NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

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REGULAR SESSION

SENATOR JAMAAL T. BAILEY, Acting President

ALEJANDRA N. PAULINO, ESQ., Secretary

P R O C E E D I N G S

ACTING PRESIDENT BAILEY: The Senate will come to order.

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

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

ACTING PRESIDENT BAILEY: Rabbi Rachel Timoner, of Congregation Beth Elohim, in Brooklyn, will deliver today's invocation.

Rabbi.

RABBI TIMONER: (In Hebrew.)

God of all the world, our lives are in Your hands. We are grateful, as Your creatures, for the life You've given us, for the blessing that is life. Grant that blessing upon the people of the State of New York and on this august body, which aims to serve the people.

We, many of us, strive in our lives to discern and do Your will. We strive to honor the lives You've given us. You've given us incredible ingenuity and the power to innovate in medicine to care for human bodies and human lives, to prolong those lives sometimes 10 years, 20 years, sometimes even 50 years. And that is

such a gift and such a blessing.

So too we ask You today to give us the courage to look upon those in our state who are right near the end of their lives, who are suffering, who are crying out in that suffering and asking for mercy. We call You Harachaman, the Compassionate One, the source of mercy. Help us embody Your mercy as we relieve people of their suffering, as we respond to their cry, as we allow them to release their bodies and return their souls to You when they are at the very end of their lives.

We ask for Your courage and we ask for Your mercy. As the prophet Micah said, Only this do I ask of you: Do justice, love mercy, and walk humbly with your God.

Amen.

(Response of "Amen.")

ACTING PRESIDENT BAILEY: Reading of the Journal.

THE SECRETARY: In Senate, Sunday, May 21, 2023, the Senate met pursuant to adjournment. The Journal of Saturday, May 20, 2023, was read and approved. On motion, the Senate adjourned.

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

Presentation of petitions.

Messages from the Assembly.

The Secretary will read.

THE SECRETARY: Senator Krueger moves to discharge, from the Committee on Judiciary, Assembly Bill Number 1142 and substitute it for the identical Senate Bill 155, Third Reading Calendar 131.

Senator Ramos moves to discharge, from the Committee on Codes, Assembly Bill Number 836 and substitute it for the identical Senate Bill 2518A, Third Reading Calendar 259.

Senator Mayer moves to discharge, from the Committee on Housing, Construction and Community Development, Assembly Bill Number 2134A and substitute it for the identical Senate Bill 2294A, Third Reading Calendar 367.

Senator Mannion moves to discharge, from the Committee On Corporations, Authorities and Commissions, Assembly Bill Number 5518 and substitute it for the identical Senate Bill 5711, Third Reading Calendar 617.

Senator Addabbo moves to discharge,

from the Committee on Racing, Gaming and Wagering, Assembly Bill Number 3528 and substitute it for the identical Senate Bill 2779 --

ACTING PRESIDENT BAILEY: Excuse me. A little bit of order in the house, please. Thank you.

THE SECRETARY: -- Third Reading Calendar 752.

Senator Parker moves to discharge, from the Committee on Corporations, Authorities and Commissions, Assembly Bill Number 1368A and substitute it for the identical Senate Bill 406A, Third Reading Calendar 872.

Senator Liu moves to discharge, from the Committee on Codes, Assembly Bill Number 4023A and substitute it for the identical Senate Bill 6088, Third Reading Calendar 1002.

ACTING PRESIDENT BAILEY: So ordered.

Messages from the Governor.

Reports of standing committees.

Reports of select committees.

Communications and reports from state officers.

Motions and resolutions.

Senator Gianaris.

SENATOR GIANARIS: Good afternoon, Mr. President.

On behalf of Senator May, I wish to call up Calendar 764, Assembly Bill 2873A, and move to reconsider the vote by which the Assembly bill was substituted for Senate Print 5621A on the order of third reading.

ACTING PRESIDENT BAILEY: The Secretary will read.

THE SECRETARY: Calendar Number 764, Assembly Number 2873A, by Assemblymember Kelles, an act to amend the Public Officers Law.

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 57.

ACTING PRESIDENT BAILEY: So ordered.

SENATOR GIANARIS: I now move that Assembly Bill 2873A be recommitted to the Committee on Investigations and Government Operations and the Senate bill be restored to the order of Third Reading Calendar.

ACTING PRESIDENT BAILEY: So ordered.

SENATOR GIANARIS: I offer the following amendments.

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

SENATOR GIANARIS: I also have amendments to the following Third Reading Calendar bills.

By Senator Myrie, page 16, Calendar Number 462, Senate Print 5268;

Senator Parker, page 24, Calendar Number 667, Senate Print 5974;

Senator Kavanagh, page 28, Calendar Number 746, Senate Print 2943A;

Senator Kavanagh, page 29, Calendar Number 747, Senate Print 2980B;

Senator Persaud, page 31, Calendar Number 776, Senate Print 6424A;

Senator Liu, page 36, Calendar Number 845, Senate Print 3252;

Senator Addabbo, page 37, Calendar Number 863, Senate Print 2163A;

Senator Gianaris, page 49, Calendar

Number 981, Senate Print 448A;

Senator Sanders, page 51, Calendar Number 998, Senate Print 1731B;

Senator Parker, page 9, Calendar Number 237, Senate Print 2935B;

Senator Kavanagh, page 33, Calendar Number 815, Senate Print 643B;

And Senator Ramos, page 49, Calendar Number 982, Senate Print 1803.

ACTING PRESIDENT BAILEY: Those amendments are received, and those respective bills will retain their place on the Third Reading Calendar.

Senator Gianaris.

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

Senate Print Numbers 1873, 1733, 209, 208, and 5036.

ACTING PRESIDENT BAILEY: The Secretary will read.

THE SECRETARY: Calendar Number 181, Senate Print 1873, by Senator Webb, an act to amend the Executive Law;

Calendar Number 196, Senate Print 1733, by Senator Mayer, an act to amend the Education Law;

Calendar Number 401, Senate Print 209, by Senator Cleare, an act to amend the Education Law;

Calendar Number 430, Senate Print 208, by Senator Cleare, an act to amend the State Technology Law;

Calendar Number 516, Senate Print 5036, by Senator May, an act to amend the Education Law.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 57.

ACTING PRESIDENT BAILEY: Those bills are restored to their places on the Third Reading Calendar.

SENATOR GIANARIS: I now offer the following amendments.

ACTING PRESIDENT BAILEY: The

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

SENATOR GIANARIS: Please recognize Senator Lanza.

ACTING PRESIDENT BAILEY: Senator Lanza.

SENATOR LANZA: Mr. President, amendments are offered to the following Third Reading Calendar bills:

On behalf of Senator Palumbo, page 11, Calendar Number 306, Senate Print 2500;

And Senator Helming, page 40, Calendar Number 894, Senate Print 3444.

Mr. President, I now move that these bills retain their place on the order of third reading.

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

Senator Gianaris.

SENATOR GIANARIS: Okay, Mr. President. Just to give members a sense of what we're going to do today, in addition to the calendar, before the calendar, we have numerous

resolutions and introductions. We're going to take a couple of the introductions up right away because there are people who are on a time sensitivity. But we are then going to simultaneously have Rules and resolutions.

So let me begin by taking the privilege of introducing someone who sat in the chair -- well, not the actual chair, but at this desk, for many years, who is up -- a friend of Senator Krueger's, I know; they've gone back and forth throughout the years.

But please welcome former Senator John DeFrancisco here back to the chamber.

(Standing ovation.)

ACTING PRESIDENT BAILEY: Senator Gianaris.

SENATOR GIANARIS: And now we'll recognize Senator Skoufis for a quick introduction.

ACTING PRESIDENT BAILEY: Senator Skoufis for the purposes of an introduction.

SENATOR SKOUFIS: Thank you very much, Mr. President.

And thank you to our deputy leader for accommodating my guests' schedule today.

I rise, as I have each year since COVID, at least, to recognize the valedictorians and salutatorians from the, in this case, 13 high schools from throughout the 42nd Senate District. If all my colleagues were wondering what that extra energy in the room was here today, it's the brain power that's emanating from the gallery behind me.

And I want to specifically acknowledge the guests who are here, and they include valedictorians and salutatorians Karina Liba; Morgan Gagnon; Parker Givens; Serena Yeddu; Ana Loter; Jeremy Stoll; Chloe Gilland; Lilian Bentley; Austin Baringer; Juliana Speckenbach; Kory Dixon; Madeline Williams; Jamie Calub; Colby Zupetz; Rebecca Magnetico; Zachery Imhoff; Joseph Santiago; Timothy Raines; Trevor Stevens; Thomas Kanz; and Jacqueline Brienza.

And of course no one could get to that status, that level of success on their own as they move through their educational career, and so I also want to acknowledge all the parents and the faculty members who join them and that have certainly helped them along to get to this

point in their graduation.

Whether they move to work or travel or the military or college, I know that there are great things ahead in their future. And so I ask you, Mr. President, if you can afford them all of the warmest welcomes and wish them well as they move forward, certainly today as they enjoy the Senate and take in the Capitol and some of our proceedings, but more importantly as they move forward.

And I want to thank them again for visiting, and their parents and their faculty.

ACTING PRESIDENT BAILEY: To our academic achievers, we welcome you on behalf of the Senate. We extend to you the privileges and courtesies of this house.

Please rise and be recognized.

(Standing ovation.)

ACTING PRESIDENT BAILEY: Senator Gianaris.

