NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

June 5, 2023

3:15 p.m.

REGULAR SESSION

SENATOR SHELLEY B. MAYER, Acting President

ALEJANDRA N. PAULINO, ESQ., Secretary

P R O C E E D I N G S

ACTING PRESIDENT MAYER: The Senate will come to order.

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

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

ACTING PRESIDENT MAYER: Today Pastor Ronald Lemon, from Koinonia Christian Fellowship in Jamestown, New York, will deliver the invocation.

Pastor?

PASTOR LEMON: I'd like to thank my Senator, Senator Borrello, for inviting me for this honor. It's a privilege and an honor to be here.

Shall we pray.

God of heaven, Creator of the earth, God of Abraham, Isaac and Jacob, the God who became human and paid the price for redemption of all sin and sinners, God, I call upon You, the living God Who saves and redeems those who are humble enough to repent of sin and to trust in Your name alone.

Lord, I declare You, Jesus, as King

of Kings and Lord of Lords over New York State, and I pray for revival in our state and in our nation.

God, I humbly come before Your throne of grace today, and I ask You for mercy and grace. Lord, You say in Your word that wisdom is the principal thing. So today, God, with a repentant heart, I ask You for wisdom and guidance for my fellow New Yorkers today as they make difficult decisions on behalf of the constituents from Buffalo to Long Island, from Jamestown to Plattsburgh, and everywhere in between.

God, may those decisions be made with a pure and humble heart and an understanding that You are a just and true judge, that You will not grade on a curve. May You bless that which is done today that is good and noble, and may You by Your mighty hand stop that which is evil in Your sight.

I invite Your conviction, Holy Spirit, upon that which is offensive to the God of heaven and earth. Give us the wisdom to know the difference, according to Your standard and not ours.

Thank you, Lord, for Your willingness to go to the cross and pay the price to redeem us all. You are the Way, the Truth, and the Life, and the Author of eternal salvation.

Finally, Lord, we lift up those who are being treated unjustly, both the preborn and those born with the odds stacked against them. May we lend them a hand up, not just a handout. May we offer them a greater love than government can provide.

May we offer them Your prosperity and Your love, O God. May we realize that You do not judge based on the color of our skin, but You judge based on the color of our heart, and You alone can cleanse the heart and purify it.

Send revival, O God, I ask, according to Your will and Your word, in Your way, at Your time -- but above all, God, for Your purpose and glory.

I ask in the mighty, wonderful, powerful name of Jesus Christ, amen and amen.

(Response of "Amen.")

ACTING PRESIDENT MAYER: Reading of the Journal.

THE SECRETARY: In Senate, Sunday, June 4, 2023, the Senate met pursuant to adjournment. The Journal of Saturday, June 3, 2023, was read and approved. On motion, the Senate adjourned.

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

Presentation of petitions.

Messages from the Assembly.

The Secretary will read.

THE SECRETARY: Senator Serrano moves to discharge, from the Committee on Cities 1, Assembly Bill Number 3933A and substitute it for the identical Senate Bill 727, Third Reading Calendar 252.

ACTING PRESIDENT MAYER: Some order, please.

THE SECRETARY: Senator Liu moves to discharge, from the Committee on Rules, Assembly Bill Number 68A and substitute it for the identical Senate Bill 2140B, Third Reading Calendar 287.

Senator Serrano moves to discharge, from the Committee on Cultural Affairs, Tourism, Parks and Recreation, Assembly Bill Number 5022A

and substitute it for the identical Senate Bill 809A, Third Reading Calendar 323.

Senator Thomas moves to discharge, from the Committee on Consumer Protection, Assembly Bill Number 2258B and substitute it for the identical Senate Bill 358B, Third Reading Calendar 325.

Senator Mayer moves to discharge, from the Committee on Labor, Assembly Bill Number 398A and substitute it for the identical Senate Bill 4878A, Third Reading Calendar 419.

Senator May moves to discharge, from the Committee on Commerce, Economic Development and Small Business, Assembly Bill Number 2884 and substitute it for the identical Senate Bill 3534, Third Reading Calendar 594.

Senator Mayer moves to discharge, from the Committee on Consumer Protection, Assembly Bill Number 5610D and substitute it for the identical Senate Bill 5823C, Third Reading Calendar 663.

Senator Fernandez moves to discharge, from the Committee on Rules, Assembly Bill Number 3403A and substitute it for the identical Senate Bill 3586A, Third Reading

Calendar 1087.

Senator Comrie moves to discharge, from the Committee on Local Government, Assembly Bill Number 4847A and substitute it for the identical Senate Bill 520A, Third Reading Calendar 1360.

Senator Ryan moves to discharge, from the Committee on Rules, Assembly Bill Number 4439 and substitute it for the identical Senate Bill 3009, Third Reading Calendar 1365.

Senator Jackson moves to discharge, from the Committee on Finance, Assembly Bill Number 4008 and substitute it for the identical Senate Bill 3492, Third Reading Calendar 1367.

Senator Gallivan moves to discharge, from the Committee on Rules, Assembly Bill Number 5897B and substitute it for the identical Senate Bill 4564B, Third Reading Calendar 1369.

Senator Gounardes moves to discharge, from the Committee on Civil Service and Pensions, Assembly Bill Number 3335B and substitute it for the identical Senate Bill Number 4811B, Third Reading Calendar 1370.

Senator Hinchey moves to discharge, from the Committee on Finance, Assembly Bill

Number 5587 and substitute it for the identical Senate Bill 4858, Third Reading Calendar 1371.

ACTING PRESIDENT MAYER: Can we have some order.

THE SECRETARY: Senator Webb moves to discharge, from the Committee on Finance, Assembly Bill Number 5762 and substitute it for the identical Senate Bill 5605, Third Reading Calendar 1377.

Senator Brisport moves to discharge, from the Committee on Rules, Assembly Bill Number 5960 and substitute it for the identical Senate Bill 5900, Third Reading Calendar 1379.

Senator Martinez moves to discharge, from the Committee on Finance, Assembly Bill Number 6565 and substitute it for the identical Senate Bill 6102, Third Reading Calendar 1380.

Senator Martinez moves to discharge, from the Committee on Rules, Assembly Bill Number 7400 and substitute it for the identical Senate Bill 6122, Third Reading Calendar 1381.

Senator Persaud moves to discharge, from the Committee on Finance, Assembly Bill Number 2825 and substitute it for the identical Senate Bill 6596, Third Reading Calendar 1391.

Senator Sepúlveda moves to discharge, from the Committee on Rules, Assembly Bill Number 7061A and substitute it for the identical Senate Bill 6682A, Third Reading Calendar 1393.

Senator Chu moves to discharge, from the Committee on Rules, Assembly Bill Number 7359 and substitute it for the identical Senate Bill 6750, Third Reading Calendar 1394.

Senator Jackson moves to discharge, from the Committee on Rules, Assembly Bill Number 7156 and substitute it for the identical Senate Bill 6861, Third Reading Calendar 1399.

Senator Stec moves to discharge, from the Committee on Rules, Assembly Bill Number 7015 and substitute it for the identical Senate Bill 6876, Third Reading Calendar 1400.

Senator Martinez moves to discharge, from the Committee on Local Government, Assembly Bill Number 5056 and substitute it for the identical Senate Bill 6940, Third Reading Calendar 1403.

Senator Persaud moves to discharge, from the Committee on Transportation, Assembly Bill Number 7362 and substitute it for the

identical Senate Bill 6945, Third Reading Calendar 1407.

Senator Ryan moves to discharge, from the Committee on Rules, Assembly Bill Number 7383 and substitute it for the identical Senate Bill 7068, Third Reading Calendar 1412.

Senator Martinez moves to discharge, from the Committee on Rules, Assembly Bill Number 7408 and substitute it for the identical Senate Bill 7080, Third Reading Calendar 1413.

Senator Ramos moves to discharge, from the Committee on Rules, Assembly Bill Number 6551 and substitute it for the identical Senate Bill 7091, Third Reading Calendar 1414.

Senator Mannion moves to discharge, from the Committee on Disabilities, Assembly Bill Number 6543 and substitute it for the identical Senate Bill 7094, Third Reading Calendar 1415.

Senator Sepúlveda moves to discharge, from the Committee on Cities 1, Assembly Bill Number 6592 and substitute it for the identical Senate Bill 7116, Third Reading Calendar 1416.

Senator Thomas moves to discharge, from the Committee on Rules, Assembly Bill

Number 7254 and substitute it for the identical Senate Bill 7361, Third Reading Calendar 1420.

Senator Sanders moves to discharge, from the Committee on Rules, Assembly Bill Number 7646 and substitute it for the identical Senate Bill 7371, Third Reading Calendar 1423.

Senator Salazar moves to discharge, from the Committee on Rules, Assembly Bill Number 7189 and substitute it for the identical Senate Bill 7373, Third Reading Calendar 1425.

Senator Scarcella-Spanton moves to discharge, from the Committee on Environmental Conservation, Assembly Bill Number 7434 and substitute it for the identical Senate Bill 7377, Third Reading Calendar 1429.

Senator Scarcella-Spanton moves to discharge, from the Committee on Veterans, Homeland Security and Military Affairs, Assembly Bill Number 7379 and substitute it for the identical Senate Bill 7378, Third Reading Calendar 1430.

Senator Hoylman-Sigal moves to discharge, from the Committee on Investigations and Government Operations, Assembly Bill Number 7355 and substitute it for the identical

Senate Bill 7382, Third Reading Calendar 1433.

Senator Breslin moves to discharge, from the Committee on Rules, Assembly Bill Number 4984B and substitute it for the identical Senate Bill 4354A, Third Reading Calendar 479.

ACTING PRESIDENT MAYER: So ordered.

Messages from the Governor.

Reports of standing committees.

Reports of select committees.

Communications and reports from state officers.

Motions and resolutions.

Senator Gianaris.

SENATOR GIANARIS: Good afternoon, Madam President.

Amendments are offered to the following Third Reading Calendar bills:

By Senator Kavanagh, page 5, Calendar Number 200, Senate Print 1634A;

Senator Bailey, page 39, Calendar Number 1225, Senate Print 5965;

Senator Skoufis, page 10, Calendar Number 365, Senate Print 3503;

Senator Harckham, page 16, Calendar

Number 595, Senate Print 4814;

Senator Brouk, page 31, Calendar

Number 1039, Senate Print 5516;

Senator May, page 34, Calendar

Number 1150, Senate Print 6606;

Senator Mannion, page 48, Calendar

Number 1366, Senate Print 3146;

Senator Stewart-Cousins, page 54, Calendar Number 1408, Senate Print 7026A;

Senator Hinchey, page 66, Calendar

Number 1519, Senate Print 6318;

Senator Gianaris, page 67, Calendar

Number 1529, Senate Print 6584;

Senator Parker, page 5, Calendar

Number 129, Senate Print 1303A;

Senator Mayer, page 10, Calendar

Number 346, Senate Print 2330A;

Senator Addabbo, page 21, Calendar

Number 754, Senate Print 4815;

Senator Krueger, page 12, Calendar

Number 429, Senate Print 158A;

And Senator Rivera, page 32, Calendar Number 1056, Senate Print 6749A.

ACTING PRESIDENT MAYER: The amendments are received, and the bills will

retain their place on the Third Reading Calendar.

Senator Gianaris.

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

Senate Bill Numbers 536, 5881, 6238, 5056, and 3313A.

ACTING PRESIDENT MAYER: The Secretary will read.

THE SECRETARY: Calendar Number 149, Senate Print 536, by Senator Thomas, an act to amend the General Business Law.

Calendar Number 600, Senate Print 5881, by Senator Skoufis, an act to amend the Real Property Law.

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.

Calendar Number 1098, Senate Print 5056, by Senator Thomas, an act to amend the Financial Services Law.

Calendar Number 990, Senate Print 3313A, by Senator Skoufis, an act to amend the Legislative Law.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

THE SECRETARY: Ayes, 55.

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

SENATOR GIANARIS: I offer the following amendments.

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

Senator Gianaris.

SENATOR GIANARIS: On behalf of Senator Breslin, I move to amend Senate Bill 1466A by striking out the amendments made on May 8th and restoring it to its original print, 1466.

ACTING PRESIDENT MAYER: So ordered.

SENATOR GIANARIS: On behalf of Senator Kennedy, I move to amend Senate Bill

2175A by striking out the amendments made on May 30th and restoring it to its original print, 2175.

