

WEDNESDAY, APRIL 25, 2018

10:25 A.M.

ACTING SPEAKER AUBRY: The House will come to order.

In the absence of clergy, let us pause for a moment of silence.

(Whereupon, a moment of silence was observed.)

Visitors are invited to join the members in the Pledge of Allegiance.

(Whereupon, Acting Speaker Aubry led visitors and members in the Pledge of Allegiance.)

A quorum being present, the Clerk will read the Journal of Tuesday, April 24th.

Mr. Morelle.

MR. MORELLE: Thank you, Mr. Speaker. I move

to dispense with the further reading of the Journal of Tuesday, April 24th, and ask that the same stand approved.

ACTING SPEAKER AUBRY: Without objection, so ordered.

Mr. Morelle.

MR. MORELLE: Yes. Thank you, Mr. Speaker, colleagues. In just a -- in just a minute, I will give our schedule for the day. But before I do that, I'd like to note that on this day in 1901, New York Governor Benjamin O'Dell, Jr. signed into law a bill requiring owners of motor vehicles to register with the State. The law also mandated that every automobile or motorcycle bear, quote, unquote, "the separate initials of the owner's name placed upon the back thereof in a conspicuous place." Thus, New York State became the first state in the nation to require license plates. Now, to get your initials on your license plate, you have to pay extra money. But that's how it was in those days.

And under the heading of "Did You Know," did you know that suffragette Elizabeth Cady Stanton was born in Johnstown, New York? Johnstown is located in the 118th Assembly District, represented by our friend, Mr. Butler. Stanton was a leading figure of of the Women's Rights Movement, include -- working with fellow suffragette, Susan B. Anthony and serving as President of the National Women Suffragette Association from 1892 to 1900. She is best known for her Declaration of Sentiments, which outlined the rights women deserved as citizens of the United States. Important person,

indeed.

As to our schedule for the day, Mr. Speaker, members have on their desks a main Calendar and a debate list. After any introductions or housekeeping, if we have them, we will continue our consent to the new bills on the main Calendar, beginning where we left off yesterday, which is Calendar No. 750 on page 79 of the main Calendar. We will also be taking up bills from the debate list throughout the morning.

So, with that, Mr. Speaker, as I said, if there's any introductions or housekeeping, this would be the appropriate time to take those up.

ACTING SPEAKER AUBRY: We wore the introductions out yesterday, so we will do housekeeping today.

On a motion by Mr. Zebrowski, page 47, Calendar No. 405, Bill No. A.5744, amendments are received and adopted.

On a motion by Mr. Morelle, the following bill currently on Third Reading is recommitted to the following committee: A.2446-A, Calendar No. 192, page 25, goes to the Committee on Authorities and Commissions -- Corporations, Authorities and Commissions.

Mr. Morelle.

MR. MORELLE: Thank you, sir. If we could now go to page 3, and we'll begin with our resolutions, beginning with Assembly Resolution 1048 by Ms. Rosenthal.

ACTING SPEAKER AUBRY: The Clerk will read.

THE CLERK: Assembly Resolution No. 1048, Ms. Rosenthal.

Legislative Resolution memorializing Governor Andrew M. Cuomo to proclaim April 2018 as Child Sexual Abuse Prevention Month in the State of New York.

ACTING SPEAKER AUBRY: On the resolution, all those in favor signify by saying aye; opposed, no. The resolution is adopted.

THE CLERK: Assembly Resolution No. 1049, Ms. Solages.

Legislative Resolution memorializing Governor Andrew M. Cuomo to proclaim July 2018 as Fibroid Awareness Month in the State of New York.

ACTING SPEAKER AUBRY: On the resolution, all those in favor signify by saying aye; opposed, no. The resolution is adopted.

THE CLERK: Assembly Resolution No. 1050, Ms. Jean-Pierre.

Legislative Resolution memorializing Governor Andrew M. Cuomo to proclaim July 6, 2018, as Got Checked Day in the State of New York.

ACTING SPEAKER AUBRY: On the resolution, all those in favor signify by saying aye; opposed, no. The resolution is adopted.

Mr. Morelle.

