

MONDAY, MARCH 18, 2019

3:28 P.M.

ACTING SPEAKER AUBRY: The House will come to order.

The Reverend Elia will offer a prayer.

REVEREND DONNA ELIA: Let us pray. Holy and compassionate God, You are present with us in times of joy and sorrow, and we thank You that You hear us as we lift our voices to You. Hear our prayers for the people of New Zealand and the aftermath of the massacre at two of their mosques. Give comfort to those who lost loved ones and bring about the day when all people, whether they gather at mosque or synagogue, temple or church can worship and live in safety. Empower us all to bring an end to racism and all manner of hatred, and help us to stand for what is good and just.

Thank You for these legislators and for this Body as they give the best of themselves for the well-being of our State and all its people. Renew their call to public service. Fill them with wisdom and grace in discussions and decision-making. Bless the staff, those visible every day and those whose work goes unseen. Thank You for their energy and commitment. Strengthen any who are weary, bring healing to any who struggle with good health, fill with enthusiasm all members from the newest to the most seasoned, and bless all of their dear ones. Bring healing and bring peace. In Your holy name we pray, amen.

Members: Amen.

ACTING SPEAKER AUBRY: 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 Friday, March 15th.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Mr. Speaker, I move to dispense with the further reading of the Journal of Friday, March the 15th and ask that the same stand approved.

ACTING SPEAKER AUBRY: Without objection, so ordered.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Thank you, Mr.

Speaker, and I'm pleased to announce that today's quote was actually submitted by Donna M. through our Aspire to Inspire platform that is on our website. Donna sends us a quote from an unknown author and it says, "In a world where you can be anything, be kind." Beautiful words this afternoon, Mr. Speaker.

But before we provide for what the schedule of the day is, I would like to take this opportunity to formally introduce the Reverend Donna Elia to our Chambers. Most will recognize Reverend Donna since she has for many years often offered invocations at the start of our Assembly Sessions. Her invocations always been thoughtful and always thought-provoking to members, staff and visitors alike. On behalf of Speaker Heastie, I am pleased to formally introduce the Reverend Donna Elia to her new official position as the Chaplain of the New York State Assembly. In this capacity, Reverend Donna will more regularly deliver our invocations to our Chambers, as well as coordinate all of our guest clergy, to which we are grateful for.

I'd like to give my colleagues some background on the great Reverend. She is a native of Philadelphia. She graduated with a Bachelor's Degree in Special Education from LaSalle University. After teaching in the school district of Philadelphia for several years, she went to Princeton Theological Seminary, receiving her Masters of Divinity Degree. She moved to New York State to be a Pastor of Tribes Hill Presbyterian Church. She has served as an Associate Pastor, and then acting Head-of-Staff for the First

Presbyterian Church in Albany. Since 2000, Reverend Donna Elia has served as the Executive Director of the Troy Area United Ministries.

So, Mr. Speaker, I'd like to ask that you and all of my colleagues welcome Reverend Donna as our new Assembly Chaplain.

ACTING SPEAKER AUBRY: Certainly. On behalf of Mrs. Peoples-Stokes, the Speaker and all the members, welcome. We are so pleased and gracious that you have come and will serve with us. Thank you so very much.

REVEREND ELIA: Thank you very much.

(Applause)

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Mr. Speaker, the members do have on their desk a main Calendar with 24 new bills, beginning with Calendar No. 123. After any introductions or housekeeping, we will begin consent of these new bills and the following Committees will need to meet -- actually, we've already called Codes; Ways and Means will follow. For our Majority members, there will definitely be a need for a Conference at the conclusion of Session and, of course, as always, Mr. Speaker, we will confer with our colleagues on the other side of the aisle to determine what their Conference needs are.

And so with that as a general outline, Mr. Speaker, if there are any introductions and/or housekeeping, now would be the appropriate time.

ACTING SPEAKER AUBRY: No introductions at

the moment or housekeeping. We will go to resolutions on page 3.

