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NEW YORK STATE SENATE

THE STENOGRAPHIC RECORD

ALBANY, NEW YORK

June 5, 2025

3:50 p.m.

REGULAR SESSION

SENATOR JEREMY COONEY, Acting President

ALEJANDRA N. PAULINO, ESQ., Secretary

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

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

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

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

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

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

13 ACTING PRESIDENT COONEY: Reading  
14 of the Journal.

15 THE SECRETARY: In Senate,  
16 Wednesday, June 4, 2025, the Senate met pursuant  
17 to adjournment. The Journal of Tuesday, June 3,  
18 2025, was read and approved. On motion, the  
19 Senate adjourned.

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

22 Presentation of petitions.

23 Messages from the Assembly.

24 The Secretary will read.

25 THE SECRETARY: Senator Stavisky

1 moves to discharge, from the Committee on  
2 Higher Education, Assembly Bill Number 5448B and  
3 substitute it for the identical Senate Bill  
4 4559B, Third Reading Calendar 456.

5 Senator Baskin moves to discharge,  
6 from the Committee on Health, Assembly Bill  
7 Number 7617 and substitute it for the identical  
8 Senate Bill 7151A, Third Reading Calendar 897.

9 Senator Webb moves to discharge,  
10 from the Committee on Higher Education,  
11 Assembly Bill Number 7561 and substitute it for  
12 the identical Senate Bill 7220, Third Reading  
13 Calendar 908.

14 Senator Gonzalez moves to discharge,  
15 from the Committee on Elections, Assembly Bill  
16 Number 1223 and substitute it for the identical  
17 Senate Bill 6996, Third Reading Calendar 963.

18 Senator Tedisco moves to discharge,  
19 from the Committee on Housing, Construction and  
20 Community Development, Assembly Bill Number 7653  
21 and substitute it for the identical Senate Bill  
22 5675, Third Reading Calendar 980.

23 Senator Baskin moves to discharge,  
24 from the Committee on Consumer Protection,  
25 Assembly Bill Number 1797 and substitute it for

1 the identical Senate Bill 6723, Third Reading  
2 Calendar 1131.

3 Senator Krueger moves to discharge,  
4 from the Committee on Banks, Assembly Bill  
5 Number 5345 and substitute it for the identical  
6 Senate Bill 4323, Third Reading Calendar 1171.

7 Senator Gianaris moves to discharge,  
8 from the Committee on Corporations, Authorities  
9 and Commissions, Assembly Bill Number 7892 and  
10 substitute it for the identical Senate Bill 6991,  
11 Third Reading Calendar 1187.

12 Senator Fahy moves to discharge,  
13 from the Committee on Rules, Assembly Bill  
14 Number 7560A and substitute it for the identical  
15 Senate Bill 7793, Third Reading Calendar 1292.

16 Senator Palumbo moves to discharge,  
17 from the Committee on Investigations and  
18 Government Operations, Assembly Bill Number 5295  
19 and substitute it for the identical Senate  
20 Bill 3308, Third Reading Calendar 1436.

21 Senator Comrie moves to discharge,  
22 from the Committee on Transportation,  
23 Assembly Bill Number 34 and substitute it for the  
24 identical Senate Bill 31, Third Reading Calendar  
25 1455.

1                   Senator Brouk moves to discharge,  
2                   from the Committee on Children and Families,  
3                   Assembly Bill Number 4003 and substitute it for  
4                   the identical Senate Bill 4929, Third Reading  
5                   Calendar 1488.

6                   Senator Weber moves to discharge,  
7                   from the Committee on Rules, Assembly Bill  
8                   Number 4391 and substitute it for the identical  
9                   Senate Bill 5220, Third Reading Calendar 1489.

10                  Senator Comrie moves to discharge,  
11                  from the Committee on Rules, Assembly Bill  
12                  Number 4712 and substitute it for the identical  
13                  Senate Bill 2460, Third Reading Calendar 1526.

14                  Senator Hinchey moves to discharge,  
15                  from the Committee on Energy and  
16                  Telecommunications, Assembly Bill Number 2736A  
17                  and substitute it for the identical Senate Bill  
18                  8213, Third Reading Calendar 1575.

19                  Senator Gianaris moves to discharge,  
20                  from the Committee on Rules, Assembly Bill  
21                  Number 3516 and substitute it for the identical  
22                  Senate Bill 416, Third Reading Calendar 1460.

23                  ACTING PRESIDENT COONEY:    So  
24                  ordered.

25                  Messages from the Governor.

1 Reports of standing committees.  
2 Reports of select committees.  
3 Communications and reports from  
4 state officers.

5 Motions and resolutions.

6 Senator Gianaris.

7 SENATOR GIANARIS: Good afternoon,  
8 Mr. President.

9 I wish to call up the following  
10 bills, which were recalled from the Assembly and  
11 are now at the desk: Senate Print Numbers 1202,  
12 5397, and 1104.

13 ACTING PRESIDENT COONEY: The  
14 Secretary will read.

15 THE SECRETARY: Calendar Number  
16 195, Senate Print 1202, by Senator Cleare, an act  
17 to amend the Elder Law;

18 Calendar Number 478, Senate Print  
19 5397, by Senator Scarcella-Spanton, an act to  
20 amend the Veterans' Services Law;

21 Calendar Number 316, Senate Print  
22 1104, by Senator Cooney, an act to amend the  
23 General Business Law.

24 SENATOR GIANARIS: Move to  
25 reconsider the vote by which these bills were

1 passed.

2 ACTING PRESIDENT COONEY: The  
3 Secretary will call the roll on reconsideration.

4 (The Secretary called the roll.)

5 THE SECRETARY: Ayes, 50.

6 ACTING PRESIDENT COONEY: The bills  
7 are restored to their place on the Third Reading  
8 Calendar.

9 SENATOR GIANARIS: I offer the  
10 following amendments.

11 ACTING PRESIDENT COONEY: The  
12 amendments are received.

13 SENATOR GIANARIS: Amendments are  
14 also offered to the following Third Reading  
15 Calendar bills:

16 By Senator Skoufis, page 71,  
17 Calendar Number 1450, Senate Print 6441;

18 Senator Serrano, page 75,  
19 Calendar Number 1522, Senate Print 1378;

20 Senator Sepúlveda, page 26,  
21 Calendar Number 893, Senate Print 5294A;

22 Senator Sanders, page 50,  
23 Calendar Number 1236, Senate Print 6952;

24 Senator Hoylman-Sigal, page 26,  
25 Calendar Number 892, Senate Print 5196;

1                   Senator Serrano, page 81,  
2                   Calendar Number 1573, Senate Print 8206;

3                   And Senator Addabbo, page 58,  
4                   Calendar Number 1328, Senate Print 2612.

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

8                   SENATOR GIANARIS:    Please take up  
9                   previously adopted Resolution 1016, read its  
10                  title, and recognize Senator Hinchey on the  
11                  resolution.

12                  ACTING PRESIDENT COONEY:    The  
13                  Secretary will read.

14                  THE SECRETARY:    Resolution 1016, by  
15                  Senator Hinchey, memorializing Governor  
16                  Kathy Hochul to proclaim June 2025 as Dairy Month  
17                  in the State of New York.

18                  ACTING PRESIDENT COONEY:    Senator  
19                  Hinchey on the resolution.

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

22                  Happy Dairy Day in New York!

23                  New York's dairy story is more than  
24                  milk, it's history, innovation and generational  
25                  hard work. It all started over 400 years ago in

1 the Hudson River Valley, which was and still is a  
2 haven for grazing cows, which flourished in the  
3 region. By the early 1800s, dairy farming had  
4 expanded into places like the Finger Lakes, the  
5 Mohawk Valley, and Central New York, turning  
6 dairy into a statewide enterprise.

7 In 1878, the first glass milk jar  
8 was patented in New York City. By the following  
9 year, bottled milk began showing up in places  
10 like Orange County, a small innovation that  
11 revolutionized the way people accessed fresh  
12 local milk.

13 Fast forward to today, New York  
14 ranks fifth in the nation for milk production,  
15 and we're number one in yogurt, sour cream and,  
16 yes, cottage cheese -- long before it went viral  
17 on TikTok.

18 New York dairy contributes nearly  
19 \$4 billion to our state's economy every year, and  
20 over 94 percent of our dairy farms are  
21 family-owned, often run by the same family for  
22 generations.

23 Today there are a little under  
24 3,000 dairy farms in New York, a number that's  
25 declined dramatically over the years due to a

1 number of factors, especially being an industry  
2 where farmers don't get to set their own prices.  
3 It's a tough business that no one gets into to  
4 get rich. They do it because they love it, and  
5 here in New York we are committed to keeping  
6 dairy strong.

7                   So today we say thank you to every  
8 dairy farmer, every farming family, and every  
9 processor in New York. And a special shout-out  
10 to those in my district, including Upland Farms  
11 in Millbrook, which just received funding through  
12 the Dairy Modernization Grant Program that we  
13 advanced in the budget, and Hudson Valley Fresh,  
14 a dairy cooperative owned by eight Hudson Valley  
15 farmers who stock our local schools and even  
16 West Point with dairy, and of course Ronnybrook,  
17 which is one of everyone's favorites when they  
18 see it in the stores.

19                   And, yes, for the record, yogurt is  
20 New York's official state snack and milk is our  
21 state beverage.

22                   We are proud to have Dairy Day in  
23 the State of New York. Happy Dairy Day,  
24 everyone.

25                   Thank you, Mr. President.

1                   ACTING PRESIDENT COONEY:    Thank  
2   you, Senator Hinchey.

3                   Senator Borrello on the resolution.

4                   SENATOR BORRELLO:    Holy cow, it's  
5   Dairy Day!

6                   (Laughter.)

7                   SENATOR BORRELLO:    You missed that  
8   one (to Senator Hinchey).

9                   I want to say how proud I am to  
10   represent the number-one dairy county in New York  
11   State, Wyoming County.  More cows than people,  
12   and they're proud of that.

13                  There are thousands upon thousands  
14   of dairy farms across New York State.  We are  
15   number one in the country when it comes to things  
16   like yogurt.  We are a strong dairy state here in  
17   New York, and getting stronger -- thank goodness.

18                  We're very proud in my district to  
19   now have a state of the art -- the largest  
20   state-of-the-art cheese-making facility in the  
21   country at Great Lakes Cheese in Farmersville, an  
22   amazing accomplishment.

23                  And not only are there thousands  
24   upon thousands of workers, between the plant  
25   itself and the farms and the cooperatives, but

1       there are 60,000 cows in New York State that  
2       every single day, seven days a week, supply milk  
3       for the cheese-making at Great Lakes Cheese.

4                   And the list goes on and on.

5                   We are a proud, proud agricultural  
6       state. It's the number-one industry, and dairy  
7       is the number-one agribusiness here in New York  
8       State.

9                   Happy Dairy Day, Mr. President.

10       Thank you.

11                   ACTING PRESIDENT COONEY:    Thank  
12       you, Senator Borrello.

13                   Senator May on the resolution.

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

16                   I am going to dispute my esteemed  
17       colleague across the aisle because I have the  
18       honor to represent Cayuga County, which is the  
19       number-one dairy-producing county in the state  
20       and number 27 in the country, actually.

21                   Cayuga County is known for its  
22       beautiful landscapes and its fertile land, and a  
23       long tradition of dairy farming. We're home to  
24       280 dairy farms and producing about \$320 million  
25       in dairy revenue every year.

1 I'd like to shout out a few  
2 particular businesses that do amazing work.  
3 There is the Cayuga Milk Ingredients, which  
4 brings together a number of farms to produce some  
5 of the highest-quality powdered milk, protein  
6 powders, and shelf-stable fluid milks. Their  
7 reputation is so -- for such high quality that  
8 their motto is "Turning milk into magic."

9 There are two dairy farms I also  
10 would like to shout out:

11 Spruce Haven Farm, which is a leader  
12 in the sustainable treatment of cow manure.  
13 They're working on a biochar pilot project that  
14 will turn cow manure solids into a soil amendment  
15 that is incredibly valuable and does not have the  
16 problems of runoff into the water that cow manure  
17 sometimes has.

18 And Sunnyside Farms, that was  
19 selected in 2024 for the New York AEM-Leopold  
20 Conservation Award, recognizing them for their  
21 approach to soil health, water quality, and  
22 wildlife habitat on working land. Their  
23 longstanding participation with the Cayuga county  
24 Soil and Water Conservation District is a  
25 testament to their commitment to being good

1       stewards of the land and of their animals.

2                   We're very proud of the dairy farms  
3       in our district and welcome people to come visit  
4       beautiful Cayuga County.

5                   Thank you.

6                   ACTING PRESIDENT COONEY:     Thank  
7       you, Senator May.

8                   Senator Tedisco on the resolution.

9                   SENATOR TEDISCO:     Yes.  I, like all  
10      of you, probably, got down to the Concourse and I  
11      enjoyed very much Dairy Day.  I had some  
12      wonderful ice cream from a staple in my district,  
13      Stewart's Shops' ice cream.  I had some wonderful  
14      yogurt.

15                   And I always like to say, say it in  
16      many instances, all good things emanate from the  
17      44th Senatorial District, which is Saratoga and  
18      Schenectady counties.

19                   Very proud of our farmers, the  
20      agriculture, the dairy products.  And we have to  
21      help them continue to moooove on and grow --

22                   (Laughter.)

23                   SENATOR TEDISCO:     -- and even be  
24      more productive.

25                   And we're proud of our farmers,

1 we're proud of the work they do in our districts.

2 And thank you, Mr. President.

3 ACTING PRESIDENT COONEY: Thank  
4 you, Senator Tedisco.

5 Okay. The resolution was adopted on  
6 May 20th.

7 Senator Gianaris.

8 SENATOR GIANARIS: Mr. President,  
9 let's moooooove on --

10 (Laughter.)

11 SENATOR GIANARIS: -- to the next  
12 bill, previously adopted Resolution 1066, by  
13 Senator Myrie, read its title and recognize  
14 Senator Myrie.