MR. MORELLE: Yes, sir. As I indicated, I'd like to continue consenting on the new bills to the Calendar, beginning with Calendar No. 750 on page 79 by Ms. Paulin.

ACTING SPEAKER AUBRY: The Clerk will read.

THE CLERK: Assembly No. 89 --

ACTING SPEAKER AUBRY: One minute. We'll pause for a moment. And now...

(Pause)

Ms. Walsh for the purposes of an introduction. (Ms. Walsh approached her desk) Just in time, Ms. Walsh.

MR. WALSH: Whew.

ACTING SPEAKER AUBRY: I know.

MS. WALSH: Thank you so much, Mr. Speaker, for allowing me to interrupt the proceeding for a moment for an introduction. I am so pleased this morning to be joined by a number of women and one wonderful man from Saratoga County, from my hometown. If -- if everybody could stand up. They've come here for a tour of the Capitol and a chance to see this beautiful Chamber and to see what work is like in Albany, and I'd ask that you please extend the cordialities of the House.

ACTING SPEAKER AUBRY: Certainly. On behalf of Ms. Walsh, the Speaker and all the members, we welcome this prestigious group here to the New York State Assembly, the People's House. We extend to you the privileges of the floor, hope that you will enjoy this day as you observe our proceedings. And know that

you are always welcome here. Thank you so very much.

(Applause)

Mr. Morelle.

MR. MORELLE: Yes, thank you, Mr. Speaker, for that change -- quick change in plans, but let's go back to Calendar No. 750 by Ms. Paulin and begin to consent.

ACTING SPEAKER AUBRY: The Clerk will read.

THE CLERK: Assembly No. A08921, Calendar No. 750, Paulin. An act to amend the Public Service Law and the Public Authorities Law, in relation to establishing the Energy Storage Deployment Policy.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect immediately.

ACTING SPEAKER AUBRY: The Clerk will record the vote.

(The Clerk recorded the vote.)

Mr. Morelle.

MR. MORELLE: Thank you, sir. This represents our first vote of the day. So members, please cast your votes, save my voice a little bit. And for those of you who are not in the Chambers, please make your way so that you may cast your first vote of the day.

ACTING SPEAKER AUBRY: First vote of the day, members. Please come to the Chambers and cast your vote. If you are in your seats, please cast that vote now. Thank you so much.

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A08922, Calendar No. 751, L. Rosenthal. An act to amend the Public Authorities Law and a chapter of the Laws of 2017, amending the Public Authorities Law relating to establishing the Affordable Residential Green Building program, as proposed in legislative bills numbers S. 3746-A and A.4969-A, in relation to additional aspects of such program and requiring the State authority to furnish a report determining the benefits of providing new financial incentives for the construction of affordable residential green buildings

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect immediately.

ACTING SPEAKER AUBRY: The Clerk will record the vote.

(The Clerk recorded the vote.)

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A08923, Calendar No. 752, Woerner, Jones, Mosley, Weprin. An act to amend the General Municipal Law, in relation to a county's ability to purchase certain goods directly from New York State growers.

ACTING SPEAKER AUBRY: On a motion by Ms. Woerner, the Senate bill is before the House. The Senate bill is

advanced.

Read the last section.

THE CLERK: This act shall take effect immediately.

ACTING SPEAKER AUBRY: The Clerk will
record the vote.

(The Clerk recorded the vote.)

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

Mr. Morelle.

MR. MORELLE: Thank you, Mr. Speaker, for
allowing a brief interruption. We have a number of guests of Ms.
Lupardo who have joined us in the Chamber today. They are all from
Broome County, and they are part of the New York State Federation
of Democratic Women, and if I could just take a moment to introduce
them. Heather Staley, who's the Secretary of the group; Shirley
Cothran, Carol Grippen and Violet Robertson. These fine individuals
have joined us in the Chamber, as I said, guests of Ms. -- Ms.
Lupardo. They're here to observe the proceedings as we pass a
number of bills this -- this morning, and we're delighted to have them
in the Chambers. And if you'd please extend all the cordialities of the
House to this group of women.

ACTING SPEAKER AUBRY: Certainly. On behalf
of Ms. Lupardo, the Speaker and all the members, we welcome you
here to the New York State Assembly. We extend to you the

privileges of the floor. This is the People's House, and we are always pleased to have influential guests as yourself come and share with us as we do our business. Thank you, and please always feel free to come back and visit us. Thank you.

