
NEW YORK STATE
REGISTER

INSIDE THIS ISSUE:

- Assessment of Entities Regulated by the Banking Division of the Department of Financial Services
- New York State, City of Yonkers and New York City Withholding Tables and Other Methods
- Workers' Compensation Board - Option to Self-Insure for Jockey Fund

Notice of Availability of State and Federal Funds

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; and for 30 days after publication of a Notice of Revised Rule Making, or a Notice of Emergency Adoption and 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 45-day period expires on January 20, 2018
- the 30-day period expires on January 5, 2018

**ANDREW M. CUOMO
GOVERNOR**

**ROSSANA ROSADO
SECRETARY OF STATE**

NEW YORK STATE DEPARTMENT OF STATE

For press and media inquiries call:
(518) 474-0050

For *State Register* production, scheduling and subscription information
call: (518) 474-6957
E-mail: adminrules@dos.ny.gov

For legal assistance with *State Register* filing requirements
call: (518) 474-6740
E-mail: dos.dl.inetcounsel@dos.ny.gov

The *New York State Register* is now available on-line at:
www.dos.ny.gov/info/register.htm



The New York State Register (ISSN 0197 2472) is published weekly. Subscriptions are \$80 per year for first class mailing and \$40 per year for periodical mailing. The *New York State Register* is published by the New York State Department of State, One Commerce Plaza, 99 Washington Avenue, Albany, NY 12231-0001. Periodical postage is paid at Albany, New York and at additional mailing offices.

POSTMASTER: Send address changes to NY STATE REGISTER, the Department of State, Division of Administrative Rules, One Commerce Plaza, 99 Washington Avenue, Albany, NY 12231-0001

 printed on recycled paper

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 should reach the agency before expiration of the public comment period. The law provides for a minimum 45-day public comment period after publication in the *Register* of every Notice of Proposed Rule Making, 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 expiration of the public comment period.

The Administrative Regulations Review Commission (ARRC) reviews newly proposed regulations to examine 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

Each paid subscription to the *New York State Register* includes one weekly issue for a full year and four "Quarterly Index" issues. The Quarterly is a cumulative list of actions that shows the status of every rule making action in progress or initiated within a calendar year.

The *Register* costs \$80 a year for a subscription mailed first class and \$40 for periodical (second) class. Prepayment is required. To order, send a check or money order payable to the NYS Department of State to the following address:

NYS Department of State
One Commerce Plaza
99 Washington Avenue
Suite 650
Albany, NY 12231-0001
Telephone: (518) 474-6957

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)

Rule Making Activities

Alcoholism and Substance Abuse Services, Office of

- 1 / Chemical Dependence Outpatient and Opioid Treatment Programs (A)
- 2 / Residential Services (A)

Civil Service, Department of

- 3 / New York State Income Protection Plan (IPP) and Paid Family Leave (PFL) Benefits for Certain New York State Employees (EP)
- 3 / Notice of expiration

Environmental Conservation, Department of

- 4 / Bay Scallop Size Limit (P)
- 4 / Climate Smart Communities Projects (P)

Financial Services, Department of

- 7 / Assessment of Entities Regulated by the Banking Division of the Department of Financial Services (E)

Health, Department of

- 10 / Food and Beverages in Funeral Establishments (P)

Public Service Commission

- 11 / Submetering of Electricity (A)
- 12 / Tariff Amendments (A)
- 12 / AMI Project and NWA Framework (A)
- 12 / CES Phase 2 Implementation Plan (A)
- 13 / EEPS Programs (A)
- 13 / Financing Petition (A)
- 14 / VTOU Rates (A)
- 14 / Submetering of Electricity and Waiver Request (A)
- 14 / Financing Petition (A)
- 15 / Pilot Project (A)
- 15 / Submetering of Electricity and Waiver Request (A)
- 16 / Transfer of Ownership Interests in a Nuclear Generating Facility (A)
- 16 / Tariff Amendments (A)
- 16 / Merger and Associated Cessation of Operations (P)
- 17 / Part of the Tier 2 Maintenance Tier Program in the RES of the CES (P)
- 17 / Minor Rate Filing (P)

State University of New York

- 17 / College Fees (EP)

Taxation and Finance, Department of

- 18 / New York State, City of Yonkers and New York City Withholding Tables and Other Methods (EP)

Workers' Compensation Board

- 20 / Workers' Compensation Board - Option to Self-Insure for Jockey Fund (E)

Hearings Scheduled for Proposed Rule Makings / 24

Action Pending Index / 25

Securities Offerings

73 / State Notices

Advertisements for Bidders/Contractors

75 / Sealed Bids

Notice of Availability of State and Federal Funds

79 / New York Homes and Community Renewal

80 / Homeland Security and Emergency Services, Division of

Miscellaneous Notices/Hearings

81 / Notice of Abandoned Property Received by the State Comptroller

81 / Public Notice

RULE MAKING ACTIVITIES

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.

Office of Alcoholism and Substance Abuse Services

NOTICE OF ADOPTION

Chemical Dependence Outpatient and Opioid Treatment Programs

I.D. No. ASA-24-17-00017-A

Filing No. 1013

Filing Date: 2017-11-16

Effective Date: 2017-12-06

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

Action taken: Amendment of Part 822 of Title 14 NYCRR.

Statutory authority: Mental Hygiene Law, sections 19.07, 19.09, 19.40, 32.01 and 32.07; Public Health Law, sections 2171 and 2781

Subject: Chemical Dependence Outpatient and Opioid Treatment Programs.

Purpose: Conforms HIV and Hepatitis testing requirements in outpatient settings with Public Health Law.

Substance of final rule: This proposal makes amendments to the following sections in response to changes in the Public Health Law related to testing for HIV and Hepatitis-C; to update the definition of peer support services; responding to comments received from the June 14, 2017 publication in the *State Register*; internal review by the Office; and minor technical amendments.

§ 822.2(o): Legal basis. Adds section 2781 of the Public Health Law related to HIV testing.

§ 822.5(n): Amends definition of “continuing care treatment” to clarify requirements for OTP patients receiving continuing care services.

§ 822.5(t): Adopted common usage of the term “medication assisted treatment” (MAT) rather than “medication assisted recovery.”

§ 822.5(aa) and (ac): Makes technical amendments as needed; removes the outdated definition of “outreach” and amends the definition of “peer support service” for the purpose of engaging patients prior to program admission. Renumbering remaining subdivisions through (ah).

§ 822.7(a)(5) and (l)(5): Amends Policies and Procedures clarifying that providers must be in compliance with local, state and federal laws pertaining to both Hepatitis and HIV education, prevention, testing and counseling; adds a new paragraph to subdivision (l) to ensure clinical staff be provided with documented training on crisis interventions, dealing with special populations, quality improvements and agency policies and procedures.

§ 822.8(a)(4)(i); (5)-(10): Requires all patients be offered HIV and hepatitis testing as well as other sexually transmitted diseases, which may be conducted either on-site or by referral, as soon as possible after admission; conforms provisions related to offer of HIV/AIDS testing to current Public Health Law; requires consultation with the prescribing provider of a regimen of pre- or post-exposure prophylaxis prior to discontinuing the regimen; clarifies that all programs must conduct an intradermal TB test for patients with clinical indications; programs must explain any test results to patients as soon as possible after testing; clarifies that significant medical issues which must be addressed in the treatment/recovery plan include risk for communicable diseases; renumbering paragraphs.

§ 822.8(e)(2): Requires, within one week of admission to an OTP, that each patient be educated on HIV prophylaxis.

§ 822.9(g): Communicable disease. Adds a new subdivision requiring communicable disease risk and treatment, or lack thereof, be documented in the treatment recovery plan.

§ 822.12(b): Include language regarding prohibition against sharing any information pertaining to testing and treatment of sexually transmitted diseases with a minor patient’s parent or guardian without the patient’s consent.

§ 822.14: Remove prohibition against OTPs having additional locations.

A copy of the full text of the regulatory proposal is available on the OASAS website at: <http://www.oasas.ny.gov/regs/index.cfm>

Final rule as compared with last published rule: Nonsubstantive changes were made in section 822.8(a)(5)(iii).

Revised rule making(s) were previously published in the State Register on October 4, 2017.

Text of rule and any required statements and analyses may be obtained from: Sara Osborne, Associate Attorney, NYS Office of Alcoholism and Substance Abuse Services, 1450 Western Ave., Albany, NY 12203, (518) 485-2312, email: Sara.Osborne@oasas.ny.gov

Revised Regulatory Impact Statement

A revised regulatory impact statement is not being submitted because the corrections made to the adopted text constitute correction of an error in the revised proposed rulemaking. The impact statement for the initial proposal and the revised proposed rulemaking were the same because the intent to be consistent with state law was not changed.

Revised Regulatory Flexibility Analysis

A revised statement in lieu of a regulatory flexibility analysis for small businesses and local governments is not being submitted because the corrections made to the adopted text constitute correction of an error in the revised proposed rulemaking. The RASBLG statement for the initial proposal and the revised proposed rulemaking were the same because the intent to be consistent with state law was not changed.

Revised Rural Area Flexibility Analysis

A revised statement in lieu of a rural area flexibility analysis is not being submitted because the corrections made to the adopted text constitute correction of an error in the revised proposed rulemaking. The RAFA statement for the initial proposal and the revised proposed rulemaking were the same because the intent to be consistent with state law was not changed.

Revised Job Impact Statement

A revised Job impact statement is not being submitted because the corrections made to the adopted text constitute correction of an error in the revised proposed rulemaking. The Job impact statement for the initial proposal and the revised proposed rulemaking were the same because the intent to be consistent with state law was not changed.

Initial Review of Rule

As a rule that requires a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2020, which is no later than the 3rd year after the year in which this rule is being adopted.

Assessment of Public Comment

Notice of Proposed Revised Rule Making was published in the New York State Register on October 4, 2017. The Office of Alcoholism and Substance Abuse Services (OASAS) received one comment during the public comment period from The New York City Dept. of Health and Mental Hygiene calling our attention to a discrepancy between the original proposed rulemaking and the revised rulemaking as a result of an inadvertent error whereby text which was intended to be removed was not removed.

The proposed amendments published on June 14, 2017 proposed deleting the following bracketed language from section 820.7(b)(2)(iii): "...[not be conducted without patient written informed consent except in situations specifically authorized by law. HIV testing]..." The revised rulemaking published on October 4, 2017 removed the brackets with no explanation, prompting the NYC Department of Health and Mental Hygiene to suspect unintended error since the original proposal was consistent with current law (public health law § 2781 was amended by chapter 57 of the laws of 2015 to eliminate the requirement for written consent). As originally published this subparagraph had not elicited any public comment.

The text to be adopted pursuant to this rulemaking corrects that error in subparagraph (iii) of paragraph (5) of subdivision (a) of section 822.8 by reversion to the text in the June 14, 2017 publication.

No other comments were received related to the Revised Proposed Rulemaking.

NOTICE OF ADOPTION**Residential Services**

I.D. No. ASA-24-17-00018-A

Filing No. 1014

Filing Date: 2017-11-16

Effective Date: 2017-12-06

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

Action taken: Amendment of Part 820 of Title 14 NYCRR.

Statutory authority: Mental Hygiene Law, sections 19.07, 19.09, 19.40, 32.01 and 32.07; Public Health Law, sections 2171 and 2781

Subject: Residential Services.

Purpose: Conforms HIV and Hepatitis testing requirements in residential settings with Public Health Law.

Substance of final rule: This proposal makes amendments to the following sections in response to changes in the Public Health Law related to testing for HIV and Hepatitis-C.

§ 820.1 Legal basis. Adds section 2781 of the Public Health Law related to HIV testing.

§ 820.2 Applicability. Added "service plan" to distinguish from "treatment/recovery plan."

§ 820.5(a) and (b) General Program Standards. Amends Policies and Procedures clarifying that providers must be in compliance with local, state and federal laws pertaining to both hepatitis and HIV education, prevention, testing and counseling; add new paragraph to ensure clinical staff are provided documented training education, counseling and prevention of hepatitis and sexually transmitted diseases; amend use of "medication assisted treatment"; add generic term for Narcan (naloxone).

§ 820.6(c) and (d) Staffing. Requires all clinical staff be provided with and document specialized training in identified areas; regarding HIV and AIDS, clarifies the duties of a Health Coordinator to provide information about both pre- and post-exposure precautions.

§ 820.7(a) and (b) Assessment. Amend use of "medication assisted treatment"; requires that as soon as possible after admission all patients, exceeding NYS Public health law, shall be offered testing for Hepatitis, HIV, such testing if requested to be conducted either on site or by referral; clarifies that testing for TB and other sexually transmitted diseases shall be conducted if clinically indicated; requires sharing of test results with

patients "as soon as possible after testing; consultation with prescriber prior to modifying HIV prophylaxis medications. Clarifies that significant medical issues must be addressed in a treatment/recovery plan including risk for communicable diseases; if a patient refuses care the patient must acknowledge in writing that such care was offered but refused.

§ 820.7(c) Medical history. All patients shall be offered HIV and viral hepatitis testing regardless of documented history within the previous 12 months; changed timing for assessments in stabilization elements to concluding a medical assessment within 24 hours and, if necessary, a full physical 7 days after admission.

§ 820.8 Treatment/recovery plan development and review. Add references to "service plan" where appropriate; changed frequency of plan review to appropriately conform to variables of each element.

§ 820.9(c) Discharge. Clarifies that information pertaining to testing and treatment of sexually transmitted diseases in a minor may not be shared with the patient's parent or guardian without such minor's consent.

§ 820.12(c) and (d) Additional requirements for community reintegration. Renumbering; clarifies that service plan reviews should be both periodic and as needed.

A copy of the full text of the regulatory proposal is available on the OASAS website at: <http://www.oasas.ny.gov/regs/index.cfm>

Final rule as compared with last published rule: Nonsubstantive changes were made in section 820.7(b)(2)(iii).

Revised rule making(s) were previously published in the State Register on October 4, 2017.

Text of rule and any required statements and analyses may be obtained from: Sara Osborne, Associate Attorney, NYS Office of Alcoholism and Substance Abuse Services, 1450 Western Ave., Albany, NY 12203, (518) 485-2312, email: Sara.Osborne@oasas.ny.gov

Revised Regulatory Impact Statement

A revised regulatory impact statement is not being submitted because the corrections made to the adopted text constitute correction of an error in the revised proposed rulemaking. The impact statement for the initial proposal and the revised proposed rulemaking were the same because the intent to be consistent with state law was not changed.

Revised Regulatory Flexibility Analysis

A revised Statement in Lieu of Regulatory Flexibility Analysis for Small Businesses and Local Governments is not being submitted because the corrections made to the adopted text constitute correction of an error in the revised proposed rulemaking. The Statement in Lieu of a RFASBLG for the initial proposal and the revised proposed rulemaking were the same because the intent to be consistent with state law was not changed.

Revised Rural Area Flexibility Analysis

A revised Rural Area Flexibility Analysis statement is not being submitted because the corrections made to the adopted text constitute correction of an error in the revised proposed rulemaking. The Statement in Lieu of a RAFA for the initial proposal and the revised proposed rulemaking were the same because the intent to be consistent with state law was not changed.

Revised Job Impact Statement

A revised Statement in Lieu of a Job Impact Statement is not being submitted because the corrections made to the adopted text constitute correction of an error in the revised proposed rulemaking. The Statement in Lieu of a Job Impact Statement for the initial proposal and the revised proposed rulemaking were the same because the intent to be consistent with state law was not changed.

Initial Review of Rule

As a rule that requires a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2020, which is no later than the 3rd year after the year in which this rule is being adopted.

Assessment of Public Comment

Notice of Proposed Revised Rule Making was published in the New York State Register on October 4, 2017. The Office of Alcoholism and Substance Abuse Services (OASAS) received one comment during the public comment period from The New York City Dept. of Health and Mental Hygiene calling our attention to a discrepancy between the original proposed rulemaking and the revised rulemaking as a result of an inadvertent error whereby text which was intended to be removed was not removed.

The proposed amendments published on June 14, 2017 proposed deleting the following bracketed language from section 820.7(b)(2)(iii): "...[not be conducted without patient written informed consent except in situations specifically authorized by law. HIV testing]..." The revised rulemaking published on October 4, 2017 removed the brackets with no explanation, prompting the NYC Department of Health and Mental Hygiene to suspect unintended error since the original proposal was consistent with current law (public health law § 2781 was amended by chapter

57 of the laws of 2015 to eliminate the requirement for written consent). As originally published this subparagraph had not elicited any public comment.

The text to be adopted pursuant to this rulemaking corrects that error in subparagraph (iii) of paragraph (2) of subdivision (b) of section 820.7 by reversion to the text in the June 14, 2017 publication.

No other comments were received related to the Revised Proposed Rulemaking.

Department of Civil Service

EMERGENCY/PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

New York State Income Protection Plan (IPP) and Paid Family Leave (PFL) Benefits for Certain New York State Employees

I.D. No. CVS-49-17-00011-EP

Filing No. 1018

Filing Date: 2017-11-21

Effective Date: 2017-11-21

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

Proposed Action: Addition of section 78.2(f) to Title 4 NYCRR.

Statutory authority: Civil Service Law, sections 159 and 159-a

Finding of necessity for emergency rule: Preservation of general welfare.

Specific reasons underlying the finding of necessity: Chapter 54 of the Laws of 2016 amended New York State Workers' Compensation Law Article 9 to provide for Paid Family Leave (PFL) for eligible employees working in New York State. PFL is intended to balance the demands of the workplace with the needs of families by providing workers with reasonable amounts of paid time off. It encourages stability in the family and productivity in the workplace.

PFL has been authorized for certain New York State government employees, with an effective date of coverage of January 1, 2018. The Acting Commissioner of the Department of Civil Service has determined that it is necessary for the preservation of the general welfare to adopt the proposed rule on an emergency basis to provide immediate, full and fair implementation of PFL benefits for those employees who are also eligible to participate in the New York State Income Protection Plan (IPP).

As the rule will be required for ongoing administration of PFL, the rule has also been proposed for adoption on a permanent basis.

Subject: New York State Income Protection Plan (IPP) and Paid Family Leave (PFL) benefits for certain New York State employees.

Purpose: To establish that IPP and PFL benefits may not be paid to a subject employee for the same day.

Text of emergency/proposed rule: A new subdivision (f) of section 78.2 is added to read as follows:

(f) A covered employee shall be ineligible for plan benefits for each day for which such employee receives family leave benefits pursuant to article 9 of Workers' Compensation Law.

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 February 18, 2018.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Building 1, Empire State Plaza, Albany, NY 12239, (518) 473-0598, email: jennifer.paul@cs.ny.gov

Data, views or arguments may be submitted to: J. Marc Hannibal, NYS Department of Civil Service, Building 1, Empire State Plaza, Albany, NY 12239, (518) 473-2624, email: public.comments@cs.ny.gov

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

Regulatory Impact Statement

1. Statutory Authority: Sections 159 and 159-a of the Civil Service Law empower the President of the New York State Civil Service Commission, acting as head of the Department of Civil Service, subject to the approval of the Director of Employee Relations and the Director of the Budget, to establish regulations relating to the terms and conditions of contracts or

agreements providing for group insurance or mass merchandising policies or programs for state employees in the executive branch.

2. Legislative Objectives: This amendment is intended to establish parity for New York State employees who are eligible for New York State Paid Family Leave ("PFL") benefits, that is consonant with covered employees in the private sector who are receiving disability benefits under the State Workers' Compensation Law.

3. Needs and Benefits: New York State Workers' Compensation Law section 205(4) provides that an eligible employee may not collect concurrently both disability and family leave benefits for the same days. Benefits available to participants under the State's Income Protection Plan ("IPP") are similar to disability benefits provided pursuant to the State Workers' Compensation Law. This regulatory amendment establishes parity so an employee participating in the IPP may not receive both IPP benefits and PFL benefits for the same days. The current regulations governing the IPP do not clearly prohibit this, so it would be possible for an employee to simultaneously claim and receive IPP and PFL benefits for the same day of absence. A subject employee should receive only IPP or PFL benefits for any given day of a covered disability, just as employees eligible for disability benefits pursuant to Workers' Compensation Law are prohibited from concurrently receiving such PFL benefits.

4. Costs:

a. There would be no additional expense to regulated parties for the implementation of and continuing compliance with the rule.

b. There would be no additional expense to the State or local governments for the implementation and continuation of this rule.

c. The information, including the source(s) of such information and the methodology upon which the cost analysis is based, is supplied by the Department of Civil Service.

5. Local Government Mandates: This rule will not impose any mandates upon any local government, including participating agencies and participating employers in the New York State Health Insurance Program (NYSHIP).

6. Paperwork: This rule will not require any new or additional application or reporting forms.

7. Duplication: This rule does not duplicate or conflict with any State or federal requirements.

8. Alternatives: No significant alternatives are possible that would accomplish the purposes of the proposed rule.

9. Federal Standards: This rule does not exceed any minimum standards of the federal government for the same or similar subject areas.

10. Compliance Schedule: The Department of Civil Service will implement compliance upon the effective date of this rule.

Regulatory Flexibility Analysis

This rule has no economic impact and places no reporting, recordkeeping or other compliance requirements upon small businesses, as defined by section 102(8) of the State Administrative Procedure Act. Therefore, a Regulatory Flexibility Analysis (RFA) is not required by section 202-b of such Act.

Rural Area Flexibility Analysis

This rule will not impose any adverse economic impact or create reporting, recordkeeping or other compliance requirements for public and private entities in rural areas, as defined in section 102(10) of the State Administrative Procedure Act. Therefore, a Rural Area Flexibility Analysis is not required by section 202-bb of such Act.

Job Impact Statement

This rule will have no impact on jobs or employment opportunities for subject individuals, as set forth in section 201-a(2)(a) of the State Administrative Procedure Act. Therefore, a Job Impact Statement (JIS) is not required by section 201-a of such Act.

NOTICE OF EXPIRATION

The following notices have expired and cannot be reconsidered unless the Department of Civil Service publishes new notices of proposed rule making in the NYS Register.

Jurisdictional Classification

I.D. No.	Proposed	Expiration Date
CVS-46-16-00001-P	November 16, 2016	November 16, 2017

Jurisdictional Classification

I.D. No.	Proposed	Expiration Date
CVS-46-16-00002-P	November 16, 2016	November 16, 2017

Jurisdictional Classification

I.D. No.	Proposed	Expiration Date
----------	----------	-----------------

CVS-46-16-00003-P November 16, 2016 November 16, 2017

Jurisdictional Classification

I.D. No.	Proposed	Expiration Date
CVS-46-16-00004-P	November 16, 2016	November 16, 2017

Department of Environmental Conservation

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Bay Scallop Size Limit

I.D. No. ENV-49-17-00005-P

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

Proposed Action: This is a consensus rule making to amend Part 49 of Title 6 NYCRR.

Statutory authority: Environmental Conservation Law, section 13-0327

Subject: Bay Scallop Size Limit.

Purpose: Clarify current size limit provisions for the taking of bay scallops.

Text of proposed rule: 49.1(c) Harvest restrictions, size limit, annual growth line.

Paragraph 49.1(c)(2) is repealed.

New paragraph 49.1(c)(2) is adopted to read as follows:

(c)(2) Except as provided in paragraph (5) of this subdivision, only bay scallops having an annual growth line and measuring not less than 2 1/4 inches from the middle of the hinge to the middle of the bill shall be taken.

Text of proposed rule and any required statements and analyses may be obtained from: Debra A. Barnes, New York State DEC, Division of Marine Resources, 205 North Belle Mead Road, Suite 1, East Setauket, NY 11733, (631) 444-0477, email: debra.barnes@dec.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: This rulemaking has been determined to be a Type II action pursuant to 6 NYCRR 617.5(c)(20) and (27).

Consensus Rule Making Determination

This proposed rule making will clarify the bay scallop size limit provisions in regulation to eliminate any ambiguity and increase compliance by commercial and recreational shellfish harvesters. This proposal will also make the bay scallop size limit regulations readily enforceable and protect sublegal sized bay scallops from illegal harvest.

In 2005, the Environmental Conservation Law (ECL) was amended to require that only bay scallops having an annual growth line and measuring not less than two and one-quarter inches from the middle of the hinge to the middle of the bill may be taken. The bay scallop size limit provisions in law were repealed in 2006 and replaced by the current regulations in 6 NYCRR Section 49.1. Although the wording of this regulation, which was adopted in 2006, was intended to be consistent with the harvest provisions of the ECL, it is confusing to some harvesters and has been problematic for Law Enforcement. The supporting documents in the rulemaking in 2006 made it clear that DEC's intent was to have both the annual growth line and the minimum size of two and one-quarter inches apply. Consistent with this intent, this proposed rulemaking provides clearer language on the current size limit requirements for the taking of bay scallops.

This proposal will afford protection for juvenile "bug" bay scallops to ensure that they spawn at least once prior to harvest. The proposed rule making will have a positive impact on the bay scallop population, fishery and commercial and recreational harvesters.

The proposal does not impose any new requirements on harvesters but only clarifies the current bay scallop size limit regulations to eliminate any confusion for regulated parties. There are no anticipated adverse impacts: there are no mandates for local governments, and there are no costs to DEC, local municipalities, or the regulated public.

Job Impact Statement

DEC has determined that this rule making will not have an adverse impact on jobs and employment opportunities. Therefore, a Job Impact Statement is not required.

This proposed rule will amend 6 NYCRR Section 49.1 to clarify the current size limit provisions in regulation for the taking of bay scallops. The current bay scallop legal size limit was established in the Environmental Conservation Law (ECL) in 2005 and later adopted in regulation in 2006. The current size limit provisions require that only bay scallops having an annual growth line and measuring not less than two and one-quarter inches from the middle of the hinge to the middle of the bill may be taken. Although the wording of this regulation, which was adopted in 2006, was intended to be consistent with the harvest provisions of the ECL, it is confusing to some harvesters and has been problematic for Law Enforcement.

The proposed rule making does not change the legal size limit for the taking of bay scallops but only provides clearer language to the regulations to eliminate any confusion for commercial and recreational harvesters with the size limit requirements. The regulations adopted in 2006 were intended to require both the annual growth line and minimum size of two and one-quarter inches, as initially required by the ECL in 2005, to ensure the continued protection of this commercially important resource.

It does not impose any new requirements on harvesters. The amendment is primarily intended to eliminate any ambiguity in the size limit, make it readily enforceable and provide adequate protection of sublegal sized scallops to promote the sustainability of the fishery.

The amendment will assist the Division of Law Enforcement with enforceability of the size limit requirements for the taking of bay scallops. There are no anticipated adverse impacts: there are no mandates for local governments, and there are no costs to DEC, local municipalities, or the regulated public.

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Climate Smart Communities Projects

I.D. No. ENV-49-17-00006-P

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

Proposed Action: Addition of Part 492 to Title 6 NYCRR.

Statutory authority: Environmental Conservation Law, art. 54, title 15

Subject: Climate Smart Communities Projects.

Purpose: Adoption of regulations required by statute to implement climate smart communities projects.

Substance of proposed rule (Full text is posted at the following State website: <http://www.dec.ny.gov/regulations/proproregulations.html>): The Department of Environmental Conservation (Department) proposes to create a new 6 NYCRR Part 492, Climate Smart Community Projects, describing procedures for both "clean vehicle projects" and "climate adaptation and mitigation projects." These grant and rebate programs are authorized by ECL § 54-1521 and ECL § 54-1523, respectively. These regulations would describe the eligibility and procedures for each program and are specifically required by ECL § 54-1511(4) and ECL § 54-1521(4), respectively, and will provide municipalities with criteria governing the program, including eligible expenditures and procedures to govern the commitment and disbursement of the funds. The rulemaking creates separate sets of application procedures, review processes, and grant program approval guidelines and criteria, for each program.

SUBPART 492-1**CLIMATE SMART COMMUNITY PROJECTS – DEFINITIONS**

This new subpart will consolidate and clarify applicable definitions. Common terms such as "department" are derived from standard Department definitions, and some terms, including "eligible vehicle," "eligible purchase," and "eligible infrastructure project," were previously defined by the authorizing legislation. Additional terms with specific definitions under this rulemaking, such as "climate mitigation easement," "cost," and "municipality" were developed after review of the authorizing legislation and discussion with appropriate staff and stakeholders.

SUBPART 492-2**CLEAN VEHICLE PROJECTS****492-2.1 Applicability**

This section describes the applicability of this Subpart to clean vehicle projects. In particular, this Subpart describes rebates available to municipalities in the clean vehicle projects category, including for purchase or lease of eligible clean vehicles (up to \$5,000 per vehicle and no less than \$750 per vehicle), and for costs to purchase and install electric vehicle charging or hydrogen fuel cell refueling infrastructure (up to \$250,000 per facility). These clean vehicle project categories and rebate limits were specifically laid out in ECL § 54-1521.

492-2.2 Application procedures for State rebates

This section describes the application procedures for State rebates for clean vehicle projects, including how applications will be requested and the types of information that will be necessary in order for a municipality to submit an application. This section also allows the Department to request any additional information it may require to evaluate the municipality's eligibility for State rebates.

492-2.3 State requirements

This section describes requirements for State rebates for clean vehicle projects, including factors that will determine allowable rebate amounts, and other obligations of applicants for clean vehicle project rebate funds. Some of these obligations, such as the requirement for a climate change mitigation easement, are derived directly from the authorizing legislation, and some are standard contractual obligations of the State of New York. Others, including the requirement for matching funds, required useful project life, and monitoring requirements, were developed after review of the authorizing legislation and discussion with appropriate staff and stakeholders.

492-2.4 Approval of projects

This section describes the criteria and procedures for approval of clean vehicle projects. Procedures for review and approval of clean vehicle projects were developed after review of the authorizing legislation and discussion with appropriate staff and stakeholders. These include criteria and procedures for determining basic eligibility and additional criteria and procedures for evaluating the context and technical soundness of the installation proposal.

492-2.5 Payments

This section describes the procedures for state payment to municipalities for clean vehicle project rebates. Procedures for reporting and payment reflect standard Department policies and conditions for state assistance contracts.

SUBPART 492-3

CLIMATE CHANGE ADAPTATION AND MITIGATION PROJECTS

492-3.1 Applicability

This section describes the applicability of this Subpart to climate adaptation and mitigation projects. In particular, this Subpart describes competitive state assistance payments available, for up to \$2,000,000, to municipalities for both planning and implementation projects to advance climate adaptation and mitigation in specified areas of emphasis.

492-3.2 Application procedure for State assistance

This section describes the application procedures for State assistance for climate change adaptation and mitigation projects (up to \$2,000,000 per project), including how applications will be requested and the types of information that will be necessary in order to submit an application.

492-3.3 State requirements

This section describes requirements for climate change adaptation and mitigation projects, including factors that will determine allowable grant amounts, and other obligations of applicants for climate adaptation and mitigation project grant funds. Some of these obligations, such as the requirement for matching funds and for a climate change mitigation easement, are derived directly from the authorizing legislation, and some are standard contractual obligations of the State of New York. Others, including the required useful project life and monitoring requirements, were developed after review of the authorizing legislation and discussion with appropriate staff and stakeholders.

492-3.4 Approval of Projects

This section describes the criteria and procedures for approval of climate change adaptation and mitigation projects. First, the Department must determine that the municipality has considered future physical climate risk due to sea level rise, storm surges, or flooding. In addition, other procedures for review and approval of climate adaptation and mitigation projects were developed after review of the authorizing legislation and discussion with appropriate staff and stakeholders. Procedures for determining basic eligibility and evaluating projects are described in this section and will be described in a Request for Applications. Criteria that will be evaluated include financial hardship, project readiness, project criticality, effectiveness of the proposal, planning context, quality of the application, and reasonableness of cost.

492-3.5 Payments

This section describes the procedures for state payment to municipalities for climate change adaptation and mitigation projects. Procedures for reporting and payment reflect standard Department policies and conditions for state assistance contracts.

Text of proposed rule and any required statements and analyses may be obtained from: Mark Lowery, NYS Department of Environmental Conservation, Office of Climate Change, 9th Floor, 625 Broadway, Albany, NY 12233-1030, (518) 402-8448, email: climatechange@dec.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.

Summary of Regulatory Impact Statement (Full text is posted at the following State website: <http://www.dec.ny.gov/regulations/propreulations.html>):

The New York State Department of Environmental Conservation (Department) proposes to create a new 6 NYCRR Part 492 describing the procedures applicable to "clean vehicle projects" and "climate adaptation and mitigation projects," authorized by Environmental Conservation Law (ECL) §§ 54-1511, 54-1521, and 54-1523. "Clean vehicle projects" include rebates available to municipalities for the purchase or lease of eligible vehicles (up to \$5,000 per vehicle), and eligible infrastructure projects which support the public charging and/or fueling of eligible vehicles (up to \$250,000 per facility). "Climate adaptation and mitigation projects" include competitive state assistance payments available to municipalities for climate adaptation and mitigation projects (up to \$2,000,000) including, but not limited to, natural resiliency measures, nature based mitigation projects, relocation or retrofit of existing facilities due to flooding or sea level rise, greenhouse gas emissions reduction outside the power sector, and climate change adaptation planning and supporting studies.

1. STATUTORY AUTHORITY

The statutory authority to promulgate Part 492 is found in ECL §§ 54-1501, 54-1503, and 54-1521. ECL § 54-1501 defines Climate Smart Community (CSC) projects as, "adaptation and mitigation projects, including flood mitigation and coastal and riparian resiliency, greenhouse gas reductions outside the power sector and climate change adaptation planning, and clean vehicle projects."

ECL § 54-1503 authorizes the Commissioner to undertake Climate Smart Community (CSC) Projects and ECL § 54-1521 requires the Department, in consultation with NYSERDA, to promulgate rules to implement this title.

2. LEGISLATIVE OBJECTIVES

ECL § 54-1503 authorizes the Commissioner to undertake CSC Projects and ECL § 54-1521(4) requires the Department, in consultation with NYSERDA, to promulgate rules to implement this title, including regarding the procedures and guidelines for claiming rebates for clean vehicle projects. According to the 2016 Regular Session Law Chapter 58, Part U, § 8, the Commissioner is authorized to issue rebates through a request for proposal, "until January 1, 2018 or such time as regulations are adopted pursuant to section 54-1521 of the environmental conservation law, whichever is sooner." Similarly, ECL § 54-1511(4) specifically requires the Department to promulgate rules regarding climate adaptation and mitigation projects. Pursuant to the 2016 Regular Session Law Chapter 58, Part U, § 8, the Department is authorized to provide state assistance to municipalities for climate adaptation and mitigation projects through requests for proposals, "until January 1, 2018 or such time as regulations are adopted pursuant to section 54-1511 of the environmental conservation law, whichever is sooner." Therefore, consistent with the directives set forth in the legislation, the Department is seeking to promulgate rules and regulations to govern municipal eligibility, application review, and technical criteria for both types of CSC projects by January 1, 2018.

The Department proposes to create a new 6 NYCRR Part 492 covering both "clean vehicle projects" and "climate adaptation and mitigation projects," authorized by ECL § 54-1521 and ECL § 54-1523, respectively. These regulations will provide municipalities with criteria governing the program as described in ECL § 54-1511. For FY 2016/17, the Department implemented CSC projects through the Grants Gateway and NYS Consolidated Funding Application pursuant to ECL, 2016 Sess. Laws of N.Y., Chapter 58, Part U, § 8. The Department has evaluated the results of the initial round to inform the development of these proposed regulations.

