REGISTER REWYORK STATE

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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 60 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 45 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 60 days after publication of the notice, and comments must be accepted for at least 5 days after the last required hearing. When the public comment period ends on a Saturday, Sunday or legal holiday, agencies must accept comment through the close of business on the next succeeding workday.

For notices published in this issue:

- the 60-day period expires on December 26, 2021
- the 45-day period expires on December 11, 2021
- the 30-day period expires on November 26, 2021

KATHY HOCHUL **GOVERNOR**

ROSSANA ROSADO SECRETARY OF STATE

NEW YORK STATE DEPARTMENT OF STATE

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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 60-day public comment period after publication in the *Register* of every Notice of Proposed Rule Making, and a 45-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

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KEY: (P) Proposal; (RP) Revised Proposal; (E) Emergency; (EP) Emergency and Proposal; (A) Adoption; (AA) Amended Adoption; (W) Withdrawal

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

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RULE MAKING **ACTIVITIES**

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AAM -the abbreviation to identify the adopting agency

-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**

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Standards for the Reimbursement and Participation in the Medical Assistance Program

I.D. No. ASA-43-21-00001-P

Proposed Action: Repeal of Part 841; addition of new Part 841 to Title 14 NYCRR. This rule is proposed pursuant to SAPA section 207(3), 5-Year Review of Existing Rules.

Statutory authority: Mental Hygiene Law, sections 19.07(e), 19.09(b), 19.40, 32.01, 32.07(a), 43.01, 43.02; Social Services Law, section 364; Executive Law, art. 15, part 86-8

Subject: Standards for the reimbursement and participation in the Medical Assistance Program.

Purpose: Update language and conform to current State Plan Amendment. Text of proposed rule: Repeal and replace 14 NYCRR Part 841:

Medical Assistance For Addiction Services

Section 841.1 Background and intent.

(a) The purpose of this Part is to establish standards for reimbursement and participation in the Medical Assistance Program, as authorized by title 11 of article 5 of the Social Services Law, for services provided by addiction services providers certified or co-certified by the Office. This Part does not apply to programs dually licensed by Article 28 of the public health law and Article 32 of the mental hygiene law.

(b) The payments determined under the standards and methods established by this Part are intended to be reasonable and adequate to meet the costs that must be incurred by efficiently and economically operated programs in order to provide addiction services in conformity with applicable State and Federal laws, regulations and safety standards.

841.2 Legal basis.

(a) Section 19.07(e) of the Mental Hygiene Law authorizes the Commissioner to adopt standards including necessary rules and regulations pertaining to addiction services.

(b) Section 19.09(b) of the Mental Hygiene Law authorizes the Commissioner to adopt regulations necessary and proper to implement any

matter under their jurisdiction.
(c) Section 32.01 of the Mental Hygiene Law authorizes the Commissioner to adopt any regulation reasonably necessary to implement and effectively exercise the powers and perform the duties conferred by Article 32 of the Mental Hygiene Law.

(d) Section 32.07(a) of the Mental Hygiene Law authorizes the Commissioner to adopt regulations to effectuate the provisions and purposes of

Article 32 of the Mental Hygiene Law.

- (e) Sections 43.01 and 43.02 of the Mental Hygiene Law grant the Commissioner the power and responsibility to adopt regulations that are necessary and proper to implement matters under his/her jurisdiction and to establish standards and methods of payment made by government agen-cies pursuant to title 11 of article 5 of the Social Services Law for eligible addiction services certified by the Office.
- (f) Section 364 of the Social Services Law provides that each office within the Department of Mental Hygiene shall be responsible for establishing and maintaining standards for medical care and services in institutions serving Medicaid patients.
- (g) Pursuant to section 23 of Part C of chapter 58 of the laws of 2009, the Commissioner is authorized, with the approval of the Commissioner of Health and the Director of the Budget, to promulgate regulations pursuant to Article 32 of the Mental Hygiene Law utilizing the Ambulatory Patient Group (APG) methodology for the purpose of establishing standards and methods of payments made by government agencies pursuant to title 11 of article 5 of the Social Services Law for addiction services otherwise subject to the provisions of this Part.

(h) Article 15 of the executive law defines the protected classes included in the state human rights law.

(i) Title 10 of the New York Code of Rules and Regulations Part 86-8 defines reporting and rate certifications for outpatient services ambulatory patient group.

841.3 Applicability.

This Part is applicable to any eligible provider as defined herein and as certified, approved or otherwise authorized pursuant to this Title.

841.4 Definitions.

- (a) "Medicaid program" shall mean the medical assistance program, under Title XIX of the federal Social Security Act, in accordance with a state plan approved by the United States Department of Health and Human Services.
- (b) "Eligible provider" shall operate an addiction services program and shall be approved by the single state agency to provide services and operate as a Medicaid provider; and is one of the following:

(1) a substance use disorder withdrawal and stabilization services program which is certified under Part 816 of this Title; or

- (2) a substance use disorder residential rehabilitation services for youth program certified under Part 817 of this Title; or
- (3) a substance use disorder inpatient rehabilitation services program which is certified under Part 818 of this Title; or
- (4) a residential services program certified under Part 820 of this Title by the Office; or
- (5) a substance use disorder outpatient program certified under Part 822 of this Title; or
- (6) a children and family treatment and support services program certified or designated under Part 823 of this Title.
- (c) "Single state agency" shall mean the New York State Department of
 - (d) "Allowable costs" shall mean those costs incurred by an eligible

inpatient provider which are eligible for payment by government agencies in accordance with title 11 of article 5 of the Social Services Law. To be allowable, costs must be reasonable and necessary for efficient provision of addiction services, related to patient care, and approved by the commissioner.

- (e) "Per diem" or "patient day" shall mean the unit of measure denoting services rendered to one patient between the census taking hours on two successive days. In computing patient days, the day of admission shall be counted but not the day of discharge. When a patient is admitted and discharged on the same day, this period shall be counted as one patient
- (f) "Base year" shall mean the cost reporting period for which fiscal and patient data are utilized to calculate rates of payment.

841.5 Provisions applicable to all eligible providers.

(a) Limits on Compensation. The maximum reimbursable costs for salaries for positions/titles shall be consistent with the requirements of the limits on executive compensation in this Title.

(b) Financial and Statistical Reporting:

(1) Each eligible provider shall maintain financial records and records relative to numbers and types of services provided and shall prepare and submit to the Office financial and statistical reports in accordance with the requirements of the Office.

(2) All financial reports to be prepared and submitted to the Office shall:

(i) be prepared in accordance with generally acceptable accounting principles;

(ii) be certified by an independent certified public accountant or an independent licensed accountant and shall include a statement of opinion on the data therein, unless this requirement is otherwise waived or modified by the Office; and

(iii) be accompanied by a complete copy of the eligible provider's

certified financial statements.

(3) All reports to be prepared and submitted to the Office shall:

(i) be certified by the chief administrative officer or director of the

(ii) be on forms prescribed by the Office; and

(iii) include financial and statistical data for each service for which rates or fees are established.

(4) Reporting Requirements. Reports required to be submitted by this section shall be submitted within 120 days after the close of the eligible provider's fiscal year. Extensions of time for filing reports may be granted by the commissioner upon application received prior to the due date of the report and only in circumstances where the eligible provider establishes by documentary evidence that the reports cannot be filed by the due date for reasons beyond the control of the eligible provider.

(5) If the eligible provider determines that the information on reports filed is inaccurate, incomplete or incorrect, the eligible provider shall immediately file with the Office the corrected reports which comply with the

requirements of this section.

(6) If the required financial and statistical reports are determined by the Office to be incomplete, inaccurate or incorrect, the eligible provider has 30 days from the date of receipt of notification from the office to provide the correct or additional data.

- 7) Penalties for Non-compliance. (i) If an eligible provider fails to file the required financial and statistical reports, in accordance with this Part, on or before the due date, or Office approved extended due date, the Office may, at its discretion, reduce said eligible provider's existing Medicaid payments by up to twenty (20) percent, beginning the first day of the month following the original due date or approved extended due date and continuing until the first day of the month in which the reports are received by the Office. If the eligible provider fails to file the required financial and statistical reports by the end of the rate period during which the reports were due, such reduction may be increased in each subsequent month by up to ten (10) percent until receipt of the required information. All funds shall be returned to the provider once the provider is determined by the Office to be in compliance.
- (8) Revocation of operating certificate. If, after a period of noncompliance resulting in reduced Medicaid payments, the Office determines that a program will likely be unable to meet its financial obligations, the Office may request the program voluntarily surrender its operating certificate or take action to revoke the operating certificate in accordance with this Title.
- (c) Record keeping. An eligible provider shall furnish to the Office any information that it may request regarding payments claimed by the provider for furnishing services.

(d) Billing.

- (1) The eligible provider shall levy no additional charges to patients for services paid for by the Medicaid Program.
- (2) Claims for payment by the Medicaid Program shall be submitted at rates and/or fees established by the Office and approved by the Director

of the Budget. Such billings shall be net of any individual or third-party liability.

(3) Claims shall be submitted only for services which were actually furnished to eligible persons and for which documentation of medical necessity is available at the time the services were furnished.

(4) Claims shall be submitted on officially authorized claim forms in formats and in accordance with the Department of Health standards and

procedures for claims submission.
(5) All information provided in relation to any claim for payment

shall be true, accurate and complete.

(e) Compliance with general medical assistance program requirements. Each eligible provider shall comply with all applicable medical assistance program requirements of the Department of Health.

(f) Calculation of allowable costs.

(1) General. To be considered as allowable, costs must be properly chargeable to necessary patient care as determined by the Office and rendered in accordance with the operating, financial and reporting requirements of the Office pursuant to this Title, and as such may be amended from time to time. The allowability of costs shall be determined in accordance with the following:

(i) Except where specific rules concerning allowability of costs are stated herein, the Office shall use as its major determining factor in deciding on the allowability of costs, the most recent edition of the Medicare Provider Reimbursement Manual, commonly referred to as HIM15, published by the U.S. Department of Health and Human Services' Centers

for Medicaid and Medicare Services.

(ii) Where specific rules stated herein or in HIM15 are silent concerning the allowability of costs, the Office shall determine allowability of costs based on reasonableness and relationship to patient care and generally accepted accounting principles.

(2) Services. Allowable operating costs shall include the costs of all services necessary to meet the operating requirements of the Office pursuant to this Title and the special needs of the patient population to be served

by an eligible provider.

- (3) Capital expenditures. No capital expenditures for which approval by the Office is required in accordance with this Part shall be included in allowable capital costs for purposes of computation of the rate of payment unless such approval shall have been secured. Reimbursement for capital and start-up costs will be limited to those costs determined by the Office to be both reasonable and necessary.
- (g) Application Procedures. To qualify for medical assistance payments, an eligible provider, with a current operating certificate issued by the office, shall apply for enrollment as a Medicaid provider on application forms as required by the NYS Department of Health.
- (h) Approval of rates. Payment rates established in accordance with the provisions of this Part will remain in effect until such time as they are revised with the approval of the NYS Division of the Budget and the Centers for Medicare and Medicaid Services (where Federal share is applicable).

841.6 Medical assistance payments for inpatient substance use disorder withdrawal and stabilization services.

- (a) The provisions of this section are applicable to programs certified as substance use disorder inpatient withdrawal and stabilization services pursuant to Part 816.
 - (b) Rates of Payment.

(1) Rates will be calculated using a cost-based fee methodology inclusive of operating costs and capital reimbursement. There shall be no capital add-on to these fees, nor any separate Medicaid reimbursement for capital costs

(2) Fees will be established using a regression model based on the relationship between normalized cost and program capacity, recognizing both regional cost differentials and economies of scale. The calculated statewide fees based on program capacity, will then be adjusted using regional cost factors (based on the county in which the facility is located).

3) Fees will be deemed to be inclusive of all service delivery costs and will be considered payment in full for fee-for-service Medicaid reimbursed services.

- (4) Fee schedules used to determine rates will be posted on the Office website. Fee schedules used to determine rates include:
- (i) Statewide OASAS Medically Supervised Inpatient Withdrawal (MSIW) fee chart based on bed size; and

(ii) Geographic region and regional cost factor chart.

(c) Bed size.

(1) New facilities: Bed size for new facilities used for the fee calculation shall be based on 80% of the certified capacity rounded to the nearest integer. After the first full year of operation, the fee calculation shall be revised based on 90% of certified capacity rounded to the nearest integer. If the certified capacity changes for any MSIW program, including programs that have been in operation for less than one year, the fee shall be revised based on 90% of the new certified capacity, effective on the date of the capacity change.

(2) Minimum and maximum standards: Facilities with fewer than six (6) beds shall use the six (6) bed fee. Facilities with an excess of 120 beds (meaning "bed size" as calculated above) shall use the 120-bed fee.

(d) Appeals of medically supervised inpatient withdrawal fees.

(1) Fee adjustment for underutilization. MSIW providers may request retroactive fee adjustments based on documented low service volume relative to certified capacity that resulted in an overall net loss in the program. These adjustments are approvable solely at the discretion of the Office and will require compelling justification relative to the program's underutilization. MSIW beds that were used as "swing beds" for other programs (e.g., Medically Monitored Inpatient Withdrawal) do not constitute underutilization and will not justify a fee increase.

2) Other items of appeal. MSIW providers may also request retroactive fee adjustments based on significant financial losses in the program that resulted from programmatic expenses that were significantly out of proportion to the established level of reimbursement. The provider must fully and properly demonstrate that the fee adjustment requested in the appeal is necessary to ensure efficient and economic operation of the facility. The final determination as to the extent, if any, of a fee adjustment shall be

made solely at the discretion of the Office.

(e) Base year. From time to time, and at the discretion of the Office, the fee calculation may be revised using new base year data. The base year for new fee calculations will be the most recent, substantially complete Consolidated Fiscal Report period available at the time of the calculation.

841.7 Medical assistance payments and utilization review for substance use disorder residential rehabilitation services for youth.

(a) The provisions of this section are applicable to programs certified under Part 817.

(b) Rates of Payment.

(1) Rates will be calculated using a cost-based fee methodology inclusive of operating costs and capital reimbursement. There shall be no capital add-on to these fees, nor any separate Medicaid reimbursement for capital costs. There shall be no admission review team add-on.

- (2) Fees will be established using a regression model based on the relationship between normalized cost and program capacity, recognizing both regional cost differentials and economies of scale. The calculated statewide fees based on program capacity, will then be adjusted using regional cost factors (based on the county in which the facility is located).
- (3) Fees will be deemed to be inclusive of all service delivery costs and will be considered payment in full for fee-for-service Medicaid reimbursed services.
- (4) Fee schedules used to determine rates will be posted on the Office website. Schedules used to determine fees include:
- (i) Statewide OASAS Residential Rehabilitation Services for Youth (RRSY) fee chart based on bed size; and
 - (ii) Geographic region and regional cost factor chart.

(c) Bed size.

- (1) For existing and new inpatient rehabilitation facilities, the bed size will be based on the certified capacity of the program site.
- (2) If the certified bed size changes, the fee will be revised accordingly and will be effective on the date of the bed size change.
- (3) Facilities with fewer than fourteen (14) certified beds will use the fourteen-bed fee. Facilities with sixty (60) or more certified beds will use the sixty-bed fee.

(4) Bed size is determined at certification and listed on the program operating certificate issued by the Office.

- (d) Base year. The base year for new fee calculations will be the most recent, substantially complete Consolidated Fiscal Report period available at the time of the calculation.
 - (e) Certification for treatment, utilization review and control.
- (1) For an individual who is a Medicaid recipient when admitted to the residential rehabilitation services for youth program, certification of services must be made by an independent team as defined in Part 817 of
- (2) For individuals who apply for Medicaid after admission to the residential rehabilitation for youth program, or for emergency admissions, certification of services must be made by the multidisciplinary team as defined in Part 817 of this Title. This team must include a physician. Emergency admission certification must be made within 14 days after admission. Certification must be made at the time of admission or, if an individual applies for Medicaid while in the facility, at the time of application.
- (3) The utilization review plan of an eligible residential rehabilitation services for youth provider shall include the following:
- (i) provision for review of each Medicaid recipient's need for services furnished in accordance with the criteria of Part 817 of this Title;
- (ii) provisions to ensure that utilization review of a Medicaid recipient's treatment plan and services shall be performed by a multidisciplinary team that includes a physician as defined in Part 817 of this Title;
 - (iii) procedures to be used by the committee to ensure that staff of

the eligible residential rehabilitation services for youth provider take needed corrective action;

- (iv) provisions to ensure that the patient's record includes all information required by Part 817 of this Title, as well as the name of the patient's physician, the dates of Medicaid application and authorization if made after admission, initial and subsequent continued stay review dates, the reasons and plan for continued stay if continued stay is necessary, and other supporting material found necessary and appropriate by the multidisciplinary team;
- (v) specification of records and reports to be made by the utilization review group;
- (vi) provisions for maintaining the confidentiality of the identities of patients in the records and reports of the utilization review group; and

(vii) written criteria to assess the need for continued stay which

conform to the requirements of Part 817 of this Title.

- (4) The group performing utilization review shall ensure that subsequent reviews for continued stay of a recipient in an eligible residential service for youth program are conducted no later than each thirty-day period following the initial continued stay review. The date assigned for each subsequent continued stay review shall be noted in the patient's
- (5) Continued stay reviews shall be performed in accordance with the following:
- (i) Review for continued stay shall be conducted by the multidisciplinary team defined in Part 817 of this Title.
- (ii) The review shall be conducted on or before the review date assigned.
- (iii) The multidisciplinary team shall review and evaluate the documentation referred to in this Part in relation to the criteria established
- (iv) If the multidisciplinary team finds that a recipient's continued stay is needed, the multidisciplinary team shall assign a new continued stay review date in accordance with paragraph (4) of this subdivision.
- (v) Any decision of the multidisciplinary team that continued stay is unnecessary shall be provided in writing within two days to the director, the attending physician, the primary counselor, and the patient; and Medicaid billing shall cease as of the day of notification. However, any decision to discharge or retain the patient shall be made on clinical grounds independent of the utilization review group's determination.

(vi) A multidisciplinary team must certify that the services continue to be needed by each recipient.

- (vii) If the multidisciplinary team finds that a continued stay is not needed, it shall notify the recipient's attending physician and primary counselor within one working day and provide them two working days to present their views before a final decision.
- 841.8 Medical assistance payments for substance use disorder inpatient rehabilitation services.
- (a) The provisions of this section are applicable to programs certified under Part 818.

(b) Rates of Payment.

- (1) Rates will be calculated using a cost-based fee methodology inclusive of operating costs and capital reimbursement. There shall be no capital add-on to these fees, nor any separate Medicaid reimbursement for capital costs
- (2) Fees will be established using a regression model based on the relationship between normalized cost and program capacity, recognizing both regional cost differentials and economies of scale. The calculated statewide fees based on program capacity, will then be adjusted using regional cost factors (based on the county in which the facility is located). Geographic region and regional cost factor charts will be posted on the OASAS website.
- (3) Fees will be deemed to be inclusive of all service delivery costs and will be considered payment in full for fee-for-service Medicaid reimbursed services.
- (4) Fee schedules used to determine rates will be posted on the Office website. Schedules used to determine fees include:
- (i) statewide OASAS Freestanding Inpatient Rehabilitation fee chart based on bed size; and
 - (ii) geographic region and regional cost factor chart.

(c) Bed size.

- (1) For existing and new inpatient rehabilitation facilities, the bed size will be based on the certified capacity of the program site.
- (2) If the certified bed size changes, the fee will be revised accordingly and will be effective on the date of the bed size change.
- (3) Facilities with fewer than 14 certified beds will use the 14-bed fee. Facilities with 120 or more certified beds will use the 120-bed fee.
- (4) Bed size is determined at certification and listed on the program operating certificate issued by the Office.
- (d) Base year. From time to time, and at the discretion of the Office, the fees may be revised using new base year data. The base year for new fee

calculations will be the most recent, substantially complete Consolidated Fiscal Report period available at the time of the calculation.

841.9 Medical assistance payments for residential services.

(a) The provisions of this section are applicable to programs certified to provide residential services under Part 820.

(b) The program's services are provided in three elements: Stabilization, rehabilitation, and reintegration. Only elements that are approved for federal financial participation are eligible for Medicaid reimbursement. Each reimbursable element shall have regional fees established and posted on the website of the Office. The regions include Downstate and Upstate. The Downstate region shall consist of New York City, as well as the counties of Nassau, Suffolk, Westchester, Rockland, Orange, Putnam, and Dutchess. Upstate shall consist of all other counties in the state. Any annual or periodic fee adjustments shall be published on the Office's website. The initial fees shall be effective July 1, 2016.

(c) Allowable treatment costs shall be determined by the application of principles developed for determining reasonable cost payments for direct and indirect costs. Room and board related costs are not included in the

rate.

- (d) The fee development methodology shall consider each component of provider cost, as necessary to comply with requirements regarding economy, efficiency, and quality of care. Provider enrollment and retention will be reviewed periodically to ensure that access to care and adequacy of payments are maintained. The fee development methodology will primarily consist of provider cost modeling, though provider compensation studies, cost data, available funding, and comparable fees of other States residential Medicaid programs may be considered as well. The fees shall be established using the ratio of the calculated or estimated total annual allowable provider cost to the estimated annual billable per diem units.
- (e) Periodic fee updates may be performed using provider cost modeling, reported actual cost, and/or any of the factors listed in the prior paragraph. Fee updates will require federal approval and will be posted to the Office website.

841.10 Medical assistance payments for substance use disorder

outpatient programs.

- (a) Applicability. The provisions of this section are applicable to programs certified or co-certified to provide ambulatory care services provided by the following:
- (1) substance use disorder outpatient clinics certified or co-certified pursuant to Part 822 of this Title;
- (2) opioid treatment programs providing opioid full agonist treatment medications and certified under Part 822 of this Title;
- (3) substance use disorder outpatient rehabilitation programs certified or co-certified pursuant to Part 822 of this Title; and
- (4) substance use disorder medically supervised outpatient withdrawal and stabilization services certified under Section 816.8 of this Title; and
- (5) integrated outpatient programs certified pursuant to Part 825.
- Each program shall contain two peer groups, one upstate and one downstate.
- (b) Billable services requirements and limitations must be delivered in accordance with the provisions of the Ambulatory Patient Groups (APG) Clinical and Medicaid Billing Guidance, as incorporated by reference in this Title (hereinafter referred to as the APG Manual), in effect at the time the service(s) was delivered.
- (c) Definitions. All applicable definitions and rules covering standardized APG pricing logic for New York State' s Medical Assistance program are found at Title 10 NYCRR Part 86-8.

(d) APGs and associated weights.

- (1) APGs shall be subject to periodic revision; the most current listing shall be published in the APG Manual available on the Office website.
- (2) The Department of Health, in consultation with the office, shall assign weights associated with all CPT and HCPCS procedure codes that can be used to bill under the APG methodology.

The office shall maintain and update a list of weights associated with APGs as published in the "APG Policy and Medicaid Billing Guidance" manual on the OASAS website. Such list may include APGs not specifically associated with addiction outpatient and opioid treatment services, but which may appropriately be billed by providers subject to this Part.

(e) Base Rates. Base rates for addiction outpatient services shall be developed by the Office, and subject to the approval of the Department of

Health, in accordance with the following:

- (1) Separate base rates shall be established for each peer group. Base rates shall reflect differing regional cost factors, variations in patient population and service delivery, available funding levels, and capital expenditures;
- (2) Additional discrete base rates may be developed by the Office for such peer groups as may be established by regulation in this Part; and
 - (3) Base rates may be periodically adjusted to reflect changes in

provider case mix, service costs and other factors as determined by the Office.

- (4) All base rates established by the Office shall be published on the Office's website.
- (f) System Updating. The following elements of the APG rate-setting system shall be reviewed at least annually, with all changes posted on the New York State Department of Health's website:

(1) The listing of reimbursable APGs and associated weights,

- (2) The applicable International Statistical Classification of Diseases and Related Health Problems, as incorporated by reference in this Title (ICD),-10 codes, or subsequent ICD categorization, utilized in the APG software system,
- (3) The Applicable CPT/HCPCS codes utilized in the APG software system; and

(4) The APG software system's grouping and pricing logic.

(g) Bundled payment for opioid treatment program (OTP) services.

(1) OASAS will establish regional weekly bundled payments for freestanding opioid treatment programs. Such payments will be available as an alternative to the reimbursement under the Ambulatory Patient Group (APG) fee methodology already in place for OTPs. Programs may bill any given week of OTP service for any given patient under either methodology (APGs or the bundled payment methodology), but not both. The initial bundled fees shall be effective March 16, 2020.

(2) For purposes of these bundled payments there will be two regions, downstate and upstate, with the regional assignment based on program location. The downstate region includes the following counties: New York, Kings, Queens, Richmond, Bronx, Nassau, Suffolk, Westchester, Rockland, Putnam, Dutchess and Orange. The upstate region includes all other coun-

ties in the State.

- (3) The proposed bundled payments are based on service delivery that mirrors a subset of the Medicare OTP bundles in terms of both services and practitioners, as well as in terms of cost by practitioner for each service. Services covered by the bundled payment include: FDA-approved opioid agonist and antagonist treatment medications, dispensing and administering medications, substance use disorder counseling, individual and group therapy, toxicology testing, intake activities, and periodic assessments.
- (4) Weekly fees shall be established in the following rate code classifications:
- (i) Methadone Dispensing and/or Counseling This code covers all of the services listed above for a patient being treated with Methadone.
- (ii) Methadone Take Home This code is billable when the patent has a supply of take-home medication in their possession for the week being billed. It cannot be billed for the same week as the dispensing and/or counseling code.
- (iii) Buprenorphine Dispensing and/or Counseling This code covers all of the services listed above for a patient being treated with Buprenorphine.
- (iv) Buprenorphine Take Home This code is billable when the patent has a supply of take-home medication in their possession for the week being billed. It cannot be billed for the same week as the dispensing and/or counseling code.

(5) The initial bundled payments, effective March 16, 2020, shall be calculated by using the unregionalized Medicare fees for the same ser-

vices, meaning those fees shall not vary by region.

(6) Effective August 2, 2021 the fees shall be regionalized using the OASAS OTP regional factor of 1.1700 (Downstate relative to Upstate) for freestanding facilities. The regional factor shall be applied on a budget neutral basis assuming that the Downstate region would have 94.41% of the methadone bundle service volume based on a historical volume calculation by the Office. The medication take home fees shall continue to be identical to those used by Medicare, and, as with Medicare, not regionalized.

(7) The Office, may, at its discretion, periodically update the bundled fees using trends, actual cost, Medicare benchmarking, program modeling, or some combination of these techniques – subject to available funding, Federal approval, and NYS Division of the Budget approval.

841.11 Medical assistance payments for children and family treatment

and support services.

- (a) The provisions of this section are applicable to rehabilitative health and behavioral health services provided by programs or providers certified or designated pursuant to Part 823 to provide Children and Family Treatment and Support Services (CFTSS).
- (b) Billable Services: Billable services are those authorized and defined in the Children and Family Treatment Support Services Manual posted on the Department of Health website:

(1) Crisis Intervention (CI);

- (2) Other Licensed Practitioners (OLP);
- (3) Community Psychiatric Support and Treatment (CPST);

(4) Psychosocial Rehabilitation (PSR);

(5) Family Peer Support Services (FPSS); and (6) Youth Peer Support and Training (YPST). (c) Approved Modality and Setting.

- (1) Modality. Unless otherwise authorized, services should include face-to-face interaction with the child/youth and their family, as appropriate. Any such interactions, or the reason(s) such interaction could not be completed, should be documented in the patient treatment/recovery plan and case record.
- (2) Setting. Services may be provided in a variety of settings, including an emergency room, health or behavioral health clinic setting, or other community location where the child/youth lives, attends school, works or engages in social activities. Services should be offered in the best setting suited for the desired outcomes and as referenced in the Manual.
- (d) Rate Setting. Rate of reimbursement is as posted on the Department of Health website. The rate development methodology is composed of provider cost modeling, provider compensation studies and cost data. The following list outlines components which may be used in determining rate development:
 - (1) staffing assumptions and staff wages;
 - (2) employee-related expenses;
 - (3) program-related expenses; and
 - (4) program billable units. 841.12 Capital costs.
- (a) This section shall apply to programs with Medicaid reimbursement calculated pursuant to this Part.
- (b) No program or service governed by this Part shall have its own facility specific or program specific capital add-on. Instead, capital costs from submitted cost reports shall be reviewed by the Office and a regional, and not separately identifiable, capital component shall be built into the operating fees. Such fees shall constitute payment in full for all costs of operating the program, including capital costs, unless otherwise specified.
- (c) Allowable Costs. (1) Allowable capital costs means the costs to a program operated by an applicant with respect to the acquisition of real property estates, interests, and cooperative interests in realty, their design, construction, reconstruction, rehabilitation and improvement, original furnishings and equipment, site development, and appurtenances of a facility and as otherwise identified in this Title.
- (2) Unless otherwise specified in this Part, costs of ownership of real property shall be allowable in the following categories; depreciation, interest, and closing costs on the purchase and financing of real property, including fees related to loans from the Dormitory Authority of the State of New York (DASNY). Providers should not report costs that were not actually incurred by the provider (e.g., debt service or fees on DASNY loans that were paid by the State of New York or refunded to the provider by the State of New York).
- (3) Costs related to Dormitory Authority loans shall be allowable, unless otherwise paid by the State of New York, as follows:
- (i) Interest cost accruing from Dormitory Authority mortgage loans pursuant to subdivision 13-d of section 5 of the Facilities Development Corporation Act, net of the portion of such interest cost attributable to operating costs, is an allowable cost. That portion of the interest cost attributable to allowable start-up costs is also allowable. That portion of the loan principal that is attributable to depreciable or amortizable costs, under the rules of HIM 15, is an allowable cost and shall be reimbursed as depreciation or amortization in accordance with any requirements and conditions. Any portion of the loan principal that is attributable to costs that are not depreciable or amortizable under the rules of HIM 15 is not allowable for reimbursement.
- (ii) Fees imposed by the office and annual administrative fees imposed by the Dormitory Authority in connection with Dormitory Authority mortgage loans shall be allowable costs.
- (iii) Interest payments on Dormitory Authority loans pursuant to this subdivision for capital indebtedness and start-up costs will be considered allowable where such interest expense results from approved capital indebtedness and/or start-up costs in accordance with this Title.
- (iv) Interest payment on Dormitory Authority loans pursuant to the provisions of this Part are allowable in excess of the amount associated with the outstanding principal balance prior to refinancing only if the purpose of the additional debt is to acquire assets to be used for care of the persons served by the program and all other applicable requirements of this Part are met.
- (v) The Office may recoup, in full or in part, the interest and fee reimbursement for DASNY loans attributable to a particular service. The office may also recoup, in full or in part, the annual depreciation or amortization reimbursement for costs financing through DASNY mortgage loans. The amount of Dormitory Authority mortgage loan interest, fee, depreciation, and amortization recoupments shall be equal to or less than the provider's actual reimbursement for such costs. In no case shall these recoupments exceed such reimbursement.

- (d) Start-up costs. Upon the approval by the office, the approved start-up costs of new programs shall be amortized and reimbursed to the provider over a period not to exceed five years.
 - 816.13 Utilization Review.
 - (a) Except as otherwise specified, programs shall provide that:
- (1) An Office approved tool was utilized to identify the appropriate level of care for treatment delivered to the patient.
- Ž) A practitioner must certify for each Medicaid recipient that services of the type provided are or were needed in accordance with the controlling Part under this Title.
- (3) The utilization review plan of an eligible provider shall ensure that each provider have policies and procedures to address:
- (i) Patients continue to require services furnished in accordance with the applicable criteria of the controlling Part of this Title and review of treatment planning and progress notes;
- (ii) Patients are receiving care consistent with psychosocial needs and diagnosis for which they are receiving treatment; and,
- (iii) patients have been referred for additional services consistent with their health and physical.
- (4) Providers shall have policies and procedures for a utilization management team charged with meeting at least twice annually. Such team shall review the results of audits, utilization management process and other quality assurance activities that are related to charting and to create a comprehensive corrective action plan as needed to ensure compliance with state and federal laws, regulations and guidance issued by the

841.14 Severability.

If any provision of this Part or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Part which can be given effect without the invalid provisions or applications, and to this end the provisions of this Part are declared to be severable.

Text of proposed rule and any required statements and analyses may be obtained from: Kelly E. Grace, Senior Attorney, OASAS, 1450 Western Ave., Albany, NY 12203, (518) 366-7958, email: Kelly.Grace@OASAS.ny.gov

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

Public comment will be received until: 60 days after publication of this

Regulatory Impact Statement

- 1. Statutory Authority:
- § 841.2 Legal base
- (a) Section 19.07(e) of the Mental Hygiene Law authorizes the Commissioner to adopt standards including necessary rules and regulations pertaining to addiction services.
- (b) Section 19.09(b) of the Mental Hygiene Law authorizes the Commissioner to adopt regulations necessary and proper to implement any matter under their jurisdiction.
- (c) Section 32.01 of the Mental Hygiene Law authorizes the Commissioner to adopt any regulation reasonably necessary to implement and effectively exercise the powers and perform the duties conferred by Article 32 of the Mental Hygiene Law.
- (d) Section 32.07(a) of the Mental Hygiene Law authorizes the Commissioner to adopt regulations to effectuate the provisions and purposes of Article 32 of the Mental Hygiene Law.
- (e) Sections 43.01 and 43.02 of the Mental Hygiene Law grant the Commissioner the power and responsibility to adopt regulations that are necessary and proper to implement matters under his/her jurisdiction and to establish standards and methods of payment made by government agencies pursuant to Title 11 of article 5 of the Social Services Law for eligible addiction services certified by the Office.
- (f) Section 264 of the Social Services Law provides that each office within the Department of Mental Hygiene shall be responsible for establishing and maintaining standards for medical care and services in institutions serving Medicaid patients.
- (g) Pursuant to section 23 of Part C of chapter 58 of the laws of 2009, the Commissioner is authorized, with the approval of the Commissioner of Health and the Director of Budget, to promulgate regulations pursuant to Article 32 of the Mental Hygiene Law utilizing the Ambulatory Patient Group (APG) methodology for the purpose of establishing standards of payments made by government agencies pursuant to title 11 of article 5 of the Social Services Law for addiction services otherwise subject to the provisions of this Part.
- (h) Article 15 of the executive law defines the protected classes included in the state human rights law.
- (i) Title 10 of the New York Code of Rules and Regulations Part 86-8 defines reporting and rate certification for outpatient services ambulatory patient group.
 - 2. Legislative Objectives: The legislature has authorized OASAS to es-

tablish regulations governing the reimbursement and participation in the Medical Assistance Program, and the amendments to this rule conform to the current OASAS State Plan Amendment relating to rate setting

- 3. Needs and Benefits: The proposed rule repeals the old Part 841 and replaces it with the new Part 841. The reason that OASAS chose to repeal and replace rather than just make amendments throughout is that the amendments were substantial and it was more efficient to repeal and replace the language. This amended regulation results from a revised State Plan (i.e., State Plan Amendment) which was approved by CMS and resulted in a Medicaid rate package that was approved by the Division of Budget. The goal of this change was to eliminate cost-based rates and use the same fee methodology for all providers within a given space. This is what the amendments to 841 accomplish to reflect this change. This amendment removes outdated and irrelevant language and reflects the new State Plan Amendment. Medicaid rules (and therefore the OASAS State Plan) have updated the way OASAS Providers bill for services, and the respective language was updated to reflect this. These changes will allow regulatory language was updated to reflect this. These changes will allow for rate methodologies that promote efficiency, meaning fees rather than cost based rates, for inpatient services. Overall, the changes provide for more accurate and fair reimbursement, as well as add simplicity to the entire regulation.
- 4. Costs: No additional administrative costs to the agency and/or providers are anticipated.
- 5. Paperwork: There is no additional paperwork beyond what is already required.
- 6. Local Government Mandates: There are no new local government mandates.
- 7. Duplications: This proposed rule does not duplicate, overlap, or conflict with any State or federal statute or rule.
- 8. Alternatives: The alternative is to leave the regulation as it currently reads, with outdated language.
- 9. Federal Standards: This regulation does not conflict with federal
- 10. Compliance Schedule: This rule making will be effective upon publication of a Notice of Adoption in the State Register.

Regulatory Flexibility Analysis

OASAS has determined that the rule will not impose any adverse economic impact or reporting, recordkeeping or other compliance requirements on small businesses or local governments because the amended regulation does not impose any new requirements on providers, it only updates the regulation to conform to the OASAS State Plan Amendment.

Rural Area Flexibility Analysis

OASAS has determined that the rule will not impose any adverse impact on rural areas or reporting, recordkeeping or other compliance requirements on public or private entities in rural areas because the changes do not impose any new requirements, it was only updated to accurately reflect changes to the OASAS State Plan.

Job Impact Statement

No change in the number of jobs and employment opportunities is anticipated as a result of the proposed repeal and replacement of Part 841, because the new Part pertains only to standards for reimbursement and participation in the Medical Assistance Program. The Office will not need to hire additional staff or reduce staff size; the proposed changes will not adversely impact jobs outside of the agency; the proposed changes will not result in the loss of any jobs within New York State.

Department of Economic Development

EMERGENCY RULE MAKING

New York City Musical and Theatrical Production Tax Credit **Program**

I.D. No. EDV-43-21-00005-E

Filing No. 1076

Filing Date: 2021-10-08 Effective Date: 2021-10-08

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

Action taken: Amendment of Part 270 of Title 5 NYCRR.

Statutory authority: L. 2021, ch. 59, part PP, subpart B

Finding of necessity for emergency rule: Preservation of general welfare. Specific reasons underlying the finding of necessity: The New York City Musical and Theatrical Production Tax Credit program was enacted in response to the devastating impact of the COVID-19 pandemic on the arts, entertainment, tourism, and recreation sectors in New York State generally, and on the New York City tourism and musical and theatrical industries in particular. This new program will provide incentives to qualified New York City musical and theatrical production companies for productions that produce either paused or new performances shows during the next two years.

Arts, entertainment, and recreation has been one of the most impacted sectors in New York City and the sector where employment increases have been the slowest. According to recent statistics from the Department of Labor, employment in the "arts, entertainment and recreation" sector dropped by more than 66% from 87,000 in 2020 to about 34,100 in April 2021. A healthy, vibrant Broadway is essential to the recovery of New York's tourism and hospitality industries. Prior to the pandemic, almost 250,000 people saw a Broadway show every week. Broadway supports nearly 97,000 local jobs and contributes over \$14 billion every year to the New York City economy. Broadway productions draw visitors to New York City from all around the country and the world, helping drive the regional tourism economy.

Due to the indoor venues of eligible shows and the close proximity of patrons, actors, and crew, the reopening of large indoor recurring productions must be slower and more carefully planned than reopening for many other segments of the industry. Governor Cuomo has announced that Broadway productions are permitted to open; however, the financing of such large in-person events remains extremely challenging. As news of the New York City Musical and Theatrical Production Tax Credit has spread, industry plans have rebounded. Since the passage of the credit program, additional shows have been announced/planned for the fall and some are planning to open over this summer. The incentive this tax credit provides to Broadway is critical as the industry struggles to resume productions in a still highly uncertain economic environment and lingering public health threat. These regulations must be promulgated immediately so that the Department of Economic Development can launch the Program and begin accepting applications in advance of the first performances anticipated for June and August 2021, earlier than had initially been anticipated in September or November 2021.

Emergency adoption of this rule will enable the State to act to provide relief to New York City Musical and Theatrical Production Companies as they begin rehiring the thousands of New Yorkers who work directly in the industry and to help support the recovery of New York's tourism and hospitality industries in the process. Pursuant to Chapter 59 of the Laws of 2021, the Commissioner of Economic Development is expressly authorized to promulgate regulations for this Program on an emergency basis.

Subject: New York City Musical and Theatrical Production Tax Credit program.

Purpose: To create the administrative processes for the New York City Musical and Theatrical Production Tax Credit program.

Text of emergency rule: Part 270. New York City Musical and Theatrical Production Tax Credit Program

270.1 Purpose and general description

The purpose of these regulations is to set forth the application process by which a qualified musical and theatrical production company may apply for benefits under the New York City Musical and Theatrical Production Tax Credit Program established by Chapter 59 of the Laws of 2021. These regulations include provisions describing the application process, the timing of such applications, the standards that will be used to evaluate the applications, the documentation that will be provided by applicants to substantiate the amount of qualified production expenditures of such applicants, and such other provisions as deemed necessary and appropriate. The New York State Department of Economic Development shall administer the program.

§ 270.2 Definitions

As used in this regulation, the following terms shall have the following

(a) Applicant means a taxpayer that is a qualified New York City musical and theatrical production company that is engaged in the production of a qualified musical and theatrical production. For the purposes of this definition, only one qualified New York City musical and theatrical company may receive this credit per production.

(b) Certificate of conditional eligibility means a notification by the Department to the applicant indicating that the applicant appears to be a qualified New York City musical and theatrical production company scheduled to produce a qualified musical and theatrical production. Such notification may include, but need not be limited to, the following information: name and address of the applicant, taxpayer identification number, a statement that the applicant appears to be scheduled to produce a qualified musical and theatrical production, and a disclaimer stating that actual receipt of the tax credit is subject to completion and approval of the

final application and the availability of state funds.

(c) Certificate of tax credit means a certificate issued by the Department which states the amount of the New York City Musical and Theatrical Production Tax Credit that the applicant has qualified for based on the Department's analysis under section 24-c of the Tax Law and the provisions of this Part. Such certificate shall include, but need not be limited to, the following information: name and address of the applicant, name of the qualified musical or theatrical production to which the credit applies, the amount of the tax credit to be received by the applicant, the allocation year of the tax credit, and a disclaimer stating that actual receipt of the tax credit is subject to the statutory maximum amount of credits that are allocated for the program and the availability of state funds.

(d) Commissioner means the Commissioner or Acting Commissioner of

the New York State Department of Economic Development.

(e) Completeness of the application means that all questions on the application were fully addressed by the applicant and that any additional substantiating documents that were requested by the Department were provided.

- (f) Credit period of a qualified New York city musical and theatrical production company is the period starting on the production start date and ending on: 1) the date the production has expended sufficient qualified production expenditures to reach its credit cap; 2) March 31, 2023; or 3) the date the qualified musical and theatrical production closes, whichever comes first.
- (g) Date the qualified musical and theatrical production closes is the date after the production's final public performance on which the move of all physical production assets (i.e. sets, costumes, lighting and audio equipment) from the qualified New York City production facility to their subsequent facilities (such as lessor vendor facilities and storage facilities) is complete.
- (h) Department means the New York State Department of Economic Development.
- (i) Diversity and arts job training program plan means a description of the programmatic, operational and/or financial ways applicants will participate in New York State diversity and arts job training programs in the theater industry. A list of options, as well as criteria for additional opportunities to satisfy this requirement, shall be outlined in the initial application and its instructions.
- (j) Final application means a document created by the Department and submitted by an applicant which contains information concerning actual production expenditures regarding a New York City qualified musical or theatrical production that could make it eligible for the New York City Musical and Theatrical Production Tax Credit under the provisions of this Part. Such application shall include, but need not be limited to: actual data with regard to the qualified musical or theatrical production's total production budget, its production schedule and any other information the Department determines is necessary.
- (k) First performance means the first public performance of a qualified musical and theatrical production after April 19, 2021 at which tickets are available to the public for purchase, including a preview or opening performance but not a dress rehearsal.
- (1) Initial application means a document created by the Department which an applicant must complete in order to prove its eligibility for the program and contains information concerning estimated production expenditures regarding a New York City qualified musical or theatrical production. Such application shall include, but need not be limited to: the qualified musical or theatrical production's total production budget, schedule and their diversity and arts job training program plan, their public access and availability plan, and their New York State Council on the Arts contribution attestation and any other information the Department determines is necessary.
- (m) Net operating profits shall be defined, for the purposes of section 270.3(3), as all ongoing revenue minus all ongoing production costs including marketing and advertising costs and shall be calculated on a quarterly basis.
- (n) New York State Council on the Arts contribution attestation is a document an applicant shall complete as part of their initial application affirming they shall make the necessary contributions required under paragraph (3) of subdivision (g) of section 24-c of the tax law.
- (o) Ongoing production costs shall be defined, for the purposes of section 270.3(3) as weekly operating expenses associated with the production after the end of the credit period, not including marketing and advertising as reflected on a quarterly basis.
- (p) Ongoing revenue prospectively after the end of the credit period shall be defined, for the purposes of section 270.3(3), as all gross weekly box office revenues after the end of the credit period as reflected on a quarterly basis.

- (q) Production start date is the date that is up to twelve (12) weeks prior to the first performance of the qualified musical and theatrical production.

 (r) Program means the New York City Musical and Theatrical Produc-
- tion Tax Credit Program.
- (s) Public access and availability plan means a plan as part of the applicant's initial application for how the production will be available for low or no-cost to low income New Yorkers. The Department in its initial application and instructions shall outline criteria and minimum standards for this plan.
- (t) Qualified musical and theatrical production means a for-profit, live, scripted, dramatic performance by one or more performers of a narrative presentation with or without musical performances and/or accompaniment that, in its original or adaptive version, is performed in a qualified New York City production facility. A qualified musical and theatrical production shall not include ballet, opera, musical solo, group, band, or orchestra performance; solo, duo or several performers' standup comedy performance. For the purposes of this Program, the Department shall make final determinations on which productions meet these criteria.

Whether or not such production was first performed in a qualified New York City production facility prior to the state disaster emergency pursuant to executive order 202 of 2020 as amended, it shall still be treated as a qualified musical and theatrical production.

- (u) Qualified New York City musical and theatrical production company is a corporation, partnership, limited partnership, or other entity or individual which or who is principally engaged in the production of a qualified musical or theatrical production that is to be performed in a qualified New York city production facility.
- (v) Qualified production expenditure means any costs paid by the applicant for tangible property used and services performed directly and predominantly in the production of a qualified musical and theatrical production within the state including:
- (1) expenditures for design, construction and operation, including sets, special and visual effects, costumes, wardrobes, make-up, accessories and costs associated with sound, lighting, and staging;
- (2) all salaries, wages, fees, per diems, payroll tax expenditures, fees for workers' compensation insurance, and other compensation including related benefits for services performed of which the total allowable expense shall not exceed \$200,000 per week;
- (3) technical and crew production costs, such as expenditures for qualified production facilities, or any part thereof, props, make-up, wardrobe, costumes, equipment used for special and visual effects, sound recording, set construction, and lighting; and
- (4) up to 50% of marketing and advertising costs as calculated on a monthly basis.

For the purposes of this definition, expenses may only be counted once on a single qualified production.

- (w) Qualified New York City production facility means a facility located within the city of New York (i) in which live theatrical productions are or are intended to be primarily presented, (ii) that contains at least one stage with a seating capacity of five hundred or more seats, and dressing rooms, storage areas, and other ancillary amenities necessary for the qualified musical and theatrical production, and (iii) for which receipts attributable to ticket sales constitute seventy-five percent or more of gross receipts of the facility.
- (x) Qualified certified public accountant means a New York State certified public accountant approved by the Department to conduct a third party verification.
- (y) Third party verification means an evaluation conducted by a qualified certified public accountant of an applicant's application using agreed upon procedures as prescribed by the Department to verify that all criteria pursuant to section 270.5 of this Part have been met. Such agreed upon procedures shall be posted online.

§ 270.3 Eligibility requirements

An applicant whose qualified musical and theatrical production is held in a qualified New York city production facility and applies to receive a credit under this section shall be required to complete an initial application, which shall include:

- (1) an attestation that they will participate in a New York State diversity and arts job training program and complete a diversity and arts training program plan outlining their proposed methods of execution of such plan;
- (2) an attestation that they will ensure that their production is available and accessible for low-or no-cost to low income New Yorkers and outline their proposed methods of doing so in a public accessibility and availability plan; and
- (3) an attestation that they intend to comply with the legal requirement to contribute to the New York State council on the arts cultural program fund an amount up to fifty percent of the total credits received if its production earns ongoing revenue prospectively after the end of the credit period that is at least equal to two hundred percent of its ongoing

production costs, with such amount payable from twenty-five percent of net operating profits, such amounts payable on a monthly basis, up until

such fifty percent of the total credit amount is reached.

(4) In addition, an applicant who has filed an initial application for this program shall be required to file a final application within ninety (90) days of the end of the Credit Period of a qualified New York city musical and theatrical production company to claim the tax credit. As part of their final application, applicants shall submit proof of the execution of their plans listed in paragraphs 1-2 above. In order to receive the tax credit under this Part, an applicant must actually carry out and implement all of the requirements they have attested to pursuant to paragraphs 1-3 above.

For the purposes of this Part, an applicant who: 1) meets the requirements as set forth in this Part; 2) completes both an initial and final application as required in section 270.4 of this part; and 3) meets the evaluation requirements of section 270.5 of this Part shall be eligible to receive the New York City Musical and Theatrical Production Tax Credit.

§ 270.4 Application Process

- (a) Initial application. (1) An applicant shall submit an initial application to the Department prior to the scheduled first performance of the production for which it seeks a tax credit under this article. The purpose of the initial application is to notify the Department of its intent to produce a qualified New York City musical and theatrical production in a qualified New York City production facility and to submit a final application for the New York City Musical and Theatrical Production Tax Credit Program.
- (2) The Department shall evaluate the initial application based upon the completeness of the application and whether it complies with section 270.3 herein and is submitted in accordance with paragraph one of this subdivision
- (3) After review of the initial application, the Department shall notify the applicant of its eligibility and, if deemed eligible, shall issue a certificate of conditional eligibility to the applicant.
- (4) In no event may a qualified New York City musical and theatrical production submit an initial application for this program after December 31, 2022.
- (b) Final application. (1) An applicant shall submit a final application to the Department within ninety (90) days of the end of the Credit Period of a qualified New York city musical and theatrical production company.
- (2) Upon receipt of a final application, the Department may request additional documentation, including copies of receipts of qualified musical and theatrical production expenditures, to determine if the production qualifies for the New York City musical and theatrical production tax credit. The Department shall approve or disapprove the final application based upon criteria set forth in section 270.5 of this Part. If the final application is approved, the Department shall issue a certificate of tax credit to the approved applicant. The Department shall provide a copy of such certificate of tax credit to the Department of Taxation and Finance. If the final application is disapproved, the Department shall provide the applicant with a notice of disapproval which shall state the reasons therefor. Such disapproval shall be a rejection of the applicant's final application. A disapproved applicant may appeal such decision pursuant to section 270.9 of this Part or reapply pursuant to the provisions of this Part.

§ 270.5 Criteria for evaluation of final applications

- A final application shall not be approved by the Department unless the Department determines, in its discretion, that the following criteria are met:
 - (a) the application is complete;
- (b) the applicant did not knowingly provide false or misleading information to the Department;
- (c) the applicant produced a qualified New York City musical and theatrical production that was performed in a qualified New York city production facility;
- (d) the applicant met the specific requirements of section 270.3 herein.
- § 270.6 Allocation of New York City Musical and Theatrical Production Tax Credit

(a) Amount of credit

The amount of the credit shall be the product (or pro rata share of the product, in the case of a member of a partnership) of 25 percent and the sum of the qualified production expenditures paid for during the qualified New York city musical and theatrical production's credit period. The amount of the credit shall not exceed \$3 million dollars per qualified New York city musical and theatrical production for productions whose first performance is during the first year in which applications are accepted.

For productions who first performance is during the second year in which applications are accepted, such per production cap shall decrease to \$1.5 million per qualified New York city musical and theatrical production unless the Department, in consultation with the Division of the Budget, determines that the New York City tourism economy has not sufficiently recovered based on analysis of key New York city economic indicators which shall include, but not be limited to, hotel occupancy rates, leisure and hospitality job rates, Metropolitan Transit Authority travel data, avia-

tion data and other economic and travel metrics. Such analysis shall be informed by the status of any COVID-19 regulations affecting New York city musical and theatrical productions.

In no event may a New York city musical and theatrical production be

In no event may a New York city musical and theatrical production be eligible for more than one credit under this program. In no event may expenses claimed under this credit program also be claimed under the musical and theatrical production tax credit program pursuant to section 24-a of the tax law.

(b) Maximum amount of tax credits

The aggregate amount of tax credits allowed under this Program shall be one hundred (\$100) million dollars. Such aggregate amount of credits shall be allocated by the Department among taxpayers based on the date of first performance of the qualified New York city musical and theatrical production.

The credit shall be allowed for the taxable year beginning on or after January 1, 2021 but before January 1, 2024.

§ 270.7 Third party verifications

The Department may accept from an applicant a third party verification as part of an applicant's final application. Submission of a third party verification shall be voluntary and shall be subject to review and approval by the Department. The voluntary submission of a third party verification by an applicant as part of its final application shall in no way or manner affect the review and approval by the Department of a final application submitted by an applicant that elects not to submit a third party verification. Such final application shall be subject to review and approval by the Department pursuant to section 270.4(b)(2) of this Part.

§ 270.8 Record retention/cultural fund reporting

(a) All applicants must maintain records, in paper or electronic form, of any qualified musical and theatrical production costs used to calculate their potential or actual benefit(s) under the program for a minimum of three years from the date the applicant claims a New York city musical and theatrical production tax credit. The Department shall have access to the records during normal business hours at an office of the applicant within the State or, if no such office is available, at a mutually agreeable and reasonable venue within the State, for the term specified above for the purposes of inspection, auditing and copying.

(b) With respect to the contribution requirement set forth in section 270.3(3) herein, an applicant that claims and receives a tax credit under this program shall complete its contributions no later than Dec 31, 2025 and shall submit an annual report to the Department detailing their contributions, as applicable, to the New York state council on the arts cultural program fund. Such requirement shall expire on the earlier of: 1) December 31, 2025; or 2) upon repayment of 50% of the total credit received by the applicant; provided, however, if a production closes and the applicant demonstrates that the production is not subject to the requirements of section 270.3(3) of this part, then the applicant no longer needs to submit an annual report.

§ 270.9 Appeal process

- (a) If an applicant's final application is disapproved by the Department, or if an applicant disagrees with the amount of a New York city musical and theatrical production tax credit granted by the Department, the applicant shall have a right to appeal. In the case of an appeal from a disapproval of a final application, such appeal shall be made by sending a letter to the New York State Department of Economic Development, Attn: Counsel's Office, 625 Broadway, 8th Floor, Albany NY 12245, within 30 days from the date of the denial letter issued by the Department. In the case of an appeal from a disagreement of the amount of the tax credit issued, such appeal shall be made by sending a letter to the same address as listed above within 30 days from the date of issuance of the certificate of tax credit. Failure to request an appeal within 30 days shall be deemed a waiver of an applicant's right to appeal.
- (b) Upon receipt of a timely letter of appeal, an independent hearing officer will be appointed by the commissioner to handle the appeal.

(c) An appeal may be conducted via written submission, or, with the approval of both parties, via administrative hearing.

- (d) The independent hearing officer shall render a recommended order on the appeal to the commissioner within 60 days of the conclusion of a hearing or receipt of the written submission of both parties. The commissioner or his or her designee shall issue a final order within 60 days of receipt of the report of the independent hearing officer. A copy of the final order will be issued to the appellant within 10 days after the date the commissioner or his or her designee renders the final order.
- § 270.10 Exchange of Information with Department of Taxation and
- (a) Employees and officers of the Department and the Department of Taxation and Finance shall be allowed and are directed to share and exchange information regarding the credits applied for, allowed, or claimed under the program, as well as information regarding taxpayers who are applying for credits or who are claiming credits, including information contained in or derived from credit claim forms submitted to the

Department of Taxation and Finance and applications for certification submitted to the Department.

(b) The commissioner and the commissioner of the Department of Taxation and Finance may release the names and addresses of any taxpayer claiming a credit under the program and the amount of the credit issued to the taxpayer. Provided, however, if a taxpayer claims this credit because it is a member of a limited liability company or a partner in a partnership, only the amount of credit earned by the entity and not the amount of credit claimed by the taxpayer may be released.

This notice is intended to serve only as an emergency adoption, to be valid for 90 days or less. This rule expires January 5, 2022.

Text of rule and any required statements and analyses may be obtained from: Thomas Regan, Department of Economic Development, 625 Broadway, Albany NY12245, (518)292-5120, thomas.regan@esd.ny.gov

Regulatory Impact Statement

ŚTATUTORY AUTHORITY:

Chapter 59 of the Laws of 2021 allow the Commissioner of the Department of Economic Development (the "Department") to promulgate regulations establishing the application process for the New York City Musical and Theatrical Production Tax Credit Program. These regulations include provisions describing the application process, the due dates for such applications, the standards that will be used to evaluate the applications, the documentation that will be provided by applicants to substantiate to the department the amount of qualified production expenditures of such applicants, and such other provisions as deemed necessary and appropriate.

LEGISLATIVE OBJECTIVES:

The proposed/emergency rule gives effect to the intention of the legislature in adopting this new tax credit program which was to provide immediate financial incentives to qualified New York City musical and theatrical production companies for productions that produce either paused or new performances shows during the next two years.

NEEDS AND BENEFITS:

This proposed/emergency is necessary in order to create the administrative process for a new tax credit program enacted in response to the devastating impact of the COVID-19 pandemic on the arts, entertainment, tourism, and recreation sectors in New York State generally, and on the New York City tourism and musical and theatrical industries in particular.

Arts, entertainment, and recreation has been one of the most COVID-19 impacted sectors in New York City and the sector where employment increases have been the slowest. According to recent statistics from the Department of Labor, employment in the "arts, entertainment and recreation" sector dropped by more than 66% from 87,000 in 2020 to about 34,100 in April 2021. A healthy, vibrant Broadway is essential to the recovery of New York's tourism and hospitality industries. Broadway productions draw visitors to New York City from all around the country and the world, helping drive the regional tourism economy.

Due to the indoor venues of eligible shows and the close proximity of patrons, actors, and crew, the reopening of large indoor recurring productions must be slower and more carefully planned than reopening for many other segments of the industry. Broadway productions are permitted to open; however, the financing of such large in-person events remains extremely challenging. As news of the New York City Musical and Theatrical Production Tax Credit has spread, industry plans have rebounded. Since the passage of the credit program, additional shows have been announced/planned for the fall and some are planning to open over this summer. The incentive this tax credit provides to Broadway is critical as the industry struggles to resume productions in a still highly uncertain economic environment and lingering public health threat.

The proposed/emergency rule provides the administrative framework for this new tax credit program. Specifically, the regulation provides the needed definitions for the program along with the eligibility criteria. It describes the application process and sets forth the evaluation criteria for final applications. It details that the credit shall be the product of 25 percent and the sum of the qualified production expenditures paid for during the qualified New York city musical and theatrical production's credit period and the credit shall not exceed \$3 million dollars per qualified New York city musical and theatrical production for productions whose first performance is during the first year in which applications are accepted. For productions who first performance is during the second year in which applications are accepted, such per production cap shall decrease to \$1.5 million per qualified New York city musical and theatrical production unless the Department determines that the New York City tourism economy has not sufficiently recovered based on analysis of key New York city economic indicators which shall include, but not be limited to, hotel occupancy rates, leisure and hospitality job rates, Metropolitan Transit Authority travel data, aviation data and other economic and travel metrics.

The regulation concludes by delineating that the overall fiscal cap on the program is one hundred (\$100) million dollars and goes on to delineate the specifics of a third party verification process, a record retention/ diversity reporting section, an appeal process for those disapproved applicants and the authorization for the Department of Economic Development and Department of Taxation and Finance to exchange information with each other for the purposes of this program.

- I. Costs to private regulated parties (the business applicants): None. The proposed/emergency rule will not impose any additional costs to eligible business applicants.
- II. Costs to the regulating agency for the implementation and continued administration of the rule: None.

III. Costs to the State government: None.

IV. Costs to local governments: None. The proposed/emergency rule will not impose any costs on local governments.

LOCAL GOVERNMENT MANDATES:

None. There are no local government mandates associated with this program.

PAPERWORK:

The proposed/emergency rule requires an application process and necessarily entails certain paperwork burdens including materials to be submitted as part of applications for tax credits, additional documents the Commissioner may request from applicants as part of his evaluation of applications, and certain records that must be maintained by program participants for auditing purposes.

DUPLICATION:

The proposed/emergency rule creates a new tax credit program and, accordingly, there is no risk of duplication in the adoption of the proposed/ emergency rule.

ALTERNATIVES:

No alternatives were considered with regard to not creating a new rule in response to the statutory requirement. The rule is authorized by statute.

FEDERAL STANDARDS:

There are no federal standards applicable to this program; it is purely a state tax credit program. Therefore, the proposed rule does not exceed any federal standard

COMPLIANCE SCHEDULE:

The affected agency (Department of Economic Development) and any applicants to this program will be able to achieve compliance with the regulation as soon as it is implemented.

Regulatory Flexibility Analysis

Participation in the New York City Musical and Theatrical Production tax credit program is entirely at the discretion of qualifying New York City musical and theatrical production companies. Neither statute nor the proposed/emergency rule impose any obligation on any local government or business entity to participate in the program. The proposed/emergency rule does not impose any adverse economic impact or compliance requirements on small businesses or local governments. In fact, the proposed/ emergency rule may have a positive economic impact on small businesses.

Because it is evident from the nature of the proposed/emergency rule that it will have either no impact or a positive impact on small businesses and local government, no further affirmative steps were needed to ascertain that fact and none were taken. Accordingly, a regulatory flexibility analysis for small businesses and local governments is not required and one has not been prepared.

Rural Area Flexibility Analysis

The New York City Musical and Theatrical Production tax credit program is geared to incentivize musical and theatrical productions returning to New York city. As such, the proposed/emergencyrule does not impose any special reporting, record keeping or other compliance requirements on private entities in rural areas. Therefore, the rule will not have a substantial adverse economic impact on rural areas nor on the reporting, record keeping or other compliance requirements on public or private entities in such rural areas. Accordingly, a rural area flexibility analysis is not required and one has not been prepared.

Job Impact Statement

The proposed/emergency rule creates the administrative process for the New York City Musical and Theatrical Production tax credit program. The program aims to incentivize production companies to return musical and theatrical productions to New York City and help spur much needed tourism at this difficult economic time and will not have a substantial adverse impact on jobs and employment opportunities; rather, the program is intended to increase employment opportunities.

Because it is evident from the nature of the rulemaking that it will have either no impact or a positive impact on job and employment opportunities, no further affirmative steps were needed to ascertain that fact and none were taken. Accordingly, a job impact statement is not required and one has not been prepared.

Education Department

EMERGENCY RULE MAKING

Addressing the COVID-19 Crisis

I.D. No. EDU-30-21-00003-E

Filing No. 1081

Filing Date: 2021-10-11 Effective Date: 2021-10-11

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

Action taken: Amendment of sections 52.30, 63.9, 70.4, 74.6, 75.2, 75.5, 76.2, 79-9.3, 79-10.3, 79-11.3, 79-12.3, 80-5.3, 80-5.4, 83.5, 87.2, 87.5, 145-2.15, 155.17, 200.5, 200.6 and 279.15 of Title 8 NYCRR.

Statutory authority: Education Law, sections 101, 207, 208, 210, 212, 301, 305, 308, 311, 661, 1709, 2801-a, 3001, 3001-d, 3004, 3004-c, 3009, 3035, 4402, 4403, 4404, 4410, 6501, 6504, 6506, 6507, 6527, 6802, 6909, 7404, 7704, 7904, 7904-a, 8206; L. 2020, ch. 110

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

Specific reasons underlying the finding of necessity: On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a state disaster emergency for the entire State of New York pursuant to Executive Order 202. In response, the Department presented, and the Board of Regents voted to adopt, numerous emergency regulations to address issues resulting from interruptions caused by the COVID-19 crisis and to provide regulatory flexibility during the crisis.

As of June 25, 2021, the state of emergency is no longer in effect.

However, the COVID-19 crisis continues to affect the State of New York. Therefore, to address additional issues resulting from the interruptions caused by the COVID-19 crisis and to provide additional regulatory flexibility, the Department is proposing further emergency regulatory amendments related to the following:

- · Incidental teaching;
- Substitute teachers;
- Special education teaching assignments in grades 7-12;
- Ability-to-Benefit (ATB) test;
- Snow day reporting;Special Education due process hearings;
- Continuous experience requirements for speech language pathology, audiology, and occupational therapy;
- In person supervision experience requirements for licensed clinical social work, licensed master social work, mental health counseling, marriage and family counseling, creative arts therapy, and psychoanalysis;
- Authorizing licensed pharmacists to administer the COVID-19 vaccine:
- · Examination timeframe requirements for Public Accounting applicants;
 - · Social work experience requirements;
 - Part 83 and Part 87 appeals and procedures; and
 - Office of State Review filings.

The proposed amendment was presented to the Full Board for adoption as an emergency rule at the July 2021 meeting of the Board of Regents, effective July 13, 2021. Since the Board of Regents meets at fixed intervals, the earliest the proposed amendment could be adopted by regular (nonemergency) action after expiration of the 60-day public comment period provided for in the State Administrative Procedure Act (SAPA) sections 201(1) and (5) would be the October 2021 Regents meeting. Furthermore, pursuant to SAPA 203(1), the earliest effective date of the proposed rule, if adopted at the October meeting, would be November 3, 2021, the date the Notice of Adoption would be published in the State

However, the emergency rule will expire on October 10, 2021. Therefore, a second emergency action is necessary at the September 2021 meeting for the preservation of the general welfare and public health in order to immediately provide flexibility for certain regulatory requirements in response to the COVID-19 crisis and to ensure the emergency action taken at the July 2021 meeting remains continuously in effect until the rule can be permanently adopted.

It is anticipated that the proposed rule will be presented to the Board of Regents for adoption as a permanent rule at its October 2021 meeting, which is the first scheduled meeting after expiration of the 60-day public comment period mandated by SAPA for State agency rule making.

Subject: Addressing the COVID-19 crisis.

Purpose: To provide flexibility for certain regulatory requirements in response to the COVID-19 crisis.

Substance of emergency rule (Full text is posted at the following State website: http://www.counsel.nysed.gov/rules/full-text-indices): Higher

Incidental Teaching:

At its December 2020 meeting, the Board of Regents permanently adopted regulatory amendments extending incidental teaching from up to five classroom hours a week to up to ten classroom hours a week during the 2020-2021 school year in response to the COVID-19 pandemic. This extension provided districts with additional flexibility in making teaching assignments, permitting certified teachers to teach a subject not covered by their certificate for up to ten classroom hours a week when no certified or qualified teachers are available after extensive and documented recruitment. The Department now proposes to extend incidental teaching from up to five classroom hours a week to up to ten classroom hours a week again during the 2021-2022 school year. This proposal continues to give districts another way to address staffing challenges exacerbated by the pandemic.

Substitute Teachers:

At its December 2020 meeting, the Board of Regents permanently adopted regulatory amendments allowing substitute teachers who did not hold a valid certificate and were not working towards certification, but held a high school diploma or its equivalent, to be employed by a school district or BOCES for more than 40 days during the 2020-2021 school year under the following circumstances in response to the pandemic:

- In extreme circumstances, these substitute teachers may be employed by the district or BOCES for up to an additional 50 days if the district superintendent or the superintendent certifies that the district or BOCES, as applicable, has conducted a good faith recruitment search for a properly certified candidate and determined that there are no available certified
- teachers that can perform the duties of such position.

 In rare circumstances, a district or BOCES may hire a substitute teacher beyond the 90 days, if a district superintendent or the superintendent attests that a good faith recruitment search has been conducted and that there are still no available certified teachers who can perform the duties of such position and that a particular substitute teacher is needed to work with a specific class or group of students until the end of the school

The Department is proposing to permit this flexibility again for substitute teachers who do not hold a valid certificate and are not working towards certification, but hold a high school diploma or its equivalent, during the 2021-2022 school year. This proposed extension enables districts to continually address the teacher shortages exacerbated by the pandemic with substitute teachers, if needed, subject to the same conditions as were in place last year.

Special Education Teaching Assignments in Grades 7-12:

The Department is proposing to allow teachers who hold a valid certificate in Students With Disabilities (Grades 1-6), Students With Disabilities (Grades 5-9) generalist, or Students With Disabilities (Grades 5-9) content specialist to teach students with disabilities in grades 7-12 during the 2021-2022 school year, provided that they otherwise meet all certification requirements for the teaching assignment. If these teachers instruct students with disabilities in grades 7-12 during the 2021-2022 school year, and they seek Professional certification in the future in the same title as the special education certificate held, they would be able to have the experience gained during this year count toward the Professional certificate experience requirement.

This one-year flexibility would enable districts to fill hard-to-staff middle and high school special education teaching assignments with teachers who have a background in special education. With this proposal, special education teachers who hold the certificate titles listed above would be able to provide special education programs and services to students with disabilities in grades 7-12 through collaboration and consultation with general education teachers as integrated co-teachers, consultant teachers, and/or resource room teachers providing supplemental instruction. If they do not also hold subject area certification in grades 7-12, they would not be able to teach a special class in grades 7-12 in a subject area.

Ability-to-Benefit (ATB) Test:

At its September 2020 Regents meeting, the Board permanently adopted amendments to section 145-2.15 of the Commissioner's regulations providing that where testing centers and institutions are unable to administer and proctor the ATB during the state of emergency declared by

the Governor for the COVID-19 crisis, the test may be administered and proctored remotely in accordance with federal requirements. In order to continue to provide this flexibility beyond the expiration of the state of emergency for individuals impacted by the COVID-19 crisis, the Department proposes to remove the language tying such amendment to the state of emergency. ATB tests must still be administered and proctored in accordance with federal requirements.

P12:

Snow Day Reporting:

At its April 2021 meeting the Board of Regents permanently adopted amendments to section 155.17(f) of the Commissioner's regulations to require notification from superintendents whenever a school's emergency plan or building-level school safety plan is activated that results in the closing of a school building in the district for snow emergency days during the 2020-21 school year. Previously, such notification was not required for routine snow emergency days, however, due to the COVID-19 crisis, the State has shifted to allowing and/or requiring remote instruction by

In response the Department offered a pilot program in 2020-21 school year allowing school districts to shift to remote instruction for days that a district would have otherwise closed due to a snow emergency. The Department has extended this school day pilot program through the 2021-22 school year; therefore, regulatory amendments are needed to continue requiring the reporting of snow emergency days to the Department in the 2021-22 school year.

Special Education Due Process Hearings:

At its February 2021 meeting the Board of Regents permanently adopted amendments to section 200.5(j)(5)(i) to allow impartial hearing officers to extend due process cases for up to 60 days rather than 30 days during the state of emergency declared for the COVID-19 crisis. The Department now proposes to extend this regulatory flexibility beyond the state of emergency to provide impartial hearing officers with continued flexibility as the COVID-19 crisis continues to affect witnesses', administrators', and parents' availability to partake in due process hearings.

Professions:

Continuous Experience:

At its February 2021 meeting, the Board of Regents permanently adopted amendments to sections 75.2, 75.5, and 76.2 of the Commissioner's regulations to allow the Department to excuse the continuous experience requirements for speech language pathology, audiology, and occupational therapy where such continuous experience could not be completed due to the state of emergency declared by the Governor pursuant to an Executive Order for the COVID-19 crisis. Since the state of emergency is no longer in effect, the Department proposes to amend such sections to remove language referencing the state of emergency in order to continue to provide the above flexibility for individuals impacted by the COVID-19 crisis.

In-Person Supervision Experience Requirements:

Also at its February 2021 meeting the Board permanently adopted amendments to Sections 74.6(c)(1)(v), 74.6(d)(1)(v), 79-9.3(c), 79-9.3(c)10.3(d), 79-11.3(c), and 79-12.3(c) of the Commissioner's regulations granting an exemption for in-person supervision experience requirements for licensed clinical social work, licensed master social work, mental health counseling, marriage and family counseling, creative arts therapy, and psychoanalysis where such in-person supervision could not be completed due to the state of emergency declared by the Governor pursuant to an Executive Order for the COVID-19 crisis. Again, because the state of emergency is no longer in effect, the Department proposes to amend such sections to remove language referencing the state of emergency in order to continue to provide the above flexibility for individuals impacted by the COVID-19 crisis.

COVID-19 Vaccine Pharmacists Administration:

Chapter 110 of the Laws of 2020 (Chapter 110) amended the Education Law to authorize licensed pharmacists to immunize patients against COVID-19. Pharmacists may administer this immunization pursuant to either patient specific orders or non-patient specific orders. The proposed amendment conforms the Commissioner's regulations to Chapter 110 by adding the COVID-19 vaccine to the list of immunizations licensed pharmacists are authorized to administer pursuant to section 63.9 of the Commissioner's regulations.

Public Accounting Examination Timeframe:

Also at its February 2021 meeting, the Board permanently adopted amendments to section 70.4 of the Commissioner's regulations to allow the Department to accept passing examination scores from Public Accounting applicants that are outside the required 18-month examination window where such examinations could not be completed within 18 months due to the state of emergency declared by the Governor for the COVID-19 crisis. In order to continue this flexibility beyond the expiration of the state of emergency for individuals who continue to be impacted by the COVID-19 crisis, the Department now proposes to amend such section to remove the language linking such flexibility to the time period of the state of emergency.

Social Work Experience Requirements:
At its February 2021 meeting, the Board permanently adopted amendments to section 52.3 of the Commissioner's regulation to allow the Department to modify professional educational program requirements for professional licensure, to the extent authorized by law, if such requirements cannot be successfully completed due to the State of emergency declared by the Governor pursuant to an Executive Order for the COVID-19 crisis.

In order to continue this flexibility beyond the expiration of the state of emergency for the profession of Social Work, the Department proposes to amend section 52.30 of the Commissioner's regulations to permit the Department to modify, to the extent authorized by law, the field experience, practicums or other such experience requirements relative to registered programs for licensed master social work and licensed clinical social work recognized as leading to licensure in licensed master social work and licensed clinical social work for individuals impacted by the COVID-19 crisis.

Part 83 and Part 87 Appeals:

The Board permanently adopted amendments to provide flexibility relating to Part 83 and Part 87 appeals and procedures at its February 2021

- Section 83.5 was amended to permit the Commissioner to excuse the filing timeframes relating to appeals to the Commissioner of a hearing officer's determination of good moral character where such late filings are due to the state of emergency declared by the Governor pursuant to an Executive Order for the COVID-19 crisis;
- Section 87.5 was amended to permit: (i) the Department to excuse late submissions relating to due process procedures for prospective employees' clearance for employment; and (ii) the Commissioner's designee to excuse late submissions relating to appeals of the Department's determination to deny prospective school employees' clearance for employment where such submissions are late due to the state of emergency declared by the Governor pursuant to an Executive Order for the COVID-19 crisis; and
- Section 87.2(k)(2) was amended to add to the definition of "prospective school employee" any individual who will reasonably be expected to provide services which involve online communication or interaction directly to students under the age of 21 during the period of a school closure ordered pursuant to an Executive Order of the Governor pursuant to a state of emergency for the COVID-19 crisis.

Since this flexibility was specifically linked to the time period of the state of emergency declared for the COVID-19 crisis, and this state of emergency has been lifted, additional amendments are needed to continue to provide this flexibility as COVID-19 continues to affect the State of New York. Therefore, the Department proposes to remove the language tying the above flexibility to the state of emergency.

Office of State Review:

The Board of Regents permanently adopted a new section 279.15 of the Commissioner's regulations at its February 2021 meeting to provide that a State Review Officer may authorize certain filings through electronic means during the state of emergency declared by the Governor pursuant to an Executive Order for the COVID-19 crisis.

Since this flexibility was specifically linked to the time period of the state of emergency declared for the COVID-19 crisis, and this state of emergency has been lifted, additional amendments are needed to continue to provide this flexibility as COVID-19 continues to affect the State of New York. Therefore, the Department proposes to remove the language tying the above flexibility to the state of emergency.

This notice is intended to serve only as a notice of emergency adoption. This agency intends to adopt the provisions of this emergency rule as a permanent rule, having previously submitted to the Department of State a notice of proposed rule making, I.D. No. EDU-30-21-00003-EP, Issue of July 28, 2021. The emergency rule will expire December 9, 2021

Text of rule and any required statements and analyses may be obtained from: Kirti Goswami, NYS Education Department, Office of Counsel, 89 Washington Avenue, Room 112EB, Albany, NY 12234, (518) 474-6400, email: legal@nysed.gov

Regulatory Impact Statement1. STATUTORY AUTHORITY:

Education Law § 101 continues existence of Education Department, with Board of Regents as its head, and authorizes Regents to appoint Commissioner of Education as Department's Chief Administrative Officer, which is charged with general management and supervision of all public schools and educational work of State.

Education Law § 207 empowers Regents and Commissioner to adopt rules and regulations to carry out State education laws and functions and duties conferred on the Department.

Education Law § 208 empowers the Regents to confer by diploma honorary degrees as they deem proper, establish examinations and award and confer suitable certificates, diplomas and degrees on persons who meet the prescribed requirements for such.

Education Law § 210 empowers the Regents to register domestic and foreign institutions in terms of New York standards, and fix the value of degrees, diplomas and certificates issued by institutions of other states or countries and presented to entrance to schools, colleges and the professions in New York.

Education Law § 212 permits the Department to charge fees for the issuance of a qualifying certificate for admission to a professional school.

Education Law § 305 establishes the general powers and duties of the

Commissioner of Education.

Education Law § 308 empowers the commissioner to cause to be instituted such proceedings and processes as may be necessary to property enforce and give effect to any provision in the Education Law or in any other general or special law pertaining to the school system of the state or any part thereof or to any school district or city and to enforce any rule or direction of the regents.

Education Law § 311 enumerates the powers of the Commissioner in reference to appeals, petitions and proceedings.

Education Law § 611 establishes a liberty scholarship advisory

Education Law § 1709 enumerates the powers and duties of boards of education of union free school districts.

Education Law § 2801 requires the board of education or trustees of every school district, board of cooperative educational services (BOCES), and county vocation extension boards to adopt and amend a code of conduct of the maintenance of order on school property.

Education Law § 2801-a requires the board of education or trustees of every school district, BOCSE, county vocational education and extension board, and the chancellor of the city school district of the city of New York to adopt and amend a comprehensive district-wide school safety plan and building-level emergency response and management plan.
Education Law § 3001 prescribes the qualifications of teachers.

Education Law § 3001-d provides that any nonpublic or private school may require, for the purposes of a criminal history record check, the fingerprinting of all prospective employees, who do not hold valid clearance pursuant to Education Law § § 3035, 3004-b, 509-cc, or Vehicle and Traffic Law § 1209-d. Additionally, such schools may conditionally appoint a prospective employee.

Education Law § 3004 directs the Commissioner of Education to prescribe regulations governing the examination and certification of teachers employed in all public schools of the State.

Education Law § 3004-c provides that when an applicant for a teaching certification is denied, the applicant shall be afforded notice and the right to be heard an offer proof in opposition to such determination in accordance with the regulations of the Commissioner of Education.

Education Law § 3009 provides that unqualified teachers shall not be paid from school moneys

Education Law § 3035 requires the Commissioner of Education to submit to the division of criminal justice services fingerprints of prospective employees and after receipt of a criminal history record, shall promptly notify the school whether the prospective employee is cleared for employment based upon his or her criminal history.

Education Law § 4402 establishes school district duties for the education of students with disabilities

Education Law § 4403 outlines the Department's responsibilities regarding special education programs and services to students with disabilities. Section 4403(3) authorizes the Department to adopt regulations as the Commissioner deems in their best interest.

Education Law § 4404 establishes the appeal procedures for students with disabilities. Subdivision (1) authorizes and requires the Commissioner to promulgate regulations relating to the qualifications, procedures and timelines for impartial hearings, as well as procedures for the suspension or revocation of impartial hearing officer certification for good cause.

Education Law § 4410(7) provides that a parent may file a written request with the board of education for an impartial hearing with respect to any matter relating to the identification, evaluation or educational placement of, or provision of a free appropriate public education to preschool students with disabilities. Subdivision (14) authorizes the Commissioner to adopt regulations to implement the such statute.

Education Law § 6501 provides that the admission to practice of a profession in New York State is accomplished by a license being issued to a qualified applicant by the Department.

Education Law § 6504 authorizes the Board of Regents to supervise the admission to and regulation of the practice of the professions.

Education Law § 6506 requires the Board of Regents to supervise the admission to the practice of the professions.

Education Law § 6507 requires the Commissioner and the Department to administer the admission to and the practice of the professions.

Education Law § 6527(7), as amended by Chapter 110 of the Laws of 2020, authorizes physicians to issue patient-specific orders for COVID-19 to pharmacists.

Education Law § 6802(22), as amended by Chapter 110 of the Laws of 2020, adds vaccination to prevent COVID-19 to the list of immunizations certified pharmacist may administer.

Education Law § 6909(7), as amended by Chapter 110 of the Laws of 2020, authorizes nurse practitioners to issue patient-specific orders for COVID-19 to pharmacists.

Education Law § 7404 enumerates the requirements for licensure as a certified public accountant.

Education Law § 7704 enumerates the requirements for licensure as a licensed master social worker and licensed clinical social worker

Education Law § 7904 enumerates the requirements for licensure as an occupational therapist.

Education Law § 7904-a enumerates the requirements for licensure as an occupational therapy assistant

Education Law § 8206 enumerates the requirements for licensure as a speech-language pathologist and audiologist.

2. LEGISLATIVE OBJECTIVES:

The proposed amendments are consistent with the above statutory authority and are necessary to address numerous issues resulting from the interruptions caused by the COVID-19 crisis.

3. NEEDS AND BÉNEFITS:

On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a state disaster emergency for the entire State of New York pursuant to Executive Order 202. In response, the Department presented, and the Board of Regents voted to adopt, numerous emergency regulations to address issues resulting from interruptions caused by the COVID-19 crisis and to provide regulatory flexibility during the crisis.

As of June 25, 2021, the state of emergency is no longer in effect. However, the COVID-19 crisis continues to affect the State of New York. Therefore, to address additional issues resulting from the interruptions caused by the COVID-19 crisis and to provide additional regulatory flexibility, the Department is proposing further emergency regulatory amendments related to the following:

- · Incidental teaching;
- Substitute teachers;
- Special education teaching assignments in grades 7-12;
- Ability-to-Benefit (ATB) test;
- · Snow day reporting;
- Special Education due process hearings;
- Continuous experience requirements for speech language pathology, audiology, and occupational therapy;
- In person supervision experience requirements for licensed clinical social work, licensed master social work, mental health counseling, marriage and family counseling, creative arts therapy, and psychoanalysis;
- Authorizing licensed pharmacists to administer the COVID-19 vaccine;
- Examination timeframe requirements for Public Accounting applicants;
 - · Social work experience requirements;
 - Part 83 and Part 87 appeals and procedures; and
 - Office of State Review filings.
 - 4. COSTS:
- a. Costs to State government: The amendments do not impose any costs on State government.

b. Costs to local government: The amendments do not impose any costs on local government.

- c. Costs to private regulated parties: The amendments do not impose any costs on private regulated parties.
- d. Cost to the regulatory agency: There are no additional costs to the State Education Department.

5. LOCAL GOVERNMENT MANDATES:

The proposed amendments require that for the 2021-22 school year, school districts must notify the commissioner whenever a school building is closed for snow emergency days. Due to the COVID-19 crisis, the State has shifted to allowing and/or requiring remote instruction by many districts. In light of this, the Department has offered a pilot program to allow school districts to shift to remote instruction for days that a district would have otherwise closed due to a snow emergency for the 2020-21 and 2021-22 school years. The notification of these remote instruction snow days is necessary for the Department to review and evaluate the snow day pilot program for possible future extension.

6. PAPERWORK:

The proposed amendments require that for the 2021-22 school year, school districts must notify the commissioner whenever a school building is closed for snow emergency days. Due to the COVID-19 crisis, the State has shifted to allowing and/or requiring remote instruction by many districts. In light of this, the Department has offered a pilot program to allow school districts to shift to remote instruction for days that a district would have otherwise closed due to a snow emergency for the 2020-21 and 2021-22 school years. The notification of these remote instruction snow days is necessary for the Department to review and evaluate the snow day pilot program for possible future extension.

7. DÚPLICATIÓN:

The proposed amendment does not duplicate existing State or Federal requirements.

8. ALTERNATIVES:

The proposed amendments are necessary to address issues resulting from the COVID-19 crisis and to provide flexibility for certain regulatory requirements in response to the COVID-19 crisis. There are no significant alternatives to the proposed amendments, and none were considered.

FEDERAL STANDARDS:

There are no applicable Federal standards. 10. COMPLIANCE SCHEDULE:

If adopted as an emergency rule at the July 2021 Regents meeting, the emergency rule will become effective July 13, 2021. It is anticipated that the proposed rule will be presented to the Board of Regents for permanent adoption at the October 2021 Regents meeting, after publication of the proposed amendment in the State Register and expiration of the 60-day public comment period required under the State Administrative Procedure Act. Because the emergency action will expire before the October 2021 Regents meeting, it is anticipated that an additional emergency action will be presented for adoption at the September 2021 meeting. If adopted at the October 2021 meeting, the proposed amendment will become effective on November 3, 2021.

Regulatory Flexibility Analysis

(a) Small businesses:

The proposed rule relates to addressing issues resulting from the COVID-19 crisis and providing flexibility for certain regulatory requirements in response to the COVID-19 crisis. The proposed amendments do not impose any adverse economic impact, reporting, recordkeeping or any other compliance requirements on small businesses. Because it is evident from the nature of the proposed amendments that they do not affect small businesses, no further measures were needed to ascertain that fact, and none were taken. Accordingly, a regulatory flexibility analysis for small businesses is not required and one has not been prepared.

(b) Local governments: 1. EFFECT OF RULE:

The purpose of the proposed amendments is to address issues resulting from the COVID-19 crisis and to provide flexibility for certain regulatory requirements in response to the COVID-19 crisis. The proposed amendments apply to each of the 731 public school districts in the State. 2. COMPLIANCE REQUIREMENTS:

On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a state disaster emergency for the entire State of New York pursuant to Executive Order 202. In response, the Department presented, and the Board of Regents voted to adopt, numerous emergency regulations to address issues resulting from interruptions caused by the COVID-19 crisis and to provide regulatory flexibility during the crisis.

As of June 25, 2021, the state of emergency is no longer in effect. However, the COVID-19 crisis continues to affect the State of New York. Therefore, to address additional issues resulting from the interruptions caused by the COVID-19 crisis and to provide additional regulatory flexibility, the Department is proposing further emergency regulatory amendments related to the following:

- Incidental teaching;
- Substitute teachers;
- Special education teaching assignments in grades 7-12;
- Ability-to-Benefit (ATB) test;
- Snow day reporting;
- Special Education due process hearings;
- Continuous experience requirements for speech language pathology, audiology, and occupational therapy;
- In person supervision experience requirements for licensed clinical social work, licensed master social work, mental health counseling, marriage and family counseling, creative arts therapy, and psychoanalysis;
- Authorizing licensed pharmacists to administer the COVID-19 vaccine;
- Examination timeframe requirements for Public Accounting applicants:
 - Social work experience requirements;
 - Part 83 and Part 87 appeals and procedures; and
 - Office of State Review filings.

The proposed amendment does require that for the 2021-22 school year,

school districts must notify the commissioner whenever a school building is closed for snow emergency days. Due to the COVID-19 crisis, the State has shifted to allowing and/or requiring remote instruction by many districts. In light of this, the Department has offered a pilot program to allow school districts to shift to remote instruction for days that a district would have otherwise closed due to a snow emergency for the 2020-21 and 2021-22 school years. The notification of these remote instruction snow days is necessary for the Department to review and evaluate the snow day pilot program for possible future extension.
3. PROFESSIONAL SERVICES:

The proposed amendment does not impose any additional professional services requirements on local governments.
4. COMPLIANCE COSTS:

The proposed amendment will not impose any additional costs on local governments beyond those imposed by statute.

5. ECONOMÍC AND TECHNOLÓGICAL FEASIBILITY:

The proposed rule does not impose any additional costs or technological requirements on local governments.

6. MINIMIZING ADVERSE IMPACT:

The proposed amendments are necessary to provide flexibility for certain regulatory requirements in response to the COVID-19 crisis. Accordingly, no alternatives were considered.
7. LOCAL GOVERNMENT PARTICIPATION:

Comments on the proposed rule were solicited from school districts through the offices of the district superintendents of each supervisory district in the State and from the chief school officers of the five big city school districts.

Rural Area Flexibility Analysis
1. TYPES AND ESTIMATED NUMBERS OF RURAL AREAS:

The proposed rule applies to each public school district in the State, including those located in the 44 rural counties with fewer than 200,000 inhabitants and the 71 towns and urban counties with a population density of 150 square miles or less.

2. REPORTING, RECORDKEEPING, AND OTHER COMPLIANCE REQUIREMENTS; AND PROFESSIONAL SERVICES:

On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a state disaster emergency for the entire State of New York pursuant to Executive Order 202. In response, the Department presented, and the Board of Regents voted to adopt, numerous emergency regulations to address issues resulting from interruptions caused by the COVID-19 crisis and to provide regulatory flexibility during the crisis.

As of June 25, 2021, the state of emergency is no longer in effect.

However, the COVID-19 crisis continues to affect the State of New York. Therefore, to address additional issues resulting from the interruptions caused by the COVID-19 crisis and to provide additional regulatory flexibility, the Department is proposing further emergency regulatory amendments related to the following:

- · Incidental teaching;
- Substitute teachers;
- Special education teaching assignments in grades 7-12;
- Ability-to-Benefit (ATB) test;
- · Snow day reporting;
- Special Education due process hearings;
- Continuous experience requirements for speech language pathology, audiology, and occupational therapy;
- In person supervision experience requirements for licensed clinical social work, licensed master social work, mental health counseling, marriage and family counseling, creative arts therapy, and psychoanalysis;
- Authorizing licensed pharmacists to administer the COVID-19 vaccine;
- Examination timeframe requirements for Public Accounting applicants;
 - · Social work experience requirements;
 - Part 83 and Part 87 appeals and procedures; and
 - Office of State Review filings.

The proposed amendment does require that for the 2021-22 school year, school districts must notify the commissioner whenever a school building is closed for snow emergency days. Due to the COVID-19 crisis, the State has shifted to allowing and/or requiring remote instruction by many districts. In light of this, the Department has offered a pilot program to allow school districts to shift to remote instruction for days that a district would have otherwise closed due to a snow emergency for the 2020-21 and 2021-22 school years. The notification of these remote instruction snow days is necessary for the Department to review and evaluate the snow day pilot program for possible future extension.

3. COSTS:

The proposed amendment will not impose any additional costs on school districts located in rural areas beyond those imposed by statute.

4. MINIMIZING ADVERSE IMPACT:

The proposed rule is necessary to address issues resulting from the COVID-19 crisis and to provide flexibility for certain regulatory requirement in response to the COVID-19 crisis. Therefore, no alternatives were considered for school districts located in rural areas.

5. RURAL AREA PARTICIPATION:

Comments on the proposed rule were solicited from school districts through the offices of the district superintendents of each supervisory district in the State, from the chief school officers of the five big city school districts and from charter schools, including those in rural areas.

Job Impact Statement

The purpose of the proposed amendments is to address issues resulting from the COVID-19 crisis and to provide flexibility for certain regulatory requirements in response to the COVID-19 crisis. The proposed amendment provides flexibility related to the following:

- Incidental teaching;
- Substitute teachers;
- Special education teaching assignments in grades 7-12;
- Ability-to-Benefit (ATB) test;
- · Snow day reporting;
- Special Education due process hearings;
- Continuous experience requirements for speech language pathology, audiology, and occupational therapy;
- In person supervision experience requirements for licensed clinical social work, licensed master social work, mental health counseling, marriage and family counseling, creative arts therapy, and psychoanalysis;
- Authorizing licensed pharmacists to administer the COVID-19 vac-
- Examination timeframe requirements for Public Accounting applicants:
 - Social work experience requirements;
 - Part 83 and Part 87 appeals and procedures; and
 - · Office of State Review filings.

Because it is evident from the nature of the proposed amendment that it will have no impact on the number of jobs or employment opportunities in New York State, no further steps were needed to ascertain that fact and none were taken.

Assessment of Public Comment

The agency received no public comment.

EMERGENCY RULE MAKING

Relates to Term Limits for Members of the Advisory Committee on Long-Term Clinical Clerkships

I.D. No. EDU-30-21-00004-E

Filing No. 1080

Filing Date: 2021-10-11 Effective Date: 2021-10-11

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

Action taken: Amendment of section 60.2 of Title 8 NYCRR.

Statutory authority: Education Law, sections 207, 605, 6501, 6504, 6506, 6507, 6508, 6524, 6525, 6526, 6541 and 6548

Finding of necessity for emergency rule: Preservation of general welfare. Specific reasons underlying the finding of necessity: At its June 2020 Regents meeting, the Board of Regents voted to adopt amendments to section 60.2 of the Commissioner's regulations. Section 60.2 provided that the members of the Advisory Committee on Long-Term Clinical Clerkships (Committee) are permitted to serve no more than two terms in succession, "except that a member may serve a succeeding third term if at least one of the preceding two terms was less than two years in duration. The June amendment removed such provision prohibiting members of the Committee from serving more than two terms in succession.

Due to a clerical error, the June 2020 amendments to the Commissioner's regulations filed with the Department of State inadvertently omitted other language regarding the staggering of terms of members of the committee that is unrelated to the above amendment and was not intended to be omitted. Therefore, the proposed necessary is necessary to resolve this clerical error by reinserting the unintentionally omitted language.

The proposed amendment was presented to the Full Board for adoption at the July 2021 meeting of the Board of Regents, effective July 13, 2021. Since the Board of Regents meets at fixed intervals, the earliest the proposed amendment could be adopted by regular (nonemergency) action after expiration of the 60-day public comment period provided for in the

State Administrative Procedure Act (SAPA) sections 201(1) and (5) would be the October 2021 Regents meeting. Furthermore, pursuant to SAPA 203(1), the earlier effective date of the proposed rule, if adopted at the October 2021 meeting, would be November 3, 2021 the date the Notice of Adoption would be published in the State Register.

However, the emergency rule will expire on October 10, 2021. Therefore, a second emergency action is necessary at the September 2021 meeting for the preservation of the general welfare in order to immediately make a technical correction to ensure that the amendments to the Commissioner's regulations adopted at the April 2021 meeting are properly administered pursuant to the policies established by the Board of Regents and to ensure that the emergency action taken at the July 2021 meeting remains continuously in effect until the rule can eb permanently adopted.

It is anticipated that the proposed rule will be presented to the Board of Regents for adoption as a permanent rule at the October 201 meeting, which is the first scheduled meeting after expiration of the 60-day public comment period mandated by SAPA for state agency rule making.

Subject: Relates to term limits for members of the advisory committee on long-term clinical clerkships.

Purpose: To make a technical amendment relating to term limits for members of the advisory committee on long-term clinical clerkships.

Text of emergency rule: 1. Subdivision (f) of section 60.2 of the Regulations of the Commissioner of Education is amended to read as follows:

- (f) Establishment of Advisory Committee on Long-Term Clinical Clerkships.
 - (1) ...
 - (2) ...
- (3) Terms of members. The terms of the members of the first committee appointed pursuant to subparagraphs (2)(v) through (viii) of this subdivision shall be so arranged that the terms of two members shall expire on June 30, 2013, the terms of two on June 30, 2014, and the terms of two on June 30, 2015, and the terms of two on June 30, 2016. Thereafter, all members appointed pursuant to subparagraphs (2)(v) through (viii) of this subdivision shall be appointed to serve a term of four years each, beginning with the first day of July next following the ending of the term to which each, respectively, is to succeed, except that an appointment to fill a vacancy created other than by the expiration of a term shall be for the unexpired term.
- (4) Duties of the Advisory Committee on Long-Term Clinical Clerkships. The committee shall gather and study existing research on relevant issues, such as health workforce demands and trends, health workforce diversity and Board of Regents policy determinations. Based on such research and policy determinations, the committee shall:
 - (i) ... (ii) ...
 - (iii) ...
 - (iv) ...
- [(4)] (5) After consideration of the committee's recommendations, the Department shall make a recommendation to the Board of Regents as to whether an application for authorization to place students in a long-term clinical clerkship should be approved. Upon approval by the Board of Regents, the medical school shall be authorized to place students in longterm clinical clerkships in New York State pursuant to standards and/or limitations prescribed by the Board of Regents.
- [(5)] (6) Until the Board of Regents approves the new standards and processes for approval for the placement of students in international medical schools in long-term clinical clerkships, schools currently approved for such purpose will continue to be subject to the current standards and processes prescribed in subdivision (c) of this section.

This notice is intended to serve only as a notice of emergency adoption. This agency intends to adopt the provisions of this emergency rule as a permanent rule, having previously submitted to the Department of State a notice of proposed rule making, I.D. No. EDU-30-21-00004-EP, Issue of July 28, 2021. The emergency rule will expire December 9, 2021

Text of rule and any required statements and analyses may be obtained from: Kirti Goswami, NYS Education Department, Office of Counsel, 89 Washington Avenue, Room 112EB, Albany NY, 12234, (518) 474-6400, email: legal@nysed.gov

Regulatory Impact Statement

Í. STAŤUTÔRY AUTHORITY:

Section 207 of the Education Law grants general rulemaking authority to the Board of Regents to carry into effect the laws and policies of the State relating to education.

Subdivisions (3) and (4) of section 605 of the Education Law authorize the Board of Regents to award professional education in medicine or den-

tistry scholarships and Regents physician shortage scholarships annually. Subdivision (1) of section 6501 of the Education Law establishes the licensure requirements for the professions in Title VIII of the Education Law.

Section 6504 of the Education Law authorizes the Board of Regents to supervise the admission to and regulation of the practice of the professions.

Subdivision (1) of section 6506 of the Education Law authorizes the Board of Regents to supervise the admission to the practice of the professions and to promulgate rules to carry out such supervision.

Paragraph (a) of subdivision (2) of section 6507 of the Education Law authorizes the Commissioner of Education to promulgate regulations in administering the admission to and the practice of the professions.

Subdivision (1) of section 6508 authorizes the Board of Regents, on the

Subdivision (1) of section 6508 authorizes the Board of Regents, on the recommendation of the Commissioner of Education to appoint a board for each profession for the purpose of assisting the Board of Regents and the Department on matters of professional licensing, practice, and conduct.

Section 6524 of the Education Law establishes the requirements for licensure as a physician.

Section 6525 of the Education Law establishes the limited permit requirements for applicants for licensure as physicians.

Section 6526 of the Education Law establishes the exemptions under persons may practice medicine within New York without a license.

Section 6541 of the Education Law establishes the requirements for licensure as a physician assistant.

Section 6548 of the Education Law establishes the requirements for registration as a specialist assistant.

2. LEGISLATIVE OBJECTIVES:

The proposed amendment carries out the legislative intent of the aforementioned statutes that the Board of Regents and the Department regulate the admission to and the practice in the professions, as well as the Board of Regents' authority create the Advisory Committee on Long-Term Clinical Clerkships (Committee), establish the composition of the Committee, set the terms of the Committee members, define the duties of the Committee, and establish the procedure for consideration of the Committee's recommendations by the Department and the Board of Regents.

At its June 2020 Regents meeting, the Board of Regents voted to adopt amendments to section 60.2 of the Commissioner's regulations. Section 60.2 provided that the members of the Advisory Committee on Long-Term Clinical Clerkships (Committee) are permitted to serve no more than two terms in succession, "except that a member may serve a succeeding third term if at least one of the preceding two terms was less than two years in duration." The June amendment removed such provision prohibiting members of the Committee from serving more than two terms in succession

Due to a clerical error, the June 2020 amendments to the Commissioner's regulations filed with the Department of State inadvertently omitted other language regarding the staggering of terms of members of the committee that is unrelated to the above amendment and was not intended to be omitted. Therefore, the proposed necessary is necessary to resolve this clerical error by reinserting the unintentionally omitted language.

3. NEEDS AND BENEFITS:

Due to a clerical error, the June 2020 amendments to the Commissioner's regulations filed with the Department of State concerning the Committee inadvertently omitted other language regarding the staggering of terms of members of the committee that is unrelated to the above amendment and was not intended to be omitted. Therefore, the proposed amendment is necessary to resolve this clerical error by reinserting the omitted language.

4. COSTS:

- (a) Costs to State government. There are no additional costs to State government.
- (b) Costs to local government. There are no additional costs to local government.
- (c) Costs to private regulated parties. There are no additional costs to private regulated parties.
- (d) Costs to the regulatory agency. There are no additional costs to the State Education Department.

5. LOCAL GOVERNMENT MANDATES:

The proposed amendment does not impose any program, service, duty, or responsibility on local governments.

6. PAPERWORK:

The proposed amendment imposes no new forms, reporting requirements, or other recordkeeping or paperwork requirements.

7. DUPLICATION:

The proposed amendment does not duplicate any other existing State or federal requirements.

8. ALTERNATIVES:

The proposed amendment to section 60.2 of the Regulations of the Commissioner of Education is necessary to resolve a clerical error by reinserting language from the June 2020 amendment that was unintentionally omitted when the amendment was filed with the Department of State. There are no significant alternatives to the proposed amendment, and none were considered.

9. FEDERAL STANDARDS:

No Federal standards apply to the subject of this proposed rule making. The Federal government does not regulate the establishment of State advisory committees on clinical clerkships in medicine or their composition, the terms of their committee members or their committee duties. Since there are no applicable federal standards, the proposed amendment does not exceed any minimum federal standards for the same or similar subject areas.

10. COMPLIANCE SCHEDULE:

It is anticipated that regulated parties will be able to comply with the proposed amendment by the effective date.

Regulatory Flexibility Analysis

At its June 2020 Regents meeting, the Board of Regents voted to adopt amendments to section 60.2 of the Commissioner's regulations. Section 60.2 provided that the members of the Advisory Committee on Long-Term Clinical Clerkships (Committee) are permitted to serve no more than two terms in succession, "except that a member may serve a succeeding third term if at least one of the preceding two terms was less than two years in duration." The June amendment removed such provision prohibiting members of the Committee from serving more than two terms in succession.

Due to a clerical error, the June 2020 amendments to the Commissioner's regulations filed with the Department of State inadvertently omitted other language regarding the staggering of terms of members of the committee that is unrelated to the above amendment and was not intended to be omitted. Therefore, the proposed amendment is necessary to resolve this clerical error by reinserting the unintentionally omitted language.

The proposed amendment is applicable to all international medical schools seeking approval to place their students in long-term clinical clerkships in New York State. The proposed amendment will not impose any new reporting, recordkeeping or any other compliance requirements, or have any adverse economic impact, on small businesses or local governments. Because it is evident from the nature of the proposed amendment that it will not adversely affect small businesses or local governments, no affirmative steps were needed to ascertain that fact and none were taken. Accordingly, a regulatory flexibility analysis for small businesses and local governments is not required, and one has not been prepared.

Rural Area Flexibility Analysis

At its June 2020 Regents meeting, the Board of Regents voted to adopt amendments to section 60.2 of the Commissioner's regulations. Section 60.2 provided that the members of the Advisory Committee on Long-Term Clinical Clerkships (Committee) are permitted to serve no more than two terms in succession, "except that a member may serve a succeeding third term if at least one of the preceding two terms was less than two years in duration." The June amendment removed such provision prohibiting members of the Committee from serving more than two terms in succession.

Due to a clerical error, the June 2020 amendments to the Commissioner's regulations filed with the Department of State inadvertently omitted other language regarding the staggering of terms of members of the committee that is unrelated to the above amendment and was not intended to be omitted. Therefore, the proposed amendment is necessary to resolve this clerical error by reinserting the unintentionally omitted language.

The proposed amendment is applicable to all international medical schools seeking approval to place their students in long-term clinical clerkships in New York State. The proposed amendment does not impact entities in rural areas of New York State. Accordingly, no further steps were needed to ascertain the impact of the proposed amendment on entities in rural areas and none were taken. Thus, a rural area flexibility analysis is not required and one has not prepared.

Job Impact Statement

At its June 2020 Regents meeting, the Board of Regents voted to adopt amendments to section 60.2 of the Commissioner's regulations. Section 60.2 provided that the members of the Advisory Committee on Long-Term Clinical Clerkships (Committee) are permitted to serve no more than two terms in succession, "except that a member may serve a succeeding third term if at least one of the preceding two terms was less than two years in duration." The June amendment removed such provision prohibiting members of the Committee from serving more than two terms in succession.

Due to a clerical error, the June 2020 amendments to the Commissioner's regulations filed with the Department of State inadvertently omitted other language regarding the staggering of terms of members of the committee that is unrelated to the above amendment and was not intended to be omitted. Therefore, the proposed amendment is necessary to resolve this clerical error by reinserting the unintentionally omitted language.

The proposed amendment will not have a substantial adverse impact on jobs and employment opportunities. Because it is evident from the nature of the proposed amendment that it will not affect job and employment op-

portunities, no affirmative steps were needed to ascertain these facts and none were taken. Accordingly, a job impact statement is not required and one has not prepared.

Assessment of Public Comment

The agency received no public comment.

EMERGENCY RULE MAKING

Prohibits Schools from Filing a Law Suit Against Parents or **Guardians for Unpaid Meal Fees**

I.D. No. EDU-39-21-00012-E

Filing No. 1071

Filing Date: 2021-10-06 Effective Date: 2021-10-06

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

Action taken: Amendment of section 114.5 of Title 8 NYCRR.

Statutory authority: Education Law, sections 101, 207, 208, 209, 305, 908; L. 2021, ch. 315

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

Specific reasons underlying the finding of necessity: The proposed amendment to section 114.5 of the Regulations of the Commissioner of Education is necessary to implement Chapter 315 of the Laws of 2021, which amended the Education Law, effective July 29, 2021. Chapter 315 prohibits public school districts, charter schools and non-public schools participating in the National School Lunch Program or School Breakfast

participating in the National School Lunch Program or School Breakfast Program in which there is a school where all pupils are not eligible to be served breakfast and lunch under the Community Eligibility Provision or Provision Two of the Federal National School Lunch Act, 42 U.S.C. Sec. 1751 et seq., from filing a lawsuit against a student's parent or guardian if such student has unpaid school meal fees.

Since the Board of Regents meets at fixed intervals, the earliest the proposed amendment could be adopted by regular (nonemergency) action after expiration of the 60-day public comment period provided for in the State Administrative Procedure Act (SAPA) sections 201(1) and (5) would be the January 2022 Regents meeting. Furthermore, pursuant to SAPA 203(1), the earlier effective date of the proposed rule, if adopted at the January meeting, would be January 26, 2022, the date the Notice of Adoption would be published in the State Register.

Therefore, emergency action is necessary at the September 2021 meet-

Therefore, emergency action is necessary at the September 2021 meeting for the preservation of the general welfare to conform the Commissioner's regulations to Chapter 315 of the Laws of 2021.

It is anticipated that the proposed rule will be presented to the Board of Regents for adoption as a permanent rule at the January 2022 meeting, which is the first scheduled meeting after expiration of the 60-day public comment period mandated by SAPA for state agency rule making. However, since the emergency action will expire before the January 2022 Regents meeting, it is anticipated that an additional emergency action will be presented for adoption at the November 2021 Regents meeting.

Subject: Prohibits schools from filing a law suit against parents or guardians for unpaid meal fees

Purpose: To implement and conform Commissioner's Regulations according to chapter 315 of the Laws of 2021.

Text of emergency rule: Subparagraph (iv) of paragraph (5) of subdivision (b) of section 114.5 of the Regulations of the Commissioner of Education, is amended, as follows:

(iv) take any action directed at a pupil to collect unpaid school meal fees. A school or school district may attempt to collect unpaid school meal fees from a student's parent or guardian, but shall not use a debt collector, as defined in section 803 of the Federal Consumer Credit Protection Act, 15 U.S.C. Sec. 1692a or file a lawsuit against such student's parent

This notice is intended to serve only as a notice of emergency adoption. This agency intends to adopt the provisions of this emergency rule as a permanent rule, having previously submitted to the Department of State a notice of proposed rule making, I.D. No. EDU-39-21-00012-P, Issue of September 29, 2021. The emergency rule will expire January 3, 2022.

Text of rule and any required statements and analyses may be obtained from: Kirti Goswami, NYS Education Department, Office of Counsel, 89 Washington Avenue, Room 112 EB, Albany, NY 12234, (518) 474-6400, email: legal@nysed.gov

Regulatory Impact Statement

Í. STAŤUTÔRY AUTHORITY:

Education Law § 101 continues the existence of the Education Depart-

ment, with the Board of Regents as its head, and authorizes the Regents to appoint the Commissioner as chief administrative officer of the Department, which is charged with the general management and supervision of public schools and the educational work of the State.

Education Law § 207 grants general rule making authority to the Board of Regents to carry into effect the laws and policies of the State relating to education.

Education Law section 305(1) and (2) provide the Commissioner, as chief executive officer of the State's education system, with general supervision over all schools and institutions subject to the Education Law, or any statute relating to education, and responsibility for executing all educational policies of the Regents.

Education Law § 308 authorizes the Commissioner to enforce and give effect to any provision in the Education Law or in any other general or special law pertaining to the school system of the State or any rule or direction of the Regents

Education Law § 908 sets forth the requirements for the prohibition against meal shaming.

Chapter 315 of the Laws of 2021 (Chapter 315) amended section 908 to prohibit public school districts, charter schools, and non-public schools that participate in the National School Lunch Program or School Breakfast Program from filing a lawsuit against a student's parents or guardians if such student has unpaid school meal fees. This does not apply to schools that participate in the Community Eligibility Provision or Provision Two of the Federal National School Lunch Act, 42 U.S.C. Sec 1751 et seq., which permits all students to be served free breakfast and lunch.

2. LEGISLATIVE OBJECTIVES:

The proposed amendment is consistent with the above statutory authority and is necessary to implement and otherwise conform Commissioner's Regulations to the requirements of Education Law § 908 as amended by Chapter 315, which prohibit public school districts, charter schools, and non-public schools that participate in the National School Lunch Program or School Breakfast Program from filing a lawsuit against a student's parents or guardians if such student has unpaid school meal fees.

3. NEEDS AND BENEFITS:

Chapter 315 amended Education Law § 908 to prohibit public school districts, charter schools, and non-public schools that participate in the National School Lunch Program or School Breakfast Program from filing a lawsuit against a student's parents or guardians if such student has unpaid school meal fees. This does not apply to schools that participate in the Community Eligibility Provision or Provision Two of the Federal National School Lunch Act, 42 U.S.C. Sec 1751 et seq., which permits all students to be served free breakfast and lunch.

The proposed amendment to section 114.5 of the Commissioner's regulations implements the provisions of Chapter 315 by adding a provision that prohibits schools from bringing a lawsuit against a student's parents or guardians if such student has unpaid school meal fees.

4. COSTS

- (a) Costs to State government: There are no additional costs to State government.
- (b) Costs to local government: There are no additional costs to local government..
- (c) Cost to private regulated parties: The proposed amendment does not impose any additional costs on regulated parties.
- (d) Cost to the regulatory agency: The proposed amendment will not impose any additional costs on the Department.

5. LOCAL GOVERNMENT MANDATES:

The proposed rule does not impose any program, service, duty or responsibilities on local governments, but merely implements and otherwise conforms Commissioner's Regulations to Chapter 315.

6. PAPERWORK:

The proposed rule does not require any additional paperwork, and is necessary to implement Chapter 315.

7. DUPLICATION:

The proposed amendment does not duplicate any other existing State or Federal requirements.

8. ALTERNATIVES:

The proposed rule is necessary to implement Chapter 315. There were no significant alternatives considered.

9. FEDERAL STANDARDS:

There are no applicable Federal standards. 10. COMPLIANCE SCHEDULE:

If adopted as an emergency rule at the September 2021 Regents meeting, the emergency rule will become effective September 29, 2021. It is anticipated that the proposed rule will be presented to the Board of Regents for permanent adoption at the January 2022 Regents meeting, after publication of the proposed amendment in the State Register and expiration of the 60-day public comment period required under the State Administrative Procedure Act. It is anticipated that regulated parties can achieve compliance with the proposed rule by its effective date.

Regulatory Flexibility Analysis

(a) Small businesses:

The proposed rule is necessary to implement Education Law § 908, as amended by Chapter 315 of the Laws of 2021, which prohibits public school districts, charter schools and non-public schools participating in the National School Lunch Program or School Breakfast Program in which there is a school where all pupils are not eligible to be served breakfast and lunch under the Community Eligibility Provision or Provision Two of the Federal National School Lunch Act, 42 U.S.C. Sec. 1751 et seq., from filing a lawsuit against a student's parent or guardian if such student has unpaid school meal fees. The proposed rule does not impose any economic impact, or other compliance requirements on small businesses. Because it is evident from the nature of the proposed rule that it does not affect small businesses, no further measures were needed to ascertain that fact and none were taken. Accordingly, a regulatory flexibility analysis for small businesses is not required and one has not been prepared.

(b) Local governments:

1. EFFECT OF RULE:

The proposed rule applies to all public, charter and non-public schools that participate in the National School Lunch Program or School Breakfast Program in this State when there is a school at which all pupils are not eligible to be served breakfast and lunch under the Community Eligibility Provision or Provision Two of the Federal National School Lunch Act, 42 U.S.C. Sec. 1751 et seq..
2. COMPLIANCE REQUIREMENTS:

The proposed rule prohibits lawsuits against students' parents or guardians for unpaid meal fees, as required by Education Law § 908, as amended by Chapter 315 of the Laws of 2021.

3. PROFESSIONAL SERVICES:

The proposed rule does not impose any additional professional service requirement on local governments.

4. COMPLIANCE COSTS:

The proposed amendment will not impose any costs on local governments.

5. ECONOMIC AND TECHNOLOGICAL FEASIBILITY:

The proposed rule does not impose any additional technological requirements on local governments. Economic feasibility is discussed above in the Compliance Costs section.

6. MINIMIZING ADVERSE IMPACT:

The proposed rule is necessary to implement Education Law § 908, as amended by Chapter 315 of the Laws of 2021. There were no significant alternatives considered.

7. LOCAL GOVERNMENT PARTICIPATION:

Comments on the proposed rule will be solicited from school districts through the offices of the district superintendents of each supervisory district in the State, from the chief school officers of the five big city school

Rural Area Flexibility Analysis

1. TYPES AND EŠTIMATED NUMBERS OF RURAL AREAS:

The proposed rule applies to all public, charter and non-public schools that participate in the National School Lunch Program or School Breakfast Program in this State when there is a school at which all pupils are not eligible to be served breakfast and lunch under the Community Eligibility Provision or Provision Two of the Federal National School Lunch Act, 42 U.S.C. Sec. 1751 et seq., including those located in the 44 rural counties with less than 200,000 inhabitants and the 71 towns in urban counties with a population density of 150 per square mile or less.

2. REPORTING, RECORDKEEPING, AND OTHER COMPLIANCE REQUIREMENTS; AND PROFESSIONAL SERVICES:

The proposed rule is necessary to implement Education Law § 908, as amended by Chapter 315 of the Laws of 2021 (Chapter 315), which prohibits public school districts, charter schools and non-public schools participating in the National School Lunch Program or School Breakfast Program in which there is a school where all pupils are not eligible to be served breakfast and lunch under the Community Eligibility Provision or Provision Two of the Federal National School Lunch Act, 42 U.S.C. Sec. 1751 et seq., from filing a lawsuit against a student's parent or guardian if such student has unpaid school meal fees.

