

MONDAY, MAY 10, 2021

2:57 P.M.

ACTING SPEAKER AUBRY: The House will come to order.

As we open today's Session, let us pause for a moment of silence in honor of our friend, colleague and former Speaker Pro Tem Aurelia Greene of the Bronx. She passed away on Saturday. While we will honor this remarkable woman and other colleagues whom we have lost during our traditional memorial later in this Session, it is fitting to dedicate a moment of silence as our remembrance of her dedication to public service and to this House and to our source of loss at her passing.

(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 Saturday, May 8th.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Mr. Speaker, I move to dispense with the further reading of the Journal of Saturday, May the 8th and ask that the same stand approved.

ACTING SPEAKER AUBRY: Without objection, so ordered.

MRS. PEOPLES-STOKES: Thank you, Mr. Speaker. It's a pleasure to welcome colleagues back to the Chambers, both who are with us here in the building and those who are with us remotely. I would like to share a quote. This one again is from Caroline Myss. You can probably tell, I've been doing a lot of her reading lately. She says, "We are not designed to be critical of others or ourselves; we think ill of others only out of fear." Again, this is from Caroline Myss. She's a *New York Times* best-selling author, internationally renowned speaker and a speaker particularly on the issues of human consciousness.

Mr. Speaker, members should be mindful that this is the first Session day of the 19th week of the 244th legislative Session. And that colleagues have on their desk a main Calendar with 58 new bills. This Calendar goes from Calendar No. 280 to Calendar No. 337. Our principal work for today will be taking up resolutions on

page 3 and then we will consent all of the new bills, Mr. Speaker, beginning again with Calendar No. 280. And I'll have an opportunity perhaps later to announce any further bills that we may do and/or take up any debates that we may take up. That for sure there's going to be a need for Majority Conference immediately following the conclusion of our work on the floor today and, Mr. Speaker, as always I'll consult with our colleagues on the other side to determine what their needs are. That's the general outline of where we're going today. If there are any introductions or housekeeping, now would be a great time, sir.

ACTING SPEAKER AUBRY: We have one item of housekeeping, Ms. Majority Leader.

On a motion by Mr. Gottfried, page 16, Calendar No. 30, Bill No. A126, amendments are received and adopted.

Page 3, Assembly No. 256 on resolutions. The Clerk will read.

THE CLERK: Assembly Resolution No. 256, Mr. Kim. Legislative Resolution memorializing Governor Andrew M. Cuomo to proclaim May 2021 as Older New Yorkers 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. 257, Ms. Hunter. Legislative Resolution memorializing Governor Andrew M. Cuomo to proclaim May 2021 as Building Safety 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. 258, Ms. Darling. Legislative Resolution memorializing Governor Andrew M. Cuomo to proclaim May 2021 as Foster Care 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. 259, Ms. Buttenschon. Legislative Resolution memorializing Governor Andrew M. Cuomo to proclaim July 2021 as Ice Cream Month in the State of New York.

ACTING SPEAKER AUBRY: Ms. Buttenschon on the resolution.

MS. BUTTENSCHON: Thank you, Mr. Speaker. Dairy farmers are a vital -- are a vital part of New York State's vibrant agricultural community that helps fuel the New York State economy. While there are several tasty dairy products produced in our State, the sweetest is that of our ice cream. There really isn't anything better than a nice scoop of ice cream of your favorite flavor on a hot summer day. That is why it's fitting to have this resolution proclaiming July of this year as Ice Cream Month in the State of New York. While many

of us take these delicious treats for granted, our farmers work diligently to ensure that milk products are produced in the State of New York to create this ice cream. So through a lifetime a dairy cow can produce enough milk for about 9,000 gallons of ice cream. This July as you're out and about be sure to enjoy a nice cool ice cream that is produced in the fine State of New York. Thank you.

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. 260, Mr. Smith. Legislative Resolution memorializing Governor Andrew M. Cuomo to proclaim May 2021 as Brain Tumor 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.

Page 4, Calendar No. 280, the Clerk will read.

THE CLERK: Assembly No. A00216, Calendar No. 280, Gottfried, Paulin. An act to amend the Public Health Law, in relation to retail clinics.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A00256, Calendar No. 281, Paulin, Dinowitz, Englebright, Galef, Griffin, Jacobson, McDonough, Seawright. An act to amend the General Business Law, in relation to the prohibition of the sale of infant inclined sleepers and

the restriction of the use of such sleepers in certain settings.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect on the 60th day.

ACTING SPEAKER AUBRY: The Clerk will record the vote on Assembly print 256. This is a -- I'm sorry, 256. 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. First vote of the day, members.

(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. A00267, Calendar No. 282, Gunther, Rodriguez. An act to amend the Arts and Cultural Affairs Law and the Economic Development Law, in relation to creating the arts and cultural district.

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 on Assembly print 267. 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. A00306, Calendar No. 283, Gottfried, Cahill, J. Rivera, Glick, Paulin, Cook, Perry, Englebright, O'Donnell, L. Rosenthal, Hevesi, Bronson, Fahy, Dickens, Taylor, Simon, Barron, Sayegh, Cruz, Reyes, Abinanti, Darling, Fernandez, Gallagher, Griffin, Seawright, Burdick, Kelles, Jackson, Lavine, González-Rojas, Bichotte Hermelyn, Otis. 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. A00394, Calendar No. 284, Zebrowski, Jacobson. An act to amend the Vehicle and Traffic Law, in relation to prohibiting retail dealers of second hand motor vehicles from selling motor vehicles required to contain an inflatable restraint system by the Federal motor vehicle safety standard applicable to that vehicle unless such vehicle is equipped with an inflatable restraint system which conforms to the Federal motor vehicle safety standard applicable to that vehicle.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A00502, Calendar No. 285, Carroll, Cahill, Englebright, Jacobson, Lupardo, Anderson, Jackson, Galef, Mitaynes, L. Rosenthal, Burdick, Otis. Concurrent

Resolution of the Senate and Assembly proposing an amendment to Section 5 of Article 2 of the Constitution, in relation to the ten day advance registration requirement.

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

THE CLERK: Assembly No. A00564-A, Calendar No. 286, Paulin, McDonough, Seawright, Dinowitz, Fahy, Gottfried, Weprin, Pheffer Amato, Simon. An act to amend the General Business Law, in relation to prohibiting the sale of infant walkers and restricting the use of such infant walkers in certain settings.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A00662, Calendar No. 287, L. Rosenthal. An act to amend the Lien Law, in relation to adding certain notice requirements for enforcing liens on goods in self-storage facilities and prohibiting enforcement of such liens during the COVID-19 State disaster emergency.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A00715, Calendar No. 288, L. Rosenthal, Weprin. An act to amend the Public Health Law and the Education Law, in relation to authorizing emergency medical service personnel to provide basic first aid to cats and dogs under certain circumstances.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A00826, Calendar No.

289, Wallace. An act to amend the General Municipal Law, in relation to permitting the Depew Union Free School District to establish an insurance reserve fund.

ACTING SPEAKER AUBRY: On a motion by Ms. Wallace, 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 on Senate print 2675. 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. A01202, Calendar No. 290, Seawright, Simon, Eichenstein, Dickens, Rozic, Galef. An act to amend the Penal Law, in relation to mandated training or counseling in hate crime prevention and education for individuals convicted of hate crimes.

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 on Assembly print 1202. 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.)

Ms. Seawright to explain her vote.

