
2   Senator Kaplan, an act to amend the  
3   Public Service Law;

4                   Senate Print 956, by  
5   Senator Gaughran, an act to amend the  
6   Public Health Law;

7                   Senate Print 1267, by  
8   Senator Gianaris, an act to amend the  
9   Public Authorities Law;

10                  Senate Print 1275A, by  
11   Senator Krueger, an act to amend the  
12   Public Authorities Law;

13                  Senate Print 1354, by  
14   Senator Serrano, an act to amend the  
15   Education Law;

16                  Senate Print 1380A, by  
17   Senator Brooks, an act to amend the  
18   Public Service Law;

19                  Senate Print 1389A, by Senator  
20   Brooks, an act to amend the Public Service Law;

21                  Senate Print 1393, by  
22   Senator Brooks, an act in relation to authorizing  
23   the Town of Babylon to grant Long Island  
24   Teen Challenge of West Babylon a real property  
25   tax exemption;

1                   Senate Print 3479A, by  
2   Senator Comrie, an act to amend the  
3   Public Service Law;

4                   Senate Print 3530A, by  
5   Senator Kennedy, an act to amend the  
6   Public Health Law;

7                   Senate Print 4539B, by  
8   Senator Kaplan, an act to amend the General  
9   Municipal Law and the Public Buildings Law;

10                  Senate Print 4552, by  
11   Senator Kennedy, an act to amend the  
12   Executive Law;

13                  Senate Print 5400, by Senator  
14   Hinchey, an act to amend the Public Health Law  
15   and the Insurance Law;

16                  Senate Print 5605B, by  
17   Senator Sanders, an act to amend the  
18   Public Health Law;

19                  Senate Print 5658, by  
20   Senator Parker, an act to amend the Banking Law;

21                  Senate Print 5934, by  
22   Senator Parker, an act to authorize Top Community  
23   Development Corporation to file an application  
24   for a real property tax exemption;

25                  Senate Print 6574A, by

1 Senator Kennedy, an act to amend the  
2 Insurance Law;

3 Senate Print 6981B, by  
4 Senator Gounardes, an act to amend the  
5 Retirement and Social Security Law;

6 Senate Print 6985B, by  
7 Senator Gounardes, an act to amend the  
8 Retirement and Social Security Law;

9 Senate Print 7211B, by  
10 Senator Savino, an act to amend the Penal Law;

11 Senate Print 7433, by  
12 Senator Helming, an act to amend the  
13 Criminal Procedure Law;

14 Senate Print 8422, by  
15 Senator Hoylman, an act to amend the  
16 Social Services Law;

17 Senate Print 8770, by  
18 Senator Mattera, an act to amend the Parks,  
19 Recreation and Historic Preservation Law;

20 Senate Print 8590A, by  
21 Senator Gaughran, an act to amend the Parks,  
22 Recreation and Historic Preservation Law;

23 Senate Print 8591A, by  
24 Senator Krueger, an act to amend the  
25 Public Health Law;

1                   Senate Print 8744B, by Senator Weik,  
2     an act in relation to authorizing Ekklesia  
3     Long Island Center Ministries to file with the  
4     Town of Brookhaven assessor an application for  
5     certain real property tax exemptions;

6                   Senate Print 8760, by  
7     Senator Mannion, an act to amend the  
8     Public Authorities Law;

9                   Senate Print 8933, by  
10    Senator Hinchey, an act to amend the  
11    Executive Law;

12                  Senate Print 9041, by Senator Brouk,  
13    an act in relation to establishing a temporary  
14    commission to study aging;

15                  Senate Print 9111, by  
16    Senator Stewart-Cousins, an act authorizing the  
17    alienation of certain parkland; and

18                  Senate Print 9355, by  
19    Senator Helming, an act to amend Chapter 152 of  
20    the Laws of 2020.

21                  All bills reported direct to third  
22    reading.

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

25                  ACTING PRESIDENT BAILEY:   All those

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

3 (Response of "Aye.")

4 ACTING PRESIDENT BAILEY: Opposed,  
5 nay.

6 (No response.)

7 ACTING PRESIDENT BAILEY: The  
8 report of the Rules Committee is accepted.

9 Senator Gianaris.

10 SENATOR GIANARIS: Let's take up  
11 the calendar now, please.

12 ACTING PRESIDENT BAILEY: The  
13 Secretary will read.

14 THE SECRETARY: Calendar Number  
15 210, Senate Print 6079B, by Senator Gounardes, an  
16 act to amend the Civil Rights Law.

17 ACTING PRESIDENT BAILEY: Read the  
18 last section.

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

21 ACTING PRESIDENT BAILEY: Call the  
22 roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT BAILEY: Announce  
25 the results.

1           THE SECRETARY:   In relation to  
2   Calendar 210, those Senators voting in the  
3   negative are Senators Felder, Gallivan, Helming,  
4   O'Mara and Ortt.

5           Ayes, 56.   Nays, 5.

6           ACTING PRESIDENT BAILEY:   The bill  
7   is passed.

8           THE SECRETARY:   Calendar Number  
9   461, Senate Print 3081A, by Senator Salazar, an  
10   act to amend the General Business Law.

11          ACTING PRESIDENT BAILEY:   Read the  
12   last section.

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

15          ACTING PRESIDENT BAILEY:   Call the  
16   roll.

17          (The Secretary called the roll.)

18          ACTING PRESIDENT BAILEY:   Announce  
19   the results.

20          THE SECRETARY:   Ayes, 61.

21          ACTING PRESIDENT BAILEY:   The bill  
22   is passed.

23          THE SECRETARY:   Calendar Number  
24   472, Senate Print 7854, by Senator Kennedy, an  
25   act to amend the Racing, Pari-Mutuel Wagering and

1 Breeding Law.

2 ACTING PRESIDENT BAILEY: Read the  
3 last section.

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

7 ACTING PRESIDENT BAILEY: Call the  
8 roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT BAILEY: Announce  
11 the results.

12 THE SECRETARY: Ayes, 61.

13 ACTING PRESIDENT BAILEY: The bill  
14 is passed.

15 THE SECRETARY: Calendar Number  
16 473, Senate Print 7855, by Senator Kennedy, an  
17 act to amend the Racing, Pari-Mutuel Wagering and  
18 Breeding Law.

19 SENATOR GIANARIS: Lay it aside for  
20 the day.

21 ACTING PRESIDENT BAILEY: The bill  
22 will be laid aside for the day.

23 THE SECRETARY: Calendar Number  
24 474, Senate Print 7856, by Senator Kennedy, an  
25 act to amend the Racing, Pari-Mutuel Wagering and



1 Breeding Law.

2 ACTING PRESIDENT BAILEY: Read the  
3 last section.

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

7 ACTING PRESIDENT BAILEY: Call the  
8 roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT BAILEY: Senator  
11 Kennedy to explain his vote.

12 SENATOR KENNEDY: Thank you,  
13 Mr. President.

14 I rise today to explain my vote on  
15 two bills that will reform the Western Region OTB  
16 and OTBs across New York State.

17 These bills were drafted in response  
18 to an audit released in September of 2021 by our  
19 great Comptroller, Tom DiNapoli, on the Western  
20 Regional Off-Track Betting Corporation, which  
21 showed a wide range of misuse of power and of  
22 funds.

23 Among those findings are results  
24 that show the corporation's board did not  
25 distribute marketing and promotional program

1 tickets in accordance with the New York State  
2 Gaming Commission's regulations and guidelines,  
3 often using tickets for personal use instead, as  
4 well as proof that the board of directors did not  
5 provide adequate oversight of take-home vehicles  
6 and, as a result, found that the CEO did not  
7 adhere to that policy.

8 This is just unacceptable. And it's  
9 certainly not the first time this state  
10 corporation has seen allegations of impropriety  
11 and misuse. For years there's been a pattern of  
12 dysfunction -- and today, we're going to change  
13 it.

14 These bills we're passing here today  
15 will ensure that the OTB are accountable and  
16 transparent. The first will cap the allowance  
17 for promotional items for certain members of the  
18 corporation. It's legislation that will make  
19 gift rules governing OTB associates consistent  
20 with the Public Officers Law, Legislative Law and  
21 Executive Law, where state employees can't  
22 receive any gift valued in amount more than \$15.  
23 It's just leveling the playing field.

24 The second will prohibit OTB  
25 corporation vehicles from being used as take-home

1 vehicles.

2 Again, these are issues that the  
3 public has said: Enough is enough, we have to  
4 rein in the abuse of public funds. These are  
5 commonsense, good government reforms, and they're  
6 long overdue.

7 I've shared these pieces of  
8 legislation with the Comptroller's office. I'm  
9 pleased to say that he's incredibly supportive of  
10 the Legislature advancing them as well.

11 There should be no tolerance for the  
12 kind of behavior indicated in the Comptroller's  
13 report here in the State of New York, and with  
14 the passage of these bills today we're turning  
15 words into action and creating real  
16 accountability.

17 With that, Mr. President, I vote  
18 aye.

19 ACTING PRESIDENT BAILEY: Senator  
20 Kennedy to be recorded in the affirmative.

21 Announce the results.

22 THE SECRETARY: Ayes, 61.

23 ACTING PRESIDENT BAILEY: The bill  
24 is passed.

25 THE SECRETARY: Calendar Number

1       486, Senate Print 1413, by Senator Rivera, an act  
2       to amend the Insurance Law.

3               ACTING PRESIDENT BAILEY:    Read the  
4       last section.

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

7               ACTING PRESIDENT BAILEY:    Call the  
8       roll.

9               (The Secretary called the roll.)

10              ACTING PRESIDENT BAILEY:    Announce  
11      the results.

12              THE SECRETARY:    In relation to  
13      Calendar Number 486, voting in the negative:  
14      Senator Gallivan.

15              Ayes, 60.  Nays, 1.

16              ACTING PRESIDENT BAILEY:    The bill  
17      is passed.

18              THE SECRETARY:    Calendar Number  
19      494, Assembly Print Number 8215, by  
20      Assemblymember Meeks, an act to repeal  
21      subdivision 2 of Section 189 of the  
22      Correction Law.

23              ACTING PRESIDENT BAILEY:    Read the  
24      last section.

25              THE SECRETARY:    Section 2.  This

1 act shall take effect immediately.

2 ACTING PRESIDENT BAILEY: Call the  
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT BAILEY: Announce  
6 the results.

7 THE SECRETARY: In relation to  
8 Calendar Number 494, those Senators voting in the  
9 negative are Senators Akshar, Borrello, Boyle,  
10 Gallivan, Griffo, Helming, Jordan, Lanza,  
11 Martucci, Mattera, Oberacker, O'Mara, Ortt,  
12 Palumbo, Rath, Ritchie, Serino, Stec, Tedisco and  
13 Weik.

14 Ayes, 41. Nays, 20.

15 ACTING PRESIDENT BAILEY: The bill  
16 is passed.

17 THE SECRETARY: Calendar Number  
18 499, Senate Print 5046, by Senator Parker, an act  
19 in relation to alternative finance investment  
20 bonds.

21 ACTING PRESIDENT BAILEY: Read the  
22 last section.

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

25 ACTING PRESIDENT BAILEY: Call the

1 roll.

2 (The Secretary called the roll.)

3 ACTING PRESIDENT BAILEY: Announce  
4 the results.

5 THE SECRETARY: In relation to  
6 Calendar 499, those Senators voting in the  
7 negative are Senators Akshar, Borrello, Boyle,  
8 Gallivan, Griffo, Helming, Jordan, Lanza,  
9 Martucci, Mattera, Oberacker, O'Mara, Ortt,  
10 Palumbo, Rath, Ritchie, Serino, Stec, Tedisco and  
11 Weik.

12 Ayes, 41. Nays, 20.

13 ACTING PRESIDENT BAILEY: The bill  
14 is passed.

15 THE SECRETARY: Calendar Number  
16 551, Assembly Print Number 9730, by  
17 Assemblymember Gunther, an act to amend the  
18 Mental Hygiene Law.

19 ACTING PRESIDENT BAILEY: Read the  
20 last section.

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

23 ACTING PRESIDENT BAILEY: Call the  
24 roll.

25 (The Secretary called the roll.)

1                   ACTING PRESIDENT BAILEY:    Announce  
2   the results.

3                   THE SECRETARY:    Ayes, 61.

4                   ACTING PRESIDENT BAILEY:    The bill  
5   is passed.

6                   THE SECRETARY:    Calendar Number  
7   558, Senate Print 6785, by Senator Mayer, an act  
8   to amend the Labor Law.

9                   ACTING PRESIDENT BAILEY:    Read the  
10   last section.

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

14                   ACTING PRESIDENT BAILEY:    Call the  
15   roll.

16                   (The Secretary called the roll.)

17                   ACTING PRESIDENT BAILEY:    Announce  
18   the results.

19                   THE SECRETARY:    In relation to  
20   Calendar 558, those Senators voting in the  
21   negative are Senators Akshar, Borrello, Boyle,  
22   Gallivan, Griffo, Helming, Jordan, Mattera,  
23   Oberacker, O'Mara, Ortt, Rath, Ritchie, Serino  
24   and Stec.

25                   Ayes, 46.  Nays, 15.

1                   ACTING PRESIDENT BAILEY:    The bill  
2   is passed.

3                   THE SECRETARY:    Calendar Number  
4   651, Senate Print 1184A, by Senator Gianaris, an  
5   act to amend the Criminal Procedure Law and the  
6   Civil Practice Law and Rules.

7                   ACTING PRESIDENT BAILEY:    Read the  
8   last section.

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

11                   ACTING PRESIDENT BAILEY:    Call the  
12  roll.

13                   (The Secretary called the roll.)

14                   ACTING PRESIDENT BAILEY:    Announce  
15  the results.

16                   THE SECRETARY:    In relation to  
17  Calendar 651, those Senators voting in the  
18  negative are Senators Akshar, Borrello, Boyle,  
19  Gallivan, Griffo, Lanza, Martucci, Mattera,  
20  Oberacker, O'Mara, Ortt, Palumbo, Rath, Ritchie,  
21  Serino, Stec, Tedisco and Weik.

22                   Ayes, 43.  Nays, 18.

23                   ACTING PRESIDENT BAILEY:    The bill  
24  is passed.

25                   THE SECRETARY:    Calendar Number



1       689, Assembly Print Number 9387A, by the  
2       Assembly Committee on Rules, an act to amend the  
3       Administrative Code of the City of New York.

4                ACTING PRESIDENT BAILEY:    Read the  
5       last section.

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

8                ACTING PRESIDENT BAILEY:    Call the  
9       roll.

10               (The Secretary called the roll.)

11               ACTING PRESIDENT BAILEY:    Announce  
12       the results.

13               THE SECRETARY:    In relation to  
14       Calendar 689, those Senators voting in the  
15       negative are Senators Helming, Oberacker and  
16       O'Mara.

17               Ayes, 58.  Nays, 3.

18               ACTING PRESIDENT BAILEY:    The bill  
19       is passed.

20               THE SECRETARY:    Calendar Number  
21       694, Senate Print 311A, by Senator Liu, an act to  
22       amend Chapter 802 of the Laws of 1947.

23               ACTING PRESIDENT BAILEY:    Read the  
24       last section.

25               THE SECRETARY:    Section 2.  This

1 act shall take effect upon the enactment into law  
2 by the State of New Jersey.

3 ACTING PRESIDENT BAILEY: Call the  
4 roll.

5 (The Secretary called the roll.)

6 ACTING PRESIDENT BAILEY: Announce  
7 the results.

8 THE SECRETARY: In relation to  
9 Calendar 694, those Senators voting in the  
10 negative are Senators Akshar, Borrello, Boyle,  
11 Gallivan, Griffo, Jordan, Lanza, Martucci,  
12 Mattera, Oberacker, O'Mara, Ortt, Palumbo, Rath,  
13 Ritchie, Serino, Stec, Tedisco and Weik.

14 Ayes, 42. Nays, 19.

15 ACTING PRESIDENT BAILEY: The bill  
16 is passed.

17 THE SECRETARY: Calendar Number  
18 761, Assembly Print Number 7469, by  
19 Assemblymember Cruz, an act to amend the  
20 Insurance Law.

21 ACTING PRESIDENT BAILEY: Read the  
22 last section.

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

25 ACTING PRESIDENT BAILEY: Call the

1 roll.

2 (The Secretary called the roll.)

3 ACTING PRESIDENT BAILEY: Announce  
4 the results.

5 THE SECRETARY: In relation to  
6 Calendar Number 761, voting in the negative:  
7 Senator Ortt.

8 Ayes, 60. Nays, 1.

9 ACTING PRESIDENT BAILEY: The bill  
10 is passed.

11 THE SECRETARY: Calendar Number  
12 762, Assembly Print Number 1741A, by  
13 Assemblymember Gottfried, an act to amend the  
14 Insurance Law.

15 ACTING PRESIDENT BAILEY: Read the  
16 last section.

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

19 ACTING PRESIDENT BAILEY: Call the  
20 roll.

21 (The Secretary called the roll.)

22 ACTING PRESIDENT BAILEY: Announce  
23 the results.

24 THE SECRETARY: Ayes, 61.

25 ACTING PRESIDENT BAILEY: The bill

1 is passed.

2 THE SECRETARY: Calendar Number  
3 764, Assembly Print Number 3276, by  
4 Assemblymember Gunther, an act to amend the  
5 Insurance Law.

6 ACTING PRESIDENT BAILEY: Read the  
7 last section.

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

10 ACTING PRESIDENT BAILEY: Call the  
11 roll.

12 (The Secretary called the roll.)

13 ACTING PRESIDENT BAILEY: Announce  
14 the results.

15 THE SECRETARY: Ayes, 61.

16 ACTING PRESIDENT BAILEY: The bill  
17 is passed.

18 THE SECRETARY: Calendar Number  
19 781, Assembly Print Number 8299A, by  
20 Assemblymember Ra, an act to amend the  
21 Nassau County Civil Divisions Act.

22 ACTING PRESIDENT BAILEY: Read the  
23 last section.

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

1                   ACTING PRESIDENT BAILEY:    Call the  
2   roll.

3                   (The Secretary called the roll.)

4                   ACTING PRESIDENT BAILEY:    Announce  
5   the results.

6                   THE SECRETARY:    Ayes, 61.

7                   ACTING PRESIDENT BAILEY:    The bill  
8   is passed.

9                   THE SECRETARY:    Calendar Number  
10   783, Senate Print 8525, by Senator Gaughran, an  
11   act to amend the General Municipal Law.

12                   ACTING PRESIDENT BAILEY:    Read the  
13   last section.

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

16                   ACTING PRESIDENT BAILEY:    Call the  
17   roll.

18                   (The Secretary called the roll.)

19                   ACTING PRESIDENT BAILEY:    Announce  
20   the results.

21                   THE SECRETARY:    Ayes, 61.

22                   ACTING PRESIDENT BAILEY:    The bill  
23   is passed.

24                   THE SECRETARY:    Calendar Number  
25   842, Senate Print 5701, by Senator Comrie, an act

1 to amend the Not-For-Profit Corporation Law.

2 ACTING PRESIDENT BAILEY: Read the  
3 last section.

4 THE SECRETARY: Section 7. This  
5 act shall take effect on the first of January.

6 ACTING PRESIDENT BAILEY: Call the  
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT BAILEY: Announce  
10 the results.

11 THE SECRETARY: Ayes, 61.

12 ACTING PRESIDENT BAILEY: The bill  
13 is passed.

14 THE SECRETARY: Calendar Number  
15 857, Senate Print 2535A, by Senator Rivera, an  
16 act to amend the Elder Law.

17 ACTING PRESIDENT BAILEY: Read the  
18 last section.

19 THE SECRETARY: Section 2. This  
20 act shall take effect on the first of April.

21 SENATOR ORTT: Call the roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT BAILEY: Announce  
24 the results.

25 THE SECRETARY: Ayes, 61.

1                   ACTING PRESIDENT BAILEY:    The bill  
2   is passed.

3                   THE SECRETARY:    Calendar Number  
4   861, Senate Print 4438A, by Senator Skoufis, an  
5   act to amend the Retirement and Social Security  
6   Law.

7                   ACTING PRESIDENT BAILEY:    Read the  
8   last section.

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

11                   ACTING PRESIDENT BAILEY:    Call the  
12  roll.

13                   (The Secretary called the roll.)

14                   ACTING PRESIDENT BAILEY:    Announce  
15  the results.

16                   THE SECRETARY:    Ayes, 61.

17                   ACTING PRESIDENT BAILEY:    The bill  
18  is passed.

19                   THE SECRETARY:    Calendar Number  
20  880, Senate Print 5489, by Senator Brouk, an act  
21  to amend the Education Law.