15 ACTING PRESIDENT COONEY: The  
16 Secretary will read.

17 THE SECRETARY: Resolution 1066, by  
18 Senator Myrie, memorializing Governor  
19 Kathy Hochul to proclaim October 9, 2025, as  
20 Sneakers Day in the State of New York.

21 ACTING PRESIDENT COONEY: Senator  
22 Myrie on the resolution.

23 SENATOR MYRIE: Thank you,  
24 Mr. President.

25 And thank you to our Majority Leader

1 for continuing our tradition.

2 Happy Sneaker Day to all who  
3 celebrate and observe.

4 This is an exciting day in the  
5 State Legislature and throughout the state  
6 because sneakers tell a story. And no matter  
7 what you look like, where you come from, what  
8 language you speak, you can tell a story with  
9 what you've got on your feet.

10 For some people that is their  
11 wedding story about the sneakers they changed  
12 into for the reception. For other people it's  
13 about representation, about where you come from,  
14 about seeing someone that you may not expect to  
15 be wearing sneakers to be wearing those sneakers  
16 into the Senate chamber. For others, it's just  
17 about comfort and what's going to make life  
18 easier for them.

19 But no matter what your story is, I  
20 am really proud that we get to celebrate that in  
21 these hallowed chambers, that we get to put our  
22 bipartisan disagreements aside and celebrate what  
23 is great about sneaker culture.

24 So thank you all for indulging us  
25 for doing this every single year, and

1 Happy Sneaker Day to all.

2 Thank you.

3 ACTING PRESIDENT COONEY: Thank  
4 you, Senator Myrie.

5 Senator Bailey on the resolution.

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

8 Indeed, it is a Happy Sneaker Day.  
9 It is always a happy day, but Sneaker Day makes  
10 it that much better.

11 Thanks to Senator Myrie and our  
12 leader for being forward-thinking enough that  
13 thinking a day like this isn't tomfoolery, as  
14 they say. It's a day to unify people. It is a  
15 day that we get to express ourselves.

16 We have the ability to express  
17 ourselves through lyric, through song, through  
18 words, and also through soul -- not just the soul  
19 of who we are, but the soles of our shoes. And  
20 sometimes the shoes that we wear -- speaking of  
21 the shoes that I wear, they are the Seoul,  
22 S-E-O-U-L, Nike edition, right?

23 (Laughter.)

24 SENATOR BAILEY: But to continue  
25 the word play about the word "soul," you know,

1 sneakers mean a lot to everybody. Or they  
2 should. Maybe they don't, but they should. And  
3 here's the reason why.

4 In addition to providing comfort and  
5 orthotic care and things like that, they do  
6 something that allows you to communicate  
7 nonverbally. When a sneakerhead sees another  
8 sneakerhead and the nod is in effect, you know  
9 exactly what they're nodding at. They're nodding  
10 in assent with you -- not commenting, but they  
11 see you, and you're seen.

12 And this is something that  
13 transcends race, political party, gender. It is  
14 truly a unifying moment in this chamber.

15 And I was trying to think about,  
16 like, why do sneakers mean so much to me. Right?  
17 And I thought about it, and I thought about  
18 something that I actually said in my church last  
19 year as a metaphor for life about wearing your  
20 sneakers. Sometimes like we'll buy a pair of  
21 sneakers and we don't want to wear it because  
22 we're worried about them getting too dirty or  
23 getting creased or getting smudged or somebody's  
24 going to step on them. And if we let that pair  
25 of sneakers stay in the box and we never wear

1       them, all of us real sneakerheads know those are  
2       going to rot out.

3                        If you don't wear your sneakers,  
4       they're going to rot out.  If you don't take  
5       advantage of what life has to offer you, you will  
6       let it pass you by, as the great, you know,  
7       legend Ferris Bueller once said.

8                        (Laughter.)

9                        SENATOR BAILEY:  Not Napoleon  
10       Dynamite, Senator Borrello.  We can have a  
11       conversation about that one day.

12                       But on a day that we wear sneakers,  
13       I encourage people to wear your sneakers  
14       literally and figuratively.  Don't let them sit  
15       on the shelf.  Because you may not be able to  
16       wear them, they may rot out, you may lose them.  
17       And do what makes you happy:  Wear your sneakers,  
18       wear them proudly.  I sure do, and I'm grateful  
19       that you do too.

20                       Thank you, Mr. President.  I vote  
21       aye.

22                       ACTING PRESIDENT COONEY:  Thank  
23       you, Senator Bailey.

24                       The resolution was adopted on  
25       May 28th.

1 Senator Gianaris.

2 SENATOR GIANARIS: Mr. President,  
3 the sponsors of the two resolutions we took up  
4 would like to open them for cosponsorship.

5 ACTING PRESIDENT COONEY: The  
6 resolutions are open for cosponsorship. Should  
7 you choose not to be a cosponsor, please notify  
8 the desk.

9 Senator Gianaris.

10 SENATOR GIANARIS: I move to adopt  
11 the remainder of the Resolution Calendar.

12 ACTING PRESIDENT COONEY: All those  
13 in favor of adopting the Resolution Calendar,  
14 please signify by saying aye.

15 (Response of "Aye.")

16 ACTING PRESIDENT COONEY: Opposed,  
17 nay.

18 (No response.)

19 ACTING PRESIDENT COONEY: The  
20 Resolution Calendar is adopted.

21 Senator Gianaris.

22 SENATOR GIANARIS: Let's take up  
23 the calendar, please.

24 ACTING PRESIDENT COONEY: The  
25 Secretary will read.

1                   THE SECRETARY:     Calendar Number  
2     338, Senate Print 2462A, by Senator Gianaris, an  
3     act to amend the Public Authorities Law.

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

6                   ACTING PRESIDENT COONEY:   The bill  
7     will be laid aside for the day.

8                   THE SECRETARY:     Calendar Number  
9     456, Assembly Bill Number 5448B, by  
10    Assemblymember Rozic, an act to amend the  
11    Education Law.

12                  SENATOR LANZA:     Lay it aside.

13                  ACTING PRESIDENT COONEY:   The bill  
14    will be laid aside.

15                  THE SECRETARY:     Calendar Number  
16    651, Senate Print 5989A, by Senator Bynoe, an act  
17    to amend the Education Law.

18                  ACTING PRESIDENT COONEY:   Read the  
19    last section.

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

23                  ACTING PRESIDENT COONEY:   Call the  
24    roll.

25                                       (The Secretary called the roll.)

1                   ACTING PRESIDENT COONEY:    Announce  
2   the results.

3                   THE SECRETARY:     In relation to  
4   Calendar Number 651, voting in the negative:  
5   Senator Walczyk.

6                   Ayes, 59.   Nays, 1.

7                   ACTING PRESIDENT COONEY:    The bill  
8   is passed.

9                   THE SECRETARY:     Calendar Number  
10   708, Senate Print 5553B, by Senator Comrie, an  
11   act to amend the Public Service Law.

12                  ACTING PRESIDENT COONEY:    Read the  
13   last section.

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

17                  ACTING PRESIDENT COONEY:    Call the  
18   roll.

19                  (The Secretary called the roll.)

20                  ACTING PRESIDENT COONEY:    Announce  
21   the results.

22                  THE SECRETARY:     Ayes, 60.

23                  ACTING PRESIDENT COONEY:    The bill  
24   is passed.

25                  THE SECRETARY:     Calendar Number

1 711, Senate Print 7165A, by Senator Hinchey,  
2 an act to amend the Public Service Law.

3 SENATOR LANZA: Lay it aside.

4 ACTING PRESIDENT COONEY: The bill  
5 will be laid aside.

6 THE SECRETARY: Calendar Number  
7 771, Senate Print 7532, by Senator Harckham, an  
8 act to amend the Environmental Conservation Law.

9 ACTING PRESIDENT COONEY: Read the  
10 last section.

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

14 ACTING PRESIDENT COONEY: Call the  
15 roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT COONEY: Announce  
18 the results.

19 THE SECRETARY: In relation to  
20 Calendar 771, voting in the negative are  
21 Senators Borrello, Chan, Lanza, O'Mara, Ortt,  
22 Rhoads, Walczyk and Weik.

23 Ayes, 52. Nays, 8.

24 ACTING PRESIDENT COONEY: The bill  
25 is passed.

1                   THE SECRETARY:     Calendar Number  
2     776, Senate Print Number 7416A, by  
3     Senator Hoylman-Sigal, an act to amend the  
4     Estates, Powers and Trusts Law.

5                   ACTING PRESIDENT COONEY:     Read the  
6     last section.

7                   THE SECRETARY:     Section 5. This  
8     act shall take effect on the 545th day after it  
9     shall have become a law.

10                  ACTING PRESIDENT COONEY:     Call the  
11     roll.

12                  (The Secretary called the roll.)

13                  ACTING PRESIDENT COONEY:     Announce  
14     the results.

15                  THE SECRETARY:     In relation to  
16     Calendar 776, voting in the negative are  
17     Senators Ashby, Borrello, Canzoneri-Fitzpatrick,  
18     Chan, Gallivan, Griffio, Helming, Lanza, Martins,  
19     Mattera, Murray, O'Mara, Ortt, Palumbo, Rhoads,  
20     Rolison, Stec, Tedisco, Walczyk, Weber and Weik.

21                  Ayes, 39. Nays, 21.

22                  ACTING PRESIDENT COONEY:     The bill  
23     is passed.

24                  THE SECRETARY:     Calendar Number  
25     879, Senate Print 7525A, by Senator Fahy, an act

1 to amend Chapter 405 of the Laws of 2005.

2 ACTING PRESIDENT COONEY: Read the  
3 last section.

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

6 ACTING PRESIDENT COONEY: Call the  
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT COONEY: Announce  
10 the results.

11 THE SECRETARY: In relation to  
12 Calendar 879, voting in the negative are  
13 Senators Canzoneri-Fitzpatrick, Harckham, Lanza,  
14 Martinez, C. Ryan, Scarcella-Spanton, Skoufis and  
15 Weik.

16 Ayes, 52. Nays, 8.

17 ACTING PRESIDENT COONEY: The bill  
18 is passed.

19 THE SECRETARY: Calendar Number  
20 897, Assembly Bill Number 7617, by  
21 Assemblymember Peoples-Stokes, an act to amend  
22 the Public Health Law.

23 ACTING PRESIDENT COONEY: Read the  
24 last section.

25 THE SECRETARY: Section 2. This

1 act shall take effect immediately.

2 ACTING PRESIDENT COONEY: Call the  
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT COONEY: Senator  
6 Weber to explain his vote.

7 SENATOR WEBER: Thank you,  
8 Mr. President.

9 I would like to thank the sponsor,  
10 Senator Baskin, for bringing this very important  
11 piece of legislation to the floor today.

12 You know, organ donors are in --  
13 organ recipients are in so much need and this  
14 barrier will be eliminated and they can get on  
15 multiple lists.

16 You know, a couple of years ago I  
17 had Roxanne Watson here. Roxanne Watson at the  
18 time had signed up nearly 13,000 organ donors. I  
19 believe she's up to 14,000 organ donors now. And  
20 she just got her second heart transplant I  
21 believe last week.

22 So we're praying for her, and I  
23 proudly vote aye on this bill.

24 Thank you.

25 ACTING PRESIDENT COONEY: Senator

1 Weber to be recorded in the affirmative.

2 Announce the results.

3 THE SECRETARY: Ayes, 60.

4 ACTING PRESIDENT COONEY: The bill  
5 is passed.

6 THE SECRETARY: Calendar Number  
7 903, Senate Print 6705, by Senator Stavisky, an  
8 act to amend the Education Law.

9 ACTING PRESIDENT COONEY: Read the  
10 last section.

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

14 ACTING PRESIDENT COONEY: Call the  
15 roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT COONEY: Announce  
18 the results.

19 THE SECRETARY: Ayes, 60.

20 ACTING PRESIDENT COONEY: The bill  
21 is passed.

22 THE SECRETARY: Calendar Number  
23 908, Assembly Bill Number 7561, by  
24 Assemblymember Lupardo, an act to amend the  
25 Education Law.

1                   ACTING PRESIDENT COONEY:    Read the  
2    last section.

3                   THE SECRETARY:        Section 2.  This  
4    act shall take effect 18 months after it shall  
5    have become a law.

6                   ACTING PRESIDENT COONEY:    Call the  
7    roll.

8                   (The Secretary called the roll.)

9                   ACTING PRESIDENT COONEY:    Announce  
10   the results.

11                   THE SECRETARY:        Ayes, 60.

12                   ACTING PRESIDENT COONEY:    The bill  
13   is passed.

14                   THE SECRETARY:        Calendar Number  
15   961, Senate Print 6799, by Senator Jackson, an  
16   act to amend the Election Law.

17                   ACTING PRESIDENT COONEY:    Read the  
18   last section.

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

21                   ACTING PRESIDENT COONEY:    Call the  
22   roll.

23                   (The Secretary called the roll.)

24                   ACTING PRESIDENT COONEY:    Announce  
25   the results.

1                   THE SECRETARY:    In relation to  
2   Calendar 961, voting in the negative are  
3   Senators Ashby, Borrello, Canzoneri-Fitzpatrick,  
4   Chan, Gallivan, Griffio, Helming, Lanza, Martinez,  
5   Martins, Mattera, Murray, O'Mara, Ortt, Palumbo,  
6   Rhoads, Rolison, Skoufis, Stec, Tedisco, Walczyk,  
7   Weber and Weik.

8                   Ayes, 37.   Nays, 23.

9                   ACTING PRESIDENT COONEY:   The bill  
10   is passed.

11                  THE SECRETARY:    Calendar Number  
12   963, Assembly Bill 1223, by Assemblymember Bores,  
13   an act to amend the Election Law.

14                  ACTING PRESIDENT COONEY:   Read the  
15   last section.

16                  THE SECRETARY:    Section 3.   This  
17   act shall take effect January 1, 2026.

18                  ACTING PRESIDENT COONEY:   Call the  
19   roll.

20                  (The Secretary called the roll.)

