

**WEDNESDAY, JANUARY 15, 2020**

**12:05 P.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, January 14th.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Mr. Speaker, I move to

dispense with the further reading of the Journal of Tuesday, January the 14th and ask that the same stand approved.

ACTING SPEAKER AUBRY: Without objection, so ordered.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Thank you, Mr. Speaker. I'd like to provide a quote for today. I think it's certainly always a timely one. It's from a gentleman by the name of David Joseph Schwartz. He's an American motivational writer and a coach, and he's best known for authoring The Magic of Big Thinking [sic] in 1959. Mr. Schwartz's quote is: "How we think shows through how we act. Attitudes are mirrors of the mind, they reflect our thinking." Again, Mr. Speaker, that was by Mr. Schwartz.

I should let members know that they do still -- still do have their main Calendar on their desk, and we are going to continue on consent where we left off on yesterday. That means we are beginning with Calendar No. 58, it's on page 12.

And that is a general outline of where we're going today, Mr. Speaker. If there are any introductions and/or housekeeping, now could be a great time to do that.

ACTING SPEAKER AUBRY: First we have a bit of housekeeping.

On a motion by Ms. -- Ms. Phillips, page -- Mr. Steck, I'm sorry, page 5, Calendar No. 13, Bill No. A-306, amendments are received and adopted.

On a motion by Mrs. Barrett, page 58, Calendar No. 311, Bill No. A8094, amendments are received and adopted.

For the purposes of a -- that's all we have at the moment.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: We can go to resolutions on page 3, Mr. Speaker.

ACTING SPEAKER AUBRY: The Clerk will read.

THE CLERK: Assembly Resolution No. 672, Mr. Hevesi. Legislative Resolution memorializing Governor Andrew M. Cuomo to proclaim January 11th, 2020 as Wear Blue Day in the State of New York, in conjunction with the observance of National Slavery and Human Trafficking Prevention Month.

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. 673, Ms. Woerner. Legislative Resolution memorializing Governor Andrew M. Cuomo to proclaim January 15th, 2020 as Intestinal Malrotation and Volvulus Awareness Day in the State of New York.

ACTING SPEAKER AUBRY: Ms. Woerner on the resolution.

MS. WOERNER: Thank you, Mr. Speaker. Today I rise to speak on this resolution memorializing Governor Cuomo to recognize Intestinal Malrotation and Volvulus Awareness Day in the

State of New York. Intestinal malrotation is a congenital birth defect that occurs when the intestine fails to rotate correctly during embryonic development. This can lead to a life-threatening surgical emergency where the intestine twists, restricting blood flow to vital organs.

This birth defect was brought to my attention by a constituent, Jolyan Stevens, who joins us here in the Chamber with her son, Charlie, who was sadly diagnosed with this intestinal malrotation after more than a dozen health care professionals failed to recognize his symptoms. Thankfully, Charlie was diagnosed early and received life-threatening emergency surgery and today, Charlie is a happy toddler enjoying life with his family. But for some, this diagnosis comes too late, those like Mya Brown, whose diagnosis was missed by 23 medical professionals and resulted in her death, remind us that we must bring awareness to serious birth defects such as intestinal malrotation and volvulus. Through the education about families and doctors and increased awareness of the symptoms of intestinal malrotation will help thousands of individuals across New York State who are affected by this diagnosis.

I'd like to thank you all for supporting this resolution and for Ms. Stevens for her commendable effort in bringing awareness to intestinal malrotation.

Thank you, Mr. Speaker.

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

resolution is adopted.

(Applause)

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Mr. Speaker, if we could now go to page 12 on our Calendar, we're going to go to Calendar No. 58.

ACTING SPEAKER AUBRY: The Clerk will read.