The Clerk will read.

THE CLERK: Assembly Resolution No. 171, Ms. Simon. Legislative Resolution memorializing Governor Andrew M. Cuomo to proclaim March 14th, 2019 as Dyslexia Awareness Day in the State of New York.

ACTING SPEAKER AUBRY: Ms. Simon on the resolution.

MS. SIMON: Thank you, Mr. Speaker. This resolution we discuss every year, because it is so important that we start recognizing that children with Dyslexia are being left behind in our schools. We know that 20 percent of our student population have Dyslexia, and less than 5 percent are actually identified. We are not identifying students early enough, and we are not giving them the right kinds of interventions that we know they need. And that, of course, drives the school-to-prison pipeline in so many ways. So, I call attention to this resolution and I ask everybody's support of it so that we can start funding and directing our attentions to providing for the needs of children with Dyslexia. Thank you.

ACTING SPEAKER AUBRY: Thank you, Ms. Simon.

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

THE CLERK: Assembly Resolution No. 190, Mr. Englebright. Legislative Resolution memorializing Governor Andrew

M. Cuomo to proclaim March 17-23, 2019 as Surveyor's Week in the State of New York, in conjunction with the observance of National Surveyors Week.

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

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Mr. Speaker, if we can begin our work on page 4, starting with Calendar No. 123.

ACTING SPEAKER AUBRY: The Clerk will read.

THE CLERK: Assembly No. A00112, Calendar No. 123, Buchwald, Santabarbara, Paulin, Niou, Galef, Seawright, Blake, Jaffee, Montesano, Crouch, Byrne, Gunther, Rivera, Gottfried, Davila, Weprin, Glick, D'Urso, Jacobson. An act to amend the Election Law, in relation to ballot proposals.

ACTING SPEAKER AUBRY: On a motion by Mr. Buchwald --

MRS. PEOPLES-STOKES: We're going to lay this one aside.

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

THE CLERK: Assembly No. A00220, Calendar No. 124, Paulin, Dinowitz, Seawright, Buchwald, Otis. An act to amend the Public Authorities Law, in relation to authorizing the Authorities

Budget Office to suspend local authority board members and executive staff.

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.)

Members are reminded this is our first vote of the day. If you are in the sound of our voices, please come to the Chamber and vote. If you are in your seats, please vote now. Thank you very much.

MRS. PEOPLES-STOKES: Thank you, Mr. Speaker, for reminding our colleagues that today, this is our first vote of the day and we should come into the Chambers and make it. Thank you.

Mr. Speaker, if you can call the Committee on Ways and Means into the Speaker's Conference Room. Ways and Means.

ACTING SPEAKER AUBRY: Ways and Means, Speaker's Conference Room.

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A00711, Calendar No. 125, Niou, Wright, Barron, Kim, Dinowitz, Epstein, Simon, Frontus,

Richardson, D'Urso, Fall, Sayegh, Weprin, D. Rosenthal. An act to amend the General Business Law, in relation to requiring debt collectors to inform debtors that written communications are available in large print format.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A00714, Calendar No. 126, 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 No. 7 -- A00718, Calendar No. 127, Joyner, Perry. An act to amend the Criminal Procedure Law, in relation to youthful offender determinations.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A01203, Calendar No. 128, 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. A02144, Calendar No. 129, 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. 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. A02264, Calendar No. 130, Lavine, Fahy, Abinanti, Simon, Rozic, Cusick, Paulin, D'Urso, Jacobson, Blake. An act to amend the Election Law, in relation to establishing the "Uniform Election Night Procedure Act".

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 PICHARDO: 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 the opportunity to interrupt our proceedings momentarily to introduce Assemblymember Santabarbara's daughter, Marianna. Marianna is a sophomore at Schalmont High School in the Town of Rotterdam, where she plays the tenor saxophone and is in the high school marching band. She also is a talented artist and a competitive swimmer, making the Varsity Swim Team at just 11 years old. She

just got done competing with the USA Swim Goals Championship Swim Meet at RPI this weekend, where she scored some of her best times ever. She plans on pursuing a career in medicine and hopes to one day swim for Team USA in the Olympics. Her father is very proud of her, as we all should be, Mr. Speaker. If you would please extend the cordialities to the floor to Ms. Marianna Santabarbara.