21                  ACTING PRESIDENT COONEY:   Senator  
22   Gonzalez to explain her vote.

23                  SENATOR GONZALEZ:    Thank you,  
24   Mr. President.

25                  As chair of the Elections Committee,

1 I'm proud to carry this bill to ensure that  
2 Jewish candidates, Board of Elections workers and  
3 campaign staff who wish to observe the first day  
4 of Passover have equal access for a democratic  
5 process and don't have to sacrifice their beliefs  
6 and traditions.

7                   When we make our systems and  
8 elections processes more inclusive, we strengthen  
9 our democracy. I represent a district with a  
10 vibrant Jewish community, and that's why I am  
11 proud to carry this bill. We want to make sure  
12 that everyone is able to celebrate without  
13 interruptions.

14                   So again, I want to thank leadership  
15 and thank my colleagues for supporting this bill.  
16 Thank you to the Majority Leader, of course, and  
17 to the advocates, including the New York Jewish  
18 Agenda, JFREJ, and the Agudath Israel of America  
19 for your advocacy on behalf of our constituents.

20                   With that, I proudly vote aye.

21                   Thank you.

22                   ACTING PRESIDENT COONEY:    Senator  
23 Gonzalez to be recorded in the affirmative.

24                   Announce the results.

25                   THE SECRETARY:    Ayes, 60.

1                   ACTING PRESIDENT COONEY:    The bill  
2    is passed.

3                   THE SECRETARY:     Calendar Number  
4    980, Assembly Bill Number 7653, by  
5    Assemblymember Santabarbara, an act to amend the  
6    Real Property Actions and Proceedings Law.

7                   ACTING PRESIDENT COONEY:    Read the  
8    last section.

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

12                  ACTING PRESIDENT COONEY:    Call the  
13   roll.

14                  (The Secretary called the roll.)

15                  ACTING PRESIDENT COONEY:    Announce  
16   the results.

17                  THE SECRETARY:     In relation to  
18   Calendar 980, voting in the negative:  
19   Senator Helming.

20                  Ayes, 59.   Nays, 1.

21                  ACTING PRESIDENT COONEY:    The bill  
22   is passed.

23                  THE SECRETARY:     Calendar Number  
24   992, Senate Print 6128, by Senator Hoylman-Sigal,  
25   an act to amend the Civil Practice Law and Rules.

1                   ACTING PRESIDENT COONEY:    Read the  
2    last section.

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

5                   ACTING PRESIDENT COONEY:    Call the  
6    roll.

7                   (The Secretary called the roll.)

8                   ACTING PRESIDENT COONEY:    Senator  
9    Rhoads to explain his vote.

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

12                  The vague wording of the bill,  
13    particularly subsection B of the bill, may  
14    present a dangerous intrusion into the materials  
15    that are used for attorneys to be able to prep  
16    their witnesses for trial.

17                  The disclosure of such material may  
18    actually wind up violating attorney-client  
19    privilege.  And I would hope that if this bill --  
20    I would hope that the sponsor of the bill would  
21    revisit and address these concerns in a future  
22    session should this become law.  If it does not  
23    become law, I would hope that they would be  
24    addressed before the bill is presented again to  
25    the floor for a vote.

1 I would encourage -- I am voting no.  
2 I would encourage my colleagues to do the same  
3 and take a second look at the language here,  
4 because it will be problematic.

5 ACTING PRESIDENT COONEY: Senator  
6 Rhoads to be recorded in the negative.

7 Announce the results.

8 THE SECRETARY: In relation to  
9 Calendar 992, voting in the negative are  
10 Senators Borrello, Canzoneri-Fitzpatrick, Chan,  
11 Gallivan, Griffo, Helming, Lanza, Martins,  
12 Mattera, O'Mara, Ortt, Rhoads, Rolison, Stec,  
13 Tedisco, Walczyk, Weber and Weik.

14 Ayes, 42. Nays, 18.

15 ACTING PRESIDENT COONEY: The bill  
16 is passed.

17 THE SECRETARY: Calendar Number  
18 993, Senate Print Number 7279, by  
19 Senator Scarcella-Spanton, an act to amend the  
20 Surrogate's Court Procedure Act.

21 ACTING PRESIDENT COONEY: Read the  
22 last section.

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

25 ACTING PRESIDENT COONEY: Call the

1 roll.

2 (The Secretary called the roll.)

3 ACTING PRESIDENT COONEY: Announce  
4 the results.

5 THE SECRETARY: In relation to  
6 Calendar 993, voting in the negative are  
7 Senators Borrello, Canzoneri-Fitzpatrick, Chan,  
8 Gallivan, Griffo, Helming, Lanza, Martinez,  
9 Martins, Mattera, Murray, O'Mara, Ortt, Rhoads,  
10 Rolison, Stec, Tedisco, Walczyk, Weber and Weik.

11 Ayes, 40. Nays, 20.

12 ACTING PRESIDENT COONEY: The bill  
13 is passed.

14 THE SECRETARY: Calendar Number  
15 1019, Senate Print 7486A, by Senator Mayer, an  
16 act to amend Chapter 405 of the Laws of 2011.

17 ACTING PRESIDENT COONEY: Read the  
18 last section.

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

21 ACTING PRESIDENT COONEY: Call the  
22 roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT COONEY: Announce  
25 the results.

1 THE SECRETARY: Ayes, 60.

2 ACTING PRESIDENT COONEY: The bill  
3 is passed.

4 THE SECRETARY: Calendar Number  
5 1029, Senate Print 7681, by Senator Comrie, an  
6 act to amend the Public Authorities Law.

7 ACTING PRESIDENT COONEY: Read the  
8 last section.

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

11 ACTING PRESIDENT COONEY: Call the  
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT COONEY: Announce  
15 the results.

16 THE SECRETARY: Ayes, 60.

17 ACTING PRESIDENT COONEY: The bill  
18 is passed.

19 THE SECRETARY: Calendar Number  
20 1057, Senate Print 7718, by Senator Harckham, an  
21 act to amend the Environmental Conservation Law.

22 ACTING PRESIDENT COONEY: Read the  
23 last section.

24 THE SECRETARY: Section 5. This  
25 act shall take effect on the 180th day after it

1 shall have become a law.

2 ACTING PRESIDENT COONEY: Call the  
3 roll.

4 (The Secretary called the roll.)

5 ACTING PRESIDENT COONEY: Announce  
6 the results.

7 THE SECRETARY: In relation to  
8 Calendar 1057, voting in the negative are  
9 Senators Griffo and Gallivan.

10 Ayes, 58. Nays, 2.

11 ACTING PRESIDENT COONEY: The bill  
12 is passed.

13 THE SECRETARY: Calendar Number  
14 1075, Senate Print 7200B, by Senator C. Ryan, an  
15 act to amend the Vehicle and Traffic Law.

16 ACTING PRESIDENT COONEY: Read the  
17 last section.

18 THE SECRETARY: Section 5. This  
19 act shall take effect December 31, 2028.

20 ACTING PRESIDENT COONEY: Call the  
21 roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT COONEY: Announce  
24 the results.

25 THE SECRETARY: In relation to

1 Calendar 1075, voting in the negative:

2 Senator Martinez.

3 Ayes, 59. Nays, 1.

4 ACTING PRESIDENT COONEY: The bill  
5 is passed.

6 THE SECRETARY: Calendar Number  
7 1099, Senate Print 6200, by Senator Skoufis, an  
8 act to amend the Public Service Law.

9 ACTING PRESIDENT COONEY: Read the  
10 last section.

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

14 ACTING PRESIDENT COONEY: Call the  
15 roll.

16 (The Secretary called the roll.)

17 ACTING PRESIDENT COONEY: Announce  
18 the results.

19 THE SECRETARY: In relation to  
20 Calendar 1099, voting in the negative are  
21 Senators Gallivan, Griffo, Stec and Walczyk.

22 Ayes, 56. Nays, 4.

23 ACTING PRESIDENT COONEY: The bill  
24 is passed.

25 THE SECRETARY: Calendar Number

1 1100, Senate Print 7328A, by Senator Hinchey, an  
2 act to amend the Public Service Law.

3 ACTING PRESIDENT COONEY: Read the  
4 last section.

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

7 ACTING PRESIDENT COONEY: Call the  
8 roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT COONEY: Announce  
11 the results.

12 THE SECRETARY: In relation to  
13 Calendar 1100, voting in the negative are  
14 Senators Ashby, Borrello, Canzoneri-Fitzpatrick,  
15 Chan, Gallivan, Griffio, Helming, Lanza, Martins,  
16 Mattera, Murray, O'Mara, Ortt, Rhoads, Rolison,  
17 Stec, Tedisco, Walczyk, Weber and Weik.

18 Ayes, 40. Nays, 20.

19 ACTING PRESIDENT COONEY: The bill  
20 is passed.

21 THE SECRETARY: Calendar Number  
22 1101, Senate Print 7693, by Senator Mayer, an act  
23 to amend the Public Service Law.

24 ACTING PRESIDENT COONEY: Read the  
25 last section.

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

4 ACTING PRESIDENT COONEY: Call the  
5 roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT COONEY: Announce  
8 the results.

9 THE SECRETARY: In relation to  
10 Calendar 1101, voting in the negative are  
11 Senators Borrello, O'Mara, Stec, Walczyk and  
12 Weik.

13 Ayes, 55. Nays, 5.

14 ACTING PRESIDENT COONEY: The bill  
15 is passed.

16 THE SECRETARY: Calendar Number  
17 1123, Senate Print 7359A, by Senator May, an act  
18 to amend the Agriculture and Markets Law.

19 ACTING PRESIDENT COONEY: Read the  
20 last section.

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

23 ACTING PRESIDENT COONEY: Call the  
24 roll.

25 (The Secretary called the roll.)

1                   ACTING PRESIDENT COONEY:    Senator  
2    May to explain her vote.

3                   SENATOR MAY:    Thank you,  
4    Mr. President.

5                   Native plants provide critical  
6    habitat for native wildlife.  They are uniquely  
7    adapted to the soils and the climate conditions  
8    of our state, and they can be astonishingly  
9    beautiful.

10                  This bill adds native plants to the  
11    Grown and Certified Program run by the Department  
12    of Agriculture & Markets, in the hope that it  
13    will convince more nurseries to propagate native  
14    plants and gardeners and landscapers to use them  
15    so that we can have more and more good habitat  
16    for our native wildlife.

17                  I vote aye.

18                  ACTING PRESIDENT COONEY:    Senator  
19    May to be recorded in the affirmative.

20                  Announce the results.

21                  THE SECRETARY:    Ayes, 60.

22                  ACTING PRESIDENT COONEY:    The bill  
23    is passed.

24                  THE SECRETARY:    Calendar Number  
25    1125, Senate Print 6757, by Senator Fernandez, an

1 act to amend the Mental Hygiene Law.

2 ACTING PRESIDENT COONEY: Read the  
3 last section.

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

6 ACTING PRESIDENT COONEY: Call the  
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT COONEY: Senator  
10 Fernandez to explain her vote.

11 SENATOR FERNANDEZ: Thank you so  
12 much, Mr. President.

13 This legislation clarifies how  
14 parties in New York's opioid settlement  
15 agreements are defined. For years our state has  
16 been working to hold opioid manufacturers and  
17 distributors accountable for the devastation  
18 they've caused. We've secured more than  
19 \$3 billion to invest in prevention, treatment and  
20 recovery efforts across our communities.

21 Earlier this year Attorney General  
22 James announced a landmark settlement with  
23 Purdue Pharma and its owners, the Sackler family,  
24 that is expected to bring millions to New York's  
25 opioid settlement fund. However, current law

1 defines statewide opioid settlement agreements as  
2 those between the state and an opioid  
3 manufacturer, distributor, dispenser and other  
4 related entity. This language creates a  
5 technical loophole that excludes the members of  
6 the Sackler family involved in the recent  
7 settlement. If we do not close this loophole,  
8 New York is at risk of losing up to \$250 million.

9 This bill corrects that technical  
10 oversight. It clarifies that the law encompasses  
11 and was always intended to encompass settlements  
12 and releases related to anyone involved in the  
13 prescription drug marketing, supply, and payment  
14 chain who have contributed to the opioid epidemic  
15 through their illegal conduct, especially those  
16 who have benefited from this crisis like the  
17 Sackler family.

18 This bill ensures that funds are  
19 secured from opioid settlements to go where they  
20 were always intended to go, and that is to help  
21 families and communities who have carried the  
22 burden of the crisis.

23 My urge is for my colleagues to  
24 please support this bill.

25 I vote aye.

1                   ACTING PRESIDENT COONEY:    Senator  
2    Fernandez to be recorded in the affirmative.

3                   Announce the results.

4                   THE SECRETARY:    In relation to  
5    Calendar 1125, voting in the negative are  
6    Senators Ashby, Canzoneri-Fitzpatrick, Gallivan,  
7    Griffo, Helming, Martins, Mattera, Murray,  
8    O'Mara, Palumbo, Rhoads, Rolison, Stec, Walczyk  
9    and Weik.   Also Senator Ortt.

10                   Ayes, 44.   Nays, 16.

11                   ACTING PRESIDENT COONEY:    The bill  
12    is passed.

13                   THE SECRETARY:    Calendar Number  
14    1127, Senate Print 1172, by Senator Mattera, an  
15    act to amend the General Business Law.

16                   ACTING PRESIDENT COONEY:    Read the  
17    last section.

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

21                   ACTING PRESIDENT COONEY:    Call the  
22    roll.

23                   (The Secretary called the roll.)

24                   ACTING PRESIDENT COONEY:    Announce  
25    the results.

1 THE SECRETARY: Ayes, 60.

2 ACTING PRESIDENT COONEY: The bill  
3 is passed.

4 THE SECRETARY: Calendar Number  
5 1131, Assembly Bill Number 1797, by  
6 Assemblymember Hyndman, an act to amend the  
7 General Business Law.

8 ACTING PRESIDENT COONEY: Read the  
9 last section.

10 THE SECRETARY: Section 2. This  
11 act shall take effect 18 months after it shall  
12 have become a law.

13 ACTING PRESIDENT COONEY: Call the  
14 roll.

15 (The Secretary called the roll.)