The proposed amendment is necessary to conform the Commissioner's regulations with Chapter 315, and does not impose any additional costs to public, charter and non-public schools, including those in rural areas.

4. MINIMIZING ADVERSE IMPACT:

The proposed rule is necessary to implement Education Law § 908, as amended by Chapter 315 of the Laws of 2021. Therefore, no alternatives were considered for public, charter and non-public schools located in rural

5. RURAL AREA PARTICIPATION:

Comments on the proposed rule will be solicited from school districts through the offices of the district superintendents of each supervisory district in the State, from the chief school officers of the five big city school districts and from charter schools, including those in rural areas.

Job Impact Statement

The proposed rule is necessary to implement Education Law § 908, as amended by Chapter 315 of the Laws of 2021, which prohibits public school districts, charter schools and non-public schools participating in the National School Lunch Program or School Breakfast Program in which there is a school where all pupils are not eligible to be served breakfast and lunch under the Community Eligibility Provision or Provision Two of the Federal National School Lunch Act, 42 U.S.C. Sec. 1751 et seq., from filing a lawsuit against a student's parent or guardian if such student has unpaid school meal fees. Because it is evident from the nature of the proposed rule that it will have no impact on the number of jobs or employment opportunities in New York State, no further steps were needed to ascertain that fact and none were taken. Accordingly, a job impact statement is not required and one has not been prepared.

Assessment of Public Comment

The agency received no public comment.

Department of Environmental Conservation

EMERGENCY RULE MAKING

Zoar Valley Multiple Use Area Including Zoar Valley Unique Area and Onondaga Escarpment Unique Area

I.D. No. ENV-31-21-00001-E

Filing No. 1077

Filing Date: 2021-10-08 Effective Date: 2021-10-08

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

Action taken: Amendment of section 190.25; addition of section 190.10(h) to Title 6 NYCRR.

Statutory authority: Environmental Conservation Law, sections 1-0101, (3)(b), 3-0301(1)(d), (2)(m), (3)(b), 9-0105(1), (3), 45-0111(6), 45-0117(1)and (2)(n)

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

Specific reasons underlying the finding of necessity: This emergency rulemaking is necessary to address public safety by expanding public access restrictions within the Zoar Valley Multiple Use Area, including the Zoar Valley Unique Area. There have been numerous serious injuries to visitors in the last decade, including fatalities. Although some of these incidents occurred on private neighboring properties, the Department is committed to restricting such access to protect public safety.

The emergency regulations will also address protection of the Onondaga Escarpment Unique Area by restricting unregulated activities to those compatible with the small and sensitive nature of this Unique Area. Some of these activities have the potential to endanger the health and safety of users of the property and those of neighboring properties. Due to a dramatic increase in public use of these areas, natural degradation, including degradation to fragile ecsosystems has occurred. Trampling of vegetation has resulted in the exposure and compaction of soils putting plant communities at risk.

Compliance with the normal rulemaking process would delay implementation and would thus be contrary to the public interest of providing a safe and environmentally sound setting for outdoor recreation. The Department has the statutory authority to promulgate regulations under Environmental Conservation Law ("ECL") section 3-0301.

Subject: Zoar Valley Multiple Use Area including Zoar Valley Unique Area and Onondaga Escarpment Unique Area.

Purpose: To protect public health, safety, general welfare and natural resources on the Zoar Valley MUA/UA and the Onondaga Escarpment UA.

Text of emergency rule: 1. Amend 6 NYCRR section 190.10, Unique Areas, by adding a new subdivision (h) to read as follows:

(h) Onondaga Escarpment Unique Area. Those state lands situated in

the Town of Newstead, Erie County, recorded in Liber 10369 on page 72 and being a portion of lots 40, 43 and 44 of Township 12, range 5 and more particularly described as "Project: E-UC Erie 18" (Map No. 10688), on file in the central and regional offices of the department.

(1) fires are prohibited at all times, except prescribed fires as directed

by the department;

(2) bathing and swimming are prohibited;

(3) camping is prohibited; (4) snowmobile use is prohibited;

- (5) parking of motor vehicles is permitted only in designated sites;
- (6) discharging of a firearm is prohibited except as authorized under section 190.10(h)(7);
- (7) hunting and trapping are prohibited, except by authorized permit issued by the department;

(8) off?128;road vehicle use is prohibited;

(9) the area is open for public entry and use only from one-half hour before sunrise until one-half hour after sunset;

- (10) the riding, driving, or leading of horses is prohibited.

 2. Amend 6 NYCRR section 190.25, Zoar Valley Multiple Use Area, including the Zoar Valley Unique Area by adding new subdivisions (r), (s), (t) and (u) to read as follows:
- (r) No person shall proceed upstream, either by land or water, in the area beginning at the abandoned Forty Road bridge abutments, and extending upstream on the South Branch of Cattaraugus Creek to the state land boundary line, except for licensed anglers for the purpose of fishing, or by authorized permit issued by the department;

(s) No person shall enter any area designated as restricted by the department, except on trails designated and marked by the department, or

by authorized permit issued by the department;

(t) No person shall enter the area within 15 feet of cliff edges; except on trails designated and marked by the department; when engaged in ice climbing or rappelling by rope; or by authorized permit issued by the

(u) No person shall scale or climb cliff walls, including any waterfall, except when engaged in ice climbing or rappelling by rope; or by authorized permit issued by the department.

This notice is intended to serve only as a notice of emergency adoption. This agency intends to adopt the provisions of this emergency rule as a permanent rule, having previously submitted to the Department of State a notice of proposed rule making, I.D. No. ENV-31-21-00001-EP, Issue of August 4, 2021. The emergency rule will expire December 6, 2021

Text of rule and any required statements and analyses may be obtained *from:* Patrick Marren, Department of Environmental Conservation, 270 Michigan Avenue, Buffalo, NY 14203, (716) 851-7046, email: dec.sm.R9.LFRegs@dec.ny.gov

Additional matter required by statute: A Short EAF has been prepared in compliance with Article 8 of the Environmental Conservation Law.

Regulatory Impact Statement

1. Statutory authority:

Environmental Conservation Law ("ECL") § 1-0101 establishes as a policy of the State of New York to conserve, improve and protect its natural resources and environment.

ECL § 1-0101(3)(b) directs the Department of Environmental Conservation (Department) to guarantee "that the widest range of beneficial uses of the environment is attained without risk to health or safety, unnecessary degradation or other undesirable or unintentional consequences.'

ECL § 3-0301(1)(b) empowers the Department to "[p]romote and coordinate management of... land resources to assure their protection, enhancement, provision, allocation, and balanced utilization... and take into account the cumulative impact upon all such resources in promulgating any rule or regulation.'

ECL § 3-0301(1)(p) authorizes the Department to "[a]dminister properties having unique natural beauty, wilderness character, or geological, ecological or historical significance dedicated by law to the State Nature and Historical Preserve.

ECL §§ 45-0117(1),45-0117(2)(n) authorize the Department to "manage and exercise custody and control over lands dedicated pursuant to [the State Nature and Historical Preserve trust].

ECL § 9-0105(1) authorizes the Department to "[e]xercise care, custody, and control of the several preserves, parks and other state lands described in [Article 9 of the ECL].

ECL § 9-0105(19) authorizes the Department to "manage and conserve plants and ecological communities that are rare in New York State, located on state-owned lands under the jurisdiction of the Department.'

ECL § 3-0301(2)(m) authorizes the Department to adopt rules and regulations "as may be necessary, convenient or desirable to effectuate the purposes of [the ECL].

ECL § 9-0105(3) authorizes the Department to "[m]ake necessary rules and regulations to secure proper enforcement of [ECL Article 9].'

2. Legislative objectives:

ECL § 1-0101 establishes as the policy of the State of New York to conserve, improve and protect its natural resources and environment. ECL §§ 3-0301, 9-0105 empowers the Department to exercise care, custody, and control over certain state lands and other real property. The Department is also authorized to promulgate rules and regulations for the use of such lands (see ECL §§ 3-0301(2) (m) and 9-0105). Consistent with this authority, the proposed regulations are crafted to protect natural resources and the health, safety and general welfare of those who engage in recreational activities within the Zoar Valley Multiple Use Area including Zoar Valley Unique Area and the Onondaga Escarpment Unique Area.

Needs and benefits:

a. Onondaga Escarpment Unique Area (UA)

The Onondaga Escarpment UA is a 50-acre property bordering the village of Akron, in the Town of Newstead in northeastern Erie County. The property was acquired in 1991. Prior to state ownership, the Onondaga Escarpment UA was used for mining activities and later for animal grazing and recreation. Those activities degraded the site, though rare and uncommon plant communities persisted, including populations of threatened plant species.

Because of its proximity to the Village of Akron, the Onondaga Escarpment UA is a popular area for recreational visitors. Hiking and nature observation are the most common activities. The trampling of vegetation has resulted in exposed and compacted soil. Bicyclists are attempting to build trails in locations that are undesirable and unsustainable. Unauthorized use of off-road vehicles create muddy trail conditions. Garbage, trash, and broken glass are despoiling the character of the property and raising public safety concerns.

The Onondaga Escarpment UA is surrounded on two sides by Akron Central School, including school buildings and athletic fields. A private airport borders the property to the south. The small size and proximity to the school grounds and airport limit the ability of the property to support some recreational activities, including camping, hunting, horseback rid-

ing, and biking.

The proposed regulations are intended to protect the area from resource damage caused by unregulated activities that are incompatible with the small and sensitive nature of the site and to protect visitors and neighboring property users by restricting certain activities most likely to endanger the health and safety of those users. The major provisions of the proposed regulations will establish the hours of use, prohibit fires, camping, horseback riding, bathing, swimming, snowmobiles, and off-road vehicles, as well as requiring parking of motor vehicles in designated sites only. These proposals will help to protect the natural resources from overuse and abuse. Additionally, the proposed regulations prohibit the discharging of a firearm, hunting, and trapping unless otherwise authorized by the Department. These restrictions are intended to protect the safety and welfare of visitors and neighboring properties, particularly students at Akron Central Schools.

b. Zoar Valley Multiple Use Area including Zoar Valley Unique Area ("Zoar Valley MUA/UA")

Zoar Valley, located in Erie and Cattaraugus counties is one of the most scenic and ecologically diverse environmental areas in western New York. It is known for the spectacular scenery created by its deep gorge, sheer cliffs, flowing waterfalls, and dense forests. These same features come with inherent hazards, yet the property continues to be very popular for recreational visitors seeking this rugged and varied terrain. There have been numerous serious injuries to visitors in the last decade, including fatalities. Although some of these incidents occurred on private neighboring properties, the Department is committed to restricting such access to protect public safety. Due to this dramatic increase in public use, serious public health and safety issues are being created. In addition to public health and safety concerns, the natural resources of portions of the Zoar Valley property are rapidly becoming despoiled and fragile ecosystems are being degraded.

The Department improved safety and addressed resource concerns at Zoar Valley MUA/UA with the addition of special regulations in 2006 and again in 2010, to establish open hours from sunrise to sunset, prohibit alcohol, camping, and fires, among others. Additionally, the Department continuously reviews and installs warning signs and improves trail marking. Despite these efforts, visitors continue to engage in unsafe behaviors, such as walking along the cliff faces, climbing slippery waterfalls, and leaving the property to trespass onto neighboring private

Most notably, visitors to Zoar Valley/MUA often park at the Forty Road parking area and immediately head upstream on the South Branch of Cattaraugus Creek and off the property in search of waterfalls that are on neighboring private properties. The actions of these visitors have resulted in search and rescue operations, injuries, and fatalities. This regulation is targeted to reduce incidents of trespassing onto private properties, and to protect the public health and safety throughout the Zoar Valley/MUA.

The Gorge of Cattaraugus Creek in the Zoar Valley MUA/UA cuts through shales and silt stones. The heights of the cliffs range from approximately 100 to over 400 feet. The proposed regulation will restrict unauthorized access and activities near and on the cliff walls to protect both the resource and public health and safety. The proposed regulation will restrict access to areas within 15 feet of the cliff's edge and prohibit the climbing of cliff walls, except by permit or when ice climbing or rappelling with ropes. The regulation will also deter trespass complaints from adjacent property owners by prohibiting visitors, except licensed anglers, from proceeding upstream from the Forty Road parking area near a southern boundary of the property.

The Department has discussed the proposed regulations with local stakeholders, including the search and rescue community, state representastakeholders, including the search and rescue community, state representa-tives, local governments, user groups and neighboring property owners. The regulations will appear in the State Register for a 60-day public com-ment period as required as part of the rulemaking process. In addition, in-formation regarding the Department's intent to propose these regulations, content of the regulation, and the public process associated with the rulemaking, will appear in a widely distributed newspaper in the area. All regulators documents will expose no the Department's problem

rulemaking, will appear in a widely distributed newspaper in the area. All regulatory documents will appear on the Department's website.

Beyond the proposed regulations, the Department is developing the Niagara Frontier Unit Management Plan (UMP), with includes both the Zoar Valley MUA/UA and the Onondaga Escarpment UA. The purpose of the Niagara Frontier UMP will be to assess the natural and physical resources present within the unit of state-owned land. The UMP will also identify opportunities for public use and recreation that are consistent with the classifications of these lands, and consider the ability of the resources and ecosystems to accommodate such use. Included in the UMP planning process will be an opportunity for public comment. assess the natural and physical resources present within the unit of state-owned land. The UMP will also identify opportunities for public use and recreation that are consistent with the classifications of these lands, and consider the ability of the resources and ecosystems to accommodate such use. Included in the UMP planning process will be an opportunity for public comment.

There are no costs to the regulated community because of this proposed regulation. Costs to the state for the additional management actions are minimal and are estimated at \$2,500 for new signage and posting of the

5. Local government mandates:

This proposal will not impose any program, service, duty or responsibility upon any county, city, town, village, school district or fire district.

6. Paperwork:

The proposed regulations will not impose any reporting requirements or other paperwork on any private or public entity.

7. Duplication:

There is no duplication, conflict, or overlap with state or federal regulations.

8. Alternatives:

The no-action alternative is not feasible since the existing regulation for Zoar Valley MUA/UA is insufficient to adequately address resource concerns and to protect public health and safety because of its unique characteristics, remote location, and very high level of public use. The existing 6 NYCRR Part 190 general regulations for state lands are not adequate in protecting the Onondaga Escarpment UA because of its rare plant communities, unique location and high level of public use.

Federal standards:

There is no relevant federal standard governing the use of state lands.

10. Compliance schedule:

Once the regulations are adopted, they will be effective immediately, and all persons will be expected to comply with them upon the anticipated effective date. The Department will educate the public about the regulations through information posted on the Departments' website, signage posted on the property, and by collaborating with user groups and other stakeholders to help disseminate information regarding the regulations.

Regulatory Flexibility Analysis

The proposed rulemaking will protect public health, safety and general welfare on Zoar Valley Multiple Use Area including Zoar Valley Unique Area by implementing public access restrictions. In addition, it will address unregulated use of the Onondaga Escarpment Unique Area by restricting recreational activities to those compatible with the unique qualities of the parcel. The proposed regulations relate solely to protecting public health, safety, general welfare and natural resources on these two areas and do not impose any reporting, recordkeeping or other compliance requirements on small businesses and local governments. As a result, a Regulatory Flexibility Analysis for Small Businesses and Local Governments is not necessary and is not submitted with these regulations.

Rural Area Flexibility Analysis

The proposed rulemaking will protect public health, safety and general welfare on Zoar Valley Multiple Use Area including Zoar Valley Unique

Area by implementing public access restrictions. In addition, it will address unregulated use of the Onondaga Escarpment Unique Area by restricting recreational activities to those activities compatible with the unique qualities of the parcel. The proposed regulations relate solely to protecting public health, safety, general welfare and natural resources on these two areas and do not impose any reporting, recordkeeping or other compliance requirements on rural areas. As a result, a Rural Area Flexibility Analysis is not necessary and is not submitted with these regulations.

Job Impact Statement

The proposed rulemaking will protect public health, safety and general welfare within the Zoar Valley Multiple Use Area including Zoar Valley Unique Area by implementing public access restrictions. In addition, it will address unregulated use of the Onondaga Escarpment Unique Area by restricting recreational activities to those compatible with the unique qualities of the parcel. The proposed rulemaking relates solely to protecting public health, safety, general welfare and natural resources found on these two areas and will have no substantial adverse impact on existing or future jobs and employment opportunities. As a result, a Job Impact Statement is not necessary and is not submitted with these regulations

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Sunfish and Crappie Fishing Regulations

I.D. No. ENV-43-21-00010-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 10.1(b), 10.2(a), 10.3(b) and (c) of Title 6 NYCRR.

Statutory authority: Environmental Conservation Law, sections 3-0301, 11-0303, 11-0305, 11-0317, 11-1301, 11-1303, 11-1316 and 11-1319

Subject: Sunfish and crappie fishing regulations.

Purpose: To revise sunfish and crappie fishing regulations.

Text of proposed rule: § 10.1 Sportfishing regulations.

Existing paragraph 10.1(b)(10) is amended to read as follows:

(10)[9"] 10" 25 Crappie All year

Existing paragraph 10.1(b)(14) is amended to read as follows:

Sunfish (bluegill, All year Any size [50] 25 pumpkinseed and redbreast sunfish)

§ 10.2 Boundary water fishing regulations. Existing clause 10.2(a)(2)(ii) is amended to read as follows:

Water	Species	Open season	Mini- mum length	Daily limit
(a) Lake Erie	Brown trout Rainbow trout (including steelhead) Coho salmon Chinook salmon	All year	12"	3 in any combination
	Lake trout	All year	12"	1
	Northern pike	First Saturday in May through March 15	22"	5
	Walleye	First Saturday in May through March 15	15"	6
	Muskellunge and Tiger Muskellunge	Third Sat- urday in June through November 30	54"	1

	Yellow perch[, Sunfish]	All year	Any size	50 of each				Except 9" and 3 fish daily for	
	Black bass	December 1 through Friday before Third Sat- urday in June	20"	1				brown trout in Irondequoit Creek upstream of the south side of Route 286 bridges,	
		Third Sat- urday in June through November 30	12"	5				Lindsey Creek, Skinner Creek (Oswego and Jefferson Counties) and the Black	
	Lake Sturgeon	CLOSED, POSSESSION PROHIBITED							
(b) Up- per Ni- agara River	Brown trout Rainbow trout (including steelhead) Coho salmon	All year	Any size	3 in any combination				Dexter Dam to Mill Street Dam (Jef- ferson County)	
	Chinook salmon				Lake trout	December 1 through September	None	2 except no more than 1 shall be be-	
	Lake trout	All year	12"	1		30		tween 25" and	
	Northern pike	First Saturday in May through March 15	22"	5	Atlantic salmon	All year	25"	30" 1	
	Walleye		15"	6	Muskellunge and Tiger Muskellunge	Third Sat- urday of June through December	54"	1	
	Muskellunge and Tiger Muskellunge	Third Sat- urday in June through November	54"	1	Northern pike, Lake Ontario	First Saturday of May through March 15	22"	5	
	Yellow perch[, Sunfish]	30 All year	Any size	50 of each	Northern pike, St. Lawrence River	First Satur- day of May through	22"	3	
	Black Bass north of the Peace Bridge	Statewide Angling Regulations Apply			(downstream of Tibbets Point) and tributaries	March 15			
	Lake Sturgeon	CLOSED, PO	SSESSION	PROHIBITED	Black bass,	Statewide			
(c) Lake Ontario, St. Lawrence River	Brown trout, Rainbow trout (including steelhead), Coho salmon, Chinook salmon	Rainbow trout excep including for teelhead), Rain-Coho salmon, bow Chinook trout almon (incluing steelhead). 21" i the lal -25" i	except for Rain- bow trout (includ- ing	3 in any combination not to include more than two rainbow trout (or steelhead) in the lake, and not to	Lake Ontario and tributaries except in Jef- ferson County and St. Lawrence River and tributaries	Regulations Apply			
			steelhead): -21" in the lake -25" in tributar- ies	include more than one rain- bow trout (or steelhead) and one brown trout in the tributaries	Black bass, Lake Ontario and tributaries in Jefferson County and St. Lawrence River and tributaries	Third Sat- urday in June through November 30	12"	5	
					Walleye	First Satur- day of May through March 15	18"	3	
					Lake Sturgeon, American eel	CLOSED, PO	SSESSION	PROHIBITED	
					Yellow perch[, Sunfish]	All year	Any size	50	

							.,	New	Clause 10.3(b)(27)(f)	is added as fo	llows:		
					pe su be an Je	rch [nfish take y nui fferso] may n in nber in on	<i>(f)</i>	DeRuyter Reservoir	Walleye	First Saturday in May through March 15	18"	3
(d)	Brown	n trout	All year	r, 15",		ounty in an		Exis	ting clause 10.3(b)(39)	(b) is amende	d to read as follo	ws:	
Lower Niagai	Rainb	ow trout		exce	pt co		ation.	(b)	Canadarago Lake	Yellow perch	All year	None	25
River	steelh Coho Chino salmo	ead) salmon	1 throug Septem 30 for I trout	ber bow	t, At	clude ore th tlantic lmon ike tr	or 2			Walleye	First Saturday in May through March 15	18"	3
	salmo			trou	i, ex		only 1			Sunfish	All year	8"	15
				for Atla	mantic tw	ay be een 2		Exis	ting clause 10.3(b)(39)	(d) is amende	d to read as follo	ows:	
	Musk	ellunge	Third S	salm at- 54″	on 30)"		(d)	Goodyear Lake	Yellow perch	All year	None	25
	and T		urday o June through Decemb 15							Sunfish [(Bluegill, pumpkin- seed, Redbreast)	All year	[None] 8"	[25] 15
	North	ern pike	First Sa day in M		5						-		
			through March					New	clause 10.3(b)(44)(c)	is added as to	llows:		
	Walle	ye	First Sa	tur- 18"	3			(c)	Lake Welch	Sunfish	All year	8"	15
			day of I through					Existing clause 10.3(b)(46)(f) is amended to read as follows:					
			December 31 January through March	1 18"	1			(f)	Saratoga Lake including Fish Creek downstream to the old railroad crossing between	Sunfish [(Bluegill, pumpkinseed, Redbreast)	All year	[None] 8"	15
	Yellov Sunfis	w perch[,sh]	, All year	. Any	size 50	of e	ach		Staffords and Bry- ants bridges	Redbreast)	J		
Black bass Statewide Regulations Ap Lake CLOSED, POSSESSION		11.			Existing clause 10.3(b)(52)(c) is amended to read as follows:								
	Sturge	eon, ican eel		_,				(c)	Blydenburgh Lake	Black	First Saturday	12"	5
§ 10 Exis	0.3 Addition sting clause	al specia 10.3(b)(2	l fishing reg 23)(b) is am	ulations for ended to rea	certain inla	and v	vaters.			bass	in June through November 30		
	All waters, except Sand	ly	Yellow perch	All year	None		any umber					December 1 through	and release
	Pond		[Sunfish]	[All year]	[None]		Any umber]					Friday before first	only
Exi	sting clause	10.3(b)(2	23)(h) is am	•	d as follov		amoorj					Sat- urday in	
	[Sandy	[Yellov	w All	[None]	[50] 13		[Ice			G . C 1	A 11	June	1.5
	Pond] <i>Red</i> <i>Lake</i> ,	perch] Sunfish		8			fishing]	Nam	alausa 10.2/h)/(41)/h)	Sunfish	All year	8"	15
	Sixtown Pond								clause 10.3(b)(61)(b)				
		[Sunfis	sh] [All year	[None]	[50]		[Permit- ted]	<i>(b)</i>	Silver Lake	Sunfish	All year	8"	15
								Exis	ting clause $10.3(c)(2)(c)$	e) is amended	to read as follow	/S:	
Exi	sting clause	10.3(b)(2	27)(d) is am	ended to rea	d as follov	vs:		(c)	Honeoye Lake	Alewife or		Pos- ses-	
(d)	Cazenovi DeRuyter Reservoir	r	, Walley	in May throug	h	18"	3			sawbel- lies		sion prohib- ited	
			Sunfis	March h All yea		8"	15			Sunfish	All year	8"	15
			~ wijisi	, c.		-	10	Exis	ting clause $10.3(c)(2)(6)$	e) is amended	to read as follow	/s:	

(e)	Otisco Lake	Tiger Muskel- lunge	First Saturday of May through March 15	36"	1
		Trout	All year	12"	5
		Sunfish	All year	8"	15

Text of proposed rule and any required statements and analyses may be obtained from: Jeffrey Loukmas, Department of Environmental Conservation, 625 Broadway, Albany, NY 12233, (518) 402-8897, email: jeffrey.loukmas@dec.ny.gov

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

Public comment will be received until: 60 days after publication of this

Additional matter required by statute: Pursuant to article 8 of the Environmental Conservation Law and the State Environmental Quality Review Act, a programmatic generic environmental impact statement pertaining to this action is on file with the DEC.

Regulatory Impact Statement

1. Statutory authority: Section 3-0301 of the Environmental Conservation Law (ECL) establishes the general functions, powers and duties of the Department of Environmental Conservation (DEC) and the Commissioner, including general authority to adopt regulations. Sections 11-0303 and 11-0305 of the ECL authorize the DEC to provide for the management and protection of the State's fisheries resources, taking into consideration ecological factors, public safety, and the safety and protection of private property. Sections 11-1301 and 11-1303 of the ECL empower the DEC to fix by regulation open seasons, size and catch limits, and the manner of taking of all species of fish, except certain species of marine fish (listed in section 13-0339 of the ECL), in all waters of the State. Section 11-1319 of the ECL governs possession of fish taken in waters of the State.

2. Legislative objectives:

Implementation of daily possession limits and minimum size limits are the tools used by the DEC in achieving the intent of the legislation referenced above. Possession and minimum size limits are necessary to maintain quality fisheries and to ensure that adequate numbers survive to perpetuate fisheries and provide an equitable distribution of fish to anglers.

Needs and benefits:

Being excellent table fare species, sunfish and crappie fisheries in New York are generally harvest oriented. The current statewide regulations for sunfish and crappie are essentially based on what was thought to allow fair and equitable harvest among anglers when promulgated in the late 1990s. Since that time, significant advancements in fishing technology (i.e. fish finders, underwater cameras, etc.) and social media have improved the ability of anglers to catch and harvest more fish. More conservative statewide regulations are recommended as a conservation safeguard for these resources considering these advancements and feedback received from the angling public.

The special sunfish regulations are part of a 5-year experimental program intended to take advantage of the ecological capacity of select lakes by using a minimum length restriction and reduced daily limit to provide a fishing experience for large sunfish. This program is conceptually based on research and increasingly popular and expanding sunfish management programs in other Great Lakes states with similar climates and freshwater resources and fisheries as New York, such as Wisconsin and Minnesota. This experimental program will be evaluated by measuring impacts to sunfish populations and assessing angler satisfaction throughout the timeframe of the study.

This rulemaking is supported by results of a recent sunfish angler survey and positive feedback received on the Draft New York State Sunfish and Crappie Management Plan recently released by the New York State Department of Environmental Conservation (Department or DEC). Results from the survey of sunfish anglers suggested that the majority prefer a reduced daily limit for sunfish, indicating that a decrease in the daily limit would garner support. Although not directly surveyed, the Department believes that crappie anglers are likely to have a similar desire to protect crappie populations. Feedback based on the draft plan substantiates this foundation for changes in the statewide regulations and new rules on a select set of experimental waters to try and create unique fisheries for larger sunfish. 4. Costs:

Costs associated with the implementation and enforcement of the proposed regulation are principally the responsibility of the DEC. The DEC will incur no costs from this rulemaking beyond typical administrative and field sampling expenses. This rulemaking will not result in increased expenditures by other State agencies, local governments, or the general public.

5. Local government mandates:

The proposed rule will not impose any programs, services, duties or responsibilities upon any county, city, town, village, school district, or fire district.

No additional paperwork will be required as a result of this proposed rule change.

7. Duplication:

The proposed rule does not duplicate any state or federal requirement.

No change: Maintaining current sunfish and crappie regulations will leave some fisheries at risk for overharvest. An opportunity to take advantage of the special characteristics of a select few waterbodies across the state to create unique fisheries for large sunfish will also be lost.

Federal standards:

There are no minimum federal standards that apply to the regulation of sportfishing.

10. Compliance schedule:

These regulations, if adopted, will be in effect for the 2022 license year, which begins on April 1, 2022. Regulated persons will comply with these regulations once they take effect.

Regulatory Flexibility Analysis

This rulemaking will amend 6 NYCRR Part 10, Sections 10.1, 10.2 and 10.3 by 1) reducing the statewide sunfish daily possession limit from 50/ day to 25/day; 2) increasing the statewide crappie minimum size limit from 9 inches to 10 inches; and 3) implementing a minimum size limit of 8 inches and a daily possession limit of 15/day for sunfish for the following 11 waters: Blydenburgh Lake (Suffolk County), Lake Welch (Rockland County), Goodyear Lake (Otsego County), Canadarago Lake (Otsego County), Saratoga Lake (Saratoga County), Red Lake (Jefferson County), Sixtown Pond (Jefferson County), Otisco Lake (Onondaga County), Cazenovia Lake (Madison County), Honeoye Lake (Ontario County), and Silver Lake (Wyoming County). More conservative statewide regulations are recommended as a conservation safeguard for sunfish and crappie in light of fishing technology advancements and current views of the angling public. The special sunfish regulations are part of a 5-year experimental program intended to take advantage of the ecological capacity of select lakes by using a minimum length restriction and reduced daily limit to provide a fishing experience for large sunfish.

1. Effect of rule:

This rulemaking will result is modest adjustments in the statewide fishing regulations for sunfish and crappie that reflect a recognition by anglers and the Department of Environmental Conservation (DEC) that more conservative harvest regulations should now broadly be considered as conservation safeguards for these resources. These regulations are intended to ensure sustainable, quality sunfish and crappie fishing in the waters capable of providing those types of fisheries throughout the state. Experimental special sunfish regulations are intended to provide better opportunities for anglers to catch larger, more desirable sunfish in a select few waters that have the potential to provide these opportunities. There should be no negative effects on small businesses and local governments.

Compliance requirements:

There are no compliance requirements associated with this rule change.

Professional services:

There are no professional services needed to comply with the provisions of this rule.

4. Compliance costs:

Costs associated with the implementation and enforcement of the proposed regulation are principally the responsibility of the DEC. 5. Economic and technological feasibility:

Because there are no anticipated negative effects on small businesses and local governments, this rulemaking is fully economically and technologically feasible for these entities.

6. Minimizing adverse impact:

This rulemaking will have no adverse impact on small business and local governments.

Small business and local government participation:

Following proposal of this rule, the DEC will receive public comment (including from small businesses and local governments) for 60 days.

Rural Area Flexibility Analysis

This rule making will amend 6 NYCRR Part 10, Sections 10.1, 10.2 and 10.3 by 1) reducing the statewide sunfish daily possession limit from 50/day to 25/day; 2) increasing the statewide crappie minimum size limit from 9 inches to 10 inches; and 3) implementing a minimum size limit of 8 inches and a daily possession limit of 15/day for sunfish for the following 11 waters: Blydenburgh Lake (Suffolk County), Lake Welch (Rockland County), Goodyear Lake (Otsego County), Canadarago Lake (Otsego County), Saratoga Lake (Saratoga County), Red Lake (Jefferson County), Sixtown Pond (Jefferson County), Otisco Lake (Onondaga County), Cazenovia Lake (Madison County), Honeoye Lake (Ontario County), and Silver Lake (Wyoming County). More conservative statewide regulations are recommended as a conservation safeguard for sunfish and crappie in light of fishing technology advancements and current views of the angling public. The special sunfish regulations are part of a 5-year experimental program intended to take advantage of the ecological capacity of select lakes by using a minimum length restriction and reduced daily limit to provide a fishing experience for large sunfish.

1. Types and estimated numbers of rural areas:

These amendments include statewide fishing regulations for common, widely distributed species and special fishing regulations for sunfish in select waters distributed throughout the state. These regulations will not have any specific impact on rural areas.

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

There is no compliance-related reporting and recordkeeping associated with this rule making, and thus there will be no effect in rural areas.

3. Costs

Costs associated with this rulemaking are principally the responsibility of the Department of Environmental Conservation (DEC). The DEC will incur no costs from this rulemaking beyond typical administrative and field sampling expenses. There are no impacts to other state agencies. This rulemaking will have no economic impact on anglers.

4. Minimizing adverse impact:

These regulations will have no adverse impact on rural areas.

5. Rural area participation:

Following proposal of the rule, the DEC will receive comment from the public (including those in rural areas) for 60 days.

Job Impact Statement

This rulemaking will amend 6 NYCRR Part 10, Sections 10.1, 10.2 and 10.3 by 1) reducing the statewide sunfish daily possession limit from 50/ day to 25/day; 2) increasing the statewide crappie minimum size limit from 9 inches to 10 inches; and 3) implementing a minimum size limit of 8 inches and a daily possession limit of 15/day for sunfish for the following 11 waters: Blydenburgh Lake (Suffolk County), Lake Welch (Rockland County), Goodyear Lake (Otsego County), Canadarago Lake (Otsego County), Saratoga Lake (Saratoga County), Red Lake (Jefferson County), Sixtown Pond (Jefferson County), Otisco Lake (Onondaga County), Cazenovia Lake (Madison County), Honeoye Lake (Ontario County), and Silver Lake (Wyoming County). More conservative statewide regulations are recommended as a conservation safeguard for sunfish and crappie in light of fishing technology advancements and current views of the angling public. The special sunfish regulations are part of a 5-year experimental program intended to take advantage of the ecological capacity of select lakes by using a minimum length restriction and reduced daily limit to provide a fishing experience for large sunfish.

1. Nature of impact:

This rulemaking will result is modest adjustments in the statewide fishing regulations for sunfish and crappie that reflect a recognition by anglers and the Department of Environmental Conservation that more conservative harvest regulations should now broadly be considered as conservation safeguards for these resources. These regulations are intended to ensure sustainable, quality sunfish and crappie fishing in the waters capable of providing those types of fisheries throughout the state. Experimental special sunfish regulations are intended to provide better opportunities for anglers to catch larger, more desirable sunfish in a select few waters that have the potential to provide these opportunities. There should be no negative effects on small businesses and local governments.

2. Categories and numbers affected:

This rulemaking will not have any adverse job impact.

3. Regions of adverse impact:

This rulemaking will not have any job impact.

4. Minimizing adverse impact:

This rulemaking will not have any job impact.

Department of Health

EMERGENCY RULE MAKING

Hospital Non-Comparable Ambulance Acute Rate Add-On

I.D. No. HLT-31-20-00012-E

Filing No. 1078

Filing Date: 2021-10-08 **Effective Date:** 2021-10-08

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

Action taken: Amendment of section 86-1.15 of Title 10 NYCRR.

Statutory authority: L. 2020, ch. 56

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

Specific reasons underlying the finding of necessity: The proposed amendment restricts Article 28 hospitals eligible to receive a noncomparable ambulance add-on in their acute inpatient rate to providers that are not receiving a supplemental payment for these costs in accordance with Chapter 56 of the Laws of 2020 effective on October 1, 2020.

Section three of Part LL of Chapter 56 of the Laws of 2020 provides the Commissioner of Health with authority to issue emergency regulations. This regulation amendment is required in order to eliminate any potential duplicate payment for these ambulance services.

Subject: Hospital Non-Comparable Ambulance Acute Rate Add-On.

Purpose: Prevents duplicate claiming by article 28 hospitals for the ambulance add-on regarding participation in the program.

Text of emergency rule: Pursuant to the authority vested in the Commissioner of Health by section three of Part LL of Chapter 56 of the Laws of 2020, paragraph (1) of subdivision (l) of Section 86-1.15 of Title 10 (Health) of the Official Compilation of Codes, Rules and Regulations of the State of New York is amended to be effective upon filing with the Secretary of State, to read as follows:

(1) Medicaid costs associated with ambulance services operated by a facility and reported as inpatient costs in the institutional cost report. Effective October 1, 2020, these costs shall exclude ground emergency transportation services costs that are being reimbursed pursuant to Chapter 56 of the Laws of 2020; and

This notice is intended to serve only as a notice of emergency adoption. This agency intends to adopt the provisions of this emergency rule as a permanent rule, having previously submitted to the Department of State a notice of proposed rule making, I.D. No. HLT-31-20-00012-P, Issue of August 5, 2020. The emergency rule will expire December 6, 2021.

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

Regulatory Impact Statement

Statutory Authority:

The statutory authority for this regulation is contained in Chapter 56 of the Laws of 2020 and authorizes the Commissioner to promulgate regulations, including emergency regulations, regarding a supplemental Medicaid reimbursement payment for ground emergency medical transportation services. This supplemental payment is in lieu of an ambulance noncomparable add-on in the hospital acute inpatient reimbursement rate. Rate regulations are set forth in Subpart 86-1 of Title 10 (Health) of the Official Compilation of Codes, Rules, and Regulations of the State of New York (NYCRR).

Legislative Objectives:

The legislative objective is to provide the ability to participate in the supplemental payment for ground emergency medical transportation services but eliminate any potential duplicate Medicaid reimbursement.

Needs and Benefits:

Based on the requirements of Chapter 56 of the Laws of 2020, eligible ground emergency transportation providers will be provided the ability to participate in a supplemental payment in lieu of receiving reimbursement through a hospital. Article 28 hospitals currently receive reimbursement through their acute hospital inpatient rate for ambulance services provided by the ground emergency medical transportation providers. For ground emergency transportation providers that meet the requirements of this chapter and receive the supplemental payment, the hospitals through

which they were reimbursed will not be eligible to also receive the ambulance add-on in the acute hospital inpatient rate.

Costs:

Costs to Private Regulated Parties:

There will be no additional costs to private regulated parties.

Costs to State Government:

There is no cost to State Government for this proposed regulation.

Costs of Local Government:

There is no cost to Local Government for this proposed regulation.

Costs to the Department of Health:

There will be no additional costs to the Department of Health as a result of this proposed regulation.

Local Government Mandates:

The proposed regulation does not impose any new programs, services, duties or responsibilities upon any county, city, town, village, school district, fire district or other special district.

Paperwork:

No additional paperwork is required of providers.

Duplication:

This regulation does not duplicate any existing federal, state or local government regulation.

Alternatives:

There is no alternative as an alternative would provide a duplicate payment to hospitals.

Federal Standards:

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

Compliance Schedule:

The Department of Health will be implementing the ground emergency transportation services supplemental program effective on or after October 1, 2020 which requires the potential duplicate payment be removed as of the same date.

Regulatory Flexibility Analysis

No regulatory flexibility analysis is required pursuant to section 202(b)(3)(a) of the State Administrative Procedure Act. The proposed regulations do not impose an adverse economic impact on small businesses or local governments, and they do not impose reporting, record keeping or other compliance requirements on small businesses or local governments.

Rural Area Flexibility Analysis

No rural flexibility analysis is required pursuant to section 202-bb(4)(a) of the State Administrative Procedure Act. The proposed regulations do not impose an adverse impact on facilities in rural areas, and they do not impose reporting, record keeping or other compliance requirements on facilities in rural areas.

Job Impact Statement

A Job Impact Statement is not required pursuant to Section 201-a(2)(a) of the State Administrative Procedure Act. The proposed rule will not have a substantial adverse impact on jobs or employment opportunities, nor does it have adverse implications for job opportunities.

Assessment of Public Comment

The agency received no public comment.

Office of Mental Health

EMERGENCY/PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

COVID-19 Vaccination Program

I.D. No. OMH-43-21-00002-EP

Filing No. 1072

Filing Date: 2021-10-06 **Effective Date:** 2021-10-06

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

Proposed Action: Addition of Part 557 to Title 14 NYCRR.

Statutory authority: Mental Hygiene Law, sections 7.07, 7.09 and 31.04 *Finding of necessity for emergency rule:* Preservation of public health and general welfare.

Specific reasons underlying the finding of necessity: The immediate adoption of this regulation is necessary for the preservation of health, safety, and welfare.

The 2019 Coronavirus (COVID-19) is a disease that causes mild to severe respiratory symptoms, including fever, cough, and difficulty breathing. People infected with COVID-19 have had symptoms ranging from those that are mild (like a common cold) to severe pneumonia that requires medical care in a general hospital and can be fatal. According to Johns Hopkins' Coronavirus Resource Center, as of July 14, 2021, there have been over 188 million cases and over 4 million deaths worldwide, with a disproportionate risk of severe illness for older adults and/or those who have serious underlying medical health conditions.

The Centers for Disease Control and Prevention (CDC) has identified a concerning national trend of increasing circulation of the SARS-CoV-2 Delta variant. Since early July, cases have risen 10-fold, and 95 percent of the sequenced recent positives in New York State were the Delta variant. Recent New York State data show that unvaccinated individuals are approximately 5 times as likely to be diagnosed with COVID-19 compared to vaccinated individuals. Those who are unvaccinated have over 11 times the risk of being hospitalized with COVID-19.

The COVID-19 vaccines are safe and effective. They offer the benefit of helping to reduce the number of COVID-19 infections, including the Delta variant, which is a critical component to protecting public health. Certain settings, such as psychiatric hospitals, pose increased challenges and urgency for controlling the spread of this disease because of the vulnerable patient and resident populations that they serve. Unvaccinated personnel in such settings have an unacceptably high risk of both acquiring COVID-19 and transmitting the virus to colleagues and/or vulnerable patients, exacerbating staffing shortages and causing an unacceptably high risk of complications.

Given the disproportionate adverse health impacts of COVID-19 for older adults and those with comorbidities in New York's psychiatric hospitals, it is imperative that these facilities enable the prompt vaccination of their staff. Based on the foregoing, the Office has made the determination that this emergency regulation is necessary to best protect the patients in New York's psychiatric hospitals.

For all of the reasons outlined above, this rule is being adopted on an Emergency basis until such time as it has been formally adopted through the SAPA rule promulgation process.

Subject: COVID-19 Vaccination Program.

Purpose: To implement a COVID-19 vaccination program in OMH Operated or Licensed Hospitals.

Text of emergency/proposed rule: A new Part 557 titled COVID-19 Vaccination Program, is added to read as follows:

557.1 Background and Intent.

(a) COVID-19 is an unpredictable disease that can cause serious illnesses and death. In response to this increased public health threat, New York must take active steps to prevent and control transmission of COVID-19. The seriousness of the continuing threat and the failure to achieve acceptable vaccination rates through voluntary programs necessitate further action.

557.2 Legal Base.

(a) Section 7.07 of the Mental Hygiene Law charges the Office of Mental Health with the responsibility for seeing that persons with mental illness are provided with care and treatment, and that such care, treatment and rehabilitation is of high quality and effectiveness.

(b) Section 7.09 of the Mental Hygiene Law gives the Commissioner of the Office of Mental Health the power and responsibility to adopt regulations that are necessary and proper to implement matters under the Commissioner's jurisdiction.

(c) Section 31.04 of the Mental Hygiene Law grants the Commissioner of Mental Health the power and responsibility to adopt regulations to effectuate the provisions and purposes of Article 31 of the Mental Hygiene Law, including procedures for the issuance and amendment of operating certificates, and for setting standards of quality and adequacy of facilities.

557.3 Applicability.
(a) This Part applies to Hospitals as defined in Part 556.4(d) of this Title.

557.4 Definitions Pertaining to This Part.

(a) Commissioner shall mean the Commissioner of Mental Health.

(b) COVID-19 vaccine or vaccine shall mean a vaccine currently licensed for immunization and distribution in the United States by the Food and Drug Administration (FDA) for active immunization for the prevention of COVID-19 or authorized for such use by the FDA pursuant to an Emergency Use Authorization (EUA) or as an Emergency Investigational New Drug (EIND).

(c) Fully Vaccinated shall mean fully vaccinated for COVID-19 ≥ 2 weeks after receiving either (1) the second dose in a 2-dose series (e.g., Pfizer-BioNTech or Moderna), or (2) a single-dose vaccine (e.g., Johnson

& Johnson [J&J]/Janssen), authorized for emergency use or approved by the U.S. Food and Drug Administration, and holds an emergency use listing by the World Health Organization.

(d) Hospital shall mean a hospital named in Mental Hygiene Law section 7.17(b), excluding the Nathan S. Kline Institute for Psychiatric Research. Hospitals shall also mean a program operated pursuant to Parts 580, 582, or 590 of this Title.

(e) Office shall mean the Office of Mental Health.

(f) Staff shall mean all persons employed or affiliated with a Hospital, whether paid or unpaid, including but not limited to employees, members of the medical, nursing, and other treatment staff, contract staff, students, and volunteers.

557.5 Testing and Vaccination Requirements for Hospitals.

(a) All Staff who work in Hospitals will be required to be vaccinated with at least one vaccine dose against COVID-19 by November 1, 2021 and shall be Fully Vaccinated by December 10, 2021.

(b) Commencing on October 12, 2021, all Staff who work in Hospitals who are not Fully Vaccinated shall be tested for COVID-19 pursuant to the prescriptory by Vaccinated shall be tested for COVID-19 pursuant to

the provisions herein for those who are granted a reasonable accommodation.

(c) A reasonable accommodation may be made for Staff who have a documented pre-existing health condition that prevents them from complying with the vaccine requirements herein. When a reasonable accommodation is approved for a Staff member, they must comply with the following

testing provisions.

- (d) Staff who have been granted such a reasonable accommodation are required to undergo diagnostic screening testing. Staff may choose either antigen or molecular tests to satisfy this requirement but must be tested at least once weekly. Any test used must either have Emergency Use Authorization by the U.S. Food and Drug Administration or be operating per the Laboratory Developed Test requirements of the U.S. Centers for Medicare and Medicaid Services.
- (e) Any Staff who work in Hospitals who do not comply with the provisions of this Part shall not be permitted to report to work.
- (f) Staff for whom a positive test result is received must comply with New York State Department of Health and Office regulations and guidance applicable to those who receive a positive test result.
- (g) By November 1, 2021, Hospitals shall verify the vaccination status of all Staff. Each Hospital shall require Staff to produce documentation to show vaccine administration. Acceptable documentation of vaccination status shall consist of one of the following:
- (1) a COVID 19 vaccination record card issued by the Centers for Disease Control and Prevention or equivalent, including the name of the person vaccinated, date of birth, type of vaccine provided and date(s) of administration;
- (2) documentation of COVID-19 vaccination from a health care provider; or
- (3) a digital record such as the New York State Excelsior Pass that includes a QR code that when scanned displays the name of the person vaccinated, date of birth, type of vaccine provided, and date(s) of administration.
- (h) All Staff who are not fully vaccinated, or for whom vaccine status is unknown or documentation is not provided, must be considered
- (i) Hospitals shall maintain records of their compliance with the requirements of this Part.

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

Text of rule and any required statements and analyses may be obtained from: Sara Paupini, Office of Mental Health, 44 Holland Avenue, Albany, NY 12229, (518) 474-1331, email: regs@omh.ny.gov

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

Public comment will be received until: 60 days after publication of this

Regulatory Impact Statement

Statutory authority

- (a) Section 7.07 of the Mental Hygiene Law (MHL) charges the Office of Mental Health (OMH) with the responsibility for seeing that persons with mental illness are provided with care and treatment, and that such care, treatment and rehabilitation is of high quality and effectiveness.
- (b) Section 7.09 of the Mental Hygiene Law gives the Commissioner of the Office of Mental Health the power and responsibility to adopt regulations that are necessary and proper to implement matters under their
- (c) Section 31.04 of the Mental Hygiene Law grants the Commissioner of Mental Health the power and responsibility to adopt regulations to effectuate the provisions and purposes of article 31 of such law, including procedures for the issuance and amendment of operating certificates, and for setting standards of quality and adequacy of facilities.

2. Legislative objectives: To implement a COVID-19 vaccination program through MHL §§ 7.07, 7.09 and 31.04 which provide the Commissioner of Mental Health with the authority to protect the health and life of the people of the State of New York including by controlling the spread of communicable diseases. COVID-19 is an unpredictable disease that can cause serious illnesses and death. In response to this increased public health threat, New York must take active steps to prevent and control transmission of COVID-19. The seriousness of the continuing threat and the failure to achieve acceptable vaccination rates through voluntary programs necessitate further action. Collectively, the legislative purpose of these statutes is to protect patients in hospitals operated or licensed by the Office of Mental Health by providing safe, efficient, and adequate care.

3. Needs and benefits: These regulations are necessary to prevent the spread of COVID-19 in hospitals operated or licensed by the Office of Mental Health. This requirement will help ensure patients are less likely to suffer a COVID-related death or severe illness and that fewer staff test

positive for COVID-19.

COVID-19 is a disease that causes mild to severe respiratory symptoms, including fever, cough, and difficulty breathing. People infected with COVID-19 have had symptoms ranging from those that are mild (like a common cold) to severe pneumonia that requires medical care in a general hospital and can be fatal. Given the disproportionate adverse health impacts of COVID-19 for adults and those with comorbidities, many of whom receive treatment in New York's Hospitals, it is imperative that these hospitals facilitate the prompt vaccination of its staff.

Based on the foregoing, the Office has made the determination that this emergency regulation is necessary to best protect patients and staff in Hospitals operated by the Office of Mental Health.

(a) Costs to regulated parties:

The purpose of this regulation is to require Hospitals licensed or operated by the Office of Mental Health to promptly coordinate the COVID-19 vaccination of their staff. Costs are expected to be minimal given that the COVID-19 vaccine is provided free of charge, and Medicare reimbursement is available to help Medicare-enrolled residents cover administrative

(b) Costs to local and State governments:

This regulation will have no significant impact on local or State governments. There may be limited additional agency costs for reviewing documentation and other administrative oversight.

- 5. Local government mandates: This regulation will have no impact on local governments.
- 6. Paperwork: This regulation imposes no additional paperwork. Although the regulation requires recordkeeping by hospitals, including documentation in personnel files, these records must already be maintained by the hospital.

7. Duplication: These regulatory amendments do not duplicate existing

- State or Federal requirements.
 8. Alternatives: The Office believes that the promulgation of this regulation is the most effective means to ensure that OMH operated hospitals adequately ensure their staff are vaccinated against COVID-19. Accordingly, the alternative of not issuing these regulations was rejected, as the potential for serious illness and possible death of both staff and patients as a result of a COVID-19 outbreak outweighed the risk of rejecting a vaccine mandate.
- 9. Federal standards: The regulatory amendments do not exceed any minimum standards of the Federal Government for the same or similar subject areas
- 10. Compliance schedule: This rulemaking will be effective upon filing a Notice of Emergency Adoption and Notice of Proposed Rulemaking in the State Register.

Regulatory Flexibility Analysis

Effect of Rule:

This regulation will not impact local governments, and will have limited impact on covered licensed entities.

Compliance Requirements:

This regulation primarily requires Hospitals operated or licensed by the Office of Mental Health to promptly coordinate the COVID-19 vaccination of their staff. Although the regulation requires recordkeeping by hospitals, including documentation in personnel files, these records must already be maintained.

Professional Services:

No professional services are required by this regulation.

Compliance Costs:

This regulation requires staff of OMH operated and licensed hospitals to be vaccinated against COVID-19. Costs are expected to be minimal given that the COVID-19 vaccine is provided free of charge.

Economic and Technological Feasibility:

There are no economic or technological impediments to the rule changes, all systems currently are in place to provide access to vaccinations and for covered entities to maintain any required records.

Minimizing Adverse Impact:

This regulation is consistent with the existing responsibilities hospitals have to maintain the health and safety of residents, and ensure staff are free from communicable diseases. Therefore, any adverse impacts are expected to be minimal and are outweighed by the regulation's health and safety benefits to residents and staff.

Small Business and Local Government Participation:

Due to the urgent need to ensure hospital staff are vaccinated as soon as possible given the seriousness of COVID-19 if contracted, particularly by older adults or persons with comorbidities, small business and local governments were not directly consulted. However, the Office will notify such entities of the existence of these regulations and the opportunity to submit comments or questions to the Office.

Cure Period

This regulation does not include a cure period given the serious threat the COVID-19 virus causes to all New Yorkers, particularly those residing in hospitals, considering such residents' age and comorbidities. The Office finds the periods provided to comply with the regulatory requirements sufficient to ensure Hospitals can establish or revise their vaccination policies and procedures, while balancing the urgent need to protect patients and personnel from this dangerous disease.

Rural Area Flexibility Analysis

Types and Estimated Numbers of Rural Areas:

Although this rule applies uniformly throughout the state, including rural areas, for the purposes of this Rural Area Flexibility Analysis (RAFA), "rural area" means areas of the state defined by Exec. Law § 481(7) (SAPA § 102(10)). Per Exec. Law § 481(7), rural areas are defined as "counties within the state having less than two hundred thousand population, and the municipalities, individuals, institutions, communities, and programs and such other entities or resources found therein."

Reporting, Recordkeeping, and other Compliance Requirements; and Professional Services:

This regulation creates no additional paperwork. Although the regulation requires recordkeeping by hospitals, including documentation in personnel files, these records must already be maintained. Additionally, no additional professional services are required by this regulation.

Compliance Costs:

This regulation requires staff of OMH operated and licensed hospitals to be vaccinated against COVID-19. Costs are expected to be minimal given that the COVID-19 vaccine is provided free of charge.

Economic and Technological Feasibility:

There are no economic or technological impediments to the rule changes.

Minimizing Adverse Impact:

This regulation is consistent with the existing responsibilities Hospitals have to maintain the health and safety of residents, ensure sufficient staffing levels, and ensure staff are free from communicable diseases. Therefore, any adverse impacts are expected to be minimal and are outweighed by the regulation's health and safety benefits to patients and staff

Rural Area Participation:

Due to the urgent need to ensure Hospital staff are vaccinated as soon as possible given the seriousness of the COVID-19 virus and the need for services to be provided in person where appropriate, Hospitals located in rural areas were not directly consulted. However, the Office will notify covered entities located in rural areas of the existence of these regulations and the opportunity to submit comments or questions to the Office.

Job Impact Statement

Nature of impact: Hospitals as defined may take disciplinary action on staff who are not fully vaccinated and do not have a valid medical exemption.

Categories and numbers affected: This rule may impact any individual who falls within the definition of "staff" who are not fully vaccinated against COVID-19 and do not have a valid medical exemption on file with the Hospital for which they are employed with or are affiliated.

Regions of adverse impact: The rule would apply uniformly throughout the State and the Office does not anticipate that there will be any regions of the state where the rule would have a disproportionate adverse impact on jobs or employment.

Minimizing adverse impact: As part of ongoing efforts to address the COVID-19 pandemic, regulated parties have been a partner in implementing measures to limit the spread and/or mitigate the impact of COVID-19 within the Office since March of 2020.

Department of Motor Vehicles

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Motor Vehicle Accident Prevention Course by Internet or Other Technologies (Alternate Delivery Methods)

I.D. No. MTV-43-21-00004-P

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

Proposed Action: Amendment of section 141.4(g) of Title 15 NYCRR. This rule is proposed pursuant to SAPA section 207(3), 5-Year Review of Existing Rules.

Statutory authority: Vehicle and Traffic Law, sections 215(a) and 399-1

Subject: Motor Vehicle Accident Prevention Course by Internet or other Technologies (Alternate Delivery Methods).

Purpose: Conforms regulation with statute.

Text of proposed rule: Subdivision (g) of section 141.4 is amended to read as follows:

- (g) ADM course applicants that did not have a classroom course approved by the commissioner prior to April 16, 2005, must present proof satisfactory to the commissioner that they purchased the ongoing concern and the approved course curricula of an existing sponsoring agency or ADM sponsoring agency that remains in good standing, or alternatively meet the following requirements:
- (1) The course must be approved as a classroom course pursuant to article 12-B of the Vehicle and Traffic Law and such course must have been in existence for a minimum of one year, with at least 20 classes conducted, prior to applying for ADM course approval.
- (2) The course may not be delivered via the internet based course, but rather, must [involve the use of one or more of the following: DVDs or CDs, pay-per-view television through a cable television provider, or other delivery method] propose the use of other technologies or delivery methods approved by the commissioner.
- (3) One or more [of the following] identity and participation validation methods must be used by the course provider[: fingerprints, handprints, facial recognition, ear scan, iris or retina scan, in-person contact, pay per view buttons, proctored exams, or other methods that may be] *and be* approved by the commissioner.

Text of proposed rule and any required statements and analyses may be obtained from: Heidi Bazicki, Department of Motor Vehicles, 6 Empire State Plaza, Room 522A, Albany, NY 12228, (518) 474-0871, email: dmv.sm.legal@dmv.ny.gov

Data, views or arguments may be submitted to: Victoria A. Plotsky, Department of Motor Vehicles, 6 Empire State Plaza, Rm. 522A, Albany, NY 12228, (518) 474-0871, email: dmv.sm.legal@dmv.ny.gov

Public comment will be received until: 60 days after publication of this notice.

Regulatory Impact Statement

- 1. Statutory authority: Vehicle and Traffic Law (VTL) section 215(a) provides that the Commissioner of Motor Vehicles may enact rules and regulations that regulate and control the exercise of the powers of the Department. Chapter 55 of the Laws of 2020, part ZZ, amended Vehicle and Traffic Law (VTL) section 399-l, to require the commissioner at his or her discretion to approve additional applicants to provide the Motor Vehicle Accident Prevention Course by Internet or other Technologies (Alternate Delivery Methods "ADM" course), also known as the Internet Points Insurance Reduction Program or iPIRP course.

 2. Legislative objectives: VTL section 399-l requires the commissioner
- 2. Legislative objectives: VTL section 399-1 requires the commissioner to approve additional applicants to become iPIRP providers pursuant to regulations established by the commissioner. Additional applicants will include entities that have acquired an existing iPIRP provider. This proposed amendment meets the legislative mandate by expanding the eligibility to deliver an ADM course.
- 3. Needs and benefits: This proposed rule benefits existing sponsoring agencies by permitting them to transfer their interest in an approved classroom course or ADM course to a new applicant. New applicants may now purchase the ongoing concerns of an existing sponsoring agency or ADM sponsoring agency without having to otherwise qualify as a course provider. This rule makes it easier for new applicants to become sponsoring agencies. This proposed rule is necessary to implement the amendment to VTL 399-1 to approve additional applications. Currently, the com-

missioner is limited to approving iPIRP providers to only those companies who provided classroom PIRP classes in 2005. This amendment allows the DMV to approve any applicants permitted under these rules, such as entities who have purchased an existing company that offers PIRP or iPIRP classes.

4. Costs:

- a. To regulated parties: There will be no additional costs to applicants due to these amendments. The application fee remains the same.
- b. Costs to the state, the Department of Motor Vehicles and local governments: This rule will have no fiscal impact upon the state, the Department of Motor Vehicles, or local governments.
- 5. Local government mandates: This proposed rule does not impose any new mandates or responsibilities upon local governments.
- 6. Paperwork: The proposed rule imposes no new paperwork requirements.
- 7. Duplication: This proposed rule does not duplicate or conflict with any state or federal rule.
- 8. Alternatives: There are no viable alternatives to this proposed rule, and none were considered. Chapter 55, part ZZ, of the Laws of 2020 requires the commissioner of motor vehicles to promulgate regulations expanding the pool of applicants for providing the iPIRP course.
- 9. Federal standards: This proposal does not exceed any minimum standards of the federal government for the same or similar subject areas.
- 10. Compliance schedule: The Department anticipates that all affected parties will be able to achieve compliance upon adoption of the proposed

Regulatory Flexibility Analysis

The Department of Motor Vehicles finds that this rulemaking should not adversely impact small businesses or local governments in New York. This rulemaking amends 15 NYCRR 141.4(g) to comport with amendments to section 399-1 of the Vehicle and Traffic Law permitting DMV to approve additional applications to provide the Motor Vehicle Accident Prevention Course by Internet or other Technologies (Alternate Delivery Methods "ADM"), also known as the ADM course or iPIRP course. Because this rule expands business opportunities, the Department has no reason to believe that the rulemaking will result in an adverse impact on small businesses or local governments in New York. The rulemaking will not impose any reporting, recordkeeping or other compliance requirements on small businesses or local governments.

Rural Area Flexibility Analysis

The Department of Motor Vehicles finds that this rule making, which amends 15 NYCRR 141.4(g), to permit the commissioner at his or her discretion to approve additional applicants to provide the Motor Vehicle Accident Prevention Course by Internet or other Technologies (Alternate Delivery Methods "ADM" course), also known as the Internet Points Insurance Reduction Program or iPIRP course, will not impose any additional burdens on entities located in rural areas, and will not have an adverse impact on rural areas because it applies uniformly to all eligible applicants in both rural and non-rural areas of New York State.

Job Impact Statement

The Department of Motor Vehicles finds that this rule making should not adversely impact job or employment opportunities in New York. This rulemaking amends 15 NYCRR 141.4(g) to comport with amendments to section 399-1 of the Vehicle and Traffic Law permitting DMV to approve additional applications to provide the Motor Vehicle Accident Prevention Course by Internet or other Technologies (Alternate Delivery Methods "ADM"), also known as the ADM course or iPIRP course.

The Department has no reason to believe that the rulemaking will result in an adverse impact on job or employment, including self-employment, opportunities in New York.

Office for People with **Developmental Disabilities**

EMERGENCY/PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

COVID-19 Vaccines

I.D. No. PDD-43-21-00003-EP

Filing No. 1073

Filing Date: 2021-10-06 Effective Date: 2021-10-06

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

Proposed Action: Addition of section 680.14 to Title 14 NYCRR

Statutory authority: Mental Hygiene Law, sections 13.07, 13.09(b) and

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

public safety and general welfare. Specific reasons underlying the finding of necessity: The immediate

adoption of a new section, 14 NYCRR 680.14, that requires all specialty hospitals to develop policies to require and verify all staff are fully vac-cinated against COVID-19, is necessary to protect the health, safety, and welfare of individuals who receive these services.

The 2019 Coronavirus (COVID-19) is a disease that causes mild to severe respiratory symptoms, including fever, cough, and difficulty breathing. People infected with COVID-19 have had symptoms ranging from those that are mild (like a common cold) to severe pneumonia that requires medical care in a general hospital and can be fatal. According to Johns Hopkins' Coronavirus Resource Center, as of July 14, 2021, there have been over 188 million cases and over 4 million deaths worldwide, with a disproportionate risk of severe illness for older adults and/or those who have serious underlying medical health conditions.

The Centers for Disease Control and Prevention (CDC) has identified a concerning national trend of increasing circulation of the SARS-CoV-2 Delta variant. Since early July, cases have risen 10-fold, and 95 percent of the sequenced recent positives in New York State were the Delta variant. Recent New York State data show that unvaccinated individuals are approximately 5 times as likely to be diagnosed with COVID-19 compared to vaccinated individuals. Those who are unvaccinated have over 11 times the risk of being hospitalized with COVID-19.

The COVID-19 vaccines are safe and effective. They offer the benefit of helping to reduce the number of COVID-19 infections, including the Delta variant, which is a critical component to protecting public health. Certain settings, such as hospitals, pose increased challenges and urgency for controlling the spread of this disease because of the vulnerable patient and resident populations that they serve. Unvaccinated personnel in such settings have an unacceptably high risk of both acquiring COVID-19 and transmitting the virus to colleagues and/or vulnerable patients or residents, exacerbating staffing shortages, and causing unacceptably high risk of complications.

Given the disproportionate adverse health impacts of COVID-19 for individuals with comorbidities, such as those served by OPWDD certified Specialty Hospitals, it is imperative that these hospitals facilitate the prompt vaccination of their staff. Based on the foregoing, the Office has made the determination that this emergency regulation is necessary to best protect the residents of Specialty Hospitals certified by OPWDD.

For all of the reasons outlined above, this rule is being adopted on an Emergency basis until such time as it has been formally adopted through the SAPA rule promulgation process.

Subject: COVID-19 vaccines.

Purpose: To require vaccinations in certain OPWDD settings.

Text of emergency/proposed rule: A new section 680.14 is added to read as follows:

680.14 Vaccination Procedures for the Control of COVID-19

(a) Definitions

- (1) "Fully Vaccinated" means that 14 days or more have passed since the person received either the second dose of vaccine in a 2-dose series or a single dose vaccine. (2) "Personnel" shall mean all persons employed or affiliated with a
- Specialty Hospital, whether paid or unpaid.

- (3) "Specialty Hospital" means a facility operated or certified by OPWDD as defined by 14 NYCRR § 680.13 (be) and which is governed by 14 NYCRR Part 680.
 - (b) COVID-19 Vaccination Requirements
- (1) All Specialty Hospitals shall develop policies to require all personnel to be fully vaccinated against COVID-19 and to verify such vaccination. Unless otherwise specified by OPWDD o rDOH, documentation of vaccination must include the manufacturer, lot number(s), date(s) of vaccination; and vaccinator or vaccine clinic site. The following may be accepted as documentation of vaccination:
 - (i) CDC Vaccine Card;
 - (ii) a WHO Yellow Card;
- (iii) documentation of COVID-19 vaccination from a health care provider; or
- (iv) a digital record, such as the New York State Excelsior Pass, that includes a Quick Response (QR) code which, when scanned by a SMART Health Card reader, displays to the reader client name, date of birth, vaccine dates and vaccine type.
- (2) All personnel of a Specialty Hospital, unless appropriately exempted as described herein, must receive the full COVID-19 vaccination to protect against the transmission and spread of COVID-19 with a first dose received by November 1, 2021.
- (i) Personnel may receive any of the vaccines authorized for emergency use and/or approved by the federal Food and Drug Administration or listed by the World Health Organization for inoculation against COVID-
- (ii) Specialty Hospitals shall require personnel to produce documentation sufficient to show that the person is fully vaccinated as defined above.
- (3) Personnel hired or retained after November 1, 2021 must receive the first dose of their COVID 19 vaccination within two weeks after commencing employment with any Specialty Hospital.
- (4) Specialty Hospitals shall be required to obtain proof of any relevant COVID-19 booster injections.
 - (c) Exclusions From Mandatory COVID-19 Vaccination
- (1) In order to permit an exemption from the vaccination requirements of this section, the employee or volunteer shall have documentation of a legally recognizable exemption, including but not limited to:
- (i) A signed, completed medical exemption form approved by the DOH or OPWDD from a physician licensed to practice medicine in New York State certifying that immunization will be detrimental to the employee's health, containing sufficient information to identify a medical contraindication to the COVID-19 vaccination. A completed medical exemption form must be reissued periodically, but at least annually.
 - (d) Testing for COVID-19
- (1) All Specialty Hospitals whose personnel who have not been fully vaccinated because they have received a reasonable accommodation consistent with subdivision (c) of this section or because they are not yet fully vaccinated consistent with subdivision (b)(3) of this section shall ensure that each such individual receives diagnostic screening for COVID-19 by either rapid (antigen) or PCR (molecular) testing at least once weekly. Documentation of testing results must be provided to and maintained by the Specialty Hospital.
- (2) Personnel that are not fully vaccinated and who refuse to undergo diagnostic screening testing must not be permitted to report to work.
- (e) OPWDD will enforce this mandate as part of its oversight activities in accordance with the authority set forth in Mental Hygiene Law section

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 January 3, 2022

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

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

Public comment will be received until: 60 days after publication of this

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

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:
- a. The Office for People With Developmental Disabilities (OPWDD) has the statutory responsibility to provide and encourage the provision of

- appropriate programs, supports, and services in the areas of care, treatment, habilitation, rehabilitation, and other education and training of persons with intellectual and developmental disabilities, as stated in the New York State (NYS) Mental Hygiene Law (MHL) Section 13.07
- b. OPWDD has the statutory authority to adopt rules and regulations necessary and proper to implement any matter under its jurisdiction as stated in the NYS MHL Section 13.09(b).
- c. OPWDD has the statutory authority to adopt regulations concerned with the operation of programs and the provision of services, as stated in the NYS MHL Section 16.00. The regulation also ensures compliance by OPWDD certified and operated residences with the proper provision of
- 2. Legislative objectives: The proposed regulations further legislative objectives embodied in MHL sections 13.07, 13.09(b), and 16.00. The proposed regulation adds Title 14 NYCRR Section 680.14 in order to protect individuals receiving services from specialty hospitals.
- 3. Needs and benefits: The proposed regulation adds Title 14 NYCRR Section 680.14 to require all specialty hospitals to develop policies to require and verify all staff are fully vaccinated against COVID. This regulation must be issued by emergency regulation giving the increasing transmission of COVID-19 despite vaccines being available. OPWDD serves a vulnerable population and as such has a duty to ensure the services provided meet public health and safety standards.
 - 4. Costs:
- a. Costs to the agency and to the State and its local governments: There is no anticipated impact on Medicaid expenditures as a result of the proposed regulations, as specialty hospitals that provide these services will only be providing such services to individuals already receiving Medicaid, in accordance with existing OPWDD policies and processes.

These regulations will not have any fiscal impact on local governments, as the contribution of local governments to Medicaid has been capped. Chapter 58 of the Laws of 2005 places a cap on the local share of Medicaid costs and local governments are already paying for Medicaid at the capped

There are no anticipated costs to OPWDD in its role as a provider of services to comply with the new requirements.

- b. Costs to private regulated parties: There will be some costs to regulated providers to comply with the proposed regulations. As the regulation allows for a medical exemption, any individuals falling under that category are required to receive weekly testing. Additionally, any unvaccinated staff hired after the regulation is filed would be required to undergo weekly testing until they are fully vaccinated. For those individuals not already vaccinated the provider will need to contract with a testing facility for their staff to access. However, there will be no costs or minimal costs for providers that achieve a high vaccination rate among their staff. Additionally, providers will need to maintain vaccination and testing records, but the vaccine information need only be collected once and updated as more staff receive the vaccine or are hired.
- 5. Local government mandates: This rule would not apply to local government units. There are no new requirements imposed by the rule on any other county, city, town, village; or school, fire, or other special district.
- 6. Paperwork: Providers will experience a minimal increase in paperwork as a result of the proposed regulations. Additional reporting requirements regarding the vaccination status and testing results will need to be maintained.
- 7. Duplication: The proposed regulations do not duplicate any existing State or Federal requirements on this topic. On (date), the New York State Department of Health issued regulations requiring hospitals within its oversight jurisdiction to require all staff within such hospitals to receive their first dose of a COVID-19 vaccine by September 27, 2021. OPWDD's emergency regulation would extend these protections to Specialty Hospitals under its oversight and jurisdiction.
- 8. Alternatives: OPWDD did not consider any other alternatives to the proposed regulations. These changes are necessary to protect public health and individuals receiving services in specialty hospitals.
- 9. Federal standards: The proposed amendments do not exceed any minimum standards of the federal government for the same or similar subject areas.
- 10. Compliance schedule: OPWDD plans to adopt the regulations as an emergency regulation effective upon filing. Following the comment period OPWDD plans to adopt the regulation as permanent. The regulation requires vaccination and/or testing by November. OPWDD expects that providers will be in compliance with the proposed requirements at the time of their effective date(s).

Regulatory Flexibility Analysis

- 1. Effect of Rule:
- a. This rule would apply to all specialty hospitals certified by OPWDD. This regulation would require all specialty hospitals to develop policies to require and verify all staff are fully vaccinated against COVID. This

regulation is necessary to protect individuals receiving services at these facilities.

- 2. Compliance Requirements: These regulations will require additional reporting requirements in order to ensure vaccines have been received or weekly tests, for recently hired staff or those receiving a medical exemption, have been negative. Any entities that provide these services will be required to follow OPWDD regulations as they have been required to do so previously, but there will be additional reporting requirements in order to ensure compliance.
- 3. Professional Services: This rule will require additional professional services as the providers will need to contract with a testing facility for individuals that receive a medical exemption or are hired prior to being fully vaccinated.
 - 4. Compliance Costs:
- a. There will be some additional compliance costs. As the regulation requires testing for those individuals not already vaccinated the provider will need to contract with a testing facility for their staff to access. However, there will be no costs or minimal costs for providers that achieve a high vaccination rate among their staff. Additionally, providers will need to maintain vaccination and testing records, but the vaccine information need only be collected once and updated as more staff receive the vaccine or are hired.
- 5. Economic and Technological Feasibility: The entities required to comply with this rule already have the technological capability to comply with this rule.
- 6. Minimizing Adverse Impact: There will be no adverse impact as a result of this rule because the rule applies to all providers of these services regardless of size. Furthermore, these entities have always had regulations to follow regarding public health and infection control. This regulation seeks to further those goals given the current pandemic and high rate of spread of COVID-19.
- 7. Small Business and Local Government Participation: This rule would not apply to local governments. Provider and provider associations will have opportunities to comment during the regulatory comment period.
- 8. Establishment or Modification of Penalties: The rule does not modify or establish any new penalties.
- 9. Initial Review of the Rule: OPWDD will review the rule within the third calendar year after filing.

Rural Area Flexibility Analysis

A Rural Area Flexibility Analysis for these amendments is not being submitted because the regulation will not impose any adverse impact or significant reporting, record keeping or other compliance requirements on public or private entities in rural areas. There are no professional services, capital, or other compliance costs imposed on public or private entities in rural areas as a result of the proposed regulation.

The proposed regulation adds Title 14 NYCRR Section 680.14 in order to require all specialty hospitals to develop policies to require and verify all staff are fully vaccinated against covid. The regulation will not result in an adverse impact on rural communities because the regulation applies to all staff employed by specialty hospitals. The proposed regulation will result in minimal costs for regulated parties. Therefore, the amendments will not have any adverse effects on providers in rural areas.

Job Impact Statement

A Job Impact Statement for the proposed regulation is not being submitted because it is apparent from the nature and purpose of the regulation that it will not have a substantial adverse impact on jobs and/or employment opportunities.

The proposed regulation adds Title 14 NYCRR Section 680.14 in order to require all specialty hospitals to develop policies to require and verify all staff are fully vaccinated against covid. The regulation will result in new compliance requirements for providers. However, there have always been restrictions on these types of providers so the compliance measures would be minimal and not overly burdensome. The regulation will not have a substantial impact on jobs or employment opportunities in New York State.

Public Service Commission

NOTICE OF WITHDRAWAL

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

The following rule makings have been withdrawn from consideration:

I.D. No.

Publication Date of Proposal

PSC-52-20-00004-P

December 30, 2020

NOTICE OF ADOPTION

Petition to Transfer Stock

I.D. No. PSC-15-21-00006-A Filing Date: 2021-10-08 Effective Date: 2021-10-08

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

Action taken: On 10/7/21, the PSC adopted an order approving Dover Plains Water Company's (Dover Plains) petition to transfer 100 percent of the Dover Plains outstanding stock to Andrew and Ray Durkin.

Statutory authority: Public Service Law, sections 4(1), 5(1)(f), 89-c(1), (10) and 89-h(1)

Subject: Petition to transfer stock.

Purpose: To approve Dover Plains' petition to transfer all of its stock to Andrew and Ray Durkin.

Substance of final rule: The Commission, on October 7, 2021, adopted an order approving Dover Plains Water Company's (Dover Plains) petition to transfer 100 percent of the Dover Plains outstanding stock to Andrew and Ray Durkin. Within 30 days of the date of closing, Dover Plains is directed to provide to the Secretary to the Commission copies of documents showing that the transfer of water supply assets has occurred and is directed to file with the Secretary to the Commission copies of journal entries recording the transaction. Dover Plains is directed to update its billing invoices to list the service classification on which the customer's charges are based and provide the telephone number to call the utility if the customer has questions about the bill. Dover Plains shall also include the New York State Department of Public Service's web address, telephone number, and mailing address on all its customers-facing materials, including the invoices for its next quarterly billing, following the issuance of the order. A quarterly sample bill, inclusive of the above information, shall be filed with the Secretary to the Commission no later than January 30, 2022, 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, 3 Empire State Plaza, Albany, New York 12223-1350, (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.

(21-W-0176SA1)

NOTICE OF ADOPTION

Tier 2 Clean Energy Standard Maintenance Tier Support

I.D. No. PSC-25-21-00009-A Filing Date: 2021-10-07 Effective Date: 2021-10-07

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

Action taken: On 10/7/21, the PSC adopted an order authorizing the New York State Energy Research and Development Authority (NYSERDA) to enter into a three-year Maintenance Tier contract with Ampersand Long Falls Hydro, LLC (Long Falls Hydro).

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

Subject: Tier 2 Clean Energy Standard Maintenance Tier support.

Purpose: To authorize NYSERDA to enter into a three-year Maintenance Tier contract with Long Falls Hydro.

Text or summary was published in the June 23, 2021 issue of the Register, I.D. No. PSC-25-21-00009-P.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (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-0603SA9)

NOTICE OF ADOPTION

Tariff Amendments

I.D. No. PSC-26-21-00005-A Filing Date: 2021-10-08 Effective Date: 2021-10-08

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

Action taken: On 10/7/21, the PSC adopted an order approving New York State Electric & Gas Corporation's (NYSEG) tariff amendments to P.S.C. No. 120—Electricity, terminating the Energy Smart Community Rate Pilot, to become effective on November 1, 2021.

Statutory authority: Public Service Law, sections 5, 65(1), (8), 66(1) and (12)

Subject: Tariff amendments.

Purpose: To approve NYSEG's tariff amendments.

Substance of final rule: The Commission, on October 7, 2021, adopted an order approving New York State Electric & Gas Corporation's tariff amendments to P.S.C. No. 120—Electricity, terminating the Energy Smart Community Rate Pilot, to become effective on November 1, 2021, 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, 3 Empire State Plaza, Albany, New York 12223-1350, (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.

(21-E-0312SA1)

NOTICE OF ADOPTION

Agreement for Extension of Water Service and Waiver Request

I.D. No. PSC-26-21-00012-A Filing Date: 2021-10-08 Effective Date: 2021-10-08

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

Action taken: On 10/7/21, the PSC adopted an order approving Saratoga Water Services, Inc.'s (Saratoga Water) Agreement for the Provision of Water Service with Poppy's Place Food Park, LLC (Poppy's) and waiver request.

Statutory authority: Public Service Law, sections 4(1), 20(1) and 89-b **Subject:** Agreement for extension of water service and waiver request.

Purpose: To approve Saratoga Water's Agreement for the Provision of Water Service with Poppy's and waiver request.

Substance of final rule: The Commission, on October 7, 2021, adopted an order approving Saratoga Water Services, Inc.'s (Saratoga Water) Agreement for the Provision of Water Service with Poppy's Place Food Park, LLC for the extension of water service. The requested waivers of Sections XI (1) and XIII, on Leaves 44 and 45 of Saratoga Water's tariff, P.S.C. No. 3 – Water, and Title 16 of the New York Codes, Rules and Regulations §§ 501.2, 501.3, 501.4, 501.6, 501.9, 501.10, and 502.3 are approved. Saratoga Water is directed to file with the Secretary to the Commission, within 30 days of issuance by the Department of Environmental Conservation, a copy of the permit authorizing the extension of water 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 Commis-

sion, 3 Empire State Plaza, Albany, New York 12223-1350, (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. (21-W-0292SA1)

NOTICE OF ADOPTION

NUG Rider Rate Continuation

I.D. No. PSC-27-21-00012-A Filing Date: 2021-10-08 Effective Date: 2021-10-08

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

Action taken: On 10/7/21, the PSC adopted an order approving Pennsylvania Electric Company's (Penelec) request to continue its non-utility generation (NUG) Rider Rate until May 31, 2022, or until the remaining overcollection has been fully refunded.

Statutory authority: Public Service Law, sections 5, 65 and 66

Subject: NUG Rider Rate continuation.

Purpose: To approve Penelec's request to continue its NUG Rider Rate

Substance of final rule: The Commission, on October 7, 2021, adopted an order approving Pennsylvania Electric Company's (Penelec) request to continue its non-utility generation (NUG) rider rate until May 31, 2022, or until the remaining over-collection has been fully refunded, whichever is sooner, and to set the NUG rider rate to zero on one day's notice. Penelec is directed to file verification with the Secretary within 30 days of the NUG rider over-collected balance being fully refunded. Penelec is directed to file, within 60 days of the NUG rider over-collected balance being fully refunded, tariff revisions, to remove its NUG Rider, Rider C, and all NUG Rider rate tariff language from its tariffs to become effective on a permanent basis on not less than 30 days' notice. Penelec's request for a waiver of its electric tariff is also approved, 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, 3 Empire State Plaza, Albany, New York 12223-1350, (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.

(11-E-0594SA2)

NOTICE OF ADOPTION

Tier 2 Clean Energy Standard Maintenance Tier Support

I.D. No. PSC-27-21-00013-A Filing Date: 2021-10-07 Effective Date: 2021-10-07

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

Action taken: On 10/7/21, the PSC adopted an order authorizing the New York State Energy Research and Development Authority (NYSERDA) to enter into a three-year Maintenance Tier contract with Oakvale Construction Co., Ltd. (Black Brook Hydro).

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

Subject: Tier 2 Clean Energy Standard Maintenance Tier Support.

Purpose: To authorize NYSERDA to enter into a three-year Maintenance Tier contract with Black Brook Hydro.

Text or summary was published in the July 7, 2021 issue of the Register, I.D. No. PSC-27-21-00013-P.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (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-0603SA10)

NOTICE OF ADOPTION

Motion for Waiver of Regulations Related to Public Service Law Article VII Applications

I.D. No. PSC-27-21-00014-A Filing Date: 2021-10-08 Effective Date: 2021-10-08

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

Action taken: On 10/7/21, the PSC adopted an order approving New York Power Authority (NYPA) and Niagara Mohawk Power Corporation d/b/a National Grid's (National Grid) motion for waiver of certain Commission's regulations relating to PSL article VII applications.

Statutory authority: Public Service Law, sections 4 and 122

Subject: Motion for waiver of regulations related to Public Service Law article VII applications.

Purpose: To approve NYPA and National Grid's motion for waiver of regulations related to Public Service Law article VII applications.

Substance of final rule: The Commission, on October 7, 2021, adopted an order approving New York Power Authority and Niagara Mohawk Power Corporation d/b/a National Grid's June 15, 2021 motion for waiver of certain Commission's regulations relating to Public Service Law article VII applications, 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, 3 Empire State Plaza, Albany, New York 12223-1350, (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.

(21-T-0340SA1)

NOTICE OF ADOPTION

Agreement for Extension of Water Service and Waiver Request

I.D. No. PSC-28-21-00014-A Filing Date: 2021-10-08 Effective Date: 2021-10-08

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

Action taken: On 10/7/21, the PSC adopted an order approving Saratoga Water Services, Inc.'s (Saratoga Water) Agreement for the Provision of Water Service with Zulfiqar Zulfi (Zulfi) and waiver request.

Statutory authority: Public Service Law, sections 4(1) and 89-b

Subject: Agreement for extension of water service and waiver request.

Purpose: To approve Saratoga Water's Agreement for the Provision of Water Service with Zulfi and waiver request.

Substance of final rule: The Commission, on October 7, 2021, adopted an order approving Saratoga Water Services, Inc.'s (Saratoga Water) Agreement for the Provision of Water Service with Zulfiqar Zulfi for the extension of water service. The requested waivers of Sections XI (1) and XIII, on Leaves 44 and 45 of Saratoga Water's tariff, P.S.C. No. 3—Water, and Title 16 of the New York Codes, Rules and Regulations §§ 501.2, 501.3, 501.4, 501.6, 501.9, 501.10, and 502.3 are approved. Saratoga Water is directed to file with the Secretary to the Commission, within 30 days of issuance by the Department of Environmental Conservation, a copy of the

permit authorizing the extension of water 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, 3 Empire State Plaza, Albany, New York 12223-1350, (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.

(21-W-0355SA1)

NOTICE OF ADOPTION

Tariff Amendments

I.D. No. PSC-29-21-00003-A Filing Date: 2021-10-07 Effective Date: 2021-10-07

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

Action taken: On 10/7/21, the PSC adopted an order approving The Brooklyn Union Gas Company d/b/a National Grid NY (KEDNY) and KeySpan Gas East Corp. d/b/a National Grid's (KEDLI) tariff amendments to effectuate gas demand response programs.

Statutory authority: Public Service Law, sections 5, 65 and 66

Subject: Tariff amendments.

Purpose: To approve KEDNY and KEDLI's tariff amendments to effectuate gas demand response programs.

Text or summary was published in the July 21, 2021 issue of the Register, I.D. No. PSC-29-21-00003-P.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (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. (20-G-0086SA2)

NOTICE OF ADOPTION

Petition to Use Pipeline Refunds

I.D. No. PSC-29-21-00005-A Filing Date: 2021-10-07 Effective Date: 2021-10-07

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

Action taken: On 10/7/21, the PSC adopted an order approving, with modifications, National Fuel Gas Distribution Corporation's (NFG) petition to use the Pipeline Refund to offset the System Modernization Tracker deferral account.

Statutory authority: Public Service Law, section 113(2)

Subject: Petition to use Pipeline refunds.

Purpose: To approve, with modifications, NFG's petition to use the Pipeline Refund.

Text or summary was published in the July 21, 2021 issue of the Register, I.D. No. PSC-29-21-00005-P.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (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.

(20-G-0545SA2)

NOTICE OF ADOPTION

Agreement for Extension of Water Service and Waiver Request

I.D. No. PSC-29-21-00008-A Filing Date: 2021-10-08 Effective Date: 2021-10-08

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

Action taken: On 10/7/21, the PSC adopted an order approving Saratoga Water Services, Inc.'s (Saratoga Water) Agreement for the Provision of Water Service with 3D Lundy, Ltd. (3D Lundy) and waiver request.

Statutory authority: Public Service Law, sections 4(1), 20(1) and 89-b

Subject: Agreement for extension of water service and waiver request. **Purpose:** To approve Saratoga Water's Agreement for the Provision of Water Service with 3D Lundy and waiver request.

Substance of final rule: The Commission, on October 7, 2021, adopted an order approving Saratoga Water Services, Inc.'s (Saratoga Water) Agreement for the Provision of Water Service with 3D Lundy, Ltd. for the extension of water service. The requested waivers of Sections XI (1) and XIII, on Leaves 44 and 45 of Saratoga Water's tariff, P.S.C. No. 3—Water, and Title 16 of the New York Codes, Rules and Regulations §§ 501.2, 501.3, 501.4, 501.6, 501.9, 501.10, and 502.3 are approved. Saratoga Water is directed to file with the Secretary to the Commission, within 30 days of issuance by the Department of Environmental Conservation, a copy of the permit authorizing the extension of water 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, 3 Empire State Plaza, Albany, New York 12223-1350, (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.

(21-W-0354SA1)

NOTICE OF ADOPTION

Tariff Amendments

I.D. No. PSC-30-21-00008-A Filing Date: 2021-10-08 Effective Date: 2021-10-08

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

Action taken: On 10/7/21, the PSC adopted an order approving Consolidated Edison Company of New York, Inc.'s (Con Edison) tariff amendments to P.S.C. No. 9—Gas, to become effective on November 1, 2021.

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

Subject: Tariff amendments.

Purpose: To approve Con Edison's tariff amendments.

Substance of final rule: The Commission, on October 7, 2021, adopted an order approving Consolidated Edison Company of New York, Inc.'s tariff amendments to P.S.C. No. 9—Gas, to clarify the names of three of its four city gates listed on Leaf 385.1 under the Baseload Service provision for the Daily Delivery Service program provided to Service Classification No. 20, to become effective on November 1, 2021, 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, 3 Empire State Plaza, Albany, New York 12223-1350, (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.

(21-G-0363SA1)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Minor Rate Filing

I.D. No. PSC-43-21-00007-P

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

Proposed Action: The Commission is considering a proposal by Hannawa Building Corp. to increase its annual revenues by \$14,907 or 149%, add an Escrow Account for extraordinary repairs, and to convert the Company's tariff schedule to an electronic format.

Statutory authority: Public Service Law, sections 4(1), 5(1)f, 89-c(1), (3), (10)(a), (b) and (f)

Subject: Minor rate filing.

Purpose: To ensure safe and adequate service at just and reasonable rates. *Substance of proposed rule:* The Commission is considering a proposal filed by Hannawa Building Corp. (Hannawa or the Company) to amend its tariff schedule, P.S.C. No. 2—Water, to increase Hannawa's annual revenues by approximately \$14,907 or 149%; add an Escrow Account for emergency and extraordinary repairs with a maximum balance of \$5,000; and convert its paper tariff schedule to an electronic format. Hannawa provides water service to approximately 38 customers in Hannawa Falls, St. Lawrence County.

The Company states that the rate increase is necessary to cover current and projected increased operating expenses including salaries, water testing, and other operational expenses that have not been addressed since the Company's last rate case that was filed in 1997. In addition, the Company has frequently incurred repair expenses that exceed the current maximum allowed balance in rates and thus is looking to add a \$5,000 Escrow Account to help offset these costs. Finally, the tariff schedule, P.S.C. No. 2-Water is still in a paper format and the company seeks to convert this to an electronic format. The Company also requests a waiver of newspaper publication requirements as it will notify customers directly by mail.

The full text of the proposal and the full record of the proceeding 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 action 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: Michelle L. Phillips, 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: 60 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.

(21-W-0506SP1)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Incremental Demand Side Management Programs

I.D. No. PSC-43-21-00008-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 a filing by The Brooklyn Union Gas Company d/b/a National Grid NY and KeySpan Gas East Corporation d/b/a National Grid to implement demand side management programs and to recover related costs through a surcharge mechanism.

Statutory authority: Public Service Law, sections 5, 65 and 66

Subject: Incremental demand side management programs.

Purpose: To consider proposed demand side management programs and cost recovery.

Substance of proposed rule: The Public Service Commission is considering a filing by The Brooklyn Union Gas Company d/b/a National Grid NY and KeySpan Gas East Corporation d/b/a National Grid (together, the Companies) filed on October 4, 2021. The filing requests authorization to implement proposed demand side management programs necessary to alleviate gas system capacity constraints within the Companies' service territories. The proposed programs include energy efficiency, demand response, and electrification components. Additionally, the filing requests authority to recover the cost of implementing such programs through a surcharge, consistent with provisions in the Companies' recently adopted Rate Plan.

On August 12, 2021, the Commission issued an Order establishing a Rate Plan for the Companies in Cases 19-G-3009 and 19-G-0310. The Rate Plan allowed the Companies to propose demand side management programs and to request authority to collect the costs of such programs through a surcharge.

The Companies request approval to implement energy efficiency programs for residential, commercial, and multi-family customers on an accelerated basis in a manner that will surpass budgets and targets established by the Commission in its New Efficiency New York order issued in Case 18-M-0084 on January 16, 2020. The Companies state the programs have been designed to lower peak load on the gas system and improve home and building comfort through offerings including a dramatically expanded home/building weatherization program throughout the Companies' New York City and Long Island service territories.

With regard to demand response, the Companies propose to implement the programs proposed in their June 15, 2021 Implementation Plan filing in Cases 20-G-0086 and Case 20-G-0087 for winter 2021-2022, with an extended enrollment period to enhance customer opportunities for this coming winter. Additionally, the Companies propose to implement further expanded demand response program offerings for winter 2022-2023.

The Companies also propose electrification programs, which would be designed to increase customer adoption of electric alternatives to natural gas service, such as heat pumps. The electrification programs would commence during Rate Year Two, the 12 months ending March 31, 2022.

The Companies request authorization to recover the associated incremental energy efficiency, demand response, and electrification program costs and labor expenses through a surcharge as envisioned in the Rate Plan

The full text of the proposed tariff filing and the full record of the proceeding 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 action 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: Michelle Phillips, 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: 60 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.

(19-G-0309SP2)

Office of Temporary and Disability Assistance

EMERGENCY/PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Public Assistance (PA) Eligibility Interviews by Phone or Other Digital Means at PA Applicant's or Recipient's Request

I.D. No. TDA-43-21-00006-EP

Filing No. 1079

Filing Date: 2021-10-08 **Effective Date:** 2021-10-09

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

Proposed Action: Amendment of sections 350.3(c), 351.2(l)(4)(iii), 351.20(b)(3) and 351.22 of Title 18 NYCRR.

Statutory authority: Social Services Law, sections 20(3)(d), 34(3)(f), 131(1), 132(4)(a)-(b), 134-a(3), 349-a(2), 355(3); L. 2021, ch. 133; L. 2021, ch. 144

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

Specific reasons underlying the finding of necessity: The Office of Temporary and Disability Assistance (OTDA) finds that it is necessary for the preservation of the public health, public safety and the general welfare that these amendments be adopted on an emergency basis, as authorized by the State Administrative Procedure Act (SAPA) § 202(6). The COVID-19 pandemic remains a significant challenge in New York. Since March 2020, more than two million New Yorkers have been infected by the COVID-19 coronavirus, and the disease has killed more than 56,000 New Yorkers. The Centers for Disease Control and Prevention (CDC) has identified a concerning national trend of increasing circulation of the Delta COVID-19 variant, which is approximately twice as transmissible as the early SARS-CoV-2 strain. The regulatory amendments are necessary to help prevent the spread of the COVID-19 virus in New York State, and to help ensure that applicants for or recipients of Public Assistance (PA) participating in eligibility interviews for PA are not exposed to COVID-

It is of great importance that interviews may be conducted via telephone or other digital means at the request of the applicants or recipients. The regulatory amendments will allow those vulnerable persons unable to financially provide for themselves an opportunity to continue to access PA to help meet their basic needs while at the same time helping to protect them, as well as other New Yorkers, from COVID-19. Further, the regulatory amendments are necessary to conform state regulations with chapter 133 of the Laws of 2021 and chapter 144 of the Laws of 2021 by allowing interviews to be conducted by telephone or other digital means at the PA applicant's or recipient's request. Failure to adopt the regulatory amendments will result in an inconsistency between the state regulations and Social Services Law §§ 132(4)(a)-(b), 134-a(3), and 349-a(2), as amended by chapter 133 of the Laws of 2021 and chapter 144 of the Laws of 2021.

It is noted that the regulatory amendments are being promulgated pursuant to a Notice of Emergency Adoption and Proposed Rule Making, instead of a Notice of Proposed Rule Making, due to time constraints. Chapter 144 of the Laws of 2021 will become effective on October 9, 2021, which would not afford OTDA sufficient time to adopt the regulatory amendments via a regular Notice of Proposed Rule Making. OTDA will be accepting public comments pertaining to the regulatory amendments up to 60 days after their publication in the New York State Register. Subject: Public Assistance (PA) eligibility interviews by phone or other

Subject: Public Assistance (PA) eligibility interviews by phone or other digital means at PA applicant's or recipient's request.

Purpose: To update state regulations in accordance with chapter 133 of the Laws of 2021 and chapter 144 of the Laws of 2021 by allowing interviews to be conducted by telephone or other digital means at the PA applicant's or recipient's request.

Text of emergency/proposed rule: Subdivision (c) of § 350.3 of Title 18 NYCRR is amended to read as follows:

(c) A personal interview with the applicant or a designated representative is required in all cases to establish eligibility for public assistance. Interviews must ordinarily be scheduled within seven working days,

except when there is indication of emergency need, in which case the interview must be held at once. The social services district may allow an interview via telephone or other digital means at the request of the applicant or recipient.

Part 351 of Title 18 NYCRR is amended as follows:

Subparagraph (iii) of paragraph (4) of subdivision (1) of § 351.2 is amended to read as follows:

(iii) Social services districts must make the screening form available for voluntary client completion[, in writing,] at the application and recertification interview. Such screenings may be conducted by telephone or other digital means at the request of the applicant or recipient. However, the district must accommodate clients who wish to provide this screening information verbally when completion is not possible due to literacy problems. The district must also accommodate clients who wish to provide this screening information at another time when completion is not initially possible due to risk of danger to themselves, for example due to the presence of the batterer at the time of the initial screening. The district must provide the screening form to any individual who at any time is identified as a victim of domestic violence, or otherwise requests such screening

Paragraph (3) of subdivision (b) of § 351.20 is amended to read as follows:

(b) In connection with periodic redetermination of eligibility, the social services district shall:

(3) interview the recipient in a face-to-face interview, or may interview the recipient by telephone or other digital means at the request of the recipient, in order to verify factors of eligibility, including those re-

The Title for § 351.22 and the Index for Part 351 are amended to read as follows:

§ 351.22 Action to be taken upon failure to appear at face-to-face interviews or failure to participate in an interview by telephone or other digital means, or upon determination of ineligibility or of change in degree of need

Subdivisions (a)-(b) of § 351.22 are amended to read as follows:

(a) In all programs of public assistance, there shall be face-to-face recertification interviews, or, there may be interviews by telephone or other digital means at the request of the recipients, and contacts as needed in excess of the minimum required by Office regulations shall be made in cases where there is indication of change in need or resources.

(b) Failure to appear at the face-to-face interviews or comply with an Office approved alternative recertification requirement or failure to participate in an interview by telephone or other digital means. If a recipient fails to appear, participate via telephone or other digital means, or comply with an Office approved alternative recertification requirement, without good cause, the social services official must send a 10-day notice of proposed discontinuance of assistance on a form required by the Office.

(2) If the recipient appears for a face to-face, telephone or digital interview during the 10-day notice period, an interview must be arranged. If it is determined that the recipient is eligible for continued assistance, the 10-day notice of proposed discontinuance must be nullified.

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 January 5, 2022.

Text of rule and any required statements and analyses may be obtained from: Richard P. Rhodes, Jr., New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, 16C, Albany, NY 12243-0001, (518) 486-7503, email: richard.rhodesjr@otda.ny.gov

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

Public comment will be received until: 60 days after publication of this

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

Regulatory Impact Statement

1. Statutory authority:

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

SSL § 34(3)(f) requires the Commissioner of OTDA to establish regulations for the administration of public assistance (PA) within the State.

SSL § 131(1) requires social services districts (districts), insofar as funds are available, to provide adequately for those unable to maintain themselves, in accordance with the provisions of the SSL.

SSL § 132 requires that, when an application for assistance or care is received, or a district is informed that a person is in need of PA and care, OTDA make an investigation and record of the circumstances of such

SSL § 132(4)(a), as amended by chapter 133 of the Laws of 2021 and chapter 144 of the Laws of 2021, requires such investigation to include a

screening for alcohol and/or substance abuse that may be conducted by telephone or other digital means at the request of the PA applicant or recipient. SSL § 132(4)(b), as amended by chapter 133 of the Laws of 2021 and chapter 144 of the Laws of 2021, requires that, when the screening process indicates that there is reason to believe that an applicant or recipient is abusing or dependent on alcohol or drugs, the district shall require a formal alcohol or substance abuse assessment that may be conducted by telephone or other digital means at the request of the PA applicant or recipient.

SSL § 134-a(3), as amended by chapter 133 of the Laws of 2021 and chapter 144 of the Laws of 2021, mandates that the district require persons applying for or receiving PA be interviewed personally at a time and in a manner provided by OTDA regulations, and that the district may provide the option of an interview by telephone or other digital means at the request

of the PA applicant or recipient.

SSL § 349-a(2), as amended by chapter 133 of the Laws of 2021 and chapter 144 of the Laws of 2021, requires OTDA to periodically inquire regarding the existence of domestic violence affecting an individual PA applicant or recipient, and that such inquiry be performed utilizing a universal screening form, or such screening may be conducted by telephone or other digital means at the request of the PA applicant or recipient.

SSL § 355(3) requires OTDA to promulgate regulations necessary for the uniform administration of PA within the State.

Chapter 133 of the Laws of 2021 amended SSL §§ 132(4)(a)–(b), 134-

a(3), and 349-a(2) to allow PA applicants or recipients to be interviewed

by telephone at the district's option.

Chapter 144 of the Laws of 2021, which becomes effective on October 9, 2021, amends chapter 133 of the Laws of 2021 to allow interviews to be conducted by telephone or other digital means at the request of the applicant or recipient. Section 4 of chapter 144 requires OTDA to undertake and complete, on or before the October 9, 2021 effective date, "such measures as may be necessary and appropriate to develop the necessary protocols with respect to telephonic screenings, assessments and applications for [PA].

2. Legislative objectives:

It was the intent of the Legislature in enacting the above statutes that OTDA establish rules, regulations and policies to develop and administer the necessary protocols with respect to telephonic or other digital screenings, assessments and applications for PA.

3. Needs and benefits:

It is necessary for the preservation of the public health, public safety and the general welfare that these amendments be adopted on an emergency basis, as authorized by the State Administrative Procedure Act (SAPA) § 202(6). The COVID-19 pandemic remains a significant challenge in New York. Since March 2020, more than two million New Yorkers have been infected by the COVID-19 coronavirus, and the disease has killed more than 56,000 New Yorkers. The Centers for Disease Control and Prevention (CDC) has identified a concerning national trend of increasing circulation of the Delta COVID-19 variant, which is approximately twice as transmissible as the early SARS-CoV-2 strain. The regulatory amendments are necessary to help prevent the spread of the COVID-19 virus in New York State, and to help ensure that applicants for or recipients of PA participating in eligibility interviews for PA are not exposed to COVID-19.

It is of great importance that interviews may be conducted via telephone or other digital means at the request of the applicants or recipients. The regulatory amendments will allow those vulnerable persons unable to financially provide for themselves an opportunity to continue to access PA to help meet their basic needs while at the same time helping to protect them, as well as other New Yorkers, from COVID-19. Further, the regulatory amendments are necessary to conform state regulations with chapter 133 of the Laws of 2021 and chapter 144 of the Laws of 2021 by allowing interviews to be conducted by telephone or other digital means at the PA applicant's or recipient's request. Failure to adopt the regulatory amendments will result in an inconsistency between the state regulations and Social Services Law §§ 132(4)(a)-(b), 134-a(3), and 349-a(2), as amended by chapter 133 of the Laws of 2021 and chapter 144 of the Laws of 2021.

4. Costs:

There are no anticipated costs to the State or social services districts with the adoption of these regulations, as the requirements of the regulations and authorizing statutes are already being implemented.

5. Local government mandates:

Districts are already in compliance with the regulatory amendments, as the requirements of the regulations and authorizing statutes are already being implemented.

6. Paperwork:

The regulatory amendments do not impose any new reporting requirements or other paperwork upon the State or the districts.

7. Duplication:

The regulatory amendments do not duplicate, overlap, or conflict with any existing federal or State law or regulation.

8. Alternatives:

An alternative to the regulatory amendments would be to refrain from adopting them. However, the regulatory amendments are necessary to help prevent the spread of the COVID-19 virus in New York State, and to help ensure that applicants for or recipients of PA participating in eligibility interviews for PA are not exposed to COVID-19. Further, failure to adopt the regulatory amendments will result in an inconsistency between the state regulations and Social Services Law §§ 132(4)(a)-(b), 134-a(3), and 349-a(2), as amended by chapter 133 of the Laws of 2021 and chapter 144 of the Laws of 2021. The resulting inconsistency would be contrary to law. Consequently, OTDA does not consider such inaction to represent a viable alternative to the regulatory amendments.

9. Federal standards:

The regulatory amendments do not conflict with any federal standard.

10. Compliance schedule:

The districts are already in compliance with the regulatory amendments.

Regulatory Flexibility Analysis

A Regulatory Flexibility Analysis is not required for the regulatory amendments because the regulatory amendments will neither have an adverse impact upon, nor impose reporting, recordkeeping, or other compliance requirements upon small businesses or local governments. The regulatory amendments conform state regulations pertaining to Public Assistance (PA) programs into compliance with amendments to Social Services Law §§ 132(4)(a)–(b), 134-a(3) and 349-a(2), as effectuated by chapter 133 of the Laws of 2021 and chapter 144 of the Laws of 2021, to allow interviews to be conducted by telephone or other digital means at the request of the applicants or recipients. As it was evident from the regulatory amendments that they will not have an adverse impact or impose reporting, recordkeeping, or other compliance requirements, no further measures were needed to ascertain those facts and, consequently, none were taken.

Rural Area Flexibility Analysis

A Rural Area Flexibility Analysis is not required for the regulatory amendments because the regulatory amendments will neither have an adverse impact upon, nor impose reporting, recordkeeping, or other compliance requirements upon public or private entities in rural areas. The regulatory amendments conform state regulations pertaining to Public Assistance (PA) programs into compliance with amendments to Social Services Law §§ 132(4)(a)-(b), 134-a(3) and 349-a(2) as effectuated by chapter 133 of the Laws of 2021 and chapter 144 of the Laws of 2021, to allow interviews to be conducted by telephone or other digital means at the request of the applicants or recipients. As it was evident from the proposed regulatory amendments that they will not have an adverse impact or impose reporting, recordkeeping, or other compliance requirements, no further measures were needed to ascertain those facts and, consequently, none were taken.

Job Impact Statement

A Job Impact Statement is not required for the regulatory amendments. It is apparent from the nature and the purpose of the regulatory amendments that they will not have a substantial adverse impact on jobs and employment opportunities in the social services districts or in the State. The regulatory amendments conform state regulations pertaining to Public Assistance (PA) programs into compliance with amendments to Social Services Law §§ 132(4)(a)–(b), 134-a(3) and 349-a(2), as effectuated by chapter 133 of the Laws of 2021 and chapter 144 of the Laws of 2021, to allow interviews to be conducted by telephone or other digital means at the request of the applicants or recipients. Thus, the regulatory amendments will not have any adverse impact on jobs and employment opportunities in New York State.

Workers' Compensation Board

EMERGENCY RULE MAKING

Allowing Telemedicine in Some Circumstances, Supersede Previous Emergency Adoption

I.D. No. WCB-43-21-00009-E

Filing No. 1083

Filing Date: 2021-10-12 **Effective Date:** 2021-10-12

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

Action taken: Amendment of sections 325-1.8, 329-1.3, 329-4.2, 333.2 and 348.2 of Title 12 NYCRR.

Statutory authority: Workers' Compensation Law, sections 117 and 142 *Finding of necessity for emergency rule:* Preservation of public health, public safety and general welfare.

Specific reasons underlying the finding of necessity: This amendment is adopted as an emergency measure because the Board wants to avoid health and safety risks that can be avoided through social distancing due to COVID-19, including the Delta variant, by allowing telemedicine in some circumstances, and to supersede the previous emergency adoption addressing this topic. Additionally, the Board has seen these emergency measures work efficiently and effectively to provide care for injured workers, and plans to adopt a permanent regulation addressing when telehealth may be used to benefit injured workers, and wants to keep the current telemedicine rules in effect during the regulatory process for the permanent telehealth proposal.

Subject: Allowing telemedicine in some circumstances, supersede previous emergency adoption.

Purpose: To allow telemedicine in some circumstances due to COVID-19 and keep in effect during permanent telehealth proposal process.

Text of emergency rule: Section 325-1.8 of Title 12 NYCRR is hereby amended to read as follows:

325-1.8 Emergency medical aid and telemedicine.

- (a) In the event of a serious accident requiring immediate emergency medical aid, an ambulance or any physician may be called to give first aid treatment.
- (b) Telemedicine, using two-way audio and visual electronic communication, or treatment via telephone, may be used by authorized providers where medically appropriate for social distancing purposes due to the outbreak of COVID-19, including the Delta variant, in accordance with the Department of Health COVID-19 Medicaid Guidance and Guidance issued by the Centers for Medicare and Medicaid Services, or irrespective of purely social distancing considerations, in the clinical judgment of the authorized provider, the potential risk of COVID-19 infection to an individual patient outweighs any real or perceived incremental benefit derived from an in-person versus remote or virtual appointment. The authorized provider shall indicate on their report that such assessment was done using telemedicine by use of modifier 95 and indicating a place of service as 11, or telephonically by indicating place of service as 02. The provider shall also confirm the employee's identity as well as provide basic information about the services the employee is receiving by telephone or telemedicine

New subdivisions (c) and (d) of section 329-1.3 of Title 12 NYCRR is hereby added to read as follows:

- (c) When medically appropriate, authorized providers who utilize the Official New York State Workers' Compensation Fee Schedule may, when telemedicine is used in accordance with section 325-1.8 of this Title and any applicable Medical Treatment Guideline, bill using the applicable Evaluation and Management codes (99212-99214) using modifier 95 and indicating 11 as the place of service. Modifiers 1B and 1D are available when services are rendered by telemedicine using two-way audio and visual communication. When services are rendered by telephone only in accordance with section 325-1.8 of this Title, the authorized provider shall indicate 02 as the place of service. Modifiers 1B and 1D are not available when services are rendered by telephone with no visual component.
- (d) Providers with the following rating codes may bill the following psychotherapy codes in conjunction with Evaluation and Management codes:
 - (i) New patient Evaluation and Management: 99201-99204;
- (ii) Psychotherapy combination codes and crisis codes: 90832-90834, 90836-90840, 90853;

A new subdivision (d) of section 329-4.2 of Title 12 NYCRR is hereby added to read as follows:

(d) When medically appropriate, authorized physical therapists and occupational therapists shall use Common Procedural Technology (CPT) code 99212 using modifier 95 and indicating 11 as the place of service when treatment is rendered by telemedicine using two-way audio and visual communication, and indicating 02 as the place of service when treatment is rendered by telephone only. Treatment in accordance with section 325-1.8 of this Title and using these codes shall be limited to one unit per patient per day, up to two treatments per week during the thirty days following injury, and up to one treatment per week thereafter.

New subdivisions (c) and (d) of section 333.2 of Title 12 NYCRR is hereby added to read as follows:

(c) When medically appropriate, authorized providers, including psychologists and licensed clinical social workers, shall use a Common Procedural Technology (CPT) therapy code (90832, 90834, or 90837) for services delivered by telemedicine in accordance with section 325-1.8 of this Title using modifier 95 and indicating 11 as the place of service for

therapy by telemedicine using two-way audio and visual communication. Modifiers 1B and 1D are available when services are rendered by telemedicine using two-way audio and visual communication. When services are rendered by telephone only in accordance with section 325-1.8 of this Title, the authorized provider shall indicate 02 as the place of service. Modifiers 1B and 1D are not available when services are rendered by telephone with no visual component. Group therapy: 90853. Group therapy is limited to a maximum of 20 participants and does not require that every participant in the group therapy session be a workers' compensation claimant.

A new subdivision (c) of section 348.2 of Title 12 NYCRR is hereby

amended to read as follows:

(c) When medically appropriate, authorized chiropractors shall use Common Procedural Technology (CPT) code 99212 using modifier 95 and indicating 11 as the place of service when treatment is rendered by telemedicine using two-way audio and visual communication, and indicating 02 as the place of service when treatment is rendered by telephone only. Treatment in accordance with section 325-1.8 of this Title and using these codes shall be limited to one unit per patient per day, up to two treatments per week during the thirty days following injury, and up to one treatment per week thereafter.

This notice is intended to serve only as an emergency adoption, to be valid for 90 days or less. This rule expires January 9, 2022.

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

Regulatory Impact Statement

1. Statutory Authority: WCL § 117(1) authorizes the Chair of the Workers' Compensation Board (Board) to adopt reasonable rules consistent with, and supplemental to, the provisions of the WCL.

2. Legislative Objectives: The emergency adoption allows telemedicine visits in some circumstances due to the outbreak of COVID-19, and to keep telemedicine in effect during the regulatory process for a permanent

proposal regarding telehealth.

3. Needs and Benefits: For social distancing purposes to avoid furthering the outbreak of COVID-19, including the Delta variant, the emergency adoption allows telemedicine visits in some circumstances to avoid in person visits to authorized providers when medically appropriate, consistent with guidance issued by the Center for Medicaid and Medicare Services. This regulation will permit physicians, nurse practitioners, physician assistants, psychologists, licensed clinical social workers, chiropractors, physical therapists and occupational therapists to treat using telehealth due to COVID-19, including the Delta variant.

Additionally, the Board has seen these emergency measures work efficiently and effectively to provide care for injured workers, and plans to adopt a permanent regulation addressing when telehealth may be used to benefit injured workers, and wants to keep the current telemedicine rules in effect during the regulatory process for the permanent telehealth proposal.

4. Costs: The emergency adoption will have no impact on costs.

5. Local Government Mandates: The proposed amendments do not impose any program, service, duty, or responsibility upon any county, city, town, village, school district, fire district, or other special district.

6. Paperwork: The emergency adoption requires authorized providers to indicate in their report that the services rendered were through telemedicine due to the outbreak of COVID-19, including the Delta variant

7. Duplication: The emergency adoption does not duplicate other regulatory initiatives.

8. Alternatives: An alternative would be to not file an emergency adoption addressing telemedicine, and not keep it in effect during the public comment period and regulatory process for a permanent telehealth proposal. However, this poses a health risk to both the authorized providers and the claimants being treated, and social distancing, where medically appropriate, is a better alternative due to the outbreak of COVID-19, including the Delta variant. Additionally, not keeping telemedicine in effect would cause confusion and could negatively impact injured workers relying on telemedicine in some instances for their care.

9. Federal Standards: There are no applicable Federal Standards.

10. Compliance Schedule: The emergency adoption takes effect immediately upon filing but does not require telemedicine - it offers it as a tool to assist with social distancing in some circumstances. Any provider rendering services using telemedicine must comply with the emergency adoption, including the reporting requirements.

Regulatory Flexibility Analysis

A Regulatory Flexibility Analysis is not required because the emergency adoption will not have any adverse economic impact or impose any new reporting, recordkeeping or other compliance requirements on small businesses or local governments. The emergency adoption provides for telemedicine visits in some circumstances due to the outbreak of COVID-19 and to keep telemedicine in effect during the regulatory process for a permanent proposal regarding telehealth.

Rural Area Flexibility Analysis

A Rural Area Impact Statement is not required because the emergency adoption will not have any impact rural areas. The emergency adoption provides for telemedicine visits in some circumstances due to the outbreak of COVID-19 and to keep telemedicine in effect during the regulatory process for a permanent proposal regarding telehealth.

Job Impact Statement

A Job Impact Statement is not required because the emergency adoption will not have any impact on jobs or employment opportunities. The emergency adoption provides for telemedicine visits in some circumstances due to the outbreak of COVID-19 and to keep telemedicine in effect during the regulatory process for a permanent proposal regarding telehealth.

NOTICE OF ADOPTION

Payment of Medical Bills and Disputes

I.D. No. WCB-26-21-00001-A

Filing No. 1075

Filing Date: 2021-10-08 Effective Date: 2021-11-01

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

Action taken: Amendment of section 325-1.25 of Title 12 NYCRR.

Statutory authority: Workers' Compensation Law, sections 117, 141 and

Subject: Payment of medical bills and disputes.

Purpose: To require all objections to medical bills be made simultaneously and make process more efficient.

Text or summary was published in the June 30, 2021 issue of the Register, I.D. No. WCB-26-21-00001-P.

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

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

Initial Review of Rule

As a rule that requires a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2024, which is no later than the 3rd year after the year in which this rule is being adopted.

Assessment of Public Comment

During the public comment period, the Board received four written comments.

One comment from an insurance association opined that the regulation unnecessarily requires the injured worker or injured worker's attorney to be sent notice that the bill is not being paid. Because this is current and best practice, and mentioned in the instructions on the existing forms, no change has been made in response to this comment.

Two of the comments requested clarification about the wording in section 325-1.25(c) regarding the timing for objections and whether the sections are inconsistent, and that section (c)(1) be changed to say that the 45day time period begins when the bill is received by the employer, insurance carrier or TPA, and requested this change be made throughout the regulation. The regulation states "received," and as a practical matter, in the event of a billing dispute, the Board looks to the date that the Board received the bill. Additionally, once CMS-1500 is fully implemented, the carrier's acknowledgement date will be used in the system, and there will be less occasion for disputes over the receipt date - so no change has been made in response to this comment.