ACTING PRESIDENT MAYER: So ordered.

SENATOR GIANARIS: Please recognize Senator Lanza.

ACTING PRESIDENT MAYER: Senator Lanza.

SENATOR LANZA: Thank you, Senator Gianaris.

Madam President, on behalf of Senator Griffo, on page 44 I offer the following amendments to Calendar Number 1297, Print Number 6493A, and ask that said bill retain its place on Third Reading Calendar.

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

Senator Gianaris.

SENATOR GIANARIS: Madam President, at this time we're going to simultaneously call a meeting of the Committee on Rules in Room 332 and take up the calendar.

ACTING PRESIDENT MAYER: There will

be an immediate meeting of the Rules Committee in Room 332, and the Senate will continue with the calendar.

The Secretary will read.

Calendar Number 129 is high and is laid aside for the day.

THE SECRETARY: Calendar Number 177, Senate Print 1936, by Senator Comrie, an act to amend the Public Authorities Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 56.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 203, Senate Print 1212B, by Senator Cleare, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT MAYER: Read the

last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Senator Cleare to explain her vote.

SENATOR CLEARE: Thank you, Madam President.

No amount of lead, no matter how small or microscopic in size, is safe, particularly for our children. While we have fortunately taken strides with respect to the scourges of lead paint and lead in drinking water, lead can still be omnipresent in other sources, such as soil or air. Furthermore, ambient lead in soil or air easily pollutes water and can attach to surfaces and regularly be breathed into the human body.

The federal EPA has been promising new lead standards for well over a decade. Their most recent attempt was struck down by a federal court as inadequate. As New Yorkers we know we

can do better, and we must.

Therefore, this bill requires our own DEC to promulgate new standards based upon emerging science and rigorous research. The bottom line is that no amount of lead is safe, and this bill will finally recognize this principle in state law.

Upon implementation, it will save lives. I proudly vote aye.

Thank you.

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

Senator May to explain her vote.

SENATOR MAY: Thank you, Madam President.

I seem to rise every day in session and thank Senator Cleare for another piece of good legislation. I'm going to do it again today.

Lead dust is a scourge that we don't hear enough about, I think. And we hear a lot about lead in lead pipes and lead paint, but lead dust and lead in soils left over from years of leaded gas, for example, is a true environmental crisis and a source of real poison for our

children.

One of the good things about it is that it is actually pretty easy to avoid. If you just take your those shoes off when you come in the house, you're far less likely to track lead dust into your house.

But still we need to know the parameters, we need to know where it exists, we need families to be able to protect their children from that, and Senator Cleare's bill will help to do that.

So I proudly vote aye.

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

Announce the results.

THE SECRETARY: Ayes, 57.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 248, Senate Print 1867A, by Senator Brouk, an act to amend the Public Health Law.

SENATOR SERRANO: Lay the bill aside temporarily.

ACTING PRESIDENT MAYER: The bill is laid aside temporarily.

There is a substitution at the desk.

The Secretary will read.

THE SECRETARY: Senator Brouk moves to discharge, from the Committee on Rules, Assembly Bill Number 5435A and substitute it for the identical Senate Bill 1867A, Third Reading Calendar 248.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Calendar Number 248, Assembly Print Number 5435A, by Assemblymember Solages, an act to amend the Public Health Law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 57.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 252, Assembly Bill Number 3933A, by Assemblymember Colton, an act to amend the General City Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the 30th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 252, voting in the negative are Senators O'Mara and Walczyk.

Ayes, 55. Nays, 2.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 268, Senate Print 1817, by Senator Stavisky, an act to amend the Vehicle and Traffic Law.

SENATOR SERRANO: Lay the bill aside for the day.

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

THE SECRETARY: Calendar Number 287, Assembly Bill Number 68A, by Assemblymember

Sayegh, an act to amend the Education Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 57.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 306, Senate Print 2500B, by Senator Palumbo, an act in relation to authorizing the Jamesport Fire District to file an application for exemption from real property taxes.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 306, voting in the negative: Senator O'Mara.

Ayes, 56. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 323, Assembly Bill Number 5022A, by Assemblymember O'Donnell, an act to amend the Parks, Recreation and Historic Preservation Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 57.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 325, Assembly Bill Number 2258B, by Assemblymember Simon, an act to amend the General Business Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 57.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 330, Senate Print 3285A, by Senator Thomas, an act to amend the Public Health Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 330, those Senators voting in the negative are Senators Borrello, Griffo, Lanza, Martins, Oberacker, O'Mara, Palumbo, Rhoads, Tedisco, Walczyk and Weik.

Ayes, 46. Nays, 11.

ACTING PRESIDENT MAYER: The bill is passed.

Calendar 346, the bill is high and it's laid aside for the day.

THE SECRETARY: Calendar Number 393, Senate Print 454A, by Senator Gianaris, an act to amend the General Business Law and the Veterans' Services Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the first of January.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce

the results.

THE SECRETARY: Ayes, 57.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 406, Senate Print 4041A, by Senator Mayer, an act to amend the Education Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 57.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 419, Assembly Bill Number 398A, by Assemblymember Burdick, an act to amend the Labor Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 419, those Senators voting in the negative are Senators Gallivan, Griffo, Murray, Oberacker, O'Mara, Ortt, Stec, Tedisco and Walczyk. Also Senator Borrello.

Ayes, 47. Nays, 10.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 424, Senate Print 489A, by Senator Comrie, an act to amend the Public Authorities Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 424, those Senators voting in the negative are Senators Borrello, Oberacker, Ortt and Walczyk.

Ayes, 53. Nays, 4.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 473, Senate Print 4555A, by Senator Fernandez, an act to amend the Penal Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 57.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 479, Assembly Bill Number 4984B, by Assemblymember Rosenthal, an act to amend the Insurance Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 57.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 511, Senate Print 5186A, by Senator Mayer, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 3. This

act shall take effect immediately.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 57.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 594, Assembly Bill Number 2884, by Assemblymember Magnarelli, an act to amend the Alcoholic Beverage Control Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 633, Senate Print Number 1535A, by Senator Hoylman-Sigal, an act to amend the Executive Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 633, those Senators voting in the negative are Senators Borrello, Gallivan, Griffo, Lanza, Oberacker, O'Mara, Ortt, Rhoads, Stec, Tedisco, Walczyk and Weik.

Ayes, 47. Nays, 12.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 653, Senate Print 4887, by Senator Gianaris, an act to amend the Labor Law.

ACTING PRESIDENT MAYER: Read the

last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 653, those Senators voting in the negative are Senators Borrello, Gallivan, Helming, Oberacker, O'Mara, Ortt, Stec and Walczyk.

Ayes, 51. Nays, 8.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 663, Assembly Bill Number 5610D, by Assemblymember Rozic, an act to amend the General Business Law.

SENATOR PALUMBO: Lay it aside.

ACTING PRESIDENT MAYER: The bill is laid aside.

THE SECRETARY: Calendar Number

667, Senate Print 5974A, by Senator Parker, an act to amend the General Municipal Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 676, Senate Print 3431A, by Senator Skoufis, an act to amend the Agriculture and Markets Law.

ACTING PRESIDENT MAYER: 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 MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 676, voting in the negative: Senator Brisport.

Ayes, 58. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 729, Senate Print 5129A, by Senator Webb, an act to amend the Vehicle and Traffic Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number

738, Senate Print 1801, by Senator Ramos, an act to amend the Labor Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Senator Ramos to explain her vote.

SENATOR RAMOS: Yes, thank you, Madam President.

This is actually a really important bill. I don't know why these folks across the aisle want to continue to deny domestic workers in New York State paid sick leave.

You know, as it stands, our current law here in the state actually really is for only domestic workers in New York City and Westchester County. The domestic workers who live and work in your districts deserve paid sick leave too. You don't want them working while they're sick. You don't want their own families and their own income to be in jeopardy because

they're not able to show up to work.

And now nobody's looking at me.

But nevertheless, I want to say that I'm very proud that we're actually passing this bill, even if it's this final week. And I'm really looking forward to it being signed by the Governor and made law very soon.

Thank you.

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

Announce the results.

THE SECRETARY: In relation to Calendar 738, those Senators voting in the negative are Senators Ashby, Borrello, Canzoneri-Fitzpatrick, Gallivan, Griffo, Helming, Lanza, Martins, Mattera, Oberacker, Ortt, Palumbo, Rhoads, Rolison, Stec, Tedisco, Walczyk, Weber and Weik. Also Senator O'Mara.

Ayes, 39. Nays, 20.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1087, Assembly Bill Number 3403A, by Assemblymember Cruz, an act to amend the Veterans' Services Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1180, Senate Print 2679B, by Senator Breslin, an act in relation to authorizing and empowering CREF to combine with TIAA.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce

the results.

THE SECRETARY: In relation to Calendar Number 1180, voting in the negative: Senator Skoufis.

Ayes, 58. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1188, Senate Print 5959B, by Senator Webb, an act to amend the Insurance Law and the Vehicle and Traffic Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number

1226, Senate Print 6975, by Senator Salazar, an act to amend the Executive Law.

SENATOR LANZA: Lay it aside.

ACTING PRESIDENT MAYER: The bill is laid aside.

THE SECRETARY: Calendar Number 1360, Assembly Bill Number 4847A, by Assemblymember Jacobson, an act to amend the General Municipal Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1360, those Senators voting in the negative are Senators Ashby, Borrello, Canzoneri-Fitzpatrick, Murray, O'Mara, Rhoads, Walczyk and Weik.

Ayes, 51. Nays, 8.

ACTING PRESIDENT MAYER: The bill

is passed.

THE SECRETARY: Calendar Number 1364, Senate Print 2727A, by Senator Skoufis, an act to amend the Not-For-Profit Corporation Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 11. This act shall take effect on the 30th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1364, those Senators voting in the negative are Senators Ashby, Borrello, Canzoneri-Fitzpatrick, Gallivan, Griffo, Helming, Martinez, Martins, Oberacker, O'Mara, Ortt, Palumbo, Rhoads, Rolison, Stec, Tedisco, Walczyk, Weber and Weik.

Ayes, 40. Nays, 19.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number

1365, Assembly Bill Number 4439, by Assemblymember Steck, an act to amend the Public Health Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1367, Assembly Print Number 4008, by Assemblymember Pheffer Amato, an act to amend the Retirement and Social Security Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1368, Senate Print 4314A, by Senator Sepúlveda, an act to amend the Agriculture and Markets Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1368, those Senators voting in the negative are Senators Helming, Martins, Ortt and Weik.

Ayes, 55. Nays, 4.

ACTING PRESIDENT MAYER: The bill

is passed.

THE SECRETARY: Calendar Number 1369, Assembly Bill Number 5897B, by Assemblymember Rivera, an act to amend the Highway Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1369, voting in the negative: Senator Brisport.

Ayes, 58. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1370, Assembly Bill Number 3335B, by Assemblymember Joyner, an act to amend the General Municipal Law.

ACTING PRESIDENT MAYER: Read the

last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1371, Assembly Bill Number 5587, by Assemblymember Wallace, an act to amend the Public Health Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Senator May to explain her vote.

SENATOR MAY: Thank you, Madam President.

I want to thank Senator Hinchey for this bill. If this important piece of legislation becomes law, it will make a very -- mark a very major milestone in human-centered care in New York State.

Until about 50 years ago, hospice care in the United States was the province of religious charities, not medical professionals. And palliative care was treated as if it was a capitulation to death rather than an abdication of the overriding need to keep patients alive.

In 1984 my late husband Frank was diagnosed with terminal brain cancer. And two years later, it metastasized to his bones and became incredibly painful, but the doctors refused to prescribe palliative care. They were afraid he would get addicted. They were afraid that they would lose the ability to track the progression of his disease, because the pain was their number-one indicator of where the disease was going. And we had to search far and wide to find a doctor who would prescribe pain medication to Frank.

I am eternally grateful to that doctor for allowing Frank's last months of life to be pain-free and his death to be peaceful.

So the idea of creating an Office of Palliative Care and Hospice Care in New York State is something I take very personally and I find deeply moving. And I hope that we can all pass it and all support this bill.

I vote aye. Thank you.

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

Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1372, Senate Print 4879, by Senator Mayer, an act to amend the Penal Law.