(Applause)

The Clerk will read.

THE CLERK: Assembly No. A08936, Calendar No. 753, DenDekker, Taylor. An act to amend the Administrative Code of the City of New York, in relation to clean air taxicabs; and to repeal certain provisions of the Administrative Code of the City of New York relating thereto.

ACTING SPEAKER AUBRY: On a motion by Mr. DenDekker, the Senate bill is before the House. The Senate bill is advanced.

Read the last section.

THE CLERK: This act shall take effect immediately.

ACTING SPEAKER AUBRY: The Clerk will record the vote.

(The Clerk recorded the vote.)

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A08965, Calendar No. 754, Simon, Abinanti, Englebright, Thiele, L. Rosenthal, Weprin, D'Urso, Lupardo, Mosley, Galef, Paulin, Carroll, Skoufis, Fahy,

Colton, Cahill, Lifton, Glick, Jenne, Gottfried, Richardson, Sepulveda, Niou, Davila, Pellegrino, Otis. An act to amend the Environmental Conservation Law, in relation to granting private citizens the right to initiate civil enforcement actions for violations of such law.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A08970-A, Calendar No. 765 -- 755, Jean-Pierre. An act to amend the Navigation Law, in relation to requiring working marine carbon monoxide detectors to be carried on closed-bow boats.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect immediately.

ACTING SPEAKER AUBRY: The Clerk will record the vote.

(The Clerk recorded the vote.)

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A08990, Calendar No. 756, Gunther. An act to amend a chapter of the Laws of 2017, relating to requiring the Office for People with Developmental Disabilities to establish the Care Demonstration program, as proposed in legislative bills numbers S.5681 and A.7399-A, in relation to the services provided, the monitoring of such program and the effectiveness thereof; and providing for the repeal of certain provisions of such chapter relating thereto.

ACTING SPEAKER AUBRY: On behalf of Mrs. Gunther, the -- the motion by the Senate -- the Senate bill is before the -- on a motion by Mrs. Gunther, the Senate bill is before the House. The Senate bill is advanced.

Read the last section.

THE CLERK: This act shall take effect immediately.

ACTING SPEAKER AUBRY: The Clerk will record the vote.

(The Clerk recorded the vote.)

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A09031, Calendar No. 757, Dinowitz. An act to amend the Civil Practice Law and Rules, in relation to permitting a plaintiff to recover against a third-party defendant in certain cases.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A09039, Calendar No. 758, Ramos, Lupardo, Sepulveda, Steck, Jean-Pierre. An act to repeal certain provisions of the Private Housing Finance Law and the Tax law relating to the New York State First Home Savings program; and to study the impacts of a First Home Savings program.

ACTING SPEAKER AUBRY: On a motion by Mr. Ramos, the Senate bill is before the House. The Senate bill is advanced.

The bill is laid aside.

THE CLERK: Assembly No. A09534, Calendar No. 759, Paulin, Buchwald. An act to amend the Tax Law, in relation to authorizing the City of White Plains to impose an occupancy tax.

ACTING SPEAKER AUBRY: Home Rule message is at the desk.

The bill is laid aside.

THE CLERK: Assembly No. A09728, Calendar No. 760, Lentol, Bichotte, Colton, Weprin. An act to amend Chapter 548 of the Laws of 2004, amending the Education Law relating to certain tuition waivers for police officer students of the City University of New York, in relation to extending the provisions of such chapter.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect immediately.

ACTING SPEAKER AUBRY: The Clerk will record the vote.

(The Clerk recorded the vote.)

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A09740, Calendar No. 761, Englebright, Thiele, Colton, Sepulveda, Galef, L. Rosenthal, Fahy, Abinanti. An act to amend the Environmental Conservation Law, in relation to the reduction of mercury in mercury-added lamps.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect immediately.

ACTING SPEAKER AUBRY: The Clerk will
record the vote.

(The Clerk recorded the vote.)

