
NEW YORK STATE **REGISTER**

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- Implementation of the Protection of People with Special Needs Act and Reforms to Incident Management
- Rules Relating to Insurance and Bond Requirements
- Standard Utility Allowances (SUAs) for the Supplemental Nutrition Assistance Program (SNAP)

State agencies must specify in each notice which proposes a rule the last date on which they will accept public comment. Agencies must always accept public comment: for a minimum of 45 days following publication in the *Register* of a Notice of Proposed Rule Making or a Notice of Emergency Adoption and Proposed Rule Making for which full text was included in the Notice or posted on a state web site, or which is a consensus rule or a rule defined in SAPA § 102(2)(a)(ii); or for a minimum of 60 days following publication in the *Register* of a Notice of Proposed Rule Making or a Notice of Emergency Adoption and Proposed Rule Making for which a summary of the text of the rule was included in the Notice and the full text of which was not published on a state web site; and for 30 days after publication of a Notice of Revised Rule Making in the *Register*. When a public hearing is required by statute, the hearing cannot be held until 45 days after publication of the notice, and comments must be accepted for at least 5 days after the last required hearing. When the public comment period ends on a Saturday, Sunday or legal holiday, agencies must accept comment through the close of business on the next succeeding workday.

For notices published in this issue:

- the 60-day period expires on November 22, 2015
- the 45-day period expires on November 7, 2015
- the 30-day period expires on October 23, 2015

**ANDREW M. CUOMO
GOVERNOR**

**CESAR A. PERALES
SECRETARY OF STATE**

NEW YORK STATE DEPARTMENT OF STATE

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NEW YORK STATE REGISTER

Be a part of the rule making process!

The public is encouraged to comment on any of the proposed rules appearing in this issue. Comments must be made in writing and must be submitted to the agency that is proposing the rule. Address your comments to the agency representative whose name and address are printed in the notice of rule making. No special form is required; a handwritten letter will do. Individuals who access the online *Register* (www.dos.ny.gov) may send public comment via electronic mail to those recipients who provide an e-mail address in Notices of Proposed Rule Making. This includes Proposed, Emergency Proposed, Revised Proposed and Emergency Revised Proposed rule makings.

To be considered, comments must reach the agency before the proposed rule is adopted. The law provides for a minimum 45-day public comment period after publication in the *Register* of every Notice of Proposed Rule Making for which full text was included or posted on a state web site, or which is a consensus rule or a rule defined in SAPA § 102(2)(a)(ii); a minimum 60-day public comment period after publication in the *Register* of a Notice of Proposed Rule Making for which a summary of the text of the rule was included in the Notice and the full text of which was not published on a state web site; and a 30-day public comment period for every Notice of Revised Rule Making. If a public hearing is required by statute, public comments are accepted for at least five days after the last such hearing. Agencies are also required to specify in each notice the last date on which they will accept public comment.

When a time frame calculation ends on a Saturday or Sunday, the agency accepts public comment through the following Monday; when calculation ends on a holiday, public comment will be accepted through the following workday. Agencies cannot take action to adopt until the day after public comments are due.

The Administrative Regulations Review Commission (ARRC) is charged with the task of reviewing newly proposed regulations to examine the issues of compliance with legislative intent, impact on the economy, and impact on affected parties. In addition to sending comments or recommendations to the agency, please do not hesitate to transmit your views to ARRC:

Administrative Regulations Review Commission
State Capitol
Albany, NY 12247
Telephone: (518) 455-5091 or 455-2731

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Albany, NY 12231-0001
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KEY: (P) Proposal; (RP) Revised Proposal; (E) Emergency; (EP) Emergency and Proposal; (A) Adoption; (AA) Amended Adoption; (W) Withdrawal

Individuals may send public comment via electronic mail to those recipients who provided an e-mail address in Notices of Proposed Rule Making. This includes Proposed, Emergency Proposed, Revised Proposed and Emergency Revised Proposed rule makings. Choose pertinent issue of the *Register* and follow the procedures on the website (www.dos.ny.gov)

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Each rule making is identified by an I.D. No., which consists of 13 characters. For example, the I.D. No. AAM-01-96-00001-E indicates the following:

AAM -the abbreviation to identify the adopting agency
01 -the *State Register* issue number
96 -the year
00001 -the Department of State number, assigned upon receipt of notice.

E -Emergency Rule Making—permanent action not intended (This character could also be: A for Adoption; P for Proposed Rule Making; RP for Revised Rule Making; EP for a combined Emergency and Proposed Rule Making; EA for an Emergency Rule Making that is permanent and does not expire 90 days after filing.)

Italics contained in text denote new material. Brackets indicate material to be deleted.

Department of Corrections and Community Supervision

NOTICE OF ADOPTION

Taconic Correctional Facility

I.D. No. CCS-15-15-00002-A

Filing No. 775

Filing Date: 2015-09-04

Effective Date: 2015-09-23

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Repeal of section 100.82(d) and (e) of Title 7 NYCRR.

Statutory authority: Correction Law, section 70

Subject: Taconic Correctional Facility.

Purpose: Remove reference to functions that are no longer operational at this correctional facility.

Text or summary was published in the April 15, 2015 issue of the Register, I.D. No. CCS-15-15-00002-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Kevin P. Bruen, Deputy Commissioner and Counsel, NYS Department of Corrections and Community Supervision, 1220 Washington Avenue - Harriman State Campus - Building 2, (518) 457-4951, email: Rules@Doccs.ny.gov

Assessment of Public Comment

The agency received no public comment.

State Board of Elections

NOTICE OF ADOPTION

Independent Expenditure Disclosure

I.D. No. SBE-16-15-00019-A

Filing No. 771

Filing Date: 2015-09-03

Effective Date: 2015-09-23

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Repeal of section 6200.10; and addition of new section 6200.10 to Title 9 NYCRR.

Statutory authority: Election Law, section 14-107(7); L. 2014, ch. 55

Subject: Independent Expenditure Disclosure.

Purpose: To set forth the requirements for disclosing independent campaign expenditures.

Text or summary was published in the April 22, 2015 issue of the Register, I.D. No. SBE-16-15-00019-EP.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Kathleen O'Keefe, New York State Board of Elections, 40 N. Pearl Street, Suite 5, Albany, NY 12207, (518) 474-2063, email: kathleen.okeefe@elections.ny.gov

Initial Review of Rule

As a rule that requires a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2018, which is no later than the 3rd year after the year in which this rule is being adopted.

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Political Campaign Contribution Limits

I.D. No. SBE-24-15-00007-A

Filing No. 770

Filing Date: 2015-09-03

Effective Date: 2015-09-23

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Repeal of section 6214.0; and addition of new section 6214.0 to Title 9 NYCRR.

Statutory authority: Election Law, section 14-114(1)(c)

Subject: Political campaign contribution limits.

Purpose: Adjust contribution limits to reflect the consumer price index.

Text or summary was published in the June 17, 2015 issue of the Register, I.D. No. SBE-24-15-00007-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Kathleen O'Keefe, New York State Board of Elections, 40 N. Pearl Street, Suite 5, Albany, NY 12207, (518) 474-2063, email: kathleen.okeefe@elections.ny.gov

Assessment of Public Comment

The agency received no public comment.

Department of Financial Services

NOTICE OF ADOPTION

Reports to Central Organization

I.D. No. DFS-46-14-00013-A

Filing No. 747

Filing Date: 2015-09-01

Effective Date: 2015-09-23

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Subpart 62-2 (Regulation 96) of Title 11 NYCRR.

Statutory authority: Financial Services Law, sections 202 and 302; Insurance Law, sections 201, 301, 318, 319, 403, 2601, 3403, 3413 and 3432

Subject: Reports to Central Organization.

Purpose: To remove an outdated reference to “PILR” in the title of section 62-2.2.

Text or summary was published in the November 19, 2014 issue of the Register, I.D. No. DFS-46-14-00013-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Kathleen Grogan, NYS Department of Financial Services, One State Street, New York, NY 10004, (212) 480-5776, email: kathleen.grogan@dfs.ny.gov

Revised Job Impact Statement

This amendment merely updates the rule by removing an obsolete reference to PILR from the title of section 62-2.2 of title 11 of the New York Compilation of Codes Rules and Regulations (Insurance Regulation 96). This amendment will not adversely impact job or employment opportunities in New York, or have any adverse impact on self-employment opportunities, because the revision imposes no new or additional requirements on any insurer subject to the rule.

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Financial Statement Filings and Accounting Practices and Procedures

I.D. No. DFS-20-15-00005-A

Filing No. 749

Filing Date: 2015-09-02

Effective Date: 2015-09-16

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Part 83 (Regulation 172) of Title 11 NYCRR.

Statutory authority: Financial Services Law, sections 202 and 302; Insurance Law, sections 107(a)(2), 301, 307, 308, 1109, 1301, 1302, 1308, 1404, 1405, 1407, 1411, 1414, 1501, 1505, 3233, 4117, 4233, 4239, 4301, 4310, 4321-a, 4322-a, 4327 and 6404; Public Health Law, sections 4403, 4403-a, 4403-(c)(12) and 4408-a; L. 2002, ch. 599; L. 2008, ch. 311

Subject: Financial Statement Filings and Accounting Practices and Procedures.

Purpose: To update citations in Part 83 to the Accounting Practices and Procedures Manual as of March 2015.

Text or summary was published in the May 20, 2015 issue of the Register, I.D. No. DFS-20-15-00005-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Sally Geisel, New York State Department of Financial Services, One State Street, New York, NY 10004, (212) 480-5287, email: sally.geisel@dfs.ny.gov

Revised Job Impact Statement

The Department does not believe that this rule will have any impact on jobs and employment opportunities, including self-employment opportunities. The amendment merely adopts the most recent edition published by the National Association of Insurance Commissioners (“NAIC”) of the Accounting Practices and Procedures Manual As of March 2015 (“2015 Accounting Manual”), replacing the rule’s current reference to the Accounting Practices and Procedures Manual As of March 2014. All states require insurers to comply with the 2015 Accounting Manual, which establishes uniform practices and procedures for U.S.-licensed insurers. Adoption of the rule is necessary for the Department to maintain its accreditation status with the NAIC. The NAIC accreditation standards require that state insurance regulators have adequate statutory and administrative authority to regulate insurers’ corporate and financial affairs, and that they have the necessary resources to carry out that authority.

Assessment of Public Comment

The agency received no public comment.

Office of General Services

NOTICE OF ADOPTION

Federal Surplus Property Program

I.D. No. GNS-18-15-00001-A

Filing No. 772

Filing Date: 2015-09-04

Effective Date: 2015-09-23

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of section 298.6 of Title 9 NYCRR.

Statutory authority: Executive Law, section 200; Education Law, section 3712; 40 U.S.C., section 549; and 41 CFR 102-37

Subject: Federal Surplus Property Program.

Purpose: To conform the State Plan of Operation with requirements of Federal Management Regulations (FMR) 102-37.465.

Text or summary was published in the May 6, 2015 issue of the Register, I.D. No. GNS-18-15-00001-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Paula B. Hanlon, NYS Office of General Services, 41st Floor Corning Tower, The Governor Nelson A. Rockefeller ESP, Albany, NY 12242, (518) 474-5607, email: regsreceipt@ogs.ny.gov

Assessment of Public Comment

The agency received no public comment.

Department of Health

EMERGENCY RULE MAKING

Personal Care Services Program (PCSP) and Consumer Directed Personal Assistance Program (CDPAP)

I.D. No. HLT-38-15-00001-E

Filing No. 748

Filing Date: 2015-09-02

Effective Date: 2015-09-02

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of sections 505.14 and 505.28 of Title 18 NYCRR.

Statutory authority: Public Health Law, section 201(1)(v); and Social Services Law, sections 363-a(2), 365-a(2)(e) and 365-f

Finding of necessity for emergency rule: Preservation of public health.

Specific reasons underlying the finding of necessity: Pursuant to the authority vested in the Commissioner of Health by Social Services Law § 365-a(2)(e), the Commissioner is authorized to adopt standards, pursuant to emergency regulation, for the provision and management of services for individuals whose need for such services exceeds a specified level to be determined by the Commissioner.

Subject: Personal Care Services Program (PCSP) and Consumer Directed Personal Assistance Program (CDPAP).

Purpose: To establish definitions, criteria and requirements associated with the provision of continuous PC and continuous CDPAP services.

Text of emergency rule: Paragraph (3) of subdivision (a) of section 505.14 is repealed and a new paragraph (3) is added to read as follows:

(3) *Continuous personal care services means the provision of uninterrupted care, by more than one person, for more than 16 hours per day for a patient who, because of the patient's medical condition and disabilities, requires total assistance with toileting, walking, transferring or feeding at times that cannot be predicted.*

Paragraph (4) of subdivision (a) of section 505.14 is amended by adding new subparagraph (iii) to read as follows:

(iii) *Personal care services shall not be authorized if the patient's need for assistance can be met by either or both of the following:*

(a) *voluntary assistance available from informal caregivers including, but not limited to, the patient's family, friends or other responsible adult; or formal services provided by an entity or agency; or*

(b) *adaptive or specialized equipment or supplies including, but not limited to, bedside commodes, urinals, walkers and wheelchairs, when such equipment or supplies can be provided safely and cost-effectively.*

Paragraph (5) of subdivision (a) of section 505.14 is repealed and a new paragraph (5) is added to read as follows:

(5) *Live-in 24-hour personal care services means the provision of care by one person for a patient who, because of the patient's medical condition and disabilities, requires some or total assistance with one or more personal care functions during the day and night and whose need for assistance during the night is infrequent or can be predicted.*

Clause (b) of subparagraph (i) of paragraph (6) of subdivision (a) of section 505.14 is amended to read as follows:

(b) The [initial] authorization for Level I services shall not exceed eight hours per week. [An exception to this requirement may be made under the following conditions:

(1) The patient requires some or total assistance with meal preparation, including simple modified diets, as a result of the following conditions:

(i) informal caregivers such as family and friends are unavailable, unable or unwilling to provide such assistance or are unacceptable to the patient; and

(ii) community resources to provide meals are unavailable or inaccessible, or inappropriate because of the patient's dietary needs.

(2) In such a situation, the local social services department may authorize up to four additional hours of service per week.]

Clause (b) of subparagraph (ii) of paragraph (6) of subdivision (a) of section 505.14 is amended to read as follows:

(b) When continuous [24-hour care] *personal care services* is indicated, additional requirements for the provision of services, as specified in clause (b)(4)(i)(c) of this section, must be met.

Clause (c) of subparagraph (ii) of paragraph (3) of subdivision (b) of section 505.14 is relettered as clause (d) and a new clause (c) is added to read as follows:

(c) *When live-in 24-hour personal care services is indicated, the social assessment shall evaluate whether the patient's home has adequate sleeping accommodations for a personal care aide.*

Subclauses (5) and (6) of clause (b) of subparagraph (iii) of paragraph (3) of subdivision (b) of section 505.14 are renumbered as subclauses (6) and (7), and new subclause (5) is added to read as follows:

(5) *an evaluation whether adaptive or specialized equipment or supplies including, but not limited to, bedside commodes, urinals, walkers and wheelchairs, can meet the patient's need for assistance with personal care functions, and whether such equipment or supplies can be provided safely and cost-effectively;*

Subclause (7) of clause (a) of subparagraph (iv) of paragraph (3) of subdivision (b) of section 505.14 is amended to read as follows:

(7) *whether the patient can be served appropriately and more cost-effectively by using adaptive or specialized medical equipment or supplies covered by the MA program including, but not limited to, bedside commodes, urinals, walkers, wheelchairs and insulin pens; and*

Clause (c) of subparagraph (iv) of paragraph (3) of subdivision (b) of section 505.14 is amended to read as follows:

(c) A social services district may determine that the assessments required by subclauses (a)(1) through (6) and (8) of this subparagraph may be included in the social assessment or the nursing assessment.

Clause (c) of subparagraph (i) of paragraph (4) of subdivision (b) of section 505.14 is amended to read as follows:

(c) the case involves the provision of continuous [24-hour] personal care services as defined in paragraph (a)(3) of this section. Documentation for such cases shall be subject to the following requirements:

Subclause (2) of clause (c) of subparagraph (i) of paragraph (4) of subdivision (b) of section 505.14 is amended to read as follows:

(2) The nursing assessment shall document that: the functions required by the patient[.] ; the degree of assistance required for each function, *including that the patient requires total assistance with toileting, walking, transferring or feeding;* and the time of this assistance require the provision of continuous [24-hour care] *personal care services.*

Subparagraph (ii) of paragraph (4) of subdivision (b) of section 505.14 is amended to read as follows:

(ii) The local professional director, or designee, must review the physician's order and the social, nursing and other required assessments in accordance with the standards for levels of services set forth in subdivision (a) of this section, and is responsible for the final determination of the level and amount of care to be provided. *The local professional director or designee may consult with the patient's treating physician and may conduct an additional assessment of the patient in the home. The final determination must be made [within five working days of the request] with reasonable promptness, generally not to exceed seven business days after receipt of the physician's order and the completed social and nursing assessments, except in unusual circumstances including, but not limited to, the need to resolve any outstanding questions regarding the level, amount or duration of services to be authorized.*

Paragraph (4) of subdivision (b) of section 505.28 is amended to read as follows:

(4) "continuous [24-hour] consumer directed personal assistance" means the provision of uninterrupted care, by more than one consumer directed personal assistant, *for more than 16 hours per day for a consumer who, because of the consumer's medical condition [or] and disabilities, requires total assistance with toileting, walking, transferring or feeding at [unscheduled times during the day and night] at times that cannot be predicted.*

Paragraphs (8) through (13) of subdivision (b) of section 505.28 are renumbered as paragraphs (9) through (14) and the renumbered paragraph (9) is amended to read as follows:

(9) "personal care services" means the nutritional and environmental support functions, personal care functions, or both such functions, that are specified in Section 505.14(a)(6) of this Part *except that, for individuals whose needs are limited to nutritional and environmental support functions, personal care services shall not exceed eight hours per week.*

A new paragraph (8) of subdivision (b) of section 505.28 is added to read as follows:

(8) "live-in 24-hour consumer directed personal assistance" means the provision of care by one consumer directed personal assistant for a consumer who, because of the consumer's medical condition and disabilities, requires some or total assistance with personal care functions, home health aide services or skilled nursing tasks during the day and night and whose need for assistance during the night is infrequent or can be predicted.

Subparagraph (iii) of paragraph (2) of subdivision (d) of section 505.28 is amended, and new subparagraphs (iv) and (v) of such paragraph are added, to read as follows:

(iii) an evaluation of the potential contribution of informal supports, such as family members or friends, to the individual's care, which must consider the number and kind of informal supports available to the individual; the ability and motivation of informal supports to assist in care; the extent of informal supports' potential involvement; the availability of informal supports for future assistance; and the acceptability to the individual of the informal supports' involvement in his or her care [.] and;

(iv) for cases involving continuous consumer directed personal assistance, documentation that: all alternative arrangements for meeting the individual's medical needs have been explored or are infeasible including, but not limited to, the provision of consumer directed personal assistance in combination with other formal services or in combination with contributions of informal caregivers; and

(v) for cases involving live-in 24-hour consumer directed personal assistance, an evaluation whether the individual's home has adequate sleeping accommodations for a consumer directed personal assistant.

Subparagraph (i) of paragraph (3) of subdivision (d) of section 505.28 is repealed and a new subparagraph (i) is added to read as follows:

(i) *The nursing assessment must be completed by a registered professional nurse who is employed by the social services district or by a licensed or certified home care services agency or voluntary or proprietary agency under contract with the district.*

Clauses (g) and (h) of subparagraph (ii) of paragraph (3) of subdivision (d) of section 505.28 are relettered as clauses (h) and (i) and a new clause (g) is added to read as follows:

(g) for continuous consumer directed personal assistance cases, documentation that: the functions the consumer requires; the degree of assistance required for each function, including that the consumer requires total assistance with toileting, walking, transferring or feeding; and the time of this assistance require the provision of continuous consumer directed personal assistance;

Paragraph (5) of subdivision (d) of section 505.28 is amended to read as follows:

(5) Local professional director review. If there is a disagreement among the physician's order, nursing and social assessments, or a question regarding the level, amount or duration of services to be authorized, or if the case involves continuous [24-hour] consumer directed personal assistance, an independent medical review of the case must be completed by the local professional director, a physician designated by the local professional director or a physician under contract with the social services district. The local professional director or designee must review the physician's order and the nursing and social assessments and is responsible for the final determination regarding the level and amount of services to be authorized. *The local professional director or designee may consult with the consumer's treating physician and may conduct an additional assessment of the consumer in the home.* The final determination must be made with reasonable promptness, generally not to exceed [five] seven business days after receipt of the physician's order and the completed social and nursing assessments, except in unusual circumstances including, but not limited to, the need to resolve any outstanding questions regarding the level, amount or duration of services to be authorized.

Paragraph (1) of subdivision (e) of section 505.28 is amended to read as follows:

(1) When the social services district determines pursuant to the assessment process that the individual is eligible to participate in the consumer directed personal assistance program, the district must authorize consumer directed personal assistance according to the consumer's plan of care. The district must not authorize consumer directed personal assistance unless it reasonably expects that such assistance can maintain the individual's health and safety in the home or other setting in which consumer directed personal assistance may be provided. *Consumer directed personal assistance shall not be authorized if the consumer's need for assistance can be met by either or both of the following:*

(i) voluntary assistance available from informal caregivers including, but not limited to, the consumer's family, friends or other responsible adult; or formal services provided by an entity or agency; or

(ii) adaptive or specialized equipment or supplies including, but not limited to, bedside commodes, urinals, walkers and wheelchairs, when such equipment or supplies can be provided safely and cost-effectively.

This notice is intended to serve only as a notice of emergency adoption. This agency intends to adopt this emergency rule as a permanent rule and will publish a notice of proposed rule making in the *State Register* at some future date. The emergency rule will expire November 30, 2015.

Text of rule and any required statements and analyses may be obtained from: Katherine Ceroalo, DOH, Bureau of House Counsel, Reg. Affairs Unit, Room 2438, ESP Tower Building, Albany, NY 12237, (518) 473-7488, email: regsqna@health.ny.gov

Regulatory Impact Statement

Statutory Authority:

Social Services Law ("SSL") § 363-a(2) and Public Health Law § 201(1)(v) provide that the Department has general rulemaking authority to adopt regulations to implement the Medicaid program.

The Commissioner has specific rulemaking authority under SSL § 365-a(2)(e)(ii) to adopt standards, pursuant to emergency regulation, for the provision and management of personal care services for individuals whose need for such services exceeds a specified level to be determined by the Commissioner.

Under SSL § 365-a(2)(e)(iv), personal care services shall not exceed eight hours per week for individuals whose needs are limited to nutritional and environmental support functions.

Legislative Objectives:

The Legislature sought to reform the Medicaid personal care services program by controlling expenditure growth and promoting self-sufficiency.

The Legislature authorized the Commissioner of Health to adopt standards for the provision and management of personal care services for Medicaid recipients whose need for such services exceeds a specified level. The regulations adopt such standards for Medicaid recipients who seek continuous personal care services or continuous consumer directed personal assistance for more than 16 hours per day.

The Legislature additionally sought to promote the goal of self-

sufficiency among Medicaid recipients who do not need hands-on assistance with personal care functions such as bathing, toileting or transferring. It determined that recipients whose need for personal care services is limited to nutritional and environmental support functions, such as shopping, laundry and light housekeeping, could receive no more than eight hours per week of such assistance.

Needs and Benefits:

The regulations have two general purposes: to conform the Department's personal care services and consumer directed personal assistance program (CDPAP) regulations to State law limiting the amount of services that can be authorized for individuals who require assistance only with nutritional and environmental support functions; and, to implement State law authorizing the Department to adopt standards for the provision and management of personal care services for individuals whose need for such services exceeds a specified level that the Commissioner may determine.

The term "nutritional and environmental support functions" refers to housekeeping tasks including, but not limited to, laundry, shopping and meal preparation. Department regulations refer to these support functions as "Level I" personal care services. Department regulations have long provided that social services districts cannot initially authorize Level I services for more than eight hours per week; however, an exception permitted authorizations for Level I services to exceed eight hours per week under certain circumstances.

The Legislature has nullified this regulatory exception. The regulations conform the Department's personal care services regulations to the new State law. They repeal the regulatory exception that permitted social services districts to authorize up to 12 hours of Level I services per week, capping such authorizations at no more than eight hours per week.

The regulations similarly amend the Department's CDPAP regulations. Some CDPAP participants are authorized to receive only assistance with nutritional and environmental support functions. Since personal care services are included within the CDPAP, it is consistent with the Legislature's intent to extend the eight hour weekly cap on nutritional and environmental services to that program.

The regulations also implement the Department's specific statutory authority to adopt standards pursuant to emergency regulation for the provision and management of personal care services for individuals whose need for such services exceeds a specified level. The Commissioner has determined to adopt such standards for individuals whose need for continuous personal care services or continuous consumer directed personal assistance exceeds 16 hours per day.

The regulations repeal the definition of "continuous 24-hour personal care services," replacing it with a definition of "continuous personal care services." The prior definition applied to individuals who required total assistance with certain personal care functions for 24 hours at unscheduled times during the day and night. The new definition applies to individuals who require such assistance for more than 16 hours per day at times that cannot be predicted.

Cases in which continuous personal care services are indicated must be referred to the local professional director or designee. Such referrals would now be required in additional cases: those involving provision of continuous care for more than 16 hours per day.

The regulations permit the local professional director or designee to consult with the recipient's treating physician and conduct an additional assessment of the recipient in the home.

The regulations amend the documentation requirements for nursing assessments in continuous personal care services cases.

The regulations add a definition of live-in 24 hour personal care services. This level of service has long existed, primarily in New York City, but has never been explicitly set forth in the Department's regulations. The regulations also require that, for recipients who may be eligible for such services, the social assessment evaluate whether the recipient's home has adequate sleeping accommodations for the live-in aide.

The regulations provide that personal care services shall not be authorized when the recipient's need for assistance can be met by the voluntary assistance of informal caregivers or by formal services or by adaptive or specialized equipment or supplies that can be provided safely and cost-effectively. The regulations require that the nursing assessments that districts currently complete or obtain include an evaluation whether adaptive or specialized equipment or supplies can meet the recipient's need for assistance and whether such equipment or supplies can be provided safely and cost-effectively.

The regulations adopt conforming amendments to the Department's CDPAP regulations.

Costs to Regulated Parties:

Regulated parties include entities that voluntarily contract with social services districts to provide personal care services to, or to perform certain CDPAP functions for, Medicaid recipients. These entities include licensed home care services agencies, agencies that are exempt from licensure, and CDPAP fiscal intermediaries.

Social services districts may no longer authorize certain Medicaid recipients to receive more than eight hours per week of assistance with nutritional and environmental support functions. To the extent that regulated parties were formerly reimbursed for more than eight hours per week for these services, their Medicaid revenue will decrease. This is a consequence of State law, not the regulations. The regulations do not impose any additional costs on these regulated parties.

Costs to State Government:

The regulations impose no additional costs on State government.

The statutory cap on nutritional and environmental support functions will result in cost-savings to the State share of Medicaid expenditures. The estimated annual personal care services and CDPAP cost-savings for subsequent State fiscal years are approximately \$3.4 million.

This estimate is based on 2010 recipient and expenditure data for the personal care services program. According to such data, 2,377 New York City recipients received more than eight hours per week of Level I services, the average being 11 weekly hours of such service. The number of Level I hours that exceeded eight hours per week was thus approximately 370,800 hours (2,377 recipients x 3 hours per week x 52 weeks). Multiplying this hourly total by the 2010 average hourly New York City personal care aide cost (\$17.30) results in total annual savings of \$6.4, or \$3.2 million in State share savings. Application of this calculation to the Rest of State recipient and expenditure data yields an additional \$200,000 in State share savings, or \$3.4 million.

State Medicaid cost-savings are also projected to occur as a result of changes to continuous personal care services authorizations. It is not possible to accurately estimate such savings. However, the Department anticipates that most recipients currently authorized for continuous 24-hour personal care services will continue to receive that level of care. Others may be authorized for continuous services for 16 hours per day or live-in 24 hour personal care services. Still others may be authorized for services for more than 16 hours per day but fewer than 24 hours per day.

The estimated State share savings for this portion of the regulations are \$33.1 million. This comprises approximately \$17.1 million in personal care savings and \$15.9 million in CDPAP savings. This estimate is based on 2010 personal care services and CDPAP recipient and expenditure data. In 2010, 1,809 Medicaid recipients were authorized to receive more than 16 hours of services per day. The assumption is that these recipients were authorized for continuous 24-hour services, which has an average annual per person cost of approximately \$166,000. Assuming that 20 percent were authorized for live-in 24-hour services at an average annual per person cost of approximately \$83,000, and 15 percent were authorized for 16 hours per day at an average hourly cost of between approximately \$17.00 and \$22.00, depending on service and location, the annual State share savings per recipient would range from approximately \$28,000 to \$35,000.

Costs to Local Government:

The regulation will not require social services districts to incur new costs. State law limits the amount that districts must pay for Medicaid services provided to district recipients. Districts may claim State reimbursement for any costs they may incur when administering the Medicaid program.

Costs to the Department of Health:

There will be no additional costs to the Department.

Local Government Mandates:

The regulations require social services districts to refer additional cases to their local professional directors or designees. Currently, the regulations require that such referrals be made for continuous 24 hour care and certain other cases. Under the proposed regulations, such referrals must also be made for recipients who may require continuous services for more than 16 hours.

Paperwork:

The regulations specify additional documentation requirements for the social and nursing assessments that districts currently complete or obtain for personal care services and CDPAP applicants and recipients. For persons who may be eligible for live-in 24 hour services, the social assessment must evaluate whether the recipient's home has adequate sleeping accommodations for the live-in aide. The nursing assessments for all personal care services and CDPAP cases, including those not involving continuous services, must include an evaluation whether adaptive or specialized equipment or supplies can meet the recipient's need for assistance and whether such equipment or supplies can be used safely and cost-effectively. The amendments to the CDPAP regulations also specify additional documentation requirements for the social and nursing assessments for cases involving continuous consumer directed personal assistance. These requirements mirror long-standing documentation requirements in the personal care services regulations.

Duplication:

The regulations do not duplicate any existing federal, state or local regulations.

Alternatives:

With respect to the regulation that caps authorizations for nutritional and environmental support functions to eight hours per week, no alternatives exist. The regulation must conform to State law that imposes this weekly cap. With respect to the regulation that establishes new requirements for continuous services, alternatives existed but were not now pursued. One such alternative may be the repeal of the regulatory authorization for continuous 24-hour services. The Department determined to promulgate further regulatory controls regarding the provision and management of continuous services, rather than repeal such services in their entirety.

Federal Standards:

This rule does not exceed any minimum federal standards.

Compliance Schedule:

The Department has issued instructions to social services districts advising them of the new State law that limits nutritional and environmental support functions to no more than eight hours per week for certain recipients. Districts should not now be authorizing more than eight hours per week of such assistance and should thus be able to comply with the regulations when they become effective. With regard to the remaining regulations, social services districts should be able to comply with the regulations when they become effective. For applicants, social services districts would apply the regulations when assessing applicants' eligibility for personal care services and the CDPAP. For current recipients, districts would apply the regulations upon reassessing these recipients' continued eligibility for services.

Regulatory Flexibility Analysis

Effect of Rule:

The regulation limiting authorizations of nutritional and environmental support functions to no more than eight hours per week primarily affects licensed home care services agencies and exempt agencies that provide only such Level I services. These entities are the primary employers of individuals providing Level I services. Most recipients of Level I personal care services are located in New York City. There are currently eight Level I only personal care service providers in New York City, none of which employ fewer than 100 persons.

Fiscal intermediaries that are enrolled as Medicaid providers and that facilitate payments for the nutritional and environmental support functions provided to consumer directed personal assistance program (CDPAP) participants may also experience slight reductions in service hours reimbursed. There are approximately 46 fiscal intermediaries that contract with social services districts. Fiscal intermediaries are typically non-profit entities such as independent living centers but may also include home care services agencies.

With respect to continuous care, a significant majority of existing 24-hour a day continuous care cases are located in New York City. There are currently 60 Level II personal care service providers in New York City, none of which employ fewer than 100 persons.

The regulations also affect social services districts. There are 62 counties in New York State, but only 58 social services districts. The City of New York comprises five counties but is one social services district.

Compliance Requirements:

Social services districts currently assess whether Medicaid recipients are eligible for personal care services and the CDPAP. When 24 hour continuous care is indicated, districts are currently required to refer such cases to the local professional director or designee for final determination. The regulations would require districts to refer additional continuous care cases to the local professional director or designee; namely, those cases in which continuous care for more than 16 hours a day is indicated would also be referred to the local professional director or designee. The local professional director or designee would be required to consult with the recipient's treating physician before approving continuous care for more than 16 hours per day.

In addition, the nursing assessments that districts currently complete or obtain for personal care services and CDPAP applicants and recipients would be required to include an evaluation of whether adaptive or specialized equipment or supplies would be appropriate and could be safely and cost-effectively provided. In cases involving the authorization of live-in 24 hour services, the social assessments that districts currently are required to complete would have to include an evaluation whether the recipient's home had sufficient sleeping accommodations for a live-in aide.

Professional Services:

No new or additional professional services are required in order to comply with the rule.

Compliance Costs:

No capital costs will be imposed as a result of this rule, nor are there any annual costs of compliance.

Economic and Technological Feasibility:

There are no additional economic costs or technology requirements associated with this rule.

Minimizing Adverse Impact:

The regulations should not have an adverse economic impact on social services districts. Districts currently assess Medicaid recipients to determine whether they are eligible for personal care services or the CDPAP. The regulations modify these assessment procedures. Should districts incur administrative costs to comply with the regulation, they may seek State reimbursement for such costs.

Small businesses providing Level I personal care services and consumer directed environmental and nutritional support functions may experience slight reductions in service hours provided. This is a consequence of State law limiting these services to no more than eight hours per week.

Small businesses currently providing continuous 24-hour services may experience some reductions in service hours provided.

Small Business and Local Government Participation:

The Department solicited comments on the regulations from the New York City Human Resources Administration, which administers the personal care services program and CDPAP for New York City Medicaid recipients who are not enrolled in managed care. Most of the State's personal care services and CDPAP recipients reside in New York City. Personal care services provided to New York City recipients comprises approximately 84 percent of Medicaid personal care services expenditures.

Small business and local governments also have the opportunity to provide input into the redesign of New York State's Medicaid program. The Medicaid Redesign Team (MRT) was tasked by Governor Cuomo to find ways to reduce costs and increase quality and efficiency in the Medicaid program for the 2011-12 Fiscal Year. As part of its work, the MRT sought and continues to seek ideas from the public at large, as well as experts in health care delivery and insurance, the health care workforce, economics, business, consumer rights and other relevant areas. The MRT conducted regional public hearings across the State to solicit ideas from the public on ways to reduce costs and improve the quality of the Medicaid program. Additionally, a web page was established, providing a vehicle for all individuals and organizations to provide ideas, comments and recommendations.

Cure Period:

Chapter 524 of the Laws of 2011 requires agencies to include a "cure period" or other opportunity for ameliorative action to prevent the imposition of penalties on the party or parties subject to enforcement when developing a regulation or explain in the Regulatory Flexibility Analysis why one was not included. This regulation creates no new penalty or sanction. Hence, a cure period is not necessary.

Rural Area Flexibility Analysis**Types and Estimated Numbers of Rural Areas:**

Rural areas are defined as counties with populations less than 200,000 and, for counties with populations greater than 200,000, include towns with population densities of 150 persons or less per square mile. In 2010, only 6% of all continuous care cases resided in the counties listed below. Currently there are 34 organizations which maintain contracts with local districts to provide consumer directed environmental and nutritional support functions, and 50 individual licensed home care services agencies which maintain contracts with local districts to provide Level I personal care services, within the following 43 counties having populations of less than 200,000:

Allegany	Hamilton	Schenectady
Cattaraugus	Herkimer	Schoharie
Cayuga	Jefferson	Schuyler
Chautauqua	Lewis	Seneca
Chemung	Livingston	Steuben
Chenango	Madison	Sullivan
Clinton	Montgomery	Tioga
Columbia	Ontario	Tompkins
Cortland	Orleans	Ulster
Delaware	Oswego	Warren
Essex	Otsego	Washington
Franklin	Putnam	Wayne
Fulton	Rensselaer	Wyoming
Genesee	St. Lawrence	Yates
Greene		

Reporting, Recordkeeping and Other Compliance Requirements and Professional Services:

Social services districts would be required to refer additional cases to their local professional directors or designees. Currently, the personal care

services and CDPAP regulations require that such referrals be made for recipients seeking continuous 24-hour services and in certain other cases. Under the regulations, such referrals must also be made for recipients who require continuous care for more than 16 hours. The regulations also specify additional documentation requirements for the social and nursing assessments that districts currently complete or obtain for personal care services and CDPAP applicants and recipients.

Costs:

There are no new capital or additional operating costs associated with the rule.

Minimizing Adverse Impact:

It is anticipated the rule will have minimal impact on rural areas as the Department has determined that the preponderance of Level I services in excess of eight hours per week occur in downstate urban areas. Additionally, in 2010, only 6% of all individuals receiving continuous care services resided in those counties listed above. To the extent that social services districts incur administrative costs to comply with the regulations' requirements for referral of continuous care cases and social and nursing assessment documentation requirements, they may seek State reimbursement of such expenses.

Rural Area Participation:

Individuals and organizations from rural areas have the opportunity to provide input into the redesign of New York State's Medicaid program. The Medicaid Redesign Team (MRT) is tasked by Governor Cuomo to find ways to reduce costs and increase quality and efficiency in the Medicaid program for the 2011-12 Fiscal Year. As part of its work, the MRT sought and continues to seek ideas from the public at large, as well as experts in health care delivery and insurance, the health care workforce, economics, business, consumer rights and other relevant areas. The MRT conducted regional public hearings across the State to solicit ideas from the public on ways to reduce costs and improve the quality of the Medicaid program. Additionally, a web page was established, providing a vehicle for all individuals and organizations to provide ideas, comments and recommendations.

Job Impact Statement

No Job Impact Statement is required pursuant to section 201-a(2)(a) of the State Administrative Procedure Act. It is apparent, from the nature of the proposed amendment, that it will not have a substantial adverse impact on jobs and employment opportunities.

NOTICE OF ADOPTION**Nursing Home (NH) Transfer and Discharge Rights**

I.D. No. HLT-40-14-00017-A

Filing No. 768

Filing Date: 2015-09-02

Effective Date: 2015-09-23

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of section 415.3 of Title 10 NYCRR.

Statutory authority: Public Health Law, sections 2801, 2801-a and 2803(2)

Subject: Nursing Home (NH) Transfer and Discharge Rights.

Purpose: To clarify requirements governing NH transfers and discharges so that facilities will uniformly comply with Federal regulations.

Text or summary was published in the October 8, 2014 issue of the Register, I.D. No. HLT-40-14-00017-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Katherine Ceroalo, DOH, Bureau of House Counsel, Reg. Affairs Unit, Room 2438, ESP Tower Building, Albany, NY 12237, (518) 473-7488, email: regsqa@health.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION**Managed Care Organizations**

I.D. No. HLT-40-14-00018-A

Filing No. 769

Filing Date: 2015-09-03

Effective Date: 2015-09-23

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of sections 98-1.2 and 98-1.11 of Title 10 NYCRR.

Statutory authority: Public Health Law, section 4403(2)

Subject: Managed Care Organizations.

Purpose: To lower the contingent reserve requirement applied to the Medicaid Managed Care, Family Health Plus and HIV SNP Programs.

Text of final rule: Section 98-1.2 is amended by adding a new subdivision (pp) to read as follows:

(pp) *HARP (Health and Recovery Plan) means a line of business operated by an MCO to administer the full continuum of mental health, substance use disorder, and physical health services covered under the Medicaid State Plan as well as the enhanced Home and Community Based Services benefits (1915 (i)) for adults with serious mental illness (SMI) and/or Substance Use Disorders (SUDs) who meet eligibility requirements.*

Subparagraph (ii) of paragraph (1) of subdivision (e) of section 98-1.11 is amended to read as follows:

(ii) Notwithstanding the provisions of subparagraph (i) above, the contingent reserve applicable to net premium income generated from the Medicaid managed care, Family Health Plus [and], HIV SNP, and HARP programs shall be:

- (a) 7.25 percent of net premium income for 2011;
- (b) 7.25 percent of net premium income for 2012;
- (c) [8.25] 7.25 percent of net premium income for 2013;
- (d) [9.25] 7.25 percent of net premium income for 2014;
- (e) [10.25] 7.25 percent of net premium income for 2015;
- (f) [11.25] 8.25 percent of net premium income for 2016;
- (g) [12.25] 9.25 percent of net premium income for 2017;
- (h) [12.5] 10.25 percent of net premium income for 2018;
- (i) 11.25 percent of net premium income for 2019;
- (j) 12.5 percent of net premium income for 2020;
- (k) 12.5 percent of net premium income for calendar years after

2020.

The provisions of this subparagraph shall not apply to HMOs and PHSPs beginning operations in 2011 or after.

Final rule as compared with last published rule: Nonsubstantive changes were made in sections 98-1.2 and 98-1.11.

Text of rule and any required statements and analyses may be obtained from: Katherine Ceroalo, DOH, Bureau of House Counsel, Reg. Affairs Unit, Room 2438, ESP Tower Building, Albany, NY 12237, (518) 473-7488, email: regsqua@health.ny.gov

Revised Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Changes made to the last published rule do not necessitate revision to the previously published RIS, RFA, RAFA and JIS.

Assessment of Public Comment

The public comment period for this regulation ended on November 24, 2014. The Department received one comment.

The comment was from a law firm on behalf of a managed care organization that offers Medicaid Managed Care (MMC) and Family Health Plus (FHP) programs and supports the extension of the reduced contingent reserve requirement through 2015. However, it asked that the Department consider amending 10 NYCRR 98-1.11 (b)(1) and (2) relating to intercompany transactions. It recommended that, as the contingent reserve is being reduced, MCOs be permitted to undertake intercompany transactions that may result in the MCO's net worth falling below the percentages contained in 10 NYCRR 98-1.11 (b)(1) and (2), but remaining higher than the current contingent reserve requirement.

The Department will consider a subsequent amendment to the regulations to allow the Commissioner to waive the MCO minimum net worth requirements in appropriate circumstances. No changes were made to the proposed regulation as a result of this comment.

NOTICE OF EXPIRATION

The following notice has expired and cannot be reconsidered unless the Department of Health publishes a new notice of proposed rule making in the *NYS Register*.

Statewide Health Information Network for New York (SHIN-NY)

I.D. No.	Proposed	Expiration Date
HLT-35-14-00002-P	September 3, 2014	September 3, 2015

Office for People with Developmental Disabilities

EMERGENCY/PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Implementation of the Protection of People with Special Needs Act and Reforms to Incident Management

I.D. No. PDD-38-15-00006-EP

Filing No. 777

Filing Date: 2015-09-08

Effective Date: 2015-09-08

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Proposed Action: Amendment of Parts 624, 633 and 687; and addition of Part 625 to Title 14 NYCRR.

Statutory authority: Mental Hygiene Law, sections 13.07, 13.09(b) and 16.00; L. 2012, ch. 501

Finding of necessity for emergency rule: Preservation of public health, public safety and general welfare.

Specific reasons underlying the finding of necessity: The immediate adoption of these amendments is necessary for the preservation of the health, safety, and welfare of individuals receiving services.

In December 2012, the Governor signed the Protection of People with Special Needs Act (PPSNA). This new law created the Justice Center for the Protection of People with Special Needs (Justice Center) and established many new protections for vulnerable persons, including a new system for incident management in services operated or certified by OPWDD and new requirements for more comprehensive and coordinated pre-employment background checks.