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

Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1372, those Senators voting in the negative are Senators Ashby, Borrello, Canzoneri-Fitzpatrick, Gallivan, Griffo, Helming, Lanza, Martins, Mattera, Murray, Oberacker, O'Mara, Ortt, Palumbo, Rhoads, Rolison, Stec, Tedisco, Walczyk, Weber and Weik.

Ayes, 38. Nays, 21.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1373, Senate Print 4972, by Senator Gounardes, an act to amend the Retirement and Social Security Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce

the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1374, Senate Print 5057A, by Senator Hinchey, an act to allow Benjamin Doty to be eligible to take the civil service exam.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1374, voting in the negative: Senator Brisport.

Ayes, 58. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1375, Senate Print 5329A, by Senator Harckham, an

act to amend the Public Health Law and the Social Services Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1377, Assembly Bill Number 5762, by Assemblymember Lupardo, an act to authorize the City of Binghamton to offer an optional 25-year retirement plan to Firefighter Scott Pavlick.

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

Read the last section.

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

ACTING PRESIDENT MAYER: Call the

roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1378, Senate Print 5607A, by Senator Breslin, an act providing for a taxpayer assistance authorization for households in the County of Schenectady.

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

Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1379, Assembly Bill Number 5960, by Assemblymember Solages, an act to establish a task force to identify evidence-based and evidence-informed solutions to reduce children's exposure to adverse childhood experiences.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1379, voting in the negative: Senator Oberacker.

Ayes, 58. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1380, Assembly Bill Number 6565, by Assemblymember Thiele, an act to amend Chapter 643 of the Laws of 2019.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1381, Assembly Bill Number 7400, by Assemblymember Pheffer Amato, an act to amend Chapter 130 of the Laws of 1998.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1382, Senate Print 6167, by Senator Murray, an act to amend Chapter 47 of the Laws of 1963.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1383, Senate Print 6173A, by Senator Skoufis, an act to amend the Election Law and the Vehicle and Traffic Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 5. This

act shall take effect immediately.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1384, Senate Print 6209, by Senator May, an act to amend the City of Syracuse and the Board of Education of the City School District of the City of Syracuse Cooperative School Reconstruction Act.

ACTING PRESIDENT MAYER: Read the last section.

SENATOR GIANARIS: Lay it aside temporarily.

ACTING PRESIDENT MAYER: The bill is laid aside temporarily.

There's a substitution at the desk.

The Secretary will read.

THE SECRETARY: Calendar Number Senator Canzoneri-Fitzpatrick moves to discharge,

from the Committee on Rules, Assembly Bill Number 5326A and substitute it for the identical Senate Bill 6426, Third Reading Calendar 1385.

ACTING PRESIDENT MAYER: Substitution so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 1385, Assembly Bill Number 5326A, by Assemblymember Curran, an act authorizing Vineyard Christian Fellowship South Shore Inc. to file with the County of Nassau assessor an application for a retroactive real property tax exemption.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

Senator Lanza.

SENATOR LANZA: Madam President, can we please pause to congratulate Senator Canzoneri-Fitzpatrick on the passage of her first bill.

(Standing ovation.)

THE SECRETARY: Calendar Number 1386, Senate Print 6432A, by Senator Martins, an act in relation to authorizing the County of Nassau assessor to accept an application for a real property tax exemption.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1386, voting in the negative: Senator O'Mara.

Ayes, 58. Nays, 1.

ACTING PRESIDENT MAYER: The bill

is passed.

SENATOR GIANARIS: Madam President.

ACTING PRESIDENT MAYER: Senator Gianaris.

SENATOR GIANARIS: Can we return to Calendar 1384 and remove the lay-aside on that bill.

ACTING PRESIDENT MAYER: There is a substitution at the desk.

The Secretary will read.

THE SECRETARY: Senator May moves to discharge, from the Committee on Rules, Assembly Bill Number 6431 and substitute it for the identical Senate Bill 6209, Third Reading Calendar 1384.

ACTING PRESIDENT MAYER: The substitution is so ordered.

The Secretary will read.

THE SECRETARY: Calendar Number 1384, Assembly Bill Number 6431, by Assemblymember Magnarelli, an act to amend the City of Syracuse and the Board of Education of the City School District of Syracuse Cooperative School Reconstruction Act, in relation to construction and design contracts.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1384, voting in the negative: Senator Walczyk.

Ayes, 58. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1387, Senate Print 6521, by Senator Thomas, an act to amend the Public Health Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1389, Senate Print 6549, by Senator Mayer, an act to amend the Local Finance Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the same date and in the same manner as a Concurrent Resolution of the Senate and Assembly proposing an amendment to Section 4 of Article 8 of the Constitution.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1389, those Senators voting in the negative are Senators Griffo and Lanza. Also Senator Borrello.

Ayes, 56. Nays, 3.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1391, Assembly Bill Number 2825, by Assemblymember Pheffer Amato, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1392, Senate Print 6632, by Senator May, an act to amend the Vehicle and Traffic Law.

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

Read the last section.

THE SECRETARY: Section 4. This

act shall take effect on the 30th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1392, those Senators voting in the negative are Senators Rhoads and Weik.

Ayes, 57. Nays, 2.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1393, Assembly Bill Number 7061A, by Assemblymember Burgos, an act to amend Chapter 544 of the Laws of 2022.

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

Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1393, those Senators voting in the negative are Senators Canzoneri-Fitzpatrick, Martins, Mattera, Murray, Oberacker, O'Mara, Ortt, Rhoads and Weik.

Ayes, 50. Nays, 9.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1394, Assembly Bill Number 7359, by Assemblymember Lucas, an act to amend the Private Housing Finance Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1394, voting in the negative:

Senator Walczyk.

Ayes, 58. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1395, Senate Print 6764, by Senator Kennedy, an act to amend Chapter 756 of the Laws of 2021.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1396, Senate Print 6788, by Senator Helming, an act granting retroactive membership in the New York State and Local Employees' Retirement System to Justin Whitmore.

ACTING PRESIDENT MAYER: There's a

home-rule message at the desk.

Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1397, Senate Print 6793, by Senator Martins, an act to amend the Nassau County Civil Divisions Act.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1399, Assembly Bill Number 7156, by Assemblymember Pheffer Amato, an act to amend the Education Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 3. This act shall take effect July 1, 2024.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1400, Assembly Bill Number 7015, by Assemblymember Woerner, an act to amend the Public Authorities Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 59.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1401, Senate Print 6885A, by Senator Martins, an act in relation to authorizing the North Shore Land Alliance, Inc. to file with the County of Nassau assessor an application for a retroactive real property tax exemption.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1401, voting in the negative: Senator O'Mara.

Ayes, 60. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1402, Senate Print 6901, by Senator Breslin, an act to amend the Tax Law.

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

Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1402, those Senators voting in the negative are Senators Canzoneri-Fitzpatrick, Harckham, Lanza, Mannion, Martinez, Palumbo, Scarcella-Spanton, Skoufis and Webb.

Ayes, 52. Nays, 9.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1403, Assembly Bill Number 5056, by Assemblymember Conrad, an act to amend the Local Finance Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 3. This act shall take effect on the effective date of the amendments to the Constitution.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1403, those Senators voting in the negative are Senators Borrello, O'Mara, Palumbo, Rhoads and Weik.

Ayes, 56. Nays, 5.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1404, Senate Print 6941, by Senator Cooney, an

act to amend the State Finance Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1405, Senate Print 6942, by Senator Cooney, an act to amend the State Finance Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1406, Senate Print 6943, by Senator Kavanagh, an act to amend Chapter 415 of the Laws of 1983.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1407, Assembly Bill Number 7362, by Assemblymember Davila, an act to amend Chapter 81 of the Laws of 1995.

ACTING PRESIDENT MAYER: Read the

last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Senator Murray to explain his vote.

SENATOR MURRAY: Thank you, Madam President.

I'm really struggling with this bill. And let me be crystal, crystal clear that in no way, shape or form am I standing up for deadbeat parents. In fact, just the opposite.

Many may have heard this story. I was raised by a single mom who had to work three jobs because I had a deadbeat dad who didn't want to help, forced her to work these jobs. We were on social services, we were on food stamps, we had all the help we could get, because he wouldn't help.

But suspending their license and keeping them from going to work to be able to make the child support payments, it doesn't make sense to me.

I would strongly suggest the sponsor maybe -- urge the sponsor to consider an amendment that would limit their ability to drive, to only to and from work. At that point I'd be all for it.

But removing their ability to go to work to pay the child support just doesn't make sense to me. So for that reason, I can't support this bill.

Thank you, Madam President.

ACTING PRESIDENT MAYER: Senator Murray to be recorded in the negative.

Announce the results.

THE SECRETARY: In relation to Calendar Number 1407, voting in the negative: Senator Murray.

Ayes, 60. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1409, Senate Print 7065, by Senator Ryan, an act to amend Chapter 581 of the Laws of 2005.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1410, Senate Print 7066, by Senator Ryan, an act to amend Chapter 492 of the Laws of 1993.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number

1411, Senate Print 7067, by Senator Ryan, an act to amend Chapter 629 of the Laws of 2005.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1412, Assembly Bill Number 7383, by Assemblymember McMahon, an act to amend Chapter 307 of the Laws of 2005.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1413, Assembly Bill Number 7408, by Assemblymember Ramos, an act to amend Chapter 719 of the Laws of 1980.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

ACTING PRESIDENT MAYER: Calendar Number 1414, Assembly Bill Number 6551, by Assemblymember Conrad, an act to amend Chapter 413 of the Laws of 2003.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1415, Assembly Bill Number 6543, by Assemblymember Seawright, an act to amend the Executive Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1416, Assembly Bill Number 6592, by Assemblymember Braunstein, an act to amend the Local Finance Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1417, Senate Print 7205, by Senator Comrie, an act to amend the Penal Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 3. This

act shall take effect immediately.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1418, Senate Print 7353, by Senator Brisport, an act to amend the Education Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1418, voting in the negative: Senator Martinez.

Ayes, 60. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1420, Assembly Bill Number 7254, by Assemblymember Lavine, an act to amend the Real Property Tax Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1421, Senate Print 7363A, by Senator Cooney, an act to amend Part 10 of Chapter 62 of the Laws of 2023.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This

act shall take effect immediately.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1422, Senate Print Number 7370, by Senator Scarcella-Spanton, an act to amend Chapter 413 of the Laws of 2015.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1423, Assembly Bill Number 7646, by Assemblymember Septimo, an act to amend the Executive Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the 270th day after it shall have become a law.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar Number 1423, voting in the negative: Senator Martins.

Ayes, 60. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1424, Senate Print 7372, by Senator Jackson, an act to amend the Administrative Code of the City of New York.

ACTING PRESIDENT MAYER: Read the

last section.

THE SECRETARY: Section 5. This act shall take effect July 1, 2023.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1425, Assembly Bill Number 7189, by Assemblymember Dilan, an act to amend Chapter 573 of the Laws of 2011.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1426, Senate Print Number 7374, by Senator Scarcella-Spanton, an act to amend the Executive Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1427, Senate Print 7375, by Senator Salazar, an act to amend the Executive Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1428, Senate Print 7376, by Senator Jackson, an act to amend the Civil Service Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1428, those Senators voting in the negative are Senators Canzoneri-Fitzpatrick, Gallivan, Griffo, Helming, Lanza, Mattera, Murray, Oberacker, O'Mara, Ortt, Palumbo, Rhoads,

Rolison, Tedisco and Weik. Also Senator Weber.

Ayes, 45. Nays, 16.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1429, Assembly Bill Number 7434, by Assemblymember Williams, an act to amend the Environmental Conservation Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1430, Assembly Bill Number 7379, by Assemblymember Pheffer Amato, an act to amend the Civil Service Law.

ACTING PRESIDENT MAYER: Read the

last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1431, Senate Print 7379, by Senator Webb, an act to amend the General Construction Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the same date and in the same manner as Section 60 of Chapter 56 of the Laws of 2022.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Senator Webb to explain her vote.

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

The Justice for Heroes Act will ensure that members of certain branches of our U.S. armed forces who participated in the World Trade Center rescue, recovery or cleanup operations during and in the aftermath of the September 11, 2001, attacks are honored for their service and afforded veteran status under New York State law.

A total of 6,716 members of the New York Air National Guard, New York Army National Guard, New York Naval Militia, and New York Guard provided security and logistics support to recovery workers and the people of New York City as part of Operation Trade Center.

The New York Air National Guardsmen were the first U.S. military members to respond to the hijacking of civilian airlines used in the attacks, and responded to scramble aircraft to intercept the planes.