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A09769, Calendar No.
762, Titone, Seawright. An act to amend the General Business Law,
in relation to arbitration organizations.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A09778, Calendar No.
763, Magee, Stirpe. An act to amend the Executive Law, in relation to
including Cazenovia Lake and Chittenango Creek in the definition of
inland waterways for purposes of waterfront revitalization.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect immediately.

ACTING SPEAKER AUBRY: The Clerk will
record the vote.

(The Clerk recorded the vote.)

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A09785, Calendar No.
764, Titone, Seawright. An act to amend the General Business Law,

in relation to consumer protection from unfair or deceptive acts or practices.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A09791, Calendar No. 765, Butler, B. Miller, Brindisi. An act to amend Chapter 549 of the Laws of 2005 amending the Tax Law relating to authorizing the County of Herkimer to impose a county recording tax on obligation secured by a mortgage on real property, in relation to the expiration thereof.

ACTING SPEAKER AUBRY: Home Rule message is at the desk.

The bill is laid aside.

THE CLERK: Assembly No. A09915, Calendar No. 767, Glick. An act to amend Chapter 537 of the Laws of 2008, amending the Education Law relating to a restricted dental faculty license, in relation to extending the expiration of such chapter.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect immediately.

ACTING SPEAKER AUBRY: The Clerk will record the vote.

(The Clerk recorded the vote.)

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A09997, Calendar No.

768, Englebright. An act --

Assembly No. A10004, Calendar No. 769, Paulin, Dinowitz, Galef, Otis, Seawright, Colton, D'Urso, Ortiz, Barron, Rodriguez, De La Rosa. An act to amend the Public Service Law, in relation to filing gas safety reports.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly -- Assembly No. A10065, Calendar No. 770, Glick. An act to amend Chapter 192 of the Laws of 2011, relating to authorizing certain health care professionals licensed to practice in other jurisdictions to practice in this State in connection with an event sanctioned by New York Road Runners, in relation to extending the provisions thereof.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. 10000- --

(Pause)

ACTING SPEAKER AUBRY: The Clerk will read.

(Pause)

THE CLERK: Assembly No. 10065, Calendar No. 770, Glick. An act to amend Chapter 192 of the Laws of 2011, relating to authorizing certain health care professionals licensed to practice in other jurisdictions to practice in this State in connection with an event sanctioned by New York Road Runners, in relation to extending the provisions thereof.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect immediately.

ACTING SPEAKER AUBRY: The Clerk will record the vote.

(The Clerk recorded the vote.)

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A10158, Calendar No. 771, Weprin, De La Rosa, Hyndman, Errigo. An act to amend the Executive Law, in relation to clarifying eligibility for release conditioned upon deportation.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A10174, Calendar No. 772, Bichotte. An act to amend Chapter 497 of the Laws of 2016 amending the Education Law relating to the licensure of pathologists' assistants, in relation to the effectiveness thereof.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect immediately.

ACTING SPEAKER AUBRY: The Clerk will record the vote.

(The Clerk recorded the vote.)

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

Mr. Morelle.

MR. MORELLE: Thank you, Mr. -- Mr. Speaker.

I'd like to take the following three bills up off the debate list, in this order: I'd like to first call up Calendar No. 3 -- 268, 268, which is on page 32 by Mr. Ortiz, followed by Calendar No. 505 on page 60 by Mrs. Jaffee. And then conclude this group with Calendar No. 222, which is on page 28. That's by Ms. Williams.

ACTING SPEAKER AUBRY: The Clerk will read.

THE CLERK: Assembly No. A03389, Calendar No. 268, Ortiz, Weprin, Blake, Sepulveda. An act to amend the Banking Law, in relation to requiring posting notice of the Department of Financial Services toll-free consumer's hotline telephone number.

ACTING SPEAKER AUBRY: An explanation is requested, Mr. Ortiz.

But for a minute, we will wait until the House settles down. Quiet on the sides, ladies and gentlemen. If you have to have conversations, take them outside of the Chamber, please.

Proceed, Mr. Ortiz.

MR. ORTIZ: Thank you, Mr. Speaker. The -- the purpose of this bill will ensure that financial consumers are aware of where to file a complaint against a banking institution.

ACTING SPEAKER AUBRY: Mr. Lalor.