The Board received one comment opining that it would be impossible for all objections to be made simultaneously and expressing concern with the workers' compensation system broadly. This comment is unrelated to the substance of the proposal and did not offer any specific suggestions, no change has been made in response to this comment.

One comment from a law firm requested a change to be made to state the specific legal and MTG objections to a medical bill that will be waived if not raised in a PAR response. This proposal requires all objections related to the PAR itself to be made at the same time, and absent extraordinary circumstances it is anticipated that other objections will be waived if not made simultaneously, so no change has been made in response to this comment

The comment also requested the Board add an exception to the proposal for newly discovered evidence received after the PAR response. A PAR response has timeframes that need to be adhered to, and the decision on the PAR within the timeframe approves or denies the PAR. The Board acknowledges there will always be exceptional cases that will need to be litigated, but this proposal provides a clearer rule, and no change has been made in response to this comment.

HEARINGS SCHEDULED FOR PROPOSED RULE MAKINGS

Agency I.D. No.	Subject Matter	Location—Date—Time
Environmental Conservation, Departmen	of of	
ENV-36-21-00003-P	Expanded Polystyrene Foam Container and Polystyrene Loose Fill Packaging Reduction	Virtual electronic webinar—November 15, 2021, 1:00 p.m.
ENV-36-21-00004-P	Medium- and Heavy-Duty (MHD) Zero Emission Truck Annual Sales Requirements and Large Entity Reporting	Via electronic webinar—November 9, 2021, 2:00 p.m. Instructions on how to "join" the hearing webinar and provide an oral statement will be published on the Department's proposed regulations webpage for 6 NYCRR Part 218 by September 8, 2021. The proposed regulations webpage for 6 NYCRR Part 218 may be accessed at: https://www.dec.ny.gov/regulations/propregulations.html Persons who wish to receive the instructions by mail or telephone may call the Department at (518) 402-9003. Please provide your first and last name, address, and telephone number and reference the Part 218 public comment hearing. The Department will provide interpreter services for hearing impaired persons, and language interpreter services for individuals with difficulty understanding or reading English, at no charge upon written request submitted no later than October 19, 2021. The written request must be addressed to ALJ Michele M. Stefanucci, NYS DEC Office of Hearings and Mediation Services, 625 Broadway, 1st Fl., Albany, NY 12233-1550 or emailed to ALJ Stefanucci at ohms@dec.ny.gov
Labor, Department of LAB-34-21-00002-EP	New York Health and Essential Rights Act	Location to be announced on Department of
	(NY HERO Act)	Labor website—November 17, 2021, 10:00 a.m.
Liquor Authority, State	C (All :: A P :: I	00 C C
LQR-36-21-00002-P	Commencement of Administrative Disciplinary Proceedings Via Electronic Means	80 S. Swan St., Albany, NY—November 10, 2021, 10:00 a.m.
Long Island Power Authority		
LPA-38-21-00008-P	Authority's Annual Budget, as Reflected in the Rates and Charges in the Tariff for Electric Service	Virtual Public Meeting—November 29, 2021, 10:00 a.m. and 2:00 p.m.
LPA-38-21-00009-P	Community Distributed Generation and Remote Crediting Tariffs	Virtual Public Meeting—November 29, 2021, 10:00 a.m. and 2:00 p.m.
LPA-38-21-00010-P	Customer Benefit Contribution (CBC) Charge for New Mass Market Net Metering Custom- ers	Virtual Public Meeting—November 29, 2021, 10:00 a.m. and 2:00 p.m.
LPA-38-21-00011-P	Conform Long Island Choice Program Rules and Requirements with Final DPS Recom- mendations from Collaborative Proceeding	Virtual Public Meeting—November 29, 2021, 10:00 a.m. and 2:00 p.m.
LPA-38-21-00012-P	Miscellaneous Clean-Up of Tariff for Electric Service	Virtual Public Meeting—November 29, 2021, 10:00 a.m. and 2:00 p.m.
LPA-38-21-00013-P	Daily Service Charges During Prolonged Outages	Virtual Public Meeting—November 29, 2021, 10:00 a.m. and 2:00 p.m.
LPA-39-21-00014-P	Access to Records and Fees Collected Under the Freedom of Information Law	Virtual Public Meeting—November 29, 2021, 10:00 a.m. and 2:00 p.m.

I UDIIC SEI VICE CUIIIIIISSIUII	Public	Service	Commission
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PSC-35-21-00004-P Major Gas Rate Filing Teleconference—Oct. 27, 2021, 1:0

Teleconference—Oct. 27, 2021, 1:00 p.m. and 6:00 p.m. (Public Statement Hearing)*

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

21-G-0394.

PSC-40-21-00019-P Disposition of a New York State Tax Refund

Teleconference—Nov. 23, 2021, 10:00 a.m.

(Public Statement Hearing)*

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

21-W-0356.

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	Year	Serial	Action
	number	published	number	Code
AAM	01	12	00001	Р

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

Agency I.D. No. **Expires** Subject Matter Purpose of Action AGRICULTURE AND MARKETS, DEPARTMENT OF 07/07/22 Regulated commodity labeling, packaging and Amend packaging, labeling & method of sale AAM-23-21-00001-P method of sale requirements requirements for various commodities to align with industry & federal standards 09/15/22 AAM-31-21-00014-P Regulated commodity labeling, packaging and Amend packaging, labeling & method of sale method of sale requirements requirements for various commodities to align with industry & federal standards ALCOHOLISM AND SUBSTANCE ABUSE SERVICES, OFFICE OF To set-forth the minimum regulatory *ASA-28-20-00013-RP 10/22/21 Patient Rights requirements for patient rights in OASAS certified, funded or otherwise authorized programs To set-forth the minimum regulatory *ASA-28-20-00016-RP **Designated Services** requirements for certified programs to seek an Office designation To identify those provisions that are required of ASA-27-21-00009-P 07/07/22 General provisions applicable to all OASAS all OASAS certified, funded or otherwise authorized programs Children and Family Treatment Support Identify services and designation process for ASA-42-21-00008-P 10/20/22 Services children and family treatment and support services Incident Reporting in OASAS certified, To update and clarify existing language. ASA-42-21-00009-P licensed, funded, or Operated Services Provision of problem gambling treatment and Identify the requirements for provision of ASA-42-21-00010-P 10/20/22 problem gambling services. recovery services. ASA-42-21-00012-P 10/20/22 **Tobacco-Limited Services** The purpose of the rule is to change the requirement from tobacco "free" services to tobacco "limited" services. ASA-43-21-00001-P This part establishes standards for the Update language and conform to current State reimbursement and participation in the Plan Amendment

Medical Assistance Program

To classify a position in the non-competitive

To classify a position in the non-competitive

To classify positions in the non-competitive

To classify positions in the non-competitive

class

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Agency I.D. No. Expires Subject Matter Purpose of Action

CHII DREN		FAMILY	SERVICES	OFFICE OF
CHILDREN	AIND	IAWILI	SERVICES.	

0		011102 01	
*CFS-04-20-00009-RP	12/13/21	Host Family Homes	The proposed regulations would establish standards for the approval and administration of host family homes.
CFS-49-20-00006-EP	12/09/21	Maintenance reimbursement for residential CSE programs when a student has been absent from the program for more than 15 days.	Remove an existing regulatory barrier that precludes maintenance reimbursement for residential CSE programs.
CFS-31-21-00013-P	08/04/22	Implements statutory requirements pursuant to the Federal Child Care & Development Block Grant Act of 2014 & the NYS 2022 Budget	Implements statutory requirements pursuant to the Federal Child Care & Development Block Grant Act of 2014 & the NYS 2022 Budget
CFS-36-21-00010-EP	09/08/22	Adopt provisions & standards to operationalize compliance with the federal Family First Prevention Services Act	Adopt provisions & standards to operationalize compliance with the federal Family First Prevention Services Act
CIVIL SERVICE, DI	EPARTMENT OF		
CVS-23-21-00006-P	06/09/22	Jurisdictional Classification	To classify positions in the exempt class
CVS-23-21-00007-P	06/09/22	Jurisdictional Classification	To classify a position in the exempt class
CVS-23-21-00008-P	06/09/22	Jurisdictional Classification	To delete positions from the exempt class
CVS-23-21-00009-P	06/09/22	Jurisdictional Classification	To classify a subheading and positions in the exempt class
CVS-27-21-00004-P	07/07/22	Jurisdictional Classification	To classify positions in the exempt class
CVS-27-21-00005-P	07/07/22	Jurisdictional Classification	To classify a position in the exempt class
CVS-27-21-00006-P	07/07/22	Jurisdictional Classification	To delete a position from and classify a position in the exempt class
CVS-27-21-00007-P	07/07/22	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-27-21-00008-P	07/07/22	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-31-21-00002-P	08/04/22	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-31-21-00003-P	08/04/22	Jurisdictional Classification	To classify positions in the non-competitive class

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Jurisdictional Classification

Jurisdictional Classification

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CVS-31-21-00004-P

CVS-31-21-00005-P

CVS-31-21-00006-P

CVS-31-21-00007-P

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, D	EPARTMENT OF		
CVS-40-21-00008-P	10/06/22	Jurisdictional Classification	To classify a position in the exempt class.
CVS-40-21-00009-P	10/06/22	Jurisdictional Classification	To delete positions from and classify positions in the exempt class.
CVS-40-21-00010-P	10/06/22	Jurisdictional Classification	To delete positions from and classify a position in the exempt class and to classify a position in the non-competitive class
CVS-40-21-00011-P	10/06/22	Jurisdictional Classification	To classify positions in the exempt class.
CVS-40-21-00012-P	10/06/22	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
CVS-40-21-00013-P	10/06/22	Jurisdictional Classification	To classify positions in the exempt class.
CVS-40-21-00014-P	10/06/22	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-40-21-00015-P	10/06/22	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-40-21-00016-P	10/06/22	Jurisdictional Classification	To delete a position from and classify a position in the non-competitive class
CORRECTION, S1	TATE COMMISSION	OF	
CMC-34-21-00001-P	08/25/22	Jail staffing requirements	To provide county governments and the City of New York an increased role and flexibility in determining officer staffing levels
CRIMINAL JUSTIC	CE SERVICES, DIVIS	SION OF	
CJS-42-21-00004-EP	10/20/22	Professional Policing Standards	Implementation of the "New York State Professional Policing Act of 2021"
ECONOMIC DEVE	ELOPMENT, DEPAR	TMENT OF	
EDV-48-20-00001-RP	12/02/21	Employee Training Incentive Program	To update the administrative processes for the ETIP program
EDV-30-21-00002-EP	07/28/22	New York City Musical and Theatrical Production Tax Credit program	To create the administrative processes for the New York City Musical and Theatrical Production Tax Credit program
EDV-32-21-00004-EP	08/11/22	Restaurant Return-to-Work Tax Credit program	To create the administrative processes for the Restaurant Return-to-Work Tax Credit program
EDV-36-21-00001-P	09/08/22	Excelsior Jobs program	Update regulations to include newly enhanced tax credits for projects including child care services
EDUCATION DEP	ARTMENT		

Action Pending Index

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
EDUCATION DEPA	ARTMENT		
EDU-08-21-00002-P	02/24/22	The Definition of the Term "University"	To clarify and broaden the definition of the term "university"
EDU-17-21-00011-RP	04/28/22	Education Law 310 Appeals to the Commissioner and Initiation Conduct of Proceedings for the Removal of School Officers	To make technical changes and other clarifying amendments to section 310 appeal procedures and requirements
EDU-21-21-00009-RP	05/26/22	School Counselor Bilingual & Supplementary Bilingual Education Extension & Registration Requirements	To create the bilingual education extension, supplementary bilingual education extension, and registration requirements for programs leading to the bilingual education extension for initial and professional school counselor certificates
EDU-25-21-00016-P	06/23/22	Mandatory Peer Review Program in the Profession of Public Accountancy	To conorm to the national peer review program standards to enhance enforement efforts to help ensure the quality of attest services provided by New York public accounting firms
EDU-30-21-00003-EP	07/28/22	Addressing the COVID-19 crisis	To provide flexibility for certain regulatory requirements in response to the COVID-19 crisis
EDU-30-21-00004-EP	07/28/22	Relates to term limits for members of the advisory committee on long-term clinical clerkships	To make a technical amendment relating to term limits for members of the advisory committee on long-term clinical clerkships
EDU-39-21-00001-EP	09/29/22	Technical amendments relating to the School Safety and Educational Climate (SSEC) reporting system.	To make technical corrections rrelating to the SSEC reporting system.
EDU-39-21-00008-EP	09/29/22	Flexibility for accountability requirements in response to the COVID-19 crisis.	To provide flexibility for accountability requirements in response to the COVID-19 crisis.
EDU-39-21-00009-P	09/29/22	General Unprofessional Conduct Provisions for the Design Professions and Continuing Education Requirements for the Profession.	To conform regulations with the requirements of Chapter 160 of the Laws of 2020 and to make technical corrections.
EDU-39-21-00010-P	09/29/22	Licensure Examination, Licensure by Endorsement and Continuing Education Requirements in the Profession of Pharmacy	To provide flexibility in determining acceptable licensure examinations and to add compounding continuing education requirements
EDU-39-21-00011-P	09/29/22	Removing References to Regional Accreditation.	To remove references to "regional accreditation" in the Rules of the Board of Regents and Commissioner's regulations.
EDU-39-21-00012-P	09/29/22	Prohibits schools from filing a law suit against parents or guardians for unpaid meal fees.	To implement and conform Commissioner's Regulations according to Chapter 315 of the Laws of 2021.
ELECTIONS, STA	TE BOARD OF		
SBE-33-21-00010-P	08/18/22	Public Campaign Finance Program	Implementation of the Public Campaign Finance Program
SBE-39-21-00002-P	09/29/22	County Voter Registration Systems Requirements	Requirements County Voter Registration Systems Must Meet in Order to Connect to the Statewide Voter Registration System

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
ELECTIONS, STA	TE BOARD OF		
SBE-39-21-00003-P	09/29/22	Required Debates for Statewide Candidates Participating in the Public Campaign Finance Program	Outlines Debate Requirements for Statewide Candidates Participating in the Public Campaign Finance Program

ENVIRONMENTAL CONSERVATION, DEPARTMENT OF

ENVIRONMENTAL CONSERVATION, DEPARTMENT OF					
ENV-12-21-00004-P	03/24/22	Public use of Wildlife Management Areas, and areas with special regulations	To ensure that public use of WMAs and other sites does not interfere or conflict with intended purposes of those areas		
ENV-16-21-00012-P	04/21/22	Regulations governing whelk management	To protect immature whelk from harvest and establish gear and reporting rules for marine resource protection and public safety		
ENV-19-21-00001-P	07/20/22	Set monitoring, operational and reporting requirements for the oil and natural gas sector	Reduce emissions of methane and volatile organic compounds from the oil and natural gas sector		
ENV-22-21-00001-EP	06/02/22	Peekamoose Valley Riparian Corridor	Protect public health, safety, general welfare and natural resources on the Peekamoose Valley Riparian Corridor		
ENV-24-21-00008-P	08/17/22	Petroleum Bulk Storage (PBS)	To amend the PBS regulations, 6 NYCRR Part 613		
ENV-24-21-00009-P	08/17/22	Chemical Bulk Storage (CBS)	To repeal existing 6 NYCRR Parts 596, 598 ,599 and replace with new Part 598; and amend existing Part 597; for the CBS program		
ENV-26-21-00003-P	09/08/22	Product Stewardship and Product Labeling	Expand, strengthen and clarify existing regulations to establish consistency with federal and state requirements		
ENV-31-21-00001-EP	08/04/22	Zoar Valley Multiple Use Area including Zoar Valley Unique Area and Onondaga Escarpment Unique Area	To protect public health, safety, general welfare and natural resources on the Zoar Valley MUA/UA and the Onondaga Escarpment UA		
ENV-33-21-00004-P	08/18/22	Amendments to permit requirements for trapping fisher and marten in New York State.	To remove the requirement for a special fisher trapping permit, and to simplify marten trapping requirements.		
ENV-36-21-00003-P	11/15/22	Expanded Polystyrene Foam Container and Polystyrene Loose Fill Packaging Reduction	Implementation of the expanded polystyrene foam container and loose fill packaging ban in ECL Art. 27, Title 30		
ENV-36-21-00004-P		Medium- and heavy-duty (MHD) zero emission truck annual sales requirements and large entity reporting	Annual zero emission MHD truck sales requirements for model years 2025-2035. Report MHD volumes, operations, and locations		
ENV-37-21-00004-P	09/15/22	Deer Hunting	This rulemaking will allow counties to annually, by county law, "opt-out" of the late bow and/or muzzleloader deer seasons		
ENV-43-21-00010-P	10/27/22	Sunfish and crappie fishing regulations	To revise sunfish and crappie fishing regulations		

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
FINANCIAL SERV	ICES, DEPARTMEN	T 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-25-18-00006-P	exempt	Plan of Conversion by Medical Liabilty Mutual Insurance Company	To convert a mutual property and casualty insurance company to a stock property and casualty insurance company
DFS-38-21-00003-P	09/22/22	Risk-Based Capital; Financial Statement Filings and Accounting Practices and Procedures	To set forth rules regarding the treatment of exchange-traded funds; adopt the 2021 Accounting Practices and Procedures Manual.
DFS-38-21-00004-P	09/22/22	Minimum Standards for Form, Content, and Sale of Health Insurance, Including Standards of Full and Fair Disclosure	To clarify application of Insurance Law Sections 3217-h and 4306-g.
DFS-40-21-00001-P	10/06/22	Principle-Based Reserving	To update citation to the Valuation Manual to 2021 (instead of 2020) in Footnote 1 to Section 103.3(b)
DFS-42-21-00011-P	10/20/22	DISCLOSURE REQUIREMENTS FOR CERTAIN PROVIDERS OF COMMERCIAL FINANCING TRANSACTIONS	To provide new disclosure rules for small business financings
GAMING COMMIS	SION, NEW YORK	STATE	
SGC-29-21-00010-P	07/21/22	Amendment of video lottery gaming regulations	To amend the video lottery gaming regulations to reflect amendments to Tax Law 1612
SGC-35-21-00010-P	09/01/22	Mobile sports wagering and sports wagering at gaming facilities	To regulate and control mobile sports wagering and sports wagering as directed by statute
SGC-37-21-00017-P	09/15/22	Discretion to require a Thoroughbred jockey to serve a suspension for a riding violation at track where the violation occurred	To enhance the integrity and safety of thoroughbred horse racing
HEALTH, DEPART	MENT 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-46-19-00003-RP	12/21/21	Tanning Facilities	To prohibit the use of indoor tanning facilities by individuals less than 18 years of age
*HLT-31-20-00012-EP	exempt	Hospital Non-comparable Ambulance Acute Rate Add-on	Prevents duplicate claiming by Article 28 hospitals for the ambulance add-on regarding participation in the program
*HLT-38-20-00006-RP	12/22/21	Medicaid Transportation Program	Medicaid payment standards for emergency ambulance providers participating in an Emergency Triage, Treat & Transport (ET3) model
HLT-45-20-00002-RP	11/10/21	Cannabinoid Hemp	To create a licensing framework for cannabinoid hemp processors and cannabinoid hemp retailers
HLT-05-21-00011-P	02/03/22	Ingredient Disclosures for Vapor Products and E-Cigarettes	To provide for enhanced public awareness of the chemicals used in vapor products and electronic cigarettes

Agency I.D. No.	Expires	Subject Matter	Purpose of Action			
HEALTH, DEPART	HEALTH, DEPARTMENT OF					
HLT-19-21-00002-EP	05/12/22	Meeting Space in Transitional Adult Homes	Establish criteria for suitable meeting space to ensure privacy in conversations and submit a compliance plan to the Department			
HLT-22-21-00003-P	06/02/22	Reducing Biannual Testing of Adult Care Facility Staff	To remove the requirement for biannual testing of adult care workers			
HLT-22-21-00004-P	06/02/22	Hospice Residence Rates	To authorize Medicaid rate of payment to increase the Hospice Residence reimbursement rates by 10 percent			
HLT-22-21-00005-P	06/02/22	Stroke Services	Amend transition period for existing stroke centers to allow the Dept. to extend the three year transition period, if necessary			
HLT-22-21-00009-P	06/02/22	Managed Care Organizations (MCOs)	To maintain the contingent reserve requirement at 7.25% through 2022 applied to Medicaid Managed Care, HIV SNP & HARP programs			
HLT-22-21-00010-P	06/02/22	Labeling Requirements Concerning Vent-Free Gas Space Heating Appliances	To adjust the current labeling requirements for unvented gas space heating appliances			
HLT-28-21-00018-P	07/14/22	Public Water Systems	To correct typographic & minor technical errors to obtain primacy for the implementation of federal drinking water regulations			
HLT-32-21-00001-P	08/11/22	Abortion Services	To protect and promote the health of New Yorkers seeking to access abortion services			
HUMAN RIGHTS,	DIVISION OF					
HRT-15-21-00005-P	04/14/22	Notice of tenants' rights to reasonable modifications and accommodations for persons with disabilities	To comply with the requirements of Executive Law section 170-d			
JOINT COMMISSI	ON ON PUBLIC ET	HICS, NEW YORK STATE				
JPE-21-21-00002-RP	05/26/22	Records access	To update regulations governing records access			
LABOR, DEPART	MENT OF					
LAB-49-20-00012-P	12/09/21	Sick Leave Requirements	To provide definitions and standards for the sick leave requirements contained in Section 196-b of the Labor Law			
LAB-05-21-00003-EP	02/03/22	Unemployment Insurance (UI) definition of "day of total unemployment"	To prevent an additional financial burden on UI claimants seeking part-time work opportunities and help employers obtain talent			
LAB-34-21-00002-EP	11/17/22	New York Health and Essential Rights Act (NY HERO Act)	Airborne Infectious Disease Exposure Prevention Standard			
LAB-39-21-00015-P	09/29/22	Minimum Wage	To comply with Labor Law 652(6) that increased the minimum wage, and implement wage determined by Labor Law 652(1)(c)			
LAB-39-21-00016-P	11/10/22	Minimum Wage for Farmworkers	To comply with Sections 652 and 673 of the Labor Law, by adopting minimum wage increases for farmworkers			

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
LIQUOR AUTHORI	TY, STATE		
LQR-36-21-00002-P	11/10/22	Commencement of administrative disciplinary proceedings via electronic means	To modernize outdated administrative disciplinary procedures to provide for service of pleadings via electronic means
LONG ISLAND PO	WER 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
*LPA-15-18-00013-P	exempt	Outdoor area lighting	To add an option and pricing for efficient LED lamps to the Authority's outdoor area lighting
*LPA-37-18-00013-P	exempt	The net energy metering provisions of the Authority's Tariff for Electric Service	To implement PSC guidance increasing eligibility for value stack compensation to larger projects
*LPA-37-18-00017-P	exempt	The treatment of electric vehicle charging in the Authority's Tariff for Electric Service.	To effectuate the outcome of the Public Service Commission's proceeding on electric vehicle supply equipment.
*LPA-37-18-00018-P	exempt	The treatment of energy storage in the Authority's Tariff for Electric Service.	To effectuate the outcome of the Public Service Commission's proceeding on the NY Energy Storage Roadmap.
*LPA-09-20-00010-P	exempt	To update and implement latest requirements for ESCOs proposing to do business within the Authority's service territory.	To strengthen customer protections and be consistent with Public Service Commission orders on retail energy markets.
*LPA-28-20-00033-EP	exempt	LIPA's late payment charges, reconnection charges, and low-income customer discount enrollment	To allow waiver of late payment and reconnection charges and extend the grace period for re-enrolling in customer bill discounts
*LPA-37-20-00013-EP	exempt	The terms of deferred payment agreements available to LIPA's commercial customers	To expand eligibility for and ease the terms of deferred payment agreements for LIPA's commercial customers
LPA-12-21-00011-P	exempt	LIPA's Long Island Choice (retail choice) tariff	To simplify and improve Long Island Choice based on stakeholder collaborative input
LPA-38-21-00008-P	exempt	The Authority's annual budget, as reflected in the rates and charges in the Tariff for Electric Service.	To update the Tariff to implement the Authority's annual budget and corresponding rate adjustments.
LPA-38-21-00009-P	exempt	Community distributed generation and remote crediting tariffs.	To conform LIPA's community distributed generation and remote crediting tariffs with recent PSC orders.
LPA-38-21-00010-P	exempt	A Customer Benefit Contribution (CBC) Charge for new mass market net metering customers.	To ensure adequate contribution to LIPA's customer benefits programs.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
LONG ISLAND PO	WER AUTHORITY		
LPA-38-21-00011-P	exempt	Conform Long Island Choice program rules and requirements with final DPS recommendations from collaborative proceeding.	To conform with Statewide retail choice policy and eliminate program inefficiencies.
LPA-38-21-00012-P	exempt	Miscellaneous clean-up of Tariff for Electric Service.	To clarify potential ambiguity and make other minor Tariff updates.
LPA-38-21-00013-P	exempt	Daily service charges during prolonged outages.	To conform with statewide policy.
LPA-39-21-00014-P	11/29/22	Access to records and fees collected under the Freedom of Information Law.	To make necessary technical updates and to conform with FOIL regarding collection of fees.
MENTAL HEALTH,	OFFICE OF		
OMH-09-21-00001-EP	03/03/22	Redesigning Residential Treatment Facilities (RTF)	To provide clarity and provide uniformity relating to RTF's and to implement Chapter 58 of the Laws of 2020
OMH-20-21-00006-P	05/19/22	Establishment of Youth Assertive Community Treatment (ACT)	To include children in the populations eligible to receive ACT and other conforming changes
OMH-33-21-00005-P	08/18/22	Establishes Crisis Stabilization Centers.	To establish standards for a Crisis Stabilization Center which provides a full range of psychiatric and substance use services.
OMH-40-21-00007-EP	10/06/22	COVID-19 Masking Program	To implement a COVID-19 mask program
OMH-43-21-00002-EP	10/27/22	COVID-19 Vaccination Program	To implement a COVID-19 vaccination program in OMH Operated or Licensed Hospitals
METROPOLITAN T	TRANSPORTATION	AGENCY	
MTA-16-21-00004-EP	04/21/22	Requiring mask wearing when using the facilities and conveyances of the MTA and its operating affiliates and subsidiaries	To safeguard the public health and safety by adding a new all-agency rule requiring the use of masks in facilities and conveyances
MOTOR VEHICLES	S, DEPARTMENT C)F	
MTV-43-21-00004-P	10/27/22	Motor Vehicle Accident Prevention Course by Internet or other Technologies (Alternate Delivery Methods)	Conforms regulation with statute
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 FRONTI	ER TRANSPORTA	TION AUTHORITY	
NFT-31-21-00012-P	08/04/22	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 in signing authority level

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
OGDENSBURG BI	RIDGE AND PORT	AUTHORITY	
*OBA-33-18-00019-P	exempt	Increase in Bridge Toll Structure	To increase bridge toll revenue in order to become financially self-supporting. Our bridge operations are resulting in deficit.
*OBA-07-19-00019-P	exempt	Increase in Bridge Toll Structure	To increase bridge toll revenue in order to become financially self-supporting. Our bridge operations are resulting in deficit
PEOPLE WITH DE	VELOPMENTAL DI	SABILITIES, OFFICE FOR	
PDD-37-21-00001-P	09/15/22	Certified Residential Opportunities	To provide equity in opportunities for certified residential opportunities
PDD-40-21-00002-EP	10/06/22	Mandatory Face Coverings in OPWDD Certified Services	To protect public health
PDD-43-21-00003-EP	10/27/22	COVID-19 vaccines	To require vaccinations in certain OPWDD settings
POWER AUTHORI	ITY 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-27-21-00017-P	exempt	Rates for the Sale of Power and Energy	To maintain the system's integrity. This increase in rates is not the result of an Authority rate increase to the Village
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
*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

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

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

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*PSC-22-06-00020-P	exempt	Hourly pricing by New York State Electric & Gas Corporation	To assess the impacts
*PSC-22-06-00021-P	exempt	Hourly pricing by Rochester Gas & Electric Corporation	To assess the impacts
*PSC-22-06-00022-P	exempt	Hourly pricing by Consolidated Edison Company of New York, Inc.	To assess the impacts
*PSC-22-06-00023-P	exempt	Hourly pricing by Orange and Rockland Utilities, Inc.	To assess the impacts
*PSC-24-06-00005-EP	exempt	Supplemental home energy assistance benefits	To extend the deadline to Central Hudson's low-income customers
*PSC-25-06-00017-P	exempt	Purchased power adjustment by Massena Electric Department	To revise the method of calculating the purchased power adjustment and update the factor of adjustment
*PSC-34-06-00009-P	exempt	Inter-carrier telephone service quality standards and metrics by the Carrier Working Group	To incorporate appropriate modifications
*PSC-37-06-00015-P	exempt	Procedures for estimation of customer bills by Rochester Gas and Electric Corporation	To consider estimation procedures
*PSC-37-06-00017-P	exempt	Procedures for estimation of customer bills by Rochester Gas and Electric Corporation	To consider estimation procedures
*PSC-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action		
PUBLIC SERVICE	PUBLIC SERVICE COMMISSION				
*PSC-21-07-00007-P	exempt	Natural Gas Supply and Acquisition Plan by Corning Natural Gas Corporation	To revise the rates, charges, rules and regulations for gas service		
*PSC-22-07-00015-P	exempt	Demand Side Management Program by Consolidated Edison Company of New York, Inc.	To recover incremental program costs and lost revenue		
*PSC-23-07-00022-P	exempt	Supplier, transportation, balancing and aggregation service by National Fuel Gas Distribution Corporation	To explicitly state in the company's tariff that the threshold level of elective upstream transmission capacity is a maximum of 112,600 Dth/day of marketer-provided upstream capacity		
*PSC-24-07-00012-P	exempt	Gas Efficiency Program by the City of New York	To consider rehearing a decision establishing a Gas Efficiency Program		
*PSC-39-07-00017-P	exempt	Gas bill issuance charge by New York State Electric & Gas Corporation	To create a gas bill issuance charge unbundled from delivery rates		
*PSC-41-07-00009-P	exempt	Submetering of electricity rehearing	To seek reversal		
*PSC-42-07-00012-P	exempt	Energy efficiency program by Orange and Rockland Utilities, Inc.	To consider any energy efficiency program for Orange and Rockland Utilities, Inc.'s electric service		
*PSC-42-07-00013-P	exempt	Revenue decoupling by Orange and Rockland Utilities, Inc.	To consider a revenue decoupling mechanism for Orange and Rockland Utilities, Inc.		
*PSC-45-07-00005-P	exempt	Customer incentive programs by Orange and Rockland Utilities, Inc.	To establish a tariff provision		
*PSC-02-08-00006-P	exempt	Additional central office codes in the 315 area code region	To consider options for making additional codes		
*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		

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*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-25-08-00007-P	exempt	Policies and procedures regarding the selection of regulatory proposals to meet reliability needs	To establish policies and procedures regarding the selection of regulatory proposals to meet reliability needs
*PSC-25-08-00008-P	exempt	Report on Callable Load Opportunities	Rider U report assessing callable load opportunities in New York City and Westchester County during the next 10 years
*PSC-28-08-00004-P	exempt	Con Edison's procedure for providing customers access to their account information	To consider Con Edison's implementation plan and timetable for providing customers access to their account information
*PSC-31-08-00025-P	exempt	Recovery of reasonable DRS costs from the cost mitigation reserve (CMR)	To authorize recovery of the DRS costs from the CMR
*PSC-32-08-00009-P	exempt	The ESCO referral program for KEDNY to be implemented by October 1, 2008	To approve, reject or modify, in whole or in part, KEDNY's recommended ESCO referral program
*PSC-33-08-00008-P	exempt	Noble Allegany's request for lightened regulation	To consider Noble Allegany's request for lightened regulation as an electric corporation
*PSC-36-08-00019-P	exempt	Land Transfer in the Borough of Manhattan, New York	To consider petition for transfer of real property to NYPH
*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 Reconcilliation 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

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*PSC-48-08-00008-P	exempt	Petition for the master metering and submetering of electricity	To consider the request of Bay City Metering, to master meter & submeter electricity at 345 E. 81st St., New York, New York
*PSC-48-08-00009-P	exempt	Petition for the submetering of electricity	To consider the request of PCV/ST to submeter electricity at Peter Cooper Village & Stuyvesant Town, New York, New York
*PSC-50-08-00018-P	exempt	Market Supply Charge	A study on the implementation of a revised Market Supply Charge
*PSC-51-08-00006-P	exempt	Commission's October 27, 2008 Order on Future of Retail Access Programs in Case 07-M-0458	To consider a Petition for rehearing of the Commission's October 27, 2008 Order in Case 07-M-0458
*PSC-51-08-00007-P	exempt	Commission's October 27, 2008 Order in Cases 98-M-1343, 07-M-1514 and 08-G-0078	To consider Petitions for rehearing of the Commission's October 27, 2008 Order in Cases 98-M-1343, 07-M-1514 and 08-G-0078
*PSC-53-08-00011-P	exempt	Use of deferred Rural Telephone Bank funds	To determine if the purchase of a softswitch by Hancock is an appropriate use of deferred Rural Telephone Bank funds
*PSC-53-08-00012-P	exempt	Transfer of permanent and temporary easements at 549-555 North Little Tor Road, New City, NY	Transfer of permanent and temporary easements at 549-555 North Little Tor Road, New City, NY
*PSC-53-08-00013-P	exempt	To transfer common stock and ownership	To consider transfer of common stock and ownership
*PSC-01-09-00015-P	exempt	FCC decision to redefine service area of Citizens/Frontier	Review and consider FCC proposed redefinition of Citizens/Frontier service area
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action		
PUBLIC SERVICE	PUBLIC SERVICE COMMISSION				
*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 commerical accounts	To permit electric utilities in New York State to use the Elster REX2		
*PSC-17-09-00011-P	exempt	Whether Brooklyn Navy Yard Cogeneration Partners, L.P. should be reimbursed by Con Edison for past and future use taxes	Whether Brooklyn Navy Yard Cogeneration Partners, L.P. should be reimbursed by Con Edison for past and future use taxes		
*PSC-17-09-00012-P	exempt	Petition for the submetering of gas at commercial property	To consider the request of Turner Construction, to submeter natural gas at 550 Short Ave., & 10 South St., Governors Island, NY		
*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		

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Agency I.D. No.

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PUBLIC SERVICE	COMMISSION		
*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 I.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
*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

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*PSC-51-09-00029-P	exempt	Rules and guidelines for the exchange of retail access data between jurisdictional utilities and eligible ESCOs	To revise the uniform Electronic Data Interchange Standards and business practices to incorporate a contest period
*PSC-51-09-00030-P	exempt	Waiver or modification of Capital Expenditure condition of merger	To allow the companies to expend less funds for capital improvement than required by the merger
*PSC-52-09-00006-P	exempt	ACE's petition for rehearing for an order regarding generator-specific energy deliverability study methodology	To consider whether to change the Order Prescribing Study Methodology
*PSC-52-09-00008-P	exempt	Approval for the New York Independent System Operator, Inc. to incur indebtedness and borrow up to \$50,000,000	To finance the renovation and construction of the New York Independent System Operator, Inc.'s power control center facilities
*PSC-05-10-00008-P	exempt	Petition for the submetering of electricity	To consider the request of University Residences - Rochester, LLC to submeter electricity at 220 John Street, Henrietta, NY
*PSC-05-10-00015-P	exempt	Petition for the submetering of electricity	To consider the request of 243 West End Avenue Owners Corp. to submeter electricity at 243 West End Avenue, New York, NY
*PSC-06-10-00022-P	exempt	The Commission's Order of December 17, 2009 related to redevelopment of Consolidated Edison's Hudson Avenue generating facility	To reconsider the Commission's Order of December 17, 2009 related to redevelopment of the Hudson Avenue generating facility
*PSC-07-10-00009-P	exempt	Petition to revise the Uniform Business Practices	To consider the RESA petition to allow rescission of a customer request to return to full utility service
*PSC-08-10-00007-P	exempt	Whether to grant, deny, or modify , in whole or in part, the rehearing petition filed in Case 06-E-0847	Whether to grant, deny, or modify , in whole or in part, the rehearing petition filed in Case 06-E-0847
*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

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*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-27-10-00016-P	exempt	Petition for the submetering of electricity	To consider the request of 9271 Group, LLC to submeter electricity at 960 Busti Avenue, Buffalo, New York
*PSC-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*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-13-11-00005-P	exempt	Exclude the minimum monthly bill component from the earnings test calculation	Exclude the minimum monthly bill component from the earnings test calculation
*PSC-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-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-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 Commssion 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

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*PSC-40-11-00010-P	exempt	Participation of regulated local exchange carriers in the New York Data Exchange, Inc. (NYDE)	Whether to partially modify its order requiring regulated local exchange carriers' participation NYDE
*PSC-40-11-00012-P	exempt	Granting of transfer of plant in-service to a regulatory asset	To approve transfer and recovery of unamortized plant investment
*PSC-42-11-00018-P	exempt	Availability of telecommunications services in New York State at just and reasonable rates	Providing funding support to help ensure availability of affordable telecommunications service throughout New York
*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-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-19-12-00023-P	exempt	Petition for approval pursuant to Section 70 for the sale of goods with an original cost of less than \$100,000	To consider whether to grant, deny or modify, in whole or in part, the petition filed by Orange and Rockland Utilities, Inc.
*PSC-21-12-00006-P	exempt	Tariff filing requirements and refunds	To determine if certain agreements should be filed pursuant to the Public Service Law and if refunds are warranted
*PSC-21-12-00011-P	exempt	Whether to grant, deny or modify, in whole or part, the petition for waiver of tariff Rules 8.6 and 47	Whether to grant, deny or modify, in whole or part, the petition for waiver of tariff Rules 8.6 and 47

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

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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*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-32-13-00012-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-42-13-00013-P	exempt	Failure to Provide Escrow Information	The closure of the Escrow Account
*PSC-42-13-00015-P	exempt	Failure to Provide Escrow Information	The closure of the Escrow Account
*PSC-43-13-00015-P	exempt	Petition for submetering of electricity	To consider the request of 2701 Kingsbridge Terrace L.P. to submeter electricity at 2701 Kingsbridge Terrace, Bronx, N.Y.
*PSC-45-13-00021-P	exempt	Investigation into effect of bifurcation of gas and electric utility service on Long Island.	To consider a Petition for an investigation into effect of bifurcation of gas and electric utility service on Long Island.
*PSC-45-13-00022-P	exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4)	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-45-13-00023-P	exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4).	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-45-13-00024-P	exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4); waiver of filing deadlines.	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-45-13-00025-P	exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4).	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-47-13-00009-P	exempt	Petition for submetering of electricity.	To consider the request of Hegeman Avenue Housing L.P. to submeter electricity at 39 Hegeman Avenue, Brooklyn, N.Y.
*PSC-47-13-00012-P	exempt	Conditioning,restricting or prohibiting the purchase of services by NYSEG and RG&E from certain affiliates.	Consideration of conditioning,restricting or prohibiting the purchase of services by NYSEG and RG&E from certain affiliates.
*PSC-49-13-00008-P	exempt	Authorization to transfer all of Crystal Water Supply Company, Inc. stocks to Essel Infra West Inc.	To allow Crystal Water Supply Company, Inc to transfer all of its issued and outstanding stocks to Essel Infra West Inc.

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*PSC-51-13-00009-P	exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing.	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates.
*PSC-51-13-00010-P	exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing.	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates.
*PSC-51-13-00011-P	exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing.	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates.
*PSC-52-13-00012-P	exempt	The development of reliability contingency plan(s) to address the potential retirement of Indian Point Energy Center (IPEC).	To address the petition for rehearing and reconsideration/motion for clarification of the IPEC reliability contingency plan(s).
*PSC-52-13-00015-P	exempt	To enter into a loan agreement with the banks for up to an amount of \$94,000.	To consider allowing Knolls Water Company to enter into a long-term loan agreement.
*PSC-05-14-00010-P	exempt	The New York State Reliability Council's revisions to its rules and measurements	To adopt revisions to various rules and measurements of the New York State Reliability Council
*PSC-07-14-00008-P	exempt	Petition for submetering of electricity	To consider the request of Greater Centennial Homes HDFC, Inc. to submeter electricity at 102, 103 and 106 W 5th Street, et al.
*PSC-07-14-00012-P	exempt	Water rates and charges	Implementation of Long-Term Water Supply Surcharge to recover costs associated with the Haverstraw Water Supply Project
*PSC-08-14-00015-P	exempt	Verizon New York Inc.'s service quality and Customer Trouble Report Rate (CTRR) levels at certain central office entities	To improve Verizon New York Inc.'s service quality andthe 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-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

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*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-22-14-00013-P	exempt	Petition to transfer and merge systems, franchises and assets.	To consider the Comcast and Time Warner Cable merger and transfer of systems, franchises and assets.
*PSC-23-14-00010-P	exempt	Whether to permit the use of the GE Dresser Series B3-HPC 11M-1480 rotary gas met for use in industrial gas meter applications	To permit gas utilities in New York State to use the GE Dresser Series B3-HPC 11M-1480 rotary gas meter
*PSC-23-14-00014-P	exempt	Waiver of the negative revenue adjustment associated with KEDLI's 2013 Customer Satisfaction Performance Metric	Consideration of KEDLI's waiver request pertaining to its 2013 performance under its Customer Satisfaction Metric
*PSC-24-14-00005-P	exempt	To examine LDC's performance and performance measures.	To improve gas safety performance.
*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-26-14-00020-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-30-14-00026-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-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

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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-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-39-14-00020-P	exempt	Whether to permit the use of the Mueller Systems 400 Series and 500 Series of water meters	Pursuant to 16 NYCRR section 500.3, whether to permit the use of the Mueller Systems 400, and 500 Series of water meters
*PSC-40-14-00008-P	exempt	To consider granting authorization for Buy Energy Direct to resume marketing to residential customers.	To consider granting authorization for Buy Energy Direct to resume marketing to residential customers.
*PSC-40-14-00009-P	exempt	Whether to permit the use of the Itron Open Way Centron Meter with Hardware 3.1 for AMR and AMI functionality.	Pursuant to 16 NYCRR Parts 93, is necessary to permit the use of the Itron Open Way Centron Meter with Hardware 3.1.
*PSC-40-14-00011-P	exempt	Late Payment Charge.	To modify Section 7.6 - Late Payment Charge to designate a specific time for when a late payment charge is due.
*PSC-40-14-00013-P	exempt	Regulation of a proposed natural gas pipeline and related facilities located in the Town of Ticonderoga, NY.	To consider regulation of a proposed natural gas pipeline and related facilities located in the Town of Ticonderoga, NY.
*PSC-40-14-00014-P	exempt	Waiver of 16 NYCRR Sections 894.1 through 894.4(b)(2)	To allow the Town of Goshen, NY, to waive certain preliminary franchising procedures to expedite the franchising process.
*PSC-40-14-00015-P	exempt	Late Payment Charge.	To modify Section 6.6 - Late Payment Charge to designate a specific time for when a late payment charge is due.
*PSC-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

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*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-08-15-00010-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-13-15-00024-P	exempt	Whether Leatherstocking should be permitted to recover a shortfall in earnings	To decide whether to approve Leatherstocking's request to recover a shortfall in earnings
*PSC-13-15-00026-P	exempt	Whether to permit the use of the Sensus Smart Point Gas AMR/AMI product	To permit the use of the Sensus Smart Point Gas AMR/AMI product
*PSC-13-15-00027-P	exempt	Whether to permit the use of the Measurlogic DTS 310 electric submeter	To permit the use of the Measurlogic DTS 310 submeter
*PSC-13-15-00028-P	exempt	Whether to permit the use of the SATEC EM920 electric meter	To permit necessary to permit the use of the SATEC EM920 electric meter
*PSC-13-15-00029-P	exempt	Whether to permit the use the Triacta Power Technologies 6103, 6112, 6303, and 6312 electric submeters	To permit the use of the Triacta submeters
*PSC-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)

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action	
PUBLIC SERVICE	COMMISSION			
*PSC-23-15-00005-P	exempt	The modification of New York American Water's current rate plan	Whether to adopt the terms of the Joint Proposal submitted by NYAW and DPS Staff	
*PSC-23-15-00006-P	exempt	The modification of New York American Water's current rate plan	Whether to adopt the terms of the Joint Proposal submitted by NYAW and DPS Staff	
*PSC-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-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-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	
*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-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-47-15-00013-P	exempt	Whitepaper on Implementing Lightened Ratemaking Regulation.	Consider Whitepaper on Implementing Lightened Ratemaking Regulation.	
*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	

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*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.
*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-06-16-00013-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-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-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.
*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-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.

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*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-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-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-36-16-00004-P	exempt	Recovery of costs for installation of electric service.	To consider the recovery of costs for installation of electric service.
*PSC-40-16-00025-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-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-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-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.

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*PSC-18-17-00026-P	exempt	Revisions to the Dynamic Load Management surcharge.	To consider revisions to the Dynamic Load Management surcharge.
*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 payour 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-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
*PSC-24-17-00006-P	exempt	Development of the Utility Energy Registry.	Improved data access.
*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-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-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-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-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-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-50-17-00017-P	exempt	New Wave Energy Corp.'s petition for rehearing.	To consider the petition for rehearing filed by New Wave Energy Corp.
*PSC-50-17-00018-P	exempt	Application of the Public Service Law to DER suppliers.	To determine the appropriate regulatory framework for DER suppliers.
*PSC-50-17-00019-P	exempt	Transfer of utility property.	To consider the transfer of utility property.
*PSC-50-17-00021-P	exempt	Disposition of tax refunds and other related matters.	To consider the disposition of tax refunds and other related matters.

Purpose of Action

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Agency I.D. No.

Agency I.D. No.	Lxpiies	Oubject Matter	i dipose of Action		
PUBLIC SERVICE COMMISSION					
*PSC-51-17-00011-P	exempt	Petition for recovery of certain costs related to the implementation of a Non-Wires Alternative Project.	To consider Con Edison's petition for the recovery of costs for implementing the JFK Project.		
*PSC-04-18-00005-P	exempt	Notice of intent to submeter electricity.	To consider the notice of intent of Montante/ Morgan Gates Circle LLC to submeter electricity.		
*PSC-05-18-00004-P	exempt	Lexington Power's ZEC compliance obligation.	To promote and maintain renewable and zero- emission electric energy resources.		
*PSC-06-18-00012-P	exempt	To consider further proposed amendments to the original criteria to grandfathering established in the Transition Plan	To modify grandfathering criteria		
*PSC-06-18-00017-P	exempt	Merger of NYAW and Whitlock Farms Water Corp.	To consider the merger of NYAW and Whitlock Farms Water Company into a single corporate entity		
*PSC-07-18-00015-P	exempt	The accuracy and reasonableness of National Grid's billing for certain interconnection upgrades.	To consider AEC's petition requesting resolution of their billing dispute with National Grid.		
*PSC-11-18-00004-P	exempt	New York State Lifeline Program.	To consider TracFone's petition seeking approval to participate in Lifeline.		
*PSC-13-18-00015-P	exempt	Eligibility of an ESCO to market to and enroll residential customers.	To consider whether Astral should be allowed to market to and enroll residential customers following a suspension.		
*PSC-13-18-00023-P	exempt	Reconciliation of property taxes.	To consider NYAW's request to reconcile property taxes.		
*PSC-14-18-00006-P	exempt	Petition for abandonment	To consider the abandonment of Willsboro Bay Water Company's water system		
*PSC-17-18-00010-P	exempt	Petition for use of gas metering equipment.	To ensure that consumer bills are based on accurate measurements of gas usage.		
*PSC-18-18-00009-P	exempt	Transfer of control of Keene Valley Video Inc.	To ensure performance in accordance with applicable cable laws, regulations and standards and the public interest		
*PSC-23-18-00006-P	exempt	Whether to impose consequences on Aspirity for its non-compliance with Commission requirements.	To ensure the provision of safe and adequate energy service at just and reasonable rates.		
*PSC-24-18-00013-P	exempt	Implementation of program rules for Renewable Energy Standard and ZEC requirements.	To promote and maintain renewable and zero- emission electric energy resources.		
*PSC-28-18-00011-P	exempt	Storm Hardening Collaborative Report.	To ensure safe and adequate gas service.		
*PSC-29-18-00008-P	exempt	Participation in Targeted Accessibility Fund	To encourage enhanced services for low-income consumers		
*PSC-29-18-00009-P	exempt	Overvaluing real property tax expense recovery in water rates	To prevent unjust and unreasonable water rates		
*PSC-34-18-00015-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and energy efficiency protections are in place.		

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*PSC-34-18-00016-P	exempt	Deferral of pre-staging and mobilization storm costs.	To ensure just and reasonable rates for ratepayers and utility recovery of unexpected, prudently incurred costs.
*PSC-35-18-00003-P	exempt	Con Edison's 2018 DSIP and BCA Handbook Update.	To continue Con Edison's transition to a modern utility serving as a Distributed System Platform Provider.
*PSC-35-18-00005-P	exempt	NYSEG and RG&E's 2018 DSIP and BCA Handbook Update.	To continue NYSEG and RG&E's transition to modern utilities acting as Distributed System Platform Providers.
*PSC-35-18-00006-P	exempt	National Grid's 2018 DSIP and BCA Handbook Update.	To continue National Grid's transition to a modern utility serving as a Distributed System Platform Provider.
*PSC-35-18-00008-P	exempt	Central Hudson's 2018 DSIP and BCA Handbook Update.	To continue Central Hudson's transition to a modern utility serving as a Distributed System Platform Provider.
*PSC-35-18-00010-P	exempt	O&R's 2018 DSIP and BCA Handbook Update.	To continue O&R's transition to a modern utility acting as a Distributed System Platform Provider.
*PSC-39-18-00005-P	exempt	Participation in New York State Lifeline Program.	To encourage enhanced services for low-income customers.
*PSC-40-18-00014-P	exempt	Annual Reconciliation of Gas Expenses and Gas Cost Recoveries.	To review the gas utilities' reconciliation of Gas Expenses and Gas Cost Recoveries for 2018.
*PSC-42-18-00011-P	exempt	Voluntary residential beneficial electrification rate design.	To provide efficient rate design for beneficial technologies in New York State that is equitable for all residential customers.
*PSC-42-18-00013-P	exempt	Petition for clarification and rehearing of the Smart Solutions Program Order.	To address the increased demand for natural gas in the Con Edison's service territory and the limited pipeline capacity.
*PSC-44-18-00016-P	exempt	Petition for approval of gas metering equipment.	To ensure that customer bills are based on accurate measurements of gas usage.
*PSC-45-18-00005-P	exempt	Notice of intent to submeter electricity and waiver of energy audit	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place
*PSC-01-19-00013-P	exempt	Order of the Commission related to caller ID unblocking.	To require telephone companies to unblock caller ID on calls placed to the 311 municipal call center in Suffolk County.
*PSC-03-19-00002-P	exempt	DPS Staff White Paper for who must be trained in 16 NYCRR Part 753 requirements and how the Commission will approve trainings.	To reduce damage to underground utility facilities by requiring certain training and approving training curricula.
*PSC-04-19-00004-P	exempt	Con Edison's petition for the Gas Innovation Program and associated budget.	To pursue programs that continue service reliability and meet customer energy needs while aiding greenhouse gas reduction goals.
*PSC-04-19-00011-P	exempt	Update of revenue targets.	To ensure NYAW's rates are just and reasonable and accurately reflect the needed revenues.

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*PSC-06-19-00005-P	exempt	Consideration of the Joint Utilities' proposed BDP Program.	To to expand opportunities for low-income households to participate in Community Distributed Generation (CDG) projects.
*PSC-07-19-00009-P	exempt	Whether to impose consequences on AAA for its non-compliance with Commission requirements.	To insure the provision of safe and adequate energy service at just and reasonable rates.
*PSC-07-19-00016-P	exempt	Participation in New York State Lifeline Program.	To encourage enhanced services for low-income customers.
*PSC-09-19-00010-P	exempt	Non-pipeline alternatives report recommendations.	To consider the terms and conditions applicable to gas service.
*PSC-12-19-00004-P	exempt	To test innovative pricing proposals on an optout basis.	To provide pricing structures that deliver benefits to customers and promote beneficial electrification technologies.
*PSC-13-19-00010-P	exempt	New Commission requirements for gas company operator qualification programs.	To make pipelines safer with improved training of workers who perform construction and repairs on natural gas facilities.
*PSC-19-19-00013-P	exempt	Proposed merger of three water utilities into one corporation.	To determine if the proposed merger is in the public interest.
*PSC-20-19-00008-P	exempt	Reporting on energy sources	To ensure accurate reporting and encourage clean energy purchases
*PSC-20-19-00010-P	exempt	Compensation policies for certain CHP projects	To consider appropriate rules for compensation of certain CHP resources
*PSC-31-19-00013-P	exempt	Implementation of Statewide Energy Benchmarking.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
*PSC-32-19-00012-P	exempt	Standby Service Rates and Buyback Service Rates	To ensure just and reasonable rates, including compensation, for distributed energy resources
*PSC-38-19-00002-P	exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
*PSC-39-19-00018-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
*PSC-41-19-00003-P	exempt	A voluntary residential three-part rate that would include fixed, usage and demand charges.	To provide qualifying residential customers with an optional three-part rate.
*PSC-44-19-00003-P	exempt	Proposed revisions to Standby Service Rates and Buyback Service Rates.	To ensure just and reasonable rates, including compensation, for distributed energy resources
*PSC-44-19-00005-P	exempt	Proposed revisions to Standby Service Rates and Buyback Service Rates.	To ensure just and reasonable rates, including compensation, for distributed energy resources
*PSC-44-19-00006-P	exempt	Proposed revisions to Standby Service Rates and Buyback Service Rates.	To ensure just and reasonable rates, including compensation, for distributed energy resources
*PSC-44-19-00007-P	exempt	Proposed revisions to Standby Service Rates and Buyback Service Rates.	To ensure just and reasonable rates, including compensation, for distributed energy resources

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
*PSC-44-19-00009-P	exempt	Proposed revisions to Standby Service Rates and Buyback Service Rates.	To ensure just and reasonable rates, including compensation, for distributed energy resources.
*PSC-46-19-00008-P	exempt	Wappingers Falls Hydroelectric LLC's facility located in Wappingers Falls, New York.	To promote and maintain renewable electric energy resources.
*PSC-46-19-00010-P	exempt	To test innovative rate designs on an opt-out basis.	To implement alternative innovative rate designs intended to assess customer behaviors in response to price signals
*PSC-52-19-00006-P	exempt	Authorization to defer pension settlement losses.	To address the ratemaking related to the pension settlement losses.
*PSC-08-20-00003-P	exempt	PSC regulation 16 NYCRR § § 86.3(a)(2) and 86.3(b)(2).	To consider a waiver of certain regulations relating to the content of an application for transmission line siting.
*PSC-10-20-00003-P	exempt	The Commission's statewide low-income discount policy.	To consider modifications to certain conditions regarding utility low-income discount programs.
*PSC-12-20-00008-P	exempt	Delivery rates of Corning Natural Gas Corporation.	Whether to postpone the implementation of a change in rates that would otherwise become effective on June 1, 2020.
*PSC-15-20-00011-P	exempt	To modify the terms and conditions under which gas utilities provide service to electric generators.	To provide clarity and uniformity to the provision of gas service to electric generators.
*PSC-15-20-00013-P	exempt	Ownership of New York American Water Company, Inc.	To consider whether a proposed transfer of ownership of New York American Water Company, Inc. is in the public interest.
*PSC-16-20-00004-P	exempt	Disposition of a state sales tax refund.	To determine how much of a state sales tax refund should be retained by Central Hudson.
*PSC-18-20-00012-P	exempt	The purchase price of electric energy and capacity from customers with qualifying onsite generation facilities.	To revise the price to be paid by the Company under Service Classification No. 10. for qualifying purchases of unforced capacity
*PSC-18-20-00015-P	exempt	Participation of Eligible Telecommunications Carriers (ETCs) in New York State Lifeline Program.	Commission will consider each petition filed by an ETCs seeking approval to participate in the NYS Lifeline program.
*PSC-19-20-00004-P	exempt	Clarification of the Order Adopting Changes to the Retail Access Energy Market and Establishing Further Process.	To consider whether energy service companies should be permitted to bank RECs to satisfy their renewable energy requirements.
*PSC-19-20-00005-P	exempt	Cost recovery associated with Day-Ahead- DLM and Auto-DLM programs, and elimination of double compensation.	To provide cost recovery for new DLM programs and prevent double compensation to participating customers.
*PSC-19-20-00009-P	exempt	Cost recovery associated with Day-Ahead- DLM and Auto-DLM programs, and elimination of double compensation.	To consider revisions to P.S.C. No. 10 - Electricity, and P.S.C. No. 12 - Electricity.
*PSC-23-20-00008-P	exempt	Disposition of sales tax refund and other related matters.	To consider the appropriate allocation of the sales tax refund proceeds while balancing ratepayer and shareholder interests.
*PSC-25-20-00010-P	exempt	Whitepaper regarding energy service company financial assurance requirements.	To consider the form and amount of financial assurances to be included in the eligibility criteria for energy service companies.

Purpose of Action

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PUBLIC SERVICE	COMMISSION		
*PSC-25-20-00016-P	exempt	Modifications to the Low-Income Affordability program.	To address the economic impacts of the COVID-19 pandemic.
*PSC-27-20-00003-P	exempt	To make the uniform statewide customer satisfaction survey permanent.	To encourage consumer protections and safe and adequate service.
*PSC-28-20-00022-P	exempt	Compensation of distributed energy resources.	To ensure just and reasonable rates, including compensation, for distributed energy resources.
*PSC-28-20-00034-P	exempt	Petition to implement Section 7(5) of the Accelerated Renewable Energy Growth and Community Benefit Act	To develop the bulk transmission investments necessary to achieve the Climate Leadership and Community Protection Act goals
*PSC-34-20-00005-P	exempt	Petition to provide a renewable, carbon-free energy option to residential and small commercial full-service customers.	To increase customer access to renewable energy in the Consolidated Edison Company of New York, Inc. service territory.
*PSC-38-20-00004-P	exempt	The 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-40-20-00004-P	exempt	Minor rate filing.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
*PSC-42-20-00006-P	exempt	Proposed major rate increase in National Grid's delivery revenues of approximately \$41.8 million (or 9.8% in total revenues).	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
*PSC-42-20-00008-P	exempt	Availability of gas leak information to the public safety officials.	Facilitate availability of gas leak information to public safety officials by gas corporations.
*PSC-42-20-00009-P	exempt	Proposed major rate increase in National Grid's delivery revenues of approximately \$100.4 million (or 3.2% in total revenues).	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-43-20-00003-P	exempt	The use of \$50 million to support residential and commercial customers experiencing financial hardship	To consider whether the proposed support of ratepayers is in the public interest
PSC-45-20-00003-P	exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-45-20-00004-P	exempt	Major gas rate filing	To consider an increase in Central Hudson's gas delivery revenues
PSC-45-20-00005-P	exempt	Major electric rate filing	To consider an increase in Central Hudson's electric delivery revenues
PSC-46-20-00005-P	exempt	The recommendations of the DPS Staff report to improve Hudson Valley Water's service.	To determine if approving the DPS Staff's recommendations is in the public interest.
PSC-48-20-00005-P	exempt	Partial waiver of the Order Adopting Changes to the Retail Access Energy Market and Establishing Further Process.	To consider whether Chief Energy Power, LLC should be permitted to offer green gas products to mass market customers.
PSC-48-20-00007-P	exempt	Tariff modifications to change National Fuel Gas Distribution Corporation's Monthly Gas Supply Charge provisions.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
PSC-51-20-00007-P	exempt	Whitepaper on the ACOS method used by utilities in developing Standby and Buyback Service rates.	To standardize the utility ACOS methods and resulting rates, and to enable stand-alone energy storage systems.
PSC-51-20-00009-P	exempt	Partial waiver of the Order Adopting Changes to the Retail Access Energy Market and Establishing Further Process.	To consider whether petitioner should be permitted to offer its "Energy Savings Program" to mass market customers.
PSC-51-20-00014-P	exempt	Electric system needs and compensation for distributed energy resources.	To ensure safe and adequate service and just and reasonable rates, including compensation, for distributed energy resources.
PSC-52-20-00011-P	exempt	Petition for the use of gas metering equipment.	To ensure that consumer bills are based on accurate measurements of gas usage.
PSC-01-21-00004-P	exempt	Partial waiver of the Order Adopting Changes to the Retail Access Energy Market and Establishing Further Process.	To consider whether petitioner should be permitted to offer its Home Warranty product to mass market customers.
PSC-01-21-00006-P	exempt	A debt financing arrangement with respect to an electric transmission line under development.	To review the proposed financing and consider whether it is within the public interest.
PSC-02-21-00006-P	exempt	Disposition of a sales tax refund received by New York American Water, Inc.	To determine the disposition of tax refunds and other related matters.
PSC-03-21-00006-P	exempt	Comprehensive study to identify distribution and transmission investments in accordance with the AREGCB Act.	To support distribution and local transmission investments necessary to achieve the State's climate goals.
PSC-04-21-00016-P	exempt	Request for a waiver.	To consider whether good cause exists to support a waiver of the Commission's Test Period Policy Statement.
PSC-05-21-00005-P	exempt	The applicable regulatory regime under the Public Service Law for the owner of a merchant electric generating facility.	Consideration of a lightened regulatory regime for the owner of an approximately 100 MW electric generating facility.
PSC-06-21-00009-P	exempt	Disposition of a property tax refund received by New York American Water, Inc.	To determine the disposition of tax refunds and other related matters.
PSC-07-21-00007-P	exempt	Conditioned pre-approval of stock transactions of regulated entities.	To consider allowing stock transactions within statutory parameters without Commission approval for individual transactions.
PSC-09-21-00002-P	exempt	Gas moratorium procedures	To consider procedures and criteria to minimize customer hardships in the unlikely event of a future gas moratorium
PSC-09-21-00005-P	exempt	Utility capital expenditure proposal.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-09-21-00006-P	exempt	Long-term gas system planning.	To consider a process to review gas distribution utilities' long-term system planning.
PSC-12-21-00008-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-12-21-00009-P	exempt	Transfer of ownership interests and facilities associated with three nuclear generating units, funds, and storage facilities.	To ensure appropriate regulatory review, oversight, and action concerning the proposed transfer to serve the public interest.

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	E COMMISSION		
PSC-13-21-00016-P	exempt	Revised distribution strategies and reallocation of remaining funding.	To ensure the appropriate use of funding reserved for gas safety programs.
PSC-13-21-00019-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-13-21-00023-P	exempt	Petition for the use of steam metering equipment.	To ensure that consumer bills are based on accurate measurements of steam usage.
PSC-14-21-00003-P	04/07/22	More specific requirements for Operator Qualification to work on pipelines. Allows applications for "special permits."	To make the provision of natural gas service safer in New York State with better qualified pipeline workers.
PSC-15-21-00007-P	exempt	The applicable regulatory regime under the Public Service Law for the owner of a merchant electric generating facility.	Consideration of a lightened regulatory regime.
PSC-16-21-00006-P	exempt	The appropriate level of community credit capacity for distributed energy generation projects in the territory.	Consideration of an increase in the community credit capacity for distributed generation projects in the territory.
PSC-16-21-00007-P	exempt	Accounting-related rules for utilities implementing the Integrated Energy Data Resource.	To consider cost recovery of capital expenditures and budget allocations of costs between affiliated companies.
PSC-17-21-00005-P	exempt	Submetering equipment.	To consider use of submetering equipment and if it is in the public interest.
PSC-17-21-00006-P	exempt	Community Choice Aggregation and Community Distributed Generation.	To consider permitting opt-out Community Distributed Generation to be offered as the sole product in an aggregation.
PSC-17-21-00007-P	exempt	Utility studies of climate change vulnerabilities.	To assess the need for utilities to conduct distinct studies of their climate change vulnerabilities.
PSC-18-21-00004-P	exempt	Community Choice Aggregation programs.	To modify and improve Community Choice Aggregation programs in New York State.
PSC-18-21-00005-P	exempt	Proposed transfer of the Company's capital stock to the Purchaser.	To determine if transfer of the Company's capital stock to the Purchaser is in the public interest.
PSC-18-21-00006-P	exempt	Community Choice Aggregation renewable products.	To consider waiving the locational and delivery requirements for RECs purchased to support renewable CCA products.
PSC-18-21-00008-P	exempt	RG&E's Economic Development Programs and exemption from funding limits.	To consider RG&E to grant up to \$5.25 million in ED funding to Project Block to the benefit of ratepayers.
PSC-19-21-00008-P	exempt	Community Choice Aggregation (CCA) and Community Distributed Generation (CDG).	To consider permitting Upstate Power, LLC to serve as a CCA administrator offering an optout CDG focused program.
PSC-19-21-00009-P	exempt	Major electric rate filing.	To consider an increase in O&R's electric delivery revenues.
PSC-19-21-00012-P	exempt	Major gas rate filing.	To consider an increase in O&R's gas delivery revenues.

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
PSC-19-21-00013-P	exempt	The proposed transfer of ownership interests and debt financing arrangement related to certain electric generating facilities.	To determine whether the proposed transfer of ownership interests and financing arrangement are in the public interest.
PSC-20-21-00004-P	exempt	Regulatory approvals in connection with a 437 MW electric generating facility.	To ensure appropriate regulatory review, oversight, and action, consistent with the public interest.
PSC-21-21-00012-P	exempt	Petition for the use of gas metering equipment.	To ensure that consumer bills are based on accurate measurements of gas usage.
PSC-21-21-00015-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-21-21-00016-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-21-21-00017-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-21-21-00019-P	exempt	Utility capital expenditure proposal.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-22-21-00006-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-22-21-00007-P	exempt	The applicable regulatory regime under the Public Service Law for the owner of a merchant electric generating facility.	Consideration of a lightened regulatory regime for the owner of an approximately 7.6 mile, 13 kV AC electric cable.
PSC-22-21-00008-P	exempt	Cost allocation for project(s) to meet a Public Policy Transmission Need/Public Policy Requirement.	To address the cost allocation methodology for use by the New York Independent System Operator, Inc. (NYISO).
PSC-23-21-00002-P	exempt	Waiver for allocation of natural gas to commercial and industrial economic development customers.	To provide commercial and industrial economic development customers access to natural gas.
PSC-23-21-00003-P	exempt	Petitions for rehearing of the Order Adopting a Data Access Framework and Establishing Further Process.	To consider modifications and/or clarifications to the Order Adopting a Data Access Framework and Establishing Further Process.
PSC-23-21-00004-P	exempt	Establishing an alternative recovery mechanism for certain types of fees.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-25-21-00005-P	exempt	Transfer of Penelec assets and franchise rights.	To consider the transfer of utility assets and franchise to be in Waverly ratepayer and public interest.
PSC-25-21-00008-P	exempt	NYSERDA and National Grid's proposed Expanded Solar For All Program for low-income customers.	To consider the authorization and appropriate design of an opt-out community solar program for low-income customers.
PSC-25-21-00010-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-25-21-00013-P	exempt	Negative revenue adjustments for gas main replacements targets in 2020.	To promote and ensure safety and reliability enhancements for utility infrastructure replacement.

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
PSC-26-21-00004-P	exempt	Notice of intent to submeter electricity and waiver request.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-26-21-00007-P	exempt	Petition to submeter electricity and request for waiver.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-26-21-00010-P	exempt	Proposed acquisition of all shares of common stock of Corning Natural Gas Holding Corporation by ACP Crotona Corp.	To consider whether the acquisition of all shares of common stock of CNGH by ACP Crotona Corp. is in the public interest.
PSC-26-21-00011-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-27-21-00011-P	exempt	The prohibition on ESCO service to low-income customers.	To consider whether NOCO Electric, LLC and NOCO Natural Gas, LLC should be granted a waiver to serve low-income customers.
PSC-27-21-00015-P	exempt	Transfer of street light facilities.	To consider the transfer of street lighting facilities to the Town of Lockport.
PSC-28-21-00011-P	exempt	Transfer of street lighting facilities.	To consider the transfer of street lighting facilities to the Town of Ithaca.
PSC-28-21-00012-P	exempt	Transfer of ownership interests in a 55 megawatt natural gas-fired cogeneration facility located in North Tonawanda, NY.	To address the proposed transfer and any matters within the public interest.
PSC-28-21-00013-P	exempt	Elimination of internal audits of wholesale performance metrics.	To consider Verizon New York Inc.'s petition to eliminate requirements for certain internal audits.
PSC-28-21-00015-P	exempt	Proposals for active and passive managed charging programs for mass market EV customers.	To shift EV charging to moderate grid impacts and customer costs.
PSC-28-21-00016-P	exempt	Transfer of Suez Water New York Inc.'s parent company to Veolia Environment S.A.	To determine if the proposed transfer is the public interest.
PSC-29-21-00004-P	exempt	Exemptions from utility standby rates for efficient combined heat and power projects.	To determine whether utility standby rate exemptions should be continued.
PSC-29-21-00006-P	exempt	Transfer of street lighting facilities.	To consider the transfer of street lighting facilities to the Town of Horseheads.
PSC-29-21-00007-P	exempt	Transfer of street lighting facilities.	To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction.
PSC-29-21-00009-P	exempt	Proposed pilot program to use AMI to disconnect electric service to customers during gas system emergencies.	To study the efficacy of using AMI to disconnect electric service during gas system emergencies.
PSC-30-21-00005-P	exempt	Transfer of street lighting facilities.	To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction.
PSC-30-21-00006-P	exempt	NYSERDA proposal regarding Clean Energy Standard backstop collection processes.	To ensure that NYSERDA has sufficient funds to make timely payments to generators pursuant to the Clean Energy Standard.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action		
PUBLIC SERVICE COMMISSION					
PSC-30-21-00007-P	exempt	Submetering of electricity and waiver requests.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.		
PSC-30-21-00009-P	exempt	Submetering of electricity and waiver request.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.		
PSC-30-21-00010-P	exempt	Transfer of street lighting facilities.	To determine whether to authorize the transfer of street lighting facilities and the proper accounting for the transaction.		
PSC-31-21-00008-P	exempt	Issuance of securities and other forms of indebtedness.	To consider Central Hudson's request to issue and sell unsecured debt obligations		
PSC-31-21-00009-P	exempt	Waiver of certain rules, i.e., cable television advisory committee, public notice of request for proposals.	To determine whether to waive any rules and regulations.		
PSC-31-21-00010-P	exempt	Establishment of the regulatory regime applicable to a solar electric generating facility and energy storage.	To ensure appropriate regulation of a new electric corporation.		
PSC-31-21-00011-P	exempt	Establishment of the regulatory regime applicable to a solar electric generating facility.	To ensure appropriate regulation of a new electric corporation.		
PSC-32-21-00002-P	exempt	The prohibition on ESCO service to low-income customers.	To consider whether Icon Energy, LLC d/b/a Source Power Company should be granted a waiver to serve low-income customers.		
PSC-32-21-00003-P	exempt	Exemptions from utility standby rates for certain designated or environmentally advantageous technologies.	To harmonize standby rate exemptions statewide.		
PSC-33-21-00006-P	exempt	Proposed rate increase.	To ensure safe and adequate service at just and reasonable rates.		
PSC-33-21-00007-P	exempt	Acquisition of cable television facilities and franchises of two municipalities.	To ensure performance in accordance with applicable cable laws, regulations and standards and the public interest.		
PSC-33-21-00008-P	exempt	Establishment of a Tapping and Connection Fee.	To consider whether the proposed fees are in the public interest.		
PSC-33-21-00009-P	exempt	Banking of credits and switching between Community Distributed Generation and Remote Crediting projects.	To ensure just and reasonable rates charged to customers.		
PSC-34-21-00004-P	exempt	CDG subscriber eligibility requirements.	To consider modifications to the CDG program eligibility requirements for certain Standby Service customers.		
PSC-34-21-00005-P	exempt	Notice of intent to submeter electricity and request for waiver.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.		
PSC-34-21-00006-P	exempt	Staff recommendations to address the financial impacts of the COVID-19 pandemic.	To consider measures to provide relief to those financially impacted by the COVID-19 pandemic.		

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
PSC-34-21-00007-P	exempt	Authorization to extend the maturity date of certain short-term indebtedness and total debt.	To consider the request for authorization to enter into indebtedness.
PSC-34-21-00008-P	exempt	Issuance of securities and other forms of indebtedness.	To consider the Con Edison's request to issue and sell unsecured debt obligations.
PSC-34-21-00009-P	exempt	Authorization to continue the PRIME-WNY.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-34-21-00010-P	exempt	Clean Energy Standard Programs.	Continued implementation of the Clean Energy Standard and the Zero Energy Credit Requirements Programs.
PSC-35-21-00002-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-35-21-00003-P	exempt	PSC regulations 16 NYCRR 86.3(a)(2); 86.3(b)(2).	To consider a waiver of certain regulations relating to the content of an application for transmission line siting.
PSC-35-21-00004-P	exempt	Major gas rate filing.	To consider a proposed increase in Corning's gas delivery revenues of approximately \$5.8 million (20.4% in total revenues).
PSC-35-21-00005-P	exempt	Transfer of street lighting facilities.	To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction.
PSC-35-21-00006-P	exempt	Proposed rate increase.	To ensure safe and adequate service at just and reasonable rates.
PSC-35-21-00007-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-35-21-00008-P	exempt	Tariff filing to allow eligible CHP Customers to provide export support to their other service connections.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-35-21-00009-P	exempt	To modify the terms and conditions under which gas utilities provide service to electric generators.	To provide clarity and uniformity to the provision of gas service to electric generators in New York State.
PSC-36-21-00005-P	exempt	Transfer of real property.	To determine whether to authorize the transfer of real property and the proper accounting for the transaction.
PSC-36-21-00006-P	exempt	The Westchester Power Program.	To consider integration of Opt-out Community Distributed Generation into the Westchester Power program.
PSC-36-21-00007-P	exempt	Pension settlement payout losses incurred in 2020.	Consideration of NYAW's petition to defer and amortize, for future rate recognition, pension payout losses incurred in 2020.
PSC-36-21-00008-P	exempt	Transfer of real property.	To determine whether to authorize the transfer of real property and the proper accounting for the transaction.
PSC-36-21-00009-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
PSC-37-21-00007-P	exempt	Waiver of tariff rules and a related Commission regulation.	To consider whether a waiver of tariff rules and a Commission regulation are just and reasonable and in the public interest.
PSC-37-21-00008-P	exempt	Transfer of street lighting facilities.	To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction.
PSC-37-21-00009-P	exempt	Procedures necessary to implement Tax Law Section 187-q.	To establish procedures by which eligible utility- taxpayers can have the amounts of certain waived customer arrears certified.
PSC-37-21-00010-P	exempt	Zero emitting electric generating facilities that are not renewable energy systems.	To consider modifications to the Clean Energy Standard.
PSC-37-21-00011-P	exempt	Green Button Connect implementation.	To consider the proposed Green Button Connect User Agreement and Green Button Connect Onboarding Process document.
PSC-37-21-00012-P	exempt	Partial waiver of the Order Adopting Changes to the Retail Access Energy Market and Establishing Further Process.	To consider whether Catalyst should be permitted to offer its Community Distributed Generation product to mass market customers.
PSC-37-21-00013-P	exempt	Tariff revisions to SUEZ Water New York Inc.'s tariff P.S.C. No. 2 - Water.	To consider whether proposed tariff revisions are in the public interest.
PSC-37-21-00014-P	exempt	Consideration of Time Warner Cable Information Services (New York)'s Revised Implementation Plan and audit recommendations.	To ensure that recommendations issued in a management and operations audit are appropriately addressed and implemented.
PSC-37-21-00015-P	exempt	Rehearing and/or reconsideration of the Commission's determination related to ITIA's non-pipe alternative project.	To determine whether the Commission made an error of fact related to ITIA's non-pipe alternative project.
PSC-37-21-00016-P	exempt	Customer Consent to Contact.	To include a new provision establishing customer consent for the utilities to contact them electronically about utility service.
PSC-38-21-00006-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-38-21-00007-P	exempt	Electric metering equipment.	To consider use of electric submeter and ensure that consumer bills will be based on accurate measurements of electric usage.
PSC-39-21-00005-P	exempt	Establishment of the regulatory regime applicable to a electric transmission facility.	To ensure appropriate regulation of a new electric corporation.
PSC-39-21-00006-P	exempt	Minor electric rate filing to increase annual electric revenues.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-39-21-00007-P	exempt	The proposed alternative method of account identification.	To facilitate secure customer data exchanges between the utility or provider and energy service entities.
PSC-40-21-00017-P	exempt	The Commission's Order Adopting Utility Energy Registry Modifications	To determine if the Commission committed errors of law or fact in its Order, or if new facts warrant a different result.

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE	COMMISSION		
PSC-40-21-00018-P	exempt	Notice of intent to submeter electricity and request for waiver.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-40-21-00019-P	exempt	Disposition of a New York State tax refund.	To determine the disposition of a tax refund obtained by New York American Water Company, Inc.
PSC-40-21-00020-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-40-21-00021-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-41-21-00005-P	exempt	Area code overlay as relief of the exhausting 516 area code (Long Island).	To ensure performance in accordance with applicable telecommunications laws, regulations and standards and the public interest.
PSC-41-21-00006-P	exempt	The proposed transfer of ownership interests and debt financing arrangement related to an electric generating facility.	To determine whether the proposed transfer of ownership interests and financing arrangement are in the public interest.
PSC-41-21-00007-P	exempt	Waiver of certain Commission requirements related to the distribution of telephone directories.	To ensure performance in accordance with applicable telecommunications laws, regulations and standards and the public interest.
PSC-41-21-00008-P	exempt	Waiver of the prohibition on service to low-income customers by ESCOs.	To consider the petition for an extension of the waiver of the prohibition on service to low-income customers by ESCOs.
PSC-41-21-00009-P	exempt	Waiver of the prohibition on service to low-income customers by ESCOs.	To consider the petition for an extension of the waiver of the prohibition on service to low-income customers by ESCOs.
PSC-41-21-00010-P	exempt	Waiver of the prohibition on service to low-income customers by ESCOs.	To consider the petition for an extension of the waiver of the prohibition on service to low-income customers by ESCOs.
PSC-41-21-00011-P	exempt	Notice of intent to submeter electricity and request for waiver of 16 NYCRR § 96.5(k)(3).	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-42-21-00005-P	exempt	Electric metering equipment.	To ensure that consumer bills are based on accurate measurements of electric usage.
PSC-42-21-00006-P	exempt	Waiver of tariff rules and a related Commission regulation.	To consider whether a waiver of tariff rules and a Commission regulation are just and reasonable and in the public interest.
PSC-42-21-00007-P	exempt	Waiver of tariff rules and a related Commission regulation.	To consider whether a waiver of tariff rules and a Commission regulation are just and reasonable and in the public interest.
PSC-43-21-00007-P	exempt	Minor rate filing.	To ensure safe and adequate service at just and reasonable rates.
PSC-43-21-00008-P	exempt	Incremental demand side management programs.	To consider proposed demand side management programs and cost recovery.

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
STATE, DEPARTM	IENT OF		
DOS-05-21-00013-RP	02/03/22	Requirements and procedures related to filing, review and publication of financial reports filed with the Department of State	To provide procedures related to the filing, review and publication of financial reports filed with the Department of State
DOS-19-21-00014-P	07/15/22	Minimum standards for administration and enforcement of the Uniform Code and Energy Code	To revise the minimum standards applicable to a program for administration and enforcement of the Uniform Code and Energy Code
DOS-39-21-00013-P	09/29/22	Procedures to help avoid abandonment of cemeteries and determine when a cemetery has become abandoned.	To provide procedures to help avoid abandonment of cemeteries and determine when a cemetery has become abandoned.
DOS-42-21-00003-EP	10/20/22	Ventilation Requirements	To provide an additional 6 months for appearance enhancement businesses to comply with existing ventilation standards
STATE UNIVERSIT	TY OF NEW YORK		
SUN-24-21-00002-EP	06/16/22	Gender Neutral Bathrooms	To conform with legislation requiring SUNY state-operated campuses to designate all single occupancy bathrooms as gender neutral
TAXATION AND F	INANCE, DEPARTM	IENT OF	
TAF-46-20-00003-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, 2021 through March 31, 2021
TAF-34-21-00003-P	exempt	Fuel use tax on motor fuel and diesel motor fuel and the art. 13-A carrier tax jointly administered therewith	To set the sales tax component and the composite rate per gallon for the period October 1, 2021 through December 31, 2021
TAF-41-21-00003-P	10/13/22	New York State and City of Yonkers withholding tables and other methods.	To provide current New York State and City of Yonkers withholding tables and other methods
TEMPORARY AND	D DISABILITY ASSIS	STANCE, OFFICE OF	
TDA-26-21-00014-EP	06/30/22	Camp fees	To conform state regulations to statutory requirement effectuated by Chapter 126 of the Laws of 2021, signed by the Governor on Juni 11, 2021 and effective June 30, 2021, allowing camp fees for children in family assistance or safety net assistance cases
TDA-39-21-00004-EP	09/29/22	Standard Utility Allowances (SUAs) for the Supplemental Nutrition Assistance Program (SNAP)	These regulatory amendments set forth the federally-approved SUAs as of 10/1/21
TDA-43-21-00006-EP	10/27/22	Public Assistance (PA) eligibility interviews by phone or other digital means at PA applicant's or recipient's request	See attached addendum
URBAN DEVELOR	PMENT CORPORAT	ION	
UDC-38-21-00001-EP	09/22/22	Biodefense Commercialization Fund program	To create the administrative processes for the Biodefense Commercialization Fund program
WORKERS' COMP	PENSATION BOARD		
*WCB-42-20-00004-P	10/21/21	Medical Treatment Guidelines	To add PTSD and acute stress disorder, and major depressive disorder MTGs

Agency I.D. No.	Expires	Subject Matter	Purpose of Action	
WORKERS' COMPENSATION BOARD				
WCB-28-21-00008-P	07/14/22	DME Fee Schedule	To correct codes ad update DME fee schedule	
WCB-28-21-00009-P	07/14/22	Telehealth	Provides the option for telehealth visits in some circumstances	
WCB-37-21-00018-P	09/15/22	NY Workers' Compensation Drug Formulary	Update the Formulary (technical and clarifying changes)	
WCB-41-21-00012-P	10/13/22	Medical Treatment Guidelines	To add Eye Disorders, Traumatic Brain Injury, and Complex Regional Pain Syndrome MTGs	

ADVERTISEMENTS FOR BIDDERS/CONTRACTORS

SEALED BIDS

REPLACE DOMESTIC WATER HEATERS Manhattan Psychiatric Center New York, New York County

Sealed bids for Project No. M3158-H, comprising a contract for HVAC Work, Replace Domestic Water Heaters, Manhattan Psychiatric Center, Wards Island, 600 E 125th Street, New York (New York 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, November 3, 2021 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 bid security (i.e. certified check, bank check, or bid bond in the amount of \$23,100 for H).

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

All successful bidders will be required to furnish a Performance Bond and a Labor and Material Bond pursuant to Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract estimated to be between \$250,000 and \$500,000 for H.

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 John Pupons, Jessica Hoffman, and Pierre Alric in the Division of Contract Management, telephone (518) 474-0203, fax (518) 473-. 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: https://ogs.ny.gov/

Pursuant to Public Buildings Law § 8(6), effective January 11, 2020, for any projects where the project design commenced on or after January 1, 2020 and for any contracts over \$5,000 for the work of construction, reconstruction, alteration, repair, or improvement of any

State building, a responsible and reliable NYS-certified Minority or Women-Owned Business Enterprise that submits a bid within ten percent of the lowest bid will be deemed the apparent low bidder provided that the bid is \$1,400,000 or less, as adjusted annually for inflation beginning January 1, 2020. If more than one responsible and reliable MWBE firm meets these requirements, the MWBE firm with the lowest bid will be deemed the apparent low bidder.

_____Project commenced design before January 1, 2020. Not subject to provision.

X Project commenced design on or after January 1, 2020. Subject to provision.

The substantial completion date for this project is 176 days after the Agreement is approved by the Comptroller.

No pre-bid site visits have been scheduled for this project and prospective bidders are not allowed to visit the project site or facility buildings and grounds to take measurements or examine existing conditions.

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 20% for MWBE participation, 10% for Minority-Owned Business Enterprises ("MBE") participation and 10% 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. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of MWBEs on the Contract for the provision of services and materials.

Article 17-B of the New York State Executive Law provides for more meaningful participation in public procurement by certified Service-Disabled Veteran-Owned Businesses ("SDVOBs"). Bidders are expected to consider SDVOBs in the fulfillment of the requirements of the Contract. Such participation may be as subcontractors or suppliers, as protégés, or in other partnering or supporting roles. OGS hereby establishes overall goals for SDVOBs' participation under this contract as follows: 3% for the H trade contractor, based on the current availability of qualified SDVOBs. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of SDVOBs on the Contract for the provision of services and materials.

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

The Bidding and Contract Documents for this Project are available for viewing and downloading from OGS Design & Construction's plan room hosting service, Bid Express. Vendors wishing to view and/or download bid documents must complete a one-time registration for the Bid Express service. There is no cost to register for Bid Express. Registration along with viewing and downloading of documents can be accessed at the following link: http://www.bidexpress.com

For questions about downloading of bid documents, please send an e-mail to support@bidexpress.com, or call the Bid Express toll-free number at (888) 352-2439.

For all other questions, please send an email to DCPlans@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 OGS - Design & Construction Group

MISCELLANEOUS NOTICES/HEARINGS

Notice of Abandoned Property Received by the State Comptroller

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

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

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

NOTICE OF PUBLIC HEARING

Susquehanna River Basin Commission

SUMMARY: The Susquehanna River Basin Commission will hold a public hearing on November 4, 2021. The Commission will hold this hearing telephonically. At this public hearing, the Commission will hear testimony on the projects listed in the Supplementary Information section of this notice. The Commission will also hear testimony on a proposed policy, Fee Incentives for the Withdrawal and Consumptive Use of AMD Impacted Waters & Treated Wastewater (formerly the draft Use of Lesser Quality Waters Policy), as well as proposals to amend its Regulatory Program Fee Schedule and a proposed Letter of Understanding (LOU) regarding program coordination between the Susquehanna River Basin Commission and the Pennsylvania Department of Environmental Protection (DEP). Such projects and proposals are intended to be scheduled for Commission action at its next business meeting, tentatively scheduled for December 17, 2021, which will be noticed separately. The public should take note that this public hearing will be the only opportunity to offer oral comment to the Commission for the listed projects and proposals. The deadline for the submission of written comments is November 15, 2021.

DATES: The public hearing will convene on November 4, 2021, at 6:30 p.m. The public hearing will end at 9:00 p.m. or at the conclusion of public testimony, whichever is earlier. The deadline for the submission of written comments is November 15, 2021.

ADDRESSES: This hearing will be held by telephone conference rather than at a physical location. Conference Call # 1-877-668-4493 (Toll-Free number) / Access code: 177 163 3585.

FOR FURTHER INFORMATION CONTACT: Jason Oyler, General Counsel and Secretary to the Commission, telephone: (717) 238-0423 or joyler@srbc.net.

Information concerning the applications for the projects is available at the Commission's Water Application and Approval Viewer at https://www.srbc.net/waav. Information concerning the proposals can

be found at https://www.srbc.net/about/meetings-events/. Additional supporting documents are available to inspect and copy in accordance with the Commission's Access to Records Policy at www.srbc.net/regulatory/policies-guidance/docs/access-to-records-policy-2009-02.pdf.

SUPPLEMENTARY INFORMATION: The Commission is proposing a policy for Fee Incentives for the Withdrawal and Consumptive Use of AMD Impacted Waters & Treated Wastewater (formerly the draft Use of Lesser Quality Waters Policy, which was revised based on prior public comment). This policy would replace the current Policy No. 2009-01. The Commission is also proposing changes to its Regulatory Program Fee Schedule, which it typically does on an annual basis. The Commission is also seeking public comment on the LOU with the Pennsylvania DEP. The LOU would replace the current MOU with DEP signed in 1999. The public hearing will cover the following projects:

Projects Scheduled for Action:

- 1. Project Sponsor and Facility: Artesian Water Company, Inc., New Garden Township, Chester County, Pa. Application for renewal of the transfer of water of up to 3.000 mgd (30-day average) from the Chester Water Authority (Docket No. 19961105).
- 2. Project Sponsor and Facility: Chesapeake Appalachia, L.L.C. (Susquehanna River), Terry Township, Bradford County, Pa. Application for renewal and modification of surface water withdrawal of up to 3.000 mgd (peak day) (Docket No. 20170904).
- 3. Project Sponsor and Facility: Clearfield Municipal Authority, Pike Township, Clearfield County, Pa. Modification to extend the approval term of the groundwater withdrawal approval (Docket No. 19910704) to allow for project improvements.
- 4. Project Sponsor and Facility: Deep Woods Lake LLC, Dennison Township, Luzerne County, Pa. Applications for groundwater withdrawal of up to 0.200 mgd (30-day average) from Well SW-5 and consumptive use of up to 0.467 mgd (peak day).
- 5. Project Sponsor and Facility: Municipal Authority of the Township of East Hempfield dba Hempfield Water Authority, East Hempfield Township, Lancaster County, Pa. Applications for renewal of groundwater withdrawals (30 day averages) of up to 0.353 mgd from Well 6, 0.145 mgd from Well 7, 1.447 mgd from Well 8, and 1.800 mgd from Well 11, and Commission-initiated modification to Docket No. 20120906, which approves withdrawals from Wells 1, 2, 3, 4, and 5 and Spring S-1 (Docket Nos. 19870306, 19890503, 19930101, and 20120906).
- 6. Project Sponsor: Farmers Pride, Inc. Project Facility: Bell & Evans Plant 3, Bethel Township, Lebanon County, Pa. Applications for groundwater withdrawals (30-day averages) of up to 0.108 mgd from Well PW-1, 0.139 mgd from Well PW-2, and 0.179 mgd from Well PW-4.
- 7. Project Sponsor: Glenn O. Hawbaker, Inc. Project Facility: Naginey Facility, Armagh Township, Mifflin County, Pa. Applications for groundwater withdrawal of up to 0.300 mgd (30-day average) from the Quarry Pit Pond and consumptive use of up to 0.310 mgd (peak day).
- 8. Project Sponsor: Hydro Recovery-Antrim LP. Project Facility: Antrim Treatment Plant (Antrim No. 1 Mine Discharge and Back-

switch Mine Discharge), Duncan Township, Tioga County, Pa. Applications for renewal of surface water withdrawal of up to 1.872 mgd (peak day) and for consumptive use of up to 1.872 mgd (30-day average) (Docket No. 20090902).

- 9. Project Sponsor and Facility: Project Sponsor and Facility: Mifflin County Municipal Authority (formerly The Municipal Authority of the Borough of Lewistown), Armagh Township, Mifflin County, Pa. Applications for groundwater withdrawals (30-day averages) of up to 0.770 mgd from McCoy Well 1, 1.152 mgd from McCoy Well 2, and 0.770 mgd from the Milroy Well.
- 10. Project Sponsor: Nature's Way Purewater Systems, Inc. Project Facility: USHydrations Dupont Bottling Plant, Dupont Borough, Luzerne County, Pa. Modification to increase consumptive use (peak day) by an additional 0.100 mgd, for a total consumptive use of up to 0.449 mgd (Docket No. 20110618).
- 11. Project Sponsor and Facility: Shippensburg Borough Authority, Southampton Township, Cumberland County, Pa. Application for renewal of groundwater withdrawal of up to 2.000 mgd (30-day average) from Well 3 (Docket No. 20070305).
- 12. Project Sponsor and Facility: Walker Township Water Association, Inc., Walker Township, Centre County, Pa. Applications for renewal of groundwater withdrawals (30-day averages) of up to 0.432 mgd from Zion Well 2 and 0.320 mgd from Hecla Well 1 (Docket Nos. 19910302 and 19950906).

Project Scheduled for Action Involving a Diversion:

1. Project Sponsor and Facility: Chester Water Authority, New Garden Township, Chester County, Pa. Applications for renewal of consumptive use and for an out-of-basin diversion of up to 3.000 mgd (30-day average) (Docket No. 19961104).

Commission-Initiated Project Approval Modification:

1. Project Sponsor and Facility: Chester Water Authority, New Garden Township, Chester County, Pa. Applications for renewal of consumptive use and for an out-of-basin diversion of up to 3.000 mgd (30-day average) (Docket No. 19961104).

Opportunity to Appear and Comment:

Interested parties may call into the hearing to offer comments to the Commission on any business listed above required to be the subject of a public hearing. Given the telephonic nature of the meeting, the Commission strongly encourages those members of the public wishing to provide oral comments to pre-register with the Commission by e-mailing Jason Oyler at joyler@srbc.net prior to the hearing date. The presiding officer reserves the right to limit oral statements in the interest of time and to otherwise control the course of the hearing. Access to the hearing via telephone will begin at 6:15 p.m. Guidelines for the public hearing are posted on the Commission's website, www.srbc.net, prior to the hearing for review. The presiding officer reserves the right to modify or supplement such guidelines at the hearing. Written comments on any business listed above required to be the subject of a public hearing may also be mailed to Mr. Jason Oyler, Secretary to the Commission, Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, Pa. 17110-1788, or submitted electronically through https://www.srbc.net/regulatory/ public-comment/. Comments mailed or electronically submitted must be received by the Commission on or before November 15, 2021, to be considered.

AUTHORITY: Pub. L. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806, 807, and 808.

Dated: October 7, 2021

Jason E. Oyler

General Counsel and Secretary to the Commission

PUBLIC NOTICE

Department of Civil Service

PURSUANT to the Open Meetings Law, the New York State Civil Service Commission hereby gives public notice of the following:

Please take notice that the regular monthly meeting of the State Civil Service Commission for November 2021 will be conducted on November 17 and November 18 commencing at 10:00 a.m. This meet-

ing will be conducted at NYS Media Services Center, Suite 146, South Concourse, Empire State Plaza, Albany, NY with live coverage available at: https://www.cs.ny.gov/commission/

For further information, contact: Office of Commission Operations, Department of Civil Service, Empire State Plaza, Agency Bldg. One, Albany, NY 12239, (518) 473-6598

PUBLIC NOTICE

Division of Criminal Justice Services DNA Subcommittee

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

Date: November 5, 2021 Time: 10:00 a.m. - 12:00 p.m.

Video Conference Only: The webcast information for this meeting will be posted on the Division of Criminal Justice website under the Newsroom, Open Meeting/Webcasts.

https://www.criminaljustice.ny.gov/pio/openmeetings.htm

PUBLIC NOTICE

Department of Health

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

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to enhance, and increase access to, Home and Community Based Services (HCBS) in accordance with the federal statutory provisions of Section 9817 of the American Rescue Plan Act of 2021 (ARP) which, subject to approval of the State's initial spending plan and narrative (Spending Plan) by the Centers for Medicare and Medicaid Services (CMS), provides a ten percent increase in Federal Medical Assistance Percentage (FMAP) to state Medicaid programs from April 1, 2021 to March 31, 2022 to supplement existing state expenditures on HCBS. The following changes are proposed:

Non-Institutional Services

The following is a clarification to the October 6, 2021 noticed provision that proposed to increase reimbursement rates, as follows:

1) Rates for state-plan approved Assertive Community Treatment (ACT) Services will be increased by 5.0 percent, effective October 7, 2021. However, to allow for the full disbursement of funds available April 1, 2021 – March 31, 2022, the rate increase for the period October 7, 2021 – March 31, 2022 will be, with clarification, an additional 5.4 percent, for a total increase of 10.4 percent. Rates will then be reduced 5.4 percent effective April 1, 2022. This enhancement will allow providers to supplement the implementation of one or more activities to enhance, expand or strengthen HCBS under the Medicaid program, including strengthening the response to the COVID-19 Public Health Emergency, assisting providers in meeting the challenges of serving the highest need individuals including but not limited to, dually diagnosed individuals, homeless individuals and those receiving court-ordered treatment.

The estimated annual net aggregate increase in gross Medicaid expenditures as a result of the proposed increase for ACT Services is \$6,100,000.

2) Rates for state-plan approved ACT Services will be increased, with clarification, by an additional 8.5 percent for the period October 7, 2021 – March 31, 2022. This enhancement will allow providers to increase recruitment and retention of experienced and dedicated direct care and other staff through measures including, but not limited to, targeted loan forgiveness, tuition reimbursement, hiring and signing bonuses, longevity payments, expanded student placements, shift differential pay and retirement contributions.

The estimated annual net aggregate increase in gross Medicaid expenditures as a result of this proposed increase for ACT Services is \$4,700,000.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at http://www.health.ny.gov/regulations/state_plans/status. Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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

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

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

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

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

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

For further information and to review and comment, please contact: Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, spa_inquiries@health.ny.gov

PUBLIC NOTICE

Department of Health

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

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional Services to permit remote delivery of services. The following changes are proposed:

Non-Institutional Services

Effective on and after November 1, 2021, the Office for People With Developmental Disabilities' (OPWDD) will allow reimbursement for the remote delivery of Crisis Services for Individuals with Intellectual and/or Developmental Disabilities (CSIDD). The State will allow reimbursement for the remote delivery of CSIDD through telephonic or other technology in accordance with State, Federal, and Health Insurance Portability and Accountability Act (HIPAA) requirements. Other technology means any two-way, real-time communication technology that meets HIPAA requirements.

There is no estimated annual change to gross Medicaid expenditures as a result of the proposed amendment.

The public is invited to review and comment on this proposed State Plan amendment, a copy of which will be available for public review on the Department's website at http://www.health.ny.gov/regulations/. Individuals without Internet access may view the proposed State Plan Amendments at any local (county) social services district.

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

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

Queens County, Queens Center 3220 Northern Boulevard Long Island City, New York 11101 Kings County, Fulton Center 114 Willoughby Street Brooklyn, New York 11201

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

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

For further information and to review and comment, please contact: Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, spa_inquiries@health.ny.gov

PUBLIC NOTICE

Department of Health

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

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to comply with enacted federal statutory provisions of Section 9817 of the American Rescue Plan Act of 2021 (ARP) which, subject to approval of the state's initial spending plan and narrative (Spending Plan) by the Centers for Medicare and Medicaid Services (CMS), provides a ten percent increase in Federal Medical Assistance Percentage (FMAP) to state Medicaid programs from April 1, 2021 to March 31, 2022 to supplement existing state expenditures on home and community-based services (HCBS). The following changes are proposed:

Non-Institutional Services

Contingent upon CMS approval of the Spending Plan submitted by the state, effective on or after November 1, 2021, this notice proposes to enhance (increase) state established reimbursement rates as follows:

State established rates will be enhanced for state-plan approved private duty nursing (PDN) services for members 23 years of age and older by an additional 60 percent for the period November 1, 2021 through March 31, 2022.

The estimated annual net aggregate increase in gross Medicaid expenditures as a result of the proposed amendments for PDN services is \$13,100,000.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at http://www.health.ny.gov/regulations/state_plans/status. Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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

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

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

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

Bronx County, Tremont Center 1916 Monterey Avenue Bronx, New York 10457 Richmond County, Richmond Center 95 Central Avenue, St. George Staten Island, New York 10301

For further information and to review and comment, please contact: Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, spa inquiries@health.ny.gov

PUBLIC NOTICE

Department of Health

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

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to enhance and increase access to Home and Community Based Services (HCBS) in accordance with the federal statutory provisions of Section 9817 of the American Rescue Plan Act of 2021 (ARP) which, subject to approval of the State's initial spending plan and narrative (Spending Plan) by the Centers for Medicare and Medicaid Services (CMS), provides a ten percent increase in Federal Medical Assistance Percentage (FMAP) to state Medicaid programs from April 1, 2021 to March 31, 2022 to supplement existing state expenditures on HCBS. The following changes are proposed:

Non-Institutional Services

Contingent upon CMS approval of the Spending Plan submitted by the State, effective on or after November 1, 2021, this notice proposes to increase recovery oriented residential offerings by incorporating the residential reintegration services into the Medicaid benefit package and provide for an enhanced rate for a period of November 1, 2021 to March 31, 2024. To allow for full disbursement of funds available April 1, 2021 - March 31, 2022, the initial rate will be increased by 50% for November 1, 2021 until December 31, 2021. Rates will then be reduced 50% percent effective January 1, 2022. This enhancement will enhance and expand the HCBS system and sustain promising and effective programs and services for individuals in recovery from a substance use disorder under the Medicaid program, including, but not limited to, strengthening the response to the COVID-19 Public Health Emergency, increasing services for individuals in early recovery to assist with reintegrating into their community and allowing providers to supplement the implementation of residential rehabilitation reintegration services to address increases in overdose rates and substance use disorder treatment and recovery service needs of Medicaid beneficiaries receiving HCBS during the COVID-19 PHE.

The estimated annual net aggregate increase in gross Medicaid expenditures as a result of this proposed increase for Residential Rehabilitation Integration Services is \$23,668,639.05.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at http://www.health.ny.gov/regulations/state_plans/status. Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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

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

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

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

Bronx County, Tremont Center 1916 Monterey Avenue Bronx, New York 10457 Richmond County, Richmond Center 95 Central Avenue, St. George Staten Island, New York 10301

For further information and to review and comment, please contact: Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, spa_inquiries@health.ny.gov

PUBLIC NOTICE

Department of Health

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

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to enhance and increase access to Home and Community Based Services (HCBS) in accordance with the federal statutory provisions of Section 9817 of the American Rescue Plan Act of 2021 (ARP) which, subject to approval of the State's initial spending plan and narrative (Spending Plan) by the Centers for Medicare and Medicaid Services (CMS), provides a ten percent increase in Federal Medical Assistance Percentage (FMAP) to state Medicaid programs from April 1, 2021 to March 31, 2022 to supplement existing state expenditures on HCBS. The following changes are proposed:

Non-Institutional Services

Contingent upon CMS approval of the Spending Plan submitted by the State, effective on or after November 1, 2021, this notice proposes to increase reimbursement rates, as follows:

1) Residential Addiction Rehabilitation Services. To allow for the full disbursement of funds available April 1, 2021 – March 31, 2022, rates for state-plan approved residential addiction rehabilitation services provided in 820 stabilization and reintegration services will be increased by ten percent, for the period November 1, 2021 – December 31, 2021. Rates will then be reduced 10 percent effective January 1, 2022. This enhancement will allow providers to supplement the implementation of one or more activities to enhance, expand or strengthen HCBS under the Medicaid program, including strengthening the response to the COVID-19 Public Health Emergency, assisting providers in meeting the challenges of serving the highest need individuals including but not limited to, those suffering from opioid addiction, dually diagnosed individuals or individuals with multiple comorbidities.

The estimated annual net aggregate increase in gross Medicaid expenditures as a result of the proposed increase for Residential Rehabilitation Addiction Services is \$41,420,118.34.

2) Outpatient Addiction Rehabilitation Services. Rates for state-plan approved Outpatient Addiction Rehabilitation Services provided to individuals in the community will be temporarily increased by an additional 10 percent for the period November 1, 2021 – December 31, 2021. This enhancement will allow providers to increased patient engagement and access to services for those who are unwilling or unable to otherwise engage in care.

The estimated annual net aggregate increase in gross Medicaid expenditures as a result of this proposed increase for Outpatient Addiction Rehabilitation Services \$11,834,319.53.

3) Rates for state-plan approved Addiction Services increased by an additional 10 percent for the period November 1, 2021 – December 31, 2021. This enhancement will allow providers to increase recruitment and retention of experienced and dedicated direct care and other staff through measures including, but not limited to, targeted loan forgiveness, tuition reimbursement, hiring and signing bonuses, longevity payments, continuing education assistance, shift differential pay and retirement contributions.

The estimated annual net aggregate increase in gross Medicaid expenditures as a result of this proposed increase for Addiction Rehabilitation Services \$21,301,775.15.

The public is invited to review and comment on this proposed State

Plan Amendment, a copy of which will be available for public review on the Department's website at http://www.health.ny.gov/regulations/state_plans/status. Individuals without Internet access may view the State Plan Amendments at any local (county) social services district. For the New York City district, copies will be available at the following places:

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

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

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

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

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

For further information and to review and comment, please contact: Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, spa_inquiries@health.ny.gov

PUBLIC NOTICE

Department of State F-2021-0555

Date of Issuance - October 27, 2021

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.

In F-2021-0555, Goswami Property Seawall Project, the applicant, Amit Goswami, is proposing to install a concrete wall using epoxy coated 3/4 inch rebar, 5000 psi. 12 inch thick wall. Excavation 3 feet deep for a 3 foot wide and 2 feet high footing. Wall will be installed in front of existing sea wall. Gap between Concrete wall and sea wall will be filled with concrete. 6 inch horizontal concrete pad will be installed and connected to sea wall. The pad will extend from house to sea wall. The purpose of the proposed project is to repair and build a residential seawall to decrease the risk of erosion.

The site is located at the western bluff at 62 River Road in the Village of Grand View on Hudson, Rockland County on the Hudson River.

The applicant's consistency certification and supporting information are available for review at: https://dos.ny.gov/system/files/documents/2021/10/f-2021-0555.pdf

Original copies of public information and data submitted by the applicant are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

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, November 26, 2021.

Comments should be addressed to: Consistency Review Unit,

Department of State, Office of Planning, Development and 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 F-2021-0582

Date of Issuance – October 27, 2021

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.

In F-2021-0582, Agostinacchio Property Dock Installation, the applicant, Steve Agostinacchio, is proposing to construct 6' x 40' wood pier, 2.5' x 20'' wood ramp and 8' x 16' wood floating dock. Install 4-pile boat lift and 1-pile dual PWC lift. The purpose of the proposed project is to regain recreational access to the waterfront.

The site is located at the western bluff at 310 Shore Road in the Town of Hempstead, Nassau County on East Bay.

The applicant's consistency certification and supporting information are available for review at: https://dos.ny.gov/system/files/documents/2021/10/f-2021-0582.pdf

Original copies of public information and data submitted by the applicant are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

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, November 26, 2021.

Comments should be addressed to: Consistency Review Unit, Department of State, Office of Planning, Development and 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 F-2021-0609

Date of Issuance - October 27, 2021

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.

In F-2021-0609, Bulkhead Replacement and Access Stairs, the applicant, John Pashko, is proposing to reconstruct in place of the existing 100' bulkhead with vinyl sheet piling. Install two new 10' vinyl returns. Backfill with 45cyds clean fill. Install a new 4' x 47' stairs with 4' x 6' platforms and 3' x 13' beach access stairs parallel to bulkhead. The purpose of the proposed project is to reconstruct the bulkhead in place for erosion control and access stairs for access to the beach.

The site is located at the western bluff at 28 Aqua Drive in the Town of Southampton, Suffolk County on Shinnecock Bay.

The applicant's consistency certification and supporting informa-

tion are available for review at: https://dos.ny.gov/system/files/documents/2021/10/f-2021-0609.pdf

Original copies of public information and data submitted by the applicant are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

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., 15 days from the date of publication of this notice, or, November 11, 2021.

Comments should be addressed to: Consistency Review Unit, Department of State, Office of Planning, Development and 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 F-2021-0623

Date of Issuance - October 27, 2021

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.

In F-2021-0623, Fleming Property Deck Reconstruction Project, the applicant, Michael Fleming, is proposing to reconstruct a 50 foot by 20 foot deck. The purpose of the proposed project is to rebuild the wooden deck that was destroyed during a storm event.

The site is located at the western bluff at 561 East Bay Drive in the City of Long Beach, Nassau County on Reynolds Channel.

The applicant's consistency certification and supporting information are available for review at: https://dos.ny.gov/system/files/documents/2021/10/f-2021-0623.pdf

Original copies of public information and data submitted by the applicant are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

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., 15 days from the date of publication of this notice, or, November 11, 2021.

Comments should be addressed to: Consistency Review Unit, Department of State, Office of Planning, Development and 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 F-2021-0684

Date of Issuance – October 27, 2021

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 (CZMA) of 1972, as amended.

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

In F-2021-0684, Guilford Yacht Club Association, Inc., proposes to dredge at their existing facility in Guilford, CT, with subsequent unconfined dredged material placement of approximately 24,900 cubic yards of material at the Central Long Island Sound Disposal Site (CLDS), Long Island Sound. The New England District Army Corps of Engineers has found the dredged material to be suitable for unconfined disposal at the CLDS, and the US Environmental Protection Agency Region 1 (EPA) has agreed.

The applicant's consistency certification and supporting information are available for review at: https://dos.ny.gov/system/files/documents/2021/10/F-2021-0684GuilfordYCConsistencyCert.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., 15 days from the date of publication of this notice or by Friday, November 12, 2021.

Comments should be addressed to: Department of State, Office of Planning and Development and Community Infrastructure, Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Ave., Albany, NY 12231, (518) 474-6000. 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 F-2021-0849

Date of Issuance – October 27, 2021

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 (CZMA) of 1972, as amended.

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

In F-2021-0849, Frank Tarantino is proposing to construct a 4' x 80' fixed pier to access navigable water at the site. The proposed pier will follow the canal line and extend seaward on the owner's adjacent property at 99 Braham Avenue to reach navigable water. The pier will have a 14' x 14' four pile boat lift, two jet ski lifts off the inside of the pier and three safety ladders to access the lifts. An 2' x 4' access platform will be installed off the side of the pier for the owner to access the boat lift. Also, proposed is a 4' x 6' platform, 3' x 16' ramp leading to a 6' x 30' float. The platform, ramp and float will be installed along the pier and used for safe boarding of the boat when it is off of the lift. The site is located on Hoover Canal at 95 and 99 Braham Avenue, Amityville, NY 11701, Suffolk County.

The applicant's consistency certification and supporting information are available for review at: https://dos.ny.gov/system/files/documents/2021/10/f-2021-0849tarantino.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 November 26, 2021.

Comments should be addressed to: Department of State, Office of Planning and Development and Community Infrastructure, Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Ave., Albany, NY 12231, (518) 474-6000. 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 F-2021-0903

Date of Issuance – October 27, 2021

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 (CZMA) of 1972, as amended.

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

In F-2021-0903, Eagle Dock Foundation, Inc. is proposing to construct a 6' x 144' long, fixed grate pier, 3' x 24' long aluminum gangway, and three (3) 8' x 25' long floats. The proposed dock is located on Cold Spring Harbor at 85 Shore Road, Cold Spring Harbor, NY 11724.

The applicant's consistency certification and supporting information are available for review at: https://dos.ny.gov/system/files/documents/2021/10/F-2021-0903eagledock.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 November 26, 2021.

Comments should be addressed to: Department of State, Office of Planning and Development and Community Infrastructure, Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Ave., Albany, NY 12231, (518) 474-6000. 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 F-2021-0911

Date of Issuance - October 27, 2021

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.

In F-2021-0911, United States National Park Service is proposing to enter into a 60-year lease with Brooklyn Bazaar, LLC (the Lessee), for the use and occupancy of the Jacob Riis Beach Bathhouse and related buildings at Gateway National Recreation Area (GATE), Jamaica Bay Unit in Queens, New York. All renovations would be done in accordance with federal standards for restoration of historic structures.

The project is located on Gateway National Park, Rockaway Peninsula, Borough of Queens, Queens County, Atlantic Ocean.

The stated purpose of the proposed action is to reuse and rehabilitation would return the vacant and underutilized bathhouse back to its historic public facility.

The applicant's consistency certification and supporting information are available for review at: https://dos.ny.gov/system/files/documents/2021/10/f-2021-0911_riis_bathouse.pdf

Original copies of public information and data submitted by the applicant are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

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 November 26, 2021.

Comments should be addressed to: Consistency Review Unit, Department of State, Office of Planning, Development and 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 F-2021-0916 (DA)

Date of Issuance - October 27, 2021

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 United States Army Corps of Engineers - Philadelphia District has determined that the proposed activity complies with and will be conducted in a manner consistent to the maximum extent practicable with the approved New York State Coastal Management Program. The agency's consistency determination and accompanying public information and data are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

In F-2021-0916, The U.S. Army Corps of Engineers, Philadelphia District, has submitted a consistency determination for the proposed Nassau County Back Bay Coastal Storm Risk Management Study proposing to elevate approx. 14,183 residential structures to the modeled 1% AEP non-structural design water surface elevation and dry flood proof approx. 2,667 industrial/commercial structures from the ground surface up to 3' above ground. Project area includes all tidally influenced bays and estuaries hydraulically connected to the south shore of Nassau County on the Atlantic Ocean.

More information on the Nassau County Back Bay Study can be found on the U.S. Army Corps of Engineers - Philadelphia District website at: https://www.nap.usace.army.mil/Missions/Civil-Works/Nassau-County-Back-Bays-Study/, which includes links to the USACE's Public Notice and to the full draft report, or by contacting the Philadelphia District, Corps of Engineers at: 100 Penn Square East, 7th Floor Wanamaker Building, Philadelphia, PA 19107-3390.

The agency's consistency determination and supporting information are available for review at: https://dos.ny.gov/system/files/documents/2021/10/f-2021-0916da.pdf

Original copies of public information and data submitted by the applicant are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York

Any interested parties and/or agencies desiring to express their views concerning 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 November 26, 2021.

Comments should be addressed to: Consistency Review Unit, Department of State, Office of Planning, Development and 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 Uniform Code Variance/Appeal Petitions

Pursuant to 19 NYCRR Part 1205, the variance and appeal petitions below have been received by the Department of State. 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 or Neil Collier, Building Standards and Codes, Department of State, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-4073 to make appropriate arrangements.

2021-0485 Matter of Barr Rickman, 10 Clive Place, East Northport, NY 11731, for a variance concerning safety requirements, including the ceiling height and the height under a girder/soffit. Involved is an existing one-family dwelling located at 10 Clive Place, East Northport, Town of Huntington, NY 11731, County of Suffolk, State of New York.

2021-0492 Matter of Gray Architectural SVS, P.C., Chris Gray, 2401 Capri Place, N. Bellmore, NY 11710, for a variance concerning safety requirements, including the ceiling height and the height under a girder/soffit. Involved is an existing one-family dwelling located at 175 Scarcliffe Drive, Village of Malverne, NY 11565, County of Nassau, State of New York.

2021-0493 Matter of McCray Architect P.C., Kevin Mccray, 73 Kenrick Lane, Dix Hills, NY 11746, for a variance concerning safety requirements, including the height under a girder/soffit. Involved is an existing one-family dwelling located at 46 Corbin Avenue, Shirley, Town of Brookhaven, NY 11967, County of Suffolk, State of New York.

COURT NOTICES

AMENDMENT OF RULE

Rules of the Chief Judge

Pursuant to Article VI, § 28(c) of the State Constitution and section 211 of the Judiciary Law, upon consultation with the Administrative Board of the Courts, and with the approval of the Court of Appeals of the State of New York, I hereby amend, effective immediately, section 17.3 of the Rules of the Chief Judge, to read as follows:

17.3 Training and Education of Judges and Justices other than Town and Village Justices

The Unified Court System shall provide training and education for its judges and justices, other than town and village justices, which shall include annual seminars, special seminars for new judges, antibias training and such other courses, classes and presentations as the Chief Administrator of the Courts deems appropriate. Judges and justices shall attend at least 24 hours of such training and education courses, classes and presentations, including two hours of anti-bias training, every two calendar years, which may include, with the approval of the Chief Administrator, courses, classes and presentations provided outside of the Unified Court System. The Chief Administrator also may grant credit in complying with the requirements of this rule for the teaching of courses and classes, the making of presentations, and the writing of publications, directed to the training and education of judges or to the presentation of a judicial perspective.