22                   ACTING PRESIDENT BAILEY:    Read the  
23  last section.

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

1                   ACTING PRESIDENT BAILEY:    Call the  
2   roll.

3                   (The Secretary called the roll.)

4                   ACTING PRESIDENT BAILEY:    Announce  
5   the results.

6                   THE SECRETARY:    Ayes, 61.

7                   ACTING PRESIDENT BAILEY:    The bill  
8   is passed.

9                   THE SECRETARY:    Calendar Number  
10   889, Senate Print 4150C, by  
11   Senator Reichlin-Melnick, an act to amend the  
12   Public Health Law.

13                   ACTING PRESIDENT BAILEY:    Read the  
14   last section.

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

18                   ACTING PRESIDENT BAILEY:    Call the  
19   roll.

20                   (The Secretary called the roll.)

21                   ACTING PRESIDENT BAILEY:    Announce  
22   the results.

23                   THE SECRETARY:    Ayes, 61.

24                   ACTING PRESIDENT BAILEY:    The bill  
25   is passed.



1                   THE SECRETARY:     Calendar Number  
2     973, Senate Print 6793A, by Senator Kaminsky, an  
3     act to amend the Abandoned Property Law.

4                   ACTING PRESIDENT BAILEY:     Read the  
5     last section.

6                   THE SECRETARY:     Section 74. This  
7     act shall take effect immediately.

8                   ACTING PRESIDENT BAILEY:     Call the  
9     roll.

10                   (The Secretary called the roll.)

11                   ACTING PRESIDENT BAILEY:     Announce  
12     the results.

13                   THE SECRETARY:     Ayes, 61.

14                   ACTING PRESIDENT BAILEY:     The bill  
15     is passed.

16                   THE SECRETARY:     Calendar Number  
17     977, Senate Print 8617A, by Senator May, an act  
18     to amend the Elder Law.

19                   ACTING PRESIDENT BAILEY:     Read the  
20     last section.

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

23                   ACTING PRESIDENT BAILEY:     Call the  
24     roll.

25                   (The Secretary called the roll.)

1                   ACTING PRESIDENT BAILEY:    Announce  
2   the results.

3                   THE SECRETARY:    In relation to  
4   Calendar Number 977, voting in the negative:  
5   Senator Helming.

6                   Ayes, 60.   Nays, 1.

7                   ACTING PRESIDENT BAILEY:    The bill  
8   is passed.

9                   THE SECRETARY:    Calendar Number  
10   1007, Senate Print 4937C, by Senator Kavanaugh, an  
11   act to amend the Multiple Dwelling Law.

12                  ACTING PRESIDENT BAILEY:    Read the  
13   last section.

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

16                  ACTING PRESIDENT BAILEY:    Call the  
17   roll.

18                  (The Secretary called the roll.)

19                  ACTING PRESIDENT BAILEY:    Announce  
20   the results.

21                  THE SECRETARY:    In relation to  
22   Calendar 1007, those Senators voting in the  
23   negative are Senators Akshar, Borrello, Boyle,  
24   Gallivan, Griffo, Helming, Jordan, Lanza,  
25   Martucci, Mattera, Oberacker, O'Mara, Ortt,

1 Palumbo, Rath, Ritchie, Serino, Stec, Tedisco and  
2 Weik.

3 Ayes, 41. Nays, 20.

4 ACTING PRESIDENT BAILEY: The bill  
5 is passed.

6 THE SECRETARY: Calendar Number  
7 1041, Assembly Print Number 7063A, by  
8 Assemblymember Fahy, an act to amend the  
9 Environmental Conservation Law.

10 ACTING PRESIDENT BAILEY: Read the  
11 last section.

12 THE SECRETARY: Section 3. This  
13 act shall take effect December 31, 2023.

14 ACTING PRESIDENT BAILEY: Call the  
15 roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT BAILEY: Announce  
18 the results.

19 THE SECRETARY: In relation to  
20 Calendar Number 1041, those Senators voting in  
21 the negative are Senators Akshar, Borrello,  
22 Gallivan, Griffo, Jordan, Lanza, Oberacker,  
23 O'Mara, Ortt, Rath, Ritchie and Stec.

24 Ayes, 49. Nays, 12.

25 ACTING PRESIDENT BAILEY: The bill

1 is passed.

2 THE SECRETARY: Calendar Number  
3 1061, Senate Print Number 8258A, by  
4 Senator Reichlin-Melnick, an act to amend the  
5 Vehicle and Traffic Law.

6 ACTING PRESIDENT BAILEY: Read the  
7 last section.

8 THE SECRETARY: Section 2. This  
9 act shall take effect on the 180th day after it  
10 shall have become a law.

11 ACTING PRESIDENT BAILEY: Call the  
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT BAILEY: Announce  
15 the results.

16 THE SECRETARY: Ayes, 61.

17 ACTING PRESIDENT BAILEY: The bill  
18 is passed.

19 THE SECRETARY: Calendar Number  
20 1095, Senate Print 7650A, by Senator Harckham, an  
21 act to amend the Mental Hygiene Law.

22 ACTING PRESIDENT BAILEY: Read the  
23 last section.

24 THE SECRETARY: Section 2. This  
25 act shall take effect on the first of April.

1                   ACTING PRESIDENT BAILEY:    Call the  
2   roll.

3                   (The Secretary called the roll.)

4                   ACTING PRESIDENT BAILEY:    Announce  
5   the results.

6                   THE SECRETARY:    Ayes, 61.

7                   ACTING PRESIDENT BAILEY:    The bill  
8   is passed.

9                   THE SECRETARY:    Calendar Number  
10   1099, Senate Print 3232, by Senator Sanders, an  
11   act to amend the Environmental Conservation Law.

12                   ACTING PRESIDENT BAILEY:    Read the  
13   last section.

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

17                   ACTING PRESIDENT BAILEY:    Call the  
18   roll.

19                   (The Secretary called the roll.)

20                   ACTING PRESIDENT BAILEY:    Announce  
21   the results.

22                   THE SECRETARY:    Ayes, 61.

23                   ACTING PRESIDENT BAILEY:    The bill  
24   is passed.

25                   THE SECRETARY:    Calendar Number

1 1106, Senate Print 8888A, by Senator Serino, an  
2 act to amend the Executive Law.

3 ACTING PRESIDENT BAILEY: Read the  
4 last section.

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

7 ACTING PRESIDENT BAILEY: Call the  
8 roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT BAILEY: Announce  
11 the results.

12 THE SECRETARY: Ayes, 61.

13 ACTING PRESIDENT BAILEY: The bill  
14 is passed.

15 THE SECRETARY: Calendar Number  
16 1116, Senate Print 3106, by Senator Kaplan, an  
17 act to amend the Alcoholic Beverage Control Law.

18 ACTING PRESIDENT BAILEY: Read the  
19 last section.

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

22 ACTING PRESIDENT BAILEY: Call the  
23 roll.

24 (The Secretary called the roll.)

25 ACTING PRESIDENT BAILEY: Senator

1 Kaplan to explain her vote.

2 SENATOR KAPLAN: Thank you,  
3 Mr. President.

4 Here in New York, brunch has always  
5 been a great unifier, something that everyone can  
6 appreciate regardless of where you live or which  
7 side of the aisle you find yourself on.

8 But did you know, under our current  
9 laws, you can order a mimosa at a restaurant at  
10 10 a.m. on a Sunday morning, but you can't buy  
11 the ingredients to make one at home?

12 The present situation isn't just  
13 unfair to New Yorkers in need of libation on a  
14 Sunday morning; it's also unfair to small  
15 businesses who are restricted from selling  
16 products that other establishments are able to.  
17 The bill before us will fix that inequity, and we  
18 can all drink to that.

19 I'm proud to sponsor this  
20 commonsense legislation, and I proudly vote aye.

21 ACTING PRESIDENT BAILEY: Senator  
22 Kaplan to be recorded in the affirmative.

23 Announce the results.

24 THE SECRETARY: Ayes, 61.

25 ACTING PRESIDENT BAILEY: The bill

1 is passed.

2 THE SECRETARY: Calendar Number  
3 1127, Senate Print 8989, by Senator Skoufis, an  
4 act to amend the Alcoholic Beverage Control Law.

5 SENATOR GIANARIS: Lay it aside for  
6 the day.

7 ACTING PRESIDENT BAILEY: The bill  
8 will be laid aside for the day.

9 (Remarks off the record; laughter.)

10 ACTING PRESIDENT BAILEY: The  
11 Queens delegation would like to lay the bill  
12 aside for the day.

13 THE SECRETARY: Calendar Number  
14 1140, Assembly Print Number 6977A, by  
15 Assemblymember Davila, an act to amend the  
16 Correction Law.

17 ACTING PRESIDENT BAILEY: Read the  
18 last section.

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

21 ACTING PRESIDENT BAILEY: Call the  
22 roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT BAILEY: Announce  
25 the results.



1 THE SECRETARY: Ayes, 61.

2 ACTING PRESIDENT BAILEY: The bill  
3 is passed.

4 THE SECRETARY: Calendar Number  
5 1147, Senate Print 1543A, by Senator Kaminsky, an  
6 act to amend the Public Officers Law.

7 ACTING PRESIDENT BAILEY: Read the  
8 last section.

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

11 ACTING PRESIDENT BAILEY: Call the  
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT BAILEY: Announce  
15 the results.

16 THE SECRETARY: In relation to  
17 Calendar 1147, those Senators voting in the  
18 negative are Senators Gallivan, Griffo, Jordan,  
19 Lanza, Oberacker, O'Mara, Rath, Stec and Tedisco.

20 Ayes, 52. Nays, 9.

21 ACTING PRESIDENT BAILEY: The bill  
22 is passed.

23 THE SECRETARY: Calendar Number  
24 1156, Senate Print 8314, by Senator Mannion, an  
25 act to amend the Education Law.

1                   ACTING PRESIDENT BAILEY:    Read the  
2   last section.

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

5                   ACTING PRESIDENT BAILEY:    Call the  
6   roll.

7                   (The Secretary called the roll.)

8                   ACTING PRESIDENT BAILEY:    Announce  
9   the results.

10                  THE SECRETARY:    In relation to  
11   Calendar Number 1156, voting in the negative:  
12   Senator Oberacker.

13                  Ayes, 60.  Nays, 1.

14                  ACTING PRESIDENT BAILEY:    The bill  
15   is passed.

16                  THE SECRETARY:    Calendar Number  
17   1168, Senate Print 3472, by Senator Biaggi, an  
18   act to amend the Public Health Law.

19                  ACTING PRESIDENT BAILEY:    Read the  
20   last section.

21                  THE SECRETARY:    Section 2.  This  
22   act shall take effect on the first of July.

23                  ACTING PRESIDENT BAILEY:    Call the  
24   roll.

25                  (The Secretary called the roll.)

1                   ACTING PRESIDENT BAILEY:    Announce  
2   the results.

3                   THE SECRETARY:    In relation to  
4   Calendar Number 1168, those Senators voting in  
5   the negative are Senators Felder, Helming,  
6   Jordan, Oberacker, O'Mara and Ortt.

7                   Ayes, 55.   Nays, 6.

8                   ACTING PRESIDENT BAILEY:    The bill  
9   is passed.

10                  THE SECRETARY:    Calendar Number  
11   1172, Senate Print 7449, by Senator Comrie, an  
12   act to amend the Social Services Law.

13                  ACTING PRESIDENT BAILEY:    Read the  
14   last section.

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

17                  ACTING PRESIDENT BAILEY:    Call the  
18   roll.

19                  (The Secretary called the roll.)

20                  ACTING PRESIDENT BAILEY:    Announce  
21   the results.

22                  THE SECRETARY:    In relation to  
23   Calendar Number 1172, those Senators voting in  
24   the negative are Senators Akshar, Borrello,  
25   Gallivan, Griffo, Jordan, Oberacker, O'Mara,

1 Ortt, Palumbo, Rath, Ritchie, Serino, Stec and  
2 Weik.

3 Ayes, 47. Nays, 14.

4 ACTING PRESIDENT BAILEY: The bill  
5 is passed.

6 THE SECRETARY: Calendar Number  
7 1173, Assembly Print Number 10156, by the  
8 Assembly Committee on Rules, an act to amend the  
9 Social Services Law.

10 ACTING PRESIDENT BAILEY: Read the  
11 last section.

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

14 ACTING PRESIDENT BAILEY: Call the  
15 roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT BAILEY: Announce  
18 the results.

19 THE SECRETARY: In relation to  
20 Calendar 1173, those Senators voting in the  
21 negative are Senators Borrello, Griffo, Martucci,  
22 O'Mara, Ortt and Weik.

23 Ayes, 55. Nays, 6.

24 ACTING PRESIDENT BAILEY: The bill  
25 is passed.

1                   THE SECRETARY:     Calendar Number  
2     1179, Assembly Print Number 3081, by  
3     Assemblymember Peoples-Stokes, an act to amend  
4     the Real Property Actions and Proceedings Law.

5                   ACTING PRESIDENT BAILEY:     Read the  
6     last section.

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

10                  ACTING PRESIDENT BAILEY:     Call the  
11     roll.

12                  (The Secretary called the roll.)

13                  ACTING PRESIDENT BAILEY:     Announce  
14     the results.

15                  THE SECRETARY:     In relation to  
16     Calendar Number 1179, those Senators voting in  
17     the negative are Senators Akshar, Borrello,  
18     Gallivan, Griffo, Helming, Jordan, Lanza,  
19     Martucci, Oberacker, O'Mara, Ortt, Palumbo, Rath,  
20     Ritchie, Serino, Stec, Tedisco and Weik.

21                  Ayes, 43.   Nays, 18.

22                  ACTING PRESIDENT BAILEY:     The bill  
23     is passed.

24                  THE SECRETARY:     Calendar Number  
25     1197, Senate Print 9031A, by Senator Kavanaugh, an

1 act to amend the Public Authorities Law.

2 ACTING PRESIDENT BAILEY: Read the  
3 last section.

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

6 ACTING PRESIDENT BAILEY: Call the  
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT BAILEY: Announce  
10 the results.

11 THE SECRETARY: In relation to  
12 Calendar Number 1197, voting in the negative:  
13 Senator Tedisco.

14 Ayes, 60. Nays, 1.

15 ACTING PRESIDENT BAILEY: The bill  
16 is passed.

17 THE SECRETARY: Calendar Number  
18 1210, Assembly Print Number 6652, by  
19 Assemblymember Englebright, an act to amend the  
20 Environmental Conservation Law.

21 ACTING PRESIDENT BAILEY: Read the  
22 last section.

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

1                   ACTING PRESIDENT BAILEY:    Call the  
2   roll.

3                   (The Secretary called the roll.)

4                   ACTING PRESIDENT BAILEY:    Announce  
5   the results.

6                   THE SECRETARY:    In relation to  
7   Calendar 1210, those Senators voting in the  
8   negative are Senators Akshar, Borrello, Gallivan,  
9   Griffo, Helming, Jordan, Lanza, Oberacker,  
10   O'Mara, Ortt, Rath, Ritchie, Stec and Tedisco.

11                   Ayes, 47.   Nays, 14.

12                   ACTING PRESIDENT BAILEY:    The bill  
13   is passed.

14                   THE SECRETARY:    Calendar Number  
15   1222, Assembly Print Number 8006, by  
16   Assemblymember Gottfried, an act to amend the  
17   Public Health Law and the Social Services Law.

18                   ACTING PRESIDENT BAILEY:    Read the  
19   last section.

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

22                   ACTING PRESIDENT BAILEY:    Call the  
23   roll.

24                   (The Secretary called the roll.)

25                   ACTING PRESIDENT BAILEY:    Announce

1 the results.

2 THE SECRETARY: Ayes, 61.

3 ACTING PRESIDENT BAILEY: The bill  
4 is passed.

5 THE SECRETARY: Calendar Number  
6 1234, Senate Print 2023C, by Senator May, an act  
7 to amend the Education Law.

8 ACTING PRESIDENT BAILEY: Read the  
9 last section.

10 THE SECRETARY: Section 13. This  
11 act shall take effect two years after it shall  
12 have become a law.

13 ACTING PRESIDENT BAILEY: Call the  
14 roll.

15 (The Secretary called the roll.)

16 ACTING PRESIDENT BAILEY: Senator  
17 Serino to explain her vote.

18 SENATOR SERINO: Thank you,  
19 Mr. President.

20 I rise today to express my support  
21 for this bill, but also to point out another  
22 glaring loophole in the law that I hope the  
23 chamber will address.

24 This bill that we're taking up today  
25 makes athletic trainers mandated reporters under



1 the New York law. You know, this is a very  
2 important step, but what I think many parents  
3 would really be surprised to learn is that under  
4 current law, mandated reporters are only required  
5 to report instances of abuse that happen within a  
6 domestic setting or at the hands of a family  
7 member.

8                   Because of a loophole in that law,  
9 if a mandated reporter believes that abuse is  
10 happening at the hands of someone outside of the  
11 family, someone in a position of authority or  
12 trust, for example, they are not required to  
13 report it.

14                   I have sponsored a bill for years  
15 that would close this loophole and that would  
16 require any New Yorker who is directly employed  
17 with or volunteers with an organization that  
18 provides services to children to report suspected  
19 abuse.

20                   This passed the Senate unanimously  
21 in 2018. And these are commonsense steps that we  
22 should be taking to better protect children,  
23 instead of taking a piecemeal approach. I think  
24 most parents today are really shocked to learn  
25 that this is not already law.

1                   Many of us are parents in this  
2                   chamber, so I really hope that you will  
3                   reconsider and contemplate moving that bill.

4                   But I vote aye on this bill. Thank  
5                   you, Mr. President.

6                   ACTING PRESIDENT BAILEY:    Senator  
7                   Serino to be recorded in the affirmative.

8                   Announce the results.

9                   THE SECRETARY:    In relation to  
10                  Calendar Number 1234, voting in the negative:  
11                  Senator Kennedy.

12                  Ayes, 60.   Nays, 1.

13                  ACTING PRESIDENT BAILEY:    The bill  
14                  is passed.

15                  THE SECRETARY:    Calendar Number  
16                  1240, Assembly Print Number 3202C, by  
17                  Assemblymember McDonald, an act to amend the  
18                  Education Law.

19                  ACTING PRESIDENT BAILEY:    Read the  
20                  last section.

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

23                  ACTING PRESIDENT BAILEY:    Call the  
24                  roll.

25                  (The Secretary called the roll.)

1                   ACTING PRESIDENT BAILEY:    Announce  
2   the results.

3                   THE SECRETARY:    Ayes, 61.

4                   ACTING PRESIDENT BAILEY:    The bill  
5   is passed.

6                   THE SECRETARY:    Calendar Number  
7   1242, Senate Print 6717A, by Senator Stavisky, an  
8   act to amend the Education Law.

9                   ACTING PRESIDENT BAILEY:    Read the  
10   last section.

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

14                   ACTING PRESIDENT BAILEY:    Call the  
15   roll.

16                   (The Secretary called the roll.)

17                   ACTING PRESIDENT BAILEY:    Announce  
18   the results.

19                   THE SECRETARY:    Ayes, 61.

20                   ACTING PRESIDENT BAILEY:    The bill  
21   is passed.

22                   THE SECRETARY:    Calendar Number  
23   1245, Assembly Print Number 8519, by  
24   Assemblymember Gottfried, an act to amend  
25   Chapter 357 of the Laws of 2017.

1                   ACTING PRESIDENT BAILEY:    Read the  
2   last section.

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

5                   ACTING PRESIDENT BAILEY:    Call the  
6   roll.

7                   (The Secretary called the roll.)

8                   ACTING PRESIDENT BAILEY:    Announce  
9   the results.

10                  THE SECRETARY:    Ayes, 61.

11                  ACTING PRESIDENT BAILEY:    The bill  
12   is passed.

13                  THE SECRETARY:    Calendar Number  
14   1246, Assembly Print Number 9967, by  
15   Assemblymember Glick, an act to amend the  
16   Education Law.

17                  ACTING PRESIDENT BAILEY:    Read the  
18   last section.

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

21                  ACTING PRESIDENT BAILEY:    Call the  
22   roll.

23                  (The Secretary called the roll.)

24                  ACTING PRESIDENT BAILEY:    Announce  
25   the results.

1                   THE SECRETARY:    In relation to  
2   Calendar Number 1246, voting in the negative:  
3   Senator Griffo.

4                   Ayes, 60.   Nays, 1.

5                   ACTING PRESIDENT BAILEY:    The bill  
6   is passed.

7                   THE SECRETARY:    Calendar Number  
8   1255, Assembly Print Number 4080, by  
9   Assemblymember Abbate, an act to amend the  
10  Civil Service Law.