OPWDD filed emergency regulations issued approximately every ninety days between June 30, 2013 and June 11, 2015. The June 11, 2015 emergency regulations are now expiring. New emergency regulations are necessary to continue implementing regulations that are in conformance with the PPSNA. If OPWDD did not file new emergency regulations effective September 8, 2015, regulatory requirements would revert to the regulations that were in effect prior to June 30, 2013.

The promulgation of these regulations is essential to preserve the health, safety, and welfare of individuals with developmental disabilities who receive services in the OPWDD system. If OPWDD did not promulgate regulations on an emergency basis, many of the protections established by the PPSNA vital to the health, safety, and welfare of individuals with developmental disabilities would not be implemented or would be implemented ineffectively. Further, protections for individuals receiving services would be threatened by the confusion resulting from inconsistent requirements. For example, the emergency regulations change the categories of incidents to conform to the categories established by the PPSNA. Without the promulgation of these amendments, agencies would be required to report incidents based on one set of definitions to the Justice Center and incidents based on a different set of definitions to OPWDD. Requirements for the management of incidents would also be inconsistent. Especially concerning regulatory requirements related to incident management and pre-employment background checks, it is crucial that OPWDD regulations are changed to support the requirements in the PPSNA so that this initiative is implemented in a coordinated fashion.

OPWDD was not able to use the regular rulemaking process established by the State Administrative Procedure Act because there was not sufficient time to develop and promulgate regulations within the necessary timeframes. OPWDD is making a small number of revisions compared with the June 11, 2015 regulations, based on experience with the new systems and requirements gained over the past two years. OPWDD is also proposing these regulations for permanent adoption effective December 2, 2015.

Subject: Implementation of the Protection of People with Special Needs Act and reforms to incident management.

Purpose: To enhance protections for people with developmental disabilities served in the OPWDD system.

Substance of emergency/proposed rule (Full text is posted at the following State website: <http://www.opwdd.ny.gov/regulations>):

The emergency/proposed regulations conform OPWDD regulations to

Chapter 501 of the Laws of 2012 (Protection of People with Special Needs Act or PPSNA) by making a number of revisions. The major changes to OPWDD regulations made to implement the PPSNA are:

- Amendments to Part 624 (now titled "Reportable incidents and notable occurrences") to incorporate categories of "reportable incidents" established by the PPSNA and other revisions needed for the management of reportable incidents in conformance with various provisions of the PPSNA.
 - Amendments to Part 624 to specify that programs and facilities certified or operated by OPWDD must report "reportable incidents" to the Vulnerable Persons' Central Register (VPCR), a part of the Justice Center for the Protection of People with Special Needs (Justice Center). (Non-certified programs that are not state operated, and programs certified under paragraph 16.03(a)(4) of the Mental Hygiene Law that are not state operated, are not required to report to the VPCR, but must report "reportable incidents" to OPWDD.)
 - Amendments to section 633.7 to incorporate the code of conduct adopted by the Justice Center in accordance with Section 554 of the Executive Law and impose requirements on programs certified or operated by OPWDD. The code of conduct must be read and signed by custodians who have regular and direct contact with individuals receiving services as specified in the regulations.
 - Amendments to section 633.22 to reflect the consolidation of the criminal history record check function in the Justice Center. The Justice Center will receive requests for criminal history record checks and will process those requests, rather than OPWDD.
 - Addition of a new section 633.24 that contains requirements for background checks (in addition to criminal history record checks).
 - Amendments to Part 687 that incorporate changes to criminal history record check and background check requirements in family care homes.
- The regulations also include other changes associated with incident management or the implementation of the PPSNA. These changes include:
- Amendments to Part 624 to replace existing categories and definitions of incidents that were considered reportable or serious reportable incidents or allegations of abuse prior to June 30, 2013 with definitions of "reportable incidents," which comprise "abuse," "neglect," and "significant incidents," in accordance with the PPSNA and "notable occurrences."
 - Amendments to Part 624 that limit the Part's applicability to events and situations that occur under the auspices of an agency.
 - Addition of a new Part 625 that contains requirements applicable to events and situations that are not under the auspices of an agency.
 - Amendments to Part 624 to mandate the use of OPWDD's Incident Report and Management Application (IRMA), a secure electronic statewide incident reporting system, for reporting information about specified events and situations, and remove the existing requirement to submit a paper based incident report to OPWDD in certain instances.
 - Amendments to Part 624 to make several changes to requirements for investigations. The amendments require that investigations of specified events and situations must be initiated immediately following occurrence or discovery (with limitations when it is anticipated that the Justice Center or the Central Office of OPWDD will conduct the investigation). Investigations conducted by agencies must be completed no later than thirty days after the initiation of an investigation, unless the agency documents an acceptable justification for an extension of the thirty-day time frame. The amendments also add new requirements to enhance the independence of investigators, and require agency investigators to use a standardized investigative report format.
 - Amendments to Part 624 to make several changes regarding the composition and responsibilities of Incident Review Committees (IRCs). The amendments change requirements concerning membership of the IRC and include specific provisions concerning shared committees, using another agency's committee, or making alternative arrangements for IRC review. The amendments also modify the responsibilities of a provider agency's IRC when an incident is investigated by the Central Office of OPWDD or the Justice Center.
 - Amendments to Part 624 to expand requirements on providing incident-related information to service coordinators.
 - Amendment to Part 624 to impose an explicit requirement that providers must comply with OPWDD recommendations concerning a specific event or situation or must explain reasons for not complying one month's time.
 - Amendments to Part 624 to specify that when the Justice Center makes findings concerning matters referred to its attention and the Justice Center issues a report and recommendations to the agency regarding such matters, the agency is required to make a written response to OPWDD within sixty days of receipt of such report, of action taken regarding each of the recommendations in the report.
 - Amendments to Part 624 to include record retention requirements, including requirements that agencies must retain records pertaining to incidents and allegations of abuse for a minimum time period of seven

years, and in cases when there is a pending audit or litigation, that the pertinent records must be retained throughout the pendency of the audit or litigation.

- Addition of requirements in the new section 633.24 concerning background checks for prospective employees and volunteers to determine if an applicant was involved in substantiated abuse or neglect in the OPWDD system before June 30, 2013. These requirements are added to implement section 16.34 on the Mental Hygiene Law as amended by the PPSNA.
- Addition of requirements in the new section 633.24 in accordance with changes in Section 424-a of the Social Services Law, to extend requirements for checks of the Statewide Central Register of Child Abuse and Maltreatment to employees and others that have the potential for regular and substantial contact with individuals receiving services in programs certified or operated by OPWDD.
- Amendment of glossary definitions in Parts 624 and 633 to conform to PPSNA definitions.
- Amendments to provisions in Parts 624 and 633 to reflect the restructuring of entities within OPWDD and OPWDD's name change.

Finally, the emergency/proposed regulations include the following additional changes that were not included in previous emergency regulations issued by OPWDD approximately every ninety days between June 30, 2013 and June 11, 2015:

- Amendments to Part 624, effective January 1, 2016, to expand the definitions of events that constitute reportable "significant incidents" to include types of incidents that OPWDD had previously required providers to report to OPWDD as "serious notable occurrences."
- Amendment to Part 624 to update the requirement for submission of final investigative reports to the Justice Center to reflect new procedures for electronic submission of these records.
- Amendment to Part 624, effective January 1, 2016, to require agencies to electronically submit investigative records on all deaths, and on any abuse or neglect incidents that are not under the jurisdiction of the Justice Center, to OPWDD.
- Amendment to Part 624 to add language to clarify that if an investigator recognizes a potential for conflict of interest based on information discovered while an investigation is underway, the investigator must report the potential conflict of interest to the provider agency, and the provider agency must relieve that person of duty to investigate an incident when a conflict of interest exists.
- Amendment to Part 624, effective January 1, 2016, to add a requirement for every agency providing services that are operated, certified, or funded by OPWDD, to establish a dedicated mailbox for incident notifications in order to act on issues, including requests from OPWDD, in a timely manner, effective 60 days after the effective date of the regulations.

This notice is intended: to serve as both a notice of emergency adoption and a notice of proposed rule making. The emergency rule will expire December 6, 2015.

Text of rule and any required statements and analyses may be obtained from: Regulatory Affairs Unit, Office for People with Developmental Disabilities, 44 Holland Avenue, 3rd Floor, Albany, NY 12229, (518) 474-7700, email: RAU.unit@opwdd.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 45 days after publication of this notice.

Additional matter required by statute: Pursuant to the requirements of the State Environmental Quality Review Act, OPWDD, as lead agency, has determined that the action described will have no effect on the environment, and an E.I.S. is not needed

Regulatory Impact Statement

1. Statutory Authority:

a. Chapter 501 of the Laws of 2012 (Protection of People with Special Needs Act), added Article 20 to the Executive Law and Article 11 to the Social Services Law and amended other laws including the Mental Hygiene Law. Chapter 501 incorporates requirements for implementing regulations by State oversight agencies, including OPWDD.

b. OPWDD has the statutory responsibility to provide and encourage the provision of appropriate programs and services in the area of care, treatment, rehabilitation, education, and training of persons with developmental disabilities, as stated in the New York State Mental Hygiene Law Section 13.07.

c. OPWDD has the statutory authority to adopt rules and regulations necessary and proper to implement any matter under its jurisdiction as stated in the New York State Mental Hygiene Law Section 13.09(b).

d. OPWDD has the statutory authority to adopt regulations concerning the operation of programs and facilities and provision of services pursuant to the New York State Mental Hygiene Law Section 16.00.

2. Legislative Objectives: The emergency/proposed regulations further the legislative objectives embodied in Chapter 501 of the Laws of 2012

(Protection of People with Special Needs Act) and sections 13.07, 13.09(b), and 16.00 of the Mental Hygiene Law. The regulations incorporate a number of reforms to OPWDD regulations in order to increase protections and improve the quality of services provided to people with developmental disabilities in the OPWDD system.

3. Needs and Benefits: The emergency/proposed regulations amend regulations in 14 NYCRR in accordance with the 2012 Protection of People with Special Needs Act (PPSNA) and include additional changes to update the regulations in accordance with other related statutory changes and with OPWDD policies and procedures. Most of these amendments were included previous emergency regulations issued by OPWDD approximately every ninety days between June 30, 2013 and June 11, 2015.

The PPSNA required the establishment of comprehensive protections for vulnerable persons, including people with developmental disabilities, against abuse, neglect, and other harmful conduct. The PPSNA created a Justice Center with responsibilities for effective incident reporting and investigation systems, fair disciplinary processes, informed and appropriate staff hiring procedures, and strengthened monitoring and oversight systems. The Justice Center operates a hotline for reporting abuse, neglect, and significant incidents in accordance with the PPSNA's provisions for uniform definitions, mandatory reporting, and minimum standards for incident management programs. In collaboration with OPWDD, the Justice Center is also charged with developing and delivering appropriate training for caregivers, their supervisors, and investigators. Additionally, the Justice Center is responsible for conducting criminal background checks for applicants in the OPWDD system.

The PPSNA creates a Vulnerable Persons' Central Register (VPCR). This register will contain the names of custodians found to have committed substantiated acts of abuse or neglect using a preponderance of evidence standard. All custodians found to have committed such acts have the right to a hearing before an administrative law judge to challenge those findings. Custodians who have committed egregious or repeated acts of abuse or neglect are prohibited from future employment in providing services for vulnerable persons, and may be subject to criminal prosecution. Less serious acts of misconduct are subject to progressive discipline and retraining. Applicants with criminal records who seek employment serving vulnerable persons will be individually evaluated regarding suitability for such positions.

Pursuant to the PPSNA, the Justice Center is charged with recommending policies and procedures to OPWDD for the protection of people with developmental disabilities; this effort involves the development of requirements and guidelines in areas including but not limited to incident management, rights of people receiving services, criminal background checks, and training of custodians. In accordance with the PPSNA, these requirements and guidelines must be reflected, wherever appropriate, in OPWDD's regulations. Consequently, these amendments incorporate the requirements in regulations and guidelines developed by the Justice Center.

The amendments also make numerous changes to OPWDD's incident management process to strengthen the process and to provide further protection to people receiving services from harm and abuse. For example, the amendments make changes related to definitions, reporting, investigation, notification, and committee review of events and situations both under and not under the auspices of OPWDD or a provider agency. It is OPWDD's expectation that implementation of the amendments will enhance safeguards for people with developmental disabilities, which will in turn allow individuals to focus on achieving maximum independence and living richer lives.

The amendments also include requirements addressing background checks for prospective employees and volunteers to determine if an applicant was involved in substantiated abuse or neglect in the OPWDD system before June 30, 2013, in accordance with section 16.34 on the Mental Hygiene Law. These requirements, applicable to all programs and services operated, certified, approved, and/or funded by OPWDD, will augment the protections provided to people receiving services by the PPSNA.

Finally, these emergency/proposed regulations include a small number of amendments that were not included in the emergency regulations issued between June 30, 2013 and June 11, 2015. These emergency/proposed amendments include changes in definitions of incidents constituting significant incidents that must be reported to the Justice Center; revised requirements on submission of final investigative reports to the Justice Center and OPWDD; a new requirement for agencies to establish a dedicated electronic mailbox for receipt of incident-related information from OPWDD; and clarification of a requirement on the independence of incident investigators.

4. Costs:

a. Costs to the Agency and to the State and its local governments: OPWDD will not incur significant additional costs as a provider of

services. Most of the requirements in the emergency/proposed regulations were previously imposed by emergency regulations issued approximated every ninety days between June 30, 2013 and June 11, 2015. There may be minimal one-time costs associated with training staff on new requirements in these emergency/proposed regulations, including changes in definitions of incidents that constitute significant incidents, which must be reported to the Justice Center, and electronic submission of final investigative reports. The changes in definitions generally make certain types of incidents that were previously reported only to OPWDD also reportable to the Justice Center and the process for electronic submission of final investigative reports was previously required by policy since December 2014.

The emergency/proposed regulations also require agencies, including OPWDD as a provider of services, to establish a dedicated mailbox for receipt of incident-related information from the central office of OPWDD. OPWDD expects that will also be some minimal staff training and staff deployment costs associated with the establishment and maintenance of this mailbox, but OPWDD finds it necessary to ensure that agencies, including OPWDD as a provider of services, receive information - including requests from the central office of OPWDD, and take appropriate actions in a timely manner.

Any costs or savings will have no impact on Medicaid rates, prices or fees. Therefore, there is no impact on New York State in its role paying for Medicaid services.

There are no costs to local governments as there are no changes to Medicaid reimbursement and even if there were, the contribution of local governments to Medicaid has been capped. Chapter 58 of the Laws of 2005 places a cap on the local share of Medicaid costs and local governments are already paying for Medicaid at the capped level.

b. Costs to private regulated parties: OPWDD expects that the costs to providers will be minimal. Most of the requirements in the emergency/proposed regulations were previously imposed by emergency regulations issued approximated every ninety days between June 30, 2013 and June 11, 2015. There may be minimal one-time costs associated with training staff on new requirements in these emergency/proposed regulations, including changes in definitions of incidents that constitute significant incidents, which must be reported to the Justice Center, and electronic submission of final investigative reports. The changes in definitions generally make certain types of incidents that were previously reported only to OPWDD also reportable to the Justice Center, and the process for electronic submission of final investigative reports was previously required by policy since December 2014. The emergency/proposed regulations also extend requirements on electronic submission of investigative reports to apply to OPWDD funded programs that are not required to report incidents to the Justice Center; the emergency/proposed regulations require these OPWDD funded programs to submit investigative reports to OPWDD.

The emergency/proposed regulations also require agencies to establish a dedicated mailbox for receipt of incident-related information from OPWDD. OPWDD expects that will also be some minimal staff training and staff deployment costs associated with the establishment and maintenance of this mailbox, but OPWDD finds it necessary to ensure that agencies receive information, including requests from OPWDD, and take appropriate actions in a timely manner.

5. Local Government Mandates: There are no new requirements imposed by the rule on any county, city, town, village, or school, fire, or other special district.

6. Paperwork: OPWDD expects that new requirements in the emergency/proposed regulations will result in some minor increase in paperwork for providers. Most of the requirements in the emergency/proposed regulations were previously imposed by emergency regulations issued approximated every ninety days between June 30, 2013 and June 11, 2015. The emergency/proposed regulations, however, include new requirements on electronic submission of investigative reports and on establishment of a dedicated electronic mailbox for receipt of incident-related information. These requirements will result in a minor increase in paperwork for providers.

7. Duplication: The amendments do not duplicate any existing State or Federal requirements that are applicable to services for persons with developmental disabilities. In some instances, the regulations reiterate requirements in NYS law.

8. Alternatives: OPWDD considered requiring non-State operated providers to report all incidents, including all of those incidents known as minor notable occurrences, to OPWDD. However, OPWDD determined that the additional reporting is not warranted at this time and that minor notable occurrences may continue to be monitored by the provider agencies and during survey and certification activities by OPWDD.

9. Federal Standards: The amendments do not exceed any minimum standards of the federal government for the same or similar subject areas.

10. Compliance Schedule: The regulations will be effective on September

ber 8, 2015 to ensure continued compliance with Chapter 501 of the Laws of 2012. The emergency/proposed regulations replace previous emergency regulations that were effective June 11, 2015 and expire on September 8, 2015. These emergency/proposed regulations also include a small number of amendments that were not included in the emergency regulations issued between June 30, 2013 and June 11, 2015; the new provisions will be phased in and will be effective on January 1, 2016. OPWDD will issue information to providers on the new requirements in advance of implementation.

Regulatory Flexibility Analysis

1. Effect of rule: OPWDD has determined, through a review of the certified cost reports, that most OPWDD-funded services are provided by non-profit agencies that employ more than 100 people overall. However, some smaller agencies that employ fewer than 100 employees overall would be classified as small businesses. Currently, there are approximately 700 agencies providing services that are certified, authorized, or funded by OPWDD. OPWDD is unable to estimate the portion of these providers that may be considered to be small businesses.

The emergency/proposed regulations have been reviewed by OPWDD in light of their impact on small businesses. The regulations amend regulations in 14 NYCRR in accordance with the 2012 Protection of People with Special Needs Act (PPSNA) and include additional changes to update the regulations in accordance with other related statutory changes and with OPWDD policies and procedures. Most of these amendments were included previous emergency regulations issued by OPWDD approximately every ninety days between June 30, 2013 and June 11, 2015.

These regulations include a small number of amendments that were not included in the previous emergency regulations, which may result in some minimal additional costs to service providers. However, OPWDD is unable to quantify the potential additional costs or savings to providers as a result of these amendments. In any event, OPWDD considers that the improvements in protections for people served in the OPWDD system will help safeguard individuals from harm and abuse and that the benefits more than outweigh any potential negative impacts on providers.

2. Compliance requirements: Most of the amendments in these emergency/proposed regulations were included previous emergency regulations issued by OPWDD approximately every ninety days between June 30, 2013 and June 11, 2015. However, the regulations do include a small number of amendments that were not in the emergency regulations. These include changes in definitions of incidents that constitute significant incidents, which must be reported to the Justice Center. The emergency/proposed regulations also extend requirements on electronic submission of investigative reports, previously required by policy, to apply to OPWDD funded programs that are not required to report incidents to the Justice Center; the emergency/proposed regulations require these OPWDD funded programs to submit investigative reports to OPWDD. Finally, the regulations will require agencies to establish a dedicated mailbox for receipt of incident-related information from OPWDD. All of these new requirements will be phased in and effective on January 1, 2016. OPWDD will issue information to providers on the new requirements in advance of implementation.

3. Professional services: Most of the amendments in these emergency/proposed regulations were included previous emergency regulations issued by OPWDD approximately every ninety days between June 30, 2013 and June 11, 2015. OPWDD does not expect that additional professional services will be required for small business providers as a result of new requirements in the emergency/proposed regulations. The amendments will not add to the professional service needs of local governments.

4. Compliance costs: There may be minimal costs for small business providers associated with new requirements in the emergency/proposed regulations. There may be minimal one-time costs associated with training staff on new requirements, including changes in definitions of incidents that constitute significant incidents, which must be reported to the Justice Center, and electronic submission of final investigative reports. The changes in definitions generally make certain types of incidents that were previously reported only to OPWDD also reportable to the Justice Center, and the process for electronic submission of final investigative reports was previously required by policy since December 2014. The emergency/proposed regulations also extend requirements on electronic submission of investigative reports to apply to OPWDD funded programs that are not required to report incidents to the Justice Center; the regulations require these OPWDD funded programs to submit investigative reports to OPWDD.

In addition, the emergency/proposed regulations require agencies to establish a dedicated mailbox for receipt of incident-related information from OPWDD. OPWDD expects that will also be some minimal staff training and staff deployment costs associated with the establishment and maintenance of this mailbox, but OPWDD finds it necessary to ensure that agencies receive information, including requests from OPWDD, and take appropriate actions in a timely manner.

5. Economic and technological feasibility: The emergency/proposed regulations impose a new requirement for establishment of a dedicated mailbox to receive incident related information; however, OPWDD expects that small business providers will be able to comply with this requirement by the January 1, 2016 effective date. Requirements for electronic submission of investigative reports were imposed on most providers by policy in December 2014; however, OPWDD expects that all providers, including those considered small businesses, will be able to comply with these requirements by the January 1, 2016 effective date.

6. Minimizing adverse impact: The new requirements are not expected to result in an adverse economic impact for small business providers due to additional compliance activities or associated compliance costs.

OPWDD has reviewed and considered the approaches for minimizing adverse economic impact as suggested in section 202-b(1) of the State Administrative Procedure Act. OPWDD considered requiring providers, including those considered small businesses, to report all incidents, including all of those incidents known as minor notable occurrences, to OPWDD. However, OPWDD determined that the additional reporting is not warranted at this time and that minor notable occurrences may continue to be monitored by the provider agencies and during survey and certification activities by OPWDD.

7. Small business and local government participation: The PPSNA was originally a Governor's Program Bill which received extensive media attention. Providers had opportunities to become familiar with its provisions since it was made available on various government websites during June 2013. Related to the components of the regulations that are unrelated to implementation of the PPSNA, draft regulations containing these components were sent out for review and comment to representatives of providers, including the New York State Association of Community and Residential Agencies (NYSACRA), on March 12, 2012. Some of the members of NYSACRA have fewer than 100 employees.

OPWDD has issued emergency regulations approximately every ninety days between June 30, 2013 and June 11, 2015 and has responded to questions and comments from providers, including those considered small businesses, on those emergency regulations.

Finally, OPWDD has continued to post extensive information about the requirements on its website.

8. (IF APPLICABLE) For rules that either establish or modify a violation or penalties associated with a violation: The emergency amendments do not establish or modify a violation or penalties associated with a violation.

Rural Area Flexibility Analysis

1. Types and estimated numbers of rural areas: OPWDD services are provided in every county in New York State. 43 counties have a population of less than 200,000: Allegany, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Columbia, Cortland, Delaware, Essex, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Lewis, Livingston, Madison, Montgomery, Ontario, Orleans, Oswego, Otsego, Putnam, Rensselaer, St. Lawrence, Schenectady, Schoharie, Schuyler, Seneca, Steuben, Sullivan, Tioga, Tompkins, Ulster, Warren, Washington, Wayne, Wyoming and Yates. Additionally, 10 counties with certain townships have a population density of 150 persons or less per square mile: Albany, Broome, Dutchess, Erie, Monroe, Niagara, Oneida, Onondaga, Orange, and Saratoga.

The emergency/proposed regulations have been reviewed by OPWDD in light of their impact on rural areas. The regulations amend regulations in 14 NYCRR in accordance with the 2012 Protection of People with Special Needs Act (PPSNA) and include additional changes to update the regulations in accordance with other related statutory changes and with OPWDD policies and procedures. Most of these amendments were included previous emergency regulations issued by OPWDD approximately every ninety days between June 30, 2013 and June 11, 2015.

These regulations include a small number of amendments that were not included in the previous emergency regulations, which may result in some minimal additional costs to service providers. However, OPWDD is unable to quantify the potential additional costs or savings to providers as a result of these amendments. In any event, OPWDD considers that the improvements in protections for people served in the OPWDD system will help safeguard individuals from harm and abuse and that the benefits more than outweigh any potential negative impacts on providers.

The geographic location of any given program (urban or rural) will not be a contributing factor to any additional costs to providers.

2. Compliance requirements: Most of the amendments in these emergency/proposed regulations were included previous emergency regulations issued by OPWDD approximately every ninety days between June 30, 2013 and June 11, 2015. However, the regulations do include a small number of amendments that were not in the emergency regulations. These include changes in definitions of incidents that constitute significant incidents, which must be reported to the Justice Center. The emergency/proposed regulations also extend requirements on electronic

submission of investigative reports, previously required by policy, to apply to OPWDD funded programs that are not required to report incidents to the Justice Center; the emergency/proposed regulations require these OPWDD funded programs to submit investigative reports to OPWDD. Finally, the regulations will require agencies to establish a dedicated mailbox for receipt of incident-related information from OPWDD. All of these new requirements will be phased in and effective on January 1, 2016. OPWDD will issue information to providers on the new requirements in advance of implementation.

The amendments will have no effect on local governments.

3. Professional services: There may be additional professional services required for rural area providers as a result of these amendments. The definition of psychological abuse references specific impacts on an individual receiving services that must be supported by a clinical assessment. The amendments will not add to the professional service needs of local governments.

4. Compliance costs: There may be minimal costs for rural area providers associated with new requirements in the emergency/proposed regulations. There may be minimal one-time costs associated with training staff on new requirements, including changes in definitions of incidents that constitute significant incidents, which must be reported to the Justice Center, and electronic submission of final investigative reports. The changes in definitions generally make certain types of incidents that were previously reported only to OPWDD also reportable to the Justice Center, and the process for electronic submission of final investigative reports was previously required by policy since December 2014. The emergency/proposed regulations also extend requirements on electronic submission of investigative reports to apply to OPWDD funded programs that are not required to report incidents to the Justice Center; the regulations require these OPWDD funded programs to submit investigative reports to OPWDD.

In addition, the emergency/proposed regulations require agencies to establish a dedicated mailbox for receipt of incident-related information from OPWDD. OPWDD expects that will also be some minimal staff training and staff deployment costs associated with the establishment and maintenance of this mailbox, but OPWDD finds it necessary to ensure that agencies receive information, including requests from OPWDD, and take appropriate actions in a timely manner.

5. Minimizing adverse impact: The new requirements are not expected to result in an adverse economic impact for rural area providers due to additional compliance activities or associated compliance costs.

OPWDD has reviewed and considered the approaches for minimizing adverse economic impact as suggested in section 202-b(1) of the State Administrative Procedure Act. OPWDD considered requiring providers, including those considered rural area providers, to report all incidents, including all of those incidents known as minor notable occurrences, to OPWDD. However, OPWDD determined that the additional reporting is not warranted at this time and that minor notable occurrences may continue to be monitored by the provider agencies and during survey and certification activities by OPWDD.

6. Rural area participation: The PPSNA was originally a Governor's Program Bill which received extensive media attention. Providers had opportunities to become familiar with its provisions since it was made available on various government websites during June 2013. Related to the components of the regulations that are unrelated to implementation of the PPSNA, draft regulations containing these components were sent out for review and comment to representatives of providers, including the New York State Association of Community and Residential Agencies (NYSACRA), on March 12, 2012. Some of the members of NYSACRA are rural area providers.

OPWDD has issued emergency regulations approximately every ninety days between June 30, 2013 and June 11, 2015 and has responded to questions and comments from providers, including rural area providers, on those emergency regulations.

Finally, OPWDD has continued to post extensive information about the requirements.

Job Impact Statement

OPWDD is not submitting a Job Impact Statement for these amendments because OPWDD does not anticipate a substantial adverse impact on jobs and employment opportunities.

The amendments incorporate a number of reforms to improve the quality and consistency of incident management activities throughout the OPWDD system. Most of these amendments were included previous emergency regulations issued by OPWDD approximately every ninety days between June 30, 2013 and June 11, 2015.

These regulations include a small number of amendments that were not included in the previous emergency regulations. These include changes in definitions of incidents that constitute significant incidents, which must be reported to the Justice Center. The emergency/proposed regulations also extend requirements on electronic submission of investigative reports,

previously required by policy, to apply to OPWDD funded programs that are not required to report incidents to the Justice Center; the emergency/proposed regulations require these OPWDD funded programs to submit investigative reports to OPWDD. Finally, the regulations will require agencies to establish a dedicated mailbox for receipt of incident-related information from OPWDD. All of these new requirements will be phased in and effective on January 1, 2016. OPWDD expects that these changes can be planned for and met with existing staff.

Public Service Commission

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Report of Con Edison Regarding the Storm Hardening and Resiliency Collaborative, Phase 3

I.D. No. PSC-38-15-00007-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Commission is considering whether to approve, reject or modify, in whole or in part the report and petition of Consolidated Edison Company of New York, Inc. regarding the Storm Hardening and Resiliency Collaborative, Phase 3.

Statutory authority: Public Service Law, sections 4(1), 5(1), 65(1), (14), 66(1), (1-a), (2), (4), (12), 79(1), 80(1), (2), (3), (4) and (10)

Subject: Report of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 3.

Purpose: To consider the report of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 3.

Substance of proposed rule: On September 1, 2015, Consolidated Edison Company of New York, Inc. (Con Edison or the Company) filed in accordance with Clause 9 of the Public Service Commission's February 21, 2013 Order in Cases 13-E-0030, 13-G-0031 and 13-S-0032 Approving Electric, Gas and Steam Rate Plans in Accord with Joint Proposal its Storm Hardening and Resiliency Collaborative Phase Three Report (Phase Three Report). The Public Service Commission is considering whether to grant, approve, reject or modify, in whole or in part the Phase Three Report of Consolidated Edison Company of New York, Inc. regarding its proposed Storm Hardening and Resiliency plans for work to commence during the remainder of 2015 and for 2016 and to apprise the Commission of the status of related collaborative initiatives including methane emissions reduction efforts, climate change vulnerability study, and risk assessment and cost benefit modeling. The Phase Three report also responds to other requirements in the Commission's February 5, 2015 Order Adopting Storm Hardening and Resiliency Phase II Report Subject to Modifications. In addition, the Commission will address any accounting and ratemaking treatment for such work. The Commission may consider any related matters.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2655, email: john.pitucci@dps.ny.gov

Data, views or arguments may be submitted to: Kathleen H. Burgess, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6530, email: secretary@dps.ny.gov

Public comment will be received until: 45 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(13-E-0030SP10)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Notice of Intent to Submeter Electricity

I.D. No. PSC-38-15-00008-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Public Service Commission is considering whether to grant, deny or modify, in whole or part, the Notice of Intent filed by Community Counseling and Mediation, to submeter electricity at 226 Linden Blvd., Brooklyn, New York.

Statutory authority: Public Service Law, sections 2, 4(1), 30, 32-48, 52, 53, 65(1), 66(1), (2), (3), (4), (12) and (14)

Subject: Notice of Intent to submeter electricity.

Purpose: To consider the request of Community Counseling and Mediation to submeter electricity at 226 Linden Blvd., Brooklyn, New York.

Substance of proposed rule: The Public Service Commission is considering whether to grant, deny or modify, in whole or part, the Notice of Intent filed by Community Counseling and Mediation, to submeter electricity at 226 Linden Blvd., Brooklyn, New York, located in the Territory of Consolidated Edison Company of New York, Inc., and to take other actions necessary to address the Notice of Intent.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: Elaine Agresta, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2660, email: Elaine.Agresta@dps.ny.gov

Data, views or arguments may be submitted to: Kathleen H. Burgess, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6530, email: secretary@dps.ny.gov

Public comment will be received until: 45 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(15-E-0249SP1)

Department of State

EMERGENCY/PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Rules Relating to Insurance and Bond Requirements

I.D. No. DOS-38-15-00003-EP

Filing No. 773

Filing Date: 2015-09-04

Effective Date: 2015-09-04

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Proposed Action: Repeal of section 160.9; and addition of new section 160.9 to Title 19 NYCRR.

Statutory authority: Executive Law, section 91; General Business Law, sections 402(5) and 404

Finding of necessity for emergency rule: Preservation of public health, public safety and general welfare.

Specific reasons underlying the finding of necessity: The Department of State ("Department") is charged, inter alia, with the enforcement of New York General Business Law ("NY GBL") Article 27, which relates to the appearance enhancement industry. A principal purpose behind the enactment of Article 27 was to provide a system of licensure of appearance enhancement businesses and operators that would both allow for the greatest possible flexibility in the establishment of regulated services and implement measures to protect those inextricably entwined in the industry. Consistent with this legislative intent of Article 27, the Department is empowered to issue regulations which protect the general welfare of the public, including workers employed by business owners. Notwithstanding existing laws and regulations, a number of businesses have taken unfair advantage of a significant number of licensed workers who contribute to the community and economy. The ease with which some establishments have been able to deprive workers of fair wages and other rights is due in part to inadequate protections. On July 15, 2015 Governor Cuomo signed into law new legislation (S.5966) which among other things established new penalties for operating an appearance enhancement business without

appropriate wage coverage. This rulemaking is re-adopted on an emergency basis to further the legislative intent of provide adequate protections to workers.

To help ensure that workers receive wages that are legally due, new bonding and insurance requirements are needed. The enhancement of public safety, health and general welfare necessitates the promulgation of this regulation on an emergency basis. The Department finds that by imposing new bonding and insurance provisions potential abuses by unscrupulous business owners will be reduced and hardworking employees will be protected. The original emergency rule on this matter, filed on May 18, 2015, was superseded by a similar but different emergency rulemaking on June 10, 2015, the text of which first appeared in the July 1, 2015 edition of the State Register. The current emergency rulemaking is the first re-adoption of the emergency rule that has been in effect since June 10th.

Subject: Rules relating to insurance and bond requirements.

Purpose: To enhance protections to workers by adding new provisions requiring wage coverage.

Text of emergency/proposed rule: 19 NYCRR § 160.9 Bond or liability insurance

(a) An owner must maintain proof of minimum financial security in the following amounts:

(1) for accident and professional liability, at least \$25,000 per individual occurrence and \$75,000 in the aggregate; and

(2) for payment of wages and remuneration legally due employees who provide nail specialty services pursuant to the following schedule:

(i) if owner employs the equivalent of two to five full time individuals who provide nail specialty services, at least \$25,000 or in such other amount as directed by the Secretary;

(ii) if owner employs the equivalent of six to ten full time individuals who provide nail specialty services, at least \$40,000 or in such other amount as directed by the Secretary;

(iii) if owner employs the equivalent of 11 to 25 full time individuals who provide nail specialty services, at least \$75,000 or in such other amount as directed by the Secretary; or

(iv) if owner employs the equivalent of 26 or more full time individuals who provide nail specialty services, at least \$125,000 or in such other amount as directed by the Secretary.

(b) Such proof may be satisfied by purchasing:

(1) accident and professional liability insurance, or general liability insurance; or

(2) a bond with a corporate surety, from a company authorized to do business in this state, payable in favor of the people of the state of New York; or

(3) any combination of (1) or (2) as provided in this Subdivision provided that the coverage amounts set forth in Subdivision (a) of this Section are satisfied.

(c) Proof of bond and liability insurance coverage, as applicable, must be filed with the Secretary and may be terminated only in accordance with the following provisions:

(1) A bond shall not be cancelled, revoked, or terminated by the owner, nor shall the owner take action that would result in the cancellation, revocation, or termination of such bond, except after notice to, and with the consent of, the Secretary at least forty-five days in advance of such cancellation, revocation, or termination. The bond shall include a provision requiring the surety to provide forty-five days' notice to the Secretary prior to cancelling the bond.

(2) A liability insurance policy obtained pursuant to this Section shall not be cancelled, revoked, or terminated by the owner, nor shall the owner take action that would result in the cancellation, revocation, or termination of such insurance policy, except after notice to the Secretary at least forty-five days in advance of such cancellation, revocation, or termination, in a form prescribed by the Secretary.

(d) Proof of such bond or liability insurance policy must be maintained on the business premises. Such proof shall be accessible by all employees at all times that the business is open.

(e) An owner will be permitted to maintain a bond or liability insurance policy as required by former Section 160.09 until June 30, 2015. All owners shall comply with the provisions of this Section on or after July 1, 2015.

This notice is intended: to serve as both a notice of emergency adoption and a notice of proposed rule making. The emergency rule will expire November 2, 2015.

Text of rule and any required statements and analyses may be obtained from: David Mossberg, NYS Dept. of State, 123 William St., 20th Fl., New York, NY 10038, (212) 417-2063, email: david.mossberg@dps.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 45 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Regulatory Impact Statement

1. Statutory Authority:

New York Executive Law § 91 and New York General Business Law ("GBL") §§ 402(5); 404 and 405(2). Section 91 of the Executive Law authorizes the Secretary of State to: "adopt and promulgate such rules which shall regulate and control the exercise of the powers of the department of state." In addition, Sections 405(1) and 404 of the GBL authorize the Secretary of State to promulgate rules specifically relating to the appearance enhancement industry. Section 405(2) requires an appearance enhancement licensee to be bonded or insured.

2. Legislative Objectives:

Article 27 of the GBL was enacted, inter alia, to provide a system of licensure of appearance enhancement businesses and operators that would allow for the greatest possible flexibility in the establishment of regulated services, while establishing measures to protect members of the public, including those who work in the industry. Consistent with this legislative intent, the Department is empowered to issue regulations that accomplish these purposes.

3. Needs and Benefits:

It has come to the attention of the Department that a number of appearance enhancement businesses may be engaging in exploitive practices to deprive employees who provide nail specialty services of wages due. Individuals providing nail specialty services to the public have been particularly impacted. While the regulations of the Department, in accord with statutory mandate, have long required bonding or insurance for the protection of the public welfare, the Department finds that new and more particularized bonding and insurance requirements are needed to help ensure that employees that provide nail specialty services receive the wages and benefits they have earned. After consulting with the Department of Labor and advocacy groups, it was determined that this regulation is needed to help protect the wellbeing of employees who provide nail specialty services to the public.

4. Costs:

a. Costs to regulated parties:

Prior regulatory requirements were primarily concerned with liability coverage, whether by bond or insurance. The majority of appearance enhancement business owners satisfied their obligations by obtaining an insurance policy in the required amount of \$25,000 per occurrence and \$75,000 in the aggregate. This rulemaking maintains such liability requirement and adds a new requirement that the business' payment of wages and remuneration legally due employees who provide nail specialty services be guaranteed in amounts keyed to the number of such individuals employed by the business owner and the amount of hours that these employees work on a weekly basis. Therefore, the cost to the regulated parties is the cost of acquiring the wage guarantee. The Department is informed that for purchasers in good credit standing, the cost of acquiring a "wage bond" is likely to be 2 - 4% of the amount of the bond. Thus, a surety bond in the amount of \$25,000 (2 - 5 employees) would range between \$500 and \$1,000. Businesses employing more individuals are required to maintain greater coverage. Bond amounts and cost of acquisition are as follows: \$40,000 for 6 - 10 individuals, \$800-\$1,600; \$75,000 for 11 - 25 individuals, \$1,500 - \$3,000, and \$125,000 for 26 or more individuals, \$2,500 - \$5,000. The Department notes that specific costs will vary depending largely upon the credit worthiness of the owner applying for the necessary coverage, accordingly costs are not expected to be the same for every business.

b. Costs to the Department of State, the State, and Local Governments:

The Department does not anticipate any additional costs to implement the rule. Existing staff will manage new filing requirements.

5. Local Government Mandates:

The rule does not impose any program, service, duty or responsibility upon any county, city, town, village, school district or other special district.

6. Paperwork:

The rule requires a licensee to file proof of its bond and insurance coverage with the Secretary and to notify the Secretary of the bond or insurance policy's impending cancellation.

7. Duplication:

This rule does not duplicate, overlap or conflict with any other state or federal requirement.

8. Alternatives:

The Department considered not proposing the instant rulemaking. It was determined, however, that this rule is immediately needed to protect the general welfare of a significant population of practitioners who have been deprived of legally due wages.

9. Federal Standards:

The proposed amendments do not exceed any minimum standards of the federal government for the same or similar subject areas.

10. Compliance Schedule:

As this rule was previously adopted on an emergency basis and currently in effect, the Department is not providing for a compliance period and this second emergency adoption is to take effect immediately.

Regulatory Flexibility Analysis

1. Effect of rule:

In addition to continuing the requirement that appearance enhancement business owners acquire and maintain liability insurance, this rulemaking requires appearance enhancement business owners to acquire and maintain a guarantee by a surety or insurer for the business' payment of wages and remuneration legally due employees. The rule will protect employees who provide nail specialty services from the exploitive and pernicious practice of wage theft. There are approximately 30,000 owners that may be subject to this rule. Compliance is required depending upon the numbers of persons employed who provide nail specialty services, and the number of hours per week that they work.

2. Compliance requirements:

Prior regulatory requirements provided that appearance enhancement business owners provide liability coverage, whether by bond or insurance, in the amount or \$25,000 per occurrence and \$75,000 in the aggregate. This rulemaking maintains such liability requirement, and adds a new requirement that the business' payment of wages and remuneration legally due employees and providers of appearance enhancement services be guaranteed in amounts keyed to the number of individuals who provide nail specialty services that are employed by the business owner and the number of hours that they work on a weekly basis. The rule requires a licensee to file its bond and insurance, as applicable, with the Secretary and to notify the Secretary of any impending cancellation of the bond or insurance. Additionally, the rule continues the current requirement that owners maintain proof of such coverage at the licensed business premises.

3. Professional services:

The Department does not anticipate the need for professional services.

4. Compliance costs:

Prior regulatory requirements were primarily concerned with liability coverage, whether by bond or insurance. The majority of appearance enhancement business owners satisfied their obligations by obtaining an insurance policy in the required amount of \$25,000 per occurrence and \$75,000 in the aggregate. This rulemaking maintains such liability requirement and adds a new requirement that the business' payment of wages and remuneration legally due employees who provide nail specialty services be guaranteed in amounts keyed to the number of such individuals employed by the business owner and the amount of hours that these employees work on a weekly basis. Therefore, the cost to the regulated parties is the cost of acquiring the wage guarantee. The Department is informed that for purchasers in good credit standing, the cost of acquiring a "wage bond" is likely to be 2 - 4% of the amount of the bond. Thus, a surety bond in the amount of \$25,000 (2 - 5 employees) would range between \$500 and \$1,000. Businesses employing more individuals are required to maintain greater coverage. Bond amounts and cost of acquisition are as follows: \$40,000 for 6 - 10 individuals, \$800 - \$1,600; \$75,000 for 11 - 25 individuals, \$1,500 - \$3,000, and \$125,000 for 26 or more individuals, \$2,500 - \$5,000. The Department notes that specific costs will vary depending largely upon the credit worthiness of the owner applying for the necessary coverage, accordingly costs are not expected to be the same for every business.

5. Economic and technological feasibility:

The amount of coverage required and thus, the cost of acquiring such coverage, have been keyed to the relative size of the business. The smallest business identified, one that employs 2-5 individuals, may expend as little as \$500 to comply with new "wage bond" requirement. Although additional collateral may be required to secure the bond, the Department believes it is both economically and technically feasible to comply with this rule.

6. Minimizing adverse impact:

The Department did not identify any alternatives that would achieve the results of the proposed rule and also be less restrictive and less burdensome in terms of compliance. The Department has consulted with Department of Labor and several advocacy groups and finds that this rule is necessary for the wellbeing of those who engage in appearance enhancement practices.

7. Small business and local government participation:

The Department, in conjunction with other state agencies, has consulted with small business interests, both businesses and organizations that may be affected by this rule. Although this particular proposal was not presented, businesses were, generally, supportive and amenable to the changes discussed.