THE CLERK: Assembly No. A01184, Calendar No. 58, Glick, Fahy, Stirpe, Griffin. An act to amend the Education Law, in relation to mandatory reporting of certain convictions, professional misconduct and/or adverse employment actions; and to amend the Criminal Procedure Law, in relation to notice to the Education Department.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01192, Calendar No. 59, Gottfried, Cahill, Rivera, Glick, Paulin, Jaffee, Lifton, Cook, Perry, Englebright, O'Donnell, Arroyo, L. Rosenthal, Hevesi, Bronson, Fahy, Mosley, Weprin, Otis, Steck, Pichardo, Aubry, Ortiz, Seawright, Lavine, D'Urso, Simotas, Dickens, Taylor, Simon, Barron, Sayegh, Cruz, McDonald, Reyes, Abinanti, Darling, Fernandez. An act to amend the Public Health Law, the Education Law and the Labor Law, in relation to prohibiting participation in torture and improper treatment of prisoners by health care professionals.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01203, Calendar No.

60, Gottfried, Abinanti. An act to amend the Public Health Law and the Surrogate's Court Procedure Act, in relation to restoring medical futility as a basis for both surrogate consent to a do not resuscitate order and for a do not resuscitate order for a patient without a surrogate.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01219 Calendar No. 61, L. Rosenthal, Englebright, Colton, Abinanti, Mosley, Griffin. An act to amend the Civil Practice Law and Rules -- and Rules, in relation to the settlement of causes of action relating to hydraulic fracturing.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01261, Calendar No. 62, Bronson, Mosley, Jacobson, Hyndman, M. G. Miller, Reyes, Lifton, Magnarelli, Glick, D'Urso, Wallace, Colton, Rozic, Stirpe, Kim, Carroll, Pheffer Amato, Steck, L. Rosenthal, Smith, DeStefano, Brabenec, Ryan, Jaffee, Ramos, Simotas, Ortiz, Pichardo, Abbate, Abinanti, DenDekker, Bichotte, De La Rosa, Fall, Santabarbara, Perry, Barnwell, Nolan, Walker, Cusick, Benedetto, Niou, Vanel, Jones, Gottfried, Blake, Quart, Solages, Hunter, D. Rosenthal, Zebrowski, Braunstein, Taylor, Woerner, Fahy, Richardson, Epstein, Seawright, Rodriguez, Dinowitz, Joyner, Romeo, LiPetri, Ra, Fernandez, Cruz, Griffin, Arroyo, Burke, Davila, Darling, Lupardo, Barron, Garbarino, Aubry, Cook, O'Donnell, Schmitt. An act to amend the Labor Law, in relation to hours, wages and supplements in contracts for public work.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01267-C, Calendar No. 63, Perry, Paulin, DiPietro, Peoples-Stokes, Brabenec, Seawright, Blake, Richardson. An act to amend the Not-For-Profit Corporation Law and the Business Corporation Law, in relation to cooperative purchase applications.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01297, Calendar No. 64, L. Rosenthal, De La Rosa, Reyes. An act to amend the Private Housing Finance Law, in relation to the supervision of certain limited profit housing companies.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01304, L. Rosenthal, Englebright, Otis, Cook, Weprin, Abinanti, Lifton, Mosley, Colton, Galef, Carroll, D'Urso, Reyes, Epstein, Fahy, Griffin, Steck. An act to amend the Environmental Conservation Law, in relation to prohibiting coal tar in pavement products.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01307-A, Calendar No. 66, L. Rosenthal, Steck, D'Urso, Arroyo, Stern, Brabenec, Lavine, Magnarelli, Barron, Reyes, Griffin. An act to amend the Public Health Law, in relation to food allergy awareness in food service establishments and online food ordering services.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01326, Calendar No.

67, Crespo, De La Rosa, Cruz, Rivera, Arroyo, Sayegh, Griffin, Reyes, Ortiz, Fernandez. An act to amend the Workers' Compensation Law, in relation to covered employment as a domestic worker for temporary disability benefits.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly -- Assembly No.

A01348-B, Calendar No. 69, Quart, D'Urso. An act to amend the Executive Law and the Civil Rights Law, in relation to harassment through electronic communication.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01360-A, Calendar No. 70, Perry, Arroyo, Taylor, D'Urso, Fernandez, Rivera, Hyndman, Niou, Barron, Gottfried, Richardson, Wright. An act to amend the Civil Rights Law, in relation to recording certain law enforcement activities.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01364, Calendar No. 71, Quart, D'Urso, Epstein, Gottfried, Reyes. An act to amend the Criminal Procedure Act, in relation to orders of adjournment in contemplation of dismissal and sealing of defendant records.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01385-B, Calendar No. 72, Perry, Jacobson. An act to amend the Election Law, in relation to the notice of the days and hours for voting in primary and general elections.