SENATOR GIANARIS: As I mentioned, Mr. President, we're going to now call an immediate meeting of the Rules Committee in Room 332, and then simultaneously take up resolutions, beginning with previously adopted

Resolution 1002, by Senator Chu. We'll have that resolution's title read and recognize Senator Chu to speak on the resolution.

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

The Secretary will read the resolution.

THE SECRETARY: Senate Resolution 1002, by Senator Chu, memorializing Governor Kathy Hochul to proclaim May 2023 as Asian American Pacific Islander Heritage Month in the State of New York.

ACTING PRESIDENT BAILEY: Senator Chu on the resolution.

SENATOR CHU: Thank you, Mr. President.

Today I rise to celebrate the month of May as AAPI, Asian American Pacific Islander Heritage Month.

I take great pride in my own heritage, and I'm honored to represent Asian Americans in my district and throughout the state.

Asian and Pacific Islander Americans

have contributed immensely to many sectors of our lives. Many have fostered our nation's successful businesses, while others have been leaders in government, science, medicine, the arts, our armed forces, education, and sports. And many live in deep poverty and struggle every single day.

As one of the fastest-growing demographics, the AAPI people are a vastly diverse population that cannot continue to be seen as one particular stereotype. And this resolution proclaiming May as AAPI Heritage Month continues to reaffirm New York's commitment to diversity and equal opportunities for all.

Today is absolutely a special day. We have over 100 guests joining us in this chamber, and I want to thank all of the individuals who took the time out of the day and came up to celebrate with us.

Today we have many community groups such as CPC, UCA, PCR, Fuzhou Senior, NY Team Up and Mahalla USA.

Joining them are constituents from my district -- and for many of them, it is their first time in Albany.

This is just a small sample of New Yorkers that we impact every day through the policies that this Legislature enacts. These are the faces and people that rely on this great body to work for them in making the state a better and more equitable space for all.

Now allow me to say a few words in their language to welcome them. {In Chinese.}

Now, Mr. President, thank you for allowing me to have this opportunity to speak on this reso, and I would like to welcome our guests and extend to them the privileges of the floor.

Thank you.

(Applause.)

ACTING PRESIDENT BAILEY: Thank you, Senator Chu.

We will recognize guests at the point -- this is a very popular resolution. We want more people to speak on it.

Senator Liu on the resolution.

SENATOR LIU: Mr. President, thank you for calling on me.

Let me thank Senator Iwen Chu, who is a fast-rising star in her first year in the State Senate, for sponsoring this important

resolution. And I agree with everything that Iwen has said already.

I will only add that Asian Pacific Americans, you know, we've had a rough few years. We never really had it easy. But these last few years have been especially difficult with not only a global pandemic but a secondary virus of extreme anti-Asian hate. We've all seen it. Most of us, if not everybody in this chamber, has attended too many rallies against anti-Asian hate.

And that anti-Asian hate comes because in many ways Asian-Americans are still invisible. People don't know much about Asian-Americans. Two years ago there was a survey at the height of the anti-Asian hate; 2,000 Americans were surveyed about Asian Americans, asking them a simple question: Can you name one Asian American?

Fifty-eight percent of these 2,000 Americans had no answer.

And the other 42 percent, the most common answer was Jackie Chan. You know, his movies are a little too goofy for my taste. But Jackie Chan's okay -- but the guy's from

Hong Kong.

And then the second-most popular response was Bruce Lee. I actually love Bruce Lee movies, but the guy's been dead for 30 years, rest his soul.

The point is that Asian Americans are still too often and too extremely invisible, which is why this resolution is so important. Which is why it was very meaningful that we had a celebration of Asian Pacific American Heritage Month, the month of May, today in the LOB. I thank all of our colleagues who were able to make it. Plus the food wasn't bad, don't get me wrong.

But it's important to recognize the contribution of Asian Pacific Americans and to make us more visible, including providing more resources for our communities, the organizations in our communities, to make people in our communities less vulnerable to the anti-Asian hate.

I thank my colleagues and the leader for the 30 million -- historic $30 million allocation in the State Budget this year to provide the badly needed funds for these

organizations.

And I also thank our leaders and our colleagues here for their consideration of a bill that would finally, at long last, include the teaching of the Asian American experience in our history and social studies classes across the State of New York.

Mr. President, I proudly vote yes on this resolution.

ACTING PRESIDENT BAILEY: Senator Comrie on the resolution.

SENATOR COMRIE: Thank you, Mr. President.

I rise to vote yes on this resolution and to recognize the Asian American Pacific Islander community and all of those that have been responsible.

I just want to echo what my colleagues said, that it's important that we recognize in our state curriculum and state opportunities to educate people about all of the ethnicities within our state. And I hope that we can make sure that that bill is passed also.

So I want to recognize the Sikh community, who was also here, as you can see

from my head wrap, today. They were giving -- doing head wraps on the third floor if anybody was interested. I was honored to be able to have my head wrapped by distinguished members of the Sikh community today.

I vote aye on the resolution.

Thank you.

ACTING PRESIDENT BAILEY: Senator Gounardes on the resolution.

SENATOR GOUNARDES: Thank you, Mr. President.

I too rise to pay tribute to the incredible and rich diversity of New York's AAPI community.

I want to thank Senator Chu for the resolution. I echo fully her comments as well as Senator Liu's comments.

You know, the Asian-American community is the fastest-growing community in the borough that I call home, the borough of Brooklyn. In the last decade we saw that population in Brooklyn increase by 40 percent, making it the fastest-growing group in the largest would-be -- one of the largest cities in this country.

And as my colleagues have already said, for far too many of us that community is still invisible. Even though they live alongside us, they live in our neighborhoods, ride our trains, operate our stores, go to school with our kids. And there's a reason why for many of us they are invisible, and that's because for a long time we have ignored their stories, we have ignored their experiences. And not just because of COVID and not just because of the wave of Asian hate, but going back for decades, for centuries, the history of exclusion and hatred and bigotry towards Asian-Americans is longstanding in this country.

But it's resolutions like this that we often do on the floor, where we have a moment to call attention to groups that have historically been marginalized or forgotten, and say to them that we have not forgotten, that we will not forget you, and that we will do better by you and by your communities.

Which is why funding like the $30 million AAPI equity budget is so critically important and why it's been a significant win in this Legislature over the last couple of years to

fund the groups and the programs that help provide services to these communities.

I thank so many of the friends that I recognize here from Brooklyn for joining us here today. I hope you enjoy your time here in the Capitol. And we look forward to continuing to work with you and alongside you and the communities that you serve and represent, so we can make sure that all New Yorkers, regardless of where they come from or when they came here, can truly live here with dignity and respect.

With that, Mr. President, I proudly vote aye.

ACTING PRESIDENT BAILEY: Senator Ryan on the resolution.

SENATOR RYAN: Thank you, Mr. President.

Thank you, Senator Chu, for bringing this important resolution.

I rise today to recognize AAPI Heritage Month. I spent part of the weekend at the Buffalo Niagara Heritage Village celebrating the Asian American Pacific Islander heritage celebration. And it was a great day out in Amherst, and we had people representing

communities from Myanmar, Bangladesh, China, India, so many other countries. And the fastest-growing population in Buffalo, New York, right now are Asian-Americans.

We had the first increase in our census in both the city and the county in over 30 years. And if you dug into those numbers, the new Americans coming into Western New York are coming from Asia. The people coming in are quickly integrating into the school districts, entering leadership positions, opening businesses.

So I had a great time yesterday at the festival, and I look forward to more festivals. But really we're very happy in New York with the changes we've been making, especially with the money we've put aside this year for the AAPI hate crimes. We all know we've seen a rise of hate crimes aimed specifically at Asians. This money is going to be helpful. It's going to be disseminated all around New York State.

So thank you again, Senator Chu, for bringing this important resolution, and I proudly vote in the affirmative.

ACTING PRESIDENT BAILEY: Senator Thomas on the resolution.

SENATOR THOMAS: Thank you, Mr. President.

I want to start off by saying ditto to everything my colleagues have already said.

Thank you to Senator Chu and the OG, Senator Liu, for everything that he has done as one of the first Asian Americans to come up in politics from New York City, as a City Council member, to Comptroller, and now to State Senate.

We stand on your shoulders. And the glass ceiling that we are breaking now is because of everything that you've done in the past decade or so.

We are one of the fastest-growing communities here in New York. And we are no longer sitting by and allowing us to be called the model minority. Our numbers here have actually increased in the Legislature. I still remember back in 2019 when Senator Liu and I were the first Asian Americans to set foot in this chamber. And now we are joined by Senator Chu and Senator Cooney.

And we will have more in this

chamber going forward, because we are a community that wants to do good in New York. And we want to make New York better. And we've been able to do that through other professions like, you know, we have so many doctors and engineers, IT professionals. And now we are in politics, to make sure that our constituents have a better life.

And I thank my colleagues for showing up today at our annual festivities on the third floor of the LOB. And we're going to continue to do that, and we're going to grow in numbers.

And thank you for bringing this resolution. And thank you to all the guests that showed up today as well.

I vote in the affirmative. Thank you.

ACTING PRESIDENT BAILEY: Senator Martins on the resolution.

SENATOR MARTINS: Thank you, Mr. President.

I too rise to support the resolution and thank the sponsor for having brought it to the floor. I think we all join together today in

opposing hate in all forms. And as we celebrate Asian American and Pacific Islander heritage here in New York State, we stand together in opposing hate as it's been manifested against Asian Americans and Pacific Islanders. And we've seen it in our communities.

Just last week I had the privilege of having Senator Liu in my district for a forum that was organized in Great Neck, in one of our parks, by two high school students that brought the community together to discuss just this issue.