8. Compliance:

As stated in the emergency rule, itself, compliance will be required by July 1, 2015.

9. Cure period:

As this rule was previously adopted on an emergency basis and currently in effect, this second emergency adoption is to take effect immediately. It is noted however that to provide effect to the legislative intent behind (S5966-2015) the Department will stay the imposition of penalties until the sixtieth day after the department of financial services has certified in writing to the secretary of state that any bonds or liability insurance that is required by the department of state is readily available to the businesses from the market place.

Rural Area Flexibility Analysis

1. Types and estimated numbers of rural areas:

The rule will apply to appearance enhancement businesses that are licensed pursuant to Article 27 of the General Business Law. There are approximately 30,000 owners across New York State that may be subject to this rule. Licensed owners are responsible for complying with this rule.

2. Reporting, recordkeeping and other compliance requirements; and professional services:

Prior regulatory requirements provided that appearance enhancement business owners provide liability coverage, whether by bond or insurance, in the amount of \$25,000 per occurrence and \$75,000 in the aggregate. This rulemaking maintains such liability requirement, and adds a new requirement that the business' payment of wages and remuneration legally due individuals who practice nail specialty services be guaranteed in amounts keyed to the number of individuals who provide nail specialty services that are employed by the business owner and the number of hours that they work on a weekly basis. The rule requires a licensee to file its bond and insurance, as applicable, with the Secretary and to notify the Secretary of any impending cancellation of the bond or insurance. Additionally, the rule continues the current requirement that the owners maintain evidence of such coverage at the licensed business premises. No different or additional compliance requirements apply to businesses located in rural areas.

3. Costs:

Prior regulatory requirements were primarily concerned with liability coverage, whether by bond or insurance. The majority of appearance enhancement business owners satisfied their obligations by obtaining an insurance policy in the required amount of \$25,000 per occurrence and \$75,000 in the aggregate. This rulemaking maintains such liability requirement and adds a new requirement that the business' payment of wages and remuneration legally due employees who provide nail specialty services be guaranteed in amounts keyed to the number of such individuals employed by the business owner and the amount of hours that these employees work on a weekly basis. Therefore, the cost to the regulated parties is the cost of acquiring the wage guarantee. The Department is informed that for purchasers in good credit standing, the cost of acquiring a "wage bond" is likely to be 2 -4% of the amount of the bond. Thus, a surety bond in the amount of \$25,000 (2 - 5 employees) would range between \$500 and \$1,000. Businesses employing more individuals are required to maintain greater coverage. Bond amounts and cost of acquisition are as follows: \$40,000 for 6 -10 individuals, \$800 - \$1,600; \$75,000 for 11 - 25 individuals, \$1,500 - \$3,000, and \$125,000 for 26 or more individuals, \$2,500 - \$5,000. The Department notes that specific costs will vary depending largely upon the credit worthiness of the owner applying for the necessary coverage, accordingly costs are not expected to be the same for every business.

4. Minimizing adverse impact:

The Department has consulted with Department of Labor and several advocacy groups, but did not identify any alternatives that would achieve the results of the proposed rules and at the same time be less restrictive and less burdensome in terms of compliance. Businesses in rural areas will not be impacted any more or less than businesses in other areas.

5. Rural area participation:

The Department, in conjunction with other state agencies, has consulted with business interests which may be affected by this rule. Publication of this rule in the New York State Register will provide notice to those in rural areas and afford everyone an opportunity to comment. The Department has posted a copy of this rule on the Department's website, which will provide additional opportunity for rural area participation.

Job Impact Statement

1. Nature of impact:

This rulemaking will help to insure the payment of wages lawfully due and owing to individuals who provide nail specialty services. Inasmuch as this rulemaking will help protect workers, the Department believes that it will have a positive impact on jobs and employment opportunities. Specifically, more workers may seek employment in this industry if they know that their wages will now be guaranteed.

2. Categories and numbers affected:

There are approximately 30,000 owners in New York State that may be subject to this rule.

3. Regions of adverse impact:

The proposed rulemaking will not have any disproportionate regional adverse impact on jobs or employment opportunities.

4. Minimizing adverse impact:

The Department considered not proposing the instant rulemaking. It was determined, however, that this rule is immediately needed to protect the general welfare of a significant population of individuals who have been deprived of legally due wages. The Department has consulted with Department of Labor and several advocacy groups, but did not identify any alternatives that would achieve the results of the proposed rules and at the same time be less restrictive and less burdensome in terms of compliance.

EMERGENCY/PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Personal Protective Equipment

I.D. No. DOS-38-15-00004-EP

Filing No. 774

Filing Date: 2015-09-04

Effective Date: 2015-09-04

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Proposed Action: Amendment of sections 160.11 and 160.20 of Title 19 NYCRR.

Statutory authority: Executive Law, section 91; General Business Law, sections 402(5) and 404

Finding of necessity for emergency rule: Preservation of public health, public safety and general welfare.

Specific reasons underlying the finding of necessity: The Department of State ("Department") is charged, inter alia, with the enforcement of New York General Business Law ("NY GBL") Article 27, which relates to the appearance enhancement industry. A principal purpose behind the enactment of Article 27 was to provide a system of licensure of appearance enhancement businesses and operators that would both allow for the greatest possible flexibility in the establishment of regulated services and implement measures to protect those who practice in the industry. Consistent with the legislative intent of Article 27, the Department is empowered to issue regulations which protect the general welfare of the public, including those who provide nail care services. New information regarding the practice of nail specialty indicates that many practitioners are at risk for preventable disease and injury because of the lack of readily available protective gear.

To help ensure that workers are better protected, the Department is re-adopting these emergency health and safety regulations. The enhancement of public safety, health and general welfare necessitates the promulgation of these regulations on an emergency basis. The Department finds that imposing new requirements and clarifying existing regulations will protect the approximately 162,000 licensed cosmetologists and nail specialists in New York.

The original emergency rule on this matter, filed on May 18, 2015, was superseded by a similar but different emergency rulemaking on June 10, 2015, the text of which first appeared in the July 1, 2015 edition of the State Register. The current emergency rulemaking is the first re-adoption of the emergency rule that has been in effect since June 10th.

Subject: Personal protective equipment.

Purpose: To require the provision of personal protective equipment.

Text of emergency/proposed rule: Section 160.11 of Title 19 of the NYCRR is amended as follows:

Section 160.11. Owner responsibilities

(a) An owner [, an area renter or both] shall be responsible for the proper conduct of the licensed business and for the proper provision of appearance enhancement services to the public by its employees or operators.

(b) An owner [, an area renter or both] shall be responsible for compliance with all applicable health and sanitary codes, and all statutory and regulatory requirements with respect to the practices of the occupation and business prescribed by this Part.

(c) An owner shall be responsible for maintaining the following equipment at each workstation, to be made available, upon request and without cost, to each person providing nail care services who uses such workstation:

(1) A properly fitting N-95 or N-100 respirator, approved by the National Institute for Occupational Safety and Health ("NIOSH"), for each individual who uses such workstation, to reduce inhalation of dust and particulate matter;

(2) Protective gloves made of nitrile, or other similar non-permeable material for workers with a sensitivity to nitrile gloves, in quantities sufficient to allow each individual providing nail care services to have a new pair of gloves for each customer served; and

(3) Eye protection sufficient to protect from splashes when pouring or transferring potentially hazardous chemicals from bulk containers or when preparing potentially hazardous chemicals for use in nail care services.

(d) The requirements of Subdivisions (a) and (b) were in effect prior to the filing of this emergency regulation, and remain in continuous full force and effect. Subdivision (c) of this Section shall take effect on June 15, 2015.

Section 160.20 of Title 19 of the NYCRR is amended as follows:

160.20 Hygienic practices.

(a) Cotton applicators may be used and must be stored in a closed container or sealed bag.

(b) A clean sheet of paper or a clean towel not previously used for any purpose shall be placed on the table or headrest before any client reclines on a table or chair.

(c) Cloth towels may be used once then bagged, machine washed and dried.

(d) A paper strip or clean towel shall be placed completely around the neck of each client before an apron or any other protective device is fastened around the neck.

(e) All practitioners and nail care clients must wash hands with soap and water before each client service.

(f) All sharp or pointed equipment shall be stored when not in use so as not to be accessible to consumers.

(g) All fluids, semifluids and powders must be dispensed with a shaker, dispenser pump or spray type container. All creams, lotions and other cosmetics used for clients must be kept in closed containers and dispensed with disposable applicators. When only a portion of a preparation is to be used on a client, it shall be removed from the container in such a way as not to contaminate the remaining portion.

(h) All practitioners shall have access to and may use a properly fitted N-95 or N-100 respirator, provided by the owner and approved by the National Institute for Occupational Safety and Health ("NIOSH"), in accordance with manufacturer's specifications when buffing or filing artificial nails or using acrylic powder.

(i) All practitioners shall have access to and may wear gloves, provided by the owner, when handling potentially hazardous chemicals or waste and during cleanup, or when performing any procedure that has a risk of breaking a customer's skin.

(j) All practitioners shall have access to and may wear eye protection, provided by the owner, when pouring or transferring potentially hazardous chemicals from bulk containers and when preparing potentially hazardous chemicals for use in nail care services.

(k) The requirements of Subdivisions (a) through (g) were in effect prior to the filing of this emergency regulation, and remain in continuous full force and effect. Subdivisions (h), (i), and (j) of this Section shall take effect on June 15, 2015.

This notice is intended: to serve as both a notice of emergency adoption and a notice of proposed rule making. The emergency rule will expire November 2, 2015.

Text of rule and any required statements and analyses may be obtained from: David Mossberg, Esq., NYS Dept. of State, 123 William Street, 20th Fl., New York, NY 10038, (212) 417-2063, email: david.mossberg@dos.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 45 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Regulatory Impact Statement

1. Statutory Authority:

New York Executive Law § 91 and New York General Business Law ("GBL") §§ 402(5); 404; 404(b) and 405(2). Section 91 of the Executive Law authorizes the Secretary of State to: "adopt and promulgate such rules which shall regulate and control the exercise of the powers of the department of state." In addition, Sections 405(1) and 404 of the GBL authorize the Secretary of State to promulgate rules specifically relating to the appearance enhancement industry. Specifically, 404-b requires all owners and operators of appearance enhancement businesses that practice nail specialty to make available, upon request, gloves and facemasks for nail specialty licensees who work in such businesses.

2. Legislative Objectives:

Article 27 of the GBL was enacted, inter alia, to provide a system of licensure of appearance enhancement businesses and operators that would allow for the greatest possible flexibility in the establishment of regulated

services, while establishing protective measures. Consistent with this legislative intent, the Department is empowered to issue regulations that accomplish these purposes.

3. Needs and Benefits:

This rule is needed to implement provisions of the GBL, specifically sections 404 and 404-b. The Department finds that these regulations, which clarify existing requirements relating to availability of personal protective equipment will further the legislative intent of Section 404-b of the GBL.

4. Costs:

a. Costs to regulated parties:

Businesses which offer nail care services will be required pursuant to this rule to have available gloves, respirators and sufficient eye protection for individuals who practice nail specialty services. The Department estimates the following costs to businesses: 1) a box of 100 disposable nitrile gloves will cost approximately \$15.00; 2) a box of 20 approved respirators will cost approximately \$15.00; and 3) sufficient eye protection will cost approximately \$3.00 per employee.

b. Costs to the Department of State, the State, and Local Governments:

The Department does not anticipate any additional costs to implement the rule.

5. Local Government Mandates:

The rule does not impose any program, service, duty or responsibility upon any county, city, town, village, school district or other special district.

6. Paperwork:

This rule does not impose any new paperwork requirement.

7. Duplication:

This rule does not duplicate, overlap or conflict with any other state or federal requirement.

8. Alternatives:

The Department considered not proposing the instant rulemaking. It was determined, however, that this rule is needed to protect the general welfare of approximately 162,000 individuals who practice nail specialty services.

9. Federal Standards:

The proposed rulemaking is necessary to implement the provisions of existing law and standards.

10. Compliance Schedule:

As this rule was previously adopted on an emergency basis and currently in effect, the Department is not providing for a compliance period and this second emergency adoption is to take effect immediately.

Regulatory Flexibility Analysis

1. Effect of rule:

This rule requires the provision of personal protective equipment. Businesses that offer nail care services will be required to provide such equipment as provided for by this rule to individuals who practice nail specialty services without cost. There are approximately 30,000 owners that are potentially subject to this rule.

2. Compliance requirements:

The rule implements statutory requirements established under Section 404-b of Article 27 of the General Business Law. Owners subject to this rule will be required to provide gloves, respirators and sufficient eye protection to individuals who practice nail specialty services. The rule does not impose reporting or recordkeeping on owners.

3. Professional services:

The Department does not anticipate the need for professional services.

4. Compliance costs:

The Department estimates the following costs to businesses: 1) a box of 100 disposable nitrile gloves will cost approximately \$15.00; 2) a box of 20 approved respirators will cost approximately \$15.00; and 3) sufficient eye protection will cost approximately \$3.00 per employee.

5. Economic and technological feasibility:

This proposal is economically and technically feasible. Based on the Department's cost estimates and that the personal protective equipment provided for by this rule is readily available in retail stores and through online purchasing, businesses should have no difficulty complying with this rule.

6. Minimizing adverse economic impact:

The Department did not identify any feasible alternatives that would achieve the results of the proposed rule and also be less restrictive and less burdensome in terms of compliance. The Department has consulted with Department of Labor, Department of Health, and several advocacy and business groups and finds this rule is necessary to implement existing law relating to the provision and availability of personal protective equipment.

7. Small business and local government participation:

The Department, in conjunction with other state agencies, has consulted with small business interests that may be affected by this rule. In addition, the Department has conducted significant outreach to inform the public regarding this rule, including posting this rule on the Department's website

and participating in a multiple public forums detailing, inter alia, the purpose of this rule and compliance requirements. Publication of the rule in the State Register will provide further notice of the proposed rulemaking to all interested parties. Additional comments will be received and entertained during the public comment period associated with this rulemaking.

8. Compliance:

Owners subject to this rule are required to comply immediately.

9. Cure period:

As this rule was previously adopted on an emergency basis and currently in effect, the Department is not providing for a compliance period and this second emergency adoption is to take effect immediately.

Rural Area Flexibility Analysis

1. Types and estimated numbers of rural areas:

The rule will apply to appearance enhancement businesses that are licensed pursuant to Article 27 of the General Business Law. There are approximately 30,000 owners across New York State that may be subject to this rule. Licensed owners throughout the state, including those in rural areas, are responsible for complying with this rule.

2. Reporting, recordkeeping and other compliance requirements; and professional services:

The rule implements statutory requirements established under Section 404-b of Article 27 of the General Business Law. The rule does not impose reporting or recordkeeping on owners. Further, there are no additional professional services required as a result of this regulation. No different or additional requirements are applicable exclusively to rural areas of the state.

3. Costs:

The Department estimates the following costs to businesses: 1) a box of 100 disposable nitrile gloves will cost approximately \$15.00; 2) a box of 20 approved respirators will cost approximately \$15.00; and 3) sufficient eye protection will cost approximately \$3.00 per employee.

4. Minimizing adverse impact:

The proposed rulemaking will implement existing law relating to provision and use of personal protective equipment for nail care providers throughout the state, including rural areas. The Department has consulted with Department of Labor, Department of Health as well as several advocacy groups, but did not identify any feasible alternatives that would achieve the results of the proposed rules and also be less restrictive and less burdensome in terms of compliance.

5. Rural area participation:

No significant comments have been received regarding this rulemaking. Publication of the Notice in the State Register will provide notice to all interested parties, including those in rural areas. Additional comments received on this rulemaking will be considered and assessed during imminent Proposed Rule Making process on this matter.

Job Impact Statement

1. Nature of impact:

This rulemaking applies to all appearance enhancement owners and individuals who offer nail specialty services. Pursuant to this rule, owners are required to provide at no cost, gloves, respirators and eye protection while offering certain services. Though the rule is intended to implement existing law, the Department finds that it will also improve the wellbeing of those working in the nail care industry, and as such the rule will have a positive impact on jobs and employment opportunities.

2. Categories and numbers affected:

There are approximately 30,000 owners which would potentially be subject to this rulemaking. Further, there are approximately 162,000 licensees who offer services specified by this rule.

3. Regions of adverse impact:

The proposed rulemaking will not have any disproportionate regional adverse impact on jobs or lawful employment opportunities.

4. Minimizing adverse impact:

The Department considered not proposing the instant rulemaking. It was determined, however, that this rule is immediately needed to implement existing law through rules regarding availability and use of personal protective equipment. The Department has consulted with Department of Labor, Department of Health and several advocacy groups, but did not identify any alternatives that would achieve the results of the proposed rules and at the same time be less restrictive and less burdensome in terms of compliance.

State University of New York

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Proposed Amendments to Traffic and Parking Regulations at State University of New York University at Buffalo

I.D. No. SUN-38-15-00002-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Amendment of Part 572 of Title 8 NYCRR.

Statutory authority: Education Law, section 360(1)

Subject: Proposed amendments to traffic and parking regulations at State University of New York University at Buffalo.

Purpose: Amend existing regulations to update traffic and parking regulations.

Substance of proposed rule (Full text is posted at the following State website: <http://www.suny.edu/sunyp>): The operation of a motor vehicle on the property of the State University of New York at Buffalo is covered under section 360 of the Education Law which authorizes the State University to adopt and make applicable to its campuses any and all provisions of the Vehicle and Traffic Law. The regulations have been developed and are enforced to provide for the safety and convenience of students, faculty, employees and visitors upon the State University of New York at Buffalo campus. The proposed rule makes certain technical changes and amends existing regulations in regard to registration, permits, penalties, parking lots, fines and appeals.

Text of proposed rule and any required statements and analyses may be obtained from: Angela F. Winn, State University of New York, System Administration, State University Plaza, S-332, Albany, NY 12246, (518) 320-1403, email: Angela.Winn@suny.edu

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 45 days after publication of this notice.

Regulatory Impact Statement

1. Statutory authority: Education Law § 360(1) authorizes the State University Trustees to make rules and regulations relating to parking, vehicular and pedestrian traffic and safety on the State-operated campuses of the State University of New York.

2. Legislative objectives: The present measure makes technical amendments to the parking and traffic regulations applicable to the State University at Buffalo.

3. Needs and benefits: The amendments are necessary to update existing regulations as a result of changes.

4. Costs: None.

5. Local government mandates: None.

6. Paperwork: None.

7. Duplication: None.

8. Alternatives: There are no viable alternatives.

9. Federal standards: There are no related Federal standards.

10. Compliance schedule: The University at Buffalo will notify those affected as soon as the rule is effective. Compliance should be immediate.

Regulatory Flexibility Analysis

No regulatory flexibility analysis is submitted with this notice because this proposal does not impose any requirements on small businesses and local governments. This proposed rule making will not impose any adverse economic impact on small businesses and local governments or impose any reporting, recordkeeping or other compliance requirements on small businesses and local governments. The proposal addresses internal parking and traffic regulations on the campus of the State University at Buffalo.

Rural Area Flexibility Analysis

No rural area flexibility analysis is submitted with this notice because this proposal will not impose any adverse economic impact on rural areas or impose any reporting, record keeping or other compliance requirements on public or private entities in rural areas. The proposal addresses internal parking and traffic regulations on the campus of the State University at Buffalo.

Job Impact Statement

No job impact statement is submitted with this notice because this proposal does not impose any adverse economic impact on existing jobs or

employment opportunities. The proposal addresses internal parking and traffic regulations on the campus of the State University at Buffalo.

Office of Temporary and Disability Assistance

EMERGENCY/PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Standard Utility Allowances (SUAs) for the Supplemental Nutrition Assistance Program (SNAP)

I.D. No. TDA-38-15-00005-EP

Filing No. 776

Filing Date: 2015-09-04

Effective Date: 2015-10-01

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Proposed Action: Amendment of section 387.12 of Title 18 NYCRR.

Statutory authority: Social Services Law, sections 20(3)(d) and 95; 7 United States Code, section 2014(e)(6)(C); 7 Code of Federal Regulations, section 273.9(d)(6)(iii)

Finding of necessity for emergency rule: Preservation of public health and general welfare.

Specific reasons underlying the finding of necessity: It is of great importance that the federally mandated and most currently approved standard utility allowances for the Supplemental Nutrition Assistance Program (SNAP) are applied to SNAP benefit calculations effective October 1, 2015, and thereafter until new amounts eventually are approved by the United States Department of Agriculture (USDA). If past standard utility allowances were to be used, in the absence of federal authority, in calculating ongoing SNAP benefits, thousands of SNAP households would receive SNAP overpayments each month. Households receiving such overpayments could be subject to an extended period of SNAP recoupments at the rate of 10% of their monthly SNAP benefits to recover the resulting overpayments of SNAP benefits. Thousands of SNAP households throughout New York State could thus be adversely affected. Such recoupments would constitute hardships to these households and impact their ability to purchase needed food, for as long as the recoupments are in effect. These emergency amendments protect the public interest by setting forth the federally mandated and approved standard utility allowances effective as of October 1, 2015, and by helping to prevent future recoupments and hardship.

As stated above, there is no federal authority to use past standard utility allowances after the October 1, 2015 effective date of the new federally approved allowance amounts. As such, the state option to use the standard utility allowance in lieu of the actual utility cost portion of their shelter expenses would not have the required approval of the USDA. Without federal approval of this state option, the State may be forced to use the actual utility cost portion of the shelter expenses of each SNAP household. This would necessitate all 58 social services districts in New York State to require all 1.66 million SNAP households to provide verification of the actual utility cost portions of their shelter expenses. This would create a tremendous burden on both social services districts as well as recipient households. In addition, as actual utility costs are generally significantly less than the standard utility allowances, SNAP households would have a much smaller shelter deduction resulting in a sizeable reduction in their SNAP benefits. This reduction in SNAP benefits for up to 1.66 million SNAP households would result in significant harm to the health and welfare of these households.

It is noted that the amendments are being promulgated pursuant to a combined "Notice of Emergency Adoption and Proposed Rule Making," instead of a "Notice of Proposed Rule Making," due to time constraints. On August 3, 2015, the USDA approved the Office of Temporary and Disability Assistance's (OTDA's) proposed federal fiscal year 2016 standard utility allowances, effective October 1, 2015. The approval was then provided to OTDA. This did not provide sufficient time for OTDA to publish a "Notice of Proposed Rule Making" and have the new standard utility allowances be effective on October 1, 2015. An emergency adoption is necessary to have the new standard utility allowances be effective on

October 1, 2015. Although these regulations are being promulgated on an emergency basis to protect the public interest, OTDA will receive public comments on its combined "Notice of Emergency Adoption and Proposed Rule Making" until 45 days after publication of this notice.

Subject: Standard Utility Allowances (SUAs) for the Supplemental Nutrition Assistance Program (SNAP).

Purpose: These regulatory amendments set forth the federally mandated and approved SUAs as of 10/1/15.

Text of emergency/proposed rule: Clauses (a) and (b) of subparagraph (v) of paragraph (3) of subdivision (f) of § 387.12 of Title 18 NYCRR are amended to read as follows:

(a) The standard allowance for heating/cooling consists of the costs for heating and/or cooling the residence, electricity not used to heat or cool the residence, cooking fuel, sewage, trash collection, water fees, fuel for heating hot water and basic service for one telephone. The standard allowance for heating/cooling is available to households which incur heating and/or cooling costs separate and apart from rent and are billed separately from rent or mortgage on a regular basis for heating and/or cooling their residence, or to households entitled to a Home Energy Assistance Program (HEAP) payment or other Low Income Home Energy Assistance Act (LIHEAA) payment. A household living in public housing or other rental housing which has central utility meters and which charges the household for excess heating or cooling costs only is not entitled to the standard allowance for heating/cooling unless they are entitled to a HEAP or LIHEAA payment. Such a household may claim actual costs which are paid separately. Households which do not qualify for the standard allowance for heating/cooling may be allowed to use the standard allowance for utilities or the standard allowance for telephone. As of October 1, [2014] 2015, but subject to subsequent adjustments as required by the United States Department of Agriculture ("USDA"), the standard allowance for heating/cooling for SNAP applicant and recipient households residing in New York City is [\$785] \$768; for households residing in either Suffolk or Nassau Counties, it is [\$732] \$716; and for households residing in any other county of New York State, it is [\$650] \$636.

(b) The standard allowance for utilities consists of the costs for electricity not used to heat or cool the residence, cooking fuel, sewage, trash collection, water fees, fuel for heating hot water and basic service for one telephone. It is available to households billed separately from rent or mortgage for one or more of these utilities other than telephone. The standard allowance for utilities is available to households which do not qualify for the standard allowance for heating/cooling. Households which do not qualify for the standard allowance for utilities may be allowed to use the standard allowance for telephone. As of October 1, [2014] 2015, but subject to subsequent adjustments as required by the USDA, the standard allowance for utilities for SNAP applicant and recipient households residing in New York City is [\$311] \$304; for households residing in either Suffolk or Nassau Counties, it is [\$287] \$281; and for households residing in any other county of New York State, it is [\$263] \$257.

This notice is intended: to serve as both a notice of emergency adoption and a notice of proposed rule making. The emergency rule will expire December 2, 2015.

Text of rule and any required statements and analyses may be obtained from: Matthew L. Tulio, New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, 16C, Albany, NY 12243-0001, (518) 486-9568, email: matthew.tulio@otda.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 45 days after publication of this notice.

Regulatory Impact Statement

1. Statutory authority:

The United States Code (U.S.C.), at 7 U.S.C. § 2014(e)(6)(C), provides that in computing shelter expenses for budgeting under the federal Supplemental Nutrition Assistance Program (SNAP), a State agency may use a standard utility allowance as provided in federal regulations.

The Code of Federal Regulations (C.F.R.), at 7 C.F.R. § 273.9(d)(6)(iii), provides for standard utility allowances in accordance with SNAP. Clause (A) of this subparagraph states that with federal approval from the Food and Nutrition Services (FNS) of the United States Department of Agriculture, a State agency may develop standard utility allowances to be used in place of actual costs in calculating a household's excess shelter deduction. Federal regulations allow for the following types of standard utility allowances: a standard utility allowance for all utilities that includes heating or cooling costs; a limited utility allowance that includes electricity and fuel for purposes other than heating or cooling, water, sewerage, well and septic tank installation and maintenance, telephone, and garbage or trash collection; and an individual standard for each type of utility expense. Clause (B) of the subparagraph provides that a State agency must review the standard utility allowances annually and make adjustments to reflect

changes in costs. Also State agencies must provide the amounts of the standard utility allowances to the FNS when they are changed and submit methodologies used in developing and updating the standard utility allowances to the FNS for approval whenever the methodologies are developed or changed.

Social Services Law (SSL) § 20(3)(d) authorizes the New York State Office of Temporary and Disability Assistance (OTDA) to promulgate regulations to carry out its powers and duties.

SSL § 95 authorizes OTDA to administer SNAP in New York State and to perform such functions as may be appropriate, permitted or required by or pursuant to federal law.

2. Legislative objectives:

It was the intent of the Legislature to implement the federal SNAP Act in New York State in order to provide SNAP benefits to eligible New York State residents.

3. Needs and benefits:

The regulatory amendments set forth the standard utility allowances within New York State as of October 1, 2015. OTDA is amending its standard utility allowances in 18 NYCRR § 387.12(f)(3)(v)(a) and (b) to reflect a decrease in fuel and utility costs, which is indicated in the Consumer Price Index (CPI) fuel and utilities values (which includes components for water, sewage and trash collection).

The following chart sets forth the standard utility allowance categories; the past standard utility allowances ("Past SUA") that were in effect for federal fiscal year (FFY) 2015, from October 1, 2014 through September 31, 2015; and the new standard utility allowances ("New SUA") that are in effect for FFY 2016, effective October 1, 2015:

	New York City		Nassau/Suffolk Counties		Rest of State	
	Past SUA	New SUA	Past SUA	New SUA	Past SUA	New SUA
Heating/ Air Conditioning SUA	\$785	\$768	\$732	\$716	\$650	\$636
Basic Utility SUA	\$311	\$304	\$287	\$281	\$263	\$257
Phone SUA	\$33 (Unchanged for all Counties)					

To determine the new standard utility allowance values for FFY 2016, the CPI Fuel and Utility value for June 2015 was compared to the CPI Fuel and Utility value for June 2014, the CPI value that was used to determine the adjustment for the FFY 2015 standard utility allowance values. The percentage change between June 2014 and June 2015 was then applied to the FFY 2015 standard utility allowance figures. The June 2015 CPI Fuel and Utility value was 2.188% lower than the June 2014 value. The June CPI values were used because they were the most recent month for which CPI values were available at the time when the programming of the new SUA values into the Welfare Management System (WMS) had to be done in order to comply with the October 1, 2015 effective date.

OTDA has all required approvals from the FNS pertaining to these changes and is required to apply the standard utility allowances for FFY 2016 in its SNAP budgeting effective October 1, 2015. As of October 1, 2015, OTDA does not have federal approval or authority to apply past standard utility allowances in its prospective SNAP budgeting.

It is of great importance that the federally mandated and most currently approved standard utility allowances for the Supplemental Nutrition Assistance Program (SNAP) are applied to SNAP benefit calculations effective October 1, 2015, and thereafter until new amounts eventually are approved by the United States Department of Agriculture (USDA). If past standard utility allowances were to be used, in the absence of federal authority, in calculating ongoing SNAP benefits, thousands of SNAP households would receive SNAP overpayments each month. Households receiving such overpayments could be subject to an extended period of SNAP recoupments at the rate of 10% of their monthly SNAP benefits to recover the resulting overpayments of SNAP benefits. Thousands of SNAP households throughout New York State could thus be adversely affected. Such recoupments would constitute hardships to these households and impact their ability to purchase needed food, for as long as the recoupments are in effect. These emergency amendments protect the public interest by setting forth the federally mandated and approved standard utility allowances effective as of October 1, 2015, and by helping to prevent future recoupments and hardship.

As stated above, there is no federal authority to use past standard utility allowances after the October 1, 2015 effective date of the new federally approved allowance amounts. As such, the state option to use the standard utility allowance in lieu of the actual utility cost portion of their shelter expenses would not have the required approval of the USDA. Without federal approval of this state option, the State may be forced to use the actual utility cost portion of the shelter expenses of each SNAP household. This would necessitate all 58 social services districts in New York State to require all 1.66 million SNAP households to provide verification of the actual utility cost portions of their shelter expenses. This would create a tremendous burden on both social services districts as well as recipient households. In addition, as actual utility costs are generally significantly less than the standard utility allowances, SNAP households would have a much smaller shelter deduction resulting in a sizeable reduction in their SNAP benefits. This reduction in SNAP benefits for up to 1.66 million SNAP households would result in significant harm to the health and welfare of these households.

4. Costs:

The amendments will not result in any impact to the State financial plan, and they will not impose costs upon the social services districts because SNAP benefits are 100 percent federally funded, and these amendments comply with federal statute and regulation to implement federally approved standard utility allowances.

5. Local government mandates:

The amendments do not impose any mandates upon social services districts since the amendments simply set forth the federally approved standard utility allowances, effective October 1, 2015. Also it is noted that the calculation of SNAP budgets, which incorporates the standard utility allowances, and the resulting issuances of SNAP benefits are mostly automated processes in New York City and the rest of the State using OTDA's Welfare Management System. To the extent that the processes are not automated, the amendments do not impose any additional requirements upon the social services districts than already exist in terms of calculating SNAP budgets.

6. Paperwork:

The amendments do not impose any new forms, new reporting requirements or other paperwork upon the State or the social services districts.

7. Duplication:

The amendments do not duplicate, overlap or conflict with any existing State or federal statutes or regulations.

8. Alternatives:

One alternative is not to implement the revised standard utility allowances. However, this alternative is not a viable option because if New York State were to opt not to implement the new standard utility allowances or were otherwise judicially precluded from doing so, then New York State would be out of compliance with federal statutory and regulatory requirements.

9. Federal standards:

The amendments do not conflict with or exceed minimum standards of the federal government.

10. Compliance schedule:

Since the amendments set forth the federally approved standard utility allowances effective October 1, 2015, the State and all social services districts will be in compliance with the amendments.

Regulatory Flexibility Analysis

1. Effect of Rule:

The amendments will have no effect on small businesses. The amendments do not impose any mandates upon social services districts since the amendments simply set forth the federally approved standard utility allowance amounts, effective October 1, 2015. The calculation of Supplemental Nutrition Assistance Program (SNAP) budgets, which incorporates the standard utility allowances, and the resulting issuances of SNAP benefits are mostly automated processes in New York City and the rest of the State using OTDA's Welfare Management System, and to the extent the processes are not automated, the amendments do not impose any additional requirements upon the social services districts than already exist in terms of calculating SNAP budgets.

2. Compliance Requirements:

The amendments do not impose any reporting, recordkeeping or other compliance requirements on social services districts.

3. Professional Services:

The amendments do not require social services districts to hire additional professional services to comply with the new regulations.

4. Compliance Costs:

The amendments do not impose initial costs or any annual costs upon social services districts because SNAP benefits are 100 percent federally funded, and these amendments comply with federal statute and regulation to implement federally approved standard utility allowances.

5. Economic and Technological Feasibility:

All social services districts have the economic and technological ability to comply with these regulations.

6. Minimizing Adverse Impact:

The amendments will not have an adverse impact on social services districts.

7. Small Business and Local Government Participation:

OTDA plans to provide a General Information System (GIS) release to social services districts in New York State setting forth, in part, the new standard utility allowances for SNAP effective October 1, 2015. In past years, social services districts have not raised any concerns or objections related to the implementation of the new standard utility allowances. After OTDA releases its GIS reflecting the standard utility allowances effective October 1, 2015, social services districts will have an opportunity to contact OTDA with any concerns, questions or other issues. The GIS release will be posted to OTDA's internet site.

Rural Area Flexibility Analysis

1. Types and estimated numbers of rural areas:

The amendments will have no effect on small businesses in rural areas. The amendments do not impose any mandates upon the forty-four social services districts in rural areas of the State. Rather, the amendments simply set forth the federally approved standard utility allowance amounts, effective October 1, 2015. The calculation of Supplemental Nutrition Assistance Program (SNAP) budgets, which incorporates the standard utility allowances, and the resulting issuances of SNAP benefits are mostly automated processes in New York City and the rest of the State using OTDA's Welfare Management System. To the extent the processes are not automated, the amendments do not impose any additional requirements upon the social services districts than already exist in terms of calculating SNAP budgets.

2. Reporting, recordkeeping and other compliance requirements; and professional services:

The amendments do not impose any reporting, recordkeeping or other compliance requirements on the social services districts in rural areas. Also the social services districts in rural areas do not need to hire additional professional services to comply with the regulations.

3. Costs:

The amendments do not impose initial capital costs or any annual costs upon the social services districts in rural areas because SNAP benefits are 100 percent federally funded, and these amendments comply with federal statute and regulation to implement federally approved standard utility allowances.

4. Minimizing adverse impact:

The amendments will not have an adverse impact on the social services districts in rural areas.

5. Rural area participation:

OTDA plans to provide a General Information System (GIS) release to social services districts in New York State setting forth, in part, the new standard utility allowances for SNAP effective October 1, 2015. In past years, social services districts have not raised any concerns or objections related to the implementation of the new standard utility allowances. After OTDA releases its GIS reflecting the standard utility allowances effective October 1, 2015, social services districts will have an opportunity to contact OTDA with any concerns, questions or other issues. The GIS release will be posted to OTDA's internet site.

Job Impact Statement

A Job Impact Statement is not required for the amendments. It is apparent from the nature and the purpose of the amendments that they will not have a substantial adverse impact on jobs and employment opportunities in either the public or the private sectors. The amendments will have no effect on small businesses. The amendments will not affect in any significant way the jobs of the workers in the social services districts or the State. These regulatory amendments set forth the federally approved standard utility allowances for the Supplemental Nutrition Assistance Program (SNAP) as of October 1, 2015. The calculation of SNAP budgets, which incorporates the standard utility allowances, and the resulting issuances of SNAP benefits are mostly automated processes in New York City and the rest of the State using OTDA's Welfare Management System. To the extent the processes are not automated, the amendments do not impose any additional requirements upon the social services districts than already exist in terms of calculating SNAP budgets. Thus the changes will not have any adverse impact on jobs and employment opportunities in New York State.

HEARINGS SCHEDULED FOR PROPOSED RULE MAKINGS

Agency I.D. No.	Subject Matter	Location—Date—Time
Environmental Conservation, Department of		
ENV-37-15-00013-P	Parts 243, 244 and 245 implement cap-and-trade programs that reduce NO _x and SO ₂ emissions from EGUs larger than 25 MWe	Department of Environmental Conservation, 625 Broadway, Public Assembly Rm. 129, Albany, NY—Oct. 19, 2015, 5:00 p.m.
Public Service Commission		
PSC-33-15-00006-P	Recovery of costs related to an RSSA	Department of Public Service, Three Empire State Plaza, 3rd Fl. Hearing Rm., Albany, NY—Oct. 7, 2015, 10:00 a.m., and continuing daily as needed*
		*Hearing dates are subject to change. Notification of any subsequent scheduling changes will be posted on the DPS website (www.dps.ny.gov) under Case 14-E-0270.
PSC-35-15-00008-P	Major electric revenue increase	Department of Public Service, Agency Building Three, 3rd Fl. Hearing Rm., Albany, NY—Oct. 27, 2015, 10:00 a.m., and continuing daily as needed (Evidentiary Hearing)*
		*On occasion, there are requests to reschedule or postpone evidentiary hearing dates. If such a request is granted, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Case 15-E-0307.
PSC-37-15-00006-P	Major electric rate filing	Department of Public Service, Agency Bldg. Three, 19th Fl. Boardroom, Albany, NY—Nov. 4, 2015, 10:00 a.m., and continuing daily as needed (Evidentiary Hearing)*
		*On occasion, there are requests to reschedule or postpone evidentiary hearing dates. If such a request is granted, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Cases 15-E-0283 and 15-G-0284.
PSC-37-15-00008-P	Major gas rate filing	Department of Public Service, Agency Bldg. Three, 19th Fl. Boardroom, Albany, NY—Nov. 4, 2015, 10:00 a.m., and continuing daily as needed (Evidentiary Hearing)*
		*On occasion, there are requests to reschedule or postpone evidentiary hearing dates. If such a request is granted, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Cases 15-E-0283 and 15-G-0284.
PSC-37-15-00009-P	Major electric rate filing	Department of Public Service, Agency Bldg. Three, 19th Fl. Boardroom, Albany, NY—Nov. 4, 2015, 10:00 a.m., and continuing daily as needed (Evidentiary Hearing)*
		*On occasion, there are requests to reschedule or postpone evidentiary hearing dates. If such a request is granted, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Cases 15-E-0285 and 15-G-0286.
PSC-37-15-00010-P	Major gas rate filing	Department of Public Service, Agency Bldg. Three, 19th Fl. Boardroom, Albany, NY—Nov. 4, 2015, 10:00 a.m., and continuing daily as needed (Evidentiary Hearing)*

State, Department of

DOS-04-15-00004-ERP Fixing the time for compliance with an order to remedy violation(s) of the State Uniform Fire Prevention and Building Code

*On occasion, there are requests to reschedule or postpone evidentiary hearing dates. If such a request is granted, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Cases 15-E-0285 and 15-G-0286.

Department of State, 99 Washington Ave., Rm. 505, Albany, NY—Oct. 14, 2015, 10:00 a.m.

ACTION PENDING INDEX

The action pending index is a list of all proposed rules which are currently being considered for adoption. A proposed rule is added to the index when the notice of proposed rule making is first published in the *Register*. A proposed rule is removed from the index when any of the following occur: (1) the proposal is adopted as a permanent rule; (2) the proposal is rejected and withdrawn from consideration; or (3) the proposal's notice expires.

Most notices expire in approximately 12 months if the agency does not adopt or reject the proposal within that time. The expiration date is printed in the second column of the action pending index. Some notices, however, never expire. Those notices are identified by the word "exempt" in the second column. Actions pending for one year or more are preceded by an asterisk(*).

For additional information concerning any of the proposals listed

in the action pending index, use the identification number to locate the text of the original notice of proposed rule making. The identification number contains a code which identifies the agency, the issue of the *Register* in which the notice was printed, the year in which the notice was printed and the notice's serial number. The following diagram shows how to read identification number codes.