ACTING SPEAKER AUBRY: Read the last section.

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

ACTING SPEAKER AUBRY: The Clerk will record the vote.

(The Clerk recorded the vote.)

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Thank you, Mr. Speaker. Members should be aware, including those that are in their seats and those that are not, that this is our first vote of the day. It's a piece of legislation sponsored by Mr. Perry. So, if we could all cast our votes as quickly as possible, we can move forward. Thank you, Mr. Speaker.

ACTING SPEAKER AUBRY: Thank you, Mrs. Peoples-Stokes. First vote of the day. Please come to the Chamber and vote. If you are outside of the bar of the Chamber, please proceed here immediately.

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Thank you, Mr. Speaker, for allowing me to interrupt the proceedings to introduce a guest of our colleague, Mr. Ortiz. Actually, several guests. They are from the Kang Hua Adult Day Care Center and they are: Mr.

Zheng-yi Hong, Jack Chou, Jianhui Zheng, Qiaoxin Zheng, Hanna Zheng, Ying Xuz and Katie Ka Yee Ko.

Mr. Speaker, if you could please welcome these outstanding citizens of the great State of New York. They all sing, they own restaurants, they are students, they manage a driving school and they work with an adult day care. Mr. Speaker, you can see they are all over the board in terms of delivering service to our State. So, if you could provide them with your cordial welcome to our Chambers, it would be great.

ACTING SPEAKER AUBRY: Certainly. On behalf of Mrs. Peoples-Stokes, the Speaker, all the members and your member, we welcome you here to the New York State Assembly. We extend to you the privileges of the floor. We thank you for sharing this time with us here in the People's House. We encourage you and support you in providing the services that you do. Continue that great work and know that you are always welcome here.

(Applause)

The Clerk will read.

THE CLERK: Assembly No. A01416-C, Calendar No. 73, Santabarbara. An act to amend the Public Service Law, in relation to information cable television companies must provide to subscribers regarding availability of required equipment at retail.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01434-B, Calendar No. 74, Santabarbara, Steck, D'Urso, Rivera, Bronson. An act to

amend the Agriculture and Markets Law, in relation to authorizing the delivery of liquefied petroleum gas in times of emergency.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01441, Calendar No. 75, Gottfried, Cook, Glick, Ortiz, Galef, Weprin. An act to amend the Alcoholic Beverage Control Law, in relation to authorizing the imposition of certain terms and conditions as part of certain licenses for on-premises consumption.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01510-A, Calendar No. 76, Richardson, L. Rosenthal, Jaffee, Hyndman, Epstein, Sayegh, Blake, Simon, Barron, Gottfried, Weprin. An act to amend the Criminal Procedure Law, in relation to a judicial diversion program for certain felony offenders.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01526-A, Calendar No. 77, Gottfried, Dinowitz, Colton, Cahill, Weprin, D'Urso. An act to amend the Uniform City Court Act, the Uniform District Court Act, the Uniform Justice Court Act and the New York City Civil Court Act, in relation to obtaining jurisdiction over certain defendants.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01527, Calendar No. 78, Richardson. An act to amend the Correction Law and the Penal Law, in relation to temporary release eligibility for judicially ordered comprehensive alcohol and substance abuse treatment.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01616, Calendar No. 79, Abinanti, Solages, Taylor, Griffin, Fahy, Hevesi, Dickens, Thiele, Simon, Englebright, Seawright, McDonough, Ashby, Pichardo, Morinello, Paulin, D'Urso, Gottfried, Barron, Sayegh, Rodriguez, M.L. Miller, Cruz, Burke, Lupardo, Fernandez, Dinowitz, Weprin. An act to amend the Public Health Law, in relation to adding Autism to the list of conditions covered for lawful medical use of marihuana.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01634, Calendar No. 80, Gottfried, L. Rosenthal, Walker, Weprin, Dinowitz, Bronson, Abinanti, Joyner, Steck, Blake, Mosley, Ortiz, Simon, Glick, Aubry, McDonald, Fernandez. An act to amend the Penal Law, in relation to criminal possession of a controlled substance in the seventh degree; to amend the General Business Law, in relation to drug-related paraphernalia; to amend the Public Health Law, in relation to the sale and possession of hypodermic syringes and needles; and to repeal Section 220.45 of the Penal Law relating to criminally possessing a hypodermic instrument.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01656, Calendar No. 81, Lentol. An act to amend the Tax Law and the State Finance Law, in relation to the Rescued Animals Spay and Neuter Fund.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01698-A, Calendar