So whether it's Great Neck in Nassau County or Manhasset or Jericho or Syosset or Plainview or New Hyde Park, Mr. President, the Asian community is not only growing, it's an integral part of our local communities. And the success that they have had is something that we should all stand, frankly, and acknowledge.

But it's just beyond words. I think we have a responsibility here on the floor of the Senate to make sure that as we go forward and we discuss issues like standards, goals, anti-Asian hate, we have to make sure that the policies that we support here on the floor actually honor the

words that we also have here and that are included in this resolution.

You know, all too often we find great success, academic success, in the Asian American community in our local communities, and that success has led to great success not only in Ivy League schools and highly ranked colleges across the country, but more and more, Mr. President, we find that institutions of higher learning having actually placed quotas when it comes to entrance to these institutions of higher learning, based not on academic achievement but based on racial background.

Mr. President, I would argue that there's no place for that anywhere in this country, certainly not in this chamber or in this state. And as long as we stand together, both sides of the aisle, against such policies, I think we send a clear message to the Asian-American community throughout New York State that yes, if you work hard, if your children work hard, if they achieve academically, they can go anywhere they want in the country without fear that someone's going to pin an artificial restraint on their ability to succeed,

Mr. President.

I think that's what we're called on to do. Policies like that, based on achievement and not based on race or singling out any single group.

So I proudly stand and vote aye and encourage that as we go forward throughout the year, and in the remainder of this session, we keep these thoughts in mind.

Thank you, Mr. President.

ACTING PRESIDENT BAILEY: Senator Jackson on the resolution.

SENATOR JACKSON: Thank you, Mr. President.

And my colleagues, I rise to support the resolution celebrating Asian American Pacific Islanders Month.

And let me just thank my colleagues Senator Chu, Senator Liu and others, Senator Thomas, for diversifying our chambers.

I came into the chambers in January 2019 from the City Council, and John Liu and I, we came into the City Council together. And we said that we had one and a half Asians in the City Council. And you would say, Well, where is

that at? You're not Asian. My dad was Chinese, Eddie York Chu. And so people said, Well, you don't look like him. I said, That's my dad, whether I look like him or not.

And so I say to all of you, don't judge a book by its cover. Read it. Get to know it. And thus if you know about the Asian Americans Pacific Islanders, as my colleagues have said, this is the growing population in the New York City metropolitan area, and people that are working hard in order to ensure that their families are successful, their kids get a good education. And that's what life is about.

So to my colleagues and all of the visitors, let me say this to you. Congratulations. Senator Chu, Senator Liu, Kevin Thomas, and all others involved in this resolution. I vote aye.

ACTING PRESIDENT BAILEY: While our guests had to depart, unfortunately, we would like to take a moment to recognize them. So please rise and recognize our guests in absentia.

(Standing ovation.)

ACTING PRESIDENT BAILEY: Senator

Gianaris.

SENATOR GIANARIS: Next up, Mr. President, we're going to take up two previously adopted resolutions together, previously adopted Resolution 726 and previously adopted Resolution 727, both by Senator Borrello, read their titles, and recognize Senator Borrello to speak on both resolutions simultaneously.

ACTING PRESIDENT BAILEY: The Secretary will read.

THE SECRETARY: Senate Resolution 726, by Senator Borrello, commending Lidia Matticchio Bastianich upon the occasion of her designation as the 2023 Italian American of the Year by the New York Conference of Italian American State Legislators.

Senate Resolution 727, by Senator Borrello, memorializing Governor Kathy Hochul to proclaim May 22, 2023, as Italian American Day in the State of New York.

ACTING PRESIDENT BAILEY: Senator Borrello on the resolutions.

SENATOR BORRELLO: Buongiorno, Mr. President. Thank you very much. Thank you for stopping by today.

Today it is an honor for me, as the president of the New York Conference of Italian American State Legislators, to declare today, May 22, 2023, as Italian American Day here in New York State.

For five decades this conference has celebrated the tradition of our Italian American heritage and the success it has had in our state and nation. With approximately 3 million residents of Italian heritage -- the most of any state in the nation -- the history and culture of New York State has been enriched by the contributions of Italian Americans.

As part of this celebration, we recognize an individual whose contributions have enriched the Italian American legacy and benefited our state and our nation. This year's honoree is Lidia Bastianich, an Emmy award-winning public television host, best-selling cookbook author and successful restaurateur who shares her passion for cooking with millions, and whose personal story is inspiring.

As a child, Lidia Bastianich's family lived in Istria, which is a part of Italy. After World War II it became part of

Communist Yugoslavia. Lidia and her family fled in order to escape Communist rule. She and her family ended up spending two years in a refugee camp before finally securing a visa to come to America in 1958, where they settled in Queens.

She opened her first restaurant in Queens at the age of 24, and within a few short years was at the forefront of the New York culinary scene.

Over the years she's expanded her restaurant empire, partnering with her children and other respected chefs to open multiple successful restaurants across the United States.

She started her own television series on PBS, which became "Lidia's Italian Table." Since then she has hosted additional public television series, including "Lidia's Family Table," "Lidia's Italy," "Lidia's Italy in America," and "Lidia's Kitchen."

She's the author of a memoir, My American Dream: A Life of Love, Family and Food. And she's published numerous cookbooks coauthored with her daughter, Tanya.

In addition to her television show and books, Lidia is both a restaurateur and

partner in Eataly, the largest Italian marketplace in the world. If anyone's ever been there, it's an amazing place.

Lidia is an inspiration and example of Italian Americans whose lives and careers have helped enrich the Italian American legacy. She is truly extraordinary. And she is our Italian American of the Year honoree, and we are privileged to have her here with us today.

She's also here today with her family friend and fellow restaurateur and business partner Angelo Vivolo, who along with Lidia can claim to have cooked for two popes -- Pope Francis in 2015 and Pope Benedict in 2008, during their visits to New York.

We are honored to have them join us in the Senate chamber today.

ACTING PRESIDENT BAILEY: Thank you, Senator Borrello.

Senator Scarcella-Spanton on the resolution.

SENATOR SCARCELLA-SPANTON: Thank you, Mr. President.

I am so excited to rise to support today's resolution honoring Italian American Day

in New York State.

I wanted to thank Senator Borrello for all his work to designate May 22nd as Italian American Day, and I would also like to thank my colleagues in the Conference of Italian American State Legislators for hosting the Italian American Day Mulberry Street Fair and all of today's amazing food and festivities.

As my last name suggests, I am indeed Italian -- shocking to probably nobody -- and I represent some of the most rich Italian neighborhoods in the entire state and the entire country.

I am actually thinking a lot today about my childhood growing up. My great-grandparents came over from Italy to Hazleton, Pennsylvania, where my dad is from, and they opened up a storefront in the house that they lived in. So growing up I can think of the Italian sauce cooking in their house, I think of the pizzelles, and most importantly I think of my dad, Michael Scarcella, who was a proud Italian American. He ended up leaving Hazleton, Pennsylvania. He went to school at NYU. He was a public education teacher teaching seventh-grade

social studies for many, many years. And I am proud to stand here today as his daughter.

And I just want to say thank you for this resolution, and I proudly vote aye.

Thank you.

ACTING PRESIDENT BAILEY: Senator Harckham on the resolution.

SENATOR HARCKHAM: Thank you very much, Mr. President.

First, I want to thank Senator Borrello for this resolution and for hosting all of the festivities today.

Like many of us, I've met a lot of people in this career of public service. I've met presidents, I've met U.S. senators, I've met governors, and my daughters have always been very jaded. But when I sent my daughters a selfie I took with Lidia today, I was suddenly cool and relevant again.

(Laughter.)

SENATOR HARCKHAM: So I thank you for that, and we honor you. It's great to see you.

Why is the guy with the WASP-y last name standing for an Italian American heritage

resolution? Well, my grandmother, Michelina Gattuso, came from Sicily right after World War I. And she came to this country and -- with her family, with nothing. They came because of the poverty and the famine after World War I. And they came and they got here, and she found work as a seamstress down in the Garment District at age 16. And then in the Depression, they lived together as one -- all the large extended families came together, and that's how they got by.

And the other thing I want to add. I want to thank Senator Chu for her resolution, because my life partner is Korean. And very similar circumstances -- she was born shortly after the Korean War in great famine and great poverty, and eventually found her way to the United States seeking opportunity as well.

So the theme is we all come from somewhere. Three of my four grandparents are immigrants. And it's that spirit and energy and hard work and ethos that constantly reignites the passion of what it means to be an American, what our economy can achieve.

And so I'm proud to vote aye on both

of the resolutions because this is really the heart of who New York is.

Thank you, Mr. President.

ACTING PRESIDENT BAILEY: We'll go back to Senator Borrello.

SENATOR BORRELLO: Thank you, Mr. President.

It's a big day here, and the conference, the Italian American Conference is very proud to have others in here today. We have -- as part of our program we raised money to provide scholarships. We have four winners that were taken from across New York State. Three of them are over in the Assembly, but I'm proud to say that one is here today, and actually from my district.

Jack DeRose is a senior at Olean High School. He's earned High Honor Roll throughout his high school career and received the Scholar Athlete Award for his achievements on the varsity basketball and cross-country teams.

He volunteers in the community at the St. John's Church yearly Italian Festival; at the Coaches versus Cancer and Golf to Fight Cancer fundraisers; the Olean Warming House soup

kitchen, and the Salvation Army. And although it's not a requirement to be an Italian American, I'm proud to say Jack is a fourth-generation Italian American.

He will be attending St. Bonaventure University in the fall, majoring in business and finance. He's here with his parents, Mike and Melissa DeRose, and his grandparents, Richard and Susan Law and Rita DeRose. I'd like to extend warm congratulations to them as well.