Agency code	Issue number	Year published	Serial number	Action Code
AAM	01	12	00001	P

Action codes: P — proposed rule making; EP — emergency and proposed rule making (expiration date refers to proposed rule); RP — revised rule making

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
AGRICULTURE AND MARKETS, DEPARTMENT OF			
AAM-17-15-00011-P	05/19/16	Growth and cultivation of industrial hemp	To set forth procedures for authorizing and regulating the growth and cultivation of industrial hemp
AAM-28-15-00003-P	07/14/16	Incorporate by reference in 1 NYCRR of the 2015 edition of National Institute of Standards and Technology ("NIST") Handbook 133	To incorporate by reference in 1 NYCRR the 2015 edition of NIST Handbook 133
AAM-32-15-00001-P	08/11/16	Petroleum products and delivery devices; exemption of maple syrup and honey producers from food processing	To repeal requirements relating to petroleum devices and products, and to maple syrup and honey producers
ALCOHOLISM AND SUBSTANCE ABUSE SERVICES, OFFICE OF			
ASA-36-15-00020-EP	09/08/16	OASAS Treatment Services: General Provisions	General provisions applicable to all OASAS treatment services: definitions, incorporation by reference, staffing
ASA-36-15-00021-EP	09/08/16	Medical Assistance for Chemical Dependence Services	Update for Medicaid managed care implementation; coordinate with amendments to Parts 822, 820 and 800; technical amendments
ASA-36-15-00022-EP	09/08/16	Residential Services	Residential services restructured for Medicaid managed care and Medicaid redesign
ASA-36-15-00023-EP	09/08/16	GENERAL SERVICE STANDARDS FOR CHEMICAL DEPENDENCE OUTPATIENT (CD-OP) AND OPIOID TREATMENT PROGRAMS (OTP)	Amend to accommodate Medicaid managed care and Medicaid redesign; phase out APGs; amendments to Part 800
ASA-37-15-00001-EP	09/15/16	INCIDENT REPORTING IN OASAS CERTIFIED, LICENSED, FUNDED, OR OPERATED SERVICES	To enhance protections for service recipients in the OASAS system
AUDIT AND CONTROL, DEPARTMENT OF			
AAC-18-15-00003-P	05/05/16	Prompt payment processing	To include electronic invoices and the processing of e-invoices within the procedures for calculating prompt payment interest

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
AUDIT AND CONTROL, DEPARTMENT OF			
AAC-33-15-00001-P	08/18/16	Meeting Attendance for members of the Investment Advisory Committee	To allow members of the Investment Advisory Committee to attend via conference telephone or certain other electronic means
AAC-33-15-00003-P	08/18/16	The role and responsibilities of the agency privacy officer; conform the regulation to law; correcting typographical errors	To clarify the role and responsibilities of the agency privacy officer, and to conform the regulation to law
CHILDREN AND FAMILY SERVICES, OFFICE OF			
CFS-20-15-00004-P	05/19/16	Casework contact for foster children placed out of state	To conform NYS standards for casework contacts of foster children under age 18 who are placed out of state to federal standards
CFS-25-15-00004-P	06/23/16	The expansion of the Business Enterprise Program priority in accordance with Chapter 532 of the Laws of 2010	To allow the Business Enterprise Program to expand opportunities for employment of blind and visually impaired individuals
CFS-35-15-00007-P	09/01/16	Limited secure regulations	To establish regulations for residential facilities providing limited secure care within a social services district
CIVIL SERVICE, DEPARTMENT OF			
CVS-44-14-00016-P	11/05/15	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-01-15-00023-P	01/07/16	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-11-15-00002-P	03/17/16	Jurisdictional Classification	To classify a position in the exempt class
CVS-11-15-00003-P	03/17/16	Jurisdictional Classification	To classify a position in the exempt class
CVS-11-15-00004-P	03/17/16	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-11-15-00005-P	03/17/16	Jurisdictional Classification	To classify positions in the exempt class
CVS-11-15-00006-P	03/17/16	Jurisdictional Classification	To delete positions from and classify positions in the exempt class
CVS-11-15-00007-P	03/17/16	Jurisdictional Classification	To delete a position from and classify a position in the non-competitive class
CVS-11-15-00008-P	03/17/16	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-11-15-00009-P	03/17/16	Jurisdictional Classification	To delete a position from and classify positions in the non-competitive class
CVS-11-15-00010-P	03/17/16	Jurisdictional Classification	To delete subheadings and positions from and classify positions in the non-competitive class
CVS-13-15-00003-P	03/31/16	Jurisdictional Classification	To classify a position in the exempt class
CVS-13-15-00004-P	03/31/16	Jurisdictional Classification	To delete a subheading and positions from and classify positions in the exempt class

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-13-15-00005-P	03/31/16	Jurisdictional Classification	To classify a position in the non-competitive class.
CVS-13-15-00006-P	03/31/16	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-13-15-00007-P	03/31/16	Jurisdictional Classification	To classify positions in the exempt class
CVS-13-15-00014-P	03/31/16	Supplemental military leave benefits	To extend the availability of supplemental military leave benefits for certain New York State employees until December 31, 2015
CVS-14-15-00005-P	04/07/16	Jurisdictional Classification	To classify positions in the exempt class
CVS-14-15-00006-P	04/07/16	Jurisdictional Classification	To classify positions in the exempt class
CVS-14-15-00007-P	04/07/16	Jurisdictional Classification	To classify a position in the non-competitive class.
CVS-14-15-00008-P	04/07/16	Jurisdictional Classification	To delete positions from the exempt and non-competitive classes.
CVS-19-15-00003-P	05/12/16	Jurisdictional Classification	To classify positions in the exempt class
CVS-19-15-00004-P	05/12/16	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
CVS-19-15-00005-P	05/12/16	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-19-15-00006-P	05/12/16	Jurisdictional Classification	To delete positions from and classify a position in the non-competitive class
CVS-29-15-00006-P	07/21/16	Jurisdictional Classification	To delete a position from and classify positions in the exempt class
CVS-29-15-00007-P	07/21/16	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-29-15-00008-P	07/21/16	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-29-15-00009-P	07/21/16	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-29-15-00010-P	07/21/16	Jurisdictional Classification	To delete positions from the exempt class
CVS-29-15-00011-P	07/21/16	Jurisdictional Classification	To classify a position in the exempt class
CVS-34-15-00006-P	08/25/16	Jurisdictional Classification	To classify a position in the exempt class
CVS-34-15-00007-P	08/25/16	Jurisdictional Classification	To classify a position in the exempt class and to classify a position in the non-competitive class
CVS-34-15-00008-P	08/25/16	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-34-15-00009-P	08/25/16	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class

Action Pending Index**NYS Register/September 23, 2015**

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-34-15-00010-P	08/25/16	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-34-15-00011-P	08/25/16	Jurisdictional Classification	To delete positions from and classify positions in the exempt class
CVS-34-15-00012-P	08/25/16	Jurisdictional Classification	To delete positions from and classify positions in the exempt class
CVS-34-15-00013-P	08/25/16	Jurisdictional Classification	To delete a position from and classify a position in the exempt class
CVS-36-15-00001-P	09/08/16	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-36-15-00002-P	09/08/16	Jurisdictional Classification	To classify positions in the exempt class
CVS-36-15-00003-P	09/08/16	Jurisdictional Classification	To classify positions in the exempt class
CVS-36-15-00004-P	09/08/16	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-36-15-00005-P	09/08/16	Jurisdictional Classification	To delete a position from and classify a position in the exempt class
CVS-36-15-00006-P	09/08/16	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-36-15-00007-P	09/08/16	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-36-15-00008-P	09/08/16	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-36-15-00009-P	09/08/16	Jurisdictional Classification	To classify positions in the exempt class
CVS-36-15-00010-P	09/08/16	Jurisdictional Classification	To classify positions in the exempt class
CVS-36-15-00011-P	09/08/16	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-36-15-00012-P	09/08/16	Jurisdictional Classification	To delete a position from and classify a position in the non-competitive class
CVS-36-15-00013-P	09/08/16	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
CVS-36-15-00014-P	09/08/16	Jurisdictional Classification	To delete a position from and classify positions in the non-competitive class
CVS-36-15-00015-P	09/08/16	Jurisdictional Classification	To delete positions/subheadings from and classify positions in the exempt class and delete positions from non-competitive class
CVS-36-15-00016-P	09/08/16	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
CVS-36-15-00017-P	09/08/16	Jurisdictional Classification	To classify a position in the exempt class and to delete a position from the non-competitive class

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-36-15-00018-P	09/08/16	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
CORRECTIONS AND COMMUNITY SUPERVISION, DEPARTMENT OF			
CCS-08-15-00002-P	02/25/16	Rochester Correctional Facility	To correct the address for Rochester Correctional facility
CCS-35-15-00018-P	09/01/16	Applicability of Title and Definitions	Update the Department name and add new definitions
EDUCATION DEPARTMENT			
EDU-48-14-00008-P	12/03/15	Field tests for State assessments, alternate assessments and Regents examinations	To clarify that school districts must administer field tests in the schools for which they are assigned
EDU-10-15-00011-P	03/10/16	Off-premises delivery of prescription medications by New York resident pharmacies	To require pharmacies to obtain patient consent before automatically delivering new or refilled prescriptions
EDU-13-15-00021-P	03/31/16	Supplementary Teaching Certificates in Bilingual Education and English to Speakers of Other Languages (ESOL)	To provide additional pathways for teacher certification candidates to obtain supplementary bilingual education extension and the ESOL supplementary certificate, for a three year period to conclude on June 30, 2018
EDU-13-15-00030-ERP	03/31/16	Special Education Itinerant Services (SEIS)	To revise the SEIS tuition reimbursement methodology
EDU-14-15-00003-ERP	04/07/16	Self-administration of certain medications by students	To establish standards for the self-administration by students of certain prescribed medications on school property and at school functions and the training of unlicensed school personnel to administer prescribed epinephrine auto injectors and glucagon
EDU-22-15-00012-EP	06/02/16	Teacher Certification	To provide a safety net for candidates who take the new teacher certification examinations (ALST, EAS, and the redeveloped CSTs) and to extend the time validity of the existing edTPA safety net
EDU-26-15-00012-P	06/30/16	Doctor of Occupational Therapy (O.T.D.) degree	To authorize the conferral in New York State of the degree of Doctor of Occupational Therapy (O.T.D.)
EDU-26-15-00013-P	06/30/16	Instruction in Cardiopulmonary Resuscitation (CPR) and Use of Automated External Defibrillators (AEDs)	To require hands-only instruction in CPR and instruction in the use of AEDs in senior high schools
EDU-27-15-00006-EP	07/07/16	Probationary Appointments and Tenured Teacher Hearings	To Implement Subparts D and G of of Part EE Chapter 56 of the Laws of 2015
EDU-27-15-00007-EP	07/07/16	Administration of opioid related overdose treatment and hepatitis C tests by registered professional nurses (RNs)	To implement Part V of Ch. 57 of 2015 and Ch. 352 of 2014 regarding opioid related overdose treatment and hepatitis C tests
EDU-27-15-00008-EP	07/07/16	School receivership	To implement Education Law section 211-f, as added by Part EE, Subpart H of Ch. 56 of the Laws of 2015

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
EDUCATION DEPARTMENT			
EDU-27-15-00009-P	07/07/16	Opioid Overdose Prevention	To establish standards for the elective participation by school districts, boards of cooperative educational services, county vocational education and extension boards, charter schools, and non-public elementary and secondary schools
EDU-27-15-00010-EP	07/07/16	Foster Youth College Success Initiative	To implement the Foster Youth College Success Initiative, as added by Part X of Chapter 56 of the Laws of 2015
EDU-27-15-00019-P	07/07/16	Annual Professional Performance Reviews of Classroom Teachers and Building Principals	To Implement Subparts D and E of Part EE of Chapter 56 of the Laws of 2015
EDU-31-15-00002-EP	08/04/16	Elementary and Secondary Education Act (ESEA) Flexibility and school and school district accountability	To implement New York State's approved ESEA Flexibility Waiver Renewal
EDU-36-15-00019-P	09/08/16	State high school equivalency diploma	To update, clarify and make technical changes, including provisions relating to the Alternative High School Equivalency Preparation Programs (AHSEP)
ELECTIONS, STATE BOARD OF			
SBE-32-15-00003-P	08/11/16	State Board of Elections Civil Enforcement Hearing Procedure	To provide a fair process of civil enforcement that ensures due process of law in all administrative adjudicatory proceedings
SBE-32-15-00024-P	08/11/16	Administration of oaths, examination of witnesses and issuance of subpoenas for the purpose of conducting investigations	To update Part 6203 of 9 NYCRR as a result of Laws of 2014, chapter 55, part H, subpart B
ENVIRONMENTAL CONSERVATION, DEPARTMENT OF			
*ENV-31-14-00006-P	10/23/15	Petroleum Bulk Storage (PBS) and Used Oil Management	To harmonize existing State requirements with overlapping Federal requirements
*ENV-31-14-00007-P	10/23/15	Chemical Bulk Storage	To amend existing CBS rule to be at least as stringent as EPA federal rule (40 CFR 280) and include NYS 2008 statutory changes
ENV-48-14-00005-P	01/27/16	Water quality standards for Class I and Class SD waters in New York City and Suffolk County	To amend New York's water quality standards for Class I and Class SD waters to meet the "swimmable" goal of the Clean Water Act
ENV-04-15-00006-P	01/28/16	Regulations governing the recreational harvest of winter flounder	Extend the recreational winter flounder fishing open season from April 1 - May 30 to March 1 - December 31
ENV-19-15-00010-P	05/12/16	Fisher trapping seasons and bag limits and general trapping regulations for furbearers	Revise existing fisher seasons, establish a new season in central/western NY, update and clarify general trapping regulations
ENV-19-15-00016-P	05/12/16	Regulations governing the recreational harvest of black sea bass	To reduce recreational black sea bass harvest by 33% by increasing the fish minimum size to 14 inches
ENV-21-15-00010-P	05/26/16	Emerald Ash Borer Quarantine	To restrict EAB to 14 restricted zones where infestations exist

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
ENVIRONMENTAL CONSERVATION, DEPARTMENT OF			
ENV-23-15-00008-P	07/28/16	Environmental Remediation - Brownfield Cleanup Program	To amend the Environmental Remediation Program regulations that pertain to the Brownfield Cleanup Program
ENV-24-15-00013-P	06/16/16	Rule making to implement ECL 17-0826-a	To implement the reporting, notification and record keeping requirements of ECL 17-0826-a
ENV-27-15-00004-P	08/23/16	Incorporation by reference of Federal NESHAP and NSPS rules	Incorporation by reference of Federal NESHAP and NSPS
ENV-27-15-00005-P	08/23/16	Greenhouse gas (GHG) and zero emission vehicle (ZEV) vehicle emission standards	To incorporate revisions to California's GHG and ZEV standards
ENV-34-15-00003-P	08/25/16	Sportfishing and associated activities	To revise sportfishing regulations & associated activities including the commercial collection, sale and use of baitfish
ENV-34-15-00028-P	08/25/16	Qualifications for License Issuing Agents and Wildlife Rehabilitators	To remove regulatory requirements that exclude individuals with felonies from obtaining certain licenses and authorizations
ENV-37-15-00013-P	10/18/16	Parts 243, 244, and 245 implement cap-and-trade programs that reduce NOx and SO2 emissions from EGUs larger than 25 MWe	Repeal 6 NYCRR 243, 244, 245 CAIR. Replace with 6 NYCRR 243, 244, 245 CSAPR. Revise Part 200 to incorporate these changes

FINANCIAL SERVICES, DEPARTMENT OF

DFS-18-15-00009-P	05/05/16	Title Insurance Rates, Expenses and Charges	To insure proper, non-excessive rates, compliance with Ins. Law 6409(d), and reasonable charges for ancillary services
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GAMING COMMISSION, NEW YORK STATE

SGC-29-15-00012-P	07/21/16	Definitions of terms used in proposed Part 5301 and proposed Parts 5303 through 5307	To define terms applicable to proposed Part 5301 and proposed Parts 5303 through 5307
SGC-29-15-00013-P	07/21/16	Process for and form of gaming facility license application	To govern the gaming facility license application, the process for determining suitability and award of a license
SGC-29-15-00014-P	07/21/16	Minority- and women-owned business and workforce diversity plan requirements for gaming facility licensees	To ensure gaming facility licensees construct and operate their projects in a manner that assures diversity of opportunity
SGC-29-15-00015-P	07/21/16	The licensing and registration of gaming facility employees and vendors	To govern the licensing and registration of gaming facility employees and vendors
SGC-29-15-00026-P	07/21/16	New York Lottery draw game rules, including rules implementing changes to Powerball lottery game	Implement nationwide changes to Powerball multi-state lottery game; make "Quick Pick" definition consistent for all draw games
SGC-33-15-00013-P	08/18/16	Numbers and Win-4 lottery wagers	To allow the Commission to introduce a new type of lottery wager to raise revenue for education
SGC-35-15-00001-P	09/01/16	Video lottery gaming facility closing hours	To remove the 4:00 a.m. restriction, which is now superseded by new subdivision (b) of Section 1617-a of the Tax Law

Action Pending Index

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
HEALTH, DEPARTMENT OF			
*HLT-14-94-00006-P	 exempt	Payment methodology for HIV/AIDS outpatient services	To expand the current payment to incorporate pricing for services
*HLT-28-14-00008-RP	 10/14/15	Immediate Needs for Personal Care Services	To provide for meeting the immediate needs of Medicaid applicants and recipients for personal care services
*HLT-36-14-00012-RP	 12/09/15	Personal Care Services Program (PCSP) and Consumer Directed Personal Assistance Program (CDPAP)	To establish definitions, criteria and requirements associated with the provision of continuous PC and continuous CDPAP services
HLT-39-14-00018-P	 10/01/15	Medical Records Access Review Committees (MRARCs)	To designate rather than appoint MRARCs to hear appeals from the denial of access to patient information
HLT-40-14-00016-P	 10/08/15	Inpatient Rate for Language Assistance Services	To establish hospital inpatient payment rate to reimburse hospitals for the costs of providing language interpretation services
HLT-41-14-00002-P	 10/15/15	Certificate of Need (CON) Requirements	Simplify CON review requirements for projects involving nonclinical infrastructure, equipment replacement & repair & maintenance
HLT-42-14-00001-P	 10/22/15	Audited Financial Statements for Managed Care Organizations	To extend audit and reporting standards to all managed care organizations (MCOs), including PHSPs, HIV SNPs and MLTCPs
HLT-43-14-00001-P	 10/29/15	Hospital Observation Services	To amend current observation services provisions to be in compliance with changes in Public Health Law, Section 2805-v
HLT-08-15-00003-P	 02/25/16	Supplementary Reports of Certain Congenital Anomalies for Epidemiological Surveillance; Filing	To increase maximum age of reporting certain birth defects to the Congenital Malformations Registry
HLT-11-15-00019-P	 03/17/16	Standards for Individual Onsite Water Supply and Individual Onsite Wastewater Treatment Systems	Establishes minimum water quality standards for individual onsite water supply systems
HLT-16-15-00014-P	 04/21/16	Rate Rationalization – Prevocational Services, Respite, Supported Employment and Residential Habilitation	To establish new rate methodology effective July 1, 2015
HLT-18-15-00008-P	 05/05/16	Computed Tomography (CT) Quality Assurance	To protect the public from the adverse effects of ionizing radiation.
HLT-22-15-00016-P	 06/02/16	Chronic Renal Dialysis Services (CRDS)	To update the CRDS provisions concerning Medicare and Medicaid Programs for coverage for End Stage Renal Disease Facilities
HLT-24-15-00006-P	 06/16/16	Patient Access of Laboratory Test Results	To give patients a right to access medical records directly from clinical laboratories, including completed lab. test reports
HLT-30-15-00005-P	 07/28/16	Practice of radiologic technology	To update regulations related to the practice of radiologic technology
HLT-30-15-00006-P	 07/28/16	Medicaid provider enrollment	To make technical, conforming changes to regulations governing the enrollment of Medicaid providers of care, services and supplies

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
HEALTH, DEPARTMENT OF			
HLT-30-15-00007-P	07/28/16	Reciprocal Emergency Medical Technician Certification Requirements	To replace the emergency medical technician-intermediate category with the advanced emergency medical technician category
HLT-30-15-00008-P	07/28/16	Controlled Substances for EMS Agency Agent and Requirements for an Advanced Life Support System	To amend the regulations regarding the EMS Agency Agent and the Requirements for an Advanced Life Support System
HLT-30-15-00009-P	07/28/16	Requirements for Manufacturers and Distributors Regarding Controlled Substances	To clarify and use language consistent with current terminology used by the State Board of Pharmacy
HLT-34-15-00005-EP	08/25/16	Prohibit Additional Synthetic Cannabinoids	To add additional chemicals to the list of explicitly prohibited synthetic cannabinoids
HIGHER EDUCATION SERVICES CORPORATION			
ESC-30-15-00001-P	07/28/16	Adjustments to income	To clarify that adjustments to income apply to other family members attending post-secondary institutions outside New York State
HOMELAND SECURITY AND EMERGENCY SERVICES, DIVISION OF			
HES-32-15-00002-EP	08/11/16	Registration of manufacturers, distributors, wholesalers, various retailers of sparkling devices	Establish the registration process, fees and reporting requirements related to sparkling devices
HOUSING AND COMMUNITY RENEWAL, DIVISION OF			
HCR-29-15-00002-P	07/21/16	Give PHAs greater discretion in establishing standards for admission and continued occupancy in State-aided housing projects	To eliminate outmoded standards of eligibility for State-aided public housing projects
JUSTICE CENTER FOR THE PROTECTION OF PEOPLE WITH SPECIAL NEEDS			
JCP-28-15-00008-EP	07/14/16	Protocols for interviewing service recipients during investigations of abuse or neglect	To enhance protections for people with special needs during investigations of abuse or neglect
LABOR, DEPARTMENT OF			
LAB-21-15-00009-P	05/26/16	Methods of Payment of Wages	This regulation provides clarification and specification as to the permissible methods of payment, including payroll debit cards
LIQUOR AUTHORITY, STATE			
LQR-34-15-00029-P	08/25/16	Update outdated application procedures and eliminate archaic physical standards for certain licenses types	To update application procedures, codify current online filing practices and eliminate archaic restrictions on certain licenses
LONG ISLAND POWER AUTHORITY			
*LPA-08-01-00003-P	exempt	Pole attachments and related matters	To approve revisions to the authority's tariff
*LPA-41-02-00005-P	exempt	Tariff for electric service	To revise the tariff for electric service

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
LONG ISLAND POWER AUTHORITY			
*LPA-04-06-00007-P	 exempt	Tariff for electric service	To adopt provisions of a ratepayer protection plan
*LPA-03-10-00004-P	 exempt	Residential late payment charges	To extend the application of late payment charges to residential customers
LPA-07-15-00003-P	 exempt	The rates and charges set forth in LIPA's Tariff for Electric Service	To set rates and charges at the lowest level consistent with sound fiscal and operating practices and safe and adequate service
NIAGARA FALLS WATER BOARD			
*NFW-04-13-00004-EP	 exempt	Adoption of Rates, Fees and Charges	To pay for the increased costs necessary to operate, maintain and manage the system, and to achieve covenants with bondholders
*NFW-13-14-00006-EP	 exempt	Adoption of Rates, Fees and Charges	To pay for increased costs necessary to operate, maintain and manage the system and to achieve covenants with the bondholders
NIAGARA FRONTIER TRANSPORTATION AUTHORITY			
NFT-31-15-00001-P	 08/04/16	Technical changes to existing rule regulating commercial ground transportation at the Buffalo Niagara International Airport	To correct the name of the airport in the existing rule and delete outdated text
PEOPLE WITH DEVELOPMENTAL DISABILITIES, OFFICE FOR			
PDD-33-15-00005-P	 08/18/16	Day and Residential Habilitation Changes	To discontinue individual day habilitation and add allowable services under residential habilitation
PDD-33-15-00014-P	 08/18/16	Person-Centered Planning	To implement federal requirements for a person-centered planning process and a person-centered plan
PDD-38-15-00006-EP	 09/22/16	Implementation of the Protection of People with Special Needs Act and reforms to incident management	To enhance protections for people with developmental disabilities served in the OPWDD system
POWER AUTHORITY OF THE STATE OF NEW YORK			
*PAS-01-10-00010-P	 exempt	Rates for the sale of power and energy	Update ECSB Programs customers' service tariffs to streamline them/include additional required information
PUBLIC SERVICE COMMISSION			
*PSC-28-97-00032-P	 exempt	General service by Central Hudson Gas & Electric Corporation	To limit certain special provisions
*PSC-34-97-00009-P	 exempt	Collection agency fees by Consolidated Edison Company of New York, Inc.	To pass collection agency fees on to the customer
*PSC-04-98-00015-P	 exempt	Interconnection service overcharges by Niagara Mohawk Power Corporation	To consider a complaint by Azure Mountain Power Co.
*PSC-19-98-00008-P	 exempt	Call forwarding by CPU Industries Inc./MKL Net, et al.	To rehear the petition

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-02-99-00006-EP	 exempt	Intralata freeze plan by New York Telephone Company	To approve the plan
*PSC-09-99-00012-P	 exempt	Transfer of books and records by Citizens Utilities Company	To relocate Ogden Telephone Company's books and records out-of-state
*PSC-15-99-00011-P	 exempt	Electronic tariff by Woodcliff Park Corp.	To replace the company's current tariff with an electronic tariff
*PSC-50-99-00009-P	 exempt	Retail access uniform business practices by The Brooklyn Union Gas Company and KeySpan Gas East Corporation d/b/a Brooklyn Union of Long Island	To approve a joint petition requesting a waiver extension of a requirement set forth in the commission's order
*PSC-52-99-00006-P	 exempt	Wide area rate center calling	To implement number conservation measures
*PSC-12-00-00001-P	 exempt	Winter bundled sales service election date by Central Hudson Gas & Electric Corporation	To revise the date
*PSC-14-00-00004-EP	 exempt	NXX code in the 716 NPA by Broadview Networks	To assign an NXX code in Buffalo
*PSC-14-00-00026-P	 exempt	Interconnection agreement between New York Telephone Company d/b/a Bell Atlantic-New York and Media Log, Inc.	To review the terms and conditions of the negotiated agreement
*PSC-14-00-00027-P	 exempt	Interconnection agreement between New York Telephone Company d/b/a Bell Atlantic-New York and Pilgrim Telephone, Inc.	To review the terms and conditions of the negotiated agreement
*PSC-14-00-00029-P	 exempt	Interconnection agreement between New York Telephone Company d/b/a Bell Atlantic-New York and CoreComm New York, Inc.	To review the terms and conditions of the negotiated agreement
*PSC-16-00-00012-P	 exempt	Termination of local telecommunications traffic by Hyperion Communications of New York, Inc.	To determine appropriate compensation levels
*PSC-21-00-00007-P	 exempt	Initial tariff schedule by Drew Road Association	To set forth the rates, charges, rules and regulations
*PSC-31-00-00026-P	 exempt	Water service by Windover Water Works	To abandon the water system
*PSC-33-00-00010-P	 exempt	Electric rate and restructuring plan by Rochester Gas and Electric Corporation	To evaluate possible modifications
*PSC-36-00-00039-P	 exempt	Steam increase by Consolidated Edison Company of New York, Inc.	To provide for an annual increase in the first year of a proposed four-year rate plan
*PSC-37-00-00001-EP	 exempt	Interruptible gas customers	To ensure customers have an adequate supply of alternative fuel available
*PSC-39-00-00004-P	 exempt	Blockable central office codes by PaeTec Communications, Inc.	To review the commission's requirements for assignment of numbering resources
*PSC-44-00-00014-P	 exempt	Recovery of costs through adjustment mechanisms by Consolidated Edison Company of New York, Inc.	To permit the recovery of certain costs

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-49-00-00007-P	 exempt	Gas sales and purchases by Corning Natural Gas Corporation	To determine whether certain gas sales and purchases were in the public interest and whether customers should bear the resulting costs
*PSC-01-01-00023-P	 exempt	Installation, maintenance and ownership of service laterals by Rochester Gas and Electric Corporation	To update and clarify the provisions
*PSC-06-01-00009-P	 exempt	Uniform system of accounts by Rochester Gas and Electric Corporation	To defer an item of expense beyond the end of the year in which it was incurred
*PSC-13-01-00001-P	 exempt	Request for accounting authorization by Rochester Gas and Electric Corporation	To defer an item of expense beyond the end of the year in which it was incurred
*PSC-13-01-00002-P	 exempt	Request for accounting authorization by Rochester Gas and Electric Corporation	To defer an item of expense beyond the end of the year in which it was incurred
*PSC-13-01-00003-P	 exempt	Request for accounting authorization by Rochester Gas and Electric Corporation	To defer an item of expense beyond the end of the year in which it was incurred
*PSC-15-01-00012-P	 exempt	Transfer of a controlling leasehold interest by Huntley Power LLC	To approve the transfer
*PSC-22-01-00006-P	 exempt	Con Edison's phase 4 plan for retail access by AES Energy, Inc.	To review the request for rehearing
*PSC-26-01-00012-P	 exempt	Interconnection of networks between Sprint PCS and Verizon New York Inc.	To review the terms and conditions of the negotiated agreement
*PSC-36-01-00010-P	 exempt	Competitive metering by eBidenergy.com	To clarify meter ownership rules and requirements
*PSC-44-01-00005-P	 exempt	Annual reconciliation of gas costs by Corning Natural Gas Corporation	To authorize the company to include certain gas costs
*PSC-01-02-00007-P	 exempt	Accounting and rate treatment of proceeds by Consolidated Edison Company of New York, Inc.	To consider proceeds from sale of nuclear generating facilities
*PSC-05-02-00005-P	 exempt	Uniform system of accounts by Consolidated Edison Company of New York, Inc.	To defer expenditures incurred in connection with emergency response services affected by the World Trade Center disaster
*PSC-06-02-00015-P	 exempt	Network reliability performance mechanism by Consolidated Edison Company of New York, Inc.	To earn rewards for meeting the targets of the network reliability performance mechanism
*PSC-07-02-00032-P	 exempt	Uniform business practices	To consider modification
*PSC-29-02-00014-P	 exempt	Financing by Valley Energy, Inc.	To issue a note and allocate costs
*PSC-49-02-00021-P	 exempt	Requests for lightened regulation by PSEG Power Bellport, LLC	To consider the company's request
*PSC-08-03-00009-P	 exempt	Provision of gas service to World Kitchen Incorporated	To establish terms and conditions
*PSC-09-03-00012-P	 exempt	Incremental service line installations by New York State Electric & Gas Corporation	To revise the current flat rate per foot charged

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-09-03-00014-P	 exempt	Deferral accounting by Consolidated Edison Company of New York, Inc. and Orange and Rockland Utilities, Inc.	To defer expense items beyond the end of the year(s) in which they were incurred
*PSC-11-03-00012-P	 exempt	Economic development plan by New York State Electric & Gas Corporation	To consider the plan
*PSC-18-03-00004-P	 exempt	Lightened regulation by East Hampton Power and Light Corporation (EHPLC)	To provide for lightened regulation and grant financing approval
*PSC-22-03-00020-P	 exempt	Inter-departmental gas pricing by Consolidated Edison Company of New York, Inc.	To revise the method used in steam and steam-electric generating stations
*PSC-32-03-00020-P	 exempt	Issuance of debt and approval of surcharge by Rainbow Water Company	To approve necessary financing
*PSC-34-03-00019-P	 exempt	Issuance of securities by KeySpan East Corporation d/b/a KeySpan Energy Delivery Long Island	To obtain authorization to issue securities
*PSC-35-03-00009-P	 exempt	Interconnection agreement between Verizon New York Inc. and MCIMetro Access Transmission Services LLC	To amend the agreement
*PSC-36-03-00010-P	 exempt	Performance assurance plan by Verizon New York	To consider changes
*PSC-39-03-00013-P	 exempt	Complaint by State University of New York (SUNY) regarding a NYSEG operating agreement	To consider the complaint
*PSC-40-03-00015-P	 exempt	Receipt of payment of bills by St. Lawrence Gas Company	To revise the process
*PSC-41-03-00008-P	 exempt	Lightened regulation by Sterling Power Partners, L.P.	To consider granting lightened regulation
*PSC-41-03-00010-P	 exempt	Annual reconciliation of gas expenses and gas cost recoveries	To consider filings of various LDCs and municipalities
*PSC-41-03-00011-P	 exempt	Annual reconciliation of gas expenses and gas cost recoveries	To consider filings of various LDCs and municipalities
*PSC-42-03-00005-P	 exempt	Interest rate by the Bath Electric, Gas, and Water Systems	To use an alternate interest rate
*PSC-43-03-00036-P	 exempt	Merchant function backout credit and transition balancing account by KeySpan Gas East Corporation	To continue the credit and account until May 31, 2005
*PSC-43-03-00037-P	 exempt	Merchant function backout credit and transition balancing account by The Brooklyn Union Gas Company	To continue the credit and account until May 31, 2005
*PSC-44-03-00009-P	 exempt	Retail access data between jurisdictional utilities	To accommodate changes in retail access market structure or commission mandates
*PSC-47-03-00024-P	 exempt	Lightened regulation and financing approval by Medford Energy LLC	To consider the requests

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-02-04-00008-P	 exempt	Delivery rates for Con Edison's customers in New York City and Westchester County by the City of New York	To rehear the Nov. 25, 2003 order
*PSC-06-04-00009-P	 exempt	Transfer of ownership interest by SCS Energy LLC and AE Investors LLC	To transfer interest in Steinway Creek Electric Generating Company LLC to AE Investors LLC
*PSC-10-04-00005-P	 exempt	Temporary protective order	To consider adopting a protective order
*PSC-10-04-00008-P	 exempt	Interconnection agreement between Verizon New York Inc. and VIC-RMTS-DC, L.L.C. d/b/a Verizon Avenue	To amend the agreement
*PSC-14-04-00008-P	 exempt	Submetering of natural gas service to industrial and commercial customers by Hamburg Fairgrounds	To submeter gas service to commercial customers located at the Buffalo Speedway
*PSC-15-04-00022-P	 exempt	Submetering of electricity by Glenn Gardens Associates, L.P.	To permit submetering at 175 W. 87th St., New York, NY
*PSC-21-04-00013-P	 exempt	Verizon performance assurance plan by Metropolitan Telecommunications	To clarify the appropriate performance level
*PSC-22-04-00010-P	 exempt	Approval of new types of electricity meters by Powell Power Electric Company	To permit the use of the PE-1250 electronic meter
*PSC-22-04-00013-P	 exempt	Major gas rate increase by Consolidated Edison Company of New York, Inc.	To increase annual gas revenues
*PSC-22-04-00016-P	 exempt	Master metering of water by South Liberty Corporation	To waive the requirement for installation of separate water meters
*PSC-25-04-00012-P	 exempt	Interconnection agreement between Frontier Communications of Ausable Valley, Inc., et al. and Sprint Communications Company, L.P.	To amend the agreement
*PSC-27-04-00008-P	 exempt	Interconnection agreement between Verizon New York Inc. and various Verizon wireless affiliates	To amend the agreement
*PSC-27-04-00009-P	 exempt	Interconnection agreement between Verizon New York Inc. and various Verizon wireless affiliates	To amend the agreement
*PSC-28-04-00006-P	 exempt	Approval of loans by Dunkirk & Fredonia Telephone Company and Cassadaga Telephone Corporation	To authorize participation in the parent corporation's line of credit
*PSC-31-04-00023-P	 exempt	Distributed generation service by Consolidated Edison Company of New York, Inc.	To provide an application form
*PSC-34-04-00031-P	 exempt	Flat rate residential service by Emerald Green Lake Louise Marie Water Company, Inc.	To set appropriate level of permanent rates
*PSC-35-04-00017-P	 exempt	Application form for distributed generation by Orange and Rockland Utilities, Inc.	To establish a new supplementary application form for customers
*PSC-43-04-00016-P	 exempt	Accounts receivable by Rochester Gas and Electric Corporation	To include in its tariff provisions for the purchase of ESCO accounts receivable

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-46-04-00012-P	 exempt	Service application form by Consolidated Edison Company of New York, Inc.	To revise the form and make housekeeping changes
*PSC-46-04-00013-P	 exempt	Rules and guidelines governing installation of metering equipment	To establish uniform statewide business practices
*PSC-02-05-00006-P	 exempt	Violation of the July 22, 2004 order by Dutchess Estates Water Company, Inc.	To consider imposing remedial actions against the company and its owners, officers and directors
*PSC-09-05-00009-P	 exempt	Submetering of natural gas service by Hamlet on Olde Oyster Bay	To consider submetering of natural gas to a commercial customer
*PSC-14-05-00006-P	 exempt	Request for deferred accounting authorization by Freeport Electric Inc.	To defer expenses beyond the end of the fiscal year
*PSC-18-05-00009-P	 exempt	Marketer Assignment Program by Consolidated Edison Company of New York, Inc.	To implement the program
*PSC-20-05-00028-P	 exempt	Delivery point aggregation fee by Allied Frozen Storage, Inc.	To review the calculation of the fee
*PSC-25-05-00011-P	 exempt	Metering, balancing and cashout provisions by Central Hudson Gas & Electric Corporation	To establish provisions for gas customers taking service under Service Classification Nos. 8, 9 and 11
*PSC-27-05-00018-P	 exempt	Annual reconciliation of gas costs by New York State Electric & Gas Corporation	To consider the manner in which the gas cost incentive mechanism has been applied
*PSC-41-05-00013-P	 exempt	Annual reconciliation of gas expenses and gas cost recoveries by local distribution companies and municipalities	To consider the filings
*PSC-45-05-00011-P	 exempt	Treatment of lost and unaccounted gas costs by Corning Natural Gas Corporation	To defer certain costs
*PSC-46-05-00015-P	 exempt	Sale of real and personal property by the Brooklyn Union Gas Company d/b/a KeySpan Energy Delivery New York and Steel Arrow, LLC	To consider the sale
*PSC-47-05-00009-P	 exempt	Transferral of gas supplies by Corning Natural Gas Corporation	To approve the transfer
*PSC-50-05-00008-P	 exempt	Long-term debt by Saratoga Glen Hollow Water Supply Corp.	To obtain long-term debt
*PSC-04-06-00024-P	 exempt	Transfer of ownership interests by Mirant NY-Gen LLC and Orange and Rockland Utilities, Inc.	To approve of the transfer
*PSC-06-06-00015-P	 exempt	Gas curtailment policies and procedures	To examine the manner and extent to which gas curtailment policies and procedures should be modified and/or established
*PSC-07-06-00009-P	 exempt	Modification of the current Environmental Disclosure Program	To include an attributes accounting system
*PSC-22-06-00019-P	 exempt	Hourly pricing by National Grid	To assess the impacts

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-22-06-00020-P	 exempt	Hourly pricing by New York State Electric & Gas Corporation	To assess the impacts
*PSC-22-06-00021-P	 exempt	Hourly pricing by Rochester Gas & Electric Corporation	To assess the impacts
*PSC-22-06-00022-P	 exempt	Hourly pricing by Consolidated Edison Company of New York, Inc.	To assess the impacts
*PSC-22-06-00023-P	 exempt	Hourly pricing by Orange and Rockland Utilities, Inc.	To assess the impacts
*PSC-24-06-00005-EP	 exempt	Supplemental home energy assistance benefits	To extend the deadline to Central Hudson's low-income customers
*PSC-25-06-00017-P	 exempt	Purchased power adjustment by Massena Electric Department	To revise the method of calculating the purchased power adjustment and update the factor of adjustment
*PSC-34-06-00009-P	 exempt	Inter-carrier telephone service quality standards and metrics by the Carrier Working Group	To incorporate appropriate modifications
*PSC-37-06-00015-P	 exempt	Procedures for estimation of customer bills by Rochester Gas and Electric Corporation	To consider estimation procedures
*PSC-37-06-00017-P	 exempt	Procedures for estimation of customer bills by Rochester Gas and Electric Corporation	To consider estimation procedures
*PSC-39-06-00018-P	 exempt	Order establishing rate plan by Central Hudson Gas & Electric Corporation and the Consumer Protection Board	To consider the petitions for rehearing
*PSC-39-06-00019-P	 exempt	Investigation of Richard M. Osborne by Corning Natural Gas Corporation	To determine the interests, plans and commitments that will be in place if he is successful in blocking the merger of Corning Gas and C&T Enterprises
*PSC-39-06-00022-P	 exempt	Uniform business practices and related matters by U.S. Energy Savings Corporation	To establish a contest period
*PSC-40-06-00005-P	 exempt	Orion Integral automatic meter reading transmitter by New York State Electric and Gas Corporation	To permit gas utilities in NYS to use the Badger Meter Incorporated Orion Integral transmitters
*PSC-42-06-00011-P	 exempt	Submetering of electricity by 225 5th LLC	To submeter electricity at 255 Fifth Ave., New York, NY
*PSC-43-06-00014-P	 exempt	Electric delivery services by Strategic Power Management, Inc.	To determine the proper mechanism for the rate-recovery of costs
*PSC-44-06-00014-P	 exempt	Electric power outages in Northwest Queens by Consolidated Edison Company of New York, Inc.	To review the terms and conditions of the agreement
*PSC-45-06-00007-P	 exempt	Alleged failure to provide electricity by Robert Andrews	To assess validity of allegations and appropriateness of fines
*PSC-01-07-00031-P	 exempt	Enforcement mechanisms by National Fuel Gas Distribution Corporation	To modify enforcement mechanisms

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-04-07-00012-P	 exempt	Petition for rehearing by Orange and Rockland Utilities, Inc.	To clarify the order
*PSC-06-07-00015-P	 exempt	Meter reading and billing practices by Central Hudson Gas & Electric Corporation	To continue current meter reading and billing practices for electric service
*PSC-06-07-00020-P	 exempt	Meter reading and billing practices by Central Hudson Gas & Electric Corporation	To continue current meter reading and billing practices for gas service
*PSC-11-07-00010-P	 exempt	Investigation of the electric power outages by the Consolidated Edison Company of New York, Inc.	To implement the recommendations in the staff's investigation
*PSC-11-07-00011-P	 exempt	Storm-related power outages by Consolidated Edison Company of New York, Inc.	To modify the company's response to power outages, the timing for any such changes and other related matters
*PSC-17-07-00008-P	 exempt	Interconnection agreement between Verizon New York Inc. and BridgeCom International, Inc.	To amend the agreement
*PSC-18-07-00010-P	 exempt	Existing electric generating stations by Independent Power Producers of New York, Inc.	To repower and upgrade existing electric generating stations owned by Rochester Gas and Electric Corporation
*PSC-20-07-00016-P	 exempt	Tariff revisions and making rates permanent by New York State Electric & Gas Corporation	To seek rehearing
*PSC-21-07-00007-P	 exempt	Natural Gas Supply and Acquisition Plan by Corning Natural Gas Corporation	To revise the rates, charges, rules and regulations for gas service
*PSC-22-07-00015-P	 exempt	Demand Side Management Program by Consolidated Edison Company of New York, Inc.	To recover incremental program costs and lost revenue
*PSC-23-07-00022-P	 exempt	Supplier, transportation, balancing and aggregation service by National Fuel Gas Distribution Corporation	To explicitly state in the company's tariff that the threshold level of elective upstream transmission capacity is a maximum of 112,600 Dth/day of marketer-provided upstream capacity
*PSC-24-07-00012-P	 exempt	Gas Efficiency Program by the City of New York	To consider rehearing a decision establishing a Gas Efficiency Program
*PSC-39-07-00017-P	 exempt	Gas bill issuance charge by New York State Electric & Gas Corporation	To create a gas bill issuance charge unbundled from delivery rates
*PSC-41-07-00009-P	 exempt	Submetering of electricity rehearing	To seek reversal
*PSC-42-07-00012-P	 exempt	Energy efficiency program by Orange and Rockland Utilities, Inc.	To consider any energy efficiency program for Orange and Rockland Utilities, Inc.'s electric service
*PSC-42-07-00013-P	 exempt	Revenue decoupling by Orange and Rockland Utilities, Inc.	To consider a revenue decoupling mechanism for Orange and Rockland Utilities, Inc.
*PSC-45-07-00005-P	 exempt	Customer incentive programs by Orange and Rockland Utilities, Inc.	To establish a tariff provision
*PSC-02-08-00006-P	 exempt	Additional central office codes in the 315 area code region	To consider options for making additional codes

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-03-08-00006-P	 exempt	Rehearing of the accounting determinations	To grant or deny a petition for rehearing of the accounting determinations
*PSC-04-08-00010-P	 exempt	Granting of easement rights on utility property by Central Hudson Gas & Electric Corporation	To grant easement rights to Millennium Pipeline Company, L.L.C.
*PSC-04-08-00012-P	 exempt	Marketing practices of energy service companies by the Consumer Protection Board and New York City Department of Consumer Affairs	To consider modifying the commission's regulation over marketing practices of energy service companies
*PSC-08-08-00016-P	 exempt	Transfer of ownership by Entergy Nuclear Fitzpatrick LLC, et al.	To consider the transfer
*PSC-12-08-00019-P	 exempt	Extend the provisions of the existing electric rate plan by Rochester Gas and Electric Corporation	To consider the request
*PSC-12-08-00021-P	 exempt	Extend the provisions of the existing gas rate plan by Rochester Gas and Electric Corporation	To consider the request
*PSC-13-08-00011-P	 exempt	Waiver of commission policy and NYSEG tariff by Turner Engineering, PC	To grant or deny Turner's petition
*PSC-13-08-00012-P	 exempt	Voltage drops by New York State Electric & Gas Corporation	To grant or deny the petition
*PSC-23-08-00008-P	 exempt	Petition requesting rehearing and clarification of the commission's April 25, 2008 order denying petition of public utility law project	To consider whether to grant or deny, in whole or in part, the May 7, 2008 Public Utility Law Project (PULP) petition for rehearing and clarification of the commission's April 25, 2008 order denying petition of Public Utility Law Project
*PSC-23-08-00009-P	 exempt	The transfer of certain real property with an original cost under \$100,000 in the Town of Throop	To consider the filing for the transfer of certain real property in the Town of Throop
*PSC-25-08-00007-P	 exempt	Policies and procedures regarding the selection of regulatory proposals to meet reliability needs	To establish policies and procedures regarding the selection of regulatory proposals to meet reliability needs
*PSC-25-08-00008-P	 exempt	Report on Callable Load Opportunities	Rider U report assessing callable load opportunities in New York City and Westchester County during the next 10 years
*PSC-28-08-00004-P	 exempt	Con Edison's procedure for providing customers access to their account information	To consider Con Edison's implementation plan and timetable for providing customers access to their account information
*PSC-31-08-00025-P	 exempt	Recovery of reasonable DRS costs from the cost mitigation reserve (CMR)	To authorize recovery of the DRS costs from the CMR
*PSC-32-08-00009-P	 exempt	The ESCO referral program for KEDNY to be implemented by October 1, 2008	To approve, reject or modify, in whole or in part, KEDNY's recommended ESCO referral program
*PSC-33-08-00008-P	 exempt	Noble Allegany's request for lightened regulation	To consider Noble Allegany's request for lightened regulation as an electric corporation
*PSC-36-08-00019-P	 exempt	Land Transfer in the Borough of Manhattan, New York	To consider petition for transfer of real property to NYPH