MS. SEAWRIGHT: Thank you, Mr. Speaker, for allowing me to rise and explain my vote. I rise in support of this important legislation. Earlier today I was with Senator Stavisky in a park to meet with a 15-year-old who was a victim of a hate crime. Hate has no place in New York State. There has been a disturbing -- a disturbing rise in hateful acts of violence in New York and across the nation. In August our government district office was the subject of an anti-Semitic attack, white paint and an anti-Semitic note left at the door with two more attacks following on our district office and our campaign office. Our legislation will make anti-hate training for every person convicted of a hate crime. Promoting tolerance and respect for others is essential to keeping our community safe. Mr. Speaker, I'm pleased to cast my vote in the affirmative and I thank my colleagues for supporting this important legislation.

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

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A01360-A, Calendar No. 291, Magnarelli, Lupardo, Santabarbara, Woerner, Bronson. An act to amend the Transportation Law, in relation to the interagency

coordinating committee on rural public transportation; and to amend the Social Services Law, in relation to the transportation of eligible persons residing in a rural area.

ACTING SPEAKER AUBRY: On a motion by Mr. Magnarelli, 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 on Senate print 1509. 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 number 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. A01524, Calendar No. 292, Reyes, Epstein, Gottfried, D. Rosenthal, L. Rosenthal, Aubry, Simon, O'Donnell, Joyner, Jean-Pierre, Montesano, Stirpe, Barron, Cook, Taylor, Williams, Cruz, Abbate, Woerner, Niou, Hunter, Jacobson, Lavine, Dickens, Dinowitz, Colton, Hevesi, Lupardo, Seawright, Anderson, Griffin, Sillitti, Eichenstein, Fernandez, Gallagher, Otis, Jackson, Englebright, Darling, Zinerman, Barnwell, Nolan, Rajkumar, Mamdani, Lunsford, Rodriguez, Forrest, Thiele, Ramos, Richardson. An act to amend the Social Services Law, in relation to establishing a Statewide restaurant meals program as part

of the Supplemental Nutrition Assistance Program.

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

THE CLERK: Assembly No. A02147, Calendar No. 293, Jean-Pierre, Colton, Rozic. An act to amend the Correction Law, in relation to providing inmates with access to breast cancer screenings and information about breast self-examinations.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect on the 180th day.

ACTING SPEAKER AUBRY: The Clerk will record the vote on Assembly print 2147. 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. A02206, Calendar No. 294, Barrett, Seawright, Dinowitz, De La Rosa, Weprin, Reyes, Lavine, Quart, Bronson, Gottfried, Glick, Rodriguez, Simon, Otis, Griffin, Galef, Jackson, Sillitti, Bichotte Hermelyn. An act to establish a task force to explore the effects of cyber-bullying in New York State and potential measures to address such effects; and

providing for the repeat of such provisions upon the expiration thereof.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A02519, Calendar No. 295, Cymbrowitz, Abbate, Bronson, Peoples-Stokes, Weprin, Abinanti, Seawright, Bichotte Hermelyn, Hevesi, Ramos, Reyes, Gottfried, Walczyk, Wallace, Cruz, Jacobson. 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: Read the last section.

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

ACTING SPEAKER AUBRY: The Clerk will record the vote on Assembly print 2519. 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. A03034, Calendar No. 296, McDonald, Otis. An act to amend the Real Property Tax Law, in relation to the taxable status date.

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 3034. 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. A03112-A, Calendar No. 297, Epstein, Weprin, Nolan, Hevesi, Reyes, Seawright, Simon, Gottfried, Perry, Taylor, Davila, Englebright, Gallagher, González-Rojas, Steck, Jackson, Bichotte Hermelyn, Fernandez. An act to amend the Executive Law, in relation to directing the Division of Human Rights to promulgate regulations requiring housing providers to provide tenants with notice of their rights related to lawful source of income discrimination.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A03143, Calendar No. 298, Epstein, Gottfried, Barron. An act to amend the Alcoholic Beverage Control Law, in relation to making the provisions governing the various on-premises liquor licenses consistent with respect to public interest factors that may be considered by the State Liquor Authority when evaluating the merits of a license application.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A03213-A, Calendar

No. 299, Rodriguez, Montesano, Fahy, Peoples-Stokes, Woerner, Weprin, Barron, Gottfried, Palmesano, Santabarbara, Ramos, Pichardo, Joyner, Epstein, Aubry, DeStefano, Cruz, Lavine, Glick, Simon, Carroll, Fernandez, Jacobson, Galef, McDonald, Dickens, Quart, Kelles, Lupardo, Cook, Mitaynes, Septimo, Braunstein, Taylor, De La Rosa, Seawright, González-Rojas, O'Donnell, Reyes, Richardson, Abbate, Griffin. An act to amend the General Business Law, in relation to the secure choice savings program.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A03234, Calendar No. 300, Hunter, Stirpe. An act to amend the General Municipal Law, in relation to permitting the Liverpool Central School District to establish an insurance reserve fund.

ACTING SPEAKER AUBRY: On a motion by Ms. Hunter, 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 on Senate print 4431. 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. A03300, Calendar No. 301, Epstein, Gottfried, Reyes, Simon, Fall, Cook, Taylor, Gallagher, Steck, Jackson, Fernandez. An act to amend the Civil Practice Law and Rules, in relation to requiring a certificate of merit in proceedings to recover possession of real property.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A03320, Calendar No. 302, Epstein, Gottfried, Reyes, Simon, Fall, Cook, Taylor, Gallagher, Steck, Jackson, Fernandez. An act to amend the New York City Civil Court Act and the Real Property Actions and Proceedings Law, in relation to stipulations in summary proceedings to recover possessions of real property.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A03412-A, Calendar No. 303, Solages, Bichotte Hermelyn, Seawright, Steck, Cook, Lavine, Colton, Perry, Simon, Barron, Hyndman, Niou, Pichardo, De La Rosa, Davila, Dickens, Williams, Jean-Pierre, Weprin, Vanel, Zebrowski, Ramos, Rozic, Gottfried, Abinanti, Epstein, Cruz, Hevesi, Aubry, Glick, Rosenthal L, Fernandez. 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. A03489, Calendar No. 304, Galef, Wallace, Otis. An act to amend the Real Property Tax Law, in relation to a residential revaluation exemption.

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 3489. 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. A03768-A, Calendar No, 305, Cusick. An act to amend the Public Service Law, in relation to net energy metering for fuel-flexible linear generator electric generating equipment.

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 3768-A. 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.)

Mr. Palmesano to explain his vote.

MR. PALMESANO: Thank you, Mr. Speaker. To explain my vote. To my colleagues, as you know, when an issue of net metering comes up I'm very critical of the issue because primarily

it's a cost shift to ratepayers. Generally with net metering you see a credit for generating customers at the retail rate versus the avoided cost rate for access generation. With the bill you have two parts of it, the generation cost of the supply of the commodity and also on the transmission and distribution which the utility uses to do upgrades to the grid and improve this infrastructure. That's where my concerns have come in when we reimburse on the retail rate. I was (inaudible) that we did more research on this bill we found out that this legislation actually does reimburse the credit at the avoided cost rate so there's no shift in those costs for the transmission and distribution to the ratepayer from that perspective. From my perspective all net metering should be done and credited at the avoided cost rate versus the full retail rate because that would save a shift and those costs to ratepayers. I won't get into the technology because that will take me a lot longer and I don't want to speak 100 miles per hour like I usually do on some bills. So I just want to say it's a very promising technology from everything I've read and seen about it and I like the flexibility of it because it not only can use fuels like hydrogen but it can also use propane and natural gas which I like and it could be really important for reliability purposes. So because, Mr. Speaker, and my colleagues this does credit the avoided cost rate and not the retail rate so there will be no shift to the ratepayer for the transmission and distribution charges which are used to help maintain the grid, that's important and so for those reasons I think we should be looking to do that for all net metering personally in the future. But for those

reasons because this legislation is on the avoided cost rate, I am happy to support this legislation and I certainly encourage my colleagues to do the same. Thank you.