No. 82, Abinanti, Cook, Thiele, L. Rosenthal, Gottfried, Steck. An act to amend the Environmental Conservation Law, in relation to the idling time of passenger vehicles.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01823, Calendar No. 83, Pretlow, D'Urso. An act to amend the County Law, in relation to the jurisdiction of a coroner or medical examiner.

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. A01824, Calendar No. 84, Lavine, Gottfried. An act to amend the Criminal Procedure Law, in relation to claims of ineffective assistance of counsel in post-conviction motions.

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. A01845-B, Calendar No. 85, M.G. Miller, Blake. An act to amend the Banking Law, in relation to what mortgage applicant's need to know pamphlet on residential mortgages.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01881-A, Calendar No. 86, Zebrowski. An act to amend the Penal Law, in relation to the unlawful use or operation of an unmanned aircraft.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01920, Calendar No. 87, L. Rosenthal, Jaffee, Zebrowski, Gottfried, Cahill, Perry, Weprin, Colton, Abinanti, De La Rosa. An act to amend the Civil Rights Law, in relation to electronic monitoring.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01931, Calendar No. 88, Zebrowski, Weprin, Blake, Niou. An act to amend the Banking Law, in relation to the order in which a payor bank shall pay checks.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01967, Calendar No. 89, Zebrowski, Jaffee. An act to amend the Domestic Relations Law, in relation to including acts of domestic violence in the criteria the court shall consider in determining the equitable disposition of property during divorce proceedings.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01973-A, Calendar No. 90, Zebrowski, Cook, Vanel, Cahill, Jaffee, Gottfried, Colton, Niou, Aubry, D. Rosenthal. An act to amend the Real Property Law, in relation to requiring landlords to mitigate damages if a tenant vacates a premises in violation of the terms of the lease.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02144, Calendar No. 91, Solages, Bichotte, Seawright, Steck, Cook, Ortiz, Lavine, Colton, Perry, Simon, Arroyo, Barron, Jaffee, Hyndman, Niou, Pichardo, De La Rosa, D'Urso, Davila, Dickens, Blake, Williams, Jean-Pierre, Weprin, Mosley, Vanel, Zebrowski, Ramos, Rozic, Gottfried, Abinanti, Epstein, Cruz, Hevesi, Aubry, Glick, L. Rosenthal, Buchwald, Fernandez, Simotas. An act to amend the Penal Law, in relation to extortion or coercion related to immigration status.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02157-B, Calendar No. 92, Paulin, Santabarbara, Fahy, M. G. Miller, Taylor, Thiele, Arroyo, D'Urso, De La Rosa, Blake, Gottfried, Abbate, Williams, Mosley, Cook, Cruz, Griffin, Smullen, Walsh, McDonough, Fall, Steck, Weprin, Buttenschon, Englebright, Jones. An act to amend the Vehicle and Traffic Law, in relation to the installation of safety belts in stretch limousines, and the posting of notice therein.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02176-A, Calendar