16 ACTING PRESIDENT COONEY: Announce  
17 the results.

18 THE SECRETARY: Ayes, 60.

19 ACTING PRESIDENT COONEY: The bill  
20 is passed.

21 THE SECRETARY: Calendar Number  
22 1133, Senate Print 7483, by Senator May, an act  
23 to amend the General Business Law.

24 ACTING PRESIDENT COONEY: Read the  
25 last section.

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

4 ACTING PRESIDENT COONEY: Call the  
5 roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT COONEY: Announce  
8 the results.

9 THE SECRETARY: Ayes, 60.

10 ACTING PRESIDENT COONEY: The bill  
11 is passed.

12 THE SECRETARY: Calendar Number  
13 1134, Senate Print 7585, by Senator Cleare, an  
14 act to amend the General Business Law.

15 ACTING PRESIDENT COONEY: Read the  
16 last section.

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

19 ACTING PRESIDENT COONEY: Call the  
20 roll.

21 (The Secretary called the roll.)

22 ACTING PRESIDENT COONEY: Announce  
23 the results.

24 THE SECRETARY: Ayes, 60.

25 ACTING PRESIDENT COONEY: The bill

1 is passed.

2 THE SECRETARY: Calendar Number  
3 1170, Senate Print 7612, by Senator Martinez, an  
4 act to amend the Social Services Law.

5 ACTING PRESIDENT COONEY: Read the  
6 last section.

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

10 ACTING PRESIDENT COONEY: Call the  
11 roll.

12 (The Secretary called the roll.)

13 ACTING PRESIDENT COONEY: Announce  
14 the results.

15 THE SECRETARY: Ayes, 60.

16 ACTING PRESIDENT COONEY: The bill  
17 is passed.

18 THE SECRETARY: Calendar Number  
19 1171, Assembly Bill Number 5345, by  
20 Assemblymember Hunter, an act to amend the  
21 Banking Law.

22 ACTING PRESIDENT COONEY: Read the  
23 last section.

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

1                   ACTING PRESIDENT COONEY:    Call the  
2    roll.

3                   (The Secretary called the roll.)

4                   ACTING PRESIDENT COONEY:    Senator  
5    Martins to explain his vote.

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

8                   I want to thank the sponsor for this  
9    bill. I did have some -- I did have some  
10   questions. I guess I will hear them now, or a  
11   response, shortly. But I think this is a unique  
12   opportunity for us to -- I guess to have  
13   different banking alternatives for people.

14                  I am concerned that monies that are  
15   deposited in these accounts will not be subject  
16   to creditors, even of the depositor, by its very  
17   terms. And I'm concerned that people will be  
18   able to take money, deposit them in these  
19   accounts for the benefit of someone else, and by  
20   doing so prevent a creditor of the depositor from  
21   being able to receive payment on a debt.

22                  So because I do have certain  
23   questions, although I do appreciate the efforts  
24   of the sponsor and perhaps others, I'll be voting  
25   nay, but hope that if this bill does come back to

1 the floor we can work to address some of those  
2 concerns. And I want to thank Senator Krueger  
3 again.

4 ACTING PRESIDENT COONEY: Senator  
5 Martins to be recorded in the negative.

6 Announce the results.

7 THE SECRETARY: In relation to  
8 Calendar 1171, voting in the negative are  
9 Senators Canzoneri-Fitzpatrick, Martins, O'Mara,  
10 Rhoads and Weik.

11 Ayes, 55. Nays, 5.

12 ACTING PRESIDENT COONEY: The bill  
13 is passed.

14 THE SECRETARY: Calendar Number  
15 1181, Senate Print 7616A, by Senator Martinez, an  
16 act in relation to authorizing the lease of  
17 certain lands for the purpose of building  
18 undergraduate student, graduate student, faculty  
19 and staff housing.

20 ACTING PRESIDENT COONEY: Read the  
21 last section.

22 THE SECRETARY: Section 15. This  
23 act shall take effect immediately.

24 ACTING PRESIDENT COONEY: Call the  
25 roll.

1 (The Secretary called the roll.)  
2 ACTING PRESIDENT COONEY: Announce  
3 the results.  
4 THE SECRETARY: Ayes, 60.  
5 ACTING PRESIDENT COONEY: The bill  
6 is passed.  
7 THE SECRETARY: Calendar Number  
8 1187, Assembly Bill Number 7892, by  
9 Assemblymember Braunstein, an act to amend the  
10 Religious Corporations Law.  
11 ACTING PRESIDENT COONEY: Read the  
12 last section.  
13 THE SECRETARY: Section 2. This  
14 act shall take effect immediately.  
15 ACTING PRESIDENT COONEY: Call the  
16 roll.  
17 (The Secretary called the roll.)  
18 ACTING PRESIDENT COONEY: Announce  
19 the results.  
20 THE SECRETARY: Ayes, 60.  
21 ACTING PRESIDENT COONEY: The bill  
22 is passed.  
23 THE SECRETARY: Calendar Number  
24 1197, Senate Print 7685, by Senator Persaud, an  
25 act to amend the Real Property Tax Law.

1                   ACTING PRESIDENT COONEY:    Read the  
2    last section.

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

5                   ACTING PRESIDENT COONEY:    Call the  
6    roll.

7                   (The Secretary called the roll.)

8                   ACTING PRESIDENT COONEY:    Announce  
9    the results.

10                  THE SECRETARY:        In relation to  
11    Calendar 1197, voting in the negative are  
12    Senators Walczyk and Weik.

13                  Ayes, 58.  Nays, 2.

14                  ACTING PRESIDENT COONEY:    The bill  
15    is passed.

16                  THE SECRETARY:        Calendar Number  
17    1199, Senate Print 548, by Senator Stec,  
18    Concurrent Resolution of the Senate and Assembly  
19    proposing an amendment to Section 1 of Article 14  
20    of the Constitution.

21                  ACTING PRESIDENT COONEY:    Call the  
22    roll on the resolution.

23                  (The Secretary called the roll.)

24                  ACTING PRESIDENT COONEY:    Announce  
25    the results.

1 THE SECRETARY: Ayes, 60.

2 ACTING PRESIDENT COONEY: The  
3 resolution is adopted.

4 THE SECRETARY: Calendar Number  
5 1220, Senate Print 3340, by Senator Gianaris, an  
6 act to amend the Tax Law.

7 ACTING PRESIDENT COONEY: Read the  
8 last section.

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

11 ACTING PRESIDENT COONEY: Call the  
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT COONEY: Announce  
15 the results.

16 THE SECRETARY: In relation to  
17 Calendar 1220, voting in the negative are  
18 Senators Ashby, Borrello, Canzoneri-Fitzpatrick,  
19 Chan, Gallivan, Griffio, Helming, Lanza, Mattera,  
20 Murray, O'Mara, Ortt, Palumbo, Rhoads, Rolison,  
21 Stec, Tedisco, Walczyk, Weber and Weik.

22 Ayes, 40. Nays, 20.

23 ACTING PRESIDENT COONEY: The bill  
24 is passed.

25 THE SECRETARY: Calendar Number

1 1228, Senate Print 7152A, by Senator Cleare, an  
2 act to amend the Arts and Cultural Affairs Law.

3 ACTING PRESIDENT COONEY: Read the  
4 last section.

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

7 ACTING PRESIDENT COONEY: Call the  
8 roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT COONEY: Announce  
11 the results.

12 THE SECRETARY: Ayes, 60.

13 ACTING PRESIDENT COONEY: The bill  
14 is passed.

15 THE SECRETARY: Calendar Number  
16 1276, Senate Print Number 6756A, by  
17 Senator Hoylman-Sigal, an act to amend the  
18 Economic Development Law.

19 ACTING PRESIDENT COONEY: Read the  
20 last section.

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

23 ACTING PRESIDENT COONEY: Call the  
24 roll.

25 (The Secretary called the roll.)

1                   ACTING PRESIDENT COONEY:    Announce  
2   the results.

3                   THE SECRETARY:    In relation to  
4   Calendar 1276, voting in the negative are  
5   Senators Borrello, Canzoneri-Fitzpatrick, Chan,  
6   Gallivan, Griffo, Helming, Martinez, Mattera,  
7   Murray, O'Mara, Ortt, Rhoads, Rolison, Stec,  
8   Tedisco, Weber and Weik.

9                   Ayes, 43.   Nays, 17.

10                  ACTING PRESIDENT COONEY:    The bill  
11   is passed.

12                  THE SECRETARY:    Calendar Number  
13   1284, Senate Print 7645, by Senator Fahy, an act  
14   to amend the Public Authorities Law.

15                  ACTING PRESIDENT COONEY:    Read the  
16   last section.

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

19                  ACTING PRESIDENT COONEY:    Call the  
20   roll.

21                  (The Secretary called the roll.)

22                  ACTING PRESIDENT COONEY:    Announce  
23   the results.

24                  THE SECRETARY:    Ayes, 60.

25                  ACTING PRESIDENT COONEY:    The bill

1 is passed.

2 THE SECRETARY: Calendar Number  
3 1289, Senate Print 8199, by Senator Sanders, an  
4 act to direct the Department of Financial  
5 Services to conduct a study on the banking  
6 development district program.

7 ACTING PRESIDENT COONEY: Read the  
8 last section.

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

11 ACTING PRESIDENT COONEY: Call the  
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT COONEY: Announce  
15 the results.

16 THE SECRETARY: In relation to  
17 Calendar 1289, voting in the negative:  
18 Senator Walczyk.

19 Ayes, 59. Nays, 1.

20 ACTING PRESIDENT COONEY: The bill  
21 is passed.

22 THE SECRETARY: Calendar Number  
23 1291, Senate Print 7484A, by Senator Mayer, an  
24 act to amend the Mental Hygiene Law.

25 ACTING PRESIDENT COONEY: Read the

1 last section.

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

5 ACTING PRESIDENT COONEY: Call the  
6 roll.

7 (The Secretary called the roll.)

8 ACTING PRESIDENT COONEY: Announce  
9 the results.

10 THE SECRETARY: Ayes, 60.

11 ACTING PRESIDENT COONEY: The bill  
12 is passed.

13 THE SECRETARY: Calendar Number  
14 1292, Assembly Bill Number 7560A, by  
15 Assemblymember Santabarbara, an act to amend the  
16 Mental Hygiene Law.

17 ACTING PRESIDENT COONEY: Read the  
18 last section.

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

21 ACTING PRESIDENT COONEY: Call the  
22 roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT COONEY: Announce  
25 the results.

1 THE SECRETARY: Ayes, 60.

2 ACTING PRESIDENT COONEY: The bill  
3 is passed.

4 THE SECRETARY: Calendar Number  
5 1300, Senate Print 7944, by Senator Ramos, an act  
6 to amend the Labor Law.

7 ACTING PRESIDENT COONEY: Read the  
8 last section.

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

11 ACTING PRESIDENT COONEY: Call the  
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT COONEY: Announce  
15 the results.

16 THE SECRETARY: In relation to  
17 Calendar 1300, voting in the negative are  
18 Senators Borrello, Gallivan, O'Mara and Walczyk.

19 Ayes, 56. Nays, 4.

20 ACTING PRESIDENT COONEY: The bill  
21 is passed.

22 THE SECRETARY: Calendar Number  
23 1327, Senate Print 2611, by Senator Addabbo, an  
24 act to amend the General Municipal Law.

25 ACTING PRESIDENT COONEY: Read the

1 last section.

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

4 ACTING PRESIDENT COONEY: Call the  
5 roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT COONEY: Announce  
8 the results.

9 THE SECRETARY: In relation to  
10 Calendar 1327, voting in the negative are  
11 Senators Bynoe, Krueger, Martinez and May.

12 Ayes, 56. Nays, 4.

13 ACTING PRESIDENT COONEY: The bill  
14 is passed.

15 ACTING PRESIDENT COONEY: Calendar  
16 Number 1328 is high and will be laid aside for  
17 the day.

18 ACTING PRESIDENT COONEY: Calendar  
19 Number 1338, Senate Print 379A, by Senator Brouk,  
20 an act to amend the Education Law.

21 ACTING PRESIDENT COONEY: Read the  
22 last section.

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

1                   ACTING PRESIDENT COONEY:    Call the  
2    roll.

3                   (The Secretary called the roll.)

4                   ACTING PRESIDENT COONEY:    Announce  
5    the results.

6                   THE SECRETARY:     Ayes, 60.

7                   ACTING PRESIDENT COONEY:    The bill  
8    is passed.

9                   THE SECRETARY:     Calendar Number  
10   1339, Senate Print Number 462A, by  
11   Senator Hoylman-Sigal, an act to amend the  
12   Judiciary Law.

13                  ACTING PRESIDENT COONEY:    Read the  
14   last section.

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

18                  ACTING PRESIDENT COONEY:    Call the  
19   roll.

20                  (The Secretary called the roll.)

21                  ACTING PRESIDENT COONEY:    Announce  
22   the results.

23                  THE SECRETARY:     In relation to  
24   Calendar 1339, voting in the negative are  
25   Senators Helming, Martinez, Ortt and

1 Scarcella-Spanton.

2 Ayes, 56. Nays, 4.

3 ACTING PRESIDENT COONEY: The bill  
4 is passed.

5 THE SECRETARY: Calendar Number  
6 1344, Senate Print 1204, by Senator Cleare, an  
7 act directing the Metropolitan Transportation  
8 Authority and the New York Transit Authority to  
9 rename the 110th Street-Central Park North subway  
10 station.

11 ACTING PRESIDENT COONEY: Read the  
12 last section.

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

15 ACTING PRESIDENT COONEY: Call the  
16 roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT COONEY: Announce  
19 the results.

20 THE SECRETARY: In relation to  
21 Calendar 1344, voting in the negative are  
22 Senators Ashby, Borrello, Canzoneri-Fitzpatrick,  
23 Helming, Martins, Mattera, O'Mara, Palumbo,  
24 Rhoads, Stec, Tedisco, Weber and Weik.

25 Ayes, 47. Nays, 13.

1                   ACTING PRESIDENT COONEY:    The bill  
2    is passed.

3                   THE SECRETARY:     Calendar Number  
4    1348, Senate Print 3180, by Senator Sanders, an  
5    act to amend the Elder Law.