3. NEEDS AND BENEFITS

In 2015, Governor Cuomo signed the Under 2 MOU (Memorandum of Understanding), an agreement among states, provinces and cities worldwide affirming their collective commitment to reduce greenhouse gas (GHG) emissions 80 percent by 2050. To help achieve this goal, New York set an aggressive target to reduce emissions 40 percent below 1990 levels by 2030 and 80 percent by 2050. These targets were confirmed by Executive Order 166 on June 1, 2017, which stated, "[i]t is the policy of the State of New York to reduce GHG emissions by forty percent by 2030, and eighty percent by 2050 from 1990 levels, across all emitting activities of the economy."

The programs covered under this regulation provide funding for municipalities to support actions that provide public benefits related to environmental quality, emergency preparedness, economic health, and social resiliency. These regulations are required by statute, and the programs covered help advance progress towards the greenhouse gas reduction targets and climate resiliency goals identified by Governor Cuomo. These regulations are intended to provide clarity and certainty, and to encourage the application for and issuance of CSC grants.

Clean Vehicle Projects

The transportation sector is the largest contributor of greenhouse gas

emissions in the state, currently accounting for 34% of the state's total GHG emissions. The clean vehicle rebate program covered by Part 492 provides funding to increase both the number of clean vehicles in municipal fleets (up to \$5,000 per vehicle based on the electric range of the vehicle), as well as publicly accessible clean vehicle charging and refueling infrastructure (up to \$250,000 per facility), vital to meeting New York's GHG emission reduction goals in the transportation sector.

Climate Adaptation and Mitigation Projects

NYSDERDA's ClimAID assessment (2011, 2014) projects a wide range of impacts local governments in New York State will face as the climate changes. Average temperatures are projected to increase 4 - 10°F by 2100. Precipitation is also projected to increase, occur with greater variability year-to-year, and occur more frequently in the form of downpours. These climatic changes will bring greater risks as a result of flooding, extreme heat, exacerbation of respiratory conditions, and the introduction of new disease vectors and pests, among other hazards. Sea level is also projected to rise across New York's coastal area by up to 6 feet by 2100, increasing risks from flooding and storm surge.

The climate adaptation and mitigation projects covered by Part 492 are defined at ECL § 54-1523(1)(a)-(g), and cover a wide range of municipal activities including natural resiliency measures and conservation or restoration of riparian and tidal marsh migration areas; relocation or retrofit of facilities to address sea-level rise, storm surge, and flooding; flood risk reduction; greenhouse gas emission reductions outside the power sector; and certification under the Climate Smart Communities program. The new Title 15 EPF program targets both climate adaptation and mitigation (greenhouse gas reduction) activities, and provides the Department with the ability to make awards based solely on climate benefit.

4. COSTS

Part 492 will not impose any costs on any entity because the regulation is a voluntary funding program and does not impose any standards or compliance obligations. Therefore, there are no costs associated with Part 492. Likewise, the regulation will not impose any additional costs on the Department or local government entities.

5. PAPERWORK

The proposed rule is not expected to create any significant increase in the amount of required paperwork necessary to apply for state assistance through Title 15 of the Environmental Protection Fund.

6. LOCAL GOVERNMENT MANDATES

The proposed rule does not create any local government mandates. The programs are voluntary grant programs.

7. DUPLICATION

This proposal is not intended to duplicate any state or federal regulations or statutes. The final rule will conform to the requirements of the ECL.

8. ALTERNATIVES

There is no legal alternative to this rulemaking because it is required by legislation. Therefore, there is no "no action" alternative available to the Department.

The department will, however, continually evaluate the success of the program and may change future Request for Applications to reflect shifts in available funding, State priorities, available technologies and best practices, and climate conditions.

9. FEDERAL STANDARDS

There are currently no federal standards that apply to Title 15 of the Environmental Protection Fund.

10. COMPLIANCE SCHEDULE

Due to legislative mandate, Part 492 should be promulgated by January 1, 2018. Applicants will be required to comply with the effective date of the rule.

Regulatory Flexibility Analysis

1. Effect of rule:

The New York State Department of Environmental Conservation (Department) proposes to create a new 6 NYCRR Part 492 describing "clean vehicle projects" and "climate adaptation and mitigation projects," authorized by Environmental Conservation Law §§ 54-1521 and 54-1523. "Clean vehicle projects" include rebates available to municipalities for the purchase or lease of eligible vehicles (up to \$5,000 per vehicle), and eligible infrastructure projects which support the public charging and/or fueling of eligible vehicles (up to \$250,000 per facility). "Climate adaptation and mitigation projects" include competitive state assistance payments available to municipalities for climate adaptation and mitigation projects (up to \$2,000,000) including, but not limited to, natural resiliency measures, nature based mitigation projects, relocation or retrofit of existing facilities due to flooding or sea level rise, greenhouse gas emissions reduction outside the power sector, and climate change adaptation planning and supporting studies. The proposed regulations are not expected to adversely impact small businesses and local governments in New York State. Application for funding under Part 492 is voluntary.

2. Compliance requirements:

Local governments are eligible to apply for funding under Part 492, and will be required to adhere to its requirements in order to receive state assistance payments. Application for funding under Part 492 is voluntary.

3. Professional services:

Municipalities may employ local professional services to carry out projects funded pursuant to this title. No additional costs will accrue to small businesses or local governments as participation in this program in voluntary.

4. Compliance costs:

Local governments are eligible to apply for funding under Part 492, and will be required to adhere to its requirements in order to receive state assistance payments. Local governments may incur costs associated with preparing applications, carrying out projects, and local match requirements pursuant to this title. However, application for funding under Part 492 is voluntary.

5. Minimizing adverse impact:

Since application for funding under Part 492 is voluntary, and these programs provide state assistance payment for projects undertaken by local governments in their localities for the benefit of the public, the Department does not anticipate any adverse impact on local governments as a result of these regulations.

6. Small business and local government participation:

The Department plans on holding a public hearing and webinar that will be available to participants throughout New York State once the regulation is proposed. The hearing will be available for persons from all areas of the state to participate. Additionally, there will be a public comment period in which interested parties can submit written comments.

7. Economic and technological feasibility:

Application for funding under Part 492 is voluntary. New York State has offered many rounds of state assistance through the Environmental Protection Fund in the past, and local governments have been able to adhere to program requirements using available technology and resources, without any significant adverse economic impacts.

Rural Area Flexibility Analysis

1. Types and estimated numbers of rural areas:

The New York State Department of Environmental Conservation (Department) is proposing to create a new 6 NYCRR Part 492 describing "clean vehicle projects" and "climate adaptation and mitigation projects," authorized by Environmental Conservation Law §§ 54-1521 and 54-1523. "Clean vehicle projects" include rebates available to municipalities for the purchase or lease of eligible vehicles (up to \$5,000 per vehicle), and eligible infrastructure projects which support the public charging and/or fueling of eligible vehicles (up to \$250,000 per facility). "Climate adaptation and mitigation projects" include competitive state assistance payments available to municipalities for climate adaptation and mitigation projects (up to \$2,000,000) including, but not limited to, natural resiliency measures, nature based mitigation projects, relocation or retrofit of existing facilities due to flooding or sea level rise, greenhouse gas emissions reduction outside the power sector, and climate change adaptation planning and supporting studies. Application for funding under Part 492 is voluntary. There are no requirements in the proposed regulation which apply only to rural areas. The beneficial emission reductions resulting from mitigation projects funded under Part 492 will accrue to all areas of the state.

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

Part 492 will require municipalities, in certain circumstances, to provide monitoring information, or access to monitoring information, that documents greenhouse gas or climate change mitigation benefits. However, there are no requirements in the proposed regulation that apply exclusively to rural areas and participation in the program is voluntary. Municipalities may engage professional consulting and construction services to carry out projects funded pursuant to this title.

3. Costs:

Part 492 will not impose any costs on any entity because the regulation is a voluntary funding program and does not impose any standards or compliance obligations. Therefore, there are no costs associated with Part 492. Likewise, the regulation will not impose any additional costs on the Department or local government entities. Certain projects funded under Part 492 will require matching funds from the municipality. However, as participation in this program is voluntary any matching costs incurred by the municipality will be elective.

4. Minimizing adverse impact:

The proposed changes will not adversely impact rural areas. Application for funding under Part 492 is voluntary and there are no requirements in the proposed regulation which apply only to rural areas. The beneficial emission reductions resulting from mitigation projects funded under Part 492 will accrue to all areas of the state.

5. Rural area participation:

The Department plans on holding a public hearing and webinar that will

be available to participants throughout New York State once the regulation is proposed. The hearing will be available for persons from all areas, including rural areas, to participate. Additionally, there will be a public comment period in which interested parties can submit written comments.

Job Impact Statement

1. Nature of impact:

The New York State Department of Environmental Conservation (Department) proposes to create a new 6 NYCRR Part 492 describing “clean vehicle projects” and “climate adaptation and mitigation projects,” authorized by Environmental Conservation Law §§ 54-1521 and 54-1523. “Clean vehicle projects” include rebates available to municipalities for the purchase or lease of eligible vehicles (up to \$5,000 per vehicle), and eligible infrastructure projects which support the public charging and/or fueling of eligible vehicles (up to \$250,000 per facility). “Climate adaptation and mitigation projects” include competitive state assistance payments available to municipalities for climate adaptation and mitigation projects (up to \$2,000,000) including, but not limited to, natural resiliency measures, nature based mitigation projects, relocation or retrofit of existing facilities due to flooding or sea level rise, greenhouse gas emissions reduction outside the power sector, and climate change adaptation planning and supporting studies. The proposed regulations are not expected to adversely impact jobs and employment opportunities in New York State. Application for funding under Part 492 is voluntary. Funding is available for a variety of eligible actions and depending on the specific actions proposed by an applicant, employment opportunities may be created as a result of project implementation. New York State has offered several rounds of state assistance through the Environmental Protection Fund in the past, and the Department is unaware of any significant adverse impact to jobs and employment opportunities as a result of these previous programs.

2. Categories and numbers affected:

This funding program is available to all municipalities in New York State, including counties, cities, towns, villages, and burroughs. The Department does not anticipate any of these areas suffering any adverse employment or economic impact from this regulation.

3. Regions of adverse impact:

This funding program is available to every municipality throughout New York State. Accordingly, there are no regions of the state that would have a disproportionate adverse impact on jobs or employment opportunities as a result of this rulemaking.

4. Minimizing adverse impact:

The proposed regulations are not expected to have adverse impacts on jobs and employment opportunities. Application to these programs is voluntary. Funding is available for a variety of eligible actions and depending on the specific actions proposed by an applicant, employment opportunities may be created as a result of project implementation.

Department of Financial Services

EMERGENCY RULE MAKING

Assessment of Entities Regulated by the Banking Division of the Department of Financial Services

I.D. No. DFS-49-17-00003-E

Filing No. 1015

Filing Date: 2017-11-17

Effective Date: 2017-11-19

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

Action taken: Addition of Part 501 to Title 3 NYCRR.

Statutory authority: Banking Law, section 17; Financial Services Law, section 206

Finding of necessity for emergency rule: Preservation of general welfare.

Specific reasons underlying the finding of necessity: Pursuant to the Financial Services Law (“FSL”), the New York State Banking Department (“Banking Department”) and the New York State Insurance Department were consolidated, effective October 3, 2011, into the Department of Financial Services (“Department”).

Prior to the consolidation, assessments of institutions subject to the Banking Law (“BL”) were governed by Section 17 of the BL; effective on

October 3, 2011, assessments are governed by Section 206 of the Financial Services Law, provided that Section 17 continues to apply to assessments for the fiscal year which commenced April 1, 2011.

Both Section 17 of the Banking Law and Section 206 of the Financial Services Law provide that all expenses (compensation, lease costs and other overhead) of the Department in connection with the regulation and supervision (including examination) of any person or entity licensed, registered, incorporated or otherwise formed pursuant to the BL are to be charged to, and paid by, the regulated institutions subject to the supervision of in the Banking Division of the Department (the “Banking Division”). Under both statutes, the Superintendent is authorized to assess regulated institutions in the Banking Division in such proportions as the Superintendent shall deem just and reasonable.

Litigation commenced in June, 2011 challenged the methodology used by the Banking Department to assess mortgage bankers. On May 3, 2012, the Appellate Division invalidated this methodology for the 2010 State Fiscal Year, finding that the former Banking Department had not followed the requirements of the State Administrative Procedures Act.

In response to this ruling, the Department has determined to adopt this new rule setting forth the assessment methodology applicable to all entities regulated by the Banking Division for fiscal years beginning with fiscal year 2011.

The emergency adoption of this regulation is necessary to implement the requirements of Section 17 of the Banking Law and Section 206 of the Financial Services Law in light of the determination of the Court and the ongoing need to fund the operations of the Department without interruption.

Subject: Assessment of entities regulated by the Banking Division of the Department of Financial Services.

Purpose: New Part 501 implements section 17 of the Banking Law and Section 206 of the Financial Services Law and sets forth the basis for allocating all costs and expenses attributable to the operation of the Banking Division of the Department of Financial Services among and between any person or entity licensed, registered, incorporated or otherwise formed pursuant the Banking Law.

Text of emergency rule: Part 501

BANKING DIVISION ASSESSMENTS

§ 501.1 Background.

Pursuant to the Financial Services Law (“FSL”), the New York State Banking Department (“Banking Department”) and the New York State Insurance Department were consolidated on October 3, 2011 into the Department of Financial Services (“Department”).

Prior to the consolidation, assessments of institutions subject to the Banking Law (“BL”) were governed by Section 17 of the BL. Effective October 3, 2011, assessments are governed by Section 206 of the FSL, provided that Section 17 of the BL continues to apply to assessments for the fiscal year commencing on April 1, 2011.

Both Section 17 of the BL and Section 206 of the FSL provide that all expenses (including, but not limited to, compensation, lease costs and other overhead costs) of the Department attributable to institutions subject to the BL are to be charged to, and paid by, such regulated institutions. These institutions (“Regulated Entities”) are now regulated by the Banking Division of the Department. Under both Section 17 of the BL and Section 206 of the FSL, the Superintendent is authorized to assess Regulated Entities for its total costs in such proportions as the Superintendent shall deem just and reasonable.

The Banking Department has historically funded itself entirely from industry assessments of Regulated Entities. These assessments have covered all direct and indirect expenses of the Banking Department, which are activities that relate to the conduct of banking business and the regulatory concerns of the Department, including all salary expenses, fringe benefits, rental and other office expenses and all miscellaneous and overhead costs such as human resource operations, legal and technology costs.

This regulation sets forth the basis for allocating such expenses among Regulated Entities and the process for making such assessments.

§ 501.2 Definitions.

The following definitions apply in this Part:

(a) “Total Operating Cost” means for the fiscal year beginning on April 1, 2011, the total direct and indirect costs of operating the Banking Division. For fiscal years beginning on April 1, 2012, “Total Operating Cost” means (1) the sum of the total operating expenses of the Department that are solely attributable to regulated persons under the Banking Law and (2) the proportion deemed just and reasonable by the Superintendent of the other operating expenses of the Department which under Section 206(a) of the Financial Services Law may be assessed against persons regulated under the Banking Law and other persons regulated by the Department.

(b) “Industry Group” means the grouping to which a business entity

regulated by the Banking Division is assigned. There are three Industry Groups in the Banking Division:

(1) *The Depository Institutions Group, which consists of all banking organizations and foreign banking corporations licensed by the Department to maintain a branch, agency or representative office in this state;*

(2) *The Mortgage-Related Entities Group, which consists of all mortgage brokers, mortgage bankers and mortgage loan servicers; and*

(3) *The Licensed Financial Services Providers Group, which consists of all check cashers, budget planners, licensed lenders, sales finance companies, premium finance companies and money transmitters.*

(c) *“Industry Group Operating Cost” means the amount of the Total Operating Cost to be assessed to a particular Industry Group. The amount is derived from the percentage of the total expenses for salaries and fringe benefits for the examining, specialist and related personnel represented by such costs for the particular Industry Group.*

(d) *“Industry Group Supervisory Component” means the total of the Supervisory Components for all institutions in that Industry Group.*

(e) *“Supervisory Component” for an individual institution means the product of the average number of hours attributed to supervisory oversight by examiners and specialists of all institutions of a similar size and type, as determined by the Superintendent, in the applicable Industry Group, or the applicable sub-group, and the average hourly cost of the examiners and specialists assigned to the applicable Industry Group or sub-group.*

(f) *“Industry Group Regulatory Component” means the Industry Group Operating Cost for that group minus the Industry Group Supervisory Component and certain miscellaneous fees such as application fees.*

(g) *“Industry Financial Basis” means the measurement tool used to distribute the Industry Group Regulatory Component among individual institutions in an Industry Group.*

The Industry Financial Basis used for each Industry Group is as follows:

(1) *For the Depository Institutions Group: total assets of all institutions in the group;*

(2) *For the Mortgage-Related Entities Group: total gross revenues from New York State operations, including servicing and secondary market revenues, for all institutions in the group; and*

(3) *For the Licensed Financial Services Providers Group: (i.) for budget planners, the number of New York customers; (ii.) for licensed lenders, the dollar amount of New York assets; (iii.) for check cashers, the dollar amount of checks cashed in New York; (iv.) for money transmitters, the dollar value of all New York transactions; (v.) for premium finance companies, the dollar value of loans originated in New York; and (vi.) for sales finance companies, the dollar value of credit extensions in New York.*

(h) *“Financial Basis” for an individual institution is that institution’s portion of the measurement tool used in Section 501.2(g) to develop the Industry Financial Basis. (For example, in the case of the Depository Institutions Group, an entity’s Financial Basis would be its total assets.)*

(i) *“Industry Group Regulatory Rate” means the result of dividing the Industry Group Regulatory Component by the Industry Financial Basis.*

(j) *“Regulatory Component” for an individual institution is the product of the Financial Basis for the individual institution multiplied by the Industry Group Regulatory Rate for that institution.*

§ 501.3 Billing and Assessment Process.

The New York State fiscal year begins April 1 and ends March 31 of the following calendar year. Each institution subject to assessment pursuant to this Part is billed five times for a fiscal year: four quarterly assessments (each approximately 25% of the anticipated annual amount) based on the Banking Division’s estimated annual budget at the time of the billing, and a final assessment (or “true-up”), based on the Banking Division’s actual expenses for the fiscal year. Any institution that is a Regulated Entity for any part of a quarter shall be assessed for the full quarter.

§ 501.4 Computation of Assessment.

The total annual assessment for an institution shall be the sum of its Supervisory Component and its Regulatory Component.

§ 501.5 Penalties/Enforcement Actions.

All Regulated Entities shall be subject to all applicable penalties, including late fees and interest, provided for by the BL, the FSL, the State Finance law or other applicable laws. Enforcement actions for nonpayment could include suspension, revocation, termination or other actions.

§ 501.6 Effective Date.

This Part shall be effective immediately. It shall apply to all State Fiscal Years beginning with the Fiscal Year starting on April 1, 2011.

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 February 14, 2018.

Text of rule and any required statements and analyses may be obtained from: Christine M. Tomczak, Esq., Department of Financial Services, One State Street, New York, New York 10004, (212) 709-1642, email: christine.tomczak@dfs.ny.gov

Regulatory Impact Statement

1. Statutory Authority

Pursuant to the Financial Services Law (“FSL”), the New York State Banking Department (the “Banking Department”) and the New York State Insurance Department were consolidated, effective October 3, 2011, into the Department of Financial Services (the “Department”).

Prior to the consolidation, assessments of institutions subject to the Banking Law (“BL”) were governed by Section 17 of the BL; effective on October 3, 2011, assessments are governed by Section 206 of the Financial Services Law, provided that Section 17 continues to apply to assessments for the fiscal year which commenced April 1, 2011.

Both Section 17 of the BL and Section 206 of the FSL provide that all expenses (compensation, lease costs and other overhead) of the Department in connection with the regulation and supervision of any person or entity licensed, registered, incorporated or otherwise formed pursuant to the BL are to be charged to, and paid by, the regulated institutions subject to the supervision of the Banking Division of the Department (the “Banking Division”). Under both statutes, the Superintendent is authorized to assess regulated institutions in the Banking Division in such proportions as the Superintendent shall deem just and reasonable.

In response to a court ruling, *In the Matter of Homestead Funding Corporation v. State of New York Banking Department et al.*, 944 N.Y.S. 2d 649 (2012) (“Homestead”), that held that the Department should adopt changes to its assessment methodology for mortgage bankers through a formal assessment rule pursuant to the requirements of the State Administrative Procedures Act (“SAPA”), the Department has determined to adopt this new regulation setting forth the assessment methodology applicable to all entities regulated by the Banking Division for fiscal years beginning with fiscal year 2011.

2. Legislative Objectives

The BL and the FSL make the industries regulated by the former Banking Department (and now by the Banking Division of the new Department) responsible for all the costs and expenses of their regulation by the State. The assessments have covered all direct and indirect expenses of the Banking Department, which are activities that relate to the conduct of banking business and the regulatory concerns of the Department, including all salary expenses, fringe benefits, rental and other office expenses and all miscellaneous and overhead costs such as human resource operations, legal and technology costs.

This reflects a long-standing State policy that the regulated industries are the appropriate parties to pay for their supervision in light of the financial benefits it provides to them to engage in banking and other regulated businesses in New York. The statute specifically provides that these costs are to be allocated among such institutions in the proportions deemed just and reasonable by the Superintendent.

While this type of allocation had been the practice of the former Banking Department for many decades, Homestead found that a change to the methodology for mortgage bankers to include secondary market and servicing income should be accomplished through formal regulations subject to the SAPA process. Given the nature of the Banking Division’s assessment methodology - - the calculation and payment of the assessment is ongoing throughout the year and any period of uncertainty as to the applicable rule would be extremely disruptive - - the Department has determined that it is necessary to adopt the rule on an emergency basis so as to avoid any possibility of disrupting the funding of its operations.

3. Needs and Benefits

The Banking Division regulates more than 250 state chartered banks and licensed foreign bank branches and agencies in New York with total assets of over \$2 trillion. In addition, it regulates a variety of other entities engaged in delivering financial services to the residents of New York State. These entities include: licensed check cashers; licensed money transmitters; sales finance companies; licensed lenders; premium finance companies; budget planners; mortgage bankers and brokers; mortgage loan servicers; and mortgage loan originators.

Collectively, the regulated entities represent a spectrum, from some of the largest financial institutions in the country to the smallest, neighborhood-based financial services providers. Their services are vital to the economic health of New York, and their supervision is critical to ensuring that these services are provided in a fair, economical and safe manner.

This supervision requires that the Banking Division maintain a core of trained examiners, plus facilities and systems. As noted above, these costs are by statute to be paid by all regulated entities in the proportions deemed just and reasonable by the Superintendent. The new regulation is intended to formally set forth the methodology utilized by the Banking Division for allocating these costs.

4. Costs

The new regulation does not increase the total costs assessed to the regulated industries or alter the allocation of regulatory costs between the various industries regulated by the Banking Division. Indeed, the only

change from the allocation methodology used by the Banking Department in the previous state fiscal years is that the regulatory costs assessed to the mortgage banking industry will be divided among the entities in that group on a basis which includes income derived from secondary market and servicing activities. The Department believes that this is a more appropriate basis for allocating the costs associated with supervising mortgage banking entities.

5. Local Government Mandates

None.

6. Paperwork

The regulation does not change the process utilized by the Banking Division to determine and collect assessments.

7. Duplication

The regulation does not duplicate, overlap or conflict with any other regulations.

8. Alternatives

The purpose of the regulation is to formally set forth the process employed by the Department to carry out the statutory mandate to assess and collect the operating costs of the Banking Division from regulated entities. In light of Homestead, the Department believes that promulgating this formal regulation is necessary in order to allow it to continue to assess all of its regulated institutions in the manner deemed most appropriate by the Superintendent. Failing to formalize the Banking Division's allocation methodology would potentially leave the assessment process open to further judicial challenges.

9. Federal Standards

Not applicable.

10. Compliance Schedule

The emergency regulations are effective immediately. Regulated institutions will be expected to comply with the regulation for the fiscal year beginning on April 1, 2011 and thereafter.

Regulatory Flexibility Analysis

1. Effect of the Rule:

The regulation does not have any impact on local governments.

The regulation simply codifies the methodology used by the Banking Division of the Department of Financial Services (the "Department") to assess all entities regulated by it, including those which are small businesses. The regulation does not increase the total costs assessed to the regulated industries or alter the allocation of regulatory costs between the various industries regulated by the Banking Division.

Indeed, the only change from the allocation methodology used by the Banking Department in the previous state fiscal years is that the regulatory costs assessed to the mortgage banking industry will be divided among the entities in that group on a basis which includes income derived from secondary market and servicing activities. The Department believes that this is a more appropriate basis for allocating the costs associated with supervising mortgage banking entities. It is expected that the effect of this change will be that larger members of the mortgage banking industry will pay an increased proportion of the total cost of regulating that industry, while the relative assessments paid by smaller industry members will be reduced.

2. Compliance Requirements:

The regulation does not change existing compliance requirements. Both Section 17 of the Banking Law and Section 206 of the Financial Services Law provide that all expenses (compensation, lease costs and other overhead) of the Department in connection with the regulation and supervision of any person or entity licensed, registered, incorporated or otherwise formed pursuant to the Banking Law are to be charged to, and paid by, the regulated institutions subject to the supervision of the Banking Division. Under both statutes, the Superintendent is authorized to assess regulated institutions in the Banking Division in such proportions as the Superintendent shall deem just and reasonable.

3. Professional Services:

None.

4. Compliance Costs:

All regulated institutions are currently subject to assessment by the Banking Division. The regulation simply formalizes the Banking Division's assessment methodology. It makes only one change from the allocation methodology used by the Banking Department in the previous state fiscal years. That change affects only one of the industry groups regulated by the Banking Division. Regulatory costs assessed to the mortgage banking industry are now divided among the entities in that group on a basis which includes income derived from secondary market and servicing activities. Even within the one industry group affected by the change, additional compliance costs, if any, are expected to be minimal.

5. Economic and Technological Feasibility:

All regulated institutions are currently subject to the Banking Division's assessment requirements. The formalization of the Banking Division's assessment methodology in a regulation will not impose any additional economic or technological burden on regulated entities which are small businesses.

6. Minimizing Adverse Impacts:

Even within the mortgage banking industry, which is the one industry group affected by the change in assessment methodology, the change will not affect the total amount of the assessment. Indeed, it is anticipated that this change may slightly reduce the proportion of mortgage banking industry assessments that is paid by entities that are small businesses.

7. Small Business and Local Government Participation:

This regulation does not impact local governments.

This regulation simply codifies the methodology which the Banking Division uses for determining the just and reasonable proportion of the Banking Division's costs to be charged to and paid by each regulated institution, including regulated institutions which are small businesses. The overall methodology was adopted in 2005 after extensive discussion with regulated entities and industry associations representing groups of regulated institutions, including those that are small businesses.

Thereafter, the Banking Department applied assessments against all entities subject to its regulation. In addition, for fiscal 2010, the Banking Department changed its overall methodology slightly with respect to assessments against the mortgage banking industry to include income derived from secondary market and servicing activities. Litigation was commenced challenging this latter change, and in a recent decision, *In the Matter of Homestead Funding Corporation v. State of New York Banking Department et al.*, 944 N.Y.S. 2d 649 (2012), the court determined that the Department should adopt a change to its assessment methodology for mortgage bankers through a formal assessment rule promulgated pursuant to the requirements of the State Administrative Procedures Act. The challenged change in methodology had the effect of increasing the proportion of assessments against the mortgage banking industry paid by its larger members, while reducing the assessments paid by smaller participants, including those which are small businesses.

Rural Area Flexibility Analysis

Types and Estimated Numbers: There are entities regulated by the New York State Department of Financial Services (formerly the Banking Department) located in all areas of the State, including rural areas. However, this rule simply codifies the methodology currently used by the Department to assess all entities regulated by it. The regulation does not alter that methodology, and thus it does not change the cost of assessments on regulated entities, including regulated entities located in rural areas.

Compliance Requirements: The regulation would not change the current compliance requirements associated with the assessment process.

Costs: While the regulation formalizes the assessment process, it does not change the amounts assessed to regulated entities, including those located in rural areas.

Minimizing Adverse Impacts: The regulation does not increase the total amount assessed to regulated entities by the Department. It simply codifies the methodology which the Superintendent has chosen for determining the just and reasonable proportion of the Department's costs to be charged to and paid by each regulated institution.

Rural Area Participation: This rule simply codifies the methodology which the Department currently uses for determining the just and reasonable proportion of the Department's costs to be charged to and paid by each regulated institution, including regulated institutions located in rural areas. The overall methodology was adopted in 2005 after extensive discussion with regulated entities and industry associations representing groups of regulated institutions, including those located in rural areas. It followed the loss of several major banking institutions that had paid significant portions of the former Banking Department's assessments.

Thereafter, the Department applied assessments against all entities subject to its regulation. In addition, for fiscal 2010, the Department changed this overall methodology slightly with respect to assessments against the mortgage banking industry to include income derived from secondary market income and servicing income. This latter change was challenged by a mortgage banker, and in early May, the Appellate Division determined that the latter change should have been made in conformity with the State Administrative Procedures Act. The challenged part of the methodology had the effect of increasing the proportion of assessments against the mortgage banking industry paid by its larger members, while reducing the assessments paid by smaller participants.

Job Impact Statement

The regulation is not expected to have an adverse effect on employment.

All institutions regulated by the Banking Division (the "Banking Division") of the Department of Financial Services are currently subject to assessment by the Department. The regulation simply formalizes the assessment methodology used by the Banking Division. It makes only one change from the allocation methodology used by the former Banking Department in the previous state fiscal years.

That change affects only one of the industry groups regulated by the Banking Division. It somewhat alters the way in which the Banking Division's costs of regulating mortgage banking industry are allocated

among entities within that industry. In any case, the total amount assessed against regulated entities within that industry will remain the same.

Department of Health

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Food and Beverages in Funeral Establishments

I.D. No. HLT-49-17-00002-P

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

Proposed Action: Amendment of sections 77.5, 78.1 and 79.4 of Title 10 NYCRR.

Statutory authority: Public Health Law, section 3401

Subject: Food and Beverages in Funeral Establishments.

Purpose: To lift the ban of the consumption of food and beverages in funeral establishments.

Text of proposed rule: Paragraph (6) of subdivision (c) of section 77.5 is amended as follows:

(6) Food and beverages. The provision of space, facilities, equipment, accommodations or supplies for, or the preparation, sale, service or distribution of, *or the consumption of*, food or *nonalcoholic* beverages [in any part of a funeral establishment] to or by friends, relatives, mourners, family, visitors or next of kin of any deceased person in the funeral establishment is [prohibited.] *permitted, but not required to be offered. Food or nonalcoholic beverages may also be provided by a third-party catering service, provided that such catering service is not owned by or affiliated with the funeral firm engaged in funeral directing at the funeral establishment. This paragraph is subject to the following conditions:*

(i) *the preparation and serving of food and nonalcoholic beverages in the funeral establishment shall be limited to arranging, opening, displaying, and assembling items for consumption, and does not include cooking or heating of food items with the exception of hot beverages such as coffee, tea or similar items;*

(ii) *food items must be limited to incidental refreshments such as baked goods, sandwiches, snacks, platters, pre-packaged food items and items which may be required by the religious practices of the family members, mourners, visitors or friends of the deceased;*

(iii) *the preparation and serving of any food and beverages shall be prohibited in the: chapel or reposing room as defined in section 77.5(d)(1) of this Part; arrangement office as defined in section 77.5(d)(2) of this Part; and preparation area as defined in section 77.5(d)(3) of this Part;*

(iv) *any separate charges for the use of facilities for the serving of food and nonalcoholic beverages (a) shall be charged only for a specifically dedicated food and beverage service area, (b) shall be stated clearly on the General Price List, and (c) shall include any charges for cleaning, equipment or the like, as required by section 79.4(e)(6).*

Subparagraph (iii) of paragraph (4) of subdivision (b) of section 78.1 is amended as follows:

(iii) Charges for additional services and merchandise selected by the customer, which the funeral firm purchases for the customer, such as hairdressing, flowers, death notices, pallbearers, clothing or burial garments, musicians and watcher, *catering services, food, and nonalcoholic beverages*, shall be specifically described and may be made either as a "Funeral Home Charge" under the section "Additional Services and Merchandise Selected," if the funeral firm charges for its services in purchasing these items, or as a "Cash Advance," if the funeral home does not charge the customer in excess of the amount advanced to a third party. If the funeral firm charges more than it advances to a third party or receives and retains a rebate, commission, trade or volume discount or other benefit, the items must be listed under the heading "Additional Services and Merchandise Selected."

Paragraph (9) of subdivision (e) of section 79.4 is amended as follows:

(9) Additional services and merchandise.

(i) The price of acknowledgment cards, *catering services, food, nonalcoholic beverages*, [and] or any additional services and merchandise routinely offered by the funeral firm must be stated with an explanation of what is included.

(ii) If the funeral firm offers to purchase additional merchandise or services and charges more than the actual cost or receives and retains a

rebate, commission, trade or volume discount or other benefit, the firm must include a statement under this heading that it will purchase additional merchandise and services for the customer. In immediate conjunction with this statement must be the sentence, "The prices in this section include a charge for our services in buying these items."

Text of proposed 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

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

Statutory Authority:

Paragraph 1 of Public Health Law section 3401 provides that the Commissioner "may from time to time, make and adopt such rules and regulations not inconsistent with law as may be necessary (a) in the performance of his duties and in the administration of the provisions of this article; and (b) to govern and regulate the conduct and transaction of the business and practice of funeral directing, undertaking and embalming."

Legislative Objectives:

Public Health Law Article 34 was recently amended to add section 3444 to give funeral firms the option to offer food and nonalcoholic beverages in their funeral establishment and to allow the services of a caterer. It was the legislative intent to address the changing expectations and preferences concerning funeral or memorial services that have made for longer visiting or calling hours.

This law allows funeral firms to provide on site food and nonalcoholic beverages to the family of the deceased during services and calling hours. The proposed regulation removes language that prohibits the serving of food or beverages in the funeral establishment.

Needs and Benefits:

The current Department regulations prohibit funeral firms from serving food or beverages in the funeral establishment. However, in the past, visitations traditionally took place from 2 p.m. to 4 p.m. and resumed at 7 p.m. to 9 p.m., leaving family and callers a three-hour meal period. As demographics have changed, family and callers often must travel long distances to attend a visitation. For this reason, today visitations are more commonly consolidated into a longer block of time, usually from 4 p.m. to 8 p.m., to allow for travel time. This can make it difficult for family to find an opportunity for refreshment. The changes to this rule will bring Title 10 in alignment with the new statute.

The proposed changes address how the food and nonalcoholic beverages can be prepared, what items may be served, where they may be served, and who may serve them. It addresses the preparation of the food and nonalcoholic beverages in accordance with the statute, and it specifically excludes the cooking or heating of foods by the funeral firm. Following the language of the statute, the second subparagraph specifies the types of food items allowed and includes food required by religious practices.

Next, the proposed changes prohibit the preparation and serving of food in the chapel or reposing room, the arrangement office and in the preparation area. There is a limitation on the activities of the funeral firm employees and any catering employees to serving the food and preparing and serving nonalcoholic beverages.