No. 93, Solages, Crespo, Pichardo, Lentol, Peoples-Stokes, Bichotte, Niou, Barron, Davila, De La Rosa, Dickens, Epstein, Fernandez, Hevesi, Hyndman, Jaffee, Jean-Pierre, Mosley, O'Donnell, Pretlow, Ramos, Rozic, Seawright, Weprin, Williams, Wright, Lavine, Kim, Gottfried, D'Urso, Perry, Joyner, Ortiz, Fahy, Simon, Buchwald, Lifton, Arroyo, Glick, L. Rosenthal, Taylor, Cahill, Cook, Rivera, Otis, Paulin, Simotas, Cruz, Carroll, Lupardo, DenDekker, Stirpe, Richardson, Jacobson, Buttenschon, Quart, Zebrowski, Colton, Galef, Fall, Dinowitz, Sayegh, Bronson, Darling, Blake, Reyes, Vanel, Walker, Nolan, Aubry, Barrett, Thiele. An act to amend the Civil Rights Law and the Judiciary Law, in relation to protecting certain interested parties or people from civil arrest while going to, remaining at, or returning from the place of such court proceeding.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02211, Calendar No. 94, Richardson, Hyndman, Ortiz, Blake, De La Rosa, Walker, Davila, Wright, Fernandez. An act to amend the Correction Law and the Executive Law, in relation to certificates upon discharge.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02223-A, Calendar No. 95, Cahill, Fahy, Weprin, Garbarino, Ra, Montesano. An act to amend the Insurance Law, in relation to allowable expenses for title insurance corporations and title insurance agents.

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. A02226-A, Calendar No. 96, Cahill. An act to amend the Highway Law, in relation to designating a portion of the State Highway System the "John 'Jody' Rossitz Memorial Bridge."

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02299-B, Calendar No. 98, Dinowitz, Englebright, Ortiz, Rivera, Jaffee, Lifton, Fahy. An act to amend the Public Health Law, in relation to prohibiting smoking in certain outdoor areas.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02331, Calendar No. 99, Dinowitz, DenDekker, M. G. Miller, Bronson, Mosley, Cymbrowitz, Benedetto, Simotas, Cusick, Gunther, Gottfried, Pichardo, Barron, Cook, Galef, Colton, Arroyo, Crespo, Hunter, Perry, Buchwald, Buttenschon, Byrne, Norris. An act to amend the Vehicle and Traffic Law and the Executive Law, in relation to enabling veterans and reservists to receive benefit information upon applying for or renewing a driver's license.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02361, Calendar No. 100, Dinowitz, D. Rosenthal. An act to amend the Civil Practice Law and Rules, in relation to increasing the fixed fees for services provided by sheriffs.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02370, Calendar No. 101, Dinowitz, Weprin, Mosley, Carroll, Colton, Jacobson, Gottfried, Simon. An act to amend -- to amend the Civil Practice Law and Rules, in relation to enacting the "Patient Privacy Protection Act."

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02405, Calendar No. 102, Glick, Lupardo, Colton, Griffin, Epstein, Carroll, Dickens. An act to amend the Education Law, in relation to admission requirements for graduate-level teacher and educational leader programs.

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. A02420, Calendar No. 103, Wallace, D'Urso, Gottfried, Abinanti, Simon, Pheffer Amato,

Fahy, Bronson, Zebrowski, Simotas, Ryan, Weprin, Lupardo, Colton, Galef, Solages, Jones, Cahill, Pichardo, Buchwald, Steck, Hyndman, L. Rosenthal, Wright, Stirpe, Jaffee, Johns, McDonough, Morinello, Rozic, Otis, Mosley, Dickens, Griffin. An act to amend the General Business Law, in relation to prohibiting the disclosure of personally identifiable information by an Internet service provider without the express written approval of the consumer.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02432, Calendar No. 104, Fahy, Barrett, Ortiz, Magnarelli, Gottfried, Englebright, Thiele, Simon, D'Urso, Glick, Lupardo, Jaffee, Zebrowski, Santabarbara, Colton, Cahill, Galef, Mosley, Arroyo, Seawright, Pichardo, Lifton, Dinowitz, Vanel, Stirpe, L. Rosenthal, Steck, Abinanti, Richardson, Wright, Wallace, O'Donnell, Taylor, Niou, Quart, Carroll, De La Rosa, Reyes, Jacobson, Griffin. An act to amend the Public Service Law and the State Finance Law, in relation to instituting Internet service neutrality.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02437, Calendar No. 105, Englebright, Lupardo, Crespo, Solages, L. Rosenthal, Galef, Lifton, Otis, Colton, D'Urso, Griffin. An act to amend the Environmental Conservation Law and the Economic Development Law, in relation to establishing a State geologic trail.

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. --

(Pause)

Mr. Englebright to explain his vote.

MR. ENGLEBRIGHT: Thank you, Mr. Speaker.