The New York Army National Guard responded to the attacks by rallying at their armories in anticipation of the Governor's orders to duty and supported the New York City Police

Department and the New York City Fire Department.

Madam President, by passing this legislation New York will pay our debt of gratitude to the members of the New York Air National Guard, New York Naval Militia, and the New York Guard who risked their lives in the weeks and months and years following the attacks on the World Trade Center over two decades ago.

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

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

Announce the results.

THE SECRETARY: In relation to Calendar Number 1431, voting in the negative: Senator Walczyk.

Ayes, 60. Nays, 1.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1432, Senate Print 7381, by Senator Skoufis, an act to amend the Executive Law.

ACTING PRESIDENT MAYER: Read the last section.

THE SECRETARY: Section 3. This

act shall take effect immediately.

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1433, Assembly Bill Number 7355, by Assemblymember Simone, an act to amend the Executive Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1433, those Senators voting in the negative are Senators Murray, Ortt, Rhoads and

Walczyk.

Ayes, 57. Nays, 4.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1434, Senate Print 7383, by Senator Sepúlveda, an act to amend the New York City Charter.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1435, Senate Print Number 7393, by Senator Stewart-Cousins, an act to amend Chapter 372 of the Laws of 2020.

ACTING PRESIDENT MAYER: Read the

last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1435, those Senators voting in the negative are Senators Canzoneri-Fitzpatrick, Harckham, Hinchey, Lanza, Mannion, Martinez, Scarcella-Spanton, Skoufis and Webb.

Ayes, 52. Nays, 9.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1436, Senate Print 7400, by Senator Gounardes, an act to amend the Real Property Tax Law.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT MAYER: The bill is passed.

THE SECRETARY: Calendar Number 1437, Senate Print 7430, by Senator Walczyk, an act to amend Chapter 326 of the Laws of 2006.

ACTING PRESIDENT MAYER: Read the last section.

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

ACTING PRESIDENT MAYER: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT MAYER: Announce the results.

THE SECRETARY: In relation to Calendar 1437, those Senators voting in the negative are Senators Canzoneri-Fitzpatrick, Harckham, Hinchey, Lanza, Mannion, Martinez, Scarcella-Spanton, Skoufis, and Webb.

Ayes, 52. Nays, 9.

ACTING PRESIDENT MAYER: The bill

is passed.

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

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

ACTING PRESIDENT MAYER: The Secretary will read.

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

Senate Print 1196A, by Senator Persaud, an act to amend the Insurance Law;

Senate Print 1690A, by Senator Sanders, an act to amend the Banking Law;

Senate Print 1793C, by Senator Hinchey, an act to amend the Executive Law;

Senate Print 1983A, by Senator Gounardes, an act to amend the Education Law;

Senate Print 3567A, by Senator Skoufis, an act to amend the Alcoholic Beverage Control Law;

Senate Print 3598, by Senator Martins, an act to amend Chapter 280 of the Laws of 2016;

Senate Print 5291, by Senator Skoufis, an act granting retroactive Tier 4 status in the New York State and Local Employees' Retirement System;

Senate Print 5361, by Senator Mannion, an act granting retroactive membership with Tier 4 status in the New York State Teachers' Retirement System;

Senate Print 5630A, by Senator Kennedy, an act to amend the Executive Law;

Senate Print 5795A, by Senator Murray, an act in relation to authorizing the assessor of the Town of Brookhaven to accept an application for exemption from real property taxes;

Senate Print 5894A, by Senator Bailey, an act to amend the Public Health Law;

Senate Print 5955A, by Senator Chu, an act to amend the Tax Law;

Senate Print 6329B, by

Senator Murray, an act in relation to authorizing the assessor of the Town of Brookhaven to accept an application for a real property tax exemption;

Senate Print 6360, by Senator Rolison, an act to amend the Vehicle and Traffic Law;

Senate Print 6363A, by Senator Harckham, an act to amend Chapter 538 of the Laws of 1975;

Senate Print 6441A, by Senator Skoufis, an act related to approving certain employee benefit costs;

Senate Print 6519A, by Senator Kavanagh, an act to amend the Election Law;

Senate Print 6553, by Senator Skoufis, an act to authorize Susan Gillinder, the widow of Robert C. Ritchie, to file a new service retirement application;

Senate Print 6692, by Senator Webb, an act to authorize the Town of Seneca Falls to offer an optional 20-year retirement plan;

Senate Print 6698A, by Senator Canzoneri-Fitzpatrick, an act authorizing the Bais Tefila of Inwood to receive retroactive

real property tax exempt status;

Senate Print 6898A, by Senator Brouk, an act to amend the Highway Law;

Senate Print 6907, by Senator Cleare, an act to amend Chapter 462 of the Laws of 2015;

Senate Print 7062, by Senator Breslin, an act granting retroactive membership wtih Tier 4 status in the New York State and Local Employees' retirement system;

Senate Print 7107, by Senator Mattera, an act to amend the Alcoholic Beverage Control Law;

Senate Print 7130, by Senator Comrie, an act to amend the Alcoholic Beverage Control Law;

Senate Print 7159A, by Senator Hoylman-Sigal, an act to amend the Alcoholic Beverage Control Law;

Senate Print 7221, by Senator Rivera, an act in relation to allowing for Genesis Villella to qualify for and receive certain spousal accidental death benefits;

Senate Print 7242A, by Senator Martinez, an act to amend the

Retirement and Social Security Law;

Senate Print 7421, by Senator Ortt, an act to amend the Veterans' Services Law;

Senate Print 7423, by Senator Skoufis, an act in relation to authorizing Kevin Donohue to take the competitive civil service examination;

Senate Print 7441A, by Senator Thomas, an act to amend the Legislative Law;

Senate Print 7452, by Senator Persaud, an act to amend the Social Services Law;

Senate Print 7468, by Senator Breslin, an act in relation to authorizing Tier 4 status in the New York State and Local Employees' Retirement System;

Senate Print 7469, by Senator Breslin, an act in relation to granting Tier 4 status in the New York State and Local Employees' Retirement System;

Senate Print 7507, by Senator Brouk, an act to amend the Public Health Law;

Senate Print 7508, by Senator Sepúlveda, an act to amend the

Administrative Code of the City of New York;

Senate Print 7509, by Senator Jackson, an act to amend the Retirement and Social Security Law;

Senate Print 7510, by Senator Comrie, an act to amend the New York State Medical Care Facilities Finance Agency Act;

Senate Print 7512, by Senator Jackson, an act to amend the Education Law;

Senate Print 7515, by Senator Stewart-Cousins, an act in relation to providing assessment relief to property owners within certain municipalities;

Senate Print 7516, by Senator Salazar, an act to amend the Judiciary Law;

Senate Print 7517, by Senator Sepúlveda, an act to amend the Civil Practice Law and Rules;

Senate Print 7518, by Senator Breslin, an act to amend the Judiciary Law;

Senate Print 7522, by Senator Cooney, an act to amend the

Public Buildings Law;

Senate Print 7523, by Senator Hoylman-Sigal, an act to amend the Civil Practice Law and Rules;

Senate Print 7524, by Senator Hoylman-Sigal, an act to amend the Judiciary Law;

Senate Print 7525, by Senator Hoylman-Sigal, an act to amend the Judiciary Law;

Senate Print 7526, by Senator Comrie, an act to amend the New York City Charter.

All bills reported direct to third reading.

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

ACTING PRESIDENT 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 is adopted.

Senator Gianaris.

SENATOR GIANARIS: Can we briefly go back to messages from the Assembly.

ACTING PRESIDENT BAILEY: The Secretary will read.

THE SECRETARY: Senator Martins moves to discharge, from the Committee on Local Government, Assembly Bill Number 4100 and substitute it for the identical Senate Bill 3598, Senate Print 1570.

Senator Brouk moves to discharge, from the Committee on Transportation, Assembly Bill Number 5039A and substitute it for the identical Senate Bill 6898A, Third Reading Calendar 1586.

Senator Cleare moves to discharge, from the Committee on Aging, Assembly Bill Number 7199 and substitute it for the identical Senate Bill 6907, Third Reading Calendar 1587.

Senator Mattera moves to discharge, from the Committee on Commerce, Economic Development and Small Business, Assembly Bill Number 6085A and substitute it for the identical Senate Bill 7107, Third Reading Calendar 1589.

ACTING PRESIDENT BAILEY: So ordered.

Senator Gianaris.

SENATOR GIANARIS: Can we now take up the supplemental calendar, please.

ACTING PRESIDENT BAILEY: The Secretary will read.

THE SECRETARY: Calendar Number 1451, Senate Print 1196A, by Senator Persaud, an act to amend the Insurance Law and the Social Services Law.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 5. This act shall take effect April 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 1458, Senate Print 1690A, by Senator Sanders, an

act to amend the Banking Law.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 4. 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 1567, Senate Print 1793C, by Senator Hinchey, an act to amend the Executive Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Senator

Hinchey to explain her vote.

SENATOR HINCHEY: Thank you, Mr. President.

Reaching the goals of the CLCPA and making sure that New York stays a leader in renewable energy is critically important, but so is protecting our food supply and our agricultural lands.

Nowhere in statute today is taking into -- or takes into account ag land and our food production, where we know, across upstate and rural communities, most solar developments are being promulgated across farmland because it is the easiest land to do so. It's flat, it's hundreds of acres, and often the farmers or the owners of that land don't actually make the amount of money they need to keep that farm in business or to pay the taxes or the cost of that land.

What this bill does, and why this is so important, is for the first time we are requiring in statute for ORES, the Office of Renewable Energy Siting, to take into account prime agricultural lands in the four classes of soil so that we can protect our food supply, we

can protect our farms while also smartly developing solar energy and scaling that across the state.

I appreciate and I thank the leader for bringing this to the floor. I thank my colleagues for voting for it. And for that, I vote aye.

Thank you, Mr. President.

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

Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1568, Senate Print 1983A, by Senator Gounardes, an act to amend the Education Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce

the results.

THE SECRETARY: In relation to Calendar Number 1568, those Senators voting in the negative are Senators Gallivan, Lanza, Murray, O'Mara, Ortt and Weber.

Ayes, 55. Nays, 6.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1569, Senate Print 3567A, by Senator Skoufis, an act to amend the Alcoholic Beverage Control Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT 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

1570, Assembly Bill Number 4100, by Assemblymember Sillitti, an act to amend Chapter 280 of the Laws of 2016.

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

Read the last section.

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

ACTING PRESIDENT 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 1571, Senate Print 5291, by Senator Skoufis, an act granting retroactive Tier 4 status in the New York State and Local Employees' Retirement System.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1572, Senate Print 5361, by Senator Mannion, an act granting retroactive membership with Tier 4 status in the New York State Teachers' Retirement System.

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 1573, Senate Print 5630A, by Senator Kennedy, 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 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 1574, Senate Print 5795A, by Senator Murray, an act in relation to authorizing the assessor of the Town of Brookhaven to accept an application for exemption from real property taxes.

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 1574, voting in the negative: Senator O'Mara.

Ayes, 60. Nays, 1.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1575, Senate Print 5894A, by Senator Bailey, an act to amend the Public Health 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 1575, those Senators voting in the negative are Senators Borrello, Gallivan, Griffo, Helming, Lanza, Murray, Oberacker, O'Mara, Ortt, Rhoads, Tedisco, Walczyk and Weik.

Ayes, 48. Nays, 13.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1576, Senate Print 5955A, by Senator Chu, an act to amend the Tax Law.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 2. This act shall take effect on the first day of a sales tax quarterly period.

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 1577, Senate Print 6329B, by Senator Murray, an

act in relation to authorizing the assessor of the Town of Brookhaven, County of Suffolk, to accept an application for a real property tax exemption.

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 1577, voting in the negative: Senator O'Mara.

Ayes, 60. Nays, 1.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1578, Senate Print 6360, by Senator Rolison, an act to amend the Vehicle and Traffic Law.

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

Read the last section.

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

ACTING PRESIDENT 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 1579, Senate Print 6363A, by Senator Harckham, an act to amend Chapter 538 of the Laws of 1975.

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 1580, Senate Print 6441A, by Senator Skoufis, an act relating to approving certain employee benefit costs.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1581, Senate Print 6519A, by Senator Kavanagh, an act to amend the Election 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 1582, Senate Print 6553, by Senator Skoufis, an act to authorize Susan Gillinder, the widow of Robert C. Ritchie, to file a new service retirement application.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1584, Senate Print 6692, by Senator Webb, an act

to authorize the Town of Seneca Falls to offer an optional 20-year retirement plan.