The statute's prohibition of funeral establishments owning or being affiliated with a catering business is reinforced in the proposed changes clarifying how funeral firms may charge for the use of a caterer while complying with the Federal Trade Commission (FTC) and the corresponding state regulations (10 NYCRR section 79.4) regarding to General Price Lists, Statement of Goods and Services, and cash advance items. This underscores the requirement that the funeral firm serving food or reselling pre-packaged food item and platters, must continue to follow the pricing and business regulations as stated above.

Finally, the proposed changes ensure that families who provide their own food and beverages are aware that the funeral home may charge for "use of facilities" in a manner consistent with section 79.4(e)(6).

Costs:

Costs to State and Local Government:

The rule will not increase costs to State or local governments.

Costs to Private Regulated Parties:

Because funeral firms are not required to permit service of food and nonalcoholic beverages, the changes to the regulation would not incur any expense.

Costs to the Regulatory Agency:

The Bureau of Funeral Directing would have jurisdiction over consumer complaints and enforcement of the new statute and the changes to the regulations. However, it is not expected that there would be any associated expense with these activities.

Local Government Mandates:
The statute specifies that a funeral firm that elects to provide food service will not be considered a "food service establishment," thus making it clear there is no mandate for any local Health Department oversight. Local fire codes and zoning regulations will not be affected.

Paperwork:
This rule will not impose any additional paperwork for the funeral establishments which opt to serve refreshments.

Duplication:
There are no duplicative or conflicting rules identified.

Alternatives:
The rule must be changed to conform to the new statute.

Federal Standards:
The Code of Federal Regulations (CFR) Title 16, Chapter 1, Subchapter D, Part 453 ("Funeral Industry Practices") does not include provisions regarding the service of food or nonalcoholic beverages in a funeral establishment. However, section 453.1(h) defines "funeral goods" as any items "which are sold or offered for sale directly to the public for use in connection with funeral services" and are, therefore, required to be listed on the General Price List. The proposed changes to the regulations are consistent with this rule.

Compliance Schedule:
Because permitting service of food and nonalcoholic beverages is voluntary, no compliance schedule is required.

Regulatory Flexibility Analysis

Effect of Rule:
Approximately 1,800 businesses in New York are registered as funeral firms with the Department of Health, Bureau of Funeral Directing. The rule will affect only the funeral firms that elect to allow refreshments to be available. The rule does not impose any adverse economic impact, compliance requirements, or implementation or administration costs on local governments.

Compliance Requirements:
The rule reflects the statutory amendments enacted by the Legislature. The service of food and nonalcoholic beverages in the funeral home will be voluntary and will not require any special documentation for the Department of Health, form of application or permit. The Bureau anticipates covering the new regulation extensively in various venues during the presentation of required law segments for continuing education.

Professional Services:
The rule itself imposes no requirements upon the funeral firm concerning professional services. The rule allows the funeral firm to use a professional catering service if the family is given proper disclosures of expenses by the funeral firm. Alternatively, the family may hire a catering service that is independent of the funeral firm.

Compliance Costs:
Since the decision to allow a family to have incidental refreshments would be a decision entirely under the prerogative of the funeral firm, the rule imposes no compliance costs.

Economic and Technological Feasibility:
The rule does not impose any economic or technological compliance burdens on the funeral homes.

Minimizing Adverse Impact:
Since the decision to allow a family to have incidental refreshments would be a decision entirely under the prerogative of the funeral firm, the rule imposes no impact.

Small Business and Local Government Participation:
The New York State Funeral Directors Association (the Association), which represents approximately half of all funeral firms in New York State, was given the opportunity to comment directly on the proposed regulations. Members of the Association were given the opportunity to provide input through a survey developed by the Bureau of Funeral Directing and distributed at the Association's annual convention in August 2016, as well as at other venues such as the Capital District Funeral Directors Association meeting in September 2016. Representatives of Service Corporation International, which owns and operates 80 funeral homes in New York also worked with the Association in several meetings with the Department. In addition, the Funeral Directing Advisory Board, which is specifically tasked by statute (Public Health Law § 3402) to "recommend to the Commissioner the promulgation of rules and regulations" has had several discussions regarding the regulations and have given their input to the Department of Health during their meeting.

Rural Area Flexibility Analysis
No rural area flexibility analysis is required pursuant to section 202-bb(4)(a) of the State Administrative Procedure Act. The proposed amendment does not impose an adverse impact on facilities in rural areas, and it does not impose reporting, record keeping or other compliance requirements on facilities in rural areas.

Job Impact Statement
A Job Impact Statement for these amendments is not being submitted because it is apparent from the nature and purposes of the amendments

that they will not have a substantial adverse impact on jobs and/or employment opportunities.

Public Service Commission

NOTICE OF ADOPTION

Submetering of Electricity

I.D. No. PSC-40-16-00015-A

Filing Date: 2017-11-20

Effective Date: 2017-11-20

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

Action taken: On 11/16/17, the PSC adopted an order approving Trump Plaza New Rochelle Condominium Owners Association's (Trump Plaza) notice of intent to submeter electricity at 175 Huguenot Street, New Rochelle, 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: Submetering of electricity.

Purpose: To approve Trump Plaza's notice of intent to submeter electricity.
Substance of final rule: The Commission, on November 16, 2017, adopted an order approving Trump Plaza New Rochelle Condominium Owners Association's notice of intent to submeter electricity at 175 Huguenot Street, New Rochelle, New York, located in the service territory of Consolidated Edison Company of New York, Inc., subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act. (16-E-0292SA1)

NOTICE OF ADOPTION

Submetering of Electricity

I.D. No. PSC-40-16-00020-A

Filing Date: 2017-11-20

Effective Date: 2017-11-20

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

Action taken: On 11/16/17, the PSC adopted an order approving 501 Broadway Troy, LLC's (501 Broadway) notice of intent to submeter electricity at 501 Broadway, Troy, 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: Submetering of electricity.

Purpose: To approve 501 Broadway's notice of intent to submeter electricity.

Substance of final rule: The Commission, on November 16, 2017, adopted an order approving 501 Broadway Troy, LLC's notice of intent to submeter electricity at 501 Broadway, Troy, New York, located in the service territory of Niagara Mohawk Power Corporation d/b/a National Grid, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.
(16-E-0482SA1)

NOTICE OF ADOPTION**Tariff Amendments**

I.D. No. PSC-01-17-00018-A

Filing Date: 2017-11-16

Effective Date: 2017-11-16

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

Action taken: On 11/16/17, the PSC adopted an order approving, with modifications, Rochester Gas and Electric Corporation's (RG&E) tariff amendments to Service Classification (SC) No. 1, contained in P.S.C. No. 18 — Electricity.

Statutory authority: Public Service Law, sections 65 and 66

Subject: Tariff amendments.

Purpose: To approve, with modifications, RG&E's tariff amendments to SC No. 1, contained in P.S.C. No. 18 — Electricity.

Substance of final rule: The Commission, on November 16, 2017, adopted an order approving, with modifications, Rochester Gas and Electric Corporation's (RG&E) tariff amendments to Service Classification No. 1 – Street Lighting Service, contained in P.S.C. No. 18 – Electricity, to offer company-owned light emitting diode (LED) street lighting options. RG&E is also directed to file Revenue Decoupling Mechanism tariff provisions, on or before November 27, 2017 to become effective on December 1, 2017, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.
(16-E-0711SA1)

NOTICE OF ADOPTION**Tariff Amendments**

I.D. No. PSC-01-17-00022-A

Filing Date: 2017-11-16

Effective Date: 2017-11-16

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

Action taken: On 11/16/17, the PSC adopted an order approving, with modifications, New York State Electric & Gas Corporation's (NYSEG) tariff amendments to Service Classification (SC) No. 3, contained in P.S.C. No. 121 — Electricity.

Statutory authority: Public Service Law, sections 65 and 66

Subject: Tariff amendments.

Purpose: To approve, with modifications, NYSEG's tariff amendments to SC No. 3, contained in P.S.C. No. 121 — Electricity.

Substance of final rule: The Commission, on November 16, 2017, adopted an order approving, with modifications, New York State Electric & Gas Corporation's (NYSEG) tariff amendments to Service Classification No. 3 — Standard Street Lighting Service, contained in P.S.C. No. 121 — Electricity, to offer company-owned light emitting diode (LED) street lighting options. NYSEG is also directed to file Revenue Decoupling Mechanism tariff provisions, on or before November 27, 2017 to become effective on December 1, 2017, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.
(16-E-0710SA1)

NOTICE OF ADOPTION**AMI Project and NWA Framework**

I.D. No. PSC-21-17-00015-A

Filing Date: 2017-11-16

Effective Date: 2017-11-16

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

Action taken: On 11/16/17, the PSC adopted an order approving, in part, Orange and Rockland Utilities, Inc.'s (O&R) Advanced Metering Infrastructure (AMI) project, Customer Engagement Plan and Non-Wires Alternative (NWA) Framework.

Statutory authority: Public Service Law, sections 5(1), 65(1), 66(1) and (12)

Subject: AMI Project and NWA Framework.

Purpose: To approve O&R's petition on the AMI Project, Customer Engagement Plan and NWA Framework.

Substance of final rule: The Commission, on November 16, 2017, adopted an order approving, in part, Orange and Rockland Utilities, Inc.'s (O&R) petition on O&R's Advanced Metering Infrastructure (AMI) project, subject to a cap on capital expenditures of \$98.5 million. O&R's AMI Customer Engagement Plan is also approved. O&R's proposals to recover incremental costs through the Company's Electric Energy Cost Adjustment (ECA) and Monthly Gas Adjustment and Advanced Metering Infrastructure rate pilot are denied. O&R is directed to make an annual filing with the Secretary to the Commission, detailing an itemized breakdown of all AMI expenditures, cost reduction benefits, actual and target electric and gas AMI net plant balances, and earnings computations. The non-wires alternative (NWA) incentive mechanism structure approved for Central Hudson Gas and Electric Corporation and in the NWA Incentives Order is approved for O&R. O&R is directed to make a filing with the Secretary to the Commission when it determines it has reasonable certainty as to the costs of the NWA portfolio and file an updated implementation plan and benefit cost analysis for that NWA project in the event that an increase or reduction in the megawatt-hour of distributed energy resource portfolio is warranted or in the event that the length of the deferral period for the traditional infrastructure related to each NWA project is modified. O&R is also directed to file an operating procedure for the calculation of NWA financial incentives and a detailed accounting procedure for the recovery of NWA project costs and financial incentives, within 30 days of the effective date of this Order. O&R is directed to file all updated NWA implementation plans and benefit cost analysis. O&R's proposal to recover the NWA project costs and associated incentives through the ECA mechanism is denied, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.
(17-M-0178SA1)

NOTICE OF ADOPTION**CES Phase 2 Implementation Plan**

I.D. No. PSC-23-17-00019-A

Filing Date: 2017-11-17

Effective Date: 2017-11-17

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

Action taken: On 11/16/17, the PSC adopted an order approving the Clean Energy Standard (CES) Phase 2 Implementation Plan Proposal submitted by New York State Energy Research and Development Authority (NYSERDA) and NYS Dept. of Public Service Staff (Staff).

Statutory authority: Public Service Law, sections 4(1), 5(1), (2), 66(2); Energy Law, section 6-104(5)(b)

Subject: CES Phase 2 Implementation Plan.

Purpose: To approve the CES Phase 2 Implementation Plan submitted by NYSEDA and DPS Staff.

Substance of final rule: The Commission, on November 16, 2017, adopted an order approving the Clean Energy Standard (CES) Phase 2 Implementation Plan Proposal (Plan) submitted by New York State Energy Research and Development Authority (NYSEDA) and the New York State Department of Public Service (Staff). NYSEDA and Staff shall file a Final Plan no later than 30 days of the issuance of this order. NYSEDA and Staff shall continue to ensure a rolling trajectory of no less than 3-years for the Load-Serving Entities (LSE) mandated percentage targets and the NYSEDA Tier 1 Renewable Energy Credits (REC) procurement targets, in future implementation plans. NYSEDA shall post on its website, as part of its annual CES Compliance Reporting, the methodology for calculating the statewide fuel mix for New York State that provides transparency in accounting for the historic renewable baseline, the mandated targets, the voluntary market and other activities for measuring progress towards the 50 by 30 goal. NYSEDA shall report, on an annual basis, Renewable Energy Standard (RES) program revenues (including but not limited to net proceeds from the sale of RECs, alternative compliance payments (ACP) received, interest earnings) and program expenses, and any surplus or shortfall for the year, and on a cumulative basis. If any cumulative surplus is more than 25% of NYSEDA's contractual Tier 1 REC payment obligation to generators for the current year, as part of its annual filing, NYSEDA shall propose a use for the excess portion (i.e., amount above 25%) that is in the ratepayers' interest. NYSEDA, in consultation with Staff, shall further analyze the criteria necessary for including aggregated and co-located facilities into a single Tier 1 bid in NYSEDA administered Tier 1 REC solicitations and propose any new, or changes to existing, rules in an implementation proposal that would allow consideration of their application for a solicitation in 2019, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act. (15-E-0302SA28)

NOTICE OF ADOPTION

EEPS Programs

I.D. No. PSC-27-17-00012-A

Filing Date: 2017-11-17

Effective Date: 2017-11-17

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

Action taken: On 11/16/17, the PSC adopted an order authorizing the conclusion of the Energy Efficiency Portfolio Standard (EEPS) 1 and 2 programs.

Statutory authority: Public Service Law, sections 4(1), 5(2), 65(1) and 66(1)

Subject: EEPS programs.

Purpose: To conclude the EEPS 1 and 2 programs.

Substance of final rule: The Commission, on November 16, 2017, adopted an order authorizing the conclusion of the Energy Efficiency Portfolio Standard (EEPS). EEPS 1 and EEPS 2 Step 1 shareholder incentives will be awarded to Central Hudson Gas & Electric Corporation (Central Hudson), Consolidated Edison Company of New York, Inc. (Con Edison), Corning Natural Gas Corporation (Corning), KeySpan Gas East Corporation (KEDLI), The Brooklyn Union Gas Company (KEDNY), National Fuel Gas Distribution Corporation (NFG), New York State Electric & Gas Corporation (NYSEG), Niagara Mohawk Power Corpora-

tion d/b/a National Grid (Niagara Mohawk), Orange and Rockland Utilities, Inc. (O&R), Rochester Gas and Electric Corporation (RG&E), and St. Lawrence Gas Company, Inc. (St. Lawrence) (collectively, the utilities) based on savings performance, after the application of the overspending adjustments detailed in Tables 1 and 2 in Appendix 1, as indicated in Tables 3-6 in Appendix 1. New York State Research and Development Authority (NYSEDA) and utility performance in EEPS 1, EEPS 2, SBC III, and SBC IV will be included for purposes of the calculation of the EEPS 2 Step 2 electric shareholder incentive award as indicated in Table 7 in Appendix 1. NYSEDA and utility performance in EEPS 1 and EEPS 2 will be included for purposes of the calculation of the EEPS 2 Step 2 gas shareholder incentive award as indicated in Table 8 in Appendix 1. EEPS shareholder incentives will be awarded in the amounts indicated in Tables 9 and 10 in Appendix 1. The utilities' unspent, unencumbered EEPS funds will be used to cover the EEPS 1 and EEPS 2 shareholder incentives, and to the extent that a utility does not have enough unspent, unencumbered funds to cover the entirety of its shareholder incentives, NYSEDA will provide the remaining balance using its own unspent, unencumbered funds, as detailed in Tables 11-13 in Appendix 1. Each utility and NYSEDA will complete payment of their respective amount of the authorized incentive within 60 days. The utilities may retain unspent funds to cover the cost of EEPS 1 program overspending in the amounts indicated in Tables 16-17 in Appendix 1. Utility expenditure of EEPS funds, including Evaluation, Measurement & Verification (EM&V) funds, shall conclude on or before December 31, 2017. NYSEDA expenditure of EEPS funds, including EM&V funds, shall conclude on or before December 31, 2020. The utilities shall file a EEPS Financial Reconciliation report no later than June 30, 2018, documenting the total EEPS expenditures, total unspent funds, capturing additional unencumbered funds resulting from project attrition, and amounts of accrued interest as of that date using a template developed in coordination with Staff. The accrued interest shall be calculated using the rate specified in rate plans or other orders or, if no such rate was specified, the Other Customer Provided Capital Rate in effect for each time period. NYSEDA shall file a EEPS Financial Reconciliation report with equivalent content to the utility EEPS Financial Reconciliation Reports within 180 days of concluding its EEPS programs. Utility unspent EEPS funds remaining as of June 30, 2018, shall be credited to electric and gas customers in interest bearing regulatory liability accounts until the Commission determines the disposition of such credits. Interest shall accrue at the Other Customer Provided Capital Rate, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act. (07-M-0548SA83)

NOTICE OF ADOPTION

Financing Petition

I.D. No. PSC-27-17-00013-A

Filing Date: 2017-11-17

Effective Date: 2017-11-17

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

Action taken: On 11/16/17, the PSC adopted an order approving Corning Natural Gas Corporation's (Corning) petition to issue up to \$44 million of long-term debt, not later than December 31, 2020.

Statutory authority: Public Service Law, section 69

Subject: Financing petition.

Purpose: To approve Corning's petition to issue up to \$44 million of long-term debt.

Substance of final rule: The Commission, on November 16, 2017, adopted an order approving Corning Natural Gas Corporation's (Corning) petition to issue up to \$44 million of long-term debt. Of this \$44 million, approximately \$18 million will be allocated to the issuance of New Debt to fund its future construction expenditures, repay short-term debt incurred to finance previous years' construction expenditures, and to refinance its maturing debt obligations and the remaining amount, up to \$26 million

will be used to refinance existing variable-rate bank loans, not later than December 31, 2020. This Order replaces and revokes the authorization granted in the Order Authorizing Issuance of Securities, issued January 21, 2016, in Case 15-G-0460. The proceeds from the issuance of the securities authorized by this Order may be used only a) for the acquisition of property, the construction, completion, extension or improvement of the Company's facilities or the improvement or maintenance of the Company's service within New York State (to the extent such expenditures exceed funds originating from credits to the accumulated provision for depreciation, net salvage and accumulated deferred income taxes), b) for the discharge or lawful refunding of Corning's existing debt, or c) to reimburse Corning's treasury for equivalent moneys expended for capital purposes prior to December 31, 2016, provided that the Company has kept its accounts and vouchers of such expenditures in such a manner as to enable the Commission to ascertain the amount of moneys so expended and the purposes for which such expenditures were made. The loans authorized by this Order shall not be entered into until Corning files with the Secretary to the Commission an unconditional acceptance agreeing to obey all the terms, conditions, and requirements of this Order. If such acceptance is not filed within 30 days from the effective date of this Order, this Order may be revoked without further notice. Corning is directed to file, at least three days prior to the issuance of any security authorized under this Order, the expected term sheet of the anticipated transaction. In addition, the Company should also provide at least two term sheets from other financial institutions demonstrating that its current financing decision is the best option available. Corning is also directed to file, within 60 days after the end of each calendar year, file with the Secretary to the Commission a verified report in the form prescribed by 16 NYCRR Section 245.1. The report shall include the date the proceeds were utilized for the purposes authorized in Clauses 1 and 2 of this Order, the amount, and the purpose for which the funds were utilized. If, upon examination of the uses to which any proceeds are put, the Commission determines that any expenditure is not a reasonable and proper capital charge, or has not been duly authorized by the Commission, or is in violation of any order of the Commission or any provision of law, a sum equal to such expenditure shall, upon order of the Commission, promptly be placed in an account in a commercial banking institution or institutions and said sum shall be subject to all of the conditions and restrictions of this Order. The authority granted and the conditions imposed by this Order shall not be construed as passing upon or otherwise approving the accuracy of the books, records, and accounts of Corning, nor does the authority to issue securities bind this Commission to any specific ratemaking treatment or regulatory regime. Corning is authorized to defer its costs associated with the issuance of securities authorized under this Order in Account 181, Unamortized Debt Expense. The amounts so deferred shall be amortized over the life of the issuance to Account 428, Amortization of Debt Discount and Expense. In addition, the unamortized debt balances associated with the existing variable-rate bank loans being refinanced shall be amortized over the remainder of the life of the refunded loan. Corning shall defer, in Account 283, Accumulated Deferred Income Taxes, - Other, the Federal Income Tax effects of the amounts deferred in accordance with the previous clause. The amounts so deferred shall be amortized concurrent with the amortization of the costs to which they relate, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(17-G-0346SA1)

NOTICE OF ADOPTION

VTOU Rates

I.D. No. PSC-30-17-00030-A

Filing Date: 2017-11-17

Effective Date: 2017-11-17

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

Action taken: On 11/16/17, the PSC adopted an order approving Central Hudson Gas & Electric Corporation's (Central Hudson) petition for

alternative voluntary time of use (VTOU) rates and directed Central Hudson to file tariff amendments.

Statutory authority: Public Service Law, section 66(12)

Subject: VTOU rates.

Purpose: To approve Central Hudson's petition for alternative VTOU rates.

Substance of final rule: The Commission, on November 16, 2017, adopted an order approving Central Hudson Gas & Electric Corporation's (Central Hudson) petition for alternative voluntary time of use (VTOU) rates and directed Central Hudson to file tariff amendments to effectuate the recommendations in its VTOU Report to become effective on a temporary basis on December 1, 2017. Central Hudson's existing Service Classification No. 6 – Residential Time-of-Use Service VTOU rate shall be closed to new customers and Central Hudson is also directed to file a customer outreach plan within 60 days of the issuance of this order, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(17-E-0369SA1)

NOTICE OF ADOPTION

Submetering of Electricity and Waiver Request

I.D. No. PSC-31-17-00008-A

Filing Date: 2017-11-20

Effective Date: 2017-11-20

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

Action taken: On 11/16/17, the PSC adopted an order approving RBC 1 NOMINEE LLC c/o GID Development Group's (RBC 1) notice of intent to submeter electricity at 30 Riverside Boulevard, New York, New York and request for waiver of 16 NYCRR section 96.5(k)(3).

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: Submetering of electricity and waiver request.

Purpose: To approve RBC 1's notice of intent to submeter electricity and request for waiver of 16 NYCRR section 96.5(k)(3).

Substance of final rule: The Commission, on November 16, 2017, adopted an order approving RBC 1 NOMINEE LLC c/o GID Development Group's notice of intent to submeter electricity at 30 Riverside Boulevard, New York, New York, located in the service territory of Consolidated Edison Company of New York, Inc. and request for waiver of the energy audit and energy efficiency plan requirements in 16 NYCRR § 96.5(k)(3), subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(17-E-0190SA1)

NOTICE OF ADOPTION

Financing Petition

I.D. No. PSC-31-17-00009-A

Filing Date: 2017-11-17

Effective Date: 2017-11-17

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

Action taken: On 11/16/17, the PSC adopted an order approving National Fuel Gas Distribution Corporation's (NFG) petition to issue and sell up to \$400 million of notes in one or more transactions, not later than December 31, 2020.

Statutory authority: Public Service Law, section 69

Subject: Financing petition.

Purpose: To approve NFG's petition to issue and sell up to \$400 million of notes.

Substance of final rule: The Commission, on November 16, 2017, adopted an order approving National Fuel Gas Distribution Corporation's (NFG) petition to issue and sell up to \$300 million of notes in one or more transactions, not later than December 31, 2020. The proceeds from the issuance of securities authorized by this Order may be used only for a) the acquisition of property, the construction, completion, extension or improvement of NFG's Gas facilities or the improvement or maintenance of the Company's service within New York State (to the extent such expenditures exceed funds originating from credits to the accumulated provision for depreciation, net salvage and accumulated deferred income taxes), b) for the discharge or lawful refunding of the Company's obligations, or c) to reimburse NFG's treasury for equivalent moneys expended for those purposes prior to March 31, 2017, provided that the Company has kept its accounts and vouchers of such expenditures in such a manner as to enable us to ascertain the amount of moneys so expended and the purposes for which such expenditures were made. For the optional refinancing of the two high cost notes referenced in its supplemental filing, NFG is authorized to issue up to \$100 million of notes. This Order replaces the authorization granted in the Order Authorizing Issuance of Securities issued November 14, 2014 in Case 14-G-0228 and the authorization granted in that proceeding is revoked. Within 30 days after the execution of any security authorized under this Order, NFG shall submit a compliance filing to the Secretary to the Commission providing verified copies. Within 30 days after the execution of any debt authorized under this Order for the optional refunding of existing debt, NFG shall submit a compliance filing to the Secretary of the Commission. In addition to the elements described in Ordering Clause 3, the compliance filing shall include a net present value analysis, which demonstrates that the Company will obtain reasonable savings because of the refunding or; if NFG predicated the refunding upon some other criteria, a letter by the Company's CFO, which certifies and explains the reasonableness of its refunding strategy. The filing should also include a proposed amortization schedule for any redemption premiums and unamortized debt discount and expense balances. This schedule shall reflect an amortization period that is the shorter of the remaining life of any refunded issue or the life of the new debt issue. NFG shall be authorized to defer its costs associated with the issuance of securities authorized under this Order in Account 181, Unamortized Debt Expense. The amounts so deferred shall be amortized to Account 428, Amortization of Debt Discount and Expense. In the case of securities issued to refinance existing securities, the Company shall recover the costs associated with issuing the securities over the shorter of the remaining life of the refunded securities or the life of the new securities. Such refunding costs should be deferred to Account 189, Unamortized Loss on Recquired Debt, and then amortized to Account 428, Amortization of Debt Discount and Expense. Within 60 days after the end of each calendar year, NFG shall file with the Secretary to the Commission a verified report in the form prescribed by 16 NYCRR Section 245.1. The report shall include the date the proceeds were utilized for the purposes authorized in Clauses 1 and 2 of this Order, the amount, and the purpose for which the funds were utilized. If, upon examination of the uses to which any proceeds are put, it is determined that any expenditure is not a reasonable and proper capital charge, or has not been duly authorized by the Commission, or is in violation of any provision of law, a sum equal to such expenditure shall, upon order of the Commission, promptly be placed in an account in a commercial banking institution or institutions and said sum shall be subject to all of the conditions and restrictions of this Order. The authority granted and the conditions imposed by this Order shall not be construed as passing upon or otherwise approving the accuracy of the books, records, and accounts of NFG, nor does the authority to issue securities bind this Commission to any specific ratemaking treatment or regulatory regime. The securities authorized by this Order shall not be issued unless, and until, there has been filed with the Secretary, an unconditional acceptance by NFG to obey all the terms, conditions, and requirements of this Order. If such acceptance is not so filed within a period of 30 days from the effective date of this Order, this Order may be revoked by the Commission without further notice, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social secu-

urity no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(17-G-0414SA1)

NOTICE OF ADOPTION

Pilot Project

I.D. No. PSC-32-17-00009-A

Filing Date: 2017-11-16

Effective Date: 2017-11-16

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

Action taken: On 11/16/17, the PSC adopted an order approving New York State Electric & Gas Corporation's (NYSEG) petition for authorization to proceed with the Natural Gas Compressor Pilot Project in Tompkins County, New York.

Statutory authority: Public Service Law, sections 5, 65(1), 66(1), (2) and (4)

Subject: Pilot Project.

Purpose: To approve NYSEG's petition for authorization to proceed with the Pilot Project in Tompkins County, New York.

Substance of final rule: The Commission, on November 16, 2017, adopted an order approving New York State Electric & Gas Corporation's (NYSEG) petition for authorization to proceed with the Natural Gas Compressor Pilot Project in Tompkins County, New York and include the capital costs associated with the project in its rate base as an addition to gas plant. NYSEG's request for authorization to defer any associated incremental operating and maintenance costs is denied. NYSEG is directed to issue a Non-Pipe Alternatives Request for Proposals, within 30 days of issuance of this Order, to seek proposals to address not only the current pressure and reliability issues in the Ithaca Division and the Town of Lansing, but also to address the pending demands for the provision of gas service in the area, for both existing customers as well as new customers. NYSEG is directed to file with the Secretary to the Commission a copy of the Request For Proposals identified in Ordering Clause No. 3 within 45 days of issuance of this Order. NYSEG is also directed to file with the Secretary to the Commission, within 30 days of the end of each calendar quarter, quarterly capital expenditure variance reports beginning January 30, 2018 and quarterly reports of the internal pressures during periods of peak demand of all the district regulator stations throughout the Ithaca distribution system and indicate what the minimum acceptable level is for each regulator station reported. Finally, NYSEG is also directed to file with the Secretary to the Commission at least 30 days prior to the compressors being put into service all Operation and Maintenance procedures that the Company will use to operate and maintain the proposed compressors and the site-specific emergency plans for the four new compressors, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(17-G-0432SA1)

NOTICE OF ADOPTION

Submetering of Electricity and Waiver Request

I.D. No. PSC-34-17-00015-A

Filing Date: 2017-11-20

Effective Date: 2017-11-20

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

Action taken: On 11/16/17, the PSC adopted an order approving 10 Huron FS Condo LLC's (10 Huron) notice of intent to submeter electricity at 23 and 21 India Street, Brooklyn, New York and request for waiver of 16 NYCRR section 96.5(k)(3).

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: Submetering of electricity and waiver request.

Purpose: To approve 10 Huron's notice of intent to submeter electricity and request for waiver of 16 NYCRR section 96.5(k)(3).

Substance of final rule: The Commission, on November 16, 2017, adopted an order approving 10 Huron FS Condo LLC's notice of intent to submeter electricity at 23 and 21 India Street, Brooklyn, New York, located in the service territory of Consolidated Edison Company of New York, Inc. and request for waiver of the energy audit and energy efficiency plan requirements in 16 NYCRR § 96.5(k)(3), subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(17-E-0350SA1)

NOTICE OF ADOPTION

Transfer of Ownership Interests in a Nuclear Generating Facility

I.D. No. PSC-34-17-00016-A

Filing Date: 2017-11-17

Effective Date: 2017-11-17

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

Action taken: On 11/16/17, the PSC adopted an order approving Exelon Generation Company, LLC (ExGen) and Exelon Fitzpatrick, LLC's (ExFitz) petition to transfer the James A. FitzPatrick facility from ExGen to ExFitz.

Statutory authority: Public Service Law, sections 2(12), (13), 5(1)(b), 5-b, 64, 65, 66 and 70

Subject: Transfer of ownership interests in a nuclear generating facility.

Purpose: To approve ExGen and ExFitz's petition to transfer the James A. FitzPatrick facility from ExGen to ExFitz.

Substance of final rule: The Commission, on November 16, 2017, adopted an order approving Exelon Generation Company, LLC (ExGen) and Exelon Fitzpatrick, LLC's (ExFitz) petition to transfer ownership interests the James A. FitzPatrick facility, an approximately 882 MW electric generating facility located in Scriba, New York, from ExGen to ExFitz, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York, 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(17-E-0452SA1)

NOTICE OF ADOPTION

Tariff Amendments

I.D. No. PSC-36-17-00013-A

Filing Date: 2017-11-20

Effective Date: 2017-11-20

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

Action taken: On 11/16/17, the PSC adopted an order approving Consolidated Edison Company of New York, Inc.'s (Con Edison) tariff amendments to General Information Section (GIS) IX.1. (B), contained in P.S.C. No. 9—Gas.

Statutory authority: Public Service Law, sections 65(1), 66(1), (12)(a) and (14)

Subject: Tariff amendments.

Purpose: To approve Con Edison's tariff amendments to GIS IX.1. (B), contained in P.S.C. No. 9—Gas.

Substance of final rule: The Commission, on November 16, 2017, adopted an order approving Consolidated Edison Company of New York, Inc.'s (Con Edison) tariff amendments to General Information Section (GIS) IX.1. (B), Operation of the Weather Normalization Adjustment, to state that it will file with the Commission the Weather Normalization Adjustments for the twenty-one scheduled billing cycles for the month prior to such filing, contained in P.S.C. No. 9 – Gas, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(17-G-0518SA1)

NOTICE OF ADOPTION

Tariff Amendments

I.D. No. PSC-37-17-00010-A

Filing Date: 2017-11-16

Effective Date: 2017-11-16

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

Action taken: On 11/16/17, the PSC adopted an order approving Niagara Mohawk Power Corporation d/b/a National Grid's (National Grid) tariff amendments to P.S.C. No. 219—Gas and No. 220—Electricity.

Statutory authority: Public Service Law, section 66(12)(b)

Subject: Tariff amendments.

Purpose: To approve National Grid's tariff amendments to P.S.C. No. 219—Gas and No. 220—Electricity.

Substance of final rule: The Commission, on November 16, 2017, adopted an order approving Niagara Mohawk Power Corporation d/b/a National Grid's tariff amendments to P.S.C. No. 219 – Gas and No. 220 – Electricity, to amend its Sales or Delivery Service Application for Non-Residential Customers applying for electric and/or gas service, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, Three Empire State Plaza, Albany, New York 12223, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

An assessment of public comment is not submitted with this notice because the rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(17-M-0525SA1)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Merger and Associated Cessation of Operations

I.D. No. PSC-49-17-00008-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 Vernon Telephone

Company, Inc. and Oriskany Falls Telephone Corporation's petition seeking approval of a certificate of merger, with Vernon Telephone Company, Inc. being the surviving corporation.

Statutory authority: Public Service Law, section 108

Subject: Merger and associated cessation of operations.

Purpose: To consider Vernon and Oriskany Falls' petition seeking approval of a merger.

Substance of proposed rule: The Public Service Commission is considering a petition filed by Vernon Telephone Company, Inc. and Oriskany Falls Telephone Corporation's seeking approval of a certificate of merger, with Vernon Telephone Company, Inc. being the surviving corporation pursuant to Public Service Law § 108. The full text of the petition may be reviewed online at the Department of Public Service web page: www.dps.ny.gov. The Commission may adopt, reject or modify, in whole or in part, the proposed petition and may resolve 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.

(17-C-0608SP1)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Part of the Tier 2 Maintenance Tier Program in the RES of the CES

I.D. No. PSC-49-17-00009-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 Finger Lakes Energy Corporation's petition requesting financial support for its 150 kW facility, under the Tier 2 Maintenance Tier Program in the Renewable Energy Standard (RES) of the Clean Energy Standard (CES).

Statutory authority: Public Service Law, sections 4(1), 5(1), (2), 66(2); Energy Law, section 6-104(5)(b)

Subject: Part of the Tier 2 Maintenance Tier Program in the RES of the CES.

Purpose: To promote and maintain renewable electric energy resources.

Substance of proposed rule: The Commission is considering a petition filed by the Finger Lakes Energy Corporation (Finger Lakes Energy) seeking financial support for its 150 kW run-of-river facility located in Moravia, New York. Finger Lakes Energy's request for maintenance payment assistance is part of the Tier 2 "Maintenance Tier" program in the Renewable Energy Standard of the Clean Energy Standard (CES). The full text of the petition may be reviewed online at the Department of Public Service web page: www.dps.ny.gov. The Commission may adopt, reject, or modify, in whole or in part, the proposed petition and may resolve 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.

(17-E-0603SP4)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Minor Rate Filing

I.D. No. PSC-49-17-00010-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 a proposal filed by Pennsylvania Electric Company to increase its annual revenues by about \$300,000 or 5.2 percent in P.S.C. No. 6 — Electricity.