AMENDMENT OF RULE

Uniform Rules for the Supreme and County Courts

Pursuant to the authority vested in me, and with the advice and consent of the Administrative Board of the Courts, I hereby promulgate Rule 35 of section 202.70(g) of the Uniform Rules for the Supreme and County Courts (Rules of Practice for the Commercial Division), effective December 1, 2021, to read as follows:

Rule 35. Disclosure Statement.

- (A) Who Must File: Contents. A non-governmental corporate party and a non-governmental corporation that seeks to intervene must file a disclosure statement that:
- (1) identifies any parent corporation and any publicly held corporation owning 10% or more of its stock; or
 - (2) states that there is no such corporation.
- (B) Time to File: Supplemental Filing. A party or a proposed intervenor must:
- (1) file the disclosure statement with its first appearance, pleading, petition, motion, response, or other request addressed to the court; and
- (2) promptly file a supplemental statement if any required information changes.

AMENDMENT OF RULE

Forms of the Family Court

Please see the Appendix in this issue for the rescinding and addition of new forms for the Family Court.

FINANCIAL REPORTS



Depositories for the Funds of the State of New York

Month End: September 30, 2021

Prepared by the Division of the Treasury
Investments, Cash Management and Accounting Operations

Michael R Schmidt Commissioner

mald

ACCOUNTS HELD IN JOINT CUSTODY BY THE COMMISSIONER OF TAXATION FINANCE AND THE NEW YORK STATE COMPTROLLER		
Unemployment Insurance Funding Account	Key Bank	9,962,078.85
Occupational Training Act Funding Account	Key Bank	(38,880.64)
PIT Special Refund Account	JPMorgan Chase Bank, N.A.	(232,628,153.21)
General Checking	Key Bank	(872,646,792.72)
Direct Deposit Account	Wells Fargo	71,978.11 (251,949,255.40)
01000 - EXECUTIVE CHAMBER		
Executive Chamber Advance Account	Key Bank	No report received
01010 - DIVISION OF BUDGET		
Advance Account	Bank of America, N.A.	2,621.17
01030 - DIVISION OF ALCOHOLIC BEVERAGE CONTROL		
Albany		
SLA Investigations Account	Key Bank	2,000.00
01050 - OFFICE OF GENERAL SERVICES		
Exec Mansion Official Function	Key Bank	10,090.10
NY ISO Account	Key Bank	8,168,963.98
SNY Office of General Services	JPMorgan Chase Bank, N.A.	10,385.58
State of New York Elicensing	Key Bank	31,485.51
State of New York OGS Petty Cash	Key Bank	319,139.51
State of New Your OGS Escrow 01060 - DIVISION OF STATE POLICE	Key Bank	382,661.35
CNET Confidential Account	Kov Pank	0.00
Div Headquarters - Petty Cash	Key Bank Key Bank	1,307.23
Key Advantage Account	Key Bank	87,620.88
Manhattan Office-confidential	JPMorgan Chase Bank, N.A.	500.00
NYS Police Special Account	Key Bank	1,891,769.05
NYSP CTIU Confidential Fund	Key Bank	3,900.00
SIU Confidential Fund Account	Key Bank	8,789.01
Special Fund	Key Bank	240,759.29
State Police Receipts Account	Bank of America, N.A.	301,756.61
Troop A Batavia - Petty Cash	Bank of America, N.A.	1,000.00
Troop A Batavia-Confidential	Bank of America, N.A.	3,465.07
Troop B Confidential	Key Bank	5,800.00
Troop B Petty Cash	Community Bank	1,000.00
Troop C Confidential Fund	NBT Bank	4,300.00
Troop C Petty Cash	NBT Bank	938.00
Troop D Oneida - Confidential	Alliance Bank	2,800.00
Troop D Oneida Petty Cash	Alliance Bank	1,000.00
Troop E Canandaigua Confidential	Canandaigua National Bank	2,000.00
Troop E Petty Cash	Canandaigua National Bank	1,000.00
Troop F Confidential	JPMorgan Chase Bank, N.A.	2,500.00
Troop F Petty Cash	JPMorgan Chase Bank, N.A.	1,000.00
Troop G Loudonville Conf	Bank of America, N.A.	7,466.75
Troop G Petty Cash	Bank of America, N.A.	1,000.00
Troop K Petty Cash	Bank of Millbrook	924.00
Troop K Poughkeepsie-Confidential	Bank of Millbrook	1,035.45
Troop L Confidential Fund	Bank of America, N.A.	6,594.47
01070 - DIVISION OF MILITARY & NAVAL AFFAIRS Advance For Travel	Key Bank	13,371.82
SNY Camp Smith Billeting Fund 01077 - OFFICE OF HOMELAND SECURITY	JPMorgan Chase Bank, N.A.	5,493.65
Academy Of Fire Science	Chemung Canal Trust	71,997.00
01080 - DIVISION OF HOUSING & COMMUNITY RENEWAL	Cheming Canal Trust	71,937.00
Albany Office Of Financial Administration		
Maximum Base Rent Fee Account	JPMorgan Chase Bank, N.A.	No report received
Revenue Account	JPMorgan Chase Bank, N.A.	No report received
01090 - DIVISION OF HUMAN RIGHTS	51 Florigani Grade Barny Fitz a	no report received
Petty Cash Fund Account	JPMorgan Chase Bank, N.A.	No report received
01150 - OFFICE OF EMPLOYEE RELATIONS	g	
GOER Panel Administration Escrow Account	Key Bank	7,430.07
NYS Flex Spending	Key Bank	720,003.45
State of New York LMC Petty Cash Account	Key Bank	1,840.00
01160 - JUSTICE CENTER FOR THE PROTECTION OF PEOPLE WITH SPECIAL NEEDS	•	,
Agency Advance Account	Key Bank	1,819.80
01300 - ADIRONDACK PARK AGENCY		
General Fund	Community Bank	1,502.00
Petty Cash	Community Bank	3,870.00
01400 - CRIME VICTIMS COMPENSATION BOARD		

	Crime Victims	JPMorgan Chase Bank, N.A.	No report received
	Emergency Award Account	M&T Bank	No report received
	Emergency Claims	Key Bank	No report received
	Petty Cash Account	Key Bank	No report received
	REST/SUBROG Escrow Account	Key Bank	No report received
01490	DIVISION OF CRIMINAL JUSTICE SERVICES		
	Advance Account	Bank of America, N.A.	2,840.00
	Fingerprint Fee Account	Bank of America, N.A.	761,802.05
01530	STATE COMMISSION OF CORRECTION		
	Advance Account	Bank of America, N.A.	2,000.00
01540	STATE BOARD OF ELECTIONS		
	Revenue Account	Key Bank	No report received
01620	OFFICE FOR PREVENTION OF DOMESTIC VIOLENCE	5 1 64 : 114	
02000	NYS Prevention Domestic Violence OFFICE OF THE STATE COMPTROLLER	Bank of America, N.A.	No report received
02000	Admissions	Danis of America N A	221 162 70
	Advance for Travel Account	Bank of America, N.A.	221,163.70 No report received
		Key Bank	
	Alcohol Beverage	Bank of America, N.A.	23,812.99
	Alcoholic Bev Control License	Wells Fargo Bank	67,972.91 377,273.05
	Alcoholic Beverage Control License Alcoholic Beverage Tax Collections	M&T Bank Wells Fargo Bank	48,014.97
	Assessments Bulk	JPMorgan Chase Bank, N.A.	3,950,758.81
	Assessments Receivable	JPMorgan Chase Bank, N.A.	9,172,700.77
	Assessments Receivable (EFT)	Wells Fargo Bank	356,160.30
	Boxing And Wrestling Tax	Bank of America, N.A.	63,052.91
	Check 21 Corporation Tax	JPMorgan Chase Bank, N.A.	128,885.06
	Check 21 Estate Tax	JPMorgan Chase Bank, N.A.	4,880,836.65
	Check 21 Highway Use	JPMorgan Chase Bank, N.A.	508,399.35
	Check 21 PIT	JPMorgan Chase Bank, N.A.	833,754.19
	Check 21 Real Estate Transfer	JPMorgan Chase Bank, N.A.	416,897.43
	Check Sales Tax	JPMorgan Chase Bank, N.A.	812,822.27
	Cigarette Stamp Tax (EFT)	Wells Fargo Bank	430,278.80
	Cigarette Stamp Tax Split	JPMorgan Chase Bank, N.A.	413,877.78
	Cigarette Tax Tobacco Products	Bank of America, N.A.	155,731.36
	Congestion Surcharge	Wells Fargo Bank	51,233.57
	Corporation Tax	Wells Fargo Bank	299.58
	Corporation Tax - Coupon Acct.	JPMorgan Chase Bank, N.A.	81,118.94
	Educational Chartable Account	Wells Fargo Bank	1.00
	Employer Compensation Expense	Wells Fargo Bank	17,662.37
	Encon Beverage Container Deposit/Bottle Bill (EFT)	Wells Fargo Bank	200,078.57
	ERS Petty Cash Acct	Key Bank	No report received
	Estimated Tax	JPMorgan Chase Bank, N.A.	9,184,016.68
	Gift Tax	Bank of America, N.A.	0.00
	Hazardous Waste	Key Bank	41,974.63
	Highway Use - Permits & Reg.	Bank of America, N.A.	47,322.14
	Highway Use Truck Mileage Tax (EFT)	Wells Fargo Bank	610,686.08
	Hudson River-Black River	Bank of America, N.A.	913,937.74
	Hudson River-Black River	Community Bank	335,216.81
	Hut/Oscar Registrations & Renewals (EFT)	Wells Fargo Bank	63,848.50
	IFTA Fuel Use Tax (EFT)	Wells Fargo Bank	18,856.22
	IFTA/Oscar Renewals (EFT)	Wells Fargo Bank	0.00
	IFTA-Decal/Permit Fee Acct.	Bank of America, N.A.	73,138.00
	IFTA-Fuel Use	Bank of America, N.A.	18,515.42
	Justice Court	Key Bank	49,508.10
	Mac #847 NYS T&F Pari Mutuel	Key Bank	1,106,723.67
	Mac #848 NYS T&F Off Track	Key Bank	2,680,059.13
	Medallion Taxicab Trip Tax (EFT)	Wells Fargo Bank	2,001.50
	Medical Marijuana Tax Collections	Bank of America, N.A.	1,720.19
	Metro Commuter Trans. Mobility	JPMorgan Chase Bank, N.A.	79,261.58
	Ogdensburg Bridge & Port	Community Bank	166,547.49
	Opioid Excise Tax	Wells Fargo Bank Wells Fargo Bank	90,041.01
	Personal Income Tax	2	38,125.94
	Petroleum Business Tax (EFT)	Wells Fargo Bank	308,651.61 3,000,944.06
	Petroleum Products Tax	Bank of America, N.A.	
	Petty Cash Account PIT Bulk	Key Bank JPMorgan Chase Bank, N.A.	No report received 971,952.00
	PIT BUIK Port Of Oswego	JPMorgan Chase Bank, N.A. Key Bank	9/1,952.00 6,858.01
	Promptax - MCTMT	кеу вапк Wells Fargo Bank	6,858.01 812,787.94
	Promptax - Pictimil Promptax - Petroleum Business Tax	Wells Fargo Bank Wells Fargo Bank	812,/87.94 897.79
	Promptax - Petroleum Business Tax Promptax - Sales Tax/Sales Tax Prepaid Fuel	Wells Fargo Bank Wells Fargo Bank	897.79 348.79
	Promptax - Sales TaxySales Tax Prepaid Fuel	Wells Fargo Bank Wells Fargo Bank	3,221,917.01
	Real Estate Transfer Tax	Key Bank	2,184.95
	Revenue Holding	First Niagara Bank	2,988,000.00
	Sales Tax	JPMorgan Chase Bank, N.A.	0.00
		2	5.50

Sales Tax	Wells Fargo Bank	29,704.30
SUNY Concentration	First Niagara Bank	256,000.00
TNC Assessment (EFT)	Wells Fargo Bank	1,198.46
Troy Debt Service Reserve Fund	Bank of America, N.A.	5,057,754.32
Uncashed Winning Tickets	Bank of America, N.A.	49,975.49
Withholding	Wells Fargo Bank	439.84
Withholding Tax	JPMorgan Chase Bank, N.A.	25,259,354.82
Cash Advance Accounts	,	, ,
Advance For Travel Account	Key Bank	No report received
ERS Petty Cash Acct	Key Bank	No report received
Petty Cash Account	Key Bank	No report received
Common Retirement Fund		
Common Retirement Fund - Depository	JPMorgan Chase Bank, N.A.	No report received
NYS Common Retirement Fund	JPMorgan Chase Bank, N.A.	No report received
Employees Retirement System		
Employees Retirement System - EFT	JPMorgan Chase Bank, N.A.	No report received
Employees Retirement System - General	JPMorgan Chase Bank, N.A.	No report received
Employees Retirement System - Pension	JPMorgan Chase Bank, N.A.	No report received
Group Term Life		
Group Term Life - General	JPMorgan Chase Bank, N.A.	No report received
Municipal Assistance Corporation Accounts		
City Of Troy - MAC	JPMorgan Chase Bank, N.A.	719,231.00
Police and Fire		
Retirement Police & Firemen's - EFT	JPMorgan Chase Bank, N.A.	No report received
Retirement Police & Firemen's - General	JPMorgan Chase Bank, N.A.	No report received
Retirement Police & Firemen's - Pension	JPMorgan Chase Bank, N.A.	No report received
03000 - DEPARTMENT OF LAW		
Albany Filing Fees Account	Key Bank	No report received
Albany Petty Cash	Bank of America, N.A.	No report received
Albany Revenue Account	Key Bank	No report received
Assessment Account	JPMorgan Chase Bank, N.A.	No report received
Attorney General Account	Key Bank	No report received
Civil Recoveries Account	Key Bank	No report received
Dept Of Law Controlled Disb	M&T Bank	No report received
Marie Roberts	JPMorgan Chase Bank, N.A.	No report received
NYC Filing Fees Account	JPMorgan Chase Bank, N.A.	No report received
NYC Petty Cash Account	JPMorgan Chase Bank, N.A.	No report received
NYC Revenue Account	JPMorgan Chase Bank, N.A.	No report received
Restitution Account	M&T Bank	No report received
Special Account	Key Bank	No report received
US Justice Dept - Shared Forfeiture	Key Bank	No report received
US Treas Dept - Shared Forfeiture	Key Bank	No report received
03010 - OFFICE OF THE ATTORNEY GENERAL		
OCTF - Confidential Fund Checking	JPMorgan Chase Bank, N.A.	No report received
OCTF - Confidential Fund Checking	JPMorgan Chase Bank, N.A.	No report received
03020 - MEDICAID FRAUD CONTROL		
dept atty gen vs john doe	Key Bank	6,320,327.46
National Global Settlement	JPMorgan Chase Bank, N.A.	349,048.38
NYS Department Of Law Confidential Account	JPMorgan Chase Bank, N.A.	28,869.76
NYS Department of Law Petty Cash Account	JPMorgan Chase Bank, N.A.	4,978.19
04020 - NYS ASSEMBLY		
Advance For Travel	Bank of America, N.A.	2,832.00
Petty Cash Account Dist Off	Bank of America, N.A.	20,930.99
Petty Cash New York City	JPMorgan Chase Bank, N.A.	722.56
Public Information Office	Key Bank	33.25
04030 - ASSEMBLY WAYS & MEANS COMMITTEE		
Advance For Travel	Key Bank	No report received
Petty Cash	Key Bank	No report received
04040 - LEGISLATIVE BILL DRAFTING COMMISSION		
NY LBDC - Legislative Computer Services Fund	Key Bank	No report received
NYS Leg Bill Drafting Comm-Petty Cash Acct	Key Bank	No report received
04250 - REAPPORTIONMENT		
NYS Taskforce On Demo Res & Reapp	JPMorgan Chase Bank, N.A.	No report received
05000 - OFFICE OF COURT ADMINISTRATION		
Attorney Registration Fees - Revenue	JPMorgan Chase Bank, N.A.	828,200.00
Criminal Records Search Acct - Revenue	JPMorgan Chase Bank, N.A.	9,716,785.00
Finger Print Account	JPMorgan Chase Bank, N.A.	1,050.00
05005 - OCA OFFICE OF BUDGET & FINANCE		
Petty Cash Account	Key Bank	2,487.20
05008 - LAWYERS FUND FOR CLIENT PROTECTION		
Client Security Fund - Bail	Key Bank	1,343,275.91
Lawyers Fund For Client Protection - Bail	Key Bank	702.15
Petty Cash	Key Bank	2,836.10
05071 - COURT OF APPEALS		

Chief Judge Advance	Key Bank	15.07
Clerk Of The Court Of Appeals 05072 - STATE BOARD OF LAW EXAMINERS	Key Bank	4,140.00
State Board Of Law Examiners Fee	Key Bank	53,350.00
05081 - APPELLATE DIVISION - 1ST JUDICIAL DEPARTMENT	,	,
1st Appellate Division Supreme Ct	JPMorgan Chase Bank, N.A.	47,391.00
05082 - APPELLATE DIVISION - 2ND JUDICIAL DEPARTMENT		
Appellate Div 2nd Dept Revenue	JPMorgan Chase Bank, N.A.	75,621.50
05083 - APPELLATE DIVISION - 3RD JUDICIAL DEPARTMENT Third Dept Civil Fees Acct - Revenue	Key Benk	No second second
05084 - APPELLATE DIVISION - 4TH JUDICIAL DEPARTMENT	Key Bank	No report received
4th Dept Appellate Div Civil Fees - Revenue	JPMorgan Chase Bank, N.A.	13,618.50
05090 - COURT OF CLAIMS	<u>-</u>	
Court Of Claims Revenue Account	Key Bank	4,715.74
05111 - 10TH JUDICIAL DISTRICT NASSAU COUNTY ADMINISTRATION		
Glen Cove City Court		
Glen Cove City Court Baylon	Wells Fargo Bank	3,000.40
Glen Cove City Court Revenue Long Beach City Court	Wells Fargo Bank	21,669.72
Long Beach City Court Revenue	Wells Fargo Bank	137,687.23
Long Beach Court Bail	Wells Fargo Bank	66,560.02
Nassau County Court	-	
Nassau County Assessment	Wells Fargo Bank	51,911.29
Nassau District Court - Criminal		
Nassau Dist Ct Criminal Revenue	Wells Fargo Bank	152,067.50
Nassau District Court-Civil	Wells Forgs Book	19,960.59
Nassau County Dist Ct- Civil Revenue Nassau Surrogate	Wells Fargo Bank	19,900.59
Nassau County Surrogate Court-Revenue	Wells Fargo Bank	275,341.75
05112 - 10TH JUDICIAL DISTRICT SUFFOLK COUNTY ADMINISTRATION		
10th Judicial District Suffolk County Admin		
Suffolk County Court -Court Fund	People's United Bank	20,343.60
Suffolk County Surrogate		05.470.00
Surrogate Court Of Suffolk County	People's United Bank	85,473.00
Suffolk District Court Civil Fees Suffolk County District Court Civil Fees	Citibank	No report received
Suffolk District Court Criminal Fines	Citibatik	No report received
Suffolk County District Court Criminal Fines	Citibank	No report received
Suffolk District Court Trust Acct		
Suffolk County District Court Trust Account	Citibank	No report received
05210 - NYC-CIVIL COURT		
Bronx Civil Court - Civil	JDM Chara Bank N.A	4 000 240 07
Bronx Civil Court - Revenue Harlem Community Justice Court	JPMorgan Chase Bank, N.A.	1,069,316.87
Harlem Community Justice - Revenue Account	JPMorgan Chase Bank, N.A.	19,662.68
Kings Civil Court- Civil	,	,
Kings Civil Court- Civil Revenue	JPMorgan Chase Bank, N.A.	300,751.67
New York Civil Court - Civil		
New York Civil Court Revenue Acct	JPMorgan Chase Bank, N.A.	73,472.94
Queens Civil Court - Civil	JOManna Chara Bank N.A	C24 472 FC
Queens Civil - Revenue Richmond Civil Court - Civil	JPMorgan Chase Bank, N.A.	634,473.56
Richmond Civil Ct Revenue Acct	JPMorgan Chase Bank, N.A.	35,121.32
05215 - NYC-CRIMINAL COURT	5	54,
Bronx Criminal Court- Criminal Court		
Bronx Criminal Division- Criminal Bail	JPMorgan Chase Bank, N.A.	109,656.00
Bronx Criminal Court- Criminal Court		
Bronx Criminal Division- Criminal Revenue	JPMorgan Chase Bank, N.A.	17,646.00
Kings County Criminal Court	Citibank	187,087.00
Kings Criminal Court New York County Criminal Court	CILIDATIK	167,067.00
New York Criminal Court	JPMorgan Chase Bank, N.A.	61,167.00
New York Criminal Court- State Funds	JPMorgan Chase Bank, N.A.	22,065.00
Queens County Criminal Court		
Queens Criminal Court	JPMorgan Chase Bank, N.A.	52,180.00
Queens Criminal Court - State Funds	JPMorgan Chase Bank, N.A.	57,037.00
Richmond County Criminal Court	IDMorgan Chess Bask N A	16 207 00
Richard Criminal Court-City Funds Richmond Criminal Court-State Funds	JPMorgan Chase Bank, N.A. JPMorgan Chase Bank, N.A.	16,297.00 18,912.00
05231 - SUPREME COURT - BRONX COUNTY	or morgan chase bank, N.A.	10,512.00
Bronx County Supreme - NYS OCA	JPMorgan Chase Bank, N.A.	4,405.00
05235 - SUPREME COURT - KINGS COUNTY	- '	,
Kings Co Supreme		
Supreme Court Kings County-Revenue	JPMorgan Chase Bank, N.A.	7,234.00

05240 - SUPREME COURT - QUEENS COUNTY		
Queens Co Supreme		
Queens County Supreme Court	JPMorgan Chase Bank, N.A.	0.00
Queens County Supreme Court	JPMorgan Chase Bank, N.A.	20,027.26
05250 - NEW YORK COUNTY CLERK		
New York Co Clerk Revenue Account	JPMorgan Chase Bank, N.A.	1,554,043.75
05255 - BRONX COUNTY CLERK		
Bronx County Clerk Bronx Cnty Clerk Revenue Acct	JPMorgan Chase Bank, N.A.	700,493.00
05260 - KINGS COUNTY CLERK	Jemorgan Chase bank, N.A.	700,493.00
Kings County Clerk		
Kings County Clerk Revenue Account	Flushing Commercial Bank	1,388,173.80
05265 - QUEENS COUNTY CLERK		
Queens County Clerk-Revenue Acct	Sterling Bank	1,065,776.67
05270 - RICHMOND COUNTY CLERK		
Richmond Co Clerk State Fees Account	JPMorgan Chase Bank, N.A.	8,930,607.40
Richmond County Clerk DEC	JPMorgan Chase Bank, N.A.	78.93
05275 - NEW YORK COUNTY SURROGATES COURT		
New York Surrogate New York Surrogate Court	JPMorgan Chase Bank, N.A.	102,562.75
05280 - BRONX COUNTY SURROGATES COURT	of Morgan chase bank, N.A.	102,302.73
Bronx Surrogate		
Bronx Surrogate Court Revenue Acct	JPMorgan Chase Bank, N.A.	125,390.00
05285 - KINGS COUNTY SURROGATES COURT		
Kings County Surrogate		
Kings Co. Surrogate Revenue Acct	Bank of America, N.A.	730,901.00
05290 - QUEENS COUNTY SURROGATES COURT		
Queens surrogate	Cianatura Dank	77,818.00
Queens Co Revenue Acct Surrogate 05295 - RICHMOND COUNTY SURROGATES COURT	Signature Bank	//,616.00
Richmond County Surrogate Court Revenue Account	Victory State Bank	25,440.25
05360 - 3RD JUDICIAL DISTRICT ADMINISTRATION	•	,
Albany City Court - (Civil)		
Albany City Civil - Revenue	Wells Fargo Bank	4,629.60
Albany City Court - (Crim-Bail)		
Albany City Criminal - Bail	Wells Fargo Bank	14,687.34
Albany City Court - (Traffic)	Wells Farge Pank	24.072.10
Albany City Traffic-Revenue Albany Traffic Court - Bail	Wells Fargo Bank Bank of America, N.A.	24,973.18 0.00
Albany City Court - Civil Part	bank of America, N.A.	0.00
Albany City Court Civil - Revenue	Trustco Bank	0.00
Albany City Court - Crim		
Albany City Court-Crim	Wells Fargo Bank	10,903.34
Albany City Court - Traffic-Bail		
Albany City Traffic - Bail	Wells Fargo Bank	1,300.17
Albany County Surrogate		
Albany Cty Surrogates Court - Revenue	Bank of America, N.A.	220.00
Albany Police Court Albany Police Court Bail Account	Key Bank	0.00
Albany Surrogates Court	icy balls	0.00
Albany County Surrogates Court Revenue	Wells Fargo Bank	24,698.00
Cohoes City Court	-	,
Cohoes City Court Bail	Key Bank	1,913.00
Cohoes City Court Fees/Fines Account	Key Bank	9,139.00
Columbia County Surrogate		
Columbia Co Surrogate Ct Fees - Revenue	Key Bank	3,359.00
Greene Surrogate	Marilla Farras Danila	F 400 00
Greene Surrogate-Revenue Hudson City Court	Wells Fargo Bank	5,400.00
Hudson City Bail	Wells Fargo Bank	25,449.11
Hudson City Revenue	Wells Fargo Bank	40,198.52
Kingston City Court	J	,
Kingston City Court Bail	Wells Fargo Bank	10.00
Kingston City Court Revenue	Wells Fargo Bank	30,948.79
Rensselaer City Court		
Rensselaer City Court - Bail	Wells Fargo Bank	5,161.47
Rensselaer City Court - Revenue	Wells Fargo Bank	3,913.24
Rensselaer County Surrogate	Key Rank	16.070.05
Rensselaer Co Surrogate Ct Fees - Revenue Schoharie Surrogate Court	Key Bank	16,070.25
Schoharie Surrogates Court Revenue	NBT Bank	43.00
Sullivan Surrogate		15.00
Sullivan Surrogate-Revenue	Wells Fargo Bank	10,146.59
Troy City Court		•

Troy City Court- Revenue Acct - Revenue	Bank of America, N.A.	22,407.16
Troy Police Court Bail Account	Bank of America, N.A.	12,742.35
Ulster County Surrogate Ulster County Surrogate Court - Revenue	Key Bank	14,917.75
Watervliet City Court	Rey Dalik	14,917.73
Watervliet City Court - Bail	Wells Fargo Bank	47,036.20
Watervliet City Court - Revenue	Wells Fargo Bank	14,381.53
05460 - 4TH JUDICIAL DISTRICT ADMINISTRATION		
Amsterdam City Court		
Amsterdam City Court - Bail	Key Bank	23,951.22
Amsterdam City Court - Revenue Clinton County Surrogates	Key Bank	16,353.02
Clinton County Surrogates - Revenue	NBT Bank	1,037.00
Essex County Surrogate		2,007.100
Essex Co Surrogate Clerk - Revenue	Champlain National	4,782.00
Franklin County Surrogate		
Franklin Co Surrogate Court - Revenue	Key Bank	2,621.00
Fulton County Surrogate		4 774 05
Fulton County Surrogate's Court	Key Bank	1,771.25
Glens Falls City Court Glens Falls City Court Account - Revenue	Glens Falls National	9,699.01
Glens Falls City Court Bail Acct	Glens Falls National	11,105.87
Gloversville City Court		,
Gloversville City Court Bail	NBT Bank	22,554.49
Gloversville City Court Revenue	NBT Bank	5,457.17
Hamilton Surrogate		
Hamilton Surrogate - Revenue	Community Bank	0.00
Johnstown City Court City Of Johnstown Bail Account - Bail	Key Bank	3,576.05
Johnstown City Court Fines/Fees - Revenue	Key Bank	6,391.00
Mechanicville City Court	no, bank	0,001.00
Mechanicville City Court Bail	TD Bank	150.01
Mechanicville City Ct Revenue Acct	TD Bank	4,175.00
Montgomery County Surrogate		
Montgomery County Surrogates Court - Revenue	NBT Bank	1,026.00
Ogdensburg City Court	Community Bank	2.011.00
Ogdensburg City Court Int Bail Ogdensburg City Court Revenue	Community Bank Community Bank	2,011.00 1,967.00
Plattsburgh City Court	Community Bank	1,507.00
Plattsburgh City Court - Bail	Glens Falls National	26,301.52
State Of NY Plattsburgh City Court - Revenue	Glens Falls National	10,030.00
Saratoga County Surrogate		
Saratoga County Surrogate - Revenue	Ballston Spa National Bank	4,004.50
Saratoga Springs City Court	The Adiana de de Treet Communica	20.024.27
Saratoga Springs Bail Account Saratoga Springs City Revenue Acct	The Adirondack Trust Company The Adirondack Trust Company	28,821.37 11,708.86
Schenectady City Court	The Adiiondack Trust Company	11,700.00
Schenectady City Court- Bail	Bank of America, N.A.	79,154.10
Schenectady City Court Revenue	Bank of America, N.A.	48,814.59
Schenectady Surrogate		
Schenectady Surrogate Court - Revenue	Key Bank	2,071.00
St. Lawrence Co Surrogate	0 1 0 1	4 225 22
St. Lawrence County Surrogate - Revenue Warren County Surrogate	Community Bank	1,295.00
Warren County Surrogate Court - Revenue	TD Bank	6,206.00
Washington Surrogates	To Saint	0,200.00
Washington Surrogate Revenue	TD Bank	4,748.00
05560 - 5TH JUDICIAL DISTRICT ADMINISTRATION		
Fulton City Court		
Fulton City Court Bail Acct	Key Bank	29,050.23
Fulton City Court Revenue	Key Bank	9,213.89
Herkimer Surrogate Herkimer Surrogate - Revenue	Partners Trust	829.75
Jefferson Surrogates	Partiers Trust	029./3
Jefferson Co Surrogate Revenue	Key Bank	8,996.75
Lewis County	,	,
Lewis County Clerk	Community Bank	5,765.00
Lewis County Surrogates		
Lewis County Surrogate Court - Revenue	Key Bank	35.00
Little Falls City Court	MOT Dools	12.000.00
Little Falls City Court Bail	M&T Bank M&T Bank	12,000.00 1,917.45
Little Falls City Court Revenue Oneida County Combined	men ballk	1,517.43
Oneida County Combined Oneida County Combined Court	Adirondack Bank	5,496.69
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Oneida County Surrogator		
Oneida County Surrogates Oneida County Surrogate Court Revenue	The Adirondack Trust Company	26,919.50
Onondaga County Surrogates	······	,
Onondaga Surrogate Court - Revenue	Alliance Bank	13,806.66
Oswego City Court	30M GL B L MA	04 777 40
Oswego City Court Bail Acct Oswego City Court Revenue	JPMorgan Chase Bank, N.A. JPMorgan Chase Bank, N.A.	21,777.18 13,567.50
Oswego Surrogate Court	Jernorgan Chase bank, N.A.	15,507.50
Oswego County Surrogate Court - Revenue	Key Bank	2,098.75
Rome City Court		
City Court Of Rome Bail Account - Bail	NBT Bank	10,316.00
Rome City Court - Revenue	NBT Bank	20,948.06
Sherrill City Court Sherrill City Court 5th Jud Dist - Bail	NBT Bank	251.00
Sherrill City Court Fees - Revenue	NBT Bank	571.00
Syracuse City Court		
Syracuse City Court - Bail	NBT Bank	315,140.00
Syracuse City Court - Fees - Revenue	NBT Bank	30,285.61
Utica City Court	Pool of Illian	444 644 56
Utica City Court Criminal Bail Utica City Court Revenue Account	Bank of Utica Key Bank	111,611.56 27,535.97
Watertown City Court	Key bank	27,333.37
Watertown City Court Bail	Key Bank	54,686.87
Watertown City Court Fees & Fines - Revenue	Key Bank	15,943.50
05661 - 6TH JUDICIAL DISTRICT ADMINISTRATION		
Binghamton City Court	MOT D. I	CE 050 00
Binghamton City Court Bail Binghamton City Court Revenue	M&T Bank M&T Bank	65,352.00 15,605.25
Broome Surrogates	MQT Ballk	13,003.23
SNY UCS Broome County Surrogates Court	Wells Fargo Bank	6,853.50
Chemung County Surrogates		
SNY UCS Chemung County Surrogates Court	Wells Fargo Bank	1,038.75
Chenango County Surrogates	Molla Caras Bank	2 500 50
SNY UCS Chenango County Surrogates Court Cortland City Court	Wells Fargo Bank	3,590.50
Court City Court Bail	NBT Bank	19,886.55
Court City Court- Revenue	NBT Bank	8,331.50
Cortland County Surrogates		
SNY UCS Cortland County Surrogates Court	Wells Fargo Bank	1,686.00
Delaware County Surrogates Delaware County Surrogate - Revenue	Delaware National Bank	3,231.99
Elmira City Court	Delaware National Bank	5,251.55
Elmira City Court - Revenue Account	Chemung Canal Trust	11,881.26
Elmira City Court Bail	Chemung Canal Trust	63,081.20
Ithaca City Court		
Ithaca City Court Ithaca City Court Revenue	Tompkins County Trust Tompkins County Trust	8,452.00 11,092.17
Madison County Surrogates	Tompan's County Trust	11,092.17
SNY UCS Madison County Surrogates Court	Wells Fargo Bank	810.00
Norwich City Court		
Norwich City Court Bail Acct	NBT Bank	No report received
Norwich City Court Revenue Acct	NBT Bank	No report received
Oneida City Court Oneida City Court Bail Account	JPMorgan Chase Bank, N.A.	8,382.00
Oneida City Court Fee & Fine - Revenue	JPMorgan Chase Bank, N.A.	12,199.00
Oneonta City Court	31 Florigan Gridos Sariny Flar	12/133.00
Oneonta City Court - Revenue	Community Bank	No report received
Oneonta City Court Bail Account	Community Bank	No report received
Otsego County Surrogates	K . D . I	4 200 50
Otsego County Surrogates Court - Revenue Schuyler County Surrogates	Key Bank	1,388.50
Schuyler County Surrogates Schuyler County Surrogates Court	Community Bank	37.00
Tioga County Surrogates	Sommanny Sum	07.00
Tioga Surrogates Court - Revenue	M&T Bank	2,234.50
Tompkins County Surrogates		
SNY UCS Tompkins County Surrogates Court	Wells Fargo Bank	1,406.25
05761 - 7TH JUDICIAL DISTRICT ADMINISTRATION		
Auburn City Court Auburn City Court Bail Acct	Key Bank	26,662.00
Auburn City Court Fees & Fines - Revenue	Key Bank	13,516.00
Canandaigua City Court		,
Canandaigua City Court Bail Acct	Canandaigua National Bank	18,302.48
Canandaigua City Court Revenue	Canandaigua National Bank	11,007.00
Cayuga County Surrogates		

Cayuga Surrogate Court	Wells Fargo Bank	3,038.00
Corning City Court		
Corning City Court - Bail	Wells Fargo Bank	11,749.01
Corning City Court - Revenue	Wells Fargo Bank	5,493.00
Geneva City Court		
Geneva City Court Bail Account	Wells Fargo Bank	20,902.26
Geneva City Court Revenue Account	Wells Fargo Bank	5,821.00
Hornell City Court		
Hornell City Court Bail Account	Community Bank	5,570.05
Hornell City Court Revenue	Community Bank	2,502.00
Livingston County Surrogates		
Livingston Surrogate Court	Wells Fargo Bank	666.00
Monroe County Surrogates		
7th District Monroe Surrogate	Wells Fargo Bank	14,489.00
Ontario County Surrogates		
Ontario Surrogate Court	Wells Fargo Bank	4,171.00
Rochester City Court		
Rochester City Court Bail Account	M&T Bank	472,632.90
Rochester City Revenue	M&T Bank	25,806.92
Seneca County Surrogates		
Seneca Surrogate Court	Wells Fargo Bank	991.50
Steuben County Surrogates		
7th District Steuben Surrogate	Wells Fargo Bank	6,223.00
Wayne County Surrogates		
Wayne Surrogate Court	Wells Fargo Bank	1,810.25
Yates County Surrogates		
Yates Surrogate Court	Wells Fargo Bank	1.00
05860 - 8TH JUDICIAL DISTRICT ADMINISTRATION		
ALLEGANY COUNTY SURROGATES COURT		
ST of NY Office of The State Comptroller State of New York Unified Courts Allegany Surrogate Court	Wells Fargo Bank	1,634.00
Batavia City Court		
ST of NY Office of The State Comptroller Batavia City Court Bail	Wells Fargo Bank	27,145.41
ST of NY Office of The State Comptroller Batavia City Court REVENUE	Wells Fargo Bank	14,225.00
BUFFALO CITY COURT		
ST of NY Office of The State Comptroller Buffalo City Court Bail Account	Wells Fargo Bank	250,966.18
ST of NY OFFICE OF THE STATE COMPTROLLER BUFFALO CITY COURT REVENUE ACCOUNT	Wells Fargo Bank	41,733.46
Cattaraugus County Surrogates		
ST of NY Office of the State Comptroller State of New York Unified Courts Cattaraugus Surrogate Court	Wells Fargo Bank	3,877.00
Chautauqua County Surrogates Court	, and the second	•
ST of NY Office of the State Comptroller State of New York Unified Courts Chautauqua Surrogate Court	Wells Fargo Bank	4,433.00
Dunkirk City Court	, and the second	•
ST of NY Office of The State Comptroller Dunkirk Bail Account	Wells Fargo Bank	5,858.48
ST of NY Office of The State Comptroller Dunkirk Revenue Account	Wells Fargo Bank	4,911.00
Erie - Buffalo County Law Library	, and the second	•
Sur Ct Lib At Buffalo - Revenue	M&T Bank	35.40
Erie County Surrogates		
ST of NY Office of the State Comptroller State of New York Unified Courts Erie Surrogate Court	Wells Fargo Bank	36,739.50
Genesee County Surrogates	Wells Fungo Sum	50// 53.55
ST of NY Office of the State Comptroller State of New York Unified Courts Genesee Surrogate Court	Wells Fargo Bank	1,263.00
Jamestown City Court	richo rargo bank	1,200.00
St of NY Office of the State Comptroller Jamestown City Court Bail Account	Wells Fargo Bank	25,332.19
St of NY Office of the State Comptroller Jamestown City Court Revenue Account	Wells Fargo Bank	7,715.00
Lackawanna City Court	Wells Fargo Barik	7,715.00
Lackawanna City Court Bail Account	Kev Bank	21,095.82
,	'	•
Lackawanna City Court Revenue Account	Key Bank	24,014.87
Lockport City Court	Welle Forge Book	20,266.90
St of NY Office of the State Comptroller Lockport City Court Bail Account	Wells Fargo Bank	20,266.90 5,717.85
St of NY Office of the State Comptroller Lockport City Court Revenue Account	Wells Fargo Bank	5,/1/.65
Niagara County Surrogates ST of NY Office of the State Comptroller State of New York Unified Courts Niagara Surrogate Court	\#/-II- F PI-	F 711 00
· · · · · · · · · · · · · · · · · · ·	Wells Fargo Bank	5,711.00
Niagara Falls City Court	Malla Farra Bardi	40.025.62
ST OF NY OFFICE OF THE STATE COMPTROLLER NIAGARA FALLS BAIL ACCOUNT	Wells Fargo Bank	49,935.63
ST of NY OFFICE OF THE STATE COMPTROLLER NIAGARA FALLS REVENUE ACCOUNT	Wells Fargo Bank	31,311.00
No. Tonawanda City Court	Malla Farra Bardi	70,000,00
ST of NY Office of The State Comptroller No. Tonawanda City Court Bail	Wells Fargo Bank	70,083.86
ST of NY Office of The State Comptroller No. Tonawanda Revenue	Wells Fargo Bank	70,753.08
Olean City Court	M-H- F D)	1 500 55
ST of NY Office of The State Comptroller Olean City Court Bail	Wells Fargo Bank	1,523.50
ST of NY Office of The State Comptroller Olean City Court Revenue	Wells Fargo Bank	5,224.06
Orleans County Surrogates		
ST of NY Office of The State Comptroller State of New York Unified Courts Orleans Surrogate Court	Wells Fargo Bank	1,601.00
Salamanca City Court		
St of NY Office of the State Comptroller Salamanca City Court Bail Account	Wells Fargo Bank	3,754.86
St of NY Office of the State Comptroller Salamanca City Court Revenue Account	Wells Fargo Bank	5,588.64

Tonawanda City Court		
ST of NY Office of The State Comptroller Tonawanda City Court Bail	Wells Fargo Bank	58,592.12
ST of NY Office of The State Comptroller Tonawanda City Court Revenue	Wells Fargo Bank	22,415.22
Wyoming County Surrogates		
ST of NY Office of the State Comptroller State of New York Unified Courts Wyoming Surrogate Court	Wells Fargo Bank	1,160.00
05960 - 9TH JUDICIAL DISTRICT ADMINISTRATION		
Beacon City Court Beacon City Court Bail Account - Bail	IPMorgan Chaco Pank, N.A.	11 201 00
Beacon City Fines Account - Ball Beacon City Fines Account - Revenue	JPMorgan Chase Bank, N.A. JPMorgan Chase Bank, N.A.	11,381.09 9,108.53
Dutchess County Surrogates Court	Jr Horgan Chase Bank, N.A.	9,100.33
Dutchess County Surrogate Court - Revenue	JPMorgan Chase Bank, N.A.	41,701.85
Middletown City Court	,	,
Middletown City Bail Escrow - Bail	Wells Fargo Bank	113,009.80
Middletown City Court Revenue	JPMorgan Chase Bank, N.A.	0.00
Middletown City Court Revenue	Wells Fargo Bank	36,803.45
Mt Vernon City Court	W.II. E. D. I.	455,000,04
Mt Vernon City Court State Bail Mt Vernon City Court State Revenue	Wells Fargo Bank Wells Fargo Bank	156,929.01 31,135.30
New Rochelle City Court State Revenue	Wells Falgo ballk	31,135.30
New Rochelle City Court Bail	JPMorgan Chase Bank, N.A.	274,329.22
New Rochelle City Court Revenue	JPMorgan Chase Bank, N.A.	28,117.52
Newburgh City Court		
Newburgh Bail Account	Wells Fargo Bank	46,585.22
Newburgh City Court Revenue	Wells Fargo Bank	40,678.56
Orange County Surrogates Court		
Orange Co Surrogates Court - Revenue	JPMorgan Chase Bank, N.A.	17,954.75
Peekskill City Court Peekskill City Court Revenue	JPMorgan Chase Bank, N.A.	26,956.01
Peekskill City Court	Jernorgan Chase Bank, N.A.	20,930.01
Peekskill City Court - Bail	JPMorgan Chase Bank, N.A.	108,128.61
Port Jervis City Court	•	,
Port Jervis Bail Account - Bail	JPMorgan Chase Bank, N.A.	6,119.35
Port Jervis Revenue Account - Revenue	JPMorgan Chase Bank, N.A.	9,740.00
Poughkeepsie		
Poughkeepsie City Court -Bail	Wells Fargo Bank	44,273.99
Poughkeepsie City Court -Revenue Putnam Co Surrogate's Court	Wells Fargo Bank	30,850.65
Putnam Co Surrogates Court	Putnam County National Bank	16,653.50
Rockland County Surrogates Court	racialii County National Bank	10,055.50
Rockland Co Surrogates Court - Revenue	JPMorgan Chase Bank, N.A.	12,614.09
Rye City Court	-	·
City Of Rye Bail Account	JPMorgan Chase Bank, N.A.	751.01
City Of Rye Fines And Fees - Revenue	JPMorgan Chase Bank, N.A.	34,397.01
Westchester County Surrogates Court		
Westchester Co Surrogates Fees - Revenue	Wells Fargo Bank	86,489.09
White Plains City Court White Plains City Court Bail Account	Sterling Bank	0.00
White Plains City Court Bail Account	Wells Fargo Bank	87,773.18
White Plains City Court Vehicle And Traffic Acct - Revenue	Sterling Bank	0.00
White Plains City Court Vehicle And Traffic Acct - Revenue	Wells Fargo Bank	65,330.87
Yonkers City Court		
Yonkers City Bail Account - Bail	Wells Fargo Bank	620,755.98
Yonkers City Revenue Account - Revenue	Wells Fargo Bank	96,609.24
06000 - AGRICULTURE & MARKETS	K D I	4 (24 42
Administration Account	Key Bank	4,624.12
Agency Advance Account Agriculture Producers Sec Fund	Key Bank Key Bank	10,000.00 34,962.68
Agriculture Producers Sec Pulid Animal Population Control Account	Key Bank	32,028.71
		0.00
Apple Marketing Order Fund Consumer Food Industry Account	Key Bank Key Bank	17,118.91
Dairy Industry Services Account	Key Bank	43,484.60
Dairy Promotion Order Fund	Key Bank	0.00
Milk Producers Security Fund	Key Bank	1,915.43
NYS Farmers Market Program	Key Bank	416,445.82
NYS WNY Milk Mktg Area Administration Fund	M&T Bank	46.76
NYS WNY Milk Mktg Area Equalization Fund	M&T Bank	12,199.20
NYS WNY Milk Mktg Area Equalization Fund Savings	M&T Bank	319.45
Plants Industry Account	Key Bank	10,487.14
Pride of NY	Key Bank	6,266.98
Weights & Measures Account	Key Bank	7,351.87
NYS Dept Agriculture & Markets	,	.,
Apple Marketing Order Fund	Key Bank	0.00
Dairy Promotion Order Fund	Key Bank	0.00
Farm Products	Key Bank	1,398.71

State Fair	Cohou Pank	10,291.74
NYS Fair Operating Account NYS Fair Special Account	Solvay Bank Solvay Bank	232.08
08000 - DEPARTMENT OF CIVIL SERVICE	Solvay Balik	252.00
Agency Advance Account	Bank of America, N.A.	3,000.00
Examination Application Fees Account	Bank of America, N.A.	363.00
Examination Application Fees Account	Key Bank	397.00
NYS Affirmative Action Advisory Account	Bank of America, N.A.	5,141.90
NYS Department of Civil Service	US Bank	1,398,597.18
08010 - PUBLIC EMPLOYEE RELATIONS BOARD		
Petty Cash And Travel Advance Account	Key Bank	No report received
09000 - DEPARTMENT OF ENVIRONMENTAL CONSERVATION		
Albany	MOT David	0.510.00
Conservation Petty Cash Account DEC/Exchange Account	M&T Bank M&T Bank	8,518.00 12,783.98
ENCON License Issuing Office	M&T Bank	5,176.67
ENCON/Montauk Point Feasibility Study	JPMorgan Chase Bank, N.A.	7,205.91
ENCON/South Shore Of Staten Island	JPMorgan Chase Bank, N.A.	22,922.53
Hunting Trapping & Fishing Account	M&T Bank	12,823.99
Lake Montauk Harbor	JPMorgan Chase Bank, N.A.	154,333.93
Lockbox Account	Wells Fargo Bank	152,905.10
NY Conservationist	Bank of America, N.A.	9,415.46
Program Fee	JPMorgan Chase Bank, N.A.	11,354.33
Revenue Account	Bank of America, N.A.	470,197.25
Rockaway Beach Study & Project	JPMorgan Chase Bank, N.A.	1,265,948.00
State of New York	Key Bank	214,425.40
Region 1		
Marine Permit Account	People's United Bank	9,815.48
Region 3 Beaverkill & Mongaup Pond	Jeff Bank	E 026 20
Revenue Region 3 Account	Bank of America, N.A.	5,836.39 6,350.37
Region 4	Dank of America, N.A.	0,550.57
Bear Spring Revenue Account	Wayne Bank	25.25
Region 4	Greene County Commercial Bank	7,998.50
Region 4 Camping	NBT Bank	2,447.81
Region 5		
Campsite Revenue Account	Glens Falls National	97,298.59
Land & Forest Region 5W	TD Bank	37,439.06
NYS Conservation	Glens Falls National	2,184.25
Recreation (Warrensburg)	City National Bank & Trust	25,542.87
Region 5	Citizens Bank	22,471.59
Region 5	NBT Bank	41,058.64
Tree Nursery	Bank of America, N.A.	280.00
Region 6 Fish & Wildlife Watertown	Key Bank	126.92
Lands & Forest District #7	Community Bank	25.00
Lands & Forests District #6	Community Bank	25.00
Lands And Forests District 10	M&T Bank	528.02
SNY Dept Of Environmental Conserv	Community Bank	14.04
10000 - ATTICA CORRECTIONAL FACILITY		
Agency Advance Account	Five Star Bank	1,437.36
Employee Benefit Fund	Five Star Bank	10,878.09
General Cash Fund	Five Star Bank	8,505.34
Inmate Occupational Therapy Fund	Five Star Bank	108,092.60
Spendable Fund	Five Star Bank	1,452,953.14
10010 - AUBURN CORRECTIONAL FACILITY	Kay Dank	4.456.75
Advance Account Certificate of Deposit	Key Bank Bank of America, N.A.	4,456.75 15,021.20
Inmate Occupational Therapy Fund	Key Bank	33,775.75
Inmate Spendable Account	Key Bank	396,688.50
Misc Revenue	Key Bank	54,636.40
10020 - CLINTON CORRECTIONAL FACILITY	,	,
Advance Account	Key Bank	12,243.00
Employee Benefit Fund	Key Bank	8,322.35
General Fund	Key Bank	2,116.84
Inmate Funds	Key Bank	195,587.26
Inmate Occupational Therapy Acct	Key Bank	76,554.16
10040 - GREAT MEADOW CORRECTIONAL FACILITY		
Certificate of Deposit	Glens Falls National	150,000.00
Certificate of Deposit	Glens Falls National	100,000.00
Certificate of Deposit	Glens Falls National	25,000.00
Facility Advance General Fund	Key Bank	6,225.15 0.00
Inmate Fund	Key Bank Key Bank	676,060.75
- mace rand	Noy Dunk	0/0,000./3

	Inmate Fund Savings Account	Glens Falls National	52,500.00
	Miscellaneous Account	Key Bank	17,148.77
	Occupational Therapy	Key Bank	62,910.38
10050 -	FISHKILL CORRECTIONAL FACILITY		
	Agency Advance	M&T Bank	3,908.61
	Employee Benefits	M&T Bank	8,342.86
	Inmate Spending Account	M&T Bank	1,730,650.68
	Inmates Account	M&T Bank	463,162.41
	Misc Receipts	M&T Bank	5,510.47
	Occupational Therapy Account	M&T Bank	65,111.56
10060 -	WALLKILL CORRECTIONAL FACILITY		
	Advance Account	Key Bank	No report received
	Employee Benefit	Key Bank	No report received
	Inmate Occupational Therapy Fund	Key Bank	No report received
	Inmate Savings Account	Key Bank	No report received
	Inmates Fund Account	Key Bank	No report received
	Misc. Receipts	Key Bank	No report received
10070 -	SING SING CORRECTIONAL FACILITY		
	Cash Advance	JPMorgan Chase Bank, N.A.	No report received
	Inmate Funds	JPMorgan Chase Bank, N.A.	No report received
	Inmate Interest Funds	JPMorgan Chase Bank, N.A.	No report received
	Misc Receipts	JPMorgan Chase Bank, N.A.	No report received
	Occupational Therapy	JPMorgan Chase Bank, N.A.	No report received
	Quality Work Life	JPMorgan Chase Bank, N.A.	No report received
10080 -	GREEN HAVEN CORRECTIONAL FACILITY		
	Advance Account	Key Bank	2,300.00
	General Fund	Key Bank	49,035.38
	Inmates Money Market	Key Bank	287,852.70
	Inmates Now Checking	Key Bank	1,461,569.23
40000	Occupational Therapy Fund	Key Bank	160,755.71
10090 -	ALBION CORRECTIONAL FACILITY	B 1 60 : NA	E 400 EE
	Albion Advance Account	Bank of America, N.A.	5,108.55
	Employee Benefit Fund	Bank of America, N.A.	15,562.36
	Inmate Funds Miss Resister	Bank of America, N.A.	149,608.08
	Misc Receipts	Bank of America, N.A.	6,078.50
10100	Occupational Therapy	Bank of America, N.A.	22,123.82
10100 -	EASTERN NEW YORK CORRECTIONAL FACILITY	Charles - Bank	700.04
	Agency Advance Account	Sterling Bank	720.04
	Employee Benefit Fund	Sterling Bank	17,299.55
	ID Now 3 Month CD	M&T Bank	50,102.55
	Inmate Deposit Now Account	Sterling Bank	748,125.68
	Inmate Occupational Therapy Account	Sterling Bank	50,246.83
10110 -	Misc. Receipts ELMIRA CORRECTIONAL & RECEPTION CENTER	Sterling Bank	6,957.45
10110 -	Agency Advance Account	Chemung Canal Trust	1,614.82
	Employee Benefit Fund	Chemung Canal Trust	30,680.97
	Inmates Fund	Chemung Canal Trust	615,825.83
	Miscellaneous Receipts	Chemung Canal Trust	1,122.09
	Occupational Therapy Fund	Chemung Canal Trust	35,745.62
10120 -	BEDFORD HILLS CORRECTIONAL FACILITY	Chantang Canar Hase	55,7 15.52
10110	Advance Account	JPMorgan Chase Bank, N.A.	5,069.96
	Employee Benefit Fund	JPMorgan Chase Bank, N.A.	5,810.65
	Inmate Funds	JPMorgan Chase Bank, N.A.	309,873.14
	Inmate Funds CD	JPMorgan Chase Bank, N.A.	90,000.00
	Inmate Funds CD Inmate Funds Money Market	JPMorgan Chase Bank, N.A.	23,333.58
	Misc. Receipts	JPMorgan Chase Bank, N.A.	131.48
	Occupational Therapy	JPMorgan Chase Bank, N.A.	69,580.05
10130 -	COXSACKIE CORRECTIONAL FACILITY	y	,
	Agency Advance Account	National Bank of Coxsackie	2,163.43
	Employee Benefits Fund	National Bank of Coxsackie	31,505.70
	Inmates Fund	National Bank of Coxsackie	214,117.68
	Inmates Fund Savings Acct	National Bank of Coxsackie	187,674.21
	Misc. Revenue	National Bank of Coxsackie	172.69
	Occupational Therapy Acct	National Bank of Coxsackie	65,001.78
10140 -	WOODBOURNE CORRECTIONAL FACILITY		,
	CD - Inmate Funds	First National Bank of Jeffersonville	190,000.00
	CD - Inmate Funds	First National Bank of Jeffersonville	50,000.00
	WCF Agency Advance	Jeff Bank	1,345.00
	WCF General Fund	Jeff Bank	20,440.07
	WCF Inmate Fund	Jeff Bank	547,940.38
	WCF Occupational Therapy Fund	Jeff Bank	65,690.97
10160 -	DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION		•
	Agency Advance Account	Key Bank	No report received
	Employee Benefit Fund	Key Bank	No report received

Inmate Escrow Account	Key Bank	No report received
Misc. Receipts Account	Key Bank	No report received
Special Account	Key Bank	No report received
10170 - QUEENSBORO CORRECTIONAL FACILITY		
Agency Advance Account	JPMorgan Chase Bank, N.A.	7,645.60
Employee Benefit Fund	JPMorgan Chase Bank, N.A.	9,907.03
Inmate Funds Account	JPMorgan Chase Bank, N.A.	691,204.46
Miscellaneous Receipts Account		
·	JPMorgan Chase Bank, N.A.	516.14
Occupational Therapy Fund	JPMorgan Chase Bank, N.A.	2,205.24
Savings Account	JPMorgan Chase Bank, N.A.	15,649.66
10230 - ADIRONDACK CORRECTIONAL FACILITY		
ADK QWL	Community Bank	5,717.85
Agency Advance	Community Bank	719.45
Employee Benefit Fund	Community Bank	4,766.77
General Fund	Community Bank	16.50
Inmate Funds	Community Bank	44,299.07
Inmate Occupational Therapy Fund	Community Bank	685.49
10240 - DOWNSTATE CORRECTIONAL FACILITY	Community bunk	003.13
	JDMayeau Chara Dank N A	2 200 16
Agency Advance	JPMorgan Chase Bank, N.A.	2,389.16
Employee Recreational Funds	JPMorgan Chase Bank, N.A.	17,789.04
Inmate Fund	JPMorgan Chase Bank, N.A.	675,815.57
Misc. Receipts	JPMorgan Chase Bank, N.A.	19,447.32
Occupational Therapy	JPMorgan Chase Bank, N.A.	70,583.74
10250 - TACONIC CORRECTIONAL FACILITY		
Employee Benefit Fund	JPMorgan Chase Bank, N.A.	3,966.00
Inmate Funds	JPMorgan Chase Bank, N.A.	174,485.83
Misc. Revenue	JPMorgan Chase Bank, N.A.	879.37
Money Market	JPMorgan Chase Bank, N.A.	30,993.52
Occupational Therapy Fund	JPMorgan Chase Bank, N.A.	18,405.59
Taconic Advance Account	-	·
	JPMorgan Chase Bank, N.A.	2,171.38
10270 - HUDSON CORRECTIONAL FACILITY		
Advance Account	Key Bank	4,923.51
Employee Benefit Fund Account	Key Bank	5,899.97
Inmate Funds Account	Key Bank	229,256.76
Inmate Key Advantage Account	Key Bank	50,363.38
Inmate Occupational Therapy Account	Key Bank	2,028.35
Miscellaneous Receipts Account	Key Bank	3,062.99
10290 - OTISVILLE CORRECTIONAL FACILITY		
Cash Advance	Jeff Bank	858.44
General Fund	Jeff Bank	3,130.24
Inmate Funds	Jeff Bank	599,969.16
Inmate Occupational Therapy	Jeff Bank	62,054.62
Inmate Savings	Jeff Bank	51,381.41
Inmate Savings CD	Hometown Bank	78,996.61
10300 - ROCHESTER CORRECTIONAL FACILITY		
Consolidated Advance Account	M&T Bank	1,598.32
Employee Recreation Fund	M&T Bank	1,367.25
Inmate Deposit Account	M&T Bank	158,518.71
Misc Fees	M&T Bank	453.35
Work Release Advance Account	M&T Bank	8.016.62
10320 - EDGECOMBE CORRECTIONAL FACILITY		,
Agency Advance	JPMorgan Chase Bank, N.A.	1,383.15
Employee Benefit Account	JPMorgan Chase Bank, N.A.	1,544.64
Inmate Cash Account	JPMorgan Chase Bank, N.A.	86,098.23
	,	•
Misc. Receipts Account	JPMorgan Chase Bank, N.A.	0.00
Occupational Therapy Acct	JPMorgan Chase Bank, N.A.	1,480.61
Work Release Account	JPMorgan Chase Bank, N.A.	No report received
10350 - OGDENSBURG CORRECTIONAL FACILITY		
Agency Advance Account	Community Bank	3,000.00
EBF	Community Bank	8,777.01
Inmate Fund	Community Bank	61,229.74
Inmate Savings	Community Bank	90,252.84
Misc. Receipts	Community Bank	300.46
Occupational Therapy	Community Bank	12,531.13
	Continuintly Bank	12,331.13
10370 - FIVE POINTS CORRECTIONAL FACILITY	Five Ct PI	015.50
Consolidated Advance	Five Star Bank	815.50
EBF Checking	Five Star Bank	44,908.87
EBF Savings	Five Star Bank	30,850.05
Inmate Spendable	Five Star Bank	370,500.36
Misc Receipts	Five Star Bank	573.35
Occupational Therapy	Five Star Bank	48,979.67
10390 - MOHAWK CORRECTIONAL FACILITY		
Agency Advance	Key Bank	No report received
Employee Benefit Fund Checking	Bank of America, N.A.	No report received
Employee benefit I and encoding	Dank of Afficient, H.A.	110 report received

	Inmate Funds Checking	Key Bank	No report received
	Inmate Funds Savings	Key Bank	No report received
	Miscellaneous Revenue	Key Bank	No report received
	Occupational Therapy	Key Bank	No report received
10430 -	WENDE CORRECTIONAL FACILITY	ALL 01 - D - I	0.750.70
	Consolidated Advance	Alden State Bank	3,760.73
	Employee Benefit Account	Alden State Bank	29,949.99
	Inmates Funds	Alden State Bank	261,185.31
	Misc. Receipts	Alden State Bank	3,991.05
40444	Occupational Therapy	Alden State Bank	48,649.89
	DEPARTMENT OF CORRECTIONAL SERVICES-FOOD PRODUCTION CENTER		
UΠ	ice of Nutritional Services	Kara Barata	22 775 20
10460	Miscellaneous Receipts	Key Bank	32,775.38
10460 -	GROVELAND CORRECTIONAL FACILITY	Fine Chan Benda	1.055.00
	Agency Advance Account	Five Star Bank	1,965.98 12,104.78
	Employee Commission Account	Five Star Bank	
	Inmate Funds Account	Five Star Bank	375,380.33
	Miscellaneous Receipts Account	Five Star Bank	1,037.70
10470	Occupational Therapy Account COLLINS CORRECTIONAL FACILITY	Five Star Bank	17,392.81
10470	Agency Advance	Community Pank	3,850.00
		Community Bank	48,243.62
	Employee Activities Inmate Fund Checking	Community Bank Community Bank	516,796.06
	Miscellaneous Revenue	Community Bank	9,258.99
	Occupational Therapy	Community Bank	18,039.64
10480	MID-STATE CORRECTIONAL FACILITY	Continuity bank	10,059.04
10400	Agency Advance	Key Bank	1,468.40
	Employee Benefit Fund	Bank of America, N.A.	40,348.39
	Inmate Funds	Key Bank	632,898.45
	Inmate Savings	Key Bank	198,771.30
	Misc. Revenue	Key Bank	1,261.85
	Occupational Therapy	Key Bank	42,219.18
10490 -	MARCY CORRECTIONAL FACILITY	KCy Bank	12,215.10
10100	Agency Advance Account	Key Bank	3,752.77
	Employee Benefit Fund Account	Bank of America, N.A.	35,090.20
	Inmate Fund Account	Key Bank	498,972.43
	Misc receipts Acct	Key Bank	0.00
	NYS DOCS Marcy CORR Facility	Key Bank	206,836.27
	Occupational Therapy fund Acct	Key Bank	42,228.47
10501 -	CENTRAL PHARMACY	no) bank	12,220.17
10001	NYS Docs Central Pharmacy Advance Acct	Bank of America, N.A.	1,000.00
10510 -	MORIAH SHOCK INCARCERATION CORRECTIONAL FACILITY	Same of America, 112 a	1,000.00
	Moriah Shock Incarceration Advance Acct	Glens Falls National	1,800.00
	Moriah Shock Incarceration Employee Benefit Fund	Glens Falls National	4,009.52
	Moriah Shock Incarceration Occ Therapy	Glens Falls National	2,846.76
	Moriah Shock Misc Receipts	Glens Falls National	0.00
	NYS Moriah Shock Incarceration Inmate Checking	Glens Falls National	44,570.73
10530 -	FRANKLIN CORRECTIONAL FACILITY		, , , , , , , , , , , , , , , , , , , ,
	Advance Account	Key Bank	4,703.44
	Employee Benefit Account	Key Bank	18,532.73
	Inmate Funds	Key Bank	242,012.92
	Inmate Occupational Therapy	Key Bank	17,402.77
	Misc. Receipts	Key Bank	4,279.32
10540 -	ALTONA CORRECTIONAL FACILITY		,
	Cons Adv Travel Petty Cash	NBT Bank	2,812.48
	Employees Vending Benefit	NBT Bank	6,767.61
	Inmates Funds	NBT Bank	87,003.62
	Misc Revenues General Fund	NBT Bank	373.33
	Occupational Therapy	NBT Bank	4,346.20
10550 -	CAYUGA CORRECTIONAL FACILITY		
	Agency Advance	First National Bank of Groton	678.22
	Cert Of Deposit	First National Bank of Groton	87,707.35
	Employee Benefit Fund	First National Bank of Groton	4,956.08
	Inmate Occupational Therapy Account	First National Bank of Groton	33,935.32
	Inmate Spendable	First National Bank of Groton	320,444.00
	Misc Receipts	First National Bank of Groton	2,338.08
10560 -	BARE HILL CORRECTIONAL FACILITY		
	Agency Advance	Key Bank	1,382.00
	Employee Benefit Fund	Key Bank	7,250.13
	Inmate Spendable Funds	Key Bank	176,945.60
	Miscellaneous Receipts	Key Bank	1,086.04
	Occupational Therapy	Key Bank	8,098.29
10570 -	RIVERVIEW CORRECTIONAL FACILITY		
	Agency Advance Account	Key Bank	1,500.00

	Inmate Accounts	Key Bank	143,384.47
	Inmate Savings Account	Key Bank	125,655.72
	Miscellaneous Receipts Account	Key Bank	9,510.34
	Occupational Therapy	Key Bank	19,002.32
10580	CAPE VINCENT CORRECTIONAL FACILITY		
	Advance Account	Community Bank	1,900.00
	Employee Benefit Fund	Community Bank	44,324.64
	Inmate Occupation Therapy Acct	Community Bank	35,052.18
	Inmate Savings	Community Bank	141,765.67
	Inmate Spendable Account	Community Bank	216,655.58
	Miscellaneous Receipts Account	Community Bank	3,114.67
10600	·	Community Bank	3,114.07
10000	LAKEVIEW SHOCK INCARCERATION CORRECTIONAL FACILITY	Community Bank	2.675.00
	Agency Advance	Community Bank	3,675.00
	Employee Benefit Fund	Community Bank	14,492.95
	Inmate Funds	Community Bank	80,954.85
	Inmate Funds - Sav	Community Bank	84,670.57
	Miscellaneous Revenue	Community Bank	1,734.03
	Occupational Therapy	Community Bank	931.35
10610	ULSTER CORRECTIONAL FACILITY		
	Agency Advance	Bank of America, N.A.	0.00
	Agency Advance	M&T Bank	1,276.37
	Employee Benefit Fund	Bank of America, N.A.	0.00
	Employee Benefit Fund	M&T Bank	7,114.87
	Inmate Fund	Bank of America, N.A.	0.00
	Inmate Fund	M&T Bank	216,242.99
	Inmate Funds Savings	Bank of America, N.A.	0.00
	Inmate Funds Savings	M&T Bank	14,337.49
	Misc Receipts	M&T Bank	687.67
	Misc. Receipts	Bank of America, N.A.	0.00
	Occupational Therapy	Bank of America, N.A.	0.00
	Occupational Therapy	M&T Bank	3,807.89
10630	SOUTHPORT CORRECTIONAL FACILITY	nat bank	3,007.03
10030	Advance Account	Chemung Canal Trust	295.61
	Employee Benefit Fund	Chemung Canal Trust	14,552.65
		-	
	Inmate Funds Account	Chemung Canal Trust	91,490.18
	Misc. Receipts Account	Chemung Canal Trust	116.32
	Occupational Therapy Account	Chemung Canal Trust	27,386.97
10640	ORLEANS CORRECTIONAL FACILITY		
	Agency Advance	Bank of America, N.A.	2,185.00
	Employee Benefit Fund	Bank of America, N.A.	11,711.54
	Inmate Funds	Bank of America, N.A.	198,652.02
	Miscellaneous Receipts	Bank of America, N.A.	18,396.38
	Occupational Therapy	Bank of America, N.A.	20,349.52
10650	· WASHINGTON CORRECTIONAL FACILITY		
	Advance Account	Key Bank	2,433.64
	EBF Account	Key Bank	16,620.08
	General Account	Key Bank	0.00
	Inmate Account	Key Bank	246,008.21
	Inmate Funds Account Certificate Of Deposit	Glens Falls National	79,307.33
	Inmate Savings Account	Key Bank	14,370.68
	Occupational Therapy Account	Key Bank	15,237.67
10660	WYOMING CORRECTIONAL FACILITY		
	Agency Advance	Five Star Bank	6,273.83
	Employee Benefit Fund	Five Star Bank	12,840.65
	Inmate Occupational Therapy	Five Star Bank	34,105.82
	Inmate Spendable	Five Star Bank	486,115.56
	Misc. Receipts Account	Five Star Bank	9,061.02
10670	GREENE CORRECTIONAL FACILITY	THE Star Bank	3,001.02
20070	Consolidated Advance	National Bank of Coxsackie	2,000.00
	Employee Benefit Fund	National Bank of Coxsackie	25,594.64
	Inmate Accounts	National Bank of Coxsackie	165,265.46
	Inmate Savings	National Bank of Coxsackie	496,926.44
	Misc. Receipts	National Bank of Coxsackie	168.44
46	Occupational Therapy	National Bank of Coxsackie	50,132.40
10680	SHAWANGUNK CORRECTIONAL FACILITY	K D I	
	Consolidated Advance Account	Key Bank	1,300.00
	Inmate Funds	Key Bank	150,399.05
	Inmates Funds Account	Key Bank	300,594.34
	Misc. Receipts Account	Key Bank	5,845.81
	Occupational Therapy Acct	Key Bank	47,146.04
10690	SULLIVAN CORRECTIONAL FACILITY		
	Consolidated Advance	Key Bank	2,239.34
	Inmate Checking	Key Bank	344,626.77
	Inmate Savings	Key Bank	100,510.22

	Miscellaneous	Key Bank	14,878.68
	Occupational Therapy	Key Bank	41,509.29
10810 -	GOUVERNEUR CORRECTIONAL FACILITY		
	Agency Advance	Community Bank	1,430.00
	Inmate Occupational Therapy	Community Bank	17,748.13
	Inmate Savings	Community Bank	280,038.57
	Inmate Spendable Fund	Community Bank	122,661.28
	Misc Receipts	Community Bank	13,418.28
10820 -	WILLARD DRUG TREATMENT CENTER		
	Consolidated Advance	Community Bank	1,000.00
	Employee Benefit Fund	Community Bank	12,539.25
	Inmate Funds	Community Bank	53,600.12
	Inmate Occupational Therapy	Community Bank	10,021.69
	Misc Receipts	Community Bank	2,068.25
10840 -	UPSTATE CORRECTIONAL FACILITY-AUDIT 1	w . B . I	
	Advance Account	Key Bank	1,900.00
	Facility Committees	Key Bank	14,362.48
	Inmate Fund	Key Bank	296,392.87
	Inmate Occupational Therapy Fund	Key Bank	12,745.36
10050	Miscellaneous Account	Key Bank	922.40
10850 -	HALE CREEK ASACTC	K D I	675.00
	Consolidated Advance	Key Bank	675.00
	Employee Benefit Fund	Bank of America, N.A.	11,155.31
	Inmate Funds	Key Bank	116,367.95
	Inmate Interest Bearing Account	Key Bank	15,000.38
	Misc Receipts Occupational Therapy	Key Bank	500.55
10000	Occupational Therapy	Key Bank	20,313.93
10890 -	CORRECTIONS AND COMMUNITY SUPERVISION	Bank of America, N.A.	12,808.69
	Asset Forfeiture Special Rev Acct	•	
10016 -	Parole Supervision Fee CENTRAL OFFICE - INDUSTRIES	Wells Fargo Bank	38,739.10
10910 -	Div of Ind Petty Cash Acct	Key Bank	3,985.00
	Div of Ind Revenue Acct	Key Bank	217,364.05
11000 -	EDUCATION DEPARTMENT	Rey Ballk	217,304.03
11000 -	Consolidated Advance Account	Key Bank	No report received
	Consolidated Advance Account (Control Disbursement)	Key Bank	No report received
	Revenue Account	Key Bank	No report received
11100 -	NYS HIGHER EDUCATION SERVICES CORPORATION	Ney Dalik	No report received
11100 -	Federal Student Loan Suspense	US Bank	124,169.36
	NYS HESC-Federal Student Loan Suspense	Key Bank	318.08
	Operating	Key Bank	563,333.01
	Operating	US Bank	5,444,189.37
	Retail Lockbox	US Bank	151,227.79
	Wholesale Lockbox	US Bank	943,496.75
11260 -	BATAVIA SCHOOL FOR THE BLIND	03 Balik	313,130.73
	Misc. Receipts	M&T Bank	No report received
	Petty Cash	M&T Bank	No report received
	Student Spending Account	Bank of America, N.A.	No report received
11270 -	ROME SCHOOL FOR THE DEAF	,	
	Miscellaneous Receipts	NBT Bank	17,648.44
	Petty Cash	NBT Bank	2,000.00
	Student Activity Fund	NBT Bank	15,009.03
11280 -	ARCHIVES PARTNERSHIP TRUST		·
	Endowment	Janney Montgomery Scott LLC	5,695,879.31
	Endowment - Special Account	Janney Montgomery Scott LLC	No report received
	Trust's Board Project Account	Key Bank	157,072.03
12000 -	DEPARTMENT OF HEALTH CENTRAL ADMINISTRATION		
	CSA Rebate Account	Bank of America, N.A.	1,144,442.96
	DOH EPIC Lockbox Acct	Wells Fargo Bank	18,132.79
	DOH Main Cash Advance	Key Bank	16,864.13
	Early Intervention - Municipal Deposits for Provider Pymts	Key Bank	0.00
	Early Intervention - Provider Payments Escrow	Key Bank	250,189.95
	Early Intervention - State Funds	Key Bank	15,465.26
	EPIC Co Pay Account	Bank of America, N.A.	0.00
	Epic Drug Manufacturer Rebate Account	Bank of America, N.A.	20,707.04
	EPIC EFT Acct	Bank of America, N.A.	0.00
	EPIC Master Funding Acct	Bank of America, N.A.	2,857,531.22
	EPIC Provider Receipt Account	Bank of America, N.A.	0.00
	EPIC Refund Acct	Bank of America, N.A.	0.00
	eWIC	Wells Fargo Bank	60,791.83
	General Account	M&T Bank	20,840.19
	ICR Audit Fees Account	Bank of America, N.A.	15,949.82
	Indian Health Disbursement Account	Bank of America, N.A.	0.00
	Indian Health-Master Acct	Bank of America, N.A.	13,178.66

	Medicaid	Key Bank	141,499.13
	Medicaid Audit Recoveries Acct	Key Bank	0.00
	Medicaid Insurance Recoveries Acct	Bank of America, N.A.	559,403.40
	Nurses Aide Fees (Prometric)	Bank of America, N.A.	17,839.10
	Nursing Home Fees Account	Bank of America, N.A.	50,289.43
	NYS DOH CLEP Revenue	Key Bank	25,167.50
	OBRA Drug Rebate Program Acct	Bank of America, N.A.	7,792,509.93
	SPARCS	Key Bank	43,956.01
12010 -	ROSWELL PARK MEMORIAL INSTITUTE	,	,
	Office Of Patient Accounts	M&T Bank	No report received
12030 -	HELEN HAYES HOSPITAL		
	Misc. Receipts	JPMorgan Chase Bank, N.A.	743,829.37
	Petty Cash Account	JPMorgan Chase Bank, N.A.	13,604.40
	Rental Deposit Acct	JPMorgan Chase Bank, N.A.	5,649.05
12120 -	NYS VETERANS HOME-OXFORD	of Pioligan Chase Bank, N.A.	5,015.05
12120	Agency Advance	NBT Bank	7,607.59
	Exchange Account	NBT Bank	10,702.48
	-		•
	Maintenance Fund	NBT Bank	324,639.12
	NYS Veterans Home-Oxford (Resident Account, Custodial Account)	NBT Bank	543,555.35
	Resident Custodial Account	NBT Bank	7,738.90
	Resident Custodial Account	NBT Bank	6,167.63
	Resident Custodial Account	NBT Bank	4,524.10
	Resident Custodial Account	NBT Bank	14,571.03
	Resident Custodial Account	NBT Bank	2,067.44
	Resident Custodial Account	NBT Bank	2,153.00
	Resident Custodial Account	NBT Bank	13,348.02
12150 -	NYS VETERANS HOME-ST ALBANS		
	NYC Veteran Home Agency Advance	JPMorgan Chase Bank, N.A.	126,682.95
	St Albans NYC Vet Home Resid Funds	JPMorgan Chase Bank, N.A.	585,393.93
	St Albans Vet Home Maintenance Acct	NBT Bank	68,813.95
12180 -	WESTERN NEW YORK VETERANS HOME		,
	Advance Account	Bank of America, N.A.	5,410.84
	Exchange Account	Bank of America, N.A.	7,729.30
	Maintenance Account	NBT Bank	234,236.27
40400	Resident Funds	Bank of America, N.A.	56,474.27
12190 -	VETERANS HOME AT MONTROSE		
	Agency Advance Account	Bank of America, N.A.	No report received
	Maintenance Acct	NBT Bank	691,237.69
	Residence Account	Bank of America, N.A.	No report received
12200 -	OFFICE OF MEDICAID INSPECTOR GENERAL		
	Albany Confidential Account	Key Bank	229.59
	Albany Petty Cash Account	Key Bank	402.00
	NYC Confidential Account	JPMorgan Chase Bank, N.A.	166.00
14000 -	DEPARTMENT OF LABOR	•	
	Agency Advance Account	Key Bank	28,001.00
	Exchange Account	Bank of America, N.A.	4,340.09
	Fee And Permit Account	Key Bank	743,715.32
	Min Wage & Claim Funding Acct	Key Bank	103,602.54
	Minimum Wage & Wage Claim Acct	Key Bank	1,012,958.56
	Misc Receipts	Bank of America, N.A.	144,815.97
	U.I. Fund Clearing Account	JPMorgan Chase Bank, N.A.	8,997,243.72
	UI Fund ACH Transactions	Wells Fargo Bank	1,000,000.00
14010 -	WORKERS COMPENSATION BOARD		
	DTF/WCB MAC 14	JPMorgan Chase Bank, N.A.	196,324,281.20
16000 -	PUBLIC SERVICE COMMISSION		
	Cable Account	Key Bank	5,305.87
	Petty Cash Account	Key Bank	3,846.55
	Special Fee Account	Key Bank	10,171.86
17000 -	NYS DEPARTMENT OF TRANSPORTATION		
	Contractors Bid And Guarantee	Key Bank	No report received
	Main Office Advance For Travel	Key Bank	No report received
Ret	bublic Airport, Long Island	no, sam	TTO TOPOTE TOOOTTO
1101	Republic Airport Revenue Acct	JPMorgan Chase Bank, N.A.	No report received
10000 -	DEPARTMENT OF STATE	Jr Pioligan Chase Bank, N.A.	No report received
19000 -		MS.T Pank	10.000.00
	Atheltic Lisassian Davis Assault	M&T Bank	12,060.00
	Licensing Revenue Account	JPMorgan Chase Bank, N.A.	567,132.33
	Main	M&T Bank	70,829.16
	Petty Cash Account	Key Bank	20,150.03
	Summons	M&T Bank	619,813.00
19001 -	TUG HILL COMMISSION		
	Agency Advance Account	Key Bank	1,750.00
19002 -	LAKE GEORGE PARK COMMISSION		
	Petty Cash Account	Glens Falls National	No report received
	Revenue Transfer Account	Glens Falls National	No report received
			,

19005 - COMMISSION ON PUBLIC INTEGRITY		
JCOPE Petty Cash Account	Bank of America, N.A.	No report received
JCOPE Revenue Account	Bank of America, N.A.	No report received
20000 - DEPARTMENT OF TAXATION & FINANCE IFTA Funding	JPMorgan Chase Bank, N.A.	554.92
Misc Tax Account - Exchange	Bank of America, N.A.	380,645.04
Off Track Betting Tax (MAC 848)	Key Bank	2,680,059.13
Pari Mutuel Betting Tax (MAC 847)	Key Bank	1,106,723.67
Petty Cash Tay Propaga Registration Foo /FET)	Bank of America, N.A.	14,781.00 42,200.00
Tax Preparer Registration Fee (EFT) Waste Tire Fee (EFT)	Wells Fargo Bank Wells Fargo Bank	1,347,645.01
Waste Tire Tax	JPMorgan Chase Bank, N.A.	88,839.74
20050 - NEW YORK STATE GAMING COMMISSION	-	
Charitable Gaming Account	Key Bank	230,907.34
Commercial Gaming Revenue Account	Key Bank	0.00
Custody Account Fingerprint Concentration Account	US Bank Key Bank	12,689.23 12,530.86
License Revenue Account	Bank of America, N.A.	18,737.81
Lottery Concentration Account	Key Bank	484,289.71
Lottery Prize Payment Account	Key Bank	0.00
Lottery Subscriptions Account	Key Bank	743,525.70
Petty Cash Account	Key Bank	921.17
Racing Refund Account Video Gaming Revenue Account	Key Bank Key Bank	1,447,012.10 11,343,880.10
21012 - WELFARE INSPECTOR GENERAL	Key Bulk	11,5 15,000.10
Confidential Fund	Bank of America, N.A.	15,000.00
Confidential Fund	JPMorgan Chase Bank, N.A.	No report received
Petty Cash	JPMorgan Chase Bank, N.A.	No report received
21110 - OFFICE OF REGULATORY REFORM	Key Bank	No report received
Petty Cash 21190 - NYS ENERGY RESEARCH & DEVELOPMENT AUTHORITY	Key Bank	no report received
NYSERDA Greenbank MAC 26	JPMorgan Chase Bank, N.A.	No report received
NYSERDA Main Checking MAC 30	JPMorgan Chase Bank, N.A.	(6,893,625.27)
21290 - HUDSON RIVER-BLACK RIVER REGULATING DISTRICT		
Checking- General Fund Acct.	Community Bank	335,216.81
Checking- Petty Cash Fund Hudson River General Acct	Community Bank Bank of America, N.A.	5,000.00 744,296.12
Money Market	Bank of America, N.A.	0.38
Petty Cash Fund	Bank of America, N.A.	6,500.00
21700 - OFFICE OF THE STATE INSPECTOR GENERAL		
Office Of The State Inspector General Pass Thru Account	Key Bank	0.00
OSIG Petty Cash Account Albany	Key Bank	1,500.00
Office of the Inspector General Confidential	Bank of America, N.A.	30,000.00
21820 - STATE COMMISSION ON JUDICIAL CONDUCT	34.11.6.1.7.6.1.0.1.0.4, 1.11.11	55/555155
Petty Cash Account	JPMorgan Chase Bank, N.A.	No report received
Petty Cash Account	Key Bank	No report received
Petty Cash Fund	JPMorgan Chase Bank, N.A.	No report received
21940 - NYS FINANCIAL CONTROL BOARD Agency Advance Acct	JPMorgan Chase Bank, N.A.	No report received
23000 - DEPARTMENT OF MOTOR VEHICLES	or rorgan chase barris, vis.	no report received
Abany Central Main Acct		
Albany Central Main Acct	Wells Fargo Bank	466,946.99
Albany Central Main Exchange	W.II. 5	20,004.00
Exchange Albany Central Office	Wells Fargo Bank	26,901.20
Title Escrow Exchange (Albany Central Office)	Wells Fargo Bank	31,270.45
Albany TVB Sub (Albany Central Office)		,
Adjudication Account	Wells Fargo Bank	35,047.49
Albany-Region 3		
Confidential Inv Subpoena - Albany	Key Bank	1,500.00
Allegany-Belmont County Clerk Fee Allegany	Steuben Trust Co.	No report received
Andirondack Mountains	Steader Hase co.	no report received
County Fee Account	JPMorgan Chase Bank, N.A.	67,905.68
Buffalo-Region 5		
MV- Buffalo Investigator & Subpoena	M&T Bank	No report received
Capital Saratoga Revenue County Fee Account	JPMorgan Chase Bank, N.A.	167,259.73
Catskill Mountains	or morgan chase bank, N.A.	10/,239./3
County Fee Account	JPMorgan Chase Bank, N.A.	91,421.92
Central Leatherstocking		
County Fee Account	JPMorgan Chase Bank, N.A.	54,814.88
Chautaqua-Steuben		

County Fee Acct	JPMorgan Chase Bank, N.A.	50,077.61
Chautauqua County Holding Acct-Chautauqua County	Community Bank	No report received
Holding Acct-Chautauqua County	Key Bank	No report received
Holding Acct-Chautauqua County	M&T Bank	No report received
Concentration (CTY)(OSC)		
Concentration (CTY)(OSC)	Key Bank	114,758.48
Concentration (DO)(OSC)		
Concentration (DO)(OSC)	Key Bank	2,240,473.51
Confidential Fund (Albany Central Office)	Doubt of Associan N.A.	2.064.12
Confidential Fund CTY Credit Card (Albany Central Office)	Bank of America, N.A.	2,964.12
County Office Credit Card Account	JPMorgan Chase Bank, N.A.	No report received
Customer Service Counter (Albany)	51 Tiongan Gridos Barriy Tiss.	no report received
NYS DMV CSC	Wells Fargo Bank	53,001.75
D.O. Credit Card (Albany Central Office)		
District Office Credit Card Account	JPMorgan Chase Bank, N.A.	No report received
DMV Division Of Field Investigations - Albany Central Office		
Field Investigation	M&T Bank	No report received
Downstate Revenue Account - Downstate	Walls Forge Ponk	415,379.33
Eric County Revenue	Wells Fargo Bank	413,379.33
County Fee Account	JPMorgan Chase Bank, N.A.	50,000.00
Finger Lakes First		,
County Fee Acct	JPMorgan Chase Bank, N.A.	50,000.00
Finger Lakes Second		
County Fee Acct	JPMorgan Chase Bank, N.A.	52,064.43
Genesee County		
Genesee County Clerk - DMV	Bank of Castile	No report received
Greene County Fee Account - Greene	Croops County Commercial Bank	No report received
Hudson Valley	Greene County Commercial Bank	No report received
County Fee Acct	JPMorgan Chase Bank, N.A.	54,803.38
IRP (Albany Central Office)		- 1,
International Registration	M&T Bank	303,690.24
International Registration	Wells Fargo Bank	269,692.76
IRP Exchange (Albany Central Office)		
Irp Internet Office - Dept. MV	M&T Bank	179,066.31
Kiosk	JDM Chara Daul, N.A.	100 744 75
Kiosk Account Long Island/Staten Island DO	JPMorgan Chase Bank, N.A.	103,744.75
Long Island/Staten Island DO	Wells Fargo Bank	553,780.73
Long Island/Staten Island JP	Trans range bank	000/100110
Long Island/Staten Island (Mass/Med)	JPMorgan Chase Bank, N.A.	49,987.50
Nassau Region 1		
Div. of Vehicle Safety	Citibank	No report received
Niagara Frontier		
County Fee Acct	JPMorgan Chase Bank, N.A.	51,825.95
Oneida County DMV Oneida County Fee Account	Bank of Utica	No report received
Oneida County Fee Account	NBT Bank	No report received
Petty Cash (Albany Central Office)	TID F Ballik	no report received
Petty Cash	Bank of America, N.A.	15,625.83
Queens-Region 6		
Confidential - Queens	JPMorgan Chase Bank, N.A.	3,421.00
Rockland/Westchester DO		
Rockland/Westchester DO	Wells Fargo Bank	167,011.35
Search Exchange (Albany Central Office)	Ken Benda	20.227.64
MV Search Search Exchange (Albany Central Office)	Key Bank	29,327.61
MV Search	Wells Fargo Bank	14,942.26
Syracuse-Region 4	Trong Fango Barik	11,512.20
Confidential - Syracuse	Key Bank	1,395.00
Thousand Island Seaway		
County Fee Acct	JPMorgan Chase Bank, N.A.	214,543.12
TLC/DOCCS		
TLC/DOCCS	JPMorgan Chase Bank, N.A.	11,438.88
Travel Advance (Albany Central Office)	Pank of America N.A	1.000.00
Travel Advance	Bank of America, N.A.	1,000.00
TVB Acct TVB Acct	Wells Fargo Bank	80,217.07
TVB Credit Card (Albany Central Office)		00,217.07
TVB Credit Card Receipts	JPMorgan Chase Bank, N.A.	No report received
Upstate DO	- ,	,

Upstate District Offices (ALB, SYD, SYS, UTD)	Wells Fargo Bank	191,535.06
Utica D.O. Exchange Account	Bank of Utica	No report received
Revenue Utica	Bank of Otica	No report received
Yonkers-Region 2	Bully of Octou	no report received
Safety Sup Automotive FAC INSP	JPMorgan Chase Bank, N.A.	No report received
25000 - OFFICE OF CHILDREN & FAMILY SERVICES	•	·
Brentwood Resid Center Cash Advance	JPMorgan Chase Bank, N.A.	950.00
Brentwood Residents' Account	JPMorgan Chase Bank, N.A.	267.95
Brookwood Cash Advance	Key Bank	1,722.18
Brookwood Resid Residential Cash	Key Bank	26,381.12
Check Exchange	Bank of America, N.A.	64.95
CO Independent Living Acct	Bank of America, N.A.	1,140.00
Co. Training Employment Dev (Youth Stipend) Columbia Girls Secure Center-Advance Acct	Bank of America, N.A. Key Bank	25,000.00 700.00
Columbia Girls Secure Center-Novahor Accor	Key Bank	1,466.28
Finger Lakes Res Ctr Residents Cash	Tompkins County Trust	6,567.70
Fingerlakes Res Ctr Cash Advance	Tompkins County Trust	3,300.00
Goshen Cash Advance	Bank of America, N.A.	2,600.00
Goshen Residents Account	Bank of America, N.A.	33,705.23
Harriet Tubman Advance Account	Key Bank	500.00
Harriet Tubman Residents' Account	Key Bank	268.82
Highland Res Ctr Petty Cash Account	Bank of America, N.A.	2,425.00
Highland Res Ctr Residents Acct	Bank of America, N.A.	6,532.23
Industry Advance Account	JPMorgan Chase Bank, N.A.	2,374.89 12,733.85
Industry Res Account Industry School Dug-Out	JPMorgan Chase Bank, N.A. JPMorgan Chase Bank, N.A.	0.00
MacCormick Cash Advance	Tompkins County Trust	1,901.00
MacCormick Residents' Account	Tompkins County Trust	23,387.67
Medicaid Reimbursement Exchange	Bank of America, N.A.	76,212.47
NYS OCFS Advance Acct (Travel & Misc P.C.)	Bank of America, N.A.	15,175.00
NYS OCFS Salary Advance Account	Bank of America, N.A.	15,400.00
Queens-Long Island Aftercare	JPMorgan Chase Bank, N.A.	700.00
Red Hook Res Ctr Resident Cash	Key Bank	12.25
Red Hook Resid Ctr Cash Advance	Key Bank	475.25
SCR Credit Card Revenue Account	Bank of America, N.A.	113,175.00
State Central Register Taberg Cash Advance	Bank of America, N.A. NBT Bank	32,289.60 758.85
Taberg Residents Account	NBT Bank	692.94
27000 - OFFICE OF TEMPORARY & DISABILITY ASSISTANCE	NOT BUILT	032.31
Exchange Account	Key Bank	779.38
Title IV D Of Social Security	Key Bank	3,476,089.58
Travel Advance	Key Bank	10,001.14
28010 - SUNY ALBANY		
Fee Account	Key Bank	705,651.49
Loan Services Center Account	Key Bank	50,870.26
Petty Cash/Travel Advance 28020 - SUNY BINGHAMTON	Key Bank	No report received
SUNY Binghamton	M&T Bank	578,554.06
SUNY Binghamton - Controlled Disb	M&T Bank	No report received
28030 - SUNY BUFFALO	Total Saint	The report reserves
Controlled Disbursement Account	Bank of America, N.A.	No report received
General Revenue Account	Bank of America, N.A.	No report received
General Revenue Account	Key Bank	945,362.73
Imprest Account	Key Bank	No report received
28050 - SUNY STONY BROOK		
Central Funding	JPMorgan Chase Bank, N.A.	3,697,449.83
Controlled Disbursement Fees Depository	JPMorgan Chase Bank, N.A.	No report received 1,870,884.89
LISVH Fees Depository	JPMorgan Chase Bank, N.A. JPMorgan Chase Bank, N.A.	223,036.80
LISVH Fees Depository	Sterling Bank	496,854.86
LISVH Residence Fund	Sterling Bank	434,194.61
Payroll Advance	JPMorgan Chase Bank, N.A.	980.42
SBU Student Refunds Cont Disb Acct	JPMorgan Chase Bank, N.A.	No report received
Student ACH Refunds Account	JPMorgan Chase Bank, N.A.	No report received
SUNY Eastern Long Island Hospital Depository	JPMorgan Chase Bank, N.A.	345,418.38
SUNY Southampton Depository	JPMorgan Chase Bank, N.A.	776,453.99
University Hosp Fees Depository	JPMorgan Chase Bank, N.A.	23,110,400.52
University Hospital Petty Cash	JPMorgan Chase Bank, N.A.	1,531.27
28100 - SUNY HEALTH SCIENCE CENTER AT BROOKLYN Center Revenue	JPMorgan Chase Bank, N.A.	528,387.03
EFT Federal Deposits Acct	JPMorgan Chase Bank, N.A. JPMorgan Chase Bank, N.A.	No report received
Hospital Controlled Disbursement	JPMorgan Chase Bank, N.A.	No report received
Hospital Revenue	JPMorgan Chase Bank, N.A.	1,478,260.80

	LIGH Controlled Disharman A	IDMarrage Chara Bank N. 6	No and the state of the state o
	LICH Controlled Disbursement	JPMorgan Chase Bank, N.A.	No report received
	LICH Depository	JPMorgan Chase Bank, N.A. JPMorgan Chase Bank, N.A.	43,466.79
20110	Student Refunds SUNY HEALTH SCIENCE CENTER AT SYRACUSE	JPMOIGAII CHASE BAHK, N.A.	No report received
20110	College Revenue	Key Bank	178,473.45
	Controlled Disbursement	Key Bank	No report received
	Hospital Revenue	Key Bank	2,341,524.21
	Parking	Key Bank	355,742.44
28150 -	SUNY BROCKPORT	Key Dalik	333,/42.44
20130	Brockport-REOC Account	Key Bank	4,194.22
	Concentration Acct	M&T Bank	354,876.17
	Controlled Disb	M&T Bank	No report received
	Special Account	M&T Bank	1,000.00
28160 -	SUNY BUFFALO STATE COLLEGE	FIGT Built	1,000.00
20100	Controlled Disb	M&T Bank	No report received
	Dept Public Safety	M&T Bank	No report received
	Special Grant Account	M&T Bank	3,098.14
	Students Acct Office	M&T Bank	379,525.95
28170 -	SUNY CORTLAND	The Sum	0, 3,020,30
	General Checking Account	Key Bank	147,814.69
28180 -	SUNY FREDONIA	no, bank	11,7011105
	Controlled Disb	M&T Bank	No report received
	Depository Account	M&T Bank	44,267.68
28190 -	SUNY GENESEO		,===
	Controlled Disbursement Account	Key Bank	No report received
	State Fees	Key Bank	211,774.51
28200 -	SUNY OLD WESTBURY	,	,
	Local Depository	JPMorgan Chase Bank, N.A.	87,567.11
28210 -	SUNY NEW PALTZ	,	,
	Disbursement Account	Key Bank	No report received
	State Revenue	Key Bank	298,145.29
28220 -	SUNY ONEONTA		
	Petty Cash Advance Account	NBT Bank	No report received
	Revenue Account	NBT Bank	2,838,299.16
28230 -	SUNY OSWEGO		
	Controlled Disbursement	Key Bank	No report received
	General Revenue	Key Bank	203,076.13
	Imprest Account	Key Bank	No report received
28240 -	SUNY PLATTSBURGH		
	General Revenue	TD Bank	1,307,820.60
28250 -	SUNY POTSDAM		
	Control Disbursement Account	Key Bank	39,317.47
	State Fee Reconciliation Account	Key Bank	No report received
28260 -	SUNY PURCHASE		
	General Income Fund	Key Bank	65,643.69
28270 -	SUNY INSTITUTE OF TECHNOLOGY UTICA/ROME		
	Advance Account	Bank of America, N.A.	No report received
	Controlled Disbursement Account	Bank of America, N.A.	No report received
	Revenue	Bank of America, N.A.	68,437.36
28280 -	SUNY EMPIRE STATE COLLEGE		
	Concentration Account	Key Bank	175,647.10
	Distribution Center Account	Key Bank	123,936.72
	International Wire Account	Key Bank	No report received
	Zero Balance Controlled Disbursement Account	Key Bank	No report received
28350 -	SUNY COLLEGE OF TECHNOLOGY AT ALFRED		4 550 000 46
	Fees Account	Community Bank	1,550,830.46
28360 -	SUNY COLLEGE OF TECHNOLOGY AT CANTON	NOT D. I	456 700 60
	Community Cash Deposits	NBT Bank	156,798.63
	Income Fund	Key Bank	166,543.36
20270	International Program Account	Key Bank	37,521.36
28370	SUNY AGRICULTURAL & TECHNICAL COLLEGE AT COBLESKILL	K BI-	04 522 62
20200	Income Fund SUNY COLLEGE OF TECHNOLOGY AT DELHI	Key Bank	84,532.62
20300	General Revenue	Delaware National Bank	96,308.06
		Delaware National Bank	
20200	Petty Cash Fund SUNY COLLEGE OF TECHNOLOGY AT FARMINGDALE	Delaware National Bank	No report received
20390 .	Income Fund	Citibank	992,442.83
28400	SUNY AGRICULTURAL & TECHNICAL COLLEGE AT MORRISVILLE	CICIDATIK	332,772.03
20400	Income Fund	Key Bank	2,622,749.82
	Revenue Account	NBT Bank	11,007.67
28550 -	SUNY COLLEGE OF ENVIRONMENTAL SCIENCE & FORESTRY	THE FAIR	11,007.07
20000	Agency Advance	Key Bank	No report received
	Controlled Disb	Key Bank	No report received
	ESF/GSA	Key Bank	No report received
		no, sam	report received

	Forestry	Community Bank	492.28
	Regular Account	Key Bank	75,000.38
	Student Government	Key Bank	No report received
28570 -	SUNY MARITIME COLLEGE		
	Controlled Disbursement Account	JPMorgan Chase Bank, N.A.	No report received
	Cruise Account Revenue Deposit Account	JPMorgan Chase Bank, N.A. JPMorgan Chase Bank, N.A.	45,763.26 62,601.28
	Revenue EFT Account	JPMorgan Chase Bank, N.A.	33,168.00
28580 -	SUNY COLLEGE OF OPTOMETRY	-	,
	General Revenue	JPMorgan Chase Bank, N.A.	176,136.24
	Medical Transportation	JPMorgan Chase Bank, N.A.	133.38
28650 -	SUNY CENTRAL SYSTEM ADMINISTRATION		
	ASC	Key Bank	10,000.00
	NYS Iso Revenue	Key Bank	4,700,000.00
37000 -	DEPARTMENT OF FINANCIAL SERVICES	Key Bank	53,756.07
37000	Confidential Investigations	JPMorgan Chase Bank, N.A.	11,202.85
	Confidential Investigations	JPMorgan Chase Bank, N.A.	579.16
	Fire Tax Account (Main)	Key Bank	11,861.38
	Fire Tax Payment	Key Bank	0.00
	General Assessment Account	JPMorgan Chase Bank, N.A.	29,167.01
	General Fund	Key Bank	74,408.80
	Market Stabilization Pool Account Miscellaneous Account	JPMorgan Chase Bank, N.A. JPMorgan Chase Bank, N.A.	577,629.84
	Paid Family Leave	JPMorgan Chase Bank, N.A. JPMorgan Chase Bank, N.A.	267,567.11 0.00
	Petty Cash	Key Bank	5,955.00
	Workers Comp Insurance Sec Fund Pymnt	JPMorgan Chase Bank, N.A.	3,807,044.80
49010 -	SARATOGA-CAPITAL DISTRICT STATE PARK COMMISSION	,	, ,
	Revenue (SA)	Glens Falls National	51,527.83
	SARATOGA REGION CONTRACTORS BID ACCOUNT	Key Bank	79,141.42
49020 -	LONG ISLAND STATE PARK COMMISSION		
	Contractors Bid (LI)	JPMorgan Chase Bank, N.A.	76,813.93
	Regional Account 2 (LI)	JPMorgan Chase Bank, N.A. People's United Bank	329,833.22 94,147.35
49030 -	Revenue (LI) GENESEE STATE PARK COMMISSION	reopie's Officed Ballik	94,147,35
45050	Contractors Bid (GE)	Bank of Castile	56,279.78
	Revenue (GE)	Bank of Castile	348,308.47
49040 -	NIAGARA FRONTIER STATE PARK COMMISSION		
	Contractors Bid (NIA)	Key Bank	68.40
	Revenue (NIA)	Evans National Bank	103,276.14
49050 -	PALISADES INTERSTATE STATE PARK COMMISSION	IDM Chara Barda N. A	E E24.22
40070	Contractors Bid (PA) OFFICE OF PARKS & RECREATION	JPMorgan Chase Bank, N.A.	5,524.32
49070 -	Main Office - Change Fund	Key Bank	11,510.00
	Main Office Account (ALB)	Key Bank	1,500.00
	OPRHP Concentration Account	Key Bank	461,959.05
	Petty Cash (ALB)	Key Bank	29,963.20
	Revenue (NI, GE, AL, CE, TA)	M&T Bank	203,573.48
	Revenue (NYC, CE, LI, PA, TA)	JPMorgan Chase Bank, N.A.	74,516.55
	Revenue (SA, LI, GE, NI, CE, TA)	Bank of America, N.A.	97,796.48
	Revenue (SA, NI, PA, CE, TA, TI) Revenue (various)	Key Bank Wells Fargo Bank	19,002.70 103,986.14
	Statewide Campsite/Cabin Revenue	JPMorgan Chase Bank, N.A.	1,238.08
	Statewide Credit Card Revenue, Revenue (ALB, FL, LI, PA, TI)	Key Bank	340,156.41
	Statewide Housing Security Deposits	Key Bank	152,221.09
49090 -	FINGER LAKES STATE PARK COMMISSION		
	Revenue (FL)	Savannah Bank	150,487.63
	Revenue (FL-Multi)	Community Bank	36,425.85
	Revenue (FL-Multi-Facilities)	Tompkins County Trust	432,852.18
49100 -	ALLEGANY STATE PARK COMMISSION	Five Chan Bank	2.015.00
	Contractors Bid (AL) Regional Account (AL)	Five Star Bank Five Star Bank	2,015.00 144,666.76
	Revenue (AL)	Five Star Bank	143,462.40
49120 -	CENTRAL NEW YORK STATE PARK COMMISSION	The standard	110,102110
	Revenue (CE, SA, TI)	NBT Bank	210,579.50
49130 -	TACONIC STATE PARK COMMISSION		
	Contractors Bid (TA)	M&T Bank	800.70
49140 -	THOUSAND ISLANDS STATE PARK COMMISSION		,
	Revenue (TI)	Citizens Bank	48,115.29
50000	Revenue (TI-Multi) OFFICE OF MENTAL HEALTH	Community Bank	18,635.79
30000 -	Consolidated Advance	Bank of America, N.A.	42,106.99
	Iterim Assistance Agreement	Bank of America, N.A.	No report received
	OMH Medication Grant Program Acct	Bank of America, N.A.	No report received

Reimbursement Account	Bank of America, N.A.	No report received
50010 - GREATER BINGHAMTON HEALTH CE		N A 0 461 00
Agency Advance Account	JPMorgan Chase Bank, JPMorgan Chase Bank,	
Facility Holding Account Patient Cash Funds	JPMorgan Chase Bank,	·
Patients Cash Account	JPMorgan Chase Bank,	
Security Deposit	JPMorgan Chase Bank,	
50020 - KINGSBORO PSYCHIATRIC CENTER	· · · · · · · · · · · · · · · · · · ·	1,305.77
Advance Account	Banco Popular	11,765.17
Family Care	Banco Popular	14,290.87
Holding Account	Banco Popular	257,646.66
Medicaid Outpatient Travel	Banco Popular	1,711.03
Patient Cash Acct (MM)	Banco Popular	480,448.65
Patient Checking Account	Citibank	16,318.02
Patient Savings Account	Banco Popular	335,106.18
Security Deposit	Banco Popular	2,489.47
Urban Oasis/EBT	Banco Popular	59,665.32
50030 - BUFFALO PSYCHIATRIC CENTER		
Advance Account	Key Bank	No report received
Faciity Holding	Key Bank	No report received
Patient Cash Checking	Key Bank	No report received
50080 - MANHATTAN PSYCHIATRIC CENTER		
Advance Account	Sterling Bank	15,608.45
CD	Hudson Valley National	•
General Fund Checking	Hudson Valley National	
Patient Cash Checking	Hudson Valley National	
Patients Money Market	Hudson Valley National	·
Social Service Tokens	Hudson Valley National	I Bank 33,972.66
50110 - ROCHESTER PSYCHIATRIC CENTER		22 511 61
Agency Advance Facility Holding	Key Bank Key Bank	22,511.61 5,814.05
Patients Cash Account	Key Bank	295,874.31
Patients Fund Savings	Key Bank	218,782.27
50120 - ST LAWRENCE PSYCHIATRIC CENTE		210,702.27
Facility Advance Account	Community Bank	13,159.79
Facility Holding Account	Community Bank	20,146.73
Patients Cash Account	Community Bank	69,373.41
Patients Cash Savings	Community Bank	251,839.13
50150 - CREEDMOOR PSYCHIATRIC CENTER		,
Advance Account	HSBC	68,492.85
Certificate Of Deposit	HSBC	150,000.00
Certificate Of Deposit	HSBC	250,000.00
Holding Account	HSBC	24,241.31
Medicaid Travel Account	HSBC	0.00
Money Management Account	HSBC	808,102.11
Patient Cash Account	HSBC	47,833.81
Rent Holding Account	HSBC	0.00
50170 - ROCKLAND PSYCHIATRIC CENTER		
Exchange	JPMorgan Chase Bank,	•
Holding Account	JPMorgan Chase Bank,	•
Investment CD A	Sterling Bank	100,000.00
Investment CD B	Sterling Bank	No report received
Investment CD B Investment CD C	Sterling Bank	100,000.00
	Sterling Bank	100,000.00
Investment CD D Investment CD G	Sterling Bank Sterling Bank	100,000.00 100,000.00
Investment CD I	Sterling Bank	100,000.00
Patient Cash Account	JPMorgan Chase Bank,	
Patient Cash Checking Account	JPMorgan Chase Bank,	
Patient Cash Savings Account	JPMorgan Chase Bank,	
50180 - NYS PSYCHIATRIC INSTITUTE	31 Toligan and 5 carry	102/5/ 5/25
Donation & Gift Acct/Patient Fund Acct	JPMorgan Chase Bank,	N.A. 3,914.21
General	JPMorgan Chase Bank,	·
Petty Cash	JPMorgan Chase Bank,	
50190 - RICHARD H HUTCHINGS PSYCHIAT		
Advance Account	Key Bank	16,624.98
Clients Count	Key Bank	188,895.95
Holding Account	Key Bank	23,657.34
50200 - PILGRIM PSYCHIATRIC CENTER		
Facility Advance Account	JPMorgan Chase Bank,	
Facility Holding Acct	JPMorgan Chase Bank,	-
Patient Cash	JPMorgan Chase Bank,	N.A. 1,093,626.31
50210 - MOHAWK VALLEY PSYCHIATRIC CE	NTER	
Advance Fund	Key Bank	13,027.29

	Facility Holding	Key Bank	2,989.87
	Patient Cash Checking	Key Bank	56,586.64
	Patient Cash Savings	Key Bank	28,933.22
	Security Deposit	Key Bank	7,773.73
50310 -	BRONX PSYCHIATRIC CENTER		
	CD	JPMorgan Chase Bank, N.A.	250,000.00
	Consolidated Advance	JPMorgan Chase Bank, N.A.	21,172.08
	Misc. Receipts	JPMorgan Chase Bank, N.A.	27,344.73
	Patients Cash MM	JPMorgan Chase Bank, N.A.	88,273.39
	Patients Checking Acct	JPMorgan Chase Bank, N.A.	431,085.53
50340 -	NATHAN KLINE INSTITUTE		
	Petty Cash Account	JPMorgan Chase Bank, N.A.	No report received
50350 -	KIRBY FORENSIC PSYCHIATRIC CENTER		
	Consolidated Advance Account	Hudson Valley National Bank	5,614.58
	Holding Account	Hudson Valley National Bank	28,141.57
	Patient Cash Account	Hudson Valley National Bank	153,805.47
50390 -	CENTRAL NY PSYCHIATRIC CENTER		
	Agency Advance Account	Key Bank	7,698.40
	General Fund	Key Bank	0.02
	Patient Checking	Key Bank	64,878.70
	Patient Savings	Key Bank	336,532.15
	Security Deposit	Key Bank	2,743.41
50440 -	MID-HUDSON FORENSIC PSYCHIATRIC CENTER		
	Facility Advance Account	Key Bank	15,825.00
	Facility Holding Account	Key Bank	3,898.88
	Patients Account	Key Bank	189,748.02
50790 -	SOUTH BEACH PSYCHIATRIC CENTER		
	Agency Advance Checking	JPMorgan Chase Bank, N.A.	15,667.12
	Facility Holding Checking	JPMorgan Chase Bank, N.A.	17,235.89
	Patients Cash Checking	JPMorgan Chase Bank, N.A.	702,657.91
50800 -	BRONX CHILDRENS PSYCHIATRIC CENTER		
	General Fund	JPMorgan Chase Bank, N.A.	11,609.55
50810 -	WESTERN NY CHILDRENS PSYCHIATRIC CENTER		
	Agency Advance	Key Bank	No report received
	Exchange Account	Key Bank	No report received
	Patient Cash	Key Bank	No report received
50850 -	SAGAMORE CHILDRENS PSYCHIATRIC CENTER		
	Sagamore Patient Personal Acct	JPMorgan Chase Bank, N.A.	23,270.95
	Sagamore Petty Cash Account	JPMorgan Chase Bank, N.A.	5,318.13
50860 -	ROCKLAND CHILDRENS PSYCHIATRIC CENTER		
	Advance Account	JPMorgan Chase Bank, N.A.	No report received
50870 -	QUEENS CHILDRENS PSYCHIATRIC CENTER		
	Queens Adv Acct	HSBC	10,691.83
	Queens Childrens Account	HSBC	4,348.58
50920 -	ELMIRA PSYCHIATRIC CENTER		
	Certificate of Deposit	Chemung Canal Trust	100,000.00
	Certificate of Deposit	Chemung Canal Trust	100,000.00
	Facility Advance Account	Chemung Canal Trust	9,824.20
	General Fund Account	Chemung Canal Trust	2,613.55
	IMMA	Chemung Canal Trust	47,041.52
	Patients Fund Account	Chemung Canal Trust	318,991.73
50980 -	CAPITAL DISTRICT PSYCHIATRIC CENTER		
	Facility Advance Account	Key Bank	No report received
	Facility Holding Account	Key Bank	No report received
	Parking Garage Account	Key Bank	No report received
	Patients Cash Checking Account	Key Bank	No report received
E4000	Patients Cash Savings Account	Key Bank	No report received
51000 -	NYS OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES	B 1 64 : NA	
	Petty Cash Acct	Bank of America, N.A.	No report received
	Revenue Account	Bank of America, N.A.	9,175,443.82
51210 -	HUDSON VALLEY DDSO	304 01 0 1 44	
	EBT Checking	JPMorgan Chase Bank, N.A.	No report received
	Exchange Account	JPMorgan Chase Bank, N.A.	No report received
	General Fund	JPMorgan Chase Bank, N.A.	No report received
	Investor's Choice Savings	JPMorgan Chase Bank, N.A.	No report received
	Petty Cash Charling	JPMorgan Chase Bank, N.A.	No report received
E1046	PTS Cash Checking	JPMorgan Chase Bank, N.A.	No report received
51240 -	CENTRAL NY DDSO	Key Pank	25 224 22
	Advance Accounts	Key Bank	35,321.22
	Clients Account	Key Bank	110,569.66
	Consumer Cash - Savings	Adirondack Bank	2,934,098.94
E1050	Consumer Cash - Savings	Key Bank	3,418,591.06
51250 -	TACONIC DDSO	MOT Pank	EE 0EC E0
	Agency Advance Account	M&T Bank	55,056.50

General Fund	M&T Bank	14,537.91
Patients Cash Checking	M&T Bank	2,035,900.32
500 Balltown Rd Schenectady, NY		
TDDSO Representative Payee Savings Acct	The Adirondack Trust Company	1,929,160.86
51270 - STATEN ISLAND DDSO		
Clients Cash Account	JPMorgan Chase Bank, N.A.	No report received
General Fund Account	JPMorgan Chase Bank, N.A.	No report received
Money Market Account	JPMorgan Chase Bank, N.A.	No report received
Petty Cash Account	JPMorgan Chase Bank, N.A.	No report received
51290 - CAPITAL DISTRICT DDSO		
Agency Advance Account	Key Bank	No report received
Agency Advance Account	The Adirondack Trust Company	No report received
Consumer EBT Fund / Fiduciary Account	Key Bank	No report received
Consumers Fund / Fiduciary Account	Key Bank	No report received
Patients Account Direct Deposit / Fiduciary Acct	The Adirondack Trust Company	No report received
Patients Fund Operating Acct / Fiduciary Acct	The Adirondack Trust Company	No report received
Summer Camp - Fiduciary Acct	The Adirondack Trust Company	No report received
51330 - WESTERN NY DDSO		
Agency Advance Account	M&T Bank	No report received
CD-Patient Property Funds	Key Bank	No report received
Exchange Account	M&T Bank	No report received
General Account	Community Bank	No report received
Patient Property Funds	Adirondack Bank	No report received
Patient Property Funds	M&T Bank	No report received
51350 - LONG ISLAND DDSO		
Consolidated Advance	JPMorgan Chase Bank, N.A.	No report received
EBT Checking Account	JPMorgan Chase Bank, N.A.	No report received
General Fund	JPMorgan Chase Bank, N.A.	No report received
Patient Cash	JPMorgan Chase Bank, N.A.	No report received
51380 - BROOKLYN DDSO		
CD	Banco Popular	No report received
Consumers Fund	JPMorgan Chase Bank, N.A.	344,434.58
Consumers Money Management	JPMorgan Chase Bank, N.A.	687,351.24
Miscellaneous Receipts	JPMorgan Chase Bank, N.A.	167,784.64
Thomas Shirtz Community Service	JPMorgan Chase Bank, N.A.	8,523.16
51420 - SUNMOUNT DDSO	of Morgan Chase Bank, W.A.	0,323.10
Certificate of Deposit	Community Bank	No report received
Residents Fund	Community Bank	No report received
Sunmount Advance Account		
	Community Bank	No report received
51430 - INSTITUTE FOR BASIC RESEARCH IN DEVELOPMENTAL DISABILITIES	JDM Chara Bank N.A	No according to
Petty Cash 51450 - METRO NY DDSO	JPMorgan Chase Bank, N.A.	No report received
	IDManage Chang Book N.A.	42 277 74
Consolidated Acct	JPMorgan Chase Bank, N.A.	42,377.71
Manhattan DDSO Client Cash	JPMorgan Chase Bank, N.A.	26,944.50
Metro NY DDSOO REP PAYEE ACCOUNT	JPMorgan Chase Bank, N.A.	277,787.06
Patients Cash Account	JPMorgan Chase Bank, N.A.	18,798.32
Patients Money Market Account	JPMorgan Chase Bank, N.A.	0.10
51470 - BERNARD M FINESON DDSO		
Money Market Account	JPMorgan Chase Bank, N.A.	307,127.27
Patient Fund Account	JPMorgan Chase Bank, N.A.	282,701.29
Petty Cash Fund	JPMorgan Chase Bank, N.A.	11,670.98
51780 - FINGER LAKES DDSO		
Advance Account	JPMorgan Chase Bank, N.A.	No report received
F.L. Newark Resident Checking	Community Bank	No report received
Finger Lakes Resident Checking	JPMorgan Chase Bank, N.A.	No report received
FL Vending Machine Account	Community Bank	No report received
General Account	JPMorgan Chase Bank, N.A.	No report received
Geneseo Client Cash	Bank of America, N.A.	No report received
Kelsey Trust Fund	Bank of America, N.A.	No report received
Mary Moore Trust Fund	Bank of America, N.A.	No report received
Monroe Resident Checking	JPMorgan Chase Bank, N.A.	No report received
Monroe Resident Savings	JPMorgan Chase Bank, N.A.	No report received
Patient Food Stamp Account	JPMorgan Chase Bank, N.A.	No report received
51940 - BROOME DDSO		
Broome DDSO	M&T Bank	No report received
Broome DDSO - Advance Account	M&T Bank	No report received
Broothe DDSO - Advance Account	Tier built	No access access and
Broome DDSO - General Fund	M&T Bank	No report received
		No report received
Broome DDSO - General Fund	M&T Bank	
Broome DDSO - General Fund Disabled Individuals Savings	M&T Bank Key Bank	No report received
Broome DDSO - General Fund Disabled Individuals Savings Disabled Individuals Savings	M&T Bank Key Bank M&T Bank	No report received No report received
Broome DDSO - General Fund Disabled Individuals Savings Disabled Individuals Savings OMRDD Broome DDSO EBT Checking	M&T Bank Key Bank M&T Bank	No report received No report received
Broome DDSO - General Fund Disabled Individuals Savings Disabled Individuals Savings OMRDD Broome DDSO EBT Checking 53000 - OFFICE OF ALCOHOLISM & SUBSTANCE ABUSE SERVICES	M&T Bank Key Bank M&T Bank M&T Bank	No report received No report received No report received
Broome DDSO - General Fund Disabled Individuals Savings Disabled Individuals Savings OMRDD Broome DDSO EBT Checking 53000 - OFFICE OF ALCOHOLISM & SUBSTANCE ABUSE SERVICES Agency Advance Acct	M&T Bank Key Bank M&T Bank M&T Bank Key Bank	No report received No report received No report received 2,637.81

Revenue Account	Bank of America, N.A.	25,346.06
53020 - KINGSBORO ALCOHOLISM TREATMENT CENTER		
Petty Cash Advance Account	Bank of America, N.A.	1,033.74
70000 - CUNY UNIVERSITY MANAGEMENT & PROGRAM BOARD OF HIGHER EDUCATION		
CUNY Admin Imprest Cash Account	Citibank	11,103.68
70030 - CUNY HUNTER COLLEGE		
Travel Petty Cash Account	Citibank	50,274.05
70060 - CUNY JOHN JAY COLLEGE		
CUNY JOHN JAY COLLEGE IMPREST FUND	Citibank	16,250.00
70070 - CUNY LEHMAN COLLEGE		
Lehman College	Citibank	4,345.50
70080 - CUNY YORK COLLEGE		
York College Imprest Funds	Citibank	11,288.64
York College Travel Advance Fund	Citibank	817.00
70100 - CUNY COLLEGE OF STATEN ISLAND		
CSI Imprest Cash	TD Bank	4,916.48
70120 - CUNY NYC COLLEGE OF TECHNOLOGY		
NY City College Of Technology Technical College Imprest Fund	Popular Community Bank	5,000.00
70150 - CUNY SCHOOL OF LAW		
CUNY School Of Law	TD Bank	21,110.11

The above balances represent funds deposited in various banking institutions as reported by the State department and agencies, and published in accordance with Section 107 of the State Finance Law.

