

TUESDAY, FEBRUARY 23, 2021

1:51 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 Monday, February 22nd.

Mrs. Peoples-Stokes.

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

that we dispense with the further reading of the Journal from Monday, February the 22nd and ask that the same should stand approved.

ACTING SPEAKER AUBRY: Without objection, so ordered.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Thank you, Mr. Speaker. Colleagues, I would like to share with you a quote today that comes from an American social reformer, an abolitionist, an orator, a writer and a statesman. His name is none other than Frederick Douglass. His words today to us is, *It is easier to build strong children than to repair broken men.*

With that, Mr. Speaker, I should say to my colleagues that you do have on your desk and/or in front of you a main Calendar for today. Our principal work for today is taking up resolutions on page 3 and then we will continue -- continue consenting where we left off on yesterday at Calendar No. 101. Immediately following Session there is an absolute need for a Majority Conference, and we will consult with our colleagues on the other side to determine their needs.

That's pretty much the general outline, Mr. Speaker. Unless you have any kind of housekeeping.

ACTING SPEAKER AUBRY: We can go directly to resolutions on page 3.

The Clerk will read.

THE CLERK: Assembly Resolution No. 61, Mr. Gottfried.

Legislative Resolution memorializing Governor Andrew M. Cuomo to proclaim February 14th, 2021 as Donor Day in the State of New York, in conjunction with the observance of National Donor Day.

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. 62, Ms. Rosenthal.

Legislative Resolution memorializing Governor Andrew M. Cuomo to proclaim March 6th, 2021 as Lymphedema Day in the State of New York, in conjunction with the observance of the sixth Annual World Lymphedema Day.

ACTING SPEAKER AUBRY: Ms. Rosenthal on the resolution.

MS. ROSENTHAL: Thank you, Mr. Speaker. Today I rise to raise awareness of the condition known as lymphedema, which impacts more than ten million Americans and 250 million people worldwide. Lymphedema causes swelling of one's arms or legs and severely limits a person's mobility. Many are born with this condition but others develop it following cancer treatment. In 2014, the New York State Legislature became the first legislature in the world to recognize Lymphedema Awareness Day. And in 2016 we recognized the First Annual World Lymphedema Day, which this Body recognizes every year since. In previous years I have been

joined in the Assembly Chamber by a fantastic set of advocates from the Lymphedema Education and Research Network, including President and CEO Bill Repicci and Colleen McGuire, the Chief Operating Officer. We are also always joined by a pair of LE&RN's strongest advocates, Tiffany Detlefsen and her 11-year-old daughter Emma, who was born with primary lymphatic disease. Despite her young age, Emma has long been involved with the cause and participates in fundraising, giving speeches and even lobbying in Washington, D.C. for universal insurance coverage for compression garments used by those with lymphedema. Later we will all here today be adopting a resolution honoring Linda Batwin O'Donovan, an advocate who has worked with LE&RN since 2015 after being diagnosed with lymphedema in 2011. Linda Batwin O'Donovan has lobbied in Washington D.C. for New Yorkers living with lymphedema, and has participated in New York's Run/Walk to Fight Lymphedema and Lymphatic Diseases, even being honored with the LE&RN Advocate Award at the 2019 walk.

Lymphedema inflicts financial, physical and psychological stress on individuals living with this condition, and their families as well. But World Lymphedema Day serves as an opportunity to raise awareness of this condition and encourage government and researchers worldwide to engage in actions that will advance the mission toward effective treatments and eventually a cure.

I'd like to thank LE&RN and all the advocates for the work they do, and I look forward to seeing them in person next year

for our next World Lymphedema Day gathering. Thank you.

ACTING SPEAKER AUBRY: Thank you.

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

THE CLERK: Assembly Resolution No. 63, Ms. Lupardo.

Legislative Resolution memorializing Governor Andrew M. Cuomo to proclaim February 20-27, 2021 as FFA Week in the State of New York.

ACTING SPEAKER AUBRY: Ms. Lupardo on the resolution.