Statutory authority: Public Service Law, sections 65 and 66

Subject: Minor rate filing.

Purpose: To consider an increase in annual revenues of about \$300,000 or 5.2 percent.

Substance of proposed rule: The Commission is considering a proposal filed by Pennsylvania Electric Company to P.S.C. No. 6 – Electricity, to increase its annual electric revenues by approximately \$300,000 or 5.2% for its New York customers in the Village of Waverly and portions of the Town of Barton in Tioga County. Under the proposal, the monthly bill of a residential customer using approximately 1,000 kilowatt-hours of electricity would increase from \$100.05 to \$106.38 or 6.33%. The proposed amendments have an effective date of April 1, 2018. The full text of the filing may be reviewed online at the Department of Public Service web page: www.dps.ny.gov. The Commission may adopt, reject or modify, in whole or in part, the relief proposed and may resolve 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.

(17-E-0685SP1)

State University of New York

EMERGENCY/PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

College Fees

I.D. No. SUN-49-17-00004-EP

Filing No. 1016

Filing Date: 2017-11-20

Effective Date: 2017-11-20

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

Proposed Action: Amendment of section 302.3 of Title 8 NYCRR.

Statutory authority: Education Law, section 355(2)(b) and (h)

Finding of necessity for emergency rule: Preservation of general welfare.

Specific reasons underlying the finding of necessity: Amendment of these regulations needs to proceed on an emergency basis because the College Fee at SUNY's four university centers was increased. This increase was approved by System Administration as part of the annual Broad Based Fee review process.

Subject: College fees.

Purpose: To amend the College fees at SUNY's four university centers, as approved as part of the Broad Based Fee review process.

Text of emergency/proposed rule: Section 302.3. College fees.

Effective with respect to the [1976-77] 2016-17 academic year and [there after] *thereafter*, there shall be collected a college fee in the amount of \$12.50 a semester or \$8.50 a quarter from all full-time students and 85 cents a semester credit hour and 55 cents a quarter credit hour from all special students at all State-operated institutions of the University[.], *except for those full-time or special students attending the University at Albany, Binghamton University, Stony Brook University, or the University at Buffalo, where the amount collected for the college fee shall be \$62.50 a semester or \$42.50 a quarter from full-time students and \$4.25 a semester credit hour and \$2.75 a quarter credit hour from special students.*

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 February 17, 2018.

Text of rule and any required statements and analyses may be obtained from: Lisa S. Campo, State University of New York, State University Plaza, S-325, 353 Broadway, Albany, NY 12246, (518) 320-1400, email: Lisa.Campo@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, Sections 355(2)(b) and 355(2)(h). Section 355(2)(b) authorizes the State University Trustees to make and amend rules and regulations for the overall governance of the State University and institutions therein. Section 355(2)(h) authorizes the State University Trustees to regulate the admission of students, tuition charges, other fees and charges, curricula, and all other matters pertaining to the operation and administration of each State-operated institution of the State University.

2. Legislative Objectives: The present measure provides the State-operated University Centers (University at Albany, Binghamton University, Stony Brook University, and the University at Buffalo) with authority to increase the College Fee.

3. Needs and Benefits: The present measure increases the College Fee for all full-time or special students attending the University at Albany, Binghamton University, Stony Brook University, or the University at Buffalo.

4. Costs: Students: College Fees for full-time or special students enrolled in SUNY's four University centers has been increased from \$25 to \$125 per year. The College Fee remains at \$25 at all other state-operated campuses.

5. Local Government Mandates: There are no local government mandates. The amendment does not affect students enrolled in the community colleges operating under the program of the State University of New York.

6. Paperwork: No parties will experience any new reporting responsibilities. SUNY publications and documents containing notices regarding costs of attendance will need to be revised to reflect these changes.

7. Duplication: None.

8. Alternatives: Other modification levels were considered, however, there is no acceptable alternative to the proposed changes when considering competitiveness, programmatic needs, and anticipated costs.

9. Federal Standards: None.

10. Compliance Schedule: The increase in fees was approved by the System Administration as part of the annual Broad Based Fee review process.

Regulatory Flexibility Analysis

No regulatory flexibility analysis is submitted with this notice because the proposed rule 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, record-keeping or other compliance requirements on small businesses and local governments.

Rural Area Flexibility Analysis

No rural area flexibility analysis is submitted with this notice because the proposed rule does not impose any requirements on rural areas. The rule will not impose any adverse economic impact on rural areas or impose any reporting, record-keeping, professional services or other compliance requirements on rural areas.

Job Impact Statement

No job impact statement is submitted with this notice because the proposed rule does not impose any adverse economic impact on existing jobs, employment opportunities, or self-employment. This regulation governs

college fees for State University of New York and will not have any adverse impact on the number of jobs or employment.

Department of Taxation and Finance

EMERGENCY/PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

New York State, City of Yonkers and New York City Withholding Tables and Other Methods

I.D. No. TAF-49-17-00007-EP

Filing No. 1017

Filing Date: 2017-11-21

Effective Date: 2017-11-21

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

Proposed Action: Repeal of Appendixes 10, 10-A and 10-C; and addition of new Appendixes 10, 10-A and 10-C to Title 20 NYCRR.

Statutory authority: Tax Law, sections 171, subdivision First, 671(a)(1), 697(a), 1309, 1312(a), 1321(a), 1329(a), 1332(a); Codes of the City of Yonkers, sections 15-105, 15-108, 15-111; Administrative Code of New York City, sections 11-1771(a), 11-1797(a); L. 2017, ch. 59, part C; L. 2016, ch. 60, part TT

Finding of necessity for emergency rule: Preservation of general welfare.

Specific reasons underlying the finding of necessity: Part TT of Chapter 60 of the Laws of 2016 effected an incremental decrease in New York State personal income tax rates, beginning in tax year 2018. This change necessitates revision of both New York State and City of Yonkers withholding tax tables and methods, as the City of Yonkers income tax surcharge is a specified percentage of New York State tax. The rule repeals and adds new New York State and City of Yonkers withholding tables and other methods (Appendixes 10 and 10-A of 20 NYCRR, respectively) to reflect the rate change.

Part C of Chapter 59 of the Laws of 2017 effected changes in New York City personal income tax; this rule implements these changes over a twelve-month period for tax year 2018, rather than the shorter period required for tax year 2017. The rule repeals and adds new New York City withholding tables and other methods (Appendix 10-C of 20 NYCRR).

This rule is being adopted on an emergency basis in accordance with the requirement that rules be adopted and effective as soon as practicable and to ensure that the new withholding tables applicable to wages and other compensation earned on or after January 1, 2018 are effective on that date. The repeal and addition of new Appendixes 10, 10-A and 10-C satisfies the requirement that the withholding rates reflect the full amount of tax liability as accurately as practicable. Failure to repeal and add new Appendixes 10, 10-A and 10-C would result in over-withholding for some taxpayers.

Subject: New York State, City of Yonkers and New York City withholding tables and other methods.

Purpose: To provide current New York State, City of Yonkers and New York City withholding tables and other methods.

Substance of emergency/proposed rule (Full text is posted at the following State website: <http://www.tax.ny.gov>): Tax Law sections 671(a)(1), 1309 and 1329(a), section 15-105 of the Code of the City of Yonkers and section 11-1771 of the Administrative Code of the City of New York mandate that employers withhold from employee wages amounts that are substantially equivalent to the amount of New York State, City of Yonkers and New York City personal income tax on residents reasonably estimated to be due for the taxable year. The provisions authorize the Commissioner of Taxation and Finance to provide for withholding of these taxes through regulations promulgated by the Commissioner.

This rule repeals and adds new Appendixes 10, 10-A and 10-C of Title 20 NYCRR, the New York State, City of Yonkers and New York City withholding tables and other methods, respectively. The amendments to Appendixes 10 and 10-A reflect the incremental decrease in New York State personal income tax effected by Part TT of Chapter 60 of the Laws of 2016, beginning in tax year 2018. Changes to the City of Yonkers with-

holding tables and other methods were necessary because the City of Yonkers income tax surcharge is a specified percentage of New York State tax. New Appendix 10-C reflects the revision of the New York City withholding tables and other methods in accordance with changes in the New York City personal income tax effected by Part C of Chapter 59 of the Laws of 2017, implemented over a twelve-month period for tax year 2018, rather than the shorter period required for tax year 2017, and the requirement that the withholding rates reflect the full amount of tax liability as accurately as practicable.

The rule applies to wages and other compensation subject to withholding paid on or after January 1, 2018.

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 February 18, 2018.

Text of rule and any required statements and analyses may be obtained from: Kathleen D. O'Connell, Tax Regulations Specialist II, Department of Taxation and Finance, Building 9, W.A. Harriman Campus, Albany, NY 12227, (518) 530-4153, email: Kathleen.OConnell@tax.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: Tax Law, section 171, subdivision First, generally authorizes the Commissioner of Taxation and Finance to promulgate regulations; section 671(a)(1) provides that the method of determining the amounts of New York State personal income tax to be withheld will be prescribed by regulations promulgated by the Commissioner; section 697(a) provides the authority for the Commissioner to make such rules and regulations as are necessary to enforce the personal income tax; Tax Law section 1329(a) and section 15-105 of the Code of the City of Yonkers provide that the City of Yonkers income tax surcharge shall be withheld in the same manner and form as that required for State income tax; section 1332(a) and section 15-108(a) of the Code of the City of Yonkers provide that the income tax surcharge shall be administered and collected by the Commissioner in the same manner as the tax imposed by Article 22 of the Tax Law; Tax Law section 1321(a) authorizes the City of Yonkers to adopt and amend local laws imposing a city income tax surcharge to be administered, collected and distributed by the Commissioner; section 15-111 of the Code of the City of Yonkers provides that the City of Yonkers income tax surcharge shall be a specified percentage of net state tax; Tax Law section 1309 (not subdivided) provides that New York City personal income tax withholding shall be withheld from city residents in the same manner and form as that required by New York State; Tax Law section 1312(a) provides that any personal income tax imposed on New York City residents by New York City shall be administered and collected by the Commissioner of Taxation and Finance in the same manner as the tax imposed by Article 22 of the Tax Law, except where noted; Administrative Code of New York City, section 11-1771(a) provides that the method of determining the amount of City tax withholding will be prescribed by regulations promulgated by the Commissioner; section 11-1797(a) provides for the Commissioner to make such rules and regulations as are necessary to enforce the provisions of Chapter 17 of Title 11 of the Administrative Code of New York City. Part TT of Chapter 60 the Laws of 2016 effects incremental decreases in the New York State personal income tax rates beginning in tax year 2018, necessitating changes to the withholding tax tables and methods for both New York State and the City of Yonkers, as the City of Yonkers income tax surcharge is a specified percentage of New York State tax; Part C of Chapter 59 of the Laws of 2017 requires the Commissioner to implement changes in the withholding tax tables and methods relating to changes in the New York City personal income tax effected by Part C.

2. Legislative objectives: The rule repeals and replaces Appendixes 10, 10-A and 10-C, the New York State, City of Yonkers and New York City withholding tables and other methods, respectively, to implement changes required by Part TT of Chapter 60 of the Laws of 2016 and Part C of Chapter 59 of the Laws of 2017. The rule implements revised New York State and City of Yonkers withholding tables and other methods to reflect the incremental decrease in New York State personal income tax rates effected by Part TT of Chapter 60, beginning in tax year 2018. Revised City of Yonkers withholding tables and other methods are necessary because the City of Yonkers income tax surcharge is a specified percentage of New York State tax. The rule also implements changes in the New York City personal income tax effected by Part C of Chapter 59 over a twelve-month period for tax year 2018, rather than the shorter period required for tax year 2017.

3. Needs and benefits: This rule sets forth adjustments to the New York State, City of Yonkers and New York City withholding tables and other methods, applicable to wages and other compensation paid on or after January 1, 2018, reflecting the changes in tax rates contained in Part TT of

Chapter 60 of the Laws of 2016 and implementing changes in the New York City personal income tax effected by Part C of Chapter 59 of the Laws of 2017 over a twelve-month period for tax year 2018, rather than the shorter period required for tax year 2017. This rule benefits taxpayers by providing New York State, City of Yonkers and New York City withholding tables and other methods that more accurately reflect the current income tax rates. If this rule is not promulgated, the use of the existing withholding tables would cause some over-withholding for some taxpayers.

4. Costs:

(a) Costs to regulated parties for the implementation and continuing compliance with this rule: Since (i) the Tax Law, the Code of the City of Yonkers and the Administrative Code of the City of New York already mandate withholding in amounts that are substantially equivalent to the amounts of New York State, City of Yonkers and New York City personal income tax on residents reasonably estimated to be due for the taxable year, and (ii) this rule conforms Appendixes 10, 10-A and 10-C of Title 20 NYCRR to the rates of the New York State, City of Yonkers and New York City income tax, as necessitated by Chapter 60 of the Laws of 2016 and Chapter 59 of the Laws of 2017, any compliance costs to employers associated with implementing the revised withholding tables and other methods are due to such statutes, and not to this rule.

(b) Costs to this agency, the State and local governments for the implementation and continuation of this rule: Since the need to make amendments to the New York City Personal Income Tax on Residents Regulations and to Appendixes 10, 10-A and 10-C arises due to the statutory changes in the rates of the New York State personal income tax, which affect the City of Yonkers income tax surcharge because it is a percentage of New York State tax, and changes in the New York City personal income tax on residents, there are no costs to this agency or the State and local governments that are due to the promulgation of this rule.

(c) Information and methodology: This analysis is based on a review of the statutory requirements and on discussions among personnel from the Department's Taxpayer Guidance Division, Office of Tax Policy Analysis, Office of Budget and Management Analysis, and Management Analysis and Project Services Bureau.

5. Local government mandates: Local governments, as employers, would be required to implement the new withholding tables and other methods in the same manner and at the same time as any other employer.

6. Paperwork: This rule will not require any new forms or information. The reporting requirements for employers are not changed by this rule. Employers will be notified of the amendments to the tables and other methods and directed to the Department's website for the updated tables and other methods.

7. Duplication: This rule does not duplicate any other requirements.

8. Alternatives: Since Tax Law sections 671(a), 1309 and 1329(a), section 15-105 of the Code of the City of Yonkers, section 11-1771 of the Administrative Code of New York City, Part TT of Chapter 60 of the Laws of 2016 and Chapter 59 of the Laws of 2017 require that withholding tables and other methods be promulgated, there are no viable alternatives to providing such tables and other methods.

9. Federal standards: This rule does not exceed any minimum standards of the federal government for the same or similar subject area.

10. Compliance schedule: The required information will be made available to affected employers in sufficient time to implement the revised New York State, City of Yonkers and New York City withholding tables and other methods for wages and other compensation paid on or after January 1, 2018.

Regulatory Flexibility Analysis

1. Effect of rule: Small businesses, within the meaning of the State Administrative Procedure Act, that are currently subject to the New York State, City of Yonkers and New York City withholding requirements will continue to be subject to these requirements. This rule, therefore, should have little or no effect on small businesses other than the requirement of conforming to the new withholding tables and other methods. All small businesses that are employers or are otherwise subject to the withholding requirements must comply with the provisions of this rule.

2. Compliance requirements: This rule requires small businesses and local governments that are already subject to the New York State, City of Yonkers and New York City withholding requirements to continue to deduct and withhold amounts from employees using the revised withholding tables and other methods. The promulgation of this rule will not require small businesses or local governments to submit any new information, forms, or paperwork.

3. Professional services: Many small businesses currently utilize bookkeepers, accountants and professional payroll services in order to comply with existing withholding requirements. This rule will not encourage or discourage the use of such services.

4. Compliance costs: Small businesses and local governments are already subject to the New York State, City of Yonkers and New York City

withholding requirements. Therefore, small businesses and local governments are accustomed to withholding revisions, including minor programming changes for federal, state, City of Yonkers and New York City purposes. As such, these changes should place no additional burdens on small businesses and local governments. See, also, section 4(a) of the Regulatory Impact Statement for this rule.

5. Economic and technological feasibility: This rule does not impose any economic or technological compliance burdens on small businesses or local governments.

6. Minimizing adverse impact: Tax Law section 671(a)(1) mandates that New York State withholding tables and other methods be promulgated. Section 1332(a) mandates, in part, that City of Yonkers withholding of tax on wages shall be administered and collected by the Commissioner of Taxation and Finance in the same manner as the tax imposed by Article 22 of the Tax Law. Section 1309 similarly mandates that the New York City withholding of tax on wages shall be administered and collected by the Commissioner in the same manner as the tax imposed by Article 22. There are no provisions in the Tax Law that exclude small businesses and local governments from the withholding requirements. The regulation provides some relief to small businesses and local governments with respect to the methods allowed to comply with the withholding requirements by continuing to provide employers with more than one method of computing the amount to withhold from their employees. Look-up tables are provided for employers who prepare their payrolls manually, and an exact calculation method is provided for employers with computer-based systems.

7. Small business and local government participation: The following organizations were given an opportunity to participate in the rule's development: the Association of Towns of New York State; the Office of Coastal, Local Government, and Community Sustainability of the New York State Department of State; the Division for Small Business of Empire State Development; the National Federation of Independent Businesses; the New York State Association of Counties; the New York Conference of Mayors and Municipal Officials; the Small Business Committee of the New York State Business Council; the Retail Council of New York State; and the New York Association of Convenience Stores; the Tax Section of the New York State Bar Association; the Association of the Bar of the City of New York; the New York State Society of Enrolled Agents; the New York State Society of CPAs; and the Taxation Committee of the Business Council of New York State. In addition, the City of Yonkers and New York City were consulted.

Rural Area Flexibility Analysis

1. Types and estimated numbers of rural areas: Every employer, including any public or private employer located in a rural area as defined in section 102(10) of the State Administrative Procedure Act, that is currently subject to the New York State, City of Yonkers and New York City withholding requirements will continue to be subject to such requirements and will be required to comply with the provisions of this rule. The number of employers that are also public or private interests in rural areas cannot be determined with any degree of certainty. There are 44 counties throughout this State that are rural areas (having a population of less than 200,000) and 9 more counties having towns that are rural areas (with population densities of 150 or fewer people per square mile).

2. Reporting, recordkeeping and other compliance requirements; and professional services: This rule requires employers that are already subject to the New York State, City of Yonkers and New York City withholding requirements to continue to deduct and withhold amounts from employees using the revised withholding tables and other methods. The promulgation of this rule will not require employers to submit any new information, forms or other paperwork.

Further, many employers currently utilize bookkeepers, accountants, and professional payroll services in order to comply with existing withholding requirements. This rule will not encourage or discourage the use of any such services.

3. Costs: Employers are already subject to the New York State, City of Yonkers and New York City withholding requirements. Therefore, employers are accustomed to withholding revisions, including minor programming changes for federal, state, City of Yonkers and New York City purposes. As such, these changes in the withholding tables and other methods should place no additional burdens on employers located in rural areas. See, also, section 4(a) of the Regulatory Impact Statement for this rule.

4. Minimizing adverse impact: Tax Law section 671(a)(1) requires that the New York State withholding tables and other methods be promulgated. Section 1332(a) requires that the City of Yonkers withholding of tax on wages shall be administered and collected by the Commissioner of Taxation and Finance in the same manner as the tax imposed by Article 22 of the Tax Law. Section 1309 similarly requires that the New York City withholding of tax on wages be administered and collected by the Commissioner in the same manner as the tax imposed by Article 22. There are no provisions in the Tax Law that exclude employers located in rural areas from the withholding requirements.

5. Rural area participation: The following organizations are being given an opportunity to participate in the rule's development: the Association of Towns of New York State; the Division of Local Government Services of New York State Department of State; the Division of Small Business of Empire State Development; the National Federation of Independent Businesses; the New York State Association of Counties; the New York Conference of Mayors and Municipal Officials; the Small Business Council of the New York State Business Council; the Retail Council of New York State; the New York Association of Convenience Stores; the Tax section of the New York State Bar Association; the Association of the Bar of the City of New York; the National Tax Committee for the National Conference of CPA Practitioners; the New York State Society of CPAs; and the Business Council of New York State. In addition, the City of Yonkers and New York City were consulted.

Job Impact Statement

A Job Impact Statement is not being submitted with this rule because it is evident from the subject matter of the rule that it would have no adverse impact on jobs and employment opportunities. The purpose of the rule is to provide New York State, City of Yonkers and New York City withholding tables and other methods, applicable for compensation paid on or after January 1, 2018. The new withholding tables and other methods for New York State and the City of Yonkers reflect the incremental decrease in New York State personal income tax effected by Part TT of Chapter 60 of the Laws of 2016. The decrease requires revised City of Yonkers withholding tables and other methods because the City of Yonkers income tax surcharge is a percentage of New York State tax. The new withholding tables and other methods for New York City reflect the changes in New York City personal income tax enacted pursuant to Part C of Chapter 59 of the Laws of 2017 over a twelve-month period for tax year 2018, rather than the shorter period required for tax year 2017.

Workers' Compensation Board

EMERGENCY RULE MAKING

Workers' Compensation Board - Option to Self-Insure for Jockey Fund

I.D. No. WCB-49-17-00001-E

Filing No. 1012

Filing Date: 2017-11-15

Effective Date: 2017-11-15

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

Action taken: Addition of Part 320 to Title 12 NYCRR.

Statutory authority: Workers' Compensation Law, section 117

Finding of necessity for emergency rule: Preservation of general welfare.

Specific reasons underlying the finding of necessity: This amendment is adopted as an emergency measure because time is of the essence. On April 10, 2017, the New York Legislature adopted Chapter 59 of the Laws of 2017, which, among other things, significantly altered the New York Jockey Injury Compensation Fund, Inc. (hereinafter, Jockey Fund or Fund) (see Racing, Pari-Mutuel Wagering and Breeding Law § 221[6][b], as amended by L 2017, ch 59, part SS). Under Racing, Pari-Mutuel Wagering and Breeding Law § 221(6), the Jockey Fund is required to secure workers' compensation coverage for the benefit of all jockeys, apprentice jockeys, and exercise persons licensed pursuant to Racing, Pari-Mutuel Wagering and Breeding Law articles two and four. Under the amended law, the Jockey Fund may now elect to secure workers' compensation insurance coverage through a form of self-insurance (see id.). This amendment to the Jockey Fund took effect immediately (see L 2017, ch 59, part SS, § 12). Therefore, it is imperative that the Board adopt emergency regulations regarding the procedure the Jockey Fund must follow to self-insure before the Fund elects to become self-insured.

Subject: Workers' Compensation Board - Option to Self-Insure for Jockey Fund.

Purpose: Allows the option for the Jockey Fund to self-insure for Workers' Compensation coverage.

Text of emergency rule: Subchapter B of Title 12 NYCRR is amended to add a new section 320, as follows:

Part 320. New York Jockey Injury Compensation Fund, Inc.

Section 320.1. Definitions

(a) "Fund" means the New York Jockey Injury Compensation Fund, Inc.

(b) "Board" means the New York State Workers' Compensation Board.

(c) "Chair" means the chairperson of the New York State Workers' Compensation Board.

(d) "Self-insure" and "self-insurance" shall have the same meaning as set forth under section 50 of the workers' compensation law.

(e) "Employees of licensed trainers or owners" shall have the same meaning as subdivision twenty-four of section 2 of the workers' compensation law.

Section 320.2. Application to Self-Insure

(a) In order for the Fund to self-insure pursuant to subdivision three of section 50 of the workers' compensation law and paragraph b of subdivision six of section 221 of the racing, pari-mutuel wagering and breeding law, the Fund shall furnish satisfactory proof to the chair of its financial ability to pay workers' compensation. Such proof shall consist of a notice of intent to self-insure and satisfactory proof of the financial ability to self-insure.

(b) Satisfactory proof of the financial ability to self-insure shall consist of the following: (1) the posting of a security deposit with the Board, as determined and calculated by the Board using full annual payroll by class code; and (2) proof of excess insurance coverage in an amount determined by the Board.

(c) The proof provided to the chair shall also contain audited financial statements as prescribed by the Board.

(d) The chair may determine that the proof of financial ability to pay workers' compensation is insufficient for good cause shown, in that the Fund has failed to tender satisfactory proof of its financial ability to self-insure.

(e) Upon the chair's approval to self-insure, the Fund shall also obtain approval to self-insure from the gaming commission, pursuant to paragraph b of subdivision six of section 221 of the racing, pari-mutuel wagering and breeding law.

(f) The Fund will be deemed to be self-insured pursuant to subdivision three of section 50 of the workers' compensation law as of the date the gaming commission grants approval to self-insure.

Section 320.3. Annual Coverage and Assessments

(a) Upon approval to self-insure by both the chair of the Board and the gaming commission, on the date established pursuant to paragraph f of Part 320.2 of this Subchapter, the Fund shall remit to the Board the assessment established by the chair pursuant to section 151 of the workers' compensation law, in the manner consistent with subdivision five of section 151 of the workers' compensation law, and the assessment established by the chair and the department of audit and control pursuant to paragraph (c) of subdivision five of section 50 of the workers' compensation law, in the manner set forth in paragraph (e) of subdivision five of section 50 of the workers' compensation law.

(b) Annually, no later than April first of each fiscal year, and for the duration that the Fund elects to self-insure, the Fund shall submit to the board all financial statements, payroll information, and workers' compensation claims to continue its status as a self-insurer pursuant to subdivision 3 of section 50 of the workers' compensation law.

(c) Annually, based upon the financial information submitted, the Chair shall reassess the Fund's proof of the financial ability to self-insure. Upon completion of such review, the Chair may adjust the required security. If additional security is required to be posted, the Fund shall submit such amounts within 90 days of notification. In the event that such additional security is not posted, the chair may determine that the proof of financial ability to pay workers' compensation is insufficient for good cause shown, and the Fund's self-insurance status may be terminated.

(d) Any owner or trainer that is licensed under article two or four of the racing, pari-mutuel wagering and breeding law and that is a member of the Fund shall not charge any jockey, apprentice jockey, or exercise person for any portion of the cost of joining and/or being a member of the Fund. In the event the Fund elects, with the approval of the gaming commission, to secure workers' compensation insurance for employees of licensed trainers or owners, owners and licensed trainers that are members of the Fund shall not charge said employees for any portion of the cost of joining and/or being a member of the Fund.

Section 320.4. Reserve

(a) Following approval to self-insure by the chair and the gaming commission, the Fund shall establish a self-insurance reserve to provide coverage in the event that the Fund is deficient. The board of directors of the Fund shall establish an annual fee to be paid by owners and licensed trainers that are members of the Fund for the purposes of contributing to the reserve. The reserve shall be established no later than 60 days following the approval to self-insure by both the chair and the gaming commission, on that date set forth pursuant to paragraph f of Part 320.2 of this

Subchapter. At the time of establishment and annually thereafter, the Fund shall provide the Board with detailed information concerning the reserve. Such information shall include the financial institution holding the reserve as well as account information, the account balance, and any deposits to and debits from such reserve in the preceding year.

(b) The Fund may at any time in its discretion expend moneys in such reserve to pay any liability of the plan.

(c) In the event the Fund no longer self-insures, all moneys remaining in such reserve in excess of an amount sufficient to satisfy all accrued and contingent liabilities, shall be refunded to the owners and licensed trainers that are members of the Fund in such manner as may be established by the board of directors of the Fund.

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 February 12, 2018.

Text of rule and any required statements and analyses may be obtained from: Heather MacMaster, Workers' Compensation Board, 328 State Street, Schenectady, NY 12305, (518) 486-9564, email: regulations@wcb.ny.gov

Regulatory Impact Statement

1. Statutory authority:

The Board is authorized to amend Title 12 of the NYCRR to add a new section 320. The Board's authority is derived from WCL § 117(1), which authorizes the Chair of the Board to adopt reasonable regulations consistent with and supplemental to the provisions of the WCL and the Labor Law. The Board's authority also stems from Racing, Pari-Mutuel Wagering and Breeding Law § 221(6)(b), as amended by Chapter 59 of the Laws of 2017, which allows the Jockey Fund to secure workers' compensation insurance through a form of self-insurance, "provided that the fund has met the requirements of the [Board], including, without limitation, subdivision three of section fifty of the workers' compensation law."

2. Legislative objectives:

WCL § 117(1) authorizes the Chair to adopt reasonable regulations to supplement the WCL. The WCL was enacted for socio-economic remediation purposes to protect workers and their dependents from economic hardship in case of injury on the job (see *Matter of Post v Burger & Gohlke*, 216 NY 544 [1916]; see also *Matter of LaCroix v Syracuse Exec. Air Serv., Inc.*, 8 NY3d 348 [2007]). The proposed rule will advance these objectives by protecting employees of the Jockey Fund, including jockeys, apprentice jockeys, and exercise persons, from economic hardship by ensuring that the Jockey Fund has adequate resources to compensate them for work-related injuries in the event that the Fund elects to self-insure.

3. Needs and benefits:

Pursuant to Racing, Pari-Mutuel Wagering and Breeding Law § 221(6), the Jockey Fund is required to secure workers' compensation coverage for the benefit of all jockeys, apprentice jockeys, and exercise persons licensed pursuant to Racing, Pari-Mutuel Wagering and Breeding Law articles two and four. As recently amended by Chapter 59, Part 55, of the Laws of 2017, the Jockey Fund may now elect to secure workers' compensation insurance coverage through a form of self-insurance (see Racing, Pari-Mutuel Wagering and Breeding Law § 221[6][b]). The Board believes that this proposed rule is necessary to ensure that, in the event that the Jockey Fund opts to self-insure, the Fund has adequate resources to compensate injured employees for work-related injuries.

Under existing law, employers who wish to self-insure must submit certain financial records to establish their financial ability to self-insure and tender a security deposit to the Board (see WCL § 50[3], [4]; 12 NYCRR parts 315, 316). The Board's self-insurance office reviews this information to determine adequate security amounts for each self-insurer. The proposed rule would impose similar requirements on the Jockey Fund if it wishes to self-insure. As such, the proposed regulation brings the Jockey Fund's new ability to self-insure in line with existing workers' compensation law and clarifies the procedures the Jockey Fund must follow to be deemed a self-insurer by the Board. The Board is also cognizant of the fact that the employees of the Jockey Fund, including jockeys, apprentice jockeys, and exercise persons, are exposed to an inherently dangerous work environment given the nature of their employment. As such, it is the Board's position that the requirements to self-insure set forth in the proposed rule are necessary to protect those workers who face a high likelihood of work-related injuries.

4. Costs:

This proposal will impose a cost only on owners and licensed trainers who are subject to Racing, Pari-Mutuel Wagering and Breeding Law articles two and four, and only in the event that the Jockey Fund elects to self-insure. Specifically, the rule requires such owners and licensed trainers to pay an annual fee into a self-insurance reserve created under this regulation. The amount to be paid by the owners and licensed trainers will be determined by the board of directors of the Jockey Fund. However, the

proposed rule allows for all moneys remaining in the reserve in excess of an amount sufficient to satisfy all accrued and contingent liabilities to be refunded to the owners and licensed trainers that are members of the Jockey Fund. The proposed rule does not impose costs on other regulated parties, the Board, the State, or local governments for its implementation and continuation.

5. Local government mandates:

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

6. Paperwork:

This proposed rule requires the Jockey Fund, in the event it elects to self-insure, to submit to the Board an application for self-insurance and the following financial statements to demonstrate satisfactory proof of its financial ability to pay workers' compensation: (1) the posting of a security deposit with the Board, (2) proof of excess insurance coverage in an amount determined by the Board, and (3) audited financial statements. The proposed rule also requires the Jockey Fund to submit to the Board, on an annual basis for the duration that the Fund self-insures, all financial statements, payroll information, workers' compensation claims, and proof of the Fund's financial ability to self-insure. The proposed rule does not require any entity other than the Jockey Fund to comply with any reporting requirements.

7. Duplication:

The proposed rule does not duplicate or conflict with any state or federal requirements.

8. Alternatives:

One alternative discussed was to take no action. However, the Board felt that it was more prudent to take action out of concern that failing to assess the Jockey Fund's financial ability to self-insure would result in there being insufficient funds to compensate employees of the Jockey Fund. The Board did not believe that taking such a risk was reasonable given the dangerous nature of employment engaged in by employees of the Jockey Fund.

9. Federal standards:

There are no federal standards applicable to this proposed rule.

10. Compliance schedule:

It is expected that the affected parties will be able to comply with this change immediately.

Regulatory Flexibility Analysis

1. Effect of rule:

This proposed rule applies to the Jockey Fund, a not-for-profit corporation that employs certain jockeys, apprentice jockeys, and exercise persons performing services for an owner or trainer in connection with the training or racing of a thoroughbred horse, as set forth in articles two and four of the Racing, Pari-Mutuel Wagering and Breeding Law. The proposed rule sets forth certain procedures that the Jockey Fund must follow in order to become a self-insurer under the WCL.

In addition, the rule would require owners and licensed trainers that are members of the Jockey Fund to pay an annual fee to fund the Jockey Fund's self-insurance reserve. Accordingly, in the event owners or licensed trainers are organized as a small business, rather than individual proprietors, this proposed rule would impose an additional financial obligation on certain small businesses. The rule will have no effect on local governments.

2. Compliance requirements:

Under this new rule, the Jockey Fund will be required to file with the Board a notice of intent to self-insure as well as financial statements in order to establish its financial ability to self-insure. Additionally, the new rule requires the Jockey Fund to submit annual financial statements to the Board in order for the Board to annually reassess the Jockey Fund's financial ability to self-insure.

The proposed regulation would also require owners and licensed trainers that are members of the Jockey Fund to pay an annual fee into a self-insurance reserve created under this regulation. The amount to be paid by the owners and licensed trainers will be determined by the board of directors of the Jockey Fund. Therefore, to the extent that the owners and licensed trainers are organized as small businesses, this rule imposes an affirmative obligation on specific small businesses that are members of the Jockey Fund.

3. Professional services:

The Board believes that no professional services will be needed to comply with this rule. Under existing law, the Jockey Fund must obtain workers' compensation insurance. The Board therefore expects that the Jockey Fund will be able to use the same resources it would devote to securing workers' compensation insurance from an insurance carrier to adhering to the Board's self-insurance procedures.

4. Compliance costs:

This proposal will impose an additional cost on any owners and licensed trainers who are members of the Jockey Fund. Specifically, the regulation

requires owners and licensed trainers, who are subject to articles two and four of the Racing, Pari-Mutuel Wagering and Breeding Law, to pay an annual fee into a self-insurance reserve created under this regulation. The amount to be paid by the owners and licensed trainers will be determined by the board of directors of the Jockey Fund.

5. Economic and technological feasibility:

No implementation or technology costs are anticipated for small businesses and local governments for compliance with the proposed rule. Therefore, it will be economically and technologically feasible for small businesses and local governments affected by the proposed rule to comply with the rule.

6. Minimizing adverse impact:

The Board anticipates that the proposed rule may have an adverse economic impact on small businesses operated by owners and licensed trainers who are members of the Jockey Fund inasmuch as the proposal requires owners and trainers who are members of the Jockey Fund to pay an annual fee to fund the Jockey Fund's self-insurance reserve. However, the Board could not design the rule in such a way as to avoid the economic impact on this class of small businesses. The intent of the regulation is to protect employees of the Jockey Fund by assuring that the Jockey Fund is financially able to compensate them for work-related injuries. The Board believes that it is necessary and equitable for the employers, including owners and licensed trainers, to pay into a reserve in the event that the Jockey Fund self-insures and is deficient. In addition, the proposed rule allows for all moneys remaining in the reserve in excess of an amount sufficient to satisfy all accrued and contingent liabilities to be refunded to the owners and licensed trainers that are members of the Jockey Fund. Therefore, the proposed regulation ensures that owners and licensed trainers do not pay more than is necessary to protect the employees of the Fund.