6                   ACTING PRESIDENT COONEY:    Read the  
7    last section.

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

11                   ACTING PRESIDENT COONEY:    Call the  
12   roll.

13                   (The Secretary called the roll.)

14                   ACTING PRESIDENT COONEY:    Announce  
15   the results.

16                   THE SECRETARY:     Ayes, 60.

17                   ACTING PRESIDENT COONEY:    The bill  
18   is passed.

19                   THE SECRETARY:     Calendar Number  
20   1350, Senate Print 3458, by Senator Stavisky, an  
21   act to amend the Education Law.

22                   ACTING PRESIDENT COONEY:    Read the  
23   last section.

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

1                   ACTING PRESIDENT COONEY:    Call the  
2    roll.

3                   (The Secretary called the roll.)

4                   ACTING PRESIDENT COONEY:    Senator  
5    Stavisky to explain her vote.

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

8                   As many of you know, graduate  
9    students are paid very little money, and they're  
10   struggling. This legislation codifies what we  
11   did last year. And this is -- while it's a new  
12   bill, it's Phase 2 of a two-year phase-in.

13                   And it's extremely important to  
14   these struggling young people. We hope that  
15   we're able to keep them in New York State as they  
16   continue their education.

17                   I vote aye. Thank you.

18                   ACTING PRESIDENT COONEY:    Senator  
19   Stavisky to be recorded in the affirmative.

20                   Announce the results.

21                   THE SECRETARY:    In relation to  
22   Calendar 1350, voting in the negative:  
23   Senator Walczyk.

24                   Ayes, 59. Nays, 1.

25                   ACTING PRESIDENT COONEY:    The bill

1 is passed.

2 THE SECRETARY: Calendar Number  
3 1367, Senate Print 1009, by Senator Brouk, an act  
4 to amend the Veterans' Services Law.

5 ACTING PRESIDENT COONEY: Read the  
6 last section.

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

9 ACTING PRESIDENT COONEY: Call the  
10 roll.

11 (The Secretary called the roll.)

12 ACTING PRESIDENT COONEY: Announce  
13 the results.

14 THE SECRETARY: Ayes, 60.

15 ACTING PRESIDENT COONEY: The bill  
16 is passed.

17 THE SECRETARY: Calendar Number  
18 1400, Senate Print 1636, by Senator Borrello, an  
19 act to authorize the Board of Education of the  
20 Salamanca City School District to establish a  
21 federal impact aid reserve fund.

22 ACTING PRESIDENT COONEY: Read the  
23 last section.

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

1                   ACTING PRESIDENT COONEY:    Call the  
2    roll.

3                   (The Secretary called the roll.)

4                   ACTING PRESIDENT COONEY:    Announce  
5    the results.

6                   THE SECRETARY:     Ayes, 60.

7                   ACTING PRESIDENT COONEY:    The bill  
8    is passed.

9                   THE SECRETARY:     Calendar Number  
10   1406, Senate Print 335, by Senator Gianaris, an  
11   act to amend the General Business Law.

12                  SENATOR LANZA:     Lay it aside.

13                  ACTING PRESIDENT COONEY:   The bill  
14   will be laid aside.

15                  THE SECRETARY:     Calendar Number  
16   1436, Assembly Bill Number 5295, by  
17   Assemblymember Schiavoni, an act to amend the  
18   Indian Law.

19                  ACTING PRESIDENT COONEY:   Read the  
20   last section.

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

23                  ACTING PRESIDENT COONEY:   Call the  
24   roll.

25                  (The Secretary called the roll.)

1                   ACTING PRESIDENT COONEY:    Senator  
2 Palumbo to explain his vote.

3                   SENATOR PALUMBO:    Thank you,  
4 Mr. President.

5                   Just very briefly, we've passed this  
6 bill for many years. I thank my colleagues for  
7 bringing this to the floor again. It's been  
8 vetoed by the prior Governor and the current  
9 Governor.

10                  And last year this -- the story  
11 behind this is in 1920 the Suffolk County Supreme  
12 Court stripped the Montaukett Nation of their  
13 recognition, which they had for hundreds of years  
14 in what was a very controversial decision. In my  
15 opinion it was racist and there was no reason for  
16 them to do so.

17                  So this would just reinstate the  
18 recognition that these folks need and deserve.  
19 It's about their dignity.

20                  And then least year, after jumping  
21 through many hoops, the members of the nation  
22 were moving in a very positive direction, and  
23 this was vetoed again by the Governor for  
24 different reasons than were previously discussed,  
25 that now they had met the qualifications, of

1 course, just for reinstatement. And there were  
2 some new reasons that were indicated why the veto  
3 was issued.

4 So I respectfully request that the  
5 Governor's office speak to us, speak to the  
6 Nation, speak to myself, Assemblyman Schiavoni,  
7 so that we can get through these issues and iron  
8 it out and restore the Montaukett Nation with  
9 their pride and dignity that they so rightfully  
10 deserve.

11 I proudly vote aye.

12 ACTING PRESIDENT COONEY: Senator  
13 Palumbo to be recorded in the affirmative.

14 Announce the results.

15 THE SECRETARY: In relation to  
16 Calendar 1436, voting in the negative:  
17 Senator Rhoads.

18 Ayes, 59. Nays, 1.

19 ACTING PRESIDENT COONEY: The bill  
20 is passed.

21 THE SECRETARY: Calendar Number  
22 1455, Assembly Bill Number 34, by  
23 Assemblymember Eachus, an act to amend the  
24 Public Authorities Law.

25 ACTING PRESIDENT COONEY: Read the

1 last section.

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

4 ACTING PRESIDENT COONEY: Call the  
5 roll.

6 (The Secretary called the roll.)

7 ACTING PRESIDENT COONEY: Announce  
8 the results.

9 THE SECRETARY: Ayes, 60.

10 ACTING PRESIDENT COONEY: The bill  
11 is passed.

12 THE SECRETARY: Calendar Number  
13 1460, Assembly Bill Number 3516, by  
14 Assemblymember Reyes, an act to amend the  
15 Executive Law.

16 ACTING PRESIDENT COONEY: Read the  
17 last section.

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

21 ACTING PRESIDENT COONEY: Call the  
22 roll.

23 (The Secretary called the roll.)

24 ACTING PRESIDENT COONEY: Announce  
25 the results.

1                   THE SECRETARY:    In relation to  
2   Calendar 1460, voting in the negative are  
3   Senators Ashby, Borrello, Canzoneri-Fitzpatrick,  
4   Chan, Gallivan, Griffo, Helming, Lanza, Martins,  
5   Mattera, Murray, O'Mara, Ortt, Palumbo, Rhoads,  
6   Rolison, C. Ryan, Stec, Tedisco, Walczyk, Weber  
7   and Weik.

8                   Ayes, 38.   Nays, 22.

9                   ACTING PRESIDENT COONEY:    The bill  
10   is passed.

11                   THE SECRETARY:    Calendar Number  
12   1462, Senate Print 680, by Senator Martinez, an  
13   act to amend the Executive Law.

14                   ACTING PRESIDENT COONEY:    Read the  
15   last section.

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

18                   ACTING PRESIDENT COONEY:    Call the  
19   roll.

20                   (The Secretary called the roll.)

21                   ACTING PRESIDENT COONEY:    Announce  
22   the results.

23                   THE SECRETARY:    Ayes, 60.

24                   ACTING PRESIDENT COONEY:    The bill  
25   is passed.

1                   THE SECRETARY:     Calendar Number  
2     1471, Senate Print 1398A, by Senator S. Ryan, an  
3     act to amend the Private Housing Finance Law.

4                   ACTING PRESIDENT COONEY:     Read the  
5     last section.

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

8                   ACTING PRESIDENT COONEY:     Call the  
9     roll.

10                   (The Secretary called the roll.)

11                   ACTING PRESIDENT COONEY:     Announce  
12     the results.

13                   THE SECRETARY:     In relation to  
14     Calendar 1471, voting in the negative:  
15     Senator Walczyk.

16                   Ayes, 59. Nays, 1.

17                   ACTING PRESIDENT COONEY:     The bill  
18     is passed.

19                   THE SECRETARY:     Calendar Number  
20     1475, Senate Print 2046, by Senator Webb, an act  
21     to amend the Education Law.

22                   ACTING PRESIDENT COONEY:     Read the  
23     last section.

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

1                   ACTING PRESIDENT COONEY:    Call the  
2    roll.

3                   (The Secretary called the roll.)

4                   ACTING PRESIDENT COONEY:    Announce  
5    the results.

6                   THE SECRETARY:    In relation to  
7    Calendar 1475, voting in the negative are  
8    Senators Gallivan, Griffio, Helming, Mattera,  
9    Murray, O'Mara, Ortt, Rhoads, Stec, Weber and  
10   Weik.

11                   Ayes, 49.   Nays, 11.

12                   ACTING PRESIDENT COONEY:    The bill  
13    is passed.

14                   THE SECRETARY:    Calendar Number  
15    1478, Senate Print 3157, by Senator May, an act  
16    to amend the Education Law.

17                   ACTING PRESIDENT COONEY:    Read the  
18    last section.

19                   THE SECRETARY:    Section 2.   This  
20    act shall take effect 18 months after it shall  
21    have become a law.

22                   ACTING PRESIDENT COONEY:    Call the  
23    roll.

24                   (The Secretary called the roll.)

25                   ACTING PRESIDENT COONEY:    Announce

1 the results.

2 THE SECRETARY: In relation to  
3 Calendar 1478, voting in the negative:  
4 Senator Lanza.

5 Ayes, 59. Nays, 1.

6 ACTING PRESIDENT COONEY: The bill  
7 is passed.

8 THE SECRETARY: Calendar Number  
9 1479, Senate Print 3278, by Senator Brouk, an act  
10 to amend the Education Law.

11 ACTING PRESIDENT COONEY: Read the  
12 last section.

13 THE SECRETARY: Section 10. This  
14 act shall take effect 18 months after it shall  
15 have become a law.

16 ACTING PRESIDENT COONEY: Call the  
17 roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT COONEY: Announce  
20 the results.

21 THE SECRETARY: In relation to  
22 Calendar 1479, voting in the negative:  
23 Senator Walczyk.

24 Ayes, 59. Nays, 1.

25 ACTING PRESIDENT COONEY: The bill

1 is passed.

2 THE SECRETARY: Calendar Number  
3 1481, Senate Print 3398, by Senator Gounardes, an  
4 act to amend the Executive Law.

5 ACTING PRESIDENT COONEY: Read the  
6 last section.

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

9 ACTING PRESIDENT COONEY: Call the  
10 roll.

11 (The Secretary called the roll.)

12 ACTING PRESIDENT COONEY: Announce  
13 the results.

14 THE SECRETARY: Ayes, 60.

15 ACTING PRESIDENT COONEY: The bill  
16 is passed.

17 THE SECRETARY: Calendar Number  
18 1482, Senate Print 3416D, by Senator Fernandez,  
19 an act to amend the Public Health Law.

20 ACTING PRESIDENT COONEY: Read the  
21 last section.

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

25 ACTING PRESIDENT COONEY: Call the

1 roll.

2 (The Secretary called the roll.)

3 ACTING PRESIDENT COONEY: Senator  
4 Fernandez to explain her vote.

5 SENATOR FERNANDEZ: Thank you so  
6 much, Mr. President.

7 Right now too many people walk into  
8 hospitals and clinics in crisis, ready to take  
9 that first step towards recovery, only to find  
10 out that the help that they need is insufficient  
11 due to outdated state regulations. This bill  
12 changes that.

13 It gives doctors and nurses the  
14 tools they need to dispense up to three days of  
15 medication -- in this case, buprenorphine. That  
16 crucial bridge can help someone stabilize and  
17 take the next step towards recovery. It means no  
18 one has to leave the hospital in crisis without a  
19 real chance at treatment.

20 We've seen the cost of inaction:  
21 Families devastated, lives lost, communities torn  
22 apart. But we also see the hope when somebody  
23 does take that first step. It's time that we  
24 align with the federal guidelines -- this is the  
25 one time that we want to align -- and advance

1 this lifesaving legislation to allow people to  
2 recover.

3 Thank you.

4 ACTING PRESIDENT COONEY: Senator  
5 Fernandez to be recorded in the affirmative.

6 Announce the results.

7 THE SECRETARY: In relation to  
8 Calendar 1482, voting in the negative are  
9 Senators Chan, Lanza and Walczyk.

10 Ayes, 57. Nays, 3.

11 ACTING PRESIDENT COONEY: The bill  
12 is passed.

13 THE SECRETARY: Calendar Number  
14 1483, Senate Print 3883A, by Senator Hinchey, an  
15 act to amend the Public Health Law.

16 ACTING PRESIDENT COONEY: Read the  
17 last section.

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

20 ACTING PRESIDENT COONEY: Call the  
21 roll.

22 (The Secretary called the roll.)

23 ACTING PRESIDENT COONEY: Announce  
24 the results.

25 THE SECRETARY: In relation to

1 Calendar 1483, voting in the negative are  
2 Senators Chan, Lanza, Martins and Walczyk.

3 Ayes, 56. Nays, 4.

4 ACTING PRESIDENT COONEY: The bill  
5 is passed.

6 THE SECRETARY: Calendar Number  
7 1488, Assembly Bill Number 4003, by  
8 Assemblymember Clark, an act to amend the  
9 Social Services Law.

10 ACTING PRESIDENT COONEY: Read the  
11 last section.

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

15 ACTING PRESIDENT COONEY: Call the  
16 roll.

17 (The Secretary called the roll.)

18 ACTING PRESIDENT COONEY: Announce  
19 the results.

20 THE SECRETARY: Ayes, 60.

21 ACTING PRESIDENT COONEY: The bill  
22 is passed.

23 THE SECRETARY: Calendar Number  
24 1489, Assembly Bill Number 4391, by  
25 Assemblymember P. Carroll, an act to amend the

1 Real Property Tax Law.

2 ACTING PRESIDENT COONEY: Read the  
3 last section.

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

6 ACTING PRESIDENT COONEY: Call the  
7 roll.

8 (The Secretary called the roll.)