11                  ACTING PRESIDENT BAILEY:    Read the  
12  last section.

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

15                  ACTING PRESIDENT BAILEY:    Call the  
16  roll.

17                  (The Secretary called the roll.)

18                  ACTING PRESIDENT BAILEY:    Announce  
19  the results.

20                  THE SECRETARY:    Ayes, 61.

21                  ACTING PRESIDENT BAILEY:    The bill  
22  is passed.

23                  THE SECRETARY:    Calendar Number  
24  1256, Senate Print 8481, by Senator Jackson, an  
25  act to amend the Civil Service Law.

1                   ACTING PRESIDENT BAILEY:    Read the  
2   last section.

3                   THE SECRETARY:    Section 5.  This  
4   act shall take effect on the first of March.

5                   ACTING PRESIDENT BAILEY:    Call the  
6   roll.

7                   (The Secretary called the roll.)

8                   ACTING PRESIDENT BAILEY:    Announce  
9   the results.

10                  THE SECRETARY:    Ayes, 61.

11                  ACTING PRESIDENT BAILEY:    The bill  
12   is passed.

13                  THE SECRETARY:    Calendar Number  
14   1260, Senate Print 8974, by Senator Griffo, an  
15   act to authorize Jeffrey Chase of the Village of  
16   New York Mills to take the competitive civil  
17   service examination.

18                  ACTING PRESIDENT BAILEY:    There is  
19   a home-rule message at the desk.

20                  Read the last section.

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

23                  ACTING PRESIDENT BAILEY:    Call the  
24   roll.

25                  (The Secretary called the roll.)

1                   ACTING PRESIDENT BAILEY:    Announce  
2   the results.

3                   THE SECRETARY:    In relation to  
4   Calendar Number 1260, voting in the negative:  
5   Senator Brisport.

6                   Ayes, 60.   Nays, 1.

7                   ACTING PRESIDENT BAILEY:    The bill  
8   is passed.

9                   THE SECRETARY:    Calendar Number  
10   1261, Senate Print 9051, by Senator Jackson, an  
11   act to amend the Retirement and Social Security  
12   Law.

13                  ACTING PRESIDENT BAILEY:    Read the  
14   last section.

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

17                  ACTING PRESIDENT BAILEY:    Call the  
18   roll.

19                  (The Secretary called the roll.)

20                  ACTING PRESIDENT BAILEY:    Announce  
21   the results.

22                  THE SECRETARY:    Ayes, 61.

23                  ACTING PRESIDENT BAILEY:    The bill  
24   is passed.

25                  THE SECRETARY:    Calendar Number

1 1263, Assembly Print Number 8562, by  
2 Assemblymember Fernandez, an act to amend  
3 Chapter 465 of the Laws of 1994.

4 ACTING PRESIDENT BAILEY: Read the  
5 last section.

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

8 ACTING PRESIDENT BAILEY: Call the  
9 roll.

10 (The Secretary called the roll.)

11 ACTING PRESIDENT BAILEY: Announce  
12 the results.

13 THE SECRETARY: In relation to  
14 Calendar Number 1263, voting in the negative:  
15 Senator Akshar.

16 Ayes, 60. Nays, 1.

17 ACTING PRESIDENT BAILEY: The bill  
18 is passed.

19 THE SECRETARY: Calendar Number  
20 1264, Assembly Print Number 10105, by  
21 Assemblymember Englebright, an act to amend the  
22 Navigation Law.

23 ACTING PRESIDENT BAILEY: Read the  
24 last section.

25 THE SECRETARY: Section 2. This



1 act shall take effect immediately.

2 ACTING PRESIDENT BAILEY: Call the  
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT BAILEY: Announce  
6 the results.

7 THE SECRETARY: In relation to  
8 Calendar Number 1264, voting in the negative:  
9 Senator Akshar.

10 Ayes, 60. Nays, 1.

11 ACTING PRESIDENT BAILEY: The bill  
12 is passed.

13 THE SECRETARY: Calendar Number  
14 1267, Senate Print 2757B, by Senator Ramos, an  
15 act to amend the Vehicle and Traffic Law.

16 ACTING PRESIDENT BAILEY: Read the  
17 last section.

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

20 ACTING PRESIDENT BAILEY: Call the  
21 roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT BAILEY: Senator  
24 Ramos to explain her vote.

25 SENATOR RAMOS: Thank you,

1 Mr. President.

2 I rise to thank my colleagues and  
3 Senate Majority Leader Andrea Stewart-Cousins for  
4 the passage of this bill. It's really important  
5 that we're legalizing cargo bikes as a means to  
6 reduce pollution. Each e-cargo bike that  
7 replaces a truck actually removes 7 tons of  
8 carbon dioxide from the atmosphere every year.

9 And, well, we know that with the  
10 proliferation of last-mile fulfillment centers  
11 and warehouses for Amazon, UPS, so many of these  
12 different companies, often these actually take  
13 place in communities that are environmental  
14 justice communities, like mine, including  
15 Asthma Alley -- well, that I'll represent until  
16 December, actually.

17 And unfortunately, of course, the  
18 trucks and the vans that cause so much of the  
19 traffic in New York City and are pumping exhaust  
20 into our air -- really, there are better options.

21 And this is why we're helping  
22 companies like Amazon and UPS be able to access  
23 e-cargo bikes as a better means to deliver  
24 packages, especially now when in New York City a  
25 typical household is receiving one to two package

1 deliveries every week, which is pretty  
2 incredible. And I have a firm suspicion that a  
3 lot of families are above that average,  
4 unfortunately.

5 But listen, you know, we -- this  
6 body in the past three years has not only  
7 legalized e-cargo bikes like today, but also  
8 e-scooters and e-bikes, which we did three years  
9 ago. And unfortunately I am yet to see action  
10 from New York City's Department of Transportation  
11 in actually creating a public education program,  
12 a brochure, anything, in order to really educate  
13 people who are using these vehicles to do so in a  
14 safe way. And of course be able to upgrade our  
15 street grids, our infrastructure to support these  
16 vehicles. We want people to choose these  
17 vehicles that actually emit next-to-zero carbon  
18 emissions.

19 So I'm hoping that with the billions  
20 of dollars coming from the federal government  
21 specifically for transit and infrastructure  
22 projects, New York should be leading on adapting  
23 our public spaces and our streets in approaches  
24 to meet our climate goals.

25 And that's why I'm voting aye on

1       this bill, Mr. President. Thank you.

2                   ACTING PRESIDENT BAILEY:     Senator  
3       Ramos to be recorded in the affirmative.

4                   Announce the results.

5                   THE SECRETARY:     In relation to  
6       Calendar Number 1267, those Senators voting in  
7       the negative are Senators Akshar, Felder, Krueger  
8       and Ortt.

9                   Ayes, 57. Nays, 4.

10                  ACTING PRESIDENT BAILEY:     The bill  
11       is passed.

12                  THE SECRETARY:     Calendar Number  
13       1278, Senate Print 8679, by Senator Cleare, an  
14       act to amend the Public Authorities Law.

15                  ACTING PRESIDENT BAILEY:     Read the  
16       last section.

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

20                  ACTING PRESIDENT BAILEY:     Call the  
21       roll.

22                  (The Secretary called the roll.)

23                  ACTING PRESIDENT BAILEY:     Senator  
24       Cleare to explain her vote.

25                  SENATOR CLEARE:     Mr. President, I

1 rise today to explain my vote on Senate Bills  
2 8679 and 8711A.

3 As chair of the Women's Issues  
4 Committee, I held a Caucus Weekend roundtable in  
5 April that focused on ways in which we can  
6 eradicate human trafficking. I am proud to say  
7 today that we passed the third and fourth bills  
8 that were generated from the discussion with  
9 experts, advocates and survivors.

10 Senate Bills 8679 and 8711A pertain  
11 to the MTA and Thruway Authority respectively,  
12 and ensure that in the facilities of each  
13 authority proactive information is conspicuously  
14 displayed, including information on human  
15 trafficking, support services for victims, and  
16 the National Human Trafficking Hotline telephone  
17 number.

18 We know that our transportation hubs  
19 and centers have often been used as both a source  
20 and a means to facilitate human trafficking, and  
21 ensuring that these areas are supportive and safe  
22 is essential to our goal of eradicating human  
23 trafficking. I'm heartened that we're taking  
24 another step today forward, and I vote aye.

25 Thank you.

1                   ACTING PRESIDENT BAILEY:    Senator  
2   Cleare to be recorded in the affirmative.  
3                   Announce the results.  
4                   THE SECRETARY:    Ayes, 61.  
5                   ACTING PRESIDENT BAILEY:    The bill  
6   is passed.  
7                   THE SECRETARY:    Calendar Number  
8   1279, Senate Print 8711A, by Senator Cleare, an  
9   act to amend the Public Authorities Law.  
10                  ACTING PRESIDENT BAILEY:    Read the  
11   last section.  
12                  THE SECRETARY:    Section 2.  This  
13   act shall take effect on the 60th day after it  
14   shall have become a law.  
15                  ACTING PRESIDENT BAILEY:    Call the  
16   roll.  
17                  (The Secretary called the roll.)  
18                  ACTING PRESIDENT BAILEY:    Announce  
19   the results.  
20                  THE SECRETARY:    Ayes, 61.  
21                  ACTING PRESIDENT BAILEY:    The bill  
22   is passed.  
23                  THE SECRETARY:    Calendar Number  
24   1284, Senate Print 768, by Senator Gounardes, an  
25   act to amend the Workers' Compensation Law.

1                   ACTING PRESIDENT BAILEY:    Read the  
2   last section.

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

5                   ACTING PRESIDENT BAILEY:    Call the  
6   roll.

7                   (The Secretary called the roll.)

8                   ACTING PRESIDENT BAILEY:    Announce  
9   the results.

10                  THE SECRETARY:    In relation to  
11   Calendar Number 1284, those Senators voting in  
12   the negative are Senators Akshar, Borrello,  
13   Boyle, Gallivan, Griffio, Helming, Jordan, Lanza,  
14   Martucci, Mattera, Oberacker, O'Mara, Ortt,  
15   Palumbo, Rath, Ritchie, Serino, Stec, Tedisco and  
16   Weik.

17                  Ayes, 41.  Nays, 20.

18                  ACTING PRESIDENT BAILEY:    The bill  
19   is passed.

20                  THE SECRETARY:    Calendar Number  
21   1293, Senate Print 6875, by Senator Persaud, an  
22   act to amend the Social Services Law.

23                  ACTING PRESIDENT BAILEY:    Read the  
24   last section.

25                  THE SECRETARY:    Section 3.  This

1 act shall take effect October 1, 2022.

2 ACTING PRESIDENT BAILEY: Call the  
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT BAILEY: Announce  
6 the results.

7 THE SECRETARY: In relation to  
8 Calendar Number 1293, those Senators voting in  
9 the negative are Senators Borrello and Oberacker.  
10 Ayes, 59. Nays, 2.

11 ACTING PRESIDENT BAILEY: The bill  
12 is passed.

13 THE SECRETARY: Calendar Number  
14 1314, Senate Print 483A, by Senator Myrie, an act  
15 to amend the Election Law.

16 ACTING PRESIDENT BAILEY: Read the  
17 last section.

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

21 ACTING PRESIDENT BAILEY: Call the  
22 roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT BAILEY: Announce  
25 the results.



1 THE SECRETARY: Ayes, 61.

2 ACTING PRESIDENT BAILEY: The bill  
3 is passed.

4 THE SECRETARY: Calendar Number  
5 1316, Senate Print 1851A, by Senator Skoufis, an  
6 act to amend the Election Law.

7 ACTING PRESIDENT BAILEY: Read the  
8 last section.

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

11 ACTING PRESIDENT BAILEY: Call the  
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT BAILEY: Announce  
15 the results.

16 THE SECRETARY: In relation to  
17 Calendar Number 1316, those Senators voting in  
18 the negative are Senators Akshar, Borrello,  
19 Boyle, Gallivan, Griffio, Helming, Jordan, Lanza,  
20 Martucci, Mattera, Oberacker, O'Mara, Ortt,  
21 Palumbo, Rath, Ritchie, Serino, Stec, Tedisco and  
22 Weik.

23 Ayes, 41. Nays, 20.

24 ACTING PRESIDENT BAILEY: The bill  
25 is passed.

1                   THE SECRETARY:     Calendar Number  
2     1324, Senate Print 6072A, by Senator Kaplan, an  
3     act to amend the Alcoholic Beverage Control Law.

4                   ACTING PRESIDENT BAILEY:     Read the  
5     last section.

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

8                   ACTING PRESIDENT BAILEY:     Call the  
9     roll.

10                   (The Secretary called the roll.)

11                   ACTING PRESIDENT BAILEY:     Announce  
12     the results.

13                   THE SECRETARY:     Ayes, 61.

14                   ACTING PRESIDENT BAILEY:     The bill  
15     is passed.

16                   THE SECRETARY:     Calendar Number  
17     1335, Senate Print 6846A, by Senator Rivera, an  
18     act to amend the Public Health Law.

19                   ACTING PRESIDENT BAILEY:     Read the  
20     last section.

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

23                   ACTING PRESIDENT BAILEY:     Call the  
24     roll.

25                   (The Secretary called the roll.)

1                   ACTING PRESIDENT BAILEY:    Announce  
2   the results.

3                   THE SECRETARY:    Ayes, 61.

4                   ACTING PRESIDENT BAILEY:    The bill  
5   is passed.

6                   THE SECRETARY:    Calendar Number  
7   1338, Senate Print 7499B, by Senator Salazar, an  
8   act to amend the Insurance Law.

9                   ACTING PRESIDENT BAILEY:    Read the  
10   last section.

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

13                   ACTING PRESIDENT BAILEY:    Call the  
14   roll.

15                   (The Secretary called the roll.)

16                   ACTING PRESIDENT BAILEY:    Announce  
17   the results.

18                   THE SECRETARY:    In relation to  
19   Calendar Number 1338, those Senators voting in  
20   the negative are Senators Borrello, Boyle,  
21   Gallivan, Griffo, Helming, Martucci, Mattera,  
22   Oberacker, O'Mara, Reichlin-Melnick, Stec and  
23   Weik.  Also Senator Jordan.

24                   Ayes, 48.  Nays, 13.

25                   ACTING PRESIDENT BAILEY:    The bill

1 is passed.

2 THE SECRETARY: Calendar Number  
3 1341, Assembly Print Number 8880A, by  
4 Assemblymember Wallace, an act to amend the  
5 Public Health Law.

6 ACTING PRESIDENT BAILEY: Read the  
7 last section.

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

11 ACTING PRESIDENT BAILEY: Call the  
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT BAILEY: Announce  
15 the results.

16 THE SECRETARY: Ayes, 61.

17 ACTING PRESIDENT BAILEY: The bill  
18 is passed.

19 THE SECRETARY: Calendar Number  
20 1343, Assembly Print Number 10186, by the  
21 Assembly Committee on Rules, an act to amend the  
22 Public Health Law.

23 ACTING PRESIDENT BAILEY: Read the  
24 last section.

25 THE SECRETARY: Section 5. This

1 act shall take effect on the 180th day after it  
2 shall have become a law.

3 ACTING PRESIDENT BAILEY: Call the  
4 roll.

5 (The Secretary called the roll.)

6 ACTING PRESIDENT BAILEY: Announce  
7 the results.

8 THE SECRETARY: Ayes, 61.

9 ACTING PRESIDENT BAILEY: The bill  
10 is passed.

11 THE SECRETARY: Calendar Number  
12 1345, Assembly Print Number 9542, by  
13 Assemblymember Gottfried, an act to amend the  
14 Public Health Law.

15 ACTING PRESIDENT BAILEY: Read the  
16 last section.

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

20 ACTING PRESIDENT BAILEY: Call the  
21 roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT BAILEY: Announce  
24 the results.

25 THE SECRETARY: Ayes, 61.

1                   ACTING PRESIDENT BAILEY:    The bill  
2   is passed.

3                   THE SECRETARY:    Calendar Number  
4   1356, Senate Print 4299A, by Senator Lanza, an  
5   act to amend the Vehicle and Traffic Law.

6                   ACTING PRESIDENT BAILEY:    Read the  
7   last section.

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

10                  ACTING PRESIDENT BAILEY:    Call the  
11   roll.

12                  (The Secretary called the roll.)

13                  ACTING PRESIDENT BAILEY:    Announce  
14   the results.

15                  THE SECRETARY:    Ayes, 61.

16                  ACTING PRESIDENT BAILEY:    The bill  
17   is passed.

18                  THE SECRETARY:    Calendar Number  
19   1358, Senate Print 6302A, by Senator Weik, an act  
20   authorizing Michael J. Cappiello to purchase  
21   service credit for service with the Long Island  
22   Rail Road Company.

23                  ACTING PRESIDENT BAILEY:    Read the  
24   last section.

25                  THE SECRETARY:    Section 3.  This

1 act shall take effect immediately.

2 ACTING PRESIDENT BAILEY: Call the  
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT BAILEY: Announce  
6 the results.

7 THE SECRETARY: Ayes, 61.

8 ACTING PRESIDENT BAILEY: The bill  
9 is passed.

10 THE SECRETARY: Calendar Number  
11 1360, Assembly Print Number 1202, by  
12 Assemblymember Seawright, an act to amend the  
13 Penal Law.

14 ACTING PRESIDENT BAILEY: Read the  
15 last section.

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

19 ACTING PRESIDENT BAILEY: Call the  
20 roll.

21 (The Secretary called the roll.)

22 (Off the record.)

23 THE SECRETARY: So that was  
24 Calendar Number 1360, Assembly Print Number 1202,  
25 by Assemblymember Seawright, an act to amend the

1 Penal Law.

2 ACTING PRESIDENT BAILEY: Read the  
3 last section.

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

7 ACTING PRESIDENT BAILEY: Call the  
8 roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT BAILEY: Announce  
11 the results.

12 THE SECRETARY: Ayes, 61.

13 ACTING PRESIDENT BAILEY: The bill  
14 is passed.

15 THE SECRETARY: Calendar Number  
16 1361, Assembly Print Number 6328A, by  
17 Assemblymember Cruz, an act to amend the  
18 Executive Law.

19 ACTING PRESIDENT BAILEY: Read the  
20 last section.

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

23 ACTING PRESIDENT BAILEY: Call the  
24 roll.

25 (The Secretary called the roll.)



1                   ACTING PRESIDENT BAILEY:    Announce  
2   the results.

3                   THE SECRETARY:    In relation to  
4   Calendar Number 1361, those Senators voting in  
5   the negative are Senators Akshar, Borrello,  
6   Boyle, Griffio, Helming, Jordan, Lanza, Martucci,  
7   Mattera, Oberacker, O'Mara, Ortt, Palumbo, Rath,  
8   Ritchie, Serino, Stec, Tedisco and Weik.

9                   Ayes, 42.   Nays, 19.

10                  ACTING PRESIDENT BAILEY:    The bill  
11   is passed.

12                  THE SECRETARY:    Calendar Number  
13   1362, Senate Print 6800A, by Senator Gianaris, an  
14   act to amend the Tax Law.

15                  ACTING PRESIDENT BAILEY:    Read the  
16   last section.

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

19                  ACTING PRESIDENT BAILEY:    Call the  
20   roll.

21                  (The Secretary called the roll.)

22                  ACTING PRESIDENT BAILEY:    Announce  
23   the results.

24                  THE SECRETARY:    In relation to  
25   Calendar 1362, those Senators voting in the

1 negative are Senators Akshar, Borrello, Boyle,  
2 Griffo, Helming, Lanza, Mattera, Oberacker,  
3 O'Mara, Ortt, Palumbo, Rath, Ritchie, Serino,  
4 Stec, Tedisco and Weik.

5 Ayes, 44. Nays, 17.

6 ACTING PRESIDENT BAILEY: The bill  
7 is passed.

8 THE SECRETARY: Calendar Number  
9 1365, Assembly Print Number 7642A, by  
10 Assemblymember Steck, an act to authorize the  
11 Town of Niskayuna, in the County of Schenectady,  
12 to offer certain retirement options to John F.  
13 Connor.

14 ACTING PRESIDENT BAILEY: There is  
15 a home-rule message at the desk.

16 Read the last section.

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

19 ACTING PRESIDENT BAILEY: Call the  
20 roll.

21 (The Secretary called the roll.)

22 ACTING PRESIDENT BAILEY: Announce  
23 the results.

24 THE SECRETARY: In relation to  
25 Calendar Number 1365, voting in the negative:

1 Senator Brisport.

2 Ayes, 60. Nays, 1.

3 ACTING PRESIDENT BAILEY: The bill  
4 is passed.

5 THE SECRETARY: Calendar Number  
6 1366, Assembly Print Number 8445A, by  
7 Assemblymember Jones, an act to amend the  
8 Highway Law.