Division of the Treasury, Department of Taxation and Finance
Christopher Curtis Deputy Commissioner and State Treasurer

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FUNDS OF THE DIVISION OF THE TREASURY OF WHICH THE COMMISSIONER OF TAXATION AND FINANCE IS THE SOLE CUSTODIAN WITH BALANCES AS OF 09/30/2021

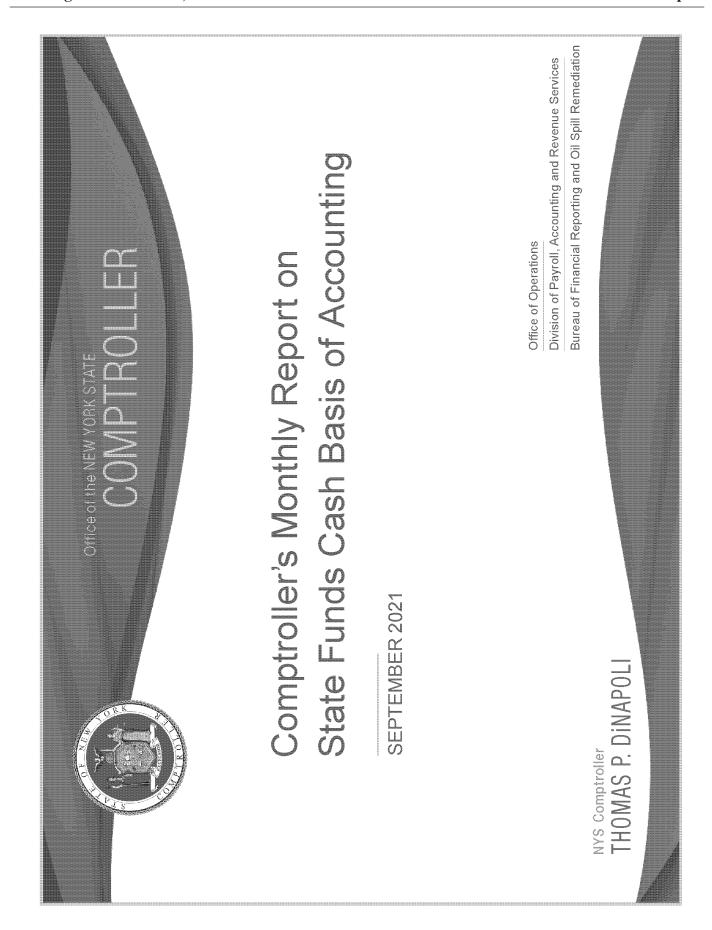
ACCOUNT	DESCRIPTION	DEPOSITORY	BALANCE AS OF 09/30/2021
COMMUN	ITY COLLEGE TUITION AND INSTRUCTIONAL INCOME FUND		
0232	Upstate Community Colleges, Series 2005B	Key Bank	11,006,200.75
DEDADTM	ENT OF FINANCIAL SERVICES		
0001	Property/Casualty Insurance Security Fund	Key Bank	181,383.99
0002	Public Motor Vehicle Security Fund	JPMorgan Chase Bank, N.A.	561,983.38
0003	Workers' Compensation Security Fund	JPMorgan Chase Bank, N.A.	543,420.94
DODMITO	RY AUTHORITY OF THE STATE OF NEW YORK		
0039	Mental Hygiene Facilities Improvement Fund Income Account	Bank of America, N.A.	0.00
0104	Lincoln Medical and Mental Health Center Project Construction Account	Key Bank	3,919.30
0105	Greenpoint Medical and Mental Health Center Project Construction Account	Key Bank	299,145.14
0149	State Advances Repayment Account	Bank of America, N.A.	(1,761.84)
HOMELES:	S HOUSING ASSISTANCE CORPORATION		
0320	Social Services Homeless Housing and Assistance Corporation Operating Account	Key Bank	3,826,610.90
NELSON A	A. ROCKEFELLER EMPIRE STATE PLAZA PERFORMING ARTS CENTER CORPORATION		
0315	The Egg	Key Bank	93,890.47
NEW YOR	K CONVENTION CENTER		
0300	Operating Fund	JPMorgan Chase Bank, N.A.	18,631,688.70
NEW YOR	K JOB DEVELOPMENT AUTHORITY		
0036	Special Purpose Fund	Bank of America, N.A.	2,184,940.34
0371	Series H Commercial Paper	Bank of America, N.A.	1,429,490.18
0389	Daily Demand Special Purpose Bonds Series 1992A-B	JPMorgan Chase Bank, N.A.	340,167.67
0423	Escrow Account for USA Industries Inc.	Key Bank	37,274.67
0424	Escrow Account for Pluritec USA Inc.	Key Bank	19,782.38
0426	Agriculture Loan Program	Key Bank	401,629.14
	RDABLE HOUSING CORPORATION		
0491	Disbursement Account	JPMorgan Chase Bank, N.A.	227,432.96
0520	Development Account	Key Bank	1,330,606.32
0522 0523	Repayment Account Recapture Account	Key Bank	1,032,147.15 17,542.43
0880	Payroll Account	Key Bank JPMorgan Chase Bank, N.A.	0.00
NVS DEDA	ARTMENT OF HEALTH		
0004	Medical Indemnity Fund	JPMorgan Chase Bank, N.A.	(3,217,176.23)
NYS DEPA	ARTMENT OF TAXATION AND FINANCE		
0510	Excelsior Linked Deposit Fund	Key Bank	0.00
0600	World Trade Center Memorial Foundation Fund Account	Bank of America, N.A.	144,163.33
0625	Advance Acct/Imprest Confidential Fund	Bank of America, N.A.	29,347.15
0626	Criminal Investigation Division	Key Bank	242,861.97
0778	PIT/STAR Rebate Exchange Account	JPMorgan Chase Bank, N.A.	0.00
0800	NYS IRS PIT offset account	Key Bank	2,598,851.69
0827	Stock Transfer Incentive Fund	Key Bank	1,231,933.68
0847 0848	Pari-Mutuel Revenue Transfer Account Off-Track Bet Tax Revenue Transfer Account	Key Bank Key Bank	0.00 0.00
		Key Bulk	0.00
0252	SING FINANCE AGENCY Energy Conservation/Tenant Health & Safety Improvement Account	JPMorgan Chase Bank, N.A.	206,163.64
02.52	Agency Assisted Housing Operation Fund	JPMorgan Chase Bank, N.A.	9,811,984.81
0267	Neighborhood Stabilization Program - Round 1	JPMorgan Chase Bank, N.A.	87,646.12
0274	NYSHFA Special Reserve Fund	JPMorgan Chase Bank, N.A.	893,941.02
0283	Small Owner's Assistance Program Account	Key Bank	75,887.92
0285	Public Purpose Account	Key Bank	21,436,800.66
0286	Disbursement Account	Key Bank	3,387,346.83
0287	Infrastructure Development Fund	Key Bank	197,817.52
0288	Mobile Home Cooperative Fund	Key Bank	24,033.82
0292	Homeless Housing Initiatives	Key Bank	200,389.04
0294	Housing Plan Fund	Key Bank	17,235,411.98
0301 0305	HFA - Subsidy Repayment Account HPD Disbursement Fund	Key Bank Key Bank	4,225,395.13 1,227,149.59
0879	Payroll Account	кеу вапк JPMorgan Chase Bank, N.A.	1,227,149.59 98,987.65
			22,227,000
0458	SING TRUST FUND CORPORATION Section 8 Housing Assistance Payment Account	JPMorgan Chase Bank, N.A.	1,143,095.60
	Escrow Account	M&T Bank	1,125,999.45
0460			

0462	General Custodial Account	M&T Bank	68,375,030.86
0465	Home Program Account	M&T Bank	10,345,035.21
0466	Homes for Working Families Account	M&T Bank	8,905,367.34
0467	Section 8 Administrative Account	M&T Bank	9,087,527.85
0469	OCR Community Miscellaneous Programs Account	M&T Bank	8,131,144.83
0470	HCV Main Account	Bank of America, N.A.	71,611,604.57
0471	Empire State Relief Fund	M&T Bank	472,816.46
0472	Master Escrow Account	Bank of America, N.A.	8,281.02
0473	Family Self-Sufficiency Account	Bank of America, N.A.	4,222,868.15
0475	Reserve Account	Bank of America, N.A.	107,444.90
0480	OHP Miscellaneous Programs Account	Bank of America, N.A.	9,924,437.75
0891	Small Cities Community Development Block Grant Program	M&T Bank	8,365.10
0892	Disaster Recovery Initiative Account	M&T Bank	326,858.18
0893	Payroll Account for Small Cities CDBG Program	M&T Bank	158.69
0895	HTFC Storm Recovery Payment	M&T Bank	2,385,893.08
0899	HTFC Storm Recovery Lockbox	US Bank	40,968.71
NYS TEA	CHERS RETIREMENT SYSTEM		
0052	Master Funding Account	State Street Bank & Trust Co.	0.00
0052	Main Account	JPMorgan Chase Bank, N.A.	1,387,637.65
0853	Excess Benefit Fund	JPMorgan Chase Bank, N.A.	2,794,095.26
STATE IN	ISURANCE FUND		
0053	State Insurance Fund	Bank of America, N.A.	63,608,707.57
0054	State Insurance Fund	Bank of America, N.A.	15,725,828.78
0055	State Insurance Fund	Bank of America, N.A.	16,013,175.04
0861	Disability Benefits Fund Tax Escrow Account	Bank of America, N.A.	27,844.61
STATE UI	NIVERSITY CONSTRUCTION FUND		
0034	Income Fund	Key Bank	1,194,551.86
0075	Educational Facilities Revenue Bonds Debt Service Account	Key Bank	31,806.05
0870	Deductions Account	Key Bank	320,344.77

The above balances represent funds deposited in various banking institutions per the records of the Department of Taxation and Finance, Division of Treasury, and published in accordance with Section 107 of the State Finance Law.

Division of the Treasury, Department of Taxation and Finance

Christopher Curtis Deputy Commissioner and State Treasurer



THOMAS P. DINAPOLI STATE COMPTROLLER



OFFICE OF OPERATIONS STATE OF NEW YORK

COMPTROLLER'S MONTHLY REPORT TO THE LEGISLATURE ON STATE FUNDS - CASH BASIS OF ACCOUNTING

September 30, 2021

DIVISION OF PAYROLL, ACCOUNTING AND REVENUE SERVICES BUREAU OF FINANCIAL REPORTING AND OIL SPILL REMEDIATION

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Combining Statements of Cash Receipts, Disbursements and Changes in Fund Balances

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20 22 24 22 28 23 33 33 34 35 35 37

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EXHIBIT A

STATE OF NEW YORK GOVERNMENTAL FUNDS COMBINED STATEMENT OF CASH RECEIPTS, DISBURSEMENTS AND CHANGES IN FUND BALANCES (amounts in millions)

	GENERAL	RAL	SPECIAL	SPECIAL REVENUE	DEBT	DEBT SERVICE	CAPITAL PROJECTS	ROJECTS	-	TOTAL GOVERNMENTAL FUNDS	NTAL FUNDS		YEAR OVER YEAR	AR
	MONTH OF	6 MOS. ENDED	SEP 2021	6 MOS. ENDED	SEP 2021	6 MOS. ENDED	MONTH OF	6 MOS. ENDED	SEP 2021	6 MOS. ENDED	MONTH OF	6 MOS. ENDED	\$ Increase/	% Increase/
RECEIPTS:														
Personal Income Tax	\$ 3,224.9	\$ 17,897.6	s	s	\$ 3,224.9	\$ 17,897.6	· •	69	\$ 6,449.8	\$ 35,795.2	\$ 5,271.4	\$ 26,859.0	\$ 8,936.2	33.3%
Consumption/Use Taxes	460.0	2,353.2	191.9	1,024.6	1,222.7	6,120.1	74.5	322.8	1,949.1	9,820.7	1,744.1	7,725.2	2,095.5	27.1%
Business Taxes	1,707.9	4,424.2	358.9	1,163.3	į	1	44.9	297.3	2,111.7	5,884.8	1,612.4	4,025.3	1,859.5	46.2%
Other Taxes	110.8	9'299	•	•	133.4	728.6	12.0	47.7	256.2	1,443.9	174.4	943.3	9.005	53.1%
Miscellaneous Receipts	256.5	976.6	1,881.9	9,033.4	43.1	222.1	436.7	1,262.6	2,618.2	11,494.7	2,444.4	16,608.5	(5,113.8)	-30.8%
Federal Receipts	(0.3)	•	7,398.1	51,678.7	•	30.2	139.9	591.5	7,537.7	52,300.4	10,136.1	42,740.8	9,559.6	22.4%
Total Receipts	5,759.8	26,319.2	9,830.8	62,900.0	4,624.1	24,998.6	708.0	2,521.9	20,922.7	116,739.7	21,382.8	98,902.1	17,837.6	18.0%
DISBURSEMENTS:														
Local Assistance Grants:														
Education	1,656.9	11,143.6	2,704.5	5,720.4			8.3	115.7	4,369.7	16,979.7	4,157.3	15,273.8	1,705.9	11.2%
Environment and Recreation		5.9	0.2	2.4	•	•	15.6	115.0	15.8	123.3	15.6	71.3	52.0	72.9%
General Government	109.4	6.809	26.0	593.9	•	•	59.9	205.2	195.3	1,408.0	3,937.2	4,723.5	(3,315.5)	-70.2%
Public Health:														
Medicaid	1,322.6	9,783.7	4,182.8	25,041.1	į	•	•		5,505.4	34,824.8	7,004.6	34,247.4	577.4	1.7%
Other Public Health	317.5	1,138.3	864.3	4,359.9	•	•	36.8	269.2	1,218.6	5,767.4	1,078.5	5,030.3	737.1	14.7%
Public Safety	19.4	7.67	205.2	0.688	•	•	0.7	38.8	225.3	1,007.5	151.0	9.608	197.9	24.4%
Public Welfare	943.2	2,032.6	1,389.6	3,568.6	•	•	39.4	315.1	2,372.2	5,916.3	1,487.5	3,520.6	2,395.7	98.0%
Support and Regulate Business	13.1	272.5	14.9	28.3	•	•	104.8	400.2	132.8	701.0	22.3	232.6	468.4	201.4%
Transportation	0.1	72.4	277.5	1,896.2	•	•	346.2	1,315.2	623.8	3,283.8	618.1	2,206.7	1,077.1	48.8%
Total Local Assistance Grants	4,382.2	25,137.6	9,665.0	42,099.8			611.7	2,774.4	14,658.9	70,011.8	18,472.1	66,115.8	3,896.0	2.9%
Departmental Operations:														
Personal Service	820.2	4,172.0	1.999	3,272.3	•	•	•		1,486.3	7,444.3	1,527.0	7,681.5	(237.2)	-3.1%
Non-Personal Service	248.1	1,161.8	440.3	2,705.4	2.2	0.8	•		9.069	3,868.0	756.7	3,445.2	422.8	12.3%
General State Charges	611.9	4,912.7	120.0	861.3	•				731.9	5,774.0	616.1	5,053.7	720.3	14.3%
Debt Service, Including Payments on														
Financing Agreements	•	•	•	42.3	742.2	1,198.2	٠	•	742.2	1,240.5	841.8	1,279.0	(38.5)	-3.0%
Capital Projects (1)					•		710.1	3,507.6	710.1	3,507.6	706.7	3,613.4	(105.8)	-2.9%
sements	6,062.4	35,384.1	10,891.4	48,981.1	744.4	1,199.0	1,321.8	6,282.0	19,020.0	91,846.2	22,920.4	87,188.6	4,657.6	2.3%
Excess (Deficiency) of Receipts over Disbursements	(302.6)	(9,064.9)	(1,060.6)	13,918.9	3,879.7	23,799.6	(613.8)	(3,760.1)	1,902.7	24,893.5	(1,537.6)	11,713.5	13,180.0	112.5%
OTHER FINANCING SOURCES (USES):														
Bond and Note Proceeds (net)	•	1	1	1	•	•	1		•	1	•		•	0.0%
ş	5,073.4	24,799.4	168.2	1,788.5	94.6	767.4	434.1	2,983.7	5,770.3	30,339.0	3,319.7	18,167.0	12,172.0	%0'.29
Transfers to Other Funds (2)	(606.4)	(4,941.6)	(185.0)	(754.1)	(4,772.2)	(24,447.8)	(211.4)	(269.3)	(5,775.0)	(30,412.8)	(3,438.8)	(18,364.8)	12,048.0	65.6%
Total Other Financing Sources (Uses)	4,467.0	19,857.8	(16.8)	1,034.4	(4,677.6)	(23,680.4)	222.7	2,714.4	(4.7)	(73.8)	(119.1)	(197.8)	124.0	62.7%
Excess (Deficiency) of Receipts and Other Financing Sources over														
Disbursements and Other Financing Uses	4,164.4	10,792.9	(1,077.4)	14,953.3	(797.9)	119.2	(391.1)	(1,045.7)	1,898.0	24,819.7	(1,656.7)	11,515.7	13,304.0	115.5%
Beginning Fund Balances (Deficits) (3)	15,789.3	9,160.8	26,700.0	10,669.3	982.1	65.0	(1,798.6)	(1,144.0)	41,672.8	18,751.1	27,457.2	14,284.8	4,466.3	31.3%
Ending Fund Balances (Deficits)	\$ 19,953.7	\$ 19,953.7	\$ 25,622.6	\$ 25,622.6	\$ 184.2	\$ 184.2	\$ (2,189.7)	\$ (2,189.7)	\$ 43,570.8	\$ 43,570.8	\$ 25,800.5	\$ 25,800.5	\$ 17,770.3	68.9%

STATE OF NEW YORK GOVERNMENTAL FUNDS-STATE OPERATING (*) COMBINED STATEMENT OF CASH RECEIPTS, DISBURSEMENTS AND CHANGES IN FUND BALANCES (amounts in millions)

SEP. 2021 SEP. 30, 2021	\$ SEP. 2021 \$ \$ 3.224.9 1,222.7 1,33.4 43.1 4,624.1	\$ 17,897 6 \$ 222.1 30.2 24,988.6	AMONTH OF SEP. 2021 6,449.8 1,374.6 2,44.2 2,473.1 (10.3) (10.3) 12,808.2 4,010.2 1,794.8 435.5 40.6 943.4 27.19 271.9	\$ 35,795.2 \$ 35,795.2 \$ 1,396.2 \$ 1,396.2 \$ 1,396.2 \$ 1,396.2 \$ 1,174.1 \$ 1,396.2 \$ 1,174.1 \$ 1,74.3 \$ 2,431.2 \$ 2,4	SEP. 2020 5.2714 5.2714 1.685.0 1.685.2 1.965.2 1.965.2 1.9677.1 0.49.9 0.4 62.5 2.135.5 438.1 3.861.8 0.4 62.6 428.1	SEP. 30, 2020 \$ 26,850 7,468,0 7,468,0 8,768,4 895,7 13,842,9 62,877,4 62,877,4 11,048,8 11,048,8 11,048,8 11,048,8 11,048,8 11,048,8 11,048,8 11,048,8 11,048,8 11,048,8 11,048,8 11,048,8 11,048,8 11,048,8 11,048,8 11,048,8 11,048,8	\$ Increase Cecrease S 8 936 2 2,029 9 1,828 1 500 5 (3,718.8) (22.1) 9,658.8 57.2 1,381.9 198.6 87.4 675.3	M increase 23.3% 27.2% 48.6% 48.6% -26.9% -42.2% 756.6% 9.0% 11.15.6% 11.1% 74.4% 14.7% 11.7% 11.7%
\$ 17.8976 \$	\$ 3,224.9 1,222.7 133.4 43.1 4624.1	17.887 6 6.120 1 728 6 222.1 30.2 24,988.6	6,449.8 S 1,874.6 2,066.8 2,44.2 2,473.1 (0.3) (0.2) 1,794.8 435.5 40.6 943.4 27.9	S	52714 \$ 1,683.1 1,565.0 1,965.2 4,99 1,000.1 1	26,859.0 7,688.0 3,759.4 13,842.9 62,877.4 62,877.4 11,048.8 15,15.7 11,048.8 1,516.7 11,54.7 117.4	-	23.3% 48.6% 48.6% -2.56.9% -42.2% 12.5% 13.1% 12.5% 13.1% 14.4% 14.4% 14.1% 14.7%
\$ 178976 \$ - \$ \$ 2.383.2	\$ 3,224.9 1,222.7 133.4 43.1 4624.1	17,897.6 6,120.1 728.6 222.1 24,998.6	6,449 8 \$ 1,874 6 \$ 2,066 8 \$ 244.2 \$ 2,473.1 \$ (0.2) \$ 1,734.6 \$ 3,55 \$ 4,00.2 \$ 4,00.2 \$ 4,00.2 \$ 4,00.6 \$ 4,		5,2714 1,668.1 1,668.1 1,62.5 1,968.2 1,968.2 1,0,677.1 1,135.5 1,135.	268890 7,468.0 3,769.4 13,842.9 52,877.4 11,048.8 15,10.1 11,048.8 15,15.7 11,048.8 15,15.7 117.4	-	23.3% 48.6% 48.6% -0.5.9% -1.2.2% 18.1% 12.5% 12.5% 12.5% 12.5% 12.5% 12.5% 12.5% 13.1% 14.7% 14.7%
2,333.2 1919 4,424.2 368.9 667.6 1,873.5 976.6 1,873.5 11,143.6 2,353.3 5,9 0.2 608.9 9.9 9,783.7 472.2 1,138.3 118.0 7,9 7 21.2 2,032.6 0.2 2,032.6 0.2 7,14.8 7,24 271.8 7,24 271.8 7,24 271.8 7,24 271.8 7,148 3,281.8 1,161.8 2,351.8 1,161.8 2,351.8 1,161.8 2,351.8		6,120.1 728.6 222.1 30.2 24,398.6		9,497.9 1,365.7 10,124.1 13,823.1 17,7 694.4 17,14.3 204.8 2033.9 204.7 1,944.7	1,683.1 1,556.0 1,956.2 1,956.2 49.9 0.4 62.5 2,135.5 438.1 3,46 426.8 10.9 10.9 10.9 10.9 10.9 10.9 10.9 10.9	7,488.0 3,789.4 896.7 13,842.9 82.4 62.4 13,510.1 11,048.8 1,515.7 11,048.8 1,515.7 117.4	2,029.9 1,828.1 600.5 (3,718.8) (22.1) 9,553.8 313.0 6.8 57.2 1,381.9 1,381.9 1,381.9 1,381.9 67.2 67.2 67.2 67.2 67.2 67.2	27.2% 48.6% 55.9% -26.9% 14.12.2% 756.6% 9.0% 12.5% 14.1% 14.7%
4,424.2 368.9 667.6 1,873.5 26,319.2 2,424.3 11,143.6 2,363.3 5.9 9.9 9,783.7 472.2 1,138.3 118.0 79.7 21.2 2,032.6 0.2 2,72.5 14.8 7.2.4 271.4 4,172.0 596.4 1,161.8 2363.8	4	728.6 222.1 30.2 30.2 		5,587,5 1,396,2 10,13,13,23,1 7,7 6,94,4 1,74,3 2,033,9 2,034,7 2,033,9 2,034,8 2,034,	1,656.0 1,965.2 1,965.2 49.9 10,677.1 0.4 62.5 2,135.5 438.1 34.6 426.8 10.9	3,789.4 895.7 13,842.9 62.4 62.4 13,510.1 11,048.8 1,515.7 117.4 1,786.6 1,386.6	1,828.1 (3,718.8) (3,718.8) (22.1) 9,653.8 13.0 6.8 57.2 1,381.9 198.6 87.4 676.3	48 6% 56 9% -06 9% -42.2% 18.1% 12.5% 12.5% 49.7% 49.7% 49.7% 14.1%
976.6 1,873.5	4	728.6 222.1 30.2 24,998.6		1,396.2 10,124.1 26,431.2 13,823.1 7,7 694.4 1,749.0 1,744.3 2,033.9 2,033.9 2,033.9 1,944.8 1,948.8	1,965.2 499 499 10,677.1 0,4 62.5 2,135.5 438.1 3,46 428.8 10,9 10,9 10,9 10,9 10,9 10,9 10,9 10,9	13,842.9 52,877.4 62,877.4 13,510.1 10,048 11,048 11,048 11,048 11,048 11,048 11,048 11,048 11,048 11,048	9,663.8 9,663.8 9,663.8 313.0 6,8 6,8 6,7,2 1,381.9 198.6 87.4 675.3	25.9% -42.2% -42.2% -43.2% -53.8% -755.6% 9.0% 12.5% 13.1% 74.4% 65.14.0% -49.7% 14.7% 14.7%
976.6 1,873.5 26,319.2 2,424.3 11,143.6 2,383.3 5.9 0.2 608.9 9.9 9,783.7 472.2 1,138.3 118.0 7.9.7 21.2 2,032.6 0.2 2,032.6 14.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.4 271.8 7.2.6 1.161.8 7.2.6 1.161.8 7.2.6 2.2.6 3.2.6 7.2.6 1.161.8 7.2.7 2.2.6 3.2.6 7.2.7 2.2.7 3.2.6 7.2.7 2.2.7 3.2.6 7.2.7 2.2.7 3.2.7 3.2.6 7.2.7 2.2.7 3.2.7 3.2.7 3.2.6 7.2.7 3.2.7	8,4	222.1 24,1988.6		10,124.1 20,33 22,431.2 7.7 694.4 17,43 20.3 20,39 20.39 20.43 1,943 33,147.4	1,966.2 49.9 10,677.1 0.4 62.5 2,135.5 438.1 946.8 426.8 10.9 10.9	13,842,9 62,4 52,877,4 113,510,1 637,2 11,048,8 15,57 117,4 138,6 13,88,6	(37188) (221) 9,653.8 313.0 6.8 57.2 1,381.9 198.6 87.4 675.3	2.5.9% 18.1% 18.1% 2.3% 7.55.6% 9.0% 11.2.5% 14.1% 514.0% 34.1% 14.7%
11,143.6 2,363.3 668.9 9.9 9.9 9.7 7.11.148.3 118.0 7.9.7 21.2 2,022.6 0.2 2,023.6 0.2 2,023.6 0.2 2,024.6 2,025.6 14.8 7.2 2,025.6 14.8 7.2 2,035.6 14.8 7.2 2,035.6 14.8 7.2 4,172.0 5.95.4 1.161.8 2.255.3 4,912.7 88.9		24,398 6		203 62,431.2 77 694.4 17,43.7 1,743.2 204.8 204.8 204.8 204.8 33,147.4	2,135.5 43.8 2,135.5 438.1 426.8 426.8 426.8 426.8 426.8	62.4 62.877.4 13.510.1 0.9 637.2 11,046.8 1,515.7 117.4	(221) 9,638 = 1 313 0 6 8 67.2 1,381 9 198 6 87.4 675 3	18.1% 18.1% 2.3% 7.56.6% 9.0% 12.5% 13.1% 74.4% 49.7% 514.0% 34.1% 11.7%
26,319.2 2,424.3 11,143.6 2,363.3 5,9 99 608.9 99 9,783.7 472.2 1,138.3 118.0 79.7 21.2 2,022.6 0.2 272.5 14.8 72.4 271.8 25,137.6 595.4 1,161.8 256.3 4,912.7 88.9		24,3986		62,431.2 13,823.1 7,7 694,4 1,744.3 2,033.9 2,033.9 1,944.8 1,948.8	2,136 5 438 1 2,135 5 438 1 346 426 8 10.9	13,510.1 13,510.1 11,048.8 1,516.7 17.4 1,386.6	9,563.8 313.0 6.8 57.2 1,381.9 198.6 87.4 675.3	18.1% 2.3% 755.6% 9.0% 12.5% 13.1% 74.4% 65.14.0% 34.11%
11,143,6 2,38 6,9 608.9 608.9 1,1188.3 1,1188.3 1,1188.3 1,22.5 2,032.6 2,723.5 2,724.4 2,172.6 5,141.161.8 2,23 1,161.8 2,23 1,161.8 2,23 1,161.8 2,23 1,161.8 2,23 1,161.8 2,23 1,161.8 2,23 1,161.8 2,23 1,161.8 2,23 1,161.8 2,23 1,161.8 2,123 1,161.8 2,	2679 5			13,823.1 7.7 694.4 1.714.3 2,043.9 2,033.9 2,033.9 1,944.8 1,948.8	3,881.8 0.4 62.5 2,135.5 428.6 426.8 10.9 2,43.1	13,510.1 0.9 637.2 11,048.8 1,515.7 17.4 1,358.6	313.0 6.8 57.2 1,381.9 198.6 87.4 675.3	2.3% 755.6% 9.0% 12.5% 13.1% 74.4% 614.0% 34.1%
11,143.6 2,34 6,9 608.9 608.9 1,138.7 1,138.3 1,138.7 2,202.6 2,724.4 22,54,172.0 5,14,1	2,679.5 1,8 85.5 2,647.0 1,2 1,3 1,3 1,371.4 1,009.8			13,823.1 7.7 694.4 12,430.7 11,714.3 204.8 204.8 204.8 204.8	3,861.8 0.4 62.5 2,135.5 428.6 10.9 2,43.1	13,510.1 0.9 637.2 11,048.8 1,515.7 1,768.6 1,368.6	313.0 6.8 57.2 1,381.9 198.6 87.4 67.5.3	23% 755.6% 9.0% 12.5% 13.4% 74.4% 6.14.0% 34.1%
11,143.6 2,33 6,9 608.9 608.9 4783.7 447 1,138.3 79.7 79.7 79.7 79.7 79.7 79.7 79.7 79	2,679.5 1.8 85.5 2,247.0 1,871.4 1,871.4			13,823.1 7.7 694.4 12,430.7 1,714.3 2,033.9 2,94.7 1,943.8	3,861.8 0.4 0.2 2,135.5 438.1 34.6 426.8 10.0 243.1	13,510.1 0.9 637.2 11,048.8 1,515.7 1,368.6	313.0 6.8 57.2 1,381.9 198.6 87.4 675.3	2.3% 755.6% 9.0% 12.5% 13.1% 74.4% 49.7% 514.0% 3.4.1%
608.9 608.9 9,783.7 1,188.3 1,188.3 1,188.3 2,032.6 2,032.6 2,032.6 2,032.6 1,161.8 4,172.0 656 1,161.8 676 1,161.8 676 1,161.8 676 1,161.8 1,161	1.8 85.5 2.647.0 576.0 1.25.1 1.871.4 8.009.8			7.7 694.4 112,430.7 1,714.3 2,033.9 294.7 1,943.8	0.4 2,135.5 438.1 34.6 10.9 243.1	0.9 637.2 11,048.8 1,515.7 17.4 1,358.6	6.8 57.2 1,381.9 198.6 87.4 675.3	755.6% 9.0% 12.5% 13.1% 74.4% 49.7% 514.0% 34.1%
9783.7 41, 1,188.3 11, 79.7 2,022.6 272.5 272.4 201.72.4 201.72.4 1,161.8 22, 4,912.7 8	85.5			694.4 1,714.3 204.8 2,033.9 294.7 1,943.8	2,135,55 4,38,1 428,8 10,9 243,1	637.2 11,048.8 1,515.7 117.4 1,358.6	57.2 1,381.9 198.6 87.4 675.3	9.0% 12.5% 13.1% 74.4% 49.7% 514.0% 34.1%
9,783.7 1,138.3 1,138.3 79.7 2,032.6 2,032.6 2,537.6 4,172.0 4,172.0 1,161.8 4,912.7	5760			12,430.7 1,714.3 204.8 2,033.9 294.7 1,943.8	2,135,5 438.1 34.6 426.8 10.9	11,048.8 1,515.7 117.4 1,358.6	1,381.9 198.6 87.4 675.3	12.5% 13.1% 74.4% 49.7% 514.0% 34.1%
9,783,7 1,138,3 1,138,3 79,7 2,032,6 272,5 272,5 28,137,6 4,172,0 1,161,8 4,912,7	2,647.0 676.0 1.55.1 1.3 1.871.4 8,009.8			12,430.7 1,714.3 204.8 2,033.9 294.7 1,943.8 33,147.4	2,135,5 438.1 34.6 426.8 10.9 243.1	11,048.8 1,515.7 117.4 1,358.6	1,381.9 198.6 87.4 675.3	12.5% 13.1% 74.4% 49.7% 514.0% 34.1%
1,138.3 1,138.3 19.7 2,032.6 272.6 72.4 25,137.6 4,172.0 1,161.8 2,912.7	576.0 125.1 1.3 22.2 1,871.4			1,714.3 204.8 2,033.9 294.7 1,943.8	438.1 34.6 426.8 10.9 243.1	1,515.7 117.4 1,358.6	198.6 87.4 675.3	13.1% 74.4% 49.7% 514.0% 34.1%
797 2,0326 2725 724 724 4,1720 1,161.8 4,9127	125.1			2,033.9 2,94.7 1,943.8 33,147.4	34.6 426.8 10.9 243.1	1,358.6	87.4 675.3	74.4% 49.7% 514.0% 34.1% 11.7%
20226 27256 724 22 724 22 4,172 8,28 1,161.8 22 4,912.7 8	1.3			2,033.9 294.7 1,943.8 33,147.4	426.8 10.9 243.1	1,358.6	675.3	49.7% 514.0% 34.1% 11.7%
28,137.6 28,137.6 4,172.0 5 4,127.7 4,1912.7	22.2 1,871.4 8,009.8			294.7 1,943.8 33,147.4	10.9	40.0		514.0% 34.1% 11.7%
72.4 3, 25,137.6 3, 4,172.0 1,161.8 4,912.7	8,009.8	, ,		1,943.8	243.1	200	246.7	34.1%
26,137.6 3, 4,172.0 1,161.8 4,912.7	8,009.8			33,147.4		1,449.2	494.6	11.7%
4,172.0 1,161.8 4,912.7					7,213.7	29,685.9	3,461.5	
4,172.0 1,161.8 4,912.7				_				
1,161.8 4,912.7	2,525.4		1,415.6	6,697.4	1,443.0	7,082.3	(384.9)	-5.4%
4,912.7	1,406.5 2.2	8.0	485.6	2,569.1	528.7	1,857.0	712.1	38.3%
	472.7		700.8	5,385.4	592.6	4,789.5	595.9	12.4%
	- 742.2	1,198.2	742.2	1,198.2	841.8	1,279.0	(80.8)	-6.3%
		·		<u> </u> -	•			%0:0
4,181.2	12,414.4 744.4	1,199.0		48,997.5	10,619.8	44,693.7	4,303.8	%9.6
(302.6) (9,064.9) (1,756.9)	(1,301.0) 3,879.7	23,799.6	1,820.2	13,433.7	57.3	8,183.7	5,250.0	64.2%
24 799 4	22084	767.4		27 775 2	3 2 1 7 1	17 321 5	10 453 7	60.4%
(4 941 6)	7 47	(24 447 8)		29 507 0)	(3.107.4)	(17 330 5)	12 176 5	20.3%
19,857.8		(23,680.4)		(1,731.8)	109.7	(9.0)	(1,722.8)	-19,142.2%
10,792.9	789.8 (797.9)	119.2		11,701.9	167.0	8,174.7	3,527.2	43.1%
9,160.8	5,708.6 982.1	65.0		14,934.4	22,416.0	14,408.3	526.1	3.7%
19,953.7 \$ 19,953.7 \$ 6,498.4 \$	6,498.4 \$ 184.2	184.2	26,636.3 \$	=	22,583.0 \$	22,583.0	\$ 4,053.3	17.9%
35,384.1 4,181.2 (9,064.9) (1,756.9) (1,756.9) (4,941.6) (4,941.6) (4,941.6) (19,887.8 147.0 (1,609.9)			1,199.0 23,799.6 767.4 (23,680.4) (23,680.4) 119.2 65.0	1,199.0 10,988.0	1,199.0 10,988.0 48,997.5 23,799.6 1,820.2 13,433.7 767.4 5,351.0 27,775.2 (24,447.6) (5,414.6) (29,507.0) (23,890.4) (33.6) (1,731.8) 119.2 1,756.6 11,701.9 65.0 24,879.7 14,934.4 \$ 194.2 \$ 26,636.3 \$ 26,636.3	1,199.0 10,988.0 48,997.5 10,619.8	1,199.0 10,988.0 48,997.5 10,619.8 44,6 23,799.6 1,820.2 13,433.7 57.3 8,11 (24,447.6) (5,414.6) (22,507.0) (3107.4) (17,31.8) (23,890.4) (63.6) (1,731.8) (167.0 8,11 119.2 1,756.6 11,701.9 167.0 8,11 5 194.2 5 26,636.3 5 26,636.3 5 22,583.0 5 22,583.0 23,707.1 17,31.8 (17,31.8) (17,31.8 (1,731.8) (14,31.4 (1,199.0 10,398.0 48,997.5 10,619.8 44,683.7 10,23,799.6 1,820.2 13,433.7 57.3 8,183.7 1,820.2 13,433.7 1,321.5

(*) <u>State Operating Funds</u> are comprised of the General Funds. State Special Revenue Funds supported by activities from dedicated revenue sources (including operating transfers from Federal Funds) and Debt Service Funds. (**) Eliminations between Special Revenue - State and Federal Funds are not included.

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EXHIBIT A NOTES SEPTEMBER 2021

Certain disbursements from Capital Projects funds are financed by operating transfers from other funds, proceeds of State bonds and notes, and reimbursements received from Public Authorities and the Federal Government. The amounts shown below represent disbursements to be reimbursed in future months from the sources indicated.

GOVERNMENTAL FUNDS FOOTNOTES

Urban Development Corporation (Correctional Facilities)	\$337.0 million
Urban Development Corporation (Youth Facilities)	18.9
Housing Finance Agency (HFA)	682.0
Housing Assistance Fund	12.9
Dormitory Authority (Mental Hygiene)	448.3
Dormitory Authority and State University Income Fund	570.6
Federal Capital Projects	1,005.2
State bond and note proceeds	119.8

Operating Transfers constitute legally authorized transfers from a fund receiving revenues to a fund through which disbursements will ultimately be made. The more significant transfers include

General Fund "Transfers to Other Funds" are as follows:

State Capital Projects Fund	\$2,826.2 million	million
General Debt Service Fund	179.9	
Banking Services Account	20.5	
Building Administration Account	8.0	
Business Services Center	30.0	
Centralized Tech Services	11.5	
Charter School Stimulus	4.8	
Court Facilities Incentive Aid Fund	38.4	
Dedicated Highway & Bridge Trust Fund	33.0	
Dedicated Infrastructure Investment Fund	70.07	
Dedicated Mass Transportation (Non MTA)	2.5	
Dedicated Mass Transportation - Railroad Account	4.4	
Dedicated Mass Transportation - Transit Authority Account	24.4	
Environmental Protection Fund	14.0	
Health Insurance Revolving Fund	12.0	
Mass Transportation Financial Assistance	146.6	
Mass Transportation Operating Assistance Fund	29.7	
New York Central Business District Trust Fund	75.8	
New York City County Clerks' Operations Offset	2.1	
Recruitment Incentive	2.6	
Spinal Cord Injury Account	5.7	
State Fair Receipts	7.0	
State University Income Fund	1,185.4	

Also included in the General Fund are transfers representing payments for patients residing in State operated health, mental hygiene and State University facilities to Debt Service funds (\$3.4m), and the State University Income Fund (\$202.9m).

§72(4)(b) was added to the State Finance Law in 2010 to permit the State's General Debt Service Fund to maintain a cash reserve for the payment of debt service, and related expenses, during the current fiscal quarter. As of September 30, 2021 - pursuant to a certification of the Budget Director-payment obligations were met out of these reserves and future payment amounts were schedulec for transfer at the commencement of the succeeding month.

Special Revenue Funds: "Transfers To Other Funds' includes transfers to Mental Health Services Fund and Department of Health Income Fund (5544.4m) representing the federal share of Medicald payments for patients residing in State-operated Health and Mental Hygiene facilities, SUNY Capital Projects Fund (\$1.7m) and All Other Capital Projects (\$27.6m).

Also included in Special Revenue funds are transfers to the General Fund from the following:

Administration Adjudication Account	\$1.4 million
Clean Air	3.1
Encon Special Revenue	1.7
Federal Health and Human Services Fund	58.7
Federal USDA/Food and Nutrition	18.3
Fingerprint Identification Technology Account	9.4
Health Care Reform Act Resources Fund	6.8
HESC Insurance Premium Account	5.0
Miscellaneous State Special Revenue Fund	5.0
Nursing Home Receivership Account	1.0
Professional Medical Conduct Account	1.1
Public Service Account	2.1
Statewide Public Safety Communications	8.8
System and Technology Account	1.9
SUNY Income Fund	20.9
Unemployment Insurance Administration	13.9
Unemployment Insurance, Interest & Penalty	11.3
Workers' Compensation Board	6.4

Debt Service Funds "Transfers To Other Funds" includes transfers to the General Fund from the following:

\$17,005.7 million	2,038.3	3,935.8	707.0	699.2	
Revenue Bond Tax Fund	Local Government Assistance Tax Fund	Sales Tax Revenue Bond Tax Fund	Clean Water/Clean Air Fund	Mental Health Services Fund	

Also included in Debt Service funds are transfers to Special Revenue funds representing receipts in excess of lease-purchase obligations that are used to finance a portion of the operating expenses for the Department of Health (\$61.8m).

Capital Projects Funds "Transfers To Other Funds" includes transfers to the General Fund (\$228.6m) and the General Debt Service Fund - Lease Purchase (\$40.7m).

3. Pursuant to FY 2022 Enacted Budget Legislation (Chapter 50), IFR/CUTRA (City University Tuition Reimbursement Account) Fund and CUNY Senior College Operating Fund have both been reclassified from Special Revenue State Funds and Agency Funds, respectively, to Enterprise Funds. As a result of this change, the beginning cash balances in the Special Revenue State Funds and the Agency Funds have been reduced by \$113. Bm and \$106 m, respectively, and the Funds have been increased by \$182.4m

Additionally, the College Savings Account within the Miscellaneous State Special Revenue Funds was reclassified to the Private Purpose Trust Funds. As a result of this change, the beginning balance of the Special Revenue State Funds has been reduced by an additional \$25.7m and Private Purpose Trust Funds increased by \$25.7m

EXHIBIT B

% Increase/ Decrease 716.8% -30.1% -84.7% **-40.9**% 962.7% 94.1% 1,007.5% -44.0% 17.6% 1,400.0% 12.1% 86.7% 76.3% 7.8% YEAR OVER YEAR 1,474.4 (10,179.8) (10,098.1) (18,803.5) \$ Increase/ (Decrease) 778.8 222.9 349.6 (20,165.6) (18,814.3) 13.3 4.2 **9.1** 232.3 10.8 19.9 6 MOS. ENDED SEP. 30, 2020 205.7 33,873.9 11,925.9 **46,005.5** 80.9 236.9 34.7 45,791.2 46,143.7 (138.2) 75.7 (0.3) **75.4** (62.8) (330.6) (330.6) 41.1 2,491.7 1,396.4 3,929.2 (20.6) 3.1 3,888.9 3,949.8 16.3 39.6 5.0 MONTH OF SEP. 2020 TOTAL PROPRIETARY FUNDS 6 MOS. ENDED SEP. 30, 2021 859.7 459.8 384.3 25,625.6 27,329.4 1,680.1 23,694.1 1,827.8 27,202.0 (35.5) (127.4) 89.0 (4.5) **84.5** (42.9)(105.6) (78.4) 357.8 1,186.4 239.4 1,783.6 55.4 ,421.4 ,**761.1** MONTH OF SEP. 2021 22.5 4.7 145.3 139.0 4.7 27.2 6 MOS. ENDED SEP. 30, 2021 (363.5) 82.0 (4.5) 77.5 (61.5) 245.0 245.0 61.3 216.2 29.0 16.0 INTERNAL SERVICE (336.3) (15.9) 14.3 47.3 4.4 0.99 4.7 4.7 50.1 50.1 MONTH OF SEP. 2021 6 MOS. ENDED SEP. 30, 2021 (65.9) (28.9) 328.0 269.1 1,435.1 23,694.1 1,827.8 **26,957.0** 798.4 243.6 355.3 25,625.6 27,022.9 7.0 ENTERPRISE 1,421.4 307.7 1,186.4 239.4 1,733.5 131.0 230.7 51.0 38.4 MONTH OF SEP. 2021 Transfers to Other Funds Total Other Financing Sources (Uses) OTHER FINANCING SOURCES (USES): Beginning Fund Balances (Deficits) Ending Fund Balances (Deficits) Excess (Deficiency) of Receipts over Disbursements and Other Excess (Deficiency) of Receipts and Other Financing Sources Transfers from Other Funds Unemployment Benefits Total Disbursements Departmental Operations: Miscellaneous Receipts Federal Receipts
Unemployment Taxes
Total Receipts Non-Personal Service General State Charges Over Disbursements DISBURSEMENTS: Personal Service

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STATE OF NEW YORK PROPRIETARY FUNDS COMBINED STATEMENT OF CASH RECEIPTS, DISBURSEMENTS AND CHANGES IN FUND BALANCES (amounts in millions)

EXHIBIT (

STATE OF NEW YORK TRUST FUNDS COMBINED STATEMENT OF CASH RECEIPTS, DISBURSEMENTS AND CHANGES IN FUND BALANCES (amounts in millions)

% Increase/ Decrease 11.2% -3.6% 39.1% 4.0% **2.0**% 172.7% 204.5% 330.3% 0.0% 172.7% YEAR OVER YEAR \$ Increase/ (Decrease) 1.8 0.9 1.3 5.7 5.7 6 MOS. ENDED SEP. 30, 2020 38.8 4.6 22.5 **65.9** 62.6 **62.6** 9.9 (3.3) (3.3) 14.3 6.41 8.3 0.8 3.5 9.9 1.7 MONTH OF SEP. 2020 TOTAL TRUST FUNDS 6 MOS. ENDED SEP. 30, 2021 9.69 **69.6** 37.4 6.4 23.4 **67.2** 40.2 2.4 8.4 0.9 3.5 2.8 15.0 15.0 40.4 2.2 MONTH OF SEP. 2021 6 MOS. ENDED SEP. 30, 2021 40.2 42.6 0.3 2.4 PRIVATE PURPOSE 0.6 **0.6** 0.5 1.0 0.5 42.1 9 MONTH OF SEP. 2021 6 MOS. ENDED SEP. 30, 2021 6.99 **6.6.9** 37.2 6.4 23.3 **66.9** PENSION (1.7) 4.4 4.4 8.3 0.9 3.5 7.7 1.7 1.7 MONTH OF SEP. 2021 Transfers from Other Funds
Transfers to Other Funds
Total Other Financing Sources (Uses) OTHER FINANCING SOURCES (USES): Beginning Fund Balances (Deficits) Ending Fund Balances (Deficits) Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Excess (Deficiency) of Receipts Over Disbursements Non-Personal Service General State Charges **Total Disbursements** Departmental Operations: Miscellaneous Receipts Total Receipts DISBURSEMENTS: Personal Service Financing Uses

9

EXHIBIT D

STATE OF NEW YORK
BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL
FISCAL YEAR 2021-2022
FOR SIX MONTHS ENDED SEPTEMBER 30, 2021
(amounts in millions)

		ALL	ALL GOVERNMENTAL FUNDS	SONC	
				Actual Over/	Actual Over/
	Enacted	Updated		(Under)	(Under)
	Financial Plan (*)	Financial Plan (**)	Actual	Enacted Financial Plan	Updated Financial Plan
.01-01-0					
RECEIPLS:					
Taxes:					
Personal Income	\$ 31,006.0	\$ 35,212.0	\$ 35,795.2	\$ 4,789.2	\$ 583.2
Consumption/Use	8,972.0	9,564.0	9,820.7	848.7	256.7
Business	4,547.0	4,980.0	5,884.8	1,337.8	904.8
Other	1,202.0	1,358.0	1,443.9	241.9	85.9
Miscellaneous Receipts	10,864.0	11,670.0	11,494.7	630.7	(175.3)
Federal Receipts	55,679.0	53,470.0	52,300.4	(3,378.6)	(1,169.6)
Total Receipts	112,270.0	116,254.0	116,739.7	4,469.7	485.7
DISBURSEMENTS					
ocal Assistance Grants	73 771 0	71 148 0	70 011 8	(3 759 2)	(1 136 2)
Departmental Operations	11 957 0	11 388 0	11 312 3	(5,7,55.2)	(1,133.2)
General State Charges	5.751.0	5.730.0	5 774 0	23.0	44.0
Debt Service	1.310.0	1.257.0	1.240.5	(269)	(16.5)
Capital Projects	4,148.0	3,796.0	3,507.6	(640.4)	(288.4)
Total Disbursements	96,937.0	93,319.0	91,846.2	(8,090.8)	(1,472.8)
Excess (Deficiency) of Receipts					
over Disbursements	15,333.0	22,935.0	24,893.5	9,560.5	1,958.5
OTHER FINANCING SOURCES (USES):					
Bond and Note Proceeds, net	- 759 90	- 20 00	- 0000	- 2738.0	- 707
Transfers to Other Funds	26,611.0 (26,687.0)	0.51912.0	(30,412.8)	3,725.8	427.0 425.8
Total Other Financing Sources (Uses)	(76.0)	(75.0)	(73.8)	2.2	1.2
Total of the state					
Excess (Denoteing) of Necelpts and Other Financing Sources over Disbursements					
and Other Financing Uses	15,257.0	22,860.0	24,819.7	9,562.7	1,959.7
			18,751.1		
Fund Balances (Deficits) at September 30, 2021	\$ 34,008.0	\$ 41,611.0	\$ 43,570.8	\$ 9,562.8	\$ 1,959.8

Source: 2021-22 Enacted Financial Plan dated May 25, 2021. Source: 2021-22 First Quarter Update dated September 15, 2021. ε£

EXHIBIT D

BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL FISCAL YEAR 2021-2022 FOR SIX MONTHS ENDED SEPTEMBER 30, 2021 (amounts in millions) STATE OF NEW YORK

			ST	ATE OP	STATE OPERATING FUNDS (***)	(***) SC			
	Enacted Financial Plan (*)		Updated Financial Plan (**)		Actual	(L)	Actual Over/ (Under) Enacted	Actual Over/ (Under) Updated Financial P	Actual Over/ (Under) Updated Financial Plan
RECEIPTS: Taxes: Personal Income	\$ 31,006.0	8.0	35,212.0	↔	35,795.2	↔	4,789.2	↔	583.2
Consumption/Use Business Other	8,666.0 4,244.0 1,154.0	0 0 0	9,249.0 4,667.0 1,310.0		9,497.9 5,587.5 1,396.2		831.9 1,343.5 242.2		248.9 920.5 86.2
Miscellaneous Receipts Federal Receipts Total Receipts	9,104.0 206.0 54,380.0	0.000 0.000	9,909.0 88.0 60,435.0		10,124.1 30.3 62,431.2		1,020.1 (175.7) 8,051.2		215.1 (57.7) 1,996.2
DISBURSEMENTS: Local Assistance Grants Denartmental Onerations	35,279.0	0.0	33,758.0		33,147.4		(2,131.6)		(610.6)
Coperational Sporagons Debt Service Control Projects	5,495.0 1,268.0	0.00	5,335.0 1,215.0		5,385.4 1,198.2		(109.6) (69.8)		(16.8)
Total Disbursements	51,650.0		49,617.0		48,997.5		(2,652.5)		(619.5)
Excess (Deficiency) of Receipts over Disbursements	2,730.0	0.0	10,818.0		13,433.7		10,703.7		2,615.7
OTHER FINANCING SOURCES (USES): Transfers from Other Funds Transfers to Other Funds Total Other Financing Sources (Uses)	24,330.0 (25,409.0) (1,079.0)	0.00	27,208.0 (28,632.0) (1,424.0)		27,775.2 (****) (29,507.0) (****) (1,731.8)		3,445.2 4,098.0 (652.8)		567.2 875.0 (307.8)
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	1,651.0	0:	9,394.0		11,701.9		10,050.9		2,307.9
Fund Balances (Deficits) at April 1 Fund Balances (Deficits) at September 30, 2021	14,934.0 \$ 16,585.0	0.00	14,934.0 24,328.0	₩.	14,934.4 26,636.3	€	0.4	40	2,308.3

 ^(*) Source: 2021-22 Enacted Financial Plan dated May 25, 2021.
 (**) Source: 2021-22 First Quarter Update dated September 15, 2021.
 (***) <u>State Operating Funds</u> are comprised of the General Fund, State Special Revenue Funds supported by activities from dedicated revenue sources (including operating transfers from Federal Funds) and Debt Service Funds.
 (****) Eliminations between Special Revenue - State and Federal Funds are not included.

BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL FISCAL YEAR 2021-2022 FOR SIX MONTHS ENDED SEPTEMBER 30, 2021 STATE OF NEW YORK (amounts in millions)

					GEN	GENERAL FUND				
		To to to	=	Indated				Actual Over/	▼ ∪ ∃	Actual Over/
	i 듄 입	Financial Plan (*)	5 = -	Financial Plan (**)		Actual	遣	Enacted Financial Plan	Finan	Updated Financial Plan
RECEIPTS:										
Taxes: Personal Income	↔	15,503.0	s	17,606.0	G	17,897.6	G	2,394.6	ь	291.6
Consumption/Use		2,169.0		2,303.0		2,353.2		184.2	•	50.2
Business		3,268.0		3,629.0		4,424.2		1,156.2		795.2
Other		636.0		658.0		9'299		31.6		9.6
Miscellaneous Receipts		766.0		827.0		976.6		210.6		149.6
Federal Receipts		•						•		
Transfers From:										
PIT / ECET in excess of Revenue Bond Debt Service		14,535.0		16,668.0		17,005.7		2,470.7		337.7
		5,402.0		5,843.0		5,974.1		572.1		131.1
Real Estate Taxes in excess of CW/CA Debt Service		488.0		631.0		707.0		219.0		76.0
All Other		1,279.0		1,184.0		1,112.6		(166.4)		(71.4)
Total Receipts and Other Financing Sources		44,046.0		49,349.0		51,118.6		7,072.6		1,769.6
DISBLIBSEMENTS										
l ocal Assistance Grants		07 026 0		25 627 0		25 137 B		(1 888 /)		(189.4)
Donatmontal Donations		780.0		5,027.0		5,137.0		(1,000.1)		(+03.4)
General State Charges		5.037.0		4 849 0		4 912 7		(124.3)		(300.7) (43.7)
Transfers To:				1		: ! !		() 		
Debt Service		199.0		1740		1799		(191)		65
Capital Projects		2.250.0		2.649.0		2.943.2		693.2		294.2
State Share Medicaid				'		_	(***)	206.3		206.3
SUNY Operations		959.0		1,070.0				226.4		115.4
Other Purposes		518.0		632.0		426.8		(91.2)		(205.2)
Total Disbursements and Other Financing Uses		41,769.0		40,423.0		40,325.7		(1,443.3)		(97.3)
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements		0 277 0		9000		40 700 0		0 7 0		990
and Omer rinancing Uses		6,277.0		0.926,0		10,792.9		6,515.9		6.000,1
Fund Balances (Deficits) at April 1		9,161.0		9,161.0		9,160.8		(0.2)		(0.2)
Fund Balances (Deficits) at September 30, 2021	s	11,438.0	\$	18,087.0	\$	19,953.7	€9	8,515.7	\$	1,866.7

 ^(*) Source: 2021-22 Enacted Financial Plan dated May 25, 2021.
 (**) Source: 2021-22 First Quarter Update dated September 15, 2021.
 (***) Includes transfers to the Department of Health Income Fund and the State University Income Fund representing payments for patients residing in State-Operated Health and State University facilities.

EXHIBIT D

STATE OF NEW YORK
BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL
FISCAL YEAR 2021-2022
FOR SIX MONTHS ENDED SEPTEMBER 30, 2021
(amounts in millions)

					SPE	CIAL RE	SPECIAL REVENUE FUNDS	NDS				
	Enacted Financial	ed Sial	Updated Financial							Actual Over/ (Under) Enacted		Actual Over/ (Under) Updated
	Plan (*)	*	Plan (**)	4	Actual	Eliminations	ations	Total		Financial Plan	Fin	Financial Plan
RECEIPTS:												
Taxes:												
Personal Income	\$		•	⇔		↔	•	s	,	٠	↔	•
Consumption/Use		950.0	1,003.0	0	1,024.6		•	0,1	1,024.6	74.6		21.6
Business		976.0	1,038.0	0	1,163.3		•	1,	63.3	187.3		125.3
Miscellaneous Receipts		8,247.0	8,993.0	0	9,033.4		•	0'6	9,033.4	786.4		40.4
Federal Receipts	Ŋ	54,618.0	52,729.0	0	51,678.7			51,6	51,678.7	(2,939.3)	_	(1,050.3)
Transfers from Other Funds (***)		1,682.0	2,087.0	0	2,208.4		(419.9)	1,7	88.5	106.5		(298.5)
Total Receipts and Other Financing Sources	9	66,473.0	65,850.0		65,108.4		(419.9)	64,6	64,688.5	(1,784.5)		(1,161.5)
DISBURSEMENTS:												
Local Assistance Grants	4	44,419.0	42,912.0	0	42,099.8		•	42,0	42,099.8	(2,319.2)	_	(812.2)
Departmental Operations		6,169.0	5,966.0	0	5,977.7		•	5,9	5,977.7	(191.3)	_	11.7
General State Charges		714.0	881.0	0	861.3			∞	861.3	147.3		(19.7)
Debt Service		45.0	42.0	0	42.3				42.3	0.3		0.3
Capital Projects			•							•		•
Transfers to Other Funds (***)		1,170.0	1,251.0		1,174.0		(419.9)	7	754.1	(415.9)		(496.9)
Total Disbursements and Other Financing Uses	6	52,514.0	51,052.0		50,155.1		(419.9)	49,7	49,735.2	(2,778.8)		(1,316.8)
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements												
and Other Financing Uses	-	13,959.0	14,798.0	_	14,953.3			14,9	14,953.3	994.3		155.3
Fund Balances (Deficits) at April 1		10,669.0	10,669.0		10,669.3		•	10,6	10,669.3	0.3		0.3
Fund Balances (Deficits) at September 30, 2021	\$	24,628.0	\$ 25,467.0	\$	25,622.6	\$		\$ 25,6		\$ 994.6	₩.	155.6

 ^(*) Source: 2021-22 Enacted Financial Plan dated May 25, 2021.
 (**) Source: 2021-22 First Quarter Update dated September 15, 2021.
 (***) Actual reported transfer amounts include eliminations between Special Revenue - State and Federal Funds.

EXHIBIT D

STATE OF NEW YORK
BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL
FISCAL YEAR 2021-2022
FOR SIX MONTHS ENDED SEPTEMBER 30, 2021
(amounts in millions)

		STATE SPECIA	STATE SPECIAL REVENUE FUNDS	S			FEDERAL SPECI	FEDERAL SPECIAL REVENUE FUNDS	SC	
				Actual Over/	Actual Over!				Actual Over/	Actual Over/
	Enacted	Updated		(Under)	(Under)	Enacted	Updated		(Under)	(Under)
	Financial Plan (*)	Financial Plan (**)	Actual	Enacted Financial Plan	Updated Financial Plan	Financial Plan (*)	Financial Plan (**)	Actual	Enacted Financial Plan	Updated Financial Plan
RECEIPTS:										
Taxes: Personal Income	ν ₂		6	· ·	У	ω		·	69	ψ.
Consumption/Use	950.0	1,003.0	1,024.6	74.6	21.6					
Business	976.0	1,038.0	1,163.3	187.3	125.3					
Miscellaneous Receipts	8,107.0	8,877.0	8,925.4	818.4	48.4	140.0	116.0	108.0	(32.0)	(8.0)
Federal Receipts	170.0	52.0	0.1	(169.9)	(51.9)	54,448.0	52,677.0	51,678.6	(2,769.4)	(998.4)
Transfers from Other Funds	1,682.0	2,087.0	2,208.4	526.4	121.4					
Total Receipts and Other Financing Sources	11,885.0	13,057.0	13,321.8	1,436.8	264.8	54,588.0	52,793.0	51,786.6	(2,801.4)	(1,006.4)
DISBURSEMENTS:										
Local Assistance Grants	8,253.0	8,131.0	8,009.8	(243.2)	(121.2)	36,166.0	34,781.0	34,090.0	(2,076.0)	(691.0)
Departmental Operations	3,820.0	3,887.0	3,931.9	111.9	44.9	2,349.0	2,079.0	2,045.8	(303.2)	(33.7
General State Charges	458.0	486.0	472.7	14.7	(13.3)	256.0	395.0	388.6	132.6	(6.4)
Debt Service	•	•	•	•	•	42.0	42.0	42.3	0.3	0.0
Capital Projects Transfers to Other Funds	169.0	166.0	117.6	(51.4)	(48.4)	1.001.0	1.085.0	1.056.4	55.4	. (28.6)
Total Disbursements and Other Financing Uses	12,700.0	12,670.0	12,532.0	(168.0)	(138.0)	39,814.0	38,382.0	37,623.1	(2,190.9)	(758.9)
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financino Uses	(815.0)	387.0	789.8	1.604.8	402.8	14.774.0	14.411.0	14.163.5	(610.5)	(247.5)
		i c								
Fund Balances (Deficits) at April 1	5,708.0		5,708.6	9.0	9.0	4,961.0	4,961.0	4,960.7	(0.3)	(0.3)
Fund Balances (Deficits) at September 30, 2021	\$ 4,893.0	\$ 6.095.0	6.498.4	1,605.4	\$ 403.4	19.735.0	\$ 19.372.0 \$	19.124.2	(610.8)	69

^(*) Source: 2021-22 Enacted Financial Plan dated May 25, 2021. (**) Source: 2021-22 First Quarter Update dated September 15, 2021.

EXHIBIT D

BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL FISCAL YEAR 2021-2022 FOR SIX MONTHS ENDED SEPTEMBER 30, 2021 STATE OF NEW YORK (amounts in millions)

					DEBT	DEBT SERVICE FUNDS	NDS			
		Enacted	ں د	Updated			ر م	Actual Over/ (Under)	ع د ع	Actual Over/ (Under)
	-	Plan (*)	-	Plan (**)		Actual	Finar	Financial Plan	Finar	Financial Plan
RECEIPTS:										
Taxes:										
Personal Income	↔	15,503.0	↔	17,606.0	↔	17,897.6	↔	2,394.6	↔	291.6
Consumption/Use		5,547.0		5,943.0		6,120.1		573.1		177.1
Other		518.0		652.0		728.6		210.6		76.6
Miscellaneous Receipts		231.0		205.0		222.1		(8.9)		17.1
Federal Receipts		36.0		36.0		30.2		(5.8)		(5.8)
Transfers from Other Funds		944.0		795.0		767.4		(176.6)		(27.6)
Total Receipts and Other Financing Sources		22,779.0		25,237.0		25,766.0		2,987.0		529.0
DISBURSEMENTS:										
Departmental Operations		8.0		ı		0.8		(7.2)		0.8
Debt Service		1,268.0		1,215.0		1,198.2		(86.8)		(16.8)
Transfers to Other Funds		21,314.0		23,941.0		24,447.8		3,133.8		506.8
Total Disbursements and Other Financing Uses		22,590.0		25,156.0		25,646.8		3,056.8		490.8
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements										
and Other Financing Uses		189.0		81.0		119.2		(8.69)		38.2
Fund Balances (Deficits) at April 1		65.0		65.0		65.0		1		1
Fund Balances (Deficits) at September 30, 2021	s	254.0	ss	146.0	⇔	184.2	ss	(8.8)	⇔	38.2

Source: 2021-22 Enacted Financial Plan dated May 25, 2021. Source: 2021-22 First Quarter Update dated September 15, 2021.

EXHIBIT D

STATE OF NEW YORK
BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL
FISCAL YEAR 2021-2022
FOR SIX MONTHS ENDED SEPTEMBER 30, 2021
(amounts in millions)

						CAF	CAPITAL PROJECTS FUNDS	TS FUN	SQI				
		Enacted Financial	J Œ.	Updated Financial	•		; ;			i	Actual Over/ (Under) Enacted	i	Actual Over/ (Under) Updated
		Plan (*)		Plan (**)	Ĭ.	Actual	Eliminations	ا اي	Total	<u>-</u> 	Financial Plan	Ē 	Financial Plan
RECEIPTS:													
Taxes:													
Consumption/Use	↔	306.0	↔	315.0	↔	322.8	\$	1	\$ 322	8.9	16.8	↔	7.8
Business		303.0		313.0		297.3			297.3	6.	(5.7	_	(15.7)
Other		48.0		48.0		47.7		,	47	7.7	(0.3		(0.3)
Miscellaneous Receipts		1,620.0		1,645.0		1,262.6		,	1,262.6	3.6	(357.4)	·	(382.4)
Federal Receipts		1,025.0		705.0		591.5			591.5	5.	(433.5)		(113.5)
Bond and Note Proceeds, net		•				٠			-				•
Transfers from Other Funds		2,281.0		2,704.0		2,983.7			2,983.7	3.7	702.7		279.7
Total Receipts and Other Financing Sources		5,583.0		5,730.0		5,505.6		 .	5,505.6	 9:	(77.4)	 -:	(224.4)
DISBURSEMENTS:													
Local Assistance Grants		2,326.0		2,609.0		2,774.4			2,774	4.4	448.4	_	165.4
Capital Projects		4,148.0		3,796.0		3,507.6			3,507.6	9.	(640.4)	<u></u>	(288.4)
Transfers to Other Funds		277.0		270.0		269.3			269	3.3	(7.7)	ا	(0.7)
Total Disbursements and Other Financing Uses		6,751.0		6,675.0		6,551.3		 .	6,551.3	 က္	(199.7)		(123.7)
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements													
and Other Financing Uses		(1,168.0)		(945.0)		(1,045.7)			(1,045.7)	5.7)	122.3		(100.7)
Fund Balances (Deficits) at April 1		(1,144.0)		(1,144.0)		(1,144.0)			(1,144.0)	(0.1	•		•
Fund Balances (Deficits) at September 30, 2021	σ	(2,312.0)	s	(2,089.0)	ss	(2,189.7)	\$	** .	(2,189.7)	(<u>7</u>)	122.3	↔	(100.7)

^(*) Source: 2021-22 Enacted Financial Plan dated May 25, 2021. (**) Source: 2021-22 First Quarter Update dated September 15, 2021.

EXHIBIT D

STATE OF NEW YORK
BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL
FISCAL YEAR 2021-2022
FOR SIX MONTHS ENDED SEPTEMBER 30, 2021
(amounts in millions)

(13.0) 12.8 (0.1) 0.3 (154.9) 1.7 (153.2) Actual Over/ (Under) Updated Financial Plan (423.9) 1.7 (422.2) (52.2) 9.9 1.3 (41.0) Actual
Over/
(Under)
Enacted FEDERAL CAPITAL PROJECTS FUNDS . (0.1) 572.2 234.8 761.9 0.3 **997.0** (424.9) (580.3) (1,005.2) (582.0) (852.0) (270.0)13.0 222.0 762.0 Updated Financial Plan (**) 287.0 752.0 (1.0) (582.0) (1.0 Enacted Financial Plan (*) 7.8 (15.7) (0.3) (382.3) 15.3 (1.7) 152.6 (288.3) (1.0) (136.7) 292.7 54.2 Actual Over/ (Under) Updated STATE CAPITAL PROJECTS FUNDS

Actual

Over!

(Under)

Enacted

Total (1.7) 16.8 (5.7) (0.3) (357.3) 500.6 (650.3) (9.0) 716.7 546.2 (620.8) (1,184.5) 322.8 297.3 47.7 1,262.7 19.3 2,539.6 2,745.7 269.0 **5,554.3** (562.0) (1,237.0) 315.0 313.0 48.0 1,645.0 4.0 5,016.0 2,387.0 3,034.0 270.0 **5,691.0** (675.0) Updated Financial Plan (**) (562.0) (1,729.0) (1,167.0)306.0 303.0 48.0 1,620.0 2,039.0 3,396.0 278.0 **5,713.0** Enacted Financial Plan (*) Total Disbursements and Other Financing Uses Total Receipts and Other Financing Sources Fund Balances (Deficits) at April 1 Fund Balances (Deficits) at September 30, 2021 Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses Federal Receipts Bond and Note Proceeds, net Transfers from Other Funds Local Assistance Grants Capital Projects Transfers to Other Funds Miscellaneous Receipts RECEIPTS:
Taxes:
Consumption/Use
Business
Other DISBURSEMENTS:

(*) Source: 2021-22 Enacted Financial Plan dated May 25, 2021. (**) Source: 2021-22 First Quarter Update dated September 15, 2021.

EXHIBIT E

GOVERNMENTAL FUNDS
GOVERNMENTAL FUNDS
COMMENTAL FUNDS
COMMENTAL FUNDS
COMMENTAL FUNDS

	ð	GENERAL	SPECIAL	SPECIAL REVENUE	DEBT S	DEBT SERVICE	CAPITAL	CAPITAL PROJECTS		TOTAL GOVER	TOTAL GOVERNMENTAL FUNDS		YEAR OVER YEAR	R YEAR
	MONTH OF SEP. 2021	6 MOS. ENDED SEP. 30, 2021	MONTH OF SEP. 2021	6 MOS. ENDED SEP. 30, 2021	MONTH OF SEP. 2021	6 MOS. ENDED SEP. 30, 2021	MONTH OF SEP. 2021	6 MOS. ENDED SEP. 30, 2021	MONTH OF SEP. 2021	6 MOS. ENDED SEP. 30, 2021	MONTH OF SEP. 2020	6 MOS. ENDED SEP. 30, 2020	\$ Increase/ (Decrease)	% Increase
FERSONAL INCOME TAX												_		
Withholding	\$ 3,634.8	\$ 21,343.5	69	· 69	s	9	· s	· •	\$ 3,634.8	\$ 21,343.5	\$ 3,147.2	\$ 18,636.0	\$ 2,707.5	14.5%
Estimated Payments	3,241.9	15,731.7	•		•		•		3,241.9	15,731.7	2,510.0	10,735.8	4,995.9	46.5%
Returns	77.5	3,439.9	•	٠	•	٠	•		77.5	3,439.9	83.4	2,642.5	797.4	30.2%
State/City Offsets	(28.1)	(568.3)	•		•		•	•	(28.1)	(268.3)	(71.7)	(454.8)	113.5	25.0%
Other (Assessments/LLC)	104.2	11199	٠	٠	٠	٠	٠		104.2	661.1	626	506.5	154.6	30.5%
Gross Receipts	7,030.3	40,607.9		-					7,030.3	40,607.9	5.766.8	32.066.0	8,541.9	26.6%
Transfers to School Tax Relief Fund														%0:0
Transfers to Revenue Bond Tax Fund	(3.224.9)	(17,897.6)	•	٠	3,224,9	17,897,6								%0.0
Less: Refunds Issued	(580.5)	(4,812.7)					,		(580.5)	(4.812.7)	(495.4)	(5,207.0)	(394.3)	-7.6%
Total	3,224.9	17,897.6			3,224.9	17,897.6	·		6,449.8	35,795.2	5,271.4	26,859.0	8,936.2	33.3%
CONSUMPTION/USE TAXES												_		
Sales and Use	408.0	2,037,3	109,0	570,5	1.222.7	6.120.1			1,739,7	8,727.9	1,540,2	6.689.2	2.038.7	30.5%
Auto Rental	•		7.7	12.6			26.3	45.9	25.0	58.5	14.5	31.3	27.2	86.9%
Cigarette/Tobacco Products	26.7	157.4	56.1	364.6	•	•	•		82.8	522.0	103.4	547.1	(25.1)	4.6%
Medical Marihuana	,	•	1.0	6.7	,	,	•	,	1.0	6.7	2.0	3.9	2.8	71.8%
Motor Fuel	•	•	10.2	55.1	•	•	37.6	204.3	47.8	259.4	41.6	207.0	52.4	25.3%
Alcoholic Beverage	25.3	144.2	•		•	•	•		25.3	144.2	23.3	143.3	6.0	%9:0
Highway Use	•	•	0.1	0.3	1	•	10.6	72.6	10.7	72.9	12.7	68.3	4.6	9.1%
Vapor Excise			7.8	14.8	•		•		7.8	14.8	7.4	18.7	(3.9)	-20.9%
Opioid Excise		14.3								14.3	0.3	16.4	(2.1)	-12.8%
Total	460.0	2,353.2	191.9	1,024.6	1,222.7	6,120.1	74.5	322.8	1,949.1	9,820.7	1,744.1	7,725.2	2,095.5	27.1%
BUSINESS TAXES												_		
Corporation Franchise	1,216.4	3,317.7	260.7	788.4			•		1,477.1	4,106.1	1,000.7	2,270.8	1,835.3	80.8%
Corporation and Utilities	84.1	177.7	18.9	49.0	•	•	1.2	4.1	104.2	230.8	106.3	241.4	(10.6)	4.4%
Insurance	403.5	921.1	50.1	-	į	į	1	•	453.6	1,017.0	391.7	881.7	135.3	15.3%
Bank	3.9	7.7	(4.6)		•	•	•		(0.7)	6.9	15.3	164.3	(157.4)	-95.8%
Petroleum Business	•	1	33.8		1	•	43.7	293.2	77.5	524.0	98.4	467.1	56.9	12.2%
Total	1,707.9	4,424.2	358.9	1,163.3			44.9	297.3	2,111.7	5,884.8	1,612.4	4,025.3	1,859.5	46.2%
OTHER TAXES												_		
Real Property Gains			•		•	•	•							%0:0
Estate and Gift	108.7	658.1	•	•	•	•	•	•	108.7	658.1	91.3	266.8	91.3	16.1%
Pari-Mutuel	1.7	8.4	•	٠	•	•	•		1.7	8.4	0.7	4.8	3.6	75.0%
Real Estate Transfer			•		133.3	727.8	12.0	47.7	145.3	775.5	82.2	370.8	404.7	109.1%
Racing and Exhibitions	0.2	0.3	٠	٠	•	•	•	•	0.2	0.3	•	1.0	0.2	200.0%
Employer Compensation Expense Tax	0.2	8:0			0.1	8.0	•		0.3	1.6	0.2	8.0	8:0	100.0%
Total	110.8	9.799		-	133.4	728.6	12.0	47.7	256.2	1,443.9	174.4	943.3	90009	53.1%

	2021 APRIL		JUNE	٦	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	2021	Nonths E	1 1	% Increase/ Decrease
Beginning Fund Balance	\$ 18,751.1	\$ 24,932.2	\$ 39,815.2	\$ 41,256.4	\$ 41,722.0	\$ 41,672.8							\$ 18,751.1	\$ 14,284.8	\$ 4,466.3	31.3%
RECEIPTS: Taxes:																
Personal Income Tax: Withholdings	3,601.8	3,217.7	3,702.6	3,408.2	3,778.4	3,634.8							21,343.5	18,636.0	2,707.5	14.5%
Estimated Payments	3,342.2	6,128.7	2,740.7	147.1	131.1	3,241.9							15,731.7	10,735.8	4,995.9	46.5%
State/City Offsets	(203.0)	(264.7)	(21.6)	(31.8)	(19.1)	(28.1)							(568.3)	(454.8)	113.5	25.0%
Other (Assessments/LLC) Gross Receipts	7,808.7	11,353.2	6,672.6	3,680.4	4,062.7	7,030.3	ŀ	ŀ	ŀ		-	-	661.1 40,607.9	506.5	8,541.9	30.5%
Transfers to School Tax Relief Fund																%0.0
Transfers to Revenue Bond Tax Fund Refunds Issued	(1,282.9)	(1.520.2)	(852.0)	(315.8)	(261.3)	(580.5)							(4,812.7)	(5,207.0)	(394.3)	0.0% -7.6%
Total Personal Income Tax	6,525.8	9,833.0	5,820.6	3,364.6	3,801.4	6,449.8	ŀ	.					35,795.2	26,859.0	8,936.2	33.3%
Consumption/Use Taxes: Sales and Use	1,297.4	1,261.4	1,711.7	1.382.9	1,334.8	1,739.7							8,727.9	6,689.2	2,038.7	30.5%
Auto Rental	1.9		22.6	0.1	(0.1)	34.0							58.5	31.3	27.2	%6:98
Cigarette/Tobacco Products	98.3	76.6	90.6	85.4	88.3	82.8							522.0	547.1	(25.1)	4.6%
Motor Fuel	34.1	40.3	46.6	44.5	46.1	47.8							259.4	207.0	52.4	25.3%
Alcoholic Beverage	23.0	21.8	21.7	29.7	22.7	25.3							144.2	143.3	6.0	%9.0
Highway Use Vapor Excise	14.6	10.5	9.1.6	12.2	13.3	7.8							72.9	68.3	8.4.6 8.6	6.7%
Opioid Excise	6.7	1:0		7.5									14.3	16.4	(2.1)	-12.8%
Total Consumption/Use Taxes Pusiness Taxes:	1,477.7	1,411.8	1,912.5	1,563.4	1,506.2	1,949.1	İ		ĺ				9,820.7	7,725.2	2,095.5	27.1%
Corporation Franchise	768.4	106.0	1,452.1	274.0	28.5	1,477.1							4,106.1	2,270.8	1,835.3	80.8%
Corporation and Utilities	51.0	1.1	373.2	(7.7)	(1.0)	104.2							1 017 0	241.4	(10.6)	4.4% 15.3%
Bank	17.3	(20.1)	10.2	0.2		(0.7)							6.9	164.3	(157.4)	-95.8%
Petroleum Business Total Business Taxes	68.9	234.5	92.6	381.4	95.8	2.111.7	j.		j.			-	5.884.8	4.025.3	56.9	12.2%
Other Taxes:																
Real Property Gains Estate and Gift	119.8	117.0	108.9	103.1	100.6	108.7							658.1	566.8	91.3	16.1%
Pari-Mutuel	1.3	1.1	1.1	1.1	1.2.1	1.7							8.4	8.4	3.6	75.0%
real estate Transfer Racing and Exhibitions	4. '	0.011	0.771	B	8. LO	0.2							0.3	3/0.8	404.7	200.0%
Employer Compensation Expense Tax	218.7	228.3	237.2	248.5	255.0	0.3	j.			-			1.6	0.8	9.009	100.0%
Total Taxes	9,192.0	11,707.6	9,981.6	5,557.9	5,738.7	10,766.8	İ		1	•			52,944.6	39,552.8	13,391.8	33.9%
Miscellaneous Receipts:																
Abandoned Property: Abandoned Property	1.3	1.0	0.8	0.9	10.9	101.2							116.1	115.9	0.2	0.2%
Bottle Bill	1.0	0.3	31.1	2.0	0.2	34.9							69.5	83.3	(13.8)	-16.6%
Assessments. Business	79.2	48.3	67.4	101.9	37.2	35.8							369.8	408.4	(38.6)	-9.5%
Medical Care	484.5	533.9	544.9	526.3	536.1	530.4							3,156.1	2,970.3	185.8	6.3%
Public Others	<u>e</u> .	0.1	, ·	0.1	0.1	1.0							49.7	0.1	0.3	300.0%
Fees, Licenses and Permits:	64	16	6	c	c	G							c 4g	ę	ç	20 40%
Audit Fees	? .	3 .	2 .	0.7	1.5	0.1							2.3	1.7	9.0	35.3%
Business/Professional:	53.9	49.1 78.7	127.1	52.2	96.4	131.7							479.4	496.4	(17.0)	-3.4%
Criminal	1.0	0.3	0.0	0.3	0.02	0.3							3.3	3.0	0.3	10.0%
Motor Vehicle	129.0	112.5	139.8	103.6	120.6	131.1							736.6	590.9	145.7	24.7%
Fines, Penalties and Forfeitures	50.4	42.6	52.2	11.9	26.4	27.9							211.4	577.4	(366.0)	-63.4%
Gaming: Casino	34.2	14.2	17.1	35.7	15.2	19.3							136.7	28.8	106.9	371.2%
Lottery	199.5	213.5	238.9	181.9	186.8	240.9							1,261.5	1,070.3	191.2	17.9%
Video Lottery Interest Earnings	75.9	4.4 4.4	101.9	82.4	81.5	99.2							518.8	34.0	484.8	1,425.9%
Receipts from Municipalities	6.7	2.2	4.9	3.3	1.5	6.9							25.5	26.2	(0.7)	-2.7%
Receipts from Public Authorities. Bond Proceeds	78.4	0.5	3.0	237.0	27.6	328.1							674.6	6,670.6	(5,996.0)	-89.9%
Cost Recovery Assessments				5.9	. 6								20.00	, 83	5.9	100.0%
Non Bond Related	0.7	2.5	0.8	9.4	0.3	4.3							13.2	16.5	(3.3)	-20.0%
Rentals	45.3	2.8	10.5	æ Æ	17.7	86.5						_	166.6	d, b	163.2	4,800.0%

RNIMENTAL FUNDS (*)
EMENT OF CASH FLOW
IL YEAR 2021-2022

														6 Months	6 Months Ended September 30		
	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	2021	50	2020	\$ Increase/ 9 (Decrease)	% Increase/ Decrease
Revenues of State Departments:													_	_			
Administrative Recoveries	45.8	9.2	36.0	9.6	5.00	23.5								132.2	102.8	29.4	28.6%
Commissions - Asset Conversion		} .															0.0%
Gifts, Grants and Donations	2.5	2.1	3.4	0.7	0.5	2.9							_	12.1	35.4	(23.3)	-65.8%
Indirect Cost Recoveries	4.9	5.7	6.3	9.0	0.9	20.3								18.2	36.0	12.2	33.9%
Patient/Client Care Reimbursement	295.8	223.6	214.5	293.3	205.9	251.4							4,	57.5	1,778.2	(293.7)	-16.5%
Rebates	11.3	9.6	13.8	12.0	10.2	14.5								7.3	79.4	(8.1)	-10.2%
Restitution and Settlements Shident Loans	1.5	L.F.	9.0	0.50 -	8.7	9.0								13.8	27.5	(17.6)	-50.0%
All Other	F.78	9	7.5	71.4	5 00	7.7.6								2 7	2001	205.6	200.00
Sales	2.4	5.00	1.7	13	9 0	3.1								10.0	8.0	2.0	25.0%
Tuition	(75.7)	41.6	51.3	56.6	204:0	243.3							25	7.1	562.9	(41.8)	-7.4%
Total Miscellaneous Receipts	1,729.5	1,568.7	1,870.7	1,923.3	1,784.3	2,618.2							11,494.7	7.4	16,608.5	(5,113.8)	-30.8%
Federal Receipts	7,164.2	18,246.2	7,485.1	5,880.5	5,986.7	7,537.7							52,300.4	70.4	42,740.8	9,559.6	22.4%
Total Receipts	18,085.7	31,522.5	19,337.4	13,361.7	13,509.7	20,922.7		•	•	•			116,739.7	39.7	98,902.1	17,837.6	18.0%
DISBIIDSEMENTS																	
Local Assistance Grants:																	
Education	810.6	4,402.4	4,076.2	1,902.5	1,418.3	4,369.7							16,91	16,979.7	15,273.8	1,705.9	11.2%
Environment and Recreation	29.4	9.6	19.8	16.0	32.7	15.8							-	23.3	71.3	52.0	72.9%
General Government	36.9	130.2	504.4	440.4	100.8	195.3							7,1	0:80	4,723.5	(3,315.5)	-70.2%
Public Health:	6 400 1	5,605.1	8 5/10 0	1 600 1	6 976 2	5 505 4								9	N 247.4	F77.4	1 70%
Other Public Health	651.9	588 7	1.395.4	4,035.1	906.7	12186							5 ×	57.4	5.030.3	737.1	14.7%
Public Safety	128.1	139.4	196.1	220.6	086	225.3							1.00	27.5	908	197.9	24.4%
Public Welfare	230.2	356.7	905.0	1,005.5	1,046.7	2,372.2							5,91	16.3	3,520.6	2,395.7	%0'89
Support and Regulate Business	26.7	63.5	359.4	68.4	50.2	132.8							7	0.107	232.6	468.4	201.4%
Transportation	392.6	471.3	571.7	570.3	654.1	623.8							3,283.8	33.8	2,206.7	1,077.1	48.8%
Total Local Assistance Grants	8,805.5	11,956.9	14,577.9	9,828.9	10,183.7	14,658.9		.	1]	70,07	11.8	66,115.8	3,896.0	2.9%
Departmental Operations:	1 158 2	1 182 3	1 167 5	1 336 7	11133	1.486.3							74.		7 681 5	(237.2)	3 10%
Non Dersonal Society	1,136.2	0.201,1	0304	1,000.7	726.0	9008							- 6	2 2	2,445.3	(23.12)	12.30
Constal Opto Charges	919.4	0.975	626.1	916.0	500.5	731.0							9 4	3,000.0	5,445.2	7203	14.3%
Debt Service, Including Payments on	0.000	7,307.0	0.020	5	0.000	6.0							- i	-	,,000,tp	6.027	ŧ.
Financing Agreements	122.4	40.5	20.5	7.2	307.7	742.2							1,24	1,240.5	1,279.0	(38.5)	-3.0%
Capital Projects	398.2	514.1	631.4	554.2	9.669	710.1							3,5(27.6	3,613.4	(105.8)	-2.9%
Total Disbursements	11,899.2	16,636.8	17,861.7	12,888.8	13,539.7	19,020.0		•					91,846.2	16.2	87,188.6	4,657.6	5.3%
Excess (Deficiency) of Receipts over Disbursements	6,186.5	14,885.7	1,475.7	472.9	(30.0)	1,902.7			·	·			24,893.5	33.5	11,713.5	13,180.0	112.5%
OTHER FINANCING SOURCES (USES):																	
Bond and Note Proceeds (net) Transfers from Other Funds	5,344.8	6,200.6	6,454.2	3,531.7	3,037.4	5,770.3							30,339.0		18,167.0	12,172.0	%0.79 67.0%
Transfers to Other Funds	(5,350.2)	(6,203.3)	(6,488.7)	(3,539.0)	(3,056.6)	(5,775.0)							(30,41		(18,364.8)	12,048.0	65.6%
Total Other Financing Sources (Uses)	(5.4)	(2.7)	(34.5)	(7.3)	(19.2)	(4.7)								(73.8)	(197.8)	124.0	62.7%
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	6,181.1	14,883.0	1,441.2	465.6	(49.2)	1,898.0		•	•	•			24,819.7	7:61	11,515.7	13,304.0	115.5%
	ı			l		ı							l	<u>. </u>		ı	
Ending Fund Balance	\$ 24,932.2	\$ 39,815.2	\$ 41,256.4	\$ 41,722.0	\$ 41,672.8	\$ 43,570.8	<u>"</u>	<u>"</u>	<u>.</u>	<u>"</u>	<u>"</u>	. 	\$ 43,570.8	0.8 - 8.0	25,800.5	\$ 17,770.3	%6.89

over in rental i una mondos General, Operal i vevende, Debt Genvice and Capital Projects I unas combined.

STATE OF NEW YORK
GOVERNMENTAL FUNDS
STATEMENT OF CASH FLOW - STATE OPERATING (*)
FISCAL YEAR 2031-2022
(amounts in millions)

6 Months Ended September 30 \$ Increase/ % Increase/ 2020 (Decrease) Decrease	108.3 \$ 526.1	2 707 5	10,735.8 4,995.9 46.5% 2,642.5 797.4 30.2%	113.5	8,541.9		(5,207.0) (394.3)	2.00610	2,038.7	(25.1)	44.3	9.0	(3.9)	2,029.9	1,835.3	135.3	164.3 (157.4) -95.8% 206.3 24.5 11.9%	1,828.1	' 8	9.6	0.2	0.8 0.8 100.0% 895.7 500.5 55.9%	38,982.1 13,294.7 34.1%		115.9 0.2 0.2% 60.3 (13.8) -22.9%	(42.2)	2,970.3 185.8 6.3% 50.7 (4.0) -7.9%	0.3	12.1	(20.3)	47.1	281.0 62.2 22.1% 282.9 206.0 70.3%	(366.8)	106.9	94.8 1,425.9% 65.7 (42.5)	(0.4)
2021	\$ 14,934.4	21.343.5	15,731.7	(568.3)	40,607.9		(4,812.7)	20,630.2	8,727.9	522.0	55.1	144.2	80.4	9,497.9	4,106.1	1,017.0	6.9 230.8	5,587.5	, ag	4.6	8./2/	1,396.2	52,276.8		116.1	273.4	3,156.1	0.4	35.2	456.9	142.3	343.2	196.7	135.7	518.8	25.4
MARCH																																				
FEBRUARY																																				
2022 JANUARY																																				
DECEMBER														.																						
NOVEMBER														.																						
OCTOBER																																				
SEPTEMBER	\$ 24,879.7	6. 6. 6. 6. 6.	3,241.9	(28.1)	7,030.3		(580.5)	0,444,0	1,739.7	82.8	10.2	5. C.O.	7.8	1,874.6	1,477.1	453.6	(0.7) 33.8	2,066.8	1087	1.7	0.25	244.2	10,635.4		101.2 34.9	29.7	530.4 44.4	1:0	0.50	124.2	23.4 4.6.0	71.6	26.1	19.3	98.2	6.9
AUGUST	\$ 24,196.6	3,7784	131.1	(19.1)	4,062.7		(261.3)	7,000,0	1,334.8	88.3	9.7	22.7		1,456.6	28.5	52.8	42.2	122.6		521	0.1	243.1	5,623.7		10.9	20.1	536.1	0.1	6.2	56.9	26.0	61.6 97.6	23.0	15.2	81.5	1.4
JULY	23,094.9	3.408.2	147.1	(31.8)	3,680.4	 	(315.8)	0,500,0	1,382.9	85.4	9 60 6	29.7	0.2	1,516.2	274.0	15.9	0.2 43.7	327.6	. 403.1	-	132.0	236.6	5,445.0		0.9	93.5	526.3	0.1	6.2	50.8	19.9	37.6	9.6	35.7	82.4	9.3
NO.		3.702.6	2,740.7	(21.6)	6,672.6	 	(852.0)	2,920.0	1,711.7	90.6	- o i	7.12	9.9	1,846.7	1,452.1	373.2	10.2 40.6	1,957.9	, 80	F :		225.3	9,850.5		0.8 8.1	61.3	544.9		7.0	125.0	18.9	79.2	49.1	17.1	101.9	4.9
МАУ		3.217.7	6,128.7	(264.7)	11,353.2	 -	(1,520.2)	0.000,6	1,261.4	76.6	- 89	8	. 5	1,369.6	106.0	57.3	(20.1) 39.8	184.1	117.0	7	0.011	228.3	11,615.0		1.0	5.1	533.9	0.1	5.5	47.4	28.2	43.4	41.4	14.2	9.77	2.2
2021 APRIL	\$ 14,934.4 \$	8. 801.8	3,342.2	(203.0)	7,808.7	 	(1,282.9)	0,525,0	1,297.4	98.3	7.7	0.1	0.2	1,434.2	768.4	64.2	17.3 30.7	928.5	. 6	1.3	4. '8	218.7	9,107.2		1.3 0.1	63.7	484.5		5.3	52.6	25.9	49.8	47.5	34.2	75.9	6.7
	eginning Fund Balance	CEIPTS: axes: Personal income Tax: Withholdinas	Estimated Payments Returns	State/City Offsets	Gross Receipts	Transfers to School Tax Relief Fund Transfers to Revenue Rond Tax Fund	Refunds Issued	Consumption/Use Taxes:	Sales and Use Auto Rental	Cigarette/Tobacco Products	Motor Fuel	Alcoholic Beverage Highway Use	Vapor Excise	Total Consumption/Use Taxes	Business Taxes: Corporation Franchise	Corporation and orinites Insurance	Bank Petroleum Business	Total Business Taxes	ner Taxes. Real Property Gains Estate and Giff	Pari-Mutuel	real Estate Iransfer Racing and Exhibitions	Employer Compensation Expense Tax Total Other Taxes	Total Taxes	Miscellaneous Receipts: Abandoned Property:	Abandoned Property Bottle Bill	Assessments: Business	Medical Care Public Utilities	Other Fees. Licenses and Permits:	Alcohol Beverage Control Licensing	Audit rees Business/Professional	Civil	Motor Vehicle Recreational/Consumer	Fines, Penalties and Forfeitures	Gasino Casino I ottere	Video Lottery	Receipts from Municipalities

STATE OF NEW YORK
GOVERNMENTAL FUNDS
STATEMENT OF CASH FLOW - STATE OPERATING (*)
FISCAL YEAR 2021-2022
(amounts in millions)

	;									;				6 Months Ended September 30		
	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	JANUARY	FEBRUARY	MARCH	2021	2020	S Increase/ (Decrease)	% Increase/ Decrease
Issuance Fees	2.7	2.3	1.7	22.0	9:0								29.3	63.9	(24.6)	-45.6%
Non Bond Related	0.2			4.6	0.3	4.3							9.4	15.2	(2.8)	-38.2%
Rentals	42.0	2.0	9.1	2.2	16.5	85.0							156.8	(7.5)	164.3	2,190.7%
Administration Departments.	945.0	ć	000	9	č	2							C C C C T	9	č	70 00
Commissions	0.0 0.0	9.0	0.2	9:0	0.4	5.1							4.2	2:0	2.5	110.0%
Commissions - Asset Conversion																
Gifts, Grants and Donations	0.7	8:0	9.0	0.3	9.0	1.7							4.5	26.0	(21.5)	
Indirect Cost Recoveries	6.4.0	5.7	6.3	5.0	0.0	7.6							35.5	36.0	(0.5)	
Patient/Client Care Reimbursement	285.8	223.6	214.5	283.3	205.9	251.4							1,484.5	1,7/8.2	(283.1)	
Restitution and Settlements	1.7	- 66	7.4	9 9	0.0	. e							23.8	50.5 6.05	(3.0)	
Student Loans	2.5	9 40	100	0.0	2.5	5.5							13.8	22.8	(13.9)	
All Other	84.7	60.5	59.0	6.69	74.4	33.5							381.4	179.2	202.2	
Sales	2.3	0.5	1.7	1.3	6.0	3.0							9.7	7.8	1.9	
	(75.7)	41.6	51.3	56.6	204.0	243.3							521.1	562.9	(41.8)	
Total Miscellaneous Receipts	1,534.9	1,432.8	1,744.1	1,590.4	1,648.8	2,173.1							10,124.1	13,842.9	(3,718.8)	П
Federal Receipts	0.2		İ	1.6	28.8	(0.3)		ĺ					30.3	52.4	(22.1)	-42.2%
Total Receipts	10.642.3	13.047.8	11.594.6	7,037.0	7.301.3	12.808.2				,		•	62.431.2	52.877.4	9,553.8	18.1%
DISBURSEMENTS:																
Local Assistance Grants:		0000	0 007 0		- 00	000							7 000 07		0	ò
Education Environment and Recreation	0.4.3	3,830.3	3, 183.3	1,505.5	0.527	4,010.4							13,823.1	13,010.1	0.00	755 6%
General Government	13.0	999	456.5	(20.3)	59.3	119.3							694.4	637.2	57.2	9.0%
Public Health:																
Medicaid	3,127.9	1,954.6	2,221.1	1,436.8	1,895.5	1,794.8							12,430.7	11,048.8	1,381.9	12.5%
Other Public Health	85.2	149.3	587.8	212.2	244.3	435.5							1,714.3	1,515.7	198.6	13.1%
Public Sarety	23.8	49.6	39.4	18.0	433.4	973.4							2,04.8	13506	87.4	14.4%
Support and Regulate Business	2 4	9.5	211.8	26.7	13.8	27.9							294.7	48.0	246.7	514.0%
Transportation	208.5	430.1	298.6	289.8	434.9	271.9							1.943.8	1.449.2	494.6	34.1%
Total Local Assistance Grants	4,031.6	6,658.1	7,266.9	3,798.1	3,748.9	7,643.8		ŀ	ŀ		ŀ		33,147.4	29,685.9	3,461.5	11.7%
Departmental Operations:																
Personal Service	1,107.2	1,131.4	709.8	1,272.6	1,060.8	1,415.6							6,697.4	7,082.3	(384.9)	-5.4%
Non-Personal Service	362.5	470.3	374.0	364.9	511.8	485.6							2,569.1	1,857.0	712.1	38.3%
General State Charges	8/0.1	2,340.0	468.9	537.2	468.4	/00.8							5,385.4	4,789.5	595.9	12.4%
Debt Service, including Payments on Financing Agreements	122.4	40.5	8 12	7.2	307.7	742 2							1 198 2	1 279 0	(80.8)	%E 9-
Capital Projects			(.										,		(2)	0.0%
Total Disbursements	6.493.8	10.640.3	8.797.8	5.980.0	6.097.6	10.988.0					٠		48.997.5	44.693.7	4.303.8	%9.6
Excess (Deficiency) of Receipts over Disbursements	4,148.5	2,407.5	2,796.8	1,057.0	1,203.7	1,820.2				•			13,433.7	8,183.7	5,250.0	64.2%
Transfers from Other Funds (*) Transfers from Other Funds (*) Transfers to Other Funds (*)	4,886.9	5,968.8	5,640.2	3,452.7	2,475.6	5,351.0							27,775.2	17,321.5	10,453.7	60.4%
Talisia SO Cala Fallas ((9,210.4)	(6,17,0,4)	(0,230.4)	(3,400.0)	(2,990.2)	(0:414:0)							(25,007,0)	(0.000,1)	200	8000
Total Other Financing Sources (Uses)	(329.5)	(206.6)	(656.2)	44.7	(520.6)	(63.6)		1	1	•	i		(1,731.8)	(9.0)	(1,722.8)	-19,142.2%
Excess (Deficiency) of Receipts and Other Financing Sources over	6	000	6		60	77.00							250	0	0.503.0	i e
Dispuisements and Other ringicing Oses	3,619.0	2,200.9	2, 140.0	1,101.7	003.1	1		ĺ	·							43.1%
Ending Fund Balance	\$ 18,753.4	\$ 20,954.3	\$ 23,094.9	\$ 24,196.6	\$ 24,879.7	\$ 26,636.3							\$ 26,636.3	\$ 22,583.0	\$ 4,053.3	17.9%

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STATE OF NEW YORK GENERAL FUND STATEMENT OF CASH FLOW (ARGAL VERR Z 2021-2022 (ARGALNE NI PROME)	2021 MAY JUNE JULY AUGUST SEPTEMBER OCTOBER \$ 9,160.8 \$ 12,217.6 \$ 14,366.5 \$ 15,464.4 \$ 15,601.1 \$ 15,789.3 OCTOBER	3,601.9 3,217.7 3,702.6 3,409.2 3,778.4 3,534.9 5,342.2 6,139.7 2,744.1 131.1 3,441.9 913.6 2,194.3 139.6 65.0 89.9 77.5	(191) (2847) (216) (318) (191)	ind (3.282) (4,916.5) (2,910.3) (1,982.3) (1,900.7)	(1,520.2) (502.0) (319.9) (201.3) (201.3) (4,916.5 2,910.3 1,682.3 1,900.7	292.8 295.6 403.0 324.5 313.4 4	286 248 25.7 25.6 28.0 25.7 23.0 218 21.7 28.7 22.7 26.3	Highway Use Circles 6.7 0.1 75 1500 C C C C C C C C C C C C C C C C C C	6138 662 1,187.8 2136 199 1, 236 6 6 87.7 15 (18 7.7 7.0 7.3 7.3 7.3 7.3 7.3 7.3 7.3 7.3 7.3 7.3	(17.1) 5.5 0.2	119.8 117.0		4,464.8 5,481.5 5,057.2 2,402.7 2,432.8 5,5	0.4 10.0 100.0 1.0 0.3 8.1 2.0 0.2 34.9	3.8	F.0 F.0 - F.0	6.2	14.0 20.7 33.9 12.2 4.4 20.8 22.8 13.9 15.9 18.5 0.4 0.4 0.4 0.4 0.4 0.4 0.4 0.4 0.4 0.4	202 156 549 207 320 287 20 414 27 20 414 27 320 414 27	0.6 0.6 0.6 0.6 0.6 0.6 0.6 0.6 0.6 0.6		0.1 0.1 0.1	15.2 0.2 0.5 (0.4)	5.7	16 004 23
	NOVEMBER DECEMBER							-		-		- - -													
	2022 JANUARY FEBRUARY									-															
	RY MARCH				· 			-		- - -		- - -													
	\$ 9,160.8	21,343.5 15,731.7 3,439.9	(568.3) 661.1 40,607.9	(17,897.6)	17,897.6	2,037.3	157.4	14.3	3,317.7	4,424.2	658.1	0.3	25,342.6	110.4 46.5	18.6	0.3	35.2	113.8	173.1	4.2 0.1	223	0.7	32.2	35.4 46.4 46.4	2.9
	6 Months Ended September 30 \$ Increas 2020 (Decreas \$ 8,944.2 \$ 21	18,636.0 10,735.8 2,642.5	(454.8) 506.5 32,066.0	(13,429.5)	13,429.4	3,151.7	166.6	16.4	1,815.5 180.5 788.7	146.5	566.8	0.1	20,410.2	110.3	. 12.3	- 0:0		100.2 74.8	143.9 3.5 5.7.2	27.3 27.3 0.1	4,500.0	- 00	33.4	36.0 (64.5)	4.0
	e) 9.6	2,707.5 4,995.9 797.4	113.5 154.6 8,541.9	(0.1) 4,468.1	4,468.2	(1,114.4)	(9.2) 0.9	(2.1)	1,502.2 (2.8)	(138.8)	91.3	0.2	4,932.4	0.1	6.3	0.2	12.1	35.8	29.2	(23.1)	(4,500.0)	(0.1)	(1.2)	0.3 (0.6)	£.5
EXHIBITF	% Increase/ Decrease 2.4%	14.5% 46.5% 30.2%	25.0% 30.5% 26.6 %	33.3%	33.3%	-35.4%	6.00 6.00 6.00 6.00 6.00 6.00 6.00 6.00	0.0% 0.0% -12.8%	82.7% -1.6%	-94.7% 0.0% 51.0%	16.19	0.0% 200.0% 100.0%	24.2%	0.1%	51.2%	200.03	52.4	13.6	20.3% 217.1%	94.6	-100.0% 0.0% -52.7%	-12.5%	-3.6%	100.0% -1.7% 171.9%	-27.5%

EXHIBIT F

STATE OF NEW YORK	GENERAL FUND	STATEMENT OF CASH FLOW	FISCAL YEAR 2021-2022	(anoilling in administrat)

(amounts in millions)														6 Months Ended September 30	September 30	
	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	2021	2020	\$ Increase/ (Decrease)	% Increase/ Decrease
Student Loans		,			,											%0:0
All Other S리즈	20.1	23.1	1.6	0.0	22.9	(14.4)							83.3	35.4	27.9	78.8%
Total Miscellaneous Receipts	172.5	140.1	131.0	154.0	122.5	256.5	-			ŀ			976.6	5,680.2	(4,703.6)	-82.8%
Federal Receipts	0.0		. 	1-0	.	6.0								0.1	(0.1)	-100.0%
Total Receipts	4,637.5	5,621.6	5,188.2	2,556.8	2,555.3	5,759.8			•				26,319.2	26,090.5	228.7	%6'0
DISBURSEMENTS:																
Local Assistance Grants:																
Education	523.4	3,899.2	2,835.3	1,505.5	723.3	1,656.9							11,143.6	10,887.5	256.1	2.4%
Environment and Recreation		1.7	4.0	1.0	0.1								6.9		5.9	100.0%
General Government	5.9	48.6	420.8	(37.0)	8.7	109.4							6.809	6.595	43.0	7.69
Public Health:																
Medicaid	2,741.0	1,493.2	1,799.2	995.7	1,432.0	1,322.6							9,783.7	8,247.0	1,536.7	18.6%
Other Public Health	9.74	102.1	400.8	156.4	113.6	317.5							1,138.3	1,104.9		3.0
Public Safety	6.4	29.62	9.2	9	10.5	19.4							/8/	28.3		1/2.05
Public Welfare	43.3	100.3	283.8	318.8	343.2	943.2							2,032.6	1,357.6		49.7
Support and Regulate Business	5.0	7.0	210.4	25.3	11.7	13.1							272.5	30.6		790.5
Transportation	9.5	5 204 1	15.3	2 024 3	25.1	1.000.1							72.4 25.137.6	39.3	33.1	45.2%
Departmental Operations:	0,110,0	10.50	0,000,0	6,116,2	2,090,1	4,302.4							20, 101.0	22,202.		(6:7)
eparumental Operations:	A 707	725.4	382.2	2 883	673.4	820.2							4 172 0	4 387 4	0340	-4 90
Non-Personal Service	136.7	234.2	183.0	118.9	240.9	248 1							11618	6498	512.0	78.89
General State Charges	810.3	2,276.6	392.3	419.2	402.4	611.9							4,912.7	4,385.9	526.8	12.0%
Total Dishursements	5.032.1	8 940.3	6.966.3	4.372.6	4.010.4	6.062.4	١.			.	.		35.384.1	31.685.2	3.698.9	11.7%
Excess (Deficiency) of Receipts over Disbursements	(394.6)	(3,318.7)	(1,778.1)	(1,815.8)	(1,455.1)	(302.6)		•	•			٠	(9,064.9)	(5,594.7)	(3,470.2)	-62.0%
OTHER FINANCING SOURCES (USES):																
Transfers from Revenue Bond Tax Fund	3 262 7	4 916 9	2 958 2	1 411 3	1 149 9	3.306.7							17 005 7	11 010 4		54.5
Fransfers from LGAC / STRBTF	870.0	690.1	1.351.7	946.3	912.8	1.203.2							5.974.1	2.510.4		138.0
Transfers from CWWCA Fund	898	110.0	115.1	128.7	136.6	129.8							707.0	298.6		136.8
Transfers from Other Funds	108:0	8.48	173.1	187.7	115.3	433.7							1,112.6	825.3		34.8
Transfers to State Capital Projects	(485.7)	(341.4)	(715.6)	(296.3)	(673.0)	(414.2)							(2,826.2)	(816.6)		246.1
Transfers to All Other Capital Projects			(100.5)			(16.5)							(117.0)	(251.0)		-53.4
Transfers to General Debt Service	(162.6)	21.3	21.2	(25.7)	7.7	(11.8)							(179.9)	(91.1)	88.8	97.5%
Fransfers to All Other State Funds	(227.8)	(34.1)	(917.2)	(369:5)	(106.0)	(163.9)							(1,818.5)	(1,393.7)		30.5%
Total Other Financing																
sonices (nses)	3,431.4	0,457.0	7,880.0	C.766,1	1,043.3	4,407.0	.	.		.		•	8.768,61	12,092.3	1,703.3	04.2%
Excess (Deficiency) of Receipts and																
Outer Fillianching Sources Over Disbursements and Other Financing Uses	3.056.8	2 138 0	1 107 9	136.7	188 2	4 164 4			٠				10 702 0	6 407 6	4 205 3	66 10

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ECIAL REVENUE FUNDS - COMBINED	ATEMENT OF CASH FLOW	CAL YEAR 2021-2022
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	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	Transfer Eliminations (*)	2021	2020	\$ Increase/ (Decrease)	% Increase/ Decrease
Beginning Fund Balance	\$ 10,669.3	\$ 13,629.9	\$ 26,502.7 \$	27,116.0	\$ 27,281.0	\$ 26,700.0								\$ 10,669.3	\$ 6,312.1	\$ 4,357.2	%0.69
RECEIPTS:																	
Personal Income Tax													•		1.0	(0.1)	-100.0%
Consumption/Use Taxes	;	;		;	;	;								į		;	;
Sales and Use Auto Rental	109.2	6.08	5.1	86.9	83.3	7.7								970.9	426.7	143.8	33.7%
Cigarette/Tobacco Products	69.7	51.8	6.49	59.8	62.3	56.1							•	364.6	380.5	(15.9)	4.2%
Medical Marijuana Motor Fuel	7.2	1.1	E.C. 60	6.0 6.0	1.1	1.0								55.1	8.44 6.43	10.8	24.4%
Alcoholic Beverage	! .																%0.0
Highway Use	0.1		. 4	1.0		0.1								14.8	0.2	1.0 G	50.0%
Total Consumption/Use Taxes	187.7	142.0	189.2	157.4	156.4	191.9				•				1,024.6	879.2	145.4	16.5%
Business Taxes:	154	000	264.3	100		2 090								7007	465.3	333.1	70.00
Corporation and Utilities	19.3	0.5	18.1	(7.7)	(0.9)	18.9								49.0	55.8	(6.8)	-12.2%
Insurance	(8.8)	2.5	44.8	2.5		50.1							•	95.9	93.5	2.4	2.6%
bank Petroleum Business	30.7	39.8	40.6	43.7	42.2	33.8								230.8	206.3	(18.6) 24.5	11.9%
Total Business Taxes	198.9	79.6	371.5	98.9	55.5	358.9								1,163.3	828.7	334.6	40.4%
Total Taxes	386.6	221.6	560.7	256.3	211.9	550.8							•	2,187.9	1,708.0	479.9	28.1%
Miscellaneous Receipts																	
Abandoned Property: Abandoned Property	6.0	1.0	8.0	6.0	6.0	1.2							,	5.7	9.6	0.1	1.8%
Assessments: Business	69	40.7	614	55.55	311	29.8							•	327.7	369.8	(42.1)	-11.4%
Medical Care	482.7	530.1	540.7	526.3	530.0	527.7							•	3,137.5	2,958.0	179.5	6.1%
Public Utilities Other	<u>.</u>		/i '			4.44								0.1	/:nc	0.1	100.0%
Fees, Licenses and Permits:				ľ		3								ć	,	Č	20
Audit Fees Business/Professional	38.6	26.7	91.1	38.6	1.5	95.6								343.1	377.0	(33.9)	35.3% 80.6-
CMI	1.0	4.0	5.0	0.4	6.5	5.7							•	31.7	20.4	11.3	55.4%
Motor Vehicle	29.6	27.8	24.3	16.9	29.6	41.9								170.1	137.1	33.0	24.1%
Recreational/Consumer	65.7	49.6	83.0	5.95	6:68	143.1							•	487.8	289.4	198.4	969.89
Fines, Penalties and Forfeitures	6.5	£.6	12.2	6.1	11.3	6.4							•	51.6	37.7	13.9	36.9%
Casino	34.2	14.2	17.1	35.7	15.2	19.3							•	135.7	28.8	106.9	371.2%
Lottery	199.5	213.5	238.9	181.9	186.8	240.9							1	1,261.5	1,070.3	191.2	17.9%
Interest Earnings	5.4	3.7	9.89	4.0	5 4	3.6								23.3	49.4	(26.1)	-52.8%
Receipts from Municipalities	6.7	1.9	6.4	3.2	1.4	5.1							•	23.2	25.2	(2:0)	-7.9%
Receipts from Public Authorities: Bond Proceeds	٠	,	,	,		,							,	,	,	,	%0.0
Cost Recovery Assessments				6.6									•	6.3	•	6.6	100.0%
Issuance Fees	2.7	2.3	1.7	5.0	٠ ۵									7.2	7.2	. 4	0.0%
Rentals	41.8	- 1.9	0.6	2.1	16.4	, 18 5. 6.								156.1	(8.3)	164.4	1,980.7%
Revenues of State Departments:		ć	Č	č	Č	ć								0007		č	37
Administrative Recoveries Commissions	0.5	0.6	9.07	9.0	0.0	0.0								3.1	1.7	1.4	82.4%
Commissions - Asset Conversion	4	•	•	٠	•	•							•	•	•	•	0.0%
Giffs, Grants and Donations Indirect Cost Recoveries	0.7	9.0	0.5	0.3	0.2	1.7								2.4.0	26.0	(21.8)	-83.8%
Patient/Client Care Reimbursement	214.3	178.7	221.1	204.1	195.8	204.2								1,218.2	1,611.3	(393.1)	-24.4%
Rebates Restitution and Settlements	11.3	5. 6. - 6.	14.2	12.3	0.0	3.9								23.6	75.4	(26.9)	-53.3%
Student Loans	2.4	9.5	1.3	6:	1.4	1.2							•	13.8	27.6	(13.8)	-50.0%
All Other Sales	64.8	38.6	58.5	60.4	53.4	3.0								323.4	145.0	178.4	123.0%
Tuition	(7.57)	41.6	51.3	56.6	204.0	243.3							•	521.1	562.9	(41.8)	7.4%
Total Miscellaneous Receipts	1,332.5	1,299.0	1,574.5	1,412.4	1,533.1	1,881.9								9,033.4	8,045.1	988.3	12.3%
Federal Receipts	7,158.4	18,222.9	7,375.0	5,735.7	5,788.6	7,398.1							•	51,678.7	41,787.0	9,891.7	23.7%
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169.4% 31.0% 100.0% -3.7% 118.9% 96.0% 96.0% 96.0% 26.3% 118% -0.7% -2.2% 29.0% 100.0% 141.1% (21.8) (60.4) 193.5 42.3 (2.3) 210.2 11,755.1 16,112.3 (959.3) 693.1 115.2 1,748.3 5.9 457.3 58.9 416.9 605.4 6 Months Ended September 30 \$ Increase/ 2020 (Decrease) 9,510.3 4,366.0 1.2 3,951.1 26,000.4 3,666.8 773.8 1,820.3 22.4 1,438.9 1438.9 48,770.9 1,371.6 (942.6) 429.0 3,294.1 2,765.8 667.8 5,720.4 593.9 593.9 25,041.1 4,359.9 889.0 3,568.6 28.3 1,896.2 42,099.8 48,981.1 1,788.5 (754.1) 1,034.4 \$ 25,622.6 3,272.3 2,705.4 861.3 42.3 2021 2,704,5 0.2 26.0 26.0 26.0 1,389,6 14.9 277,5 9,666,1 440,3 120,0 10,891.4 684.6 0.8 35.8 4,444.2 768.1 691.0 5.3 415.5 7,120.6 439.9 478.7 106.1 8,145.3 109.4 384.0 0.6 455.2 703.4 708.0 208.7 632.1 3.6 3.6 3.8 3.8 473.5 226.6 593.2 27,281.0 7,481.3 241.9 165.0 ,195.4 0.14 15.7 15.7 15.0 193.7 186 186 186 185 185.3 185.3 185.3 185.3 9,562.5 0.3 39.9 4,201.9 556.9 108.0 2.0 44.1.2 5,999.2 456.9 339.6 90.4 6,886.1 151.0 6,014.5 263.5 (165.9) 2,960.6 13,629.9 273.7 0.4 21.3 3.758.1 153.2 123.2 158.7 0.5 2014 5,096.2 450.6 382.5 85.2 2021 APRIL Total Other Financing Sources (Uses) Excess (Deficiency) of Receipts over Disbursements