ACTING SPEAKER AUBRY: Mr. Palmesano in the affirmative.

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A03805-A, Calendar No. 306, Cusick, Colton, Williams, Carroll, Griffin, Stern, Gottfried, Steck, Reyes, Paulin, Perry, Fahy, Wallace, Abinanti, D. Rosenthal, Barron, Jones, Cruz, Solages, Pheffer Amato, Zebrowski, Simon, L. Rosenthal, Quart, Davila, Hevesi, M. Miller, Sayegh, Glick, Rodriguez, Magnarelli, Epstein, O'Donnell, Rozic, Gunther, Woerner, Frontus, Weprin, Barnwell, Hunter, Rivera J, Otis, Schmitt, Stirpe, Fernandez, Vanel, Galef, Cook, Dinowitz, Barrett, Seawright, Niou, Ashby, Hyndman, McDonald, Cymbrowitz, Thiele, Englebright, Dickens, Anderson. An act to amend the Public Service Law, in relation to the transfer of bill credits associated with the electricity produced by community distributed generation facilities.

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

THE CLERK: Assembly No. A04046, Calendar No. 307, Colton, J. Rivera, Abbate, Cruz, Aubry, Ashby, Montesano,

DeStefano, Dickens, Hyndman, Williams, Taylor, Jacobson. An act to amend the Vehicle and Traffic Law, in relation to parking infractions.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A04060, Calendar No. 308, Abbate. An act to amend the Civil Service Law, in relation to employees classified as the Triborough Bridge and Tunnel Authority superior officers benevolent association of an MTA-employer and the resolution of disputes in the course of collective negotiations.

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

THE CLERK: Assembly No. A04112, Calendar No. 309, Thiele, Cook, Galef, Santabarbara, Zebrowski, McDonough, Rozic, L. Rosenthal, Barron, Otis. An act to amend the General Business Law, in relation to zone pricing of gasoline, and to amend Chapter 579 of the Laws of 2008, amending the General Business Law relating to zone pricing of gasoline, in relation to zone pricing for retail motor fuel based on geographic location.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A04125, Calendar No. 310, Abbate. An act to amend the Civil Service Law, the Public Authorities Law and the Military Law, in relation to suspension or demotion upon the abolition or reduction of positions for labor class and noncompetitive tiles; and to repeal Section 80-a of the Civil Service Law relating thereto.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A04158, Calendar No. 311, Lavine, Fitzpatrick, Jacobson, Galef, Otis. An act to amend the Election Law, in relation to prohibiting private individuals or entities to pay for the administrative expenses associated with the conduct of a referendum.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A04431, Calendar No. 312, Vanel, Jacobson, Stirpe, Galef, Burdick. Concurrent Resolution of the Senate and Assembly proposing an amendment to Section 2 of Article 2 of the Constitution, in relation to authorizing ballot by mail by removing cause for absentee ballot voting.

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

THE CLERK: Assembly No. A04494, Calendar No. 313, Galef, Byrne. An act to amend the General Municipal Law, in relation to insurance reserve funds for the Carmel Central School District.

ACTING SPEAKER AUBRY: On a motion by Ms. Galef, 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 on Senate print 4481. 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. A04496, Calendar No. 314, De La Rosa, Otis. An act to amend the Public Service Law, in relation to requiring the release of individuals from utility corporation services in instances of domestic violence.

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 4496. 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.)

Mr. Goodell to explain his vote.

MR. GOODELL: Thank you, sir. I will be supporting this legislation to allow domestic violence victims to opt out of a utility contract; however, I do have some concerns that I hope are addressed by the sponsor or by this legislative Body moving forward. My first concern is a concern that we are once again comparing the validity of an existing contract by taking a group of people and basically saying to the utility companies you cannot count

on that individual's signature on the contract to be valid and enforceable, because if that individual subsequently or even at the time is a victim of domestic abuse they can walk from a written contract that they've signed. And I understand that the Constitutional prohibition against comparing the validity of an existing contract is not immutable but it's a dangerous precedent and we should be careful. Second, this bill does not address a number of corollary issues which I hope the sponsor will address at some point, namely does the victim of domestic abuse still have responsibility for any past due accounts. Can a utility company cancel the contract on the remaining people who may have signed the contract like the abuser. Because after all, the victim may have been the only one who has had income or who had a high enough credit score to justify the extension of credit.

So I hope that those are issues that are addressed either by the Public Service Committee [sic] or by the sponsor moving forward. But I will be supporting this because I recognize the challenges that we have with a victim of domestic abuse who may be on a contractual arrangement with the abuser for utilities, especially if the victim moves out of the house, they don't want to keep paying for the utilities of the house or an apartment that they no longer reside within. So for those reasons I'll be supporting it. Thank you, sir.

ACTING SPEAKER AUBRY: Mr. Goodell in the affirmative.

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A04522, Calendar No. 315, Galef, L. Rosenthal, Englebright, Weprin, Seawright, Colton. An act to amend the Public Health Law, in relation to the manufacture and sale of seasonal and decorative lighting products containing lead.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A04750, Calendar No. 316, Zebrowski. An act to amend the Real Property Tax Law, in relation to extending limitations on the shift between classes of taxable property in the Town of Clarkstown, County of Rockland.

ACTING SPEAKER AUBRY: On a motion by Mr. Zebrowski, 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 on Senate print 3996. 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.)

Mr. Goodell.

MR. GOODELL: Thank you, sir. Please record the following Assembly members in the negative on this legislation: Mr. Fitzpatrick, Mr. Lalor, Mr. Norris and Mr. Tague and Mr. Palmesano. Also Mr. Byrne. Thank you, sir.

ACTING SPEAKER AUBRY: So noted. Thank you.

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A04954, Calendar No. 317, Pichardo, Sayegh, Jackson. An act to amend the Public Health Law, in relation to the provision of informed consent.

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

THE CLERK: Assembly No. A04962, Calendar No. 318, Zebrowski. An act to amend the Penal Law, in relation to the unlawful use or operation of an unmanned aircraft.

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 on Assembly print 4962. 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. A05062, Calendar No.

319, Kelles, McDonald, Dinowitz, Magnarelli, Jackson, Galef, Sillitti, Barron, Lawler, Montesano, Fahy, Otis. An act to amend the Public Health Law, in relation to giving schools improved access to the Statewide immunization database.

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 5062. 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.)

Ms. Kelles to explain her vote.

MS. KELLES: Thank you, Mr. Speaker. To explain my vote. I'm still getting used to it. I want to explain my vote for this. This was inspired by the school districts in -- in my district specifically after a study was done that showed that the nurses who should be focusing their time as much as possible of course on the students have been spending -- at least 30 percent of them have been spending more than 20 hours a week downloading one data item at a time and then hand putting it into their database wasting massive amounts of administrative time where they should be spending that time on youth. So this bill corrects that issue. It allows for them to download immunization data in batch mode and then import that into their existing database and coordinates the two systems. So a very straightforward bill and I encourage all of my colleagues to support it

and thank you. I support obviously my bill in the affirmative. Thank you.

ACTING SPEAKER AUBRY: Ms. Kelles in the affirmative.

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

And, Ms. Kelles, I understand this is your first.

Congratulations and a long history for you.

(Applause)

They won't do that again the next time you pass a bill.

(Laughter)

The Clerk will read.