9 ACTING PRESIDENT BAILEY: Read the  
10 last section.

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

13 ACTING PRESIDENT BAILEY: Call the  
14 roll.

15 (The Secretary called the roll.)

16 ACTING PRESIDENT BAILEY: Announce  
17 the results.

18 THE SECRETARY: In relation to  
19 Calendar Number 1366, voting in the negative:  
20 Senator Brisport.

21 Ayes, 60. Nays, 1.

22 ACTING PRESIDENT BAILEY: The bill  
23 is passed.

24 THE SECRETARY: Calendar Number  
25 1369, Senate Print 8287, by Senator Bailey, an

1 act to amend the Executive Law.

2 ACTING PRESIDENT BAILEY: Read the  
3 last section.

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

7 ACTING PRESIDENT BAILEY: Call the  
8 roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT BAILEY: Announce  
11 the results.

12 THE SECRETARY: Ayes, 61.

13 ACTING PRESIDENT BAILEY: The bill  
14 is passed.

15 THE SECRETARY: Calendar Number  
16 1373, Assembly Print Number 9619, by  
17 Assemblymember Cruz, an act to amend Chapter 730  
18 of the Laws of 2019.

19 ACTING PRESIDENT BAILEY: Read the  
20 last section.

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

23 ACTING PRESIDENT BAILEY: Call the  
24 roll.

25 (The Secretary called the roll.)

1                   ACTING PRESIDENT BAILEY:    Announce  
2   the results.

3                   THE SECRETARY:    Ayes, 61.

4                   ACTING PRESIDENT BAILEY:    The bill  
5   is passed.

6                   THE SECRETARY:    Calendar Number  
7   1376, Senate Print 8706, by Senator Akshar, an  
8   act to amend the General Municipal Law.

9                   ACTING PRESIDENT BAILEY:    Read the  
10  last section.

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

13                  ACTING PRESIDENT BAILEY:    Call the  
14  roll.

15                  (The Secretary called the roll.)

16                  ACTING PRESIDENT BAILEY:    Announce  
17  the results.

18                  THE SECRETARY:    Ayes, 61.

19                  ACTING PRESIDENT BAILEY:    The bill  
20  is passed.

21                  THE SECRETARY:    Calendar Number  
22  1421, Senate Print 1737, by Senator Skoufis, an  
23  act to amend the Public Health Law.

24                  SENATOR LANZA:    Lay it aside.

25                  ACTING PRESIDENT BAILEY:    Lay it

1       aside.

2                   THE SECRETARY:     Calendar Number  
3       1425, Senate Print 4102A, by Senator Savino, an  
4       act to amend the Education Law.

5                   ACTING PRESIDENT BAILEY:     Read the  
6       last section.

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

10                  ACTING PRESIDENT BAILEY:     Call the  
11       roll.

12                  (The Secretary called the roll.)

13                  ACTING PRESIDENT BAILEY:     Announce  
14       the results.

15                  THE SECRETARY:     Ayes, 61.

16                  ACTING PRESIDENT BAILEY:     The bill  
17       is passed.

18                  THE SECRETARY:     Calendar Number  
19       1426, Assembly Print Number 4261, by  
20       Assemblymember Steck, an act to amend the  
21       Election Law.

22                  ACTING PRESIDENT BAILEY:     Read the  
23       last section.

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

1 shall have become a law.

2 ACTING PRESIDENT BAILEY: Call the  
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT BAILEY: Announce  
6 the results.

7 THE SECRETARY: In relation to  
8 Calendar Number 1426, those Senators voting in  
9 the negative are Senators Akshar, Borrello,  
10 Griffo, Helming, Lanza, Martucci, O'Mara, Ortt,  
11 Rath, Serino, Stec and Tedisco.

12 Ayes, 49. Nays, 12.

13 ACTING PRESIDENT BAILEY: The bill  
14 is passed.

15 THE SECRETARY: Calendar Number  
16 1427, Senate Print 4620C, by Senator Breslin, an  
17 act to amend the Insurance Law.

18 ACTING PRESIDENT BAILEY: Read the  
19 last section.

20 THE SECRETARY: Section 4. This  
21 act shall take effect 180 days after it shall  
22 have become a law.

23 ACTING PRESIDENT BAILEY: Call the  
24 roll.

25 (The Secretary called the roll.)

1                   ACTING PRESIDENT BAILEY:    Announce  
2   the results.

3                   THE SECRETARY:    In relation to  
4   Calendar Number 1427, those Senators voting in  
5   the negative are Senators Borrello, Gallivan,  
6   Oberacker, O'Mara and Rath.

7                   Ayes, 56.   Nays, 5.

8                   ACTING PRESIDENT BAILEY:    The bill  
9   is passed.

10                  THE SECRETARY:    Calendar Number  
11   1428, Senate Print 4686A, by Senator Helming, an  
12   act granting retroactive membership in the  
13   New York State and Local Employees' Retirement  
14   System to Justin Whitmore.

15                  ACTING PRESIDENT BAILEY:    There is  
16   a home-rule message at the desk.

17                  Read the last section.

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

20                  ACTING PRESIDENT BAILEY:    Call the  
21   roll.

22                  (The Secretary called the roll.)

23                  ACTING PRESIDENT BAILEY:    Announce  
24   the results.

25                  THE SECRETARY:    Ayes, 61.



1                   ACTING PRESIDENT BAILEY:    The bill  
2   is passed.

3                   THE SECRETARY:    Calendar Number  
4   1429, Assembly Print Number 7383A, by  
5   Assemblymember Abbate, an act to amend the  
6   Retirement and Social Security Law.

7                   ACTING PRESIDENT BAILEY:    Read the  
8   last section.

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

12                  ACTING PRESIDENT BAILEY:    Call the  
13  roll.

14                  (The Secretary called the roll.)

15                  ACTING PRESIDENT BAILEY:    Announce  
16  the results.

17                  THE SECRETARY:    Ayes, 61.

18                  ACTING PRESIDENT BAILEY:    The bill  
19  is passed.

20                  THE SECRETARY:    Calendar Number  
21  1436, Assembly Print Number 7648, by  
22  Assemblymember Palmesano, an act to amend the  
23  Criminal Procedure Law.

24                  ACTING PRESIDENT BAILEY:    Read the  
25  last section.

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

3 ACTING PRESIDENT BAILEY: Call the  
4 roll.

5 (The Secretary called the roll.)

6 ACTING PRESIDENT BAILEY: Announce  
7 the results.

8 THE SECRETARY: Ayes, 61.

9 ACTING PRESIDENT BAILEY: The bill  
10 is passed.

11 THE SECRETARY: Calendar Number  
12 1437, Senate Print 7577B, by Senator Brouk, an  
13 act to amend the Labor Law.

14 ACTING PRESIDENT BAILEY: Read the  
15 last section.

16 THE SECRETARY: Section 2. This  
17 act shall take effect on the 180th day after it  
18 shall have become a law.

19 ACTING PRESIDENT BAILEY: Call the  
20 roll.

21 (The Secretary called the roll.)

22 ACTING PRESIDENT BAILEY: Announce  
23 the results.

24 THE SECRETARY: In relation to  
25 Calendar 1437, those Senators voting in the

1 negative are Senators Borrello, Gallivan and  
2 Helming.

3 Ayes, 58. Nays, 3.

4 ACTING PRESIDENT BAILEY: The bill  
5 is passed.

6 THE SECRETARY: Calendar Number  
7 1438, Senate Print 7594A, by Senator Mannion, an  
8 act to amend the Social Services Law and the  
9 Public Health Law.

10 ACTING PRESIDENT BAILEY: Read the  
11 last section.

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

14 ACTING PRESIDENT BAILEY: Call the  
15 roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT BAILEY: Announce  
18 the results.

19 THE SECRETARY: Ayes, 61.

20 ACTING PRESIDENT BAILEY: The bill  
21 is passed.

22 THE SECRETARY: Calendar Number  
23 1440, Senate Print 8191, by Senator Breslin, an  
24 act to amend the Insurance Law and the  
25 Public Health Law.

1                   ACTING PRESIDENT BAILEY:    Read the  
2   last section.

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

5                   ACTING PRESIDENT BAILEY:    Call the  
6   roll.

7                   (The Secretary called the roll.)

8                   ACTING PRESIDENT BAILEY:    Announce  
9   the results.

10                  THE SECRETARY:    In relation to  
11   Calendar 1440, those Senators voting in the  
12   negative are Senators Akshar, Borrello,  
13   Oberacker, Palumbo, Rath and Tedisco.

14                  Ayes, 55.  Nays, 6.

15                  ACTING PRESIDENT BAILEY:    The bill  
16   is passed.

17                  THE SECRETARY:    Calendar Number  
18   1454, Senate Print 8754, by Senator Hoylman, an  
19   act to amend the Family Court Act.

20                  ACTING PRESIDENT BAILEY:    Read the  
21   last section.

22                  THE SECRETARY:    Section 2.  This  
23   act shall take effect January 1, 2023.

24                  ACTING PRESIDENT BAILEY:    Call the  
25   roll.

1 (The Secretary called the roll.)

2 ACTING PRESIDENT BAILEY: Senator  
3 Hoylman to explain his vote.

4 SENATOR HOYLMAN: Thank you,  
5 Mr. President.

6 This legislation would alleviate the  
7 unjust workload for our public servants and  
8 allows families justice by increasing the number  
9 of judges in Family Court within the City of  
10 New York from 56 to 60.

11 As my colleague in the Assembly, the  
12 Senate Judiciary chair counterpart Chuck Lavine  
13 says, this is a gut-wrenching system. We have a  
14 crisis in our Family Court systems. Our families  
15 are suffering because of the staggering case  
16 backlog in our Family Courts.

17 During the pandemic New York City's  
18 Family Courts were so overwhelmed that they put  
19 cases deemed nonessential on hold for a year.  
20 They included custody, visitation, child support  
21 and adoption cases.

22 How can a child's stability or  
23 future home be nonessential? That's how  
24 desperately overstretched our courts are, and's  
25 it's unacceptable.

1                   A report by the New York City Bar  
2 Association and the Fund for Modern Courts  
3 exposed the disproportionate negative impact of  
4 the COVID-19 pandemic on Family Courts in  
5 New York City. Among the critiques of the  
6 report, the authors stated that "The caseload is  
7 far too large to be handled by the 56 statutorily  
8 authorized Family Court judges alone." So we  
9 change that today with this legislation by  
10 increasing it by four judges.

11                   I want to thank in particular a  
12 trailblazing reporter, NBC's Melissa Russo, who  
13 has unquestionably shone a spotlight on this  
14 issue and caused us to act today.

15                   I vote aye, Mr. President.

16                   ACTING PRESIDENT BAILEY:    Senator  
17 Hoylman to be recorded in the affirmative.

18                   Announce the results.

19                   THE SECRETARY:    Ayes, 61.

20                   ACTING PRESIDENT BAILEY:    The bill  
21 is passed.

22                   THE SECRETARY:    Calendar Number  
23 1458, Senate Print 8815, by Senator Krueger, an  
24 act to amend the State Finance Law.

25                   ACTING PRESIDENT BAILEY:    Read the

1 last section.

2 SENATOR LANZA: Lay the bill aside.

3 ACTING PRESIDENT BAILEY: Excuse  
4 me. Lay it aside.

5 THE SECRETARY: Calendar Number  
6 1459, Assembly Print Number 10039A, by  
7 Assemblymember McMahon, an act to amend  
8 Chapter 424 of the Laws of 2012.

9 ACTING PRESIDENT BAILEY: Read the  
10 last section.

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

13 ACTING PRESIDENT BAILEY: Call the  
14 roll.

15 (The Secretary called the roll.)

16 ACTING PRESIDENT BAILEY: Announce  
17 the results.

18 THE SECRETARY: Ayes, 61.

19 ACTING PRESIDENT BAILEY: The bill  
20 is passed.

21 THE SECRETARY: Calendar Number  
22 1469, Senate Print 9294A, by Senator Gounardes,  
23 an act to amend the Retirement and Social  
24 Security Law.

25 ACTING PRESIDENT BAILEY: Read the

1 last section.

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

4 ACTING PRESIDENT BAILEY: Call the  
5 roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT BAILEY: Announce  
8 the results.

9 THE SECRETARY: Ayes, 61.

10 ACTING PRESIDENT BAILEY: The bill  
11 is passed.

12 THE SECRETARY: Calendar Number  
13 1470, Assembly Print Number 10200, by the  
14 Assembly Committee on Rules, an act to amend the  
15 Environmental Conservation Law.

16 ACTING PRESIDENT BAILEY: Read the  
17 last section.

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

20 ACTING PRESIDENT BAILEY: Call the  
21 roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT BAILEY: Announce  
24 the results.

25 THE SECRETARY: Ayes, 61.



1                   ACTING PRESIDENT BAILEY:    The bill  
2   is passed.

3                   THE SECRETARY:    Calendar Number  
4   1471, Assembly Print Number 10161, by the  
5   Assembly Committee on Rules, an act to amend the  
6   Environmental Conservation Law.

7                   ACTING PRESIDENT BAILEY:    Read the  
8   last section.

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

11                   ACTING PRESIDENT BAILEY:    Call the  
12  roll.

13                   (The Secretary called the roll.)

14                   ACTING PRESIDENT BAILEY:    Announce  
15  the results.

16                   THE SECRETARY:    Ayes, 61.

17                   ACTING PRESIDENT BAILEY:    The bill  
18  is passed.

19                   THE SECRETARY:    Calendar Number  
20  1472, Assembly Print Number 10221, by the  
21  Assembly Committee on Rules, an act to amend  
22  Chapter 237 of the Laws of 2015.

23                   ACTING PRESIDENT BAILEY:    Read the  
24  last section.

25                   THE SECRETARY:    Section 2.  This

1 act shall take effect immediately.

2 ACTING PRESIDENT BAILEY: Call the  
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT BAILEY: Announce  
6 the results.

7 THE SECRETARY: Ayes, 61.

8 ACTING PRESIDENT BAILEY: The bill  
9 is passed.

10 THE SECRETARY: Calendar Number  
11 1474, Assembly Print Number 8300, by  
12 Assemblymember McDonald, an act to amend the  
13 Environmental Conservation Law.

14 ACTING PRESIDENT BAILEY: Read the  
15 last section.

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

18 ACTING PRESIDENT BAILEY: Call the  
19 roll.

20 (The Secretary called the roll.)

21 ACTING PRESIDENT BAILEY: Announce  
22 the results.

23 THE SECRETARY: Ayes, 61.

24 ACTING PRESIDENT BAILEY: The bill  
25 is passed.

1                   THE SECRETARY:     Calendar Number  
2     1475, Senate Print Number 9332, by  
3     Senator Reichlin-Melnick, an act to amend the  
4     Real Property Tax Law.

5                   ACTING PRESIDENT BAILEY:     Read the  
6     last section.

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

9                   ACTING PRESIDENT BAILEY:     Call the  
10    roll.

11                   (The Secretary called the roll.)

12                   ACTING PRESIDENT BAILEY:     Announce  
13    the results.

14                   THE SECRETARY:     Ayes, 61.

15                   ACTING PRESIDENT BAILEY:     The bill  
16    is passed.

17                   THE SECRETARY:     Calendar Number  
18    1476, Assembly Print Number 7508, by  
19    Assemblymember Pheffer Amato, an act to amend the  
20    Racing, Pari-Mutuel Wagering and Breeding Law.

21                   ACTING PRESIDENT BAILEY:     Read the  
22    last section.

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

25                   ACTING PRESIDENT BAILEY:     Call the

1 roll.

2 (The Secretary called the roll.)

3 ACTING PRESIDENT BAILEY: Announce  
4 the results.

5 THE SECRETARY: Ayes, 61.

6 ACTING PRESIDENT BAILEY: The bill  
7 is passed.

8 There is a substitution at the desk.

9 The Secretary will read.

10 THE SECRETARY: Senator Brouk moves  
11 to discharge, from the Committee on Rules,  
12 Assembly Bill Number 7652 and substitute it for  
13 the identical Senate Bill 9335, Third Reading  
14 Calendar 1477.

15 ACTING PRESIDENT BAILEY: The  
16 substitution is so ordered.

17 The Secretary will read.

18 THE SECRETARY: Calendar Number  
19 1477, Assembly Print Number 7652, by  
20 Assemblymember Gunther, an act to amend the  
21 Mental Hygiene Law.

22 ACTING PRESIDENT BAILEY: Read the  
23 last section.

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

1                   ACTING PRESIDENT BAILEY:    Call the  
2   roll.

3                   (The Secretary called the roll.)

4                   ACTING PRESIDENT BAILEY:    Announce  
5   the results.

6                   THE SECRETARY:    Ayes, 61.

7                   ACTING PRESIDENT BAILEY:    The bill  
8   is passed.

9                   THE SECRETARY:    Calendar Number  
10   1478, Assembly Print Number 10197, by the  
11   Assembly Committee on Rules, an act to amend  
12   Chapter 831 of the Laws of 1981.

13                  ACTING PRESIDENT BAILEY:    Read the  
14   last section.

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

17                  ACTING PRESIDENT BAILEY:    Call the  
18   roll.

19                  (The Secretary called the roll.)

20                  ACTING PRESIDENT BAILEY:    Announce  
21   the results.

22                  THE SECRETARY:    Ayes, 61.

23                  ACTING PRESIDENT BAILEY:    The bill  
24   is passed.

25                  There is a substitution at the desk.

1                   The Secretary will read.

2                   THE SECRETARY:     Senator Ramos moves  
3     to discharge, from the Committee on Rules,  
4     Assembly Bill Number 10181 and substitute it for  
5     the identical Senate Bill 9338, Third Reading  
6     Calendar 1479.

7                   ACTING PRESIDENT BAILEY:     The  
8     substitution is so ordered.

9                   The Secretary will read.

10                  THE SECRETARY:     Calendar Number  
11     1479, Assembly Budget Bill 10181, by the Assembly  
12     Committee on Rules, an act to amend Chapter 451  
13     of the Laws of 2012.

14                  ACTING PRESIDENT BAILEY:     Read the  
15     last section.

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

18                  ACTING PRESIDENT BAILEY:     Call the  
19     roll.

20                  (The Secretary called the roll.)

21                  ACTING PRESIDENT BAILEY:     Announce  
22     the results.

23                  THE SECRETARY:     Ayes, 61.

24                  ACTING PRESIDENT BAILEY:     The bill  
25     is passed.

1                   THE SECRETARY:     Calendar Number  
2     1480, Assembly Print Number 10164, by the  
3     Assembly Committee on Rules, an act to amend  
4     Chapter 748 of the Laws of 1991.

5                   ACTING PRESIDENT BAILEY:     Read the  
6     last section.

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

9                   ACTING PRESIDENT BAILEY:     Call the  
10    roll.

11                   (The Secretary called the roll.)

12                   ACTING PRESIDENT BAILEY:     Announce  
13    the results.

14                   THE SECRETARY:     Ayes, 61.

15                   ACTING PRESIDENT BAILEY:     The bill  
16    is passed.

17                   THE SECRETARY:     Calendar Number  
18    1483, Senate Print 9342, by Senator Ryan, an act  
19    to amend Chapter 498 of the Laws of 2011.

20                   ACTING PRESIDENT BAILEY:     Read the  
21    last section.

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

24                   ACTING PRESIDENT BAILEY:     Call the  
25    roll.

1 (The Secretary called the roll.)

2 ACTING PRESIDENT BAILEY: Announce  
3 the results.

4 THE SECRETARY: Ayes, 61.

5 ACTING PRESIDENT BAILEY: The bill  
6 is passed.

7 THE SECRETARY: Calendar Number  
8 1484, Assembly Print Number 9960, by  
9 Assemblymember Burgos, an act to repeal  
10 subdivision 9 of Section 8-400 of the  
11 Election Law.

12 ACTING PRESIDENT BAILEY: Read the  
13 last section.

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

16 ACTING PRESIDENT BAILEY: Call the  
17 roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT BAILEY: Announce  
20 the results.

21 THE SECRETARY: Ayes, 61.

22 ACTING PRESIDENT BAILEY: The bill  
23 is passed.

24 THE SECRETARY: Calendar Number  
25 1485, Assembly Print Number 10229, by the



1 Assembly Committee on Rules, an act to amend the  
2 Insurance Law.

3 ACTING PRESIDENT BAILEY: Read the  
4 last section.

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

7 ACTING PRESIDENT BAILEY: Call the  
8 roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT BAILEY: Announce  
11 the results.