And I thank my colleagues, I see this bill is about to pass. You know, we work in a -- in a building that is full of geology and in a city that is full of geology; in fact, the first geological survey in the nation was here in New York. It still exists. It's part of the State Education Department. Just a few blocks from here is a monument to Charles Dana. Dana wrote the textbook on mineralogy. We have a -- an obelisk just two blocks from here memorializing what is really the beginning of the science of geology, which began here in Albany. And as you go around this great State, many of our understandings of modern geology began by the study of the rocks of this great State.

It's with a pleasure that I see that my colleagues are supporting this and I look forward to the creation of the State Geological Trail. It's only appropriate because the science of geology was enhanced greatly by the great minds that worked here in science 100 years ago. Thank you, Mr. Speaker.

ACTING SPEAKER AUBRY: Mr. Englebright in the affirmative.

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A02468-C, Calendar No. 106, Wallace, DenDekker. An act to amend the General Business Law, in relation to requiring that a homeowner be provided a cost estimate for installation of a fire sprinkler system.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02475, Calendar No. 107, Dinowitz, Gottfried, Wright. An act to amend the Executive Law, in relation to providing for the award of attorney's fees and expert witness fees in appropriate cases.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02479-A, Calendar No. 108, Dinowitz, L. Rosenthal, Mosley, Galef, Abinanti, Jaffee, Fahy, Colton, Crespo, Ortiz, Weprin, Lavine, Arroyo, Reyes. An act to amend the Labor Law, in relation to prohibiting an employer from requesting or requiring that an employee or applicant disclose any user name, password, or other means for accessing a personal account through specified electronic communications devices.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02483, Calendar No. 109, Weprin, Walker, De La Rosa, Blake, Mosley, Barron, Gottfried, Fernandez, Buchwald. An act to amend the Correction Law, in relation to the establishment of an inmate visitation program.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02484-A, Calendar No. 110, Weprin, McDonald, Cruz, Mosley. An act to amend the Correction Law and the Penal Law, in relation to establishing merit time allowance credits and certain administrative privileges credits for local correctional facilities.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02497, Calendar No. 111, Dinowitz, Weinstein, Weprin, Galef, Williams, M. G. Miller, Colton, Gottfried, D'Urso, Seawright, Barron. An act to amend the General Business Law, in relation to requiring mandatory arbitration clauses in certain consumer contracts to be printed in large font type.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02539-A, Calendar No. 112, Hevesi, Zebrowski. An act to amend the Civil Practice Law and Rules, in relation to establishing an exception for victims of child sexual abuse to the trust exemption from application to the satisfaction of a money judgment.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02549, Calendar No. 113, Fahy, D'Urso, Jacobson. An act to amend the Election Law, in relation to removing the requirement that party emblems be included in ballot design.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02559, Calendar No. 114, Glick, L. Rosenthal, M. G. Miller, Seawright, Otis. An act to

amend the Tax Law and the State Finance Law, in relation to providing a tax check-off box on personal income tax and corporate franchise tax returns for gifts to the New York State Horse Retirement and Rescue Fund; and directing the Commissioner of Agriculture and Markets to compile a list of approved horse retirement and rescue programs.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02600, Calendar No. 115, Dinowitz, Gottfried, Galef, Carroll, Fernandez, Hevesi, Jacobson, L. Rosenthal, Pichardo, Glick, Arroyo, Abinanti. An act to amend the Election Law, in relation to prohibition of State party names; and to repeal subdivision 4 of Section 2-124 of such law relating thereto.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02611-D, Calendar No. 116, Dinowitz, L. Rosenthal, Crespo, Buchwald, Weprin, M. G. Miller, Rodriguez, Otis, Abinanti, Seawright, Solages, Reyes, Taylor, Sayegh, Gottfried, Epstein, D'Urso, Stirpe, Arroyo, Blake, Hyndman, De La Rosa, Steck, Cook, Glick, Cruz, Zebrowski, Ortiz, Wallace, Fall, Frontus, Fernandez, Darling. An act to amend the General Business Law, in relation to prohibiting the disclosure or use of a person's consumer credit history to an employer, labor organization, employment agency or agent thereof for purposes of employment decisions.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02625, Calendar No.