MR. LALOR: Thank you. Will the sponsor yield for just a couple of quick questions?

ACTING SPEAKER AUBRY: Will you yield, Mr. Ortiz?

MR. ORTIZ: Yes, sir.

ACTING SPEAKER AUBRY: The sponsor yields.

MR. LALOR: You know, I -- I see this bill has been kicking around since the year 2000.

MR. ORTIZ: That is correct.

MR. LALOR: I had hair back then. I was skinnier back then. We didn't have computers like this at our fingertips. Is -- is this bill still relevant? Is it outdated by technology?

MR. ORTIZ: I think the bill is still very relevant to the fact that we want the banking institution to provide information to the consumer where they can go and make their complaints in case they have any complaint against the banking institution, or their staff as well.

MR. LALOR: Right. But can you find that online now very quickly?

MR. ORTIZ: I -- I will tell you that I don't think so, the banking institution have that online as we speak. But if they do, then we will update the bill of 2018.

MR. LALOR: Okay. Sounds good. And I notice the memo says there's no fiscal impact on the State. But if this bill is going to be truly effective and people are going to have this great -- greater access to file a complaint or ask questions, won't Department of Financial Services personnel be needed to field those calls? And -- and then won't that have a a fiscal impact?

MR. ORTIZ: They -- they do have available staff to provide the services, as we speak.

MR. LALOR: But are they -- are they idle now?

MR. ORTIZ: They are -- they probably will be there if we give them the direction and the mandate to ensure that the work -- work need to be completed and get done. Absolutely, they will be there.

MR. LALOR: All right. Thank you for answering my questions.

MR. ORTIZ: Thank you.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect on the 120th day.

ACTING SPEAKER AUBRY: The Clerk will record the vote.

(The Clerk recorded the vote.)

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

Mr. Goodell.

Shh. Ladies and gentlemen...

MR. GOODELL: Thank you very much, Mr. Speaker, for allowing me to interrupt our proceedings to introduce a couple of great guests that we have with us here today on behalf of Mary Beth Walsh and Patricia Fahy. We have Lou Somma, who is the Vice President of the Blue Friday group who is coming up here Friday. And many of you may recall, this Friday is Blue Friday, where

we honor law enforcement and others who have passed away during the last year. It's a great, great event. Lou Somma is with the Saratoga County Sheriff's Office, he has 30 years of service. He served as the President of the Ballston Spa PBA, and is the past President of REACT, which is the Radio Emergency Association Communications Team. We also have with us Robert Markel. He retired from the Bethlehem Police Department after 28 years of service as a law enforcement officer at the rank of Detective Sergeant. Bob has served as Vice President of the Bethlehem PBA, and past President of the Bethlehem Supervisors Association. Two great representatives of our law enforcement community up here for honoring men in blue who have served our communities and have passed away in the last year.

So, if you would please extend the cordialities, I would appreciate it, on behalf of Assemblywoman Walsh and Assemblywoman Fahy.

ACTING SPEAKER AUBRY: Certainly. On behalf of Assemblywoman Fahy, Assemblywoman Walsh, the Speaker and all the members, gentlemen, we welcome you here to the New York State Assembly, we extend to you the privileges of the floor. We certainly appreciate the dedication and service that you have provided and are providing the State of New York and your individual communities. Please know that we are forever grateful, and extend our condolences and concern and affection for those who come up on Friday. Thank you so very much.

(Applause)

The Clerk will read.

THE CLERK: Assembly No. A07218-A, Calendar No. 505, Jaffee, D'Urso, Ortiz, Jean-Pierre, Abinanti, Galef, Lifton, Steck, Fahy, O'Donnell, Woerner, L. Rosenthal, Williams, Glick, Arroyo, Gottfried, Raia, Lavine, Morelle, Paulin, Dickens, Seawright, Sepulveda, Buchwald, Taylor, Byrne, Mosley, Errigo, Rivera. An act to amend the Public Health Law, in relation to tanning facilities.

ACTING SPEAKER AUBRY: An explanation is requested, Ms. Jaffee.