9 ACTING PRESIDENT COONEY: Announce  
10 the results.

11 THE SECRETARY: In relation to  
12 Calendar 1489, voting in the negative:  
13 Senator Skoufis.

14 Ayes, 59. Nays, 1.

15 ACTING PRESIDENT COONEY: The bill  
16 is passed.

17 THE SECRETARY: Calendar Number  
18 1506, Senate Print Number 7967, by  
19 Senator Canzoneri-Fitzpatrick, an act to  
20 amend Chapter 672 of the Laws of 1993.

21 ACTING PRESIDENT COONEY: Read the  
22 last section.

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

25 ACTING PRESIDENT COONEY: Call the

1 roll.

2 (The Secretary called the roll.)

3 ACTING PRESIDENT COONEY: Announce  
4 the results.

5 THE SECRETARY: Ayes, 60.

6 ACTING PRESIDENT COONEY: The bill  
7 is passed.

8 THE SECRETARY: Calendar Number  
9 1526, Assembly Bill Number 4712, by  
10 Assemblymember Barrett, an act to amend the  
11 Energy Law.

12 ACTING PRESIDENT COONEY: Read the  
13 last section.

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

16 ACTING PRESIDENT COONEY: Call the  
17 roll.

18 (The Secretary called the roll.)

19 ACTING PRESIDENT COONEY: Announce  
20 the results.

21 THE SECRETARY: Ayes, 60.

22 ACTING PRESIDENT COONEY: The bill  
23 is passed.

24 THE SECRETARY: Calendar Number  
25 1566, Senate Print 8062, by Senator Webb, an act

1 to amend the Public Service Law.

2 ACTING PRESIDENT COONEY: Read the  
3 last section.

4 THE SECRETARY: Section 2. This  
5 act shall take effect one year after it shall  
6 have become a law.

7 ACTING PRESIDENT COONEY: Call the  
8 roll.

9 (The Secretary called the roll.)

10 ACTING PRESIDENT COONEY: Announce  
11 the results.

12 THE SECRETARY: Ayes, 60.

13 ACTING PRESIDENT COONEY: The bill  
14 is passed.

15 THE SECRETARY: Calendar Number  
16 1575, Assembly Bill Number 2736A, by  
17 Assemblymember Jacobson, an act to amend the  
18 Public Service Law.

19 ACTING PRESIDENT COONEY: Read the  
20 last section.

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

23 ACTING PRESIDENT COONEY: Call the  
24 roll.

25 (The Secretary called the roll.)

1                   ACTING PRESIDENT COONEY:    Announce  
2   the results.

3                   THE SECRETARY:     Ayes, 60.

4                   ACTING PRESIDENT COONEY:    The bill  
5   is passed.

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

8                   SENATOR GIANARIS:    I believe we  
9   have a one-bill supplemental active list.  Let's  
10  take that up, please.

11                  ACTING PRESIDENT COONEY:    The  
12  Secretary will read.

13                  THE SECRETARY:     Calendar Number  
14  1515, Senate Print 5593, by Senator Mayer, an act  
15  to amend the Public Service Law.

16                  ACTING PRESIDENT COONEY:    Read the  
17  last section.

18                  THE SECRETARY:     Section 5.  This  
19  act shall take effect one year after it shall  
20  have become a law.

21                  ACTING PRESIDENT COONEY:    Call the  
22  roll.

23                  (The Secretary called the roll.)

24                  ACTING PRESIDENT COONEY:    Senator  
25  Mayer to explain her vote.

1                   SENATOR MAYER:    Thank you,  
2   Mr. President.

3                   And thank you to the leader for this  
4   package of utility bills that we're taking up.

5                   This bill deals with something that  
6   is another one of the secrets that unless you're  
7   an insider at the Public Service Commission or a  
8   utility company, you don't know, which is that  
9   rate cases are increasingly delayed beyond the  
10  statutory 11-month suspension period due to  
11  prolonged settlement negotiations.

12                   And during these delays, utilities  
13  frequently seek and are granted so-called  
14  make-whole provisions, allowing them to  
15  retroactively recover revenues based on new rates  
16  that would have been applied during this  
17  suspension period.

18                   This retroactive adjustment often  
19  results in rate compression, where consumers face  
20  unexpectedly higher rates in a short period,  
21  exacerbating the strain.

22                   Although the make-whole provisions  
23  can theoretically apply to both rate increases  
24  and decreases, they are used to justify  
25  increases.  This imbalance leaves ratepayers

1 continuing to bear the brunt of the decisions of  
2 the utilities and the Public Service Commission.

3 This bill seeks to address this  
4 imbalance by extending the statutory time frame  
5 for a rate case by three months to give all  
6 parties additional time to reach a negotiated  
7 settlement.

8 This is important as our  
9 constituents continue to struggle with the poor  
10 decisions of the Public Service Commission and  
11 frankly the greed of the utility companies.

12 I proudly vote aye.

13 ACTING PRESIDENT COONEY: Senator  
14 Mayer in the affirmative.

15 Senator Martins to explain his vote.

16 SENATOR MARTINS: Thank you,  
17 Mr. President.

18 I also will be voting aye on this  
19 bill, because anything that provides relief to  
20 homeowners across New York State I think is  
21 important.

22 Although I'll be voting aye, I also  
23 would be remiss if I did not comment on policies  
24 that have been passed by this body and the other  
25 body just up the hall that have increasingly made

1 it more and more difficult for people to afford  
2 to live in New York State when it comes to  
3 utility payments, and specifically the CLCPA and  
4 the impact of the CLCPA on our utilities, which  
5 they are now passing on to our ratepayers.

6 So we can talk about, you know, the  
7 need for us to provide affordability, which I  
8 agree, but we'd have to go back and look at  
9 policies that we have passed in this chamber --  
10 which have, by and large, been proposed by my  
11 colleagues on this side of the aisle -- which are  
12 the root cause and not the PSC or utilities.

13 I vote aye with the caveat.

14 Thank you, Mr. President.

15 ACTING PRESIDENT COONEY: Senator  
16 Martins to be recorded in the affirmative.

17 Senator Harckham to explain his  
18 vote.

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

21 I want to first of all thank  
22 Senator Mayer for this incredibly important bill,  
23 and just want to stand and rise to state for the  
24 record that much of the resiliency work and much  
25 of the upgrade to our grid we would need to do

1 now if we did not install one solar panel or one  
2 windmill in the State of New York.

3 Our grid has been antiquated for  
4 decades. And so some of the resiliency work has  
5 to do with storm prep, others have to do with  
6 just modernizing our grid. I say this all the  
7 time on the floor, and it's a fact, a kilowatt of  
8 clean energy is cheaper than a kilowatt of dirty  
9 fossil fuel energy.

10 So, you know, the notion that we  
11 constantly hear that the CLCPA is the root of all  
12 New York's woes is simply false. I needed to say  
13 that. And I want to thank the sponsor for this  
14 legislation.

15 I'll be voting aye.

16 ACTING PRESIDENT COONEY: Senator  
17 Harckham to be recorded in the affirmative.

18 Announce the results.

19 THE SECRETARY: In relation to  
20 Calendar 1515, voting in the negative are  
21 Senators Ashby, Borrello, Canzoneri-Fitzpatrick,  
22 Chan, Gallivan, Helming, Murray, O'Mara, Ortt,  
23 Palumbo, Rhoads, Rolison, Stec, Walczyk, Weber  
24 and Weik. Also Senator Tedisco.

25 Ayes, 43. Nays, 17.

1                   ACTING PRESIDENT COONEY:    The bill  
2    is passed.

3                   Senator Gianaris, that completes the  
4    reading of the supplemental active list.

5                   SENATOR GIANARIS:    Let's take up  
6    the controversial calendar, please.

7                   ACTING PRESIDENT COONEY:    The  
8    Secretary will ring the bell.

9                   The Secretary will read.

10                  THE SECRETARY:    Calendar Number  
11    456, Assembly Bill Number 5448B, by  
12    Assemblymember Rozic, an act to amend the  
13    Education Law.

14                  ACTING PRESIDENT COONEY:    Senator  
15    Lanza, why do you rise?

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

20                  ACTING PRESIDENT COONEY:    Thank  
21    you, Senator Lanza.

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

25                  SENATOR LANZA:    Accordingly,

1 Mr. President, I appeal the ruling of the chair  
2 and ask that Senator Weik be heard on that  
3 appeal.

4 ACTING PRESIDENT COONEY: The  
5 appeal has been made and recognized, and  
6 Senator Weik may be heard.

7 SENATOR WEIK: Thank you,  
8 Mr. President.

9 This amendment is germane to the  
10 bill-in-chief because the amendment would  
11 prohibit biological boys from competing in girls'  
12 sports in middle and high schools. And the  
13 bill-in-chief ensures students are protected from  
14 illegal discrimination.

15 Women have been fighting for equal  
16 opportunity in sports for decades and have made  
17 remarkable progress in limiting discrimination on  
18 the basis of sex, including the passage of  
19 Title 9 in 1972.

20 However, in recent years,  
21 transgender biological men have been competing in  
22 women's sports, even though their inherent  
23 biological differences give them an unfair  
24 competitive advantage.

25 For example, Chelsea Mitchell lost

1 the 2019 Connecticut State championship in  
2 women's 55-meter indoor track competition to two  
3 biological male competitors. She's not alone in  
4 this heartbreak.

5 The research regarding the  
6 performance and physiological differences between  
7 biological men and women is clear and  
8 unequivocal: Biological disparities and  
9 testosterone in biological men pose  
10 insurmountable barriers for biological women  
11 competing against men in sports.

12 Even more troubling than the unfair  
13 competition that results from allowing biological  
14 boys to compete against girls in sports is the  
15 reported injuries linked to the physical  
16 disparities. One such case is Peyton McNabb, who  
17 suffered a serious head injury during a  
18 volleyball game when a biological male spiked the  
19 ball into her face.

20 Advocating for women's rights in  
21 sports is not an anti-trans position, it's a  
22 pro-women stance that acknowledges the biological  
23 realities between the two sexes and is a matter  
24 of safety and fairness.

25 I urge my colleagues to vote for

1 this amendment. Thank you.

2 ACTING PRESIDENT COONEY: Thank  
3 you, Senator Weik.

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

7 Those in favor of overruling the  
8 chair, signify by saying aye.

9 (Response of "Aye.")

10 SENATOR LANZA: Show of hands.

11 ACTING PRESIDENT COONEY: A show of  
12 hands has been requested and so ordered.

13 Announce the results.

14 THE SECRETARY: Ayes, 21.

15 ACTING PRESIDENT COONEY: The  
16 ruling of the chair stands, and the bill-in-chief  
17 is before the house.

18 Read the last section.

19 THE SECRETARY: Section 2. This  
20 act shall take effect one year after it shall  
21 have become a law.

22 ACTING PRESIDENT COONEY: Call the  
23 roll.

24 (The Secretary called the roll.)

25 ACTING PRESIDENT COONEY: Senator

1 Stavisky to explain her vote.

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

4 This bill actually deals with  
5 Title 6 of the federal Civil Rights Act of 1964  
6 that deals with discrimination based on various  
7 protected categories. It builds upon what we  
8 have done in terms of addressing some of the  
9 serious hate issues that have occurred at various  
10 college campuses.

11 This amendment, incidentally, deals  
12 with Grades 7 through 12, which is not part of  
13 the college years. In fact, it's a number of  
14 years before these young people are going to  
15 college.

16 But two years ago, in July of 2023,  
17 the Governor signed my legislation which required  
18 any college or university which receives state  
19 aid in any form to report all crimes of hate.  
20 And this legislation that we're hopefully going  
21 to pass today expands upon that concept that  
22 we're trying to do something to provide a pathway  
23 for students to report these incidents, to do  
24 something about it. And it doesn't deal with any  
25 one issue but the idea of hate and antisemitism

1 and Islamophobia, and all of these terrible  
2 occurrences all fall in that category.

3 I truly want to thank the  
4 Majority Leader, Senator Stewart-Cousins, for her  
5 help and her advice, and her staff -- I know I'm  
6 going to forget somebody -- but Jonathan Lang and  
7 Amanda Godkin and Elena Kilcullen.

8 And the advocates, they have done a  
9 remarkable job. The college institutions support  
10 this: SUNY, CUNY, CICU. Everybody has worked  
11 together to address this issue, because silence  
12 is not an option. These are issues that are  
13 real. We're dealing with them.

14 And I particularly want to thank my  
15 colleague in the Assembly -- I think she's here  
16 in the chamber -- Assemblymember Rozic for her  
17 leadership, working together with us to try to  
18 resolve these very terrible occurrences.

19 So, Madam President, I vote aye.

20 ACTING PRESIDENT COONEY: Senator  
21 Stavisky to be recorded in the affirmative.

22 Senator Canzoneri-Fitzpatrick to  
23 explain her vote.

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

1                   And thank you to the sponsor for  
2 bringing this legislation forward.

3                   As you mentioned, antisemitism is a  
4 horrible issue. Hate of any kind is a horrible  
5 thing. And our educational institutions should  
6 not be a breeding ground for more hate.

7                   So I applaud the fact that we're  
8 going to have coordinators to make sure that they  
9 get on top of any kind of discrimination on these  
10 campuses to make sure that the students that are  
11 trying to get their education are protected.

12                   I proudly vote aye. Thank you,  
13 Mr. President.

14                   ACTING PRESIDENT COONEY: Senator  
15 Canzoneri-Fitzpatrick to be recorded in the  
16 affirmative.

17                   Announce the results.

18                   THE SECRETARY: Ayes, 60.

19                   ACTING PRESIDENT COONEY: The bill  
20 is passed.

21                   THE SECRETARY: Calendar Number  
22 711, Senate Print 7165A, by Senator Hinchey, an  
23 act to amend the Public Service Law.

24                   ACTING PRESIDENT COONEY: Senator  
25 Walczyk, why do you rise?

1                   SENATOR WALCZYK:    Thank you,  
2   Mr. President.

3                    Would the sponsor yield for some  
4   questions.

5                   ACTING PRESIDENT COONEY:    Will the  
6   sponsor yield?

7                   SENATOR HINCHEY:    I will.

8                   ACTING PRESIDENT COONEY:    The  
9   sponsor yields.

10                  SENATOR WALCZYK:    Thank you.

11                  Through you, Mr. President.  Your  
12   bill amends Public Service Law to allow the PSC  
13   to consider mental anguish as well as pain and  
14   suffering of consumers when determining what  
15   penalties should be paid out from the utility, is  
16   that correct?