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-39-08-00010-P	 exempt	RG&E's economic development plan and tariffs	Consideration of the approval of RG&E's economic development plan and tariffs
*PSC-40-08-00010-P	 exempt	Loans from regulated company to its parent	To determine if the cash management program resulting in loans to the parent should be approved
*PSC-41-08-00009-P	 exempt	Transfer of control of cable TV franchise	To determine if the transfer of control of Margaretville's cable TV subsidiary should be approved
*PSC-43-08-00014-P	 exempt	Annual Reconciliation of Gas Expenses and Gas Cost Recoveries	The filings of various LDCs and municipalities regarding their Annual Reconciliation of Gas Expenses and Gas Cost Recoveries
*PSC-46-08-00008-P	 exempt	Property transfer in the Village of Avon, New York	To consider a petition for the transfer of street lighting and attached equipment to the Village of Avon, New York
*PSC-46-08-00010-P	 exempt	A transfer of indirect ownership interests in nuclear generation facilities	Consideration of approval of a transfer of indirect ownership interests in nuclear generation facilities
*PSC-46-08-00014-P	 exempt	The attachment of cellular antennae to an electric transmission tower	To approve, reject or modify the request for permission to attach cellular antennae to an electric transmission tower
*PSC-48-08-00005-P	 exempt	A National Grid high efficiency gas heating equipment rebate program	To expand eligibility to customers converting from oil to natural gas
*PSC-48-08-00008-P	 exempt	Petition for the master metering and submetering of electricity	To consider the request of Bay City Metering, to master meter & submeter electricity at 345 E. 81st St., New York, New York
*PSC-48-08-00009-P	 exempt	Petition for the submetering of electricity	To consider the request of PCV/ST to submeter electricity at Peter Cooper Village & Stuyvesant Town, New York, New York
*PSC-50-08-00018-P	 exempt	Market Supply Charge	A study on the implementation of a revised Market Supply Charge
*PSC-51-08-00006-P	 exempt	Commission's October 27, 2008 Order on Future of Retail Access Programs in Case 07-M-0458	To consider a Petition for rehearing of the Commission's October 27, 2008 Order in Case 07-M-0458
*PSC-51-08-00007-P	 exempt	Commission's October 27, 2008 Order in Cases 98-M-1343, 07-M-1514 and 08-G-0078	To consider Petitions for rehearing of the Commission's October 27, 2008 Order in Cases 98-M-1343, 07-M-1514 and 08-G-0078
*PSC-53-08-00011-P	 exempt	Use of deferred Rural Telephone Bank funds	To determine if the purchase of a softswitch by Hancock is an appropriate use of deferred Rural Telephone Bank funds
*PSC-53-08-00012-P	 exempt	Transfer of permanent and temporary easements at 549-555 North Little Tor Road, New City, NY	Transfer of permanent and temporary easements at 549-555 North Little Tor Road, New City, NY
*PSC-53-08-00013-P	 exempt	To transfer common stock and ownership	To consider transfer of common stock and ownership
*PSC-01-09-00015-P	 exempt	FCC decision to redefine service area of Citizens/Frontier	Review and consider FCC proposed redefinition of Citizens/Frontier service area

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-02-09-00010-P	 exempt	Competitive classification of independent local exchange company, and regulatory relief appropriate thereto	To determine if Chazy & Westport Telephone Corporation more appropriately belongs in scenario 1 rather than scenario 2
*PSC-05-09-00008-P	 exempt	Revenue allocation, rate design, performance metrics, and other non-revenue requirement issues	To consider any remaining non-revenue requirement issues related to the Company's May 9, 2008 tariff filing
*PSC-05-09-00009-P	 exempt	Numerous decisions involving the steam system including cost allocation, energy efficiency and capital projects	To consider the long term impacts on steam rates and on public policy of various options concerning the steam system
*PSC-06-09-00007-P	 exempt	Interconnection of the networks between Frontier Comm. and WVT Communications for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between Frontier Comm. and WVT Comm.
*PSC-07-09-00015-P	 exempt	Transfer certain utility assets located in the Town of Montgomery from plant held for future use to non-utility property	To consider the request to transfer certain utility assets located in the Town of Montgomery to non-utility assets
*PSC-07-09-00017-P	 exempt	Request for authorization to defer the incremental costs incurred in the restoration work resulting from the ice storm	To allow the company to defer the incremental costs incurred in the restoration work resulting from the ice storm
*PSC-07-09-00018-P	 exempt	Whether to permit the submetering of natural gas service to an industrial and commercial customer at Cooper Union, New York, NY	To consider the request of Cooper Union, to submeter natural gas at 41 Cooper Square, New York, New York
*PSC-12-09-00010-P	 exempt	Charges for commodity	To charge customers for commodity costs
*PSC-12-09-00012-P	 exempt	Charges for commodity	To charge customers for commodity costs
*PSC-13-09-00008-P	 exempt	Options for making additional central office codes available in the 718/347 numbering plan area	To consider options for making additional central office codes available in the 718/347 numbering plan area
*PSC-14-09-00014-P	 exempt	The regulation of revenue requirements for municipal utilities by the Public Service Commission	To determine whether the regulation of revenue requirements for municipal utilities should be modified
*PSC-16-09-00010-P	 exempt	Petition for the submetering of electricity	To consider the request of AMPS on behalf of Park Imperial to submeter electricity at 230 W. 56th Street, in New York, New York
*PSC-16-09-00020-P	 exempt	Whether SUNY's core accounts should be exempt from the mandatory assignment of local distribution company (LDC) capacity	Whether SUNY's core accounts should be exempt from the mandatory assignment of local distribution company (LDC) capacity
*PSC-17-09-00010-P	 exempt	Whether to permit the use of Elster REX2 solid state electric meter for use in residential and commercial accounts	To permit electric utilities in New York State to use the Elster REX2
*PSC-17-09-00011-P	 exempt	Whether Brooklyn Navy Yard Cogeneration Partners, L.P. should be reimbursed by Con Edison for past and future use taxes	Whether Brooklyn Navy Yard Cogeneration Partners, L.P. should be reimbursed by Con Edison for past and future use taxes
*PSC-17-09-00012-P	 exempt	Petition for the submetering of gas at commercial property	To consider the request of Turner Construction, to submeter natural gas at 550 Short Ave., & 10 South St., Governors Island, NY

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-17-09-00014-P	 exempt	Benefit-cost framework for evaluating AMI programs prepared by the DPS Staff	To consider a benefit-cost framework for evaluating AMI programs prepared by the DPS Staff
*PSC-17-09-00015-P	 exempt	The construction of a tower for wireless antennas on land owned by National Grid	To approve, reject or modify the petition to build a tower for wireless antennas in the Town of Onondaga
*PSC-18-09-00012-P	 exempt	Petition for rehearing of Order approving the submetering of electricity	To consider the request of Frank Signore to rehear petition to submeter electricity at One City Place in White Plains, New York
*PSC-18-09-00013-P	 exempt	Petition for the submetering of electricity	To consider the request of Living Opportunities of DePaul to submeter electricity at E. Main St. located in Batavia, New York
*PSC-18-09-00017-P	 exempt	Approval of an arrangement for attachment of wireless antennas to the utility's transmission facilities in the City of Yonkers	To approve, reject or modify the petition for the existing wireless antenna attachment to the utility's transmission tower
*PSC-20-09-00016-P	 exempt	The recovery of, and accounting for, costs associated with the Companies' advanced metering infrastructure (AMI) pilots etc	To consider a filing of the Companies as to the recovery of, and accounting for, costs associated with it's AMI pilots etc
*PSC-20-09-00017-P	 exempt	The recovery of, and accounting for, costs associated with CHG&E's AMI pilot program	To consider a filing of CHG&E as to the recovery of, and accounting for, costs associated with it's AMI pilot program
*PSC-22-09-00011-P	 exempt	Cost allocation for Consolidated Edison's East River Repowering Project	To determine whether any changes are warranted in the cost allocation of Consolidated Edison's East River Repowering Project
*PSC-25-09-00005-P	 exempt	Whether to grant, deny, or modify, in whole or in part, the petition	Whether to grant, deny, or modify, in whole or in part, the petition
*PSC-25-09-00006-P	 exempt	Electric utility implementation plans for proposed web based SIR application process and project status database	To determine if the proposed web based SIR systems are adequate and meet requirements needed for implementation
*PSC-25-09-00007-P	 exempt	Electric rates for Consolidated Edison Company of New York, Inc	Consider a Petition for Rehearing filed by Consolidated Edison Company of New York, Inc
*PSC-27-09-00011-P	 exempt	Interconnection of the networks between Vernon and tw telecom of new york l.p. for local exchange service and exchange access.	To review the terms and conditions of the negotiated agreement between Vernon and tw telecom of new york l.p.
*PSC-27-09-00014-P	 exempt	Billing and payment for energy efficiency measures through utility bill	To promote energy conservation
*PSC-27-09-00015-P	 exempt	Interconnection of the networks between Oriskany and tw telecom of new york l.p. for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between Oriskany and tw telecom of new york l.p.
*PSC-29-09-00006-P	 exempt	Petition for the submetering of electricity at a residential senior citizen facility	To consider the request of Shinda Management Corp. to submeter electricity at 107-37 166th Street, Jamaica, New York
*PSC-29-09-00011-P	 exempt	Consideration of utility compliance filings	Consideration of utility compliance filings
*PSC-32-09-00009-P	 exempt	Cost allocation for Consolidated Edison's East River Repowering Project	To determine whether any changes are warranted in the cost allocation of Consolidated Edison's East River Repowering Project

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-34-09-00016-P	 exempt	Recommendations made in the Management Audit Final Report	To consider whether to take action or recommendations contained in the Management Audit Final Report
*PSC-34-09-00017-P	 exempt	To consider the transfer of control of Plattsburgh Cablevision, Inc. d/b/a Charter Communications to CH Communications, LLC	To allow the Plattsburgh Cablevision, Inc. to distribute its equity interest in CH Communications, LLC
*PSC-36-09-00008-P	 exempt	The increase in the non-bypassable charge implemented by RG&E on June 1, 2009	Considering exemptions from the increase in the non-bypassable charge implemented by RG&E on June 1, 2009
*PSC-37-09-00015-P	 exempt	Sale of customer-generated steam to the Con Edison steam system	To establish a mechanism for sale of customer-generated steam to the Con Edison steam system
*PSC-37-09-00016-P	 exempt	Applicability of electronic signatures to Deferred Payment Agreements	To determine whether electronic signatures can be accepted for Deferred Payment Agreements
*PSC-39-09-00015-P	 exempt	Modifications to the \$5 Bill Credit Program	Consideration of petition of National Grid to modify the Low Income \$5 Bill Credit Program
*PSC-39-09-00018-P	 exempt	The offset of deferral balances with Positive Benefit Adjustments	To consider a petition to offset deferral balances with Positive Benefit Adjustments
*PSC-40-09-00013-P	 exempt	Uniform System of Accounts - request for deferral and amortization of costs	To consider a petition to defer and amortize costs
*PSC-51-09-00029-P	 exempt	Rules and guidelines for the exchange of retail access data between jurisdictional utilities and eligible ESCOs	To revise the uniform Electronic Data Interchange Standards and business practices to incorporate a contest period
*PSC-51-09-00030-P	 exempt	Waiver or modification of Capital Expenditure condition of merger	To allow the companies to expend less funds for capital improvement than required by the merger
*PSC-52-09-00006-P	 exempt	ACE's petition for rehearing for an order regarding generator-specific energy deliverability study methodology	To consider whether to change the Order Prescribing Study Methodology
*PSC-52-09-00008-P	 exempt	Approval for the New York Independent System Operator, Inc. to incur indebtedness and borrow up to \$50,000,000	To finance the renovation and construction of the New York Independent System Operator, Inc.'s power control center facilities
*PSC-05-10-00008-P	 exempt	Petition for the submetering of electricity	To consider the request of University Residences - Rochester, LLC to submeter electricity at 220 John Street, Henrietta, NY
*PSC-05-10-00015-P	 exempt	Petition for the submetering of electricity	To consider the request of 243 West End Avenue Owners Corp. to submeter electricity at 243 West End Avenue, New York, NY
*PSC-06-10-00022-P	 exempt	The Commission's Order of December 17, 2009 related to redevelopment of Consolidated Edison's Hudson Avenue generating facility	To reconsider the Commission's Order of December 17, 2009 related to redevelopment of the Hudson Avenue generating facility
*PSC-07-10-00009-P	 exempt	Petition to revise the Uniform Business Practices	To consider the RESA petition to allow rescission of a customer request to return to full utility service
*PSC-08-10-00007-P	 exempt	Whether to grant, deny, or modify , in whole or in part, the rehearing petition filed in Case 06-E-0847	Whether to grant, deny, or modify , in whole or in part, the rehearing petition filed in Case 06-E-0847

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-08-10-00009-P	 exempt	Consolidated Edison of New York, Inc. energy efficiency programs	To modify approved energy efficiency programs
*PSC-12-10-00015-P	 exempt	Recommendations made by Staff intended to enhance the safety of Con Edison's gas operations	To require that Con Edison implement the Staff recommendations intended to enhance the safety of Con Edison's gas operations
*PSC-14-10-00010-P	 exempt	Petition for the submetering of electricity	To consider the request of 61 Jane Street Owners Corporation to submeter Electricity at 61 Jane Street, Manhattan, NY
*PSC-16-10-00005-P	 exempt	To consider adopting and expanding mobile stray voltage testing requirements	Adopt additional mobile stray voltage testing requirements
*PSC-16-10-00007-P	 exempt	Interconnection of the networks between TDS Telecom and PAETEC Communications for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between TDS Telecom and PAETEC Communications
*PSC-16-10-00015-P	 exempt	Interconnection of the networks between Frontier and Choice One Communications for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between Frontier and Choice One Communications
*PSC-18-10-00009-P	 exempt	Electric utility transmission right-of-way management practices	To consider electric utility transmission right-of-way management practices
*PSC-19-10-00022-P	 exempt	Whether National Grid should be permitted to transfer a parcel of property located at 1 Eddy Street, Fort Edward, New York	To decide whether to approve National Grid's request to transfer a parcel of vacant property in Fort Edward, New York
*PSC-22-10-00006-P	 exempt	Requirement that Noble demonstrate that its affiliated electric corporations operating in New York are providing safe service	Consider requiring that Noble demonstrate that its affiliated electric corporations in New York are providing safe service
*PSC-22-10-00008-P	 exempt	Petition for the submetering of electricity	To consider the request of 48-52 Franklin Street to submeter electricity at 50 Franklin Street, New York, New York
*PSC-24-10-00009-P	 exempt	Verizon New York Inc. tariff regulations relating to voice messaging service	To remove tariff regulations relating to retail voice messaging service from Verizon New York Inc.'s tariff
*PSC-25-10-00012-P	 exempt	Reassignment of the 2-1-1 abbreviated dialing code	Consideration of petition to reassign the 2-1-1 abbreviated dialing code
*PSC-25-10-00015-P	 exempt	To allow NYWC to defer and amortize, for future rate recognition, pension settlement payout losses incurred in 2009	Consideration of NYWC's petition to defer and amortize, for future rate recognition, pension payout losses incurred in 2009
*PSC-27-10-00016-P	 exempt	Petition for the submetering of electricity	To consider the request of 9271 Group, LLC to submeter electricity at 960 Busti Avenue, Buffalo, New York
*PSC-31-10-00007-P	 exempt	Waiver of the Attachment 23 requirement in 2001 Rate Order that NMPC Board of Directors consist of "outside directors"	To consider the waiver of the requirement that a majority of NMPC Board of directors consist of "outside directors"
*PSC-34-10-00003-P	 exempt	The modification of Central Hudson Gas & Electric Corporation's Enhanced Powerful Opportunities Program	The modification of Central Hudson Gas & Electric Corporation's Enhanced Powerful Opportunities Program

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-34-10-00005-P	 exempt	Approval of a contract for \$250,000 in tank repairs that may be a financing	To decide whether to approve a contract between the parties that may be a financing of \$250,000 for tank repairs
*PSC-34-10-00006-P	 exempt	The modification of Central Hudson Gas & Electric Corporation's Enhanced Powerful Opportunities Program	The modification of Central Hudson Gas & Electric Corporation's Enhanced Powerful Opportunities Program
*PSC-36-10-00010-P	 exempt	Central Hudson's procedures, terms and conditions for an economic development plan	Consideration of Central Hudson's procedures, terms and conditions for an economic development plan
*PSC-40-10-00014-P	 exempt	Disposition of a state sales tax refund	To determine how much of a state sales tax refund should be retained by National Grid
*PSC-40-10-00021-P	 exempt	Whether to permit the submetering of natural gas service to a commercial customer at Quaker Crossing Mall	To permit the submetering of natural gas service to a commercial customer at Quaker Crossing Mall
*PSC-41-10-00018-P	 exempt	Amount of hourly interval data provided to Hourly Pricing customers who have not installed a phone line to read meter	Allow Central Hudson to provide less than a years worth of interval data and charge for manual meter reading for some customers
*PSC-41-10-00022-P	 exempt	Request for waiver of the individual living unit metering requirements at 5742 Route 5, Vernon, NY	Request for waiver of the individual living unit metering requirements at 5742 Route 5, Vernon, NY
*PSC-42-10-00011-P	 exempt	Petition for the submetering of electricity	To consider the request of 4858 Group, LLC to submeter electricity at 456 Main Street, Buffalo, New York
*PSC-43-10-00016-P	 exempt	Utility Access to Ducts, Conduit Facilities and Utility Poles	To review the complaint from Optical Communications Group
*PSC-44-10-00003-P	 exempt	Third and fourth stage gas rate increase by Corning Natural Gas Corporation	To consider Corning Natural Gas Corporation's request for a third and fourth stage gas rate increase
*PSC-51-10-00018-P	 exempt	Commission proceeding concerning three-phase electric service by all major electric utilities	Investigate the consistency of the tariff provisions for three-phase electric service for all major electric utilities
*PSC-11-11-00003-P	 exempt	The proposed transfer of 55.42 acres of land and \$1.4 million of revenues derived from the rendition of public service	The proposed transfer of 55.42 acres of land and \$1.4 million of revenues derived from the rendition of public service
*PSC-12-11-00008-P	 exempt	To allow NYWC to defer and amortize, for future rate recognition, pension settlement payout losses incurred in 2010	Consideration of NYWC's petition to defer and amortize, for future rate recognition, pension payout losses incurred in 2010
*PSC-13-11-00005-P	 exempt	Exclude the minimum monthly bill component from the earnings test calculation	Exclude the minimum monthly bill component from the earnings test calculation
*PSC-13-11-00007-P	 exempt	Budget allocations and use of System Benefits Charge funds to pay State Cost Recovery Fee	To encourage cost effective gas and electric energy conservation in the State
*PSC-14-11-00009-P	 exempt	Petition for the submetering of electricity	To consider the request of 83-30 118th Street to submeter electricity at 83-30 118th Street, Kew Gardens, New York
*PSC-16-11-00011-P	 exempt	The Energy Efficiency Portfolio Standard	To promote gas and electricity energy conservation programs in New York

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-19-11-00007-P	 exempt	Utility price reporting requirements related to the Commission's "Power to Choose" website	Modify the Commission's utility electric commodity price reporting requirements related to the "Power to Choose" website
*PSC-20-11-00012-P	 exempt	Petition for the submetering of electricity	To consider the request of KMW Group LLC to submeter electricity at 122 West Street, Brooklyn, New York
*PSC-20-11-00013-P	 exempt	Determining the reasonableness of Niagara Mohawk Power Corporation d/b/a National Grid 's make ready charges	To determine if the make ready charges of Niagara Mohawk Power Corporation d/b/a National Grid are reasonable
*PSC-22-11-00004-P	 exempt	Whether to permit the use of the Sensus accWAVE for use in residential gas meter applications	To permit gas utilities in New York State to use the Sensus accWAVE diaphragm gas meter
*PSC-23-11-00018-P	 exempt	NYSERDA's energy efficiency program for low-income customers	To promote energy conservation in New York State
*PSC-26-11-00007-P	 exempt	Water rates and charges	To approve an increase in annual revenues by about \$25,266 or 50%
*PSC-26-11-00009-P	 exempt	Petition for the submetering of electricity at commercial property	To consider the request of by Hoosick River Hardwoods, LLC to submeter electricity at 28 Taylor Avenue, in Berlin, New York
*PSC-26-11-00012-P	 exempt	Waiver of generation retirement notice requirements	Consideration of waiver of generation retirement notice requirements
*PSC-29-11-00011-P	 exempt	Petition requesting the Commission reconsider its May 19, 2011 Order and conduct a hearing, and petition to stay said Order.	To consider whether to grant or deny, in whole or in part, Windstream New York's Petition For Reconsideration and Rehearing.
*PSC-33-11-00017-P	 exempt	Petition for the submetering of electricity	To consider the request of 56-7th Avenue LLC to submeter electricity at 56-7th Avenue, New York, New York
*PSC-35-11-00011-P	 exempt	Whether to permit Consolidated Edison a waiver to commission regulations Part 226.8	Permit Consolidated Edison to conduct a inspection program in lieu of testing the accuracy of Category C meters
*PSC-36-11-00006-P	 exempt	To consider expanding mobile stray voltage testing requirements	Adopt additional mobile stray voltage testing requirements
*PSC-38-11-00002-P	 exempt	Operation and maintenance procedures pertaining to steam trap caps	Adopt modified steam operation and maintenance procedures
*PSC-38-11-00003-P	 exempt	Waiver of certain provisions of the electric service tariffs of Con Edison	Consideration of waiver of certain provisions of the electric service tariffs of Con Edison
*PSC-40-11-00010-P	 exempt	Participation of regulated local exchange carriers in the New York Data Exchange, Inc. (NYDE)	Whether to partially modify its order requiring regulated local exchange carriers' participation NYDE
*PSC-40-11-00012-P	 exempt	Granting of transfer of plant in-service to a regulatory asset	To approve transfer and recovery of unamortized plant investment
*PSC-42-11-00018-P	 exempt	Availability of telecommunications services in New York State at just and reasonable rates	Providing funding support to help ensure availability of affordable telecommunications service throughout New York

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-43-11-00012-P	 exempt	Transfer of outstanding shares of stock	Transfer the issued outstanding shares of stock of The Meadows at Hyde Park Water-Works Corporation to HPWS, LLC
*PSC-47-11-00007-P	 exempt	Remedying miscalculations of delivered gas as between two customer classes	Consideration of Con Edison's proposal to address inter-class delivery imbalances resulting from past Company miscalculations
*PSC-48-11-00007-P	 exempt	Transfer of controlling interests in generation facilities from Dynegy to PSEG	Consideration of the transfer of controlling interests in electric generation facilities from Dynegy to PSEG
*PSC-48-11-00008-P	 exempt	Petition for the submetering of electricity	To consider the request of To Better Days, LLC to submeter electricity at 37 East 4th Street, New York, New York
*PSC-51-11-00010-P	 exempt	The Total Resource Cost (TRC) test, used to analyze measures in the Energy Efficiency Portfolio Standard program	Petitioners request that the TRC test and/or its application to measures should be revised
*PSC-52-11-00017-P	 exempt	Reparations and refunds	Reparations and refunds
*PSC-01-12-00007-P	 exempt	The New York State Reliability Council's revisions to its rules and measurements	To adopt revisions to various rules and measurements of the New York State Reliability Council
*PSC-01-12-00008-P	 exempt	Transfer of real property and easements from NMPNS to NMP3	Consideration of the transfer of real property and easements from NMPNS to NMP3
*PSC-01-12-00009-P	 exempt	Recovery of expenses related to the expansion of Con Edison's ESCO referral program, PowerMove	To determine how and to what extent expenses related to the Expansion of Con Edison's ESCO referral program should be recovered
*PSC-11-12-00002-P	 exempt	Whether to grant, deny or modify, in whole or part, Hegeman's petition for a waiver of Commission policy and Con Edison tariff	Whether to grant, deny or modify, in whole or part, Hegeman's petition for a waiver of Commission policy and Con Edison tariff
*PSC-11-12-00005-P	 exempt	Transfer of land and water supply assets	Transfer the land and associated water supply assets of Groman Shores, LLC to Robert Groman
*PSC-13-12-00005-P	 exempt	Authorization to transfer certain real property	To decide whether to approve the transfer of certain real property
*PSC-17-12-00007-P	 exempt	Whether a proposed agreement for the provision of water service by Saratoga Water Services, Inc. is in the public interest	Whether the Commission should issue an order approving the proposed provision of water service
*PSC-17-12-00008-P	 exempt	Whether a proposed agreement for the provision of water service by Saratoga Water Services, Inc. is in the public interest	Whether the Commission should issue an order approving the proposed provision of water service
*PSC-17-12-00009-P	 exempt	Whether a proposed agreement for the provision of water service by Saratoga Water Services, Inc. is in the public interest	Whether the Commission should issue an order approving the proposed provision of water service
*PSC-19-12-00019-P	 exempt	EEPS programs administered by New York State Electric & Gas Corporation and Rochester Gas and Electric Corporation	To modify the C&I sector by combining multiple approved C&I programs into a single C&I program for each PA

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-19-12-00022-P	 exempt	Approval of a combined heat and power performance program funding plan administered by NYSERDA	Modify NYSERDA's EEPS programs budget and targets to fund the CHP program
*PSC-19-12-00023-P	 exempt	Petition for approval pursuant to Section 70 for the sale of goods with an original cost of less than \$100,000	To consider whether to grant, deny or modify, in whole or in part, the petition filed by Orange and Rockland Utilities, Inc.
*PSC-21-12-00006-P	 exempt	Tariff filing requirements and refunds	To determine if certain agreements should be filed pursuant to the Public Service Law and if refunds are warranted
*PSC-21-12-00011-P	 exempt	Whether to grant, deny or modify, in whole or part, the petition for waiver of tariff Rules 8.6 and 47	Whether to grant, deny or modify, in whole or part, the petition for waiver of tariff Rules 8.6 and 47
*PSC-23-12-00005-P	 exempt	EEPS multifamily programs administered by Consolidated Edison Company of New York, Inc.	To redesign the multifamily electric and gas programs and modify the budgets and targets
*PSC-23-12-00007-P	 exempt	The approval of a financing upon a transfer to Alliance of upstream ownership interests in a generation facility	To consider the approval of a financing upon a transfer to Alliance of upstream ownership interests in a generation facility
*PSC-23-12-00009-P	 exempt	Over earnings sharing between rate payers and shareholders	To establish an Earnings Sharing Mechanism to be applied following the conclusion of Corning's rate plan
*PSC-27-12-00012-P	 exempt	Implementation of recommendations made in a Management Audit Report	To consider implementation of recommendations made in a Management Audit Report
*PSC-28-12-00013-P	 exempt	Exemption of reliability reporting statistics for the purpose of the 2012 Reliability Performance Mechanism	Consideration of Orange and Rockland Utilities request for exemption of the 2012 reliability reporting statistics
*PSC-29-12-00019-P	 exempt	Waiver of 16 NYCRR 894.1 through 894.4	To allow the Town of Hamden to waive certain preliminary franchising procedures to expedite the franchising process.
*PSC-30-12-00010-P	 exempt	Waiver of 16 NYCRR 894.1 through 894.4	To allow the Town of Andes to waive certain preliminary franchising procedures to expedite the franchising process
*PSC-33-12-00009-P	 exempt	Telecommunications companies ability to attach to utility company poles	Consideration of Tech Valley's ability to attach to Central Hudson poles
*PSC-35-12-00014-P	 exempt	To implement an abandonment of White Knight's water system	To approve the implementation of abandonment of White Knight's water system
*PSC-37-12-00009-P	 exempt	Proposed modification by Con Edison of its procedures to calculate estimated bills to its customers	Proposed modification by Con Edison of its procedures to calculate estimated bills to its customers
*PSC-42-12-00007-P	 exempt	Petition for the submetering of electricity	To consider the request of 215 West 91st Street Corp. to submeter electricity at 215 West 91st Street, New York, New York
*PSC-42-12-00009-P	 exempt	Regulation of Gipsy Trail Club, Inc.'s long-term financing agreements	To exempt Gipsy Trail Club, Inc. from Commission regulation of its financing agreements

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-45-12-00008-P	 exempt	Whether to grant, deny or modify, in whole or part, ESHG's petition for a waiver of Commission policy and RG&E tariff	Whether to grant, deny or modify, in whole or part, ESHG's petition for a waiver of Commission policy and RG&E tariff
*PSC-45-12-00010-P	 exempt	Whether to grant, deny or modify, in whole or in part the petition of Con Edison to grant easements to Millwood Fire District	Whether to grant, deny or modify, in whole or in part the petition of Con Edison to grant easements to Millwood Fire District
*PSC-50-12-00003-P	 exempt	Affiliate standards for Corning Natural Gas Corporation	To resolve issues raised by Corning Natural Gas Corporation in its petition for rehearing
*PSC-04-13-00006-P	 exempt	Expansion of mandatory day ahead hourly pricing for customers of Orange and Rockland Utilities with demands above 100 kW	To consider the expansion of mandatory day ahead hourly pricing for customers with demands above 100 kW
*PSC-04-13-00007-P	 exempt	Authorization to transfer certain real property.	To decide whether to approve the transfer of certain real property.
*PSC-06-13-00008-P	 exempt	Verizon New York Inc.'s retail service quality	To investigate Verizon New York Inc.'s retail service quality
*PSC-08-13-00012-P	 exempt	Filing requirements for certain Article VII electric facilities	To ensure that applications for certain electric transmission facilities contain pertinent information
*PSC-08-13-00014-P	 exempt	Uniform System of Accounts - Request for Accounting Authorization	To allow the company to defer an item of expense or capital beyond the end of the year in which it was incurred
*PSC-12-13-00007-P	 exempt	Protecting company water mains	To allow the company to require certain customers to make changes to the electrical grounding system at their homes
*PSC-13-13-00008-P	 exempt	The potential waiver of 16 NYCRR 255.9221(d) completion of integrity assessments for certain gas transmission lines.	To determine whether a waiver of the timely completion of certain gas transmission line integrity assessments should be granted.
*PSC-14-13-00005-P	 exempt	Recovery of incremental expense.	To consider petition for recovery of incremental expense.
*PSC-17-13-00008-P	 exempt	Provision of historical utility pricing information for comparison purposes for residential ESCO customers	Provision of historical utility pricing information for comparison purposes for residential ESCO customers
*PSC-17-13-00010-P	 exempt	Provision of historical pricing information for comparison purposes for residential ESCO customers	Provision of historical pricing information for comparison purposes for residential ESCO customers
*PSC-18-13-00007-P	 exempt	Whether Demand Energy Networks energy storage systems should be designated technologies for standby rate eligibility purposes	Whether Demand Energy Networks energy storage systems should be designated technologies for standby rate eligibility purposes
*PSC-21-13-00003-P	 exempt	To consider policies that may impact consumer acceptance and use of electric vehicles	To consider and further develop policies that may impact consumer acceptance and use of electric vehicles
*PSC-21-13-00005-P	 exempt	To implement an abandonment of Windover's water system	To approve the implementation of abandonment of Windover's water system

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-21-13-00008-P	 exempt	Rates of National Fuel Gas Distribution Corporation	To make the rates of National Fuel Gas Distribution Corporation temporary, subject to refund, if they are found to be excessive
*PSC-21-13-00009-P	 exempt	Reporting requirements for natural gas local distribution companies	To help ensure efficient and economic expansion of the natural gas system as appropriate
*PSC-22-13-00009-P	 exempt	On remand from New York State court litigation, determine the recovery of certain deferred amounts owed NFG by ratepayers	On remand, to determine the recovery of certain deferral amounts owed NFG from ratepayers
*PSC-23-13-00005-P	 exempt	Waiver of partial payment, directory database distribution, service quality reporting, and service termination regulations	Equalize regulatory treatment based on level of competition and practical considerations
*PSC-24-13-00009-P	 exempt	Repowering options for the Cayuga generating station located in Lansing, New York, and alternatives	To establish whether utility plans should include repowering options for the Cayuga generating station, or other alternatives
*PSC-24-13-00010-P	 exempt	Repowering options for the Dunkirk generating station located in Dunkirk, New York, and alternatives	To establish whether utility plans should include repowering options for the Dunkirk generating station, or other alternatives
*PSC-25-13-00008-P	 exempt	To deny, grant or modify, in whole or in part, Central Hudson's rehearing request.	To deny, grant or modify, in whole or in part, Central Hudson's rehearing request.
*PSC-25-13-00009-P	 exempt	Provision by utilities of natural gas main and service lines.	To help ensure efficient and economic expansion of the natural gas system as appropriate.
*PSC-25-13-00011-P	 exempt	Waiver of certain Commission requirements related to provision of customer information to credit reporting agencies.	To waive a utility's right to provide information to credit reporting agencies related to customers' payment histories.
*PSC-25-13-00012-P	 exempt	To deny, grant or modify, in whole or in part, Central Hudson's rehearing request.	To deny, grant or modify, in whole or in part, Central Hudson's rehearing request.
*PSC-27-13-00014-P	 exempt	Columbia Gas Transmission Corporation Cost Refund	For approval for temporary waiver of tariff provisions regarding its Columbia Gas Transmission Corporation cost refund.
*PSC-28-13-00014-P	 exempt	Provision for the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces	To consider the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces
*PSC-28-13-00016-P	 exempt	The request of NGT for lightened regulation as a gas corporation.	To consider whether to approve, reject, or modify the request of Niagara gas transport of Lockport, NY LLC.
*PSC-28-13-00017-P	 exempt	The request by TE for waiver of regulations requiring that natural gas be odorized in certain gathering line segments	Consider the request by TE for waiver of regulations that gas be odorized in certain lines
*PSC-32-13-00009-P	 exempt	To consider the definition of "misleading or deceptive conduct" in the Commission's Uniform Business Practices	To consider the definition of "misleading or deceptive conduct" in the Commission's Uniform Business Practices
*PSC-32-13-00010-P	 exempt	Permission to write off and eliminate record keeping for regulatory reserves for Pensions and Other Post Retirement Benefits	To allow write off and eliminate record keeping of Pension and Other Post Retirement Benefits Reserves

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-32-13-00012-P	 exempt	To consider whether NYSEG should be required to undertake actions to protect its name and to minimize customer confusion	To consider whether NYSEG should be required to undertake actions to protect its name and to minimize customer confusion
*PSC-33-13-00027-P	 exempt	Waive underground facility requirements for new construction in residential subdivisions to allow for overhead electric lines.	Determine whether Chapin Lumberland, LLC subdivision will be allowed overhead electric distribution and service lines.
*PSC-33-13-00029-P	 exempt	Deferral of incremental costs associated with the restoration of steam service following Superstorm Sandy.	To consider a petition by Con Edison to defer certain incremental steam system restoration costs relating to Superstorm Sandy.
*PSC-34-13-00004-P	 exempt	Escrow account and surcharge to fund extraordinary repairs	To approve the establishment of an escrow account and surcharge
*PSC-37-13-00007-P	 exempt	Dissolution of Garrow Water Works Company, Inc..	To allow for the dissolution of Garrow Water Works Company, Inc.
*PSC-39-13-00010-P	 exempt	NY-Sun initiative within the Customer-Sited Tier of the RPS Program.	To increase the statewide adoption of customer sited photovoltaic solar generation through the NY-Sun Initiative.
*PSC-42-13-00013-P	 exempt	Failure to Provide Escrow Information	The closure of the Escrow Account
*PSC-42-13-00015-P	 exempt	Failure to Provide Escrow Information	The closure of the Escrow Account
*PSC-43-13-00015-P	 exempt	Petition for submetering of electricity	To consider the request of 2701 Kingsbridge Terrace L.P. to submeter electricity at 2701 Kingsbridge Terrace, Bronx, N.Y.
*PSC-45-13-00021-P	 exempt	Investigation into effect of bifurcation of gas and electric utility service on Long Island.	To consider a Petition for an investigation into effect of bifurcation of gas and electric utility service on Long Island.
*PSC-45-13-00022-P	 exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4)	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-45-13-00023-P	 exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4).	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-45-13-00024-P	 exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4); waiver of filing deadlines.	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-45-13-00025-P	 exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4).	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-47-13-00009-P	 exempt	Petition for submetering of electricity.	To consider the request of Hegeman Avenue Housing L.P. to submeter electricity at 39 Hegeman Avenue, Brooklyn, N.Y.
*PSC-47-13-00012-P	 exempt	Conditioning,restricting or prohibiting the purchase of services by NYSEG and RG&E from certain affiliates.	Consideration of conditioning,restricting or prohibiting the purchase of services by NYSEG and RG&E from certain affiliates.
*PSC-49-13-00008-P	 exempt	Authorization to transfer all of Crystal Water Supply Company, Inc. stocks to Essel Infra West Inc.	To allow Crystal Water Supply Company, Inc to transfer all of its issued and outstanding stocks to Essel Infra West Inc.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-51-13-00009-P	 exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing.	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates.
*PSC-51-13-00010-P	 exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing.	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates.
*PSC-51-13-00011-P	 exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing.	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates.
*PSC-52-13-00012-P	 exempt	The development of reliability contingency plan(s) to address the potential retirement of Indian Point Energy Center (IPEC).	To address the petition for rehearing and reconsideration/motion for clarification of the IPEC reliability contingency plan(s).
*PSC-52-13-00015-P	 exempt	To enter into a loan agreement with the banks for up to an amount of \$94,000.	To consider allowing Knolls Water Company to enter into a long-term loan agreement.
*PSC-01-14-00017-P	 exempt	Residential Time-of-Use Rates	To establish residential optional time of use delivery and commodity rates
*PSC-03-14-00009-P	 exempt	disposition of tax refunds and other related matters	to determine the disposition of tax refunds and other related matters
*PSC-04-14-00005-P	 exempt	National Fuel Gas Corporation's Conservation Incentive Programs.	To modify National Fuel Gas Corporation's Non-Residential Conservation Incentive Program.
*PSC-05-14-00010-P	 exempt	The New York State Reliability Council's revisions to its rules and measurements	To adopt revisions to various rules and measurements of the New York State Reliability Council
*PSC-07-14-00008-P	 exempt	Petition for submetering of electricity	To consider the request of Greater Centennial Homes HDFC, Inc. to submeter electricity at 102, 103 and 106 W 5th Street, et al.
*PSC-07-14-00012-P	 exempt	Water rates and charges	Implementation of Long-Term Water Supply Surcharge to recover costs associated with the Haverstraw Water Supply Project
*PSC-08-14-00015-P	 exempt	Verizon New York Inc.'s service quality and Customer Trouble Report Rate (CTRR) levels at certain central office entities	To improve Verizon New York Inc.'s service quality and the Customer Trouble Report Rate levels at certain central office entities
*PSC-10-14-00006-P	 exempt	Actions to facilitate the availability of ESCO value-added offerings, ESCO eligibility and ESCO compliance	To facilitate ESCO value-added offerings and to make changes to ESCO eligibility and to ensure ESCO compliance
*PSC-11-14-00003-P	 exempt	Provision for the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces	To consider the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces
*PSC-16-14-00014-P	 exempt	Whether to order NYSEG to provide gas service to customers when an expanded CPCN is approved and impose PSL 25-a penalties.	To order gas service to customers in the Town of Plattsburgh after approval of a town wide CPCN and to impose penalties.
*PSC-16-14-00015-P	 exempt	Whether Central Hudson should be permitted to defer obligations of the Order issued on October 18, 2013 in Case 13-G-0336.	Consideration of the petition by Central Hudson to defer reporting obligations of the October 18, 2013 Order in Case 13-G-0336
*PSC-16-14-00016-P	 exempt	Waiver of Commission regulations governing termination of service.	Consider United Water New York Inc.'s proposal to expand termination of service provisions.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-17-14-00003-P	 exempt	Con Edison's Report on its 2013 performance under the Electric Service Reliability Performance Mechanism	Con Edison's Report on its 2013 performance under the Electric Service Reliability Performance Mechanism
*PSC-17-14-00004-P	 exempt	To consider certain portions of petitions for rehearing, reconsideration and/or clarification	To consider certain portions of petitions for rehearing, reconsideration and/or clarification
*PSC-17-14-00007-P	 exempt	To consider petitions for rehearing, reconsideration and/or clarification	To consider petitions for rehearing, reconsideration and/or clarification
*PSC-17-14-00008-P	 exempt	To consider certain portions of petitions for rehearing, reconsideration and/or clarification	To consider certain portions of petitions for rehearing, reconsideration and/or clarification
*PSC-19-14-00014-P	 exempt	Market Supply Charge	To make tariff revisions to the Market Supply Charge for capacity related costs
*PSC-19-14-00015-P	 exempt	Whether to permit the use of the Sensus accuWAVE for use in residential and commercial gas meter applications	To permit gas utilities in New York State to use the Sensus accuWAVE 415TC gas meter
*PSC-19-14-00018-P	 exempt	Uniform System of Accounts, deferral of an expense item	Authorization of a deferral for an expense item beyond the end of the year in which it was incurred
*PSC-22-14-00013-P	 exempt	Petition to transfer and merge systems, franchises and assets.	To consider the Comcast and Time Warner Cable merger and transfer of systems, franchises and assets.
*PSC-23-14-00010-P	 exempt	Whether to permit the use of the GE Dresser Series B3-HPC 11M-1480 rotary gas met for use in industrial gas meter applications	To permit gas utilities in New York State to use the GE Dresser Series B3-HPC 11M-1480 rotary gas meter
*PSC-23-14-00014-P	 exempt	Waiver of the negative revenue adjustment associated with KEDLI's 2013 Customer Satisfaction Performance Metric	Consideration of KEDLI's waiver request pertaining to its 2013 performance under its Customer Satisfaction Metric
*PSC-24-14-00004-P	 exempt	Approval of asset transfer.	To allow or disallow transfer of assets from Heritage Hills Water Works Corp. to Community Utilities of New York, Inc.
*PSC-24-14-00005-P	 exempt	To examine LDC's performance and performance measures.	To improve gas safety performance.
*PSC-25-14-00015-P	 exempt	Surcharges related to the System Benefits Charge, Energy Efficiency Portfolio Standard, Retail Renewable Portfolio Standard	To reduce the public benefit surcharge applicable to large industrial, commercial and institutional energy consumers
*PSC-26-14-00010-P	 exempt	Petitioner requests an order authorizing its participation in the next Main Tier solicitation offered under the RPS Program.	To enable continued operation of a 21 MW biomass fueled electric generating facility in Chateaugay, New York.
*PSC-26-14-00013-P	 exempt	Waiver of RG&E's tariffed definition of emergency generator.	To consider waiver of RG&E's tariffed definition of emergency generator.
*PSC-26-14-00017-P	 exempt	Existing ratemaking and rate design practices will be revised with a focus on outcomes and incentives.	To use the Commission's ratemaking authority to foster a DER-intensive system.
*PSC-26-14-00020-P	 exempt	New electric utility backup service tariffs and standards for interconnection may be adopted.	To encourage development of microgrids that enhance the efficiency, safety, reliability and resiliency of the electric grid.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-26-14-00021-P	 exempt	Consumer protections, standards and protocols pertaining to access to customer data may be established.	To balance the need for the information necessary to support a robust market with customer privacy concerns.
*PSC-28-14-00014-P	 exempt	Petition to transfer systems, franchises and assets.	To consider the Comcast and Charter transfer of systems, franchise and assets.
*PSC-30-14-00023-P	 exempt	Whether to permit the use of the Sensus iPERL Fire Flow Meter.	Pursuant to 16 NYCRR Part 500.3 , it is necessary to permit the use of the Sensus iPERL Fire Flow Meter.
*PSC-30-14-00025-P	 exempt	Allocation of uncommitted Technology and Market Development Funds to the Combined Heat & Power Performance Program.	To consider allocation of uncommitted Technology & Market Development Funds to the Combined Heat & Power Performance Program.
*PSC-30-14-00026-P	 exempt	Petition for a waiver to master meter electricity.	Considering the request of Renaissance Corporation of to master meter electricity at 100 Union Drive,Albany, NY.
*PSC-31-14-00004-P	 exempt	To transfer 100% of the issued and outstanding stock from Vincent Cross to Bonnie and Michael Cross	To transfer 100% of the issued and outstanding stock from Vincent Cross to Bonnie and Michael Cross
*PSC-32-14-00009-P	 exempt	Refueling options for the Dunkirk generating station located in Dunkirk, New York, and alternatives	To address the joint petition for rehearing of the Commission's Order related to refueling the Dunkirk generating station
*PSC-32-14-00012-P	 exempt	Whether to grant or deny, in whole or in part, the Connect New York Coalition's petition	To consider the Connect New York Coalition's petition seeking a formal investigation and hearings
*PSC-32-14-00013-P	 exempt	Petition for submetering of electricity	To consider the request of 1 John Street LLC to submeter electricity at 1 John Street, Brooklyn, New York
*PSC-34-14-00009-P	 exempt	Whether to approve the Quadlogic S10N residential submeter.	Approval of the Quadlogic S10N Smart Meter for use in residential electric submetering is required by 16 NYCRR Parts 93 and 96.
*PSC-35-14-00004-P	 exempt	Regulation of a proposed electricity generation facility located in the Town of Brookhaven, NY	To consider regulation of a proposed electricity generation facility located in the Town of Brookhaven, NY
*PSC-35-14-00005-P	 exempt	Whether to permit the use of the Sensus iConA electric meter	Pursuant to 16 NYCRR Parts 92 and 93, Commission approval is necessary to permit the use of the Sensus iConA electric meter
*PSC-36-14-00009-P	 exempt	Modification to the Commission's Electric Safety Standards.	To consider revisions to the Commission's Electric Safety Standards.
*PSC-36-14-00010-P	 exempt	The procurement of Main Tier renewable resources will become the responsibility of the State's electric utilities.	To ensure the development of large-scale renewables in New York State to promote fuel diversity and reduce carbon emissions.
*PSC-36-14-00011-P	 exempt	To defer pension settlement losses associated with retirements in the year ended March 31, 2014.	To resolve the ratemaking of the pension settlement loss.
PSC-38-14-00003-P	 exempt	Whether to approve, reject or modify, in whole or in part a time-sensitive rate pilot program.	Whether to approve, reject or modify, in whole or in part a time-sensitive rate pilot program.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-38-14-00004-P	 exempt	The study and petition of Con Edison regarding use, accounting and ratemaking treatment for 11-23 and 2-28 Hudson Ave. Brooklyn.	The study and petition of Con Edison regarding use, accounting and ratemaking treatment for 11-23 and 2-28 Hudson Ave. Brooklyn.
PSC-38-14-00005-P	 exempt	Action on the report and petition of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 2.	Action on the report and petition of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 2.
PSC-38-14-00007-P	 exempt	Whether to expand Con Edison's low income program to include Medicaid recipients.	Whether to expand Con Edison's low income program to include Medicaid recipients.
PSC-38-14-00008-P	 exempt	The study and petition of Con Edison regarding use, accounting and ratemaking treatment for 11-23 and 2-28 Hudson Ave. Brooklyn.	The study and petition of Con Edison regarding use, accounting and ratemaking treatment for 11-23 and 2-28 Hudson Ave. Brooklyn.
PSC-38-14-00010-P	 exempt	Inter-carrier telephone service quality standard and metrics and administrative changes.	To review recommendations from the Carrier Working Group and incorporate appropriate modifications to the existing Guidelines.
PSC-38-14-00012-P	 exempt	Action on the report and petition of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 2.	Action on the report and petition of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 2.
PSC-38-14-00018-P	 exempt	New electric utility demand response tariffs may be adopted.	To develop mature DER markets by enabling the development and use of DR as an economic system resource.
PSC-39-14-00014-P	 exempt	Whether to permit the use of the SATEC EM133 electric submeter.	Pursuant to 16 NYCRR Parts 93 and 96, is necessary to permit the use of the SATEC EM133 electric submeter.
PSC-39-14-00020-P	 exempt	Whether to permit the use of the Mueller Systems 400 Series and 500 Series of water meters	Pursuant to 16 NYCRR section 500.3, whether to permit the use of the Mueller Systems 400, and 500 Series of water meters
PSC-40-14-00008-P	 exempt	To consider granting authorization for Buy Energy Direct to resume marketing to residential customers.	To consider granting authorization for Buy Energy Direct to resume marketing to residential customers.
PSC-40-14-00009-P	 exempt	Whether to permit the use of the Itron Open Way Centron Meter with Hardware 3.1 for AMR and AMI functionality.	Pursuant to 16 NYCRR Parts 93, is necessary to permit the use of the Itron Open Way Centron Meter with Hardware 3.1.
PSC-40-14-00011-P	 exempt	Late Payment Charge.	To modify Section 7.6 - Late Payment Charge to designate a specific time for when a late payment charge is due.
PSC-40-14-00013-P	 exempt	Regulation of a proposed natural gas pipeline and related facilities located in the Town of Ticonderoga, NY.	To consider regulation of a proposed natural gas pipeline and related facilities located in the Town of Ticonderoga, NY.
PSC-40-14-00014-P	 exempt	Waiver of 16 NYCRR Sections 894.1 through 894.4(b)(2)	To allow the Town of Goshen, NY, to waive certain preliminary franchising procedures to expedite the franchising process.
PSC-40-14-00015-P	 exempt	Late Payment Charge.	To modify Section 6.6 - Late Payment Charge to designate a specific time for when a late payment charge is due.
PSC-41-14-00009-P	 exempt	Establishment of a Clean Energy Fund and related actions	Consideration of proposal by NYSERDA for the establishment of a Clean Energy Fund and related actions