THE CLERK: Assembly No. A05565, Calendar No. 320, Jean-Pierre, Englebright, Cook, Taylor, Barron, J. Rivera, Richardson, Gottfried, Montesano, Durso. An act to amend the Navigation Law, in relation to requiring working marine carbon monoxide detectors to be carried on certain boats.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect on the 180th day.

ACTING SPEAKER AUBRY: The Clerk will record the vote on Assembly print 5565. 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. A05728, Calendar No. 321, Glick, Gottfried, Abinanti, L. Rosenthal, Fahy, Colton, Jacobson, Steck, Perry, Paulin, Burdick, Kelles. An act to amend the Environmental Conservation Law, in relation to prohibiting the use of lead ammunition in the taking of wildlife on state-owned land and land contributing surface water to the New York City water supply.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A05775, Calendar No. 322, Glick, L. Rosenthal, Lupardo, Cook, Vanel, Jean-Pierre, Zebrowski, Abbate, Seawright, J. Rivera. An act to amend the Domestic Relations Law, in relation to requiring the court to consider the best interest of a companion animal when awarding possession in a divorce or separation proceeding.

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

THE CLERK: Assembly No. A05858, Calendar No. 323, Dinowitz. An act to amend Chapter 455 of the Laws of 1997 amending the New York City Civil Court Act and the Civil Practice Law and Rules relating to authorizing New York City Marshals to exercise the same functions, powers and duties as Sheriffs with

respect to the execution of money judgments of the Supreme and Family Courts of the City of New York and defining the term "the sheriff" as used therein, in relation to extending the effectiveness 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 on Assembly print 5858. 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. A06014, Calendar No. 324, Magnarelli, Dinowitz, McDonald, Englebright, Cymbrowitz, Simon, Sillitti, Thiele, Gallagher, Galef, Buttenschon, Abbate, Jacobson, Lavine. An act to amend the Vehicle and Traffic Law, in relation to penalties for purposefully obstructed license plates.

ACTING SPEAKER AUBRY: Read the last section.

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

ACTING SPEAKER AUBRY: The Clerk will record the vote on Assembly print 6014. 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. A06096, Calendar No. 325, Abbate. An act to amend Chapter 695 of the Laws of 1994 amending the Civil Service Law relating to injunctive relief in improper practice cases, in relation to extending the effectiveness of provisions contained therein.

ACTING SPEAKER AUBRY: On a motion by Mr. Abbate, 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 on Senate print 6065. 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. A06222, Calendar No. 326, Wallace, Barron, Bichotte Hermelyn. An act to amend the Public Health Law, in relation to requiring translations of a patient's right;

and in relation to the posting of information relating to the long-term care ombudsman program.

ACTING SPEAKER AUBRY: On a motion by Ms. Wallace, 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 on Senate print 4377. 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.)

Mr. Goodell to explain his vote.

MR. GOODELL: Thank you, sir. I will be voting no on this. I thoroughly support the idea of posting a patient Bill of Rights which we already do but I'm opposed to requiring that every posting be in six languages. I appreciate the diversity that some of my colleagues have in their districts and I think it would be a great idea in their districts to have a notice predominantly posted in all their languages but New York State is not one-size-fits-all and never should be. In my district if we posted a notice in six language -- languages four to five of those would be irrelevant because no one in the nursing home would speak those alternative languages. And so every time we add more and more requirements we make it more difficult to do work in New York State. We increase the cost and really we should, in my opinion, recognize the differences between regions when we're

passing legislation. And for that reason I will not be supporting this.
Thank you, sir.

ACTING SPEAKER AUBRY: Mr. Goodell in the
negative.

Ms. Wallace to explain her vote.

MS. WALLACE: Thank you, Mr. Speaker, for
giving me the opportunity to quickly explain my vote. As we all
know ombudsmans act as advocates for nursing home residents and
for residents of assisted-living facilities. This legislation will require
that information about the ombudsman program be posted in the room
of each resident so that they have greater awareness of this program.
And as my colleague noted, it would also require that the notice be
translated in different languages so that it is easily readable by
residents in those facilities. I want to thank my colleagues for
supporting this legislation and I vote in the affirmative.

ACTING SPEAKER AUBRY: Ms. Wallace in the
affirmative.

Mr. Goodell.

MR. GOODELL: Thank you, sir. Please record the
following colleagues in the negative: Mr. Blankenbush, Mr.
Brabenec, Mr. DiPietro, Mr. Friend and Mr. Hawley. Thank you, sir.

ACTING SPEAKER AUBRY: So noted.

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A06392, Calendar No. 327, Peoples-Stokes, Gottfried, McMahon, Thiele, Bronson, Quart, Galef. An act to amend the Public Health Law, in relation to allowing Donate Life registration on electronic application forms administered by the Office of Temporary Disability Assistance, the Higher Education Services Corporation, and on mandatory electronic tax filings.

ACTING SPEAKER AUBRY: Read the last section.

THE CLERK: This act shall take effect on the 180th day.

ACTING SPEAKER AUBRY: The Clerk will record the vote on Assembly print 6329. 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.)

Mr. Palmesano to explain his vote.

MR. PALMESANO: Yes, Mr. Speaker. I just want to commend the sponsor on introducing this legislation. I think it's bills like this that we've been talking about to increase our donor registration rules and I just remind my colleagues we have been making progress but we can and we must do better. Again currently in New York right now we have nearly 9,000 New Yorkers who've been wait for a lifesaving organ transplant. We have 1,500 who've been waiting for more than five years. We have the third highest need for organs but the second worst registry in the country. There's 52

registries across our country and our territories. New York is number 51 out of 52. The national average of donation rate is 62 percent and New York is number 51 at 43 percent. Sadly in 2020 we lost nearly 600 New Yorkers waiting for lifesaving organ transplants. But I will remind my colleagues, the most important statistic to keep in mind is that one person, just one person who chooses to donate at the time of their death can save up to eight lives and impact the lives of 75 others through eye and tissue donations. So let us continue our quest for legislation like this. Let us continue to ask that question to New Yorkers. New Yorkers are good. The more we give them the opportunity to say yes they will say yes. So I hope we can expand and look for additional opportunities to get this question in front of people and ask them yes, will you become an organ donor? And I believe it is a yes. Let's put it on tax forms. Let's put it on other State forms, whether they are licenses, State licenses or renewal licenses, whatever it may be. Let's put it everywhere we can. And the more we put this question in front of people the more people are going to say yes and we're going to increase those numbers and at the end of the day it's legislation like this that will lead us to saving more lives which is what it's all about. So thank you, Mr. Speaker, and my colleagues. I vote yes.

ACTING SPEAKER AUBRY: Mr. Palmesano in the affirmative.

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A06474, Calendar No. 328, Weinstein, Hevesi, McDonald, Fahy. An act to amend the Civil Practice Law and Rules, in relation to the rate of interest applicable to money judgments arising out of consumer debt.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A06671-A, Calendar No. 329, Paulin, Barron, Galef. An act to amend Chapter 74 of the Laws of 2020 relating to directing the Department of Health to convene a work group on rare diseases, in relation to the deadline to submit a report on rare diseases and 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 on Assembly print 6671-A. 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. A06809, Calendar No. 330, Glick. An act to amend the Education Law, in relation to the requirements for a license as a professional engineer; and to repeal

certain provisions of such law relating thereto.

ACTING SPEAKER AUBRY: Read the last section. Oh, I'm sorry. Excuse me. On a motion by Ms. Glick, the Senate bill is before the House. The Senate bill is advanced. Read the last section.

THE CLERK: This act shall take effect on the 180th day.