ACTING PRESIDENT BAILEY: Calendar Number 1584 does not have the home-rule message that is required.

The bill will be laid aside for the day.

THE SECRETARY: Calendar Number 1585, Senate Print Number 6698A, by Senator Canzoneri-Fitzpatrick, an act authorizing the Bais Tefila of Inwood to receive retroactive real property tax exempt status.

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

1586, Assembly Bill Number 5039A, by Assemblymember Clark, an act to amend the Highway 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 1586, voting in the negative: Senator Brisport.

Ayes, 60. Nays, 1.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1587, Assembly Bill Number 7199, by Assemblymember Wallace, an act to amend Chapter 462 of the Laws of 2015.

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 1588, Senate Print 7062, by Senator Breslin, an act granting retroactive membership with Tier 4 status in the New York State and Local Employees' Retirement System.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill

is passed.

THE SECRETARY: Calendar Number 1589, Assembly Bill Number 6085A, by Assemblymember Brown, an act to amend the Alcoholic Beverage Control 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 1590, Senate Print 7130, by Senator Comrie, an act to amend the Alcoholic Beverage Control 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 1591, Senate Print Number 7159A, by Senator Hoylman-Sigal, an act to amend the Alcoholic Beverage Control Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1592, Senate Print 7221, by Senator Rivera, an

act in relation to allowing for Genesis Villella to qualify for and receive certain spousal accidental death benefits.

ACTING PRESIDENT BAILEY: Calendar Number 1592 does not have the home rule message that is required.

The bill will be laid aside for the day.

THE SECRETARY: Calendar Number 1593, Senate Print 7242A, by Senator Martinez, an act to amend the Retirement and Social Security Law.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 6. 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

1594, Senate Print 7421, by Senator Ortt, an act to amend the Veterans' Services 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 1595, Senate Print 7423, by Senator Skoufis, an act in relation to authorizing Kevin Donohue to take the competitive civil service examination.

ACTING PRESIDENT BAILEY: The home-rule message that is required has not been received.

The bill will be laid aside for the day.

ACTING PRESIDENT BAILEY: Calendar Number 1596, Senate Print 7441A, by

Senator Thomas, an act to amend the Legislative Law.

SENATOR LANZA: Lay it aside.

ACTING PRESIDENT BAILEY: Lay it aside.

THE SECRETARY: Calendar Number 1597, Senate Print 7452, by Senator Persaud, an act to amend the Social Services Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1599, Senate Print 7468, by Senator Breslin, an act in relation to authorizing Tier 4 status in the New York State and Local Employees' Retirement System.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1600, Senate Print 7469, by Senator Breslin, an act in relation to granting Tier 4 status in the New York State and Local Employees' Retirement System.

ACTING PRESIDENT BAILEY: Calendar Number 1600 does not have the required home rule message.

The bill will be laid aside for the day.

THE SECRETARY: Calendar Number 1601, Senate Print 7507, by Senator Brouk, an act to amend the Public Health Law and the

Surrogate's Court Procedure Act.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 17. This act shall take effect December 31, 2023.

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar 1601, those Senators voting in the negative are Senators Mannion and Walczyk.

Ayes, 59. Nays, 2.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1602, Senate Print 7508, by Senator Sepúlveda, an act to amend the Administrative Code of the City of New York.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the

roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar Number 1602, those Senators voting in the negative are Senators Borrello, Canzoneri-Fitzpatrick, Gallivan, Griffo, Helming, Lanza, Martinez, Martins, Mattera, Murray, O'Mara, Ort, Palumbo, Rhoads, Rolison, Tedisco, Weber and Weik.

Ayes, 43. Nays, 18.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1603, Senate Print 7509, by Senator Jackson, an act to amend the Retirement and Social Security Law.

ACTING PRESIDENT BAILEY: Calendar Number 1603 doesn't have required home rule message.

The bill will be laid aside for the day.

THE SECRETARY: Calendar Number 1604, Senate Print 7510, by Senator Comrie, an

act to amend the New York State Medical Care Facilities Finance Agency Act.

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 1605, Senate Print 7512, by Senator Jackson, an act to amend the Education Law.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 7. 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 1606, Senate Print Number 7515, by Senator Stewart-Cousins, an act in relation to providing assessment relief to property owners within certain municipalities.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 11. 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 1607, Senate Print 7516, by Senator Salazar, an act to amend the Judiciary Law.

ACTING PRESIDENT BAILEY: Read the

last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1608, Senate Print 7517, by Senator Sepúlveda, an act to amend the Civil Practice Law 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 1609, Senate Print 7518, by Senator Breslin, an act to amend the Judiciary 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 1610, Senate Print 7522, by Senator Cooney, an act to amend the Public Buildings Law.

ACTING PRESIDENT BAILEY: Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: Ayes, 61.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1611, Senate Print Number 7523, by Senator Hoylman-Sigal, an act to amend the Civil Practice Law 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: In relation to Calendar 1611, those Senators voting in the negative are Senators Ashby, Borrello, Canzoneri-Fitzpatrick, Gallivan, Griffo, Helming, Lanza, Martins, Mattera, Murray, Oberacker, O'Mara, Ortt, Palumbo, Rhoads, Rolison, Stec,

Tedisco, Walczyk, Weber and Weik.

Ayes, 40. Nays, 21.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1612, Senate Print Number 7524, by Senator Hoylman-Sigal, an act to amend the Judiciary Law.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 19. 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 1612, those Senators voting in the negative are Senators Ashby, Borrello, Canzoneri-Fitzpatrick, Gallivan, Griffo, Helming, Martins, Mattera, Murray, Oberacker, O'Mara, Ortt, Rhoads, Stec, Tedisco, Walczyk, Weber and Weik.

Ayes, 43. Nays, 18.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1613, Senate Print Number 7525, by Senator Hoylman-Sigal, an act to amend the Judiciary Law.

ACTING PRESIDENT BAILEY: Read the last section.

THE SECRETARY: Section 3. This act shall take effect April 1, 2024.

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Announce the results.

THE SECRETARY: In relation to Calendar Number 1613, voting in the negative: Senator Oberacker.

Ayes, 60. Nays, 1.

ACTING PRESIDENT BAILEY: The bill is passed.

THE SECRETARY: Calendar Number 1614, Senate Print 7526, by Senator Comrie, an act to amend the New York City Charter.

ACTING PRESIDENT BAILEY: Read the

last section.

THE SECRETARY: Section 7. 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.

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

SENATOR GIANARIS: Just a moment, Mr. President. I understand some amendments are coming my way.

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

By Senator Mayer, page 13, Calendar Number 487, Senate Print 4467A;

Senator Breslin, page 59, Calendar Number 1187, Senate Print 5764A;

And Senator Kavanagh, page 23,

Calendar Number 815, Senate Print 643C.

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

Senator Gianaris.

SENATOR GIANARIS: Can we now take up the controversial calendar.

ACTING PRESIDENT BAILEY: The Secretary will ring the bell.

The Secretary will read.

THE SECRETARY: Calendar Number 663, Assembly Bill Number 5610D, by Assemblymember Rozic, an act to amend the General Business Law.

ACTING PRESIDENT BAILEY: Senator Canzoneri-Fitzpatrick, why do you rise?

SENATOR CANZONERI-FITZPATRICK: Mr. President, I was wondering if the sponsor would yield for a few questions.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR MAYER: Yes, sure. Happy to yield.

ACTING PRESIDENT BAILEY: The

sponsor yields.

SENATOR CANZONERI-FITZPATRICK: Thank you, Senator Mayer.

Through you, Mr. President, I was wondering if this bill was requested by the Department of Health.

SENATOR MAYER: Through you, Mr. President, no, it was not.

SENATOR CANZONERI-FITZPATRICK: Mr. President, will the sponsor continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR MAYER: Yes, of course.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR CANZONERI-FITZPATRICK: So I was wondering if the sponsor could please tell me, why did this bill get proposed?

SENATOR MAYER: Through you, Mr. President, I'm happy to explain.

This bill -- we passed a different version of this bill last year which was intended to address the use by children under the age of 18 of over-the-counter diet pills or supplements

for weight loss or muscle building.

The bill was passed on a bipartisan basis by both houses, and it was vetoed by the Governor in large part because the Department of Health, according to the Governor, was not able to take on the additional tasks anticipated by the bill in determining which substances would be prohibited.

As a result, this is a new approach. It does not involve the Department of Health. And therefore we think it addresses the issues raised by the Governor in her veto last year, while addressing the underlying problem of young people using these really very unregulated substances.

SENATOR CANZONERI-FITZPATRICK: Through you, Mr. President, would the sponsor continue to yield, please.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR MAYER: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR CANZONERI-FITZPATRICK: So thank you, Senator Mayer, because that leads into

my next question.

If the Department of Health is now removed from the process, how is it that we're supposed to determine what products are subject to the restrictions of this bill?

SENATOR MAYER: Well, through you, Mr. President, as the bill provides in Section 6, if an action is brought by the Attorney General for a violation of this provision, there's a number of factors that the court will consider -- whether the product contains an ingredient approved by the FDA, a steroid, creatine; whether the labeling or marketing implies or suggests that they contribute to weight loss; and other factors.

So the point is we have given the court guidance in an action by the Attorney General to determine whether the materials sold do constitute a violation of this section of law.

SENATOR CANZONERI-FITZPATRICK: Through you, Mr. President, would the sponsor continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR MAYER: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR CANZONERI-FITZPATRICK: So is it that there will be a list of some kind provided to retailers as to the products that are within this restriction? Or are we relying on local retailers to read labels and determine whether or not they would be required to collect an ID for selling a product?

SENATOR MAYER: Through you, Mr. President, the direction to retailers is that they are limited in the sale of items that are promoted or expressly sold for the purposes of weight loss and other kinds of similar things.

And I'm looking for the language in the bill that expressly describes what I'm talking about.

So it's the marketing of these products -- labeled, marketed or otherwise represented for the purpose of achieving weight loss or muscle building.

So it is the acts of the retailer in putting them either in a section that says "weight loss drugs" or "over-the-counter diet pills" that will constitute the preliminary

judgment that if they are there and they are sold to someone under the age of 18, that they are a violation -- would constitute a violation of this section.

SENATOR CANZONERI-FITZPATRICK: Through you, Mr. President would the sponsor continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR MAYER: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR CANZONERI-FITZPATRICK: So referring to Section 6, there is a definition of over-the-counter diet pill, and it includes products that contain the ingredients creatine, green tea extract, raspberry ketone, garcinia cambogia -- which, I'm sorry, I can't pronounce -- and green coffee bean extract. Those are specifically listed within the category of diet pills or dietary supplements.

So is it possible that a product that's not labeled as a dietary supplement but contains these products would generate a violation for a retailer?

SENATOR MAYER: Through you, Mr. President. This bill was constructed to get at the marketing of products for young people, these kinds of products. So if a product contained these ingredients and was marketed expressly as a weight loss or a dietary supplement, that is what is the trigger for a violation of this section.

SENATOR CANZONERI-FITZPATRICK: Through you, Mr. President, would the sponsor continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR MAYER: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR CANZONERI-FITZPATRICK: So if I'm understanding correctly, that if it does contain the ingredients I just read, but is not labeled a dietary supplement, then that product is not falling within this bill, is that correct?

SENATOR MAYER: Through you, Mr. President. Those factors that are listed in Section 6 are among those the court can consider in determining whether the product was being

marketed for achieving weight loss or muscle building.

It could be that other factors, such as placement of the product on a shelf that is targeted for weight loss, might constitute a violation, and there is an easy remedy. The retailer needs to check the age of the buyer. Once they've checked the age of the buyer, it's basically a presumption that they have met the standard here.

SENATOR CANZONERI-FITZPATRICK: Through you, Mr. President, would the sponsor continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR MAYER: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR CANZONERI-FITZPATRICK: So is it possible, then, that something as simple as mineral water or a vitamin water or some sort of energy drink that contains these ingredients that's not subject -- is not labeled a dietary supplement would then create a violation under this bill?