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-41-14-00011-P	 exempt	Establishment of annual collections caps and collection and spending mechanisms as described in the Clean Energy Fund Proposal	Consideration of proposal by NYSDERDA for the establishment of annual collections caps and collection and spending mechanisms
PSC-41-14-00012-P	 exempt	Funding and management of the NY-Sun program as described in the Clean Energy Fund Proposal	Consideration of proposal by NYSDERDA for the funding and management of the NY-Sun program
PSC-41-14-00013-P	 exempt	Funding and management of the New York Green Bank as described in the Clean Energy Fund Proposal and NY Green Bank Petition	Consideration of proposal by NYSDERDA for the funding and management of the New York Green Bank
PSC-41-14-00014-P	 exempt	Funding and management of a Market Development program as described in the Clean Energy Fund Proposal	Consideration of proposal by NYSDERDA for the funding and management of a Market Development program
PSC-41-14-00015-P	 exempt	Funding and management of a Technology and Business Innovation program as described in the Clean Energy Fund Proposal	Consideration of proposal by NYSDERDA for the funding and management of a Technology and Business Innovation program
PSC-42-14-00003-P	 exempt	Annual Reconciliation of Gas Expenses and Gas Cost Recoveries	The filings of various LDCs and municipalities regarding their Annual Reconciliation of Gas Expenses and Gas Cost Recoveries
PSC-42-14-00004-P	 exempt	Winter Bundled Sales Service Option	To modify SC-11 to remove language relating to fixed storage charges in the determination of the Winter Bundled Sales charge
PSC-45-14-00003-P	 exempt	Notice of Intent to Submeter electricity	To consider the request of Bedford-Stuyvesant South One LLC to submeter electricity at 27 Albany Avenue, Brooklyn, NY
PSC-48-14-00014-P	 exempt	Considering the recommendations contained in Staff's electric outage investigation report for MNRR, New Haven Line.	To consider the recommendations contained in Staff's electric outage investigation report for MNRR, New Haven Line.
PSC-51-14-00006-P	 exempt	The Northeast Power Coordinating Council, Inc's A-Criteria documents and Criteria	To adopt revisions to various rules and measurements of the Northeast Power Coordinating Council, Inc.
PSC-52-14-00019-P	 exempt	Petition for a waiver to master meter electricity.	Considering the request of 614 South Crouse Avenue, LLC to master meter electricity at 614 South Crouse Avenue, Syracuse, NY..
PSC-52-14-00026-P	 exempt	Community Choice Aggregation.	To consider action related to Community Choice Aggregation.
PSC-01-15-00014-P	 exempt	State Universal Service Fund Disbursements	To consider Edwards Telephone Company's request for State Universal Service Fund disbursements
PSC-01-15-00017-P	 exempt	Reimbursement of costs for construction under 16 NYCRR 230	To determine proper reimbursement for costs related to trenching and construction
PSC-03-15-00002-P	 exempt	Waiver of tariff provisions related to SC 14 Non-Core Transportation Services for Electric Generation	To determine whether a waiver is warranted
PSC-03-15-00003-P	 exempt	To allow residential customers to opt out of AMR metering for gas and make other tariff changes related to gas metering	To allow residential customers to opt out of AMR metering for gas and make other tariff changes related to gas metering

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-03-15-00004-P	 exempt	To allow residential customers a one time election to opt out of AMR metering and make other tariff changes related to metering	To allow residential customers a one time election to opt out of AMR metering and make other changes related to metering
PSC-04-15-00008-P	 exempt	Re-billing SC No. 2 customers from March 2008 through March 2014.	To determine whether re-billing SC No. 2 customers by the Companies' proposed methodology customers is appropriate.
PSC-04-15-00010-P	 exempt	To modify the retail access program under SC No. 19 - Seller Transportation Aggregation Service.	To modify the retail access program to implement Tier 2A - Storage Capacity Release and make other tariff changes.
PSC-04-15-00011-P	 exempt	To modify the retail access program under SC No. 8 - Seller Services.	To modify the retail access program to implement Tier 2A - Storage Capacity Release and make other tariff changes.
PSC-04-15-00012-P	 exempt	Disposition of tax refunds and other related matters.	To determine the disposition of tax refunds and other related matters.
PSC-06-15-00003-P	 exempt	Petition for submetering of electricity	To consider the request of City Point Residential LLC, to submeter electricity at 366 Flatbush Avenue Ext, Brooklyn, New York
PSC-07-15-00005-P	 exempt	Major electric rate increase filing	To establish rates and practices for electric service
PSC-07-15-00006-P	 exempt	Whether to order a remand regarding payphone rates	Whether to order a remand regarding payphone rates and award refunds
PSC-07-15-00007-P	 exempt	Major gas rate increase filing	To establish rates and practices for gas service
PSC-08-15-00009-P	 exempt	Approval of a surcharge.	To allow or disallow Emerald Green Lake Louise Marie Water Company, Inc. for a surcharge.
PSC-08-15-00010-P	 exempt	Request pertaining to the lawfulness of National Grid USA continuing its summary billing program.	To grant, deny, or modify URAC Rate Consultants' request that National Grid cease its summary billing program.
PSC-09-15-00006-P	 exempt	Petition for submetering of electricity	To consider the request of 315 East 68th Street Corporation to submeter electricity at 315 East 68th Street, New York, N.Y.
PSC-10-15-00007-P	 exempt	Notification concerning tax refunds	To consider Verizon New York Inc.'s partial rehearing or reconsideration request regarding retention of property tax refunds
PSC-10-15-00008-P	 exempt	Whether to waive Policy on Test Periods in Major Rate Proceedings and provide authority to file tariff changes	Whether to waive Policy on Test Periods in Major Rate Proceedings and provide authority to file tariff changes
PSC-10-15-00009-P	 exempt	Contingency Tariffs regarding demand response issues	To consider Contingency Tariffs regarding demand response issues
PSC-10-15-00010-P	 exempt	Notification concerning tax refunds	To consider Verizon New York Inc.'s request to retain a portion of a property tax refund
PSC-11-15-00024-P	 exempt	Notice of Intent to submeter electricity	To consider the request to submeter electricity at the Island House Apartments at 551, 555, 575 Main Street, N.Y., N.Y.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-12-15-00007-P	 exempt	The Annual Reconciliation of Gas Expenses and Gas Cost Recoveries codified at Title 16 NYCRR Section 720.6.5	Examine the Annual Reconciliation of Gas Expenses and Gas Cost Recoveries mechanism
PSC-12-15-00008-P	 exempt	Minor electric rate filing	To approve an increase in annual electric revenues by approximately \$299,966 or 3.2%
PSC-13-15-00024-P	 exempt	Whether Leatherstocking should be permitted to recover a shortfall in earnings	To decide whether to approve Leatherstocking's request to recover a shortfall in earnings
PSC-13-15-00026-P	 exempt	Whether to permit the use of the Sensus Smart Point Gas AMR/AMI product	To permit the use of the Sensus Smart Point Gas AMR/AMI product
PSC-13-15-00027-P	 exempt	Whether to permit the use of the Measurlogic DTS 310 electric submeter	To permit the use of the Measurlogic DTS 310 submeter
PSC-13-15-00028-P	 exempt	Whether to permit the use of the SATEC EM920 electric meter	To permit necessary to permit the use of the SATEC EM920 electric meter
PSC-13-15-00029-P	 exempt	Whether to permit the use the Triacta Power Technologies 6103, 6112, 6303, and 6312 electric submeters	To permit the use of the Triacta submeters
PSC-14-15-00010-P	 exempt	The sale of utility property	Whether to authorize the sale of street lighting facilities to the Town of West Seneca
PSC-15-15-00004-P	 exempt	Whether to permit the use of the GE/Dresser Model 5 transfer prover with 20M and 5M reference standards	Whether to approve the use of the Model 5 transfer prover, with 20M, and 5M reference stds
PSC-15-15-00005-P	 exempt	The approval of Artech's Medium Voltage Class Metering Instrument Transformers in New York State	Whether to approve the use of Artech's Medium Voltage Class Metering Instrument Transformers in New York State
PSC-15-15-00006-P	 exempt	Area Code Overlay	To authorize an area code overlay in the current 212/646/917 area code
PSC-15-15-00007-P	 exempt	Notification concerning tax refunds	To consider Verizon New York Inc.'s request to retain a portion of a property tax refund
PSC-15-15-00008-P	 exempt	Minor electric rate filing	To approve an increase in annual electric revenues by approximately \$1,197,760 or 2.48%
PSC-16-15-00010-P	 exempt	The submetering of electric service at 325 Lexington Avenue, New York, NY 10016	Whether to authorize the submetering of electric service at 325 Lexington Avenue, New York, NY 10016
PSC-17-15-00004-P	 exempt	Rehearing of the Commission's Order Adopting Regulatory Policy Framework and Implementation Plan	Consideration of a petition for rehearing
PSC-17-15-00005-P	 exempt	The submetering of electricity	To consider the request of Cottage Street Apartments, LLC, to submeter electricity at 31 Cottage Street, Troy, New York
PSC-17-15-00006-P	 exempt	Petition to submeter electricity	To consider the request of 56th and Park (NY) LLC, to submeter electricity at 432 Park Avenue, New York, New York

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-17-15-00007-P	 exempt	To consider the petition of Leatherstocking Gas Company, LLC seeking authority to issue long-term debt of \$2.75 million	To consider the petition of Leatherstocking Gas Company, LLC seeking authority to issue long-term debt of \$2.75 million
PSC-17-15-00008-P	 exempt	Whether to approve, modify or reject in whole or in part an increase in annual revenues of approximately \$35,507 or 22.8%	Whether to approve, modify or reject in whole or in part an increase in annual revenues of approximately \$35,507 or 22.8%
PSC-17-15-00009-P	 exempt	To make clarifying tariff revisions	For approval to make clarifying revisions to Rule 28 - Special Services Performed by Company at a Charge
PSC-18-15-00004-P	 exempt	National Grid's electric Economic Development Programs	To revise the economic development assistance to qualified businesses
PSC-18-15-00005-P	 exempt	Con Edison's Report on its 2014 performance under the Electric Service Reliability Performance Mechanism	Con Edison's Report on its 2014 performance under the Electric Service Reliability Performance Mechanism
PSC-18-15-00006-P	 exempt	Proposed Targeted Demand Management (TDM) Program and REV Demonstration Projects Cost Recovery and Incentive Mechanisms	To effectuate the TDM Program and to establish incentives and cost recovery for the TDM program and REV Demonstration Projects
PSC-18-15-00007-P	 exempt	National Grid's Economic Development Programs	To authorize a new economic development program for National Grid's natural gas service territory
PSC-19-15-00011-P	 exempt	Gas Safety Performance Measures and associated negative revenue adjustments	To update the performance measures applicable to KeySpan Gas East Corporation d/b/a National Grid
PSC-19-15-00015-P	 exempt	To consider the request of Hudson CBD Flatbush LLC to submeter electricity at 626 Flatbush Avenue, Brooklyn, New York	To consider the request of Hudson CBD Flatbush LLC to submeter electricity at 626 Flatbush Avenue, Brooklyn, New York
PSC-20-15-00006-P	 exempt	Implementation of the proposed Microgrid Business Model as a reliability and demand management resource	Consider implementation of the proposed Microgrid Business Model as a reliability and demand management resource
PSC-20-15-00007-P	 exempt	Considering proposals for changes to the Electronic Data Interchange standards	To consider proposals for changes to the Electronic Data Interchange standards
PSC-20-15-00008-P	 exempt	Petition for rehearing and/or clarification of the Commission's Order, issued in Case 13-W-0246	To consider the petition for rehearing and/or clarification filed by the Town of Ramapo
PSC-21-15-00005-P	 exempt	Limitations on locating multiple generation facilities under electric utility tariffs for remote net metering	Consider limitations on locating multiple generation facilities under electric utility tariffs for remote net metering
PSC-21-15-00006-P	 exempt	Issuance of promissory notes and the assumption of the costs and benefits of certain derivative instruments	To authorize the issuance of the above notes and to authorize entering into agreements concerning derivative transactions
PSC-21-15-00007-P	 exempt	Whether Bath should be permitted to recover purchased gas costs, interest and consulting fees from its ratepayers	Whether Bath should be permitted to recover purchased gas costs, interest and consulting fees from its ratepayers
PSC-22-15-00015-P	 exempt	To consider the request for waiver of the individual residential unit meter requirements and 16 NYCRR 96.1(a)	To consider the request for waiver of the individual residential unit meter requirements and 16 NYCRR 96.1(a)

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-23-15-00005-P	 exempt	The modification of New York American Water's current rate plan	Whether to adopt the terms of the Joint Proposal submitted by NYAW and DPS Staff
PSC-23-15-00006-P	 exempt	The modification of New York American Water's current rate plan	Whether to adopt the terms of the Joint Proposal submitted by NYAW and DPS Staff
PSC-23-15-00007-P	 exempt	Notice of Intent to Submeter electricity	To consider the request of 200 W. 54 Corp. to submeter electricity at 200 West 54th Street, New York, New York
PSC-24-15-00008-P	 exempt	Petition for rehearing of the March 31, 2015 Order Dismissing Appeal and Denying Other Relief	To consider Petition for rehearing of the March 31, 2015 Order Dismissing Appeal and Denying Other Relief
PSC-24-15-00009-P	 exempt	Petitions for rehearing of the April 20, 2015 Order Continuing and Expanding the Standby Rate Exemption	To consider Petitions for rehearing of the April 20, 2015 Order Continuing and Expanding the Standby Rate Exemption
PSC-24-15-00010-P	 exempt	Refinancing proposed by Sithe/Independence Power Partners, L.P.	To consider refinancing proposed by Sithe/Independence Power Partners, L.P.
PSC-24-15-00011-P	 exempt	To consider adopting the recommendations of the Staff Report on addressing energy affordability for low income programs	To consider the Staff Report on, and recommendations of, best practices for implementing utility low income programs
PSC-25-15-00007-P	 exempt	Waiver of certain Commission requirements related to blocking caller ID for emergency services	To allow a non-profit entity acting as an emergency service the ability to receive unblocked caller ID numbers
PSC-25-15-00008-P	 exempt	Notice of Intent to Submeter electricity.	To consider the request of 165 E 66 Residences, LLC to submeter electricity at 165 East 66th Street, New York, New York.
PSC-25-15-00009-P	 exempt	The waiver of a Commission policy on test years in rate cases	Whether to grant the waiver of the Commission's 150 day requirement
PSC-25-15-00010-P	 exempt	Notice of Intent to Submeter electricity	To consider the request of 250 West Street Condominium to submeter electricity at 250 West Street, New York, New York
PSC-26-15-00014-P	 exempt	To consider the request for partial waiver of the energy audit requirements in 16 NYCRR Section 96.5(k)	To consider the request for partial waiver of the energy audit requirements in 16 NYCRR Section 96.5(k)
PSC-26-15-00015-P	 exempt	The Brooklyn Union Gas Company d/b/a National Grid (KEDNY) Petition for SIR Recovery Surcharge Increase	To authorize KEDNY to increase its SIR Recovery Surcharge
PSC-26-15-00016-P	 exempt	Petition to Submeter electricity	To consider the request of 39 Plaza Housing Corporation to submeter electricity at 39 Plaza Street West, Brooklyn, New York
PSC-26-15-00017-P	 exempt	The Brooklyn Union Gas Company d/b/a National Grid (KEDNY) Petition for Capital Reconciliation Mechanism Modification	To authorize KEDNY to modify its Capital Reconciliation Mechanism
PSC-27-15-00011-P	 exempt	Repowering options for the Cayuga Generating Facility located in Lansing, New York, and other alternatives	To establish whether utility plans should include repowering the Cayuga Generating Facility, or other alternatives

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-27-15-00012-P	 exempt	Consideration of The Brooklyn Union Gas Company's petition seeking authority to issue long-term debt up to \$2.22 billion	To consider the petition of The Brooklyn Gas Company seeking authority to issue long-term debt up to \$2.22 billion
PSC-27-15-00013-P	 exempt	Waiver of PSC regulations, 16 NYCRR secs 86.3(a)(2), 86.3(b)(2)	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
PSC-27-15-00014-P	 exempt	Authorization for NYAW to accrue interest on internal reserve debit balances	To allow NYAW to accrue interest on internal reserve debit balances
PSC-27-15-00015-P	 exempt	Consideration of KeySpan Gas East Corporation's petition seeking authority to issue long-term debt up to \$1.35 billion	To consider the petition of KeySpan Gas East Corporation seeking authority to issue long-term debt up to \$1.35 billion
PSC-27-15-00016-P	 exempt	Initial Tariff Schedule, P.S.C. No. 1 - Water and waiver of rate setting authority	Approval of Initial Tariff Schedule, P.S.C. No. 1 - Water and waiver of rate setting authority
PSC-27-15-00017-P	 exempt	To issue long-term indebtedness, preferred stock and hybrid securities and to enter into derivative instruments	To allow or disallow Rochester Gas and Electric Corporation to finance transactions for purposes authorized under PSL Section 69
PSC-27-15-00018-P	 exempt	Authorization of a proposed transfer of certain property located on the Verplanck Peninsula to the Town of Cortlandt	Whether to authorize the proposed transfer of certain property located on the Verplanck Peninsula to the Town of Cortlandt
PSC-28-15-00005-P	 exempt	Modification of a Commission Order in Case 14-W-0307	To grant or deny, in whole or in part, Forever Wild Water Company to , Inc.'s request to modify the terms of a Commission Order
PSC-28-15-00006-P	 exempt	The minor electric rate filing of Mohawk Municipal Commission	Whether to increase Mohawk Municipal Commission's annual electric revenues by approximately \$113,119 or 13.74%
PSC-28-15-00007-P	 exempt	Financing proposed by Crestwood Pipeline East, LLC	To consider the financing proposed by Crestwood Pipeline East, LLC
PSC-29-15-00016-P	 exempt	A benefit-cost framework will be adopted to guide utility proposals within the context of REV and related proceedings	To develop a method for valuing resources that will further REV objectives
PSC-29-15-00017-P	 exempt	Notification concerning tax refunds	To consider Verizon New York Inc.'s request to retain a portion of a property tax refund
PSC-29-15-00018-P	 exempt	Approval of ratemaking related to amendment a certificate of public convenience and necessity	To approve or reject the ratemaking aspects of SLG's petition to amend its certificate of public convenience and necessity
PSC-29-15-00020-P	 exempt	Whether to waive the requirement that the customer have telecommunications service in place 30 days prior to July 1, 2015	To waive the requirement that the customer have telecommunications service in place 30 days prior to July 1, 2015
PSC-29-15-00021-P	 exempt	Whether to permit the use of various Instrument Transformer Equipment Corporation current and voltage transformers in New York	Pursuant to 16 NYCRR Parts 92 and 93, the Commission must approve the use of the ITEC current and voltage transformers
PSC-29-15-00022-P	 exempt	Notice of Intent to Submeter electricity	To consider the request of 92nd and 3rd Associates, LLC to submeter electricity at 205 East 92nd Street, New York, New York

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PUBLIC SERVICE COMMISSION			
PSC-29-15-00023-P	 exempt	Notice of Intent to Submeter electricity	To consider the request of Bridge Land Hudson LLC to submeter electricity at 261 Hudson Street, New York, New York
PSC-29-15-00024-P	 07/21/16	Approval of assets	To approve or reject New York American Water Company, Inc's. agreement of sale
PSC-29-15-00025-P	 exempt	Joint Petition for authority to transfer real property located at 624 West 132nd Street, New York, NY	Whether to authorize the proposed transfer of real property located at 624 West 132nd Street, New York, NY
PSC-30-15-00002-P	 exempt	Whether to approve the transfer of street lighting facilities.	Approval of the transfer of street lighting facilities from Orange and Rockland Utilities, Inc. to the town of Clarkstown.
PSC-30-15-00003-P	 exempt	Petition to transfer and merge systems, franchises and assets and issue debt.	To consider the Charter and Time Warner Cable merger and transfer of systems, franchises and assets and issuance of debt.
PSC-31-15-00003-P	 exempt	Extension of existing gas delivery rate plan	To accept a joint proposal extending Corning's gas delivery rates for two years
PSC-31-15-00004-P	 exempt	Proposed electric Energy Efficiency Budget and Metrics Plan	To establish an Energy Efficiency Budget and Metrics Plan for the Company's electric portfolio for the years 2016-2018
PSC-31-15-00005-P	 exempt	Proposed gas Energy Efficiency Budget and Metrics Plan	To establish an Energy Efficiency Budget and Metrics Plan for the Company's gas portfolio for the years 2016-2018
PSC-31-15-00006-P	 exempt	Proposed electric Energy Efficiency Budget and Metrics Plan	To establish an Energy Efficiency Budget and Metrics Plan for the Company's electric portfolio for the years 2016-2018
PSC-31-15-00007-P	 exempt	Plan to convert petroleum pipeline into a natural gas pipeline	Whether to approve the proposed conversion plan submitted by NIC Holding Corp
PSC-31-15-00008-P	 exempt	Notice of Intent to Submeter electricity	To consider the request of 122 2nd Street Assoc., LLC to submeter electricity at 122 Second Street, Watervliet, New York
PSC-31-15-00009-P	 exempt	Ceilings on the amount of net metered generation capacity utilities must interconnect	Consider relief regarding the amount of net metered generation capacity utilities must interconnect
PSC-31-15-00010-P	 exempt	Whether to approve, reject or modify, in whole or in part, revisions to Appendix B of the December 12, 2014 Order	To revise Appendix B of the December 12, 2014 Order
PSC-31-15-00011-P	 exempt	Clarification and revision of local distribution company inspection and remediation plans for plastic fusions	To grant, deny or modify, in whole or in part, the request in Orange & Rockland Utilities, Inc.'s Petition for Clarification
PSC-31-15-00012-P	 exempt	Requirements and conditions for the implementation of a Community Distributed Generation Program	To consider requirements and conditions for the implementation of a Community Distributed Generation Program
PSC-31-15-00013-P	 exempt	Proposed gas Energy Efficiency Budget and Metrics Plan	To establish an Energy Efficiency Budget and Metrics Plan for the Company's gas portfolio for the years 2016-2018

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-31-15-00014-P	 exempt	Proposed gas Energy Efficiency Budget and Metrics Plan	To establish an Energy Efficiency Budget and Metrics Plan for the Company's gas portfolio for the years 2016-2018
PSC-31-15-00015-P	 exempt	Proposed gas Energy Efficiency Budget and Metrics Plan	To establish an Energy Efficiency Budget and Metrics Plan for the Company's gas portfolio for the years 2016-2018
PSC-31-15-00016-P	 exempt	Proposed electric Energy Efficiency Budget and Metrics Plan	To establish an Energy Efficiency Budget and Metrics Plan for the Company's electric portfolio for the years 2016-2018
PSC-31-15-00017-P	 exempt	Proposed electric Energy Efficiency Budget and Metrics Plans	To establish Energy Efficiency Budget and Metrics Plans for the Companies' electric portfolios for the years 2016-2018
PSC-31-15-00018-P	 exempt	Proposed gas Energy Efficiency Budget and Metrics Plans	To establish Energy Efficiency Budget and Metrics Plans for the Companies' gas portfolios for the years 2016-2018
PSC-31-15-00019-P	 exempt	Proposed electric Energy Efficiency Budget and Metrics Plan	To establish an Energy Efficiency Budget and Metrics Plan for the Company's electric portfolio for the years 2016-2018
PSC-31-15-00020-P	 exempt	Proposed gas Energy Efficiency Budget and Metrics Plans	To establish Energy Efficiency Budget and Metrics Plans for the Companies' gas portfolios for the years 2016-2018
PSC-31-15-00021-P	 08/04/16	Uniform System of Accounts, 16 NYCRR §§ 10(2); 167.5; 167.6; 312.5, 312.6	To align New York State Uniform System of Accounts requirements with federal requirements
PSC-31-15-00022-P	 exempt	Whether to modify Customer Sited Supply Pilot Program to encourage participation in steam demand response and supply programs	Modifications to Customer Sited Supply Pilot Program to encourage participation in steam demand response and supply programs
PSC-32-15-00004-P	 exempt	Recommendations to accelerate switching between utility service and an ESCO	To consider recommendations to accelerate switching between utility service and an ESCO
PSC-32-15-00005-P	 exempt	Petition for rehearing of the Order Adopting Dynamic Load Management Filings with Modifications	To consider a petition for rehearing of the Order Adopting Dynamic Load Management Filings with Modifications
PSC-32-15-00006-P	 exempt	Development of a Community Solar Demonstration Project.	To approve the development of a Community Solar Demonstration Project.
PSC-32-15-00007-P	 exempt	Approval of cost recovery and incentive mechanisms for the NWA Project.	To approve the cost recovery and incentive mechanisms for the NWA Project.
PSC-32-15-00008-P	 exempt	Clarification or correction of three aspects of the June 17, 2015 Order Approving Rate Plan in Cases 14-E-0318 and 14-G-0319.	To consider a request for rehearing of three aspects of the Order Approving Rate Plan in Cases 14-E-0318 and 14-G-0319.
PSC-32-15-00009-P	 exempt	Amendments to the Uniform Business Practices of ESCOs.	To consider amendments to the Uniform Business Practices of ESCOs.
PSC-32-15-00010-P	 exempt	Proposed revisions to the portfolio of natural gas pipeline transportation and storage assets.	To approve the proposed revisions to the portfolio of natural gas pipeline transportation and storage assets.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-32-15-00011-P	 exempt	Increase in the aggregate authorized financing limit from \$30 million to \$75 million.	To consider the proposal to increase the aggregate authorized financing limit from \$30 million to \$75 million.
PSC-32-15-00012-P	 exempt	Proposed standards for Commission oversight of Distributed Energy Resource suppliers.	To consider proposed standards for Commission oversight of Distributed Energy Resource suppliers.
PSC-32-15-00013-P	 exempt	Establishing an electric Energy Efficiency Tracker (EE Tracker) program.	To approve the establishment of an electric EE Tracker program.
PSC-32-15-00014-P	 exempt	Establishing a gas Energy Efficiency Tracker (EE Tracker) program.	To approve the establishment of a gas EE Tracker program.
PSC-32-15-00015-P	 exempt	Establishing a gas Energy Efficiency Tracker (EE Tracker) program.	To approve the establishment of a gas EE Tracker program.
PSC-32-15-00016-P	 exempt	Establishing a gas Energy Efficiency Tracker (EE Tracker) program.	To approve the establishment of a gas EE Tracker program.
PSC-32-15-00017-P	 exempt	Establishing an electric Energy Efficiency Tracker (EE Tracker) program.	To approve the establishment of an electric EE Tracker program.
PSC-32-15-00018-P	 exempt	Establishing an electric Energy Efficiency Tracker (EE Tracker) program.	To approve the establishment of an electric EE Tracker program.
PSC-32-15-00019-P	 exempt	Establishing a gas Energy Efficiency Tracker (EE Tracker) program.	To approve the establishment of a gas EE Tracker program.
PSC-32-15-00020-P	 exempt	Establishing an electric Energy Efficiency Tracker (EE Tracker) program.	To approve the establishment of an electric EE Tracker program.
PSC-32-15-00021-P	 exempt	Establishing a gas Energy Efficiency Tracker (EE Tracker) program.	To approve the establishment of a gas EE Tracker program.
PSC-32-15-00022-P	 exempt	Establishing a gas Energy Efficiency Tracker (EE Tracker) program.	To approve the establishment of a gas EE Tracker program.
PSC-32-15-00023-P	 exempt	Establishing a gas Energy Efficiency Tracker (EE Tracker) program.	To approve the establishment of a gas EE Tracker program.
PSC-33-15-00006-P	 exempt	Recovery of costs related to an RSSA.	To recover costs related to an RSSA for services from R.E. Ginna Nuclear Power Plant, LLC.
PSC-33-15-00007-P	 exempt	Approval of revisions to Rule No. 35 updating wire line and wireless pole attachment rates.	To approve the proposed revisions to Rule No. 35 updating wire line and wireless pole attachment rates.
PSC-33-15-00008-P	 exempt	Existing ratemaking, rate design and regulatory practices will be revised with a focus on outcomes and incentives.	To use the Commission's ratemaking authority to foster a DER-intensive system.
PSC-33-15-00009-P	 exempt	Remote net metering of a demonstration community net metering program.	To consider approval of remote net metering of a demonstration community net metering program.
PSC-33-15-00010-P	 exempt	Approval of New York American Water Company, Inc's. use of offsets.	To approve New York American Water Company, Inc's. use of offsets.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-33-15-00011-P	 exempt	Approval of New York American Water Company, Inc's. use of offsets and deferral treatment.	To approve New York American Water Company, Inc's. use of offsets and deferral treatment.
PSC-33-15-00012-P	 exempt	Remote net metering of a Community Solar Demonstration Project.	To consider approval of remote net metering of a Community Solar Demonstration Project.
PSC-34-15-00014-P	 exempt	Notice of Intent to Submeter electricity	To consider the request of Herkimer Street Residence, L.P. to submeter electricity at 437 Herkimer Street, Brooklyn, New York
PSC-34-15-00015-P	 exempt	Proposals for changes to the Electronic Data Interchange Standards	To consider proposals for changes to the Electronic Data Interchange Standards
PSC-34-15-00016-P	 exempt	Financing proposed by Cricket Valley Energy Center, LLC	To consider the financing proposed by Cricket Valley Energy Center, LLC
PSC-34-15-00017-P	 exempt	The abandonment of the Haverstraw desalinization plant	To determine if abandoning the desalinization plant is in the public interest
PSC-34-15-00018-P	 exempt	Tariff filing by Fillmore Gas Co., Inc. to modify the SIP Mechanism	To consider the tariff filing by Fillmore Gas Co., Inc. to modify the SIP Mechanism
PSC-34-15-00021-P	 exempt	Petition by NYCOM requesting assistance with obtaining information on CLECs and ESCOs	To consider the petition by NYCOM requesting assistance with obtaining information on CLECs and ESCOs
PSC-34-15-00025-P	 exempt	Waiver of rules regarding letters of credit for new developments	Determine whether to warrant a waiver of rules regarding letters of credit for new developments
PSC-35-15-00008-P	 exempt	Major electric revenue increase	To consider an increase to its annual electric revenues by approximately \$857,227 or 6.2%
PSC-35-15-00009-P	 exempt	Deferral of incremental storm restoration expenses	Consideration of Central Hudson Gas & Electric's request to defer incremental expenses incurred during storm restoration work
PSC-35-15-00010-P	 exempt	Notice of Intent to Submeter Electricity	To consider the request of 605 West 42nd Owner LLC to submeter electricity at 605 West 42nd Street, New York, New York
PSC-35-15-00011-P	 exempt	Demand based Standby Service Charges levied upon Offset Tariff customers accounts	To consider a revision to demand based Standby Service Charges levied upon Offset Tariff customers accounts
PSC-35-15-00012-P	 exempt	Consideration of consequences against Spectrum Gas & Electric, LLC for violations of the UBP	To consider consequences against Spectrum Gas & Electric, LLC for violations of the UBP
PSC-35-15-00013-P	 exempt	Consideration of consequences against Energy Your Way, LLC for violations of the UBP	To consider consequences against Energy Your Way, LLC for violations of the UBP
PSC-35-15-00014-P	 exempt	Consideration of consequences against Light Power & Gas, LLC for violations of the UBP	To consider consequences against Light Power & Gas, LLC for violations of the UBP
PSC-35-15-00015-P	 exempt	Consideration of consequences against National Power & Gas, Inc. for violations of the UBP	To consider consequences against National Power & Gas, Inc. for violations of the UBP

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-35-15-00016-P	 exempt	Consideration of consequences against Engineered Energy Solutions, LLC for violations of the UBP	To consider consequences against Engineered Energy Solutions, LLC for violations of the UBP
PSC-35-15-00017-P	 exempt	Consideration of consequences against Ipsum Solutions, Inc. for violations of the UBP	To consider consequences against Ipsum Solutions, Inc. for violations of the UBP
PSC-36-15-00024-P	 exempt	Petition to Submeter Electricity with a Waiver of 16 NYCRR 96.5(h).	To consider the request to submeter electricity and for a waiver of 96.5(h) at 123 West 93rd Street, New York, New York.
PSC-36-15-00025-P	 exempt	Notice of Intent to submeter electricity.	To consider the request of 42 West Broad Developers LLC to submeter electricity at 42 Broad Street West, Mount Vernon, New York.
PSC-36-15-00026-P	 exempt	Petition for authority to transfer the street lighting system in the Village of Horseheads to the Village of Horseheads.	Whether to authorize the proposed transfer of the street lighting system to the Village of Horseheads.
PSC-37-15-00006-P	 exempt	Major electric rate filing	To consider an increase in NYSEG's electric delivery revenues by approximately \$122 million or 16.8%
PSC-37-15-00007-P	 exempt	Submetered electricity	To consider the request of 89 Murray Street Ass. LLC, for clarification of the submetering order issued December 20, 2007
PSC-37-15-00008-P	 exempt	Major gas rate filing	To consider an increase in NYSEG's gas delivery revenues by approximately \$36.3 million or 19.1%
PSC-37-15-00009-P	 exempt	Major electric rate filing	To consider an increase in RG&E's electric delivery revenues by approximately \$53 million or 12.1%
PSC-37-15-00010-P	 exempt	Major gas rate filing	To consider an increase in RG&E's gas delivery revenues by approximately \$21.8 million or 31.1%
PSC-37-15-00011-P	 exempt	Minor water rate filing	To consider an increase in William K. Green's annual water revenues by approximately \$4,458 or 66%
PSC-37-15-00012-P	 exempt	Issuance by Corning of long-term indebtedness	To consider Corning's petition for authority to issue approximately \$34.7 million in long-term debt
PSC-38-15-00007-P	 exempt	Report of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 3	To consider the report of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 3
PSC-38-15-00008-P	 exempt	Notice of Intent to submeter electricity	To consider the request of Community Counseling and Mediation to submeter electricity at 226 Linden Blvd., Brooklyn, New York

STATE, DEPARTMENT OF

DOS-41-14-00001-P	 10/20/15	Minimum standards for code enforcement training	To establish minimum training standards so as to increase the level of competency and reliability of code enforcement personnel
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Action Pending Index**NYS Register/September 23, 2015**

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
STATE, DEPARTMENT OF			
DOS-04-15-00004-ERP	03/19/16	Issuance of an order to remedy a violation of the Uniform Code	Fix the time for compliance with an order to remedy any condition found to exist in buildings in violation of the Uniform Code
DOS-22-15-00017-P	06/02/16	Facility requirements for businesses which offer appearance enhancement services	Increase ventilation standards for businesses which offer appearance enhancement services
DOS-28-15-00004-EP	08/30/16	Installation of carbon monoxide detecting devices in commercial buildings	To amend the State Uniform Fire Prevention and Building Code (Uniform Code) by adding standards requiring the installation of carbon monoxide detecting devices in every commercial building
DOS-35-15-00003-EP	09/01/16	Posting requirements	To require posting of a Bill of Rights sign at all businesses where nail specialist services are offered
DOS-35-15-00004-EP	09/01/16	Mandatory public posting of Notices of Violations	To inform the public that the Department of State has commenced an enforcement proceeding against an unlicensed business
DOS-38-15-00003-EP	09/22/16	Rules relating to insurance and bond requirements	To enhance protections to workers by adding new provisions requiring wage coverage
DOS-38-15-00004-EP	09/22/16	Personal protective equipment	To require the provision of personal protective equipment
STATE UNIVERSITY OF NEW YORK			
SUN-29-15-00003-EP	07/21/16	State University of New York Tuition and Fees Schedule	To amend the Tuition and Fees Schedule to increase tuition for students in all programs in the State University of New York
SUN-29-15-00004-P	07/21/16	State basic financial assistance for operating expenses of community colleges under the program of SUNY and CUNY	To modify limitations formula for basic State Financial assistance and conform to the Education Law and the 2014-15 Budget Bill
SUN-38-15-00002-P	09/22/16	Proposed amendments to traffic and parking regulations at State University of New York University at Buffalo	Amend existing regulations to update traffic and parking regulations
TAXATION AND FINANCE, DEPARTMENT OF			
TAF-34-15-00004-P	exempt	Fuel use tax on motor fuel and diesel motor fuel and the art. 13-A carrier tax jointly administered therewith	To set the sales tax component and the composite rate per gallon for the period October 1, 2015 through December 31, 2015
TEMPORARY AND DISABILITY ASSISTANCE, OFFICE OF			
TDA-49-14-00001-P	12/10/15	Local Advisory Councils	Repeal the regulatory requirement that social services districts establish and maintain local advisory councils
TDA-15-15-00003-P	04/14/16	Video Hearings	The rule would specifically allow the Office of Administrative Hearings to conduct fair hearings by means of video equipment

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
TEMPORARY AND DISABILITY ASSISTANCE, OFFICE OF			
TDA-20-15-00001-P	05/19/16	Information appropriate for victims of sexual assault	To require social services districts to make all applicants for and recipients of public assistance aware of their option to receive information appropriate for victims of sexual assault consistent with Chapter 427 of the Laws of 2009
TDA-22-15-00005-P	06/02/16	Supplemental Nutrition Assistance Program	Update regulations for the Transitional Benefits Alternative program
TDA-27-15-00002-P	07/07/16	Child support federal incentive payments	To update State procedures to distribute federal child support incentives and allocate portions thereof to local districts
TDA-37-15-00005-P	09/15/16	Monthly Shelter Supplements	To update State regulations to reflect current State law
TDA-38-15-00005-EP	09/22/16	Standard Utility Allowances (SUAs) for the Supplemental Nutrition Assistance Program (SNAP)	These regulatory amendments set forth the federally mandated and approved SUAs as of 10/1/15
WORKERS' COMPENSATION BOARD			
WCB-14-15-00009-P	04/07/16	Health Insurance Matching Program (HIMP)	Provide the process for health insurers to recover from workers' compensation carriers
WCB-37-15-00004-EP	09/15/16	Ambulatory Surgery Fee Schedule	Update the methodology for the computation of fees for ambulatory surgery to an Ambulatory Patient Groups (APG) system

SECURITIES OFFERINGS

STATE NOTICES

Published pursuant to provisions of General Business Law
[Art. 23-A, § 359-e(2)]

DEALERS; BROKERS

American Funds Distributors, Inc.
333 S. Hope St., Los Angeles, CA 90071
State or country in which incorporated — Maryland

Bankers Life Securities, Inc.
111 E. Wacker Dr., Suite 2100, Chicago, IL 60601
State or country in which incorporated — Indiana

BBH Wealth Strategies, LLC - Clarkston Capital Partners Small/Mid
Cap Series
140 Broadway, New York, NY 10005

BBH Wealth Strategies, LLC - Hitchwood Capital Partners Series
140 Broadway, New York, NY 10005

BCA Partners Fund, LP
1700 S. MacDill Ave., Suite 340, Tampa, FL 33629
Partnership — Bayshore Capital Advisors, LLC

BSP Securities, LLC
1380 W. Paces Ferry Rd., Suite 2060, Atlanta, GA 30327

Cantor Fitzgerald & Co.
110 E. 59th St., 4th Fl., New York, NY 10022
Partnership — CFS CF&CO I Holdings, L.P.