12 THE SECRETARY: Ayes, 61.

13 ACTING PRESIDENT BAILEY: The bill  
14 is passed.

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

17 SENATOR GIANARIS: Let's take up  
18 the supplemental calendar now, please.

19 ACTING PRESIDENT BAILEY: There is  
20 a substitution at the desk.

21 The Secretary will read.

22 THE SECRETARY: Senator Thomas  
23 moves to discharge, from the Committee on  
24 Environmental Conservation, Assembly Bill Number  
25 4117 and substitute it for the identical Senate

1 Bill 139A, Third Reading Calendar 1487.

2 ACTING PRESIDENT BAILEY: The  
3 substitution is so ordered.

4 The Secretary will read.

5 THE SECRETARY: Calendar Number  
6 1487, Assembly Print Number 4117, by  
7 Assemblymember Englebright, an act to amend the  
8 Environmental Conservation Law.

9 ACTING PRESIDENT BAILEY: Read the  
10 last section.

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

13 ACTING PRESIDENT BAILEY: Call the  
14 roll.

15 (The Secretary called the roll.)

16 ACTING PRESIDENT BAILEY: Announce  
17 the results.

18 THE SECRETARY: Ayes, 61.

19 ACTING PRESIDENT BAILEY: The bill  
20 is passed.

21 There is a substitution at the desk.

22 The Secretary will read.

23 THE SECRETARY: Senator Hoylman  
24 moves to discharge, from the Committee on  
25 Education, Assembly Bill Number 2185B and

1       substitute it for the identical Senate Bill 441C,  
2       Third Reading Calendar 1488.

3                ACTING PRESIDENT BAILEY:     The  
4       substitution is so ordered.

5                The Secretary will read.

6                THE SECRETARY:     Calendar Number  
7       1488, Assembly Print 2185B, by Assemblymember  
8       Carroll, an act in relation to establishing a  
9       dyslexia and dysgraphia task force.

10               ACTING PRESIDENT BAILEY:     Read the  
11       last section.

12               THE SECRETARY:     Section 2.   This  
13       act shall take effect January 1, 2023.

14               ACTING PRESIDENT BAILEY:     Call the  
15       roll.

16               (The Secretary called the roll.)

17               ACTING PRESIDENT BAILEY:     Senator  
18       Hoylman to explain his vote.

19               SENATOR HOYLMAN:     Thank you,  
20       Mr. President.

21               An Assemblymember saved my life.  I  
22       don't know how many people can say that on the  
23       floor.  But I was at a hearing a couple of years  
24       ago and leaned over to Assemblymember Bobby  
25       Carroll and described some unusual symptoms that

1 I saw in my daughter.

2 Assemblymember Carroll, who's  
3 dyslexic, immediately said: "Brad, your  
4 daughter, she might be dyslexic. You should have  
5 her evaluated."

6 Well, that's what happened. Months  
7 later we learned that she was in fact dyslexic,  
8 and it set us on a path toward her being able to  
9 learn to read. The problem, Mr. President, is  
10 that she at that point was in fourth grade. This  
11 is the trauma and the drama for hundreds of  
12 thousands of New York parents and children.

13 The bill that we are passing today  
14 with -- that I carry with Assemblymember Carroll  
15 will establish a task force on dyslexia to  
16 develop guidelines regarding screening,  
17 interventions and classroom support for students  
18 with dyslexia and related disorders, and develop  
19 a program of study for teachers to better  
20 understand such students.

21 The statistics suggest,  
22 Mr. President, that the findings could change the  
23 lives of up to 900,000 students statewide.

24 According to the New York City  
25 Department of Education, for the 2018-'19 school

1 year, 75,000 students in New York City have a  
2 learning disability. Just 16 percent of those  
3 students were proficient in reading on state  
4 tests in 2019, compared with 47 percent of  
5 general education students.

6 We need to screen students so  
7 parents are armed with that information. We need  
8 to help teachers be able to teach our kids how to  
9 read, whether they're dyslexic or normal readers.  
10 With this legislation, we take a very positive  
11 step forward in that way.

12 This is for my daughter and  
13 thousands of schoolkids across New York who are  
14 struggling with dyslexia. They can learn. They  
15 can be readers.

16 Thank you, Mr. President. I vote  
17 aye.

18 ACTING PRESIDENT BAILEY: Senator  
19 Hoylman to be recorded in the affirmative.

20 Announce the results.

21 THE SECRETARY: Ayes, 61.

22 ACTING PRESIDENT BAILEY: The bill  
23 is passed.

24 There is a substitution at the desk.

25 The Secretary will read.

1                   THE SECRETARY:     Senator Sanders  
2     moves to discharge, from the Committee on  
3     Insurance, Assembly Bill Number 2085A and  
4     substitute it for the identical Senate Bill 906B,  
5     Third Reading Calendar 1489.

6                   ACTING PRESIDENT BAILEY:     The  
7     substitution is so ordered.

8                   The Secretary will read.

9                   THE SECRETARY:     Calendar Number  
10    1489, Assembly Print Number 2085A, by  
11    Assemblymember Dinowitz, an act to amend the  
12    Insurance Law.

13                  ACTING PRESIDENT BAILEY:     Read the  
14    last section.

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

17                  ACTING PRESIDENT BAILEY:     Call the  
18    roll.

19                  (The Secretary called the roll.)

20                  ACTING PRESIDENT BAILEY:     Announce  
21    the results.

22                  THE SECRETARY:     Ayes, 61.

23                  ACTING PRESIDENT BAILEY:     The bill  
24    is passed.

25                  There is a substitution at the desk.

1                   The Secretary will read.

2                   THE SECRETARY:     Senator Kaplan  
3                   moves to discharge, from the Committee on Energy  
4                   and Telecommunications, Assembly Bill Number  
5                   3318C and substitute it for the identical Senate  
6                   Bill Number 926C, Third Reading Calendar 1490.

7                   ACTING PRESIDENT BAILEY:     The  
8                   substitution is so ordered.

9                   The Secretary will read.

10                  THE SECRETARY:     Calendar Number  
11                  1490, Assembly Print Number 3318C, by  
12                  Assemblymember Sayegh, an act to amend the  
13                  Public Service Law.

14                  ACTING PRESIDENT BAILEY:     Read the  
15                  last section.

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

18                  ACTING PRESIDENT BAILEY:     Call the  
19                  roll.

20                  (The Secretary called the roll.)

21                  ACTING PRESIDENT BAILEY:     Announce  
22                  the results.

23                  THE SECRETARY:     Ayes, 61.

24                  ACTING PRESIDENT BAILEY:     The bill  
25                  is passed.

1                   THE SECRETARY:     Calendar Number  
2     1491, Senate Print 956, by Senator Gaughran, an  
3     act to amend the Public Health Law.

4                   ACTING PRESIDENT BAILEY:     Read the  
5     last section.

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

8                   ACTING PRESIDENT BAILEY:     Call the  
9     roll.

10                   (The Secretary called the roll.)

11                   ACTING PRESIDENT BAILEY:     Announce  
12     the results.

13                   THE SECRETARY:     Ayes, 61.

14                   ACTING PRESIDENT BAILEY:     The bill  
15     is passed.

16                   SENATOR LANZA:     Lay it aside.

17                   ACTING PRESIDENT BAILEY:     The bill  
18     is passed.

19                   (Discussion off the record.)

20                   SENATOR GIANARIS:     Mr. President.

21                   ACTING PRESIDENT BAILEY:     Senator  
22     Gianaris.

23                   SENATOR GIANARIS:     Can we move to  
24     reconsider the vote by which Calendar 1491 was  
25     passed.



1                   ACTING PRESIDENT BAILEY:    The  
2   Secretary will read.

3                   THE SECRETARY:    Calendar Number  
4   1491, Senate Print 956, by Senator Gaughran, an  
5   act to amend the Public Health Law.

6                   SENATOR LANZA:    Lay it aside.

7                   ACTING PRESIDENT BAILEY:   Call the  
8   roll on reconsideration.

9                   (The Secretary called the roll.)

10                  THE SECRETARY:    Ayes, 61.

11                  SENATOR LANZA:    Lay it aside.

12                  ACTING PRESIDENT BAILEY:   Lay the  
13   bill aside.

14                  THE SECRETARY:    Calendar Number  
15   1492, Senate Print 1267, by Senator Gianaris, an  
16   act to amend the Public Authorities Law.

17                  ACTING PRESIDENT BAILEY:   Read the  
18   last section.

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

21                  ACTING PRESIDENT BAILEY:   Call the  
22   roll.

23                  ACTING PRESIDENT BAILEY:   Announce  
24   the results.

25                  THE SECRETARY:    In relation to

1 Calendar 1492, those Senators voting in the  
2 negative are Senators Akshar, Borrello, Boyle,  
3 Gallivan, Griffo, Helming, Jordan, Mattera,  
4 Oberacker, O'Mara, Ortt, Palumbo, Rath, Ritchie,  
5 Serino, Stec and Weik.

6 Ayes, 44. Nays, 17.

7 ACTING PRESIDENT BAILEY: The bill  
8 is passed.

9 THE SECRETARY: Calendar Number  
10 1493, Senate Print 1275A, by Senator Krueger, an  
11 act to amend the Public Authorities Law.

12 ACTING PRESIDENT BAILEY: Read the  
13 last section.

14 THE SECRETARY: Section 5. This  
15 act shall take effect on the 90th day after it  
16 shall have become a law.

17 ACTING PRESIDENT BAILEY: Call the  
18 roll.

19 (The Secretary called the roll.)

20 ACTING PRESIDENT BAILEY: Announce  
21 the results.

22 THE SECRETARY: In relation to  
23 Calendar 1493, those Senators voting in the  
24 negative are Senators Borrello, Boyle, Griffo,  
25 Mattera, Ortt and Tedisco.

1                   Ayes, 55.   Nays, 6.

2                   ACTING PRESIDENT BAILEY:    The bill  
3   is passed.

4                   THE SECRETARY:    Calendar Number  
5   1494, Senate Print 1354, by Senator Serrano, an  
6   act to amend the Education Law.

7                   ACTING PRESIDENT BAILEY:    Read the  
8   last section.

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

11                   ACTING PRESIDENT BAILEY:    Call the  
12   roll.

13                   (The Secretary called the roll.)

14                   ACTING PRESIDENT BAILEY:    Announce  
15   the results.

16                   THE SECRETARY:    Ayes, 61.

17                   ACTING PRESIDENT BAILEY:    The bill  
18   is passed.

19                   There is a substitution at the desk.

20                   The Secretary will read.

21                   THE SECRETARY:    Senator Brooks  
22   moves to discharge, from the Committee on Energy  
23   and Telecommunications, Assembly Bill Number 129A  
24   and substitute it for the identical Senate Bill  
25   Number 1380A, Third Reading Calendar 1495.

1                   ACTING PRESIDENT BAILEY:

2       Substitution so ordered.

3                   The Secretary will read.

4                   THE SECRETARY:     Calendar Number

5       1495, Assembly Print Number 129A, by

6       Assemblymember Paulin, an act to amend the

7       Public Service Law.

8                   ACTING PRESIDENT BAILEY:     Read the

9       last section.

10                  THE SECRETARY:     Section 2.   This

11       act shall take effect immediately.

12                  ACTING PRESIDENT BAILEY:     Call the

13       roll.

14                  (The Secretary called the roll.)

15                  ACTING PRESIDENT BAILEY:     Announce

16       the results.

17                  THE SECRETARY:     In relation to

18       Calendar 1495, those Senators voting in the

19       negative are Senators Akshar, Borrello, Gallivan,

20       Griffo, Helming, Jordan, Lanza, Martucci,

21       Oberacker, O'Mara, Ortt, Palumbo, Rath, Ritchie,

22       Serino, Stec, Tedisco and Weik.

23                  Ayes, 43.   Nays, 18.

24                  ACTING PRESIDENT BAILEY:     The bill

25       is passed.

1                   There is a substitution at the desk.

2                   The Secretary will read.

3                   THE SECRETARY:     Senator Brooks  
4 moves to discharge, from the Committee on Energy  
5 and Telecommunications, Assembly Bill Number 815A  
6 and substitute it for the identical Senate Bill  
7 1389A, Third Reading Calendar 1496.

8                   ACTING PRESIDENT BAILEY:     The  
9 substitution is so ordered.

10                  The Secretary will read.

11                  THE SECRETARY:     Calendar Number  
12 1496, Assembly Print Number 815A, by  
13 Assemblymember Jean-Pierre, an act to amend the  
14 Public Service Law.

15                  ACTING PRESIDENT BAILEY:     Read the  
16 last section.

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

20                  ACTING PRESIDENT BAILEY:     Call the  
21 roll.

22                  (The Secretary called the roll.)

23                  ACTING PRESIDENT BAILEY:     Announce  
24 the results.

25                  THE SECRETARY:     Ayes, 61.

1                   ACTING PRESIDENT BAILEY:    The bill  
2   is passed.

3                   THE SECRETARY:    Calendar Number  
4   1497, Senate Print 1393, by Senator Brooks, an  
5   act in relation to authorizing the Town of  
6   Babylon to grant Long Island Teen Challenge of  
7   Babylon a real property tax exemption.

8                   ACTING PRESIDENT BAILEY:    Read the  
9   last section.

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

12                  ACTING PRESIDENT BAILEY:    Call the  
13   roll.

14                  (The Secretary called the roll.)

15                  ACTING PRESIDENT BAILEY:    Announce  
16   the results.

17                  THE SECRETARY:    In relation to  
18   Calendar Number 1497, those Senators voting in  
19   the negative are Senators Akshar and O'Mara.

20                  Ayes, 59.  Nays, 2.

21                  ACTING PRESIDENT BAILEY:    The bill  
22   is passed.

23                  There is a substitution at the desk.

24                  The Secretary will read.

25                  ACTING PRESIDENT BAILEY:    Senator

1 Comrie moves to discharge, from the Committee on  
2 Energy and Telecommunications, Assembly Bill  
3 Number 563A and substitute it for the identical  
4 Senate Bill Number 3479A, Third Reading Calendar  
5 1498.

6 ACTING PRESIDENT BAILEY: The  
7 substitution is so ordered.

8 The Secretary will read.

9 THE SECRETARY: Calendar Number  
10 1498, Assembly Print Number 563A, by  
11 Assemblymember Paulin, an act to amend the  
12 Public Service Law.

13 ACTING PRESIDENT BAILEY: Read the  
14 last section.

15 THE SECRETARY: Section 2. This  
16 act shall take effect on the 180th day after it  
17 shall have become a law.

18 ACTING PRESIDENT BAILEY: Call the  
19 roll.

20 (The Secretary called the roll.)

21 ACTING PRESIDENT BAILEY: Announce  
22 the results.

23 THE SECRETARY: In relation to  
24 Calendar 1498, those Senators voting in the  
25 negative are Senators Akshar, Borrello, Gallivan,

1 Helming, Jordan, Martucci, Oberacker, O'Mara,  
2 Palumbo, Rath, Stec and Weik.

3 Ayes, 49. Nays, 12.

4 ACTING PRESIDENT BAILEY: The bill  
5 is passed.

6 There is a substitution at the desk.

7 The Secretary will read.

8 THE SECRETARY: Senator Kennedy  
9 moves to discharge, from the Committee on Health,  
10 Assembly Bill Number 3511A and substitute it for  
11 the identical Senate Bill 3530A, Third Reading  
12 Calendar 1499.

13 ACTING PRESIDENT BAILEY: The  
14 substitution is so ordered.

15 The Secretary will read.

16 THE SECRETARY: Calendar Number  
17 1499, Assembly Print Number 3511A, by  
18 Assemblymember Peoples-Stokes, an act to amend  
19 the Public Health Law.

20 ACTING PRESIDENT BAILEY: Read the  
21 last section.

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

24 ACTING PRESIDENT BAILEY: Call the  
25 roll.



1 (The Secretary called the roll.)

2 ACTING PRESIDENT BAILEY: Announce  
3 the results.

4 THE SECRETARY: Ayes, 61.

5 ACTING PRESIDENT BAILEY: The bill  
6 is passed.

7 THE SECRETARY: Calendar Number  
8 1500, Senate Print 4539B, by Senator Kaplan, an  
9 act to amend the General Municipal Law and the  
10 Public Buildings Law.

11 ACTING PRESIDENT BAILEY: Read the  
12 last section.

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

15 ACTING PRESIDENT BAILEY: Call the  
16 roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT BAILEY: Announce  
19 the results.

20 THE SECRETARY: In relation to  
21 Calendar 1500, those Senators voting in the  
22 negative are Senators Akshar, Borrello, Boyle,  
23 Gallivan, Helming, Jordan, Lanza, Mattera,  
24 Oberacker, O'Mara, Ortt, Rath, Serino, Stec and  
25 Weik.

1                   Ayes, 46.   Nays, 15.

2                   ACTING PRESIDENT BAILEY:    The bill  
3   is passed.

4                   THE SECRETARY:    Calendar Number  
5   1501, Senate Print 4552, by Senator Kennedy, an  
6   act to amend the Executive Law.

7                   ACTING PRESIDENT BAILEY:    Read the  
8   last section.

9                   THE SECRETARY:    Section 2.   This  
10   act shall take effect on the 180th day after it  
11   shall have become a law.

12                   ACTING PRESIDENT BAILEY:    Call the  
13   roll.

14                   (The Secretary called the roll.)

15                   ACTING PRESIDENT BAILEY:    Announce  
16   the results.

17                   THE SECRETARY:    Ayes, 61.

18                   ACTING PRESIDENT BAILEY:    The bill  
19   is passed.

20                   THE SECRETARY:    Calendar Number  
21   1502, Senate Print 5400, by Senator Hinchey, an  
22   act to amend the Public Health Law and the  
23   Insurance Law.

24                   ACTING PRESIDENT BAILEY:    Read the  
25   last section.

1                   THE SECRETARY:    Section 8.  This  
2   act shall take effect six months after it shall  
3   have become a law.

4                   ACTING PRESIDENT BAILEY:   Call the  
5   roll.

6                   (The Secretary called the roll.)

7                   ACTING PRESIDENT BAILEY:   Senator  
8   Hinchey to explain her vote.

9                   SENATOR HINCHEY:   Thank you,  
10   Mr. President.

11                   Healthcare really should be  
12   considered a right.  But what we're seeing across  
13   all of upstate New York is disinvestment,  
14   underinvestment, and massive consolidation.  And  
15   what that consolidation leads to is lack of  
16   healthcare services for community members who  
17   live in these often more rural areas.

18                   Since 2003, more than 40 community  
19   hospitals in New York State have closed.  And as  
20   a result, large healthcare systems now control  
21   more than 70 percent of hospital beds across our  
22   state, and consolidation continues on.

23                   What that consolidation means is  
24   that if you live in a community and your hospital  
25   is consolidated, you may lose the healthcare that

1       you recently had just through that consolidation.

2               So what this bill does, our Hospital  
3       Transparency Bill, is make sure that people know  
4       what kinds of care are actually provided in the  
5       hospitals and the healthcare systems in which  
6       they seek care, specifically for policy-based  
7       exclusions: That is reproductive care, that is  
8       gender-affirming care and end-of-life care.

9               As you make choices with your  
10       doctor, you need to know what kind of care that  
11       doctor or that hospital provides. We've seen  
12       numerous people, including in my district, go  
13       into hospitals that have recently gone through a  
14       consolidation or a merger, thinking they were  
15       going to get some type of quality of care, some  
16       type of care access, and find out a few months  
17       later that they're denied, based solely on  
18       policy-based exclusions due to that  
19       consolidation.

20               This bill is profoundly important,  
21       now more than ever, so that people know what  
22       kinds of care they are actually able to access.

23               So I'm incredibly proud of this  
24       bill. We need to -- I'm so glad that we are  
25       passing it now. I thank my colleagues. I thank

1 the Majority Leader, Andrea Stewart-Cousins, for  
2 bringing this forward in this incredibly  
3 important moment where everybody needs to know  
4 what kind of care they have, especially  
5 reproductive care.

6 For that reason I vote aye.

7 Thank you, Mr. President.

8 ACTING PRESIDENT BAILEY: Senator  
9 Hinchey to be recorded in the affirmative.

10 Announce the results.

11 THE SECRETARY: In relation to  
12 Calendar 1502, those Senators voting in the  
13 negative are Senators Akshar, Borrello, Boyle,  
14 Gallivan, Griffo, Helming, Jordan, Lanza,  
15 Martucci, Mattera, Oberacker, O'Mara, Ortt,  
16 Palumbo, Rath, Ritchie, Stec, Tedisco and Weik.