SENATOR MAYER: Through you, Mr. President. The bill is intended to reach products and diet pills and supplements that are marketed for weight loss, and marketed or -- labeled, marketed or otherwise represented for the purpose of achieving weight loss or muscle building is described in section -- in the beginning of the bill.

And therefore it could be that the placement of a product that is not listed here in a weight loss section could be construed as a violation.

However, all the retailer has to do is ask for the ID and determine that a person is 18 or older.

SENATOR CANZONERI-FITZPATRICK: Through you, Mr. President, would the sponsor continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR MAYER: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR CANZONERI-FITZPATRICK: So are you saying that as a backup plan, that a

small retailer should just ask for ID no matter what they're selling because, conceivably, unless he's reading the ingredients, he could be in violation of this statute unless he asks for ID from the purchaser.

SENATOR MAYER: Through you, Mr. President, I think my colleague is missing the point of this.

There are serious health consequences to those under 18, as documented by the Harvard School of Public Health and others, that can occur and in fact have occurred, coupled with a real fixation on weight loss and body image that have proved extremely damaging to 18 year-olds. So we start with that as the premise of the bill, and let's not forget that that's the premise.

Secondly, this is going to the marketing of products for weight loss. If some kind of water is in the weight loss section, it is unlikely that that constitutes either a diet pill, an over-the-counter diet pill or a dietary supplement for weight loss or muscle building that would constitute a violation.

SENATOR CANZONERI-FITZPATRICK:

Through you, Mr. President, would the sponsor continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR MAYER: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR CANZONERI-FITZPATRICK: I have -- I share your concern. As the mom of three girls, I certainly understand the goal of this bill.

However, without proper guidance to a retailer as to what products are covered, I think that's where my issue lies. Because you're setting up small mom-and-pop shops as well as the CVS, as well as the Stop & Shop, to potentially have a violation and not know that they are doing that.

But if you'd allow me my next question, what IDs are required or permitted to be presented upon the purchase of these items?

SENATOR MAYER: Through you, Mr. President. In Section 2: For purposes of this section, proof of legal age shall mean a valid driver's license or non-driver's

identification card, a valid passport, an identification card issued by the armed forces, or a student identification card, provided such indicates the date of birth of the individual.

So it's described in the bill. And I would say that the vast majority of retail stores that sell these products frequently either sell cigarettes or alcohol, other kinds of things that require an ID card in which to be authorized to buy them.

SENATOR CANZONERI-FITZPATRICK: Through you, Mr. President, would the sponsor continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR MAYER: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR CANZONERI-FITZPATRICK: So my question to you, Senator Mayor, is why is it that we're allowing a student ID as a valid form of proof in this case? Because if we're, say, in Queens and someone presents an ID from the University of Virginia, it's going to be very difficult for that mom-and-pop shop to know what

a true valid ID from the University of Virginia looks like.

And I wonder if we're setting up our, you know, mom-and-pop shop to potentially sell these products to the kids that are underage.

SENATOR MAYER: Through you, Mr. President. This is a statewide bill. It affects people throughout the state. And we all know, those of us who live downstate, that there's a vast number of kids who are over the age of 18 who do not have driver's licenses and do not have other kinds of ID other than student ID.

And for those who are over 18 and wish to buy these products, we are facilitating their ability to do so with a valid proof.

And I would point out, and I think you saw this, it's an affirmative defense if the retailer uses a scanner to determine whether the ID is valid.

SENATOR CANZONERI-FITZPATRICK: Through you, Mr. President, would the sponsor continue to yield.

ACTING PRESIDENT BAILEY: Will the

sponsor yield?

SENATOR MAYER: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR CANZONERI-FITZPATRICK: Under General Business Law Section 391, there was an exemption for retailers who did not know that a product contained a particular ingredient. And I was wondering, does this bill contain a similar defense for a retailer who doesn't know that an ingredient is in a product?

SENATOR MAYER: Through you, Mr. President, no, it does not.

SENATOR CANZONERI-FITZPATRICK: Through you, Mr. President, would the sponsor continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR MAYER: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR CANZONERI-FITZPATRICK: So if there isn't a defense -- and I'm just trying to clarify. If a mom-and-pop shop sells a protein drink or vitamin water or even a protein

bar that contains one of these ingredients that are covered by the statute, and they don't know, we're saying there's no defense if they don't ask for an ID. Is that -- is that -- my understanding correct?

SENATOR MAYER: Through you, Mr. President, no, I don't believe that is correct.

We are getting at two things. Over-the-counter diet pills -- there's not much question about what those are. Dietary supplements for weight loss or muscle building, defined in the bill, not including protein powders, protein drinks, and food marketed as containing protein unless the protein powder, protein drink or food marketed as containing protein contains an ingredient other than protein which would, considered alone, constitute a dietary supplement for weight loss or muscle building.

So you can come up with ideas of things that potentially someone down the road could ultimately consider to be violations, but the fact is the bill is actually quite clear at what it is getting at: dietary supplements for

weight loss or muscle building, or over-the-counter diet pills. There's not a real ambiguity about what either of those words means.

SENATOR CANZONERI-FITZPATRICK: Mr. President, would the sponsor continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR MAYER: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR CANZONERI-FITZPATRICK: So, Senator Mayer, could I ask why is it that the Attorney General is now involved in the enforcement of this statute? If it becomes law, I should say, this bill.

SENATOR MAYER: Well, we hope it becomes law. Through you, Mr. President.

But, you know, the Attorney General has authority for all kinds of consumer law violations under Section 6312 of the Executive Law and other provisions.

In part because the Governor expressed last year the reservations about the Department of Health being the arbiter, it

actually makes more sense that when there is a complaint or something worth pursuing, the Attorney General may proceed with an action to enjoin and restrain the violation. They have violations of other -- violations of the General Business Law, and this seems to fit correctly within their jurisdiction.

SENATOR CANZONERI-FITZPATRICK: Through you, Mr. President, would the sponsor continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR MAYER: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR CANZONERI-FITZPATRICK: So by your own admission, the Attorney General has an awful lot on their plate. Are they going to have the time and the resources to enforce this bill?

SENATOR MAYER: Through you, Mr. President. The Attorney General is empowered to enforce a wide number of bills. When they're the appropriate enforcement authority, it's our job as a legislature to delegate the enforcement

to them.

And in fact in this, this gives them the authority to bring a proceeding and to allow the court to have a great deal of discretion. This is not -- this is actually the opposite of what I think my colleague would oppose, which is a more draconian path of the Department of Health simply slapping violations on people.

There actually needs to be a proceeding brought in Supreme Court to enjoin a violation and factors listed. And I'm confident the Attorney General has the power and has the authority and the resources to handle this.

SENATOR CANZONERI-FITZPATRICK: Mr. President, on the bill.

ACTING PRESIDENT BAILEY: Senator Canzoneri-Fitzpatrick on the bill.

SENATOR CANZONERI-FITZPATRICK: Thank you, Senator Mayer, for yielding to the questions.

As I stated before, I understand the overall purpose. I think that we have to do something to address the issues that you're trying to address.

However, I believe this bill is

overly broad. It puts an incredible burden on our local mom-and-pop shops, which are the backbone of the communities that I serve and I suspect around the state.

We're not giving them guidance as to the products that are covered, yet we're giving them absolutely no defense if they mess up, because these ingredients are specific. And I don't think that this is going to have the effect that you're hoping. I think there could be some things that we did to fix this bill.

But as I said, we've also got the Attorney General, who's overburdened and doesn't have financial resources to enforce this.

So for those reasons, I'll be voting in the negative. Thank you.

ACTING PRESIDENT BAILEY: Thank you, Senator Canzoneri-Fitzpatrick.

Are there any other Senators wishing to be heard?

Seeing and hearing none, the debate is closed.

Senator Serrano.

SENATOR SERRANO: Upon consent, can we restore this bill to the noncontroversial

calendar.

ACTING PRESIDENT BAILEY: The bill will be restored, upon consent, to the noncontroversial calendar.

Read the last section.

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

ACTING PRESIDENT BAILEY: Call the roll.

(The Secretary called the roll.)

ACTING PRESIDENT BAILEY: Senator Mayer to explain her vote.

SENATOR MAYER: Thank you, Mr. President.

Thank you to my colleague for a thoughtful discussion of this bill.

And I'm glad she agrees with me, and I suspect many of my colleagues do: The use of diet pills and other weight loss supplements by young people is a serious health issue.

We have the opportunity to do something here to greatly limit their access to these products, and we're doing it in the most responsible way. Frequently when the Governor

vetoes a bill, we repass it as is. And I -- in this case, we are determined to find a path forward to restrict the sale of these products, which really have been underregulated and unregulated by the FDA.

They have left a great field of danger to our young people as well as actual health risks for those who take these in the equivalent of medication. So these unregulated over-the-counter products should be regulated.

We've come up with a thoughtful and responsible way to do so, having heard from many experts and young people, young people who have been the victims of the sale of these products -- which, by the way, are marketed to them.

So I am proudly voting yes. I think we need to take a step and really make a difference in this area to protect our young people. I vote aye and urge my colleagues to do the same.

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

Announce the results.

THE SECRETARY: In relation to Calendar 663, those Senators voting in the

negative are Senators Ashby, Borrello, Canzoneri-Fitzpatrick, Griffo, Helming, Lanza, Murray, Oberacker, O'Mara, Ortt, Palumbo, Rhoads, Stec, and Walczyk. Also Senator Martins.

Ayes, 46. Nays, 15.

ACTING PRESIDENT BAILEY: The bill is passed.

The Secretary will ring the bell.

The Secretary will read.

THE SECRETARY: Calendar Number 1226, Senate Print 6975, by Senator Salazar, an act to amend the Executive Law.

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

SENATOR PALUMBO: Thank you, Mr. President. Would the sponsor yield for a few quick questions, please.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR SALAZAR: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR PALUMBO: Thank you, Senator Salazar. Good afternoon. How are you?

Through you, Mr. President, I just

have a few questions on the nature of this bill. And I think it's a good bill. I'm going to vote for it, of course. But I do have a few questions on the authority of the inspector general.

It's my understanding that the inspector general already had the authority to investigate sexual assaults in the jail against inmates, staff and so forth. Can you please tell us why this bill is necessary?

SENATOR SALAZAR: Through you, Mr. President. Currently the inspector general can conduct investigations into alleged criminal wrongdoing. Allegations of corruption, conflicts of interest, et cetera. Abuse in New York State agencies, including DOCCS. And in fact more than half of all of the complaints they receive are actually about -- are related to DOCCS.

However, currently they allow DOCCS to investigate complaints themselves, through OSI, of sexual misconduct in DOCCS facilities. And this is not exactly working out well all the time for individuals who are victims or survivors of sexual assault in correctional facilities.

And so this is an effort to ensure that the inspector general will also investigate

these cases and provide another means of recourse potentially for sexual assault victims when they're incarcerated.

SENATOR PALUMBO: Thank you, Senator.

Would the sponsor yield for another question, please.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR SALAZAR: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR PALUMBO: Thank you. And through you, Mr. President.

So this bill also would create an anonymous reporting system, I guess, that would circumvent any reporting that would have to go directly through Corrections or their staff. It would be a specific report, my understanding is from the language of the bill, that would go from an inmate directly to the inspector general's office. Is that accurate?

SENATOR SALAZAR: So just to clarify -- through you, Mr. President -- an individual who's incarcerated in a correctional

facility could still use the current mechanisms that are available to report sexual misconduct. They could still report to DOCCS staff or OSI.

This would just create another avenue for them also to make those reports anonymously.

SENATOR PALUMBO: Thank you.

Through you, Mr. President, will the sponsor continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR SALAZAR: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR PALUMBO: So again, just so I'm clear, it looks as though this bill specifically only addresses an incarcerated individual's ability to report anonymously.

And in that -- in that vein, can staff of Corrections make an anonymous report through this proposed system as well?

SENATOR SALAZAR: Through you, Mr. President, this bill applies to incarcerated individuals making a complaint. Although for staff in correctional facilities, they can

certainly continue to use the mechanisms available to them, including even reporting to State Police, in order to make sure that if they are a victim of sexual assault in a facility, that the person who victimized them is held accountable.

SENATOR PALUMBO: Thank you, Senator.

On the bill, please, Mr. President.

ACTING PRESIDENT BAILEY: Senator Palumbo on the bill.

SENATOR PALUMBO: Thank you, Mr. President.

And Senator Salazar, thank you for clarifying some of those provisions.