Carnegie GM Management LLC
17 State St., Suite 3220, New York, NY 10004

Celadon Technology Fund VII, LLC
221 Pine St., 6th Fl., San Francisco, CA 94014
State or country in which incorporated — Delaware

Cleveland Whiskey LLC
1768 E. 25th St., Cleveland, OH 44114
State or country in which incorporated — Ohio limited liability company

Coastal Financial Corporation
5415 Evergreen Way, Everett, WA 98203
State or country in which incorporated — Washington

Crosslink Toronado Fund, L.P.
Two Embarcadero Center, Suite 2200, San Francisco, CA 94111
Partnership — Toronado Capital Management, LLC

FCS Funding, LLC
11121 Carmel Commons Blvd., Suite 250, Charlotte, NC 28226

Global Sigma BondVOL, LP
c/o Global Sigma Group, LLC, 1900 Glades Rd., Suite 430, Boca
Raton, FL 33431
Partnership — Global Sigma Group, LLC

Imperative Group Inc.
36 Cooper Sq., 4th Fl., New York, NY 10003
State or country in which incorporated — New York

Investment Managers Series Trust
235 W. Galena St., Milwaukee, WI 53212
State or country in which incorporated — Delaware

Kinderhook Bank Corp.
One Hudson St., Kinderhook, NY 12106
State or country in which incorporated — New York

motion.social, inc.
904B 26th Ave. S, Seattle, WA 98144
State or country in which incorporated — Washington

Nemus Bioscience, Inc.
650 Town Center Dr., Suite 1770, Costa Mesa, CA 92626
State or country in which incorporated — Nevada

Nxt-ID, Inc.
288 Christian St., Oxford, CT 06478
State or country in which incorporated — Delaware

Open Energy Group Project Maple LLC
510 Clinton Sq., Rochester, NY 14604
State or country in which incorporated — New York

Osage Venture Partners IV, LP
c/o Osage Partners, LLC, 50 Monument Rd., Suite 201, Bala Cynwyd,
PA 19004
Partnership — Osage Partners, LLC, general partner

ParkerGale Capital, LP
303 W. Madison St., Suite 2500, Chicago, IL 60606
Partnership — ParkerGale Management, LP

Passco Capital, Inc.
2050 Main St., Suite 650, Irvine, CA 92614
State or country in which incorporated — California

Polaris KS2, LP
4104 24th St., Unit 750, San Francisco, CA 94114
Partnership — Polaris Real Estate Partners, LP

Polaris TX1, LLP
4104 24th St., Unit 750, San Francisco, CA 94114
Partnership — Polaris Real Estate Partners, LP

Prep Store Inc.
1002 Jupiter Park Lane, Suite 1, Jupiter, FL 33458
State or country in which incorporated — Florida

Private Equity Solutions LLC
1000 Brickwell Ave., Suite 335, Miami, FL 33131
State or country in which incorporated — Puerto Rico limited liability company

Renovus Capital Partners II, L.P.
308 E. Lancaster Ave., Wynnewood, PA 19096
Partnership — Renovus GP II, LLC

Rheonix, Inc.
10 Brown Rd., Suite 103, Ithaca, NY 14850
State or country in which incorporated — Delaware

Salient Co-Investment Opportunities Fund, L.P.
4265 San Felipe, 8th Fl., Houston, TX 77027
Partnership — Endowment Fund GP, L.P., The

Soundcore Capital Partners Acquisition I, L.P.
601 Lexington Ave., 40th Fl., New York, NY 10022
Partnership — Soundcore Capital Partners Acquisition I GP, L.P.

Spyglass - The Canopy 2 LLC
48 Everett Rd., Demarest, NJ 07627

Taglich Brothers, Inc.
790 New York Ave., Suite 209, Huntington, NY 11743
State or country in which incorporated — New York

Tekarra Capital, Ltd.
Maples Corporate Services Limited, P.O. Box 309, Ugland House,
Grand Cayman, Cayman Islands KY1-1104
State or country in which incorporated — Cayman Islands

timeRAZOR, Inc.
1602 Village Market Blvd., Suite 205, Leesburg, VA 20175
State or country in which incorporated — Delaware

VAMA, Inc.
1900 S. Norfolk St., #350, San Mateo, CA 94403
State or country in which incorporated — Iowa

ADVERTISEMENTS FOR BIDDERS/CONTRACTORS

SEALED BIDS

REPLACE ROOFS

Otisville Correctional Facility
Otisville, Orange County

Sealed bids for Project No. 45002-C, for Construction Work, Replace Roofs, North Housing Units 109, 111, 112, 113, 114, 115, Otisville Correctional Facility, 57 Sanatorium Avenue, Otisville (Orange County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Contract Administration, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Department of Corrections and Community Supervision, until 2:00 p.m. on Wednesday, October 7, 2015, when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a certified check, bank check, or bid bond in the amount of \$37,700 for C.

All successful bidders on a multiple trade project or the successful bidder with a bid over \$200,000 on a single trade project, will be required to furnish a Performance Bond and a Labor and Material Bond in the statutory form of public bonds required by Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract estimated to be between \$1,000,000 and \$2,000,000 for C. The requirement for Labor and Material and Performance Bonds may be waived on a bid under \$200,000 on a single trade project.

Pursuant to State Finance Law § 139-j and § 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest notice of intent to solicit offers through final award and approval of the Procurement Contract by OGS D&C and Office of the State Comptroller ("restricted period") to other than designated staff unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j(3)(a). Designated staff are Frank Peris and Carl Ruppert in the Bureau of Contract Awards, telephone (518) 474-0203, fax (518) 473-7862 and John Lewyckyj, Director of Contract Administration, telephone (518) 474-0201, fax (518) 486-1650. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a 4 year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the new Legislative and State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at: <http://ogs.ny.gov/aboutogs/regulations/defaultAdvisoryCouncil.asp>.

The substantial completion date for this project is 210 days after the Agreement is approved by the Comptroller.

The only time prospective bidders will be allowed to visit the job site to take field measurements and examine existing conditions of the project area will be at 9:00 a.m. on September 24, 2015 at Otisville Correctional Facility, OGS Field Office near Sewage Plant, 57 Sana-

torium Avenue, Otisville, NY. Prospective bidders are urged to visit the site at this time. Prospective bidders or their representatives attending the pre-bid site visit will not be admitted on facility grounds without proper photo identification. Note that parking restrictions and security provisions will apply and all vehicles will be subject to search.

Phone the office of Chantry Gray, (914) 666-0889 a minimum of 72 hours in advance of the date to provide the names of those who will attend the pre-bid site visit.

It is the policy of the State and the Office of General Services to encourage meaningful minority business enterprise participation in this project by contractors, subcontractors and suppliers who perform commercially useful functions under the Contract, and all bidders are expected to cooperate in implementing this policy.

The Office of General Services reserves the right to reject any or all bids.

The Bidding and Contract Documents for this Project are available on compact disc (CD) only, and may be obtained for an \$8.00 deposit per set, plus a \$2.00 per set shipping and handling fee. Contractors and other interested parties can order CD's on-line through a secure web interface available 24 hours a day, 7 days a week. Please use the following link at the OGS website for ordering and payment instructions: <http://www.ogs.ny.gov/bu/dc/esb/acquirebid.asp>.

For questions about purchase of bid documents, please send an e-mail to D&C.Plans@ogs.ny.gov, or call toll free at 1-877-647-7526.

For additional information on this project, please use the link below and then click on the project number: <https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>.

John D. Lewyckyj, Contracting Officer
Director, Contract Administration
OGS - Design & Construction Group

PROVIDE MISCELLANEOUS IMPROVEMENTS Elmira Psychiatric Center Elmira, Chemung County

Sealed bids for Project No. 45094-C, for Construction Work, , Building 1, Elmira Psychiatric Center, 100 Washington Street, Elmira (Chemung County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Contract Administration, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Office of Mental Health, until 2:00 p.m. on Wednesday, October 7, 2015, when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a certified check, bank check, or bid bond in the amount of \$18,000 for C.

Further, Wicks Exempt Projects require a completed BDC 59 be filled out and submitted (included in a separate, sealed envelope) in accordance with Document 002220, Supplemental Instructions to Bidders – Wicks Exempt. Failure to submit this form correctly will result in a disqualification of the bid.

All successful bidders on a multiple trade project or the successful bidder with a bid over \$200,000 on a single trade project, will be required to furnish a Performance Bond and a Labor and Material Bond in the statutory form of public bonds required by Sections 136

and 137 of the State Finance Law, each for 100% of the amount of the Contract estimated to be between \$100,000 and \$250,000 for C. The requirement for Labor and Material and Performance Bonds may be waived on a bid under \$200,000 on a single trade project.

Pursuant to State Finance Law § 139-j and § 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest notice of intent to solicit offers through final award and approval of the Procurement Contract by OGS D&C and Office of the State Comptroller ("restricted period") to other than designated staff unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j(3)(a). Designated staff are Frank Peris and Carl Ruppert in the Bureau of Contract Awards, telephone (518) 474-0203, fax (518) 473-7862 and John Lewycky, Director of Contract Administration, telephone (518) 474-0201, fax (518) 486-1650. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a 4 year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the new Legislative and State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at: <http://ogs.ny.gov/aboutogs/regulations/defaultAdvisoryCouncil.asp>.

The substantial completion date for this project is 120 days after the Agreement is approved by the Comptroller.

The only time prospective bidders will be allowed to visit the job site to take field measurements and examine existing conditions of the project area will be at 10:00 a.m. on September 24, 2015 at Elmira Psychiatric Center, 100 Washington Street, Building 1, Elmira, NY. Prospective bidders are urged to visit the site at this time. Prospective bidders or their representatives attending the pre-bid site visit will not be admitted on facility grounds without proper photo identification. Note that parking restrictions and security provisions will apply and all vehicles will be subject to search.

For assistance pertaining to the site visit only, please phone Lara Franzese (607) 734-0592.

It is the policy of the State and the Office of General Services to encourage meaningful minority business enterprise participation in this project by contractors, subcontractors and suppliers who perform commercially useful functions under the Contract, and all bidders are expected to cooperate in implementing this policy.

The Office of General Services reserves the right to reject any or all bids.

The Bidding and Contract Documents for this Project are available on compact disc (CD) only, and may be obtained for an \$8.00 deposit per set, plus a \$2.00 per set shipping and handling fee. Contractors and other interested parties can order CD's on-line through a secure web interface available 24 hours a day, 7 days a week. Please use the following link for ordering and payment instructions: <http://www.ogs.ny.gov/bu/dc/esb/acquirebid.asp>.

For questions about purchase of bid documents, please send an e-mail to D&C.Plans@ogs.ny.gov, or call toll free at 1-877-647-7526.

For additional information on this project, please use the link below and then click on the project number: <https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>.

John D. Lewycky, Contracting Officer
Director, Contract Administration
OGS - Design & Construction Group

REPLACE PERIMETER FENCES, PERIMETER SYSTEMS AND REDIRECT DRAINAGE Sullivan Correctional Facility Fallsburg, Sullivan County

Sealed bids for Project No. 44803-E, for Electrical Work, Replace Perimeter Fences, Perimeter Systems & Redirect Drainage, Sullivan Correctional Facility, 325 Riverside Drive, Fallsburg (Sullivan County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Contract Administration, 35th FL., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Department of Corrections and Community Supervision, until 2:00 p.m. on Wednesday, October 14, 2015, when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a certified check, bank check, or bid bond in the amount of \$216,700 for E.

All successful bidders on a multiple trade project or the successful bidder with a bid over \$200,000 on a single trade project, will be required to furnish a Performance Bond and a Labor and Material Bond in the statutory form of public bonds required by Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract estimated to be between \$8,000,000 and \$9,000,000 for E. The requirement for Labor and Material and Performance Bonds may be waived on a bid under \$200,000 on a single trade project.

Pursuant to State Finance Law § 139-j and § 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest notice of intent to solicit offers through final award and approval of the Procurement Contract by OGS D&C and Office of the State Comptroller ("restricted period") to other than designated staff unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j(3)(a). Designated staff are Frank Peris and Carl Ruppert in the Bureau of Contract Awards, telephone (518) 474-0203, fax (518) 473-7862 and John Lewycky, Deputy Director of Design and Construction, telephone (518) 474-0201, fax (518) 486-1650. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a 4 year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the new Legislative and State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at: <http://ogs.ny.gov/aboutogs/regulations/defaultAdvisoryCouncil.asp>.

The substantial completion date for this project is 450 days after the Agreement is approved by the Comptroller.

Prospective bidders must attend a Mandatory Pre-Bid Conference and Site Visit. The conference will be held for the purpose of discussing the Replacement of Perimeter Fences, Perimeter Systems and Redirect Drainage at Sullivan Correctional Facility.

The attendees representing prospective bidders at the Pre-Bid Conferences should be principals of the firm and/or the individuals who will be compiling the bid on behalf of the firm. If the bidder is a joint venture, at least one party of the joint venture must have been represented and signed in at the Pre-Bid Conference.

The only times prospective bidders will be allowed to attend the Mandatory Pre-Bid Conference and Site Visit to take field measurements and examine existing conditions of the project area will be at 10:00 a.m. on September 29, 2015 or at 10:00 a.m. on October 1, 2015 at Sullivan Correctional Facility, OGS Field Office Trailer, 325 Riverside Drive, Fallsburg, NY. Prospective bidders are required to visit the site at least one of these times. Prospective bidders or their representatives attending the Mandatory Pre-Bid Conference and Site Visit will not be admitted on facility grounds without proper photo

identification. Note that parking restrictions and security provisions will apply and all vehicles will be subject to search.

A requirement of attendance to the Mandatory Pre-Bid Conference is to phone the office of Sue VanAlstyne, (845) 647- 2477 a minimum of 72 hours in advance of the date to provide the names of those who will attend the Mandatory Pre-Bid Conference and Site Visit and which date they will be in attendance.

It is the policy of the State and the Office of General Services to encourage meaningful minority business enterprise participation in this project by contractors, subcontractors and suppliers who perform commercially useful functions under the Contract, and all bidders are expected to cooperate in implementing this policy.

The Office of General Services reserves the right to reject any or all bids.

The Bidding and Contract Documents for this Project are available on compact disc (CD) only, and may be obtained for an \$8.00 deposit per set, plus a \$2.00 per set shipping and handling fee. Contractors and other interested parties can order CD's on-line through a secure web interface available 24 hours a day, 7 days a week. Please use the following link at the OGS website for ordering and payment instructions: <http://www.ogs.ny.gov/bu/dc/esb/acquirebid.asp>.

For questions about purchase of bid documents, please send an e-mail to D&C.Plans@ogs.ny.gov, or call toll free at 1-877-647-7526.

For additional information on this project, please use the link below and then click on the project number: <https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>.

*John D. Lewyckyj, Contracting Officer
Director, Contract Administration
OGS - Design & Construction Group*

**REHABILITATE
PEDESTRIAN BRIDGES**
State Office Building Campus
Albany, Albany County

Sealed bids for Project Nos. 44893-C, 44893-H, 44893-E, comprising separate contracts for Construction Work, HVAC Work and Electrical Work, Rehabilitate Pedestrian Bridges, Building 24, State Office Building Campus, 1220 Washington Avenue, Albany (Albany County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Contract Administration, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Office of General Services, until 2:00 p.m. on Wednesday, October 7, 2015, when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a certified check, bank check, or bid bond in the amount of \$32,000 for C, \$4,600 for H and \$8,800 for E.

All successful bidders on a multiple trade project or the successful bidder with a bid over \$200,000 on a single trade project, will be required to furnish a Performance Bond and a Labor and Material Bond in the statutory form of public bonds required by Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract estimated to be between \$500,000 and \$1,000,000 for C, between \$50,000 and \$100,000 for H and between \$100,000 and \$250,000 for E. The requirement for Labor and Material and Performance Bonds may be waived on a bid under \$200,000 on a single trade project.

Pursuant to State Finance Law § 139-j and § 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest notice of intent to solicit offers through final award and approval of the Procurement Contract by OGS D&C and Office of the State Comptroller ("restricted period") to other than designated staff unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j(3)(a). Designated staff are Frank Peris and Carl Ruppert in the Bureau of Contract Awards, telephone (518) 474-0203, fax

(518) 473-7862 and John Lewyckyj, Deputy Director of Design and Construction, telephone (518) 474-0201, fax (518) 486-1650. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a 4 year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the new Legislative and State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at: <http://ogs.ny.gov/aboutogs/regulations/defaultAdvisoryCouncil.asp>.

The substantial completion date for this project is 300 days after the Agreement is approved by the Comptroller.

The only time prospective bidders will be allowed to visit the job site to take field measurements and examine existing conditions of the project area will be at 10:00 a.m. on September 24, 2015 at State Office Building Campus, Building 24, Main Lobby, 1220 Washington Avenue, Albany, NY. Prospective bidders are urged to visit the site at this time. Prospective bidders or their representatives attending the pre-bid site visit will not be admitted on facility grounds without proper photo identification. Note that parking restrictions and security provisions will apply and all vehicles will be subject to search.

For assistance pertaining to the site visit only, please phone Aaron Cook (518) 457-7895.

It is the policy of the State and the Office of General Services to encourage meaningful minority business enterprise participation in this project by contractors, subcontractors and suppliers who perform commercially useful functions under the Contract, and all bidders are expected to cooperate in implementing this policy.

The Office of General Services reserves the right to reject any or all bids.

The Bidding and Contract Documents for this Project are available on compact disc (CD) only, and may be obtained for an \$8.00 deposit per set, plus a \$2.00 per set shipping and handling fee. Contractors and other interested parties can order CD's on-line through a secure web interface available 24 hours a day, 7 days a week. Please use the following link at the OGS website for ordering and payment instructions: <http://www.ogs.ny.gov/bu/dc/esb/acquirebid.asp>.

For questions about purchase of bid documents, please send an e-mail to D&C.Plans@ogs.ny.gov, or call toll free at 1-877-647-7526.

For additional information on this project, please use the link below and then click on the project number: <https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>.

*John D. Lewyckyj, Contracting Officer
Director, Contract Administration
OGS - Design & Construction Group*

MISCELLANEOUS NOTICES/HEARINGS

Notice of Abandoned Property Received by the State Comptroller

Pursuant to provisions of the Abandoned Property Law and related laws, the Office of the State Comptroller receives unclaimed monies and other property deemed abandoned. A list of the names and last known addresses of the entitled owners of this abandoned property is maintained by the office in accordance with Section 1401 of the Abandoned Property Law. Interested parties may inquire if they appear on the Abandoned Property Listing by contacting the Office of Unclaimed Funds, Monday through Friday from 8:00 a.m. to 4:30 p.m., at:

1-800-221-9311
or visit our web site at:
www.osc.state.ny.us

Claims for abandoned property must be filed with the New York State Comptroller's Office of Unclaimed Funds as provided in Section 1406 of the Abandoned Property Law. For further information contact: Office of the State Comptroller, Office of Unclaimed Funds, 110 State St., Albany, NY 12236.

PUBLIC NOTICE

Division of Criminal Justice Services
DNA Subcommittee

Pursuant to Public Officers Law section 104, the Division of Criminal Justice Services gives notice of a meeting of the DNA Subcommittee to be held on:

Date: November 13, 2015
Time: 9:30 A.M.-11:30 A.M.
Place: Empire State Development Corporation (ESDC)
633 3rd Ave.
37th Fl./Conference Rm.
New York, NY

Identification and sign-in are required at this location. *For further information, or if you need a reasonable accommodation to attend this meeting, contact:* Catherine White, Division of Criminal Justice Services, Office of Forensic Services, 80 S. Swan St., Albany, NY, (518) 485-5052

PUBLIC NOTICE

Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to comply with enacted statutory provisions. The following changes are proposed:

Effective October 1, 2015, the State will provide reimbursement, e.g., rate enhancements, to Health Homes for the purpose of establishing coordination between Health Homes and the Criminal Justice System and for the integration of information of Health Homes with state and local correctional facilities, to the extent permitted by law.

Many criminal justice involved persons have chronic medical and behavioral health conditions that impact their rates of recidivism and use of the public health care system. These same diagnoses may make them eligible for the care management services available through Health Homes. Linking eligible persons to Health Homes prior to release can allow a coordinated transfer to the community with in place medical, behavioral health and social services, with the goal to reduce recidivism and improve the persons' health with better medical and behavioral health management.

The estimated annual net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2015/2016 \$5.0 million.

The public is invited to review and comment on this proposed State Plan Amendment. Copies of which will be available for public review on the Department's website at http://www.health.ny.gov/regulations/state_plans/status.

Copies of the proposed State Plan Amendments will be on file in each local (county) social services district and available for public review.

For the New York City district, copies will be available at the following places:

New York County
250 Church Street
New York, New York 10018

Queens County, Queens Center
3220 Northern Boulevard
Long Island City, New York 11101

Kings County, Fulton Center
114 Willoughby Street
Brooklyn, New York 11201

Bronx County, Tremont Center
1916 Monterey Avenue
Bronx, New York 10457

Richmond County, Richmond Center
95 Central Avenue, St. George
Staten Island, New York 10301

For further information and to review and comment, please contact: Department of Health, Division of Finance and Rate Setting, 99 Washington Ave. – One Commerce Plaza, Suite 1460, Albany, NY 12210, or e-mail: spa_inquiries@health.ny.gov

PUBLIC NOTICE

Town of Lyons

The Town of Lyons is requesting proposals from qualified administrative services agencies and / or financial organizations relating to administration, trustee services and/or funding of a deferred compensation plan for employees of The Town of Lyons meeting the requirements of Section 457 of the Internal Revenue Code and Section 5 of

the State Finance Law, including all rules and regulations issued pursuant thereto.

A copy of the proposal questionnaire may be obtained from: Town of Lyons, Attn: Sal Colatarci, Town Clerk, 43 Phelps St., Lyons, NY 14489, (315) 946-6252 (ext. 10), e-mail: townofly@rochester.rr.com

All proposals must be submitted no later 30 days from the date of publication in the New York State Register no later than 4:30 p.m.

ERRATUM

The following pages may not have been published in the hard copy version of the August 5, 2015 issue of the *New York State Register*. The on-line version of the August 5, 2015 issue of the *New York State Register*, however, has contained all sections in their entirety since the on-line publication date of August 5, 2015. Nonetheless, following are the complete "Miscellaneous Notices/Hearings," "Adjudicatory Reports," and "Appendix" sections of the August 5, 2015 issue of the *New York State Register* (pages 89-102).

MISCELLANEOUS NOTICES/HEARINGS

Notice of Abandoned Property Received by the State Comptroller

Pursuant to provisions of the Abandoned Property Law and related laws, the Office of the State Comptroller receives unclaimed monies and other property deemed abandoned. A list of the names and last known addresses of the entitled owners of this abandoned property is maintained by the office in accordance with Section 1401 of the Abandoned Property Law. Interested parties may inquire if they appear on the Abandoned Property Listing by contacting the Office of Unclaimed Funds, Monday through Friday from 8:00 a.m. to 4:30 p.m., at:

1-800-221-9311
or visit our web site at:
www.osc.state.ny.us

Claims for abandoned property must be filed with the New York State Comptroller's Office of Unclaimed Funds as provided in Section 1406 of the Abandoned Property Law. For further information contact: Office of the State Comptroller, Office of Unclaimed Funds, 110 State St., Albany, NY 12236.

PUBLIC NOTICE

New York State and Local Retirement System

Pursuant to Retirement and Social Security Law, the New York State and Local Employees' Retirement System hereby gives public notice of the following:

The persons whose names and last known addresses are set forth below appear from records of the above named Retirement System to be entitled to accumulated contributions held by said retirement system whose membership terminated pursuant to Section 340, Subdivision f, of the Retirement and Social Security Law on or before July 31, 2014. This notice is published pursuant to Section 109 of the Retirement and Social Security Law of the State of New York. A list of the names contained in this notice is on file and open to public inspection at the office of the New York State and Local Retirement System located at the 110 State St, in the City of Albany, New York. At the expiration of six months from the date of the publication of this notice. The accumulated contributions of the persons so listed shall be deemed abandoned and shall be placed in the pension accumulation fund to be used for the purpose of said fund. Any accumulated contributions so deemed abandoned and transferred to the pension accumulation fund may be claimed by the persons who made such accumulated contributions or, in the event of his death, by his estate or such person as he shall have nominated to receive such accumulated contributions, by filing a claim with the State Comptroller in such form and in such a manner as may be prescribed by him, seeking the return of such abandoned contributions. In the event such claim is properly made the State Comptroller shall pay over to the person or persons or estate making the claim such amount of such accumulated contributions without interest.

Thomas, Devin K - Potsdam, NY

For further information contact: Mary Ellen Kutey, New York State Retirement Systems, 110 State St., Albany, NY 12244, (518) 474-3502

PUBLIC NOTICE

New York State and Local Retirement System

Pursuant to Retirement and Social Security Law, the New York State and Local Employees' Retirement System hereby gives public notice of the following:

The persons whose names and last known addresses are set forth below appear from records of the above named Retirement System to be entitled to accumulated contributions held by said retirement system whose membership terminated pursuant to Section 517-a of the Retirement and Social Security Law on or before July 31, 2014. This notice is published pursuant to Section 109 of the Retirement and Social Security Law of the State of New York. A list of the names contained in this notice is on file and open to public inspection at the office of the New York State and Local Retirement System located at the 110 State St, in the City of Albany, New York. At the expiration of six months from the date of the publication of this notice. The accumulated contributions of the persons so listed shall be deemed abandoned and shall be placed in the pension accumulation fund to be used for the purpose of said fund. Any accumulated contributions so deemed abandoned and transferred to the pension accumulation fund may be claimed by the persons who made such accumulated contributions or, in the event of his death, by his estate or such person as he shall have nominated to receive such accumulated contributions, by filing a claim with the State Comptroller in such form and in such a manner as may be prescribed by him, seeking the return of such abandoned contributions. In the event such claim is properly made the State Comptroller shall pay over to the person or persons or estate making the claim such amount of such accumulated contributions without interest.

Armijos, Michael A - Ridgewood, NY
Armstrong, Troy D - Alexandria Bay, NY
Caldwell, Joseph D - New Hartford, NY
Cole, Rachele A - De Kalb Jct, NY
Jarosz, Jeffery W - Alden, NY
Koch, Erin M - Batavia, NY
Lewis, David M - Depew, NY
Maunz, Brian K - Wilson, NY
Moss, James A - Hankins, NY
Nilpetcharat, Suppasak - Middletown, NY
Nkundimfura, Aloys G - Tacoma, WA
O'Neill, Catherine A - Wurtsboro, NY
Paradise, Stanley K - Ozone Park, NY
Pfister, Keith M - Angola, NY
Rose, David C - Greenfield Park, NY
Smith, Carlton A - Gansevoort, NY
Soles, Shawna D - Buffalo, NY
Stevens, James A - Snellville, GA
Tooley-Peters, Sheri L - Adams Center, NY
Watts, Kelly L - Lockwood, NY
Winnick, Anne C - Galway, NY

For further information contact: Mary Ellen Kutey, New York State Retirement Systems, 110 State St., Albany, NY 12244, (518) 474-3502

PUBLIC NOTICE

New York State and Local Retirement System

Pursuant to Retirement and Social Security Law, the New York State and Local Employees' Retirement System hereby gives public notice of the following:

The persons whose names and last known addresses are set forth below appear from records of the above named Retirement System to be entitled to accumulated contributions held by said retirement system whose membership terminated pursuant to Section 613 of the Retirement and Social Security Law on or before July 31, 2014. This notice is published pursuant to Section 109 of the Retirement and Social Security Law of the State of New York. A list of the names contained in this notice is on file and open to public inspection at the office of the New York State and Local Retirement System located at the 110 State St., in the City of Albany, New York. At the expiration of six months from the date of the publication of this notice. The accumulated contributions of the persons so listed shall be deemed abandoned and shall be placed in the pension accumulation fund to be used for the purpose of said fund. Any accumulated contributions so deemed abandoned and transferred to the pension accumulation fund may be claimed by the persons who made such accumulated contributions or, in the event of his death, by his estate or such person as he shall have nominated to receive such accumulated contributions, by filing a claim with the State Comptroller in such form and in such a manner as may be prescribed by him, seeking the return of such abandoned contributions. In the event such claim is properly made the State Comptroller shall pay over to the person or persons or estate making the claim such amount of such accumulated contributions without interest.

Abaile,Abdi Kelle - Buffalo, NY
 Abel,Dana L - Lancaster, NY
 Abraham,Prasad K - Garnerville, NY
 Abrahams,Michael G - Freeport, NY
 Ackerly,Teresa A - Red Hook, NY
 Adams,Averil A - Brooklyn, NY
 Adams,Joshua C - Pottsville, PA
 Adebo,Adewale O - Brooklyn, NY
 Adedapo,Adeniyi O - Dallas, TX
 Agostinelli,Mark D - Rochester, NY
 Ahn,Phillip J - Oak Park,CA
 Aitken,Miranda S - Saugerties, NY
 Akram,Maddiha A - Albany, NY
 Aldrich,Mark R - Fredonia, NY
 Ali,Darlene - Hudson Falls, NY
 Alicea,Jay - Yonkers, NY
 Allen,Frederick W - Marathon, NY
 Allen,Rebecca L - Constantia, NY
 Allen,Susan E - Dundee, NY
 Allen,Zachary W - Phelps, NY
 Alston,Winston - Oneonta, NY
 Alvi,Yasmin - Jericho, NY
 Andrade,Stephania M - Valley Stream, NY
 Anselmo,Riccardo G - Palisades, NY
 Appleby,Suzanne D - New Haven, NY
 Arevalo,Jose R - Huntington Station, NY
 Armstrong,Marcia V - Latham, NY
 Arnott,Scott C - Florida, NY
 Arumugam,Sothilingam - Edison, NJ
 Arzu,Resa E - Brooklyn, NY
 Ashline,Tammy L - Whitehall, NY
 Assini,Laurie J - Clintondale, NY
 Aswad,Brenda J - Red Creek, NY
 Auerbach,Dave - Pearl River, NY
 Awald,Wesley J - North Collins, NY

Ayers,Rahmik M - Albany, NY
 Bailey,Donald R - Oneonta, NY
 Baker,Elicia - Jamaica, NY
 Balko-Koch,Mary Ann - E Northport, NY
 Ballard,Debra A - Clifton Park, NY
 Ballard,Ivan O - Granville, NY
 Banks,Kareem A - Bronx, NY
 Baran-Heide,Claudette M - Merrick, NY
 Barattini,Kiera M - Kings Park, NY
 Barber,James M - Tarrytown, NY
 Barnhart,Claudia K - Pine Bush, NY
 Barr,Andrew L - Cattaraugus, NY
 Barrett,Marshah-Reaff - Elmont, NY
 Barron,Gertrude - Central Islip, NY
 Barry,Brian P - East Rockaway, NY
 Bartlett,Paul E - New City, NY
 Barton,Christopher D - Brooklyn, NY
 Bartus,Thomas M - Amherst, NY
 Batts,Michael A - Spring Valley, NY
 Beany,Cassandra L - Rensselaer, NY
 Beardsley,Robert A - Johnson City, NY
 Beauford,Vanessa R - Bellport, NY
 Beaumont,Michelle L - Greenville, NY
 Beckett,Lyndia J - Dryden, NY
 Beeby,Meghan C - Ithaca, NY
 Bembry,Phillip E - Rochester, NY
 Ben-Israel,Yermi M - Jupiter, FL
 Benjamin,Ava G - Bronx, NY
 Bennett,Cindy S - Gainesville, NY
 Bensley,Madeline H - Albion, NY
 Bergmark,Donna M - Dundee, NY
 Billen,Fae M - Verbank, NY
 Bilotte,Michelle R - Darien Center, NY
 Binley,Paul G - Greenville, NY
 Bislam,Chandrica - Richmond Hill, NY
 Blair,Asantie N - Brooklyn, NY
 Blair,Michael A - West Oneonta, NY
 Blake,Raven - Bronx, NY
 Blakely,Wanda R - Brooklyn, NY
 Blandino,Sarah E - Buffalo, NY
 Blassingame,Robin L - Buffalo, NY
 Blount,Kenya D - Brooklyn, NY
 Boepple,Staci L - Carthage, NY
 Bolano,Maritza F - New York, NY
 Bolibaugh,Kathleen B - Broadalbin, NY
 Boneck,Tommi M - Binghamton, NY
 Bonney,Kevin P - Whitesboro, NY
 Bookstaver,Loretta A - Hicksville, NY
 Bortle,Kristin L - Webster, NY
 Bowen,Christina J - Falmouth, MA
 Bowers,Margaret-Anne - Buffalo, NY
 Boyle,Tara M - New City, NY
 Brabham,Cynthia - Bronx, NY
 Brannon,Dennis E - Buffalo, NY
 Braunftel,Joan M - New City, NY
 Bray,Sherman - Mount Vernon, NY
 Bridgeman,Gina M - Conesus, NY
 Brin,Theodore E - Stephentown, NY
 Brockway,Denise M - Atlanta, NY

Brooks, Amye R - Canada,
 Brown, Matthew A - Jamaica, NY
 Brown, Michael L - Greenport, NY
 Brown, Shanette M - Bronx, NY
 Browne, Alexander D - Penfeld, NY
 Bruton, Erica L - Clay, NY
 Bryant, Sylvia J - Milford, PA
 Bulgin, Bradley A - Aulander, NC
 Burdick, Thomas J - Morris, NY
 Burr, Lisa M - Cattaraugus, NY
 Cain, Taquesha R - Silver Spring, MD
 Calabrese, Michelle L - Holbrook, NY
 Calabrese, Tina L - West Chazy, NY
 Calandrino, Peter J - South Setauket, NY
 Calhoun, Peter L - Albany, NY
 Camarata, Kathleen M - Huntingtn Sta, NY
 Campanile, Debra A - Selden, NY
 Campbell, Itasha - Miramar, FL
 Canales, Yoleny - Yonkers, NY
 Capolino, Michelle - Ardsley, NY
 Cappelluti, Kathleen A - Myrtle Beach, SC
 Cappiello, Loretta A - Morrisonville, NY
 Carmichael, Amanda L - Fillmore, NY
 Carter, Krystle T - Baltimore, MD
 Caskey, Joseph M - Highland, NY
 Cassidy, Lorraine - Farmingville, NY
 Cavallaro, Maria - New Rochelle, NY
 Cernuto, Heather L - Coram, NY
 Chamberlain, Jeremy A - Newport, NY
 Chandhoke, Surjit K - New Britain, CT
 Chapman, Joan F - Chesterfield, MO
 Chatman, Danielle T - New York, NY
 Chea, Min J - Rockford, IL
 Cherian, Benny P - Elmont, NY
 Chernoff, Kevin J - Mincola, NY
 Cherubini, Debra A - Pottstown, PA
 Chevalier, Lori L - Cohoes, NY
 Chin, Barry - Brooklyn, NY
 Christie, Robert M - West Seneca, NY
 Church, Zachary D - Cameron Mills, NY
 Ciach, Ashley A - Williamsville, NY
 Cinkay-Drohan, Sara M - Sag Harbor, NY
 Civiletti, Joanne M - Rochester, NY
 Clark, Carol L - Arlington, VA
 Clarry, Jane M - Ronkonkoma, NY
 Clements, Alexis W - Munnsville, NY
 Clough, Everton G - Mount Kisco, NY
 Cochran, Amber - Endicott, NY
 Coddington, Yvonne C - Endicott, NY
 Cofino, Edward T - Mamaroneck, NY
 Cohn, Debra L W - New York, NY
 Collier, Linda J - Brandon, MS
 Colon, Christine A - San Diego, CA
 Colvin, Adam L - Schenectady, NY
 Conjerti, Jennifer L - Hilton, NY
 Conzone, Brian T - Oswego, NY
 Cook, Kimberly A - Vestal, NY
 Cooley, Takwana C - Bronx, NY
 Coons, Melissa J - Schenectady, NY

Costello, Brian M - Troy, NY
 Cournoyer, Stephanie M - Loudonville, NY
 Cownie, Mary E - Petersburg, NY
 Craft, Ericka M - Brooklyn, NY
 Crawford, Piper N - Rochester, NY
 Crespo, Crystal A - Brooklyn, NY
 Cruse, Katie L - Amsterdam, NY
 Cucci, Michael S - Wantagh, NY
 Cummings, Kraig L - Esperance, NY
 Curcio, Pamela A - East Amherst, NY
 Cymbrowitz, Gregg - Scarsdale, NY
 Czepiel, Anthony J - Whitesboro, NY
 D'Andrea, Laura - Miller Place, NY
 Dagostino, Joseph - Wappingers Falls, NY
 Daly, John H - Long Beach, NY
 Daniels, Linda M - La Fayette, NY
 Daniels, Shimeria T - Middle Island, NY
 Danko, Tiffany A - Campbell Hall, NY
 Davern, Mary B - Ossining, NY
 Davis, Cynthia - Brooklyn, NY
 Davis, Jana - Albany, NY
 Davis, Randy J - Tarpon Springs, FL
 Davis, Samuel P - Buffalo, NY
 Dawson, Jacqueline A - Red Creek, NY
 De Castri, Carina T - Bayville, NY
 De Castro, Colin - Binghamton, NY
 De Crescenzo, Linda - Poestenkill, NY
 De Leo, Donna M - Mahopac, NY
 De Magistris, Danielle J - Gloversville, NY
 De Ryke, Jan L - Mexico, NY
 Dean, Andrew J - Elmira, NY
 Deasy, Leah - Mexico, NY
 Decker, Jamee L - Mohawk, NY
 Deegan, Christine L - Haverstraw, NY
 Degnan, Kristen B - Buffalo, NY
 Degnan, Mary E - Buffalo, NY
 Delaney, John C - Wappingers Falls, NY
 Delia, Alesha M - Lyon Mountain, NY
 Delosh, Jennifer L - Brownville, NY
 Denaker, Sarah C - Greenwich, NY
 Denize, Aisha E - Hollis, NY
 Dennison, Richard D - Central Islip, NY
 Denny, Brendan M - Danbury, CT
 Densing, Karen M - Patchogue, NY
 Dever, John P - Florida, NY
 Di Gioia, Michael - Patchogue, NY
 Di Rico, Doreen R - Bellerose Terrace, NY
 Dilworth, Ashley C - Woodside, NY
 Dinaram, Kamla - Schenectady, NY
 Ditzel, Kristin - Massapequa, NY
 Dolan, Wayne - Bedford Hills, NY
 Donahue, Erin D - Berkshire, NY
 Donohue, Lauren M - Franklin Square, NY
 Dornbos, William E - West Hartford, CT
 Dowd, Mary K - Watervliet, NY
 Drought, Nicole A - Fairport, NY
 Dugan, Lisbeth F - Pittsford, NY
 Dunn, Katherine - Palmyra, NY
 Duong, Jamie R - Ithaca, NY

Dupoux, Jeffrey - Uniondale, NY
 Durkin, Judi L - Warrensburg, NY
 Dzelalija, Jennifer L - Plainview, NY
 Eacobacci, Joseph A - Yonkers, NY
 Economos, Theresa A - Kingston, NY
 Edwards, Gladstone - Uniondale, NY
 Ehrke, Wendy L - Amherst, NY
 Ellis, Corey J - Wantagh, NY
 Ellis, Timothy M - Arverne, NY
 Ellsworth, Michelle M - Williamson, NY
 Engel, Heidi - Ronkonkoma, NY
 English, Brendan P - Belle Harbor, NY
 Entner, Jeremy F - Martin, TN
 Ernst, Christine A - Troy, NY
 Esselman, Shawn D - Kiamasha Lake, NY
 Fackler, Vikki L - Deer Park, NY
 Fagen, Morgan M - Lakeville, NY
 Fay, Nicole E - Avon, NY
 Feldman, Aliya - New York, NY
 Ferguson, Hope - Greenwich, NY
 Ferguson, Laichelle D - Buffalo, NY
 Ferrari, Kelly J - Rochester, NY
 Ferry, Heidi M - Bliss, NY
 Fiabane, Kristin D - Bayshore, NY
 Finkell, Teresa R - Albany, NY
 Finkelstein, Ellyn M - Bethpage, NY
 Finnegan, Susan L - New Windsor, NY
 Fiocco, Lisa A - Syosset, NY
 Fiorella, Karen M - Grand Island, NY
 Fischer, Mary A - Tavares, FL
 Fitch, Valerie L - Brooklyn, NY
 Flaitz, Amanda J - Hornell, NY
 Forino, Stephanie J - Stillwater, NY
 Forsyth, Lynne A - Victor, NY
 Foskey, Shavon N D - Colonie, NY
 Fragin, Michael A - Lawrence, NY
 Fragnoli, Dena M - Grand Junction, CO
 Frampton, Sharon L - Syracuse, NY
 Francis, Christine Lyn - Corfu, NY
 Frattellone, Margaret M - Wyncottskill, NY
 French, Lacey M - Maryland, NY
 Furnes, Bjarte - Ithaca, NY
 Gaffney, Claire J - Watertown, NY
 Gagne, Margaret L - Marcy, NY
 Galek, Christa L - Savannah, NY
 Gallagher, Barbara L - Tillson, NY
 Gallagher, Samantha A - Massapequa Park, NY
 Gammiero, Barbara Jean - Penfield, NY
 Gandolfo, Donna M - East Rockaway, NY
 Garbowski, Rosemary - Charlotte, NC
 Garcia, Georgina - New Windsor, NY
 Garcia, Kathryn C - Sedro Woolley, WA
 Gardner, Sheila K - Malone, NY
 Gargano, Theresa A - Commack, NY
 Garofalo-Wade, Luke F - Goshen, NY
 Gavin, Stephanie A - Corinth, NY
 George, Minu - Edmond, OK
 Gerber, Judith M - Amherst, NY
 Gerstler, Cheryl A - Niskayuna, NY
 Giaculli, Alyssa M - Porter Cors, NY
 Giardino, Tricia M - Rome, NY
 Gibson, Daniel R - Rochester, NY
 Gies, Alison R - Brooklyn, NY
 Gionta, Michelle A - Croton On Hudson, NY
 Giordano, Ronald F - New Rochelle, NY
 Giorgio, Teresa - Dobbs Ferry, NY
 Gleason, Melissa L - Ballston Lake, NY
 Glenn, Chante T - Bound Brook, NJ
 Goedel, Nathan D - Delhi, NY
 Gold, Kelly - Baldwin, NY
 Golderman, Alyssa - Slingerlands, NY
 Gorman, Lisa D - Pittsford, NY
 Govel, Donald J - Albany, NY
 Graham, Kevin R - Huntington, NY
 Grausgruber, Carolyn J - Binghamton, NY
 Graziano, Joseph N - Aquebogue, NY
 Greco, Brandy L - New Berlin, NY
 Green, Robert J - Bethpage, NY
 Greene, Blossom J - Brooklyn, NY
 Greene, Lillian M - New York, NY
 Gregory, Jason E - East Meadow, NY
 Grella, Paul D - Syracuse, NY
 Grimes, Taneisha Y - Brooklyn, NY
 Grisby, Thomas E - Schenectady, NY
 Groomes-Faulk, Kenisha L - Washington, DC
 Groves, Wendy L - Buffalo, NY
 Gueverra, Josephine D - Alexandria, VA
 Gunderman, David A - West Sand Lake, NY
 Gurney, Peter G - Bedford Hills, NY
 Gutierrez, Elarry P - Brooklyn, NY
 Hackbarth, Jodi L - Clinton Corners, NY
 Hackemer, John D - Osprey, FL
 Hadley, Tracy L - Massena, NY
 Hahn, Christopher M - Setauket, NY
 Halas, Ashley E - Dunkirk, NY
 Haley, Sherrill W - Smithfield, NC
 Hallenbeck, Mary A - Albion, NY
 Hammer, Amy M - Tucson, AZ
 Hammer, Elisabeth H - Rochester, NY
 Hanson, Brittani E - Amsterdam, NY
 Hardin, Kimberly K - Murrysville, PA
 Harris, Michael D - Poughkeepsie, NY
 Harris, Phillip S - Central Islip, NY
 Harris, Tiajuana N - Yonkers, NY
 Harrison, Ricky J - Wappingers, NY
 Hart, Caitlyn L - Williamson, NY
 Hart, Paul R - Whitesboro, NY
 Harvey-Dowdle, Leesa A - Watertown, NY
 Hayes, Henry C - Carmel, NY
 Heald, Zach P - Moriah, NY
 Heath, Amy L - Marietta, NY
 Heberger, Mary E - Bethesda, MD
 Heinsohn, Joanna J - Wyncottskill, NY
 Hendrie, Deborah A - Brewster, NY
 Henke, Sonja A - Wingdale, NY
 Henry, Heather J - Caledonia, NY
 Heredia, Hannelore E - Rochester, NY
 Herlihy, Lauren - Haverstraw, NY