ACTING SPEAKER AUBRY: The Clerk will record the vote on Senate print 3541. 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. A06952, Calendar No. 331, Glick. An act to amend the Executive Law, in relation to the development of uniform standards for the coloring of wind turbine rotor blades.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A06964, Calendar No. 332, Gottfried. An act to amend the Public Health Law, in relation to the scope of the Temporary Operator Law; and to amend Chapter 56 of the Laws of 2013 amending the Public Health Law relating to the general public health work program, in relation to making the

temporary operator provisions permanent.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A06965, Calendar No. 333, Gottfried. An act to amend Chapter 56 of the Laws of 2013, amending the Public health Law relating to the general public health work program, in relation to the effectiveness thereof.

ACTING SPEAKER AUBRY: The bill is laid aside.

THE CLERK: Assembly No. A07094, Calendar No. 334, Lavine. An act to amend the Real Property Tax Law, in relation to base proportions in assessing units in Nassau County.

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 7094. 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.)

Mr. Goodell to explain his vote.

MR. GOODELL: Thank you, sir. For my Upstate colleagues who are not familiar with what base proportion adjustment means, in Nassau and Suffolk County they allocate the real property tax burden between residential customers or residential individuals and everyone else, commercial and industrial. And -- and they do that so that if there's a loss in assessment in the commercial area for example, let's say a power plant closes, that it doesn't resolve in a huge

increase in the tax rate for residential customers. And that's the advantage. It provides stability for residential customers. The disadvantage is that as a result of this the entire hit, if you will, and a major change in the tax base is all borne by the businesses and the industry that are in that other base rate. And what this bill does is say that the amount of assessment that's shifted over on to a residential classification cannot exceed 1 percent a year. So it slowly makes the adjustment over a number of years. And most of my Long Island colleagues will likely support this. In the past most of the Upstate residents who aren't effected by this oppose it because of their concern that it transfers taxes onto businesses and industry. Thank you, sir. I will be voting no, but most of my colleagues certainly on Long Island will be voting yes.

ACTING SPEAKER AUBRY: Mr. Goodell in the negative.

Mr. Goodell.

MR. GOODELL: Thank you, sir. Please record the following colleagues of mine in the negative: Mr. Brabenec, Mr. Byrne, Mr. DiPietro, Mr. Fitzpatrick, Mr. Friend, Mr. Gallahan, Mr. Giglio, Mr. Hawley, Mr. Manktelow, Mr. Norris, Mr. Palmesano, Mr. Simpson, Mr. Tague and Ms. Walsh. Also Mr. Schmitt.

ACTING SPEAKER AUBRY: So noted.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Mr. Speaker, if you could record our colleague Mrs. Gunther in the negative on this one.

ACTING SPEAKER AUBRY: So noted.

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

THE CLERK: Assembly No. A07123, Calendar No. 335, Woerner. An act to amend Chapter 440 of the Laws of 2012 amending the Insurance Law relating to a health savings account pilot program, 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 on Assembly print 7123. 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. A07174, Calendar No. 336, Walker. An act to amend the General Municipal Law, in relation to urban development action areas.

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 7174. 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. A07181, Calendar No. 337, Conrad. An act to amend the Education Law, in relation to authorizing the New York State Teachers' Retirement System to accept alternate methods of postal mail for submittal of forms and applications.

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 7181. 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.)

Mr. Conrad to explain his vote.

MR. CONRAD: Thank you, Mr. Speaker. This seemingly innocuous bill is giving some flexibility to our teachers in retirement to be able to have multiple forms to be able to submit their applications. I will be voting in the affirmative.

ACTING SPEAKER AUBRY: Mr. Conrad in the affirmative.

Are there any other votes? Announce the results.

(The Clerk announced the results.)

The bill is passed.

Mr. Conrad, you join your colleagues in this momentous occasion. Your first bill, also. Congratulations, sir.

(Applause)

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Thank you, Mr.

Speaker. Colleagues, if we could turn our attention to page 27. We're going to take up Calendar No. 182 on debate by Mr. Englebright.

ACTING SPEAKER AUBRY: The Clerk will read.

THE CLERK: Assembly No. A04596, Calendar No. 182, Englebright, Colton, Cook, L. Rosenthal, Carroll, Abinanti, Otis, Glick, Barrett, Griffin, Kelles. An act to amend the Environmental Conservation Law, in relation to compilation of data on pesticides.

ACTING SPEAKER AUBRY: On a motion by Mr. Englebright, the Senate bill is before the House. The Senate bill is advanced. An explanation is requested, Mr. Englebright.

MR. ENGLEBRIGHT: Thank you, Mr. Speaker.

Can you hear me?

ACTING SPEAKER AUBRY: Yes, sir.

MR. ENGLEBRIGHT: Thank you very much. This is a -- a bill that would amend existing law in relation to the compilation of data regarding pesticide use by commercial applicators throughout the State.

ACTING SPEAKER AUBRY: Mr. Manktelow.

MR. MANKTELOW: Thank you, Mr. Speaker. Will the sponsor yield, please?

ACTING SPEAKER AUBRY: Mr. Englebright, will you yield?

MR. ENGLEBRIGHT: I yield.

ACTING SPEAKER AUBRY: The sponsor yields.

MR. MANKTELOW: Thank you, Mr. Chairman. One of the first questions I have is who's -- who's pushing for this change?

MR. ENGLEBRIGHT: This is an initiative that is congruent with the desire by victims of cancer in particular and others who have suffered from debilitation at varying levels from pesticides that has caused human negative health effects to have a data base that may be able to help demonstrate the relationship more clearly and more precisely between the use of these environmental poisons and the incidence of human disease.

MR. MANKTELOW: So has our Department of Conservation reached out to you about this at all?

MR. ENGLEBRIGHT: We're in constant contact with the Department and they have, in fact, communicated to us over the years in varying ways regarding the bill, the original law and also, you know, the varying issues that intersect with it.

MR. MANKTELOW: One thing I'd like to ask for you or from you, Mr. Chairman, is if at all possible because I'd like to

see the -- the e-mails or memos asking for these changes if that's possible, I would appreciate it.

MR. ENGLEBRIGHT: We haven't compiled a list of requests but it is at its face a logical thing to do to upgrade the existing law which apparently the discretion of the Department has not been used to keep up-to-date the reporting of information. So when we ask well, how is this information accessed and is it accessible we hear well, some of the information that we receive comes in in a format that we find awkward to use such as punch cards. We even heard that in some cases the punch cards are shipped overseas for transcription. It becomes pretty apparent that we need to revisit this at the legislative level because administratively there is the perception that the Legislature needs to give new instructions, so that's what we're doing.

MR. MANKTELOW: Okay. I know as a -- as a private applicator, I have a private applicator's license for my farm and I know that everything that we buy from our suppliers reported to New York State by the pesticides used and I see here you're going to be asking to compile more data in regards to the product name and the active ingredient. Who will be compiling all of that information?

MR. ENGLEBRIGHT: The format will be determined by the Department of Environmental Conservation and the actual information that is submitted would be from the applicators and it would be conformable to the -- the needs of the Department. So the answer is the applicators would be providing that information but they would be receiving some guidance from the Department.

MR. MANKTELOW: So that's all pesticides that are used in New York State?

MR. ENGLEBRIGHT: Correct.

MR. MANKTELOW: I was wondering, I know that a lot of pesticides -- some pesticides are boughten [sic] from like a Lowe's and Home Depot and Walmart. Is that information going to be required as well from the applicator there?

MR. ENGLEBRIGHT: This is a submission from the applicators, not from retail outlets if that's what your question is.