117, Dinowitz, Glick, Paulin, Ortiz, Weprin, Jacobson. An act to amend the Real Property Actions and Proceedings Law, in relation to establishing time restrictions for court issued consent orders for work performance to remove or remedy conditions in such petition.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect on the 30th 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.

THE CLERK: Assembly No. A02655, Calendar No. 118, Englebright, Colton, Lifton, Gottfried, Galef, L. Rosenthal, Arroyo, Buchwald, Cook, Simon, Seawright, Fahy, Abinanti, Ortiz, Quart, Carroll, Steck, Paulin, Dinowitz, Taylor, Peoples-Stokes, Glick, Reyes, D'Urso, Griffin, Jaffee, Lupardo, Otis, Weprin, O'Donnell. An act to amend the Environmental Conservation Law, in relation to the uniform treatment of waste.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02667, Calendar No. 119, Dinowitz, Carroll. An act to amend the General Obligations Law, in relation to pre-payment penalties for mortgages secured by real property owned in a cooperative form of ownership.



ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02832, Calendar No. 120, Cymbrowitz, Abbate, Bronson, Malliotakis, Peoples-Stokes, Weprin, Abinanti, Seawright, Bichotte, Hevesi, Ramos, Reyes, Gottfried, Walczyk, Wallace. An act to amend the Insurance Law, in relation to allowing victims of domestic violence the opportunity to designate an alternate address for health insurance claims or billing purposes.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02835, Calendar No. 121, Lavine, Abinanti, Colton, Zebrowski, Seawright, Taylor, D'Urso, Galef, Stirpe, Simon, Gottfried. An act to amend the Public Health Law and the Insurance Law, in relation to health care professional applications and terminations.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02860, Calendar No. 122, Gantt. An act authorizing certain persons to file a claim for unjust conviction in the Court of Claims.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02902-A, Calendar No. 123, Pheffer Amato, Jones, Ortiz, Cook, Crespo, M. L. Miller, DiPietro, Wallace, Benedetto, Griffin, Fernandez. An act to amend the Insurance Law, in relation to homeowners insurance deductibles triggers.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect on the 90th day.

ACTING SPEAKER AUBRY: The Clerk will record the vote.

(The Clerk recorded the vote.)

Mr. Goodell.

MR. GOODELL: Thank you, Mr. Speaker. Would you recall the roll call and lay this bill aside, please?

ACTING SPEAKER AUBRY: Roll call is withdrawn and the bill is laid aside. Thank you.

THE CLERK: Assembly No. A03043, Calendar No. 125, Joyner, Aubry, Blake, Buchwald, Cusick, Cymbrowitz, Dinowitz, Galef, Gottfried, Gunther, Hevesi, Jaffee, Lavine, Paulin, Perry, Rodriguez, L. Rosenthal, Simon, Thiele, Zebrowski, Colton, Cook, Ortiz, Montesano, Glick, Carroll, D'Urso, Crespo, Simotas, Woerner, Taylor, Steck, Mosley. An act to amend the Insurance Law, in relation to the purchase of prescription drugs.

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. A03050-A, Calendar No. 126, Simon, Arroyo, Blake, Barrett, Braunstein, Colton, Cook, Dinowitz, Gottfried, Jaffee, Joyner, M. G. Miller, Otis, Perry, Steck, Mosley, Abinanti, L. Rosenthal, Carroll, D'Urso, Barron, Davila, Ortiz, Darling. An act to amend the Public Health Law, in relation to specifying procedures for the closure and/or decertification of assisted living residences.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A03058, Calendar No. 127, Richardson, Niou, Epstein, Sayegh, Ortiz. An act to amend the Penal Law, in relation to Burglary in the Second Degree.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A03076-A, Calendar No. 128, Gottfried, Dinowitz, Galef, Paulin, L. Rosenthal, Colton, Jaffee, Abinanti, D'Urso, Lifton. An act to amend the Public Health Law and the Insurance Law, in relation to the definition of clinical peer reviewer.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A03077, Calendar No. 129, Gottfried, Cahill, Englebright, Galef, Jaffee, Otis, Steck, D'Urso, Abinanti, Sayegh. An act to amend the Public Health Law and the Insurance Law, in relation to certain application and referral forms for health care plans.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A03101, Calendar No.