MS. JAFFEE: Thank you, Mr. Speaker. This legislation would prohibit a person under the age of 18 from using indoor tanning facilities. While now under current law, those who are 17 years of age, they -- they can have access, but they're required to have a parent or legal guardian sign consent before they can use the UV radiation devices. However, noted by the Columbia University Medical Center, recent studies have demonstrated that the parental permission laws do not lower the use of indoor facilities for -- for our youth. And a young person's skin is still developing, making them even more susceptible to harmful effects of UV rays. And many studies and many organizations around our State have indicated support for this legislation: Cancer Network -- Cancer Action Network, Roswell Park Cancer Institute, Columbia University Medical Center, Memorial Sloan Kettering Cancer Center, New York State Academy of Family physicians, AIM at Melanoma Foundation,

Medical Society of New York, American Academy of Pediatrics and NYPIRG have all come together in very strong documents supporting this legislation because it's a way to protect our youth from ongoing exposure to the UV rays which then causes cancer as they mature.

ACTING SPEAKER AUBRY: Mr. Goodell.

MR. GOODELL: Thank you very much, Mr.

Speaker.

On the bill.

ACTING SPEAKER AUBRY: On the bill, sir.

MR. GOODELL: I appreciate my colleague's desire to protect the health of children. But I -- I also think there's a role for parents. And I think it's up to parents to be the ones that make the proper decision on what activities their children engage in, including whether or not they get a tan before they go on spring break so that they're not lily white, as the case might be, while on the beach without any natural protection or -- or whatever the situation might be. So, a number of my colleagues are concerned that this bill raises the age of tanning to the age of 18, regardless of parental consent, which means the State is usurping the role of the parents. Second, it presents a very practical issue on enforcement. Are we now expecting our law enforcement officers to make raids on tanning beds to see whether or not the individuals are over 18? And it creates the unique situation where, if you are over 18, but not by a lot -- not an issue for me, clearly, but for others -- you have to be proofed. So, if you don't have a driver's license or a photo ID and you're 19 years old, you can't get a

tan. And so, this creates one more layer of governmental involvement in the private lives of others in an area that is best left to the discretion of the parents.

And for that reason, several of my colleagues will have problems supporting this bill. Thank you very much, Mr. Speaker. And thank you, sponsor.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect immediately.

ACTING SPEAKER AUBRY: The Clerk will record the vote.

(The Clerk recorded the vote.)

ACTING SPEAKER BENEDETTO: Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A02803, Calendar No. 222, Williams, Weinstein, Richardson, De La Rosa, Crespo, Colton, Hyndman, Vanel, Bichotte, Ortiz, Blake, Steck, Abinanti. An act to amend the Real Property Actions and Proceedings Law, in relation to the definition of "tenant" for purposes of mortgage foreclosures.

ACTING SPEAKER BENEDETTO: An explanation has been requested, Ms. Williams.

MS. WILLIAMS: Thank you, Mr. Speaker. This bill will ensure that tenants lawfully residing in a home under foreclosure receive a notice protection intended -- for tenants residing in

foreclosed properties.

ACTING SPEAKER BENEDETTO: Mr. Goodell.

MR. GOODELL: On the bill.

ACTING SPEAKER BENEDETTO: On the bill.

MR. GOODELL: Thank you very much, Ms.

Williams. This bill -- under current law -- under current law, when a property goes into foreclosure and there's a tenant, the tenant can stay the longer of 90 days, the end of the foreclosure, or upon completion of the lease, as long as they're paying the rent. So think about that for a minute. The homeowner is no longer paying the bank, but is collecting the rent from the tenant. And so, the homeowner is getting a windfall at the expense of the bank. This bill takes the current law one step further and says that any tenant who starts renting the house after the foreclosure process has already started can stay for the length of their new lease term. So when a bank starts a foreclosure, they file a lis pendens, it's an official notice, with the County Clerk, it's a public notice that there's a foreclosure process. This would allow the homeowner, after the foreclosure has started, to rent the property to a tenant and sign a lease that could be a year or two years long. Now, at the end of the foreclosure process, our objective is to sell the -- sell the house, get a new family in, get it back on the tax rolls, to convert it so that we have a new family living there. New York currently has one of the slowest foreclosure processes in the nation, running upwards of three years. And as a result, New York has zombie properties that are springing up all over that are unoccupied, and this is one more step in

slowing that foreclosure process down. And, of course, every time you have a foreclosure that goes slower, the underwriting standards, the interest rates and all the other criteria kick in on banks evaluating loans. So, the current process provides full protection for any tenant that's in the house at the time the foreclosure starts. This goes way beyond that, will slow our mortgage foreclosure process down further, will increase the number of zombie properties, will increase the borrowing rate, and is fundamentally unfair to a new homeowner who wants to come in and make this their new home. So, we should facilitate the process of new owners coming in and putting the house on the tax roll and improving it, not slow it down or stop it.