7. Small business and local government participation:

Because time is of the essence, the Board has not yet had an opportunity to consult with small businesses or local governments during the rule-drafting process. However, the Board anticipates that this rule will be published for public comment in the near, if not immediate, future, at which time the Board will assess any comments made by the small business community and local governments.

Rural Area Flexibility Analysis

1. Types and estimated numbers of rural areas:

This rule applies to the Jockey Fund, a not-for-profit corporation that, under the WCL, is considered the "employer" of certain jockeys, apprentice jockeys, and exercise persons performing services for an owner or trainer in connection with the training or racing of a thoroughbred horse, as set forth in articles two and four of the Racing, Pari-Mutuel Wagering and Breeding Law. The proposal would also affect the owners and trainers that are members of the Jockey Fund. As such, the rule is expected to have no impact on rural areas insofar as it pertains only to a specific corporation and its members, and the benefits derived from the rule will be seen by employees of the Jockey Fund in all areas of the state.

2. Reporting, recordkeeping and other compliance requirements:

Under this new rule, the Jockey Fund will be required to file with the Board a notice of intent to self-insure as well as financial statements in order to prove its financial ability to self-insure. Additionally, the new rule requires the Jockey Fund to submit annual financial statements to the Board in order for the Board to annually reassess the Jockey Fund's financial ability to self-insure. These reporting and compliance requirements will affect only the Jockey Fund in the event it decides to self-insure and will not affect rural areas.

3. Costs:

This proposal will not impose any compliance costs on rural areas. The rule solely establishes a procedure the Jockey Fund must undergo in order to self-insure.

4. Minimizing adverse impact:

This proposed rule is designed to minimize the adverse impact that employees of the Jockey Fund may face in the event that the Jockey Fund is financially unable to compensate its employees for their work-related injuries. This rule establishes a procedure that the Jockey Fund must follow before becoming self-insured as well as an annual financial reassessment process to ensure that the Jockey Fund is financially capable of paying injured workers for their workers' compensation claims. Therefore, the proposal will benefit employees of the Jockey Fund, including jockeys and exercise persons, statewide.

5. Rural area participation:

The Board received input from persons within the Board's self-insurance unit to ensure that the requirements set forth in the proposed rule will allow the Board to accurately assess the financial stability of the Jockey Fund and are comparable to self-insurance requirements of other entities statewide.

Job Impact Statement

The proposed regulation will not have an adverse impact on jobs. The regulation merely establishes the procedure that the Jockey Fund must fol-

low with the Workers' Compensation Board (hereinafter, the Board) in order to be permitted to self-insure pursuant to Workers' Compensation Law (WCL) § 50(3) and Racing, Pari-Mutuel Wagering and Breeding Law § 221(6)(b). These regulations will ultimately benefit the Jockey Fund by providing a clear path for self-insurance, while also benefitting the participants to the workers' compensation system by ensuring that the Jockey Fund has sufficient resources to compensate injured employees for work-related injuries.

**HEARINGS SCHEDULED
FOR PROPOSED RULE MAKINGS**

Agency I.D. No.	Subject Matter	Location—Date—Time
Public Service Commission		
PSC-41-17-00006-P	Major electric rate filing	Department of Public Service, Agency Bldg. 3, 19th Fl. Boardroom, Albany, NY—January 9, 2018, 10:00 a.m. (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 avail- able at the DPS website (www.dps.ny.gov) under Case 17-E-0459.
PSC-41-17-00007-P	Major gas rate filing	Department of Public Service, Agency Bldg. 3, 19th Fl. Boardroom, Albany, NY—January 9, 2018, 10:00 a.m. (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 avail- able at the DPS website (www.dps.ny.gov) under Case 17-G-0460.
PSC-42-17-00005-P	Complaint for review of rates charged for water service to commercial and residential customers of water works corporation	Department of Public Service, Agency Bldg. 3, 3rd Fl. Hearing Rm., Albany, NY—December 6, 2017 and daily on succeeding business days as needed, 10:30 a.m. (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 avail- able at the DPS website (www.dps.ny.gov) under Case 17-W-0049.
PSC-45-17-00008-P	Major water rate filing	Department of Public Service, Agency Bldg. 3, 3rd Fl. Hearing Rm., Albany, NY—January 29, 2018 and continuing daily as needed, 10:30 a.m. (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 avail- able at the DPS website (www.dps.ny.gov) under Case 17-W-0528.

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
AGING, OFFICE FOR THE			
AGE-42-17-00001-P	10/18/18	Administration of the Long Term Care Ombudsman Program	To bring NYSOFA's rules and regulations governing LTCOP into conformance with the Federal Statute and regulations.
ALCOHOLISM AND SUBSTANCE ABUSE SERVICES, OFFICE OF			
ASA-41-17-00001-P	10/11/18	Establishment, Incorporation and Certification of Providers of Substance Use Disorder Services	Clarifies the obligation to recognize alcohol/substance abuse programs operated by Indian Health Services facilities
ASA-44-17-00001-P	11/01/18	Repeal Part 14 NYCRR Part 830 (Acupuncture) and add new Part 830 (Designated Services; acupuncture and telepractice)	Repeal obsolete regulations and incorporate provisions into a new Part with additional provisions
ASA-44-17-00002-P	11/01/18	Children's behavioral health services	Defines and implements children's behavioral health services pursuant to the EPSDT program in New York
CIVIL SERVICE, DEPARTMENT OF			
CVS-01-17-00006-P	01/04/18	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-01-17-00007-P	01/04/18	Jurisdictional Classification	To delete a position from and classify positions in the non-competitive class
CVS-01-17-00008-P	01/04/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-01-17-00009-P	01/04/18	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-01-17-00010-P	01/04/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-01-17-00011-P	01/04/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-01-17-00012-P	01/04/18	Jurisdictional Classification	To delete a position from and classify a position in the exempt class

Action Pending Index**NYS Register/December 6, 2017**

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-01-17-00013-P	01/04/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-01-17-00014-P	01/04/18	Jurisdictional Classification	To delete a position from and classify a position in the exempt class
CVS-01-17-00015-P	01/04/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-01-17-00017-P	01/04/18	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
CVS-04-17-00003-P	01/25/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-04-17-00004-P	01/25/18	Jurisdictional Classification	To classify positions in the exempt class
CVS-07-17-00003-P	02/15/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-07-17-00004-P	02/15/18	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-07-17-00005-P	02/15/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-07-17-00006-P	02/15/18	Jurisdictional Classification	To classify positions in the exempt class
CVS-07-17-00007-P	02/15/18	Jurisdictional Classification	To classify a position non-competitive class.
CVS-12-17-00004-P	03/22/18	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-12-17-00005-P	03/22/18	Jurisdictional Classification	To delete a position from and classify a position in the non-competitive class.
CVS-12-17-00006-P	03/22/18	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class.
CVS-12-17-00007-P	03/22/18	Jurisdictional Classification	To classify positions in the exempt class
CVS-12-17-00008-P	03/22/18	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-12-17-00009-P	03/22/18	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-12-17-00010-P	03/22/18	Jurisdictional Classification	To delete positions from and classify positions in the exempt class
CVS-17-17-00002-P	04/26/18	Supplemental military leave benefits	To extend the availability of supplemental military leave benefits for certain New York State employees until December 31, 2017
CVS-18-17-00001-P	05/03/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-18-17-00002-P	05/03/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-18-17-00003-P	05/03/18	Jurisdictional Classification	To classify positions in the exempt class
CVS-18-17-00004-P	05/03/18	Jurisdictional Classification	To classify a position in the non-competitive class

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-18-17-00005-P	05/03/18	Jurisdictional Classification	To classify positions in the exempt class
CVS-18-17-00006-P	05/03/18	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-18-17-00007-P	05/03/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-18-17-00008-P	05/03/18	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-18-17-00009-P	05/03/18	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-18-17-00010-P	05/03/18	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-18-17-00011-P	05/03/18	Jurisdictional Classification	To classify positions in the exempt class
CVS-18-17-00012-P	05/03/18	Jurisdictional Classification	To classify positions in the exempt class
CVS-18-17-00013-P	05/03/18	Jurisdictional Classification	To delete a position from and classify a position in the exempt class
CVS-18-17-00014-P	05/03/18	Jurisdictional Classification	To classify positions in the exempt and non-competitive classes
CVS-18-17-00015-P	05/03/18	Jurisdictional Classification	To classify positions in the exempt class
CVS-18-17-00016-P	05/03/18	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-18-17-00017-P	05/03/18	Jurisdictional Classification	To classify positions in the exempt class and delete positions from the non-competitive class
CVS-23-17-00001-P	06/07/18	Jurisdictional Classification	To delete a position from and classify a position in the exempt class
CVS-23-17-00002-P	06/07/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-23-17-00003-P	06/07/18	Jurisdictional Classification	To classify positions in the exempt class
CVS-23-17-00005-P	06/07/18	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
CVS-23-17-00006-P	06/07/18	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-23-17-00007-P	06/07/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-23-17-00008-P	06/07/18	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-23-17-00009-P	06/07/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-23-17-00010-P	06/07/18	Jurisdictional Classification	To classify positions in the exempt class
CVS-23-17-00011-P	06/07/18	Jurisdictional Classification	To classify positions in the exempt class

Action Pending Index**NYS Register/December 6, 2017**

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-23-17-00012-P	06/07/18	Jurisdictional Classification	To delete positions from and classify positions in the exempt class
CVS-23-17-00013-P	06/07/18	Jurisdictional Classification	To delete positions from and classify positions in the exempt class
CVS-23-17-00014-P	06/07/18	Jurisdictional Classification	To delete positions from and classify positions in the exempt class
CVS-30-17-00006-P	07/26/18	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-30-17-00007-P	07/26/18	Jurisdictional Classification	To classify positions in the exempt class
CVS-30-17-00008-P	07/26/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-30-17-00009-P	07/26/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-30-17-00010-P	07/26/18	Jurisdictional Classification	To delete a position from and classify a position in the exempt class
CVS-30-17-00011-P	07/26/18	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-30-17-00012-P	07/26/18	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-30-17-00013-P	07/26/18	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
CVS-30-17-00014-P	07/26/18	Jurisdictional Classification	To classify a position in the non-competitive class.
CVS-30-17-00015-P	07/26/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-30-17-00016-P	07/26/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-30-17-00017-P	07/26/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-30-17-00018-P	07/26/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-30-17-00019-P	07/26/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-30-17-00020-P	07/26/18	Jurisdictional Classification	To delete positions from and classify positions in the exempt class and to delete positions from the non-competitive class.
CVS-30-17-00021-P	07/26/18	Jurisdictional Classification	To add a subheading and to classify positions in the non-competitive class
CVS-30-17-00022-P	07/26/18	Jurisdictional Classification	To classify positions in the exempt class
CVS-30-17-00023-P	07/26/18	Jurisdictional Classification	To classify positions in the exempt and non-competitive classes
CVS-33-17-00002-P	08/16/18	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-33-17-00003-P	08/16/18	Jurisdictional Classification	To classify a position in the exempt class

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-33-17-00004-P	08/16/18	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-33-17-00005-P	08/16/18	Jurisdictional Classification	To delete a position from and classify a position in the non-competitive class
CVS-33-17-00006-P	08/16/18	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-33-17-00007-P	08/16/18	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-33-17-00008-P	08/16/18	Jurisdictional Classification	To classify positions in the exempt and non-competitive classes
CVS-47-17-00001-P	11/22/18	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
CVS-47-17-00002-P	11/22/18	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-47-17-00003-P	11/22/18	Jurisdictional Classification	To delete positions from and classify a position in the exempt class
CVS-47-17-00004-P	11/22/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-47-17-00005-P	11/22/18	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-47-17-00006-P	11/22/18	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-47-17-00007-P	11/22/18	Jurisdictional Classification	To classify positions in the exempt class.
CVS-47-17-00008-P	11/22/18	Jurisdictional Classification	To classify a position in the exempt class
CVS-49-17-00011-EP	12/06/18	New York State Income Protection Plan (IPP) and Paid Family Leave (PFL) benefits for certain New York State employees	To establish that IPP and PFL benefits may not be paid to a subject employee for the same day
COMMISSIONER OF PILOTS, BOARD OF			
COP-41-17-00009-P	10/11/18	Sandy Hook Pilot Apprentices	To amend the Sandy Hook pilot apprenticeship program
CORRECTION, STATE COMMISSION OF			
CMC-44-17-00003-P	11/01/18	Inmate confinement and deprivation	Require local correctional facilities to record, review and report inmate cell confinement and essential service deprivation
CMC-44-17-00012-P	11/01/18	Inmate confinement and deprivation	Require local correctional facilities to record, review and report inmate cell confinement and essential service deprivation

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CORRECTIONS AND COMMUNITY SUPERVISION, DEPARTMENT OF			
CCS-39-17-00001-P	09/27/18	Temporary Release Program Rules and Regulations	To amend current regulations governing the temporary release program consistent with governing statutes and agency directives.
ECONOMIC DEVELOPMENT, DEPARTMENT OF			
EDV-46-17-00001-EP	11/15/18	Life Sciences Research and Development Tax Credit	Allow Dept to implement the Life Sciences Research and Development Tax Credit program
EDUCATION DEPARTMENT			
EDU-27-17-00006-P	07/05/18	Interstate Compact for Educational Opportunity for Military Children and Physical Education Requirements for a Diploma.	To implement Ch. 328 of the Laws of 2014 and to provide flexibility in the physical education diploma requirements.
EDU-37-17-00003-RP	09/13/18	Requirements for the Educational Leadership Service	Modify the educational requirements for out-of-state candidates seeking licensure in New York
EDU-39-17-00006-EP	09/27/18	Conditional initial certificates for classroom teachers	Allow out-of-state teachers obtain a conditional cert. while completing their edTPA req. during their 1st year of employ in NY
EDU-39-17-00012-P	09/27/18	Eligibility for Tuition Assistance Program	Amend definition of full-time study for students in their last year of high school
EDU-39-17-00013-P	09/27/18	Principal Preparation Programs and Annual Professional Performance Reviews	Establishes new professional practice guidelines and expectations for principals
EDU-44-17-00004-P	11/01/18	Limited license in speech-language pathology	To subject applicants who have been issued a limited license, to the same experience requirements as applicants for a license
EDU-44-17-00005-P	11/01/18	Definition of occupational therapy practice	To conform the definition of occupational therapy practice to changes to Education Law 7901 by chapter 460 of the Laws of 2011
EDU-44-17-00006-EP	11/01/18	Mandatory Quality Review Program (MQRP) in public accountancy	Eliminates the requirement that a sponsoring organization which oversees the MQRP be located in New York State.
EDU-44-17-00007-EP	11/01/18	Continuing teacher and leader education Requirements	To require continuing teacher and leader education for certain teachers and school leaders in non-public schools
EDU-44-17-00008-P	11/01/18	Transitional H Certification Pathway	Allows NYS licensed CPAs with 3 years of exp. auditing NYS school dist., BOCES, municipalities to seek a business leader cert.
EDU-44-17-00009-P	11/01/18	New Pathway to a NYS High School Equivalency Diploma	Allows students to use passing scores on certain Regents examinations in lieu of certain sub-tasks on TASC
EDU-44-17-00010-EP	11/01/18	Temporary teaching certificates	Temporary certificates for teachers displaced from Puerto Rico and/or US territory as a result of Hurricane Maria
EDU-48-17-00005-P	11/29/18	Licensing of Licensed Pathologists' Assistants	Establishes requirements for licensure including professional education, examination, fee and limited permit requirements

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
EDUCATION DEPARTMENT			
EDU-48-17-00006-EP	11/29/18	Mandatory Quality Review Program/ Mandatory Peer Review Program	Eliminates the exemption from the program for sole proprietorship and firms with two or fewer accounting professionals
EDU-48-17-00007-P	11/29/18	Establish Procedures and Fees for Institutional Authorization of Offer Degree Programs	To establish fees and procedures for the review of applications for new institutional authorization to offer degree programs
EDU-48-17-00008-P	11/29/18	Higher Education Opportunity Program (HEOP)	To clarify & modernize existing language & provide consistency across sectors & be useful when establishing frame work for RFP
EDU-48-17-00009-P	11/29/18	Pre-professional certificates and Transitional G certificates	Expands the Trans G certificate to fields other than STEM and allows pre-prof cert exp to count toward student teaching exp
ELECTIONS, STATE BOARD OF			
SBE-21-17-00005-RP	05/24/18	Designation of treasurer removal committee and related procedures	To implement the process of treasurer removal provided for by Part C of Chapter 286 of the Laws of 2016
SBE-28-17-00004-P	07/12/18	Use of independent automated audit tools	To implement the amendment to Election Law 9-211 permitting use of independent automated audit tools
SBE-47-17-00009-P	11/22/18	Voting by certain special federal voters.	Provide procedures for certain special federal voters.
ENVIRONMENTAL CONSERVATION, DEPARTMENT OF			
ENV-06-17-00001-P	03/31/18	Amendments to 6 NYCRR Part 617 (which implement the State Environmental Quality Review Act [Article 8 of the ECL])	The purpose of the rule making is to streamline the SEQR process without sacrificing meaningful environmental review
ENV-14-17-00001-P	05/25/18	Prevention and Control of Environmental Pollution by Radioactive Materials	To amend regulations pertaining to disposal and release of radioactive materials to the environment
ENV-16-17-00003-P	04/19/18	Permits for taking surfclams	To reduce paperwork and streamline the surfclam permitting process
ENV-19-17-00003-P	06/30/18	Part 232 regulates entities that operate dry cleaning machines.	Repeal and replace Part 232 to reduce alternative solvent and perc emissions.
ENV-22-17-00001-EP	05/31/18	Regulations governing the recreational harvest of summer flounder	To revise regulations concerning the recreational harvest of summer flounder in New York State
ENV-28-17-00003-P	07/12/18	Management of crustaceans, horseshoe crabs (HSC) and whelk; protection of terrapin	Modify rules on terrapin excluder device, HSC harvest limit and whelk reporting
ENV-49-17-00005-P	12/06/18	Bay Scallop Size Limit	Clarify current size limit provisions for the taking of bay scallops
ENV-49-17-00006-P	12/06/18	Climate Smart Communities Projects	Adoption of regulations required by statute to implement climate smart communities projects

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
FINANCIAL SERVICES, DEPARTMENT OF			
*DFS-17-16-00003-P	..... exempt	Plan of Conversion by Commercial Travelers Mutual Insurance Company	To convert a mutual accident and health insurance company to a stock accident and health insurance company
DFS-11-17-00003-P	..... 03/15/18	Continuing Care Retirement Communities	Amend rules related to permitted investments, financial transactions, reporting requirements and add new optional contract type
DFS-18-17-00020-P	..... 05/03/18	Establishment And Operation Of Market Stabilization Mechanisms For Certain Health Insurance Markets	To allow for the implementation of a market stabilization pool for the small group health insurance market
DFS-20-17-00001-P	..... 05/17/18	Private Passenger Motor Vehicle Insurance Multi-Tier Programs	To ensure education level attained/occupational status in initial tier placement/movement does not result in unfair rate
DFS-25-17-00002-EP	..... 06/21/18	Minimum standards for form, content and sale of health insurance, including standards of full and fair disclosure	To ensure coverage for essential health benefits in all individual, small group, and student accident and health policies
DFS-32-17-00017-P	..... 08/09/18	Holding Companies	To make technical correction to and clarification of 11 NYCRR section 80-1.6(3)
DFS-35-17-00003-P	..... 08/30/18	Privacy of Consumer Financial and Health Information, General Provisions	To incorporate recent changes to federal privacy laws regarding information maintained by financial institutions
DFS-39-17-00002-P	..... 09/27/18	Minimum Standards for Form, Content and Sale of Health Insurance, Including Standards of Full and Fair Disclosure	Provide a formulary exception process for medication for the detoxification or maintenance treatment of a substance use disorder
DFS-40-17-00003-P	..... 10/04/18	Registration Requirements and Prohibited Practices for Credit Reporting Agencies	To address deficient practices of consumer credit reporting agencies and protect user of and the market for financial services
GAMING COMMISSION, NEW YORK STATE			
*SGC-45-16-00004-RP	..... 02/07/18	Anti-stacking of NSAIDs and diclofenac made a 48 hour NSAID	To enable the Commission to preserve the integrity of pari-mutuel racing while generating reasonable revenue for the support of government
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-37-16-00024-RP	..... 12/13/17	Medical Use of Marihuana	To comprehensively regulate the manufacture, sale and use of medical marihuana
*HLT-41-16-00002-ERP	..... 01/10/18	Residential Health Care Facility Quality Pool	To reward NYS facilities with the highest quality outcomes as determined by methodology developed by regulation
HLT-07-17-00009-P	..... 02/15/18	Public Water Systems	To incorporate federal rules and revisions to Public Health Law
HLT-20-17-00013-P	..... 05/17/18	Lead Testing in School Drinking Water	Requires lead testing and remediation of potable drinking water in schools

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
HEALTH, DEPARTMENT OF			
HLT-28-17-00001-P	07/12/18	Children's Behavioral Health and Health Services	To authorize Medicaid coverage of new behavioral health and health services for children under 21 years of age
HLT-28-17-00009-P	08/17/18	Early Intervention Program	To conform existing program regulations to federal regulations and state statute
HLT-33-17-00022-P	08/16/18	Medical Conditions For Which An Exemption From Restrictions On Tinted Glass May Be Issued	Amend the existing list of medical conditions for a NYSregistered driver or habitual passenger for an exemption to tinted glass
HLT-38-17-00001-P	09/20/18	Trauma Centers	Requires hospitals to be verified by the American College of Surgeons Committee to be designated trauma centers by the Dept.
HLT-43-17-00001-EP	10/25/18	Medical Use of Marihuana	To allow certain defined facilities to become a designated caregiver for a certified patient in NYS's Medical Marihuana Program
HLT-49-17-00002-P	12/06/18	Food and Beverages in Funeral Establishments	To lift the ban of the consumption of food and beverages in funeral establishments
JOINT COMMISSION ON PUBLIC ETHICS, NEW YORK STATE			
JPE-34-17-00003-P	08/23/18	Comprehensive lobbying regulations	To set forth comprehensive lobbying regulations that implement the provisions of the Lobbying Act
JPE-34-17-00004-P	08/23/18	Source of funding reporting.	To make consistent with the new comprehensive lobbying regulations at Part 943 and clarify exemption procedures.
JPE-42-17-00003-P	10/18/18	Financial disclosure statements	To add a right of appeal to provisions governing exemptions related to filing a financial disclosure statement
LABOR, DEPARTMENT OF			
LAB-47-17-00011-P	11/22/18	Employee Scheduling (Call-In Pay)	To strengthen existing call-in pay protections involving employee scheduling
LIQUOR AUTHORITY, STATE			
LQR-35-17-00002-P	10/25/18	Updated price posting rules, and recordkeeping requirements, and repeal of license durations and whiskey dividend rules	To update price posting rules, and recordkeeping requirements, and repeal of license duration rules and whiskey dividend rules
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
*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

Action Pending Index**NYS Register/December 6, 2017**

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
LONG ISLAND POWER AUTHORITY			
LPA-41-17-00010-P	..... exempt	The undergrounding provisions of the Authority's Tariff for Electric Service	To offer local communities a mechanism for financing the additional cost of undergrounding projects
LPA-41-17-00011-P	..... exempt	The remote meter reading provisions of the Authority's Tariff for Electric Service	To eliminate charges for remote meter reading
LPA-41-17-00012-P	..... exempt	The net energy metering provisions of the Authority's Tariff for Electric Service	To update the Authority's net energy metering provisions consistent with the rest of New York State
MENTAL HEALTH, OFFICE OF			
OMH-31-17-00001-P	..... 08/02/18	Early and Periodic Screening, Diagnostic and Treatment Services for Children	To promote the expansion of behavioral health services for children and youth under 21 years of age
MOTOR VEHICLES, DEPARTMENT OF			
MTV-26-17-00003-EP	..... 06/28/18	Insurance requirements for TNC vehicles	Technical amendment regarding insurance requirements for TNC vehicles
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-23-17-00016-P	..... 06/07/18	Procurement Guidelines of the Niagara Frontier Transportation Authority and Niagara Frontier Transit Metro System, Inc.	To amend Procurement Guidelines to reflect changes in law, clarifying provisions and change signing authority level
PEOPLE WITH DEVELOPMENTAL DISABILITIES, OFFICE FOR			
PDD-48-17-00010-P	..... 11/29/18	Clarification of Assessment of Functional and Health-Related Needs	To clarify requirements for an Assessment of Functional and Health-Related Needs in Person Centered Planning regulations
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
PAS-41-17-00002-P	..... exempt	Rates for the Sale of Power and Energy	To align rates and costs
PUBLIC SERVICE COMMISSION			
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-15-99-00011-P	..... exempt	Electronic tariff by Woodcliff Park Corp.	To replace the company's current tariff with an electronic tariff
*PSC-12-00-00001-P	..... exempt	Winter bundled sales service election date by Central Hudson Gas & Electric Corporation	To revise the date
*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-07-02-00032-P	..... exempt	Uniform business practices	To consider modification
*PSC-36-03-00010-P	..... exempt	Performance assurance plan by Verizon New York	To consider changes
*PSC-40-03-00015-P	..... exempt	Receipt of payment of bills by St. Lawrence Gas Company	To revise the process
*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-44-03-00009-P	..... exempt	Retail access data between jurisdictional utilities	To accommodate changes in retail access market structure or commission mandates
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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 recievable by Rochester Gas and Electric Corporation	To include in its tariff provisions for the purchase of ESCO accounts recievable
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-02-08-00006-P	..... exempt	Additional central office codes in the 315 area code region	To consider options for making additional codes
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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
*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-29-09-00011-P	..... exempt	Consideration of utility compliance filings	Consideration of utility compliance filings