And also, in addition to that, we have another distinguished group here. It is the Lieutenant Detective Joseph Petrosino Association of America. Here with us is Bob Fonti, the president; Joseph Scelsa, the honorary chairman; Carol D'auria, the honorary chairwoman; Anthony Bonomo; Ronny Stern; and John Schneidawin.

So thank you all for being here.

ACTING PRESIDENT BAILEY: Thank you, Senator Borrello.

Senator Mattera on the resolution.

SENATOR MATTERA: Thank you, Mr. President.

This is a very proud day for me and all Italian Americans. And I just want to thank

Senator Borrello for bringing this forward for May 22nd to be Italian American Day.

You know, for me, you know, to be an Italian American is something special because it's family values that was brought to me, especially having people to come to my home and have an open home, especially being with Italians and having all kinds of food and sitting there and, you know, talking about family. Because like I always say, without family we don't have anything.

You know, Senator Borrello mentioned somebody that's up in here, up in the chamber is a gentleman named Robert Fonti. And there's somebody that is a mentor to me, it's somebody that always -- is always in my kitchen cabinet, that will always be there to give a helping hand to everybody.

And that's what I was brought up, to make sure I was going to be giving a helping hand, and even as being a union leader and to make sure that there's jobs for people. It is the biggest high in my life to help people. And I know that was brought out from me being an Italian American.

You know, I was very proud when Bob Fonti came up to me and wanted me actually to be the Golden Lion Labor Leader of the Year in 2019. And it was something that was very special, for my family to be there to witness such a beautiful event. And I will just never, ever forget that. And I thank you, Bob, for always, always being there.

You know, something that's proud also too is the Columbus Day Parade. I make sure that it's something special that my family -- that we are there, to make sure that we are walking in the Columbus Day Parade. I'm very proud in 1937 our president, Franklin Delano Roosevelt, came forward to make it a national holiday, Columbus Day. And for all Italian Americans, it means a lot.

And one thing I want to mention is that my wife Terry, Lidia, I got to say, was so happy when I showed her the photo of you and I together, she goes, "Please, tell her I have every one of her cookbooks."

And I married, Lidia, a German-Irish girl. I remember there was one time, there she was, she made a lasagna and I went, "There's

Ragu." I go, "That's store-bought. Come on, we definitely got to fix this." And I got to tell you something. One thing that my beautiful wife Terry, being of German-Irish background, I got to say one thing: She is an amazing, amazing cook. And one thing I got to say, Lidia, is from your recipes.

So it's just great to be here today. This is a very, very important day to all Italian Americans. And Mr. President, I am proud to be voting yes on this resolution for Italian American Day.

Thank you.

ACTING PRESIDENT BAILEY: To all of our guests today, we welcome you on behalf of the Senate. We extend to you all of the privileges and courtesies of this house.

Please rise and be recognized.

(Standing ovation.)

ACTING PRESIDENT BAILEY: These resolutions were previously adopted on April 18th.

And to go back to previous Resolution 1002, by Senator Chu, that was previously adopted on May 16th.

Senator Gianaris.

SENATOR GIANARIS: Next up is previously adopted Resolution 732, by Senator Persaud. Please read its title and recognize Senator Persaud.

ACTING PRESIDENT BAILEY: The Secretary will read.

THE SECRETARY: Senate Resolution 732, by Senator Persaud, memorializing Governor Kathy Hochul to proclaim May 22-28, 2023, as Period Poverty Awareness Week in the State of New York.

ACTING PRESIDENT BAILEY: Senator Persaud on the resolution.

SENATOR PERSAUD: Thank you, Mr. President.

Period Poverty Awareness Week is May 22nd through 28th. And on this floor I want to make sure everyone understands the importance of having a conversation about period poverty.

The Alliance for Period Supplies created Period Poverty Awareness Week to draw attention to the issue of period poverty and the negative impact that it has on people who menstruate.

Period poverty can be defined as a lack of access to menstrual products, education, hygiene facilities, and the list goes on.

According to the Global Menstrual Collective, menstrual health is a state of complete physical, mental and social well-being, and not merely the absence of disease or infir -- yes? Sorry, everybody looked up. That's it.

Nearly half of the world's population will experience menstruation at some point --

ACTING PRESIDENT BAILEY: A little bit of order -- excuse me, Senator Persaud. A little -- a little -- a little bit of order, please. Thank you.

Thank you, Senator Persaud.

SENATOR PERSAUD: Thank you.

Nearly half of the world's population will experience menstruation at some point, proving that period poverty is a global issue that is constantly affecting people.

People in the United States and around the world are affected by period poverty, but certain populations are affected at a disproportionate level. Internationally, people

who menstruate and who have low or no income are most likely to face period poverty. In the United States, homeless people, low-income people, and those in -- some people who are imprisoned.

And a few years ago we fought on this floor to ensure that our prison population has access to menstrual products. Think about it. People who are in our prison system were not able to access products that are desperately needed. And if they were, they had to pay for them, a price that they could not afford. And so we had women who were incarcerated being infected with all kinds of diseases because of the unhygienic lifestyle that they had to endure.

So this week as we are talking about period poverty, bringing the awareness to it, we have partnered in our communities to ensure that we are educating everyone to the plight of those who are unable to afford the products that are needed.

We are highlighting young girls who are in their classrooms who tell us they'll sit in a chair all day and not move because they know if they get up from that chair they'll be

embarrassed because they did not have the opportunity or the access to the products that they needed to make sure that they are healthy and they're clean.

Young girls who will sit there, wrap a sweater around their waist so that they can leave the classroom and walk out and head home, who cannot participate in activities during school or after school because of the shame that they carry with them during those days that they need menstrual products and they have no access to them.

Young girls, young women, young people -- everyone who's menstruating -- who have to make the choice, do I go into the store and buy these products and use it sparingly, or do I use the money that I have to pay for transportation to get me to school or to pay for food?

Those are the choices people make in this country. In this country. We walk and we talk about the greatness of our country, but basic needs are not met for people who are menstruating.

You know, research has shown that

such deprivation extracts a heavy toll on education, income, physical and mental health. And we have to change that. So a number of us receive grants from organizations to have info sessions and to distribute products in our communities, products that tells everyone, let us end the stigma, let us end period poverty, let us end the nonsense that it is.

You know, when we talk about period poverty, it affects all of us. Every person in this room, every person across our communities has someone in their household, someone who's a friend, someone -- a relative -- who needs these products. Let's have those open conversations so that it's easy access to the products.

We are going to be distributing in our community products this weekend, multiple days this week, and then we're also hosting a webinar, Some of my colleagues will be on that webinar, where we'll be highlighting the injustices that people who menstruate face on a daily basis, just for the multiple days that they have -- they need to endure, again, without having the products.

So I encourage all of you to join

the conversation. Join us on our webinar. You don't have to come and speak. Just listen, listen to the stories of young -- particularly young girls and see how do you feel after you hear their story? How do you feel?

How would you feel if you were in a store -- I was in one of my pharmacies one day, and a young woman came in with an older woman who happened to be her advisor in school, because she wanted some period products. And she's explaining to her that she couldn't afford it. So the teacher brought her into the pharmacy and told her, "Go ahead, buy it." So we happened to be in the store having this conversation. She said, "Go ahead, I'll buy it for you." And she said, "Are you sure?"

A young girl should not have to go through that. Let's have that open conversation. And let's make it all of our responsibility to ensure that these products are available and accessible to everyone who is in need.

So to my colleagues, again, please join us in the conversation so that we can end period poverty -- not just across our State of New York, but across the entire country, and

let's have the world looking at us and saying, Yes, you know, it is our collective responsibility to end this madness of period poverty across the world.

So to all of my colleagues, again, I implore you, join us in this fight. Join us in this fight. It's not just a fight that women should take on. It's a fight that everyone should take on, because it affects our entire community. So join us.

Mr. President, I vote aye.

Thank you.

ACTING PRESIDENT BAILEY: Thank you, Senator Persaud.

Senator Webb on the resolution.

SENATOR WEBB: Thank you, Mr. President.

I rise to lend my support to this important resolution.

I want to thank Senator Persaud for her continued leadership on many issues, but on this issue in particular as it pertains to the resolution proclaiming May 22nd to the 28th as Period Poverty Awareness Week in the State of New York.

I think it is important, and as Senator Persaud already alluded to, that we continue to raise awareness on this bodily function because there are so many stigmas still to this day around it. And in fact, those stigmas are being discussed as potential policies from the standpoint of banning conversations about periods. There was an article lifting up in Florida, they are discussing banning periods, a bill potentially being coined as "Don't Say Period."

And so I find that to be ironic because some of the sentiments around it is that it makes people uncomfortable to talk about it. And periods are actually uncomfortable to experience, for anyone who's ever experienced it. And at the same time, we as a state, as a country, as a community, we have to become comfortable and committed to ensuring that people have dignity but also remove barriers to have access to this important resource.

As has been said, it impacts women and girls across our state in great numbers. And I just want to share some very quick highlights in terms of statistics on women and girls who are

impacted by period poverty.

In New York, one in six women and girls between the ages of 12 and 44 live below the federal poverty line. Menstrual products are not covered under Medicaid, although in New York 15 percent of Medicaid recipients are women of reproductive age, ages 15 to 49, and 46 percent of all births in New York are to mothers receiving Medicaid benefits. One in three low-income women miss work, school and outings due to a lack of period supplies. One in 14 in the U.S. miss class due to lack of access to period supplies in New York. And 65 percent of female students in Grades 7 through 12 who attend public schools are also impacted by this.