17                  SENATOR HINCHEY:    Through you,  
18   Mr. President, yes, that is correct.

19                  SENATOR WALCZYK:    And through you,  
20   Mr. President, would the sponsor continue to  
21   yield?

22                  ACTING PRESIDENT COONEY:    Will the  
23   sponsor yield?

24                  SENATOR HINCHEY:    I do.

25                  ACTING PRESIDENT COONEY:    The

1 sponsor yields.

2 SENATOR WALCZYK: In the amendment  
3 to Public Service Law, does Public Service Law  
4 define pain and suffering?

5 SENATOR HINCHEY: Through you,  
6 Mr. President. This language is also reflected  
7 in Civil Practice Law, Section 1600, and also  
8 Insurance Law, Section 5102. We actually  
9 narrowed the language that's reflected in Civil  
10 Practice Law. But there's not, in this PSC law,  
11 specific details of those which are not in the  
12 other sections of law either.

13 SENATOR WALCZYK: Thank you.  
14 Through you, Mr. President, will the  
15 sponsor continue to yield.

16 ACTING PRESIDENT COONEY: Will the  
17 sponsor yield?

18 SENATOR HINCHEY: I do.

19 ACTING PRESIDENT COONEY: The  
20 sponsor yields.

21 SENATOR WALCZYK: The same  
22 question: Any additional definition under  
23 Public Service Law for mental anguish?

24 SENATOR HINCHEY: Through you,  
25 Mr. President, no, there's not a definition.

1 This is a legal term of art that's used in many  
2 other sections of law that we're reflecting here.

3 SENATOR WALCZYK: Through you,  
4 Mr. President, will the sponsor continue to  
5 yield.

6 ACTING PRESIDENT COONEY: Will the  
7 sponsor yield?

8 SENATOR HINCHEY: I do.

9 ACTING PRESIDENT COONEY: The  
10 sponsor yields.

11 SENATOR WALCZYK: Yeah, you  
12 mentioned Civil Practice Law. Courts are usually  
13 involved in determining noneconomic losses. What  
14 judges are there at the PSC that will ultimately  
15 be determining whether people have had pain and  
16 suffering or mental anguish on their utility  
17 bill?

18 SENATOR HINCHEY: Through you,  
19 Mr. President. This is -- this would happen  
20 during an investigation that the PSC oversees.  
21 So that could be -- there could be an  
22 administrative law judge who could oversee this,  
23 or it could be the PSC itself.

24 SENATOR WALCZYK: Through you,  
25 Mr. President, will the sponsor continue to

1 yield.

2 ACTING PRESIDENT COONEY: Will the  
3 sponsor yield?

4 SENATOR HINCHEY: Yes.

5 ACTING PRESIDENT COONEY: The  
6 sponsor yields.

7 SENATOR WALCZYK: I mean, every  
8 ratepayer in New York suffers when they get their  
9 energy bill in the mail. Do they have -- would  
10 you consider mental anguish seeing the costs of  
11 energy continue to increase? Wouldn't every  
12 ratepayer have some sort of mental anguish, at  
13 least by your own definition?

14 SENATOR HINCHEY: Through you,  
15 Mr. President. I think it's important to take a  
16 step back and recognize what this -- when this  
17 actually goes into account.

18 So the only time that PSC can take  
19 any of this into account is when there's an  
20 investigation going on, which means that a  
21 utility has been found to have done something  
22 particularly egregious -- say, in the case in the  
23 Hudson Valley with Central Hudson. To quote the  
24 Public Utility Law Project, it was the most  
25 egregious billing debacle they've ever seen.

1                   And so there was an investigation  
2 started by the PSC. The PSC then was able to  
3 find that Central Hudson actually did something  
4 egregious to ratepayers. And only in that  
5 instance would they be able to look and see if  
6 there should be additional pain and suffering,  
7 mental anguish, emotional hardship taken into  
8 account.

9                   In that experience, we had  
10 constituents -- myself, but not just my  
11 constituents, Senator Rolison's constituents,  
12 Senator Oberacker's constituents and others --  
13 who were contemplating things like suicide. They  
14 were concerned that -- they're on the record in  
15 public hearings, both written testimony to the  
16 PSC and public hearings that we held, they were  
17 concerned they were going to lose their farm for  
18 instance, based on the already found egregious  
19 billing practices by the utility company in the  
20 Hudson Valley.

21                   We had other constituents who,  
22 because their accounts were overdrawn so  
23 dramatically by money that they did not actually  
24 owe, they couldn't actually pay their rent.  
25 Others could not pay their mortgages. Others

1       could not put groceries on the table or feed  
2       their kids.

3                       And so when we're talking about  
4       mental anguish or emotional hardship, those are  
5       the types of items and types of examples that we  
6       are referring to.

7                       The bill does not require the PSC to  
8       do this. It does not require them to seek and  
9       find emotional hardship to take into account. It  
10      just gives them the opportunity and the ability,  
11      if they see that a utility company acted in such  
12      an egregious behavior, that this is something  
13      that they should consider.

14                      SENATOR WALCZYK:     And through you,  
15      Mr. President, would the sponsor continue to  
16      yield.

17                      ACTING PRESIDENT COONEY:     Will the  
18      sponsor yield?

19                      SENATOR HINCHEY:     Yes.

20                      ACTING PRESIDENT COONEY:     The  
21      sponsor yields.

22                      SENATOR WALCZYK:     Yeah, as you  
23      rightly pointed out the purpose of this bill, if  
24      utilities are paying those penalties for pain and  
25      suffering and mental anguish, who ultimately is

1 going to pay that? Won't the utilities just take  
2 those individuals who were seen, at least in the  
3 PSC's ruling, as experiencing mental suffering,  
4 anguish, the things that you've lined out in this  
5 bill, wouldn't it ultimately be other ratepayers  
6 that didn't experience that or weren't determined  
7 by the PSC -- when they go out for a rate case,  
8 they get an increase and then the rest of the  
9 consumers under that utility will ultimately be  
10 paying that bill?

11 SENATOR HINCHEY: Through you,  
12 Mr. President, no, they actually will not.  
13 Section 25 of the Public Service Law, subdivision  
14 6, I believe, actually states that payments as a  
15 result of an action taken by the PSC are not  
16 recoverable in a rate case or by ratepayers and  
17 customers. So this would not be passed on to  
18 additional ratepayers. This would be paid by the  
19 utility company.

20 SENATOR WALCZYK: Thank you.

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

23 ACTING PRESIDENT COONEY: Will the  
24 sponsor yield?

25 SENATOR HINCHEY: Yes.

1                   ACTING PRESIDENT COONEY:    The  
2    sponsor yields.

3                   SENATOR WALCZYK:    Why are we seeing  
4    such an increase in utility bills throughout  
5    New York State?  I know you bring this forward  
6    because of an issue that was in the  
7    Hudson Valley.  But can you point to any specific  
8    policies that this body or the State of New York  
9    has brought forward that have dramatically  
10   increased rates across New York State?

11                  SENATOR HINCHEY:    Through you,  
12   Mr. President, that question is not actually  
13   related or germane to this bill.

14                  But I will say we actually just  
15   passed a different bill through the utility  
16   package today that is a bill that I carry about  
17   capital expenditures and transparency.  And one  
18   of the things we actually see in a number of rate  
19   increases -- or rate cases, and therefore rate  
20   increases, is that utility companies are not  
21   being transparent about the types of  
22   infrastructure or capital investments that  
23   they're doing.

24                  But if you look at some utility  
25   companies, including Con Ed in the southern part

1 of the state, it's actually for gas  
2 infrastructure and for real fossil fuel  
3 infrastructure that we're seeing. And so the  
4 bill that we've passed separate from this one  
5 would provide transparency into that.

6 But that question is not relevant to  
7 this bill specifically.

8 SENATOR WALCZYK: Thank you. Thank  
9 you. I appreciate it.

10 Mr. President, on the bill.

11 ACTING PRESIDENT COONEY: Senator  
12 Walczyk on the bill.

13 SENATOR WALCZYK: So as the sponsor  
14 of this bill pointed out today, we passed a  
15 number of bills in a legislative package that was  
16 billed as affordability for New Yorkers on their  
17 bills -- on their energy bills. One to provide  
18 transparency for usage, another to charge power  
19 authorities -- or to change power authorities'  
20 conferral process, one to manage utilities'  
21 toll-free services, one to change the number of  
22 commissioners on the Public Service Commission,  
23 one to reduce the return on investment for  
24 utility companies, one to appoint a new person on  
25 the State Energy Planning Board, one to compress

1 the timeline for rate cases, and another to allow  
2 the Public Service Commission to consider mental  
3 anguish when specific customers come forward  
4 under penalty cases for utilities.

5           Some of these bills are harmless.  
6 Some of them may help some individual  
7 New Yorkers. None of this package on  
8 affordability will make energy more affordable in  
9 New York State.

10           Increasing penalties to utilities  
11 only costs everyone who pays a gas and electric  
12 bill in New York. New York's residential  
13 electricity rates are 40 percent higher than our  
14 neighbor in Pennsylvania. Pennsylvania doesn't  
15 have non-greedy, benevolent utility companies,  
16 they outpace in production and they don't face  
17 the byzantine regulatory environment that we've  
18 laid out in New York State. They also don't have  
19 a CLCPA.

20           New Yorkers are tired of being  
21 gaslit and know your policies are the reasons  
22 that their bills continue to grow every single  
23 month.

24           I'll be voting no on this bill, and  
25 it was a mixed bag on the others.

1 Thank you, Mr. President.

2 ACTING PRESIDENT COONEY: Thank  
3 you, Senator.

4 Are there any other Senators wishing  
5 to be heard?

6 Seeing and hearing none, debate is  
7 closed. The Secretary will ring the bell.

8 Read the last section.

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

11 ACTING PRESIDENT COONEY: Call the  
12 roll.

13 (The Secretary called the roll.)

14 ACTING PRESIDENT COONEY: Senator  
15 Hinchey to explain her vote.

16 SENATOR HINCHEY: Thank you,  
17 Mr. President.

18 I rise first to say thank you to  
19 Leader Stewart-Cousins for bringing a second  
20 utility package to the floor today. And another  
21 thank you to all of my colleagues for having  
22 bills in this package and for supporting them.

23 The number-one constituent call that  
24 I get in my office is about utility bills and  
25 specifically our local utility. They range in

1 problems from the delivery charges to the cost of  
2 bills to just not being able to get any answers  
3 from their utility companies.

4 As we've heard, there is so much  
5 more we have to do in this Legislature and in  
6 this state to support our constituents as it  
7 pertains to affordability. This is the best way  
8 we can do that right now, by actually making sure  
9 we are supporting our constituents.

10 This bill would be able to take into  
11 account the hardship that folks have experienced  
12 when utility companies have been shown to take  
13 advantage of them.

14 And so I'm incredibly proud to  
15 sponsor this bill and a number of bills in this  
16 package, and reject categorically that it's the  
17 CLCPA that is driving up costs, and would  
18 encourage my colleagues to look at the  
19 infrastructure that our utility companies are  
20 actually investing in before they perpetuate  
21 false narratives.

22 But I'm proud to support this bill.  
23 I vote aye. Thank you, Mr. President.

24 ACTING PRESIDENT COONEY: Senator  
25 Hinchey to be recorded in the affirmative.

1                   Senator Martins to explain his vote.

2                   SENATOR MARTINS:   Thank you,

3                   Mr. President.

4                   I rise to confirm I am voting no on  
5                   this bill.

6                   You know, the term "false  
7                   narratives" is pretty neat.  I'll share it, I  
8                   guess I'll use it as well.

9                   When you talk about a utility  
10                  company, the only thing a utility company sells  
11                  is energy.  And the only people who pay a utility  
12                  company are ratepayers.  And so to say that a  
13                  utility company is going to pay these penalties  
14                  from monies outside of that which it receives  
15                  from ratepayers is a false narrative.

16                  The reality is every dime that goes  
17                  to a utility company comes from a ratepayer.  And  
18                  if we are going to impose additional obligations  
19                  and penalties associated with nondefined or  
20                  undefined terms like those in this bill, all  
21                  we're doing is increasing the costs to our  
22                  constituents and ratepayers.

23                  And so that is the true narrative.  
24                  And let's be true and let's be honest about this.  
25                  If we're really concerned about affordability,

1 let's stop pounding our ratepayers.

2 I vote no.

3 ACTING PRESIDENT COONEY: Senator  
4 Martins to be recorded in the negative.

5 Senator Krueger to explain her vote.

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

8 So I think I'm actually, while  
9 explaining my vote, really talking about the  
10 constant attack on CLCPA anytime we do any bill  
11 around energy and utility costs.

12 So just for the record, the PSC did  
13 a study that showed what the costs of CLCPA are  
14 for the average residential gas customer in  
15 New York. It adds almost no cost to the average  
16 monthly bill, with a high of National Fuel Gas,  
17 about a dollar a month, and a low for Corning Gas  
18 of about two cents a month.

19 There are some higher costs in  
20 electricity, primarily related to our  
21 subsidization of our nuclear power plants.  
22 Still, a high of \$9 a month, National Grid  
23 Upstate; low, \$6, LIPA in Long Island.

24 So the question of why our utility  
25 bills are so high are because we aren't moving

1 fast enough to low kilowatt costs through  
2 sustainable energy. I'm hoping before we leave  
3 next week we will have passed a new version of  
4 the HEAT Act, which will help to reduce utility  
5 costs for New Yorkers.