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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
*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-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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
*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-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-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
*PSC-19-12-00022-P	..... exempt	Approval of a combined heat and power performance program funding plan administered by NYSEERDA	Modify NYSEERDA'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.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-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-42-12-00009-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
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-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
*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-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.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-25-13-00012-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
*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.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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.
*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-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.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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.
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-24-14-00005-P	..... exempt	To examine LDC's performance and performance measures.	To improve gas safety performance.
*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.
*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-32-14-00012-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-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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.
*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-39-14-00020-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.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-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-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-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-01-15-00014-P	..... exempt	State Universal Service Fund Disbursements	To consider Edwards Telephone Company's request for State Universal Service Fund disbursements
*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-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-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-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-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-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-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-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)
*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-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-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-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-29-15-00025-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-32-15-00006-P	..... exempt	Development of a Community Solar Demonstration Project.	To approve the development of a Community Solar Demonstration Project.
*PSC-32-15-00012-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-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-33-15-00012-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-34-15-00021-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-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-40-15-00014-P	..... exempt	Whether to permit the use of the Open Way 3.5 with cellular communications	To consider the use of the Open Way 3.5 electric meter, pursuant to 16 NYCRR Parts 92 and 93
*PSC-41-15-00005-P	..... exempt	Intergrow disputes National Grid's revenue assurance calculations	To consider whether the revenue assurance National Grid is requiring of Intergrow for the new interconnection is appropriate
*PSC-41-15-00009-P	..... exempt	Main Tier of the Renewable Portfolio Standard program	To consider allocating funding from the Main Tier to an eligible hydroelectric facility
*PSC-42-15-00006-P	..... exempt	Deferral of incremental expenses associated with NERC's new Bulk Electric System (BES) compliance requirements approved by FERC.	Consideration of Central Hudson's request to defer incremental expenses associated with new BES compliance requirements.
*PSC-44-15-00028-P	..... exempt	Deferral of incremental expenses associated with new compliance requirements	Consideration of Central Hudson's request to defer incremental expenses associated with new compliance requirements
*PSC-44-15-00030-P	..... exempt	System Improvement Plan mechanism	To consider Bath's petition to implement a SIP mechanism
*PSC-47-15-00013-P	..... exempt	Whitepaper on Implementing Lightened Ratemaking Regulation.	Consider Whitepaper on Implementing Lightened Ratemaking Regulation.
*PSC-48-15-00010-P	..... exempt	Lightened and incidental regulation of a 55 MW electric and steam generating facility.	Consider the lightened and incidental regulation of a 55 MW electric and steam generating facility.
*PSC-48-15-00011-P	..... exempt	Proposal to retire Huntley Units 67 and 68 on March 1, 2016.	Consider the proposed retirement of Huntley Units 67 and 68.
*PSC-50-15-00006-P	..... exempt	The reduction of rates.	To consider the reduction of rates charged by Independent Water Works, Inc.
*PSC-50-15-00009-P	..... exempt	Notice of Intent to submeter electricity.	To consider the request to submeter electricity at 31-33 Lincoln Road and 510 Flatbush Avenue, Brooklyn, New York.
*PSC-51-15-00010-P	..... exempt	Modification of the EDP	To consider modifying the EDP
*PSC-01-16-00002-P	..... exempt	Revenue assurance calculations	To consider whether the revenue assurance National Grid is requiring of Tiashoke for the upgraded service is appropriate
*PSC-01-16-00005-P	..... exempt	Proposed amendment to Section 5, Attachment 1.A of the Uniform Business Practices	To consider amendment to Section 5, Attachment 1.A of the Uniform Business Practices
*PSC-04-16-00007-P	..... exempt	Whether Hamilton Municipal Utilities should be permitted to construct and operate a municipal gas distribution facility.	Consideration of the petition by Hamilton Municipal Utilities to construct and operate a municipal gas distribution facility.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-04-16-00011-P	..... exempt	Investigation that certain practices of Central Hudson Gas and Electric Corporation resulted in violations of HEFPA.	To consider the Petition of Nobody Leaves Mid-Hudson to investigate Central Hudson for claims of HEFPA violations.
*PSC-04-16-00012-P	..... exempt	Proposal to mothball three gas turbines located at the Astoria Gas Turbine Generating Station.	Consider the proposed mothball of three gas turbines located at the Astoria Gas Turbine Generating Station.
*PSC-04-16-00013-P	..... exempt	Proposal to find that three gas turbines located at the Astoria Gas Turbine Generating Station are uneconomic.	Consider whether three gas turbines located at the Astoria Gas Turbine Generating Station are uneconomic.
*PSC-06-16-00010-P	..... exempt	Lakewood disputes National Grid's revenue assurance calculations, specifically the duration used.	To consider whether the revenue assurance National Grid is requiring of Lakewood for the new interconnection is appropriate.
*PSC-06-16-00012-P	..... exempt	Inclusion of a Farm and Food Community program in the community distributed generation program.	To consider the inclusion of a Farm and Food Community program in the community distributed generation program.
*PSC-06-16-00013-P	..... exempt	Continued deferral of approximately \$16,000,000 in site investigation and remediation costs.	To consider the continued deferral of approximately \$16,000,000 in site investigation and remediation costs.
*PSC-06-16-00014-P	..... exempt	MEGA's proposed demonstration CCA program.	To consider MEGA's proposed demonstration CCA program.
*PSC-07-16-00016-P	..... exempt	Use of the Electro Industries Shark 200 electric submeter in residential applications	To consider the use of the Electro Industries Shark 200 submeter
*PSC-14-16-00008-P	..... exempt	Resetting retail markets for ESCO mass market customers.	To ensure consumer protections with respect to residential and small non-residential ESCO customers.
*PSC-15-16-00012-P	..... exempt	Adequate service of Verizon New York, Inc.	To consider the adequacy of Verizon New York Inc.'s service quality
*PSC-18-16-00013-P	..... exempt	Amendments to the Uniform Business Practices of ESCOs.	To ensure consumer protection for ESCO customers.
*PSC-18-16-00014-P	..... exempt	Amendments to the Uniform Business Practices of ESCOs.	To ensure consumer protection for ESCO customers.
*PSC-18-16-00015-P	..... exempt	Petitions for rehearing of the Order Resetting Retail Energy Markets and Establishing Further Process.	To ensure consumer protections for ESCO customers.
*PSC-18-16-00016-P	..... exempt	Amendments to the Uniform Business Practices of ESCOs.	To ensure consumer protection for ESCO customers.
*PSC-18-16-00018-P	..... exempt	Amendments to the Uniform Business Practices of ESCOs.	To ensure consumer protection for ESCO customers.
*PSC-20-16-00008-P	..... exempt	Consideration of consequences against Global Energy Group, LLC for violations of the Uniform Business Practices (UBP).	To consider consequences against Global Energy Group, LLC for violations of the Uniform Business Practices (UBP).
*PSC-20-16-00010-P	..... exempt	Deferral and recovery of incremental expense.	To consider deferring costs of conducting leak survey and repairs for subsequent recovery.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-20-16-00011-P	..... exempt	Enetics LD-1120 Non-Intrusive Load Monitoring Device in the Statewide Residential Appliance Metering Study.	To consider the use of the Enetics LD-1120 Non-Intrusive Load Monitoring Device.
*PSC-22-16-00011-P	..... exempt	Petition for rehearing of the Order Modifying Standardized Interconnection Requirements and alternative enforcement mechanisms.	To ensure compliance with the Standardized Interconnection Requirements.
*PSC-22-16-00013-P	..... exempt	Disposition of tax refunds and other related matters.	To consider the disposition of tax refunds and other related matters.
*PSC-24-16-00009-P	..... exempt	Petition to submeter gas service.	To consider the Petition of New York City Economic Development Corp. to submeter gas at Pier 17, 89 South Street, New York, NY.
*PSC-25-16-00009-P	..... exempt	To delay Companies' third-party assessments of customer personally identifiable information until 2018.	To extend the time period between the Companies' third-party assessments of customer personally identifiable information.
*PSC-25-16-00024-P	..... exempt	Pole Attachment Rules.	To determine that the Commission's existing pole attachment rules apply to wireless providers.
*PSC-25-16-00025-P	..... exempt	Acquisition of all water supply assets of Woodbury Heights Estates Water Co., Inc. by the Village of Kiryas Joel.	To consider acquisition of all water supply assets of Woodbury Heights Estates Water Co., Inc. by the Village of Kiryas Joel.
*PSC-25-16-00026-P	..... exempt	Use of the Badger E Series Ultrasonic Cold Water Stainless Steel Meter, in residential fire service applications.	To consider the use of the Badger E Series Ultrasonic Cold Water Stainless Steel Meter in fire service applications.
*PSC-28-16-00017-P	..... exempt	A petition for rehearing of the Order Adopting a Ratemaking and Utility Revenue Model Policy Framework.	To determine appropriate rules for and calculation of the distributed generation reliability credit.
*PSC-29-16-00024-P	..... exempt	Participation of NYPA customers in surcharge-funded clean energy programs.	To consider participation of NYPA customers in surcharge-funded clean energy programs.
*PSC-29-16-00025-P	..... exempt	Proposed modifications to gas safety violations metric adopted in Case 12-G-0202.	To consider NMPC's petition to modify gas safety violations metric.
*PSC-32-16-00012-P	..... exempt	Benefit-Cost Analysis Handbooks.	To evaluate proposed methodologies of benefit-cost evaluation.
*PSC-33-16-00001-EP	..... exempt	Use of escrow funds for repairs.	To authorize the use of escrow account funds for repairs.
*PSC-33-16-00005-P	..... exempt	Exemption from certain charges for delivery of electricity to its Niagara Falls, New York facility.	Application of System Benefits Charges, Renewable Portfolio Standard charges and Clean Energy Fund surcharges.
*PSC-34-16-00005-P	..... exempt	Community Choice Aggregation (CCA) Data Services.	To consider the implementation of fees for CCA Data Services requested by CCA Administrators.
*PSC-34-16-00006-P	..... exempt	Community Choice Aggregation (CCA) Data Services.	To consider the implementation of fees for CCA Data Services requested by CCA Administrators.
*PSC-34-16-00008-P	..... exempt	Community Choice Aggregation (CCA) Data Services.	To consider the implementation of fees for CCA Data Services requested by CCA Administrators.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-34-16-00009-P	..... exempt	Community Choice Aggregation (CCA) Data Services.	To consider the implementation of fees for CCA Data Services requested by CCA Administrators.
*PSC-34-16-00010-P	..... exempt	Community Choice Aggregation (CCA) Data Services.	To consider the implementation of fees for CCA Data Services requested by CCA Administrators.
*PSC-34-16-00011-P	..... exempt	Community Choice Aggregation (CCA) Data Services.	To consider the implementation of fees for CCA Data Services requested by CCA Administrators.
*PSC-34-16-00012-P	..... exempt	Community Choice Aggregation (CCA) Data Services.	To consider the implementation of fees for CCA Data Services requested by CCA Administrators.
*PSC-34-16-00013-P	..... exempt	Community Choice Aggregation (CCA) Data Services.	To consider the implementation of fees for CCA Data Services requested by CCA Administrators.
*PSC-34-16-00015-P	..... exempt	Community Choice Aggregation (CCA) Data Services.	To consider the implementation of fees for CCA Data Services requested by CCA Administrators.
*PSC-35-16-00015-P	..... exempt	NYSRC's revisions to its rules and measurements	To consider revisions to various rules and measurements of the NYSRC
*PSC-36-16-00003-P	..... exempt	Petition regarding the Commission's July 14, 2016 Order Denying Petition.	To consider the terms and conditions of utility service received by Fastrac Markets, LLC.
*PSC-36-16-00004-P	..... exempt	Recovery of costs for installation of electric service.	To consider the recovery of costs for installation of electric service.
*PSC-40-16-00013-P	..... exempt	Surcharge to recover costs of Dynamic Load Management Programs.	To consider a surcharge to recover costs of the Dynamic Load Management Programs.
*PSC-40-16-00014-P	..... exempt	Surcharge to recover costs of Dynamic Load Management Programs.	To consider a surcharge to recover costs of the Dynamic Load Management Programs.
*PSC-40-16-00017-P	..... exempt	Request for waiver of 16 NYCRR sections 96.5(a) and 96.6(b)	To consider the request for waiver of 16 NYCRR sections 96.5(a) and 96.6(b)
*PSC-40-16-00018-P	..... exempt	Petition for commercial electric meter.	To consider the petition to use the Itron OpenWay Riva commercial meter in electric metering applications.
*PSC-40-16-00019-P	..... exempt	Surcharge to recover costs of Dynamic Load Management Programs.	To consider a surcharge to recover costs of the Dynamic Load Management Programs.
*PSC-40-16-00021-P	..... exempt	Surcharge to recover costs of Dynamic Load Management Programs.	To consider a surcharge to recover costs of the Dynamic Load Management Programs.
*PSC-40-16-00025-P	..... exempt	Consequences pursuant to the Commission's Uniform Business Practices (UBP).	To consider whether to impose consequences on Smart One for its apparent non-compliance with Commission requirements.
*PSC-40-16-00026-P	..... exempt	Compliance filing establishing an interruptible gas service sales rate.	To consider RG&E's proposed revisions to establish an interruptible gas service sales rate.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-42-16-00014-P	..... exempt	Proposed Public Policy Transmission Needs/ Public Policy Requirements, as defined under the NYISO tariff.	To identify any proposed Public Policy Transmission Needs/Public Policy Requirements for referral to the NYISO.
*PSC-44-16-00015-P	..... exempt	Surcharge to recover costs of Dynamic Load Management Programs	To consider a surcharge to recover costs of the Dynamic Load Management Programs
*PSC-45-16-00008-P	..... exempt	Petition to use a commercial electric meter.	To consider the petition to use the Landis+Gyr S4X Commercial Meter with Gridstream Series 5 RF Mesh IP AMI.
*PSC-47-16-00009-P	..... exempt	Petition to use commercial electric meters	To consider the petition of Itron, Inc. to use the Itron CP2SO and CP2SOA in commercial electric meter applications
*PSC-47-16-00010-P	..... exempt	Standby Service rate design	To consider the report filed and the recommendations therein
*PSC-47-16-00013-P	..... exempt	Standby Service rate design	To consider the report filed and the recommendations therein
*PSC-47-16-00014-P	..... exempt	Standby Service rate design	To consider the report filed and the recommendations therein
*PSC-47-16-00016-P	..... exempt	Standby Service rate design	To consider the report filed and the recommendations therein
PSC-49-16-00005-P	..... exempt	Waiver of certain rules and requirements pertaining to cable television franchise.	To determine whether to waive any regulations.
PSC-02-17-00010-P	..... exempt	Implementation of the four EAMs.	To consider the implementation of EAMs for RG&E.
PSC-02-17-00012-P	..... exempt	Implementation of the four EAMs.	To consider the implementation of EAMs for NYSEG.
PSC-03-17-00003-P	..... exempt	Good Energy, L.P.'s Community Choice Aggregation Implementation Plan and Data Protection Plan.	To ensure appropriate consumer protections.
PSC-07-17-00019-P	..... exempt	Deferral and recovery of incremental costs	To consider deferring costs related to water main leak repairs for subsequent recovery
PSC-08-17-00007-P	..... exempt	Notice of Intent to submeter electricity.	To consider the Notice of Intent to submeter electricity at 327 Central Park West, New York, New York.
PSC-12-17-00012-P	..... exempt	Amendments to the UBP.	To consider amendments to the UBP.
PSC-12-17-00017-P	..... exempt	Amendments to the UBP.	To consider the petition for amendments to the UBP.
PSC-14-17-00016-P	..... exempt	Waiver to the prohibition on service to low- income customers by ESCOs..	To consider the petition for a waiver to the prohibition on service to low-income customers by ESCOs.
PSC-14-17-00017-P	..... exempt	Petition for Full-Scale Deployment of AMI and to Establish an AMI Surcharge.	To consider the petition for Full-Scale Deployment of AMI and to Establish an AMI Surcharge.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-18-17-00024-P	..... exempt	A petition for rehearing or reconsideration of the Order Addressing Public Policy Transmission Need for AC Transmission Upgrades	To determine whether Public Policy Transmission Need/Public Policy Requirements continue to exist.
PSC-18-17-00025-P	..... exempt	A petition for rehearing or reconsideration of the Order on Remand Denying Refunds.	To determine whether IPANY and individual pay telephone providers are entitled to refunds from Verizon New York Inc.
PSC-18-17-00026-P	..... exempt	Revisions to the Dynamic Load Management surcharge.	To consider revisions to the Dynamic Load Management surcharge.
PSC-18-17-00027-P	..... exempt	A petition for rehearing or clarification of the March 9, 2017 Order.	To determine appropriate treatment of submetered energy users in community distributed generation programs.
PSC-18-17-00028-P	..... exempt	A petition for rehearing, reconsideration, or clarification of the March 9, 2017 Order.	To determine appropriate treatment of environmental attributes related to distributed energy resources.
PSC-18-17-00031-P	..... exempt	Notice of Intent to submeter electricity and waiver of energy audit requirement.	To consider the Notice of Intent to submeter electricity at 1328 Fulton Street, Brooklyn, NY and waiver of 16 NYCRR § 96.5(k)(3).
PSC-18-17-00033-P	..... exempt	Use of the ROMET AdEM-T volumetric corrector.	To consider the use of the ROMET AdEM-T volumetric corrector.
PSC-18-17-00034-P	..... exempt	Use of the ROMET AdEM-PTZ volumetric corrector.	To consider the use of the ROMET AdEM-PTZ volumetric corrector.
PSC-19-17-00004-P	..... exempt	NYAW's request to defer and amortize, for future rate recognition, pension settlement payout losses incurred in 2016.	Consideration of NYAW's petition to defer and amortize, for future rate recognition, pension payout losses incurred in 2016.
PSC-20-17-00008-P	..... exempt	Compressed natural gas as a motor fuel for diesel fueled vehicles.	To consider a report filed by National Grid NY regarding the potential for adoption of compressed natural gas as a motor fuel.
PSC-20-17-00010-P	..... exempt	Compressed natural gas as a motor fuel for diesel fueled vehicles.	To consider a report filed by National Grid regarding the potential for adoption of compressed natural gas as a motor fuel.
PSC-20-17-00011-P	..... exempt	Notice of Intent to submeter electricity.	To consider the Notice of Intent of FreeWythe, LLC to submeter electricity at 60 South 2nd Street, Brooklyn, New York.
PSC-21-17-00012-P	..... exempt	Compensation for distributed generation systems located at farms.	To consider appropriate compensation and policies for distributed generation systems located at farms.
PSC-21-17-00013-P	..... exempt	The establishment and implementation of Earnings Adjustment Mechanisms.	To consider the establishment and implementation of Earnings Adjustment Mechanisms.
PSC-21-17-00018-P	..... exempt	Proposed agreement for the provision of water service by Saratoga Water Services, Inc.	To consider a waiver and approval of terms of a service agreement.
PSC-22-17-00004-P	..... exempt	Financial incentives to create customer savings and develop market-enabling tools, with a focus on outcomes and incentives	To consider the proposed Interconnection Survey Process and Earnings Adjustment Mechanisms

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-22-17-00006-P	..... exempt	Revisions to the delivery discount and monthly customer charge for SC No. 3 and the commodity price for SC 15	To consider revisions to the delivery discount and monthly customer charge for SC No. 3 and the commodity price for SC 15
PSC-22-17-00007-P	..... exempt	Certain Commission requirements related to blockable central office codes	To consider a change to certain Commission requirements related to blockable central office codes
PSC-22-17-00008-P	..... exempt	Petition to submeter electricity and waiver request	To consider the petition to submeter electricity at 412-14 East 10th Street, New York, New York and waiver of 16 NYCRR § 96.2(b)
PSC-23-17-00021-P	..... exempt	Petition to transfer cable systems.	To consider Nicholville et. al.'s request to transfer cable systems in an internal restructuring.
PSC-23-17-00022-P	..... exempt	Changes in regulation of ESCOs, including restrictions on or prohibitions of marketing or offering certain products or services.	To ensure consumer protection for ESCO customers.
PSC-24-17-00006-P	..... exempt	Development of the Utility Energy Registry.	Improved data access.
PSC-24-17-00010-P	..... exempt	Petition to submeter electricity.	To consider the petition of Bay View Home Association, Inc. to submeter electricity at 671 47th Street Brooklyn, New York.
PSC-24-17-00014-P	..... exempt	An alternative methodology for calculating billing adjustments.	To consider an alternative methodology for calculating billing adjustments.
PSC-24-17-00016-P	..... exempt	Notice of Intent to submeter electricity.	To consider the Notice of Intent of 56 Leonard Street Condominium to submeter electricity at 56 Leonard Street, New York, NY.
PSC-25-17-00005-P	..... exempt	Minor rate filing	To consider an increase in annual revenues by \$154,329 or 116%
PSC-25-17-00006-P	..... exempt	Notice of Intent to submeter electricity	To consider the Notice of Intent of The Charles Condominiums, LLC to submeter electricity at 1355 First Avenue, New York, NY
PSC-26-17-00005-P	..... exempt	Notice of Intent to submeter electricity.	To consider the Notice of Intent to submeter electricity at 125 Waverly Street, Yonkers, New York.
PSC-27-17-00014-P	..... exempt	Major electric rate filing.	To consider an increase in NMPC's electric delivery revenues by approximately \$326 million (or 13.0% in total revenues).
PSC-27-17-00017-P	..... exempt	Major gas rate filing.	To consider an increase in NMPC's gas delivery revenues by approximately \$81 million (14.0% in total revenues).
PSC-28-17-00008-P	..... exempt	FASB update on pension and OPEB net periodic costs	To consider whether to adopt the FASB update
PSC-29-17-00006-P	..... exempt	Petition to submeter gas.	To consider the petition of LaGuardia Gateway Partners, to submeter gas at LaGuardia Airport Central Terminal B, Flushing, NY.
PSC-30-17-00031-P	..... exempt	Proposed tariff filing to implement electric rate options on a pilot basis for the Energy Smart Community Project.	To consider tariff revisions implementing electric rate options on a pilot basis for the Energy Smart Community Project.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-31-17-00007-P	..... exempt	Notice of intent to submeter electricity	To consider the notice of intent of 685 First Realty Company, LLC to submeter electricity at 685 1st Avenue, New York, New York
PSC-31-17-00010-P	..... exempt	Notice of intent to submeter electricity	To consider the notice of intent of 11737 Owners Corp. to submeter electricity at 117 East 37th Street, New York, New York
PSC-31-17-00011-P	..... exempt	Notice of intent to submeter electricity and waiver request	To consider the notice of intent to submeter electricity and waiver request of 16 NYCRR § 96.5(k)(3)
PSC-31-17-00012-P	..... exempt	Minor rate filing.	To consider an increase in annual revenues of about \$304,629 or 14%.
PSC-32-17-00006-P	..... exempt	Petition to amend bill estimation procedures for AMI.	To consider the petition of Con Edison to amend its current bill estimation procedures for AMI.
PSC-32-17-00007-P	..... exempt	Petition to amend bill estimation procedures for AMI.	To consider the petition of Orange and Rockland to amend its current bill estimation procedures for AMI.
PSC-32-17-00008-P	..... exempt	Consideration of the National Grid companies' Implementation Plan and audit recommendations.	To consider the National Grid companies' Implementation Plan.
PSC-32-17-00010-P	..... exempt	Consideration of NFGD's Implementation Plan and audit recommendations.	To consider NFGD's Implementation Plan.
PSC-32-17-00011-P	..... exempt	Minor rate filing.	To consider an increase in annual revenues of about \$625,974 or 14.6%.
PSC-32-17-00012-P	..... exempt	Consideration of O&R's Implementation Plan and audit recommendations.	To consider O&R's Implementation Plan.
PSC-32-17-00013-P	..... exempt	Consideration of NYSEG and RG&E's Implementation Plan and audit recommendations.	To consider the NYSEG and RG&E Implementation Plan.
PSC-32-17-00014-P	..... exempt	Consideration of Central Hudson's Implementation Plan and audit recommendations.	To consider Central Hudson's Implementation Plan.
PSC-32-17-00015-P	..... exempt	Consideration of Con Edison's Implementation Plan and audit recommendations.	To consider Con Edison's Implementation Plan.
PSC-32-17-00016-P	..... exempt	Initial Tariff Schedule and escrow account which includes rates, charges, rules and regulations for water service.	To consider the proposed Initial Tariff Schedule, initial rate, and escrow account.
PSC-33-17-00012-P	..... exempt	Notice of intent to submeter electricity.	To consider the notice of intent of BOP Greenpoint G LLC to submeter electricity at 37 Blue Slip, Brooklyn, New York.
PSC-33-17-00013-P	..... exempt	The obligation of electric utilities to pay for the extension of electric service to residential developments.	To consider if National Grid should change its practices and compensate the petitioners for past charges.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-33-17-00015-P	..... exempt	Electric energy storage systems to import from and export to Con Edison's distribution system.	To consider revisions to P.S.C. No. 10 - Electricity related to electric energy storage systems.
PSC-33-17-00016-P	..... exempt	Gas service to power generators.	To consider proposals in the report regarding service to power generators and related proposed tariff revisions.
PSC-33-17-00017-P	..... exempt	Notice of intent to submeter electricity.	To consider the notice of intent of Bridge Land Vestry LLC to submeter electricity at 70 Vestry Street, New York, New York.
PSC-33-17-00018-P	..... exempt	Notice of intent to submeter electricity.	To consider the notice of intent to submeter electricity at 242 West 53rd Street, New York, New York.
PSC-33-17-00019-P	..... exempt	Petition to submeter electricity.	To consider the petition of 225 East 74th Apartments Corp. to submeter electricity at 225 East 74th Street New York, New York.
PSC-33-17-00020-P	..... exempt	Gas service to power generators.	To consider proposals in the report regarding service to power generators and related proposed tariff revisions.
PSC-33-17-00021-P	..... exempt	Notice of intent to submeter electricity.	To consider the notice of intent of 1 DSA Owner LLC to submeter electricity at 242 Broome Street, New York, New York.
PSC-34-17-00005-P	..... exempt	Proposed electric and gas energy efficiency budget and metrics plan	To establish an energy efficiency budget and metrics plan for the Company's electric and gas portfolios for the years 2017-2020
PSC-34-17-00006-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 2017-2020
PSC-34-17-00007-P	..... exempt	Proposed electric and gas energy efficiency budget and metrics plan	To establish an energy efficiency budget and metrics plan for the Companies' electric and gas portfolios for 2019-2020
PSC-34-17-00008-P	..... exempt	Proposed electric and gas energy efficiency budget and metrics plan	To establish an energy efficiency budget and metrics plan for the Company's electric and gas portfolios for 2019-2020
PSC-34-17-00009-P	..... exempt	Proposed electric and gas energy efficiency budget and metrics plan	To establish an energy efficiency budget and metrics plan for the Company's electric and gas portfolios for the years 2018-2020
PSC-34-17-00011-P	..... exempt	Waiver to permit Energy Cooperative of America to serve low-income customers	To consider the petition for a waiver
PSC-34-17-00012-P	..... exempt	Proposed electric and gas energy efficiency budget and metrics plan	To establish an energy efficiency budget and metrics plan for the Company's electric and gas portfolios for the years 2017-2020
PSC-34-17-00013-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 2017-2020
PSC-34-17-00014-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 2017-2020

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-34-17-00017-P	..... exempt	Use of the Honeywell Mercury EC350 volumetric corrector in gas metering applications	To consider the use of the Honeywell Mercury EC350 volumetric corrector in gas metering applications
PSC-34-17-00018-P	..... exempt	Use of the Artech UCE-7, URJ-17, VCE-17 and CRB-17 transformers in electric metering applications	To consider the use of the Artech UCE-7, URJ-17, VCE-17 and CRB-17 transformers in electric metering applications
PSC-34-17-00019-P	..... exempt	Development of an aggregation standard for release of whole-building energy data to building owners	Improved energy data access to support state energy efficiency and demand reduction goals
PSC-36-17-00008-P	..... exempt	Notice of Intent to submeter electricity.	To consider the Notice of Intent to submeter electricity at 233 Landing Road, Bronx, New York and waiver request.
PSC-36-17-00009-P	..... exempt	Clarification of the Commission's Order Extending the BQDM Program.	To consider Con Edison's petition for clarification of the Commission's Order Extending BQDM Program.
PSC-36-17-00010-P	..... exempt	Notice of Intent to submeter electricity.	To consider the Notice of Intent of The Heritage Dean Street, LLC, to submeter electricity at 470 Dean St, Brooklyn, New York.
PSC-36-17-00011-P	..... exempt	Notice of Intent to submeter electricity.	To consider the Notice of Intent to submeter electricity at 229 Cherry Street, New York, New York and waiver request.
PSC-36-17-00012-P	..... exempt	Petition to amend bill estimation procedures for AMI.	To consider the petition of Con Edison to amend its current bill estimation procedures for AMI.
PSC-37-17-00004-P	..... exempt	Community Distributed Generation compensation after Tranche 3.	To encourage the development of distributed energy resources while managing impacts on non-participants.
PSC-37-17-00005-P	..... exempt	Financial incentives to create customer savings and develop market-enabling tools, with a focus on outcomes and incentives.	To consider the revised Interconnection Survey Process and Earnings Adjustment Mechanisms.
PSC-37-17-00006-P	..... exempt	Petition to submeter electricity.	To consider the petition of ACC OP (Park Point SU) LLC to submeter electricity at 417 Comstock Avenue, Syracuse, New York.
PSC-37-17-00007-P	..... exempt	Lifeline Service that offers a discounted rate to service to qualifying low income consumers.	To consider changes to the Commission's requirements related to eligibility for the supplemental New York Lifeline discount.
PSC-37-17-00008-P	..... exempt	Petition to move room air conditioning programs to Rider L, make changes to Rider L and continue the Connected Devices Pilot.	To consider Con Edison's proposals made by the petition and accompanying tariff filing.
PSC-37-17-00009-P	..... exempt	Fishers Island Water Works Corporation's rates for the provision of water.	To consider an increase in Fishers Island Water Works Corporation's annual water revenues by approximately \$296,031 or 44.5%.
PSC-39-17-00007-P	..... exempt	Rider Q - Standby Rate Pilot.	To consider the implementation of Rider Q - Standby Rate Pilot.
PSC-39-17-00008-P	..... exempt	Petition to submeter electricity and waiver request.	To consider the petition to submeter electricity and waiver request of 16 NYCRR § 96.5(k)(3).

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-39-17-00009-P	..... exempt	Whether a proposed agreement for the provision of water service by Saratoga Water Services, Inc. is in the public interest.	To consider the terms of a service agreement and waiver.
PSC-39-17-00010-P	..... exempt	Waiver of certain rules and requirements pertaining to cable television franchise.	To determine whether to waive any regulations.
PSC-39-17-00011-P	..... exempt	Whether to direct New York State Electric & Gas to complete electric facility upgrades at no charge to Hanehan.	To determine financial responsibility between NYSEG and Hanehan for the electric service upgrades to Hanehan.
PSC-40-17-00004-P	..... exempt	Notice of intent to submeter electricity and waiver request	To consider the notice of intent to submeter electricity and waiver of 16 NYCRR § 96.5(k)(3)
PSC-40-17-00005-P	..... exempt	Consequences pursuant to the Commission's Uniform Business Practices (UBP)	To consider whether to impose consequences on Flanders for its apparent non-compliance with Commission requirements
PSC-40-17-00006-P	..... exempt	The aggregation of electric service for the Empire State Plaza and the Sheridan Avenue Steam Plant	To consider a waiver of National Grid's tariff provision requiring all electric delivery points to be on the same premises
PSC-40-17-00007-P	..... exempt	Notice of intent to submeter electricity	To consider the notice of intent of CPS Fee Company LLC to submeter electricity
PSC-40-17-00008-P	..... exempt	Proposed transfer of interests in Danskammer, issuance of long-term debt by owner and continuing lightened regulation	To consider proposed transfer of interests in Danskammer, issuance of long-term debt and continuing lightened regulation
PSC-40-17-00009-P	..... exempt	Petition to issue and sell unsecured debt obligations	To consider Orange and Rockland's request to issue and sell unsecured debt obligations
PSC-40-17-00010-P	..... exempt	Eligibility for Value of Distributed Energy Resource tariffs	To encourage the development of distributed energy resources while managing impacts on non-participants
PSC-41-17-00003-P	..... exempt	Petition to submeter electricity.	To consider the petition of Hillside Association, Inc. to submeter electricity at 566 44th Street, Brooklyn, New York.
PSC-41-17-00005-P	..... exempt	Notice of intent to submeter electricity.	To consider the notice of intent of Sandy 350 LLC to submeter electricity at 350 Clarkson Avenue, Brooklyn, New York.
PSC-41-17-00006-P	..... exempt	Major electric rate filing.	To consider an increase in CHG&E's electric delivery revenues by approximately \$43 million (or 7.9% in total revenues).
PSC-41-17-00007-P	..... exempt	Major gas rate filing.	To consider an increase in CHG&E's gas delivery revenues by approximately \$18.1 million (or 12.3% in total revenues).
PSC-41-17-00008-P	..... exempt	Petition to submeter electricity.	To consider the petition of 1115 Fifth Avenue Corporation to submeter electricity at 1115 Fifth Avenue, New York, New York.
PSC-42-17-00004-P	..... exempt	NYSRC's revisions to its rules and measurements.	To consider revisions to various rules and measurements of the NYSRC.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-42-17-00005-P	..... exempt	Complaint for review of rates charged for water service to commercial and residential customers of water works corporation.	To consider the complaint filed on January 3, 2017 by Bristol customers.
PSC-42-17-00006-P	..... exempt	Notice of Intent to submeter electricity.	To consider the Notice of Intent of 45 John NY LLC to submeter electricity at 45 John Street, New York, New York.
PSC-42-17-00007-P	..... exempt	Ampersand Kayuta Lake Hyrdo, LLC's 460 kW hydroelectric facility in Boonville, New York.	To promote and maintain renewable electric energy resources.
PSC-42-17-00008-P	..... exempt	Ampersand Chasm Falls Hydro, LLC's 1.6 MW hydroelectric facility in Chateaugay, New York	To promote and maintain renewable electric energy resources.
PSC-42-17-00009-P	..... exempt	To obtain a letter of credit and increase the currently capped debt.	To consider the Petitioner's request for a letter of credit and increase the currently capped debt.
PSC-42-17-00010-P	..... exempt	Petition for rehearing of negative revenue adjustment and contents of annual Performance Report.	To consider NFGD's petition for rehearing.
PSC-43-17-00003-P	..... exempt	Notice of intent to submeter electricity and waiver request	To consider the notice of intent to submeter electricity and waiver request
PSC-43-17-00004-P	..... exempt	ReEnergy Lyonsdale, LLC's 22 MW biomass facility located in Lewis County, New York	To promote and maintain renewable electric energy resources
PSC-44-17-00011-P	..... exempt	Implementation of program rules for Renewable Energy Standard (RES) and Zero-Emission Credit (ZEC) requirement.	To promote and maintain renewable and zero-emission electric energy resources.
PSC-45-17-00004-P	..... exempt	Interval data charges for ESCOs.	To consider the elimination of interval data charges for ESCOs.
PSC-45-17-00005-P	..... exempt	Existing baseline resources under Tier 2 of the Renewable Energy Standard Program.	To promote and maintain renewable and zero-emission electric energy resources.
PSC-45-17-00006-P	..... exempt	Arrow Park, Inc.'s rates for the provision of water.	To consider an increase in Arrow Park, Inc.'s annual water revenues by approximately \$11,200 or 62.06%.
PSC-45-17-00007-P	..... exempt	Request for waiver of the individual metering requirements of 16 NYCRR Part 96.	To consider the request for waiver of the individual metering requirements of 16 NYCRR Part 96.
PSC-45-17-00008-P	..... exempt	Major water rate filing.	To consider an increase in SUEZ O-N's annual revenue requirement by approximately \$600,000, or 33.4%.
PSC-46-17-00004-P	..... exempt	Drift Marketplace, Inc.'s petition for rehearing	To consider the petition for rehearing filed by Drift Marketplace, Inc.
PSC-46-17-00005-P	..... exempt	To consider further proposed amendments to the original criteria to grandfathering established in the Transition Plan	To modify grandfathering criteria
PSC-46-17-00006-P	..... exempt	To consider further proposed amendments to the original criteria to grandfathering established in the Transition Plan	To modify grandfathering criteria

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-46-17-00007-P	..... exempt	Petition to issue unsecured debt obligations	To consider the Company's request to issue unsecured debt obligations
PSC-46-17-00008-P	..... exempt	Consequences pursuant to the Commission's Uniform Business Practices (UBP)	To consider whether to impose consequences on MPower for its apparent non-compliance with Commission requirements
PSC-46-17-00009-P	..... exempt	Requirements pertaining to inspections and reporting on plastic fusions installed in gas company service territories	To clarify prior requirements and establish new requirements for plastic fusion qualifications and inspections
PSC-46-17-00010-P	..... exempt	Compliance with plastic fusion requirements	To consider requiring NFG to comply with current and new plastic fusion requirements and report compliance failures
PSC-46-17-00011-P	..... exempt	M&R Energy Resource Corp.'s petition for rehearing	To consider the petition for rehearing filed by M&R Energy Resource Corp.
PSC-46-17-00012-P	..... exempt	To consider further proposed amendments to the original criteria to grandfathering established in the Transition Plan	To modify grandfathering criteria
PSC-46-17-00013-P	..... exempt	Annual Reconciliation of Gas Expenses and Gas Cost Recoveries	To consider filings of LDCs and municipalities regarding their Annual Reconciliation of Gas Expenses and Gas Cost Recoveries
PSC-46-17-00014-P	..... exempt	To consider further proposed amendments to the original criteria to grandfathering established in the Transition Plan	To modify grandfathering criteria
PSC-47-17-00010-P	..... exempt	Con Edison's petition for approval of the Smart Solutions for Natural Gas Customers Program.	To consider Con Edison's multi-solution strategy to decrease gas usage and procure alternative resources.
PSC-48-17-00011-P	..... exempt	Petition to submeter electricity and waiver request.	To consider the petition to submeter electricity and waiver request of 16 NYCRR § 96.5(k)(3).
PSC-48-17-00012-P	..... exempt	The extension of the compensation term for certain community distributed generation projects.	To determine the appropriate compensation term for certain community distributed generation projects.
PSC-48-17-00013-P	..... exempt	VDER Tranche allocations and policies.	To consider modifications to VDER Tranche allocations and policies.
PSC-48-17-00014-P	..... exempt	The SATEC Branch Feeder Monitor II electric submeter.	To consider the SATEC Branch Feeder Monitor II electric submeter for use in New York State.
PSC-48-17-00015-P	..... exempt	Low Income customer options for affordable water bills.	To consider the Low Income Bill Discount and/or Energy Efficiency Rebate Programs.
PSC-48-17-00016-P	..... exempt	Petition for rehearing of the Commission order.	To consider New Rochelle Home Owners Association's petition for rehearing.
PSC-48-17-00017-P	..... exempt	To issue long-term indebtedness, preferred stock and hybrid securities and to enter into derivative instruments.	To consider New York State Electric & Gas Corporation's finance transactions.
PSC-48-17-00018-P	..... exempt	Transfer of certain street lighting facilities.	To consider the transfer of certain street lighting facilities from NYSEG to the Town of Bedford.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-49-17-00008-P	..... exempt	Merger and associated cessation of operations	To consider Vernon and Oriskany Falls' petition seeking approval of a merger
PSC-49-17-00009-P	..... exempt	Part of the Tier 2 Maintenance Tier Program in the RES of the CES	To promote and maintain renewable electric energy resources
PSC-49-17-00010-P	..... exempt	Minor rate filing	To consider an increase in annual revenues of about \$300,000 or 5.2%
STATE, DEPARTMENT OF			
DOS-30-17-00001-P	..... 07/26/18	Esthetics curriculum and waxing procedures	To update the qualifying curriculum for esthetics and ensure that waxing procedures are safe and sanitary.
DOS-31-17-00005-P	..... 08/02/18	Continuing education requirements	To amend the education requirements to include 1 hour of instruction on telecoil (t-coil) and other assistive listening devices
DOS-32-17-00002-P	..... 08/09/18	Alarm installation, servicing and maintenance	Update current regulations for industry improvement and to make technical changes to existing text
DOS-42-17-00002-P	..... 10/18/18	Appraisal Standards	To adopt the 2018-2019 edition of the Uniform Standards of Professional Appraisal Practice
STATE UNIVERSITY OF NEW YORK			
SUN-06-17-00003-P	..... 02/08/18	proposed amendments to traffic and parking regulations at SUNY Binghamton	Amend existing regulations to update traffic and parking regulations
SUN-30-17-00024-P	..... 07/26/18	The governance, structure and operations of SUNY authorized charter schools pertaining to teacher compliance	Provide alternative teacher certification compliance pathways for SUNY charter schools with strong student performance.
SUN-49-17-00004-EP	..... 12/06/18	College fees	To amend the College fees at SUNY's four university centers, as approved as part of the Broad Based Fee review process
TAXATION AND FINANCE, DEPARTMENT OF			
TAF-37-17-00002-P	..... 09/13/18	Reference to forms required to file a petition or an exception with the Division of Tax Appeals	To delete parenthetical references to form numbers that are no longer in use, as the agency has updated and renumbered its forms
TAF-48-17-00004-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 January 1, 2018 through March 31, 2018.
TAF-49-17-00007-EP	..... 12/06/18	New York State, City of Yonkers and New York City withholding tables and other methods	To provide current New York State, City of Yonkers and New York City withholding tables and other methods
TEMPORARY AND DISABILITY ASSISTANCE, OFFICE OF			
TDA-35-17-00005-P	..... 08/30/18	Application process for the Supplemental Nutrition Assistance Program (SNAP)	To align State regulations for SNAP application process with federal statutory and regulatory requirements and SNAP policy

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
TEMPORARY AND DISABILITY ASSISTANCE, OFFICE OF			
TDA-39-17-00005-P	..... 09/27/18	Public Assistance (PA) budgetary method	To update State regulations governing treatment of income in excess of standard of need in PA households, consistent with SSL § 131-n(1).
TDA-40-17-00002-P	..... 10/04/18	Support obligations	To amend State regulations concerning support obligations to reflect federal statutory requirements and current terminology used by the child support program, and to conform regulatory citations with federal and State laws
WORKERS' COMPENSATION BOARD			
WCB-36-17-00015-RP	..... 09/06/18	Permanent Impairment Guidelines for Schedule Loss of Use Determinations	Incorporate Workers' Compensation Impairment Guidelines for determination of permanent impairment

SECURITIES OFFERINGS

STATE NOTICES

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

DEALERS; BROKERS

Algert Global Equity Market Neutral Fund II, Ltd.
c/o HedgeServ (Cayman) Ltd., 3rd Fl., Willow House Cricket Sq.,
George Town, Grand Cayman, Cayman Islands KY1-1104
State or country in which incorporated — Cayman Islands

American Diversified Development, LLC
718 W. Business Hwy. 60, Dexter, MO 63841
Partnership — KCOS Manager 2017-2, LLC

Apteo, Inc.
309 E. 49th St., #7C, New York, NY 10017
State or country in which incorporated — Delaware

Aston Capital Investment Manager, LP
15 Broad St., Suite 2210, New York, NY 10005
Partnership — Aston Capital Management, LLC

Bayou Sand Investors, LLC
18167 E. Petroleum Dr., Suite A, Baton Rouge, LA 70809
State or country in which incorporated — Delaware limited liability
company

BlockTower Capital Partners LP
1350 N. Wells St., Apt. A311, Chicago, IL 60610
Partnership — BlockTower Capital LLC

Bond Way Capital 915 LLC
c/o National Realty Investment Advisors, LLC, 1325 Paterson Plank
Rd., 2nd Fl., Secaucus, NJ 07094
State or country in which incorporated — Florida limited liability
company

Builders Direct Lending Fund LLC
1511 SW. Park Ave., #1202, Portland, OR 97201
State or country in which incorporated — Delaware

CB1 Wellness Fund, Ltd.
P.O. Box 10311, Zephyr House, Mary St., George Town, Grand Cay-
man, KY1-1003, Cayman Islands
State or country in which incorporated — Cayman Islands

ChainLogic Fund, LP
199 Pierce St., Suite 204B, Birmingham, MI 48009
Partnership — Synchronicity Futures, LLC

Cipriani USA, Inc.
110 E. 42nd St., New York, NY 10017
State or country in which incorporated — Delaware

CNL Growth Properties III, LLC
450 S. Orange Ave., Orlando, FL 32801
State or country in which incorporated — Delaware

Crosslink Partners, L.P.
Two Embarcadero Center, Suite 2200, San Francisco, CA 94111
Partnership — Ten Mile Management, LLC

FamilyAssets Group LLC
67 West St., Unit 221, Brooklyn, NY 11222

Fiera Capital Series Trust
375 Park Ave., 8th Fl., New York, NY 10152
State or country in which incorporated — Delaware

Haitou GP, LLC
535 5th Ave., 4th Fl., New York, NY 10017
State or country in which incorporated — Delaware

Haley Securities, Inc.
10703 J St., Suite 102, Omaha, NE 68127
State or country in which incorporated — Nebraska

Human Connective Venture, LLC
Six Landmark Sq., Third Fl., Stamford, CT 06901
State or country in which incorporated — Delaware

Japan-up Limited Partnership
c/o SCJP, Ltd., 190 Elgin Ave., George Town, Grand Cayman, Cay-
man Islands KY1-9006
Partnership — SCJP, Ltd.