MR. MANKTELOW: Okay. So --

MR. ENGLEBRIGHT: If you're a registered applicator --

MR. MANKTELOW: All right. So if we're going to truly track the use of pesticides, is it not right to track all of them?

MR. ENGLEBRIGHT: We're trying to track them, yes. The retail information is required at the import level so we are keeping track of it, yes.

MR. MANKTELOW: So we have the retail information but we still don't know where those pesticides that are sold are being put out. We won't have an address or a location. As we do as farmers and commercial applicators when we do apply pesticides we have to do the date, the wind, the temperature, the location. All that information's already supplied and I'm pretty sure DEC has that as well.

So all this stuff will be put together through DEC, is

that correct? Once they get the information they'll compile it all?

MR. ENGLEBRIGHT: The DEC will be responsible for having it compiled, yes.

MR. MANKTELOW: So I know that in some of our rural areas that a lot of the commercial and private applicators use paper format because some of them do not have Internet access. What are we going to do to help them through that?

MR. ENGLEBRIGHT: Well, the Department has contracted with the Cornell University College of Agriculture and Life Sciences so they're not operating totally independently of academia. They are working with Cornell and so I think it's pretty clear that applicators applying pesticides will do so in a format that is requested by the Department and is obligated by this reform, if you will, and upgrade of existing law. It's been in a law for more than 20 years but times have changed and new reporting formats make sense within the context of changes. We're all familiar with changes that have occurred in the communications, electronic communications world. This is something that would enable some conformity to that new reality.

MR. MANKTELOW: So is the question I just asked, Mr. Chair, so if I'm in rural Upstate New York and I don't have Internet access, how would I do this?

MR. ENGLEBRIGHT: Well, I think if you're in rural Upstate New York you would have access to at the very least a -- a cell phone and you can work through your library. There are any

number of ways that you can access modern communication technology and indeed it's already required for such things as reporting to the Internal Revenue Service. So it is not a -- a totally foreign technology that is restricted by -- totally restricted by geography. I do acknowledge that some individuals will have to do something like go to their local library, yes.

MR. MANKTELOW: And some of these individuals are not computer savvy and I'm hoping that Cornell will take a look at that and come up with a solution. I think, again, we're putting a burden back on the user, the applicator rather than the State and we need to make it as easy as possible for our businesses. I'm not against the -- the information that they want. It's just how are we going to do this? How are people going to have the time? And, again, when we look at small business whether it's agriculture or any other business, every little burden that we put on them is another burden they have to deal with and it's really hard for them and I'm not sure we're doing them a favor if we don't get involved. And one of the asks I'll ask now is when we develop this format to report this whether Cornell does it, I just hope that they pull in some commercial applicators, some private applicators and some private people to get their input on how we're going to develop this to make it easy for them.

My other question was I see we're changing the date from July 1st to November 13th. Do you know why that change was put in place?

MR. ENGLEBRIGHT: To bring in toward the end of

the year at the end of the growing season, if you will, as opposed to when -- you know, when the lawns are being applied and the fields are being applied in the middle of the season. So by the time you get to November 30th it's easier to have a total summary of the whole prior in this case 11 months.

MR. MANKTELOW: Okay. I -- I would agree with that, as a farmer it's pretty tough to do it in early July. I'm not sure where that date came from originally, but it probably didn't work too well. So if I'm a person that wants some of this information that DEC is compiling, I can just contact DEC and they'll give me that information; is that correct?

MR. ENGLEBRIGHT: I would refer you to DEC. They may in turn forward you to Cornell. I have not personally attempted to access this data or this database. But I can tell you that it would make sense to start with the Department.

MR. MANKTELOW: Okay. And then further down the road once that data is compiled and they do have it, that's allowed to go out to anyone in New York State; is that correct?

MR. ENGLEBRIGHT: It's public information, yes.

MR. MANKTELOW: Okay. And in that public information, me as an applicator, would my information be given to them like location of why I applied the pesticide, the name of my farm, the chemicals that I use or is the name and location and -- name, location and address going to be left out of that information?

MR. ENGLEBRIGHT: I believe that that

information is primarily by zip code.

MR. MANKTELOW: So they'll be able to determine by zip code where most of the product is being used and what's in that product; is that correct?

MR. ENGLEBRIGHT: Basically yes, that is correct.

MR. MANKTELOW: Okay. So again, as I talked to you a little bit earlier about this, I think when this farmer is developed by the Department and Cornell, I think it's so important that we involve the people that are actually doing it so they can see firsthand what's -- what's involved with this, what they already have. A lot of this information is already put forward. And again it's another duplication or triplication of some of the requirements of using pesticides in New York State. But I do not have any other questions for you, sir, but I thank you for your answers and I'd like to go on the bill, Mr. Speaker. Mr. Speaker, I'd like to go on the bill.

ACTING SPEAKER MCDONALD: On the bill.

MR. MANKTELOW: Thank you, sir. As I look at this bill thinking about myself as being an applicator over many, many years and these things that we do to make things safe, you know, we post the properties, we -- everybody has the information around the fields. They already got that information. And when I was looking through the memo here and looking at some of the organizations that oppose this bill it's New York Pest Management Association, New York State Turf Grass Association, New York State Agribusiness Association and the last one that I have here is Alliance for

Environmental Concerns. And I think they all have the same concerns that, again, we're going to put another burden back on private business, back on our ag industry and for what? Because somebody wants more information, they want the active ingredients? We really need to start looking towards our businesses that they're glad to work with us but we need to work with them as well. And this is just a little bit of overstepping. DEC could compile just the name of the pesticides. They already have the list of the active ingredients that are in each pesticide so I'm not sure why our private applicators and our commercial applicators would have to do even more. And this is what we're talking about. It's so hard to find the time in business to do every little detail, every little extra. If they've got the information that's needed then let's go with it. Let's put the burden back on the State to compile that information and not our local businesses. So if we can just do a minor change I would love to support part of this bill but I cannot support it the way it is. Again, we're hitting up our businesses and asking them to do more for less time. So I would very much ask my colleagues to consider voting no on this. I think it's -- part of the bill's good but the Internet's not in place. Our businesses are already overworked and overloaded and I just need to consider them as well. So thank you, Mr. Speaker.

ACTING SPEAKER MCDONALD: Mr. Goodell.

MR. GOODELL: Thank you, Mr. Speaker. Would the sponsor yield?

ACTING SPEAKER MCDONALD: Will the

sponsor yield?

MR. ENGLEBRIGHT: I yield, yes.

MR. GOODELL: Thank you very much, Mr. Englebright. I note that under current law there's an annual report prepared by the DEC. Has the DEC advised you of any difficulty in preparing this annual report under current law?

MR. ENGLEBRIGHT: I have not personally spoken with the DEC about this. I have heard that the main difficulty is actually from individuals who have found that the Department has had significant delays. The last report that we have is from 2017. So although I have not personally spoken with the Commissioner about this, the absence of a timely reporting is pretty obvious and it helps underwrite the reason that we're doing this bill today because the Department obviously is struggling with the paper reporting format that we have now, it's causing delays.

MR. GOODELL: I apologize. You said the last time this report was produced was in 2017 or the last time it was on time?

MR. ENGLEBRIGHT: The last time that it was produced was in 2017.

MR. GOODELL: So you're saying under the current system the DEC is running four or five years behind?

MR. ENGLEBRIGHT: That is correct.

MR. GOODELL: Well, that addresses my second question which is have you ever read the recent report and the answer would be no since they haven't produced that recent report. Is there

any reason why the current law which allows this information to be submitted on a computer diskette as being eliminated, presumably if it's submitted on a computer diskette or in a computer format it would be relatively easy for the DEC to transfer to whatever format they wanted. Why are we eliminating the absence of a computer diskette?