ACTING SPEAKER PICHARDO: Absolutely. On behalf of your proud dad, the Speaker and all the members, we welcome you here to the New York State Assembly. Family is always extended the privileges of the floor, but more importantly, when you do win Gold with Team USA, come back so we can celebrate with you, as well. So, again, I hope you enjoy the proceedings and welcome. Thank you so much.

(Applause)

The Clerk will read.

THE CLERK: Assembly No. A02349, Calendar No. 131, Perry, Abinanti. An act to amend the Public Health Law, in relation to the transfer of patient medical records upon the closure of a health care provider's office.

ACTING SPEAKER PICHARDO: The bill is laid aside.

THE CLERK: Assembly No. A02625, Calendar No. 132, Dinowitz, Glick, Paulin, Ortiz, Weprin. 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 PICHARDO: Read the last section.

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

ACTING SPEAKER PICHARDO: 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, could you please call the Rules Committee to the Speaker's Conference Room. Mr. Gottfried will be standing in for Speaker -- Speaker Heastie and he will meet you in the Conference Room.

ACTING SPEAKER PICHARDO: Rules Committee, Speaker's Conference Room. Mr. Gottfried will be subbing for the Speaker.

The Clerk will read.

THE CLERK: Assembly No. A03050, Calendar No. 133, 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, Ashby. An act to amend the Public Health Law, in relation to specifying

procedures for the closure and/or decertification of assisting living residences.

ACTING SPEAKER PICHARDO: The bill is laid aside.

THE CLERK: Assembly No. A03462, Calendar No. 134, Lentol. An act to amend the Criminal Procedure Law, in relation to the right of a defendant who has entered a plea of not guilty to an information which charges a misdemeanor to a jury trial.

ACTING SPEAKER PICHARDO: The bill is laid aside.

THE CLERK: Assembly No. A03860-A, Calendar No. 135, Magnarelli, Arroyo, Santabarbara, Lupardo, Mosley, Gunther. An act to amend the Vehicle and Traffic Law, in relation to certain registrations of vehicles.

ACTING SPEAKER PICHARDO: Read the last section.

THE CLERK: This act shall take effect immediately.

ACTING SPEAKER PICHARDO: The Clerk will record the vote.

(The Clerk recorded the vote.)

ACTING SPEAKER AUBRY: 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, could you please call on Mr. Dilan on behalf of Mr. Otis for an announcement?

ACTING SPEAKER AUBRY: Mr. Dilan on behalf of Mr. Otis for an announcement, sir. Well, now we have Mr. Otis on behalf of Mr. Dilan on behalf of Mr. Otis.

(Laughter)

MRS. PEOPLES-STOKES: One or the other, Mr. Speaker.

MR. OTIS: There will be an immediate meeting of the Democratic Conference in the Speaker's Conference Room upon the conclusion of Session. Thank you.

ACTING SPEAKER AUBRY: Immediate meeting of the Democratic Conference upon the conclusion of Session.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Mr. Speaker, we're happy to have Mr. Otis back with us this afternoon. We want to call -- now ask do you have any further housekeeping or resolutions?

ACTING SPEAKER AUBRY: No housekeeping, but resolutions, which 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. 191-194 were unanimously approved.)

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: I now move that the

Assembly stand adjourned until 12:30 p.m., Tuesday, March the 19th, tomorrow being a Session day.

ACTING SPEAKER AUBRY: The Assembly will stand adjourned until 12:30 tomorrow.

(Whereupon, at 4:40 p.m., the Assembly stood adjourned until Tuesday, March 19th at 12:30 p.m., Tuesday being a Session day.)