6 But again, we keep attacking CLCPA  
7 as being the problem. It's not the problem. But  
8 it is the solution.

9 I vote yes, Mr. President. Thank  
10 you.

11 ACTING PRESIDENT COONEY:  
12 Senator Krueger to be recorded in the  
13 affirmative.

14 Announce the results.

15 THE SECRETARY: In relation to  
16 Calendar 711, voting in the negative are  
17 Senators Ashby, Borrello, Canzoneri-Fitzpatrick,  
18 Chan, Gallivan, Griffo, Helming, Lanza, Martins,  
19 Mattera, Murray, O'Mara, Ortt, Palumbo, Rhoads,  
20 Stec, Tedisco, Walczyk, Weber and Weik.

21 Ayes, 40. Nays, 20.

22 ACTING PRESIDENT COONEY: The bill  
23 is passed.

24 THE SECRETARY: Calendar Number  
25 1406, Senate Print 335, by Senator Gianaris,

1 an act to amend the General Business Law.

2 ACTING PRESIDENT COONEY: Senator  
3 Borrello, why do you rise?

4 SENATOR BORRELLO: Mr. President,  
5 will the sponsor yield for a question.

6 ACTING PRESIDENT COONEY: Will the  
7 sponsor yield?

8 SENATOR GIANARIS: And here I  
9 thought we bonded over Star Wars Day.

10 (Laughter.)

11 SENATOR GIANARIS: Yes,  
12 Mr. President.

13 ACTING PRESIDENT COONEY: The  
14 sponsor yields.

15 SENATOR BORRELLO: Through you,  
16 Mr. President. Well, speaking of Star Wars Day,  
17 I know that the purpose here is to ensure that  
18 nobody has an empire that has an iron grip on a  
19 particular market, which could be costly to  
20 everyone.

21 But can you please explain to me how  
22 your bill defines a market, in order to determine  
23 what that market is?

24 SENATOR GIANARIS: Well, first of  
25 all, I'm surprised that George Borrello, of all

1 people, is opposed to aggressive antitrust  
2 enforcement of the type that Donald Trump is  
3 pursuing nationally, both in his first term and  
4 currently.

5 But to answer the question more  
6 directly, we do not change the way markets are  
7 defined from whatever the current legal structure  
8 is for that.

9 SENATOR BORRELLO: Mr. President,  
10 will the sponsor continue to yield.

11 ACTING PRESIDENT COONEY: Will the  
12 sponsor yield?

13 SENATOR GIANARIS: Yes.

14 ACTING PRESIDENT COONEY: The  
15 sponsor yields.

16 SENATOR BORRELLO: It might  
17 surprise you I haven't spoken to the president  
18 about that.

19 But the problem is here in New York  
20 State we're defining a market. And it's kind of  
21 innocuous. So can you tell me, are there other  
22 states that have done something similar to this?

23 SENATOR GIANARIS: Did you say you  
24 have or have not spoken to the president?

25 SENATOR BORRELLO: I have not.

1                   SENATOR GIANARIS:    You have not.  
2    Oh.  Well, nonetheless I continue to be surprised  
3    that George Borrello opposes Donald Trump's  
4    efforts on something of such importance.

5                   No, I don't believe other states  
6    have taken the approach that we're taking here.

7                   SENATOR BORRELLO:    Mr. President,  
8    will the sponsor continue to yield.

9                   ACTING PRESIDENT COONEY:   Will the  
10   sponsor yield?

11                  SENATOR GIANARIS:    Yes.

12                  ACTING PRESIDENT COONEY:   The  
13   sponsor yields.

14                  SENATOR BORRELLO:    Since you have  
15   so much trust in Donald Trump, so what is it that  
16   we need to do this year that no other state has  
17   done?  Why is this necessary?

18                  SENATOR GIANARIS:    Again, I don't  
19   have trust in Donald Trump {inaudible}.  I'm just  
20   surprised that you of all people, George  
21   Borrello, is opposed to Donald Trump and what  
22   he's trying to do on an issue like this -- going  
23   back several years, so it's not like you  
24   shouldn't be aware that this is what the federal  
25   government's been trying to do.

1                   What we're doing here is innovative.  
2                   It would establish a new standard in evaluating  
3                   monopoly practices. It would establish a  
4                   standard that is in use throughout much of the  
5                   rest of the world, called abuse of dominance, as  
6                   opposed to the current standard. Antitrust laws  
7                   are about a century old. Court decisions  
8                   interpreting those laws are dated and have not  
9                   kept up with the modern economy, and in many ways  
10                  that this bill would fix.

11                  SENATOR BORRELLO: Mr. President,  
12                  will the sponsor continue to yield?

13                  ACTING PRESIDENT COONEY: Will the  
14                  sponsor yield?

15                  SENATOR GIANARIS: Yes.

16                  ACTING PRESIDENT COONEY: The  
17                  sponsor yields.

18                  SENATOR BORRELLO: So if you're  
19                  talking about antitrust on a national level, that  
20                  really has a bigger impact. But when you start  
21                  talking about it in New York State, the impact is  
22                  really focused on businesses that choose to  
23                  continue to operate here, which are less and less  
24                  every year, unfortunately.

25                  So my concern is if you're focused

1 on just businesses in New York State, how are you  
2 ensuring that we are not going after folks that  
3 don't really have a monopoly but just are  
4 supplying products and services in areas that  
5 others just choose not to?

6 SENATOR GIANARIS: Well,  
7 Senator Borrello, as he continues to oppose  
8 Donald Trump on this issue, should rest assured  
9 that the big companies we're trying to get at all  
10 operate in New York and will continue to operate  
11 in New York.

12 And so New York, having a very large  
13 role in the national economy, we believe a bill  
14 like this will allow us to assert that kind of  
15 enforcement activity in a way that would be  
16 appropriate.

17 By the way, New York has had its own  
18 antitrust laws for the better part of a century  
19 that operate in tandem with the federal laws.

20 SENATOR BORRELLO: Mr. President,  
21 will the sponsor continue to yield?

22 ACTING PRESIDENT COONEY: Will the  
23 sponsor yield?

24 SENATOR GIANARIS: Yes.

25 ACTING PRESIDENT COONEY: The

1 sponsor yields.

2 SENATOR BORRELLO: So I think we  
3 know that Donald Trump at one point operated  
4 casinos, but none here in New York State that I'm  
5 aware of. However, we do have a compact with the  
6 Seneca Nation of Indians and others that gives  
7 them exclusive rights to operate casinos in  
8 certain areas, as we do with other Native tribes.

9 How will this law impact them?

10 SENATOR GIANARIS: I don't believe  
11 it would impact that at all.

12 SENATOR BORRELLO: Mr. President,  
13 will the sponsor continue to yield.

14 ACTING PRESIDENT COONEY: Will the  
15 sponsor yield?

16 SENATOR GIANARIS: Yes.

17 ACTING PRESIDENT COONEY: The  
18 sponsor yields.

19 SENATOR BORRELLO: Why would you  
20 say that? They have an exclusive right. We've  
21 actually given them a monopoly, so -- in a  
22 particular area, that is wider than the area that  
23 you were describing in this bill that would be  
24 impacted. So how would that not impact them?

25 SENATOR GIANARIS: The hypothetical

1 that Senator Borrello has raised doesn't really  
2 apply here because this bill, as most antitrust  
3 laws do, applies to buyers in a market or sellers  
4 in a market. And I'm not sure a casino would fit  
5 that description.

6 SENATOR BORRELLO: Mr. President,  
7 on the bill.

8 ACTING PRESIDENT COONEY: Senator  
9 Borrello on the bill.

10 SENATOR BORRELLO: Thank you,  
11 Senator Gianaris.

12 The issue here really is that there  
13 is many vague -- you know, vague descriptions in  
14 here of what a market is. We haven't really  
15 defined it. We're talking about a bill that's  
16 going to basically enable -- we'll call them, you  
17 know, basically bounty hunters in New York State.  
18 You know, lawsuit bounty hunters, litigation  
19 bounty hunters, to go around to areas like I  
20 represent and find somebody that might own six  
21 convenience stores in a rural area, which  
22 geographically could be rather large. And those  
23 six convenience stores are now a monopoly, as  
24 defined by this bill.

25 And we're going to have some legal

1 bounty hunter that's going to exact some kind of  
2 a settlement from those six convenience stores.  
3 And then they're going to send a coupon for a  
4 dollar off a gallon of gas, and that law firm's  
5 going to make millions, potentially.

6 I talked about the exclusive areas  
7 of Native tribes that have casinos. I don't  
8 think there's anything in this bill that  
9 prohibits them from being attacked by that.

10 Again, legal bounty hunters that are  
11 going to exact money and, in the end, probably  
12 not really change anything. And I understand  
13 antitrust. I think it's important. I think on a  
14 national level in particular.

15 But here in New York State we  
16 actually encourage monopolies all the time. Our  
17 laws in New York State, antiquated as they are,  
18 that have not been addressed, encourage  
19 monopolies. I know this personally because I  
20 deal with that when it comes to liquor  
21 distributors, beer distributors. We have only  
22 one choice because the law of New York State says  
23 we only get one choice.

24 And that raises the cost of  
25 everything. It adds fees, unnecessary fees to

1 delivery charges and so forth, because New York  
2 State has empowered large national corporations  
3 that operate in New York State to operate a  
4 monopoly here. We could address that very  
5 easily, but we don't.

6           Instead, we're going to make demons  
7 out of people that are providing services in  
8 areas like mine that otherwise wouldn't have  
9 those services. The only gas station. The only  
10 place to be able to buy hot prepared foods after  
11 a long, hard day at work.

12           That's what happens here. You're  
13 going to see a lot of these small rural areas  
14 where someone has a monopoly -- in other words,  
15 the only person that's willing to invest their  
16 money and risk their capital and employ people in  
17 rural areas, they're going to get sued.

18           Not because that's what the sponsor  
19 wants, but because of what this bill enables --  
20 legal bounty hunters, litigation bounty hunters.  
21 We see it all the time. Every time you get that  
22 thing in the mail that says, Hey, you're a member  
23 of a class action lawsuit and you've been harmed  
24 to the tune of \$1.86, which is what you're going  
25 to get in the mail. But that law firm makes a

1 lot of money off of that.

2 This bill is going to encourage more  
3 things like that, which is why so many  
4 organizations, from the Farm Bureau to the  
5 bankers to people that represent businesses large  
6 and small across New York State, have opposed  
7 this bill, given memos of opposition. Because  
8 they know the impact. Another nail in the coffin  
9 of the hardworking people that employ people here  
10 in New York State, generate tax revenue, and keep  
11 our economy going. Just one more nail in their  
12 coffin, driving them out of New York State.

13 So I'll be voting no. Thank you.

14 ACTING PRESIDENT COONEY: Thank  
15 you, Senator Borrello.

16 Are there any other Senators wishing  
17 to be heard?

18 Seeing and hearing none, debate is  
19 now closed. The Secretary will ring the bell.

20 Read the last section.

21 THE SECRETARY: Section 10. This  
22 act shall take effect immediately.

23 ACTING PRESIDENT COONEY: Call the  
24 roll.

25 (The Secretary called the roll.)

1                   ACTING PRESIDENT COONEY:    Senator  
2    May to explain her vote.

3                   SENATOR MAY:    Thank you,  
4    Mr. President.

5                   I never much liked the game of  
6    Monopoly, probably because my older brother was  
7    so good at it. He always seemed to be able to  
8    snap up Atlantic Avenue and Ventnor Avenue and  
9    Marvin Gardens, and the next thing I knew I was  
10   staying at a hotel that I couldn't afford, and he  
11   was gleefully bankrupting me.

12                  The precursor of the game of  
13   Monopoly was called The Landlord's Game. It was  
14   developed in the early 20th century to teach  
15   about the dangers of monopolistic behavior. For  
16   example, when you went to jail you didn't just go  
17   to jail because you happened to land on an  
18   unlucky square but because you had trespassed on  
19   Lord Blueblood's exclusive estate.

20                  The Parker Brothers version of the  
21   game sanitized the concept of monopoly so that it  
22   is simply the point of the game. It's a morally  
23   neutral strategy that brings handsome rewards.  
24   And this attitude has held sway in our economic  
25   culture for much of the last century.

1                   As chair of the Committee on  
2                   Consumer Protection, I want to thank the sponsor  
3                   for reminding us that monopolies are not worthy  
4                   ideals or clever strategies, but symptoms of a  
5                   broken economy and embodiments of the ultimate  
6                   uneven playing field.

7                   I vote aye.

8                   ACTING PRESIDENT COONEY:    Senator  
9                   May to be recorded in the affirmative.

10                  Announce the results.

11                  THE SECRETARY:    In relation to  
12                  Calendar 1406, voting in the negative are  
13                  Senators Borrello, Canzoneri-Fitzpatrick, Chan,  
14                  Cooney, Gallivan, Griffio, Helming, Lanza,  
15                  Martins, Mattera, Murray, O'Mara, Ortt, Palumbo,  
16                  Rhoads, Rolison, Stec, Tedisco, Walczyk, Weber  
17                  and Weik.

18                  Ayes, 39.   Nays, 21.

19                  ACTING PRESIDENT COONEY:    The bill  
20                  is passed.

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

23                  SENATOR GIANARIS:    Returning to  
24                  motions for a moment, I offer amendments to the  
25                  following Senate bills:

1                   By Senator Gianaris, on page 9,  
2                   Calendar Number 338, Senate Print 2462A;

3                   On behalf of Senator Liu, on  
4                   page 79, Calendar Number 1558, Senate Print  
5                   7855D;

6                   On behalf of Senator Krueger, on  
7                   page 66, Calendar Number 1407, Senate Print 704;

8                   And on behalf of Senator Rivera, on  
9                   page 27, Calendar Number 898, Senate Print 7457A.

10                  ACTING PRESIDENT COONEY:    These  
11                  amendments are received, and the bills will  
12                  retain their place on the Third Reading Calendar.

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

15                  ACTING PRESIDENT COONEY:    There is  
16                  no further business at the desk.

17                  SENATOR GIANARIS:    Move to adjourn  
18                  until tomorrow, Friday, June 6th, at 11:00 a.m.

19                  ACTING PRESIDENT COONEY:    On  
20                  motion, the Senate stands adjourned until Friday,  
21                  June 6th, at 11:00 a.m.

22                  (Whereupon, at 5:25 p.m., the Senate  
23                  adjourned.)

24

25