And I am -- as indicated earlier, I will support this bill. And of course this is something that has become quite pervasive. And sexual assault, of course on anyone, is wrong and we need to address it and we need to address it thoroughly. The inspector general does currently have this authority.

But notably absent from this bill is any sort of new mechanism or protocol or law or anything to address the continued violence

occurring in our jails that is now at essentially record levels against our corrections officers and staff.

So I get it that the inmates are in a particular position where they would have to report through Corrections, they wouldn't have a a way to anonymously make a complaint. This addresses that.

However, we have a lot more to do. The amount of violence that we have seen -- there have been numerous rallies here and contacts, I'm sure, to all our offices -- that since some legislation that this body enacted, as well as the one down the hall, like the HALT, for example, there's no discipline, there is no carrot and stick aspect to incarcerated individuals. And unfortunately, that is creating a revolving door where someone will assault a corrections officer and just a few days later, no more than, what, I believe seven days later, they're right back in the general population doing the same thing.

So this is a laudable goal. I will vote for it. But I think we need to remain focused on another very critical and in fact, in

my opinion, more pressing issue at hand, which is sexual violence against those individuals who protect us, those individuals who are standing guard 24/7 over these incarcerated individuals, and they are suffering. We need to do more for them.

Thank you, Mr. President.

ACTING PRESIDENT BAILEY: Thank you, Senator Palumbo.

Are there any other Senators wishing to be heard?

Seeing and hearing none, debate is closed.

Senator Serrano.

SENATOR SERRANO: Mr. President, upon consent, if we can restore this bill to the noncontroversial calendar.

ACTING PRESIDENT BAILEY: Upon consent, the bill is restored to the noncontroversial calendar.

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: Senator Salazar to explain her vote.

SENATOR SALAZAR: Thank you, Mr. President.

And thank you, Senator Palumbo, for your support and your remarks.

Last year we held New York's first ever legislative hearing on sexual violence in jails and prisons specifically, and survivors of sexual violence, both incarcerated individuals and corrections staff, bravely shared their experiences with the currently failing process for reporting and addressing sexual abuse in the department. And what we found was deeply disturbing.

That despite PREA and existing laws that are supposed to protect everyone in jails and prisons from sexual violence, sexual abuse is rampant in New York's prisons. And it persists due to a lack of accountability and a fundamentally flawed process for handling incidents of sexual misconduct at every step and every level.

When the Adult Survivors Act was finally enacted last spring, over 750 individuals were empowered to take legal action regarding the sexual abuse they each experienced specifically while they were previously incarcerated in New York State prisons. Currently if an incarcerated person is the victim of sexual assault at the hands of a staff member, their avenue of recourse is to report the assault to the Office of Special Investigations, OSI, which is the internal body within DOCCS. OSI is comprised of many former correction officers, and survivors have continuously brought up that they feel uncomfortable or fearful about reporting their assault at the hands of a law enforcement officer to another current or former law enforcement officer.

If they do have the courage to report it, they often cannot trust that this internal investigation process will lead to accountability. After all, in 2019, DOCCS reported 481 complaints of sexual abuse by staff members, and only 11 -- 11 out of 481 of those complaints, that's less than 2.5 percent of those cases -- were substantiated by OSI.

This bill will authorize the Office of the Inspector General to receive and investigate complaints of sexual assault in any DOCCS facility. Additionally, it will require that all reports that are made by incarcerated people remain anonymous and will protect individuals who are reporting sexual assault from retaliation.

Mr. President, I vote aye.

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

Announce the results.

I'm sorry. Excuse me. Senator Canzoneri-Fitzpatrick to explain her vote.

SENATOR CANZONERI-FITZPATRICK: Thank you, Mr. President.

I have to speak out. Because as my colleague across the aisle just stated, this is a fundamentally flawed system. We have a study that shows that there is rampant abuse in our prisons. This bill is a start, but it doesn't go far enough, as Senator Palumbo said. It does nothing to protect the correction officers. It does nothing protect the staff.

I've gotten to know Christina King,

from Coxsackie Correctional Facility, who has described to me, with tears in her eyes, the abuse she has suffered and how she is an employee of the state and gets no protection. And then has to go home and be wife and mother and try to put aside what she deals with every day.

We have to do something to protect them. We have to do something to change HALT that was put in place, because these women who are our employees and our responsibility, continue to suffer.

So I implore everybody in this chamber to think about what we can do to protect the women that are within our care.

Thank you very much, Mr. President.

ACTING PRESIDENT BAILEY: Senator Canzoneri-Fitzpatrick, do you vote in the negative?

SENATOR CANZONERI-FITZPATRICK: In the affirmative. Thank you.

ACTING PRESIDENT BAILEY: Senator Canzoneri-Fitzpatrick in the affirmative.

Announce the results.

THE SECRETARY: In relation to Calendar 1226, voting in the negative are

Senators Oberacker and Walczyk.

Ayes, 59. Nays, 2.

ACTING PRESIDENT BAILEY: The bill is passed.

The Secretary will ring the bell.

The Secretary will read.

THE SECRETARY: Calendar Number 1596, Senate Print 7441A, by Senator Thomas, an act to amend the Legislative Law.

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

SENATOR MARTINS: Mr. President, if the sponsor would yield for a few questions.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR THOMAS: Yes. Since Senator Martins asked so nicely, I will yield.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: Thank you. Thank you.

So my understanding of this bill is that it would extend certain timelines that have some passed, and others, to allow the Legislative Commission on the Future of the

Long Island Power Authority to submit a final report to the Legislature. Is that right?

SENATOR THOMAS: Through you, Mr. President, that is correct. We needed to basically amend the deadlines that were passed previously, to the ones that we have put in the bill right now.

SENATOR MARTINS: Thank you, Mr. President. If the sponsor would continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: So the Legislative Commission on the Future of the Long Island Power Authority is charged, Senator, as I understand it, with providing a final report to the Legislature on a public power model for the Long Island Power Authority. And that report, that final report, is required to include legislation that would implement the public power model, is that right?

SENATOR THOMAS: Through you,

Mr. President, yes.

SENATOR MARTINS: Mr. President, if the sponsor would continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: Is the commission considering any other alternative to a public power model? Or is it just a public power model?

SENATOR THOMAS: Through you, Mr. President. Through the four corners of this bill we are looking at what is possible, and that is through public hearings. And once the public hearings are done, we're going to put that final report out to the public, and from there go even further.

But this is all about making sure the public weighs in on the alternatives and what will work.

SENATOR MARTINS: Thank you. Mr. President, if the sponsor would continue to yield.

ACTING PRESIDENT BAILEY: Will the

sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: So is there an intention on the legislative commission's part to continue to hold hearings through the summer?

SENATOR THOMAS: Through you, Mr. President, yes.

SENATOR MARTINS: Mr. President, if the sponsor would continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: Senator, do you have a sense of how many hearings are going to be held, what the schedule is going to be for these hearings, how many of them would be held, for example, in Nassau County or Suffolk County or those portions of Queens County that are covered by the Long Island Power Authority?

SENATOR THOMAS: Through you, Mr. President, it's to be determined right now.

But before the draft report was put out, we held a number of hearings, virtual and in person, in every county. So most likely we will be doing the same going forward.

SENATOR MARTINS: Mr. President, through you, if the sponsor would continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: So when we talk about a number of hearings, we're talking about four, right? We're talking about one in Queens County, a portion of Queens County that has about 100,000 people; we're talking about one in Nassau County, a county that has 1.5 million people; we're talking about two in Suffolk County. That's the number of hearings that were held prior to the draft report, right?

SENATOR THOMAS: Through you, Mr. President, at a minimum. At a minimum, at least four.

SENATOR MARTINS: Well, that's --

Mr. President, through you, if the sponsor will continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield? Senator Thomas, do you yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: Thank you. I'm talking about how many we've already held. I mean, to get to the draft report there were only four hearings, right?

SENATOR THOMAS: Yes. Through you, Mr. President, yes.

SENATOR MARTINS: Is there -- I'm sorry, Mr. President. Through you, if the sponsor would continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

The sponsor yields.

SENATOR MARTINS: Thank you.

Reading the original bill that's being amended here today, it's pretty clear that there's only one path forward for the commission. They're directed to come up with a public power model for the Long Island Power Authority. Is

that your understanding as well?

SENATOR THOMAS: Through you, Mr. President, the bill before us is about extending the deadlines. And I don't want to go into a past bill that was passed.

SENATOR MARTINS: Mr. President, through you, if the sponsor will continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: Well, you know, I understand the reluctance to talk about the underlying bill. But the underlying bill is still one I think that we should talk about. Because if we're going to extend it, it has to be for a certain purpose.

And so I'll ask you if you would confirm for me whether or not the underlying bill passed by this house last year and the one up the hall, and signed into law as part of the State Budget last year, would require the legislative commission to come up with a report

and legislation that would transfer the Long Island Power Authority into a full public power model and only a fully public power model.

SENATOR THOMAS: Through you, Mr. President. The bill before us today is about extending deadlines, and I don't want to talk any further about what would happen in the hearings.

SENATOR MARTINS: Mr. President, through you, if the sponsor would continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: So in the underlying bill, the one that is being amended -- and I'll read directly from it -- it says that "As amended, no later than November 30, 2023, the commission shall issue a final report to the members of the Legislature regarding the establishment of a public power model for the Long Island Power Authority. Such report shall provide any legislation required to implement the public power model."

That's a portion of this bill that's being amended today. Would you agree with that?

SENATOR THOMAS: Through you, Mr. President, yes.

SENATOR MARTINS: Okay. So Mr. President, through you, if the sponsor would continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: November 30th. Is the Legislature -- do we have a session day scheduled for November 30th or sometime around November 30th where we expect to be in session in order to receive this report?

SENATOR THOMAS: Through you, Mr. President, that is on the president of the Senate, who creates the calendar going forward. So, who knows?

SENATOR MARTINS: Well, Mr. President, through you, if the sponsor would continue to yield.

ACTING PRESIDENT BAILEY: Will the

sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: As we sit here today, you would agree, I would hope, that this session is due to end, on its current schedule and calendar, sometime later this week. And so I hope you'd agree with me that there is nothing scheduled for this legislative session for this body, absent a specific call back from the Majority Leader, to return to this body any time after June 8th or 9th later this week.

SENATOR THOMAS: Through you, Mr. President, I cannot see the future. And since, like you said, we have a few days left, who knows what can happen.

SENATOR MARTINS: Through you, Mr. President, if the sponsor would continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: This legislative commission, is it structured with chairpeople and members?

SENATOR THOMAS: Through you, Mr. President, yes.

SENATOR MARTINS: Through you, Mr. President, if the sponsor would continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: Senator, would you tell us who the chairpeople or chairpersons are of this commission?

SENATOR THOMAS: I am one of the cochairs for the Senate. And in the lower house, it's Assemblymember Thiele.

SENATOR MARTINS: Through you, Mr. President, if the sponsor would continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: Senator, are you aware of any opposition to a fully public power model for the Long Island Power Authority having been presented by any groups, either in the state or on Long Island, or any collective bargaining units, unions on the island that are concerned, that have voiced concerns about a fully public power authority?

SENATOR THOMAS: Through you, Mr. President. The four corners of this bill talk about amending the deadlines. I'm not here to talk about the substance of what is going to be happening in summer.

SENATOR MARTINS: Mr. President, if the sponsor would continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: Now, this commission was created as part of the budget in 2022, if I understand it correctly. And once

constituted, has heard testimony both for and against a public power model and for and against a privatization of the Long Island Power Authority during those hearings. Isn't that correct?

SENATOR THOMAS: Through you, Mr. President, again, this bill is about moving the deadlines. I'm not going to be talking about the substance of the hearings. That's for a different debate at a different time.

SENATOR MARTINS: So Mr. President, through you, if the sponsor would continue to yield.

ACTING PRESIDENT BAILEY: Will the sponsor yield?

SENATOR THOMAS: Yes.

ACTING PRESIDENT BAILEY: The sponsor yields.

SENATOR MARTINS: So if we're not going to be back, as of now, on November 30th or any time after the end of this week, can you tell us why you're proposing November 30th as the deadline for returning a report to a legislature that won't be in session as of now?

SENATOR THOMAS: Through you,

Mr. President. As you know, the Legislature and its members work throughout the year. It's not just when we are in session here in Albany.