MS. LUPARDO: Thank you very much for allowing me to say a few words. This is in recognition of Future Farmers of America Week here in New York State and it's part of National Future Farmers of America Week. We have 136 chapters in New York State, and the largest one is in Queens at John Bowne High School. They have 586 members at that one high school. You know, in 19 -- in 2020, last year, the FFA saw a 24 percent increase in participation. It was the highest increase in the country. So lots of young people are getting interested in agriculture, careers in agriculture and related fields. The Ag Committee this morning was joined by a junior from that high school. He's the secretary of the chapter and he's also the captain of their aquaculture team. His name is Cristian Gilces. He was very inspiring and we regret that he couldn't be in the Chamber with us today as we acknowledge this.

Just in closing on -- on this matter, FFA is focused on youth leadership development, one of the premiere programs in -- in the country. They are building communities and strengthening New York agriculture. I know that quite a few members of the Legislature participated in FFA when they were kids and I'm sure we're going to hear from a couple right now. Thank you.

ACTING SPEAKER AUBRY: Thank you.

Mr. Tague.

MR. TAGUE: Thank you, Mr. Speaker, for the opportunity to speak on the resolution. First, I want to commend the sponsor, Chairwoman -- Chairwoman Lupardo. As a former FFA member of the Schoharie Valley FFA, I'm proud to be a cosponsor of this resolution and support our young folks in FFA. You know, as she mentioned, it was very inspiring this morning during our Ag Committee meeting to hear from Cristian Gilces, who's the secretary of the John Bowne High School in Flushing, Queens. And in Flushing, Queens to have the largest FFA in New York State, to me, is remarkable. You know, the things that he talked about, the things that they do is just awe inspiring to all of us, especially those that have been involved in the agriculture most of our lives. So, these young folks, like Cristian, are our brightest and most ambitious. They're the future to rooting out any hunger problems that we have in our country. These young folks are the key to feeding America for the generation to come.

Again, I want to commend Chairwoman Lupardo.

I'm proud to be a cosponsor on this and urge all our constituent -- or all of our colleagues to please join in supporting this resolution.

Thank you very much, Mr. Speaker.

ACTING SPEAKER AUBRY: Thank you, sir.

Mr. Salka.

MR. SALKA: Thank you, sir. And I want to commend the sponsor of this bill. We all understand what importance FFA is to our young people in our agricultural communities and even in our urban communities. I always like to tell a little story to prove my point, and my story is -- is this: I knew a woman who had to go through a divorce and had two children that she was responsible for bringing up, and I watched one young man, his name is Austin Nally. As he grew up and became involved with the FFA he developed skills and talents and aptitude toward responsible living and become a good citizen for his community. And now Austin has been accepted to a school in Iowa to study agricultural economics. And the community is proud of him, I'm very proud of him. And it's a case in point that FFA is an invaluable organization that has helped hundreds of -- thousands of young people on their path to a good career in agriculture because we know how important that is. And I know in Upstate communities we realize that FFA is -- is -- is growing, and that's a great thing. And the bigger they get and the more important they get to a community, the better off it is for that community.

So, again, I want to thank the sponsor, and this was definitely a -- something worth celebrating. So, thank you,

Assemblywoman. We all appreciate it.

ACTING SPEAKER AUBRY: Thank you.

Mr. Jones.

MR. JONES: Hi, Mr. Speaker. Thank you. I also want to speak on the resolution and thank our -- our Chairwoman for this and all the members of the Agriculture Committee. This morning, we -- we heard a wonderful story from a young person in -- in Queens. And just think about it, the FFA chapter in Queens is the largest in our State, which says a lot about how Future Farmers of America is -- is doing. And I was a member myself, Chateaugay Central School, of Future Farmers of America. It's a very important program. It teaches our young people leadership skills, not only in agriculture but also in public service and in our communities.