As I said before, and as Senator Persaud eloquently alluded to, period supplies are a necessity, and they should not, in this year or any year, be a barrier as it pertains to having access.

It is important that we continue to put things in place to not only expand awareness but expand access to resources. And as the chair of Women's Issues, I am proud to support the work that we are doing in this chamber to end period

stigmatization and to ensure that period supplies are accessible for all New Yorkers.

This is about health equity and ending the financial burden that comes with period poverty.

I proudly vote aye. And again, I want to thank Senator Persaud for her work on this important resolution and this effort.

Thank you.

ACTING PRESIDENT BAILEY: Thank you, Senator Webb.

The resolution was previously adopted on April 18th.

Senator Gianaris.

SENATOR GIANARIS: Now can we please take up previously adopted Resolution 992, by Senator Hinchey, read that resolution's title and recognize Senator Hinchey.

ACTING PRESIDENT BAILEY: The Secretary will read.

THE SECRETARY: Senate Resolution 992, by Senator Hinchey, memorializing Governor Kathy Hochul to proclaim September 24th to October 1, 2023, as Frontotemporal Degeneration Awareness Week in the State of

New York.

ACTING PRESIDENT BAILEY: Senator Hinchey on the resolution.

SENATOR HINCHEY: Thank you, Mr. President.

The fight to bring FTD to the forefront of public awareness and to our policy discussions in the State Legislature is a personal one to me. As many of you know, my father passed away in 2017 from primary progressive aphasia and Parkinsonian syndrome, two portions of FTD, or frontotemporal degeneration.

Our story started with a misdiagnosis and an unrelenting partner in my mother, who wouldn't quit until we found answers. She and I together became primary and secondary caregivers, two roles that we never thought we would take on.

And I have to mention it's an honor that this resolution is coming to the floor today, as today marks 46 years since the day my parents met.

Another member of this body who lost a loved one to FTD is Senator Cooney, who has

spoken on this resolution before. He lost his mother, Anne Cooney, to this insidious disease.

Anyone who has watched a family member suffer through this degenerative brain disease understands the heartbreak, the frustration of missed diagnosis, the challenge of finding affordable long-term care, even just long-term care, and the need for quality information to help people prepare for every stage of this disease.

For those who aren't familiar, FTD is actually the most common form of dementia for people under the age of 60, and yet it's one of the least understood. Instead of striking memory, FTD causes irreversible damage to the frontal and temporal lobes of the brain, bringing changes and challenges to personality, behavior and language.

Because most doctors aren't familiar with FTD, this disease is often misdiagnosed as Alzheimer's or often even a mental illness. On average, it takes nearly four years to get a person an accurate diagnosis. Usually striking people in their 40s to 60s, this disease represents roughly five to 15 percent of all

dementia cases, and it is estimated to affect between 50,000 and 60,000 people in the United States today.

FTD's economic burden is also twice as much as Alzheimer's, causing serious hardship for families who often have to take on a caregiving role and leaving the workforce at a time when they're really earning probably the most amount of money in those peak earning years.

One of the reasons we don't have hard facts on this is because we do not track the data. And that's something that I believe we, as a state and a country, have a need to do and something that we'll be working on in the future.

We need increased awareness to help people and their families understand what they're up against, and to encourage a stronger understanding of FTD in our medical community.

When my father was first diagnosed, the Association of Frontotemporal Degeneration, or AFTD, was an extraordinary resource for my family. When you're in that situation, you look for support and you look for people who can help you, who can rally around you, who can give you the answers that you need so that you can prepare

and so you can provide the best quality of life for your loved ones and know what you're up against.

I'd like to take this moment to recognize some incredible advocates from AFTD who are here with us today. We have AFTD's Executive Director Susan Dickinson; Advocacy Manager Matt Sharp; Board Member Kathy Newhouse Mele; AFTD Volunteer Nancy Cummings, who is also the director of the Alzheimer's Center at Albany Med; and Mike Basla, an AFTD volunteer and advocate.

And I'd be remiss if I did not mention that both Mike Basla and Kathy Mele have experienced this hardship firsthand, losing loved ones in their lives, and my heart goes out to you. I thank you all for what you do in promoting what we need to do in the -- to promote FTD and raise awareness of this horrible disease.

Many of you also might -- this might sound familiar to many of you, as it's been in the news lately. This -- FTD is actually the disease that Bruce Willis has, and I want to take a moment to thank Emma Willis, his wife, who announced this publicly, raising so much more awareness for this disease and helping catapult

it to the forefront of our national attention.

It's this type of awareness that we need to make sure that we can not only find a cure, but we allocate more money and more research dollars so that no one else has to go through this alone.

In 2021 I brought the fight for FTD to the Senate floor, sponsoring a resolution recognizing FTD Awareness Week for the first time in the State of New York. And today we continue that fight until we find a cure. Thank you so much to all of my colleagues for your support of this resolution. Thank you to AFTD and to all of the advocacy and volunteer members across the state for the work that you do.

For that, I vote aye. Thank you.

ACTING PRESIDENT BAILEY: Thank you, Senator Hinchey.

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

Please rise and be recognized.

(Standing ovation.)

ACTING PRESIDENT BAILEY: That resolution was previously adopted on May 16th.

Senator Gianaris.

SENATOR GIANARIS: Mr. President, all of the sponsors of today's resolutions would like them open for cosponsorship.

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

Senator Gianaris.

SENATOR GIANARIS: Now please recognize Senator Helming for a quick introduction.

ACTING PRESIDENT BAILEY: Senator Helming for the purposes of an introduction.

SENATOR HELMING: Mr. President, it is my privilege to introduce and welcome the Finger Lakes Community College Men's Volleyball Team to our State Capitol and the Senate chamber.

Welcome and thank you so much for your patience today. I know it's been a long day, starting with that early bus ride.

In their first season of existence, the Lakers won the inaugural National Junior College Athletic Association National

Invitational Championship. I think it would be fair to say, as far as volleyball debuts go, this team killed it.

This incredible group of young men had a storybook season. After losing to the Monroe College Mustangs of New Rochelle twice during the regular season, and going into the championship game as a third seed, the Lakers could have easily seen themselves as the underdogs and given up. But that's not at all what they did.

What they did is they learned from those losses. They studied tapes, they adjusted their play, their game plans. They worked hard preparing for their next opportunity.

And when the championship game was on the line, this team was ready, striking revenge and defeating Monroe College 3-1.

It's amazing to think that this young program started with open gyms, no team tryouts. These young men, under the leadership of Coach Andrew Solomon, became a team that believed they could win a national championship.

To Jonah, A.J., Bryce, Ian, Adrian, Samuel, Daniel, Nehemiah, Mitchell, Alex, Nick,

Garyson and Jarett, congratulations. It is truly an honor to recognize your achievements and your national championship.

To Coach Solomon and Assistant Coach Salisbury, a huge thank you for teaching, mentoring and sharing your passion with these young men. You have taught your team to believe in themselves, to set goals and work hard, and that anything is possible.

I'd also like to thank the director of athletics, Samantha Boccacino, for supporting not only these young men, but all of the student-athletes at Finger Lakes Community College.

Playing with heart matters on the volleyball court and in life. Congratulations to all of you. I can't wait to see what the next season brings.

Thank you, Mr. President.

ACTING PRESIDENT BAILEY: To our athletic achievers, we welcome you on behalf of the Senate. We extend to you the privileges and courtesies of this house.

Please rise and be recognized.

(Standing ovation.)

ACTING PRESIDENT BAILEY: Senator Gianaris.

SENATOR GIANARIS: Now please recognize Senator Kennedy for an introduction.

ACTING PRESIDENT BAILEY: Senator Kennedy for the purposes of an introduction.

SENATOR KENNEDY: Thank you, Mr. President.

I rise today to welcome a leader from Western New York to our Senate chambers. Joining us today we have Thomas Kim, president and CEO of the Community Action Organization of Western New York.

Thomas Kim has more than 30 years of experience serving in leadership positions in nonprofits, government, and the private sector. Raised by a single immigrant mother, he grew up in poverty and has focused much of his life's work on helping others in the same situations he faced growing up.

He has dedicated his talents to a variety of initiatives across our great nation, including in the cities of Chicago and Los Angeles, and has lent his expertise to organizations that focus on early childhood

education, healthcare, homelessness and more. He now calls Buffalo home and is steering the ship at CAO.

In addition to public service, he has also served our country. He is a combat veteran of Operation Iraqi Freedom, Operation Enduring Freedom, and Operation New Dawn. A disabled Army veteran of nearly 20 years, Thomas is a two-time Bronze Star recipient and a Purple Heart medal recipient as well.

His family's dedication to our country continues as his daughter is active-duty Air Force and his son is a now retired West Point Army veteran.

I know I speak for this entire body when I say thank you so much for your service to our community, our state and our nation, and for your continued service to the great people of Western New York, Thomas.

I ask my colleagues to join me in welcoming him to the Capitol today and recognizing his honorable work.

Thank you, Mr. President.

ACTING PRESIDENT BAILEY: To our guest, we welcome you on behalf of the Senate.

We extend to you all of the privileges and courtesies of this house.

Please rise and be recognized.

(Standing ovation.)

ACTING PRESIDENT BAILEY: Senator Gianaris.

SENATOR GIANARIS: Mr. President, I believe there's a report of the Rules Committee at the desk. Can we please take that up.

ACTING PRESIDENT BAILEY: The Secretary will read.