STATE OF NEW YORK
SPECIAL REVENUE FUNDS - COMBINED
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

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% Increase	9.7%	-100.0%	33.7%	71.8% 71.8%	24:4% 0:0% 50:0%	-20.9% 16.5%	73.2%	2.6% -104.5% 11.9%	28.1%	1.8%	-13.4% 6.1% -7.9% 100.0%	35.3%	8.3% 24.1% 68.6% 36.4%	371.2% 17.9% 1,425.9% -50.3%	0.0% 100.0% 0.0% -38.2%	-	0.0% -83.8% 100.0% -24.4%	43.3% 50.0%	156.8% -7.4% 12.5%	%9:66-	15.0%
sptember 30 \$ Increase/ (Decrease)	\$ 307.9	(0.1)	143.8	(15.9)	0.1	(3.9)	333.1 (6.8)	2.4 (18.6) 24.5	479.9	0.1	(42.2) 179.5 (4.0) 0.1	(33.9)	33.0 33.0 198.4 13.2	106.9 191.2 484.8 (19.2) (2.0)	. 5.9 . (5.8)	30.6	(21.8) 0.1 (393.1)	(26.9) (13.8) (13.8)	5.8 5.8 (41.8) 994.8	(27.8)	1,446.9
6 Months Ended September 30 \$ Increase/ (Decrease)	\$ 5,400.7	0.1	426.7	380. 3.00 6.6	0.2	18.7 879.2	455.3 55.8	93.5 17.8 206.3	1,708.0	5.6	315.6 2,958.0 50.7	377.0	2.4 137.1 289.4 36.3	28.8 1,070.3 34.0 38.2 25.2	- 7.2 15.2	69.4	26.0 - 1,611.3	28.9 50.5 27.6	3.7 562.9 7,930.6	27.9	9,666.5
2021	\$ 5,708.6		570.5	12.6 364.6 6.7 6.7	0.3	14.8	788.4 49.0	95.9 (0.8) 230.8	2,187.9	5.7	273.4 3,137.5 46.7 0.1	2.3 343.1	2.6 170.1 487.8 49.5	135.7 1,261.5 518.8 19.0 23.2	- 5 0 7 7 2 9 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4	100.0	- 4.2 0.1 1,218.2	26.5 23.6 13.8	510.0 9.5 521.1 8,925.4	0.1	11,113.4
MARCH									. .												
FEBRUARY						-													-		
2022 JANUARY																					
DECEMBER																					
NOVEMBER	1																				
OCTOBER	ì																				
SEPTEMBER	\$ 8,108.3		109.0	56.1 1.0	1.0	191.9	260.7	50.1 (4.6) 33.8	550.8	1.2	29.7 527.7 44.4 0.1	0.1 95.6	41.9 143.1 6.0	19.3 240.9 99.2 2.8 5.1	4.9	8.3	- 1.7 0.1 204.2	7.7 3.9 1.2 1.2	243.3		2,424.3
AUGUST	\$ 8,049.4		83.3	62.3		156.4	8.6 (0.1)	4.8	211.9	0.9	20.1 530.0 0.1	1.5 52.5 8.8	29.6 89.9 11.0	15.2 186.8 81.5 3.2 3.2	6	8.6 0.4	0.2	2.00 4.5	204.0 1,512.1	0.1	1,724.1
> III	\$ 7,392.8		86.9	. 8.9.0 6.9.8	0.	157.4	60.4	2.5	256.3	6:0	93.5 526.3 -	38.6	56.5 56.5 56.5 5.8	35.7 181.9 82.4 3.2	. 8.0.4.0 6.6.0	. 8.0 6.0	0.3	5.2 0.6 1.9	56.6 1.2 56.6 1,401.7		1,658.0
ENT.	6.4		101.6	0.49 1.1 0.0	n	189.2	264.3	44.8 3.7 40.6	5.095	9.0	61.3 540.7 0.7	91.1	24.3 24.3 83.0 11.9	17.1 238.9 101.9 3.1 4.9	1.7	20.8	0.5	122.5	51.3		2,126.0
ΜΑΥ	9.3		80.5	- 51.8 - 1.1 8. 1.1	2	142.0	39.8	(3.0) 39.8	221.6	1.0	5.1 530.1 -	26.7	27.8 27.8 49.6 8.7	14.2 213.5 77.9 3.2 1.9	23.3	9.0	0.8	9.5	41.6 1,253.6	.	1,475.2
2021 APRIL	\$ 5,708.6		109.2	(0.2) 69.7 1.5	0.1	187.7	154.6	30.7	386.6	6.0	63.7 482.7 1.5	. 38.6 - A	29.6 29.6 65.7 6.1	34.2 199.5 75.9 3.5 6.7		45.0	0.7	7.4.7.2.2.4.4.2.4.4.4.4.4.4.4.4.4.4.4.4.	75.7) 1,319.2		1,705.8
				ducts		on/Use Taxes			ахез			its: -	er situres	.e.	norities: sments	tments: eries	Conversion rations ries	ments	ous Receipts		
	Beginning Fund Balance	CEIPTS: axes: Personal Income Tax	Consumption/Use Taxes: Sales and Use	Auto Kental Cigarette/Tobacco Products Medical Marijuana Mator Eusl	Motor Fuel Alcoholic Beverage Highway Use	Vapor Excise Total Consumption/Use Taxes	Business Taxes Corporation Franchise Corporation and Utilities	Insurance Bank Petroleum Business	Total Taxes	Miscellaneous Receipts: Abandoned Property: Abandoned Property	Assessments: Business Medical Care Public Utilities Other	Fees, Licenses and Permits: Audit Fees Business/Professional	Crimial Motor Vehicle Recreational/Consumer Fines, Penatties and Forfeitures	Gaming: Casino Lottery Video Lottery Interest Eamings Receipts from Municipalities	Receipts from Public Authorities: Bond Proceeds Cost Recovery Assessments Issuance Fees Non Bond Related	Revenues of State Departments: Administrative Recoveries Commissions	Commissions - Asset Conversion Gifts, Grants and Donations Indirect Cost Recoveries Patient/Client Care Reimbursement	Rebates Restitution and Settlements Student Loans	Outer Total Miscellaneous Receipts	Receipts	Total Receipts
	Beginning	RECEIPTS: Taxes: Personal	Consun Sales	Auto Cigai Medir	Alcor High	Vapo	Busine Corp. Corp.	Insura Bank Petrol		Miscella Abando Aba	Assess Bu: Me Put	Fees, Li Audi Busi	Crii Mo Rec Fines, b	Gaming: Casino Lottery Video Lo Interest Eam Receipts fror	Receipts Bonc Cost Issu:	Reveni	Co. Fig. 6.	SRe	Sales Tuition	Federal Receipts	Tota

													9	6 Months Ended September 30	ptember 30
	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	2021	2020	\$ Increase/ (Decrease)
DISBURSEMENTS:															
Local Assistance Grants															
Education	6:0	(2.9)	328.0		0.2	2,353.3							2,679.5	2,622.6	56.9
Environment and Recreation	1.0	0.2	0.1	0.5	0.7	0.2							89:	6:0	6:0
General Government	10.1	18.0	2.7	16.7	25.1	6.6							85.5	71.3	14.2
Public Health:															
Medicaid	386.9	461.4	421.9	441.1	463.5	472.2							2,647.0	2,801.8	(154.8)
Other Public Health	37.3	47.2	187.0	55.8	130.7	118.0							576.0	410.8	165.2
Public Safety	19.3	20.0	30.2	11.5	22.9	21.2							125.1	88.1	37.0
Public Welfare	0.2	0.2	0.5		0.2	0.2							5.	1.0	0.3
Support and Regulate Business	0.3	2.2	1.4	4.1	2.1	14.8							22.2	17.4	8,4
Transportation	199.0	407.7	283.3	299.8	409.8	271.8							1.871.4	1,409.9	461.5
Total Local Assistance Grants	654.1	954.0	1,258.1	826.8	1,055.2	3,261.6			ļ.				8,009.8	7,423.8	286.0
Departmental Operations:															
Personal Service	399.6	406.0	327.6	409.4	387.4	595.4							2,525.4	2,694.9	(169.5)
Non-Personal Service	225.6	233.9	216.8	231.3	263.6	235.3							1,406.5	1,177.6	228.9
General State Charges	59.8	63.4	9'92	118.0	0.99	88.9							472.7	403.6	69.1
Capital Projects															
Total Dishusananat	1 220 4	4 657 3	4 020 4	4 505 5	4 772 3	4 4 0 4 3							40 444 4	44 600 0	7446
Total Disput sellients	1,333.1	6,100,1	,07.9.	0.000,1	7,777	4,101.4	•	•	•			.	12,414,4	1,055.5	2.4.7
Excess (Deficiency) of Receipts over Disbursements	366.7	(182.1)	246.9	72.5	(48.1)	(1,756.9)							(1,301.0)	(2,033.4)	732.4
OTHER FINANCING SOURCES (USES):		•	;	:											
Transfers from Other Funds	203.5	0.151	908.3	283.2	4.60	183.0							2,208.4	1,019.3	289.1
Hallsters to Other Fullus	(9.9)	(0.0)	(0.10)	(9:1)	(4:4)	(20.0)			Ì				(0.111)	(102.1)	(1.00)
Total Other Financing Sources (Uses)	254.0	147.7	851.0	584.1	107.0	147.0	•	•				•	2,090.8	1,436.6	654.2
Excess (Deficiency) of Receipts and															
Other Financing Sources over Disbursements and Other Financing Uses	620.7	(34.4)	1,097.9	656.6	58.9	(1,609.9)	٠	•		٠			789.8	(596.8)	1,386.6

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															6 Months Enc	6 Months Ended September 30	
	2021		>400		}	FOLIVE	0101111	92000		9	2022	200	000	2024	ccc	\$ Increase/	% Increase/
Beginning Fund Balance	\$ 4,9	4,960.7 \$	7,300.6	\$ 20,207.8	\$ 19,723.2	\$ 19,231.6	\$ 18,591.7	N N N N N N N N N N N N N N N N N N N	NOVEMBER	DECEMBER	מאסואס	TEBROARI	LONG!	\$ 4,960.7	\$ 911.4		-444.3%
RECEIPTS:																	
Miscellaneous Receipts:																	
Abandoned Property:																	č
Abandoned Property																	%O:O
Assessments. Business		5.5	35.6	0.1	2.0	11.0	0.1							54.3	54.2	0.1	0.2%
Medical Care				1	1	•									1		%0:0
Public Utilities			•	•	•	•	•							•	•	•	%0:0
Other			•	•	•	•	•							•	•	•	%0'0
Fees, Licenses and Permits:																	
Business/Professional			•	•	•	•	•								•	•	%0:0
Civil			•	•	•	•	•							•	•	1	%0:0
Criminal			•	•	•										•	•	0.0%
Motor Vehicle			•	•	•	•	•								•	•	%0:0
Recreational/Consumer			•	•	•										•	•	0.0%
Fines, Penalties and Forfeitures		0.4	4:0	0.3	0.3	0.3	4:0							2.1	4:1		20:0%
Interest Earnings		9.0	0.5	0.7	8:0	6:0	8.0							4.3	11.2	_	-61.6%
Receipts from Municipalities				•	•										•		%0:0
Receipts from Public Authorities:																	
Bond Proceeds																	%0:0
Cost Recovery Assessments			1	ı	ı	•	i							•	•		%0:0
Issuance Fees			•	1	1	•	•							•	1		%0:0
Non Bond Related			•	•	•									•	•	,	%0:0
Rentals			•	•	•	•	•							•	•	•	%0:0
Revenues of State Departments:																	į
Administrative Recoveries				•	•	i	i							•	•	•	%0:0
Commissions																	%0:0
Gifts, Grants and Donations																	0.0%
Indirect Cost Recoveries																	%0:0
Patient/Client Care Reimbursement																	%0:0
Rebates		9.9	7.4	7.0	7.1	6.8	7.0							41.9	46.5	٠	%6-6-
Restitution and Settlements					•										•	•	%0:0
Student Loans				•	•	•								•	•		%0:0
All Other		0.2	1.5	1.1	0.5	2.0	0.1							5.4	1.2		350.0%
Sales			ı	•	•	•								•	•	•	0.0%
Luition Total Miscellapsous Receipts		133	454	9.2	107	24.0	8.4		-					108.0	114.5	(6.5)	0:0 -5.7%
		2	101		5	2	Š							2001	-		
Federal Receipts	7,1	7,158.4	18,222.9	7,375.0	5,735.7	5,788.5	7,398.1							51,678.6	41,759.1	9,919.5	23.8%

STATE OF NEW YORK SPECIAL REVENUE FUNDS - FEDERAL STATEMENT OF CASH FLOW FISCAL YEAR 2021-2022	

														6 Months Ended September 30	September 30	
	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	2021	2020	\$ Increase/ (Decrease)	% Increase/ Decrease
DISBURSEMENTS:																
Local Assistance Grants:	0 020	101	4 750	0.00	2 200	0.130							0000	1 740 4	1 207 6	74.40/
Lancaron	272.0	5	- 200	0 1	5	4.							6,010,0	1.01.	0.763,1	0.1.
Environment and Recreation	0.3	0.1		0.1	0.7								9:0	0.3	0.3	100.0%
General Government	11.2	21.9	10.0	438.5	10.7	16.1							508.4	3,879.8	(3,371.4)	-86.9%
Public Health:																
Medicaid	3,371.2	3,740.5	4,328.8	3,262.3	3,980.7	3,710.6							22,394.1	23,198.6	(804.5)	-3.5%
Other Public Health	521.6	209.7	726.7	652.2	627.4	746.3							3,783.9	3,256.0	527.9	16.2%
Public Safety	103.9	88.0	128.4	197.2	62.4	184.0							763.9	685.7	78.2	11.4%
Public Welfare	158.5	200.4	496.1	632.1	8009	1,389.4							3,567.3	1,819.3	1,748.0	96.1%
Support and Regulate Business	0.2	•	0.4	2.2	3.2	0.1							6.1	5.0	1.1	22.0%
Transportation	2.4	3.5	4.1	3.4	5.7	5.7							24.8	29.0	(4.2)	-14.5%
Total Local Assistance Grants	4,442.1	5,045.2	6,561.9	5,572.0	6,065.4	6,403.4	١.	١.		١.	.		34,090.0	34,617.1	(527.1)	-1.5%
Departmental Operations:																
Personal Service	51.0	50.9	457.7	64.1	52.5	70.7							746.9	599.2	147.7	24.6%
Non-Personal Service	156.9	105.7	465.1	151.1	215.1	205.0							1,298.9	1,588.2	(289.3)	-18.2%
General State Charges	25.4	27.0	156.4	108.6	40.1	31.1							388.6	264.2	124.4	47.1%
Debt Service, Including Payments on					,	•										
Financing Agreements			42.3										42.3		42.3	100.0%
Capital Projects													1	2.3	(2.3)	-100.0%
Total Disbursements	4,675.4	5,228.8	7,683.4	5,895.8	6,373.1	6,710.2							36,566.7	37,071.0	(504.3)	-1.4%
Excess (Deficiency) of Receipts																
over Disbursements	2,496.3	13,039.5	(299.2)	(149.4)	(563.6)	696.3			Ī				15,219.9	4,802.6	10,417.3	216.9%
OTHER FINANCING SOURCES (USES):																
Transfers from Other Funds Transfers to Other Funds	(156.4)	. (1323)	(185.4)	- (342.2)	. 92)	. (163.8)							(1.056.4)	(1 007 6)	48.8	0.0%
	(1:00:1)	(0.20)	(E:001)	(272.2)	(50.0)	(100.0)							(1,000,1)	(0.100,1)	2	SO.
Total Other Financing Sources (Uses)	(156.4)	(132.3)	(185.4)	(342.2)	(76.3)	(163.8)					•		(1,056.4)	(1,007.6)	48.8	4.8%
Excess (Deficiency) of Receipts and Other Financing Sources over																
Disbursements and Other Financing Uses	2,339.9	12,907.2	(484.6)	(491.6)	(639.9)	532.5		•	•				14,163.5	3,795.0	10,368.5	273.2%

ЕХНІВІТ Н	% Increase/ Decrease 2.5%	33.3%	96.7% 96.7 %	125.2% 100.0% 125.2 %	46.7%	%0.0	%0:0 %0:0	%0.0 0.0	%0:0 0:0%	-100.0% 320.0%	%0.0	-5.0%	100.0%	4.3%	23.8%	46.0%	-97.3%	-6.3%	-8.4%	90.5%	-27.4% 67.5%	-74.9%	-94.8%	-92.1%
		4,468.1	3,009.3 3,009.3	404.6 0.4 405.0	7,882.4	ı			1 1	(0.2) 1.6		(11.5)	0.1	(10.0)	5.8	7,878.2	(28.8)	(80.8)	(109.6)	7,987.8	(290.1) 9,852.4	(10,142.5)	(2,154.7)	\$ (2,153.1)
:	6 Months Ended September 30 2020 (Decrease) \$ 63.4 \$ 1.6	13,429.5	3,110.8	323.2 0.4 323.6	16,863.9	1			1 1	0.2		231.4	٠ -	232.1	24.4	17,120.4	29.6	1,279.0	1,308.6	15,811.8	1,057.5 (14,595.4)	(13,537.9)	2,273.9	\$ 2,337.3
	2021 \$ 65.0	17,897.6	6,120.1 6,120.1	727.8 0.8 728.6	24,746.3	1			1 1	2.1		219.9	0.1	222.1	30.2	24,998.6	8.0	1,198.2	1,199.0	23,799.6	767.4 (24,447.8)	(23,680.4)	119.2	\$ 184.2
	MARCH				1														i					, «
	FEBRUARY												j	ĺ		1				·				
	2022 JANUARY			-																				σ
				j.									j			1		j		j		·	·	, ,
	NOVEMBER DECEMBER																							, Ф
	OCTOBER			-																				- 58
	SEPTEMBER \$ 982.1	3,224.9	1,222.7	133.3 0.1 133.4	4,581.0	1			1 1	1.7		41.4	٠٠	43.1	•	4,624.1	2.2	742.2	744.4	3,879.7	94.6 (4,772.2)	(4,677.6)	(797.9)	\$ 184.2
	AUGUST \$ 546.1	1,900.7	938.1 938.1	140.0 0.2 140.2	2,979.0	•			1 1			14.1	0.1	14.2	28.7	3,021.9	7.3	307.7	315.0	2,706.9	51.6 (2,322.5)	(2,270.9)	436.0	\$ 982.1
	JULY \$ 237.7	1,682.3	971.5 971.5	132.0 0.2 132.2	2,786.0	İ		1 1	1 1	0.1		34.6		34.7	1.5	2,822.2	14.7	7.2	21.9	2,800.3	185.5 (2,677.4)	(2,491.9)	308.4	\$ 546.1
	JUNE \$ 302.9	2,910.3	1,207.1	115.1 0.1 115.2	4,232.6	•		1 1				47.8		47.8		4,280.4	(25.8)	(21.8)	(47.6)	4,328.0	133.8	(4,393.2)	(65.2)	\$ 237.7
	MAY \$ 206.5	4,916.5	885.3 885.3	110.0 0.1 110.1	5,911.9	1		1 1		0.3		38.8		39.1		5,951.0	2.2	40.5	42.7	5,908.3	6.0 (5,817.9)	(5,811.9)	96.4	\$ 302.9
	2021 APRIL \$ 65.0	3,262.9	895.4 895.4	97.4 0.1 97.5	4,255.8	1		1 1	1 1		1 1	43.2	'	43.2	1	4,299.0	0.2	122.4	122.6	4,176.4	295.9 (4,330.8)	(4,034.9)	141.5	\$ 206.5
STATE OF NEW YORK DEBT SERVICE FUNDS STATEMENT OF CASH FLOW FISCAL YEAR 2021-2022 (amounts in millions)	Beginning Fund Balance	RECEIPTS: Taxes: Personal Income Tax	Consumption/Use Taxes. Sales and Use Total Consumption/Use Taxes	Other Taxes: Real Estate Transfer Employer Compensation Expense Tax Total Other Taxes	Total Taxes	Miscellaneous Receipts: Assessments: Medical Care	Fees, Licenses and Permits: Alcohol Beverage Control Licensing Business/Professional	Civil	Motor Vehicle Recreational/Consumer	Interest Earnings Receipts from Municipalities	Receipts from Public Authorities: Bond Proceeds Rentals	Revenues of State Departments: Patient/Client Care Reimbursement	All Other Sales	Total Miscellaneous Receipts	Federal Receipts	Total Receipts	DISBURSEMENTS: Departmental Operations: Non-Personal Service	Debt Service, including rayments on Financing Agreements	Total Disbursements	Excess (Deficiency) of Receipts over Disbursements	OTHER FINANCING SOURCES (USES): Transfers from Other Funds Transfers to Other Funds	Total Other Financing Sources (Uses)	Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	Ending Fund Balance

·COMBINED			
CAPITAL PROJECTS FUNDS - COMBINED	STATEMENT OF CASH FLOW	FISCAL YEAR 2021-2022	(oneillian in character)

													Intra-Fund		6 Months Ended September 30	d September 30		
	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	Transfer Eliminations (*)	2021	2020	\$ Increase/ (Decrease)	% Increase	ية قا
Beginning Fund Balance	\$ (1,144.0)	s	\sigma	i c	\$ (1,706.2)	\$ (1,798.6)						l	1	\$ (1,144.0)	\$ (1,034.9)	\$ (109.1)	l	% %
RECEIPTS: Taxes:																		
Consumption/Use Taxes: Auto Rental	1.3	, 1	17.5	0.1	(0.1)	26.3							,	45.9	26.4	19.5	73.9%	%6
Motor ruel	20.9 14.5		11.6	12.1	13.3	10.6								7.75	1927	0.14		8 %
Total Consumption/Use Taxes	43.5		65.8	47.2	49.6	74.5								322.8	257.2	65.6		1%
Corporation Franchise		•	•	•	٠								•		1	,		%0
Corporation and Utilities	3.1		4.1	(1.5)	(0.1)	1.2							,	4.1	5.1	(1.0) (1.0)		%8
Petroleum business Total Business Taxes	41.3	50.4	53.4	53.8	53.5	44.9			·				- -	293.2	265.9	31.4	11.8%	<u> </u>
Other Taxes: Real Estate Transfer	•		11.9	11.9	11.9	12.0								47.7	47.6	0.1	0.2%	%
Total Other Taxes			11.9	11.9	11.9	12.0					.			47.7	47.6	0.1	0.2%	%
Total Taxes	84.8	92.6	131.1	112.9	115.0	131.4								8.299	570.7	97.1	17.0%	%
Miscellaneous Receipts:																		
Abandoned Property: Bottle Bill	•	•	23.0	•	•	٠								23.0	23.0	•	%0.0	3%
Assessments: Business	10.0	7.6	6.0	6.4	6.1	6.0								42.1	38.6	3.5	9.1%	<u>%</u>
Fees, Licenses and Permits:	7		ć		0	1								300	ç	,	•	70
Civil	2 '	3 1		ţ.,	3 '	? .								6.22	7:01	,		2 %
Motor Vehicle	79.2	69.1	9.09	0.99	29.0	59.5							1	393.4	309.9	83.5		%6
Recreational/Consumer	5:1.5	2.9	5.5	0.4	4.6	10.2							i	16.9	19.2	(2.3)	-12.0%	%6
Interest Eamings	6.7	0.1	0.7	0.7	. 0	<u> </u>								0.2	1.5			2.8
Receipts from Municipalities	•			•	0.1									0.1	0.4	(0.3)		%(
Receipts from Public Authorities:	Q.	G	c	0 200	9.10	900								0.170	9 027 0	0 406		ò
Issuance Fees	4:0/		0.5	0.762	0.72	320.1								0.4/0	2,170.9	(0.084,1)	%0.0	2%0
Non Bond Related	0.5	2.5	0.8											3.8	1.3	2.5		3%
Rentals	3.3	0.8	4.1	1.6	1.2	1.5								8.6	10.9	(1.1)		%
Revenues of State Departments: Administrative Recoveries																	%U U	70%
Gifts, Grants and Donations	1.8	1.3	2.9	0.4		1.2								7.6	9.4	(1.8)	,	2 %
Indirect Cost Recoveries	•	•	•	• ;		12.7								12.7	•	12.7		3%
Rebates	' 6	, ;	' '	0.1	(0.1)	. ;							1		. [' ?	%0:0	% 2%
Resumtion and Settlements All Other	2.4	. t.	11.7	9.0	6.5	1.4								27.9	28.7	9.6		8.8
Sales	0.1				0.1	0.1								0.3	0.2	0.1		3%
Total Miscellaneous Receipts	181.3	90.5	117.4	322.2	114.5	436.7							.	1,262.6	2,651.1	(1,388.5)	-52.4%	4%
Federal Receipts	5.6	23.3	110.1	143.2	169.4	139.9								591.5	929.3	(337.8)	-36.3%	3%
Total Bessints	7 177	F 200	9 0 3 0	6 023	0 000	200								0 603 0	7 7 7 7	0000	00	ě

EXHIBIT	

STATE OF NEW YORK
CAPITAL PROJECTS FUNDS - COMBINED
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

													-	Intra-Fund		6 Months Ended September 30	September 30	
	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	Y FEBRUARY		MARCH	Transfer Eliminations (*)	2021	2020	\$ Increase/ (Decrease)	% Increase
DISBURSEMENTS:									:		l I		1		_			
Local Assistance Grants:																		
Education	13.5	25.0	45.5	13.0	10.4	8.3									115.7	20.3	95.4	470.0%
Environment and Recreation	29.0	7.6	15.7	15.3	31.8	15.6								,	115.0	70.1	44.9	64.1%
General Government	12.7	41.7	37.9	22.2	30.8	59.9									205.2	206.5	(1.3)	%9·0-
Public Health:																		
Medicaid	•	•		٠	٠										•	•	•	%0.0
Other Public Health	45.1	29.7	80.9	41.7	35.0	36.8									269.2	258.6	10.6	4.1%
Public Safety	0.4	1.8	28.3	5.4	2.2	0.7								10	38.8	6.5	32.3	496.9%
Public Welfare	28.2	55.8	124.6	54.6	12.5	39.4									315.1	342.7	(27.6)	-8.1%
Support and Regulate Business	21.2	54.3	147.2	39.5	33.2	104.8								,	400.2	179.6	220.6	122.8%
Transportation	181.7	37.7	269.0	267.1	213.5	346.2								,	1,315.2	728.5	286.7	80.5%
Total Local Assistance Grants	331.8	253.6	749.1	458.8	369.4	611.7	-				 -	 -	 -	-	2.774.4	1.812.8	961.6	23.0%
Departmental Operations:																		
Personal Service		,	٠	,	,	٠								,	,	,	•	%0.0
Non-Personal Service	•	•			,	•								,	•	•	•	0.0%
General State Chardes	٠	,	٠		,									,			•	0.0%
Capital Projects	398.2	514.1	631.4	554.2	9.669	710.1								,	3,507.6	3,611.1	(103.5)	-2.9%
Total Disbursements	730.0	7.67.7	1,380.5	1,013.0	1,069.0	1,321.8		•				 -		•	6,282.0	5,423.9	858.1	15.8%
Excess (Deficiency) of Receipts																		
over Disbursements	(458.3)	(561.3)	(1,021.9)	(434.7)	(670.1)	(613.8)		•	'			 -	·	•	(3,760.1)	(1,272.8)	(2,487.3)	-195.4%
OTHER FINANCING SOURCES (USES): Bond and Note Proceeds (net)		,														,	,	%0 0
Transfers from Other Funds	488.9	344.3	830.9	298.9	586.6	434.1								,	2,983.7	1,093.2	1,890.5	172.9%
Transfers to Other Funds	(8.4)	(8.1)	(23.8)	(8.7)	(8.9)	(211.4)								-	(269.3)	(274.4)	(5.1)	-1.9%
Total Other Financing Sources (Uses)	480.5	336.2	807.1	290.2	2.773	722.7	•		•					•	2,714.4	818.8	1,895.6	231.5%
Excess (Deficiency) of Receipts and																		
Disbursements and Other Financing Uses	22.2	(225.1)	(214.8)	(144.5)	(92.4)	(391.1)						 -			(1,045.7)	(454.0)	(591.7)	-130.3%
Ending Fund Balance	\$ (1,121.8)	\$ (1,346.9)	\$ (1,561.7)	\$ (1,706.2)	\$ (1,798.6)	\$ (2,189.7)	s	s	s	s	s -	s			\$ (2,189.7)	\$ (1,488.9)	\$ (700.8)	47.1%

STATE OF NEW YORK
CAPITAL PROJECTS FUNDS - STATE
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

	7000									2000					or morning change appearing of	9/ 1
	APRIL	MAY	JUNE	JULY	AUGUST	. SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY M	MARCH	2021	2020	\$ Increase/ (Decrease)	% Increase/ Decrease
Beginning Fund Balance	\$ (563.7)	\$ (494.1)	\$ (618.8)	\$ (705.9)	9) \$ (804.0)								\$ (563.7)	\$ (472.2)	\$ (91.5)	-19.4%
RECEIPTS:																
Consumption/Use Taxes																
Auto Rental	2.1	•	17.5	0									45.9	26.4	19.5	73.9%
Motor Fuel	26.9	31.7	36.7	35.0	36.4	37.6							204.3	162.7	41.6	25.6%
Highway Use	14.0	10.5	0.17.6	12.									222.0	567.3	6.4	95.6%
Business Taxes	6.54	7.74	0.00	+	ļ							-	977.0	7.167	97.0	70.07
Corporation Franchise		i	1										ı	•	•	0.0%
Corporation and Utilities	3.1	•	1.4	(1.5)	5) (0.1)	1) 1.2							4.1	5.1	(1.0)	-19.6%
Petroleum Business	38.2	50.4	52.0	55.:									293.2	260.8	32.4	12.4
Total Business Taxes	41.3	50.4	53.4	53.8		5 44.9				•	•		297.3	265.9	31.4	11.8
Other Taxes													!			
Real Estate Transfer			11.9	11.9	11.9								47.7	47.6	0.1	0.2%
Total Other Taxes	•		11.9	11.9	ļ	12.0							47.7	47.6	0.1	0.2
Total Taxes	84.8	92.6	131.1	112.9	115.0	131.4					.	.	8.799	570.7	97.1	17.0%
Miscellaneous Receipts:																
Abandoned Property:																
Accompanies		•	23.0	•	•	1							23.0	23.0	•	%0.0
Assessinents.	10.0	7.6	9	4	4	9							42.1	38	2,5	9 1%
Fees, Licenses and Permits:	2	2	S	ó									-	9	?	5
Business/Professional	1.3	1.7	2.1	1.4	4 8.5	5 7.5							22.5	19.2	3.3	17.2%
Civil	•	•	•	1									,	•	•	0:0
Motor Vehicle	79.2	69.1	9.09	99									393.4	309.9	83.5	26.9
Recreational/Consumer	1.5	2.9	1.5	0.4		10.2							16.9	19.2	(2.3)	-12:0
Fines, Penalties and Forfeitures	2.5	0.8	2.8	2.	3.1								12.6	12.5	0.1	8.0
Interest Earnings		0.1		•									0.2	5.	(1.3)	-86.7
Receipts from Municipalities				'									0.1	4:0	(0.3)	-75.0
Receipts Horn Fubility Additionates. Rond Proceeds	78.4	0.5	3.0	237.0	27.6	328.1							6746	2 170 6	(1 496 0)	-689
Issuance Fees			;	'												0.0
Non Bond Related	0.5	2.5	0.8	•									3.8	1.3	2.5	192.3
Rentals	3.3	0.8	1.4	1.6	5 1.2	1.5							8.6	10.5	(0.7)	-6.7%
Revenues of State Departments:																
Administrative Recoveries		•		•	•											%0.0
Giffs, Grants and Donations	1.8	6.7	2.9	0.4	,	1.2							9.7	9.4	(1.8)	-19.1
Indirect Cost Recoveries				•									12.8		12.8	100.0
Rebates	• ;			0									. ;			0.0
Restitution and Settlements	 	 ω σ	3.1.	9.00	9.0								15.1	7.00	4. 6	164.9
Sales	, c	Ď.	7.1.	-		† -							6.77 6.00	7.07	(0.0)	2000
Total Miscellaneous Receipts	181.3	90.5	117.4	322.2	1	4	-		-	-	 - 	-	1,262.7	2,650.6	(1,387.9)	-52.4%
Farteral Receipts				23	22	148							19.3	2.1	17.2	819 0%
					ļ											
Total Receipts	266.1	183.1	248.5	437.4	231.7	583.0						•	1,949.8	3,223.4	(1,273.6)	-39.5%

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STATE OF NEW YORK
CAPITAL PROJECTS FUNDS - STATE
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

APRIL MAY JULI 13.5 25.0 29.0 7.6 12.7 41.7 45.1 29.7 64.1 29.7 175.8 21.0 175.8 21.0 375.9 236.9 677.0 644.0 1. (410.9) (460.9) (61) 488.9 344.3 488.9 344.3 488.9 344.3												6 Months Ende	6 Months Ended September 30	
13.5 25.0 28.0 7.6 12.7 41.7 12.7 41.7 12.7 41.7 12.8 145.1 29.7 0.4 1.8 28.2 28.3 28.3 28.9 28.9 28.9 28.9 28.9 28.9 28.9 28.9	MAY	JULY	AUGUST SEI	SEPTEMBER OC	OCTOBER NOV	NOVEMBER DE	DECEMBER J.	2022 JANUARY F	FEBRUARY	MARCH	2021	2020	\$ Increase/ (Decrease)	% Increase/ Decrease
13.5 25.0 22.0 7.6 12.7 44.7 45.1 29.7 45.1 28.2 28.2 35.3 27.5 24.3 17.5 24														
15.5 25.0 12.7 41.7 12.7 41.7 12.7 41.7 12.7 28.2 23.2 56.8 24.3 56.8 24.3 56.8 25.3 56.8 26.3 5														
28.0 7.6 12.7 44.7 45.1 29.7 0.4 1.8 28.2 55.8 28.2 24.3 175.8 24.0 17.0 644.0 1, (410.9) (460.9) (61) (63.4) (64.1) 888) 344.3 488.9 344.3	25.0	13.0	10.4	8.3							115.7	20.3	95.4	470.0%
12.7 41.7 45.1 29.7 0.4 1.8 28.2 55.8 21.2 54.3 175.8 21.0 351.1 407.1 677.0 644.0 (410.9) (460.9) (6.1) 888.9 344.3 888.9 344.3 888.9 344.3 888.9 344.3	7.6	15.3	31.8	15.6							115.0	70.1	44.9	64.1%
45.1 29.7 0.4 1.8 2.0.7 0.4 1.8 2.0.7 0.4 1.8 2.0.2 5.8 5.8 2.1.0 2.0.2 2.0.0 1.8 2.0.0 1.8 2.0.0 1.9 2.0.	41.7	22.2	30.8	59.9							205.2	206.5	(1.3)	%9:0-
451 297 697 694 697 697 694 697 697 698 698 698 698 698 698 698 698 698 698														
45.1 29.7 18.2 18.2 18.2 18.2 18.2 18.2 18.2 18.2														%0:0
28.2 55.8 2.3.2 54.3 2.3.2 54.3 2.3.2 54.3 2.3.2 54.3 2.3.2 54.3 2.3.2 54.3 2.3.2 54.3 2.3.2 54.3 2.3.2 54.3 2.3.2 54.3 54.3 54.3 54.3 54.3 54.3 54.3 54.3	29.7	41.7	35.0	36.2							264.9	256.8	8.1	3.2%
23.2 55.8 21.2 54.3 175.6 21.0 25.9 21.0 25.1 407.1 677.0 644.0 1, (410.9) (460.9) (6.1) (6.4) (8.4) (8.1) 285) 386.2 88	<u>6</u>	5.4	2.2	0.7							17.6	3.0	14.6	486.7%
175.2 54.3 175.8 24.0 325.9 236.9 677.0 644.0 1, (410.9) (460.9) (61) (64.0 (64.0) (64.0) (64.0 (64.0) (64.0) (64.0 (64.0) (64.0) (64.0 (64.0) (64.0) (64.0 (64.0) (64.0) (64.0 (64.0) (64.0) (64.0 (64.0) (64.0)	55.8	54.6	12.5	39.4							315.1	342.7	(27.6)	-8.1%
175.8 21.0 35.1 407.1 677.0 644.0 1, (410.9) (460.9) (6.4) (6.4) (6.4) (6.4) (6.1) 8889 3.44.3 (6.4) (6.1)	54.3	39.5	33.2	104.8							400.2	179.6	220.6	122.8%
326.9 236.9	21.0	215.4	184.2	285.1							1,105.9	492.5	613.4	124.5%
677.0 644.0 1, (410.9) (450.9) (6.4) (8.4) (8.1) (8.1) (8.1) (8.1) (8.1)	236.9	407.1	340.1	550.0	 -	 -	 -	 -	-	-	2,539.6	1,571.5	968.1	61.6%
351.1 407.1 1.1 407.1 1.1 407.1 1.1 407.1 1.1 407.1 1.1 406.9] (410.9) (410.9) (6.4)														
677.0 644.0 1, (410.9) (410.9) (64.)		•	,									•	•	%0:0
35.1. 407. 1. (410.9) (460.9) (6.4. (410.9) (6.4.) (6.4.) (6.1) (6.4.) (6.1) (6.4.) (6.1) (6.4.) (6.1) (6.4.) (6.1) (6.4.			,											%0:0
			,											%0:0
(410.3) (460.9) (640.9) (7.0) (410.3) (84.0) (84.0) (8.4) (8.1) (8.4) (8.1) (8	407.1	418.6	558.4	547.1							2,745.7	2,934.1	(188.4)	-6.4%
(410.9) (460.9) (6.1) (6.1) (6.4) (6.1) (6.4) (6.1) (6	644.0	825.7	898.5	1,097.1	-	·	-				5,285.3	4,505.6	779.7	17.3%
(84) (8.1) (8.1) (8.1) (8.1) (8.1) (8.1) (8.1)	(460.9)	(388.3)	(866.8)	(514.1)							(3.335.5)	(1.282.2)	(2.053.3)	-160.1%
488.9 344.3 (8.4) (8.1) (8.1) (8.8) 480.5 336.2 (8.8)	(2001)	(2000)	(2000)	(1.1.1.)							(2,222,2)	(1)	(0.000(-)	001
(Uses) (84) (81) (Uses) 480.5 336.2	344.3	- 298.9	- 286.6	434.1							2,983.7	1,093.2	1,890.5	0.0%
(Uses) 480.5 336.2	(8.1)	(8.7)	(8.9)	(211.4)							(269.0)	(274.4)	(5.4)	-2.0%
	336.2	290.2	577.7	222.7					•	•	2,714.7	818.8	1,895.9	231.5%
				:										;
Disbursements and Other Financing Uses 69.6 (124.7) (87.1)	69.6 (124.7)	(98.1)	(89.1)	(291.4)		·			·	-	(620.8)	(463.4)	(157.4)	-34.0%

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	2021	MA	IN I	>	Falight	GENERAL	01100	ON CAMBER		2022	VOV.1000		2024	0000	\$ Increase/	% Increase/
Beginning Fund Balance	\$ (580.3)	\$ (627.7)	\$ (728.1)	\$ (855.8)	1 07	\$ (905.5)							\$ (580.3)	\$ (562.7)	-	1
RECEIPTS:																
Miscellaneous Receipts: Abandoned Property:																
Bottle Bill	•	•	•	•	•	•								•	'	%0:0
Assessments. Business	,	,	,	,	•	•							,		,	%0'0
Fees, Licenses and Permits:																
Business/Professional		•				•									•	%0:0
Motor Vehicle															' '	0.0
Recreational/Consumer			ı i	•	1										1	0.0
Fines, Penalties and Forfeitures		•	1	•	•	•								•	•	0.0
Interest Earnings			•	•	•	•								•	•	0.0
Receipts from Municipalities Receipts from Public Authorities:						•									•	0.0
Bond Proceeds	•	ţ	1	•	į	1								Ţ		0.0
Issuance Fees	•	•	•	•	•	•								•		0.0
Non Bond Related														' 6	' 9	0.0%
Rentals Pevenues of State Departments														4.0		
Administrative Recoveries		,		•	•	٠								,	,);0
Giffs, Grants and Donations				•	•	•								•	•	
Indirect Cost Recoveries				•	•	(0.1)							(0.1)	•	(0.1)	
Restitution and Settlements				•	•										•	5 6
														0.1	(0.1)	
Total Miscellaneous Receipts						(0.1)				ŀ			(0.1)	0.5	(0.6)	-120.0%
Federal Receipts	č.	23.3	110.1	140.9	167.2	125.1							572.2	927.2	(355.0)	-38.3%
Total Receipts	5.6	23.3	110.1	140.9	167.2	125.0			•	•			572.1	927.7	(355.6)	-38.3%
DISBURSEMENTS:																
Local Assistance Grants:	,	,	,	,	,	,							,			0
Environment and Recreation																%0.0
General Government	1	1		i	•	•							,		!	0.0
Public Health:																
Other Public Health			3.7			0.6							. 4	- 1	2.5	138.9%
Public Safety	•	•	21.2	•	1	•							21.2	3.5		
Public Welfare			1	•	•	•								•	•	8
Support and Regulate Business	' v	- 4	. 446	. 14		. 19							- 000	- 220		
Total Local Assistance Grants	5.9	16.7	69.5	51.7	29.3	61.7				-	-	-	234.8	241.3	(6.5)	
Departmental Operations:																
Personal Service Non-Derconal Service																ö 5
General State Charges																00
Capital Projects	47.1	107.0	168.0	135.6	141.2	163.0							761.9	0.77.0	84.9	12.5%
Total Disbursements	53.0	123.7	237.5	187.3	170.5	224.7							996.7	918.3	78.4	8.5%
Excess (Deficiency) of Receipts over Disbursements	(47.4)	(100.4)	(127.4)	(46.4)	(3.3)	(99.7)			•				(424.6)	9.4	(434.0)	-4,617.0%
OTHER FINANCING SOURCES (USES): Transfers from Other Funds Transfers to Other Funds			. (0.3)										(0.3)		0.3	0.0%
Total Other Financing Sources (Uses)	•	•	(0.3)	٠		•	•		٠		٠		(0.3)	٠	0.3	100.0%
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	(47.4)	3	7 223	3	ŝ								0 707			
		(100.4)	(1771)	(46.4)		(788)						•	(424.9)	4.6	(434.3)	-4.620.2%

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	2021 APRIL	MAY	ON DE	JULY	AUGUST	SEPTEMBER	OCTOBER	R NOVEMBER	ER DECEMBER	2022 JANUARY	/ FEBRUARY	MARCH	2021	6 Months Ende	6 Months Ended September 30 \$ Increase/ 2020 (Decrease)	% Increase/ Decrease
Beginning Fund Balance	\$ 328.0	\$ 330.9	\$ 267.0	\$ 283.6	\$ 287.1	\$ 230.7							\$ 328.0	\$ 29.7	\$ 298.3	1,004.4%
RECEIPTS: Miscellaneous Receipts Federal Receipts Unemployment Taxes	261.8 4,691.4 218.5	200.8 4,264.1 313.6	211.8 5,008.2 390.8	257.9 3,973.1 315.0	195.1 4,570.9 350.5	307.7 1,186.4 239.4							1,435.1 23,694.1 1,827.8	37.0 33,873.9 11,925.9	1,398.1 (10,179.8) (10,098.1)	3,778.6% -30.1% -84.7%
Total Receipts	5,171.7	4,778.5	5,610.8	4,546.0	5,116.5	1,733.5							26,957.0	45,836.8	(18,879.8)	41.2%
DISBURSEMENTS: Departmental Operations: Personal Service Non-Personal Service General State Charges Unemployment Benefits	128.3 22.1 54.3 4,967.1	126.8 32.9 58.7 4,624.0	112.0 35.1 50.8 5,396.3	187.2 21.1 47.9 4,290.3	113.1 40.7 92.6 4,926.5	131.0 91.7 51.0 1,421.4		l					798.4 243.6 355.3 25,625.6	7.5 27.8 0.9 45,791.2	790.9 215.8 354.4 (20,165.6)	10,545.3% 776.3% 39,377.8% -44.0%
Total Disbursements	5,171.8	4,842.4	5,594.2	4,546.5	5,172.9	1,695.1							27,022.9	45,827.4	(18,804.5)	41.0%
Excess (Deficiency) of Receipts over Disbursements	(0.1)	(63.9)	16.6	(0.5)	(56.4)	38.4	'	'	'	'	'	-	(65.9)	9.4	(75.3)	-801.1%
OTHER FINANCING SOURCES (USES): Transfers from Other Funds Transfers to Other Funds	3.0			4.0									7.0	3.0	4.0	133.3%
Total Other Financing Sources (Uses)	3.0			4.0									7.0	3.0	4.0	133.3%
Excess (Deficiency) of Receipts and Other Financing Sources Over Disbursements and Other Financing Uses	2.9	(63.9)	16.6	3.5	(56.4)	38.4	'	<u>'</u>	· 	'	'	,	(58.9)	12.4	(71.3)	-575.0%
Ending Fund Balance	\$ 330.9	\$ 267.0	\$ 283.6	\$ 287.1	\$ 230.7	\$ 269.1	65	es.	60	65	69	47	\$ 269.1	\$ 42.1	\$ 227.0	539.2%

													19	6 Months Ended September 30	September 30	
	2021 APRIL	MAY	JUNE	JULY	AUGUST 8	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	2021	2020		% Increase
Beginning Fund Balance	\$ (363.5)	\$ (349.4)	\$ (398.2)	\$ (339.0)	\$ (344.8)	\$ (336.3)							\$ (363.5)	\$ (297.5)	\$ (66.0)	-22.2%
RECEIPTS: Miscellaneous Receipts	55.2	27.3	41.4	38.6	32.4	50.1							245.0	168.7	76.3	45.2%
Total Receipts	55.2	27.3	41.4	38.6	32.4	50.1			•				245.0	168.7	76.3	45.2%
DISBURSEMENTS: Departmental Operations: Personal Service Non-Personal Service General State Charges	9.7 31.1 2.7	11.7 61.6 5.5	9. 5. 6. 6. 6. 6. 6.	11.4 32.1 4.2	10.3 38.3 5.7	14.3 47.3 4.4							61.3 216.2 29.0	73.4 209.1 33.8	(121) 7.1 (4.8)	-16.5% 3.4% -14.2%
Total Disbursements	43.5	78.8	16.2	47.7	54.3	0.99		'					306.5	316.3	(9.8)	-3.1%
Excess (Deficiency) of Receipts over Disbursements	11.7	(51.5)	25.2	(9.1)	(21.9)	(15.9)							(61.5)	(147.6)	86.1	58.3%
OTHER FINANCING SOURCES (USES): Transfers from Other Funds Transfers to Other Funds	2.5 (0.1)	2.7	38.3 (4.3)	3.4 (0.1)	30.4	4.7							82.0 (4.5)	72.7	9.3 4.2	12.8% 1,400.0%
Total Other Financing Sources (Uses)	2.4	2.7	34.0	3.3	30.4	4.7							77.5	72.4	5.1	7.0%
Excess (Deficiency) of Receipts and Other Financing Sources Over Disbursements and Other Financing Uses	14.1	(48.8)	59.2	(5.8)	8. 5.	(11.2)					•	•	16.0	(75.2)	91.2	121.3%
Ending Flind Balance	\$ (349.4)	\$ (349.4) \$ (398.2) \$ (339.0)	(339.0)	\$ (344.8)	(336.3)	\$ (347.5)	65	G	e.	65	e.	·	\$ (347.5)	(7.072.7)	\$ 252	%8.9

STATE OF NEW YORK
INTERNAL SERVICE FUNDS
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

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	7000									C			9	6 Months Ended September 30	September 3	0
	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	JANUARY	FEBRUARY	MARCH	2021	2020	\$ Increase/ % Increase/ (Decrease) Decrease	% increase Decrease
Beginning Fund Balance	چ	\$ (2.4)	•	\$ (2.2)	\$ (4.8)	\$ (1.7)							ا چه	\$ (1.1)	\$ 1.1	100.0%
RECEIPTS: Miscellaneous Receipts	5.9	13.1	11.9	8.6	13.0	14.4							6.99	62.6	4.3	6.9%
Total Receipts	5.9	13.1	11.9	9.8	13.0	14.4			•		.		6.99	62.6	4.3	%6.9
DISBURSEMENTS:																
Departmental Operations:	ď	ď	ď	ď	ď	α							37.7	38.7	3	%0 %
Non-Personal Service	0.0	12	5 5	2 4	8.0	0 0							6.4	4.6	0, 6	39.1%
General State Charges	1.8	9.6	8.9	89	3.5	3.5							23.3	22.4	6.0	4.0%
Total Disbursements	8.3	10.7	14.1	11.2	9.6	12.7	•		•	•	•		6.99	65.7	1.2	
Excess (Deficiency) of Receipts over Disbursements	(2.4)	2.4	(2.2)	(5.6)	3.1	1.7							'	(3.1)	3.1	100.0%
OTHER FINANCING SOURCES (USES): Transfers from Other Funds						,							,			%00
Transfers to Other Funds						•							,	,	•	0.0%
Total Other Financing Sources (Uses)	•		.							.						%0.0
Excess (Deficiency) of Receipts and Other Financing Sources Over																
Disbursements and Other Financing Uses	(2.4)	2.4	(2.2)	(2.6)	3.1	1.7	•	•	•	•	•		•	(3.1)	3.1	100.0%
			1000		í	•	•	•	•		•	•	•			

	2024									2002			19	6 Months Ended September 30	1 September	September 30
Beginning Fund Balance	ılم	MAY \$ 40.3	JUNE \$ 40.5	JULY \$ 41.7	AUGUST \$ 42.3	SEPTEMBER \$ 42.1	OCTOBER	NOVEMBER	DECEMBER	JANUARY	FEBRUARY	MARCH	\$ 40.2	2020 \$ 14.3	(Decrease) \$ 25.9	Decrease 181.1%
RECEIPTS: Miscellaneous Receipts	0.1	0.2	£.	0.7	(0.2)	0.6							2.7		2.7	100.0%
Total Receipts	0.1	0.2	1.3	0.7	(0.2)	9.0							2.7		2.7	100.0%
DISBURSEMENTS:																
Departmental Operations:	,	,	,	0		0							0.0	0.1	0	100 0%
Non-Personal Service				; '		· ;							; .	;	; .	%0:00 0:00
General State Charges	1	1	0.1		1	1							0.1	0.1	1	%0:0
Total Disbursements		•	0.1	0.1		0.1							0.3	0.2	0.1	20.0%
Excess (Deficiency) of Receipts over Disbursements	0.1	0.2	1.2	9.6	(0.2)	0.5						-	2.4	(0.2)	2.6	1,300.0%
OTHER FINANCING SOURCES (USES): Transfers from Other Funds	ı		1		1	1									1	0.0%
Transfers to Other Funds															•	0:0%
Total Other Financing Sources (Uses)					•			•				-	•	•		0.0%
Excess (Deficiency) of Receipts and Other Financing Sources Over Disbursements and Other Financing Uses	6	00	5	9	(6.0)	ια Ο		,					40	(00)	6	1 300 0%
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STATE OF NEW YORK
PRIVATE PURPOSE TRUST FUNDS
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

STATE OF NEW YORK
GOVERNMENTAL FUNDS
SUMMARY OF CASH RECEIPTS, DISBURSEMENTS AND
CHANGES IN FUND BALANCES
FISCAL YEAR 2021-2022
FOR THE MONTH OF SEPTEMBER 2021
(amounts in millions)

SCHEDULE 1

(amounts in millions)	BAI ANCE			OTHER FINANCING	BALANCE
	SEPTEMBER 1, 2021	RECEIPTS	DISBURSEMENTS	SOURCES (USES)	SEPTEMBER 30, 2021
GENERAL FUND					
10000-10049-Local Assistance Account		\$ 0.025	\$ 4,382.138	\$ 4,382.113	
10000-10089-State Operations Account	6/9:19/'61	5,759.634	797.099,1	04.90/	907.976,81
10150-10149-1ax Stabilization Neserve					
10200-10100-0011111gctts) 1(000100 10200-10100-10111gctss) Pre-K Reserve					•
10250-10249-Community Projects	27 608		0.121		27 487
10200-10203-0011111011111 1010000 10200-10203-0011111011111 10100000	2000: 42		5	1	
10200-10349-Raliiy Day Reserve Furid		•	•	•	
10400-10449-Retund Reserve Account	•	•	1	1	•
10500-10549-Fringe Benefits Escrow		•	•	•	
10550-10599-Tobacco Revenue Guarantee		•	•	•	•
TOTAL GENERAL FUND	15,789.287	5,759.859	6,062.521	4,467.070	19,953.695
SPECIAL REVENUE FUNDS-STATE					
20000-20099-Mental Health Gifts and Donations	0.804	0.008	0.005	•	0.807
20100-20299-Combined Expendable Trust	62.996	0.282	0.549	•	62.729
20300-20349-New York Interest on Lawyer Account	119.108	2.446	0.241		121.313
20350-20399-NYS Archives Partnership Trust	0.164		0.050		0.114
20400-20449-Child Performer's Protection	0.605	0.004	0.050	•	0.559
20450-20499-Tuition Reimbursement	8.196	0.520	0.391	•	8.325
20500-20549-New York State Local Government Records					
Management Improvement	8.526	0.957	0.463	ı	9.020
20550-20599-School Tax Relief	0.002	•	(0.001)	ı	0.003
20600-20649-Charter Schools Stimulus	5.415	0.001		•	5.416
20650-20699-Not-For-Profit Short Term Revolving Loan					•
20800-20849-HCRA Resources	236.162	535.135	522.593	(0.320)	248.384
20850-20899-Dedicated Mass Transportation Trust	64.937	47.419	49.100	15.665	78.921
20900-20949-State Lottery	1,303.859	340.001	2,356.038		(712.178)
20950-20999-Combined Student Loan	18.160	1.191	0.102	•	19.249
21000-21049-Sewage Treatment Program Mgmt. & Administration	(3.439)	•	0.062	•	(3.501)
21050-21149-Encon Special Revenue	(2.371)	8.062	9.106	1.835	(1.580)
21150-21199-Conservation	101.290	9.652	4.160	(0.660)	106.122
21200-21249-Environmental Protection and Oil Spill Compensation	11.980	3.680	1.999	(1.754)	11.907
21250-21299-Training and Education Program on OSHA	3.760	13.121	3.503	•	13.378
21300-21349-Lawyers' Fund for Client Protection	9.146	0.985	0.082		10.049
21350-21399-Equipment Loan for the Disabled	0.523	0.001	0.014		0.510
21400-21449-Mass Transportation Operating Assistance	321.166	454.217	161.594	5.790	619.579
21450-21499-Clean Air	(34.207)	3.301	2.744	•	(33.650)
21500-21549-New York State Infrastructure Trust	0.071	•	•	•	0.071
21550-21599-Legislative Computer Services	12.612	0.064	0.233	•	12.443
21600-21649-Biodiversity Stewardship and Research	ı			•	•
21650-21699-Combined Non-Expendable Trust	0.468	•		•	0.468
21700-21749-Winter Sports Education Trust		•		•	,
21750-21799-Musical Instrument Revolving	1	•		•	
21850-21899-Arts Capital Grants	0.614	0.001			0.615
21900-22499-Miscellaneous State Special Revenue	1,792.565	248.456	307.872	36.581	1,769.730
22500-22549-Court Facilities Incentive Aid	23.796	0.001	3.037	ı	20.760

(49.272)195.479

(2.015)(1.175)

(143.787)

107.637 5,415.484 469.938

122.540 ,560.315 458.949 160.971

(29.285) 3,435.130 (36.268)

15,064.111 164.057

26000-26049-Federal Employment and Training Grants 25900-25949-Unemployment Insurance Administration

25300-25899, 25951-Federal Miscellaneous Operating Grants

25000-25099-Federal USDA/Food and Consumer Services

SPECIAL REVENUE FUNDS-FEDERAL

25100-25199-Federal Health and Human Services

25200-25249-Federal Education

648.238 52.476

83.898 0.204 19.658

14,575.669

(31.284)

,436.174

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25950, 25952-25999-Unemployment Insurance Occupational Training	(0.491)	0.204	0.258		(0.545)
26000-26049-Federal Employment and Training Grants	(5.495)	19.658	16.217	•	(2.054)
TOTAL SPECIAL REVENUE FUNDS-FEDERAL	18,591.759	7,406.535	6,710.248	(163.879)	19,124.167
TOTAL SPECIAL REVENUE FUNDS	26,700.070	9,830.813	10,891.373	(16.915)	25,622.595
DEBT SERVICE FUNDS					
40000-40049-Debt Reduction Reserve	•	•	Ť	•	•
40100-40149-Mental Health Services	43.625	20.123	•	(45.927)	17.821
40150-40199-General Debt Service	906.499	4,040.116	743.159	(4,084.571)	118.885
40250-40299-State Housing Debt Service		1.732	1.280	(0.452)	•
40300-40349-Department of Health Income	27.112	21.291	•	(7.556)	40.847
40400-40449-Clean Water/Clean Air	4.832	133.289	•	(131.449)	6.672
40450-40499-Local Government Assistance Tax	1	407.541		(407.541)	
TOTAL DEBT SERVICE FUNDS	982.068	4,624.092	744.439	(4,677.496)	184.225

JF NEW YORK	MENTAL FUNDS	SUMMARY OF CASH RECEIPTS, DISBURSEMENTS AND	CHANGES IN FUND BALANCES	YEAR 2021-2022	FOR THE MONTH OF SEPTEMBER 2021	s in millions)	
STATE OF NEW YORK	GOVERNMENTAL FUNDS	SUMMARY OF CASH	CHANGES IN FUND B	FISCAL YEAR 2021-2022	FOR THE MONTH OF	(amounts in millions)	

SCHEDULE 1

(amounts in millions)	1				
	BALANCE SEPTEMBER 1, 2021	RECEIPTS	DISBURSEMENTS	SOURCES (USES)	SEPTEMBER 30, 2021
CAPITAL PROJECTS FUNDS					
		332.127	746.315	414.188	•
30050-30099-Dedicated Highway and Bridge Trust	173.460	216.680	176.905	(191.974)	21.261
30100-30299-SUNY Residence Halls Rehabilitation and Repair	120.364	0.005	2.190	0.180	118.359
30300-30349-New York State Canal System Development	14.178	4.000	•	•	18.178
30350-30399-Parks Infrastructure	(87.842)	8.988	10.266		(89.120)
30400-30449-Passenger Facility Charge	0.015	•	•		0.015
30450-30499-Environmental Protection	87.612	14.258	19.882	•	81.988
30500-30549-Clean Water/Clean Air Implementation	•	•	•	•	
30600-30609-Energy Conservation Thru Improved Transportation Bond	0.164		•		0.164
30610-30619-Park and Recreation Land Acquisition Bond	1		•	•	
30620-30629-Pure Waters Bond	0.668	•	•	•	0.668
30630-30639-Transportation Capital Facilities Bond	3.328			•	3.328
30640-30649-Environmental Quality Protection Bond	1.419	•	•		1.419
30650-30659-Rebuild and Renew New York Transportation Bond	17.210			•	17.210
30660-30669-Transportation Infrastructure Renewal Bond	4.255				4.255
30670-30679-1986 Environmental Quality Bond Act	5.550	•	•	•	5.550
30680-30689-Accelerated Capacity and Transportation					
Improvement Bond	2.778	•	ı	i	2.778
30690-30699-Clean Water/Clean Air Bond	1.428	•			1.428
30700-30709-State Housing Bond					•
30710-30719-Smart Schools Bond	,	•	•	ı	•
30750-30799-Outdoor Recreation Develonment Bond	•	•		,	•
30900-30949-Rail Preservation and Development Rond	,	•	•	•	•
31350 31440 Endoral Capital Disjoints	(905 530)	125 060	077 170		(1 005 231)
21.500-51445-Federal Capital Flujects	(903.330)	120.039	011:477	•	(1,003:231)
31450-31499-Forest Preserve Expansion	1.083			' '	1.083
31500-31549-Hazardous Waste Remedial	(77.724)	2.331	9.221	(2.206)	(86.820)
31650-31699-Suburban Transportation	0.540	•	•	ı	0.540
31700-31749-Division for Youth Facilities Improvement	(18.476)	•	0.409	i	(18.885)
31800-31849-Housing Assistance	(12.942)	•	•	•	(12.942)
31850-31899-Housing Program	(644.876)	•	37.150	•	(682.026)
31900-31949-Natural Resource Damage	17.647	0.036	0.056		17.627
31950-31999-DOT Engineering Services	(11.952)				(11.952)
32200-32249-Miscellaneous Capital Projects	139.120	1.400	3.632	1.027	137.915
32250-32299-CUNY Capital Projects	0.059	•	•	•	0.059
32300-32349-Mental Hygiene Facilities Capital Improvement	(419.827)	0.248	28.708	•	(448.287)
32350-32399-Correction Facilities Capital Improvement	(300.095)	0.018	36.932	•	(337.009)
32400-32999-State University Capital Projects	92.013	0.670	7.326	1.493	86.850
33000-33049-NYS Storm Recovery Fund	(58.757)	2.254	0.901		(57.404)
33050-33099 Dedicated Infrastructure Investment Fund	56.499	•	17.199	•	39.300
TOTAL CAPITAL PROJECTS FUNDS	(1,798.631)	708.084	1,321.862	222.708	(2,189.701)
TOTAL GOVERNMENTAL FUNDS	\$ 41,672.794	\$ 20,922.848	\$ 19,020.195	\$ (4.633)	\$ 43,570.814

(79.920) (173.862) (0.014) **SEPTEMBER 30, 2021** 89.628 0.110 4.664 3.412 17.274 2.192 2.124 0.052 (5.137) (29.430) 12.634 32.221 4.817 269.076 (59.911)347.453 (78 377) BALANCE SOURCES (USES) (0.016)1.341 3.308 4.633 4.633 FINANCING DISBURSEMENTS 6.513 0.001 1.819 4.060 2.511 0.015 0.080 33.247 22.817 0.073 4.423 1.304 1,695.136 1,761.095 15.752 0.001 3.026 3.221 3.917 0.001 1,425.836 281.626 0.345 36.761 9.721 0.005 3.319 0.036 1,733.492 1,783.643 RECEIPTS **SEPTEMBER 1, 2021** (55.817) (3.833) (28.734) 0.052 (84.775) (164.074) 3.457 4.251 15.868 2.206 2.127 4.857 11.602 0.054 (105.558)5.853 336.278 230.720 BALANCE S 55200-55249-Joint Labor and Management Administration 50500-50599-Mental Hygiene Community Stores 50100-50299-Correctional Services Commissary 55350-55399-Correctional Industries Revolving 60850-60899-CUNY Senior College Operating 23250-23449-CUNY Senior College Program 55250-55299-Audit and Control Revolving 55150-55199-Youth Vocational Education 55300-55349-Health Insurance Revolving FOR THE MONTH OF SEPTEMBER 2021 55100-55149-Mental Hygiene Revolving TOTAL INTERNAL SERVICE FUNDS 50650-50699-Unemployment Insurance 50050-50099-State Exposition Special 55050-55099-Agency Internal Service 50400-50449-Sheltered Workshop 55000-55049-Centralized Services **FUND TYPE** 50300-50399-Agencies Enterprise TOTAL ENTERPRISE FUNDS 50000-50049-Youth Commissary 50450-50499-Patient Workshop TOTAL PROPRIETARY FUNDS **NTERNAL SERVICE FUNDS** FISCAL YEAR 2021-2022 amounts in millions) ENTERPRISE FUNDS

SUMMARY OF CASH RECEIPTS, DISBURSEMENTS AND

STATE OF NEW YORK PROPRIETARY FUNDS

CHANGES IN FUND BALANCES

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SUMMARY OF CASH RECEIPTS, DISBURSEMENTS AND CHANGES IN FUND BALANCES

FOR THE MONTH OF SEPTEMBER 2021

FISCAL YEAR 2021-2022

STATE OF NEW YORK

FIDUCIARY FUNDS

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(0.007)(0.007)27.790 3.158 11.618 42.821 37.952 1.382 577.449 229.270 (10.475) **SEPTEMBER 30, 2021** 1,031.805 15.073 28.404 597.059 42.566 ,628.263 3,670.822 ,070,455 BALANCE ↔ SOURCES (USES) FINANCING 1,018.651 125.226 423.442 5.527 0.806 96.067 7.381 7,021.040 12.634 0.005 0.023 0.017 0.045 140.995 DISBURSEMENTS 12.634 9,624.598 9,637.277 785.461 ↔ (172.913) 149.337 14.333 0.060 0.519 6.097 0.920 130.841 14.333 992.515 463.756 803.843 ,522.633 10,029.352 10,044.204 124.881 RECEIPTS ÷ SEPTEMBER 1, 2021 (1.706)(1.706)2.507 37.382 1.268 542.675 27.336 3.181 15.418 42.092 28.406 95.466 11.575 1,057.941 402.183 1,052.073 (18.817 3,223.509 3,263.895 BALANCE 60800-60849-Elderly Pharmaceutical Insurance Coverage (EPIC) Escrow 60900-60949-Medicaid Management Information System (MMIS) Escrow 61000-61099-State University of New York Revenue Collection 61100-61999-State University Federal Direct Lending Program 60050-60149-School Capital Facilities Financing Reserve 60450-60499-Management Confidential Group Insurance 60500-60549-Lottery Prize 60600-60799-Miscellaneous New York State Agency 65000-65049-Common Retirement Administration 60550-60599-Health Insurance Reserve Receipts TOTAL PRIVATE PURPOSE TRUST FUNDS 66000-66049-Agriculture Producers' Security 60300-60399-Employee Payroll Withholding 60200-60249-Employees Health Insurance 60400-60449-Employees Dental Insurance 60250-60299-Social Security Contribution 52000-62049-SSI SSP Payment Escrow 60150-60199-Child Performer's Holding 66050-66099-Milk Producers' Security PRIVATE PURPOSE TRUST FUNDS **TOTAL PENSION TRUST FUNDS** FUND TYPE 22022-College Savings Account 60950-60999-Special Education TOTAL AGENCY FUNDS TOTAL FIDUCIARY FUNDS PENSION TRUST FUNDS (amounts in millions) AGENCY FUNDS

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STATE OF NEW YORK
SOLE CUSTODY AND INVESTMENT ACCOUNTS
STATEMENT OF CASH RECEIPTS AND DISBURSEMENTS
FISCAL YEAR 2021-2022
FOR THE MONTH OF SEPTEMBER 2021
(amounts in millions)

FUND TYPE	SEPTE	BALANCE SEPTEMBER 1, 2021	٣	RECEIPTS	DISB	ISBURSEMENTS	SEPTEN	BALANCE SEPTEMBER 30, 2021
ACCOUNTS								
70000-70049-Tobacco Settlement	↔	2.890	↔	ı	↔	ı	€	2.890
70093, 70095, 70300-70301-MTA State Assistance		240.466		231.574		257.107		214.933
70050-70149-Sole Custody Investment (*)		2,441.576		2,840.239		2,250.750		3,031.065
70200-Comptroller's Refund Account		-		246.901		246.901		1
TOTAL ACCOUNTS	₩	2,684.932	€	3,318.714	€\$	2,754.758	₩	3,248.888

(*) Includes Public Asset Fund resources:

such conversion, assets representing 95 percent of the fair market value of the not-for-profit corporation be transferred to a fund designated as the "Public Asset Fund" and 5 percent transferred to a Charitable Foundation - as set forth in Section 7317 of the Insurance Law. On December 28, 2005, WellChoice, Inc. (previously known as Empire Blue Cross, Blue Shield) approved a takeover by WellPoint, Inc. This conversion was also Chapter 1 of the Laws of 2002 authorized the conversion of Empire Health Choice, d/b/a Empire Blue Cross and Blue Shield from a not-for-profit corporation to a for-profit corporation. Chapter 1 requires, in part, that upon subject to the same Chapter 1 requirements of assigning assets representing 95 percent of the fair market value of the not-for-profit corporation be transferred to the "Public Asset Fund".

As of September 30, 2021, \$9,548,969.66 (representing the remaining balance of the State's 95 percent share of the fair market value of the not-for-profit corporation plus interest) is on deposit in the sole custody account titled Public Asset Fund. In accordance with Section 4301(j)(4)(F) and (O) of the Insurance Law and at the direction of the Director of the Budget, these funds are available for transfer to HCRA Resources Fund (20800-20849).

SCHEDULE 5

STATE OF NEW YORK DEBT SERVICE FUNDS STATEMENT OF DIRECT STATE DEBT ACTIVITY FISCAL YEAR 2021-2022

	•		DEBT ISSUED	DEBT N	DEBT MATURED			
PURPOSE	DEBT OUTSTANDING APRIL 1, 2021	MONTH OF SEPTEMBER	6 MONTHS ENDED SEPTEMBER 30, 2021	MONTH OF SEPTEMBER	6 MONTHS ENDED SEPTEMBER 30, 2021	DEBT OUTSTANDING SEPTEMBER 30, 2021	INTEREST MONTH OF SEPTEMBER	INTEREST DISBURSED I OF 6 MONTHS ENDED IBER SEPTEMBER 30, 2021
GENERAL OBLIGATION BONDED DEBT:								
Accelerated Capacity and Transportation Improvements	\$ 9,992,174	₩	₩	· · · · · · · · · · · · · · · · · · ·	\$ 785,635	\$ 9,206,539	€	\$ 157,684
Clean Water/Clean Air: Air Qualty	1.321.445	•	ı	1	1	1.321.445	1	20.042
Safe Drinking Water		•		•				'
Clean Water Solid Waste	277,661,899				9,125,472	268,536,427	1,208,047	3,938,505
Environmental Restoration	36,701,555	1	1	1	165,000	36,536,555	416,390	548,903
Energy Conservation Through Improved Transportation: Rapid Transit and Rail Freight	1,022,456	1	i	•	263,713	758,743	ı	22,550
Environmental Quality (1972):								
Land and Wetlands Water	4,267,512 5,538,761			1,005,000	25,000 1,720,000	4,242,512 3,818,761	96,534 30,944	103,951
Environmental Quality (1986): Land Acquisition/Development/Restoration/Forests Solid Waste Management	2,692,870 83,003,304	1 1	1 1	1 1	202,816 7,383,811	2,490,054 75,619,493	19,795 334,942	47,299 1,386,506
Housing: Low Income Middle Income	4,115,000 1,795,000		1 1	1,280,000	1,280,000	4,115,000 515,000	1 1	
Park and Recreation Land Acquisition	1	1	1	1	1		1	1
Pure Waters	13,485,946	ı	ı	ı	833,700	12,652,246	25,134	221,977
Rail Preservation Development	•	•		1	•		,	•
Rebuild and Renew New York Transportation: Highway Facilities	562,450,682	,	ı	,	1	562,450,682	4,898,911	7,956,515
Canals and Waterways	7,620,311	•		•		7,620,311	77,367	150,656
Aviation Rail and Dort	40,464,691					40,464,691	159,078	543,569
Mass Transit - Dept. of Transportation Mass Transit - Metropolitan Transportation Authority	13,929,540 691,109,424	1 1	1 1	1 1	1 1	13,929,540 691,109,424	228,616 4,965,225	271,912 271,912 10,070,016
Rebuild New York-Transportation Infrastructure Renewal: Highways, Parkways, and Bridges Rapid Transit, Rail and Aviation	357,668 1,563,392		1 1		393,136	357,668 1,170,256	299'2	8,101 37,391
Smart Schools Bond Act	306,942,604	•	ı		•	306,942,604	4,191,535	5,959,880
Transportation Capital Facilities: Aviation Mass Transportation	1,648,621	1 1	1 1		837,811	810,810	1 1	40,662
Total General Obligation Bonded Debt	\$ 2,168,969,999	٠ ج	69	\$ 2,285,000	\$ 23,180,000	\$ 2,145,789,999	\$ 16,959,705	\$ 33,105,002

SIAIE OF NEW YORK
DEBT SERVICE FUNDS
FINANCING AGREEMENTS
FOR THE SIY MONTHE ENDED SEPTEMBER 30.

	1			LOCAL		Ĺ	i d			
	REDUCTION	GENERAL	OF HEALTH	ASSISTANCE	MENIAL	BOND	SALES IAX REVENUE BOND	COMBINE	COMBINED TOTALS	
	RESERVE	SERVICE	INCOME	TAX	SERVICES (1)	⊕ XAT	TAX	6 MONTHS ENDED SEPTEMBER 30	SEPTEMBER 30	\$ INCREASE/
Special Contractual Financing Obligations:	(40000-40049)	(40151)	(40300-40349)	(40450-40499)	(40100-40149)	(40152)	(40154)	2021	2020	(DECREASE)
Payments to Public Authorities:										
Oity University Construction	9	\$ 21,210,856	· •	· \$	· \$	•	s	\$ 21,210,856	· •	\$ 21,210,856
Dormitory Authority:										
Consolidated Service Contract Refunding		1	1	•				i		1
DASNY Revenue Bond	•	1	•	•	•	550,857,612	29,531,110	580,388,722	797,263,004	(216,874,282)
Department of Health Facilities	•	1	12,067,914	•		•	•	12,067,914	12,802,026	(734,112)
Mental Health Facilities		•			(144,157)			(144,157)	8,615,353	(8,759,510)
Secured Hospital Program	•	1,627,568	•	•		•	•	1,627,568	2,495,165	(867,597)
SUNY Community Colleges	•	10,879,525	1	•		•	•	10,879,525	8.347,200	2,532,325
SUNY Educational Facilities		105,416,691						105,416,691		105,416,691
Environmental Facilities Corporation	•	•	•	•	٠	•	•	•	430,631	(430,631)
Housing Finance Agency	•	1,772,122	•	•	•	•	•	1,772,122	15,828,552	(14,056,430)
Local Government Assistance Corporation		•	•					1		1
Metropolitan Transportation Authority:										
Transit and Commuter Rail Projects	•	1	•	•	•	•	•	•	1	•
Thruway Authority:										
Dedicated Highway and Bridge	•	40,584,750	•	•		•		40,584,750	59,613,177	(19,028,427)
Local Highway and Bridge		1		•		•		•	•	•
Transportation	,	1	1	,		4,675,750	•	4,675,750	17,821,175	(13,145,425)
Urban Development Corporation:										
Clarkson University		•	•					1	•	•
Columbia Univer. Telecommunications Center	,	1	1	,		•	•	İ	1	1
Consolidated Service Contract Refunding	•	2,180,971	•	•		•	•	2,180,971	4,297,108	(2,116,137)
Comell Univer. Supercomputer Center		•	•					1		
Correctional Facilities	•	1	1	•	•	•	•	i		1
Debt Reduction Reserve	•	1	•	•	•	•	•	•	1	•
UDC Revenue Bond		1				361,261,266		361,261,266	286,525,473	74,735,793
University Facilities Grant 95 Refunding	1	•	•	•	•	•	1	•	11,603	(11,603)
Financing Obligations	6	183 672 483	12 067 914		(144 157)	\$ 916 794 628	\$ 29 531 110	\$ 1141921978	\$ 1 214 050 467	(72 128 489)
		20, (2.	0, 00, 00		(io: (i.i.)	20,400,600	2((201, 201, 201,

Debt Service does not include interest paid on Revenue Anticipation Notes (General Purpose), Series 2020A and 2020B that were reimbursed from the Coronavirus Relief Fund within the Special Revenue Federal Funds.

STATE OF NEW YORK
SUMMARY OF THE OPERATING FUND INVESTMENTS
FOR THE MONTH OF SEPTEMBER 2021
AS REQUIRED OF THE STATE COMPTROLLER
(amounts in millions)

SCHEDULE 6

	MONTH OF SEPTEMBER 2021	FISCAL YEAR TO DATE	PRIOR FISCAL YEAR TO DATE
SHORT TERM INVESTMENT POOL (*)			
AVERAGE DAILY INVESTMENT BALANCE (**) AVERAGE YIFI D (**)	\$ 49,580.8	\$ 40,589.3 0.054%	\$ 28,024.7
TOTAL INVESTMENT EARNINGS	\$ 2.134	\$ 11.249	\$ 37.316
Month-End Portfolio Balances			
		SEPTEMBER 2021	SEPTEMBER 2020
DESCRIPTION		PAR AMOUNT	PAR AMOUNT
GOVT. AGENCY BILLS/NOTES	•	\$ 30,793.3	\$ 18,192.3
REPURCHASE AGREEMENTS		291.3	20.9
GOVT. SPONSORED AGENCIES		700.0	143.1
COMMERCIAL PAPER		15,583.9	14,061.2
CERTIFICATES OF DEPOSIT/SAVINGS	NGS	2,940.4	2,902.9
0% COMPENSATING BALANCE CDs	S(923.0	48.0
	•	\$ 51,231.9	\$ 35,368.4
	•		

STIP is authorized to temporarily loan to the General Fund-State Operations Account (10050) funds for a period local governments and public authorities). Therefore, Fiduciary fund balances are not available to be temporarily (*) Pursuant to §98 of the State Finance Law, the State Comptroller is authorized to invest and keep invested all Checking account) for the purpose of making short term investments. Pursuant to State Finance Law §4(5) the loaned to the General Fund-State Operations Account. Fiduciary fund balances are presented in Schedules 3 STIP, but are held by the State Comptroller in a fiduciary capacity. Fiduciary fund balances are restricted and not to exceed the end of the fiscal year. However, it must be noted that certain funds are invested as part of fiduciary) capacity or as an agent for individuals, private organizations, or non-State governmental units (e.g. moneys, in any fund, held by the State. The Short Term investment Pool (STIP) represents an accounting may not be used for any State purposes since moneys in such funds are held by the State in a trustee (or mechanism that allows for the separate accounting of individual funds (on deposit in the State's General and 4 of this report.

(**) Does not include 0% Compensating Balance CDs.

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HCRA RESOURCES FUND STATEMENT OF RECEIPTS AND DISBURSEMENTS BY ACCOUNT FISCAL YEAR 2021-2022 2021 APRIL	ENTS BY ACCOUNT 2021 APRIL	MAY	JUNE	אחר	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	6 Months Ended September 30, 2021
OPENING CASH BALANCE	\$ 15,864,357	\$ 114,747,009	\$ 145,654,657	\$ 159,720,053	\$ 245,054,517	\$ 236,162,456							\$ 15,864,357
RECEIPTS: Cigarette Tax Asta Share of NVC Cigarette Tax Vapor Excise Tax STIP Interest	69,708,587 1,648,000 195,233 25,976	51,733,707 1,459,000 36,284 16,935	64,925,784 1,274,000 6,603,432 19,037	59,829,609 1,676,000 121,491 14,171	62,332,930 1,306,000 8,416 14,291	56,116,441 1,626,000 7,791,035 22,003							364,647,058 8,989,000 14,755,891 112,413
Public Asset Transfers Assessments Fees Rebates Restitution and Settlements	414,748,474 279,000 4,640,806	457,225,416 75,000 263,285	477,819,714 757,099 6,664,296	458,852,224 897,000 5,005,057	457,886,237 1,566,000 1,011,717	461,408,108 618,000 7,553,581							2,727,940,173 4,192,099 25,138,742
Miscellaneous Total Receipts	491,246,076	510,810,731	3,026,622	8,171 526,403,723	18,066	535,135,168							3,053,963
DISBURSEMENTS: Grants	389,370,867	471,920,457	537,645,318	431,140,487	525,222,097	516,132,496							2,871,431,722
Interest - Late Payments Personal Service Non-Personal Service	47 927,463 952,452	108 929,434 6,137,767	157 521,245 6,694,728	1,060 742,436 2,687,862	1,583 1,060,813 5,697,716	1,361 1,319,948 4,428,571							4,316 5,501,339 26,599,096
Employee Benefits/Indirect Costs Total Disbursements	577,094 391,827,923	581,800 479,569,566	737,800 545,599,248	148,953 434,720,798	661,882 532,644,091	711,327 522,593,703			·				3,418,856
OPERATING TRANSFERS: Transfers to Capital Projects Fund Transfers to General Fund Transfers to Revenue Bond Tax Fund		1,104	602,000	6,229,171									6,832,276
Transfers to Miscellaneous Special Revenue Fund: Administration Program Account	326,891		340,322			i							667,213
Empire State Stem Cell Trust Account Transfers to SUNY Income Fund Total Operating Transfers	208,610 535,501	332,413	483,018 1,425,340	119,290	391,627 391,627	320,003 320,003							1,854,961
Total Disbursements and Transfers	392,363,424	479,903,083	547,024,588	441,069,259	533,035,718	522,913,706							2,916,309,778
CLOSING CASH BALANCE	\$ 114,747,009	\$ 145,654,657	\$ 159,720.053	\$ 245,054,517	\$ 236,162,456	\$ 248.383.918		•	· ·		· s	·	\$ 248.383.918

APPENDIX B

CENTER FOR COMMUNITY HEALTH PROGRAM CENTER FOR COMMUNITY HITH	8,827,000,00 \$	257,051.32 \$	1,160,955.29
CENTENT ON COMMONITY THEM CHILD HEALTH INSCRIPTION CHILD HEALTH INSCRIP	1,901,406,000.00	106,671,488.08	348,038,338.36 348,038,338.36 348,038,338,38
	120,000.00	1000	-
COMMUNITY SUPPORT ELDERLY PHARMACEUTICAL INS COVERAGE PRO	120,000.00	9.986.691.92	52 629 230 07
ELDERLY PHARMACEUTICAL INSURANCE COVERAGE	234,330,000,00	9,986,691.92	52,629,230.07
CAIW	1,240,915,059.03 82,100.000.00	961,130.84	1//,861,514.61
ſ	3,537,000.00	(2,105.47)	(2,105.47)
AREA HEALI H EDUCA I ION CEN I EK COMMISSIONER EMERGENCY DISTRIBUTIONS	5,387,000.00		
DIAGNOSTIC AND TREATMENT CTR UNCOMPENSATED CARE	108,800,000.00		•
DIVERSITY IN MEDICINE EMPIRE CLINIC RESEARCH INVESTMENT (ECRIP)	4,782,000.00 6.890.000.00		
	9,440,000.00	214,000.00	2,272,295.00
HEALTH FACILITY RESTRUCTURING DASNY	39,200,000.00	1	00.000,009,6
HEALTH WORKFORCE RETRAINING NIEGDTII ITV SEDVICES CBANTS	18,320,000.00	- 20C 201	42,156.42
	52,000,000	22.1+2.002	52.000.000.00
PART 405.4 HOSPITAL AUDITS NYCRR	2,200,000.00	ı	289,283.89
PHYSICIAN EXCESS MEDICAL MALPRACTICE	207,200,000.00	- 44 646	81,578,175.00
PHYSICIAN KORKEORDE STIDIES	36,260,000.00	44,515.00	1,918,522.46
	8,720,000.00	1	•
1	5,300,000.00	243,988.43	1,652,826.93
ROSWELL PARK CANCER INSTITUTE ROSWELL PARK COMPREHENSIVE CANCER CENTER	89,426,000.00		25,732,000.00
	15,950,000.00		•
RURAL HEALTH CARE ACCESS & NETWORK DEVELOPMENT	18,820,000.00	255,491.66	2,466,265.77
	7,200,000,00		
SCHOOL BASED HEALTH CENTERS	4,230,000.00	1	
SCHOOL BASED HEALTH CLINICS-POOL ADMN	8,460,000.00		1
ALLOCA LION	468,926,058,03 28,799.805,000,00	400.548.411.18	2.309.267.810.07
	300,000,000.00		
	4,387,400,000.00	50,548,411.18	309,267,810.07
PSNI ORE WRKR RECR & RETEN NYC (***)	916,000,000,00	00:000:000	-
PSNL CRE WRKR RECR & RETEN ROS (****)	67,200,000.00	1	1
	85,091,000.00	2,912,960.24	13,893,208.83
NEW YORK STATE OF HEALTH ADMINISTRATION	85,091,000.00	2,912,960.24	13,893,208.83
O NAME	1,834,000.00		
OFFICE OF HEALTH SYSTEMS MANAGEMENT	35,795,000.00	1,180,625.65	4,494,025.44
OFFICE HEALTH SYSTEMS MANAGEMENT	35,795,000.00	1,180,625.65	4,494,025.44
REVENUE, PROCESSING & RECONCILIATION REVENUE PROCESSING & RECONCILIATION	8,190,000.00 8,190,000.00	396,232.20 396,232.20	1,466,093.40 1 466 093 40
	32,316,313,059.03	522,914,591.43	2,908,811,176.07
Redass of SUNY Hospital Disprop Share to Transfer		(320,002.65)	(1,854,961.45)
Redass of SUNY Hospital Poison Control Centers to Transfer Bedase of STIMY Empire Clinical Becearch Invactinator Doursm to Transfer			1 1
Reconciling Adjustment (P-Card and T-Card)		(885.28)	(885.28)
•	9 00 000 010 010 00	* 02 000 CO3	AC 000 000 0

^(*) Includes amounts appropriated in SFY 2021-22, as well as prior year appropriations that were reappropriated.

(*) Includes amounts to the HCRA Resources Fund includes direct grant payments to program beneficiaries, services and expenses for administration of grant programs, and transfers to the Public Goods Pool to finance payments made by the State's fiscal agent.

(***) Full title is: NYC Personal Care Workforce Recruitment and Retention Rates Grants.

(***) Full title is: Personal Care Workforce Recruitment and Retention Rates Grants.

APPENDIX C

STATE OF NEW YORK STATEMENT OF CASH FLOW - PUBLIC GOODS POOL FISCAL YEAR 2021-2022

		1st Quarter APRIL - JUNE		2021 JULY		2021 AUGUST	"	2021 SEPTEMBER	2	2021-2022
OPENING CASH BALANCE	s	293,876,869.61	\$	340,535,703.17	\$	351,129,809.02	s	349,663,802.91	s	293,876,869.61
RECEIPTS: Patient Services Covered Lives Provider Assessments 1% Assessments		989,188,683.61 249,351,336,48 26,801,341.23 119,091,702.00		338,440,078.85 80,837,002.88 9,201,453.33 37,196,732.00		309,622,630.51 79,960,166.04 9,294,330.35 39,821,503.00		341,397,849.88 84,310,348.38 6,664,575,92 35,426,678.00	.	1,978,649,242.85 494,458,853.78 51,961,700.83 231,536,615.00
DASNY- MOE/Recast receivables Interest Income Unassigned Total Receipts		3,690.30 (357,587.66) 1,384,079,165.96		1,226.45 (955,771.00) 464,720,722.51		1,270.31 13,126,514.00 451,826,414.21		1,188.87 (13,047,651.00) 454,752,990.05	2,	7,375.93 (1,234,495.66) 2,755,379,292.73
PROGRAM DISBURSEMENTS: Poison Control Centers School Based Health Center Grants ECRIP Distributions Total Program Disbursements										
Excess (Deficiency) of Receipts over Disbursements		1,384,079,165.96		464,720,722.51		451,826,414.21		454,752,990.05	2,	2,755,379,292.73
OTHER FINANCING SOURCES (USES): Transfers From Other Pools: Medicaid Disproportionate Share Health Facility Assessment Fund - Hospital Quality Contribution Transfers From State Funds: HCRA Resources Fund		12,373,155.00		4,725,578.00		4,593,788.00		4,826,560.00		- 26,519,081.00 -
Total Other Financing Sources		12,373,155.00		4,725,578.00		4,593,788.00		4,826,560.00		26,519,081.00
Transfers To Other Pools: Medicaid Disproportionate Share Health Assessment Fund Transfers To State Funds:										
HCRA Resources Fund Indigent Care Fund - Matched Indigent Care Fund - Unmatched		(1,349,793,487.40)		(458,852,194.66)		(457,886,208.32)		(461,408,070.66)	(2)	(2,727,939,961.04)
Total Other Financing Uses		(1,349,793,487.40)		(458,852,194.66)		(457,886,208.32)		(461,408,070.66)	(2,	(2,727,939,961.04)
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses		46,658,833.56		10,594,105.85		(1,466,006.11)		(1,828,520.61)		53,958,412.69
CLOSING CASH BALANCE	↔	340,535,703.17	↔	351,129,809.02	↔	349,663,802.91	↔	347,835,282.30	 •>•	347,835,282.30

Source: HCRA - Office of Pool Administration

APPENDIX D

STATE OF NEW YORK STATEMENT OF CASH FLOW - MEDICAID DISPROPORTIONATE SHARE FISCAL YEAR 2021-2022

		1st Quarter APRIL - JUNE		2021 JULY		2021 AUGUST		2021 AUGUST	2021-2022	022
OPENING CASH BALANCE	\$	55,655.52	€9	33,659.27	\$	15,807.40	49	27,092.65	€	55,655.52
RECEIPTS: Interest Income Total Receipts		63.25		28.57		37.47 37.47		13.52		142.81 142.81
PROGRAM DISBURSEMENTS: Indigent Care High Need Indigent Care Other Total Program Disbursements		(159,709,275.51) - (162,011.93) (159,871,287.44)		(53,405,218.63)		(53,405,218.63) - 6,651,912.01 (46,753,306.62)		(53,405,218.63) 2,816,019,40 (50,589,199.23)	(319,92) 9,30 (310,61	(319,924,931.40) 9,305,919.48 (310,619,011.92)
Excess (Deficiency) of Receipts over Disbursements		(159,871,224.19)		(53,405,190.06)		(46,753,269.15)		(50,589,185.71)	(310,61	(310,618,869.11)
OTHER FINANCING SOURCES (USES): Transfers From Other Pools: Public Goods Pool Health Facility Assessment Fund Transfers From State Funds:		1 1		1 1		1 1		1 1		1 1
HCRA Resources Indigent Care - Matched HCRA Resources Indigent Care - Unmatched Federal DHHS Fund		69,945,871.37 161,543.16 89,747,898.87		23,391,485.76 (17,851.81) 30,013,732.87		23,391,485.76 (6,640,635.66) 30,013,732.87		23,391,485.76 (2,801,821.24) 30,013,732.87	140,12 (9,29 179,78	140,120,328.65 (9,298,765.55) 179,789,097.48
Outer Total Other Financing Sources		159,855,313.40		53,387,366.82		46,764,582.97		50,603,397.39	310,61	310,610,660.58
Transfers To Other Pools: Public Goods Pool Health Facility Assessment Fund Transfers To State Funds:		1 1		1 1		1 1		1 1		1 1
HCRA Resources Fund Indigent Care Acct CSRA Inc (eMedNY) General Fund		(116.96) (5,968.50)		(28.63)		(28.57)		(37.47)		(211.63) (5,968.50)
Total Other Financing Uses		(6,085.46)		(28.63)		(28.57)		(37.47)		(6,180.13)
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses		(21,996.25)		(17,851.87)		11,285.25		14,174.21	ב	(14,388.66)
CLOSING CASH BALANCE	s	33,659.27	€9	15,807.40	ø	27,092.65	€5	41,266.86	\$	41,266.86
Source: HCRA - Office of Pool Administration										

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STATE OF NEW YORK
SUMMARY OF OFF-BUDGET SPENDING REPORT
FISCAL YEAR 2021-2022
(amounts in thousands)

DORMITORY AUTHORITY: Education - All Other Fatication - EXCEL	APRIL	MAY	JUNE	JULY	AUGUST	2021 SEPTEMBER	2021 OCTOBER	2021 NOVEMBER	2021 DECEMBER	JANUARY	2022 FEBRUARY	2022 MARCH	2021-2022 TOTAL
ducation - All Other duration - FXCFI													
ducation - EXCEI	69	· 69	9	69	69	<u>۷</u>							5
addation Evolu	34	2,058	1,281	1	192								3,565
Department of Health - All Other		•	•	•	•								
Community Enhancement Facilities Assistance Program (CEFAP)	1	1	1	70	1	1							70
Regional Development:													
Community Capital Assistance Program (CCAP)/RESTORE	70	181	554	125	411	543							1,884
Multi-modal	1	1	1	1	i	1							
GenNYsis	٠	•	,	•	•	•							
CUNY Senior Colleges	1	1	1	1	1	•							
CUNY Community Colleges	,	,	1	•	1	•							
Brooklyn Court Officer Training Academy	21	•	42	•	•	•							63
TOTAL DORMITORY AUTHORITY	125	2,239	1,877	195	603	550							5,589
EMPIRE STATE DEVELOPMENT CORP:													
Regional Development:													
Centers of Excellence	•	1	1	1	i	1							
Community Capital Assistance Program (CCAP)	,	,	,	•	1	•							
Empire Opportunity	,	,	1	1	1	•							
Community Enhancement Facilities Assistance Program (CEFAP)	•	•	•	•	•								
State Facilities and Equipment	•	,	1	•	•	•							
TOTAL EMPIRE STATE DEVELOPMENT CORP		· 	•	•		•		•	1	1		•	
TOTAL OFF-BUDGET	\$ 125	\$ 2,239	\$ 1,877	\$ 195	\$ 603	\$ 550	9	· •	9	8	•	\$	\$ 5,589

The Division of the Budget (DOB) is responsible for organizing and presenting the above schedule of 'Off Budget Spending'. Such reported disbursements are drawn from unaudited financial data provided by public authority accounts and all disbursements are made without any oversight by the OSC. Therefore, and pursuant to the provisions of Chapter 80, §16, of the Laws of 2006; this schedule is provided for information only.

APPENDIX F

STATE OF NEW YORK SCHEDULE OF MONTH-END TEMPORARY LOANS OUTSTANDING(")

Change September 30, 2021	(***) - · · · · · · · · · · · · · · · · · ·	. .		44,726,584.38 44,726,584.38																	1 1																													8 638 423 79 130 805 426 12	409,131.09	- 12,941,967.06 36,144,344,00		145,(46,517.14	2.46 11,951,597.85
August 31, 2021	•																•												•					•											•	- 87 847 284 82	20.102,240,10	•	1	122 167 002 33	18,475,632.28	12,941,967.06	46,999,719.02	145,746,517.14	11,951,595.39
July 31, 2021	· ·										•		•	•				•															•													- 74 888 740 25				116 843 135 51	17,932,224.27	12,941,967.06	46,999,719.02	145,746,517.14	11,951,595.39
June 30, 2021	45			•				• 1			•		•	•		ı		•		,		,	•	• 1		1				•	ı	, 1	,	,		,	•		•		, '					- BE 042 173 20	02.042,17.3.20			111 388 431 64	17,477,826.11	12,941,967.06	46,318,347.02	123,746,517.14	11,951,592.86
ACCOUNT TITLE	GENERAL FUND STATE OPERATIONS AND LOCAL ASSISTANCE		CAPITAL PROJECT AND BOND REIMBURSABLE FUNDS	HIGHWAY AND BRIDGE CAPITAL	AVIATION PURPOSE ACCOUNT REHAB/REPAIR MARITIME	D21RVE- MARITIME	D36RVE- CENTRAL ADMIN	RESIDENCE HALL CAMPUS LET BOND PROCEEDS PEHAB/PEDAID ALBANY	DO1RVE- ALBANY	REHAB/REPAIR BINGHAMTON	DO7RVE- BINGHAMTON	D28RVE-SUNY BUFFALO	REHAB/REPAIR STONYBROOK	D13RVE- STONY BROOK	KEHAB/KEPAIK BROOKLYN D44RVF - HSC BROOKLYN	REHAB/REPAIR SYRACUSE	D15RVE- HSC SYRACUSE	REHAB/REPAIR BROCKPORT	BOZENSE: BROCKPOR I REHABVREPAIR BUFFALO COLLEGE	D03RVE -SUB BUFFALO	REHAB/REPAIR CORTLAND	REHAB/REPAIR FREDONIA	DOSRVE- FREDONIA	REHAB/REPAIR GENESEO	REHAB/REPAIR OLD WESTBURY	D31RVE- OLD WESTBURY	REHAB/REPAIR NEW PALTZ	DUSKVE- NEW PALIZ REHAR/REPAIR ONFONTA	D09RVE- ONEONTA	REHAB/REPAIR OSWEGO	D10RVE- OSWEGO	D11RVE- PLATTSBURGH	REHAB/REPAIR POTSDAM	D12RVE- POTSDAM	KEHABKEPAIK PURCHAGE DORVIT- PURCHAGE	REHAB/REPAIR FOR UTICA/ROME	D27RVE- CAMPUS RESERVE	KEHAB/KEPAIK ALFKEU D22RVE- AI FRFD	REHAB/REPAIR CANTON	D23RVE- CANTON	REHAB/REPAIR COBLESKILL	REHAB/REPAIR DELHI	D25RVE- DELHI	KEHAB/KEPAIK FARMINGDALE D2R2/F- FARMINGDALE		D27RVE- MORRISVILLE STATE DADK INEDASTRI ICTI I DE		CW/CA IMPLEMENTATION STATE	CW/CA IMPLEMENTATION ERDA	CWVCA IMPLEMENTATION EFC		HOUSING ASSISTANCE	HOUSING PROOF DAFFORD HSG CONT.	HOUSING PROG FL-DEPT OF SOCIAL SERVICES HOUSING PROG FD-HFA	HIGHWAY FAC PURPOSE
SFS Fund	10050	3		30051	30053	30102	30103	30104	30106	30107	30108	30109	30111	30112	30113	30115	30116	30117	30119	30120	30121	30123	30124	30125	30127	30128	30129	30130	30132	30133	30134	30136	30137	30138	30139	30141	30142	30143	30145	30146	30147	30149	30150	30151	30153	30154	30501	30502	30503	31506	31701	31801	31852	31853	31951

STATE OF NEW YORK SCHEDULE OF MONTH-END TEMPORARY LOANS OUTSTANDING(*)

September 30, 2021 153 750 00	- 000000	7,539,830.85		78,792,502.24	187,954,499.77	7 893 357	2,089,088.09	143,124,452.46 39,181,100.61	3,672,543.93	337,009,058.52		1,855,563,583.02			6,964,294.68	1,475,516,971.83	•	3,501,081.95	- 00	1,271,310.60	3,908,292.89		74,354,875.61			574.00				37,719,594.40		7,759,678.92		4,409,050.41	291,958.93	,	231,230,21	2,870,703.12			381,779.64	34,392.98	7 310 489 56		1,123,031.79 102,533,454.74
Change	- 100 400	824,667.95 281.25		1,872,858.56	00'000'009			18,244,198.72 6,923,342.27	1,067,921.95	36,913,945.75	- 200 704 46)	152,961,204.96			(33,328,511.92)	(1,431,414,76) 1,475,516,971.83	•	62,201.23		893,966.44	284,803.32	- 70	2,136,381.53	•	(64.25)	574.00	200		•	650,953.95		1,516,761.26	- 400 400 600	(240,624.75)	102,259.42		7,290.01	2,870,703.12			(139,144.50)	4,582.94	- 69 798 65		447,103.74 763,626.12
August 31, 2021	- 201001	6,715,162.90		76,919,643.68	187,354,499.77	7 893 352 32	2,089,088.09	124,880,253.74 32,257,758.34	2,604,621.98	300,095,112.77	- 080 58	1,702,602,378.06			40,292,806.60	1,431,414.76	•	3,438,880.72	- 00	377,344.16	5,625,489.57	- 30	72,218,494.08		64.25				•	37,068,640.45		6,242,917.66	- 007	4,649,675.16	189,699.51	,	223,940.20 8.340,403.85	'			520,924.14	29,810.04	6 510 690 94		675,928.05 101,769,828.62
July 31, 2021 153 750 00	- 0000000	6,609,496.97		75,303,599.04	187,046,790.09	7 893 352 32	2,089,088.09	117,159,978.00 29,296,905,34	2,572,582.78	279,292,954.07		1,638,455,595.41			2,010,736.06		•	3,404,514.02		3,047,075.61	4,011,022.45	- 000	71,429,506.64			5 365 85	0.000			36,621,804.17	•	1,949,428.65		3,947,736.54	597,460.05	, ;	450,383.72 10.272,852.75	'		•	444,888.42	15,581.59	6 012 558 06		385,341.10 101,422,181.41
June 30, 2021 153 750 00	- 1000000000000000000000000000000000000	6,528,054.87		74,666,090.73	187,964,640.21	7 893 352 32	2,089,088.09	109,095,443.82 29,210,987,12	2,572,582.78	249,072,740.98	- 261 262 748 40	1,531,446,902.92					•	3,370,147.32	- 00	2,215,821.04	3,845,719.60		67,530,934,74		11,279.96	46 785 85	00:00			36,121,060.76 31,799.56		9,386,771.55		4,973,721.60	215,711.72		540,292.31 9.993,560.00	35,364.34			610,893.40	18,000.51	7 665 544 01		930,669,96 100,974,321.14
ACCOUNT TITLE NY RACING ACCOUNT	CAPITAL PROJECT MISC GIFTS T CAPITAL PURANCING SOCIETY	II CAPITAL FINANCING ACCI NY ENVIRONMENTAL PROTECTION & SPILL REMEDIATION	OPWDD-STATE FACILITIES PRE 12/99 DSAS-COMMINITY FACILITIES	OMH-COMMUNITY FACILITIES	OPWDL-COMMUNITY FACILITIES OASAS-COMMUNITY FACILITIES	DASNY - OMH ADMIN	DASNY - OASAS ADMIN	OMH -STATE FACILITIES OPWDD -STATE FACILITIES	OASAS-STATE FACILITIES	CORR. FACILITIES CAPITAL IMPROVEMENT DOCS-REHABILITATION PROJECTS	CORR. FACILITIES CAPITAL CLOSURE	TOTAL CAPITAL AND BOND REIMBURSABLE FUNDS	STATE SPECIAL REVENUE FUNDS	DOL-CHILD PERFORMER PROTECTION ACCOUNT LOCAL GOVERNMENT RECORDS MGMT	CHILD HEALTH INSURANCE	EPIC PREMIUM ACCOUNT LOTTERY-EDUCATION	VLT EDUCATION	ENVIR FAC CORP ADM ACCT ENCON ADMIN ACCT	HAZARDOUS BULK STORAGE	FEDERAL GRANTS INDIRECT COST RECOVERY ACCOUNT	ENCON-LOW LEVEL RADIOAC IIVE WASTE SLIING ENCON-RECREATION	PUBLIC SAFETY RECOVERY ACCOUNT	ENVIKONMEN I AL REGULA I ORY NATURAL RESOURCES ACCOUNT	MINED LAND RECLAMATION ACCT	GREAL LARES RESTORATION INTITATIVE AUDIT AND CONTROL OIL SPILL	HEALTH DEPT OIL SPILL DEPT OF ENVIRONMENTAL CONSERVATION OIL SPILL	OIL SPILL COMPENSATION	LICENSE FEE SURCHARGES PHRING TRANSPORTATION SYSTEMS	METROPOLITAN MASS TRANSPORTATION	OPERATING PERMIT PROGRAM MOBILE SOURCE	MCGLL COONS HEALTH-SPARC'S	THRUWAY AUTHORITY ACCT MENTAL HYGIENE PROGRAM		FINANCIAL CONTROL BOARD RACING REGULATION ACCOUNT	SU DORM INCOME REIMBURSE CRIMINAL JUSTICE IMPROVEMENT		TRAINING, MANAGEMENT AND EVALUATION ACCOUNT CLINICAL LAB FEE				PARKING ACCOUNT	COURTS SPECIAL GRANTS ASBESTOS SAFETY TRAINING	CAMP SMITH BILLETING ACCOUNT BATAMA SCHOOL FOR THE BLIND		SURFLOS FROFERIT ACCOUNT FINANCIAL OVERSIGHT REGULATION INDIAN GAMING
SFS Fund	32214	32215 32219	32301	32303	32304 32305	32306	32308	32309 32310	32311	32351 32352				20401	20810	20818 20901	20904	21001 21002	21061	21065	21067	21077	21081	21084	21201	21202	21204	21205	21402	21451	21902					21959	21961 21962	21978	21989	22004	22007	22008	22017	22034	22039 22039 22046

STATE OF NEW YORK SCHEDULE OF MONTH-END TEMPORARY LOANS OUTSTANDING(*)

September 30, 2021	3,689,263.01	43,091,872.83		3,336,131.73	13,778,218.28		143,637.46 7,101,412.96	•	2,038,561.32	20,684,098.11	18.205.212.08	5,350,949.70	24,516,583,98	1,943,481,235.85	35,359,449.61 670,316,310.59 53,266,552.04	569,060,240.27 8 753 937 66	955,254,448.38 113,102,328.42	1	2,426,625,190.29 (**)			1,215,428.11 326,263.52 1,541,691.63		816,295.43	30,913.40 1,443,150.68 17,225,131.31	10,297,487.56	181,905.06		1,107,209.37 257,249.56
Change	596,348.82	1,168,586.60	1 1	249,078.86	212,299.78		- (97,718.63) 5,946,902,10		165,260.34	861.53	345.577.18	4,271,214.81	408,988.82	1,464,385,599.78	1,770,431.56 (136,714,121.76) 12,804,962.98	44.787.732.32	93.088.517.44 6.596,434.01	(34,773,338,55) 55,117.00 (3,441,326,58)	(15,825,591.58)			6,124.48 3,515.60 9,640.08		47,789.08	(102.65) (189.675.88) (2.873.613.32)	(1,532,619.92) (5,326,626.44)	(4,264.00)		(35,749.65) (76,615.01)
August 31, 2021	3,092,914.19	41,923,286.23		3,087,052.87	13,565,918.50		241,356.09 1,154,510,86		1,873,300.98	20,683,236,58	17.859.634.90	5,350,949.70 42,068,515.76	24,107,595.16	479,095,636.07	33,589,018.05 807,030,432.35 40,461,589.06	524,272,507.95 8 753 932 66	862,165,930,94 106,505,894,41	53,685,610.90 490,961.14 5,494,904.41	2,442,450,781.87			1,209,303.63 322,747.92 1,532,051.55		768,506.35	31,016.05 1,632,826,56 20,098,744,63	- 11,830,107.48 5.326,626.44	186,169.06		1,142,959.02 333,864.57
July 31, 2021	2,627,388.24	46,076,509.55	1 1	2,901,624.69	12,886,980.34	1 1	188,226.07		1,739,009.09	20,682,452.78	17.633.177.47	5,350,949.70	23,663,056.43 - - 86,827,85	435,863,136.54	133,780,594.05 497,912,864.90 45,834,057.21	564,479,604.33 8 753 932 66	877,883,127.31 113,553,690.44	64,556,111.78 468,525.14 12,918,019.11	2,320,140,526.93			1,124,270,70 310,080,93 1,434,351.63		787,671.65	38,144,90 1,979,716,44 17,551,098,23	10,510,266.85 3.667,416,52	197,672.32		1,208,006.69 265,411.69
June 30, 2021	3,331,812.71	46,585,537.84 492,332,40	1 1	2,713,150.85	12,662,667.45		119,000.23		1,597,471.15	20,681,638.25	17.373.720.04	5,350,949.70	23,330,986.14	436,441,841.64	37,672,612,47 1,198,046,246,39 31,582,575,77	538,608,482,41 8 753,937,66	832,053,228.03 134,776,501,88	104,420,129,28 432,562,15 5,017,803.97	2,891,364,075.01			1,098,830.91 306,403.29 1,405,234.20	,	813,075,59	37,385.82 2,063,927.81 15,703,765.46	8,935,869,21 5.174.413,72	176,261.32		1,030,741.49 234,618.33
ACCOUNT TITLE	ROME SCHOOL FOR THE DEAF	DOMINISTRUCTURE ADUDICATION FEDERAL SALARY SHARING	NYC ASSESSMENT ACCT CULTURAL EDUCATION ACCOUNT	LOCAL SERVICE ACCOUNT DHOR MORTGAGE SERVICES	HOUSING INDIRECT COST RECOVERY DHCR-HOUSING CREDIT AGENCY APPLY FEE	LOW INCOME HOUSING CREDIT MONITORING EFC-CORPORATION ADMINISTRATION	MONTROSE VETERAN'S HOME DEFERRED COMPENSATION ADMIN RENT REVENUE OTHER - NYC	RENT REVENUE	TAY REVENUE WINESANGE MOLOONI NYS MEDICAL INDEMNITY FUND ACCOUNT BEHAVIORAL HEALTH PARITY COMPLANCE FUND	S.U. NON-RESIDENT REV. OFFSET LAKE GEORGE PARK TRUST FUND	STATE POLICE MV ENFORCE DOT - HIGHWAY SAFETY PRGM	DOH DRINKING WATER PROGRAM NYCCC OPFSET	COMMEKCIAL GAMINIG REGULATION HIGHWAY USE TAX ADMIN NYS SECURE CHOICE ADMIN	FANTAST SPECIAL REVENUE FUNDS TOTAL STATE SPECIAL REVENUE FUNDS	_	TEDERAL DIFTS BLOCK GRANT IS TEDERAL OPERATING GRANTS FUND MILITARY AND NAVAL AFFARS		UNEMPLOYMENT IN FEDERAL UNEMPLO DOL EMPLOYMENT	TOTAL FEDERAL FUNDS	AGENCY FUNDS EMPLOYEES HEALTH INSURANCE ACCT MMIS-STATE AND FEDERAL	TOTAL AGENCY FUNDS	ENTERPRISE FUND OGS CONVENTION CENTER ACCOUNT EMPIRE PLAZA GIT SHOP TOTAL ENTERPRISE FUND	INTERNAL SERVICE FUNDS CENTRALZED SERVICES FLEET MGMT CENTRALIZED SERVICES FLEET FLEET MGMT CENTRALIZED SERVICES FLEET F	CENTRALIZED SERVICES-PLATA FROCESSING CENTRALIZED SERVICES-PRINTING CENTRALIZED SERVICES-REAL PROPERTY-LABOR	CENTRALZED SERVICES DOUATED FOODS CENTRALZED SERVICES PERSONAL PROPERTY CENTRALZED SERVICES-CONSTRUCTION SERVICES CENTRALZED SERVICES-PASHY	CENTRALIZED SERVICES ADMIN SUFFURI CENTRALIZED SERVICES DESIGN AND CONSTR CENTRALIZED SERVICES INSURANCE			CENTRALIZED SERVICES-IMMICS DOWNSTATE WAREHOUSE
SFS Fund	22053						22144 22151 22156	22158	22240 22246	22654	22802 23001		23/02 23801 23806 24651		25000-25099 25100-25199 25200-25249	25300-25899 31351	31354 31350-31449	25900-25949 25950 26001-26049		60201		50318 50327			55005 55006 55007 55008		55012 55013	55014 55015	55016 55017

STATE OF NEW YORK SCHEDULE OF MONTH-END TEMPORARY LOANS OUTSTANDING(*)