17 Ayes, 42. Nays, 19.

18 ACTING PRESIDENT BAILEY: The bill  
19 is passed.

20 There is a substitution at the desk.

21 The Secretary will read.

22 THE SECRETARY: Senator Sanders  
23 moves to discharge, from the Committee on Health,  
24 Assembly Bill Number 6430B and substitute it for  
25 the identical Senate Bill 5605B, Third Reading

1       Calendar 1503.

2                   ACTING PRESIDENT BAILEY:     The  
3       substitution is so ordered.

4                   The Secretary will read.

5                   THE SECRETARY:     Calendar Number  
6       1503, Assembly Print Number 6430B, by  
7       Assemblymember Hyndman, an act to amend the  
8       Public Health Law.

9                   ACTING PRESIDENT BAILEY:     Read the  
10      last section.

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

13                  ACTING PRESIDENT BAILEY:     Announce  
14      the results.

15                  THE SECRETARY:     Ayes, 61.

16                  ACTING PRESIDENT BAILEY:     The bill  
17      is passed.

18                  THE SECRETARY:     Calendar Number  
19      1504, Senate Print 5658, by Senator Parker, an  
20      act to amend the Banking Law.

21                  ACTING PRESIDENT BAILEY:     Read the  
22      last section.

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

1                   ACTING PRESIDENT BAILEY:    Call the  
2   roll.

3                   (The Secretary called the roll.)

4                   ACTING PRESIDENT BAILEY:    Announce  
5   the results.

6                   THE SECRETARY:    Ayes, 61.

7                   ACTING PRESIDENT BAILEY:    The bill  
8   is passed.

9                   THE SECRETARY:    Calendar Number  
10   1505, Senate Print 5934, by Senator Parker, an  
11   act to authorize Top Community Development  
12   Corporation to file an application for a real  
13   property tax exemption.

14                   ACTING PRESIDENT BAILEY:    Read the  
15   last section.

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

18                   ACTING PRESIDENT BAILEY:    Call the  
19   roll.

20                   (The Secretary called the roll.)

21                   ACTING PRESIDENT BAILEY:    Announce  
22   the results.

23                   THE SECRETARY:    In relation to  
24   Calendar Number 1505, voting in the negative:  
25   Senator Akshar.

1                   Ayes, 60.   Nays, 1.

2                   ACTING PRESIDENT BAILEY:    The bill  
3   is passed.

4                   There is a substitution at the desk.

5                   The Secretary will read.

6                   THE SECRETARY:    Senator Kennedy  
7   moves to discharge, from the Committee on  
8   Insurance, Assembly Bill Number 1171A and  
9   substitute it for the identical Senate Bill  
10  6574A, Third Reading Calendar 1506.

11                  ACTING PRESIDENT BAILEY:    The  
12   substitution is so ordered.

13                  The Secretary will read.

14                  THE SECRETARY:    Calendar Number  
15   1506, Assembly Bill Number 1171A, by  
16   Assemblymember Bronson, an act to amend the  
17   Insurance Law.

18                  ACTING PRESIDENT BAILEY:    Read the  
19   last section.

20                  THE SECRETARY:    Section 8.  This  
21   act shall take effect on the first of January.

22                  ACTING PRESIDENT BAILEY:    Call the  
23   roll.

24                  (The Secretary called the roll.)

25                  ACTING PRESIDENT BAILEY:    Announce



1 the results.

2 THE SECRETARY: Ayes, 61.

3 ACTING PRESIDENT BAILEY: The bill  
4 is passed.

5 THE SECRETARY: Calendar Number  
6 1507, Senate Print 6981B, by Senator Gounardes,  
7 an act to amend the Retirement and Social  
8 Security Law.

9 ACTING PRESIDENT BAILEY: There is  
10 a home-rule message at the desk.

11 Read the last section.

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

14 ACTING PRESIDENT BAILEY: Call the  
15 roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT BAILEY: Announce  
18 the results.

19 THE SECRETARY: Ayes, 61.

20 ACTING PRESIDENT BAILEY: The bill  
21 is passed.

22 THE SECRETARY: Calendar Number  
23 1508, Senate Print 6985B, by Senator Gounardes,  
24 an act to amend the Retirement and Social  
25 Security Law.

1                   ACTING PRESIDENT BAILEY:    There is  
2   a home-rule message at the desk.

3                   Read the last section.

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

6                   ACTING PRESIDENT BAILEY:    Call the  
7   roll.

8                   (The Secretary called the roll.)

9                   ACTING PRESIDENT BAILEY:    Announce  
10  the results.

11                  THE SECRETARY:    Ayes, 61.

12                  ACTING PRESIDENT BAILEY:    The bill  
13  is passed.

14                  THE SECRETARY:    Calendar Number  
15  1509, Senate Print 7211B, by Senator Savino, an  
16  act to amend the Penal Law.

17                  ACTING PRESIDENT BAILEY:    Read the  
18  last section.

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

22                  ACTING PRESIDENT BAILEY:    Call the  
23  roll.

24                  (The Secretary called the roll.)

25                  ACTING PRESIDENT BAILEY:    Senator

1 Savino to explain her vote.

2 SENATOR SAVINO: Thank you,  
3 Mr. President.

4 On March 30, 2009, Marti Wimmer and  
5 her husband Ronny went to their daughter's  
6 apartment because they were worried when they  
7 hadn't heard from her for a couple of days. They  
8 arrived there, they saw her car outside. The  
9 door to her apartment was open. They went in and  
10 they found their 26-year-old beautiful daughter  
11 Caroline brutally murdered. She had been beaten  
12 and strangled with an electrical cord.

13 They were devastated, they were  
14 horrified, as any family would be. They called  
15 911. First responders came, EMS responded.

16 And in the days following this  
17 devastation, their other daughter, Chrissy, was  
18 horrified to discover that the EMT who had  
19 responded had taken photos on his cellphone of  
20 Caroline's body at the crime scene, disseminated  
21 them, posted them on Facebook like a souvenir.

22 He was subsequently reported to  
23 Richmond University Medical Center, where he  
24 worked. He was fired. But that wasn't enough.  
25 The Staten Island district attorney at the time,

1 Dan Donovan, was so incensed by this that he  
2 wanted to prosecute him, but I found that the law  
3 really did not have a way to prosecute him the  
4 way he felt it should. The most he could do was  
5 charge him with official misconduct, which he  
6 did.

7 And eventually the individual -- we  
8 won't say his name -- he pled down to disorderly  
9 conduct, which is essentially the equivalent of a  
10 parking violation. He got 200 hours of community  
11 service, no jail time. And to add insult to  
12 injury, Facebook refused to take the photos down  
13 of Caroline Wimmer at the worst moment in that  
14 family's life.

15 Marti and her husband sued  
16 Facebook -- unsuccessfully, because federal law  
17 continues to protect social media.

18 In March of 2011, on the anniversary  
19 of Caroline's death, we introduced a bill here in  
20 the New York State Senate called Caroline's Law.  
21 And we sought to make it a crime, to elevate the  
22 penalties. Many of you joined it. And every  
23 year the Senate has passed that bill unanimously.

24 The Assembly has never taken it up  
25 over there, for whatever reason. As we all know,

1 bills go to die in the Assembly Codes Committee.

2 Two years ago another horrific  
3 incident occurred to another family here in  
4 New York State, up in Utica. A beautiful young  
5 woman, Bianca Devins. On July 14, 2019, Bianca  
6 was murdered by a young man that she knew,  
7 someone that she trusted, someone that she had  
8 spent time with. He was considered a family  
9 friend. She had attended a concert that evening  
10 with him.

11 And not only did he murder her --  
12 brutally -- but he videotaped it during the  
13 event. And he posted it on social media sites,  
14 on Instagram, on Facebook and others.

15 And her family has been brutalized  
16 and harassed online over and over by people who  
17 share the images on these social media platforms.  
18 And these platforms have refused to take  
19 responsibility for that. Until today.

20 We are stepping forward and acting  
21 in a way that California acted immediately two  
22 years ago when Kobe Bryant and his family and his  
23 friends crashed in a helicopter in California.  
24 Some of the first responders -- sheriffs, public  
25 servants -- took videos and pictures of Kobe

1 Bryant and his daughter and others. And the  
2 California Legislature was so appalled by that  
3 that they immediately took action to outlaw that.

4 It took us almost 11 years to get  
5 here, but we are here. And we are joined here  
6 today by the families of Caroline Wimmer and  
7 Bianca Devins. Marti Wimmer and her daughter  
8 Chrissy are up there in the gallery with us. Her  
9 father unfortunately passed away a couple of  
10 years ago, but I know Ronny's here in spirit.

11 And Bianca's mother and her  
12 grandfather -- Kimberly Devins is here, and Frank  
13 Williams, her grandfather -- are here.

14 They have not given up. This bill  
15 is one step in the process of holding social  
16 media platforms responsible, creating a private  
17 right of action, sending a strong message to  
18 anyone who tries to disseminate the images of a  
19 crime victim, whether they be a public servant or  
20 a private citizen, that New York State is not  
21 going to tolerate that. We are better than that.  
22 We are above that.

23 And I want to thank a couple of  
24 people, particularly Assemblywoman Marianne  
25 Buttenschon for bringing this forward in the

1 Assembly. Here in the Senate, Senator Griffo  
2 carried Bianca's Law. Senator Lanza and I  
3 carried Caroline's Law. In the Assembly,  
4 Mike Cusick carried Caroline's Law.

5 So we have combined the bills  
6 together so that we could get to the point where  
7 they could pass both houses and provide some  
8 measure of dignity and justice for these  
9 families.

10 And I especially want to thank the  
11 families themselves; of course my staff,  
12 Barbara O'Neill, and central counsel staff for  
13 helping us get to this point.

14 Eleven years was too long. But we  
15 are here today, and I know that finally Carol --  
16 Marti, I told you I was going to get this done  
17 for you. I told you we were going to get this  
18 done. I didn't think it was going to take this  
19 long, but we are here. Thank you.

20 Thank you, Mr. President.

21 ACTING PRESIDENT BAILEY: Senator  
22 Savino to be recorded in the affirmative.

23 Senator Lanza to explain his vote.

24 SENATOR LANZA: Mr. President, to  
25 explain my vote.

1                   You know, as I listened to  
2       Senator Savino recount what occurred those so  
3       many years ago, it still curdles my blood and  
4       just shakes me to the core as a father. But you  
5       don't have to be a father to know that what  
6       happened was wrong. And you don't need to be a  
7       father and everyone can understand, listening to  
8       Senator Savino -- which I really have nothing to  
9       add to what she said. She is so right. I can't  
10      imagine anyone who doesn't believe that this type  
11      of law is necessary.

12                  In fact, Senator Savino, it's more  
13      necessary today than it was then with what's  
14      happening on social media.

15                  So I'm obviously voting in the  
16      affirmative. But I just want to thank  
17      Senator Savino for her perseverance here. Eleven  
18      years. She never gave up. She made a promise to  
19      the family, and she kept it. And our colleagues  
20      together, Democrat and Republican, helped her  
21      keep her promise. And thank God the Assembly is  
22      on board this year.

23                  So congratulations to the Senate,  
24      and especially Senator Savino, for getting this  
25      done. I vote aye.



1                   ACTING PRESIDENT BAILEY:    Senator  
2   Lanza to be recorded in the affirmative.  
3                   Announce the results.  
4                   THE SECRETARY:    Ayes, 61.  
5                   ACTING PRESIDENT BAILEY:    The bill  
6   is passed.  
7                   (Appause.)  
8                   ACTING PRESIDENT BAILEY:    Calendar  
9   Number 1510, Senate Print 7433, by  
10   Senator Hoylman, an act to amend the  
11   Criminal Procedure Law.  
12                   ACTING PRESIDENT BAILEY:    Read the  
13   last section.  
14                   THE SECRETARY:    Section 2.   This  
15   act shall take effect immediately.  
16                   ACTING PRESIDENT BAILEY:    Call the  
17   roll.  
18                   (The Secretary called the roll.)  
19                   ACTING PRESIDENT BAILEY:    Announce  
20   the results.  
21                   THE SECRETARY:    Ayes, 61.  
22                   ACTING PRESIDENT BAILEY:    The bill  
23   is passed.  
24                   THE SECRETARY:    Calendar Number  
25   1511, Senate Print 8422, by Senator Hoylman, an

1 act to amend the Social Services Law.

2 ACTING PRESIDENT BAILEY: Read the  
3 last section.

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

6 ACTING PRESIDENT BAILEY: Call the  
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT BAILEY: Senator  
10 Hoylman to explain his vote.

11 SENATOR HOYLMAN: Thank you,  
12 Mr. President.

13 You know, on my computer I have a  
14 funeral card from the deceased Michelle Go, who  
15 was a constituent of mine and was pushed to her  
16 death from a subway platform, as I think many  
17 New Yorkers recall, earlier this year.

18 If you read about her assailant and  
19 his struggle with mental illness that led to this  
20 tragedy, you would understand that hospitals  
21 unfortunately in New York don't have incentives,  
22 because of a federal law, to keep patients  
23 covering stays who receive mental health or  
24 substance use treatment in a facility with over  
25 16 beds. That does not seem to address this

1 moment of mental health crisis across our state  
2 and country.

3 This bill will address that issue by  
4 directing the State of New York to apply for a  
5 waiver allowing for payments of medical  
6 assistance funds for stays in large residential  
7 mental health institutions. The Department of  
8 Health would be able to issue guidance on  
9 admission and determine maximum allowable rates.

10 This bill will mean that people on  
11 Medicaid who need mental health treatment can  
12 start to receive it. There's currently a  
13 revolving door in which people who are in need of  
14 help are brought into our hospitals and then  
15 immediately put back out on the streets because  
16 there is no adequate care for them.

17 Mental health treatment can take  
18 time, and we need to provide access to care  
19 depending on the needs of the individual.

20 This legislation will build on the  
21 work that's being done here in this chamber on  
22 the budget, which saw an increase in funding for  
23 mental health services and hundreds of new  
24 psychiatric beds.

25 I vote aye, Mr. President.

1                   ACTING PRESIDENT BAILEY:    Senator  
2   Hoylman to be recorded in the affirmative.

3                   Announce the results.

4                   THE SECRETARY:    Ayes, 61.

5                   ACTING PRESIDENT BAILEY:    The bill  
6   is passed.

7                   THE SECRETARY:    Calendar Number  
8   1512, Senate Print 8770, by Senator Mattera, an  
9   act to amend the Parks, Recreation and Historic  
10  Preservation Law.

11                  ACTING PRESIDENT BAILEY:    Read the  
12  last section.

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

15                  ACTING PRESIDENT BAILEY:    Call the  
16  roll.

17                  (The Secretary called the roll.)

18                  ACTING PRESIDENT BAILEY:    Senator  
19  Mattera to explain his vote.

20                  SENATOR MATTERA:    Thank you,  
21  Mr. President, to explain my vote.

22                  In the fall of 1969, Dr. Ashley  
23  Schiff died suddenly and unexpectedly at the age  
24  of 37, leaving behind a wife and a young family.  
25  His death shocked the Stony Brook community.  He

1 was a popular professor of political science who  
2 joined Stony Brook university in 1965.

3 He was deeply respected among  
4 students for his accessibility, open-mindedness,  
5 and being brutally honest -- which I very much  
6 like -- and was committed to the practice and  
7 promotion of integrity within the university  
8 community.

9 The Ashley Schiff Preserve was first  
10 designated as a park preserve by Stony Brook  
11 University in 1969. This legislation will ensure  
12 that the Ashley Schiff Park Preserve will always  
13 remain in a natural state and will never be  
14 developed, 26.6 acres. It will be available as a  
15 field site for academic programs for future  
16 generations of Stony Brook University students,  
17 and for the enjoyment of faculty, staff, students  
18 and the surrounding community and all New Yorkers  
19 to enjoy.

20 I am happy to sponsor this bill. I  
21 will be voting yes.

22 Thank you, Mr. President.

23 ACTING PRESIDENT BAILEY: Senator  
24 Mattera to be recorded in the affirmative.

25 Announce the results.

1 THE SECRETARY: Ayes, 61.

2 ACTING PRESIDENT BAILEY: The bill  
3 is passed.

4 THE SECRETARY: Calendar Number  
5 1513, Senate Print 8590A, by Senator Gaughran, an  
6 act to amend the Parks, Recreation and Historic  
7 Preservation Law.

8 ACTING PRESIDENT BAILEY: Read the  
9 last section.

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

12 ACTING PRESIDENT BAILEY: Call the  
13 roll.

14 (The Secretary called the roll.)

15 ACTING PRESIDENT BAILEY: Announce  
16 the results.

17 THE SECRETARY: Ayes, 61.

18 ACTING PRESIDENT BAILEY: The bill  
19 is passed.

20 THE SECRETARY: Calendar Number  
21 1514, Senate Print 8591A, by Senator Krueger, an  
22 act to amend the Public Health Law.

23 ACTING PRESIDENT BAILEY: Read the  
24 last section.

25 THE SECRETARY: Section 4. This

1 act shall take effect immediately.

2 ACTING PRESIDENT BAILEY: Call the  
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT BAILEY: Announce  
6 the results.

7 THE SECRETARY: In relation to  
8 Calendar 1514, those Senators voting in the  
9 negative are Senators Akshar and O'Mara.

10 Ayes, 59. Nays, 2.

11 ACTING PRESIDENT BAILEY: The bill  
12 is passed.

13 THE SECRETARY: Calendar Number  
14 1515, Senate Print 8744B, by Senator Weik, an act  
15 in relation to authorizing the Ekklesia Long  
16 Island Center Ministries to file with the Town of  
17 Brookhaven assessor an application for certain  
18 real property tax exemptions.

19 SENATOR LANZA: Lay it aside for  
20 the day.

21 ACTING PRESIDENT BAILEY: The bill  
22 will be laid aside for the day.

23 THE SECRETARY: Calendar Number  
24 1516, Senate Print 8760, by Senator Mannion, an  
25 act to amend the Public Authorities Law.

1                   ACTING PRESIDENT BAILEY:    Read the  
2   last section.

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

5                   ACTING PRESIDENT BAILEY:    Call the  
6   roll.

7                   (The Secretary called the roll.)

8                   ACTING PRESIDENT BAILEY:    Announce  
9   the results.

10                  THE SECRETARY:    Ayes, 61.

11                  ACTING PRESIDENT BAILEY:    The bill  
12   is passed.

13                  THE SECRETARY:    Calendar Number  
14   1517, Senate Print 8933, by Senator Hinchey, an  
15   act to amend the Executive Law.

16                  ACTING PRESIDENT BAILEY:    Read the  
17   last section.

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

20                  ACTING PRESIDENT BAILEY:    Call the  
21   roll.

22                  (The Secretary called the roll.)

23                  ACTING PRESIDENT BAILEY:    Announce  
24   the results.

25                  THE SECRETARY:    Ayes, 61.



1                   ACTING PRESIDENT BAILEY:    The bill  
2   is passed.

3                   There is a substitution at the desk.  
4                   The Secretary will read.

5                   THE SECRETARY:    Senator Brouk moves  
6   to discharge, from the Committee on Mental Health  
7   and Developmental Disabilities, Assembly Bill  
8   10139 and substitute it for the identical Senate  
9   Bill 9041, Third Reading Calendar 1518.

10                  ACTING PRESIDENT BAILEY:   The  
11   substitution is so ordered.

12                  The Secretary will read.

13                  THE SECRETARY:    Calendar Number  
14   1518, Assembly Print Number 10139, by  
15   Assemblymember Gunther, an act in relation to  
16   establishing a temporary commission to study  
17   aging.

18                  ACTING PRESIDENT BAILEY:   Read the  
19   last section.

20                  SENATOR BROOKS:   Section 2.  This  
21   act shall take effect immediately.

22                  ACTING PRESIDENT BAILEY:   Call the  
23   roll.

24                  (The Secretary called the roll.)

25                  ACTING PRESIDENT BAILEY:   Announce

1 the results.

2 THE SECRETARY: Ayes, 61.

3 ACTING PRESIDENT BAILEY: The bill  
4 is passed.

5 THE SECRETARY: Calendar Number  
6 1519, Senate Print Number 9111, by  
7 Senator Stewart-Cousins, an act authorizing the  
8 alienation of certain parkland.

9 ACTING PRESIDENT BAILEY: There is  
10 a home-rule message at the desk.

11 Read the last section.

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

14 ACTING PRESIDENT BAILEY: Call the  
15 roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT BAILEY: Announce  
18 the results.

19 THE SECRETARY: Ayes, 61.

20 ACTING PRESIDENT BAILEY: The bill  
21 is passed.

22 There is a substitution at the desk.

23 The Secretary will read.

24 THE SECRETARY: Senator Helming  
25 moves to discharge, from the Committee on

1 Environmental Conservation, Assembly Bill Number  
2 10167 and substitute it for the identical Senate  
3 Bill 9355, Third Reading Calendar 1520.