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

Senate Print 349A, by Senator Cleare, an act to amend the Criminal Procedure Law;

Senate Print 580A, by Senator Hoylman-Sigal, an act to amend the Social Services Law;

Senate Print 887, by Senator Cleare, an act to amend the Elder Law;

Senate Print 895, by Senator Hoylman-Sigal, an act to amend the General Business Law;

Senate Print 939, by Senator Bailey, an act to amend the Criminal Procedure Law;

Senate Print 962, by Senator Bailey, an act to amend the Economic Development Law;

Senate Print 1051, by Senator Cooney, an act to amend the Executive Law;

Senate Print 1755A, by Senator Sanders, an act establishing a commission to determine what benefits a public bank owned by the State of New York can provide;

Senate Print 1815, by Senator Stavisky, an act to amend the Criminal Procedure Law;

Senate Print 1821, by Senator Stavisky, an act to amend the Education Law;

Senate Print 1865A, by Senator Brouk, an act to amend the Education Law;

Senate Print 1963A, by Senator Addabbo, an act to amend the Social Services Law;

Senate Print 2143A, by Senator Persaud, an act to amend the Social Services Law;

Senate Print 2202A, by Senator Thomas, an act to amend the Highway Law;

Senate Print 2315, by Senator Cleare, an act in relation to naming a certain state facility after Willie Mae "Goody" Goodman;

Senate Print 2355, by Senator Felder, an act to amend the Family Court Act;

Senate Print 2737, by Senator Comrie, an act to amend the Executive Law;

Senate Print 3117A, by Senator Mannion, an act to amend the Workers' Compensation Law;

Senate Print 3315, by Senator Sepúlveda, an act to amend the Surrogate's Court Procedure Act;

Senate Print 3512, by Senator May, an act in relation to authorizing Christopher Walser to take the competitive civil service examination;

Senate Print 3586, by Senator Fernandez, an act to amend the Veterans' Services Law;

Senate Print 4407, by Senator Fernandez, an act to amend the Executive Law;

Senate Print 4412B, by Senator Ramos, an act to amend the Alcoholic Beverage Control Law;

Senate Print 4621, by Senator Sepúlveda, an act to amend the Correction Law;

Senate Print 4674, by Senator Hoylman-Sigal, an act to amend the Public Health Law;

Senate Print 4715A, by Senator Stewart-Cousins, an act to authorize the Village of Dobbs Ferry to offer an optional 20-year retirement plan;

Senate Print 4743, by Senator Webb, an act to amend the Education Law;

Senate Print 4751, by Senator Skoufis, an act to amend the Town Law;

Senate Print 4818, by Senator Gianaris, an act to amend the General Business Law and the Penal Law;

Senate Print 4999, by Senator Helming, an act to amend the Alcoholic Beverage Control Law;

Senate Print 5007A, by Senator Gonzalez, an act to amend the State Technology Law;

Senate Print 5056, by Senator Thomas, an act to amend the Financial Services Law;

Senate Print 5086, by Senator Mayer, an act to amend the Public Officers Law;

Senate Print 5165, by Senator Webb, an act to amend the New York State Urban Development Corporation Act;

Senate Print 5376, by Senator Rolison, an act to amend Chapter 455 of the Laws of 2011;

Senate Print 5465, by Senator Jackson, an act to amend the Executive Law;

Senate Print 5505, by Senator Scarcella-Spanton, an act to amend the Penal Law;

Senate Print 5530, by Senator Brouk, an act to amend the Veterans' Services Law and the Public Health Law;

Senate Print 5733, by Senator Borrello, an act to authorize the

Board of Education of the Salamanca City School District to establish a federal impact aid reserve fund;

Senate Print 5775, by Senator Kennedy, an act to amend the Railroad Law;

Senate Print 5886, by Senator Harckham, an act to amend the Village Law;

Senate Print 5932, by Senator Harckham, an act to amend the Vehicle and Traffic Law;

Senate Print 5967, by Senator Harckham, an act to amend the Real Property Tax Law;

Senate Print 6150A, by Senator Cooney, an act in relation to authorizing the Town of Henrietta, County of Monroe, to alienate certain lands used as parkland;

Senate Print 6151, by Senator Canzoneri-Fitzpatrick, an act to amend Chapter 676 of the Laws of 1978;

Senate Print 6226, by Senator Hinchey, an act to amend the Public Health Law;

Senate Print 6316, by Senator Rolison, an act to amend the Alcoholic Beverage Control Law;

Senate Print 6528A, by Senator Bailey, an act to amend the General Business Law;

Senate Print 6550, by Senator Mayer, an act to amend the Vehicle and Traffic Law;

Senate Print 6661A, by Senator Weik, an act in relation to authorizing the Chabad of Islip Township, Inc., to receive retroactive real property tax exempt status;

Senate Print 6680, by Senator Murray, an act to amend Chapter 638 of the Laws of 2022;

Senate Print 6741, by Senator Gianaris, an act to amend the Alcoholic Beverage Control Law;

Senate Print 6797, by Senator Martins, an act in relation to authorizing Saddle Rock Minyan to file an application for retroactive real property tax exemption;

Senate Print 6921, by Senator Chu, an act to amend the Railroad Law;

Senate Print 6922, by Senator Webb, an act to amend the Transportation Law;

Senate Print 6923, by Senator Hinchey, an act to amend the Railroad Law;

Senate Print 6924, by Senator Skoufis, an act to amend the Railroad Law;

Senate Print 6925, by Senator Kennedy, an act to amend the Railroad Law;

Senate Print 6926, by Senator Mannion, an act to amend the Transportation Law;

Senate Print 6934, by Senator Kennedy, an act to amend the Transportation Law;

Senate Print 6935, by Senator Martinez, an act in relation to establishing a freight rail safety task force;

Senate Print 7072, by Senator Palumbo, an act to amend Chapter 387 of the Laws of 2013;

Senate Print 7085, by Senator Webb, an act to amend the Alcoholic Beverage

Control Law;

Senate Print 7359, by Senator Weber, an act to amend the Real Property Tax Law;

Senate Print 7360, by Senator Weber, an act to amend the Real Property Tax Law.

All bills reported direct to third reading.

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

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

(Response of "Aye.")

ACTING PRESIDENT BAILEY: Opposed, nay.

(No response.)

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

Senator Gianaris.

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

ACTING PRESIDENT BAILEY: The Secretary will read.

THE SECRETARY: Calendar Number 131, Assembly Print Number 1142, by

Assemblymember Kelles, an act to amend the General Construction Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Senator Krueger to explain her vote.

SENATOR KRUEGER: Thank you, Mr. President.

I want to thank everyone who's voting for this bill and to say frankly, for those who aren't, I don't get it.

(Laughter.)

SENATOR KRUEGER: I'm done.

Thank you, Mr. President. I vote aye.

(Laughter.)

ACTING PRESIDENT BAILEY: Senator Krueger to be recorded in the affirmative.

Announce the results.

THE SECRETARY: In relation to

Calendar 131, those Senators voting in the negative are Senators Borrello, Griffo, Helming, Lanza, Mattera, Murray, Oberacker, O'Mara, Ortt, Palumbo, Rhoads, Stec, Tedisco, Walczyk and Weik.

Ayes, 46. Nays, 15.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 174, Senate Print 636A, by Senator Comrie, an act to amend the Business Corporation Law and the Limited Liability Company Law.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 3. This act shall take effect two years after it shall have become a law.

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar 174, those Senators voting in the negative are Senators Ashby, Borrello, Gallivan, Griffo, Helming, Lanza, Martins, Mattera, Murray,

Oberacker, O'Mara, Ortt, Palumbo, Rhoads, Rolison, Scarcella-Spanton, Stec, Tedisco, Walczyk, Weber and Weik.

Ayes, 40. Nays, 21.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 259, Assembly Print Number 836, by Assemblymember Dinowitz, an act to amend the Labor Law.

SENATOR LANZA: Lay it aside.

ACTING PRESIDENT BAILEY: Lay it aside.

THE SECRETARY: Calendar Number 347, Senate Print 2683A, by Senator Breslin, an act to amend the Insurance Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce

the results.

THE SECRETARY: In relation to Calendar Number 347, voting in the negative: Senator Rhoads.

Ayes, 60. Nays, 1.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 355, Senate Print 4270A, by Senator Parker, an act to amend the Agriculture and Markets Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 367, Assembly Print Number 2134A, by

Assemblymember Dinowitz, an act to amend the Multiple Residence Law and the Multiple Dwelling Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Senator Rhoads to explain his vote.

SENATOR RHOADS: Yes, thank you, Mr. President.

I certainly thank Senator Mayer for sponsoring the bill. And the bill is incredibly well intentioned.

As a first responder myself, the information that would be provided is valuable information that would give us some insight as to who the occupants are in the building so that we can make an accurate check that all residents are accounted for and all persons inside the building are accounted for.

One concern, however -- and hopefully if this bill does pass, it's something that can be revisited -- is that you're putting the obligation on the building owners to maintain this information. You're giving residents the ability to opt out of providing it, but you are creating potential liability for those owners with respect to the accuracy of the information that's maintained.

So for example, they may be able to get information off of the lease as to who the leaseholder is, but they may not have a full listing of all the occupants of an individual apartment, for example, if there are children, if there are people visiting.

Also, if in fact a resident does make the election to opt out, there should be some sort of written requirement that's maintained by the owner so that there's a demonstration for why that information is not contained on the list, to avoid potential liability if in fact there is an incident, to offer some protection to the owner for the information that's not provided.

So if this does pass today, I hope

those are things that can be addressed in the future. But for now, in spite of agreement on the intention, I vote no on the bill.

ACTING PRESIDENT BAILEY: Senator Rhoads to be recorded in the negative.

Announce the results.