MR. ENGLEBRIGHT: No one uses diskettes very much anymore. It is a technology and a format that is becoming less and less used and many modern computers can't even read them. Again, we're trying to move in the direction of increasing accessibility and we're being held back from accessing data and information that may provide information that will protect human health, protect our citizens from cancer and other diseases caused, we believe, in many instances by the use of pesticides. And we'd like to see the reporting brought up to speed so that researchers are able to make use of the information.

MR. GOODELL: I certainly understand and agree with your analysis on computer diskettes. I have -- I have several that I can no longer read because none of my equipment will read them but what about flash drives or things of that nature which are very common and don't require an Internet access? Shouldn't that be an allowable option?

MR. ENGLEBRIGHT: We have for these many years -- and by the way I was the original sponsor of the underlying law -- and the reason I sponsored it is because on Long Island and in many other parts of the State the incidences of cancer is as high as one

out of every eight or nine people, mostly women. Breast and other cancers are not limited to women but mostly it's women who contract this terrible disease and it's lethal often -- quite often and so that is why this bill was put forward to see if we could make more clear the relationship between the use of these environmental poisons as put forward in many, many studies showing the relationship between the use of environmental poisons and the incidences of cancer and other diseases. So that's almost two decades -- more than two decades ago now and it's time to take a look and see whether or not the information that we want to make accessible to health professionals is in fact accessible. And instead what we find is that the Department instead of using its discretion that was provided in the original legislation to use their discretion in a way that would allow for the information to be conveyed from the application industry to the Department. The Department has basically said well, you know, we need a new authorization.

MR. GOODELL: Mr. Englebright, I appreciate --

MR. ENGLEBRIGHT: (Inaudible) authorization.

MR. GOODELL: Mr. Englebright, I appreciate and understand your explanation on why you want this bill and why you think it's important that we have this information. My question really doesn't go to why we have this reporting requirement or why this report might be helpful. My question is why aren't we allowing zip drives? Is there a reason why we're not allowing the communication of electronic data using a zip drive or a comparable technology?

MR. ENGLEBRIGHT: The language in the bill we believe it's flexible.

MR. GOODELL: And so you think that that electronic transmission electronically would include then zip drives.

MR. ENGLEBRIGHT: Zip drives won't necessarily be prohibited if that's your -- your question.

MR. GOODELL: Yes. The other question I had is there any exception for small businesses?

MR. ENGLEBRIGHT: There's -- there's no specific exemption for small businesses.

MR. GOODELL: And last, would your recommendation be that the DEC simply skip the last four or five years and produce a current report?

MR. ENGLEBRIGHT: Wait. Ask that question one more time.

MR. GOODELL: Certainly. Would your recommendation be that the DEC simply skip the last four or five years and produce a current report? I mean it's interesting from a historic perspective to know that what happened in 2017 but, you know, we might be more interested in what's happening in 2020.

MR. ENGLEBRIGHT: Well, it would be nice to be able to see all of the data, quite frankly. The Department should produce a report. If that report summarizes the last five years and gives us a very accurate assessment of the current most recent year I think that would be a show of good faith on the part of the

Department. What I have otherwise is a situation in which we have a lot of my citizenry in my own neighborhood of Suffolk County and other parts of Long Island and New York in which citizens, mostly women, are suffering from breast cancer, many cases are dying and we want to know why. And if there is a causality from pesticides we want the data. So back to your question, should the Department produce the report? You bet they should. Lives are depending on it.

MR. GOODELL: Thank you, Mr. Englebright.

On the bill, sir.

ACTING SPEAKER AUBRY: On the bill, sir.

MR. GOODELL: I -- I appreciate Mr. Englebright's desire to have this report produced in a much more timely manner. It's a -- it's a desire I share, quite frankly, and I'm sure all my colleagues do. It's frustrating sometimes. We pass laws, we require reports or studies to be issued and then we go years without getting a report. And by the time we get the information it's outdated and no longer relevant. At the same token we don't allow those who are obligated to comply with these regulatory requirements. We don't give them the same flexibility, do we? We don't say to a small business you got years to file this report. If you don't file the report right away we fine you even though the information is not disclosed or compiled or put together into a report until four or five or more years later. We have a complete disconnect between a regulatory burden that we place on businesses in New York State and the objective that we hope to achieve.

And so I'm always hesitant about passing new legislation that imposes new burdens on those who do business in New York State, particularly our farmers and those who rely on pesticides without providing any exemption for small businesses and without being clear that any electronic format that's convenient, including flash drives or something similar, can be utilized. I do appreciate my colleague's comments that flash drives would not be prohibited and I hope that the DEC, assuming they can issue regulations within the next four years, will be clear in authorizing that. Thank you, sir.

ACTING SPEAKER AUBRY: Thank you. Read the last section.

THE CLERK: This act shall take effect on the 60th day.

ACTING SPEAKER AUBRY: The Clerk will record the vote on Senate print 4596. This is a Party vote. Any member who wishes to be recorded as an exception to the Conference position is reminded to contact the Majority or Minority Leader at the numbers previously provided. And members, just remember, if you are in the Chamber you must keep your mask on and up. Thank you very much.

Mr. Goodell.

MR. GOODELL: Thank you, sir. The Republican Conference will generally be in the negative on this legislation. But my colleagues who want to support it are certainly encouraged to call the Minority Leader's Office so we can properly record your vote.

Thank you, sir.

ACTING SPEAKER AUBRY: Thank you.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Thank you, Mr.

Speaker. Majority colleagues are going to be in the affirmative on this one. Should there be any desire to be an exception, we will be happy to take your vote by calling the Majority Leader's Office so they can be recorded. Thank you.

ACTING SPEAKER AUBRY: Thank you, Mrs. Peoples-Stokes.

(The Clerk recorded the vote.)

Ms. Kelles to explain her vote.

MS. KELLES: Thank you, Mr. Speaker. I just wanted to add to this discussion to be on record my appreciation for the sponsor for bringing this bill forward. I think that it's really important because it honors the tremendous role that epidemiological research plays in public health. The reasons that this information is required as it is for example the information specifically which includes the dosage or the amount of pesticides that are being used, where they're being used is so that will give the dose response or the dosage that someone may be subjected to at any given time. Another thing that's very important is that a lot of pesticides are actually -- can be stored in fat tissue so they would increase in the body over time and that gives also important information on dose response. Another thing that is really important is that the EPA regulates on individual

ingredients, not a conglomerate of ingredients and so understanding or having research that specifically targets molecular compounds, individual molecular compounds is what is needed for public health one and also setting policy. And it is really important obviously for the analyses that are done.

So I wanted to thank the sponsor. This is very thorough. It will create the specific data that's necessary for proper and appropriate and sufficient data analysis that we really need to create public health that would protect individuals from any harmful effects from these pesticides. So I'm in support of this bill. Thank you so much.

ACTING SPEAKER AUBRY: Ms. Kelles in the affirmative.

Mr. Manktelow.

MR. MANKTELOW: Thank you, Mr. Speaker. Just to explain my vote. The states that use the most herbicides in the United States are not the top states for cancer causing per 100,000. I want to share the top ten states in the United States of rates per cancer per 100,000 individuals: Kentucky number one, Delaware number two, Pennsylvania number three, New Hampshire number four, New Jersey number five, New York number six, Louisiana number seven, Rhode Island number eight, West Virginia number nine and Maine number ten. So if we really want to take a look at what causes cancer we should not be targeting pesticides. The data's here. Before we grow millions and millions and millions and millions of acres of our

food in the midwest the numbers don't show that. We have other things going on especially on the East Coast and the Northeast section of the United States.