4 ACTING PRESIDENT BAILEY: The  
5 substitution is so ordered.

6 The Secretary will read.

7 THE SECRETARY: Calendar Number  
8 1520, Assembly Print Number 10167, by the  
9 Assembly Committee on Rules, an act to amend  
10 Chapter 152 of the Laws of 2020.

11 ACTING PRESIDENT BAILEY: Read the  
12 last section.

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

15 ACTING PRESIDENT BAILEY: Call the  
16 roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT BAILEY: Announce  
19 the results.

20 THE SECRETARY: In relation to  
21 Calendar Number 1520, voting in the negative:  
22 Senator Hoylman.

23 Ayes, 60. Nays, 1.

24 ACTING PRESIDENT BAILEY: The bill  
25 is passed.

1           Senator Gianaris, that completes the  
2 reading of the supplemental calendar.

3           SENATOR GIANARIS:    Let's please  
4 move on to the controversial calendar.

5           ACTING PRESIDENT BAILEY:   The  
6 Secretary will ring the bell.

7           The Secretary will read.

8           THE SECRETARY:    Calendar Number  
9 1421, Senate Print 1737, by Senator Skoufis, an  
10 act to amend the Public Health Law.

11          ACTING PRESIDENT BAILEY:   Senator  
12 Gallivan, why do you rise?

13          SENATOR GALLIVAN:   Will the sponsor  
14 yield for a few questions.

15          ACTING PRESIDENT BAILEY:   Will the  
16 sponsor yield for some questions?

17          SENATOR SKOUFIS:    Of course.

18          ACTING PRESIDENT BAILEY:   The  
19 sponsor yields.

20          SENATOR GALLIVAN:   Thank you,  
21 Mr. President.

22                 So in this legislation there is a --  
23 the Commissioner of Health is supposed to get  
24 together with some interested stakeholders,  
25 specifically consultation with interested

1 stakeholders, to ultimately put this together.

2 Who are the stakeholders?

3 SENATOR SKOUFIS: Through you,  
4 Mr. President. Certainly the department would  
5 have discretion in determining who those  
6 stakeholders are.

7 But I would speculate that the  
8 stakeholders would include certainly  
9 distributors, who are central to how this  
10 activity would work. But I'd also imagine they  
11 would include perhaps consumer advocates and  
12 certainly prescription drug companies as well.

13 SENATOR GALLIVAN: Will the sponsor  
14 continue to yield?

15 ACTING PRESIDENT BAILEY: Will the  
16 sponsor continue to yield?

17 SENATOR SKOUFIS: Yes.

18 ACTING PRESIDENT BAILEY: The  
19 sponsor yields.

20 SENATOR GALLIVAN: So the proposed  
21 legislation talks about importing prescription  
22 drugs from one or more other countries. Which  
23 countries does this bill make reference to?

24 SENATOR SKOUFIS: Through you,  
25 Mr. President, the bill does not limit itself to

1 any one country or multiple countries.

2 The department can seek out any  
3 number of countries from anywhere in the world if  
4 they'd like to. Certainly the activity of  
5 importation would be subject to FDA standards and  
6 everything else that would ensure that the  
7 prescriptions are safe.

8 But the bill does not -- certainly  
9 there's been a lot of attention on Canada, but  
10 the bill does not limit itself and this activity  
11 to Canada or any specific country.

12 SENATOR GALLIVAN: Will the sponsor  
13 continue to yield?

14 ACTING PRESIDENT BAILEY: Will the  
15 sponsor continue to yield?

16 SENATOR SKOUFIS: Yes.

17 ACTING PRESIDENT BAILEY: The  
18 sponsor yields.

19 SENATOR GALLIVAN: The governing  
20 federal law that would allow for states to enter  
21 into an importation program -- is the sponsor  
22 aware of any limitations on countries that may  
23 participate in this?

24 SENATOR SKOUFIS: Through you,  
25 Mr. President. So the federal law that is being

1 referenced was passed in 2003. It's the Medicare  
2 Modernization Act. And yes, the federal rules as  
3 they stand speak to Canada, but those are  
4 regulations and those are guidelines. They can  
5 be changed at any time.

6 The state bill before us does not  
7 speak to any specific country.

8 SENATOR GALLIVAN: Thank you.

9 Would the sponsor continue to yield?

10 ACTING PRESIDENT BAILEY: Will the  
11 sponsor continue to yield?

12 SENATOR SKOUFIS: Yes.

13 ACTING PRESIDENT BAILEY: The  
14 sponsor yields.

15 SENATOR GALLIVAN: So of course the  
16 goal of this particular legislation and the  
17 ability of the state to enter into something  
18 where we can import prescription drugs from  
19 Canada -- the goal is to reduce prices.

20 The sponsor's memo talks about the  
21 price of -- the ultimate price of the  
22 prescription drugs, and I'll quote: The product  
23 will be "at the Canadian price without markup  
24 except for cost-based dispensing fee." Does the  
25 sponsor know what these costs will entail and

1       what the cost-based dispensing fee would be?

2                   SENATOR SKOUFIS:     Through you,  
3       Mr. President, the bill would authorize the  
4       department, after earning approval from the  
5       federal government, the FDA, to import drugs that  
6       they deem to materialize a substantial -- quote,  
7       unquote, substantial cost savings to New Yorkers.

8                   And we look to Florida, I think, as  
9       a prime example. They were the first in 2019 to  
10      pass similar legislation. They are in the  
11      process, the final throes of setting up their  
12      program. And the agency head that is dealing  
13      with this in Florida estimates that of the drugs  
14      that they are looking to import, all or most of  
15      the drugs would materialize about a 50 percent  
16      savings to Florida residents because of this  
17      program.

18                  And so yes, there are some start-up  
19      costs that of course would be associated. Many  
20      of them would be offset by the wholesaler fees as  
21      outlined or referenced in this bill. But  
22      certainly there will be a number of FTEs,  
23      employees in a new division, to oversee this  
24      within the Department of Health. Those would be  
25      the start-up costs.



1                   But otherwise I believe that -- and  
2                   the Assembly sponsor believes that the cost  
3                   savings would be substantial if this bill were  
4                   enacted into law.

5                   SENATOR GALLIVAN:     Will the sponsor  
6                   continue to yield.

7                   ACTING PRESIDENT BAILEY:     Will the  
8                   sponsor continue to yield?

9                   SENATOR SKOUFIS:     Yes.

10                  ACTING PRESIDENT BAILEY:     The  
11                  sponsor yields.

12                  SENATOR GALLIVAN:     Thank you for  
13                  the previous answer.

14                  And there's two things that you  
15                  mentioned, and I want to ask about two of these  
16                  particular things. So I'll try to ask them both,  
17                  because they come from your prior answer.

18                  The first would be are any other  
19                  states besides Florida pursuing this? And  
20                  specifically, in dollars, what would the start-up  
21                  costs be if something like this was implemented  
22                  in New York?

23                  SENATOR SKOUFIS:     Through you,  
24                  Mr. President, I appreciate both of those  
25                  questions.

1                   So on the first, in addition to  
2                   Florida, Colorado in 2019 passed a similar  
3                   measure to set up a similar program. I believe  
4                   also Vermont has passed similar legislation. And  
5                   I'm advised that New Mexico has also passed  
6                   similar legislation.

7                   Even though the federal  
8                   authorization was passed in 2003, these states  
9                   have only very recently -- since 2019 -- passed  
10                  these state laws, enacted these state laws. And  
11                  so none of these programs are standing up yet and  
12                  importing drugs. They are in various stages of  
13                  the federal approval process and standing up  
14                  those programs in their respective states. But  
15                  those are the other states that have passed  
16                  similar measures.

17                  And to your second question, I don't  
18                  have a specific dollar figure for you. And that  
19                  stands to reason because at the end of the day  
20                  the Department of Health will have to determine  
21                  just how many FTEs will be required to administer  
22                  and oversee this program.

23                  But that is -- you know, the state  
24                  will not be involved in any, you know,  
25                  construction or distribution itself. That is all

1 left to the private market. The only start-up  
2 costs that I foresee would be within this new  
3 division, new employees at the department.

4 SENATOR GALLIVAN: Will the sponsor  
5 continue to yield?

6 ACTING PRESIDENT BAILEY: Does the  
7 sponsor continue to yield?

8 SENATOR SKOUFIS: Yes.

9 ACTING PRESIDENT BAILEY: The  
10 sponsor yields.

11 SENATOR GALLIVAN: So this has not  
12 yet been implemented in any state that's pursuing  
13 it at this point in time.

14 Does the sponsor know if a drug  
15 supply is actually available from Canada that  
16 would support the program?

17 SENATOR SKOUFIS: Through you,  
18 Mr. President. So the short answer is yes.

19 And looking again to Florida, the  
20 agency that will be overseeing this program,  
21 they've actually set up regulations that would  
22 limit the importation to drugs in Canada that  
23 Canada has an excess supply of.

24 And so if there were ever a concern  
25 here in New York if this bill were enacted, we

1       could promulgate regulations similar to those  
2       that are in Florida.

3               SENATOR GALLIVAN:     Will the sponsor  
4       continue to yield?

5               ACTING PRESIDENT BAILEY:     Will the  
6       sponsor continue to yield?

7               SENATOR SKOUFIS:     Yes.

8               ACTING PRESIDENT BAILEY:     The  
9       sponsor yields.

10              SENATOR GALLIVAN:     So if we have  
11       this program and a patient walks into a pharmacy,  
12       will the patient know if he or she is getting a  
13       prescription drug that's been imported under this  
14       program?

15              SENATOR SKOUFIS:     Through you,  
16       Mr. President, the short answer is yes. And the  
17       bill would require labeling, importation  
18       labeling.

19              SENATOR GALLIVAN:     Will the sponsor  
20       continue to yield?

21              ACTING PRESIDENT BAILEY:     Will the  
22       sponsor continue to yield?

23              SENATOR SKOUFIS:     Yes.

24              ACTING PRESIDENT BAILEY:     The  
25       sponsor yields.

1                   SENATOR GALLIVAN:    If, God forbid,  
2                   something goes wrong with one of these drugs --  
3                   they may be counterfeit or they weren't properly  
4                   stored and they create problems for the patient,  
5                   what recourse does the patient have? Does the  
6                   bill address any recourse that the patient may  
7                   have?

8                   SENATOR SKOUFIS:    Through you,  
9                   Mr. President, certainly counterfeit drugs exist  
10                  presently without importation here in New York  
11                  and in the United States. And so no doubt there  
12                  may well be attempts to export counterfeit or  
13                  other problematic drugs.

14                  However, it's important to note --  
15                  it's essential to note that the drugs that will  
16                  be imported are subject to the same FDA standards  
17                  once they hit the distribution facilities. And  
18                  so, you know, whether it's the big three --  
19                  McKesson, AmerisourceBergen, Cardinal Health, or  
20                  some of the smaller distributors, they are all  
21                  subject to very strict FDA standards. And before  
22                  any drugs are shipped out of their facilities,  
23                  they are inspected, they are checked for exactly  
24                  what you're describing.

25                  SENATOR GALLIVAN:    Will the sponsor

1       yield for one final question?

2                   ACTING PRESIDENT BAILEY:     Does the  
3       sponsor yield?

4                   SENATOR SKOUFIS:     Yes.

5                   ACTING PRESIDENT BAILEY:     The  
6       sponsor yields.

7                   SENATOR GALLIVAN:     How will this  
8       program intersect with health insurance?

9                   SENATOR SKOUFIS:     Through you,  
10      Mr. President, could the -- could my colleague  
11      clarify his -- I'm not sure -- I don't follow.  
12      What are you asking?

13                   ACTING PRESIDENT BAILEY:     Senator  
14      Gallivan, can you clarify the question, please.

15                   SENATOR GALLIVAN:     So individual  
16      patients right now have health insurance; many  
17      cover in some way, shape or form prescription  
18      drugs as this all stands right now.

19                   If this program is implemented, will  
20      mine or any other individual with health  
21      insurance, will their policies still cover this?

22                   SENATOR SKOUFIS:     Through you,  
23      Mr. President, I appreciate the question.

24                   I see no reason why there would be  
25      any issue whatsoever with insurance coverage.

1 We're talking, you know, the same -- whether they  
2 be generic or otherwise -- drugs that would be  
3 imported.

4 And I would suggest that it's very  
5 likely, if not certain, that premiums would be  
6 driven down because the insurance companies would  
7 be outlaying fewer dollars to cover the costs of  
8 these cheaper imported drugs.

9 SENATOR GALLIVAN: On the bill,  
10 Mr. President.

11 ACTING PRESIDENT BAILEY: Senator  
12 Gallivan on the bill.

13 SENATOR GALLIVAN: I'd like to  
14 thank the sponsor for responding to these  
15 questions and trying to attack this issue with  
16 prescription drug prices that we all know are  
17 problematic, and we hear from our constituents  
18 time and time again. And of course we have all  
19 experienced -- many of us have experienced it  
20 with our own family and friends.

21 I will be opposing this bill at this  
22 point in time for a number of reasons. And the  
23 reasons really have to do with what I see as many  
24 unanswered questions. And I know the sponsor did  
25 try to answer this, answer some of these

1 questions. But the bill doesn't specifically  
2 address some of these things that I do think are  
3 important, including liability, supply chain,  
4 whether if in fact there will be a price  
5 reduction or not, and then of course insurance.

6           There's two things that I do want --  
7 that I'd like to make reference to. One of them  
8 has to do with the supply coming from Canada.  
9 And various officials in Canada have spoken out  
10 opposing this. The -- just one of them I'll  
11 quote. This is an acting ambassador to the  
12 United States, a former one, who stated that the  
13 Canadian market is too small to have a real  
14 impact on U.S. drug prices. That concerns me.

15           The second area has to do with  
16 security and the tracking and tracing of these,  
17 and can this really happen.

18           A few years ago, in response to a  
19 proposal in a different state, the National  
20 Sheriffs Association approved a resolution  
21 opposing state importation legislation because  
22 such programs, in their words, would jeopardize  
23 law enforcement's ability to protect the public  
24 health, threaten the safety of our drug supply,  
25 endanger our law enforcement officers and other



1 first responders.

2 For these reasons I will be voting  
3 no. And I again thank the sponsor, first for  
4 bringing -- trying to tackle this very important  
5 issue and trying to explain some of the things in  
6 the bill.

7 ACTING PRESIDENT BAILEY: Are there  
8 any other Senators wishing to be heard?

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

11 Read the last section.

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

14 ACTING PRESIDENT BAILEY: Call the  
15 roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT BAILEY: Announce  
18 the results.

19 THE SECRETARY: In relation to  
20 Calendar 1421, those Senators voting in the  
21 negative are Senators Borrello, Gallivan, Griffo,  
22 Helming, Lanza, O'Mara, Palumbo, Rath and Stec.

23 Ayes, 52. Nays, 9.

24 ACTING PRESIDENT BAILEY: The bill  
25 is passed.

1 THE SECRETARY: Calendar Number  
2 1458, Senate Print 8815, by Senator Krueger, an  
3 act to amend the State Finance Law.

4 ACTING PRESIDENT BAILEY: Senator  
5 Borrello, why do you rise?

6 SENATOR BORRELLO: Thank you,  
7 Mr. President.

8 Will the sponsor yield for a  
9 question?

10 ACTING PRESIDENT BAILEY: Will the  
11 sponsor yield?

12 SENATOR KRUEGER: Yes, I will,  
13 Mr. President.

14 ACTING PRESIDENT BAILEY: The  
15 sponsor yields.

16 SENATOR BORRELLO: Through you,  
17 Mr. President.

18 Senator Krueger, thank you very much  
19 for waiting all this time for our turn.

20 SENATOR KRUEGER: We were reading  
21 other bills on our texts while we were waiting.

22 SENATOR BORRELLO: Yes, we were.  
23 Full disclosure.

24 I understand the need to want to  
25 crack down on those folks that are not paying

1     their taxes. That's a laudable goal. We should  
2     all, you know, endeavor to that.

3                 But we already have vehicles in  
4     place to do that. We have, under the current  
5     Finance Law, the False Claims Act. And from what  
6     I can understand and read from your legislative  
7     justification is that you're saying that if  
8     someone files something falsely, the Attorney  
9     General can go after them. However, if they  
10    don't file at all, that the Attorney General  
11    cannot.

12                But I really don't read that in the  
13    language of the Finance Law. What precludes the  
14    Attorney General from actually going after  
15    someone who does not file? Under current law.

16                SENATOR KRUEGER: Through you,  
17    Mr. President, the dilemma is that when someone  
18    doesn't file taxes, there's no way to find that  
19    out without a whistleblower in some way letting  
20    us know.

21                So we do have a False Claims Act  
22    that covers people who falsely file. But the  
23    universe of people -- and again, these are only  
24    companies who would owe at least a million  
25    dollars, companies or individuals. Most often,

1 based on the data available, they are not living  
2 in New York but they are doing business in  
3 New York and they are not filing a tax here. So  
4 it's basically almost impossible for the AG's  
5 office or the State Department of Tax and Finance  
6 to even know about them because they're not  
7 showing us anything to look at and go, Wait a  
8 second here, something's wrong.

9 So the False Claims Act would  
10 ensure, through the fixing of a loophole, that if  
11 I knew that X Company was doing business in  
12 New York but wasn't paying their taxes, and I  
13 could bring a claim and report that, then the  
14 AG's office could go after it.

15 SENATOR BORRELLO: Mr. President,  
16 will the sponsor continue to yield?

17 ACTING PRESIDENT BAILEY: Will the  
18 sponsor yield?

19 SENATOR KRUEGER: Yes, certainly.

20 ACTING PRESIDENT BAILEY: The  
21 sponsor yields.

22 SENATOR BORRELLO: So there's  
23 nothing in the law that actually prohibits it,  
24 you're just saying we wouldn't necessarily know  
25 about it.

1                   So I guess what would be the next  
2 question -- you know, I'm a business owner  
3 myself, I pay a lot of taxes. I pay sales tax,  
4 for example. I actually have to pay sales tax  
5 monthly, which is a pain. But if I all of a  
6 sudden just stop filing -- I mean, it's not --  
7 there's no loophole that says that, Well, the  
8 joke's on you, I didn't file this month, so you  
9 don't have -- you're not getting my sales tax.

10                   I still don't understand why -- you  
11 can -- there are -- these are big companies  
12 you're talking about. You're talking about  
13 somebody that has a liability in excess of  
14 \$350,000. I would say in almost every case these  
15 are not brand-new companies that sprang up out of  
16 nowhere, this is somebody that should be on the  
17 radar as having paid and now is not paying.

18                   I just don't see -- and the reason I  
19 bring it up is not because it's just closing  
20 loopholes, because this bill does so many things  
21 beyond that that make it very gray. And we'll  
22 get into that in a moment.

23                   So why would we -- again, why would  
24 we have to do this? It's not like it's a  
25 brand-new company out of nowhere, most likely.

1                   SENATOR KRUEGER:    Through you,  
2   Mr. President.  We have no idea whether it's a  
3   brand-new company or not.  In fact, we live in a  
4   world especially with the internet where  
5   brand-new companies are popping up constantly.  
6   And they can be anywhere in the world, they don't  
7   have to have a nexus in New York State or file  
8   anything to become a corporation in New York  
9   State in order to do business here, to be sending  
10  things here to be making money here.

11                   And so I don't agree with my  
12  colleague that these would be people who had  
13  previously paid taxes and then stopped paying  
14  them.  I actually think people who previously  
15  paid taxes probably would show up as potentially  
16  auditable by the Tax and Finance Department  
17  because they might have a unit that goes, Gee,  
18  they were paying for 10 years and then they  
19  stopped, let's check them out.

20                   I think here we are talking about  
21  the situation where they are not filing their  
22  taxes in New York State, hence they can be  
23  getting away with avoiding significant amounts of  
24  tax payment, which is unfair to all the  
25  businesses who are paying their taxes correctly

1 and is giving the operator illegally not paying  
2 their taxes an advantage in a business climate  
3 when the other guys are actually filing their  
4 taxes and following the law.

5 And so it's a particularly  
6 disturbing thing for us to let companies avoid  
7 paying taxes and not choose to do anything about  
8 it.

9 And again, do I think it would be  
10 enormous numbers? No. In fact, the data shows  
11 that it won't be. But the Attorney General's  
12 office has highlighted that under the existing  
13 law that has now been in operation since 2010,  
14 approximately 200 of these cases have been filed.  
15 I believe that only -- so that's about 20 a year.  
16 Only 16 of the cases have been thrown out as  
17 having no legitimacy.