THE SECRETARY: In relation to Calendar 367, those Senators voting in the negative are Senators Ashby, Gallivan, Griffo, Lanza, Martins, Mattera, Murray, Oberacker, O'Mara, Ortt, Palumbo, Stec, Tedisco, Walczyk, Weber and Weik. Also Senator Borrello.

Ayes, 44. Nays, 17.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 420, Senate Print 205, by Senator Cleare, an act to amend the Banking Law.

SENATOR LANZA: Lay it aside.

ACTING PRESIDENT BAILEY: Lay it aside.

THE SECRETARY: Calendar Number 436, Senate Print 485A, by Senator Comrie, an act to amend the Public Authorities Law.

ACTING PRESIDENT BAILEY: Read the

last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 515, Senate Print 3473A, by Senator Stavisky, an act to amend the Education Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Senator Stavisky to explain her vote.

SENATOR STAVISKY: Yes, thank you, Mr. President.

Very briefly, this goes back many, many years. It is not directed at any of the trustees currently serving or who have served, frankly, in the last few years.

I vote aye. Thank you, Mr. President.

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

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 536, Senate Print 143, by Senator Gianaris, an act to amend the Tax Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Senator Martins to explain his vote.

SENATOR MARTINS: Thank you.

You know, when this debate, Mr. President, was raging throughout the country, and there was this effort on behalf of the president to forgive student loans, we talked about what the impact would be in New York. And I understand -- and I will be voting yes on this bill. I'm just lamenting the fact that for those people who paid for their way through college, perhaps working two or three jobs, we don't actually include tax credits for them to offset the cost of their higher education.

The idea that somehow we forgive interest or we forgive, you know, the payment of taxes that would otherwise accrue as a result of the federal government forgiving student loans, but forget that there are people who actually paid their way through college, and not giving them credit for that payment seems wrong.

And so although I will be voting yes, I do wish that there was an element here that provided for those who actually worked their way through, gave them a credit and allowed for them to actually have a benefit and not just have to pay for their higher education through post-tax monies that they had actually earned.

Thank you.

ACTING PRESIDENT BAILEY: Senator Martins to be recorded in the affirmative.

Announce the results.

THE SECRETARY: In relation to Calendar 536, those Senators voting in the negative are Senators Walczyk and Weber.

Ayes, 59. Nays, 2.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 562, Senate Print 40, by Senator Gallivan, an act to amend the Executive Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 606, Senate Print 4097A, by Senator Gounardes, an act to amend the Civil Service Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 617, Assembly Print Number 5518, by Assemblymember Gunther, an act to amend Chapter 371 of the Laws of 1998.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 631, Senate Print 5890A, by Senator Breslin, an act to amend the Insurance Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 690, Senate Print 653, by Senator Ortt, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT BAILEY: Read the

last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 741, Senate Print 1042A, by Senator Hinchey, an act to amend the Penal Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 743, Senate Print 2730, by Senator Sanders, an act to amend the Penal Law and the Education Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar Number 743, voting in the negative: Senator Brisport.

Ayes, 60. Nays, 1.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 751, Senate Print 497, by Senator Stec, an act to amend the General Municipal Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar Number 751, voting in the negative: Senator Walczyk.

Ayes, 60. Nays, 1.

Excuse me. Also Senator Martinez.

Ayes, 59. Nays, 2.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 752, Assembly Print Number 3528, by Assemblymember Pretlow, an act to amend the Racing, Pari-Mutuel Wagering and Breeding Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar 752, voting in the negative are Senators Brisport and Martinez.

Ayes, 59. Nays, 2.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 759, Senate Print Number 5757, by Senator Scarcella-Spanton, an act to amend the Executive Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Senator Scarcella-Spanton to explain her vote.

SENATOR SCARCELLA-SPANTON: Thank you, Mr. President.

And thank you to my colleagues for all your support in helping to pass this bill.

We all know that disasters can strike unexpectedly, leaving devastating impacts on our communities. Hurricane Sandy, which struck the shores of both Staten Island and Southern Brooklyn, left devastating effects. We saw, more recently, Hurricane Ida, same issue.

The biggest problem that I saw was that people had no idea what benefits they were entitled to, what rights they were entitled to after that disaster struck.

This legislation will set to put an insurance liaison for cases like this, to help people navigate these disasters more easily.

I proudly vote aye and hope my colleagues do as well.

ACTING PRESIDENT BAILEY: Senator Scarcella-Spanton to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill

is passed.

THE SECRETARY: Calendar Number 782, Senate Print 5984, by Senator Kavanagh, an act to amend the Election Law.

SENATOR GIANARIS: Lay it aside for the day.

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

THE SECRETARY: Calendar Number 796, Senate Print 6491, by Senator Hoylman-Sigal, an act to amend the Civil Practice Laws and Rules.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number

799, Senate Print 1716, by Senator Skoufis, an act to amend the General Municipal Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Senator Skoufis to explain his vote.

SENATOR SKOUFIS: Thanks very much, Mr. President.

This bill is very straightforward and simply prohibits elected officials from serving on IDA boards, the local agencies that dole out property and other tax breaks in all of our communities.

And this is simply needed because the very essence, the very nature of an elected official serving on one of these boards is an inherent conflict of interest.

We've seen in Orange County and in other places around the state where board members who are elected in other offices, who many of

which inevitably run for higher office, when they do so, they pull out the old IDA Rolodex, and they go through the awards that they have helped give out to all sorts of corporations, and they call them up, come election season: Hey, remember that time I gave you a 15-year property tax break? I'm running for State Senate now. I could really use your help with a contribution.

And so this bill simply prohibits that type of activity by stopping elected officials from serving on these boards in the first place.

I thank my colleagues for their consideration. I vote yes.

ACTING PRESIDENT BAILEY: Senator Skoufis to be recorded in the affirmative.

Senator Martins to explain his vote.

SENATOR MARTINS: Thank you, Mr. President.

I vote no. As a former local elected official, and understanding that so many of our village mayors sometimes are called to sit on IDA boards, frankly it's been my experience that no one has a better idea of the needs of the local community and the importance of those

projects to the local community than do those elected officials.

In fact, Mr. President, in Nassau County we have villages whose mayors are required to have representatives on the local IDA by operation of laws that were passed here in Albany -- not only in this chamber, but across in the Assembly, and signed into law.

So the idea of having local officials -- I don't see it as a conflict. I see it as inherently part of the process. And for us to say that our elected officials locally -- mayors, trustees, supervisors, council members, et cetera -- don't have the ability to separate conflicts from non-conflicts, frankly I think is painting with too broad a brush.

I'm not going to suggest that the sponsor doesn't have his own history with regard to these things, perhaps in different counties, certainly not in mine. And I will be voting no because I will rely on the good sense of our elected officials, and those who elect them, to make sure that they make the right choices.

Thank you, Mr. President.

ACTING PRESIDENT BAILEY: Senator

Martins to be recorded in the negative.

Announce the results.

THE SECRETARY: In relation to Calendar Number 799, those Senators voting in the negative are Senators Martins, Oberacker, O'Mara, Ortt, Rhoads, Rolison, Ryan and Walczyk.

Ayes, 53. Nays, 8.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 862, Senate Print 1195, by Senator Persaud, an act to amend the Agriculture and Markets Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar Number 862, voting in the negative: Senator Walczyk.

Ayes, 60. Nays, 1.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 870, Senate Print 6238, by Senator Myrie, an act in relation to defining the term "mass shooting" for purposes of emergency response measures.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Senator Myrie to explain his vote.

SENATOR MYRIE: Thank you, Mr. President.

Almost two years ago now, after holding a basketball tournament in my district that was intended to prevent gun violence, four members of one of the basketball teams were shot in my district, one fatally.

Now, we had some news attention to that, but there wasn't a public outcry. There wasn't massive public empathy. And that's

because when this type of violence happens in communities like the ones that I represent, we don't get the same attention. We don't get the same sympathy. And the implication there is that it is normal, and that we should accept it when this violence happens.

So this bill is an attempt to correct that, to define mass shooting in our state statutes to comport with what the federal consensus and definitions have been, in order for us to get the resources and to get the emergency response that we deserve.

So I want to thank Assemblymember Monique Chandler-Waterman and the community leaders who came up with the idea for this bill. I proudly vote in the affirmative.

Thank you.

ACTING PRESIDENT BAILEY: Senator Myrie to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 872, Assembly Print 1368A, by Assemblymember

Rozic, an act to amend the Public Service Law.

SENATOR GIANARIS: Lay it aside for the day.

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

THE SECRETARY: Calendar Number 983, Senate Print 4175, by Senator Kennedy, an act to amend the Executive Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Senator Kennedy to explain his vote.

SENATOR KENNEDY: Thank you, Mr. President.

We know severe winter storms are nothing new here in New York, especially out in Buffalo and Western New York where I represent.

This past winter, one of the worst storms in our region's history hit us -- a blizzard of proportions that I in my lifetime had

never seen and many in their lifetimes had never seen in our community. Zero visibility, 70-plus, upwards of 80 mile-per-hour winds, snow coming down to the tune of several feet over the course of a couple of days. Forty-seven individuals lost their lives. What should have been a joyful Christmas holiday weekend ended up being something else entirely.

The legislation we're passing here today will add extreme winter weather to the definition of a disaster and will require municipalities to incorporate these winter weather events when drawing up their comprehensive emergency management plans.

We must ensure that communities all across New York are prepared in advance for storms like these, because if we wait until they happen, it's already too late. Details are missed, decisions are rushed. We need a game plan in place before these weather events are even forecasted, a comprehensive vision for how to handle evacuation plans, sheltering in place, the creation of community warming centers, transportation challenges. The list is endless. And we need it all planned out well in advance.