56019 BUILDING ADMINISTRATION 56019 BUILDING ADMINISTRATION 56019 BUILDING ADMINISTRATION 56019 BUILDING ADMINISTRATION 56019 56019 716,599.5 716,599.5 75916,608.9 <th>SFS Fund</th> <th>ACCOUNT TITLE</th> <th>June 30, 2021</th> <th>July 31, 2021</th> <th>August 31, 2021</th> <th>Change</th> <th>September 30, 2021</th>	SFS Fund	ACCOUNT TITLE	June 30, 2021	July 31, 2021	August 31, 2021	Change	September 30, 2021
LEASE SPACE INITIATIVE LEASE SPACE INITIATIATIVE LEASE SPACE INITIATIVE LEASE SPACE INITIATIVE LEASE SPACE INITIATIVE LEASE SPACE INITIATIVE LEASE SPACE INITIATIATIVE LEASE SPACE INITIATIVE LEASE SPACE INITIATIVE LEASE SPACE INITIATIVE LEASE SPACE INITIATIVE LEASE SPACE INITIATIATIVE LEASE SPACE INITIATIATIVE LEASE SPACE INITIATIATIATIATIATIATIATIATIATIATIATIATIA	55018	-	1		1	1	
OCS ENTERPRISE CONTRACTING ACCT 76 090 731 73 60 91 66 66 8 8 79 200 309 39 716 296 27 BUNINESS ERRONGES CONTRACTING ACCT 11.386 522 31 11.672 502.14 11.672 503.03 716 206.25 BUNINESS ERRONGES CENTER 7.08 88 26 17.08 206.3 11.52 501.30 3.307 506.96 ARCHIVES RECORD MAINT IS. 7.08 88 26 17.08 206.3 17.05 206.3 17.05 206.3 CVIN SERVICE ADMINISTRATION ACCOUNT 4.08 418.09 10.0 17.70 43.2 4.08 418.00 10.0 17.05 40.2 CVIN SERVICE SHOURES COUNT IN THE ALL TROOG 1.08 418.00 10.0 4.08 418.00 10.0 17.05 40.2 17.05 50.2 CVIN SERVICE SURVEY 4.08 418.00 10.0 4.08 418.00 10.0 17.05 40.2 17.05 50.2 CVIN SERVICE SURVEY 4.08 418.00 10.0 4.08 40.0 4.08 40.0 4.02 50.2 AUTOMATIC/PRINT CHARGACKS 5.06 916.87 1.42 50.2 1.75 50.2 1.75 50.2 AUTOMATIC/PRINT CHARGACKS 5.00 178.0 1.75 50.2 1.75 50.2 1.75 50.2 AUTOMATIC/PRINT CHARGACK 1.00 178.0 1.22 50.0 1.22 50.0 1.75 50.2 CENTRALIZED TECHNOLOG	55019	_		•			•
1136262224	55020	OGS ENTERPRISE CONTRACTING ACCT	76,090,731.73	80,918,696.85	79,200,309.39	716,299.52	79,916,608.91
BUSINESS SERVICES CENTER 7.182.222.43 9.416.081 80 11.525.013.03 3.307.506.86 ACHONINESS RECORD MAMT I.S. TO 888.26 1.792.806.53 1.755.013.03 3.307.506.86 FEDERAL STRUCE ADMINISTRATION ACCOUNT 1.5764.35 5.463.94 1.336.235.15 (1.264.812.22) CVIL SERVICE EN GONDER 4.353.448.91 4.653.96.96 4.523.96.96 4.523.96.96 4.523.96 BANKING SERVICES ACCOUNT 4.325.448.91 4.653.96.96 4.523.96.96 4.523.96 3.90.263.78 CULTURAL RESOURCE SURVEY 4.325.448.91 4.653.96.96 4.523.96 4.523.96 3.90.263.73 ALT NOTATIONALITY CHARGBACKS 1.1266.916.87 1.426.528.32 1.134.556.85 1.155.62.42 1.175.60.242 ALT NOTATIONAL CHARGBACKS ALT NOTATIONAL CHARGBACKS 1.266.916.87 1.426.528.32 1.175.60.242 1.175.60.242 CENTRALIZED TECHNOLOGY SERVICES 8.66.116.77 1.284.616.49 8.725.42.06 1.125.22.56 CANDEST CONTACT CENTRE ACCT CONTACT CENTRE ACCT A.226.92.22 1.336.17.64 1.172.92.44 CONTACT CENTRE ACCT CONTACT CENTRE	55021	NYS MEDIA CENTER	11,386,522.31	11,679,592.14	12,037,834.53	425,507.21	12,463,341.74
ARCHIVES RECORD MANT I.S. ARCHIVES RECORD MANT I.S. COUN SERVICE ADMINISTRATION ACCOUNT COUN SERVICE ADMINISTRATION ACCOUNT COUN SERVICE SURVEY CULTURAL RESOURCE SURVEY AUTOMATICHEN INTERNAL ACCT COUNT SERVICE CONTROL COUNT COUNT SERVICE CONTROL COUNT COUNT SERVICE CONTROL COUNT COUNT SERVICE CONTROL COUNT COUNT SERVICE CONTROL COUNT COUNT SERVICE CONTROL COUNT COUNT SERVICE COUNT COUNT SERVICE COUNT COUNT SERVICE COUNT COUNT SERVICE COUNT COUNT COUNT SERVICE COUNT COUNT COUNT SERVICE COUNT COUNT COUNT SERVICE COUNT COUNT COUNT SERVICE COUNT COUNT COUNT SERVICE COUNT COUNT COUNT SERVICE COUNT COUNT COUNT SERVICE COUNT COUNT COUNT SERVICE COUNT COUNT COUNT SERVICE COUNT COUNT COUNT COUNT COUNT COUNT SERVICE COUNT COUNT COUNT COUNT COUNT COUNT COUNT COUNT SERVICE COUNT SERVICE COUNT COUN	55022	BUSINESS SERVICES CENTER	7,182,232.43	9,418,091.80	11,525,013.03	3,307,506.96	14,832,519.99
PEDERAL SINGLE ALIDIT COLUL DERAL SINGLE ALIDIT COLUL SERVICE BADMINISTRATION ACCOUNT COLUL SERVICE SCACCOUNT COLUL SCACCOUNT	55052	ARCHIVES RECORD MGMT I.S.	70,888.26	129,280.63	1	1	
CVIU. SERVICE ADMINISTRATION ACCOUNT 15.764.35 5.463.94 1.336.235.15 (1.264.812.22) CVIU. SERVICE EN OCCUP HEALTH PROG 4.5764.35 5.463.94 1.336.235.15 (1.264.812.22) BANKING SERVICES ACCOUNT 4.359.448.91 4.689.966.55 1.426.566.65 1.50.359.77 CUITURAL RESOLNCES COUNT 1.266.993.68 1.226.993.61 1.426.528.32 1.426.506.92 1.50.359.77 AUTOMATIC/PRINT CHARGBACKS 3.656.916.87 1.426.528.32 2.175.502.42 (2.175.502.42) AUTOMATIC/PRINT CHARGBACKS 0.994.888.51 90.994.888.51 1.261.542.7 1.261.542.7 1.215.502.42 AUTOMATIC/PRINT CHARGBACKS 0.917.60.7 1.261.542.7 1.261.5	55053						
CVIL SERVICE ELS OCCUP HEALTH PROG 15.764.35 5.465.94 1326.255.15 (1.264.812.22) CULTURAL RESOURCE SURVEY 11.203.448.31 4,589.969.05 4,928.906.95 360.265.78 360.265.78 NECHAPOR WORK PROJECT 11.203.448.91 11.203.23.22 1,124.556.68 150.39.77 NECHAPOR WORK PROJECT 36.68.916.87 14.263.528.22 1,124.556.68 150.39.77 OFT NY ACCT 1261.564.27 1,261.564.27 1,261.564.27 1,275.502.42 (40.468.31) OFT NY CHER ACCOUNT 1261.564.27 1,261.564.27 1,261.564.27 1,261.564.27 1,261.564.27 CVERT SECURITY INTRUSION ACCT 1,261.564.27 1,261.564.27 1,261.564.27 1,261.564.27 DOMESTIC VOLLEG GRANT 8,661.165.73 86.44.616.49 87.23.564.49 87.23.564.49 87.23.564.49 LADOR CONTACT CENTER ACCT 1,728.247.61 47.20.57.79 1,528.567.41 1,728.247.12 LACONTES CONTACT CENTER ACCT 1,728.247.61 47.20.57.79 1,728.247.12 1,728.247.12 CONTACT CENTER ACCT 1,728.247.61 47.42.957.78 47.42.957.78	55055	CIVIL SERVICE ADMINISTRATION ACCOUNT				1	
DATA CENTER ACCOUNT 15.764.35 5.463.94 1.386.225.15 (1.264.812.22) NEIGHBOR WORK PROJECT 4.359.448.91 4.659.960.05 4.928.906.95 4.928.906.95 4.928.906.95 4.928.906.95 7.96.90.95 9.90.90.95 9.90.90.95 9.90.90.90 9.90.90	55056	CIVIL SERVICE EHS OCCUP HEALTH PROG					
CUITURAL RESOURCE SURVEY 4,559,948.91 4,559,969.05 4,559,969.05 3,500,265.79 3,500,247	55057	BANKING SERVICES ACCOUNT	15,764.35	5,463.94	1,336,235.15	(1,264,812.22)	71,422.93
NEIGHBOR WORK PROJECT	55058	CULTURAL RESOURCE SURVEY	4,359,448.91	4,659,969.05	4,928,906.95	360,265.79	5,289,172.74
AUTOMATICPRINT CHARGBACKS 3.656,916 87 1,426,528.32 2,175,502.42 (2,175,502.42) DATA CHATTA ACCUT DATA CHATTA ACCUT 90,994,888.51 90,994,888.51 90,994,888.51 1,281,542.05 (400,468.31) OMEST SCURITY INTENSION ACCT 1,281,542 1,281,542.73 1,281,544.73 1,281,442.05 (400,468.31) CENTRALIZED TECHNOLOGY SERVICES 8,661,165,73 8,61,165,73 1,281,642.73 1,282,235 1,232,235 LABOR CONTACT CENTRE ACCT 1,000,140,050 1,381,642 1,282,650,88 1,382,413 1,282,712 TAX CONTACT CENTRE ACCT 1,282,650,88 1,331,642 1,732,944 1,732,944 1,778,247,12 TAX CONTACT CENTRE ACCT 1,000,175,309,44 3,980,1046,37 4,147,884,15 1,478,415 4,147,884,15 CIVIL RECAURA CINTRAL SERVICE 1,000,175,309,44 3,860,1046,37 4,147,884,15 1,478,416 4,147,884,15 CIVIL RECAURCE INTERNAL SERVICE 1,000,400,400,400 3,860,1046,37 4,147,884,15 1,478,686,15 CIVIL RECAURCE MELION SERVICE SIN TERNAL SERVICE SERVICE SERVICE SERVICE SERVICE SERVICE SERVICE SERVICE SERVICE SERVICE SERVICE SERVICE SERVICE	55059	NEIGHBOR WORK PROJECT	11,296,993.68	11,269,402.91	11,314,556.85	150,359.77	11,464,916.62
OF INT ACCT OF INT ACCT OF INT ACCT (400.468.31) OF ATA CENTER ACCOUNT OF SET ACCOUNT (400.468.31) (400.468.31) CYBER SECURITY INTRUSION ACT (1.261.564.27) (1.261.564.27) (400.468.31) DOMESTIC VOLLEGRANT (1.261.564.27) (1.261.564.27) (400.22.56) (400.468.31) CHAITALLISED TECHNIC GRANT (2.261.564.27) (4.27.23.56.44) (7.23.56.44) (4.27.23.56.44) LAGOR CONTACT CENTER ACCT (4.07.44.616.44) (4.27.23.56.44) (4.27.23.56.44) (4.27.23.56.44) (4.27.23.56.44) LAGOR CONTACT CENTER ACCT (4.07.44.616.44) (4.27.23.56.	55060	AUTOMATIC/PRINT CHARGBACKS	3,656,916.87	1,428,528.32	2,175,502.42	(2,175,502.42)	
DATA CENTER ACCOUNT 1.261.584.27 9.0.964.888.51 8.987.242.05 (400.468.31) CVER SECURITY INTRUSION ACCT 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.261.584.27 1.22.356 1.261.584.27 1.22.356 1.261.584.27 1.22.356 1.22.356 1.22.356 1.22.356 1.22.356 1.22.356 1.22.356 1.22.356 1.22.356 1.22.356 1.22.356 1.22.356 1.22.356 1.22.356 1.22.356 1.22.357.148 1.22.356 1.22.357.148 1.22.357.148 1.22.377.14	55061	OFT NYT ACCT					
CFBER SECURITY INTRUSION ACCT 1261 564 27 1261 564 27 1261 564 27 1261 564 27 1261 564 27 1261 564 27 1261 564 27 1262 567 568 14 222 25	55062	DATA CENTER ACCOUNT	90,994,888.51	90,994,888.51	89,972,432.05	(400,468.31)	89,571,963.74
DOMESTIC VIOLENCE GRANT 73.887 50 60.178.03 50.953.68 14.222.35 CENTRALIZE DECHNOLOGY SERVICES 88.661.165.73 88.661.165.73 86.44.616.49 50.953.68 10.339.468.61 LABOR CONIZAC CENTRA ACCT 97.63.18.57 1.242.037.90 1.589.170.54 200.622.12 HUMAN SERVICES CONTACT CENTRA ACCT 1.342.037.90 1.589.170.54 1.728.247.12 AVIN RECOUTRE ACCT 1.342.037.90 1.589.170.54 1.728.247.12 COVIN RECOUTRE ACCT 1.342.037.90 1.53.104.21 1.728.247.12 CION IN PROPERED SCONTRACT CENTRA ALDIT 9.464.210.33 9.801.046.37 9.709.257.68 (5.3374.49) EXECUTIVE DIRECTIONI INTERNAL SERVICE 10.175.309.44 5.132.914.44 9.365.17.64 1.64.666.39 CONI SERVICE EMPLOYEE BRIEFITS DIV ADM 20.08.676.34 2.872.14.01 2.872.474.01 6.66.64.03.79 CONI SERVICE SERVICE FINDS 2.876.24.00.07 438.066.433.89 8.445,088.94	25066		1,261,584.27	1,261,584.27	1,261,584.27		1,261,584.27
CENTRALIZED TECHNOLOGY SERVICES 86.61.165.73 86.246.166.49 87.233.540.49 10.339.648.61 LAGORIACT CENTREA ACT LAGORIAC CONTRICE ACT L	25067		73,887.50	60,178.03	50,953.68	14,222.35	65,176.03
LABOR CONTACT CENTER ACCT	55069		88,661,165.73	88,424,616.49	87,233,540.49	10,339,468.61	97,573,009.10
HUMAN SERVICES CONTACT CENTER ACCT TAX CONTACT CENTER CENTER ACCT TAX CONTACT TAX CONTACT	55071	LABOR CONTACT CENTER ACCT	976,318.57	1,242,037.90	1,589,170.54	280,622.12	1,869,792.66
TAX CONTACT CENTER ACT CAVIN RECOVERIES ACCT CAVIN RECOVER BENEFITS DIV ADM CAVIN RECOVERIES INTERNAL SERVICE CAVIN RECOVERIES INTERNAL SERVICE CAVIN RECOVERIES INTERNAL SERVICE CAVIN RECOVER BENEFITS DIV ADM CAVIN RECOVE	55072	HUMAN SERVICES CONTACT CNTR ACCT		429,957.28	133,104.21	1,728,247.12	1,861,351.33
CVIL RECOVERIES ACCT CVIL RECOVERIES ACCT S48421033 9.801.04637 9.709.257.68 (53.374.48) EXECUTIVE DIRECTOR INTERNAL AUDIT 38,999.924.75 43.652.120.66 46.107.414.03 4.147.864.15 HEALTH INSURANCE INTERNAL SERVICE CORNINOLOGY CENTEND AUDIT 28.747.410.91 28.656.44.07 CORNI SOURCE ENDINES INTERNAL SERVICE CORNINOLOGY ENERGY CORNINOLOGY ENERGY CORNINOLOGY ENERGY CORNINOLOGY CO	55073	TAX CONTACT CENTER ACCT					
EXECUTIVE DIRECTION INTERNAL AUDIT 9444.210.33 9.601.046.37 9.709.257.68 (3.374.48)	55074	CIVIL RECOVERIES ACCT			1	1	1
CIO INFORMATION TECHNOLOGY CENTRALIZED SERVICES 38,999,924.75 43,652,120.66 46,107,414.03 4,147,864.15 1747,864.15	55251	EXECUTIVE DIRECTION INTERNAL AUDIT	9,484,210.33	9,801,046.37	9,709,257.68	(53,374.48)	9,655,883.20
HEALTH INSURANCE INTERNAL SERVICE 10175.309.44 5.132.914.4 9.385.117.64 144.686.39 CORR INDUSTRIES INTERNAL SERVICE ENDS 8.086.676.34 25.086.676.34 23.096.676.34 24.76.091 28.734.740.9	55252	CIO INFORMATION TECHNOLOGY CENTRALIZED SERVICES	38,999,924.75	43,652,120.66	46,107,414.03	4,147,864.15	50,255,278.18
CONIL SERVICE EMPLOYEE BEINEITS DIV ADM 913445680 9278,141 02 9.386,117.64 164.686.39 9.206,117.64 164.686.39 9.206,117.64 164.686.39 9.206,117.64 164.686.39 9.206,117.64 164.686.39 9.386,117.64 164	55300	HEALTH INSURANCE INTERNAL SERVICE	10,175,309.44	5,132,914.44			
CORR INDUSTRIES INTERNAL SERVICE 28.098.676.34 26.762.384.17 28.734.740.91 695.644.07 695.644.07 436.046.493.98 8445,068.84 670 670 670 670 670 670 670 670 670 670	55301	CIVIL SERVICE EMPLOYEE BENEFITS DIV ADM	9,131,455.80	9,276,141.02	9,385,117.64	164,696.39	9,549,814.03
426,086,978.53 432,752,300.07 438,046,493.98 8,445,068.84 8,445,068.84	55350	CORR INDUSTRIES INTERNAL SERVICE	28,098,676.34	26,762,384.17	28,734,740.91	695,644.07	29,430,384.98
		TOTAL INTERNAL SERVICE FUNDS	426,086,978.53	432,752,300.07	438,046,493.98	8,445,068.84	446,491,562.82

(*) Temporary Loans are authorized pursuant to Subdivision 5 of Section 4 of the State Finance Law and Chapter 59, Part JJJ, Section 1, of the Laws of 2021-22.

The loans represent authorizations made by the Legislature to allow certain funds/accounts to make appropriated payments regardless of the fund (cash) balance.

Sucul loans are made from the State's Short-Term Investment Pool (STIP) and are intended to satisfy temporary cash shortfalls whenever scheduled disbursements account in one to state the state of the state of the state of the state of the state of business of business or the fund or account; however, in some cases actual revenues are not sufficient to repay all loans made to the fund or account and a transfer from the General Fund "Repayment of Receivables" appropriation is approved by the Budget Director. The balances reported there in Appendix F are the actual fund balances as of the close of business on the last day of the reporting month and do not include post-closing adjustments. Please refer to Schedule if for a detailed analysis of the reported cash balances of the fund group.

(**) Temporary loans to federal funds are typically reimbursed within 2-3 days. Such loans are made pursuant to federal regulations which require the State to disburse funds prior to

5,063,727,341.53

making a reimbursement claim from the U.S. Treasury. (***) Per Section 72 of the State Finance Law, the General Fund includes the Local Assistance Fund (10000) and State Purpose Fund (1000).

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10,464,434 46,615,898 3,208,619 3,250,120 1,945,830 6,344,183 4,982,163 5,996,156 127,423,429 6 Months Ended September 30, 2021 36,767,078 127,423,429 39,300,502 MARCH FEBRUARY DECEMBER NOVEMBER OCTOBER 2,199,742 269,424 490,042 240,587 665,222 2,489,128 2,500,000 SEPTEMBER 260,226 \$ 39,300,502 17,198,676 17,198,676 \$ 56,499,178 7,719,461 (338) (149,466) \$ 74,940,119 283,784 18,440,941 \$ 56,499,178 1,640,711 5,649,665 18,440,941 AUGUST 1,491,953 \$ 84,394,170 2,601,624 9,454,051 9,454,051 \$ 74,940,119 JULY \$ 39,931,404 1,910,168 338,083 2,911,422 \$ 84,394,170 70,000,000 25,537,234 6,250,000 25,537,234 JUNE \$ 83,609,252 \$ 39,931,404 276,017 8,182,744 МΑΥ 606,923 (101,562) 866,444 \$ 83,609,252 731,174 4,076,555 379,374 192,187 13,114,679 13,114,679 6,363,584 Afrodate and Homeless Housing
Roodshard interative
Downtown Revitalization
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Municipal Restructuring Consolidation Competition
Throwsy Stabilization Program
Transformatic Economic Development Projects
Transformatic Economic Development Projects
Transformatic Economic Development Projects
Transformatic Capital Pigna STATE OF NEW YORK
DEDOCATED INTERASTRUCTURE INVESTMENT FUND(")
STATEMENT OF RECEIPTS AND DISBURSEMENTS
FISCAL YEAR 2021-2022 Total Disbursements and Transfers RECEIPTS: Transfers from General Fund (**) Total Operating Transfers CLOSING CASH BALANCE OPENING CASH BALANCE Total Receipts

^{(&}quot;) Fund created pursuant to Chapter 80, Laws of 2015-16, Part H and SFL § 93-b ("*) Pursuant to Section 93(b) of the State Finance Law

STATE OF NEW YORK MEDICAL ASSISTANCE DISBURSEMENTS - STATE FUNDS⁽¹⁾ FISCAL YEAR 2021-2022

		SEPTEMBER 2021		6 M	6 MONTHS ENDED SEPTEMBER 30	
	Department of Health	Other State Agencies	September	Department of Health	Other State Agencies	Year to Date
Adult State Share Medicaid	φ.	\$ 60,138,509.00 \$	60,138,509.00	€	\$ 126,273,514.00 \$	126,273,514.00
State Share Medicaid	32,725,986.00	13,359,362.16	46,085,348.16	74,550,190.00	11,422,618.65	85,972,808.65
Medical Assistance (OPWDD)	•	479,979,735.00	479,979,735.00	•	990,381,484.79	990,381,484.79
Medical Assistance Administration	4,823,013.05	45,553,772.00	50,376,785.05	31,268,419.87	224,763,431.00	256,031,850.87
Population Health Improvement	i	1	•	1	ı	
Traumatic Brain Injury Services	915,317.23	1	915,317.23	5,552,185.14	1	5,552,185.14
Nursing Home Transition & Diversion	ı	ı	•	ı		•
Reducing Maternal Mortality	55,641.63	•	55,641.63	73,022.09		73,022.09
New York Connects	i	1,901,428.43	1,901,428.43	•	6,160,584.98	6,160,584.98
Facilitated Enrollment	320,964.33	•	320,964.33	2,026,953.05	,	2,026,953.05
Emergency Medical Transportation	i	,			1	
Managed Long-Term Care Ombudsman	1	1		2,156,641.19	1	2,156,641.19
Major Academic Pool	1	1				•
Women's Health & Multiple Births	1		•		1	
Vital Access Program (OASAS)	,	,	•	1	1	ı
Vital Access Program (OMH)	1	,	•	,		
Vital Access Flogian (Owill)	•	•	1	•	1	•
Vital Access Provider Services	1 000	1		- 000	1	1 00
General Hospitals Safety-Net Providers	1,500,000.00	•	1,500,000.00	1,500,000.00	1	1,500,000.00
Rural Transportation	ı	ı		1	ı	
AIDS Epidemic	994,692.02		994,692.02	6,004,589.41	ı	6,004,589.41
Fluoridation Systems		1				
Expanding Caregiver Support Services	2,721,867.09	ı	2,721,867.09	11,025,236.47	1	11,025,236.47
Provide Affordable Housing	1,303,460.98	2,202,065.41	3,505,526.39	12,399,207.41	7,083,807.95	19,483,015.36
Health Homes Establishment	i	1	•	1	1	
Community Provider Network		•	•	7,338,194.00		7,338,194.00
Inpatient Services	69,341,267.14	•	69,341,267.14	306,878,031.14	1	306,878,031.14
Patient Centered Medical Homes	i		•	578,400.75	1	578,400.75
Outpatient & Emergency Room Services	2,661,148.00	•	2,661,148.00	71,976,855.72	1	71,976,855.72
Olinic Services	16,993,730.76	ı	16,993,730.76	108,181,778.98	1	108,181,778.98
Nursina Home Services	111,566,159,38	1	111,566,159.38	584.417.725.79	1	584.417,725.79
Other Long Term Care Services	(191,538,850,22)		(191,538,850.22)	1,948,244,754,35		1,948,244,754.35
Managed Care Services	285,487,996.63	1	285,487,996,63	2.626.522.913.47	1	2.626.522.913.47
Pharmacy Services	15 287 462 41	,	15.287.462.41	83 470 116 43		83.470.116.43
Transportation Services	14 307 642 40	1	14 307 642 40	67 402 244 28	1	67 402 244 28
Dental Services	281 762 84	,	281 762 84	1 737 080 82		1 737 080 82
Non Institutional & Other	327 169 161 65	16 772 082 00	352 941 253 65	2 488 300 711 01	18 033 680 00	2 506 433 400 94
Modical Services State Facilities	237,103,101,03	19,772,032.00	74 896 426 24	542 423 423 00	00.000,000,00	512 123 423 00
Medical del vices orace hacilities	47.027,050,47	ı	4,030,420,24	012,123,423.00	1	012, 123,423.00
COEA Family Health Flus buy in	67:767,008		67.767,808	67.767,808		908,737.23
DOS/ & Featistel Local 636	- 000000	1			ı	
Medical Assistance (HCRA)	350,000,000.00	•	350,000,000,000	2,000,000,000,000	1	2,000,000,000.00
Indigent Care	50,548,411.18	1	50,548,411.18	309,267,810.07	1	309,267,810.07
Provider Assessments	72,018,000.00		07,000,8,000.00	339,628,000.00		339,628,000.00
NYC Personal Care Workforce Recruitment and Retention Rates (HCRA)	1	1	•	1	1	•
Personal Care Workforce Recruitment and Retention Rates (HCRA)	•	1	•	1		•
Home Health Kate Increase (HCKA)	1	ı		1 00 100 100 1	1	
Additional Don Payments cont			. 024 050 004 00	102,300,1301,002.30		100,301,002.30
TOTALY	1,255,350,017.99	618,906,964.00	1,874,256,981.99	11,769,253,904.95	1,384,119,130.37	13,153,373,035.32
Reclassification of Medical Assistance payments for care and treatment of patients at State- operated health, mental hygene and State University facilities to Transfers.	(79,403,824.84)	ı	(79,403,824.84)	(722,680,343.26)	ı	(722,680,343.26)
TOTAL REPORTED MEDICAID	\$ 1,175,946,193.15	\$ 618,906,964.00 \$	1,794,853,157.15	\$ 11,046,573,561.69	\$ 1,384,119,130.37 \$	12,430,692,692.06
^D General Fund and State Special Revenue Funds only, These amounts do not include Medical Assistance spending for State Operations. These amounts are not comparable to Medicaled Goldal Cap spending. Department of Healing regularly redassifies spending between programs, and therefore amounts for any individual program may be resisted by IOCH.				•		
"Source: Statewide Financial System						

APPENDIX I

MEDICAL ASSISTANCE DISBURSEMENTS - FEDERAL FUNDS^(*) FISCAL YEAR 2021-2022

STATE OF NEW YORK

		SEPTEMBER 2021		6 MON	6 MONTHS ENDED SEPTEMBER 30	30
	Department of Health	Other State Agencies	September	Department of Health	Other State Agencies	Year to Date
Medical Assistance & Survey Certification Program	\$ 14,416,154.42	\$ ·	14,416,154.42	\$ 77,896,579.51	\$	77,896,579.51
Medical Assistance Administration	•	29,115,190.00	29,115,190.00	407,339.79	178,538,029.00	178,945,368.79
Partnership Plan	•	•			•	
Inpatient Services	472,548,934.14	•	472,548,934.14	2,314,312,560.43		2,314,312,560.43
Outpatient & Emergency Room Services	29,223,292.46		29,223,292.46	202,690,010.53		202,690,010.53
Clinic Services	50,193,645.86	1	50,193,645.86	332,704,556.57		332,704,556.57
Nursing Home Services	137,232,381.98		137,232,381.98	795,798,851.78	•	795,798,851.78
Other Long Term Care Services	1,377,015,420.35	•	1,377,015,420.35	8,876,141,481.47	•	8,876,141,481.47
Managed Care Services	1,516,171,016.79		1,516,171,016.79	9,394,729,111.55		9,394,729,111.55
Pharmacy Services	32,098,869.56		32,098,869.56	213,320,857.68	•	213,320,857.68
Transportation Services	42,930,137.57	•	42,930,137.57	257,328,428.26		257,328,428.26
Dental Services	670,338.51	•	670,338.51	5,125,681.18	•	5,125,681.18
Non-Institutional & Other	(254,014,707.24)	6,375,683.00	(247,639,024.24)	(143,732,845.19)	24,766,076.00	(118,966,769.19)
Medical Services State Facilities	•		•	458,161,699.40		458,161,699.40
Additional DSH Payments SUNY				212,433,000.64	•	212,433,000.64
TOTAL(")	3,418,485,484.40	35,490,873.00	3,453,976,357.40	22,997,317,313.60	203,304,105.00	23,200,621,418.60
Reclassification of Medical Assistance payments for care and treatment of patients at State-operated health, mental hygiene and State University facilities to Transfers and adjustments for timing of payments at month end.	256,569,516.58		256,569,516.58	(806,533,221.00)		(806,533,221.00)
TOTAL REPORTED MEDICAID("")	\$ 3,675,055,000.98	\$ 35,490,873.00 \$	3,710,545,873.98	\$ 22,190,784,092.60	\$ 203,304,105.00 \$	22,394,088,197.60
						ı

^(*) Special Revenue Federal Funds only.

These amounts do not include Medical Assistance spending for State Operations.

These amounts are not comparable to Medicaid Global Cap spending.

^{(&}quot;") Reported Medicaid spending does not include the Basic Health Plan.

PENDIX

The following Appendix was filed with a Court Notice pertaining to Forms of the Family Court published in this issue of the State Register.

> Pursuant to the powers vested in me, and pursuant to sections 214 of the Family Court Act, I hereby rescind the following 48 forms for use in Family Court proceedings in the courts of the State of New York:

	•
Juvenile Delinquency Forms	
3-29	Juvenile Delinquency: Order of Disposition
3-30	Juvenile Delinquency: Order of Disposition -After
	Removal with a Finding
3-31	Juvenile Delinquency: Order of Disposition -
	Designated Felony - No Restrictive Placement
3-32	Juvenile Delinquency: Order of Disposition - After
	Removal -Designated Felony - No Restrictive
	Placement
3-38	Juvenile delinquency – Petition for Extension of
	Placement and Permanency Hearing
3-39	Juvenile delinquency - Order on Petition for
	Extension of Placement and Permanency Hearing
3-40	Juvenile delinquency - Petition for Violation of Order
	of Disposition - Probation or Suspended Judgment
3-41	Juvenile delinquency - Petition for Violation of Order
	of Disposition - Probation or Suspended Judgment
Child Support Forms	
Form 4-3a	Petition (Commissioner)
Form 4-7	Order of Support
Form 4-7a	Order After Filing of Objections
Form 4-17	Financial Disclosure Affidavit
Form 4-17a	Financial Disclosure Affidavit (Short Form)
	i manetai Disciosare Arridavit (Short Polin)
Patemity Forms	
Form 5-3	Paternity Petition (Commissioner)
Domena in Mand of Grown 2 1 7	•
Persons in Need of Supervision Fo	

Persons in Need of Supervision Forms

TOOLS IN TROOP OF DEPOT ABION TO	1415
7-4	Person in Need of Supervision – Petition
7-5	Person in Need of Supervision -Order of Fact-finding
7-8	Person in Need of Supervision – Order of Fact-finding and Disposition
7-13	Person in Need of Supervision -Petition for Transfer for Incorrigibility
7-14	Person in Need of Supervision – Order of Transfer for Incorrigibility
7-15	Person in Need of Supervision – Petition for Violation

	of Order of Disposition - Probation or Suspended
7.16	Judgment C. N. 1. C.
7-16	Person in Need of Supervision — Order on Violation
	of Order of Disposition — Probation or Suspended Judgment
7-17	Person in Need of Supervision — Order on Violation
7-27	of Order of Placement Disposition
7-18	Person in Need of Supervision – Petition for Extension
, 50	of Placement and Permanency Hearing
7-19	Person in Need of Supervision – Extension of
	Placement and Permanency Hearing Order
Family Offense Form	
8-5	Family offense -Order of Fact-finding and
	Disposition
61115	
Child Protective Forms	
10-1	Order Directing Temporary Removal of Child (Before
10-1-c	Filing of Petition)
10-1-0	Application for Pre-petition Temporary Removal of Children from Home
10-2	
10-2	Order on Application for Temporary Removal of Child (After Petition Filed)
10-5	Order on Application for Return of Child Temporarily
	Removed From Home
10-10	Child protective - Order of Fact-finding, Disposition
	and Permanency Hearing
10-13	Child protective – Notice of Motion for Violation of
	Disposition
10-13a	Child protective - Affidavit in Support of Motion for
	Violation of Disposition
10-14	Child protective- Order – Violation of Disposition
10-16	Child protective - Order Releasing Agency and
	Changing Placement
Destina Miner Person	
Destitute Minor Forms 10-C-1	Destitute child - Petition
10-C-2	Destitute child – Preliminary Order
10-C-4	Destitute child - Order of Fact-finding and Disposition
	Security of the control of the truming and trishosidon
Foster Care Placement Forms	
358-a-1	Foster care placement - Petition for Approval of an
	Instrument
358-a-4	Foster care placement -Temporary Order on Petition
440	for Approval of an Instrument
358-a-5	Foster care placement - Order of Disposition on

Petition for Approval of an Instrument

Permanency Hearing and Reentry i	into Foster care Forms
PH-5	Permanency Order
PH-6	Permanency Order - Child Freed for Adoption
PH-7	Reentry into Foster Care - Order to Show Cause
PH-7c	Reentry into Foster Care - Agency Affidavit in
	Support of Order to Show Cause
PH-8	Order on Motion to Reenter Foster Care
Miscellaneous: Marriage Forms	
MiscI	Petition for Approval of Issuance of Marriage License
Misc2	Order on Petition for Approval of Issuance of Marriage
	License
Misc3	Notice to 17-year Olds Who Want to Get Married

I hereby prescribe the following 45 forms for use in Family Court proceedings in the State of New York:

General Forms [NEW FORMS]	
GF-45	Family First Prevention Services Act -Notice of
	Motion for Approval of Placement in a Qualified
	Residential Treatment Program (QRTP)
GF-45a	Family First Prevention Services Act - Affidavit in
	Support of Motion for Approval of Placement in a
	Qualified Residential Treatment Program (QRTP)
GF-46	Family First Prevention Services Act -Order on
	Motion for Approval of Placement in a Qualified
	Residential Treatment Program (QRTP)
Juvenile Delinquency Forms	
3-29	Juvenile Delinquency: Order of Disposition
3-30	Juvenile Delinquency: Order of Disposition -After
	Removal with a Finding
3-31	Juvenile Delinquency: Order of Disposition -
	Designated Felony - No Restrictive Placement
3-32	Juvenile Delinquency: Order of Disposition - After
	Removal -Designated Felony - No Restrictive
	Placement
3-38	Juvenile delinquency - Petition for Extension of
	Placement and Permanency Hearing
3-39	Juvenile delinquency - Order on Petition for
	Extension of Placement and Permanency Hearing
3-40	Juvenile delinquency - Petition for Violation of Order
	of Disposition - Probation or Suspended Judgment
	<u>-</u>

3-41 Juvenile delinquency - Petition for Violation of Order

of Disposition - Probation or Suspended Judgment

Child Support Forms

Form 4-3a Petition (Commissioner)

Form 4-7 Order of Support

Form 4-7a Order After Filing of Objections
Form 4-17 Financial Disclosure Affidavit

Form 4-17a Financial Disclosure Affidavit (Short Form)

Paternity Forms

Form 5-3 Paternity Petition (Commissioner)

Persons in Need of Supervision Forms

7-4 Person in Need of Supervision – Petition
7-5 Person in Need of Supervision – Order of F

7-5 Person in Need of Supervision – Order of Fact-finding
 7-8 Person in Need of Supervision – Order of Fact-finding

and Disposition

7-15 Person in Need of Supervision – Peition for Violation

of Order of Disposition

7-16 Person in Need of Supervision — Order on Violation

of Order of Disposition - Probation or Suspended

Judgment

7-17 Person in Need of Supervision — Order on Violation

of Order of Placement Disposition

7-18 Person in Need of Supervision – Petition for Extension

of Placement and Permanency Hearing

7-19 Person in Need of Supervision – Extension of

Placement and Permanency Hearing Order

Family Offense Form

8-5 Family offense- Order of Fact-finding and Disposition

Child Protective Forms

10-1 Order Directing Temporary Removal of Child (Before

Filing of Petition)

10-1-c Application for Pre-petition Temporary Removal of

Children from Home

10-2 Order on Application for Temporary Removal of

Child (After Petition Filed)

10-5 Order on Application for Return of Child Temporarily

Removed From Home

10-10 Child protective - Order of Fact-finding, Disposition

and Permanency Hearing

10-13 Child protective – Notice of Motion for Violation of

Disposition

10-13a Child protective – Affidavit in Support of Motion for

Violation of Disposition

10-14 Child protective- Order - Violation of Disposition

Destitute Minor Forms

10-C-1 Destitute child - Petition

10-C-2 Destitute child – Preliminary Order

10-C-4 Destitute child -Order of Fact-finding and Disposition

Foster Care Placement Forms

358-a-1 Foster care placement - Petition for Approval of an

Instrument

358-a-4 Foster care placement -Temporary Order on Petition

for Approval of an Instrument

358-a-5 Foster care placement - Order of Disposition on

Petition for Approval of an Instrument

Permanency Hearing and Reentry into Foster care Forms

PH-5 Permanency Order

PH-6
Permanency Order - Child Freed for Adoption
PH-7
Reentry into Foster Care - Order to Show Cause
PH-7c
Reentry into Foster Care - Agency Affidavit in

Support of Order to Show Cause

PH-8 Order on Motion to Reenter Foster Care

F.C.A. §§ 345.1, 346.1, 350.2 352.1, 352.2, 353.1, 353.2 353.3, 353.6, 353.7, 355.5; S.S.L. §§393, 409-h			Form 3-29 uvenile Delinquency– rder of Disposition) 9/2021
		of the Family Court o ew York, held in and	
	at on	New Y	fork
Hon.			
Judge			
In the Matter of		D	ocket No.
A Person Alleged to be a Juvenile Delinquent,			RDER OF ISPOSITION
Res	spondent.		
An Order of fact-finding of been entered in this Court that the Respondent herein did the following	the Family Co		, , having County adjudging
And notice having been do applicable box]: Respondent's care pursuant to sec	parent(s)	the person(s) legally	• •
And the Respondent having and counsel for Respondent having the petition;			
		2 4 1	

And the matter having thereafter duly come on for a dispositional hearing pursuant to sections 350.1 - 350.4 of the Family Court Act before the Court;

The Court, after making an examination and inquiry into the facts and circumstances of the case and after making reports available to counsel in accordance with section 351.1 of the Family Court Act, finds upon a preponderance of the evidence that:

I. <u>Dispositional Findings</u>

A. Respondent requires supervision, treatment, or confinement; and

B. The Court, having fully considered the matter of a particular disposition pursuant to section 352.2 of the Family Court Act, has determined that the Respondent requires the following disposition for the following reasons [specify; if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate]:

II. Required Findings in Cases in Which the Respondent is Placed:1

[The following determinations are <u>required</u> when order is placement; check applicable boxes and provide <u>case-specific reasons</u>]: And the Court has determined that:

A. <u>Best Interests Finding</u> : Continuation in, or return to, the Respondent's home □ would □ would not be contrary to Respondent's best interests based upon the following
facts and for the following reasons [specify]:
This determination was based upon the following information [check applicable box(es)]: Uniform Case Record, dated [specify]: Summary of the Uniform Case Record, dated [specify]:
□ Service Plan, dated [specify]:□ Risk Assessment Instrument
□ Probation Department report, dated [specify]:□ Mental health evaluation, dated [specify]:
☐ The report of [specify]: ☐ Testimony of [specify]: ☐ Other [specify]:
B. Reasonable Efforts Findings: 1. Reasonable efforts, where appropriate, to prevent or eliminate the need for removal of the Respondent from the home [check applicable box (es); state reasons as indicated. If prior finding was made, so indicate, including date]:
□ were made as follows [specify]:
☐ were not made but the lack of efforts was appropriate [check all applicable boxes]

¹ Note: These findings need not be made where the Respondent is placed restrictively pursuant to Family Court Act §353.5, in which case Form 3-33 or 3-34, as applicable, should be utilized.

re	□ because of a prior judicial finding purate the authorized agency was not required to equify the Respondent with the □ parent(s) if finding]:	make reasonable efforts to
	because of other reasons [specify other reason not made.	ons]:
Unifor	on was based upon the following information rm Case Record, dated [specify]: arry of the Uniform Case Record, dated [specify]:	
☐ Risk A☐ Probat☐ Menta☐ The re☐ Testim	the Plan, dated [specify]: Assessment Instrument tion Department report, dated [specify]: all health evaluation, dated [specify]: report of [specify]: nony of [specify]: [specify]:	, dated [specify]:
	onable efforts, where appropriate, to return the nd state reasons as indicated]:	Respondent home safely [check
☐ were	made as follows [specify]:	
th ch	not made but the lack of efforts was appropriate because of a prior judicial finding pure authorized agency was not required to make hild with the parent(s) guardian(s) [specify]:	rrsuant to F.C.A. §352.2(2)(c) that e reasonable efforts to reunify the
☐ were n	not made.	
□ Unifor □ Summ □ Service □ Risk A	on was based upon the following information rm Case Record, dated [specify]: hary of the Uniform Case Record, dated [specify]: Assessment Instrument tion Department report, dated [specify]:	

	Form 3-29 Page 4
 ☐ Mental health evaluation, dated [specify]: ☐ The report of [specify]: ☐ Testimony of [specify]: ☐ Other [specify]: 	, dated [specify]:
3. Reasonable Efforts: Goal Other Than Return Hor Respondent's permanency plan is adoption, guardianship than reunification]: Reasonable efforts to make and finalize the Respondence	p or permanent living arrangement other
☐ have been made as follows [specify]:	
☐ were not made based upon the following facts	s and for the following reasons [specify]:
This determination was based upon the following inform Uniform Case Record, dated [specify]: Summary of the Uniform Case Record, dated Service Plan, dated [specify]: Risk Assessment Instrument Probation Department report, dated [specify]: Mental health evaluation, dated [specify]:	[specify]:
☐ The report of [specify]:☐ Testimony of [specify]:	, dated [specify]:
☐ Other [specify]: C. Findings Regarding Transitional Services a ☐ [Required where Respondent is 14 years of ag needed to assist the Respondent to make the transition fr [specify]:	ge or older]: The services, if any,
☐ [Required where the Respondent is placed outside New York State ☐ is ☐ is not appropriate ar	-
D. Findings Regarding Pre-dispositional Risk There □ is □ is not a validated pre-dispositional this county that was developed by (or in New York City Office of Children and Family Services.	al risk assessment instrument in use in

	ere there is a validate	ed pre-disp	ositional risk ass	essment instrument	ın
use]: Respondent has been ass risk]:	essed on the risk ass	essment in	strument as a [ch	eck box for level of	
[NYC cases only]:	□ low □ medium	n 🖵 high	□ very high le	vel of risk	
[NON-NYC cases only]:	□ low □ medium	n 🗆 high	level of risk.		
where placement is at a h	directed below, is notection of the comm	han the ass ecessary ar nunity and	essed risk level; and no less restrict to be consistent	check box if applicative alternative is with the needs and b	ble]: est
III. <u>Required Findings</u> Program is Requested: ☐ Required Findings if	Placement in "Qua				<u>ent</u>
Requested [DELETE if	inapplicable]:				
Requested [DELETE if This Court, upon exami Qualified Individual's volument; and any restand [specify other information of the country of the	ination of the motion written assessment of ponse thereto, inclu	of the app iding [spe	ropriateness of t	* *	;
This Court, upon exami Qualified Individual's v placement; and any res	ination of the motion written assessment op ponse thereto, inclumation considered	of the app iding [spe :	ropriateness of to	the requested aring testimony in	
This Court, upon examing Qualified Individual's well and any results and [specify other information thereto upon applicable box(es)]:	ination of the motion vritten assessment of ponse thereto, included in the considered of all part of the Respondent	of the app iding [spect]: ties without can \Box cann	ropriateness of t cify]: and U upon he at a hearing, find	the requested aring testimony in Is the following [ch	eck

C. Placement in [specify name of QRTP]: □ is □ is not consistent with the short-term and long-term goals for the Respondent, as specified in the Respondent's permanency plan because [specify facts and reasons]:
D. [Applicable to initial QRTP placement]: Where the Qualified Individual has determined that the placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:
☐ Circumstances exist that necessitate the continued placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:
☐ There is not an alternative setting available that can meet the above-named Respondent's needs in a less restrictive environment; and
☐ Continued placement serves the above-named Respondent's needs and best interests or the need for protection of the community because [specify facts and reasons]:
NOW, therefore, upon the findings made in the fact-finding and dispositional hearings and upon all proceedings had herein, it is hereby
ORDERED and ADJUDGED that the above-named Respondent is a juvenile delinquent on the ground that the Respondent, while under 17 years of age [Starting Oct. 1, 2019: 18 years of age], did an act which if done by an adult would constitute the crime(s) of [specify each count]:
as defined by section(s) of the Penal Law Other [specify]:
; and on the further ground that Respondent requires supervision, treatment, or confinement; and it is therefore
ORDERED that [check applicable box(es)]:
☐ Respondent is conditionally discharged for a period of [specify]: months upon the following terms and conditions [Attach additional sheets, if necessary]:

Form 3-29 Page 7 ☐ Respondent is placed on probation under the supervision of the Probation Department of the County of for a period of upon the following terms and conditions [Attach additional sheets, if necessary]: [Applicable where Respondent is directly placed with a suitable relative or other person]: ☐ This proceeding is continued and the Respondent is placed for a period of [specify]: □ less the period spent in detention pending disposition 2 in the custody of [specify suitable relative or other person]: , subject to the further orders of this Court. [REQUIRED] where Respondent is placed in non-secure or limited-secure level of care]: ☐ This proceeding is continued and Respondent is placed in a non-secure level of care for a period of [specify period]: ☐ less the period spent in detention pending disposition,3 in the custody of the Commissioner of the [check applicable box]: [Non-NYC cases only]: \square Department of Social Services of the County of [specify]: ☐ New York State Office of Children and Family Services [NYC cases only]: ☐ New York City Administration for Children's Services. ☐ This proceeding is continued and Respondent is placed in a limited secure level of care for a period of [specify period]: ☐ less the period spent in detention pending disposition,4 in the custody of the Commissioner of the [check applicable box]: [Non-NYC cases only]: ☐ New York State Office of Children and Family Services [NYC cases only]: ☐ New York City Administration for Children's Services. □ [NYC cases only]: This proceeding is continued and Respondent is placed in the custody of the New York City Administration for Children's Services in a non-secure OR limited secure level of care, the level to be determined by the Commissioner, for a period of [specify period up to 12 months]:

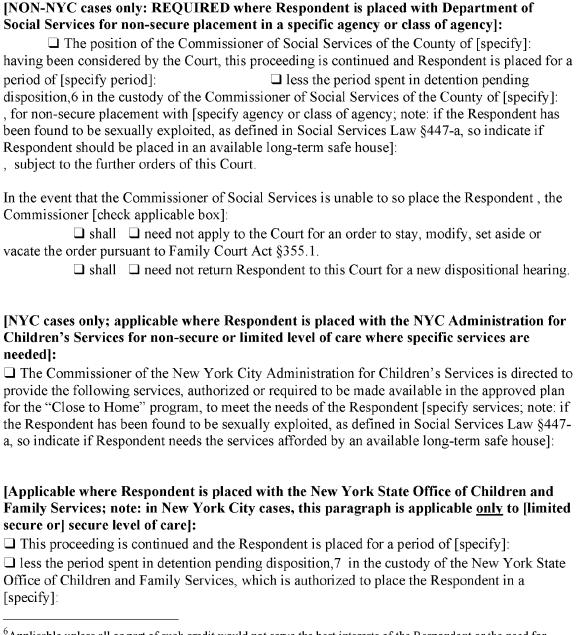
☐ less the period spent in detention pending disposition.5

² Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. *See* F.C.A §353.3(5).

³Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

⁴Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

⁵Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.



⁶Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5).

⁷ Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. See F.C.A. §353.3(5).

Form 3-29 Page 9 □ secure facility at any time or from time to time during the first 60 days of residency;8 ☐ limited secure facility [non-NYC cases only] ☐ non-secure facility [non-NYC cases only] subject to further orders of this Court. **[NON-NYC cases only]:** \sqcup The position of the New York State Office of Children and Family Services having been considered by the Court, this proceeding is continued and the Respondent is placed for a period of [specify]: ☐ less the period spent in detention pending disposition, 9 in the custody of the New York State Office of Children and Family Services for placement with specify agency or class of agency; note: if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent should be placed in an available long-term safe house]: , subject to further orders of this Court. In the event that the New York State Office of Children and Family Services is unable to place the Respondent in accordance with the direction hereof, or discontinues the placement with the authorized agency, the Respondent shall be deemed to have been placed with the New York State Office of Children and Family Services pursuant to paragraph (b) or (c) of subdivision three of section 353.3 of the Family Court Act. In such cases, the New York State Office of Children and Family Services shall notify the court, Presentment Agency, counsel for the Respondent and parent or other person responsible for the Respondent's care, of the reason for discontinuing the placement with the authorized agency and the level and location of the youth's placement. [NON-NYC cases only: Optional where Respondent is placed with the New York State Office of Children and Family Services; check box if applicable]: ☐ The New York State Office of Children and Family Services shall photograph the Respondent pursuant to Executive Law § 507-a(3). [Optional where Respondent is 14 years of age or older and is placed with the New York State Office of Children and Family Services, the New York City Administration for Children's Services or Commissioner of Social Services; check box if applicable]: ☐ The placement agency is directed to provide the following services determined above to be needed to assist the Respondent to make the transition from foster care to independent living [specify]: Optional where Respondent is placed upon adjudication for a felony with the New York

State Office of Children and Family Services or the New York City Administration for

Children's Services pursuant to F.C.A.§353.3(9); check box if applicable]:

⁸ See F.C.A. §353.3(3)(a).

⁹ Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. See F.C.A. §353.3(5).

Form 3-29 Page 10 ☐ Respondent shall be confined in a residential facility for a minimum period of [specify minimum period not to exceed six months]: **IREOUIRED** where Respondent is placed with the New York City Administration for Children's Services; optional for all other placement cases; check box if applicable|: ☐ The placement agency is directed to provide prior notice to the Respondent, attorney for the Respondent and Respondent's parent or guardian in the event that Respondent is transferred from one facility to another, unless an immediate change of placement is necessary, in which case the notice shall be transmitted on the next business day. [REQUIRED where Respondent is placed with the New York State Office of Children and Family Services, the New York City Administration for Children's Services or a local social services district; check applicable boxes]: ☐ Respondent's parent or legal guardian was present in Court and consented to the provision of routine medical, dental and mental health services and treatment to the Respondent by the: \square New York State Office of Children and Family Services \square New York City Administration for Children's Services Department of Social Services, County of [specify]: **OR** ☐ Consent has not been obtained from Respondent's parent or legal guardian, but this Order shall be deemed to grant consent for the : \square New York State Office of Children and Family Services Department of Children's Services Department of Social Services, County of [specify]: to provide routine medical, dental, and mental health services and treatment to the Respondent. [REQUIRED Where Placement in Qualified Residential Treatment Program is requested]: ☐ Required Order if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]: after examination and inquiry into the facts and circumstances [check box if applicable]: \Box and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]: □ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is GRANTED, and placement of the Respondent in [specify name of QRTP]: is hereby approved.

OR

☐ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named Respondent shall be [check applicable box and specify]: ☐ returned or released to the following parent [specify]:
☐ returned to or placed with the following legal guardian [specify]:
returned to or placed with the following suitable adult/relative [specify]: returned to or placed in the following foster home [specify]: returned to or placed in the following facility providing supports for pre-natal, post-partum and parenting youth: (specify]: returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]: returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]:
OR
On or before [specify date]: , Petitioner shall make such other arrangements for the above-named child's care and welfare that is in the best interests of the child and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:
[REQUIRED where Respondent is placed <u>non-securely</u> with the Commissioner of a county Department of Social Services, the New York City Administration for Children's Services or the New York State Office of Children and Family Services, pursuant to F.C.A.§353.3 or §353.4; check box if applicable]:
☐ ORDERED that if the Respondent remains in foster care, the [check box]:
☐ New York State Office of Children and Family Services;
☐ Commissioner of Social Services of [specify]: County;
□ New York City Administration for Children's Services shall file a petition for the next permanency hearing NO LATER THAN [specify date not less than 60 days before permanency hearing must be completed]: and the permanency hearing shall be completed by [specify date]:

	And it is further ORDERED the	hat:	
Date:	, .	ENTER	
	-	Judge of the Family Court	

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

Check applicable box:	
☐ Order mailed on [specify date(s) and to whom mailed]:	
☐ Order received in court on [specify date(s) and to whom given]	

F.C.A.§§ 346.1, 350.2, 352. 1, Form 3-30 352.2, 353.1, 353.3, 353.6, 353.7, 355.5; (Juvenile Delinquency-Order of Disposition S.S.L. §§393, 409-h After Order of Removal-No restrictive placement)¹ 9/2021 At a term of the Family Court of the State of New York, held in and for the County of New York at on PRESENT: Hon. Judge In the Matter of Docket No. A Person Alleged to be a ORDER OF Juvenile Delinquent, **DISPOSITION** (After Order of Removal -No restrictive placement) Respondent. An Order of Removal pursuant to Article 725 of the Criminal Procedure Law having been duly filed with this Court on [specify date]: , and a finding having been made [check applicable box]: ☐ upon the above-named Respondent's plea of guilty ☐ after a juvenile delinquency fact-determination ☐ after a verdict of guilty beyond a reasonable doubt that the above-named Respondent, while [specify]: age, committed an act which would constitute the crime(s) of [specify as to each count]: as defined by section(s) of the \square Penal Law \square Other [specify]: in that said Respondent did the following act(s)[specify as to each count]: :and Notice having been duly given to Respondent, the Presentment Agency and [check applicable box]: \square Respondent's parent(s) \square the person(s) legally responsible for the Respondent's care pursuant to section 341.2 of the Family Court Act; And the Respondent having [check applicable box(es)]: \square appeared \square not appeared, ¹ For restrictive placements under F.C.A. §353.5, use Form 3-33.

	Form 3-30 Page 2
and counsel for Respondent having \Box appeared petition;	•
And the matter having thereafter duly comsections 350.1-350.4 of the Family Court Act before	
The Court, after making an examination are the case and after making reports available to cour Family Court Act, finds upon a preponderance of	
I. <u>Dispositional Findings</u>	
A. Respondent requires supervision, treatm	nent, or confinement; and
B. The Court, having fully considered the section 352.2 of the Family Court Act, has determ following disposition for the following reasons [specify; if the Respondent has been found Services Law §447-a, so indicate]:	•
II. Required Findings in Cases in Which the Re	espondent is Placed. ²
[The following determinations are required boxes and provide case-specific reasons]: And the	d when order is placement; check applicable Court has determined that:
A. Best Interests Finding: Continuation in would □ would not be contrary to Respondent and for the following reasons [specify]:	•
This determination was based upon the following ☐ Probation Department report, dated [specify]: ☐ Mental health evaluation, dated [specify]: ☐ Uniform Case Record, dated [specify]: ☐ Risk Assessment Instrument ☐ Summary of the Uniform Case Record, date	

☐ Other [specify]:

 $^{^2}$ Note: These findings need not be made where the Respondent is placed restrictively pursuant to Family Court Act §353.5. In such cases, use Form 3-33.

Form 3-30 Page 3

	Reasonable Efforts Findings:
	Reasonable efforts, where appropriate, to prevent or eliminate the need for removal
	d from the home [check applicable box (es); state reasons as indicated. If prior finding
was made	, so indicate, including date]:
	were made as follows [specify]:
	were not made but the lack of efforts was appropriate [check all applicable boxes]: □ because of a prior judicial finding pursuant to F.C.A. §352.2(2)(c) that the authorized agency was not required to make reasonable efforts to reunify the Respondent with the □ parent(s) □ guardian(s) [specify date of finding]:
	☐ because of other reasons [specify other reasons]:
	were not made.
This deter	mination was based upon the following information [check applicable box(es)]:
	Probation Department report, dated [specify]:
	Mental health evaluation, dated [specify]:
	Uniform Case Record, dated [specify]:
	Risk Assessment Instrument
	Summary of the Uniform Case Record, dated [specify]:
	Service Plan, dated [specify]:
	The report of [specify]: , dated [specify]:
	Testimony of [specify]:
	Other [specify]:
J	Omer [specify].
	Reasonable efforts, where appropriate, to return the Respondent home safely [check box and state reasons as indicated]:
u	were made as follows [specify]:
	were not made but the lack of efforts was appropriate [check all applicable boxes]: □ because of a prior judicial finding pursuant to F.C.A. §352.2(2)(c) that the authorized agency was not required to make reasonable efforts to reunify the child with the □ parent(s) □ guardian(s) [specify date of finding]:

	☐ because of other reasons [specify]:
	□ were not made.
	ermination was based upon the following information [check applicable box(es)]: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: Uniform Case Record, dated [specify]: Risk Assessment Instrument Summary of the Uniform Case Record, dated [specify]: Service Plan, dated [specify]: The report of [specify]: Testimony of [specify]: Other [specify]:
Respond than reu	Reasonable Efforts: Goal Other Than Return Home: [Applicable in cases in which the dent's permanency plan is adoption, guardianship or permanent living arrangement other nification]: easonable efforts to make and finalize the Respondent's permanency plan of [specify]:
	☐ have been made as follows [specify]:
C	☐ were not made based upon the following facts and for the following reasons [specify]:
	ermination was based upon the following information [check applicable box(es)]: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: Uniform Case Record, dated [specify]: Risk Assessment Instrument Summary of the Uniform Case Record, dated [specify]: Service Plan, dated [specify]: The report of [specify]: Testimony of [specify]: Other [specify]:
	C. Findings Regarding Transitional Services and Out-of-State Placements: [Required where Respondent is 14 years of age or older]: The services, if any, needed the Respondent to make the transition from foster care to independent living are [specify]:
	☐ [Required where the Respondent is placed outside New York State]: Placement outside ork State ☐ is ☐ is not appropriate and in the Respondent's best interests.

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D. Findings Regarding Pre-dispositional Risk Assessment Instrument:
There \Box is \Box is not a validated pre-dispositional risk assessment instrument in use in this county that was developed by (or in New York City, approved by) the New York State Office of Children and Family Services.
[REQUIRED where there is a validated pre-dispositional risk assessment instrument in use]: Respondent has been assessed on the risk assessment instrument as a [check box for level of risk]: [NYC cases only]: □ low □ medium □ high □ very high level of risk [NON-NYC cases only]: □ low □ medium □ high level of risk .
[REQUIRED where validated pre-dispositional risk assessment instrument is in use and where placement is at a higher level of care than the assessed risk level; omit if inapplicable]: Description Placement, as directed below, is necessary and no less restrictive alternative is available, both for the protection of the community and to be consistent with the needs and best interests of the Respondent, notwithstanding the assessed risk level, for the following reasons {specify]:
III. Required Findings Where Placement in Qualified Residential Treatment Program is Requested: ☐ Required Findings if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]:
This Court, upon examination of the motion papers and supporting affidavit(s); the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]: ; and [specify other information considered]:
; and \square upon hearing testimony in relation thereto \square upon consent of all parties without a hearing, finds the following [check applicable box(es)]:
A. The needs of the child \square can \square cannot be met through placement in a foster family home because [specify facts and reasons]:
B. Placement of the child in a Qualified Residential Treatment Program (QRTP) □ does

C. Placement in [specify name of QRTP]: ☐ is ☐ is not consistent with the short-term and long-term goals for the child, as specified in the child's permanency plan because [specify facts and reasons]:
D. Where the Qualified Individual has determined that the placement of the above-named child in the Qualifies Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:
☐ Circumstances exist that necessitate the continued placement of the above-named child in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:
☐ There is not an alternative setting available that can meet the above-named child's needs in a less restrictive environment; and
☐ Continued placement serves the above-named child's needs and best interests or the need for protection of the community because [specify facts and reasons]:
NOW therefore, upon the Order of Removal and the findings made in the dispositional hearing, and upon all proceeding had herein, it is hereby
hearing, and upon all proceeding had herein, it is hereby ORDERED and ADJUDGED that the above-named Respondent is a juvenile delinquent based on the Order of Removal and on the further ground that the Respondent requires supervision,
ORDERED and ADJUDGED that the above-named Respondent is a juvenile delinquent based on the Order of Removal and on the further ground that the Respondent requires supervision, treatment, or confinement; and it is therefore

[Applicable where Respondent is directly placed with a suitable relative or other person]:

up to 12 months]:

☐ less the period spent in detention pending disposition.⁶

Form 3-30 Page 7 ☐ This proceeding is continued and the Respondent is placed for a period of [specify]: ☐ less the period spent in detention pending disposition³ in the custody of [specify suitable relative , subject to the further orders of this Court. or other person]: [REQUIRED] where Respondent is placed in non-secure or limited-secure level of care]: ☐ This proceeding is continued and Respondent is placed in a non-secure level of care for a period of [specify period]: □ less the period spent in detention pending disposition, 4 in the custody of the Commissioner of the [check applicable box]: [Non-NYC cases only]: □ Department of Social Services of the County of [specify]: ☐ New York State Office of Children and Family Services [NYC cases only]: □ New York City Administration for Children's Services. ☐ This proceeding is continued and Respondent is placed in a limited secure level of care for a period of [specify period]: □ less the period spent in detention pending disposition,⁵ in the custody of the Commissioner of the [check applicable box]: [Non-NYC cases only]: \square New York State Office of Children and Family Services [NYC cases only]: □ New York City Administration for Children's Services.

□ [NYC cases only]: This proceeding is continued, and Respondent is placed in the custody of the New York City Administration for Children's Services in a <u>non-secure</u> OR <u>limited</u> secure level of care, the level to be determined by the Commissioner, for a period of [specify period

[NON-NYC cases only; applicable where Respondent is placed with Department of Social Services for non-secure placement in a specific agency or class of agency]:

☐ The position of the Commissioner of Social Services of the County of [specify]: having been considered by the Court, this proceeding is continued and Respondent is placed for a period of [specify period]: ☐ less the period spent in detention pending

³ Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. See F.C.A §353.3(5).

⁴Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

⁵Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

⁶Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

disposition, in the custody of the Commissioner of Social Services of the County of [specify]: , for non-secure placement with [specify agency or class of agency; note: if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent should be placed in an available long-term safe house]: , subject to the further orders of this Court. In the event that the Commissioner of Social Services is unable to so place the child, the Commissioner [check applicable box]: □ shall □ need not apply to the Court for an order to stay, modify, set aside or vacate the order pursuant to Family Court Act §355.1. □ shall □ need not return Respondent to this Court for a new dispositional hearing. [NYC cases only; applicable where Respondent is placed with the NYC Administration for Children's Services for non-secure or limited-secure level of care where specific services are **needed**; check box if applicable]:

The Commissioner of the New York City Administration for Children's Services is directed to provide the following services, authorized or required to be made available in the approved plan for the "Close to Home" program, to meet the needs of the Respondent [specify services; note: if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent needs the services afforded by an available long-term safe house]: [The following three paragraphs are applicable where Respondent is placed with the New York State Office of Children and Family Services; note: in New York City cases, these paragraphs are applicable only to placements in a secure level of carel: ☐ This proceeding is continued and the Respondent is placed for a period of [specify]: ☐ less the period spent in detention pending disposition, 8 in the custody of the New York State Office of Children and Family Services, which is authorized to place the Respondent in a [specify]: □ secure facility at any time or from time to time during the first 60 days of residency;⁹ ☐ limited secure facility [NON-NYC cases only]: ☐ non-secure facility [NON-NYC cases only] subject to further orders of this Court. □ [NON-NYC cases only]: The position of the New York State Office of Children and Family Services having been considered by the Court, this proceeding is continued and the Respondent is placed for a period of [specify]: ☐ less the period spent in detention pending Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for

protection of the community. See F.C.A. §353.3(5)

⁸ Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. See F.C.A. §353.3(5).

⁹ See F.C.A. §353.3(3)(a).

disposition, ¹⁰ in the custody of the New York State Office of Children and Family Services for placement with [specify agency or class of agency; note: if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent should be placed in an available long-term safe house]: , subject to further orders of this Court. In the event that the New York State Office of Children and Family Services is unable to place the Respondent in accordance with the direction hereof, or discontinues the placement with the authorized agency, the Respondent shall be deemed to have been placed with the New York State Office of Children and Family Services pursuant to paragraph (b) or (c) of subdivision three of section 353.3 of the Family Court Act. In such cases, the New York State Office of Children and Family Services shall notify the court, Presentment Agency, counsel for the Respondent and parent or other person responsible for the Respondent's care, of the reason for discontinuing the placement with the authorized agency and the level and location of the youth's placement.

[Optional where Respondent is placed with the New York State Office of Children and Family Services; check box if applicable]:

☐ The New York State Office of Children and Family Services shall photograph the Respondent pursuant to Executive Law § 507-a(3).

[Optional where Respondent is 14 years of age or older and is placed with the New York State Office of Children and Family Services, the New York City Administration for Children's Services or Commissioner of Social Services; check box if applicable]:

☐ The placement agency is directed to provide the following services determined above to be needed to assist the child to make the transition from foster care to independent living [specify]:

[Optional where Respondent, upon adjudication for an act that would constitute a felony if committed by an adult, is placed with the New York State Office of Children and Family Services or the New York City Administration for Children's Services pursuant to F.C.A.§353.3(9); check box if applicable]:

☐ Respondent shall be confined in a residential facility for a minimum period of [specify minimum period not to exceed six months]:

[Required where Respondent is placed with the New York City Administration for Children's Services; optional for all other placement cases; check box if applicable]:

☐ The placement agency is directed to provide prior notice to the Respondent, attorney for the Respondent and Respondent's parent or guardian in the event that Respondent is transferred from one facility to another, unless an immediate change of placement is necessary, in which case the notice shall be transmitted on the next business day.

 $^{^{10}}$ Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. See F.C.A. §353.3(5).

[Required where Respondent is placed with the New York State Office of Children and Family Services, the New York City Administration for Children's Services or a local social services district; check applicable boxes]:
☐ Respondent's parent or legal guardian was present in Court and consented to the
provision of routine medical, dental and mental health services and treatment to the Respondent by
the: \square New York State Office of Children and Family Services \square New York City Administration
for Children's Services Department of Social Services, County of [specify]: OR
☐ Consent has not been obtained from Respondent's parent or legal guardian, but this
Order shall be deemed to grant consent for the : \square New York State Office of Children and Family
Services Department of Social Services, County of [specify]: to provide routine medical, dental and mental health services and treatment to the Respondent.
REQUIRED Where Placement in Qualified Residential Treatment Program is Requested]:
☐ Required Order if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]:
after examination and inquiry into the facts and circumstances [check box if applicable]: \Box and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]:
□ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is GRANTED, and placement of the child in [specify name of QRTP]: is hereby approved.
OR
□ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named child shall be [check applicable box and specify]: □ returned to or placed with the following parent [specify]: □ returned to or placed with the following legal guardian [specify]:
☐ returned to or placed with the following suitable adult/relative [specify]:
returned to or placed in the following foster home [specify]:
returned to or placed in the following facility providing supports for pre-natal, post-
partum and parenting youth: (specify):
□ returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]:

	Form 3-30 Page 11
Law §371, that is approved and super-	available supervised setting, as defined in Social Services vised by an authorized agency or the local social services I experience for older you in which such youth may live OR
Department of Social Services, the I	ced non-securely with the Commissioner of a county New York City Administration for Children's Services or ren and Family Services, pursuant to F.C.A.§353.3 or
 □ New York State Office of Children □ Commissioner of Social Services □ New York City Administration for 	of [specify]: County; for Children's Services manency hearing NO LATER THAN [specify date not less earing must be completed]:
And it is further ORDERED t	hat:
Date: , .	ENTER
-	Judge of the Family Court
THIS ORDER MUST BE TAKEN APPELLANT IN COURT, 35 DAY TO APPELLANT BY THE CLERE	OF THE FAMILY COURT ACT, AN APPEAL FROM WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY S FROM THE DATE OF MAILING OF THE ORDER K OF COURT, OR 30 DAYS AFTER SERVICE BY A R THE CHILD UPON THE APPELLANT,
Check applicable box: • Order mailed on [specify date(s) are	nd to whom mailedl:
☐ Order received in court on [specify	

Form 3-31 F.C.A. §§ 351.1, 352.1, 352.2, 353.1, 353.3, 353.5, 353.6; 353.7 (Juvenile Delinquency-- Order of Disposition S.S.L. §§393, 409-h Designated Felony; No Restrictive Placement) 9/2021 At a term of the Family Court of the State of New York, held in and for the County of , New York at on PRESENT Hon. Judge Docket No. In the Matter of ORDER OF A Person Alleged to be a Juvenile Delinquent, **DISPOSITION** (Designated Felony; No Restrictive Placement) Respondent. An Order of Fact-finding dated the day of , having been entered in \square this Court \square the Family Court of [specify]: County, adjudging that the Respondent did the following act(s) that would, if committed by an adult, constitute the following crime(s) [specify as to each count]: ☐ designated felony act(s) pursuant to section 301.2 of the Family Court Act [specify, including section(s) of the Penal Law or other law violated]: ☐ non-designated felony act(s) [specify, including section(s) of the Penal Law or other law violated]: And notice having been duly given to Respondent, the Presentment Agency and [check applicable box]: \square Respondent's parent(s) \square the person(s) legally responsible for the Respondent's care pursuant to section 341.2 of the Family Court Act; And the Respondent having [check applicable box(es)]: \square appeared \square not appeared, and counsel for Respondent having \square appeared \square not appeared before this Court to answer the petition;

And the matter having thereafter duly come on for a dispositional hearing pursuant to section 350.2 of the Family Court Act before the Court;

The Court, after making an examination and inquiry into the facts and circumstances of the case and after making reports available to counsel in accordance with section 351.1 of the Family Court Act, finds upon a preponderance of the evidence that:

I. Dispositional Findings

A. Respondent requires supervision, treatment, or confinement; and

B. The Court, having fully considered the matter of restrictive placement in accordance with section 353.5 of the Family Court Act, finds that the Respondent does <u>not</u> require restrictive placement for the following reasons [specify]:

; and

C. The Court, having fully considered the matter of a particular disposition pursuant to section 352.2 of the Family Court Act, finds that the Respondent requires the following disposition [specify]:

for the following reasons [specify]:

II. Required Findings in Cases in Which the Respondent is Placed: 1

	[The following determinations are req	quired when	order is placement;	check applicable b	oxes
and	provide case-specific reasons]: And the Cou	ırt has detern	nined that:		

A. Best Interests Finding: Continuation in, or return to, the Respondent's nome
upon the following facts and would not be contrary to Respondent's best interests based upon the following facts and
for the following reasons [specify]:
This determination was based upon the following information [check applicable box(es)]:

r	mination was based upon the following information [c	theck applicable box(es)]:
	☐ Probation Department report, dated [specify]:	
	☐ Mental health evaluation, dated [specify]:	
	☐ Uniform Case Record, dated [specify]:	
	☐ Risk Assessment Instrument	
	☐ Summary of the Uniform Case Record, dated [specify]:	
	☐ Service Plan, dated [specify]:	
	☐ The report of [specify]:	, dated [specify]:
	☐ Testimony of [specify]:	
	☐ Other [specify]:	

¹ Note: These findings need not be made where the Respondent is placed restrictively pursuant to Family Court Act §353.5. In such cases, use Form 3-34.

B. Reasonable Efforts Findings:

	 Reasonable efforts, where appropriate, to prevent or eliminate the need for removal of from the home [check applicable box (es); state reasons as indicated. If prior finding was indicate, including date]: were made as follows [specify]:
	□ were not made but the lack of efforts was appropriate [check all applicable boxes]: □ because of a prior judicial finding pursuant to F.C.A. §352.2(2)(c) that the authorized agency was not required to make reasonable efforts to reunify the Respondent with the □ parent(s) □ guardian(s) [specify date of finding]:
	□ because of other reasons [specify other reasons]:
	were not made.
This deter	rmination was based upon the following information [check applicable box(es)]: □ Probation Department report, dated [specify]: □ Mental health evaluation, dated [specify]: □ Uniform Case Record, dated [specify]: □ Risk Assessment Instrument □ Summary of the Uniform Case Record, dated [specify]: □ Service Plan, dated [specify]: □ The report of [specify]: □ Testimony of [specify]: □ Other [specify]:
applicable	2. Reasonable efforts, where appropriate, to return the Respondent home safely [check e box and state reasons as indicated]:
	□ were made as follows [specify]:
	 □ were not made but the lack of efforts was appropriate [check all applicable boxes]: □ because of a prior judicial finding pursuant to F.C.A. §352.2(2)(c) that the authorized agency was not required to make reasonable efforts to reunify the child with the □ parent(s) □ guardian(s) [specify date of finding]: □ because of other reasons [specify]:

	Form 3-31 Page 4
	Tuge T
☐ were not made.	
This determination was based upon the following information [check applicable box(e	es)]:
☐ Probation Department report, dated [specify]:	
☐ Mental health evaluation, dated [specify]:	
☐ Uniform Case Record, dated [specify]:	
☐ Risk Assessment Instrument	
☐ Summary of the Uniform Case Record, dated [specify]:	
☐ Service Plan, dated [specify]:	
☐ The report of [specify]: , dated [specify]:	
☐ Testimony of [specify]:	
☐ Other [specify]:	
3. Reasonable Efforts: Goal Other Than Return Home: [Applicable in cases in v	which the
Respondent's permanency plan is adoption, guardianship or permanent living arranger	
reunification]:	
Reasonable efforts to make and finalize the Respondent's permanency plan of [s	specify]:
☐ have been made as follows [specify]:	
☐ were not made based upon the following facts and for the following reasons	s[specify]:
This determination was based upon the following information [check applicable box(e	> 6)].
☐ Probation Department report, dated [specify]:	.s)].
☐ Mental health evaluation, dated [specify]:	
☐ Uniform Case Record, dated [specify]:	
☐ Risk Assessment Instrument	
☐ Summary of the Uniform Case Record, dated [specify]:	
☐ Service Plan, dated [specify]:	
☐ The report of [specify]: , dated [specify]:	
☐ Testimony of [specify]:	
☐ Other [specify]:	
C. Findings Regarding Transitional Services and Out-of-State Placeme	ents:
Required where Respondent is 14 years of age or older]: The services,	
to assist the Respondent to make the transition from foster care to independent living a	
☐ [Required where the Respondent is placed outside New York State]: Pl	lacement outside
New York State \square is \square is not appropriate and in the Respondent's best interests.	

D. <u>Findings Rega</u>	<u>arding Pre-dispositional</u>	<u>Risk Assessment Instrument</u>	• • •
		sitional risk assessment instrum approved by) the New York Sta	
Children and Family Service		approved by the room form see	
Respondent has been assessed	ed on the risk assessment low \square medium \square hig	e-dispositional risk assessment instrument as a [check box for the check box for the	
where placement is at a <u>high</u> Placement, as c both for the protection of the	ner level of care than the addirected below, is necessate community and to be co	ional risk assessment instrument assessed risk level; check box if ary and no less restrictive alternationsistent with the needs and best for the following reasons {speci	f applicable]: ative is available, at interests of the
III. Required Findings WI	here Approval of Placen	nent in Qualified Residential	<u>Treatment</u>
Program is Requested: ☐ Required Findings if Pla [DELETE if inapplicable]:	_	Residential Treatment Program	m" is Requested
	ment of the appropriate	rs and supporting affidavit(s); eness of the requested placemo ; and [spec	ent; and any
thereto □ upon consent of box(es)]:	all parties without a hea	; and □ upon hearing testin aring, finds the following [che	•
A. The needs of the home because [specify facts	•	unnot be met through placement	in a foster family
	the most effective and ap	ed Residential Treatment Progra opropriate level of care for the	` - /

C. Placement in [specify name of QRTP]:
☐ is ☐ is not consistent with the short-term and long-term goals for the Respondent, as specified in the Respondent's permanency plan because [specify facts and reasons]:
D. Where the Qualified Individual has determined that the placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:
☐ Circumstances exist that necessitate the continued placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:
☐ There is not an alternative setting available that can meet the above-named Respondent's needs in a less restrictive environment; and
☐ Continued placement serves the above-named Respondent's needs and best interests or the need for protection of the community because [specify facts and reasons]:
NOW, therefore, upon the findings made in the fact-finding and dispositional hearings and upon all proceedings had herein, it is hereby
ORDERED and ADJUDGED that the above-named Respondent is a juvenile delinquent on the ground that the Respondent, while under 17 years of age [Starting Oct. 1, 2019: 18 years of age], did an act which if done by an adult would constitute the crime(s) of [specify each count]:
as defined by section(s) of the Penal Law Other law [specify]: and on the further ground that Respondent requires supervision, treatment, or confinement; and it is therefore
ORDERED that [check applicable box(es)]:
☐ Respondent is conditionally discharged for a period of [specify]: months upon the following terms and conditions [Attach additional sheets, if necessary]:
☐ Respondent is placed on probation under the supervision of the Probation Department of the County of for a period of upon the following terms and conditions [Attach additional sheets if necessary]:

[Applicable where Respondent is directly placed with a suitable relative or other person]:
☐ This proceeding is continued, and the Respondent is placed for a period of [specify]:
☐ less the period spent in detention pending disposition2 in the custody of [specify suitable relative or
other person]: , subject to the further orders of this Court.
[Applicable where Respondent is placed in non-secure or limited-secure level of care]:
☐ This proceeding is continued. and Respondent is placed in a <u>non-secure</u> level of care for a
period of [specify period]:
in detention pending disposition,3 in the custody of the Commissioner of the [check applicable box]:
[Non-NYC cases only]: Department of Social Services of the County of [specify]:
[NYC cases only]:
☐ This proceeding is continued. and Respondent is placed in a <u>limited secure</u> level of care
for a period of [specify period]:
spent in detention pending disposition,4 in the custody of the Commissioner of the [check applicable box]:
[Non-NYC cases only]: ☐ New York State Office of Children and Family Services
[NYC cases only]:
☐ [NYC cases only]: This proceeding is continued. and Respondent is placed in the custody of the
New York City Administration for Children's Services in a <u>non-secure</u> OR <u>limited secure</u> level of care,
the level to be determined by the Commissioner, for a period of [specify period up to 12 months]:
☐ less the period spent in detention pending disposition.5
[NON-NYC cases only; applicable where Respondent is placed with Department of Social
Services for non-secure level of care in a specific agency or class of agency]:
The position of the Commissioner of Social Services of the County of [specify]:
having been considered by the Court, this proceeding is continued and Respondent is placed for a
period of [specify period]:
period of [specify period].

 2 Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. See F.C.A §353.3(5).

³Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

⁴Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

⁵Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

spent in detention pending disposition,6 in the custody of the Commissioner of Social Services of the County of [specify]: , for non-secure placement with [specify agency or class of agency; note: if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent should be placed in an available long-term safe house]: , subject to the further orders of this Court.
In the event that the Commissioner of Social Services is unable to so place the child, the Commissioner [check applicable box]: □ shall □ need not apply to the Court for an order to stay, modify, set aside or vacate the order pursuant to Family Court Act §355.1. □ shall □ need not return Respondent to this Court for a new dispositional hearing.
[NYC cases only; applicable where Respondent is placed with the NYC Administration for Children's Services for non-secure or limited-secure level of care where specific services are needed; check box if applicable]: The Commissioner of the New York City Administration for Children's Services is directed to provide the following services, authorized or required to be made available in the approved plan for the "Close to Home" program, to meet the needs of the Respondent [specify services; note: if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent needs the services afforded by an available long-term safe house]:
[The following three paragraphs are applicable where Respondent is placed with the New York State Office of Children and Family Services; note: in New York City cases, these paragraphs are applicable only to secure level of care]: This proceeding is continued and the Respondent is placed for a period of [specify]: less the period spent in detention pending disposition,7 in the custody of the New York State Office of Children and Family Services, which is authorized to place the Respondent in a [specify]: secure facility at any time or from time to time during the first 60 days of residency;8 limited secure facility [non-NYC cases only] non-secure facility [non-NYC cases only] subject to further orders of this Court.
[Applicable to <u>non-NYC</u> cases only]: ☐ The position of the New York State Office of Children and Family Services having been considered by the Court, this proceeding is continued and the Respondent is placed for a period of [specify]: ☐ less the period spent in detention pending

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⁶Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5)

⁷ Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. See F.C.A. §353.3(5).

⁸ *See* F.C.A. §353.3(3)(a).

disposition,9 in the custody of the New York State Office of Children and Family Services for placement with [specify agency or class of agency; note: if the Respondent has been found to be sexually exploited, as defined in Social Services Law 8447-a, so indicate if Respondent should be placed in an available long-term safe house]: subject to further orders of this Court. In the event that the New York State Office of Children and Family Services is unable to place the Respondent in accordance with the direction hereof, or discontinues the placement with the authorized agency, the Respondent shall be deemed to have been placed with the New York State Office of Children and Family Services pursuant to paragraph (b) or (c) of subdivision three of section 353.3 of the Family Court Act. In such cases, the New York State Office of Children and Family Services shall notify the court, Presentment Agency, counsel for the Respondent and parent or other person responsible for the Respondent's care, of the reason for discontinuing the placement with the authorized agency and the level and location of the youth's placement. Optional where Respondent is placed with the New York State Office of Children and Family Services; check box if applicable]: ☐ The New York State Office of Children and Family Services shall photograph the Respondent pursuant to Executive Law § 507-a(3). Optional where Respondent is 14 years of age and is placed with the New York State Office of Children and Family Services, the New York City Administration for Children's Services or Commissioner of Social Services; check box if applicable]: ☐ The placement agency is directed to provide the following services determined above to be needed to assist the child to make the transition from foster care to independent living [specify]: [Optional where Respondent, upon adjudication for an act that would constitute a felony if committed by an adult, is placed with the New York State Office of Children and Family Services or the New York City Administration for Children's Services pursuant to F.C.A.§353.3(9); check box if applicable|: ☐ Respondent shall be confined in a residential facility for a minimum period of [specify minimum period not to exceed six months]:

[Required where Respondent is placed with the New York City Administration for Children's Services; optional for all other placement cases; check box if applicable]:

☐ The placement agency is directed to provide prior notice to the Respondent, attorney for the Respondent and Respondent's parent or guardian in the event that Respondent is transferred from one facility to another, unless an immediate change of placement is necessary, in which case the notice shall be transmitted on the next business day.

[Required where Respondent is placed with the New York State Office of Children and Family Services, the New York City Administration for Children's Services or a local social services district; check applicable boxes]:

☐ Respondent's parent or legal guardian was present in Court and consented to the provision of routine medical, dental and mental health services and treatment to the Respondent by the:

 $^{^9}$ Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. See F.C.A. §353.3(5).

Form 3-31 Page 10 ☐ New York State Office of Children and Family Services ☐ New York City Administration for Children's Services Department of Social Services, County of [specify]: ☐ Consent has not been obtained from Respondent's parent or legal guardian, but this Order shall be deemed to grant consent for the : \square New York State Office of Children and Family Services \(\sigma\) New York City Administration for Children's Services \(\sigma\) Department of Social Services, County of [specify]: to provide routine medical, dental and mental health services and treatment to the Respondent. **REQUIRED** Where Placement in Qualified Residential Treatment Program is Requested]: ☐ Required Order if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]: after examination and inquiry into the facts and circumstances [check box if applicable]:

and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]: ☐ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is GRANTED, and placement of the Respondent in [specify name of QRTP]: is hereby approved. OR ☐ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named Respondent shall be [check applicable box and specify]: ☐ returned or released to the following parent [specify]: ☐ returned to or placed with the following legal guardian [specify]: returned to or placed with the following suitable adult/relative [specify]: returned to or placed in the following foster home [specify]: returned to or placed in the following facility providing supports for pre-natal, postpartum and parenting youth: (specify]: returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]: up returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]: OR ☐ On or before [specify date]: , Petitioner shall make such other arrangements for the above-named Respondent's care and welfare that is in the best interests of the

child and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:

[Required where Respondent is placed non-securely with the Commissioner of a County Department of Social Services, the New York City Administration for Children's Services or the New York State Office of Children and Family Services, pursuant to F.C.A.§353.3 or §353.4; check box if applicable]:

check box if applicable]:
□ ORDERED that if the Respondent remains in foster care, the [check box]: □ New York State Office of Children and Family Services; □ Commissioner of Social Services of [specify county]: □ New York City Administration for Children's Services shall file a petition for the next permanency hearing NO LATER THAN [specify date not less than 60 days before permanency hearing must be completed]: and the permanency hearing shall be completed by [specify date]:
And it is further ORDERED that: Date: , . ENTER
Judge of the Family Court
PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.
Check applicable box: ☐ Order mailed on [specify date(s) and to whom mailed]: ☐ Order received in court on [specify date(s) and to whom given]:

F.C.A.§§ 350.2, 351.1, 352.1,	Form 3-32
352.2, 353.1, 353.3, 353.5, 353.6, 353.7; S.S.L. §§ 393, 409-h	(Juvenile Delinquency - Order of Disposition - Designated Felony - After Order of Remova with Finding- No Restrictive Placement)1 9/2021
At a term of the Family of State of New York, held County of	Court of the
at	, New York
or	1 , .
PRESENT:	
Hon.	
Judge	
In the Matter of	Docket No.
	ORDER OF DISPOSITION
A Person Alleged to be a	(Designated Felony - After Order of Removal
Juvenile Delinquent,	with Finding - No Restrictive Placement)
Respondent.	
An Order of Removal pursuant duly filed with this Court on [specify date] having been made [check applicable box]: upon the above-named Responsation after a juvenile delinquency for after a verdict of guilty	ondent's plea of guilty
that the Respondent did the following act(s following crime(s) [specify as to each country of the country of th	s) that would, if committed by an adult, constitute the nt]:
designated felony act(s) purs including section(s) of the Penal Law or of	suant to section 301.2 of the Family Court Act [specify, ther law violated]:
☐ non-designated felony act(s) violated]:	[specify, including section(s) of the Penal Law or other law
[Check box only if applicable] injury upon a person who is 62 years of ag	; and : The above crime included infliction of serious physical e or older. See F.C.A. §355.5(3).
¹ For restrictive placements, use Form 3-33.	

And these acts include the following: designated felony act(s) pursuant to section 301.2 of the Family Court Act [specify, including section(s) of the Penal Law or other law violated]: non-designated felony act(s) [specify, including section(s) of the Penal Law or other law violated]:
And notice having been duly given to Respondent, the Presentment Agency and [check applicable box]: Respondent's parent(s) the person(s) legally responsible for the Respondent's care pursuant to section 341.2 of the Family Court Act;
And the Respondent having [check applicable box(es)]: \square appeared \square not appeared, and counsel for Respondent having \square appeared \square not appeared before this Court to answer the petition;
And the matter having thereafter duly come on for a dispositional hearing pursuant to section 350.2 of the Family Court Act before the Court;
The Court, after making an examination and inquiry into the facts and circumstances of the case and after making reports available to counsel in accordance with section 351.1 of the Family Court Act, finds upon a preponderance of the evidence that:
I. <u>Dispositional Findings</u>
A. Respondent requires supervision, treatment, or confinement; and
B. The Court, having fully considered the matter of restrictive placement in accordance with section 353.5 of the Family Court Act, finds that the Respondent does <u>not</u> require restrictive placement for the following reasons [specify]:
; and
C. The Court, having fully considered the matter of a particular disposition pursuant to section 352.2 of the Family Court Act, finds that the Respondent requires the following disposition [specify; if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate]: for the following reasons [specify]:
II. Required Findings in Cases in Which the Respondent is Placed: 2

 $^{^2}$ Note: These findings need not be made where the Respondent is placed restrictively pursuant to Family Court Act §353.5. In such cases, use Form 3-33.

[The following determinations are <u>required</u> when order is placement; check applicable boxes and provide <u>case-specific reasons</u>]: And the Court has determined that:	
A. <u>Best Interests Finding</u> : Continuation in, or return to, the Respondent's home □ would □ would not be contrary to Respondent's best interests based upon the following facts and for the following reasons [specify]:	
This determination was based upon the following information [check applicable box(es)]: ☐ Probation Department report, dated [specify]: ☐ Mental health evaluation, dated [specify]: ☐ Uniform Case Record, dated [specify]: ☐ Risk Assessment Instrument ☐ Summary of the Uniform Case Record, dated [specify]: ☐ Service Plan, dated [specify]:	
☐ The report of [specify]: ☐ Testimony of [specify]: ☐ Other [specify]:	
B. Reasonable Efforts Findings: 1. Reasonable efforts, where appropriate, to prevent or eliminate the need for removal of the child from the home [check applicable box (es); state reasons as indicated. If prior finding was made, so indicate, including date]:	
☐ were made as follows [specify]:	
□ were not made but the lack of efforts was appropriate [check all applicable boxes]: □ because of a prior judicial finding pursuant to F.C.A. §352.2(2)(c) that the authorized agency was not required to make reasonable efforts to reunify the Respondent with the □ parent(s) □ guardian(s) [specify date of finding]:	
☐ because of other reasons [specify other reasons]:	
☐ were not made.	
This determination was based upon the following information [check applicable box(es)]: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]:	

Form 3-32 Page 4 ☐ Uniform Case Record, dated [specify]: ☐ Risk Assessment Instrument ☐ Summary of the Uniform Case Record, dated [specify]: ☐ Service Plan, dated [specify]: ☐ The report of [specify]: , dated [specify]: ☐ Testimony of [specify]: ☐ Other [specify]: 2. Reasonable efforts, where appropriate, to return the Respondent home safely [check applicable box and state reasons as indicated]: ☐ were made as follows [specify]: were not made but the lack of efforts was appropriate [check all applicable boxes]: □ because of a prior judicial finding pursuant to authorized agency was not required to make F.C.A. §352.2(2)(c) that the reasonable efforts to reunify the child with the \square parent(s) \square guardian(s) [specify date of finding]: ☐ because of other reasons [specify]: ☐ were not made. This determination was based upon the following information [check applicable box(es)]: ☐ Probation Department report, dated [specify]: ☐ Mental health evaluation, dated [specify]: ☐ Uniform Case Record, dated [specify]: ☐ Risk Assessment Instrument ☐ Summary of the Uniform Case Record, dated [specify]: ☐ Service Plan, dated [specify]: ☐ The report of [specify]: , dated [specify]: → Testimony of [specify]: ☐ Other [specify]: 3. Reasonable Efforts: Goal Other Than Return Home: [Applicable in cases in which the Respondent's permanency plan is adoption, guardianship or permanent living arrangement other than reunification]: Reasonable efforts to make and finalize the Respondent's permanency plan of [specify]: ☐ have been made as follows [specify]:

☐ were not made based upon the following facts and for the following	owing reasons [specify]:
This determination was based upon the following information [check ap Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: Uniform Case Record, dated [specify]: Risk Assessment Instrument Summary of the Uniform Case Record, dated [specify]: Service Plan, dated [specify]: The report of [specify]: Testimony of [specify]: Other [specify]:	plicable box(es)]: ated [specify]:
C. Findings Regarding Transitional Services and Out-of-S ☐ [Required where Respondent is 14 years of age or older]: to assist the Respondent to make the transition from foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to make the foster care to independent to the foster care to independent to the foster care to independent to the foster car	The services, if any, needed
☐ [Required where the Respondent is placed outside New York State ☐ is ☐ is not appropriate and in the Respondent's I	
D. Findings Regarding Pre-dispositional Risk Assessment	Instrument:
There \square is \square is not a validated pre-dispositional risk assessment that was developed by (or in New York City, approved by) the N Children and Family Services.	
[REQUIRED where there is a validated pre-dispositional risk Respondent has been assessed on the risk assessment instrument as a [che [NYC cases only]:	neck box for level of risk]:
[REQUIRED where validated pre-dispositional risk assessme where placement is at a <u>higher</u> level of care than the assessed risk level; ☐ Placement, as directed below, is necessary and no less rest both for the protection of the community and to be consistent with the no Respondent, notwithstanding the assessed risk level, for the following respondents.	check box if applicable]: rictive alternative is available, eeds and best interests of the

III. Required Findings Where Approval of Placement in Qualified Residential Treatment Program is Requested: ☐ Required Findings if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]:		
This Court, upon examination of the motion papers and supporting affidavit(s); the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]: ; and [specify other information considered]:		
; and \square upon hearing testimony in relation thereto \square upon consent of all parties without a hearing, finds the following [check applicable box(es)]:		
A. The needs of the Respondent \square can \square cannot be met through placement in a foster family home because [specify facts and reasons]:		
B. Placement of the Respondent in a Qualified Residential Treatment Program (QRTP) □ does □ does not provide the most effective and appropriate level of care for the Respondent in the least restrictive environment because: [specify facts and reasons]:		
C. Placement in [specify name of QRTP]: □ is □ is not consistent with the short-term and long-term goals for the Respondent, as specified in the Respondent's permanency plan because [specify facts and reasons]:		
D. Where the Qualified Individual has determined that the placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:		
☐ Circumstances exist that necessitate the continued placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:		
☐ There is not an alternative setting available that can meet the above-named Respondent's needs in a less restrictive environment; and		
☐ Continued placement serves the above-named Respondent's needs and best interests or the		

need for protection of the community because [specify facts and reasons]:

NOW, therefore, upon the Order of Removal and the findings made in the dispositional hearing, and upon all proceedings had herein, it is hereby

ORDERED and ADJUDGED that the above-named Respondent is a juvenile delinquent based on the Order of Removal and on the further ground that the Respondent requires supervision, treatment, or confinement; and it is therefore ORDERED that [check applicable boxes]: □ Respondent is conditionally discharged for a period of [specify]: months upon the following terms and conditions [Attach additional sheets, if necessary]: ☐ Respondent is placed on probation under the supervision of the Probation Department of the County of for a period of upon the following terms and conditions [Attach additional sheets, if necessary]: [Applicable where Respondent is directly placed with a suitable relative or other person]: ☐ This proceeding is continued and the Respondent is placed for a period of [specify]: ☐ less the period spent in detention pending disposition3 in the custody of [specify suitable relative or other person]: , subject to the further orders of this Court. [Applicable where Respondent is directly placed with a suitable relative or other person]: ☐ This proceeding is continued and the Respondent is placed for a period of [specify]: ☐ less the period spent in detention pending disposition4 in the custody of [specify suitable relative or , subject to the further orders of this Court. other person]: [REQUIRED] where Respondent is placed in non-secure or limited-secure level of care]: ☐ This proceeding is continued and Respondent is placed in a <u>non-secure</u> level of care for a period of [specify period up to 12 months]: ☐ less the period spent in detention pending disposition,5 in the custody of the Commissioner of the [check applicable box]:

³ Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. *See* F.C.A §353.3(5).

⁴ Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. *See* F.C.A §353.3(5).

[Non-NYC cases only]: Department of Social Services of the County of [specify]:
☐ New York State Office of Children and Family Services
[NYC cases only]:
☐ This proceeding is continued and Respondent is placed in a limited secure level of care for a
period of [specify period up to 12 months]:
[Non-NYC cases only]: New York State Office of Children and Family Services
[NYC cases only]:
□ [NYC cases only]: This proceeding is continued and Respondent is placed in the custody of the New York City Administration for Children's Services in a <u>non-secure</u> OR <u>limited secure</u> level of car the level to be determined by the Commissioner, for a period of [specify period up to 12 months]:
☐ less the period spent in detention pending disposition.7
[NON-NYC cases only; applicable where Respondent is placed with Department of Social Services for non-secure placement in a specific agency or class of agency]:
☐ The position of the Commissioner of Social Services of the County of [specify]:
having been considered by the Court, this proceeding is continued and Respondent is placed for a
period of [specify period]:
disposition,8 in the custody of the Commissioner of Social Services of the County of [specify]:
, for non-secure placement with [specify agency or class of agency; note: if the Respondent has been
found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent should be placed in an available long-term safe house]:
should be placed in an available long-term safe house]: to the further orders of this Court.
In the event that the Commissioner of Social Services is unable to so place the child, the Commissioner [check applicable box]:
□ shall □ need not apply to the Court for an order to stay, modify, set aside or vacate the order pursuant to Family Court Act §355.1.
☐ shall ☐ need not return Respondent to this Court for a new dispositional hearing.

⁵ Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

⁶ Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

⁷Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

⁸Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. See F.C.A. §353.3(5)

[NYC cases only; applicable where Respondent is placed with the NYC Administration for Children's Services for non-secure or limited-secure level of care where specific services are **needed; check box if applicable**]: □ The Commissioner of the New York City Administration for Children's Services is directed to provide the following services, authorized or required to be made available in the approved plan for the "Close to Home" program, to meet the needs of the Respondent [specify services; note: if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent needs the services afforded by an available long-term safe house]: The following two paragraphs are applicable where Respondent is placed with the New York State Office of Children and Family Services; note: in New York City cases, these paragraphs are applicable only to placements in a secure level of care]: ☐ This proceeding is continued and the Respondent is placed for a period of [specify]: ☐ less the period spent in detention pending disposition,9 in the custody of the New York State Office of Children and Family Services, which is authorized to place the Respondent in a [check applicable box]: secure facility at any time or from time to time during the first 60 days of residency; 10 ☐ limited secure facility [NON-NYC cases only]: ☐ non-secure facility [NON-NYC cases only] subject to further orders of this Court. □ [NON-NYC cases only]: The position of the New York State Office of Children and Family Services having been considered by the Court, this proceeding is continued and the Respondent is ☐ less the period spent in detention pending placed for a period of [specify]: disposition, 11 in the custody of the New York State Office of Children and Family Services for placement with [specify agency or class of agency; note: if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent should be placed in an available long-term safe house]: . subject to further orders of this Court. In the event that the New York State Office of Children and Family Services is unable to place the Respondent in accordance with the direction hereof, or discontinues the placement with the authorized agency, the Respondent shall be deemed to have been placed with the New York State Office of Children and Family Services pursuant to paragraph (b) or (c) of subdivision three of section 353.3 of the Family Court Act. In such cases, the New York State Office of Children and Family Services shall notify the court, Presentment Agency, counsel for the Respondent and parent or other person responsible for the Respondent's care, of the reason for discontinuing the placement with the authorized agency and the level and location of the youth's placement.

⁹ Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. See F.C.A. §353.3(5).

¹⁰ See F.C.A. §353.3(3)(a).

¹¹ Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. See F.C.A. §353.3(5).

[Optional where Respondent is placed with the New York State Office of Children and Family Services; check box if applicable]:
☐ The New York State Office of Children and Family Services shall photograph the Respondent pursuant to Executive Law § 507-a(3).
[Optional where Respondent is 14 years of age or older and is placed with the New York State Office of Children and Family Services, the New York City Administration for Children's Services or Commissioner of Social Services; check box if applicable]: The placement agency is directed to provide the following services determined above to be needed to assist the child to make the transition from foster care to independent living [specify]:
[Optional where Respondent, upon adjudication for an act which, if committed by an adult, would constitute a felony, is placed with the New York State Office of Children and Family Services or the New York City Administration for Children's Services pursuant to F.C.A.§353.3(9); check box if applicable]:
☐ Respondent shall be confined in a residential facility for a minimum period of [specify minimum period not to exceed six months]:
[Required where Respondent is placed with the New York City Administration for Children's Services; optional for all other placement cases; check box if applicable]: The placement agency is directed to provide prior notice to the Respondent, attorney for the Respondent and Respondent's parent or guardian in the event that Respondent is transferred from one facility to another, unless an immediate change of placement is necessary, in which case the notice shall be transmitted on the next business day.
[Required where Respondent is placed with the New York State Office of Children and Family Services, the New York City Administration for Children's Services or a local social services district; check applicable boxes]: □ Respondent's parent or legal guardian was present in Court and consented to the provision of routine medical, dental and mental health services and treatment to the Respondent by the: □ New York State Office of Children and Family Services □ New York City Administration for Children's Services □ Department of Social Services, County of [specify]: ; OR □ Consent has not been obtained from Respondent's parent or legal guardian, but this Order shall be deemed to grant consent for the : □ New York State Office of Children and Family Services □ New York City Administration for Children's Services □ Department of Social Services, County of [specify]: to provide routine medical, dental and mental health services and treatment to the Respondent.
REQUIRED Where Placement in Qualified Residential Treatment Program is Requested]: Required Order if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]:

after examination and inquiry into the facts and circumstances [check box if applicable]: \square and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]:
☐ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is GRANTED, and placement of the Respondent in [specify name of QRTP]: is hereby approved.
OR
☐ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named Respondent shall be [check applicable box and specify]: ☐ returned or released to the following parent [specify]: ☐ returned to or placed with the following legal guardian [specify]:
 □ returned to or placed with the following suitable adult/relative [specify]: □ returned to or placed in the following foster home [specify]: □ returned to or placed in the following facility providing supports for pre-natal, post-
partum and parenting youth: (specify]: ureturned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]:
returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]:
OR
☐ On or before [specify date]: , Petitioner shall make such other arrangements for the above-named Respondent's care and welfare that is in the best interests of the child and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:
[Required where Respondent is placed non-securely with the Commissioner of a County Department of Social Services, the New York City Administration for Children's Services or the New York State Office of Children and Family Services, pursuant to F.C.A.§353.3 or §353.4; check box if applicable]:
☐ ORDERED that if the Respondent remains in foster care, the [check box]: ☐ New York State Office of Children and Family Services;

	Form 3-32 Page 12
☐ Commissioner of Social Services of [special Serv	dren's Services NO LATER THAN [specify date not less npleted]:
And it is further ORDERED that:	
Date: , .	ENTER:
	Judge of the Family Court
PURSUANT TO SECTION 1113 OF THE FAMILY ORDER MUST BE TAKEN WITHIN 30 DAYS OF APPELLANT IN COURT, 35 DAYS FROM THE DAAPPELLANT BY THE CLERK OF COURT, OR 30 OR THE ATTORNEY FOR THE CHILD UPON THE EARLIEST.	RECEIPT OF THE ORDER BY ATE OF MAILING OF THE ORDER TO DAYS AFTER SERVICE BY A PARTY
Check applicable box: Order mailed on [specify date(s) and to whom mailed] Order received in court on [specify date(s) and to who	•

F.C.A. §355.3, 355.5; S.S.L.§§393, 409-h	Form 3-38 (Juvenile Delinquency -Petition for Extension of Placement and Permanency Hearing) 9/2021
FAMILY COURT OF THE STATE OF NEW YOR COUNTY OF	
In the Matter of	Docket No.
A Person Alleged to be a Juvenile Delinquent,	Petition (Extension of Placement And Permanency Hearing)
Respondent.	
DEADLINES: THIS PETITION MUST BE FILED I PERMANENCY HEARING MUST BE COM	
TO THE FAMILY COURT:	
The undersigned Petitioner respectfully alleger	ges upon information and belief that:
 1. Petitioner [Specify name and title]: □ person □ official acting on behalf of the [check approximation] 	, is the [specify]:
☐ Commissioner of the N.Y.S. Office o	f Children and Family Services,
☐ Commissioner of Social Services of [☐ ☐ Commissioner of the N.Y.C. Administration with whom the Respondent in the above-entitled proof the Family Court Act. Petitioner's ☐ residence	stration for Children's Services occeeding has been placed pursuant to section 353.3
2. a. Under the Order of Disposition of this above-named Respondent, born	Court, dated [specify]: , the , was adjudicated to be a juvenile delinquent

¹ The petition must be filed at least 60 days prior to the date by which the hearing must be completed. The date should conform to the deadline indicated on the prior Permanency Order, if any, or on the dispositional order. The petition must be served upon all parties to the action, including the attorney for the child, as well as any foster parent or relative providing care to the Respondent and any prospective adoptive parent(s). *See* F.C.A. §355.5.

within the meaning of Article 3 of the Family Court Act, and was placed with Petitioner for a period of months, terminating on . A copy of the order is annexed as Exhibit A.
 b. [Delete if inapplicable]: Placement was last extended on [specify date]: , terminating on [specify date]: c. A permanency hearing is required at this time because [check applicable box(es)]: □ The last permanency hearing was held regarding this placement on [specify date]: □ No prior permanency hearing has been held. □ A finding by the Court pursuant to F.C.A. §352.2(2)(c) that reasonable efforts to requirely the Perpondent with his or her parent(s) or person(s) legally responsible are not
reunify the Respondent with his or her parent(s) or person(s) legally responsible are not necessary was made on [specify date]: 3. Respondent is now in the care and custody of Petitioner and is residing in a [specify]:2
 □ non-secure facility or foster care program □ limited secure facility □ secure facility.
4. a. The following are the names and addresses of the parent(s) or other persons legally responsible for the care of the Respondent or with whom the Respondent resides: Name Residence Relationship
b. In addition to the Respondent's parent(s) or other persons legally responsible for the Respondent's care, the following individuals must be notified of this proceeding: Attorney for the child [specify]:
☐ Prospective adoptive parent(s)[specify]:
☐ Foster parent(s)[specify]: ☐ Relative(s)[specify]:
☐ Other [specify]:
5. Continued placement is in the Respondent's best interests and it would not be in the Respondent's best interests to return home because [specify reasons, including safety considerations, if any]:
This conclusion is supported by the following information [check applicable box(es)]: Probation Department report, dated [specify]:
² Family Court Act §355.5 requires a permanency hearing only regarding a juvenile who is placed in a non-secure facility, although all juveniles placed pursuant to Family Court Act §353.3 are subject to extensions of placement. <i>See</i> F.C.A. §355.3, 355.5.

	☐ Mental health evaluation, dated [specify]:
	☐ Uniform Case Record, dated [specify]:
	☐ Risk Assessment Instrument
	☐ Summary of the Uniform Case Record, dated [specify]:
	☐ Service Plan, dated [specify]:
	☐ The report of [specify]: , dated [specify]:
	☐ Testimony of [specify]:
	☐ Other [specify]:
	6. a. The permanency plan for the Respondent is as follows [check applicable box(es) and indicate time frame(s)]:
	\square reunification with the \square parent(s) \square person(s) legally responsible for Respondent's care by [specify date]:
date]:	☐ placement for adoption upon filing of a petition to terminate parental rights by [specify
	☐ referral for legal guardianship by [specify name and date]:
	□ permanent placement with the following fit and willing relative [specify name]: by [specify date]:
placen	☐ [Applicable ONLY to Respondents who are 16 years of age or older]: permanent nent in the following alternative planned permanent living arrangement (APPLA) [specify]:
	[REQUIRED in all APPLA plan cases]:3 (i) Documentation, made available to the Court, provides the following compelling reason(s)
	indicating that it would not be in the Respondent's best interests to return home, be referred for termination of parental rights and adoption, placed with a fit and willing relative, or placed with a legal guardian [specify compelling reason(s), indicating documentary sources of information, if any]:
	(ii) APPLA is the best permanency plan for the Respondent because [specify]:
	(iii). The following intensive, ongoing, and, as of the date of this petition, unsuccessful efforts were made to return the Respondent home or secure a placement for the Respondent with a fit and willing relative, including adult siblings, a legal guardian, or an adoptive parent, including

 $^{^3}$ Although applicable to all youth in care, the requirement for documentation regarding subparagraphs (v) and (vi) to be submitted to the Court applies only to youth with APPLA goals.

through efforts that utilize search technology including social media to find biological family members of Respondent [specify]:
(iv) The following individual, with whom Respondent has a significant connection, is willing and should be designated as the Respondent's permanency resource [specify]:
(v). The "reasonable and prudent parent" standard of care has been applied to Respondent in the facility or home in which he or she resides as follows [specify]:
(vi). Respondent has been provided with regular, ongoing opportunities to engage in age or developmentally appropriate activities and has been consulted in an age-appropriate manner about the opportunities to participate in activities as follows [specify]:
b. The permanency plan [check applicable box]:
 has not changed since the dispositional hearing or last permanency hearing; has changed as follows [specify, indicating documentary sources of information, if any]:
☐ has changed as follows [specify, indicating documentary sources of information, if
 has changed as follows [specify, indicating documentary sources of information, if any]: c. The permanency plan should be approved because [specify reasons, indicating
 □ has changed as follows [specify, indicating documentary sources of information, if any]: c. The permanency plan should be approved because [specify reasons, indicating documentary sources of information, if any]: 7. a. Reasonable efforts, where appropriate, to return the Respondent home safely [check

Petitioner was not required to make	g pursuant to F.C.A. §352.2(2)(c) that the reasonable efforts to reunify the Respondent with y responsible [specify date of finding]:]:
☐ were not made.	
This assertion is based upon the following information	tion [check applicable box(es)]:
☐ Probation Department report, dated [specify]	
☐ Mental health evaluation, dated [specify]:	
☐ Uniform Case Record, dated [specify]:	
☐ Risk Assessment Instrument	
☐ Summary of the Uniform Case Record, dated	d [specify]:
☐ Service Plan, dated [specify]:	
☐ The report of [specify]:	, dated [specify]:
☐ Testimony of [specify]:	
☐ Other [specify]:	
permanent living arrangement other than reunit the permanency planning goal of [specify]:	
□ were made as follows [specify reasonab evidence supporting findings]:	ore errorts, including specific documents or
☐ were not made based upon the following	g facts and for the following reasons [specify]:
This assertion is based upon the following information	tion [check applicable box(es)]:
☐ Probation Department report, dated [specify]	
☐ Mental health evaluation, dated [specify]:	
☐ Uniform Case Record, dated [specify]:	
☐ Risk Assessment Instrument	
☐ Summary of the Uniform Case Record, dated	d [specify]:
☐ Service Plan, dated [specify]:	
☐ The report of [specify]:	, dated [specify]:
☐ Testimony of [specify]:	
☐ Other [specify]:	
c. The following impediments exist, if a permanency plan [specify, indicating documentary	any, to the fulfillment of the Respondent's values of information, if any]:

8. [Required where the Respondent is 14 years of age or old The services needed, if any, to assist the Respondent to make the transindependent living are [specify]:	
a. These services are being provided as follows [specify]:	
b. These services are not being provided for the following documentary sources of information, if any; if no services are needed,	
9. [Required where the Respondent has been placed out-of The placement of Respondent at [specify]: [check applicable box]: □ continues to be □ is not appropriate and i because [specify, indicating documentary sources of information, if an appropriate and it is not appropriate.	n the Respondent's best interests
10. The current service plan, which is annexed to this petition following reasons [specify, indicating documentary sources of inform in service plan is not up-to-date, so indicate]:	
11. a. The visitation plan for the Respondent and the □ parent responsible is as follows [describe plan(s); if visitation is supervised,	
b. The visitation plan for the Respondent and the Respond is as follows [describe $plan(s)$]:	ent's sibling(s) or half-sibling(s)
12. [REQUIRED where the Respondent has been in foster	care for 15 out of the most
recent 22 months]: A termination of parental rights petition: ☐ was filed on [specify date]:	in [specify court]:
The status of the case is as follows [specify]: will be filed not later than [specify date]:	in [specify court]:

documentary sources of information, if any]:4
☐ The Respondent is being cared for by a relative or relatives;
☐ The authorized agency has documented the following compelling
reason for not filing a termination of parental rights petition:
☐ The Respondent was placed as a juvenile delinquent and the following facts and circumstances support a permanency plan of : ☐ return to the parent(s) or other person(s) legally responsible for the Respondent's care, or ☐ Alternative Planned Permanent Living Arrangement (APPLA; applicable only to youth 16 years or older): [specify facts and circumstances, citing documentary sources, if any]:
☐ The Respondent has a permanency plan other than adoption; ☐ The Respondent is 14 years of age or older and will not consent to adoption;
☐ There are insufficient grounds for filing a termination petition;
☐ The Respondent is the subject of a pending child abuse or neglect petition that has not yet reached disposition and the permanency plan is return to the parent(s) or other person(s) legally responsible for the Respondent's care.5
☐ The authorized agency has not provided the following legally required services to the parent(s) of the Respondent that it deems necessary for the safe return of the Respondent [specify, citing documentary sources, if any]:
13. The Respondent has the following conditions and special needs [specify]:
Area Conditions/Special Needs Services Needed Services Provided Last Evaluation
□ Medical
☐ Developmental
□ Educational
⁴ See Social Services Law §§384-b(3)(1)(i), 384-b(3)(1)(ii). ⁵ This ground does not apply if the Respondent is already in the custody of the local commissioner of social services as a result of a proceeding other than the pending child abuse or neglect proceeding. See Social
Services Law §§384-b(3)(l)(ii)(E).

☐ Mental Health
☐ Other [specify]:
14. The plan for the Respondent's □ release □ conditional release includes the following arrangements for the prompt enrollment of the Respondent in the following educational or vocational program [specify and attach a copy of the release plan pursuant to Family Court Act §353.3(7)]:
15. [REQUIRED for requests for approval of placement in Qualified Residential Treatment
 Program]: a. The permanency plan for the Respondent is [specify]: This plan □ has □ has not changed since the most recent dispositional or permanency hearing.
b. The needs of the Respondent require a higher level of care than can be provided by a foster or therapeutic foster home because [specify]:
c. The Respondent has been \square placed \square recommended for placement in [specify name]: a qualified residential treatment program (QRTP).
d. [Applicable to application for approval of new placement in a QRTP]: The needs of the Respondent have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and a copy of the Qualified Individual's report □ has been submitted separately □ is submitted herewith will be submitted within five days of completion but not less than (10) days prior to the date of the first-scheduled hearing on this motion.
e. [Applicable to request for approval of continued placement in QRTP]: (i) The following circumstances exist that necessitate the continued placement of the

WHEREFORE, Petitioner requests that this Court conduct a permanency hearing [delete if inapplicable]6 and enter an order of disposition as follows:7

A. Approving Petitioner's implementation plan for the Respondent;	on of the above permanency plan and release
B. Extending the Respondent's placement one year]:	nt for a period of [specify period of not more than
C. Directing that the \square parent(s) \square per be notified of the planning conference(s) to be he conference(s) and of (his)(her) right to attend w	
D. Directing that the \square parent(s) \square per be given a copy of this Court's order and current	rson(s) legally responsible for Respondent's care nt service plan;
E. [DELETE if inapplicable]: ☐ Enterin Respondent in the following Qualified Residenti	
	ains in foster care, the Petitioner must file a n [specify date 60 days prior to the date by which and
G. Granting such other and further relie limited to the following [specify]:	f as it deems appropriate, including, but not
Date:	Commissioner
	Name and Title

⁶ In most cases, a combined permanency/extension of placement hearing should be requested. However, where the Respondent is not placed in a facility requiring a permanency hearing or where a permanency hearing has been held within the past 12 months –*e.g.*, where the Respondent had been placed for 18 months and a permanency hearing had been held at the 12 month juncture – an extension of placement hearing, without a permanency hearing, may be requested. Where the sole request is for a permanency hearing, without an extension of placement hearing, General Form GF-34 may be used instead of this form.

⁷ Paragraphs A, B and E are required.

⁸ See Uniform Rules of the Family Court, 22 N.Y.C.R.R. §205.17(b).