18 And the AG's office reports that in  
19 coordination with her office and the existing  
20 statute -- which has got this loophole in it --  
21 the state has collected over \$460 million in  
22 taxes we would not otherwise have received.

23 So I think it is a win/win. And I  
24 know the Attorney General supports the expansion  
25 of this legislation, I think for the exact

1 reasons I'm describing. It will give us another  
2 tool to go after companies that are failing to  
3 file their taxes in our state but are making  
4 money in our state.

5 SENATOR BORRELLO: Mr. President,  
6 will the sponsor continue to yield.

7 ACTING PRESIDENT BAILEY: Will the  
8 sponsor yield?

9 SENATOR KRUEGER: Yes.

10 ACTING PRESIDENT BAILEY: The  
11 sponsor yields.

12 SENATOR BORRELLO: Through you,  
13 Mr. President. Well, that answer actually kind  
14 of takes me to my next question, because that  
15 money that was recovered was done without closing  
16 this loophole.

17 Which brings me to the point that we  
18 really have a well-funded Tax Department right  
19 now that is vigorously pursuing this. But what  
20 this bill does, your bill does, is it actually  
21 brings in third parties that have no expertise in  
22 tax law, attorneys that can now -- essentially  
23 they're incentivized to aggressively go after  
24 people to get, you know, higher dollar  
25 settlements.



1                   Why do we need to bring in third  
2 party attorneys that have no tax expertise to  
3 bring actions against companies when we already  
4 have a well-funded and, as you just pointed out,  
5 a successful and effective Tax Department that is  
6 bringing this. Why do we have to bring in  
7 third-party private entities?

8                   SENATOR KRUEGER: Well, these  
9 third-party private entities are already in the  
10 system under the existing False Claims Act.

11                  The 200 cases I referenced were  
12 actually qui tam cases brought by outside  
13 whistleblowers or attorneys and then taken up by  
14 the Attorney General's office, often in  
15 coordination with the Department of Tax and  
16 Finance.

17                  So this would not be a new concept  
18 in state law. It exists in state law, and that's  
19 how we've already collected this 460,  
20 \$470 million in not-paid taxes from people who  
21 filed false tax documents. Now we want to, just  
22 through a loophole-closer, make sure we can also  
23 go after people who fail to file their taxes at  
24 all. Because right now we have no mechanism for  
25 penalty on them.

1                   SENATOR BORRELLO:    Mr. President,  
2   will the sponsor continue to yield?

3                   ACTING PRESIDENT BAILEY:   Will the  
4   sponsor yield?

5                   SENATOR KRUEGER:    Yes.

6                   ACTING PRESIDENT BAILEY:   The  
7   sponsor yields.

8                   SENATOR BORRELLO:    So the bill  
9   mentions the word "obligations," which is a very  
10   vague term.  So if we're going after nonfilers,  
11   why don't we just extend that False Claims Act  
12   right now to those taxpayers?

13                   So in other words, if you're adding  
14   something as vague and as broad as "obligations,"  
15   shouldn't we be a little concerned about that and  
16   how that's going to have an impact?  Especially  
17   if we start talking about incentivizing  
18   third parties to go after aggressive claims.

19                   SENATOR KRUEGER:    So I believe  
20   "obligation" is referenced from the federal  
21   equivalent law.

22                   But it basically could, you know,  
23   say to go after people who fail to pay their  
24   taxes intentionally -- again, this is -- you have  
25   to prove intent to defraud New York State

1 government. It's not anybody who fails to file,  
2 it's somebody who intended to commit fraud.

3 So "obligation" is simply saying we  
4 are going to go after you for your obligations to  
5 us, the tax money you owe us.

6 SENATOR BORRELLO: Mr. President,  
7 will the sponsor continue to yield?

8 ACTING PRESIDENT BAILEY: Will the  
9 sponsor continue to yield?

10 SENATOR KRUEGER: Yes, sir.

11 ACTING PRESIDENT BAILEY: The  
12 sponsor yields.

13 SENATOR BORRELLO: Well, this is my  
14 last question for you, Senator Krueger.

15 But the bottom line is if this is  
16 just closing a loophole, why did Governor Hochul  
17 veto this bill last time? This is obviously a  
18 concern for her.

19 SENATOR KRUEGER: I'm so glad you  
20 asked that, because that was our question also.

21 And it was one of her last vetoes --  
22 I believe I got notice of it around 6 p.m. on New  
23 Year's Eve. Again, she was a brand-new Governor,  
24 and her staff was brand-new, and there was really  
25 no way to try to have a conversation with anyone

1     that close to the deadline and most people  
2     already being gone for New Year's Eve by 6 p.m.  
3     on New Year's Eve.

4             And so we have had further  
5     conversations with her and her staff. We have  
6     made a few clarifications in the language of the  
7     bill since when we passed it last year. And I'm  
8     feeling very optimistic that we will not get a  
9     veto this time, because I think sincerely her  
10    counsel's office didn't quite understand all the  
11    ramifications of what the bill was and wasn't.

12            But we have had opportunities now to  
13    speak to them this year, which is why I'm feeling  
14    much more secure that when we do pass this bill  
15    through both houses -- which I hope we do -- it  
16    will be signed by the Governor.

17            SENATOR BORRELLO:    Mr. President,  
18    on the bill.

19            ACTING PRESIDENT BAILEY:    Senator  
20    Borrello on the bill.

21            SENATOR BORRELLO:    Thank you,  
22    Senator Krueger, for your engagement again today.

23            You know, I think probably the  
24    biggest concern for me on this bill is that we  
25    are taking essentially people that are going to

1     become bounty hunters, lawyers that will be out  
2     there that are not experts in tax law, but are  
3     indeed experts in extracting money from others.

4             And that's what's probably most  
5     troubling about this, and I suspect was one of  
6     the reasons why the Governor vetoed it.

7             Now, it's mentioned that you have to  
8     do a million dollars in sales or more. You know,  
9     revenue, sales. A million dollars is not a lot  
10    of money when it comes to gross sales for a  
11    company. Quite frankly, it will be considered a  
12    very small business. But yet the obligation  
13    needs to be \$350,000 or more. Which could be  
14    part of the penalties being pursued by those  
15    private entities.

16            So that concerns me, that we could  
17    be basically trumping up the amount of money owed  
18    in order to meet that \$350,000 threshold for what  
19    could essentially be a small business. And I  
20    know that Senator Krueger is talking about  
21    out-of-state businesses, out-of-country  
22    businesses. But the reality is this applies to  
23    everyone in New York State.

24            So I worry that we're going to be  
25    sending bounty hunters after small businesses

1       because things are so vague. And it's probably  
2       why the Governor vetoed it last time.

3               I'm all in favor of closing  
4       loopholes. I don't want tax scofflaws when folks  
5       like myself who work hard, pay their taxes and  
6       operate a business -- which is a difficult thing  
7       to do in this state -- are following the rules  
8       and others are not. So we want to do the best to  
9       close that loophole. But we have to be cautious  
10      that we're not going to release the hounds, if  
11      you will, on small businesses that may not  
12      deserve to be treated that way.

13              So I will be voting no. Thank you,  
14      Mr. President.

15              ACTING PRESIDENT BAILEY: Are there  
16      any other Senators wishing to be heard?

17              Senator Krueger on the bill or to  
18      explain your vote?

19              SENATOR KRUEGER: On the bill.

20              ACTING PRESIDENT BAILEY: Senator  
21      Krueger on the bill.

22              SENATOR KRUEGER: Thank you so  
23      much.

24              I also -- I want to thank my  
25      colleague for the robust debate.

1                   And I just want to emphasize, again,  
2     we do not have to worry about people who don't  
3     know what they're doing in tax policy rushing in  
4     and filing these court cases and somehow winning  
5     against innocent victims. It hasn't happened in  
6     the 10 years we've had the much broader False  
7     Claims Act. In fact, as shown through the  
8     Attorney General's data, that is not the story,  
9     and in fact it has been the larger companies who  
10    are proven to be in violation of the law  
11    knowingly.

12                  This will open us up simply to an  
13    opportunity to have companies that fail to file  
14    any tax documents with us -- hence making it  
15    extremely easy to avoid identification through  
16    our Tax Department or our Attorney General's  
17    office -- to bring them into the light.

18                  If you bring a bad case because you  
19    can't prove it, you will get thrown out of court,  
20    as we've seen on the first 200 cases where 16 did  
21    get thrown out. And I have no doubt that if  
22    someone comes along and tries to do a fast one or  
23    doesn't know anything about tax law or can't  
24    prove that this entity knowingly violated our  
25    laws, that those will also get thrown out.

1                   And we also can see, with 10 years  
2                   experience, there's no clogging up of the courts.  
3                   There's nothing but sending a clear message that  
4                   in the State of New York, if you expect to do  
5                   business here, we expect you to pay your taxes.  
6                   And if you don't, we're going to do something  
7                   about it.

8                   So I would urge all of my colleagues  
9                   to vote yes. Thank you, Mr. President.

10                  ACTING PRESIDENT BAILEY: Thank  
11                  you, Senator Krueger.

12                  Are there any other Senators wishing  
13                  to be heard?

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

16                  Read the last section.

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

19                  ACTING PRESIDENT BAILEY: Call the  
20                  roll.

21                  (The Secretary called the roll.)

22                  ACTING PRESIDENT BAILEY: Announce  
23                  the results.

24                  THE SECRETARY: In relation to  
25                  Calendar Number 1458, those Senators voting in



1 the negative are Senators Akshar, Borrello,  
2 Helming, Jordan, Oberacker, O'Mara, Ortt,  
3 Palumbo, Stec, Tedisco and Weik.

4 Ayes, 50. Nays, 11.

5 ACTING PRESIDENT BAILEY: The bill  
6 is passed.

7 The Secretary will ring the bell.

8 The Secretary will read.

9 THE SECRETARY: Calendar Number  
10 1491, Senate Print 956, by Senator Gaughran, an  
11 act to amend the Public Health Law.

12 ACTING PRESIDENT BAILEY: Senator  
13 Borrello, why do you rise?

14 SENATOR BORRELLO: Hello again.

15 Mr. President, will the sponsor  
16 yield for a question.

17 ACTING PRESIDENT BAILEY: Will the  
18 sponsor yield?

19 SENATOR GAUGHRAN: Of course.

20 ACTING PRESIDENT BAILEY: The  
21 sponsor of course yields.

22 SENATOR BORRELLO: All right.

23 Through you, Mr. President. Thank you,  
24 Senator Gaughran.

25 Let me start off by saying that I am

1 actually voting in favor of this bill. And I  
2 just have some concerns. You know, you and I are  
3 both veterans of local government. And, you  
4 know, we had a situation recently somewhat  
5 related to this in my district, where the Village  
6 of Mayville found that they had firefighting  
7 foam, which is an emerging contaminant, that had  
8 contaminated their drinking water wells. And it  
9 was shut down and there were -- emergency grants  
10 came in to help them mitigate that. But as we  
11 know, this is probably something that's going to  
12 end up being either -- a class action lawsuit  
13 somewhere down the road.

14 And my concern is what your bill  
15 seems to do is it's going to -- I mean, correct  
16 me if I'm wrong. My first question is, does this  
17 bill basically have a retroactive impact on  
18 grants that would have to be considered as part  
19 of the compensation?

20 SENATOR GAUGHRAN: Through you,  
21 Mr. President, no. The law is effective  
22 immediately.

23 And if we were going to make  
24 something like this retroactive, the Court of  
25 Appeals has said over and over that we would have

1 to very specifically put in the language of the  
2 bill that it is effectively to be retroactive.

3 SENATOR BORRELLO: Mr. President,  
4 will the sponsor continue to yield?

5 ACTING PRESIDENT BAILEY: Would the  
6 sponsor yield?

7 SENATOR GAUGHRAN: Of course.

8 ACTING PRESIDENT BAILEY: The  
9 sponsor yields.

10 SENATOR BORRELLO: So -- but going  
11 forward now, would there be a lookback on grants?  
12 In other words, is there a definition going  
13 forward as to how far back we can look at grants  
14 for that offset with these settlements?

15 SENATOR GAUGHRAN: Through you,  
16 Mr. President. This bill is pretty simple.

17 What we have seen happening --  
18 since, by the way, this Senate and this  
19 Legislature and this state passed laws to give  
20 water districts and water authorities increased  
21 ability to go into court and sue polluters and to  
22 recover money for the taxpayers. What we have  
23 seen now with the implementation of our law is  
24 that there are some verdicts, there's mostly  
25 settlements. And they agree on what the monetary

1 amount is that should go back to the municipal  
2 water entity.

3 And then what the judge says is, Oh,  
4 we're going to reduce that amount of what you  
5 have to pay by the amount of state money that you  
6 got in the grant. Okay? Which means, again,  
7 that the taxpayers will continue to pay for  
8 pollution.

9 So what this simply does is it  
10 requires now that they can't do that. So that  
11 when the water authority, the water district gets  
12 back a certain amount of money, the amount of  
13 that state grant then, rather than just being a  
14 windfall for that district, will now go back to  
15 the state so that the state can put it right back  
16 in, through EFC, to give to other municipal water  
17 entities around the state to help deal with these  
18 pollution problems.

19 SENATOR BORRELLO: Mr. President,  
20 if the sponsor will continue to yield.

21 ACTING PRESIDENT BAILEY: Will the  
22 sponsor continue to yield?

23 SENATOR GAUGHRAN: Yes,  
24 Mr. President.

25 ACTING PRESIDENT BAILEY: The

1 sponsor yields.

2 SENATOR BORRELLO: Thank you for  
3 that explanation. And I'm just trying to get to  
4 the concern that I have.

5 Let's say you're a local government  
6 and you had a situation like we had in Mayville,  
7 where we need an emergency fix, the grant funding  
8 comes in, but we know that somewhere down the  
9 road there's going to be some kind of an action  
10 that has to be taken.

11 Because of this, could we  
12 potentially be looking at a situation where the  
13 state government is going to essentially say to  
14 the local government: We're going to help you  
15 right now, but you need to guarantee us that  
16 you're going to pursue litigation, whether as a  
17 class action lawsuit or individually?

18 And for a small, you know,  
19 village -- it's not the Suffolk County Water  
20 Authority with a dozen lawyers on staff. It's,  
21 you know, a small village with a part-time  
22 attorney that's probably going to have to seek  
23 outside counsel, which could be very expensive.  
24 And the offset that they get might be less than  
25 what the lawyer's fees will be, the attorney's

1 fees for that.

2 So are we creating kind of that  
3 unintended consequence?

4 SENATOR GAUGHRAN: Through you,  
5 Mr. President. No, not at all.

6 This will only apply for those  
7 entities that choose to litigate against the  
8 polluters. And I cannot imagine a situation  
9 where EFC is going to say that, well, we're not  
10 going to give you the money unless you do X, Y  
11 and Z.

12 SENATOR BORRELLO: Mr. President,  
13 will the sponsor continue to yield?

14 ACTING PRESIDENT BAILEY: Will the  
15 sponsor yield?

16 SENATOR GAUGHRAN: Yes.

17 ACTING PRESIDENT BAILEY: The  
18 sponsor yields.

19 SENATOR BORRELLO: So one last  
20 question.

21 So right now, the situation I  
22 described in Mayville, if there is going to be an  
23 eventual lawsuit once this emerging contaminant  
24 officially becomes, I guess -- I'm not an  
25 expert -- becomes a contaminant.

1                   So you're saying that that would not  
2                   count against that award offset because it  
3                   happened prior to this bill -- or this becoming  
4                   law, I should say.

5                   SENATOR GAUGHRAN:     Yes.

6                   SENATOR BORRELLO:     Okay.  All  
7                   right.  Mr. President, on the bill.

8                   ACTING PRESIDENT BAILEY:   Senator  
9                   Borrello on the bill.

10                  SENATOR BORRELLO:     Senator  
11                  Gaughran, thank you very much.  Again, I  
12                  appreciate that.

13                  And my concern is I just don't want  
14                  to -- I want to ensure that there isn't a  
15                  financial calculation being made when we're in an  
16                  emergency situation where a hazard has to be  
17                  mitigated.  And I just want to be very clear that  
18                  this -- there isn't an unintended consequence.

19                  And I think you've answered the  
20                  questions well.  I appreciate that.  That there  
21                  isn't a lookback at this point, we're all looking  
22                  forward.

23                  But even going forward as these laws  
24                  get to be -- you know, this law gets to be  
25                  further down the road, I am just concerned that

1 we never want the state to be in a situation  
2 where they're essentially acting kind of as a  
3 de facto revolving loan fund requiring the  
4 entities, the municipalities somewhere down the  
5 road to have to sue in order to recoup as much as  
6 possible of the taxpayers' money. Because the  
7 first concern for government is always the  
8 protection of its citizens, and water safety is  
9 certainly a foundation of something we need to  
10 protect.

11 So with that being said, I'm going  
12 to support this bill. And thank you for  
13 clarifying those questions.

14 SENATOR GAUGHRAN: Through you,  
15 Mr. President. Thank you so much, Senator  
16 Borrello.

17 And on the bill --

18 ACTING PRESIDENT BAILEY: Senator  
19 Gaughran on the bill.

20 SENATOR GAUGHRAN: It's pretty  
21 simple. You know, on Long Island we have a  
22 sole-source aquifer. We are now finding out that  
23 there are emerging contaminants, all sorts of  
24 contaminants that continue to get into our  
25 drinking water.



1                   We as a state are spending hundreds  
2                   and hundreds of millions of dollars for the  
3                   municipalities. The municipalities are spending  
4                   a lot more that they're putting right on the  
5                   backs of the taxpayers. There is never going to  
6                   be enough money from the state -- I wish the  
7                   federal government would step up and provide more  
8                   money for this -- so it's going to continue to be  
9                   on the backs of the taxpayers.

10                  What we're trying to do here is to  
11                  say when somebody pollutes, when they get caught  
12                  and they go into court and a judge is going to  
13                  award money to that municipal entity, that that  
14                  polluter cannot take advantage of the previous  
15                  grant money that had already been given to the  
16                  municipality. And so that that money can go back  
17                  to the state to go back to localities.

18                  So I will be voting in the  
19                  affirmative. Thank you, Mr. President.

20                  ACTING PRESIDENT BAILEY:    Thank  
21                  you, Senator Gaughran.

22                  Are there any other Senators wishing  
23                  to be heard?

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

1                   Read the last section.

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

4                   ACTING PRESIDENT BAILEY:   Call the  
5   roll.

6                   (The Secretary called the roll.)

7                   ACTING PRESIDENT BAILEY:   Announce  
8   the results.

9                   THE SECRETARY:    Ayes, 61.

10                  ACTING PRESIDENT BAILEY:   The bill  
11   is passed.

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

14                  SENATOR GIANARIS:   Thank you,  
15   Mr. President.  Back to motions for a quick  
16   moment.

17                  I offer amendments to the following  
18   bills on Third Reading Calendar and ask that they  
19   retain their place on said calendar:

20                  By Senator Kennedy, page 11,  
21   Calendar 423, Senate Print 7855;

22                  And by Senator Parker, page 25,  
23   Calendar 881, Senate Print 5891F.

24                  ACTING PRESIDENT BAILEY:   The  
25   amendments are received, and those bills will

1 retain their places on the Third Reading  
2 Calendar.

3 SENATOR GIANARIS: I wish to call  
4 up Senator Mannion's bill, Senate Print 7023,  
5 recalled from the Assembly, which is now at the  
6 desk.

7 ACTING PRESIDENT BAILEY: The  
8 Secretary will read.

9 THE SECRETARY: Calendar Number  
10 118, Senate Print 7023, by Senator Mannion, an  
11 act directing the Commissioner of Health to  
12 conduct a study on the rates of reimbursement  
13 made through the New York State Medicaid durable  
14 medical equipment.

15 SENATOR GIANARIS: Move to  
16 reconsider the vote by which the bill was passed.

17 ACTING PRESIDENT BAILEY: Call the  
18 roll.

19 (The Secretary called the roll.)

20 THE SECRETARY: Ayes, 61.

21 ACTING PRESIDENT BAILEY: The bill  
22 is restored to its place on the Third Reading  
23 Calendar.

24 SENATOR GIANARIS: I offer the  
25 following amendments.

1                   ACTING PRESIDENT BAILEY:    The  
2   amendments are received, and the bill will retain  
3   its place on the Third Reading Calendar.

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

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

8                   SENATOR GIANARIS:    I move to  
9   adjourn until tomorrow, Wednesday, May 25th, at  
10   11:00 a.m.

11                   ACTING PRESIDENT BAILEY:    On  
12   motion, the Senate stands adjourned until  
13   Wednesday, May 25th, at 11:00 a.m.

14                   (Whereupon, at 7:11 p.m., the Senate  
15   adjourned.)

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