Without that vision ahead of time, an extreme winter weather event becomes 10 times more dangerous in the moment because we're sent scrambling when we should be executing a clear plan.

I'm proud we're moving this legislation forward today because I firmly believe it has the potential to save lives when these storms wreak havoc in the future.

I want to thank our great Majority Leader, Andrea Stewart-Cousins, for prioritizing this, and I thank my colleagues for recognizing the importance for communities all across the great State of New York.

Thank you, Mr. President. I vote aye.

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

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 989, Senate Print 1198, by Senator Rivera, an act to amend the Public Health Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 992, Senate Print 1068, by Senator Borrello, an act to amend the Not-For-Profit Corporation Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to

Calendar Number 992, voting in the negative: Senator Skoufis.

Ayes, 60. Nays, 1.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 994, Senate Print 6746, by Senator Ryan, an act to amend the Public Authorities Law and the Not-For-Profit Corporation Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar Number 994, those Senators voting in the negative are Senators Borrello, Gallivan, Griffo, Helming, Martins, Oberacker, O'Mara, Ortt, Rhoads, Stec, Tedisco and Walczyk.

Ayes, 49. Nays, 12.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1002, Assembly Print Number 4023A, by Assemblymember Rozic, an act to amend the General Business Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: In relation to Calendar Number 1002, voting in the negative: Senator Lanza.

Ayes, 60. Nays, 1.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1022, Senate Print 2473A, by Senator Stavisky, an act to amend the Business Corporation Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Senator Weber to explain his vote.

SENATOR WEBER: I want to thank the sponsor for bringing this important legislation forward.

You know, as one of the only two CPAs I believe in the State Legislature, this has been a topic of conversation bandied around for a long time. This brings what I consider an outdated law in New York up to speed with surrounding states and a lot of the other states in the U.S.

I'm proud to have added my name as a cosponsor, and I proudly vote aye.

So thank you.

ACTING PRESIDENT BAILEY: Senator Weber to be recorded in the affirmative.

Announce the results.

THE SECRETARY: In relation to Calendar 1022, those Senators voting in the

negative are Senators Lanza and Martins.

Ayes, 59. Nays, 2.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1023, Senate Print 2699, by Senator Harckham, an act to amend the Education Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1026, Senate Print 3284, by Senator Sanders, an act to amend the Executive Law.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Senator Scarcella-Spanton to explain her vote.

SENATOR SCARCELLA-SPANTON: Thank you, Mr. President.

And thank you to my colleague Senator Sanders for working on this important legislation, which will establish September 22nd of each year as Veteran Suicide Awareness and Remembrance Day.

It's a heartbreaking reality that an average of 6,000 veterans take their own lives each year here in the United States, with our younger veterans experiencing higher suicide rates compared to their older counterparts.

Each day in the U.S. about 22 veterans tragically take their own lives, highlighting the urgency of addressing the mental health crisis within this community.

This commemoration is not only about remembering those veterans who took their own lives, but also about taking meaningful action in

addressing the mental health crisis among our veteran population.

By raising awareness around this issue facing our nation's heroes, we can lessen the stigma surrounding suicide and provide support to our at-risk veterans. Establishing this day in New York will serve as a symbol and honor the brave veterans who served our nation only to tragically take their own lives upon returning home.

I proudly vote aye. And this is an important piece of legislation to me, and I encourage my colleagues to do the same.

And again, thanks, Senator Sanders.

ACTING PRESIDENT BAILEY: Senator Scarcella-Spanton to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1029, Senate Print 4071, by Senator Salazar, an act to amend the Correction Law.

ACTING PRESIDENT BAILEY: Read the

last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Senator Salazar to explain her vote.

SENATOR SALAZAR: Thank you, Mr. President.

Incarcerated individuals are often transferred from one correctional facility to another without notice beforehand to the individual or to their loved ones. And an incarcerated person is typically separated from the facility's general population for a few days before being transferred, for security reasons, and then is transported to their new facility.

But because incarcerated individuals are separated and securely locked down before a transfer, they are currently unable to contact loved ones to let them know that they will no longer be at their current facility. And without that contact from an incarcerated loved

one, there is no way for the family to know that their loved one is being transferred.

This has resulted in confusion and distress, as well as time and financial costs lost for families who might have spent hours driving to a prison to visit their loved one just to be turned away upon arrival because the individual has been transferred to a new facility without their knowledge.

Current DOCCS practice only allows an individual to phone home after the transfer is completed. This bill would simply allow individuals to call their loved ones immediately prior to being transferred so that -- and it would also require an electronic notice of their transfer to be sent to the individual's next of kin in case they miss that opportunity.

And this bill would really just relieve totally unnecessary stress for incarcerated individuals and their families and make the transition to a new facility go more smoothly.

And I'm proud to vote aye.

Thank you, Mr. President.

ACTING PRESIDENT BAILEY: Senator

Salazar to be recorded in the affirmative.

Announce the results.

THE SECRETARY: In relation to Calendar 1029, those Senators voting in the negative are Senators Ashby, Borrello, Gallivan, Griffo, Helming, Martins, Mattera, Murray, Oberacker, O'Mara, Ortt, Palumbo, Rhoads, Rolison, Stec, Tedisco, Walczyk, Weber and Weik.

Ayes, 42. Nays, 19.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1032, Senate Print 5131, by Senator Webb, an act to amend the Retirement and Social Security Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Senator Webb to explain her vote.

SENATOR WEBB: Thank you,

Mr. President. I rise to explain my vote.

Domestic violence is very pervasive, not only in our state but also in our country. And domestic abusers should not be able to collect pension benefits from their victims.

Under current law, a retiree has no ability to amend their beneficiary post-retirement, even under circumstances where the beneficiary has been convicted of a domestic violence-related offense against the retiree.

My bill amends the current law to permit a retired member of the New York State Employee Retirement System to change the beneficiary of their retirement benefits within 180 days in the event that the beneficiary is convicted of a domestic violence offense.

This bill empowers survivors to decide which course of action to take when their named beneficiary commits an act of domestic violence.

I vote aye, and I encourage my colleagues to do the same.

Thank you, Mr. President.

ACTING PRESIDENT BAILEY: Senator Webb to be recorded in the affirmative.

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1034, Senate Print 5655, by Senator Martinez, an act to amend the General Municipal Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1038, Senate Print 6720, by Senator Brisport, an act to amend the Family Court Act and the Social Services Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar 1038, those Senators voting in the negative are Senators Ashby, Griffo, Helming, Martins, Mattera, Murray, Oberacker, O'Mara, Ortt, Palumbo, Rhoads, Rolison, Stec, Tedisco, Walczyk and Weik.

Ayes, 45. Nays, 16.

ACTING PRESIDENT BAILEY: The bill is passed.

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

SENATOR GIANARIS: Mr. President, can we go back to Calendar Number 420 and lay that aside for the day.

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

SENATOR GIANARIS: And now let's

take up the controversial calendar.

ACTING PRESIDENT BAILEY: The Secretary will ring the bell.

The Secretary will read.

THE SECRETARY: Calendar Number 259, Assembly Print 836, by Assemblymember Dinowitz, an act to amend the Labor Law.

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

SENATOR LANZA: Mr. President, I believe there's an amendment at the desk. I waive the reading of that amendment and ask that you recognize Senator Ashby.

ACTING PRESIDENT BAILEY: Thank you, Senator Lanza.

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

SENATOR LANZA: Accordingly, Mr. President, I appeal the ruling of the chair and ask that you recognize Senator Ashby to be heard on the appeal.

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

SENATOR ASHBY: Mr. President, I rise to appeal the ruling of the chair.

The proposed amendment is germane to the bill at hand because the previous version of the bill passed the Senate on March 21st of this year by a vote of 61 to 1, and I was proud to be among those voting in the affirmative.

This amendment would simply restore the bill to its previous version by restoring police officers, firefighters and correction officers to the universe of employees to whom the protections were extended.

PEF issued a memo of support on the original bill that stated "Employees, whether public or private, should be free from the fear of retaliation or loss of employment due to private communications made on personal equipment. While many employers adhere to this policy now, a state law is needed to ensure that all employees and applicants for educational institutions are protected."

PEF went on to say: "Freedom of expression, especially when it happens outside of a work or educational environment, needs to be protected."

This amendment would restore those protections to police officers, firefighters, and corrections officers.

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

ACTING PRESIDENT BAILEY: Thank you, Senator Ashby.

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

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

(Response of "Aye.")

SENATOR LANZA: Show of hands.

ACTING PRESIDENT BAILEY: A show of hands has been requested and so ordered.

Announce the results.

THE SECRETARY: Ayes, 20.

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

SENATOR GIANARIS: Mr. President, can we restore this to the noncontroversial calendar, please.

ACTING PRESIDENT BAILEY: The bill

will be restored to the noncontroversial calendar.

Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar 259, those Senators voting in the negative are Senators Ashby, Borrello, Gallivan, Griffo, Helming, Martins, Mattera, Oberacker, O'Mara, Ortt, Palumbo, Rhoads, Rolison, Stec, Tedisco, Walczyk, Weber and Weik.

Ayes, 43. Nays, 18.

ACTING PRESIDENT BAILEY: The bill is passed.

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

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

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

SENATOR GIANARIS: Move to adjourn until tomorrow, Tuesday, May 23rd, at 3:00 p.m.

ACTING PRESIDENT BAILEY: On motion, the Senate stands adjourned until Tuesday, May 23rd, at 3:00 p.m.

(Whereupon, at 5:02 p.m., the Senate adjourned.)