130, Dinowitz, Weprin, Seawright, Gottfried. An act to amend the General Obligations Law, in relation to onerous or unreasonable conditions in the performance of disability related contracts.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A03122, Calendar No. 131, Englebright, Abbate, Abinanti. An act to amend the Vehicle and Traffic Law, in relation to requiring the removal or covering of inapplicable highway work zone traffic control signs.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A03190-A, Calendar No. 132, Hunter, Mosley, Barron, Jacobson. An act to amend the Real Property Law, in relation to allowing tenants to deduct water payments they make for deficient landlords from their rent.

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.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Mr. Speaker, do we have any further housekeeping or resolutions?

ACTING SPEAKER AUBRY: We have no further

housekeeping, but we do have a privileged resolutions [sic] and other fine resolutions.

The Clerk will read the title of the resolution.

THE CLERK: Assembly Resolution No. 677, Ms. Niou. Legislative Resolution commemorating the Asian-American Community's celebration of the Lunar New Year, the Year of the Rat, on January 25th, 2020.

ACTING SPEAKER AUBRY: Ms. Niou on the resolution.

Shh.

MS. NIOU: Thank you, Mr. Speaker, for allowing me to speak. And today we celebrate our, you know, Lunar New Year. It's the 4,718th Lunar New Year taking place on January 25th, 2020. Each new Lunar New Year corresponds with one of 12 animal signs, each with its own traits. This year is the sign of the Rat. Like the rat behind me, Mr. Dave DiPietro.

(Laughter)

Those born under the sign of the Rat are quick thinkers, clever, hardworking and adaptable to new environments, so beware. They value family, are likely to gain wealth and are content to live a peaceful life.

Several years ago, we passed legislation which designates Lunar New Year as a school holiday so that students could spend the day how it should be spent, with friends and with family. Lunar New Year is the perfect time to reflect on one's blessings and

give thanks to loved ones. I'm very excited again this year to usher in the Lunar New Year with my family here in the Assembly. I want to thank all of my fellow colleagues for joining me on this resolution and I hope that we have a prosperous and happy new year; (speaking foreign language).

ACTING SPEAKER AUBRY: Mr. Kim on the resolution.

MR. KIM: Thank you, Mr. Speaker. I just wanted a quick moment to thank my colleague, our Co-Chair of the APA Task Force, for sponsoring this legislation every year to celebrate the Asian-American communities across the State of New York. As she mentioned, a few years ago it was this House that led the charge in making sure that Lunar New Year is a recognized school holiday in the City of New York. Without the members' and the Speaker's support, that would not have been a reality. So every year, I just want to remind folks that it was us who did that and I want to thank my colleagues for doing it. And it impacts so many young Americans, not just Asian-Americans, but young folks that are growing up in the City of New York, recognizing Asian culture as part of not just Asian-Americans, but part of the American fabric. And that's so important to our community. So, thank you and happy new year everybody; (speaking foreign language).

ACTING SPEAKER AUBRY: On the resolution, all those in favor signify by saying aye; opposed, nay. The resolution is adopted.

We have a few fine resolutions we will take up with one vote. On the resolutions, all those in favor signify by saying aye; opposed, no. The resolutions are adopted.

(Whereupon, Assembly Resolution Nos. 674-676 were unanimously approved.)

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Mr. Speaker, I now move that the Assembly stand adjourned until Thursday, January the 16th - that's not the right date - tomorrow being a Legislative day, and we will reconvene on January the 21st at 3:00 p.m., that Tuesday being a Session day.

Mr. Speaker, members should also be aware that the Governor's budget address will be at 1:00 o'clock and the Majority members will be in a Conference at 12:15 in the Speaker's Conference Room.

ACTING SPEAKER AUBRY: On Mrs. Peoples-Stokes' motion to adjourn, the House - (inaudible) - the House is adjourned.

(Whereupon, at 1:32 p.m., the Assembly stood adjourned until Thursday, January 16th, Thursday being a Legislative day, and to reconvene on Tuesday, January 21st at 3:00 p.m., Tuesday being a Session day.)