Thank you, Mr. Speaker.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect January 1st.

ACTING SPEAKER AUBRY: The Clerk will
record the vote.

(The Clerk recorded the vote.)

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

Mr. Morelle.

MR. MORELLE: Thank you, Mr. Speaker, for
allowing a brief interruption so I might have the privilege of
introducing on behalf of Ms. Stacy Pheffer Amato, this distinguished
group of young people at the back of the Chamber who are here today.

They're with the Channel View School for Research, from Rockaway Park in Queens, and they are -- representing Channel View is the Crew Council. And the Crew Council is Channel View School's version of student government, and students -- student leaders sharpen their political, legislative and civic skills by being here and observing the proceedings. We are delighted to have them. I know Ms. Pheffer Amato is very excited, and has been eagerly awaiting their arrival in the Chambers. Hopefully, they had an opportunity to witness the last several bills being passed on the floor, and we're delighted to have them in the Chamber. I hope they continue their good work and continue to pursue civic engagement.

And with that, Mr. Speaker, if you'd please extend all the cordialities of the House to this fine group.

ACTING SPEAKER AUBRY: Certainly. On behalf of Ms. Pheffer Amato, the Speaker and all the members, we welcome you here to the New York State Assembly. We extend to you the privileges of the floor. This is the People's House, you are always welcome here. And we encourage you to continue on in your pursuit of civic understanding and excellence and participate in that as you continue to grow and develop in the world. Thank you so very much for being here.

(Applause)

Mr. Morelle.

MR. MORELLE: Yes. Thank you, Mr. Speaker. I'd like to ask you to call on Mr. Crouch for purposes of an

announcement.

ACTING SPEAKER AUBRY: Mr. Crouch for the purposes of an announcement.

MR. CROUCH: Thank you, Mr. Speaker. There'll be an immediate members-only conference of the Republican Conference in the Parlor, please.

ACTING SPEAKER AUBRY: Members-only Republican conference in the Parlor, please.

Mr. Morelle.

MR. MORELLE: Thank you, Mr. Speaker. Thank you all, ladies and gentlemen, for your cooperation this week. We have many weeks left to go, but this was a very good week and I'd like to encourage that kind of cooperation as we move through the next several weeks.

And with that, Mr. Speaker, do we have any further housekeeping or resolutions?

ACTING SPEAKER AUBRY: We do have housekeeping.

On behalf of Mr. Quart, Assembly bill recalled from the Senate. The Clerk will read the title of the bill.

THE CLERK: An act to amend the Education Law.

ACTING SPEAKER AUBRY: Motion to reconsider the vote by which the bill passed the House.

The Clerk will record the vote.

(The Clerk recorded the vote.)

The Clerk will announce the results.

(The Clerk announced the results.)

The bill is before the House, and the amendments are received and adopted.

We have numerous resolutions, which we will take up in one vote.

On the resolutions, all those in favor signify by saying aye; opposed, no. The resolutions are adopted.

(Whereupon, Assembly Resolution Nos. 1051-1054 were unanimously adopted.)

Mr. Morelle.

MR. MORELLE: Thank you, Mr. Speaker. I now move that the Assembly stand adjourned until Thursday, April 26th, tomorrow is, of course, a Legislative day, and that we all reconvene at 2:00 p.m., April 30th. Monday, ladies and gentlemen, is a Session day.

ACTING SPEAKER AUBRY: The Assembly stands adjourned.

(Whereupon, at 12:13 p.m., the Assembly stood adjourned until Thursday, April 26th, Thursday being a Legislative day, and to reconvene on Monday, April 30th at 2:00 p.m., that being a Session day.)