Jayani Capital, L.L.C.
50 Ranick Dr. E, Amityville, NY 11701

K-Motion Interactive, Inc.
454 Rte. 13 S, Milford, NH 03055
State or country in which incorporated — Delaware

Kendall Sustainable Infrastructure II, L.P.
Six University Rd., Cambridge, MA 02138
Partnership — KSI II GP, LLC

KIG-NYVA Restaurant Fund I, LLC
1270 Avenue of Americas, Suite 302, New York, NY 10020
State or country in which incorporated — Delaware

MBC WB LLC
2409 Dallas Pkwy., Space RS-10, Plano, TX 75093
State or country in which incorporated — Delaware

Metamorphosis IV LLC
501 Madison Ave., Fl. 12A, New York, NY 10022
State or country in which incorporated — Delaware

MyoCardioCare, Inc.
4165 Taliesin Way, Fort Collins, CO 80524-9377
State or country in which incorporated — Delaware

Neponset Point, LLC
22 Sheldon Rd., Cohasset, MA 02025
State or country in which incorporated — Delaware

NREA Adair, DST
300 Crescent Court, Suite 700, Dallas, TX 75201
State or country in which incorporated — Delaware

NRIA 7th Street Capital Manager, LLC
c/o National Realty Investment Advisors, LLC, 1325 Paterson Plank Rd., 2nd Fl., Secaucus, NJ 07094
State or country in which incorporated — New York limited liability company

NRIA South Christopher Columbus 1499 Manager, LLC
c/o National Realty Investment Advisors, LLC, 1325 Paterson Plank Rd., 2nd Fl., Secaucus, NJ 07094
State or country in which incorporated — Pennsylvania limited liability company

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

Per.Se Beauty, Incorporated
264 W. 40th St., 17th Fl., New York, NY 10018
State or country in which incorporated — Delaware

Redmond Swimming LLC
6804 140th Place NE, Redmond, WA 98052
State or country in which incorporated — Delaware

Rimo Capital, L.L.C.
309 Fifth Ave., #34B, New York, NY 10016

Schroeder Capital, L.L.C.
260 W. 22nd St., #2, New York, NY 10011

Signet VSE Investment, LLC
19 N. High St., Akron, OH 44308

Social Investment Holdings, Inc.
2121 SW. 3rd Ave., Suite 601, Miami, FL 33129
State or country in which incorporated — Florida

Sondors Electric Car Company
23823 Malibu Rd., Suite 50, #129, Malibu, CA 90265
State or country in which incorporated — Delaware

South Christopher Columbus Capital 1499 LLC
c/o National Realty Investment Advisors, LLC, 1325 Paterson Plank Rd., 2nd Fl., Secaucus, NJ 07094
State or country in which incorporated — Pennsylvania limited liability company

Sunstone Income Apartments IV, LLC
2820 Townsgate Rd., Suite 207, Westlake Village, CA 91361
State or country in which incorporated — Delaware

Tensile Capital Partners LP
700 Larkspur Landing Circle, Suite 255, Larkspur, CA 94939
Partnership — Tensile Capital GP LLC

Truli Media Group, Inc.
550 Sylvan Ave., Suite 101, Englewood Cliffs, NJ 07632
State or country in which incorporated — Delaware

Vine Media Opportunities - Fund IV, LP
810 Seventh Ave., Suite 802, New York, NY 10019
Partnership — Vine Alternative Investments IV, LP

Vine Media Opportunities - Fund IV-A, LP
810 Seventh Ave., Suite 802, New York, NY 10019
Partnership — Vine Alternative Investments IV, LP

Vivix Capital, L.P.
303 International Circle, Suite 130, Hunt Valley, MD 21030
Partnership — Vivix Capital G.P. LLC

Water Island LevArb Fund, LP
41 Madison Ave., 42nd Fl., New York, NY 10010
Partnership — Water Island LevArb GP, LLC

WPCM Homewood Holdings, LLC
Seven E. Congress St., Suite 900A, Savannah, GA 31401
State or country in which incorporated — Delaware

WPCM Simmons Park Holdings, LLC
Seven E. Congress St., Suite 900A, Savannah, GA 31401
State or country in which incorporated — Delaware

ADVERTISEMENTS FOR BIDDERS/CONTRACTORS

SEALED BIDS

PROVIDE SUICIDE PREVENTION PATIENT BATHROOMS AND SHOWERS Rochester Psychiatric Center Rochester, Monroe County

Sealed bids for Project No. Q1285-P, for Plumbing Work, Provide Suicide Prevention Patient Bathrooms and Showers, Building 60, Rochester Psychiatric Center, 1111 Elmwood Avenue, Rochester (Monroe County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Division of Contract Management, 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, December 20, 2017, 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 \$38,900 for P.

All successful bidders 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 P.

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 posting, on the OGS website, in a newspaper of general circulation, or in the Contract Reporter of written notice, advertisement or solicitation of offers through final award and approval of the contract by OGS D&C and the 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 Jessica Hoffman, Carl Ruppert and Pierre Alric in the Division of Contract Management, telephone (518) 474-0203, fax (518) 473-7862 and John Lewyckyj, Deputy Director, Design & Construction Group, 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 four-year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the 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://www.ogs.ny.gov/aboutOGS/regulations/defaultAdvisoryCouncil.html>

The substantial completion date for this project is 407 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 1:00 p.m. on December 7, 2017 at Rochester Psychiatric Center, Work Control Center, Building 45, 1111 Elmwood

Avenue, Rochester, 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 Tom Cutter (585) 427-7430.

Pursuant to New York State Executive Law Article 15-A and the rules and regulations promulgated thereunder, OGS is required to promote opportunities for the maximum feasible participation of New York State-certified Minority- and Women-owned Business Enterprises ("MWBEs") and the employment of minority group members and women in the performance of OGS contracts. All bidders are expected to cooperate in implementing this policy. OGS hereby establishes an overall goal of 30% for MWBE participation, 15% for Minority-Owned Business Enterprises ("MBE") participation and 15% for Women-Owned Business Enterprises ("WBE") participation (based on the current availability of qualified MBEs and WBEs). The total contract goal can be obtained by utilizing any combination of MBE and /or WBE participation for subcontracting and supplies acquired under this Contract.

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 DC.Plans@ogs.ny.gov, or call (518) 474-0203.

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>

By *John D. Lewyckyj, Deputy Director*
OGS - Design & Construction Group

PROVIDE MAINTENANCE SUB HEADQUARTERS Department of Transportation Region 5 Franklinville, Cattaraugus County

Sealed bids for Project Nos. 44822-C, 44822-H, 44822-P, 44822-E, comprising separate contracts for Construction Work, HVAC Work, Plumbing Work, and Electrical Work, Provide Maintenance Sub headquarters, DOT Region 5, Route 16, Town of Farmersville, Franklinville (Cattaraugus County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Division of Contract Management, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Department of Transportation, until 2:00 p.m. on Wednesday, December 13, 2017, 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 \$94,100 for C, \$23,900 for H, \$22,300 for P, and \$23,700 for E.

All successful bidders 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 \$3,000,000 and \$4,000,000 for C, between \$500,000 and \$1,000,000 for H, between \$250,000 and \$500,000 for P, and between \$500,000 and \$1,000,000 for E.

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 posting, on the OGS website, in a newspaper of general circulation, or in the Contract Reporter of written notice, advertisement or solicitation of offers through final award and approval of the contract by OGS D&C and the 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 Jessica Hoffman, Carl Ruppert and Pierre Alric in the Division of Contract Management, telephone (518) 474-0203, fax (518) 473-7862 and John Lewycky, Deputy Director, Design & Construction Group, 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 four-year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the 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://www.ogs.ny.gov/aboutOGS/regulations/defaultAdvisoryCouncil.html>

As a condition of award, within 48 hours of receipt of the proposed Contract Agreement from the State, the low bidder shall return the Contract Agreement to the State, properly executed, along with the Bonds if required by said Agreement. Low bidders who cannot meet these provisions may be subject to disqualification and forfeiture of the bid security.

The State intends to expedite award of this Contract and the Contractor shall be prepared to proceed with the Work accordingly. Bidders are warned that time is of the essence of the Contract and substantial completion of the Work must be within 924 days after the Agreement is approved by the Comptroller. Due to the tightness of the construction schedule, bidders should consider the necessity for an increased work force and shift operations.

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 November 30, 2017 at DOT Region 5, Cattaraugus County, 8088 Route 16, Franklinville, 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 Lauren Clausen (716) 885-0908.

Pursuant to New York State Executive Law Article 15-A and the rules and regulations promulgated thereunder, OGS is required to promote opportunities for the maximum feasible participation of New York State-certified Minority- and Women-owned Business Enterprises ("MWBEs") and the employment of minority group members and women in the performance of OGS contracts. All bidders are expected to cooperate in implementing this policy. OGS hereby establishes an overall goal of 30% for MWBE participation, 15% for Minority-Owned Business Enterprises ("MBE") participation and 15% for Women-Owned Business Enterprises ("WBE") participation (based on the current availability of qualified MBEs and WBEs). The

total contract goal can be obtained by utilizing any combination of MBE and/or WBE participation for subcontracting and supplies acquired under this Contract.

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 DC.Plans@ogs.ny.gov, or call (518) 474-0203.

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>

By *John D. Lewycky, Deputy Director*
OGS - Design & Construction Group

REPLACE CHILLER

Brookwood Secure Center
Claverack, Columbia County

Sealed bids for Project Nos. 45565-H, 45565-E, comprising separate contracts for HVAC Work and Electrical Work, Replace Chiller, Brookwood Secure Center, 419 Spook Rock Road, Claverack (Columbia County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Division of Contract Management, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Office of Children and Family Services, until 2:00 p.m. on Wednesday, December 6, 2017, 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 \$37,900 for H and \$17,000 for E.

All successful bidders 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 H and between \$100,000 and \$250,000 for E.

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 posting, on the OGS website, in a newspaper of general circulation, or in the Contract Reporter of written notice, advertisement or solicitation of offers through final award and approval of the contract by OGS D&C and the 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 Jessica Hoffman, Carl Ruppert and Pierre Alric in the Division of Contract Management, telephone (518) 474-0203, fax (518) 473-7862 and John Lewycky, Deputy Director, Design & Construction Group, 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 four-year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the 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://www.ogs.ny.gov/aboutOGS/regulations/defaultAdvisoryCouncil.html>

The substantial completion date for this project is May 1, 2018.

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 November 28, 2017 at Brookwood Secure Center, Maintenance Building, 419 Spook Rock Road, Claverack, 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 Daniel MacCormack (518) 822-1931.

Pursuant to New York State Executive Law Article 15-A and the rules and regulations promulgated thereunder, OGS is required to promote opportunities for the maximum feasible participation of New York State-certified Minority- and Women-owned Business Enterprises ("MWBEs") and the employment of minority group members and women in the performance of OGS contracts. All bidders are expected to cooperate in implementing this policy. OGS hereby establishes an overall goal of 30% for MWBE participation, 15% for Minority-Owned Business Enterprises ("MBE") participation and 15% for Women-Owned Business Enterprises ("WBE") participation (based on the current availability of qualified MBEs and WBEs). The total contract goal can be obtained by utilizing any combination of MBE and /or WBE participation for subcontracting and supplies acquired under this Contract.

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 DC.Plans@ogs.ny.gov, or call (518) 474-0203.

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>

By *John D. Lewyckyj, Deputy Director*
OGS - Design & Construction Group

NOTICE OF AVAILABILITY OF STATE AND FEDERAL FUNDS

New York Homes and Community Renewal
Housing Trust Fund Corporation
38-40 State St., 4th Fl. S
Albany, NY 12207

CITIES, TOWNS, VILLAGES, COUNTIES, HOUSING AUTHORITIES, HOUSING DEVELOPMENT FUND COMPANIES, NOT-FOR-PROFIT CORPORATIONS OR CHARITABLE ORGANIZATIONS

AHC Affordable Home Ownership Development Program (AHODP)

The New York State Affordable Housing Corporation (AHC) announces the availability of \$25,250,000 for its Affordable Home Ownership Development Program (AHODP) pursuant to the State budget for Fiscal Year 2016-2017.

PROGRAM DESCRIPTION

The Affordable Home Ownership Development Program (AHODP) is a State funded program administered by the New York State Affordable Housing Corporation's (AHC's) Office of Community Renewal (OCR). AHC's mission is to promote Home Ownership by persons of low- and moderate- income, which, in turn, fosters the development, stabilization and preservation of neighborhoods and communities throughout New York State.

AHC AHODP ELIGIBLE APPLICANTS

Eligible applicants include cities, towns, villages, and counties throughout New York State, housing authorities, housing development fund companies, and not-for-profit corporations or charitable organizations which have as one of their primary purposes the development and improvement of housing.

AHC AHODP ELIGIBLE ACTIVITIES

The AHODP provides funds for three project types:

- New construction of owner-occupied homes for sale, including one-to-four family homes, condominiums, cooperatives and the replacement of dilapidated mobile and manufactured homes with new Energy-Star manufactured homes or stick-built homes on homeowner-owned land.
- Acquisition/rehabilitation of owner-occupied homes for sale, including one-to-four family homes, condominiums and cooperatives.
- Home improvements to existing, owner-occupied one-to-four family homes, condominiums or cooperatives.

In the event the homes are to be located in a mixed-use structure, then any costs associated with the nonresidential uses are ineligible costs.

Proposals may not include more than one type of project. Individual proposals must be submitted for each project type. Eligible activities and owner-occupancy requirements are pursuant to the Program Regulations of the AHODP (please see the AHC Request for Proposals for details).

Special consideration will be given to Acquisition/Rehabilitation applications that involve SONYMA CRF properties. These applications will be accepted and awarded on a rolling basis as will any applications that are submitted through future programs announced under the Governor's Housing Plan.

2016-17 MAXIMUM FUNDING LIMITS

The maximum AHODP award is \$35,000 per unit except for high

cost areas where the maximum award is \$40,000 per unit. Additional information regarding high cost areas can be found at www.nyshcr.org/assets/documents/HighCostAreaTable.pdf. Due to limited funds, AHC may ask that projects requesting more than \$1,000,000 in grant funds be developed in phases.

AHC reserves the right to reject all proposals, to negotiate with applicants, recommend funding in an amount less than requested, conduct site visits, interview the applicant and development team, extend the submission deadline, and request additional information. AHC reserves the right to waive or modify any requirement contained in the Request for Proposals, subject to the applicable statutes and the Program Regulations.

APPLICATION FOR FUNDING

AHC AHODP Housing Resources Funding Opportunities for 2016-2017

The AHODP Application will be available on the NYS Homes and Community Renewal website at the following two locations on Wednesday, December 6, 2017: www.nyshcr.org/Funding/ and www.nyhomes.org/Municipalities/AHCGrants/RequestsforProposals.htm

Applications submitted for AHC funding available under this NOFA are due by Friday, January 26, 2018.

Applications for AHC Acquisition/Rehabilitation funding that also seek to assist properties through the SONYMA CRF or other future programs announced under the Governor's Housing Plan will be accepted and awarded on a rolling basis.

Applications are to be mailed or hand-delivered to: Dominic A. Martello, Vice President, New York State Affordable Housing Corporation, 641 Lexington Ave., 4th Fl., New York, NY 10022, ATTN: 2016-2017 AHC AHODP Housing Activities Application

MINORITY- AND WOMEN-OWNED BUSINESS ENTERPRISES (M/WBE) and Service-Disabled Veteran-Owned Businesses (SDVOB) COMPLIANCE

In accordance with Section 312 of Article 15-A and Article 17-B of the Executive Law, NYS Homes and Community Renewal requires contractors and awardees to make affirmative efforts to ensure that New York State certified Minority and Women Owned Business Enterprises and Service-Disabled Veteran-Owned Businesses (SDVOB) have opportunities for meaningful participation on projects awarded funding by the Housing Trust Fund Corporation and the Affordable Housing Corporation.

On October 1, 2014 Governor Andrew M. Cuomo announced that his Administration is increasing its goal for MWBE state contracting utilization to 30 percent, the highest such target for any state in the nation. You can read more about the Governor's announcement at <http://www.governor.ny.gov/press/10114-mwbe-contracting>.

The Service-Disabled Veteran-Owned Business Act, signed into law by Governor Andrew M. Cuomo on May 12, 2014, allows eligible Veteran business owners to get certified as a New York State Service-Disabled Veteran-Owned Business (SDVOB). To ensure continued progress toward the statewide SDVOB utilization, a goal of 6% has been established by New York State Executive Law Article 17-B. For an overview, please visit: <https://ogs.ny.gov/Veterans/default.asp>

Applicants must submit a preliminary Utilization Plan with their application, identifying a list of prospective MWBEs and SDVOBs for their project. The Utilization Plan can be found at <http://www.nyshcr.org/Forms/FairHousing/>.

Additional information regarding MWBE/SDVOB compliance for the Programs included in this NOFA can be found at:

<http://www.nyshcr.org/AboutUs/Offices/FairHousing/MWBE/NYSHCR-MWBE-Program-for-Not-For-ProfitOrganizations.pdf>

<http://www.nyshcr.org/AboutUs/Offices/FairHousing/MWBE/NYSHCR-MWBE-Program-for-Not-For-Profit-Script.pdf>

NEW YORK STATE GRANTS GATEWAY PREQUALIFICATION

The New York State Grants Gateway is a statewide effort that will improve the way the State administers grants by simplifying and streamlining the grants management process.

Effective August 1, 2014, not-for-profit organizations must be prequalified to do business with New York State. To prequalify, not-for-profit organizations must submit an online Prequalification Application through the Grants Gateway. The Prequalification Application is comprised of five components to gauge your organizational structure and the types of services you provide. The required forms and document uploads are all part of the Grants Gateway Document Vault. Resources to complete the application and associated document vault can be found in the Quick Links Section of the Grants Gateway page at <http://grantsreform.ny.gov/>.

Prequalification is designed as a way for not-for-profits to interact more directly with State agencies before they compete for State contracts, enabling them to make adjustments and answer concerns prior to entering a competitive bid process. Once they have been prequalified, multiple State agencies will have ready access to the prequalification materials, eliminating redundant submissions of such information by the vendor. Not-for-profits will only have to formally prequalify every 3 years, with the responsibility to keep their information current throughout the 3-year period.

PLEASE NOTE: Not-for-Profit applicants that are not prequalified through the New York State Grants Gateway by the application deadline of Friday, January 26, 2018, will not be eligible to receive funds, and any applications submitted to OCR will be deemed ineligible for review and consideration.

CONTACT INFORMATION

For inquiries and technical assistance regarding AHC's AHODP, please contact: New York State Homes and Community Renewal, New York State Affordable Housing Corporation, 641 Lexington Ave., 4th Fl., New York, NY 10022, (212) 872-0438

Division of Homeland Security and Emergency Services

1220 Washington Ave.
State Campus, Bldg. 7A
Albany, NY 12242

ELIGIBLE NONPROFIT ORGANIZATIONS LOCATED WITHIN NEW YORK STATE

State Fiscal Year 2017-18 Securing Communities Against Hate Crime (SCAHC)

Description:

Request for Applications (RFA) will be accepted for State funding made available by Governor Andrew Cuomo and administered by the NYS Division of Homeland Security and Emergency Services (DHSES). Each Applicant may apply for up to \$50,000 per facility, eligible organizations may submit up to three applications for a maximum total request of up to \$150,000 allowed per organization. There is a total of \$25 million Statewide in funding available under this grant program and funds will be awarded competitively based on the submission of applications by eligible nonprofit organizations located within New York State.

Funding will be awarded to support safety and security activities to non-profit nonpublic schools, non-profit daycare centers including those housed in community centers and non-profit cultural museums

as described under section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from tax under section 501(a) of such Code that are at high risk of a hate crime due to their ideology, beliefs, or mission and are located within New York State. The program seeks to provide safety and security measures for these organizations to assist in mitigating risk/vulnerabilities as identified in their application.

Applications will be accepted until December 18, 2017 at 4:00 p.m. through the New York State Division of Homeland Security and Emergency Services' (DHSES) electronic grants management system (E-Grants).

The RFA and other required documents can be found at: <http://www.dhSES.ny.gov/grants/nonprofit/hate-crimes.cfm>

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 Town of Louisville

The Town of Louisville is soliciting proposals from administrative service agencies, trustees, and financial organizations for services in connection with a Deferred Compensation Plan that will meet 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: Joanne Cameron, Town Clerk, 14810 State Highway 37, Massena, NY 13662.

All proposals must be submitted not later than 30 days from the date of publication in the New York State Register by 4:00 p.m.

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 October 31, 2017. This notice is published pursuant to Section 109 of the Retirement and Social 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.

Dick, Jasin P - Franklinville, NY
Marlow, Jeffrey J - Malone, NY
Mc Gregor, Scott A - Canton, NY
Meekins, Melissa E - Bronx, NY
Morvai, Charles E - Wallkill, NY
Proper, Anthony J - Athens, NY
Snyder, Raymond P - North Bangor, NY
Valenti, Brian P - Angola, NY
Wieczorek, Jacob A - Weedsport, NY

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 October 31, 2017. 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.

Abdella, Seida - Buffalo, NY
Adamczak, William L - Scotia, NY
Adams, Niyree K - Albany, NY
Agans, Randy W - Jacksonville, NC
Agovino, Giuseppina - Katonah, NY
Aguero, Alberto - Montauk, NY

Aguilar,Elsie - Stony Point, NY
Aiello,Amanda R - Pomona, NY
Al Rashidy,Hula A - Buffalo, NY
Albino,Elizabeth Anne - Germantown, NY
Alexander,Cindy M - Redford, NY
Alferi,Patricia A - Ronkonkoma, NY
Allen,Michael C - East Rochester, NY
Allison,Patrick J - Buffalo, NY
Alvarez,Joseph G - Melville, NY
Alvarez,Yonna M - Hyde Park, NY
Andenmatten,Austin C - Dix Hills, NY
Andreoli,Barton P - Halfmoon, NY
Aponte,Deyanira - Yonkers, NY
Aponte,Jelyse A - Schenectady, NY
Appenheimer,Rebecca L - Kenmore, NY
Appler,Lisa M - Milton, NY
Ardino,Mathew J - White Plains, NY
Arias,Jaime A - Bellerose, NY
Armitage,Scott L - Ovid, NY
Armlovich,Elaina M - E Aurora, NY
Arnold,Daniel R - Grand Island, NY
Arnold,Leah M - Manorville, NY
Asselta,Angela M - Stony Brook, NY
Augello,Steven J - Poughkeepsie, NY
Augustiniak,Gary M - Buffalo, NY
Ayers,Andrew M - Cortland, NY
Azmoun,Bijan - Centereach, NY
Babbit,Lydia M - E Northport, NY
Bailis,Hollie C - Sayville, NY
Bair,Anna E - Pearland,TX
Ball,Erich A - Baldwinsville, NY
Banks,David D - Flushing, NY
Barajas,Maribel - York,PA
Barbieri,Joanne C - Victorville,CA
Baron,Jason - Coram, NY
Barraca,Ricardo D - Westbury, NY
Barrie,Andrew S - Garrison, NY
Barrows,Jennifer Jo - Glens Falls, NY
Bartee,Brittany L - Rensselaer, NY
Batista-Escandon,Luisa V - Forest Hills, NY
Bazuro,John K - Floral Park, NY
Beadle,Keri L - North East,PA
Beavers,Benjamin J - Shortsville, NY
Belfield,James D - Waterville, NY
Belgard,Daniel J - Long Beach, NY
Bell,Mary J - Poland, NY
Bell,Nicole M - Buffalo, NY
Bell,Stephanie M - Boca Raton,FL
Bellis,Lisa A - Canandaigua, NY
Belonzi,Albert R - Medford, NY
Bennett,Melissa S - Clarksburg,NJ
Berkoski,Stephen G - Mount Sinai, NY
Bernal,Katherine A - Beaumont,TX
Besch,Andrew W - Elma, NY
Bettenhauser,Belinda M - Roslyn, NY
Better,Katherine A - Loudonville, NY
Bhagwandin,Melawattie - Central Islip, NY
Bishop,Jennifer K - Cutchogue, NY
Bissonette,Katie A - Stamford, NY
Bivins,Dezmon D - Niagara Falls, NY
Blackwell,Erin B - Cambridge,MA
Blanke,Deirdre L - West Sand Lake, NY
Blankson,Christine - Westbury, NY
Blessinger,Jacqueline-Kelley - Jensen Beach,FL
Block,Elaine L - Washington,DC
Block,Steven M - Wading River, NY
Boccio,Kristina L - Bay Shore, NY
Boisseau,Molly T - Albany, NY
Bolter,Nicholas J - Lake Katrine, NY
Bomgren,Justin M - Baldwinsville, NY
Bondzinski,Peter A - South Glens Falls, NY
Bonetto,Michael R - Orchard Park, NY
Booker,Donell D - Bay Shore, NY
Booker,Latoya - Buffalo, NY
Borawski,Taraja L - Schenectady, NY
Borraccia,Ellen C - Spencerport, NY
Bosco,Eric S - Liverpool, NY
Boshart,Philip H - Canajoharie, NY
Bourne,Ashley A - Waterloo, NY
Bowen,Alison M - Cheektowaga, NY
Boyd,Gregory D - Malta, NY
Boyer,John M - Rochester, NY
Bradley,Cleopatra - Jamaica, NY
Bradley,Sarah E - Niagara Falls, NY
Brandon,Marlo J - Troy, NY
Brantly,Kevin S - Rochester, NY
Brash,Michael L A - Albany, NY
Brennan,Martha C - Wysox,PA
Brett,Jason J - Holbrook, NY
Brock,Carole Rae - Huntington, NY
Brockway,John H - Lake Clear, NY
Brooks,Amanda L - Spencerport, NY
Brown,Eve - Central Islip, NY
Brown,Karen L - Albany, NY
Bryan,Julia M - Rotterdam, NY
Bueme,Natasha V - Orchard Park, NY
Burger,Otto C - Hubenot, NY
Burl,Austin J - West Chazy, NY
Burleigh,Jacob E - Chittenango, NY
Burns,Dawn M - Stanfordville, NY
Butler,Andre - Patchogue, NY
Butler,Jo Anne L - Warsaw, NY
Bybee,Jennifer L - Lewiston, NY
Cabrera,Erikka P - Middletown, NY
Caddigan,Beverley A - North Bay Village,FL
Cahill,Tara A - Pt Charlotte,FL
Callaham,Jacquish R - Buffalo, NY
Cameau,Marjorie - Spring Valley, NY
Cameron,Brian J - Rochester, NY
Campanelli,Daniel R - Wantagh, NY
Campbell,Audley D - Mount Vernon, NY
Campbell,Erica J - Sunnyside, NY
Campbell,Mitchell T - Watertown, NY
Cannella,Jessica - Sea Cliff, NY
Cannon,Nicole M - Troy, NY
Caouette,Rebecca L - E Greenbush, NY
Caraher,Jack R - Frankfort, NY
Caratozzolo,Lauren E - Seneca Falls, NY

Carbone,Amanda R - East Meadow, NY
 Carey,Joshua L - Cortlandt Mnr, NY
 Caringi,Teresa M - Rensselaer, NY
 Carlisle,Rianna M - Waverly, NY
 Carlson,Brandon G - Livingston Manor, NY
 Carlson,Mary E - Croton On Hudson, NY
 Carney,Nora A - Rochester, NY
 Carpino,Mary E - Ulster Park, NY
 Carr,Heather B - Albion, NY
 Carr,Renee E - Sanborn, NY
 Carroll Knight,Natasha R - Riverhead, NY
 Carroll,Michele - Grand Island, NY
 Carroll,Robert P - Lockport, NY
 Casellini,Peter W - San Diego,CA
 Casey,Zoe M - Long Beach, NY
 Cashin,Lorraine - Prt Washington, NY
 Cassidy,Jennifer L - Oakfield, NY
 Cassidy,Michael B - Okemos,MI
 Castro,Dora L - Brentwood, NY
 Cavalieri,Emily A - Alden, NY
 Chagaris,Neal - E Northport, NY
 Chang,Karen K - Brooklyn, NY
 Chapman,Amy R - New Paltz, NY
 Chappell,Samantha L - Clinton,CT
 Charles,Wesly - Huntington Station, NY
 Chavez,Shalene L - Endicott, NY
 Chen,Hsindy - Jamaica Plain,MA
 Cheung,Calvin - Hicksville, NY
 Cheung,Vania W - Hicksville, NY
 Chillianis,Jeanne-Marie - Bethpage, NY
 Chodkowski,Daniel E - Binghamton, NY
 Choi,Jeongmi - Buffalo, NY
 Christiansen,Thomas A - Poughkeepsie, NY
 Cirillo,Carol S - Smithtown, NY
 Cislak,Jacek - Depew, NY
 Clark,Alene M - Geneva, NY
 Clark,Jehlen U - Rochester, NY
 Clark,Jordan G - Branford,CT
 Clark,Kyle C - Watertown, NY
 Clark,Ryan J - Chapel Hill,NC
 Clarke,Dane C - Villa Rica,GA
 Claypoole,Joseph H - Lockport, NY
 Clemente,Shannon J - Pawling, NY
 Cleveland,Gregory L - Endicott, NY
 Clevenger,Fred G - Savannah, NY
 Cocca,Rachel A - Albany, NY
 Colbert,James R - Rochester, NY
 Coleman,Denise - Central Square, NY
 Coleman,Marjorie A - Poughkeepsie, NY
 Collins,Jennifer E - Jordanville, NY
 Colon,Hector A - Copiague, NY
 Commisso,Domenico A - Wantagh, NY
 Concepcion,Angel Luis - Brooklyn, NY
 Condon,Michael J - Loudonville, NY
 Connor,Laura A - New York, NY
 Connors-Whitford,Heather L - Ticonderoga, NY
 Conrad,Tyler A - Pompano Beach,FL
 Continanzi,Christina L - Staten Island, NY
 Contreras,Lucrecia - Atlanta,GA

Cook,Kristi A - Oneida, NY
 Coppola,Amanda J - Vero Beach,FL
 Corbett,Colleen E - Camillus, NY
 Cornacchio,Jessica L - Elm Heights, NY
 Cornell,Eric W - Marathon, NY
 Costa,Kory J - Delray Beach,FL
 Costello,Mary Grace - Lynbrook, NY
 Couse,Timothy J - Troy, NY
 Cowin,Gail M - Mechanicville, NY
 Crane,Eugene J - Newburgh, NY
 Crean,Sarah O - Brooklyn, NY
 Cristello,Michael N - San Diego,CA
 Cunningham,Andrew R - Delmar, NY
 Cuocolo,Christine M - New City, NY
 Curcurito,Anthony C - Albany, NY
 Da Silva,David A - Northport, NY
 Daguanno,Christopher A - Seaford, NY
 Dahlin,Sabrina E - Durham,NC
 Daily,Steven A - Clermont,FL
 Daly,Eileen M - Floral Park, NY
 Daly,Timothy W - Wantagh, NY
 Damian,Kimberly M - West Seneca, NY
 Daniels,Maria A - Wynantskill, NY
 Dankert,Jennifer C - Hurley, NY
 Danz,Dawn M - Altamont, NY
 Darcy,Kevin - Carmel, NY
 Darrh,Paula J - Brewerton, NY
 Davies,Mary P - Red Hook, NY
 Davis,Chantelle E - Lafargeville, NY
 Davis,Dana M - Buffalo, NY
 Davis,Jean M - Richfield Springs, NY
 Davis,Thomas L - Portsmouth,NH
 Davisson,Kathleen S - White Plains, NY
 Day,Adam T - Ilion, NY
 De Angelo,Dorian L - Northport, NY
 De Lorenzo,Crystal L - Schenectady, NY
 De Lyra,Jeanne Marie - Hauppauge, NY
 De Marco,Deborah L - Lake View, NY
 De Marco,Elizabeth J - Niagara Falls, NY
 De Pugh,Sheri N - Vestal, NY
 De Ruggiero,Bridget - Kerhonkson, NY
 De Vall,Darren R - Schenectady, NY
 Decker,Patrick A - Mohawk, NY
 Del Duca,Catherine E - Canandaigua, NY
 Del Valle,John E - Bronx, NY
 Delzotto,Joseph A - North Bellmore, NY
 Dembek,Matthew T - Ridge, NY
 Deschamps,Ana - Netcong,NJ
 Dever,Jesse A - Syracuse, NY
 Di Domenico,Ryan C - Bemus Point, NY
 Di Maggio,Mary E - Boston,MA
 Di Palma,Jeannie G - N White Plains, NY
 Diamond,Danielle - Syracuse, NY
 Dickerson,Allison L - Lewis, NY
 Dietrich,Jeffrey D - Lake Placid, NY
 Dillman,John R - Rochester, NY
 Dillon,Kathryn M - Hilton, NY
 Dillon,Shannon L - Clifton Park, NY
 Dillon,Timothy R - East Patchogue, NY