So, thank you very much to the sponsor of this. And it just shows how much we appreciate what our young people are doing. And as Mr. Tague said, these people are responsible -- are going to be responsible for our future in feeding of America. And thank you so much for this and we need to continue to support these young people in their endeavors to feed America and for the future of our agriculture. So, thank you.

ACTING SPEAKER AUBRY: Thank you, sir.

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

Page 11, Calendar No. 101, the Clerk will read.

THE CLERK: Assembly Bill No. A02211, Calendar

No. 101, Simon, Barron, Vanel. 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 Bill No. A02260, Calendar No. 102, Niou, Barron, Kim, Dinowitz, Epstein, Simon, Frontus, Richardson, Fall, Sayegh, Weprin, D. Rosenthal, Reyes, Solages, Abinanti, Cruz, Otis, González-Rojas. 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 Bill No. A02353, Calendar No. 103, Weinstein, Lupardo, Zebrowski, Taylor, Bronson. An act to amend the General Obligations Law, in relation to the statutory short form and other powers of attorney for purposes of financial and estate planning.

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

THE CLERK: Assembly Bill No. A02505, Calendar No. 104, Weinstein, Dinowitz, Seawright, Englebright, Gottfried, Zebrowski, Taylor. An act to amend the Civil Practice Law and Rules, in relation to claims relating to consumer goods.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02653, Calendar No. 105, Lavine, Gottfried, Vanel. An act to amend the Criminal Procedure Law, in relation to claims of ineffective assistance of counsel in pot-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 on Assembly print A.2653. This is a fast roll call. Any member who wishes to be recorded in the negative is reminded to contact the Majority or Minority Leader at the numbers previously provided.

(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. A02662, Calendar No. 106, Bichotte Hermelyn, Peoples-Stokes, Aubry, Gottfried, Walker, Cook, Perry, Pretlow, Dinowitz, Hevesi, L. Rosenthal, Reyes, Zebrowski, Barrett, Simon, Dickens, Rozic, Barnwell, O'Donnell, Epstein, Colton, Richardson, Hunter, Rodriguez, Seawright, Glick, Williams, Taylor, Vanel, Otis, Niou, Bronson, Carroll, Cruz, De La Rosa, Hyndman, Jacobson, Nolan, Pichardo, Ramos, Steck, Thiele, Kim, Frontus. An act to amend the Executive Law, in relation to ethnic or racial profiling.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02680, Calendar No. 107, Hunter, Vanel. An act to amend the Vehicle and Traffic Law, in relation to the suspension of a license to drive a motor vehicle or motorcycle; and to amend Chapter 382 of the Laws of 2020 amending the Vehicle and Traffic Law relating to the suspension of a license to drive a motor vehicle or motorcycle, in relation to the suspension of a license to drive a motor vehicle or motorcycle and the effectiveness thereof.

ACTING SPEAKER AUBRY: The bill is laid aside.
Mrs. Peoples-Stokes.

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

ACTING SPEAKER AUBRY: We have numerous fine resolutions, Mrs. Peoples-Stokes. We'll take them 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. 64 and 65 were unanimously adopted.)

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Mr. Speaker, I now move that the Assembly stand adjourned until 11:00 a.m., Wednesday February the 24th, tomorrow being a Session day.

ACTING SPEAKER AUBRY: And we will call on Ms. Hunter for an announcement.

MRS. PEOPLES-STOKES: Oh, we do need to call on Ms. Hunter, don't we?

(Laughter)

Yes, Ms. Hunter for an announcement, please.

MS. HUNTER: Yes, Mr. Speaker, there will be a need for an immediate Majority Conference at the adjournment of Session.

ACTING SPEAKER AUBRY: A Majority Conference at the immediate adjournment of Session.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Mr. Speaker, I now move that the Assembly stand adjourned until 11:00 a.m. Wednesday February the 24th, tomorrow being a Session day.

Thank you, Mr. Speaker.

ACTING SPEAKER AUBRY: The Assembly stands adjourned.

(Whereupon, at 2:09 p.m. the Assembly stood adjourned until Wednesday, February 24th at 11:00 a.m., that being a Session day.)