So again, I urge my colleagues to vote no on this because this is not driving the cancer rates. This is not it. And I don't want us to hit pesticides just because it's an easy one to hit. So again, I ask my colleagues to support me in voting no on this and taking another look at this down the road. Thank you, Mr. Speaker.

ACTING SPEAKER AUBRY: Mr. Manktelow in the negative.

Ms. Giglio.

MS. GIGLIO: Mr. Speaker, if I may on the bill.

ACTING SPEAKER AUBRY: On the bill. No. You're explaining your vote, my dear.

MS. GIGLIO: Okay. Explaining my vote. So where I do realize that there is importance in determining what is effecting women's health, especially on Long Island, I agree with Mr. Manktelow that the pesticides may not be the prime source; however, I do believe that this is something that should be looked into. I would just hope that if it were determined after the studies that pesticides were a problem that there was a solution to the problem. On Long Island and having a very heavy farm industry where my district is it's very important that the farmers be able to produce the food and protect the food that they're planting and pesticides and herbicides are a way to do it. If there are no alternatives to the pesticides that they're

using then I would hope that future bills would address this and bring in more things that could help the farmers and help the farm population, but I do not have a problem with the study but I think that other things need to be looked at as far as public water distribution and dead-ends and cul-de-sacs and things of that nature that could be effecting women's health. So I will be voting in the affirmative but -- and look forward to seeing the study and would hope that no pesticides would be eliminated without an alternative. Thank you.

ACTING SPEAKER AUBRY: Thank you. Ms. Giglio in the affirmative.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Thank you, Mr. Speaker, for the opportunity to explain my vote. I certainly like to, first of all, commend the sponsor of this legislation and I know that it's very difficult for many of us not just in the Chambers but across the State to feel like people or businesses or communities or farmers or organizations need to be regulated. But if we're responsible for the public's health, I think we do sometimes have to require some sort of regulation. Nobody can debate that, you know, pesticides do have often a very negative health effect on people's lives and as a result of that many times it ends up costing us as taxpayers resources to take care of their healthcare issues. You know, if folks think about it widely and broadly, years ago this country, the one that we love, decided that it was okay for painters to leave lead in paint and as a result of it we have multiple generations of young people who have

gone to school negatively impacted because they lived around lead in their environment. We have a responsibility as citizens to try to protect everybody and I think that this -- this legislation brings us in that direction. Now is there some folks in error because they're not moving along fast enough and now giving us the results? That could be true, but that is something that I think we need to deal with as well because if folks are still waiting for lists from four years ago, that's not a good call but that's another piece of legislation and I think that this one is important and I want to applaud the sponsor for doing it. Our health of everybody needs to be protected.

ACTING SPEAKER AUBRY: Mrs. Peoples-Stokes in the affirmative.

Mr. Burdick.

MR. BURDICK: Thank you, Mr. Speaker. To explain my vote.

ACTING SPEAKER AUBRY: Sir.

MR. BURDICK: Thank you. I first want to commend the sponsor for his initiative on this. In my years as Supervisor of the Town of Bedford I had many residents who approached me saying why can't the Town of Bedford regulate the use of pesticides. But we know that they can't. We know that that's regulated by the DEC. I think at the very least this is the first step. We need to find more data on pesticides. We know that there's a great causation in link between pesticides, herbicides and other chemical applications and cancer as the sponsor has pointed out. So this is a

first step and as has previously been noted, there's other legislation that I think is necessary and I think others feel is necessary as well. I will be voting in the affirmative. Thank you for the opportunity to explain my vote.

ACTING SPEAKER AUBRY: Mr. Burdick in the affirmative.

Mr. Goodell.

MR. GOODELL: Thank you, sir. Please record the following colleagues in the negative. I'm sorry in the affirmative. In the affirmative: Mr. Brown, Mr. Byrne, Mr. Gandolfo, Ms. Giglio, Mr. McDonough, Mr. Mikulin, Ms. Miller, Mr. Montesano, Mr. Ra, Mr. Schmitt. And those are in addition to those who have may have voted in the affirmative on the floor. Thank you, sir.

ACTING SPEAKER AUBRY: Thank you.

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 you have any further housekeeping or resolutions?

ACTING SPEAKER AUBRY: We have no further housekeeping but we do have a privileged resolution, Resolution No. 263, the Clerk will read.

THE CLERK: Assembly Resolution No. 263, Ms. Sillitti. Legislative Resolution honoring Sandra Lindsay, a nurse at

the Long Island Jewish Medical Center, upon the occasion of being the first person in the United States to receive the COVID-19 vaccine.

ACTING SPEAKER AUBRY: Ms. Sillitti on the resolution.

MS. SILLITTI: Thank you, Mr. Speaker. In honor of Nurses Week I am especially proud to recognize this incredible frontline hero. Nurse Sandra Lindsay made national news when she became the very first American to receive the COVID-19 vaccine. I don't know about you but I was proud that it was a New Yorker and then I learned we lived in the same town and I was over the moon. We New Yorkers have seen the worst of this pandemic and with everything that the State has endured it needed to be one of us receiving that first dose.

Throughout the COVID-19 pandemic, Sandra Lindsay has been the Director of the Critical Care Nursing at Long Island Jewish Medical Center in Queens, a hospital where she's worked at for the last 26 years. When the pandemic first hit New York hard in March of 2020, this remarkable woman led a team of hundreds of critical care nurses as they dealt with the influx of terribly sick patients. During the worst of it just her center alone treated more than 100,000 patients and really trying to imagine that. It had to be -- it's very hard to even think about. You know Sandra always said she wanted to be a nurse. Caring for others was always a part of her. Even as a child she helped take care of her grandmother in Jamaica before immigrating to the United States 30 years ago. With recent and

lingering skepticism of the COVID-19 vaccine even among some of her own staff, Sandra Lindsay understood the example that she could provide by being the first, especially to people of color. She understood the legacy of unequal and racist treatment and experimentation on people of color and she knew she could be an inspiration to others. In a recent story about Ms. Lindsay she said, *When I came across somebody who is hesitant for whatever reason, I listen to their concerns, their questions and see if I can answer any question by sharing what I go through, what my team goes through on a daily basis. I tell them what we've been encountering since March. Direct them to the facts, dispel any myths and conspiracy theories.*

Today, Sandra Lindsay continues to lead her staff in caring for the sickest patients while promoting the vaccine which signifies hope, relief, healing and the beginning of the end of a very dark time for all her fellow healthcare workers across the State, the nation and the world. Please join me now in honoring this extraordinary woman, a true hero of this pandemic, Sandra Lindsay. You have made New York very, very proud.

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

We have several other fine resolutions. We will take them 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. 261, 262, and 264-275 were unanimously approved.)

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Thank you, Mr. Speaker. If you would please call on Member Hunter for the purpose of an announcement.

ACTING SPEAKER AUBRY: Assemblyperson Hunter for the purposes of an announcement.

MS. HUNTER: Yes, Mr. Speaker. Thank you. They'll will be a need for an immediate Majority Conference at the adjournment of Session.

ACTING SPEAKER AUBRY: Immediate Democratic Conference at adjournment.

Mrs. Peoples-Stokes.

MRS. PEOPLES-STOKES: Mr. Speaker, I now move that the Assembly stand adjourned until 2:00 p.m. Tuesday, May the 11th, tomorrow being a Session day.

ACTING SPEAKER AUBRY: The Assembly stands adjourned.

(Whereupon, at 5:11 p.m. the Assembly stood adjourned until Tuesday, May the 11th at 2:00 p.m., Tuesday being a Session day.)