Dixon,Ebony S - Hempstead, NY
Dmowski,Nicole D - Lockport, NY
Dolly,Michael A - Herkimer, NY
Domingo,Jason - North Tonawanda, NY
Donegan,Mary A - Lima, NY
Dorsch,Sallie A - Highland Falls, NY
Dorsey,Renee E - Fayetteville,NC
Doshi,Rahul H - Dix Hills, NY
Dotzler,Timothy P - E Northport, NY
Dow,Eisha M - Albany, NY
Doyle,David B - Richburg,SC
Drake,Barbara J - Clinton, NY
Drake,Kalia M - Kingston, NY
Drastal,Meghan L - Skaneateles, NY
Dudley,Morgan S - Mayville, NY
Duffy,Michael S - Lynbrook, NY
Dunn,Kimberly J - Bronx, NY
Duso,William J - Lewis, NY
Dutton,Tyleisha A - Albany, NY
Earley,James A - Clifton Park, NY
Eason,Brian A - Bellport, NY
Eaton,Michelle M - Schenectady, NY
Edwards,Jason K - Geneva, NY
Edwards,Kyle T - Schenectady, NY
Einbeck,Karen M - Croghan, NY
Eisenstein,Matthew - Niskayuna, NY
Elie,Jude - Glen Cove, NY
Elkin,Michael J - Sandy Creek, NY
Elliott,Thomas P - Lindenhurst, NY
Emerson,Misty M - Bloomfield, NY
Englert,Jennifer D - Inverness,FL
Euston,Mountfort A - Lake Tapps,WA
Evans,Brian N - Binghamton, NY
Evans,Darryll K - Albany, NY
Fahy,Sean M - Eastchester, NY
Falcones,Jennifer M - Sunnyside, NY
Fantacone,Christopher T - Syracuse, NY
Fantacone,Joe R - Syracuse, NY
Farrell,Courtney F - Mount Kisco, NY
Feathers-Swan,Dorothy A - Medina, NY
Fedder,Andrew D - Poquott, NY
Feelings-Thomas,Shaakira J - Rochester, NY
Fenton,Madeline E - Old Forge, NY
Fernandes,Jennifer K - Port Jefferson Stat, NY
Ferrandino,Robert D - Hicksville, NY
Ferrari,Lorraine - Rochester, NY
Ferris,Autumn L - Dunkirk, NY
Ferris,Thomas F - Spencerport, NY
Fink,Christine M - Albany, NY
Fink,Lisa A - Hudson Falls, NY
Fischer,Deborah G - Plainview, NY
Fisk,Robert H - Cohoes, NY
Fitz Maurice,Dawn N - East Northport, NY
Fitzgerald,Bailey S - Niskayuna, NY
Fitzpatrick,Laura L - East Meadow, NY
Fitzsimons,Carly A - Commack, NY
Fletcher,Kayla J - Tupper Lake, NY
Flood,Charles F - Cohoes, NY
Flood,Michael J - West Babylon, NY
Florsch,Jarrold D - Gardiner, NY
Foggie,Kevin M - Bronx, NY
Forbes,Jhenelle T - Modesto,CA
Formanek,Joshua M - Deposit, NY
Foro,David L - Clermont,FL
Forte,Michael A - Attleboro,MA
Foster,Jevonnah M E - Ogdensburg, NY
Foster,Nieema A - Hempstead, NY
Fox,Martha D - Lake Wylie,SC
Franklin,Steven J - Patchogue, NY
Fratantonio,Tyler D - Hamburg, NY
Freeman,Cassandra L - Palm Bay,FL
Frolish,Amy M - Schuylerville, NY
Fruchter,Meghan E - East Meadow, NY
Fry,Brandy L - Brewerton, NY
Fullington,Dylan R - Herkimer, NY
Fultz,Tiffany M - Sterling, NY
Furness,Dortha J - Manlius, NY
Futia,Francesca M - Fredericksbrg,VA
Gage,Gregory D - Johnstown, NY
Gallivan,Brian K - Buffalo, NY
Garcia,Daniel L - Dulles,VA
Garcia,Jennifer - Westhampton Beach,
Garcia,John R - Oakdale, NY
Garrant,Latisha T - Charlottesville,VA
Garren,Cody A - Jay, NY
Garvey,Kenyetta N - Bronx,NJ
Gay,Marcy L - Red Creek, NY
Geraghty,Allison - West Babylon, NY
Gerth,David A - Albany, NY
Gery,Justine A - Hudson Falls, NY
Ghoshal,Pushpankur - Evans,GA
Giannios,Sonia - Rockaway Park, NY
Gigantone,Glynnis G - E Patchogue, NY
Gilbert,Joshua A - Mohawk, NY
Gilbertson,Nathan P - Norwalk,CT
Gillette,Karen A - Syracuse, NY
Gilley,Margaret E - Chemung, NY
Giovanniello,Raymond - East Rockaway, NY
Giron,Silvia M - Huntington Station, NY
Gladysz,James A - Wading River, NY
Golden,Rashida S - Binghamton, NY
Gonyea,Scott A - Ilion, NY
Gonzalez,Beatriz - Bay Shore, NY
Gonzalez,Jose H - Hicksville, NY
Goodine,William D - Ravena, NY
Gowanlock,Robert R - Franklinville, NY
Grigg,Alexandra K - Baldwinsville, NY
Grogan,Rebekah L - Brooklyn, NY
Grogan,Whitney M - Philadelphia,PA
Groschi,Alison J - Troy, NY
Grunke,Richard T - Sound Beach, NY
Gunther,Richard D - Rochester, NY
Gutierrez,Mery E - Freeport, NY
Habermehl,Lauren L - Lawtons, NY
Hadjioannou,Lukes A - Castleton, NY
Haider,Farah - New Hartford, NY
Hamilton,Mark W - Wantage,NJ
Han,Guangzhou - Plano,TX

Hannigan,Eugenia M - North Babylon, NY
 Hansen,Deborah L - Walden, NY
 Hargro,Marella J - Williamsville, NY
 Harlin,Lyndsay R - Blue Point, NY
 Harris,Ghaneyah N - Buffalo, NY
 Harte,Rawle A - Bronx, NY
 Hartman,Laura R - Alden, NY
 Harvey,Alimi B - Massapequa, NY
 Harwood,Daniel J - Waterford, NY
 Haslam,Donald Mark - Hampton Bays, NY
 Hassard,Korey A - Aberdeen,NC
 Hatt,Regina - Greenfield Park, NY
 Hauser,Philip J - Slingerlands, NY
 Heath,Spencer F - Herkimer, NY
 Hecker,Brooke E - Schenectady, NY
 Heftka,Christopher M - Grand Island, NY
 Hendrickson,Allan A - Medford, NY
 Henn,Stefanie K - Deer Park, NY
 Hennessy,Elisa A - East Greenbush, NY
 Herrin,Andrea E - Rensselaer, NY
 Herritage,John W - North Tonawanda, NY
 Herrmann,Margaret M - Northport, NY
 Heuer,Sarah E - Blue Point, NY
 Heyer,Ehren P - Homer, NY
 Hill,Thomas J - Harrison, NY
 Hodges,Jill - Peekskill, NY
 Hofmann,Ryan D - Medford, NY
 Hogle,Timothy L - Leroy, NY
 Holden,Aaron M - Newark Valley, NY
 Holland,Nicole M - Rochester, NY
 Hollister,Dawn M - Brockport, NY
 Holmes,Julien A - Central Islip, NY
 Holmes,Teresa L - Glendale,AZ
 Hopkins,William R - Camillas, NY
 Horbach,Jillian M - New City, NY
 Horowitz,Jason A - Farmingville, NY
 Horstmann,Craig O - Buffalo, NY
 Houck,Andrew J - Miller Place, NY
 Houlihan,Katelyn A - Yorktown Heights, NY
 Howe,Brad A - Little Falls, NY
 Hubbert,Carla J - Ballston Lake, NY
 Huetter,Adam R - Hunter, NY
 Huggins,Jennifer L - Silver Spring,MD
 Hughes,Leonard D - Hudson, NY
 Humphrey,Megan M - Middleburgh, NY
 Hunter,Daniel C - Schenevus, NY
 Hupe,Charles J - Albany, NY
 Hussain,Amber S - Conesus, NY
 Hutton,Ryan J - Chestertown, NY
 Ignacio,Alicia M - Highland Falls, NY
 Ingram,Brandon L - Evans Mills, NY
 Ingrassia,Victoria A - Cuddebackville, NY
 Irons,Michael - Nanuet, NY
 Irvine,Leslie - Washington,DC
 Jackson,Ronya R - Albany, NY
 Jacobs,Michael N - Merrick, NY
 Jaquish,Gabriel L - Moriah, NY
 Jaworski,Crystal L - Buffalo, NY
 Jimenez,Michelle - Schenectady, NY
 Jodoin,Mark D - Farmington, NY
 Johnson,Karishma A - Pulaski, NY
 Johnson,Matthew T - Oneonta, NY
 Johnson,Paul T - Lockport, NY
 Jones,Ellen M - Afton, NY
 Jones,Mandy J - Naples, NY
 Jones,Matthew C - Herkimer, NY
 Jurkiewicz,Elizabeth M - Syracuse, NY
 Kaczmarek,Fawn L M - Le Roy, NY
 Kambhatla,Siva K - Kansas City,KS
 Kane,Allison L - Stony Brook, NY
 Kane,Kevin L - Binghamton, NY
 Kavanagh,Kelly A - Hamburg, NY
 Keenan,William R - Watertown, NY
 Kellerhouse,Kimberlee K - Fairmont,WV
 Kells,Michelle D - Pittsford, NY
 Kennedy,Sean M - Delmar, NY
 Kenny,Matthew T - Rochester, NY
 Kerr,Douglas E - Schenectady, NY
 Kibler,Kimberly S - Warsaw, NY
 Kielar,Danielle F - Olean, NY
 Kimball,Andrea J - New Smyrna,FL
 King,Mary C - De Ruyter, NY
 Kinney,Mitchell S - Niagara Falls, NY
 Kirley,Amber R - Madison, NY
 Kirley,Sarah L - Madison, NY
 Kirsch,Jacob M - Monticello, NY
 Knoop,James D - Cheektowaga, NY
 Kopytowski,Corinne E - Rome, NY
 Kornblum,Maria P - Merrick, NY
 Kosek,Andrea N - Latham, NY
 Koulikov,Svetlana N - Spring Valley, NY
 Kovacs,Paul E - Trenton,NJ
 Kovel,Ryan H - Getzville, NY
 Kraus,Amy E - Stamford,CT
 Krause,Michelle G - Narrowsburg, NY
 Kruse,Richard W - Deer Park, NY
 Kuhn,Jill M - Midlothian,VA
 Kulinski,Cori L - Cleveland,OH
 Kutner,Dawn Marie - Seaford, NY
 La Barge,Clarence - Champlain, NY
 La Bombard,Skyler J - Albany, NY
 La Pierre,Robert R - Tupper Lake, NY
 La Pierre,Sarah R - Massena, NY
 La Porta,Christopher T - Tonawanda, NY
 La-Touche,Monique - Freeport, NY
 Lach,Steven M - Sloan, NY
 Laff,Steven M - Mount Kisco, NY
 Lafko,Nicholas J - West Seneca, NY
 Lafountain,Candis N - Peekskill, NY
 Lahai,Morie B - East Windsor,NJ
 Lambie,Kelly M - Pulaski, NY
 Landsberg,Adam J - Longboat Key,FL
 Lanzisera,Gina M - New York, NY
 Lasofsky,Michael J - Pomona, NY
 Laureano,Giovanni - Kew Gardens, NY
 Lauria,Matthew J - Babylon, NY
 Lastrup,Richard K - Lake George, NY
 Lavelle,Kristen J - Middle Island, NY

Lavey,Branden R - Fort Stewart,GA
Lavey,Meghan - Massapequa Park, NY
Lawrence,Jean M - Lake Luzerne, NY
Lawrence,Kara S - Marietta,GA
Leaskey,Eugene D - Salamanca, NY
Lee,Haeng Ja - Hicksville, NY
Lee,Tara J - Saratoga Spgs, NY
Lee,Ying-Lin - Clifton Park, NY
Lehmann,William T S - Calverton, NY
Leinoff,Craig A - Brooklyn, NY
Lennon,Jane E - Warwick, NY
Lenzo,Dominic S - Endicott, NY
Leonard,Daniel P - Pittsburgh,PA
Levkovich,Galina N - East Syracuse, NY
Levy,Sarah K - Pasadena,CA
Levy,Steven M - Huntington, NY
Lewin,Gregory A - Rochester, NY
Linch,Bernadette M - Buffalo, NY
Lizzio,Patricia M - Johnstown, NY
Llanos,Russell - Troy, NY
Lleras,Pascual - Brentwood, NY
Lo Presti,Andrew R - Norwich, NY
Lohr,Henry C - Oneida, NY
Lombardo,John A - Albany, NY
Longbine,David D - Orchard Park, NY
Lopez,Crystina M - Hamburg, NY
Lopez,Miguel A - Corona, NY
Lowery,Veronica A - Niagara Falls, NY
Lozada,Jennifer A - Geneva, NY
Lugo,Kathy A - Buffalo, NY
Lutynski,Frank - Binghamton, NY
Lynch,Kristina M - Stewart Manor, NY
Mac Donell,James D - Bayport, NY
Mack,Shayna N - Susquehanna,PA
Maczka,Robin L - Williamsville, NY
Maes,Brandon K - Port Huron,MI
Maier,James F - S Setauket, NY
Maldonado,Rebecca - Schenectady, NY
Malican,Matthew C - East Aurora, NY
Malin,Gina M - Cold Brook, NY
Malko,Mary Jane E - Oyster Bay, NY
Malkonian,Robert M - Latham, NY
Mancuso,Kyle A - West Henrietta, NY
Manning,Joshua K - Owego, NY
Manzer,Maryjo - Farmington, NY
Marcattili,Nicholas F - Pearl River, NY
Maria,Elisa A - Rockville Ctr, NY
Marino,Christine M - Oyster Bay, NY
Marrero,Doris M - Selden, NY
Marshall,Derek W - Cuyler, NY
Marshall,Tevin W - Rochester, NY
Marshall,Willisa M - Albany, NY
Martin,Andrea M - Portland,OR
Martin,Kevin R - Mayfield, NY
Martinez,Oksana - Jackson Heights, NY
Martinez,Rafael - Bronx, NY
Marvin,John J - Citrus Spgs,FL
Mason,Doran - Buffalo, NY
Mason,Emily F - Bay Shore, NY
Mastrianni,Joseph M - Boston,MA
Mauch,Allison L - Center Moriches, NY
Mauchly,Clark T - Geneva, NY
May,Joshua P - Cheektowaga, NY
Mayer,Leah C - Adrian,MI
Mc Cabe,Matthew R - Westbury, NY
Mc Cann-Cross,Donicha R - Hempstead, NY
Mc Carthy,Elizabeth A - Wynantskill, NY
Mc Carthy,John W - Saratoga Spgs, NY
Mc Carthy,Patrick J - Canandaigua, NY
Mc Carthy,Patrick J - Camillus, NY
Mc Cartin,Adam G - Port Jefferson Stat, NY
Mc Clenos,Andre - Albany, NY
Mc Commons,Jacob D - Queens Village, NY
Mc Cray,Elizabeth R - Elizabethtown, NY
Mc Daniel,Bernadette E - New Hartford, NY
Mc Enroe,Nicola A - Oneonta, NY
Mc Evoy-Riley,Jennifer - Wappingers Falls, NY
Mc Evoy,Sarah L - Newport, NY
Mc Gee,Jo Ann - Schenectady, NY
Mc Gee,Mallory E - Bronx, NY
Mc Govern,Jessica R - Mclean,TX
Mc Guckin,James A - West Sayville, NY
Mc Keon,Caroline M - Massapequa Park, NY
Mc Kiernan,Ethan M - Port Henry, NY
Mc Knight,Scott James - Castleton On Hudson, NY
Mc Laughlin,Daniel P - Avon, NY
Mc Laughlin,Lynette - Johnson City, NY
Mc Lean,Carmen O - Jamaica, NY
Mc Manamay,Joleen - Weedsport, NY
Mc Millen,Jason A - Schenectady, NY
Mc Quade,Colleen D - Niagara Falls, NY
Mcilwain,Crystal L - Newark, NY
Meade,Michelle A - Liberty, NY
Mellor,Cynthia C - Caledonia, NY
Melo,Andres - Long Beach, NY
Melsom,Sydney C - Troy, NY
Merritt,Charissa J - Fulton, NY
Merry,Andrew M - Monroe, NY
Messura,Gina M - Albion, NY
Meyre,Brenda L - Saratoga Spgs, NY
Michelitsch,Catherine J - Otego, NY
Miller,Deborah - Orrum,NC
Miller,Judith K - Victor, NY
Miller,Katie A - Albany, NY
Miller,Regan J - Herkimer, NY
Miller,Stacy L - Gloversville, NY
Mills,Natalie M - Bay Shore, NY
Mirell,Martin C - Brooklyn, NY
Mitchell,Harry T - Summerville,SC
Mitchell,Steven P - Port Jeff Sta, NY
Molinari,Sara E - Oswego, NY
Molle,Michael A - Redding,CT
Montalbano,Joseph A - Port Jeff Sta, NY
Montgomery,Evelyn L - Broome, NY
Montiel,Miguel - Huntington Station, NY
Moore,Kirstene L - Smyrna,GA
Moppert,Kevin M - Conklin, NY
Moquin,Samuel R - Schenectady, NY

Mordan-Mc Combs,Sarah E - Greenwood,IN
 Moreland,Parish D - Dunkirk, NY
 Morelli,Jennifer L - Pomona, NY
 Moreno-Boles,Edui D - Huntington Station, NY
 Morgan,Rhonda G - Fair Lawn,NJ
 Morris,Caroline - Delmar, NY
 Morton,Somer N - Sidney, NY
 Moses,Joan Y - Brooklyn, NY
 Mosher,Kayla M - Mohawk, NY
 Mosqueda,Joseph M - Yonkers, NY
 Motley,Michael Peter - North Merrick, NY
 Moye,Myela J - Buffalo, NY
 Moyer,Elijah J - Ithaca, NY
 Mrozek,Morgan L - N Collins, NY
 Muehlbauer,Brian P - East Amherst, NY
 Mulhern,Bess E - Feura Bush, NY
 Mullin,Heidi E - Gansevoort, NY
 Mullins,Kristine - Cortlandt, NY
 Murphy,Jacob T - Baldwinsville, NY
 Murphy,Phillip C - Freeport, NY
 Murray,Fiona F - Saratoga Spgs, NY
 Murray,Matthew L - Colonie, NY
 Musolino,Evan S - West Sand Lake, NY
 Narrow-Lapoint,Sara L - Potsdam, NY
 Nasrollahi,Joshua S - Greenwood,SC
 Natale,Alexandra - Bayville, NY
 Ndushabandi,Yohana B - Rochester, NY
 Neal,Elizabeth A - Woodbridge,VA
 Negro,Jessica M - Tuckahoe, NY
 Nicolette,Lauren E - Culver City,CA
 Nieminski,Joseph H - Esperance, NY
 Noll,Doreen M - Massapequa, NY
 Noll,Edward J - Manorville, NY
 Northrop,Alexander T - Savona, NY
 Northrop,Christine A - Buffalo, NY
 Norton,Christopher D - Wyoming, NY
 Norton,Pamela E - Camillus, NY
 Nugent,Justin D - Candor, NY
 Nunweiler,Joseph C - Springville, NY
 O'Connell,Owen J - Rosendale, NY
 O'Donnell,Philip D - Herkimer, NY
 O'Dowd,Thomas M - Riverhead, NY
 O'Mara,Marisa G - Cortland, NY
 O'Neill,Kevin J - Bellmore, NY
 Oaks,Monica M - Cortland, NY
 Ochs,Adam F - South Salem, NY
 Olgin,Joseph F - Lyons, NY
 Olson,Diana L - Great Valley, NY
 Olson,Kevin S - Saugerties, NY
 Olson,Rachel M - Mohawk, NY
 Onolfo,Joe E - Merrick, NY
 Orel,Thomas P - Larned,KS
 Ortiz,Derek J - Glen Cove, NY
 Osterhout,Tammy J - Berlin, NY
 Outman,Alan M - Binghamton, NY
 Paige,Amanda C - East Pembroke, NY
 Palmer,Becky A - Sarasota,FL
 Palome,Janine M - Rensselaer, NY
 Palumbo,Andrea L - Cheektowaga, NY
 Panichi,Jennifer M - Troy, NY
 Pantano,Dorothy M - North Salem, NY
 Papetti,Daytona J - Long Beach, NY
 Parker,Kristina L - Fairport, NY
 Parrotte,Kenneth D - Watkins Glen, NY
 Passalacqua,Vito J - Elmont, NY
 Pattington,Laurie E - Newfield, NY
 Paulick,Melissa M - Buffalo, NY
 Pawlukovich,Kevin D - North Tonawanda, NY
 Pearce,Emmalee K - Wilson, NY
 Peart,William P - Jamaica, NY
 Pease,Bradley J - Wilson, NY
 Pendleton,Caros R - Medford, NY
 Peragine,Tylor D - Ballston Spa, NY
 Peralta,Danya M - W Haverstraw, NY
 Peterson,Melissa A - Washington,DC
 Pethic,Emily L - Portland,OR
 Petrashune,Maxwell J - Dannemora, NY
 Petrone,Leonard C - Yaphank, NY
 Petrosky,Mario A - Depew, NY
 Phelan,Michael P - Binghamton, NY
 Phelix,Deana L - Winthrop, NY
 Phillips,Kery M - New York, NY
 Picos,Melinda V - Fishkill, NY
 Picos,Michael J - Fishkill, NY
 Pignoni,Francesca - Syracuse, NY
 Pisotti,Lucian J - Lake Ronkonkoma, NY
 Pitzeruse,John M - Mooresville,NC
 Plant,Brandy R - Canajoharie, NY
 Plants,Sarah D - Hamburg, NY
 Plath-Kelly,Virginia - Rye, NY
 Plourde-Cole,Haley I - New York, NY
 Pohl-Moore,Tabitha J - Wallingford,VT
 Pohlig,Dana L - Herkimer, NY
 Pokorny,Joseph R - Northport, NY
 Poole,Brian N - Lackawanna, NY
 Poole,Kimberly J - Buffalo, NY
 Porter,Kareem O - Freeport, NY
 Presti,Derek S - Austin,TX
 Prezorski,Nathaniel L - Cobleskill, NY
 Prokopienko,Esther M - San Leandro,CA
 Pucila,Jonathan - Mount Kisco, NY
 Purvines,Jackie S - Lowville, NY
 Quarrier,Scott O - Rochester, NY
 Quinn,Kaitlyn M - Mahopac, NY
 Quinn,Tina M - Middlesex, NY
 Rampell,Justin R - Selden, NY
 Ranieri,Jill C - Center Moriches, NY
 Raniewicz,Andrew J - Horseheads, NY
 Raschella,Nunziata - Poughkeepsie, NY
 Rasi,Jaelyn M - Schoharie, NY
 Ray,Angel M - Jacksonville,NC
 Razis,Laurie M - N Lawrence, NY
 Reader,David J - Parish, NY
 Rehor,Michael D - Williamson, NY
 Reisch,Jacob F - Geneva, NY
 Revello,Douglas R - Great River, NY
 Reynolds,Samantha J - Farmington, NY
 Rhody,Charles C - Ithaca, NY

Rice,Lynn M - Penfield, NY
Rich,Emily A - Gansevoort, NY
Richardson,Linwood E - Freeport, NY
Rinehart,Dean M - Arlington,VA
Ritzenthaler,Christopher J - Scottsville, NY
Rivera,Madeline - Rochester, NY
Rizo,Cesar A - Brooklyn, NY
Robbiano,Sarah P - Schenectady, NY
Roche-Dean,Maria V - Whitesboro, NY
Rockefeller,Steven R - Gansevoort, NY
Rodriguez,Catherine - Shirley, NY
Rodriguez,Kelvin - Bronx, NY
Rodriguez,Laura - Jackson Heights, NY
Roeder,Jeffrey M - Vly Cottage, NY
Romeo,Rebecca H - Vermontville, NY
Romero,Jefferson - New Rochelle, NY
Rorick,Jacob D - Waverly, NY
Rosa,Kimberly M - New York, NY
Rosario,Angelina - Smithtown, NY
Rosenblatt,Edelyn - Scotch Plains,NJ
Rosner,Alexander W - Canton,GA
Ross,Kenneth T - Babylon, NY
Roth,Allyson L - Angola, NY
Rowell,Lauren E - Hamburg, NY
Rozell,Courtney E - Horseheads, NY
Ruderman,Jacob L - Albany, NY
Rumschik,Linda S - Buffalo, NY
Russell,Emily - Washington,DC
Russell,Emily A - Endicott, NY
Ryan,Sean H - Poughkeepsie, NY
Rymer,Jhonathan - Spanaway,WA
Sacco,Richard T - Massapequa, NY
Salamida,Michael J - Watervliet, NY
Salamone,Brad A - Warsaw, NY
Salmaggi,Robert I - Hampton Bays, NY
Salo,Madeleine C - West Winfield, NY
Samad,Mahammed A - Glen Oaks, NY
San George,Marilynn - Mahwah,NJ
Sanchez,Jasmin - New York, NY
Sanford,Sarah A - Savona, NY
Santangelo,Nicole L - Cuba, NY
Santerre,Rosalie - New Paltz, NY
Santor,Jonathan G - Plattsburgh, NY
Sarandis,Daniel E - Deposit, NY
Scharett,Timothy C - Ilion, NY
Schick,Anthony M - White Lake, NY
Schiefen,Joseph W - Horseheads, NY
Schimizzi,Kyle A - Farmington, NY
Schmidt,Jeffrey R - Manlius, NY
Schnupf,Udo - Peoria,IL
Schober,Nicole M - Centereach, NY
Schroeder,Mallory A - Massapequa, NY
Schroeder,Mark R - Caledonia, NY
Schultz,Jessica L - Tucson,AZ
Schuster,William M - Livonia, NY
Schwartz,Nicholas J - Prt Jeff Sta, NY
Scully,Casey E - Greenlawn, NY
Secor,Paul S - Selkirk, NY
Seiberg,Matthew T - Randolph, NY
Selyuzhitskiy,Lilia - Utica, NY
Senese,Adam J - Patchogue, NY
Serino,Adam M - Hyde Park, NY
Seward-Lopez,Antane C - Rochester, NY
Shainman,Lee - Spring Hill,FL
Shanley,Matthew M - Saugerties, NY
Sheerin,Matthew J - Johnson City, NY
Sheldon,Kevin M - Latham, NY
Shenn,Elizabeth A - Jackson,NJ
Sheppard,Tashika L - Buffalo, NY
Sherwood,Savana L - Salisbury Center, NY
Shurtliff,William J - Central Square, NY
Siegrist,Jean E - Windsor, NY
Silvestro,Christine M - Southold, NY
Simon,Marianne - Gansevoort, NY
Sinon,Bamidaaye B - Ithaca, NY
Slaiman,Elizabeth M - Lewiston, NY
Slate,Joseph C - Adams Center, NY
Sloat,James A - Cortlandt Mnr, NY
Slywiak,Eric E - Auburn, NY
Smith,Alexander N - Southampton, NY
Smith,Beverly D - Saint Louis,MO
Smith,Darius D - Buffalo, NY
Smith,Jacob L - Albion, NY
Smith,John A - Batavia, NY
Smith,Kristen N - Albion, NY
Smith,Thomas H - Cutchogue, NY
Smith,Tonya M - Buffalo, NY
Snyder,Erin L - Syracuse, NY
Snyder,Hollie L - Canastota, NY
Somoza,Rafael Enrique - Jackson Hts, NY
Soto-Sitiriche,Geraldine - Homosassa,FL
Southworth,Joshua E - Northville, NY
Sovern,Mathew L - Athens, NY
Spiak,Philip J - Schenectady, NY
Spikes,Aquila E - Ridge, NY
Spor,Andi M - Mount Vision, NY
Squadrito,Keri Anne - Troy, NY
Stanco,Nancy N - Brooklyn, NY
Stanga,Annemarie - Bellerose, NY
Steenberge,Kyle R - Pittsford, NY
Steinhauer,Holden A - East Setauket, NY
Stevens,Megan M - Minot Afb,ND
Stewart,Grace M - Centereach, NY
Stickles,Heather M - Roseboom, NY
Stone,Caitlin E - Williamsville, NY
Stratton,Mackenzie M - Bath, NY
Sukhdeo,Audrey A - Amityville, NY
Sullivan,Michael T - Wantagh, NY
Sullivan,Veronica - Cresskill,NJ
Sundberg,Peter V - Rochester, NY
Szymanska,Aleksandra - Latham, NY
Tavares,Priscilla R - Virginia Beach,VA
Taylor,Aaron R - Lockport, NY
Teaven,Elizabeth J - Lyndonville, NY
Tellinghuisen,Tammara A - Jamestown, NY
Thorsen,Elise S - E Hampton, NY
Tiliakos,John - Astoria, NY
Tillman,Tolbert B - White Plains, NY

Tomiyama, Glenn H - Aiea, HI
 Torres, Justin R - Beaverdam, VA
 Tracy, Richard A - Auburn, NY
 Trashansky, Nathaniel Y - Babylon, NY
 Trela, Philip A - Rome, NY
 Trepiccione, Kaitlyn - Medford, NY
 Trethaway, Zachary W - Cohoes, NY
 Triglia, Vitaliy D - Wantagh, NY
 Trinidad, Alfred V - Merrick, NY
 Tripple, Amanda I - Killeen, TX
 Trombley, Christina L - Ausable Forks, NY
 Tucker, Adam R - Glens Falls, NY
 Tucker, Emily S - Hornell, NY
 Udoh, Asuno E - Jamaica, NY
 Underwood, Jurdina M - Walworth, NY
 Utzig, Robert K - Buffalo, NY
 Van Buren, Cynthia A - Clarence Center, NY
 Vargas Garcia, Bienvenido - Bronx, NY
 Vaughan, Tamika E - Bronx, NY
 Velarde, Michael D - Kenmore, NY
 Velasquez, Marcus - Brentwood, NY
 Velasquez, Secundino - Huntington Station, NY
 Velic, Sabrina - Niceville, FL
 Veneron, Christina H - Rochester, NY
 Vente, Nicole M - Redwood City, CA
 Verone, Victoria A - East Syracuse, NY
 Vila, Ricardo J - Hempstead, NY
 Villa, Adriana A - Fort Pierce, FL
 Villalba, Lynne M - Lake Ronkonkoma, NY
 Vincent, Krista L - Watertown, NY
 Vrdoljak, Maktilda - Rochester, NY
 Wachter, Amanda K - Dunkirk, NY
 Wagner, Clifford G - Saranac Lake, NY
 Wagner, Timothy C - Greenfield Center, NY
 Waite, Aubree K - Massena, NY
 Wald, Donna M - Easton, PA
 Walker, Corey R - Watertown, NY
 Walsh, Kristin E - Batavia, NY
 Walsh, Thomas P - Smithtown, NY
 Walter, Jacqueline - Hamburg, NY
 Warren, David N - Watertown, NY
 Warren, Lisa A - Schodack Landing, NY
 Waszak, Jacob L - Eden, NY
 Watch, Tasha M - Liberty, NY
 Waters, Kadriss M - Troy, NY
 Watkins, Dion A - Buffalo, NY
 Watson, Anthony T - Brooklyn, NY
 Watson, Ronald - Rochester, NY
 Weafer, Christine E - Watervliet, NY
 Weaver, Todd E - Batavia, NY
 Weinkauff, Erin J - Clinton, NY
 Welikson, Melissa S - Oceanside, NY
 Weller, Danielle M - Adams Center, NY
 Wells, Adam M - Schenectady, NY
 Wheaton, Jessica A - Orchard Park, NY
 Wheeler, Carol A - Lake Forest, CA
 Wheeler, Rachael L - Troy, NY
 White, Dana W - S Kortright, NY
 White, Deirdre A - East Islip, NY

White, Jennifer M - New Hartford, NY
 White, Karen L - Auburn, NY
 White, Rebecca L - Depew, NY
 White, William D - Axton, VA
 Whitley, Jalisa N - Takoma Park, MD
 Wilbur, Dolores M - Delhi, NY
 Wilcox, Nicole R - Rochester, NY
 Williams, Andrew M - East Greenbush, NY
 Williams, Beverly F - Buffalo, NY
 Williams, James W - Jamaica, NY
 Williams, Janet - Yonkers, NY
 Wilson, Elizabeth M - Walden, NY
 Wilson, Megan N - Newark, NY
 Wilson, Robert M - East Islip, NY
 Wilson, Shakiera R - Long Beach, NY
 Winslow, Aubrey D - Syracuse, NY
 Witt, Lanette - Buffalo, NY
 Wixson, Gregory S - Horseheads, NY
 Wnek, Steven E - Bellport, NY
 Wolffe, Richard L - Bay Shore, NY
 Wood, Candace J - Catskill, NY
 Woodward, Michele L - Bedford Hills, NY
 Woolson, Mara L - Fulton, NY
 Worthy, Sheila E - Buffalo, NY
 Wright, Courtney E - Ilion, NY
 Wright, Matthew D - East Amherst, NY
 Wright, Michael E - Yonkers, NY
 Wright, Thomas B - West Babylon, NY
 Wunder, Zachary K - Newark, NY
 Yancigay, John V - East Islip, NY
 Young, Brian S - Cazenovia, NY
 Young, James H - East Greenbush, NY
 Young, La-Shawna A - Peekskill, NY
 Young, Paul J - Albany, NY
 Youssef, Amr A - Morganville, NJ
 Yoworski, Joan M - St Johnsville, NY
 Zapolska, Justyne M - Woodside, NY
 Zawacki, Allison M - Hampshire, IL
 Zay, Sean T - Sag Harbor, NY
 Zayec, John - Wantagh, NY
 Zembrzuski, Deanna C - Poland, NY
 Zhang, Bo - Edison, NJ
 Zhang, Yi - Guilderland Center, NY
 Zolnik, Christine P - Pleasant Valley, NY

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 October 31, 2017. 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.

Geraci, Antonio - Rochester, NY

Whiffen, Jonathan R - Oswego, NY

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

PUBLIC NOTICE

Department of State

F-2017-0841

Date of Issuance – December 6, 2017

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, Albany, New York.

In F-2017-0841, Suffolk County Parks Department is proposing the Indian Island Living Shoreline Project at Indian Island County Park in the Town of Riverhead, Suffolk County. The applicant proposes to create natural and nature-based features (NNBF) within Flanders Bay by constructing three segmented emergent rock sills, marsh habitat restoration consisting of beach nourishment fill planted with wetland vegetation, and bluff stabilization consisting of an upland cantilevered bulkhead covered with fill and planted with beach grass.

The applicant's consistency certification and supporting information are also available at: http://www.dos.ny.gov/opd/programs/pdfs/Consistency/F-2017-0841_PermitApplication.pdf

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, December 6, 2017.

Comments should be addressed to the Consistency Review Unit, Department of State, Office of Planning, Development & Community Infrastructure, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-6000; Fax (518) 473-2464. Electronic submissions can be made by email at: CR@dos.ny.gov.

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

PUBLIC NOTICE

Department of State

The New York State Real Estate Board will hold an open board meeting on December 11, 2017 at 2:00 p.m. at Department of State, 99 Washington Ave., Rm. 505, Albany; 123 William St., Rm. 231, New York City; and, 276 Waring Rd., Rochester. The Board will hold a public hearing on general real estate issues immediately following the board meeting at the same locations.

Should you require further information, please contact: Adaiha Murdock at Adaiha.Murdock@dos.ny.gov or 518-408-4750

PUBLIC NOTICE

Village of Suffern, NY

The Village of Suffern is soliciting proposals from Administrative Service Agencies, Trustees, and Financial Organizations for services in connection with a Deferred Compensation Plan that will meet 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 at <http://suffernny.gov> or by contacting Michael A. Genito, Treasurer, sufferntreasurer@suffernvillage.com.

All proposals must be submitted not later than 30 days from the date of publication in the New York State Register.

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 Tollisen, Building Standards And Codes, Department of State, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-4073 to make appropriate arrangements.

Variance Petition 2017-0420. The New York State Department of State will hold a meeting of the Long Island Regional Board of Review on Tuesday, December 12, 2017 regarding petition number 2017-0420; seeking relief from portions of the Uniform Fire Prevention and Building Code for the Grand Central Street Station along the Lexington Avenue subway line. The meeting will be held at the Department of State's Regional Office at the Perry B. Duryea III State Office Building, 250 Veterans Memorial Highway, Hauppauge, NY 11788.