Herman, Domonick A - Brooklyn, NY
 Hernandez, Grisselle - Newburgh, NY
 Herrold, Tanya M A - Hamlin, NY
 Hertz, Robert M - Slingerlands, NY
 Hesekiel, Stacy R - Commack, NY
 Hess, Marc D - Herndon, VA
 Hewan, Jennel - Brooklyn, NY
 Hickey, Staci E - Ossining, NY
 Hill, Sheeka T - Yonkers, NY
 Holley, Jack L - Painted Post, NY
 Hope, Karen O - New Haven, CT
 Houseworth, Tricia A - Turmansburg, NY
 Housler, Jeffrey - Orchard Park, NY
 Howell, Carol L - Lansing, NY
 Hubbard, Jeffrey M - Syracuse, NY
 Hughes, Daniel C - Corinth, NY
 Hurlbut, Michalina T - Pulaski, NY
 Hurley, Margaret M - Bronx, NY
 Infield, Laura H - Brooklyn, NY
 Ingraham, Kelly D - Montrose, NY
 Ivory, Jennifer M - Dunkirk, NY
 Iyer, Renuka V - East Amherst, NY
 Jack, James P - Shirley, NY
 Jackson, Celinda V - Edmeston, NY
 Jackson, La Keisha D - Rochester, NY
 Jacoby, Daniel E - Manhasset, NY
 Jaffie, Kate R - Oneonta, NY
 James, Arlene - Brookhaven, MS
 James, Romaine L - Chester, PA
 Jean-Gilles, Patricia J - New Windsor, NY
 Jenkins, Danella D - Cupertino, CA
 Jernick, Aimee R - Rockledge, FL
 Jochum, Jessica A - Lancaster, NY
 Johnsen, Timothy J - Babylon, NY
 Johnson, Grace M - Riverhead, NY
 Johnson, Quandell R - Brooklyn, NY
 Johnson, Willie P - Buffalo, NY
 Johnston, Eugenie N - Conklin, NY
 Jones, Annette A - Tully, NY
 Jones, Karen E - Bridgeport, NY
 Joseph, Violette - Kissimmee, FL
 Joza, Lissette L - Brooklyn, NY
 Jugraj, Renuka - Valley Stream, NY
 Juliano, Valerie A - Lancaster, NY
 Jung, Kyungja - Oyster Bay, NY
 Jusino, Nalini T - Clermont, FL
 Kanner, Karen J - Bellmore, NY
 Kantor, Eric D - Mamaroneck, NY
 Kavooosi, Shakiba Sophia - Irvine, CA
 Keller, Cherisse J - Brooklyn, NY
 Kelly-Austin, Bryan - Troy, NY
 Kelly-Boone, Sonia F - Brooklyn, NY
 Kem, Michele M - Utica, NY
 Kemp, Willie L - Syracuse, NY
 Kempie, Lee Ann B - East Pembroke, NY
 Kendrick, Rosalie A - Utica, NY
 Kerr, Carolyn B - Niskayuna, NY
 Khwaja, Sayed M - Farmingdale, NY
 Kickbush, Kelly A - Blasdell, NY

Kiely, Declan D - Brooklyn, NY
 Kim, Daniel H - Whitestone, NY
 Kim, Younjin - New York, NY
 King, Kelly J - Pleasanton, CA
 Kinney, Hae Nam J - Waterloo, NY
 Kirchner, Alison M - Lagrangeville, NY
 Kirkland, Antoinette - West Hempstead, NY
 Knight, Toni J - Hastings, NY
 Knobel, Mark D - Boynton Beach, FL
 Koenig, Alexandra M - Plainview, NY
 Korzeniewski, Amy L - Rochester, NY
 Kostulias, Robynelaine - Mineola, NY
 Kozel, Nicholas - Jacksonville, FL
 Kozlowski, Kevan R - Broadalbin, NY
 Kozlowski, Robin A - Yorktown, VA
 Krencieski, Pamela E - Bonita Springs, FL
 Krogmann, Heather N - Glens Falls, NY
 Kruse, Anthony R - Kings Park, NY
 La Georgia, Robert J - Perry, NY
 La Magna, Amy A - Lake Ronkonkoma, NY
 La Tray, Birgit U - Jordan, NY
 La Tray, Tammy L - New Oxford, PA
 La Voie-Spaulding, Shelli M - Malone, NY
 Labarr, Kenneth J - Berne, NY
 Labuz, Shari A - Windsor, NY
 Landres, Rachel F - Monroe, NY
 Lanoir, Amanda L - Chesnee, SC
 Lano, Lashea A - Rochester, NY
 Lapinski, Scott D - Aquebogue, NY
 Larkins, Jason C - Jamaica, NY
 Larose, Michel R - Canada, NY
 Lau, Jennifer C - Waldwick, NJ
 Lavelle, Lori R - Liverpool, NY
 Lavere, Todd L - Watertown, NY
 Lawal, Olu K - Schenectady, NY
 Lawrence, Amanda L - Ogdensburg, NY
 Lawrence, Kimberly C - Shaker Hts, OH
 Le Blanc, Scott C - Tupper Lake, NY
 Le Gere, Tanna D - Schenectady, NY
 Lee, Mei Po - Briarwood, NY
 Lee, Shu R - Staten Island, NY
 Lemus, Ernesto S - East Atlantic Beach, NY
 Lenihan, Brian T - Pearl River, NY
 Lewis, Shane - Mountain View, CA
 Lincks, Elizabeth - Glen Cove, NY
 Lindhorst-Moyers, Jack D - Nichols, NY
 Lindner, Diane L - West Seneca, NY
 Lipowski, Jennifer A - Cortlandt Manor, NY
 Littell, Christopher J - Dexter, NY
 Lloyd, Calvin M - Inwood, NY
 Logan, Michelle M - Painted Post, NY
 Lombardo-Stout, Kim A - Webster, NY
 Long, Summer S - Flushing, NY
 Lorenz, Carl C - Wantagh, NY
 Lowenfeld, Meg J - Tarrytown, NY
 Luciano, Alice D - Commack, NY
 Luebbers, Amy L - Ellenburgh Ctr, NY
 Lunt, Daniel A - Brook Park, OH
 Lutz, Wendy A - Buffalo, NY

Lyons, Jennifer L - Bloomfield, NY
 Mac Donald, Donna Lee - St James, NY
 Mac Millan, Glenn M - E Patchogue, NY
 Mac Robbie, Derek I - Sloatsburg, NY
 Mackay, Thomas M - Floral Park, NY
 Mackie, Sean W - Riverhead, NY
 Madison, Lloyd K - Uniondale, NY
 Mahmood, Abida K - Buffalo, NY
 Mahoney, Jacqueline - Levittown, NY
 Manchester, Erik M - Worcester, NY
 Mandel, Christy - Walworth, NY
 Marchese, Julie - Durham, NC
 Mardy, Jude - Willingboro, NJ
 Marrone, Audrey J - Forest Hills, NY
 Marsh, Matthew A - Wellsville, NY
 Martin, Katie M - Bronxville, NY
 Martinolich, Catherine M - Huntington, NY
 Marz, Nicole E - St James, NY
 Marziano, Ann - Yonkers, NY
 Masten, Erick C - Marlboro, NY
 Matias, Amanda A - Elmira Heights, NY
 Matre, Jennifer J - Tonawanda, NY
 Maxwell, Barbara A - Alden, NY
 Mayer, Judith A - Ardsley, NY
 Mc Arthur, Katherine A - Red Hook, NY
 Mc Brearty, Katlyn R - Melville, NY
 Mc Cabe, Deborah D - Webster, NY
 Mc Closkey, Daniel P - Cranford, NJ
 Mc Closky, Stacy A - Fair Lawn, NJ
 Mc Crohan, Brandon D - North Tonawanda, NY
 Mc Donald, Sophie K - Geneva, NY
 Mc Enaney, Mary Ellen - Islandia, NY
 Mc Garry, Kyle P - Waterford, NY
 Mc Kenzie, Karlene A - Spring Valley, NY
 Mc Mullen, Michelle S - Churchville, NY
 Mc Neely, Robert - Walden, NY
 Mc Neil, Danny C - Bellona, NY
 Mc Parlano, Sean P - West Seneca, NY
 Mc Queen, Patrick C - Brockport, NY
 Meininger, Eleni H - East Patchogue, NY
 Mejia, Angel G - Elmsford, NY
 Mendel, Brian K - Hamburg, NY
 Merkel, Thea A - Ithaca, NY
 Meyer-Veen, Michael P - Schoharie, NY
 Meyer, Andrea L - Lancaster, NY
 Meyer, Elizabeth S - Lake Luzerne, NY
 Meyer, Joseph C - Rochester, NY
 Michalak, Lauren Mandel - Monroe, NY
 Milazzo, Eileen L - Long Is City, NY
 Millar, Andrew S - Ghent, NY
 Miller, Elizabeth A - Granite Springs, NY
 Miller, Samantha L - Troy, NY
 Millwater, Philip P - Selden, NY
 Mink, David J - Albany, NY
 Mitchell, Anastasia L - Rome, NY
 Mitchell, Steven J - Canastota, NY
 Moeller, Donna S - Manorville, NY
 Mohammed-Jagoonsingh, Regina - Queens Village, NY
 Monaco, Steven S - Selden, NY

Montalvo, Radames - New York, NY
 Morelli, Rosario - Rochester, NY
 Moyer, Deborah L - Binghamton, NY
 Mozzone, Joseph L - Saint Augustine, FL
 Mullin, Doriann M - Gouverneur, NY
 Munarova, Mariya - Forest, NY
 Murnin, Matthew W - Yuma, AZ
 Murphy, Charity D - South New Berlin, NY
 Murphy, Miranda L - Lancaster, NY
 Murtin, Julie A - Brewster, NY
 Muscarello, Diane F - Mt Sinai, NY
 Muserallo, Jena M - Norwich, NY
 Myruski, James A - Middletown, NY
 Naber, Ferial S - Yonkers, NY
 Nair, Bindu M - Fort Lauderdale, FL
 Nam, Moon-Hee - Jamaica, NY
 Nance, Jennifer C - Hinsdale, IL
 Narbe, Constance J - Orchard Park, NY
 Nasworthy, William J - Watertown, NY
 Nealy, James E - Rockville Centre, NY
 Neavin, Karah - Binghamton, NY
 Nello, Christina M - Buffalo, NY
 Nelson, Tyrrell A - Mountain View, CA
 Nemeth, Catherine E - Norfolk, VA
 Nenno, Cady M - Bolivar, NY
 Nestrowitz-Costa, Celeste - Sparkill, NY
 Newbey, Troy J - White Plains, NY
 Newvine, Kimberly A - Colton, NY
 Neyhart, John O - Webster, NY
 Ng, Dorothy S - Staten Island, NY
 Nichols, Sam R - Stone Ridge, NY
 Nie, Aijun - Albany, NY
 Niemi, Richard L - Freeville, NY
 Nieto, Amanda A - Port Henry, NY
 Noves, Diane R - Dunkirk, NY
 Nowlin, Douglas P - Rochester, NY
 Nutty, Arne W - Derby, NY
 Nuzzi, Fred - East Norwich, NY
 Nuzzo, Joseph T - Rock Hill, NY
 O'Connor, Daniel N - Bronx, NY
 O'Brien, Michelle L - Myrtle Beach, SC
 Olearczyk, Gretchen A - Williamsville, NY
 Oliveira, Christopher A - Ossining, NY
 Olson, Scott J - Westbury, NY
 Opuio, Tonye D - Ozone Park, NY
 Ortiz, Jennifer - Montgomery, NY
 Ostrowski, Renee N - Mount Sinai, NY
 Overland, Robert L - Port Jervis, NY
 Owens, Ashley S - Bronx, NY
 Pacheco, Fernando A - Brooklyn, NY
 Paciulli, Camille - Holbrook, NY
 Padilla, Ana M - Brentwood, NY
 Padilla, Wilfredo - Hempstead, NY
 Palazzo, Whitney M - Roslindale, MA
 Palmeri, Roberta L - Farmingdale, NY
 Paoletta, Ryan J - Depew, NY
 Parache, Amy P - Jamaica, NY
 Parris, Christopher J - North Babylon, NY
 Parry, John L - Tribes Hill, NY

Pason, Kevin J - New Hampton, NY
 Pass, Michaela K - East Amherst, NY
 Paterson, Devon - Crofton, MD
 Patterson, Matthew T - Alexandria, VA
 Paul, Gurmej C - Sandy, NC
 Pawlowski, Hannah S - Buffalo, NY
 Peck, Cathleen A - Kingston, NY
 Peck, Mary C - White Plains, NY
 Perry, Jennifer L - Conesus, NY
 Perry, Jonathan C - Wellsville, NY
 Perry, Jordan - Lake View, NY
 Perski, Jacek G - Syracuse, NY
 Persons, Maria L - Schenectady, NY
 Peterson, Melissa M - Akron, NY
 Peterson, Tracy M - New York, NY
 Petrachkova, Svetlana - North Woodmere, NY
 Petrie, Katina M - Romulus, NY
 Petroff, Natalya - New York, NY
 Pettiford, Destiny - Stone Mtn, GA
 Pettit, Rosemary B - Fulton, NY
 Piazza, Kathleen F - Webster, NY
 Pickett, Luke W - Copenhagen, NY
 Pietrogallo, Kara E - Newburgh, NY
 Pillo, Valerie E - Niagara Falls, NY
 Place, Jennifer M - Latham, NY
 Poblano, Noe - Bay Shore, NY
 Pogon, Melissa - Hempstead, NY
 Polewczak, Lisa A - Sacramento, CA
 Pollock, Patricia L - Watervliet, NY
 Pollok, Robert D - West Nyack, NY
 Poole, Rebecca A - Apalachin, NY
 Pope, Nasha D - Woodbridge, VA
 Poppe, Cathlyn G - East Rockaway, NY
 Pordum, Frederick F - Orchard Park, NY
 Posick, Jane L - Bloomfield, NY
 Price, Janette M - Brooklyn, NY
 Proses, Valerie J - Coram, NY
 Provancher, Sandra A - Rome, NY
 Purinton, Jordan C - Newport, NY
 Pushlar, Sara A - Cazenovia, NY
 Quinn, Carolyn Eileen - Watervliet, NY
 Quinn, Lindsay M - Cuba, NY
 Quinones, Kimberly A - Yaphank, NY
 Rai, Amarjit S - Richmond Hill, NY
 Rambaran-Ulu, Andreater - Sugar Land, TX
 Ramrattan, Prabhudyal - Jamaica, NY
 Ramsdell, Ruth L - Elmira, NY
 Randall, Glenn D - Manlius, NY
 Rascelles, Scott L - Sag Harbor, NY
 Rasi, James M - Jefferson, NY
 Realbuto, Christina M - Mahopac, NY
 Reeves, Colleen M - Endicott, NY
 Reilly, Brendan S - Hicksville, NY
 Remington, Amanda L - Hebron, MD
 Reuben, Christina M - Chestnut Ridge, NY
 Reynolds, Robert P - Centereach, NY
 Rice, Kathleen M - Elmira, NY
 Richards, Kevin W - Chateaugay, NY
 Richardson, Judith - Vienna, VA

Richardson, Mercedes O - New York, NY
 Rifanburg, Diana M - South New Berlin, NY
 Rigabar, Terry L - Carthage, NY
 Rivera, Melissa V - Bronx, NY
 Rivera, Natasha - Bronx, NY
 Rivera, Priscilla - Bronx, NY
 Rivera, Taina - Union City, NJ
 Rizk, Mariyam - Orlando, FL
 Robbins, Gene S - Buffalo, NY
 Roberts, Cheryl M - Arkville, NY
 Roberts, Christopher B - The Villages, FL
 Robinson, Harley T - Hadley, NY
 Robinson, Jermaine A - Brooklyn, NY
 Rodgers, Dorothy M - Buffalo, NY
 Rodriguez, Ana Isabel - Jackson Heights, NY
 Rodriguez, Jose G - Greenwood Lake, NY
 Rodriguez, Marta I - McDonough, GA
 Roecker, Hope P - Southington, CT
 Rogers, Louann - Berne, NY
 Roll, Rodney D - Hamburg, NY
 Romero, Oscar - Buffalo, NY
 Rondon, Luis A - New York, NY
 Rosario, Robin J - Mastic, NY
 Ross, Catherine - Selden, NY
 Ross, Debra L - Granville, NY
 Rowland, Timothy P - Fayetteville, NY
 Rubinstein, Silvia S - Farmingville, NY
 Ruiz, Lorraine - Albany, NY
 Ruoff, Guy E - Cortland, NY
 Russell, Clare M - Avon, NY
 Russo, Dominic S - Farmingville, NY
 Rybicki, Micheal C - Sloan, NY
 Rydza, Kelly A - Orchard Park, NY
 Salagaj, Marilyn I - Wallingford, CT
 Salomon, Florence - Spring Valley, NY
 Samms, Kerry-Ann N - Brooklyn, NY
 Sanders, Surryyah - Jamaica, NY
 Santana, Phyllis A - Buffalo, NY
 Sardar, Henry - Brooklyn, NY
 Savduy, Grisel - West Palm Beach, FL
 Savage, Jason A - Hawthorne, NY
 Sayegh, Sami J - Phoenix, AZ
 Scheer, Marietta L - Corning, NY
 Schlager, Theodore T - Wingdale, NY
 Schneeberger, Paul M - Williamsville, NY
 Schneider, Lynda - Deer Park, NY
 Schneider, Nicole J - Lancaster, NY
 Schroy, Rebecca J - Carthage, NY
 Schuyler, Melissa A - Ocala, FL
 Schwalback, Wendi-Ann - Selden, NY
 Schwarzman, Rosalia M - E Rockaway, NY
 Scotto, Jessica - Levittown, NY
 Seaver, William G - Plattsburgh, NY
 Sechrist, Michael T - West Oneonta, NY
 Seeley, Gary L - Addison, NY
 Seligman Domney, Jane L - Roslyn, NY
 Semmel-Reichman, Marisa - Roslyn, NY
 Session, Anthony D - Baldwin, NY
 Setiawan, Michael - Brooklyn, NY

Shabbir, Nadia - Jamaica, NY
 Shadler, Darlene F - Rochester, NY
 Shaffer, Cassandra K - Cleveland, GA
 Shampoe, Brandon D - Brockport, NY
 Shaw, Ryan C - Commack, NY
 Sheikh, Mazhar A - Middletown, NY
 Shelmidine, Benjamin - N Syracuse, NY
 Shepard, Brian L - Henderson, NV
 Sherman, Cindy A - Willsboro, NY
 Shirley, Ronald - Lacona, NY
 Shirvell, Kevin J - Huntington, NY
 Shore, Brenda C - Albany, NY
 Shuemaker, Stephanie A - Waterville, NY
 Silecchia, Lauren - Scottsdale, AZ
 Sills, Jessica M - Derby, NY
 Silva-Fierro, Eduardo - Brooklyn, NY
 Silva, Linda R - New City, NY
 Simone, Melissa L - Loveland, OH
 Sinclair, Robert - Brooklyn, NY
 Sindorf, Gabrielle L - Morristown, NJ
 Singh, Justin F - New Windsor, NY
 Sitdikova, Ashley A - Elmira, NY
 Skalski, Suzan M - Hamburg, NY
 Skipwith, Justin L - Poughkeepsie, NY
 Smalley, Jodi Lynne - Kings Park, NY
 Smith, Alda L - Medina, NY
 Smith, Danielle K - Interlaken, NY
 Smith, Gretchen M - Cedar Rapids, IA
 Smith, Jeanne L - Shushan, NY
 Smith, Kathleen A - Lindenhurst, NY
 Smith, Shunae L - Buffalo, NY
 Smith, Thomas A - Bay Shore, NY
 Sorenson, Angela L - Woodward, IA
 Spangenberg, Laurie L - Bradford, NY
 Spector, Alan R - Kaneohe, HI
 Spilman, Carolyn A - Hockessin, DE
 Spinner, Kyle A - Greeneville, TN
 Sponeybarger, Edward A - Kill Buck, NY
 Springsteen, Melinda A - Binghamton, NY
 Sproul, Elizabeth A - Galax, VA
 Sproul, Theresa A - Sugar Hill, GA
 St Louis, Marie C - Spring Valley, NY
 Staats, Petra - Rochester, NY
 Stallone, Patricia B - Centereach, NY
 Starr, Joyce C - Lyndonville, NY
 Stashkiv, Volodymyr - Warners, NY
 Stein, Jessica M - Chicago, IL
 Stein, Michelle - Buffalo, NY
 Stewart, Thomas W - Delmar, NY
 Stockman, Jennifer N - Freeport, NY
 Stockwell, Nancy J - Hudson Falls, NY
 Stone, Jason - Rochester, NY
 Storch, Lauren M - Elmira, NY
 Storm, Erin B - Fair Lawn, NJ
 Stratton, Andria L - Sodus, NY
 Straub, Joshua A - Pine Bush, NY
 Strock, Jason E - Nassau, NY
 Stuart, Martha J - Rexville, NY
 Stursberg, Ryan G - Plainview, NY
 Sullivan-Savoie, Diane M - Palmyra, NY
 Sullivan, Collin M - Auburn, NY
 Sullivan, Danielle M - Fredonia, NY
 Sullivan, Kelsey A - Brockport, NY
 Summers, George H - Hempstead, NY
 Swan, Lakisha L - Elmira, NY
 Swan, Mindy M - Warsaw, NY
 Sweeney-Smith, Kimberly A - Baldwinsville, NY
 Swegler, Bart A - Long Beach, NY
 Tacy, Joseph P - Malone, NY
 Talley, Elsie G - Fort Edwards, NY
 Tallmadge, Connie M - Ludowici, GA
 Tanner, Andrea A - North Syracuse, NY
 Tanski, Mark S - Schenectady, NY
 Tarmino, Denelle M - Linwood, NY
 Tavares, Jarrod M - Port Jeff Sta, NY
 Taylor, Jessica B - Austin, TX
 Taylor, Tessania M T - Glen Burnie, MD
 Tejera, Vanessa M - Yonkers, NY
 Terrazas, James - Holmes, NY
 Thampi, Meena - West Nyack, NY
 Theiss, William - East Setauket, NY
 Thomas, Dawn D - Buffalo, NY
 Thomas, Randolph - Dunkirk, NY
 Thompson, Kimberly A - Lockport, NY
 Thorsby, Krystal L - Middleport, NY
 Thyden, Richard E - Huntington, NY
 Tietje, Charles L - Painted Post, NY
 Tirelli, Amy L - South Glens Falls, NY
 Titmas, Kristin L - Neptune, NJ
 Toman, Lynn M - Albion, NY
 Tracy, Kerri A - Coram, NY
 Trainor, Christine M - Dobbs Ferry, NY
 Trapanese, Joseph M - Hurley, NY
 Tressler, Jesse C - Oxford, NY
 Tripp, Mary J - Aurora, NY
 Troelstra, Laura J - Queensbury, NY
 Trujillo, Plinio A - Yonkers, NY
 Tucker, Lorraine L - Canandaigua, NY
 Tully, Sandra - Limestone, NY
 Turck, Lori A - Castorland, NY
 Turner-Grissett, Melody - Brooklyn, NY
 Turner, Justin J - Eaton, NY
 Turner, Olga M - Aquebogue, NY
 Tursi, Joseph P - Hillburn, NY
 Tuttolomondo, Cologero J - Avenel, NJ
 Upson, Theresa R - Poughkeepsie, NY
 Urquhart, Jemma P - Biloxi, MS
 Valentine, Matthew O - Schenectady, NY
 Valentino, Michael J - Leicester, NY
 Van Arsdale, James W - Auburn, NY
 Van Curen, Richard C - Buffalo, NY
 Van Derwerken, Rebecca L - Central Bridge, NY
 Van Vorce, Bryan A - Newark Valley, NY
 Vandelden, Diane - Trumansburg, NY
 Vanriel, Angela V - Brooklyn, NY
 Venuti, Christopher S - Montrose, NY
 Vespucci, Elaine T - Williamsville, NY
 Victor, Denyse S - Brooklyn, NY

Viernes,Mardonio Acosta - Hollis, NY
 Viggiano,Matthew D - Wappingers Falls, NY
 Vincent,Melissa C - Albany, NY
 Virtue,Leon W - Newark Valley, NY
 Vital-Herne,Suzy B - Westbury, NY
 Viverette,Erica W - Rochester, NY
 Vlad,Nicutor C - Stuyvesant Falls, NY
 Voight,Lisa L - Peru, NY
 Vranich,Christine A - Buffalo, NY
 Wagner,Christine M - Hamburg, NY
 Walden,Mary T - Suffern, NY
 Walker,Brandy L - Carthage, NY
 Wallace,Jermaine L - Alexandria, VA
 Walsh,Anthony T - Frankfort, NY
 Walsh,Bridie V - Highland Mills, NY
 Walston,Richard E - Northport, NY
 Warren,Cyla S - Canastota, NY
 Weaver,Marcia L - Buffalo, NY
 Welch,De Sona D - Albany, NY
 Welch,Jodi A - Mount Sinai, NY
 Welch,Stacy L - Trumansburg, NY
 Weller,Tamera L - Baldwinsville, NY
 Werkmann,Mary T - Farmingville, NY
 Weygand,Leigh A - Hartwick, NY
 Wheeler,Beth - Horseheads, NY
 Whipple,Patrick B - Lyndonville, NY
 White,Cherylyn M - Schenectady, NY
 White,Cynthia A - N Merrick, NY
 White,Maria A - Tonawanda, NY
 White,Wanda L - Nichols, NY
 Whitehead,Ayesha - Middletown, NY
 Whitesell,Mary C - Rexville, NY
 Whitmore,Melody S - Binghamton, NY
 Whitney,Jane A - Schroon Lake, NY
 Widrick,Arisa L - Camillus, NY
 Wieczorek,Denise M - Holland, NY
 Wiggins,Vincent M - Manning, SC
 Wild,Nicole L - Mexico, NY
 Wilder,Rosemary E - Carthage, NY
 Williams,Christopher J - Ridge, NY
 Williams,Kelly A - New Rochelle, NY
 Williams,Raleighn D - Fishkill, NY
 Williams,Tiffany - Westmont, IL
 Williamson,Kelly J - New Woodstock, NY
 Willis,Susan J - Bradenton, FL
 Wilson,Daniel J - Rocky Point, NY
 Wilson,Jacquelyn A - Kenmore, NY
 Wilson,Laurie P - Farmingville, NY
 Wilson,Theresa M - Hershey, PA
 Wise,Randy - Baltimore,MD
 Wolf,Heather G - Greenport, NY
 Wong,Huen - Corona, NY
 Woods,Lillian I - Lindenhurst, NY
 Woolridge,Sean E - Syracuse, NY
 Wooster,Barbara - Bluffton, SC
 Wooten,Terrilyn S - Yonkers, NY
 Wujek,Lynn A - West Seneca, NY
 Wyant,Beth - West Hurley, NY
 Wyckoff,Betty - Massapequa, NY

Yatabe,Blaine T - Suwanee, GA
 Zapata,Liliana M - Ronkonkoma, NY
 Zenker,Emily C - West Coxsackie, NY
 Zenowich,Michael L - Danbury, CT
 Zhang,Xiangling - Abilene, TX
 Zipko,Joseph G - Frankfort, NY
 For further information contact: Mary Ellen Kutey, New York State Retirement Systems, 110 State St., Albany, NY 12244, (518) 474-3502

PUBLIC NOTICE

New York State and Local Retirement System

Pursuant to Retirement and Social Security Law, the New York State and Local Employees' Retirement System hereby gives public notice of the following:

The persons whose names and last known addresses are set forth below appear from records of the above named Retirement System to be entitled to accumulated contributions held by said retirement system whose membership terminated pursuant to Section 40, Subdivision f, of the Retirement and Social Security Law on or before July 31,2014. This notice is published pursuant to Section 109 of the Retirement and Social Security Law of the State of New York. A list of the names contained in this notice is on file and open to public inspection at the office of the New York State and Local Retirement System located at the 110 State St, in the City of Albany, New York. At the expiration of six months from the date of the publication of this notice. The accumulated contributions of the persons so listed shall be deemed abandoned and shall be placed in the pension accumulation fund to be used for the purpose of said fund. Any accumulated contributions so deemed abandoned and transferred to the pension accumulation fund may be claimed by the persons who made such accumulated contributions or, in the event of his death, by his estate or such person as he shall have nominated to receive such accumulated contributions, by filing a claim with the State Comptroller in such form and in such a manner as may be prescribed by him, seeking the return of such abandoned contributions. In the event such claim is properly made the State Comptroller shall pay over to the person or persons or estate making the claim such amount of such accumulated contributions without interest.

Griffin,Jackie R - Albany, NY

Micks,Joseph A - Binghamton, NY

For further information contact: Mary Ellen Kutey, New York State Retirement Systems, 110 State St., Albany, NY 12244, (518) 474-3502

PUBLIC NOTICE

Department of State

F-2015-0188

Date of Issuance – August 05, 2015

The New York State Department of State (DOS) is required by Federal regulations to provide timely public notice for the activities described below, which are subject to the consistency provisions of the Federal Coastal Zone Management Act of 1972, as amended.

The applicant has certified that the proposed activity complies with and will be conducted in a manner consistent with the approved New York State Coastal Management Program. The applicant's consistency certification and accompanying public information and data are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

In F-2015-0188, The Sodus Bay Yacht Club, is proposing to construct a floating breakwater to reduce the effects of wake and wave action on their facilities. The proposed activity would occur offshore of the Club's property at 7431 Irwin St. Town of Sodus, NY. The breakwater is proposed to be constructed of tubular steel and moored to anchors on the floor of Great Sodus Bay. The breakwater is proposed to comprised of three 12' by 200' sections, with one section

being deployed each year over the next three years to result in a total of 600 feet of floating breakwater. It is proposed to be submerged during the off season.

Any interested parties and/or agencies desiring to express their views concerning any of the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 30 days from the date of publication of this notice, or September 04, 2015.

Comments should be addressed to the Department of State, Office of Planning and Development, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, Fax: (518) 473-2464, e-mail: cr@dos.ny.gov

This notice is promulgated in accordance with Title 15, Code of Federal Regulations, Part 930.

PUBLIC NOTICE

Department of State

F-2015-0264

Date of Issuance – August 05, 2015

The New York State Department of State (DOS) is required by Federal regulations to provide timely public notice for the activities described below, which are subject to the consistency provisions of the Federal Coastal Zone Management Act of 1972, as amended.

The applicant has certified that the proposed activity complies with and will be conducted in a manner consistent with the approved New York State Coastal Management Program. The applicant's consistency certification and accompanying public information and data are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

In F-2015-0264, The Town of Babylon, is proposing to construct a fence running perpendicular to the shoreline along the easterly side of Little East Neck Rd. South from the existing street end to a point waterward of the mean low water mark.

Any interested parties and/or agencies desiring to express their views concerning any of the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 30 days from the date of publication of this notice, or September 04, 2015.

Comments should be addressed to the Department of State, Office of Planning and Development, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, Fax: (518) 473-2464, e-mail: cr@dos.ny.gov

This notice is promulgated in accordance with Title 15, Code of Federal Regulations, Part 930.

PUBLIC NOTICE

Uniform Code Regional Boards of Review

Pursuant to 19 NYCRR 1205, the petitions below have been received by the Department of State for action by the Uniform Code Regional Boards of Review. Unless otherwise indicated, they involve requests for relief from provisions of the New York State Uniform Fire Prevention and Building Code. Persons wishing to review any petitions, provide comments, or receive actual notices of any subsequent proceeding may contact Brian Tollsen, Building Standards And Codes, Department of State, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-4073 to make appropriate arrangements.

2015-0161 Matter of Wingate Farms, 6679 Big Tree Road, Livonia, NY 14487, for a variance concerning requirements of 19 NYCRR Part 1221 Building Code of NY section(s) 903.2.1.2, relating to the requirements for building sprinkler requirements in occupancy Group A Building located at 6679 Big Tree Road, Livonia, Livingston County, New York.

2015-0240 Matter of Sodus Town Ambulance Corps, 7060 Ridge Road, Sodus, NY 14551, for a variance concerning requirements of 19 NYCRR Part 1221 Building Code of NY section(s) 903.2.7, relating to the requirements for building sprinkler requirements in occupancy Group R Building located at 7060 Ridge Road, Sodus, Wayne County, New York.

2015-0326 Matter of Market27east, Llc, Thomas B Creath, 101 Co-

lumbia Street, Suite 100, Corning, NY 14830, for a variance concerning safety requirements, including the installation of a LULA elevator in a building located at 27 East Market Street, City of Corning, County of Steuben, State of New York.

2015-0328 Matter of Happiness With Jesus Ministries, Russell Purvis, 35 Lathrop Road, Lowman, NY 14861, for a variance concerning safety requirements, including accessibility requirements in a building located at 35 Lathrop road, Town of Baldwinsville, County of Chemung, State of New York.

2015-0359 Matter of Hankins Development Corp., Lee Hankins, 2353 Pinnacle Road, Rush, NY 14543, for a variance concerning safety requirements, including a required fire hydrant for residential property located at 4 and 8 Coal Creek Way, Town of Rush, County of Monroe, State of New York.

ADJUDICATORY REPORTS

Office of Children and Family Services

Division of Legal Affairs
Bureau of Special Fair Hearings

Pursuant to Executive Order No.131 issued by Governor Mario Cuomo on December 4, 1989, and reconfirmed by Executive Order No. 2 issued by Governor Andrew M. Cuomo on January 1, 2011, each agency is required to publish a report that sets forth the steps taken by the agency to comply with the Order. The report of the former Department of Social Services, an Office of Children and Family Services' predecessor agency, detailed the steps taken to comply with the Order. Those provisions substantially continue to be in effect and applicable to the Office of Children and Family Services.

The Order requires that the report include "statistics on Article 78 proceedings brought against the agency, including the outcome of such proceedings and the reasons for any reversal or modification of an agency determination." The following statistics on Article 78 proceedings are from the period commencing January 1, 2007 to December 31, 2008:

Cases Opened: 73
Cases Closed: 26
Stipulations of Settlement: 10
Decisions Favorable to OCFS: 10
Withdrawals or abandonment by petitioner: 4
Decisions adverse to OCFS: 2
Reasons for adverse decisions: –
Mistake of law as applied to facts: 0
Record deficient (no substantial evidence): 2
Remand due to procedural error: 0

Office of Children and Family Services

Division of Legal Affairs
Bureau of Special Fair Hearings

Pursuant to Executive Order No.131 issued by Governor Mario Cuomo on December 4, 1989, and reconfirmed by Executive Order No. 2 issued by Governor Andrew M. Cuomo on January 1, 2011, each agency is required to publish a report that sets forth the steps taken by the agency to comply with the Order. The report of the former Department of Social Services, an Office of Children and Family Services' predecessor agency, detailed the steps taken to comply with the Order. Those provisions substantially continue to be in effect and applicable to the Office of Children and Family Services.

The Order requires that the report include "statistics on Article 78 proceedings brought against the agency, including the outcome of such proceedings and the reasons for any reversal or modification of an agency determination." The following statistics on Article 78 proceedings are from the period commencing January 1, 2009 to December 31, 2010:

Cases Opened: 64
Cases Closed: 37
Stipulations of Settlement: 2

Decisions Favorable to OCFS: 28

Withdrawals or abandonment by petitioner: 2

Decisions adverse to OCFS: 5

Reasons for adverse decisions: –

Mistake of law as applied to facts: 0

Record deficient (no substantial evidence): 4

Remand due to procedural error: 1

Office of Children and Family Services

Division of Legal Affairs
Bureau of Special Fair Hearings

Pursuant to Executive Order No.131 issued by Governor Mario Cuomo on December 4, 1989, and reconfirmed by Executive Order No. 2 issued by Governor Andrew M. Cuomo on January 1, 2011, each agency is required to publish a report that sets forth the steps taken by the agency to comply with the Order. The report of the former Department of Social Services, an Office of Children and Family Services' predecessor agency, detailed the steps taken to comply with the Order. Those provisions substantially continue to be in effect and applicable to the Office of Children and Family Services.

The Order requires that the report include "statistics on Article 78 proceedings brought against the agency, including the outcome of such proceedings and the reasons for any reversal or modification of an agency determination." The following statistics on Article 78 proceedings are from the period commencing January 1, 2011 to December 31, 2012:

Cases Opened: 43
Cases Closed: 30
Stipulations of Settlement: 3
Decisions Favorable to OCFS: 15
Withdrawals or abandonment by petitioner: 2
Decisions adverse to OCFS: 10
Reasons for adverse decisions: –
Mistake of law as applied to facts: 0
Record deficient (no substantial evidence): 10
Remand due to procedural error: 0

Office of Children and Family Services

Division of Legal Affairs
Bureau of Special Fair Hearings

Pursuant to Executive Order No.131 issued by Governor Mario Cuomo on December 4, 1989, and reconfirmed by Executive Order No. 2 issued by Governor Andrew M. Cuomo on January 1, 2011, each agency is required to publish a report that sets forth the steps taken by the agency to comply with the Order. The report of the former Department of Social Services, an Office of Children and Family Services' predecessor agency, detailed the steps taken to comply with the Order. Those provisions substantially continue to be in effect and applicable to the Office of Children and Family Services.

The Order requires that the report include "statistics on Article 78 proceedings brought against the agency, including the outcome of such proceedings and the reasons for any reversal or modification of an agency determination." The following statistics on Article 78 proceedings are from the period commencing January 1, 2013 to December 31, 2014:

Cases Opened: 48

Cases Closed: 28

Stipulations of Settlement: 4

Decisions Favorable to OCFS: 16

Withdrawals or abandonment by petitioner: 5

Decisions adverse to OCFS: 3

Reasons for adverse decisions: —

Mistake of law as applied to facts: 0

Record deficient (no substantial evidence): 3

Remand due to procedural error: 0

APPENDIX

The following Appendix was filed with a Notice of Adoption pertaining to Species of Ash Tree, Parts Thereof and Products and Debris Therefrom, Which Are at Risk for Infestation by

the Emerald Ash Borer, I.D. AAM-21-15-00004-A published in this issue of the State Register.

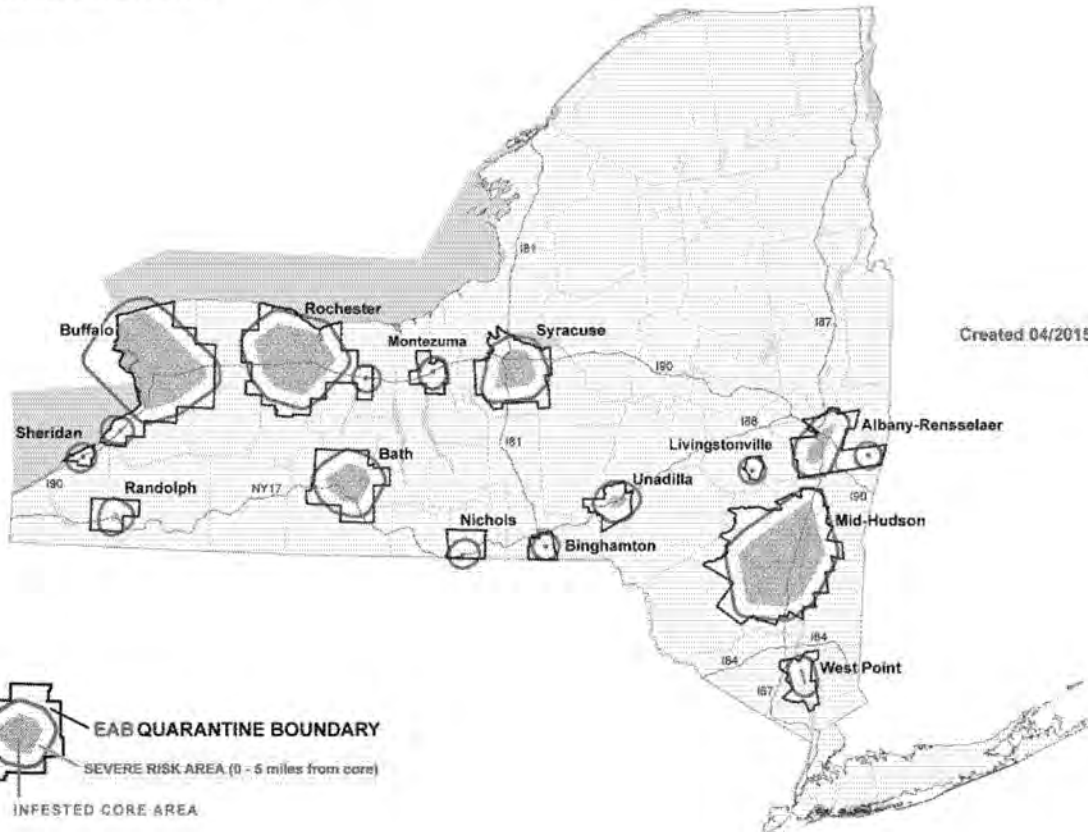
Emerald Ash Borer (EAB) Quarantine Boundaries

Albany-Rensselaer, Bath, Binghamton, Buffalo, Livingstonville,
Mid-Hudson, Montezuma, Nichols, Randolph, Rochester,
Sheridan, Syracuse, Unadilla, West Point



Department of
Environmental
Conservation

Agriculture
and Markets



S. McDonnell - Geographer
Division of Lands and Forests
Forest Health Unit