So once the hearings are done in the summer and the report is out, there will be more time to think about what type of legislation will go forward for next year.

SENATOR MARTINS: Mr. President, on the bill.

ACTING PRESIDENT BAILEY: Senator Martins on the bill.

SENATOR MARTINS: Thank you.

And here we have it. We'll have time to think about what kind of legislation is necessary for the Legislature to consider on a bill that amends a prior bill that specifically requires that that final report includes the very legislation that they're talking about we would have to consider.

The bill requires us to be handed not only a final report, but the legislation necessary to implement only a public power model.

Even the title of the bill that we have before us today, Mr. President, it talks about the Legislative Commission on the Future of

the Long Island Power Authority. As if there is a choice, as if somehow the public, by coming to these hearings, is going to have a choice on whether or not they're going to receive power through an authority or whether or not they're going to receive power through some other model. Because there are other models that are more common than not across the United States.

Our ability to ensure that we can provide cheap, effective, accountable utilities for our communities is something I don't take lightly. The idea that we are presupposing here a model that will be imposed on over 3 million people down on Long Island -- that includes everybody in this chamber who voted in favor of a bill that would require Long Islanders to be provided energy in a certain way and not to have a choice. That's what we're being asked to do.

And while we're amending this bill to extend time periods to November, magically -- because I have my suspicions, Mr. President, that this report, this final report is not only already prepared, but the legislation has already been drafted. My guess. But yeah, we're going to go through the process of holding hearings and

asking people their opinion as if they have a choice, giving the illusion of a choice that isn't there.

Now, if you told me we were going to hold a hearing and we were going to actually have a debate as to whether or not the public power model or a private model actually makes sense, and that that's what this is, the future of the Long Island Power Authority, great.

But that's not what this is. So let's call it what it is. This is an effort to move a policy forward that isn't, in my opinion, in the best interest of those people who live on Long Island, is going to result in less effective means of providing energy, higher costs for my constituents, less accountability, and more control from here, from Albany. From here. Not from downstate, not from Long Island, but here.

Another authority where people in Albany can tell them what to do and yet we're the ones who are left holding the bag. My constituents are the ones who are going to end up paying for this.

Now, there are people out there, Mr. President, who say, you know, we don't like

private enterprise. They have a profit motive. Profits somehow have become bad, Mr. President. That somehow using a public or private model, in this case, with shareholders and accountability and innovation and asking for transparency in that model, that somehow that's wrong.

Well, people should have a choice. They should have a choice in how they proceed. That choice was taken away. And to sit here and say that we're not going to discuss a prior bill, when that's what this is all about -- now, I don't know why November 30th was picked as a date. I have a suspicion. We have elections coming up later this year. Be great to push this issue off till after the election in November. Be great for us not to have this issue on our front burner while people are being asked to make decisions locally across the state and certainly on Long Island. Let's push it back to the end of November. The Legislature's not in session anyway.

We'll come back in January, the report will be there, we'll have the opportunity not only to take that report, but we'll be able to take the legislation that's going to be

provided -- someone will put their name on it, it will appear on the floor. And I hope, I hope when we actually get to that point, that the people in this chamber, those who represent the island and those that don't represent the island, will remember and keep those residents on the island here first. Because it's very easy for people to vote for something when it doesn't affect them.

So Mr. President, I'm concerned. I'm concerned about decisions past and decisions current, and perhaps decisions future. I'm concerned for what this means for the island. And the fact that the residents of Long Island do not have a choice, that this is unidirectional, should concern all of us.

Mr. President, I'll be voting nay.

Thank you.

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

Seeing and hearing none, debate is closed.

Senator Serrano.

SENATOR SERRANO: Mr. President, upon consent, can we restore this bill to the

noncontroversial calendar.

ACTING PRESIDENT BAILEY: Upon consent, the bill is restored to the noncontroversial calendar.

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 Thomas to explain his vote.

SENATOR THOMAS: Thank you, Mr. President.

You know, we just heard a lot of ramblings from my esteemed colleague from the other side. And it's obvious that he has not watched one hearing, has not read the draft report, has not even talked to his fellow Republican colleagues who are on the commission. Yet he wants to just yap away at something that he does not know.

SENATOR MARTINS: Mr. President --

SENATOR THOMAS: And we should --

SENATOR MARTINS: Mr. President --

ACTING PRESIDENT BAILEY: Senator Martins. Senator Martins. Senator Martins. We are past the point of yielding. Senator Thomas is explaining -- Senator Martins. Senator Martins, Senator Thomas is explaining his vote.

SENATOR MARTINS: Point of personal privilege, Mr. President. I heard the word "yap." I heard the word "rambling." {Inaudible.}

ACTING PRESIDENT BAILEY: Senator Martins. Senator Martins.

Senator Thomas, continue.

Senator Martins, Senator Thomas has the floor.

SENATOR THOMAS: Thank you, Mr. President. Again, I wish --

SENATOR LANZA: Mr. President.

ACTING PRESIDENT BAILEY: Senator Lanza.

SENATOR LANZA: Mr. President, I would agree that since we've restored this to the calendar by unanimous consent, that the time for debate has ended. Senator Martins, according to the rules of parliamentary procedure, he was just -- not once, not twice, but thrice times his

name was mentioned, and I believe that he has a point of personal privilege to rise and to address what was said about him.

ACTING PRESIDENT BAILEY: Senator Lanza, Senator Martins may do so in explanation of his vote, following Senator Thomas's explanation of his vote.

Senator Thomas, continue.

SENATOR THOMAS: Thank you, Mr. President.

Again, I wish my colleague had actually read the draft report and spoke to his colleague in the commission before what he said before the debate was ended.

But this is a bill about extending the deadline. It's about looking at what is best for Long Island and for Queens residents that have LIPA as their service provider. It's to make sure that we do everything possible going forward in the best interests of Long Island.

And that's why I'm voting in the affirmative here. Thank you.

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

Senator Martins to explain his vote.

SENATOR MARTINS: Mr. President, thank you.

You know, I spent a few years in this chamber. And it's hard to remember a time when we've allowed for a breakdown in decorum in the way that has just --

ACTING PRESIDENT BAILEY: Senator Martins, I will not be admonished in the explanation of your vote.

Senator Martins, explain your vote.

SENATOR MARTINS: I am explaining my vote, Mr. President. I am explaining my vote.

And so yes, Mr. President, I have had the opportunity not only to read the report and to follow the proceedings, because I took the time to do it. I also had the opportunity to speak to my colleagues who sit on the commission. And I have serious concerns.

Now, if the Senator has some questions and wants me to answer them, I'll be more than happy to answer them. But to stand up in this chamber and to make those kinds of accusations is improper.

That's why I'm voting no. Mr. President, I'm fully informed not only of the

proceedings of this commission and the report that was issued, but I've had the opportunity to discuss it not only with members of the commission but members of the community that have some grave concerns about what this commission is about to do. And we should all have those same grave concerns.

Mr. President, as I mentioned earlier, I'll be voting nay.

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

Senator Lanza, why do you rise?

SENATOR LANZA: To explain my vote.

ACTING PRESIDENT BAILEY: Senator Lanza to explain his vote.

SENATOR LANZA: You know, Mr. President, I find it ironic, odd, and a little out of place that -- to watch a member refuse to answer questions about hearings and about the prior bill and then accuse another member of not watching those hearings. Which is obviously not true.

And Mr. President, on the merits, I'm voting no.

ACTING PRESIDENT BAILEY: Senator

Lanza to be recorded in the negative.

Announce the results.

THE SECRETARY: In relation to Calendar 1596, those Senators voting in the negative are Senators Ashby, Borrello, Canzoneri-Fitzpatrick, Gallivan, Griffo, Helming, Lanza, Martins, Mattera, Murray, Oberacker, O'Mara, Ortt, Rhoads, Rolison, Stec, Tedisco, Walczyk, Weber and Weik.

Ayes, 41. Nays, 20.

ACTING PRESIDENT BAILEY: The bill is passed.

Senator Serrano.

SENATOR SERRANO: Can we return to motions and resolutions.

Let's please take up previously adopted Resolution 1126, by Senator Mannion, read that resolution title only, and call on Senator Mannion.

ACTING PRESIDENT BAILEY: The Secretary will read.

THE SECRETARY: Senate Resolution 1126, by Senator Mannion, commending the 100th Anniversary of Catholic Charities of the Roman Catholic Diocese of Syracuse, New York.

ACTING PRESIDENT BAILEY: Senator Mannion on the resolution.

SENATOR MANNION: Thank you, Mr. President.

I'm rising today to recognize Catholic Charities of the Syracuse Diocese on 100 years of service to Central New York. The diocese covers a seven-county area, including Onondaga and Oswego counties in the 50th Senate District.

Mr. President, from the Great Depression, to the home front during World War Two, to its work today serving the less fortunate, helping resettle new Americans from all over the world, in my community, like many communities across New York State, the good folks that do this are Catholic Charities. They're the ones that step in. They step in for the poor. They step in for those who fall through the cracks, and for the people where the system has failed them, that the government safety net was simply not enough.

It's Catholic Charities that provides the food and the housing. It's Catholic Charities that is helping those suffering from

addiction and mental illness. It's Catholic Charities that makes sure that the people who come to Central New York from all over the world, including places like Bhutan, South Sudan, the Congo, Syria, Afghanistan, Ukraine, and Venezuela, have access to services.

And who benefits from the charitable work of Catholic Charities? We all do, of course. But we're talking about families and our young people, seniors, people in trouble, people that require assistance. Catholic Charities simply never says no. They don't turn people away. It's the people and the volunteers and the dedication to the mission that make it all work.

Over generations my own family has intersected with Catholic Charities in different ways, as our circumstances over time and through generations have changed. My grandfather lived in a Catholic Charities senior housing on Onondaga Boulevard. Later, my wife's mother, my mother-in-law, worked with local individuals who lost their parents, that were needing tutoring, and providing childcare within Catholic Charities.

Now this grandson and son-in-law is

a State Senator who supports the work of Catholic Charities through the budget, through the legislative process, and through this resolution that honors them on their 100 years of service.

Mr. President, I extend my thanks and gratitude to Bishop Lucia and CEO Michael Melara. I proudly vote aye.

Thank you, Mr. President.

ACTING PRESIDENT BAILEY: The resolution was previously adopted on May 31st.

Senator Serrano.

SENATOR SERRANO: Thank you, Mr. President.

Can we please take up previously adopted Resolution 1281, by Senator Mannion, read that resolution title only, and call on Senator Mannion.

ACTING PRESIDENT BAILEY: The Secretary will read.

THE SECRETARY: Senate Resolution 1281, by Senator Mannion, commemorating the 50th Anniversary of St. Sophia's Greek Cultural Festival.

ACTING PRESIDENT BAILEY: Senator

Mannion on the resolution.

SENATOR MANNION: Thank you, Mr. President.

I rise to recognize the 50th anniversary of St. Sophia's Greek Festival. St. Sophia's Church in DeWitt is where many Greek Orthodox neighbors go to worship, and the festival is where we all go to enjoy Greek culture.

St. Sophia's Festival is one of the cultural pillars of the 50th Senate District and one that speaks to Central New York's diverse population, customs and traditions. This festival is a showcase of delicious food, live dancing and music, and also a marketplace where you can find Greek clothing, jewelry, books and other items.

And of course no festival this big and this important can happen without our hardworking volunteers, sponsors and supporters. I'd like to thank everyone who has made this such a magnificent event over the course of 50 years.

New Yorkers of Greek ancestry are part of the fabric of our state, part of the fabric of Central New York, and we are all better

because of it.

I look forward to once again enjoying the eating, drinking and festivities at St. Sophia's Festival this year and many years into the future, as it is our unofficial rite of spring in Central New York.

I proudly vote aye.

Thank you, Mr. President.

ACTING PRESIDENT BAILEY: The resolution was previously adopted on May 31st.

Senator Serrano.

SENATOR SERRANO: Thank you.

At the request of the sponsor, the resolutions are open for cosponsorship.

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

SENATOR SERRANO: Thank you.

Is there any further business at the desk?

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

SENATOR SERRANO: I move to adjourn until Tuesday, June 6th, at 2:00 p.m.

ACTING PRESIDENT BAILEY: On motion, the Senate stands adjourned until Tuesday, June 6, at 2:00 p.m.

(Whereupon, at 5:44 p.m., the Senate adjourned.)