	Individual Petitioner
	Address and Telephone Number
VERIFI	CATION
(Age	ency)
STATE OF NEW YORK))ss.: COUNTY OF NEW YORK)	
The (s)he is the of	cept as to matters therein stated to be alleged on
Sworn to before me this	Name Title
(Deputy)(Clerk of Court) (Notary Public)	

VERIFICATION

	· ———— · • ·
	(Individual)
STATE OF NEW YORK))ss.:
COUNTY OF NEW YORK)
	, being duly sworn, deposes and says:
with the facts and circumstar thereof; that the same is true	of ency authorized to originate the above-entitled proceeding, and is acquainted nees therein; that (s)he has read the foregoing and knows the contents to (his)(her) own knowledge, except as to matters therein stated to be alleged d as to those matter (s)he believes it to be true.
Sworn to before me this day of ,	Petitioner
(Deputy)(Clerk of Court) (Notary Public)	

Form 3-39

FCA 883553 3555

S.S.L.§§393, 409-h			Juvenile Delinque Extension of Place Permanency Heari 9/2021	ement and
		Family Court of the rk, held in and for New York		
PRESENT Hon. Judge				
In the Matter of			Docket No.	
A Person Alleged to be a Juvenile Delinquent,			EXTENSION OF PLACEMENT AN PERMANENCY	
Respo	ondent.		ORDER1	
DEADLINE: IF THE RESI PETITION FOR TH THAN [SPECIFY]:2	E NEXT PERMAN	ENCY HEARING	MUST BE FILED N	
The above-named R delinquent within the meani dated [specify]: ☐ a suitable person ☐ the ☐ [Non-NYC cases]: the Co	ng of Article 3 of th , having been isso New York State Of	he Family Court A ued placing Respo ffice of Children ar	ct, and an Order of I ndent with [check ap nd Family Services	Disposition,
t and a second second		[bP	· J · J ·	 J ₂

¹ NOTE: Delete "Permanency Hearing" if this is solely an extension of placement order. Utilize General Form GF-35, instead of this form, if this is solely a permanency hearing order. Family Court Act §355.5(2) requires the permanency and extension of placement hearings to be combined. However, a permanency hearing may be required in advance of (and thus separately from) an extension of placement if a finding is made that reasonable efforts are not required (requiring a permanency hearing within 30 days) or if the Respondent was placed on a felony pursuant to F.C.A. §353.3 for 18 months (requiring a permanency hearing annually). Further, if the Respondent is placed in a facility not requiring a permanency hearing, an extension of placement hearing without a permanency hearing may be held. Although all juveniles placed pursuant to Family Court Act §§353.3 and 353.5 are subject to extensions of placement, F.C.A. §355.5 requires a permanency hearing only with respect to juveniles who, during the period of placement, are or may be placed in a non-secure level of care, that is, in facilities with capacities of 25 beds or fewer or are placed for re-placement with authorized agencies for foster or residential care.

² The petition must be filed at least 60 days prior to the date by which the hearing must be completed. *See Uniform Rules of the Family Court*, 22 N.Y.C.R.R. §205.17(b). Family Court Act §355.5 requires a permanency hearing regarding juveniles who are placed in non-secure facilities, although all juveniles placed pursuant to Family Court Act §353.3 are subject to extensions of placement. *See* F.C.A. §355.3, 355.5.

☐ [NYC cases]: the Commissioner of the New York City Administration for Children's Services
And the petition of [specify]: , for an extension of placement and permanency hearing, sworn to on [specify date]: , having been filed in this Court [check applicable box]:
And notice having been duly given to the following person(s), who appeared as follows: [specify; check applicable boxes]:
☐ Respondent ☐ with counsel ☐ without counsel
☐ Parent(s)[specify]:
☐ Other person(s) legally responsible for Respondent's care [specify]:
☐ Prospective adoptive parent(s)[specify]:
☐ Foster parent(s)caring for Respondent [specify]:
□ Relative(s) caring for Respondent [specify]:
☐ Authorized Agency caring for Respondent [specify]: ☐ Parents of siblings of the respondent [specify]: 3
☐ Other specify :
And the matter having duly come on to be heard, and the above-named persons appearing having been given an opportunity to be heard,
And the position and information provided by the [check applicable box(es)]:
☐ NYS Office of Children and Family Services
☐ [Non-NYC cases]: the Commissioner of Social Services of [specify]: County,
☐ [NYC cases]: the Commissioner of the New York City Administration for Children's Services
having been considered by the Court;
The Court, after having made an examination and inquiry into the facts and circumstances of
the case and into the surroundings, conditions, and capacities of the persons involved, finds and determines the following [Note: judicial findings must be made pursuant to both I and II, below]:
I. Required "Best Interests" and "Reasonable Efforts" Findings [check applicable boxes and
provide case-specific reasons in both A and B below]:

 $^{^3}$ Federal law [Public Law 113-183; 42 U.S.C. §675], requires permanency hearing notification to parents who have legal custody of the respondent's sibling or siblings. Siblings include those who would be siblings under NYS law, but for termination of parental rights or other disruption of parental rights, including death of a parent.

		Respondent to the home \square would \square would not be use [specify facts and reasons]:
☐ The Permane ☐ Probation De ☐ Mental healtl ☐ Uniform Cas ☐ Risk Assessn ☐ Summary of	ency Petition, dated [specify]; partment report, dated [specify]; e Record, dated [specify]; ment Instrument the Uniform Case Record, dated [specify]; [specify]; [specify]; [specify];	fy]:
B. "Reasonable Ef	fforts" Findings:	
	efforts, where appropriate te reasons as indicated]:	, to return the Respondent home safely [check
☐ were made	as follows [specify]:	
☐ were not m	nade but the lack of efforts	was appropriate [check all applicable boxes]:
the auth Respon	horized agency was not re	ling pursuant to Family Court Act §352.2(2)(c)that quired to make reasonable efforts to reunify the person(s) legally responsible for Respondent's
□ beca	use of other reasons [speci	fy]:
□ were not m	nade.	
☐ The Permane ☐ Probation De ☐ Mental healtl ☐ Uniform Cas ☐ Risk Assessn ☐ Summary of	partment report, dated [specify]; partment report, dated [specify]; e Record, dated [specify]; nent Instrument the Uniform Case Record, dated [specify];	fy]:

Form 3-39 Page 4 ☐ Testimony of [specify]: ☐ Other [specify]: 2. [Required in cases in which the Respondent's permanency plan is adoption, guardianship or permanent living arrangement other than reunification]. Reasonable efforts to make and finalize the permanency plan of [specify]: □ were made as follows [specify]: were not made based upon the following facts and for the following reasons [specify; if lack of efforts was reasonable, so indicate]: This determination is based upon the following information [check applicable box(es)]: ☐ The Permanency Petition, dated [specify]: ☐ Probation Department report, dated [specify]: ☐ Mental health evaluation, dated [specify]: ☐ Uniform Case Record, dated [specify]: ☐ Risk Assessment Instrument ☐ Summary of the Uniform Case Record, dated [specify]: ☐ Service Plan, dated [specify]: ☐ The report of [specify]: , dated [specify]: ☐ Testimony of [specify]: ☐ Other [specify]: II. Required Findings Regarding Program Services, Transitional Services and Out-of-State **Placements:** A. Required for Respondents 16 years of age or older with Alternative Planned Permanent Living Arrangement (APPLA) Goals [check applicable box(es)]: 1. \square Evidence \square has \square has not been provided to the Court that a "reasonable and prudent parent' standard of care has been applied to Respondent in the facility or home in which he or she resides; 2. □ Evidence □ has □ has not been provided to the Court that Respondent has been provided with regular, ongoing opportunities to engage in age or developmentally appropriate activities and has been consulted in an age-appropriate manner about the opportunities to participate in such activities; 3. \square Evidence \square has \square has not been provided to the Court, indicating compelling reason(s) that it would not be in the Respondent's best interests to return home, be referred for termination of parental rights and adoption, placed with a fit and willing relative, or placed with a legal guardian. These reasons are as follows [specify compelling reason(s)]:

4. ☐ Evidence ☐ has ☐ has not been provided to the Court, indicating that intensive, ongoing, and, as of the date of this petition, unsuccessful efforts were made to return the Respondent home or secure a placement for the Respondent with a fit and willing relative, including adult siblings, a legal guardian, or an adoptive parent, including through efforts that utilize search technology including social media to find biological family members of Respondent. 5. The Court inquired directly of the Respondent regarding the permanency plan.
6. The following individual, with whom Respondent has a significant connection, is willing and is designated to be the Respondent's permanency resource [specify]:
7. The Court has determined that APPLA with a significant connection to an adult willing to be a permanency resource for the Respondent is the best permanency plan for the Respondent because [specify]:
B. □ [Required where Respondent is 14 years of age or older]: The services, if any, needed to assist the Respondent to make the transition from foster care to independent living are [specify]:
C. □ [Required where the Respondent is placed outside New York State]: Placement outside New York State □ is □ is not appropriate and in the Respondent's best interests;
III. Required Findings Where Placement in Qualified Residential Treatment Program is
Requested: ☐ Required Findings if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]:
This Court, upon examination of the motion papers and supporting affidavit(s); [initial placements only]: the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]: ; and [specify other information considered]:
; and \square upon hearing testimony in relation thereto \square upon consent of all parties without a hearing, finds the following [check applicable box(es)]:
A. The needs of the Respondent \square can \square cannot be met through placement in a foster family home because [specify facts and reasons]:
B. Placement of the Respondent in a Qualified Residential Treatment Program (QRTP)

Form 3-39

Page 6
does does not provide the most effective and appropriate level of care for the Respondent in the least restrictive environment because: [specify facts and reasons]:
C. Placement in [specify name of QRTP]: ☐ is ☐ is not consistent with the short-term and long-term goals for the Respondent, as specified in the Respondent's permanency plan because [specify facts and reasons]:
D. The following efforts, if any, have been made to prepare the Respondent to return home, or to be placed with a fit and willing relative, foster family home, legal guardian or adoptive parent [specify]:
E. [Applicable to initial placements in QRTP; delete if inapplicable]: Where the Qualified Individual has determined that the placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:
☐ Circumstances exist that necessitate the continued placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:
☐ There is not an alternative setting available that can meet the above-named Respondent's needs in a less restrictive environment; and
☐ Continued placement serves the above-named Respondent's needs and best interests or the need for protection of the community because [specify facts and reasons]:
NOW, after examination and inquiry into the facts and circumstances and after hearing the proof and testimony, it is therefore
A. <u>Temporary Order Extending Placement</u>
☐ ORDERED that, probable cause having been found for continuing the placement temporarily pending the hearing and that such temporary order is necessary, Respondent's placement is extended until [specify date not to exceed 30 days]:4
⁴ The permanency hearing (required for Respondents placed in non-secure facilities, as defined by F.C.A. §355.5(1), residential care or foster homes) must be held and the "best interests" and "reasonable efforts" findings above must be made on a timely basis, even if the placement is extended only temporarily. One or more temporary extension of up to 30

days may be granted only upon satisfactory proof of probable cause and the necessity of each order. F.C.A. §355.3(5) provides that "[t]he court may order additional temporary extensions, not to exceed a total of 15 days, if the court is

B. Extension of Placement: Disposition of Petition (Required)
□ ORDERED that the petition is GRANTED and the placement is extended to the following date [specify]: , subject to further orders of this Court.
☐ ORDERED that the petition is DISMISSED and the Respondent is discharged from the custody of [specify]: on [specify date no later than the date of expiration of the placement period]:
C. Permanency Plan (Required where permanency hearing was held under F.C.A. §355.5)5
ORDERED that Petitioner's permanency plan for the above-named Respondent [check applicable box]: is approved is modified, as follows [check applicable box(es) and indicate time frame(s)]: reunification with the parent(s) person(s) legally responsible for Respondent's care by [specify date]: placement for adoption upon filing of a petition to terminate parental rights by [specify date]: referral for legal guardianship by [specify name and date]: permanent placement with the following fit and willing relative [specify name]: by [specify date]: [Applicable ONLY to Respondents who are 16 years of age or older]: permanent placement in the following alternative permanent planned living arrangement [specify]:
D. Reasonable Efforts (Applicable where permanency hearing held under F.C.A. §355.5)6
[Optional in cases in which the Respondent's goal is reunification with the parent or guardian; check box if applicable]: ORDERED that following reasonable efforts shall be made to make and finalize the Respondent's goal of reunification [specify]:
; (and it is further)
[Optional in cases in which the Respondent's goal is adoption, guardianship or permanent living arrangement other than reunification; check box if applicable]:
unable to conclude the hearing within the 30 day temporary extension period. In no event shall the aggregate number of days in extensions granted or ordered under this subdivision total more than 45 days. The petition shall be dismissed if a decision is not rendered within the period of placement or any temporary extension thereof." ⁵ See Note 1. ⁶ See Note 1.

1 age C
☐ ORDERED that following reasonable efforts shall be made to make and finalize the Respondent's goal of [specify goal and describe efforts]:
; (and it is further)
E. <u>Service Plan</u> (REQUIRED where permanency hearing held under F.C.A. §355.5)7
☐ ORDERED that the service plan submitted by the Petitioner [check applicable box]: ☐ is appropriate ☐ should be modified as follows [specify]: ;
and shall be given by Petitioner, along with a copy of this Order; to the [check applicable box]: □ parent(s) □ person(s) legally responsible for the Respondent's care, ; (and it is further)
F. Transitional Services [check applicable box(es)]: [Applicable in cases where the Respondent is 14 years of age or older]: ORDERED that the Petitioner is directed to provide the following services determined above to be needed to assist the Respondent to make the transition from foster care to independent living [specify]:
; (and it is further)
[REQUIRED where release plan has been submitted pursuant to Family Court Act §353.3(7)]:
☐ ORDERED that the plan for the Respondent's ☐ release ☐ conditional release is [check applicable box]: ☐ approved ☐ modified as follows [specify]: 8
; (and it is further)
☐ ORDERED that Petitioner shall take the following steps to implement the plan for the Respondent's ☐ release ☐ conditional release [specify]:
[Required where placement is extended and release plan has not yet been submitted]: ORDERED that 30 days prior to the conclusion of the placement or, if an extension of placement will be sought, 60 days prior to the date by which a permanency hearing must be concluded, Petitioner shall submit a report to the Court, attorney for the child or attorney of record and

⁷ See Note 1.
⁸ See Family Court Act §353.3(7).

Presentment Agency containing a plan for the release or conditional release of the Respondent in accordance with section 353.3(7) of the Family Court Act; (and it is further)

G. Out-of-State Placement [REQUIRED where Respondent has	s been placed out-of-state]:
☐ ORDERED that the placement of the Respondent at [spec	zify]:
☐ is appropriate and in the Respondent's best interests and is contin	
☐ is not appropriate and in the Respondent's best interests and the H	
returned to New York State to be:	xespondent shan, therefore, be
	£.1.
□ placed with [specify]: until [speci	nyj.
☐ discharged to [specify]: ; (and it	is further)
H. Reports, Notices, Visitation Plans and Services [check box(e	s) if applicable]:
☐ ORDERED that Petitioner shall make a progress report to attorney for the child on the implementation of this order not later the order and every [specify period]: ; (and it	
☐ ORDERED that if the above permanency plan for the Res be provided to the Court, the parties and the attorney for the child for	1
\square ORDERED that the \square parent(s) \square person(s) legally resp notified of the planning conference(s) to be held and of (his)(her)rig with counsel or other person;	
•	(and it is further)
☐ ORDERED that Petitioner shall provide the ☐ parent(s) for Respondent's care with visitation with the Respondent as follow ; (and it is	s [describe visitation plan]:
☐ ORDERED that Petitioner shall provide the following sib with visitation with the Respondent as follows [describe visitation p ; (and it	- · · · · · · · · · · · · · · · · ·
[NYC cases only; applicable where Respondent is placed with the Children's Services for non-secure or limited-secure level of carneeded]:	
☐ The Commissioner of the New York City Administration of directed to provide the following services, authorized or required to approved plan for the "Close to Home" program, to meet the needs services; note: if the Respondent has been found to be sexually explanation.	be made available in the of the Respondent [specify

Services Law §447-a, so indicate if Respondent needs the services afforded by an available long-term safe house]:

[Required where Respondent is placed with the New York City Administration for Children's Services; optional for all other placement cases; check box if applicable]: ☐ The placement agency is directed to provide prior notice to the Respondent, attorney for the Respondent and Respondent's parent or guardian in the event that Respondent is transferred
from one facility to another, unless an immediate change of placement is necessary, in which case the notice shall be transmitted on the next business day.
I. [REQUIRED Where Placement in Qualified Residential Treatment Program is Requested]: ☐ Required Order if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]:
after examination and inquiry into the facts and circumstances [check box if applicable]: and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]:
□ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is GRANTED, and placement of the Respondent in [specify name of QRTP]: is hereby approved.
OR
□ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named child shall be [check applicable box and specify]: □ returned or released to the following parent [specify]: □ returned to or placed with the following legal guardian [specify]:
returned to or placed with the following suitable adult/relative [specify]: returned to or placed in the following foster home [specify]: returned to or placed in the following facility providing supports for pre-natal, postpartum and parenting youth: (specify]: returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]:
□ returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]:

OR

	Form 3-39 Page 11
On or before [specify date]: , Peta arrangements for the above-named child's care and welfare that Respondent and in the most effective and least restrictive setting follows [specify]:	
J. <u>Deadline for Filing Next Permanency Petition</u> (Required pursuant to F.C.A. §355.5)9	if permanency hearing held
ORDERED that if the Respondent remains in foster for the next permanency hearing NO LATER THAN [specified deadline for completion of hearing]: and the permanency hearing shall be completed.	cify date not less than 60 days before
ORDERED, that	and it is further
	ENTERED
Dated:	Judge of the Family Court
PURSUANT TO SECTION 1113 OF THE F. AN APPEAL FROM THIS ORDER MUST ID DAYS OF RECEIPT OF THE ORDER BY A 35 DAYS FROM THE DATE OF MAILING APPELLANT BY THE CLERK OF COURT SERVICE BY A PARTY OR THE ATTORN UPON THE APPELLANT, WHICHEVER IT Check applicable box: Order mailed on [specify date(s) and to whom mailed]: Order received in court on [specify date(s) and to whom get the second of the secon	BE TAKEN WITHIN 30 APPELLANT IN COURT, OF THE ORDER TO OF, OR 30 DAYS AFTER WEY FOR THE CHILD S EARLIEST.

⁹ See Note 1.

F.C.A. §§355, 5, 360.2, 360.3; Form 3-40 S.S.L. §§393, 409-h (Juvenile Delinquency--Petition for Violation of Order of Probation or Conditional Discharge) 9/2021 FAMILY COURT OF THE STATE OF NEW YORK **COUNTY OF** In the Matter of Docket No. A Person Alleged to be Juvenile Delinquent, PETITION (Violation of Order of Probation or Conditional Discharge) Respondent. TO THE FAMILY COURT: The undersigned Petitioner respectfully alleges upon information and belief that: 1. Petitioner [specify name and title]: is employed by the probation service of the County of , having its principal office at [specify address]: 2. a. Respondent was adjudicated by this Court to be a juvenile delinquent by an Order of Disposition of this Court, dated [specify]: , under the terms of which Respondent was [check applicable box]: \square placed on probation \square conditionally discharged, upon the following terms and conditions: b. The order of \square probation \square conditional discharge expires on [specify]: 3. Respondent, without just cause, has willfully violated the terms and conditions of the order in that [describe time, place and manner in which violation occurred.]:

1	4. [Required where placement is requested; of	check applicable boxes and state facts and
reasons]:	a. Continuation in the Respondent's home, return to the Respondent's home [check appl	, or, where the Respondent was removed from icable box]:
☐ would		pest interests based upon the following facts and
This asse	rtion is based upon the following information	[check applicable box(es)]:
	☐ Uniform Case Review, dated [specify]:	
	☐ Summary of the Uniform Case Record, dated	[specify]:
	☐ Service Plan, dated [specify]:	
	☐ Probation Department report, dated [specify]	
	☐ Mental health evaluation, dated [specify]:	
	The report of [specify]:	, dated [specify]:
	☐ Other [specify]:	
	b. Reasonable efforts, where appropriate a ty, to prevent or eliminate the need for remove andent was removed from the home, to return	al of Respondent from the home, and, where
	☐ were made as follows [specify]:	
	 because of a prior judicial finding Petitioner was not required to ma 	as appropriate [check all applicable boxes]: pursuant to F.C.A. §352.2(2)(c) that the ke reasonable efforts to reunify the Respondent s) legally responsible [specify date of finding]:
	☐ were not made.	
This asse	rtion is based upon the following information	[check applicable box(es)]:
	☐ Uniform Case Review, dated [specify]:	
	☐ Summary of the Uniform Case Record, dated	[specify]:
	☐ Service Plan, dated [specify]:	
	☐ Probation Department report, dated [specify]	:
	☐ Mental health evaluation, dated [specify]:	
	☐ The report of [specify]:	, dated [specify]:
	☐ Other [specify]:	
ranuasta	5. [REQUIRED where placement in Quali	fied Residential Treatment Program is
requeste	a. The permanency plan for the Respon	ident is [specify]:
This plan	☐ has ☐ has not changed since the most rece	

Form 3-40 page 3

foster or thera	b. The needs of the Respondent require a higher level of care than can be provided b peutic foster home because [specify]:	у а
name]:	c. The Respondent has been □ placed□ recommended for placement in [specify a qualified residential treatment program (QRTP).	
Section 409-h ☐ has ☐ is su ☐ will	d. [Applicable to requests for approval of initial placement in a QRTP]: The needs of at have been assessed by a Qualified Individual as defined in Social Services Law, (5) and a copy of the Qualified Individual's report: been submitted separately abmitted herewith be submitted within five days of completion but not less than (10) days prior to the defeduled hearing on this motion.	
Respondent in	e. The following circumstances exist that necessitate the continued placement of the the QRTP [specify]:	
restrictive env	f. There is no alternative setting available that can meet the Respondent's needs in a ironment because [specify]:	less
for protection	g. Continued placement serves the Respondent's needs and best interests or the need of the community because [specify]:	ł
6. I requested (exc	No previous application has been made to any court or judge for the relief herein cept [specify]:	
).	

Dated: , .			
		Title, Probation Service of [specify]:	County
		Presentment Agend	cy
		VERIFICATION	
		(Agency)	
STATE OF NEW YORK) aa :		
COUNTY OF) ss.:)		
		, being duly	y sworn, depose
ays:			
That (s) he is the		of	
oregoing and knows that co	ntents the	, an agency authorized to originate the ab facts and circumstances therein; that (s(he reof that the same is true to (his) (her) own on information belief and as to those matter	has read the knowledge, exc
		Title	

F.C.A. §§353.7, 355.5, 360.2, 360.3; S.S.L. §§393, 409-h			elinquency - olation of Probation nal Discharge)
	At a term of the Family State of New York, held County of at on		
PRESENT: Hon. Judge			
In the Matter of		Do	ocket No.
A Person Alleged to be a Juvenile Delinquent, or Conditional Discharge) Respondent.			RDER (Violation Order of Probation
□ placed on probation □ conditionally	amily Court Act; and an element whereby Responded ischarged, upon certain	Order of Disposent was [check	sition, dated applicable box]:
And the Presentment Agency And the Respondent having And Counsel for the Respond And the Respondent having h	☐ appeared ☐ not appeared ☐ appeared	☐ not appeare	ed,
The Court, after hearing, bein [check applicable box]: did did willfully and without just cause fail to co [specify provisions of order violated and	not omply with the terms and	_	_

[Required where Order of Disposition is revoked]:

And the Court, having determined that the Order of Disposition should be revoked and having fully considered the matter of a new disposition pursuant to Family Court Act §§ 352.2 and 360.3, determines that the Respondent requires the following disposition for the following reasons

Ispecify: if the Respondent has been found to be sexually exploited, as defined in Social Services Law

§447-a, so	indicate]:
	Findings in Cases in Which the Respondent is Placed [The following determinations are required when Respondent is placed pursuant to F.C.A. §353.3; check applicable boxes and provide case-specific reasons]: The Court finds and determines that:
□ would	A. <u>Best Interests Finding</u> : Continuation in or return to the Respondent's home would not be contrary to Respondent's best interests based upon the following facts and owing reasons [specify]:
	mination is based upon the following information [check applicable box(es)]: Uniform Case Record, dated [specify]: Summary of the Uniform Case Record, dated [specify]: Service Plan, dated [specify]: Risk Assessment Instrument Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: The report of [specify]: Testimony of [specify]: Other [specify]:
community Responder	B. Reasonable Efforts Findings: 1. Reasonable efforts, where appropriate and consistent with the need for protection of the y, to prevent or eliminate the need for removal of Respondent from the home, and, if the new was removed prior to the date of the dispositional hearing regarding the violation, to return it safely to his or her home:
	□ were made as follows [specify]:
	were not made but the lack of efforts was appropriate [check all applicable boxes]:
	□ because of a prior judicial finding pursuant to Family Court Act §352.2(2)(c)that the authorized agency was not required to make reasonable efforts to reunify the Respondent with the □ parent(s) □ guardian(s) [specify date of finding]: □ because of other reasons [specify]:
	□ were not made.

This determination is based upon the following information [check applicable box(es)]: Uniform Case Record, dated [specify]: Summary of the Uniform Case Record, dated [specify]: Service Plan, dated [specify]: Risk Assessment Instrument Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: The report of [specify]: Testimony of [specify]:
☐ Other [specify]:
2. [Applicable in cases in which the Respondent's permanency plan is adoption, guardianship or permanent living arrangement other than reunification]: Reasonable efforts to make and finalize the permanency plan of [specify]:
were made as follows [specify]:
were not made based upon the following facts and for the following reasons [specify; if lack of efforts was reasonable, so indicate]:
This determination was based upon the following information [check applicable box(es)]: Uniform Case Record, dated [specify]: Summary of the Uniform Case Record, dated [specify]: Service Plan, dated [specify]: Risk Assessment Instrument
□ Probation Department report, dated [specify]: □ Mental health evaluation, dated [specify]: □ The report of [specify]: □ Testimony of [specify]: □ Other [specify]:
C. Findings Regarding Transitional Services and Out-of-State Placements: ☐ [Required where Respondent is 14 years of age or older]: The services, if any, needed to assist the Respondent to make the transition from foster care to independent living are [specify]:
☐ [Required where the Respondent is placed outside New York State]: Placement outside New York State ☐ is ☐ is not appropriate and in the Respondent's best interests.

county that was developed by (or in New York City, approve Children and Family Services.	risk assessment instrument in use in this d by) the New York State Office of
[REQUIRED where there is a validated pre-disposed Respondent has been assessed on the risk assessment instrumtory [NYC cases only]: ☐ low ☐ medium ☐ high ☐ validated pre-disposed in the risk assessment instrumtory [NYC cases only]: ☐ low ☐ medium ☐ high ☐ level [NON-NYC cases only]: ☐ low ☐ medium ☐ high ☐ level [NON-NYC cases]: ☐ low ☐ low ☐ medium ☐ high ☐ level [NON-NYC cases]: ☐ low ☐ low ☐ medium ☐ high ☐ level [NON-NYC cases]: ☐ low ☐ low ☐ medium ☐ high ☐ level [NON-NYC cases]: ☐ low ☐	ent as a [check box for level of risk]: ery high level of risk
[REQUIRED where validated pre-dispositional ris where placement is at a <u>higher</u> level of care than the assessed Placement, as directed below, is necessary and both for the protection of the community and to be consistent Respondent, notwithstanding the assessed risk level, for the form	risk level; omit if inapplicable]: no less restrictive alternative is available, with the needs and best interests of the
[REQUIRED Where Approval of Placement in Qualified Requested]: ☐ Required Findings if Placement in "Qualified Resident [DELETE if inapplicable]:	ial Treatment Program" is Requested
This Court, upon examination of the motion papers and s	
Individual's written assessment of the appropriateness of response thereto, including [specify]: information considered]:	the requested placement; and any ; and [specify other
response thereto, including [specify]: information considered]:	; and [specify other] upon hearing testimony in relation
response thereto, including [specify]: information considered]: ; and thereto □ upon consent of all parties without a hearing, f	; and [specify other] upon hearing testimony in relation inds the following [check applicable]

C. Placement in [specify name of QRTP]: ☐ is ☐ is not consistent with the short-term and long-term goals for the Respondent, as specified in the Respondent's permanency plan because [specify facts and reasons]:
D. [Applicable to initial QRTP placement]: Where the Qualified Individual has determined that the placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:
☐ Circumstances exist that necessitate the continued placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:
☐ There is not an alternative setting available that can meet the above-named Respondent's needs in a less restrictive environment; and
☐ Continued placement serves the above-named Respondent's needs and best interests or the need for protection of the community because [specify facts and reasons]:
NOW, therefore, it is hereby
ORDERED , that the Order of Disposition is □ vacated □ continued; (and it is further)
ORDERED that [check applicable boxes]: ☐ Respondent is discharged with a warning.
☐ Respondent is conditionally discharged for a period of [specify]: months upon the following terms and conditions:
Respondent is placed on probation under the supervision of the Probation Department of the County of [specify]: for a period of [specify]: upon the following terms and conditions:1
The probation service shall report to the court \square orally \square in writing on [specify date]: and every days thereafter concerning Respondent's compliance with the terms and conditions of this order.
[Applicable where Respondent is directly placed with a suitable relative or other person]:

Form 3-41 Page 6 ☐ This proceeding is continued and the Respondent is placed for a period of [specify]: □ less the period spent in detention pending disposition)2 in the custody of [specify suitable relative or , subject to the further orders of this Court. other person]: [REQUIRED] where Respondent is placed in non-secure or limited-secure level of care]: ☐ This proceeding is continued and Respondent is placed in a non-secure level of care for a period of [specify period]: ☐ less the period spent in detention pending disposition,3 in the custody of the Commissioner of the [check applicable box]: [Non-NYC cases only]: ☐ Department of Social Services of the County of [specify]: ☐ New York State Office of Children and Family Services □ New York City Administration for Children's Services. [NYC cases only]: ☐ This proceeding is continued and Respondent is placed in a limited secure level of care for a period of [specify period]: □ less the period spent in detention pending disposition,4 in the custody of the Commissioner of the [check applicable box]: [Non-NYC cases only]: □ New York State Office of Children and Family Services [NYC cases only]: □ New York City Administration for Children's Services. □ [NYC cases only]: This proceeding is continued and Respondent is placed in the custody of the New York City Administration for Children's Services in a non-secure OR limited secure level of care, the level to be determined by the Commissioner, for a period of [specify period up to 12 months]: less the period spent in detention pending disposition.5 [NON-NYC cases only; applicable where Respondent is placed with Department of Social Services for non-secure level of care in a specific agency or class of agency]: ☐ The position of the Commissioner of Social Services of the County of [specify]: having been considered by the Court, this proceeding is continued and Respondent is placed for a □ less the period spent in detention pending period of [specify period]: disposition,6 in the custody of the Commissioner of Social Services of the County of [specify]: , for non-secure placement with [specify agency or class of agency; note: if the Respondent has been

² Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. *See* F.C.A §353.3(5).

³Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

⁴Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

⁵Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5). Note that in all placement cases, the placement period may be tolled by reason of the Respondent's absence without leave.

⁶Applicable unless all or part of such credit would not serve the best interests of the Respondent or the need for protection of the community. *See* F.C.A. §353.3(5)

found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent should be placed in an available long-term safe house]: , subject to the further orders of this Court. In the event that the Commissioner of Social Services is unable to so place the child, the Commissioner [check applicable box]: □ shall □ need not apply to the Court for an order to stay, modify, set aside or vacate the order pursuant to Family Court Act § 762. ☐ shall ☐ need not return Respondent to this Court for a new dispositional hearing. [NYC cases only; applicable where Respondent is placed with the NYC Administration for Children's Services for non-secure or limited-secure level of care where specific services are needed]: ☐ The Commissioner of the New York City Administration for Children's Services is directed to provide the following services, authorized or required to be made available in the approved plan for the "Close to Home" program, to meet the needs of the Respondent [specify, note: if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent needs the services afforded by an available long-term safe house]: [The following three paragraphs are applicable where Respondent is placed with the New York State Office of Children and Family Services; note: in New York City cases, these paragraphs are applicable only to a Respondent placed in a secure level of care]: ☐ This proceeding is continued and the Respondent is placed for a period of [specify]: □ less the period spent in detention pending disposition, 7 in the custody of the New York State Office of Children and Family Services, which is authorized to place the Respondent in a [specify]: ☐ secure facility at any time or from time to time during the first 60 days of residency;8 ☐ limited secure facility [non-NYC cases only] ☐ non-secure facility [non-NYC cases only] subject to further orders of this Court. □ [NON-NYC cases only] The position of the New York State Office of Children and Family Services having been considered by the Court, this proceeding is continued and the Respondent is placed for a period of [specify]: □ less the period spent in detention pending disposition,9 in the custody of the New York State Office of Children and Family Services for placement with [specify agency or class of agency; note: if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate if Respondent should be placed in an available . subject to further orders of this Court. In long-term safe house]: ⁷ Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for

protection of the community. See F.C.A. §353.3(5).

⁸ See F.C.A. §353.3(3)(a).

⁹ Applicable unless all or part of such credit would not serve the needs and best interests of the Respondent or the need for protection of the community. See F.C.A. §353.3(5).

the event that the New York State Office of Children and Family Services is unable to place the Respondent in accordance with the direction hereof, or discontinues the placement with the authorized agency, the Respondent shall be deemed to have been placed with the New York State Office of Children and Family Services pursuant to paragraph (b) or (c) of subdivision three of section 353.3 of the Family Court Act. In such cases, the New York State Office of Children and Family Services shall notify the court, Presentment Agency, counsel for the Respondent and parent or other person responsible for the Respondent's care, of the reason for discontinuing the placement with the authorized agency and the level and location of the youth's placement.

[Optional where Respondent is placed with the New York State Office of Children and Family Services; check box if applicable]: The New York State Office of Children and Family Services shall photograph the Respondent pursuant to Executive Law § 507-a(3).
[Optional where Respondent is 14 years of age or older and is placed with the New York State Office of Children and Family Services, the New York City Administration for Children's Services or Commissioner of Social Services; check box if applicable]: The placement agency is directed to provide the following services determined above to be needed to assist the child to make the transition from foster care to independent living [specify]: [Optional where Respondent, after adjudication for an act that would be a felony if committed by an adult, is placed with the New York State Office of Children and Family Services or the New York City Administration for Children's Services pursuant to F.C.A.§353.3(9); check box if applicable]: Respondent shall be confined in a residential facility for a minimum period of [specify]
minimum period not to exceed six months]: [Required where Respondent is placed with the New York City Administration for Children's
Services; optional for all other placement cases; check box if applicable]: The placement agency is directed to provide prior notice to the Respondent, attorney for the Respondent and Respondent's parent or guardian in the event that Respondent is transferred from one facility to another, unless an immediate change of placement is necessary, in which case the notice shall be transmitted on the next business day.
[Required where Respondent is placed with the New York State Office of Children and Family Services, the New York City Administration for Children's Services or a local social services district; check applicable boxes]:
□ Respondent's parent or legal guardian was present in Court and consented to the provision of routine medical, dental and mental health services and treatment to the Respondent by the: □ New York State Office of Children and Family Services □ New York City Administration for Children's Services □ Department of Social Services, County of [specify]: ;

Form 3-41 Page 9 ☐ Consent has not been obtained from Respondent's parent or legal guardian, but this Order shall be deemed to grant consent for the : \square New York State Office of Children and Family Services \(\simega\) New York City Administration for Children's Services \(\simega\) Department of Social Services, County of [specify]: to provide routine medical, dental and mental health services and treatment to the Respondent. [REQUIRED Where Placement in Qualified Residential Treatment Program is Requested]: ☐ Required Order if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]: after examination and inquiry into the facts and circumstances [check box if applicable]: \(\square\$ and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]: □ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is GRANTED, and placement of the Respondent in is hereby approved. [specify name of QRTP]: OR □ ORDERED, that the Petitioner's application for placement of the Respondent in the "Oualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named Respondent shall be [check applicable box and specify]: □ returned or released to the following parent [specify]: □ returned to or placed with the following legal guardian [specify]: □ returned to or placed with the following suitable adult/relative [specify]: □ returned to or placed in the following foster home [specify]: returned to or placed in the following facility providing supports for pre-natal, postpartum and parenting youth: (specify): returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]: up returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]: OR ☐ On or before [specify date]: , Petitioner shall make such other arrangements for the above-named Respondent's care and welfare that is in the best interests of the

Respondent and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:

[Required where Respondent is placed non-securely with the Commissioner of a County Department of Social Services, the New York City Administration for Children's Services or the New York State Office of Children and Family Services, pursuant to F.C.A.§353.3 or §353.4; check box if applicable]:

encer box is appreadicy.	
☐ ORDERED that if the Respondent remai	ns in foster care, the [check box]:
☐ New York State Office of Children and Family Serv	rices;
☐ Commissioner of Social Services of [specify]:	County;
☐ New York City Administration for Children's Serv	ices
shall file a petition for the next permanency hearing N than 60 days before permanency hearing must be com and the permanency hearing shall be completed by [sp	O LATER THAN [specify date not less pleted]:
	(and it is further)
□ ORDERED	
PURSUANT TO SECTION 1113 OF THE FAMILY CO	URT ACT, AN APPEAL FROM THIS
ORDER MUST BE TAKEN WITHIN 30 DAYS OF REC	
IN COURT, 35 DAYS FROM THE DATE OF MAILING	
THE CLERK OF COURT, OR 30 DAYS AFTER SERVI	
FOR THE CHILD UPON THE APPELLANT, WHICHE	VER IS EARLIEST.
	ENTER
	udge of the Family Court
Dated: , .	
Check applicable box:	
☐ Order mailed on [specify date(s) and to whom mailed	
☐ Order received in court on [specify date(s) and to who	m given]:

¹⁰A petition for a permanency hearing shall be filed 60 days prior to the expiration of the placement or 60 days prior to end of 12 months following the entry of the child into foster care, whichever is earlier. The Respondent shall be deemed to have entered foster care 60 days following removal from the home. See F.C.A. §355.5(4). Except in cases where the permanency hearing is required prior to an extension of placement –e.g., 18-month felony placements or cases in which a determination is made that reasonable efforts are not required pursuant to F.C.A. §352.2(2)(c) – the permanency hearing petition shall be combined with the petition for extension of placement. See F.C.A. §355.5(2).

F.C.A. §§ 415, 416, 421, 422, 432, 424, 571; S.S.L. §§ 101, 102 C.P.L.R. 5242 [NOTE: Personal Information Form 4-5/5-1d, containing social security numbers of parties and dependents, must be filed with this Petition]	Form 4-3a (Support) 9/2021
FAMILY COURT OF THE STATE OF NEW YORK COUNTY OF	
In the Matter of a Proceeding for	5
Support under Article 4 of the Family Court Act	Docket No.
(Commissioner of Social Services, Assignee on behalf of , Assignor)	
Petitioner,	PETITION (Commissioner)
-against-	
Respondent.	
TO THE FAMILY COURT:	
The undersigned Petitioner respectfully alleges that:	
1. Petitioner is Commissioner of Social Services whose official add in the County of , State of New York and is authorized to originate assignee) pursuant to the Social Services Law and the Family Court Act of the	this proceeding (as
2. The assignor is authorized to originate a support proceeding but he to do so to the Commissioner of Social Services pursuant to the Social Service New York. In the event the assignment ends the assignor may pursue support a support.	s Law of the State of
on 3. ☐ (Upon information and belief) (Assignor) and Respondent were	e married at
☐ (Specify for each child for whom this paragraph applies) An acceptate paternity for (specify child) was signed by the Mother on (date the Respondent on (date) and filed with the Birth Register for on (date) pursuant to the applicable law of the was registered.) and the County/City of
(Specify for each child for whom this paragraph applies) An or entered in the Court, County, in the State on (date) which declared that the Respondent is a parent of	of

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4. Respondent is chargeable with the support of the following:

Date of Birth

Name Spouse:

Child(ren)

- 5. The child(ren) became eligible for public assistance effective [specify date]:
 Petitioner is seeking an order of support retroactive to the EARLIER OF the date of the filing of the petition or the date that the children became eligible for public assistance.
- 6. Respondent has the following source of income: \square employer \square income payor, as defined in CPLR Sec.5241(a), whose name and address are [specify]:
- 7. No previous application has been made to any judge or court, including a Native American tribunal, or is presently pending before any judge or court, for the relief requested in this petition (except

WHEREFORE, Petitioner requests an order for support¹ directing Respondent to pay fair and reasonable support payable to the Support Collection Unit or, in the event that the assignment ends, payable to the ex-assignor, requiring Respondent to exercise the option of additional coverage for health insurance in favor of (his) (her) above-named child(ren), and for such other and further relief as the law provides.

NOTE:

- (1) A COURT ORDER OF SUPPORT RESULTING FROM A PROCEEDING COMMENCED BY THIS APPLICATION (PETITION) SHALL BE ADJUSTED BY THE APPLICATION OF A COST OF LIVING ADJUSTMENT AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN TWENTY-FOUR MONTHS AFTER SUCH ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED, UPON THE REQUEST OF ANY PARTY TO THE ORDER OR PURSUANT TO PARAGRAPH (2) BELOW. SUCH COST OF LIVING ADJUSTMENT SHALL BE ON NOTICE TO BOTH PARTIES WHO, IF THEY OBJECT TO THE COST OF LIVING ADJUSTMENT, SHALL HAVE THE RIGHT TO BE HEARD BY THE COURT AND TO PRESENT EVIDENCE WHICH THE COURT WILL CONSIDER IN ADJUSTING THE CHILD SUPPORT ORDER IN ACCORDANCE WITH SECTION FOUR HUNDRED THIRTEEN OF THE FAMILY COURT ACT, KNOWN AS THE CHILD SUPPORT STANDARDS ACT.
- (2) A PARTY SEEKING SUPPORT FOR ANY CHILD(REN) RECEIVING FAMILY ASSISTANCE SHALL HAVE A CHILD SUPPORT ORDER REVIEWED AND ADJUSTED AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN TWENTY-FOUR MONTHS AFTER SUCH ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED BY THE SUPPORT COLLECTION UNIT, WITHOUT FURTHER APPLICATION BY ANY PARTY. ALL PARTIES WILL RECEIVE A COPY OF THE ADJUSTED ORDER.

¹Pursuant to Section 111-g of the Social Services Law, where an order of support directs that support payments be made to the support collection unit of a social services district, the petition in such proceeding shall be deemed to be an application for support services.

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(3) WHERE ANY PARTY FAILS TO PROVIDE, AND UPDATE UPON ANY CHANGE, THE SUPPORT COLLECTION UNIT WITH A CURRENT ADDRESS, AS REQUIRED BY SECTION FOUR HUNDRED FORTY-THREE OF THE FAMILY COURT ACT, TO WHICH AN ADJUSTED ORDER CAN BE SENT, THE SUPPORT OBLIGATION AMOUNT CONTAINED THEREIN SHALL BECOME DUE AND OWING ON THE DATE THE FIRST PAYMENT IS DUE UNDER THE TERMS OF THE ORDER OF SUPPORT WHICH WAS REVIEWED AND ADJUSTED OCCURRING ON OR AFTER THE EFFECTIVE DATE OF THE ADJUSTED ORDER, REGARDLESS OF WHETHER OR NOT THE PARTY HAS RECEIVED A COPY OF THE ADJUSTED ORDER.

Petitioner	
Print or type name	
Signature of Attorney, if any	
Attorney's Name (Print or Type)	
Attorney's Address and Telephone Nur	mber

F.C.A. §§ 413, 416, 433, 438, 439, 440,442-447, 449, 471;Art.5-B			(Order of Support) 9/2021
PRESENT : Hon.		e Family Court of York, held in and f New	
Judge/Supp	ort Magistrate		
In the Matter of a Proceeding for Support under Article of the Family Court A			Docket No.
	gnee, Assignor)		ORDER OF SUPPORT
S.S.#: xxxx-xxPetitioner	,		Check applicable box: ☐ Respondent Present ☐ By Default
-against-			,
Responden S.S.#: xxxx-xx-			
***************************************	• • • • • • • • • • • • • • • • • • • •		

NOTICE: YOUR WILLFUL FAILURE TO OBEY THIS ORDER MAY RESULT IN COMMITMENT TO JAIL FOR A TERM NOT TO EXCEED SIX MONTHS FOR CONTEMPT OF COURT OR PROSECUTION FOR CRIMINAL NON-SUPPORT. YOUR FAILURE TO OBEY THIS ORDER MAY RESULT IN SUSPENSION OF YOUR DRIVER'S LICENSE, STATE-ISSUED PROFESSIONAL, TRADE, BUSINESS AND OCCUPATIONAL LICENSES AND RECREATIONAL AND SPORTING LICENSES AND PERMITS; AND IMPOSITION OF REAL OR PERSONAL PROPERTY LIENS.

NOTICE: IF YOU WERE NOT IN COURT FOR THE HEARING AND THIS ORDER WAS ISSUED ON DEFAULT, YOU MAY OBJECT OR CHALLENGE THE ORDER BY FILING A MOTION TO VACATE THE ORDER.

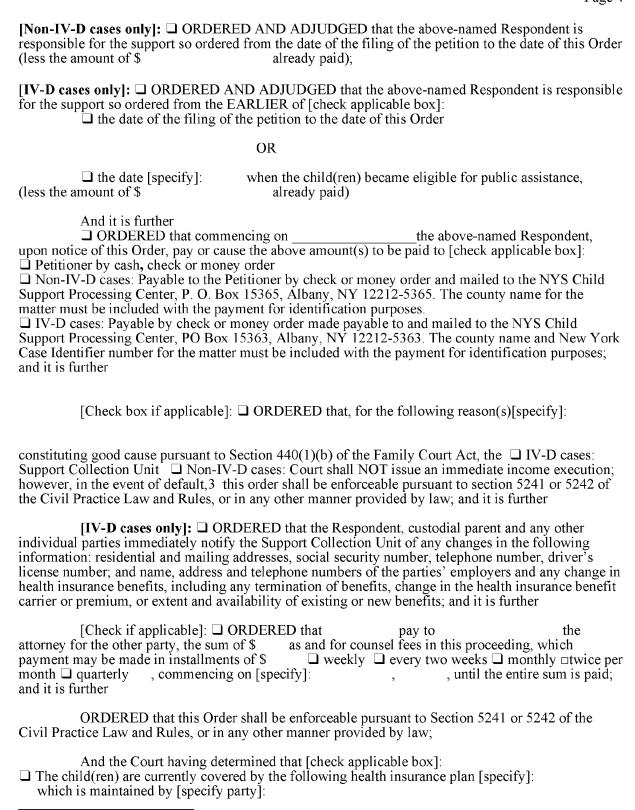
IF YOU WERE IN COURT FOR THE HEARING AND THIS ORDER IS ENTERED BY A JUDGE, PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, OR 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, WHICHEVER IS EARLIEST.

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IF YOU WERE IN COURT FOR THE HEARING AND THIS ORDER IS ENTERED BY A SUPPORT MAGISTRATE, SPECIFIC WRITTEN OBJECTIONS TO THIS ORDER MAY BE FILED WITH THIS COURT WITHIN 30 DAYS OF THE DATE THE ORDER WAS RECEIVED IN COURT OR BY PERSONAL SERVICE, OR IF THE ORDER WAS RECEIVED BY MAIL, WITHIN 35 DAYS OF THE MAILING OF THE ORDER.

The above-named Petitioner having filed a petition, dated above-named Respondent is chargeable with the support of [specify child(ren)]: (and)	, alleging that the
(and)	and
[Check applicable box]: Respondent having appeared before this Court to answer the petition order of Support and other relief requested in the petition should not be granted; an having been advised of the right to counsel, having denied admitted the alleg petition; OR	d Respondent, after
☐ Respondent having failed to appear before this Court or to answer the having been properly served; and	petition after
The matter having duly come on to be heard before this Court;	
NOW, after examination and inquiry into the facts and circumstances of hearing the proofs and testimony offered in relation thereto), the Court finds that:	the case (and after
The basic child support obligation for support of the following child(ren NAME DATE OF BIRTH SOCIAL SECURITY #) is \$(LAST 4 DIGITS)
The following parent [specify name]: is the custopro rata share of the basic child support obligation is	odial parent, whose
The following parent [specify name]: is the non whose pro rata share of the basic child obligation is;	-custodial parent,
And the Court finds further that [check applicable box]: The non-custodial parent's pro rata share of the basic child support ob unjust nor inappropriate;	ligation is neither
☐ Upon consideration of the following factors specified in Family Cournon-custodial parent's pro rata share of the basic child support obligation is ☐ unju ☐ inappropriate for the following reasons [specify]: 1	t Act §413(1)(f): the sst
[Applicable in cases in which the parties stipulated to an order of child support]: And the Court finds further that the parties have voluntarily stipulated to the following child(ren)[specify]: to [specify]: in the amount of \$ \subseteq we weeks \subseteq monthly \subseteq twice per month \subseteq quarterly.	payable by Ispecifyl:

Form 4-7 Page 3 ☐ This stipulation has been entered into the record and recites, in compliance with Section 413(1)(h) of the Family Court Act, that: a. The parties have been advised of the provisions of Section 413(1) of the Family Court Act: b. The unrepresented party, if any, has received a copy of the child support standards chart promulgated by the Commissioner of the N.Y.S. Office of Temporary and Disability Assistance pursuant to Section 111-I of the Social Services Law; c. The basic child support obligation as defined in Family Court Act Section 413(1) presumptively results in the correct amount of child support to be awarded; d. The basic child support obligation in this case is \$ □ weekly □ every two weeks \square monthly \square twice per month \square quarterly; and e. The parties' reason(s) for agreeing to child support in an amount different from the basic child support obligation (is) (are) [specify]: ☐ The Court approves the parties' agreement to deviate from the basic child support obligation for the following reasons: [See Family Court Act§ 413(1)(f)]: The name, address, and telephone number of Respondent's current employer(s), are: **NAME ADDRESS** TELEPHÔNE NOW, after examination and inquiry into the facts and circumstances of the case (and after hearing the proofs and testimony offered in relation thereto), it is ORDERED AND ADJUDGED that the above-named Respondent is chargeable with the support of the following person(s) and is possessed of sufficient means and able to earn such means to provide the payment of the sum \$ ☐ weekly ☐ every two weeks ☐ monthly ☐ twice per month \Box quarterly, such payments to commence on , allocated as follows for and toward the support of Respondent's spouse and children as follows: Date of Birth Per Time Period 2 **Amount** spouse, if any: child(ren): Total: ORDERED that, pursuant to Domestic Relations Law §236(B)(1)(a), payments for the support of Respondent's spouse shall terminate upon the death of the spouse, upon the spouse's valid or invalid marriage or upon modification in accordance with Domestic Relations Law §236(B)(9) or 248; and it is further



	- 1150
Health insurance coverage is available to one of the parents or a legally-responsible respective name: under the following health insurance plan [specify, if known which provides the following health insurance benefits [specify extent and type of benefit known, including any medical, dental, optical, prescription drug and health care services health care benefits]:]:
Health insurance coverage is available to both of the parents as follows: Name Health Insurance Plan Premium or Contribution	Benefits
☐ No legally-responsible relative has health insurance coverage available for the child(rechild(ren) may be eligible for health insurance benefits under the New York "Child Healt program or New York State Medical Assistance Program, or the publicly funded health in program in the State where the custodial parent resides,	h Plus''
☐ No legally-responsible relative has health insurance coverage available for the child(rechild(ren) are currently enrolled in the New York State Medical Assistance Program,	n), but the
IT IS THEREFORE ORDERED that [specify name(s) of legally-responsible ☐ continue to maintain health insurance coverage for the following eligible de [specify]: under the above-named existing plan for as long as it remainder the following health insurance plan [specify]: under the following health insurance plan [specify]: it and without regard to seasonal enrollment restrictions and maintain such coverage as long available in accordance with [IV-D cases]: ☐ the Medical Execution, which shall be issued immeditude the Support Collection Unit, pursuant to CPLR 5241 ☐ the Medical Execution issued by this Court [Non-IV-D cases]: ☐ the Qualified Medical Child Support Order.	pendent(s) ains available; mmediately g as it remains
Such coverage shall include all plans covering the health, medical, dental, option prescription drug needs of the dependents named above and any other health care service for which the legally-responsible relative is eligible for the benefit of such dependents; proposed that the group health plan is not required to provide any type or form of benefit otherwise provided under the group health plan except to the extent necessary to meet the of Section 1396(g-1) of Title 42 of the United States Code. The legally-responsible relationship assign all insurance reimbursement payments for health care expenses incurred for (his)(his)(his)(his) to the provider of such services or the party having actually incurred and sat expenses, as appropriate;	s or benefits ovided, or option not e requirements ive(s) shall ner) eligible
And the Court further finds that: The following parent [specify name]: pro rata share of the cost or premiums to obtain or maintain such health insurance coverage.	arent, whose ge is
The following parent [specify name]: is the non-custod whose pro rata share of the cost or premiums to obtain or maintain such health insurance;	ial parent, coverage is

And the Court further finds that [check applicable box]:

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Page 6
☐ Each parent shall pay the cost of premiums or family contribution in the same proportion as each of their incomes are to the combined parental income as cited above;
Upon consideration of the following factors [specify]: pro-rating the payment would be unjust or inappropriate for the following reasons [specify]: and, therefore, the payments shall be allocated as follows [specify]:
OR
☐ IT IS THEREFORE ORDERED that the custodial parent [specify name]: shall immediately apply to enroll the eligible child(ren) in the "Child Health Plus" program (the NYS health insurance program for children) and the New York State Medical Assistance Program or the publicly funded health insurance program in the State where the custodial parent resides.
And the Court further finds that: The mother is the \square custodial \square non-custodial parent, whose pro rata share of the cost or premiums to obtain or maintain such health insurance coverage is
And the Court further finds that [check applicable box]: ☐ Each parent shall pay the cost of premiums or family contribution in the same proportion as each of their incomes are to the combined parental income as cited above;
☐ Upon consideration of the following factors [specify]: pro-rating the payment would be unjust or inappropriate for the following reasons [specify]: and, therefore, the payments shall be allocated as follows [specify]:
OR
☐ [Where the child(ren) are recipients of managed care coverage under the New York State Medical Assistance Program] ORDERED that, the non-custodial parent herein, shall pay the amount of \$ per toward to the managed care premium under the New York State Medical Assistance Program;
☐ [Where the child(ren) are recipients of fee-for-service coverage under the New York State Medical Assistance Program] ORDERED that, the non-custodial parent herein, shall pay up to an annual maximum of \$ for the current calendar year to the New York State Medical Assistance Program upon written notice that the program has paid health care expenses on behalf of the child(ren) for costs incurred during the current calendar year.
☐ [Where the child(ren) are recipients of fee-for-service coverage under the New York State Medical Assistance Program] ORDERED that, the non-custodial parent herein, pay as part of the cash medical support obligation up to an annual maximum of \$ for the calendar year commencing January 1, and for every year thereafter to the New York State Medical Assistance Program upon written notice that the Medicaid program has paid health care expenses on behalf of the child(ren).
ORDERED that, the non-custodial parent herein, shall pay the amount of \$, representing his/her share of premiums and/or costs incurred by the New York State Medical Assistance Program for the period of time from to the date of this order, which amount shall be support arrears/past due support;

		- 466			
☐ ORDERED that in the event that the child(ren) cease(s) to be enrolled in the New York State Medical Assistance Program, the non-custodial parent's obligation to pay his/her share of managed care coverage premiums and/or fee-for-service reimbursement shall terminate as of the date the child(ren) is/are no longer enrolled in Medicaid;					
; and it is further ORDERED that the legally responsible relative immediately notify the [check applicable box]: \square other party (non-IV-D cases) \square Support Collection Unit (IV-D cases) of any change in health insurance benefits, including any termination of benefits, change in the health insurance benefit carrier or premium, or extent and availability of existing or new benefits; and it is further					
[specify n payment of		shall execute and deliver to any forms, documents, or instruments to assure timely claim for the child(ren); and it is further			
	ORDERED that upon failed to obtain health i	a finding that the above-named legally-responsible relative(s) nsurance benefits in violation of [check applicable box(es)]: ☐ this			
presumpti from the f	vely liable for all healt first date such depende	qualified medical child support order, such relative(s) will be h care expenses incurred on behalf of the above-named defendant(s) at(s) was were eligible to be enrolled to receive health insurance h order or execution directing the acquisition of such coverage; and it			
child(ren)	ORDERED that [spect) herein, shall pay (his) not covered by insurated other [specify]:	(her) pro rata share of future reasonable health expenses of the nee by [check applicable box]: ☐ direct payments to the health care			
		; and it is further			
ORDERED that, if health insurance benefits for the above-named child(ren) not available at the present time become available in the future to the legally-responsible relative(s), such relative(s) shall enroll the dependent(s) who are eligible for such benefits immediately and without regard to seasonal enrollment restrictions and shall maintain such benefits so long as they remain available; and it is further					
[Check ap	oplicable box(es):				
☐ [Where the Court has made a finding that health insurance is <u>not</u> available] ORDERED that an execution for medical support enforcement shall not be issued by the support collection unit unless a subsequent determination is made by the Court that such health insurance benefits are available; and it is further					
parent her	ORDERED that rein, pay the sum of \$ expenses, to be paid a	, the non-custodial as \square his \square her proportionate share of reasonable s follows:			
		; and it is further			
	☐ ORDERED that	, the non-custodial parent herein, pay the sum			
of \$	а	s educational expenses by \square direct payment to the educational			
	☐ other [specify]:	; and it is further			

	□ ORDERED that [specify party or parties; check applicable box(es): purchase and maintain □ life and/or □ accident insurance policy in the amount of [specify]: and/or maintain the following existing □ life and/or □ accident insurance policy in the amount of [specify]: and/or assign the following as □ beneficiary □ beneficiaries [specify]: to the following existing □ life and/or □ accident insurance policy or policies [specify policy or policies and amount(s)]:
[specify]:	In the case of life insurance, the following shall be designated as irrevocable beneficiaries during the following time period [specify]:
beneficia	In the case of accident insurance, the insured party shall be designated as irrevocable y during the following time period [specify]:
The obparty]:	ligation to provide such insurance shall cease upon the termination of the duty of [specify to provide support for each child; and it is further
being paid Support C	[IV-D Cases]: ORDERED that when the person or family to whom family assistance is d no longer receives family assistance, support payments shall continue to be made to the collection Unit, unless such person or family requests otherwise; and it is further
☐ particij	☐ ORDERED that the support obligor, the non-custodial parent, is directed to:4 inployment pate in job training, employment counseling, or other programs designed to lead to ent [specify program]:
rights of v	[JUDICIAL ORDERS ONLY]: ORDERED that Respondent shall have the following visitation with respect to the child(ren)[specify]:
(non-IV-I	[REQUIRED] IT IS FURTHER ORDERED that a copy of this order be provided by [check applicable box]: ☐ Support Collection Unit ((IV-D cases:) ☐ Clerk of Court D cases) to the New York State Case Registry of Child Support Orders established pursuant to 11-b(4-a) of the Social Services Law; and it is further
	ORDERED that [specify]: ENTER
Dated:	(Judge of the Family Court)(Support Magistrate)
🗆 Order i	plicable box: mailed on [specify date)s) and to whom mailed]: received in court on [specify date(s) and to whom given]:

INFORMATION CONCERNING COST OF LIVING ADJUSTMENTS AND MODIFICATIONS

- (1) THIS ORDER OF CHILD SUPPORT SHALL BE ADJUSTED BY THE APPLICATION OF A COST OF LIVING ADJUSTMENT AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN TWENTY-FOUR MONTHS AFTER THIS ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED, UPON THE REQUEST OF ANY PARTY TO THE ORDER OR PURSUANT TO PARAGRAPH (2) BELOW. UPON APPLICATION OF A COST OF LIVING ADJUSTMENT AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT, AN ADJUSTED ORDER SHALL BE SENT TO THE PARTIES WHO, IF THEY OBJECT TO THE COST OF LIVING ADJUSTMENT, SHALL HAVE THIRTY-FIVE (35) DAYS FROM THE DATE OF MAILING TO SUBMIT A WRITTEN OBJECTION TO THE COURT INDICATED ON SUCH ADJUSTED ORDER. UPON RECEIPT OF SUCH WRITTEN OBJECTION, THE COURT SHALL SCHEDULE A HEARING AT WHICH THE PARTIES MAY BE PRESENT TO OFFER EVIDENCE WHICH THE COURT WILL CONSIDER IN ADJUSTING THE CHILD SUPPORT ORDER IN ACCORDANCE WITH THE CHILD SUPPORT STANDARDS ACT.
- (2) A RECIPIENT OF FAMILY ASSISTANCE SHALL HAVE THE CHILD SUPPORT ORDER REVIEWED AND ADJUSTED AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN TWENTY-FOUR MONTHS AFTER SUCH ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED WITHOUT FURTHER APPLICATION OF ANY PARTY. ALL PARTIES WILL RECEIVE NOTICE OF ADJUSTMENT FINDINGS.
- (3) WHERE ANY PARTY FAILS TO PROVIDE, AND UPDATE UPON ANY CHANGE, THE SUPPORT COLLECTION UNIT WITH A CURRENT ADDRESS, AS REQUIRED BY SECTION 443 OF THE FAMILY COURT ACT, TO WHICH AN ADJUSTED ORDER CAN BE SENT, THE SUPPORT OBLIGATION AMOUNT CONTAINED THEREIN SHALL BECOME DUE AND OWING ON THE DATE THE FIRST PAYMENT IS DUE UNDER THE TERMS OF THE ORDER OF SUPPORT WHICH WAS REVIEWED AND ADJUSTED OCCURRING ON OR AFTER THE EFFECTIVE DATE OF THE ORDER, REGARDLESS OF WHETHER OR NOT THE PARTY HAS RECEIVED A COPY OF THE ADJUSTED ORDER.
- (4) IN ADDITION TO A COST OF LIVING ADJUSTMENT, EACH PARTY HAS A RIGHT TO SEEK A MODIFICATION OF THE CHILD SUPPORT ORDER UPON A SHOWING OF: (I) A SUBSTANTIAL CHANGE IN CIRCUMSTANCES; OR (II) THAT THREE YEARS HAVE PASSED SINCE THE ORDER WAS ENTERED, LAST MODIFIED OR ADJUSTED; OR (III) THERE HAS BEEN A CHANGE IN EITHER PARTY'S GROSS INCOME BY FIFTEEN PERCENT OR MORE SINCE THE ORDER WAS ENTERED, LAST MODIFIED, OR ADJUSTED; HOWEVER, IF THE PARTIES HAVE SPECIFICALLY OPTED OUT OF SUBPARAGRAPH (II) OR (III) OF THIS PARAGRAPH

IN A VALIDLY EXECUTED AGREEMENT OR STIPULATION, THEN THAT BASIS TO SEEK MODIFICATION DOES NOT APPLY.

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT. AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF THE COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

[Type here]		
F.C.A.§ 439(e); Art.5-B		Form 4-7a (Order-After Filing of Objections) 9/2021
		Family Court of the ork, held in and for the New York
PRESENT: Hon. Judge		
In the Matter of a Proceeding for Suppo Under Article of the Family Court		Docket No.
S.S.#: xxxx-xx-	Petitioner,	ORDER (After Filing of Objections)
-against-		
S.S.#: xxxx-xx	Respondent	
CONTEMPT OF COURT OR YOUR FAILURE TO OBEY TO YOUR DRIVER'S LICENSES BUSINESS AND OCCUPATE	OR A TERM NO PROSECUTION HIS ORDER M S, STATE- ISSU ONAL LICENSI PERMITS; ANI	HIS ORDER MAY RESULT IN T TO EXCEED SIX MONTHS FOR ON FOR CRIMINAL NON-SUPPORT. IAY RESULT IN SUSPENSION OF ED PROFESSIONAL, TRADE, ES AND RECREATIONAL AND O IMPOSITION OF REAL OR
The Petitioner, having filed a pe Respondent [check applicable box(es)]: ☐ failed to obey an order, dated ☐ seeks to: ☐ terminate ☐ extend ☐ which order alleges that the Respondent Name(s) of child(ren) ☐ Date(s) of	modify an order	
And Respondent having appeare	ed before a Support and other reen advised of the	t Magistrate of this Court to answer the elief requested in the petition should not be

		ore a Support Magistrate of this Cound having entered a final order [rec	
Court by [specify]:	afi	the order of support having been tire ter entry of the order, and this Counticable box]: having been not lead to be the counties are the counties the counties are the countie	t having reviewed the
And the name, address NAME	ss and telepho ADDRESS	one number of \square Respondent's curr	rent employer is/are: TELEPHONE
☐ (Modification only): The employer(s) is/are: NAME	name, addres	ss and telephone number of Petition	ner's current TELEPHONE
NOW, after examina hearing the proofs and testing		iry into the facts and circumstances; it is hereby	of the case (and after
☐ ORDERED that the	ne objections	filed are hereby DENIED.	
	OR		
☐ ORDERED that the Magistrate for determination	-	issues of fact are hereby REMANDI	ED to the Support
	OR	•	
☐ ORDERED and A the following new findings [that the objections are SUSTAINED ndings of fact]:	to the extent set forth in
and are DENIED in all other	respects.		
following child(ren) is \$		The basic child support obligation f $\exists y, \Box \exists x \exists y$ twice per month, $\Box \exists y \exists y \exists y$	
NAME DATE O	F BIRTH	LAST 4 DIGITS OF SOC. SEC. 3	# AMOUNT

Page
The following parent [specify name]: is the □ custodial □ non-custodial parent, whose pro rata share of the basic child support obligation is \$;
The following parent [specify name]: is the □ custodial □ non-custodial parent, whose pro rata share of the basic child obligation is \$ □ weekly, □ every two weeks, □ monthly, □ twice per month, □ quarterly;
And the Court finds further that: The non-custodial parent's pro rata share of the basic child support obligation is neither unjust non inappropriate; 1 OR
☐ Upon consideration of the following factors specified in Family Court Act §413(1)(f):
the non-custodial parent's pro rata share of the basic child support obligation is: unjust inappropriate;2
NOW, therefore, it is hereby
□ ORDERED AND ADJUDGED that the above-named Respondent is chargeable with the support of the following person(s) and is possessed of sufficient means and able to earn such means to provide the payment of the sum \$ □ weekly □ every two weeks □ monthly □twice per month □ quarterly, such payments to commence on , allocated as follows for and toward the support of Respondent's spouse and children as follows:
Name Date of Birth Last 4 Digits of Soc. Sec. # Amount Per Each Time Period 3 spouse:
child(ren):
<u>Total:</u>
[Non-IV-D cases only]: ORDERED AND ADJUDGED that the above-named Respondent is responsible for the support so ordered from the date of the filing of the petition to the date of this Order (less the amount of \$ already paid);
[IV-D cases only]: U ORDERED AND ADJUDGED that the above-named Respondent is responsible for the support so ordered from the EARLIER of [check applicable box]: the date of the filing of the petition to the date of this Order

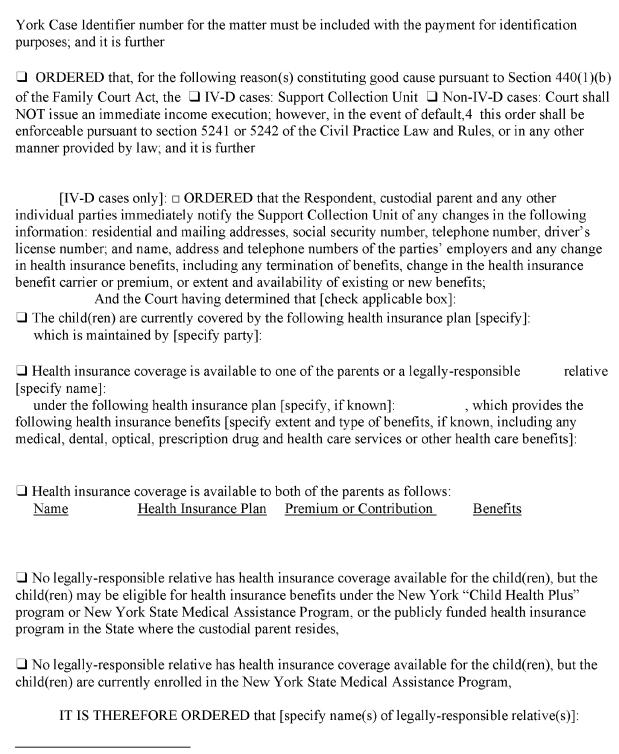
¹This paragraph is to be used if the basic child support obligation is applied without deviation.

²This paragraph is to be used only if the court's order deviates from the basic child support obligation, pursuant to F.C.A.§ 413(1)(g).

³ Specify whether support amount is weekly, every two weeks, monthly, twice per month or quarterly.

OR when the child(ren) became eligible for public assistance, ☐ the date [specify]: (less the amount of \$ already paid) And it is further □ ORDERED that the □ judgment □ order, dated , is terminated; □ ORDERED that the □ judgment □ order dated , is continued until further order of this Court; □ ORDERED that the □ judgment □order, dated , is modified and in the following respects: ☐ AND the defaulting party having ☐ shown ☐ failed to show good cause for failure to make an application for relief from the judgment or order directing payment prior to the accrual of the arrears, it is are □ annulled □ reduced to \$ ☐ ORDERED that arrears in the amount of \$ ☐ fixed at the full amount of \$; and it is further [Applicable to IV-D cases only]: \(\subseteq \text{ORDERED}\) that the Respondent pay the additional sum of \(\\$\) □ weekly □ every two weeks □ monthly □ twice per month □ quarterly, towards arrears of \$; and with respect to such arrears payments, the Court finds that any anticipated tax refunds have been considered by the Court and taken into account in determining the amount of periodic payments to be paid toward said arrears and further directs that such arrears are not to be certified to the State Tax Commission pursuant to section 171-c of the Tax Law; and it is further □ ORDERED that judgment be entered in favor of the Petitioner against the Respondent in the , plus interest [CPLR 5004] from amount of \$, in the amount of \$ □ plus costs and disbursements in the amount of \$ for a total sum of \$; and it is further □ ORDERED and ADJUDGED that the above-named □ Respondent □ Petitioner is responsible for the support so ordered from the earlier of the date of the filing of the petition or the date that the children became eligible for public assistance to the date of this Order ☐ less the amount of \$ already paid, and that the \square Respondent \square Petitioner shall pay the sum of \$ as follows: \$ immediately, \$ □ weekly, □ every two weeks, ☐ twice per monthly, ☐ quarterly, to [check applicable box]: □ Respondent by cash, check or money order □ Petitioner by cash, check or money order ☐ Non-IV-D cases: Payable to the Petitioner by check or money order and mailed to the NYS Child Support Processing Center, P. O. Box 15365, Albany, NY 12212-5365. The county name for the matter must be included with the payment for identification purposes. ☐ IV-D cases: Payable by check or money order made payable to and mailed to the NYS Child

Support Processing Center, PO Box 15363, Albany, NY 12212-5363. The county name and New



⁴ "Default", as defined in CPLR 5241, means the failure to make three payments on the date due in the full amount directed in this order, or the accumulation of arrears, including amounts arising from retroactive support, that are equal to or greater than the amount directed to be paid for one month, whichever occurs first.

			Page
continue to ma [specify]: available;		•	owing eligible dependent(s) for as long as it remains
	owing eligible dependent	t(s) [specify]:	
remains available in acco	asonal enrollment restric	tions and maintain s which shall be issue	immediately uch coverage as long as it ed immediately by the
	the Medical Execution		
[Non-IV-D cases]: 🗖 the Qualified Medi	ical Child Support C	Order.
prescription drug needs of for which the legally-resphowever, that the group land to therwise provided unrequirements of Section relative(s) shall assign al	of the dependents named ponsible relative is eligible health plan is not require under the group health plants 1396(g-1) of Title 42 of 1 insurance reimbursement dent(s) to the provider of	above and any other ole for the benefit of ed to provide any type an except to the extent the United States Country	dical, dental, optical and or health care services or benefits such dependents; provided, be or form of benefit or option ent necessary to meet the ode. The legally-responsible alth care expenses incurred for e party having actually incurred
and satisfied such expens	ses, as appropriate,	OR	
shall immediately apply	n for children) and the N	ld(ren) in the "Child few York State Medi	Health Plus" program (the NYS cal Assistance Program or the
And the Court fur	rther finds that:		
The following pa pro rata share of the cost	rent [specify name]: or premiums to obtain o	or maintain such hea	is the custodial parent, whose lth insurance coverage is
The following pa whose pro rata share of t	rent [specify name]:	obtain or maintain su	is the non-custodial parent, ach health insurance coverage is
☐ Each par proportion as each of the ☐ Upon co pro-rating the payment w	ir incomes are to the coronsideration of the follow	premiums or family mbined parental incoving factors [specify copriate for the follo]: wing reasons [specify]:

; and it is further

OR	
☐ [Where the child(ren) are recipients of man Medical Assistance Program] ORDERED that towa York State Medical Assistance Program;	naged care coverage under the New York State, the non-custodial parent herein, and to the managed care premium under the New
☐ [Where the child(ren) are recipients of fee- Medical Assistance Program] ORDERED that herein, shall pay up to an annual maximum of \$ York State Medical Assistance Program upon written expenses on behalf of the child(ren) for costs incurred	notice that the program has paid health care
☐ [Where the child(ren) are recipients of fee-Medical Assistance Program] ORDERED that pay as part of the cash medical support obligation up for the calendar year commencing January 1, state Medical Assistance Program upon written notic care expenses on behalf of the child(ren).	to an annual maximum of \$ and for every year thereafter to the New York
amount of \$, representing his/her share York State Medical Assistance Program for the period of this order, which amount shall be support arrears/p	d of time from to the date
□1 ORDERED that in the event that the child State Medical Assistance Program, the non-custodial managed care coverage premiums and/or fee-for-serv the child(ren) is/are no longer enrolled in Medicaid;	
ORDERED that the legally responsible relative box]: Upother party (non-IV-D cases) Upother Support Cohealth insurance benefits, including any termination of benefit carrier or premium, or extent and availability	ollection Unit (IV-D cases) of any change in of benefits, change in the health insurance
ORDERED, that [specify name]: shall execute and deliver to [specify name]: instruments to assure any timely payment of any heal is further	any forms, documents, or th insurance claim for said defendant(s); and it
ORDERED that upon a finding that the above	e-named legally-responsible relative(s) willfully

failed to obtain health insurance benefits in violation of [check applicable box(es)]:

Form 4-7a Page 8 □ this order □ the medical execution □ the qualified medical child support order, such relative(s) will be presumptively liable for all health care expenses incurred on behalf of the above-named defendant(s) from the first date such dependent(s) was \square were eligible to be enrolled to receive health insurance benefits after the issuance of such order or execution directing the acquisition of such coverage; and it is further ORDERED that [specify]: the legally-responsible relative(s) herein, shall pay \square his \square here pro rata share of future reasonable health expenses of the child(ren) not covered by insurance by [check applicable box]: ☐ direct payments to the health care provider □ other [specify]: ; and it is further ORDERED that, if health insurance benefits for the above-named child(ren) not available at the present time become available in the future to the legally-responsible relative(s), such relative(s) shall enroll the dependent(s) who are eligible for such benefits immediately and without regard to seasonal enrollment restrictions and shall maintain such benefits so long as they remain available; and it is further [Check applicable box(es): ☐ [Where the Court has made a finding that health insurance is not available] ORDERED that an execution for medical support enforcement shall not be issued by the support collection unit unless a subsequent determination is made by the Court that such health insurance benefits are available; and it is further □ ORDERED that , the non-custodial parent as \square his \square her proportionate share of reasonable child herein, pay the sum of \$ care expenses, to be paid as follows: ; and it is further ☐ ORDERED that , the non-custodial parent herein, pay the sum of as educational expenses by \(\precip \) direct payment to the educational provider □ other [specify]: ; and it is further ☐ ORDERED that [specify party or parties; check applicable box(es): purchase and maintain ☐ life and/or ☐ accident insurance in the amount of [specify]: _ maintain the following existing \square life and/or \square accident insurance in the amount of [specify]: __ assign the following as (beneficiary)(beneficiaries) [specify]: to the following existing (life)(and/or)(accident)insurance policy or policies

[specify policy or policies and amount(s)]: ___

In the case of life insurance, the following shall be desi [specify]: during the following time.	
In the case of accident insurance, the insured party shall beneficiary during the following time period [specify]:	l be designated as irrevocable
The obligation to provide such insurance shall cease up [specify party]: to provide supp	
[IV-D Cases]: ORDERED that when the person or being paid no longer receives family assistance, support paym Support Collection Unit, unless such person or family requests	ents shall continue to be made to the
☐ ORDERED that the support obligor, the non-custodi	ial parent, is directed to:5
☐ seek employment ☐ participate in job training, employment counseling, or other employment [specify program]:	programs designed to lead to
[JUDICIAL ORDERS ONLY] ☐ ORDERED that Rerights of visitation with respect to the child(ren)[specify]:	espondent shall have the following
IS FURTHER ORDERED that a copy of this order be provided ☐ Support Collection Unit ((IV-D cases:) ☐ Clerk of Court (State Case Registry of Child Support Orders established pursual Services Law; and it is further	non-IV-D cases) to the New York
ORDERED that [specify]:	
EN	NTER
Dated: , ,	Judge of the Family Court
Check applicable box: ☐ Order mailed on [specify date(s) and to whom mailed: ☐ Order received in court on [specify date(s) and to whom given the court of the co	ven]

⁵ Inapplicable where support obligor is receiving SSI or social security disability benefits. *See* FCA §437-a.

INFORMATION CONCERNING COST OF LIVING ADJUSTMENTS AND MODIFICATIONS

- (1) THIS ORDER OF CHILD SUPPORT SHALL BE ADJUSTED BY THE APPLICATION OF A COST OF LIVING ADJUSTMENT AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN TWENTY-FOUR MONTHS AFTER THIS ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED, UPON THE REQUEST OF ANY PARTY TO THE ORDER OR PURSUANT TO PARAGRAPH (2) BELOW. UPON APPLICATION OF A COST OF LIVING ADJUSTMENT AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT, AN ADJUSTED ORDER SHALL BE SENT TO THE PARTIES WHO, IF THEY OBJECT TO THE COST OF LIVING ADJUSTMENT, SHALL HAVE THIRTY-FIVE (35) DAYS FROM THE DATE OF MAILING TO SUBMIT A WRITTEN OBJECTION TO THE COURT INDICATED ON SUCH ADJUSTED ORDER. UPON RECEIPT OF SUCH WRITTEN OBJECTION, THE COURT SHALL SCHEDULE A HEARING AT WHICH THE PARTIES MAY BE PRESENT TO OFFER EVIDENCE WHICH THE COURT WILL CONSIDER IN ADJUSTING THE CHILD SUPPORT ORDER IN ACCORDANCE WITH THE CHILD SUPPORT STANDARDS ACT.
- (2) A RECIPIENT OF FAMILY ASSISTANCE SHALL HAVE THE CHILD SUPPORT ORDER REVIEWED AND ADJUSTED AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN TWENTY-FOUR MONTHS AFTER SUCH ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED WITHOUT FURTHER APPLICATION OF ANY PARTY. ALL PARTIES WILL RECEIVE NOTICE OF ADJUSTMENT FINDINGS.
- (3) WHERE ANY PARTY FAILS TO PROVIDE, AND UPDATE UPON ANY CHANGE, THE SUPPORT COLLECTION UNIT WITH A CURRENT ADDRESS, AS REQUIRED BY SECTION 443 OF THE FAMILY COURT ACT, TO WHICH AN ADJUSTED ORDER CAN BE SENT, THE SUPPORT OBLIGATION AMOUNT CONTAINED THEREIN SHALL BECOME DUE AND OWING ON THE DATE THE FIRST PAYMENT IS DUE UNDER THE TERMS OF THE ORDER OF SUPPORT WHICH WAS REVIEWED AND ADJUSTED OCCURRING ON OR AFTER THE EFFECTIVE DATE OF THE ORDER, REGARDLESS OF WHETHER OR NOT THE PARTY HAS RECEIVED A COPY OF THE ADJUSTED ORDER.
- (4) IN ADDITION TO A COST OF LIVING ADJUSTMENT, EACH PARTY HAS A RIGHT TO SEEK A MODIFICATION OF THE CHILD SUPPORT ORDER UPON A SHOWING OF: (I) A SUBSTANTIAL CHANGE IN CIRCUMSTANCES; OR (II) THAT THREE YEARS HAVE PASSED SINCE THE ORDER WAS ENTERED, LAST MODIFIED OR ADJUSTED; OR (III) THERE HAS BEEN A CHANGE IN EITHER PARTY'S GROSS INCOME BY FIFTEEN PERCENT OR MORE SINCE THE ORDER WAS ENTERED, LAST MODIFIED, OR ADJUSTED; HOWEVER, IF THE PARTIES HAVE SPECIFICALLY OPTED OUT OF SUBPARAGRAPH (II) OR (III) OF THIS PARAGRAPH IN A VALIDLY EXECUTED AGREEMENT OR STIPULATION, THEN THAT BASIS TO SEEK MODIFICATION DOES NOT APPLY.

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT. AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF THE COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

F.C.A. §§413-1, 424-a; Ar D.R.L. §§236-B, 240	Form 4-17 (Financial Disclosure Affidavit) 9/2021			
FAMILY COURT OF THE COUNTY OF	STATE OF NEW YORK	3/2021		
In the Matter of a Proceed	ing for Support	Docket No.		
(Commissioner of Social S on behalf of	Services, Assignor, , Assignee)	FINANCIAL		
	Petitioner	FINANCIAL DISCLOSURE AFFIDAVIT		
-agai	nst-			
	Respondent.			
following documents:		You are required to attach to this form the		
Current and represent	ntative paycheck stub(s);			
• Copies of your most	recently filed state and federal	income tax returns, including all forms;		
		tted with the returns OR, if you did not file tax t year for which you filed tax returns;		
• Information relating to health insurance plans available to you for the provision of insurance, health care, dental care, optical care, prescription drug and other pharmaceutical and health-related benefits for the child(ren) for whom support is sought, including the costs for adding the child(ren) to such plans; and				
Information relating	to accident and life insurance p	olans.		
STATE OF NEW YORK)			
COUNTY OF):ss.:)			
		(Respondent) herein, residing at,¹ being duly sworn, depose and say that the		
	atement of my income from all so nd whatever kind and nature, and	urces, my liabilities, my assets and my net worth, wherever situated:		
percentage of income as of		the child support obligation is presumed to be a are set forth in Addendum A. Other pertinent are from all sources as follows:		
a. <u>Wages and Salaries</u> (a 1 Employer and ac	as reportable on Federal and Stat ddress	re income tax returns):		

¹ Unless ordered confidential, pursuant to Family Court Act §154-b, because of a risk that disclosure would place the health, safety or liberty of the party at risk. *See* Form GF-21 and GF-21a, available at www.nycourts.gov.

	 Hours worked per week _ Gross salary/wages (□ W 		Monthly □ Se	mi–mc		
	4. Deductions:	a. Social Security/Med b. Federal Income Tax c. New York State Tax d. NYC/Yonkers Tax e. Other payroll deduc	tions	o. \$ c. \$ d. \$ e. \$	\$	
	5 . Number of members in hour6. Number of dependents7. Income of other members of	f household \$		\$ 		
b.	NOTE: ATTACH INFORMATION Self-Employment Income (Des recently filed Federal and State	cribe and list self- empl	oyment income	; attac	ch to this form the most	
C.	Interest/Dividend Income:					
d.	Other Income/ Benefits: 1. Workers Compensation 2. Disability Benefits 3. Unemployment Insurance 4. Social Security Benefits 5. Veterans Benefits 6. Pensions and Retirement 7. Fellowships/Stipends/Anr 8. Supplemental Security In 9. Public Assistance 10. SNAP (Food Stamps)	: Benefits nuities	3. \$	_ per . _ per . _ per . _ per . _ per . _ per .		
e.	Income from other sources: (Li income producing assets; emp personal expenses; fringe benesettlements; non-reported income	loyment "perks" and rei efits as a result of emplo	mbursed exper cyment; periodi	ses to c incor	o the extent that they reduce me, personal injury	€
	ASSETS: The Court can consi vard of child support. List your as		stodial parent a	and/or	the non-custodial parent in	its
a. b.	Savings account balance (Nam Checking account balance (Na	ne of bank: me of bank:			a. \$ b. \$	

C.	Auto	mobile(s) (Year and make:)	c. \$	
	Resi	n informationdence owned (Address:)_	d. \$	
e. f.	Othe	er real estate owned er assets (For example: stocks, bonds, trailers, boat, etc.)		f. \$	
g.		er's, professional, recreational, sporting and other licenses ar ncy, license number and attach a copy if possible)	nd permits h	eld (provide	name of issuing
h.	Indiv	ridual Retirement Plan (IRA), Deferred compensation plan (4	01[k], 403[b]], 457), annı	uities
NO	TE: A	ATTACH TO THIS FORM ANY INFORMATION AS TO ANY A	ADDITIONA	L ASSETS.	
		JCTIONS FROM INCOME: The Court allows certain deductions that apply to you as for		ncome prior	to applying the
b. c. d. e. f.	Main Main Child Publ Supp	eimbursed employee business expenses intenance actually paid to spouse not a party to this action* intenance actually paid to spouse who is a party to this action id support actually paid on behalf of non- subject child(ren)* ic Assistance and Food Stamps blemental Security Income it://onkers Income Tax		b. \$ c. \$ d. \$ e. \$ f. \$	
ĥ.	Soci *Atta	al Security/Medicare Taxes ach to this form a copy of the appropriate Court Order		h. \$	
As ava	part of part o	LTH INSURANCE, UNREIMBURSED HEALTH-RELATED TIONAL EXPENSES AND LIFE AND ACCIDENT INSURAND of the child support obligation, parents must be directed to prove, pay a pro-rated share of the cost of premiums to obtain or red share of unreimbursed health-related expenses, pro-rated t's discretion, educational expenses. The Court may direct you insurance benefits or assign benefits on existing policies for ion as follows and cross out or delete inapplicable provisions.	ICE POLICII ovide health maintain the d share of ch ou to purcha the benefit	ES: insurance of health insu hild care exp ase and main	coverage if rance coverage, penses and, in ntain life and/or
		eck applicable box]: lo NOT have health insurance coverage [If this box is checl	ked, SKIP to	o section IV	/(b), below]
	пIF	HAVE health insurance coverage through [specify]: □ Employer or organization □ Private purchase □ "Child Health Plus" program; my monthly premium is \$		Medicaid	
	1.	My coverage includes medical dental other health care services or benefits [specify]:	□ prescriptio	n drugs	□ optical
	2. 3.	The cost of the insurance paid by me is \$ The person(s) covered by my insurance is/are:	per		
	4. 5.	My policy number is Coverage does does not presently include my child(ren my child(ren) would be Ispecify cost for each type of benefit			

Medical: \$ Dental: \$	per per	Optical: Prescriptior	n druas:	\$ \$	per per
Other Health Service 6. The name and addre	per es or Benefits [specify]:_ ess of my primary (and se	econdary) healt	h insure	\$er is/are:	per
□ other health care b child(ren) through an		□ prescription			optical benefits available to the lual is [indicate name
b. My child care provider is: _ The average number of ho	ours of child care incurred	d per week are	:		
c. My child's educational need	ds and expenses are:				
d. I have the following life and accident insurance policies: 1. Life insurance: (Name of insurer): \$\$ (Beneficiary/Beneficiaries):				. \$	
	(Beneficiary/Beneficiar				\$
2. <u>Accident insurance</u> :	(Name of insurer):	(Name of	insurer)):	\$ \$
This information is curre	ent as of (specify date)				_·
V. VARIANCE FROM THE P different from the percentages or inappropriate due to certain factor(s) that the Court should	if the Court finds that the factors. The factors are	e support base set forth in Add	d upon 1 lendum	the perc <u>D</u> . The	entages would be unjust following is/are the
VI. EXPENSES: In ordering s However, if the Court varies fro follows: List all expenses on a If any items are paid monthly, multiply by 4.3 to obtain the me Check applicable box: I am list	om the percentages, you weekly or monthly basis divide by 4.3 to obtain the onthly payment.	r expenses ma ; however, you <u>e weekly paym</u>	y be co must be ent. If a	nsidered e consis any items	d. List your expenses as tent.
EXPENSE ITEM					[check box]: ekly □ monthly
a) Rent or mortgage paymen	t		a. \$		
b) Mortgage interest and amortization					

c) Realty taxes(if not included in mortgage payment)	c. \$
d) Insurance on realty	d. \$
e) Utilities: gas electric water telephone cable	e. \$
f) Garbage collection	f. \$
g) Household repairs (specify)	g. \$
h) Food	h. \$
i) Charge accounts, loans, etc. (from Section VII below)	i. \$
1)	
2)	
3)	
j) Auto expense: gas maintenance insurance & fees	j. \$
loan	
k) Public transportation	k. \$
I) Life insurance	l. \$
m) Health insurance	m. \$
n) Clothing: self \$ others \$	n. \$
(Explain:)	
o) Laundry and dry cleaning	o. \$
p) Education and tuition (explain:)	p. \$
q) Child care	q. \$
r) Contributions	r. \$
s) Union dues (Are dues mandatory? ☐ yes ☐No)	s. \$
t) Entertainment	t. \$
u) Miscellaneous personal expenses (specify):	u. \$
v) Other (specify):	v. \$
w) TOTAL: □ weekly □Monthly Expenses	w. \$

VII. <u>LIABILITIES</u>, <u>LOANS AND DEBTS</u>: In ordering support by the percentages the Court is not obligated to consider liabilities, loans, and debts. However, if the Court varies from the percentages, they may be considered. List your liabilities, loans and debts as follows:

Creditor	Creditor		_ Creditor
Purpose Purpose			Purpose
Date incurred Date incurred Total balance due \$ Total balance		ed ce due \$	Date incurred
Total balance due \$	Total baland	ce due \$	Total balance due \$
Monthly payment \$	Monthly pay	yment \$	Monthly payment \$
NOTE: ATTACH TO THIS FO	RM INFORMATION F	REGARDING AN	Y ADDITIONAL DEBTS.
I have carefully read the foreg	oing statement and at	ttest to its truth ar	nd accuracy.
[Notarization of your signat	ture is REQUIRED].		
		(Petitioner)(R	espondent)
		Print or Type	Name
		Signature of A	Attorney, if any
		Attorney's Na	me (Print or Type)
Sworn to before me this,		Attorney's Ac	ldress and Telephone Number
Notary Public (Deputy)Clerk of the Cour	t		

ADDENDUM A CHILD SUPPORT PERCENTAGES

The child support percentages that shall be applied by the Court unless the Court makes a finding that the non-custodial parent's share is unjust or inappropriate are as follows: 17% for one child; 25% for two children; 29% for three children; 31% for four children; and no less than 35% for five or more children.

ADDENDUM B COMBINED PARENTAL INCOME "CAP"

Where combined parental income exceeds the amount published by the New York State OTDA pursuant to Social Services Law 111-i(2)a, the Court shall determine the amount of child support for the amount of the combined parental income in excess of such dollar amount through consideration of the factors set forth in Addendum D and/or the support percentage set forth in Addendum A. The combined parental income amount will be revised every two years, beginning on January 31, 2012, and the revised amount will be posted on-line at www.childsupport.ny.gov.

ADDENDUM C SELF-SUPPORT RESERVE

Where the annual amount of the basic child support obligation would reduce the non-custodial parent's income below the poverty income guidelines amount for a single person as reported by the federal Department of Health and Human Services, the basic child support obligation shall be twenty-five dollars (\$25) per month unless the interests of justice dictate otherwise. Where the annual amount of the basic child support obligation would reduce the non-custodial parent's income below the self-support reserve but not below the poverty income guidelines amount of a single person as reported by the federal Department of Health and Human Services, the basic child support obligation shall be fifty dollars (\$50) per month or the difference between the non-custodial parent's income and the self-support reserve, whichever is greater.

ADDENDUM D VARIANCE FROM THE PERCENTAGES

The Court has the discretion to vary from the percentages if it finds that the non-custodial parent's prorata share of the basic child support obligation is unjust or inappropriate. This finding shall be based upon consideration of the following factors:

- 1. The financial resources of the custodial and non-custodial parent, and those of the child.
- 2. The physical and emotional health of the child and his/her special needs and aptitudes.
- 3. The standard of living the child would have enjoyed had the marriage or household not been dissolved.
- 4. The tax consequences to the parties.
- 5. The non-monetary contributions that the parents will make toward the care and well-being of the child.
- 6. The educational needs of either parent.
- 7. A determination that the gross income of one parent is substantially less than the other parent's gross income.
- 8. The needs of the children of the non-custodial parent for whom the non-custodial parent is providing support who are not subject to the instant action and whose support has not been deducted from income, and the financial resources of any person obligated to support such children, provided, however, that this factor may apply only if the resources available to support such children are less than the resources available to support the children who are subject to the instant action.
- 9. Provided that the child is not on public assistance (i) extraordinary expenses incurred by the non-custodial parent in exercising visitation, or (ii) expenses incurred by the non-custodial parent in extended visitation provided that the custodial parent's expenses are substantially reduced as a result thereof.

10. Any other factors the Court determines are relevant in each case.

NOTE: The language in the above Addenda is paraphrased from the statute for the purposes of simplification. For statutory language, see Family Court Act Sections 413(1), 416 and 424-a and Domestic Relations Law Sections 236-B and 240.

F.C.A. §§ 413-1, 424-a; Art. 5-B D.R.L. §§ 236-B, 240 Form 4-17a 9/2021

Financial Disclosure Affidavit (Short Form)

Notice to Parties in a Support Proceeding

You are required to bring this form to Court. Fill it out before you come in on the next court date.

In addition to this form, you must bring with you a copy of:

- Your two (2) most recent pay stubs
- Your most recent Federal and state tax returns.
- Your W-2s and/or 1099 statements
- All documents which prove the amount of other income and/or debt and loans
- Proof of health insurance coverage and cost
- Proof of public assistance

State of New York	
County of	
File #: Docket #: Court Date, Time, and Part:	
	(print name), being duly sworn, depose and say that the
following is an accurate statement of my	income, my assets, my expenses, and my liabilities:
Income Are you self-employed? Employer:Address:	□ Yes □ No Hours worked per week
Gross income (all jobs): \$ per	Take-home income (all jobs): \$ per
Workers' Compensation, S	(Food Stamps), Rent, Tips, Unemployment Insurance benefits, Social Security Disability (SSD), Supplemental Security Income (SSI), Benefits, Fellowships/Stipends/Annuities, Investment Income, etc)
Amount	iroo
\$ per \$ per \$ per	ui Ce
How many people are in your household Income from other household members:	? Me + others \$per
	rders? Yes No. If yes, attach copies of all support orders.
hea for i	oring in proof of your insurance coverage and the cost. If you have alth insurance available through employment, but have not signed up it, you still must bring proof of the coverage and cost.
My insurance coverage is □ through n	my job □ privately purchased □ Medicaid □ Medicare

F.C.A. §§ 413-1, 424-a; Art. 5-B Form 4-17a D.R.L. §§ 236-B, 240 9/2021 □ I don't have health insurance coverage My coverage includes □ Medical □ Dental □ Vision □ Prescription Policy #: Insurance Plan Name: The cost of my health insurance is \$_____ per _____ for a Family Plan. \$_____ per _____ for an Individual Plan. The child(ren)'s health insurance is covered by:

my plan

the other parent's plan

Child Health Plus □ Medicaid □ Other: Child Care (Provide receipts) My child care provider is The average number of hours per week that I need child care is ____. The cost is \$_____ per _____ (Include additional page of other assets, if needed) Assets Balance: \$ _____ Savings Account: Bank name: Balance: \$ Checking Account: Bank name: _____ Year: _____ Make: _____ Automobile: Value: \$ _____ Model: _____ House/Apt Owned: Address: Market value: \$_____ Mortgage: \$_____ Details: Other assets: Value: \$ (other real estate, car. boat. Details: Value: \$ snowmobile, stocks, bonds, IRA's etc.) **Expenses** The following are my monthly expenses Rent or mortgage: \$_____ Health insurance: Gas: \$_____ Life: \$ _____ Utilities Other insurance Phone/TV/internet: \$ _____ Auto: \$ _____ Electric: \$_____ Home/Fire: \$ Other: ____ \$ _____ Child care: Transportation Auto payment: \$ _____ School tuition and expenses: \$_____ Gasoline: \$ _____ Food: \$_____ Public transportation: \$ \$ _____ Clothing: Other: _____ \$ ____ Medical/Dental/Prescription: \$_____ Total : \$ _____ Contributions \$____ **Loans and Debt** (Include additional page of other loans and debt, if needed) Owed to: ______ For: _____ Payment: \$____ □ monthly □ weekly Balance: \$ Owed to: ______ For: _____ Balance: \$_____ Payment: \$_____ □

Payment: \$____

monthly
weekly

F.C.A. §§ 413-1, 424-a; Art. 5-B D.R.L. §§ 236-B, 240		Form 4-17a 9/2021
I swear that the above information is true and o	correct as of (date)	.
Sworn to before me on	Signature —	
Notary Public / (Deputy) Clerk of the Court		

containing so	onal Information Form 4-5/5-1-d, cial security numbers of parties and must be filed with this Petition]	Form 5-3 (Paternity) 9/2021		
FAMILY COU COUNTY OF	IRT OF THE STATE OF NEW YORK			
	of a Paternity Proceeding Under _ of the Family court Act	Docket No.		
(Commission on behalf of	er of Social Services, Assignee, , Assignor)			
	Petitioner,	PATERNITY PETITION (Social Services Official)		
-again	st-			
	Respondent.			
TO FAMILY C	COURT:			
The undersigned Detitioner respectfully shows that:				
The undersigned Petitioner respectfully shows that:				
1.	 Petitioner is a Social Services official of the ☐ County ☐ City of [specify]: , whose official address is [specify]: 			
2.	 The assignor is authorized to originate a paternity proceeding but has assigned her right to do so to the Commissioner of Social Services pursuant to the Social Services Law of the State of New York. In the event the assignment ends, the assignor may seek a declaration of paternity, order of filiation and order of support. 			
3.	Upon information and belief, [specify name of moth , who resides at ¹	ner or mother-to-be]:		
☐ gave birth to a ☐ male ☐ female child out of wedlock on or about [specify date] , at The child resides with				
at [specify, unless ordered confidential]:				

¹ Unless ordered confidential, pursuant to Family Court Act § 154-b, because disclosure would pose an unreasonable risk to the health or safety of the mother or mother-to-be. See Forms GF-21 and 21a, available at www.nycourts.gov.

Form 5-3 Page 2

		☐ is pregnant with a child which is likely to be born out of wedlock	
<u>Name</u>	4.	The name and date of birth of the child are: <u>Date of Birth</u>	
	5.	Upon information and belief, the above-named Respondent, who re is the father of the child.	sides at [specify]: ²
☐ was no address i	ot m	At the time of conception of the child, the mother parried \square was married to [name] pecify]:	, whose last known
☐ is ☐ [specify]:	l is li	Upon information and belief, a) the mother and/or child [check applicable box]: ikely to become a public charge on the ☐ County [specify]: ; and	☐ City of
. Petition	er is	b) the child(ren) became eligible for public assistance effective [s seeking an order of support retroactive to the EARLIER OF the date and the children became eligible for public assistance.	
	cludi	No individual has been adjudicated father of this child, either in this ng a Native American court; and no individual has signed an Acknowdmitting paternity for this child, (except) [specify]:	
Welfare A		The subject child \square is \square is not a Native-American child subject to the formula of 1978 (25 U.S.C. § 1961-1963).	ne Indian Child
judge for		. Upon information and belief, no previous application has been mad relief requested herein except [specify]:	de to any court or
order of s	lent supp	HEREFORE, Petitioner requests that this Court issue a summons or to show cause why the Court should not enter a declaration of patern port ³ payable to the Support Collection Unit or, in the event the assignignor, and such other and further relief as the law provides.	nity, order of filiation,
NOTE: (BY CO UN LA OF AE	COURT ORDER OF SUPPORT RESULTING FROM A PROCEED OF THIS APPLICATION (PETITION) SHALL BE ADJUSTED BY THE DOST OF LIVING ADJUSTMENT AT THE DIRECTION OF THE SUPPORT NO EARLIER THAN TWENTY-FOUR MONTHS AFTER SUCH OUST MODIFIED OR LAST ADJUSTED, UPON THE REQUEST OF A ROBER OR PURSUANT TO PARAGRAPH (2) BELOW. SUCH COST DJUSTMENT SHALL BE ON NOTICE TO BOTH PARTIES WHO, IF HE COST OF LIVING ADJUSTMENT, SHALL HAVE THE RIGHT TO	APPLICATION OF A PORT COLLECTION ORDER IS ISSUED, NY PARTY TO THE OF LIVING THEY OBJECT TO
2	Linla	ess ordered confidential inursuant to Family Court Act 8 154-b. becau	ica disclasura would

² Unless ordered confidential, pursuant to Family Court Act § 154-b, because disclosure would pose an unreasonable risk to the health or safety of the Respondent. See Forms GF-21 and 21a, available at www.nycourts.gov.

available at www.nycourts.gov.

³Pursuant to Section 111-g of the Social Services Law, where an order of support directs that support payments be made to the support collection unit of a social services district, the petition in such proceedings shall be deemed to be an application for support services.

Form 5-3 Page 3

THE COURT AND TO PRESENT EVIDENCE WHICH THE COURT WILL CONSIDER IN ADJUSTING THE CHILD SUPPORT ORDER IN ACCORDANCE WITH SECTION FOUR HUNDRED THIRTEEN OF THE FAMILY COURT ACT, KNOWN AS THE CHILD SUPPORT STANDARDS ACT.

- (2) A PARTY SEEKING SUPPORT FOR ANY CHILD(REN) RECEIVING FAMILY ASSISTANCE SHALL HAVE A CHILD SUPPORT ORDER REVIEWED AND ADJUSTED AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN TWENTY-FOUR MONTHS AFTER SUCH ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED BY THE SUPPORT COLLECTION UNIT, WITHOUT FURTHER APPLICATION BY ANY PARTY. ALL PARTIES WILL RECEIVE A COPY OF THE ADJUSTED ORDER.
- (3) WHERE ANY PARTY FAILS TO PROVIDE, AND UPDATE UPON ANY CHANGE, THE SUPPORT COLLECTION UNIT WITH A CURRENT ADDRESS, AS REQUIRED BY SECTION FOUR HUNDRED FORTY-THREE OF THE FAMILY COURT ACT, TO WHICH AN ADJUSTED ORDER CAN BE SENT, THE SUPPORT OBLIGATION AMOUNT CONTAINED THEREIN SHALL BECOME DUE AND OWING ON THE DATE THE FIRST PAYMENT IS DUE UNDER THE TERMS OF THE ORDER OF SUPPORT WHICH WAS REVIEWED AND ADJUSTED OCCURRING ON OR AFTER THE EFFECTIVE DATE OF THE ADJUSTED ORDER, REGARDLESS OF WHETHER OR NOT THE PARTY HAS RECEIVED A COPY OF THE ADJUSTED ORDER.

Dated: ,	
	Petitioner
	Print or type name
	Signature of Attorney, if any
	Attorney's Name (Print or Type)
	Attorney's Address and Telephone Number

Form 5-3 Page 4

VERIFICATION IN PROCEEDING BY GOVERNMENTAL AGENCY

BY GOVERNMENT	AL AGENCY
STATE OF NEW YORK) : ss.: COUNTY OF)	
being duly sworn, deposes and s	ays:
That (s)he is is acquainted with the facts and circumstances of the all the foregoing petition and knows the contents thereof; t knowledge except as to those matters therein stated to that as to those matters (s)he believes it to be true.	hat the same is true to (his)(her) own
	Petitioner
Sworn to before me this day of , .	
(Deputy) Clerk of the Court Notary Public	

F.C.A. §§ 712, 732, 733, 736	Form 7-4 (Person in Need of Supervision–Petition) (9/2021)	
FAMILY COURT OF THE STATE O COUNTY OF	F NEW YORK	
In the Matter of	Docket No.	
A Person Alleged to be a Person In Need of Supervision,	PETITION	
Respond		
TO THE FAMILY COURT:		
The undersigned Petitioner resp	ectfully alleges upon information and belief that:	
1. Petitioner,	, resides at	
	zed to institute a proceeding under Article 7 of the Family ne is [specify relationship to Respondent]:	
3. The Respondent is a □ male	☐ female ☐ non-binary child, who was born on [specify]:	
the Indian Child Welfare Act of 1978 (notified [check applicable box(es)]: ☐ parent/custodian [specify name and ☐ tribe/nation [specify name and give		
5. a. The following are the names and addresses, unless ordered confidential pursuar Family Court Act §154-b, of the parent(s) or other person(s) legally responsible for the care of Respondent or with whom Respondent resides:		
	nes and addresses, unless ordered confidential pursuant to Family	
Court Act §154-b, of Respondent's non Name Residence	n-custodial parent(s), if any:	

Form 7-4 Page 2

6. Respondent [check applicable b ☐ does not attend school in accord with tl ☐ is ungovernable or habitually disobedie authority	oxes]: ne provisions of part one of Article 65 of the Education Law ent and beyond the lawful control of parent or other lawful
\square violates the provisions of section 230.0	0 of the Penal Law.
[For EACH of the above grounds alleged, and place they allegedly occurred]:	set forth a concise statement of the acts alleged and the time
7. Respondent was under eighteen eighteen years of age.	n years of age at the time of foregoing acts and is now under
8. Petitioner has complied with th designated diversion services agency].	e requirements of Family Court Act §735. [Attach notice from
9. Respondent requires supervision	on or treatment.
10. As to the allegations herein minformation and grounds of belief are [che	ade upon information and belief, the sources of Petitioners' eck applicable boxes]:
☐ the statements and admissions of Respo ☐ the statements and depositions of witne ☐ other [specify]:	ondent esses now on file with this Court
WHEREFORE, Petitioner requests supervision and dealt with in accordance v	s that the Respondent be adjudged a person in need of with the provisions of Article 7 of the Family Court Act.
Dated: ,	
	Petitioner
	Petitioner
	Print or type name
	Signature of Attorney, if any
	Attorney's Name (Print or Type)
	Attorney's Address and Telephone Number

NOTICE: [APPLICABLE WHERE PETITIONER IS THE PARENT OR OTHER PERSON LEGALLY RESPONSIBLE FOR THE RESPONDENT CHILD]: UPON PLACEMENT OF THE RESPONDENT CHILD WITH THE DEPARTMENT OF SOCIAL SERVICES OR ANY OTHER AGENCY, THE PETITIONER MAY BE NAMED AS THE RESPONDENT IN A CHILD SUPPORT PETITION BROUGHT PURSUANT TO

Form 7-4 Page 3

ARTICLE 4 OF THE FAMILY COURT ACT AND MAY BE LIABLE FOR THE SUPPORT OF THE CHILD.

$\frac{VERIFICATION}{(Individual)}$

STATE OF NEW YORK)	
COUNTY OF) ss.:	
, being duly sworn, deposes and says:	
foregoing and knows the contents thereof; that the	d with the facts and circumstances thereof; that (s)he has read the e same is true to (his) (her) own knowledge, except as to matters lief and as to those matters (s)he believes it to be true.
	Petitioner
Sworn to before me this day of ,	
(Deputy) (Clerk of the Court) (Notary Public)	
VERIFICATION (Agency)	
STATE OF NEW YORK))ss.: COUNTY OF)	
, being duly sworn, deposes and says:	
and circumstances therein, that (s)he has read the	te the above-entitled proceeding, and is acquainted with the facts foregoing and knows the contents thereof; that the same is true to erein stated to be alleged on information and belief and as to those
	Name
Sworn to before me this day of ,	Title
Notary Public	

F.C.A. §§ 744, 752	Form 7-5 (Person in Need of Supervision Determination Upon Fact-finding Hearing) (9//2021)		
	At a term of the Family Court of the State of New York, held in and for the County of , New Yoon		
PRESENT Hon. Judge			
In the Matter of	•	Docket No.	
A Person Alleged to be a Person In Need of Supervision,		DETERMINATION UPON FACT- FINDING HEARING	
Respondent			
The petition of Court Act, sworn to on , named Respondent is a person in need of s	, was filed in this Court	er Article 7 of the Family t, alleging that the above-	
Notice was given to Respondent ☐ parent ☐ custodian, pursuant to section		-	
Respondent [check applicable be to answer the petition; and an attorney for and			
Respondent [check applicable be voluntarily, intelligently and knowing	—	urt that (s)he [specify]: ;	
denied the allegations of the petition, before this Court, and the Court, after hear case, found beyond a reasonable doubt that	ring the proof and testime	ony offered in relation to the	

Page 2
NOW therefore, upon the findings made in the fact-finding and upon all papers and proceedings filed and had herein, it is
ORDERED and ADJUDGED that the above-named Respondent, while under eighteen years of age [check applicable boxes]: does not attend school in accordance with the provisions of part one of Article 65 of the Education Law; is ungovernable or habitually disobedient and beyond the lawful control of parent or other lawful authority; violated the provisions of section § 230.00 of the Penal Law; and it is further
(ORDERED
.)
PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.
ENTER
Judge of the Family Court
Dated: ,
Check applicable box: ☐ Order mailed on [specify date(s) and to whom mailed]:

☐ Order received in court on [specify date(s) and to whom given]:_____

F.C.A. §§750, 752, 754-757, Form 7-8 756-a, 756-b, 758-a, 759; (Person in Need of Supervision --S.S.L. §§393, 409-h Order of Fact-finding and Disposition) 9/2021 At a term of the Family Court of the State of New York, held in and for the County of New York at on PRESENT: Hon. Judge In the Matter of Docket No. A Person Alleged to be In Need of Supervision ORDER OF FACT-FINDING AND DISPOSITION Respondent The petition of [specify]: under Article 7 of the Family Court Act, sworn to on [specify date]: , having been filed in this Court alleging that the above-named Respondent is a Person in Need of Supervision; and [Check applicable box(es)]: Notice having been duly given to Respondent and \square parent(s) \square person(s) legally responsible for the Respondent's care, pursuant to section 741 of the Family Court Act; and [Required if Respondent is Native-American; check if applicable]: ☐ And the following having been duly notified [check applicable box(es)]: □ parent/custodian □ tribe/nation □ United States Secretary of the Interior, And the tribe/nation having: ☐ appeared and participated as a party; appeared and declined to assume jurisdiction; ☐ appeared and requested transfer of jurisdiction; □ not appeared; And Respondent having: □ appeared □ not appeared; and Counsel for the Respondent having: □ appeared □ not appeared before this Court to answer the petition;

Form 7-8 Page 2 And Respondent having: U voluntarily, intelligently and knowingly admitted in open court that he or she committed the following act(s) [specify]: OR denied the allegations of the petition and the matter having duly come on for a factfinding hearing before this Court; The Court, after hearing the proof and testimony offered in relation to the case, finds beyond a reasonable doubt that: \Box the Respondent did the following [specify]: OR ☐ the Respondent did not engage in the acts alleged. [Applicable where one or more allegations were proven beyond a reasonable doubt]: The matter having thereafter duly come on for a dispositional hearing before the Court, the Court, after having made the examination and inquiry into the facts and circumstances of the case and into the surroundings, conditions and capacities of the persons involved and having made any reports available to counsel in accordance with section 750 of the Family Court Act. finds upon a preponderance of the evidence that: I. Dispositional Findings A. Respondent requires supervision or treatment; and B. Having fully considered the matter of a particular disposition pursuant to section 754 of the Family Court Act, Respondent requires the following disposition for the following reasons [specify; if the Respondent has been found to be sexually exploited, as defined in Social Services Law §447-a, so indicate]: II. Required "Best Interests" and "Reasonable Efforts" Findings [The following determinations are required when order is placement; check applicable boxes and provide casespecific reasons and sources in A, B, C and, if applicable, D, below]: The Court finds and determines that: A. Continued placement in, or return to, the Respondent's home [check applicable box]: □ would □ would not be contrary to the Respondent's best interests, based upon the following facts and for the following specific reasons [specify]:

This determination is based upon the following specific documents and evidence: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: Case record, dated (specify]: Testimony of [specify]:
☐ Other [specify]: ; AND
B. Reasonable efforts, where appropriate, to prevent or eliminate the need for removal of the Respondent from the home: — were made as follows [specify]:
were not made but the lack of efforts was appropriate [check all applicable boxes]:
☐ because of a prior judicial finding that the authorized agency was not required to make reasonable efforts to reunify the Respondent with the ☐ parent(s) ☐ person(s) legally responsible for Respondent's care [specify date of finding]:
☐ because of other reasons [specify]:
were not made.
This determination is based upon the following specific documents and evidence: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: Case record, dated (specify]: Testimony of [specify]: Other [specify]:
C. Reasonable efforts, where appropriate, to return the Respondent home safely [check applicable box and state reasons as indicated]: — were made as follows [specify]:
 □ were not made but the lack of efforts was appropriate [check all applicable boxes]: □ because of a prior judicial finding pursuant to F.C.A. §754 that the authorized agency was not required to make reasonable efforts to reunify the child with the □ parent(s) □ guardian(s) [specify date of finding]: □ because of other reasons [specify]:
☐ were not made.

This determination was based upon the following information [check applicable box(es)]: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: Case Record, dated [specify]: Service Plan, dated [specify]: The report of [specify]: Testimony of [specify]: Other [specify]:
D. <u>Reasonable Efforts: Goal Other Than Return Home</u> : [REQUIRED in cases in which the Respondent's permanency plan is adoption, guardianship or permanent living arrangement other than reunification]:
Reasonable efforts to make and finalize the Respondent's permanency plan of [specify]:
☐ have been made as follows [specify]:
☐ were not made based upon the following facts and for the following reasons [specify]:
This determination is based upon the following specific documents and evidence: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: Case record, dated (specify]: Testimony of [specify]: Other [specify]:
D. <u>Transitional Services Finding</u> [REQUIRED where Respondent is 14 or older]: The services needed, if any, to assist the Respondent to make the transition from foster care to independent living are [specify]:
III. <u>Special Circumstances Findings</u> [REQUIRED where Respondent is 16 years or older and is placed]: ☐ The following special circumstances warrant placement [specify]:
IV. REQUIRED findings if approval of placement in Qualified Residential Treatment Program is requested [DELETE if inapplicable]:
This Court, upon examination of the motion papers and supporting affidavit(s); the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]:

and [specify other information considered]:
; and \square upon hearing testimony in relation thereto \square upon consent of all parties without a hearing, finds the following [check applicable box(es)]:
A. The needs of the Respondent \square can \square cannot be met through placement in a foster family home because [specify facts and reasons]:
B. Placement of the Respondent in a Qualified Residential Treatment Program (QRTP) ☐ does ☐ does not provide the most effective and appropriate level of care for the Respondent in the least restrictive environment because: [specify facts and reasons]:
 C. Placement in [specify name of QRTP]: □ is □ is not consistent with the short-term and long-term goals for the Respondent, as specified in the Respondent's permanency plan because [specify facts and reasons]:
D. Where the Qualified Individual has determined that the placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:
☐ Circumstances exist that necessitate the placement or continued placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:
☐ There is not an alternative setting available that can meet the above-named Respondent's needs in a less restrictive environment; and
☐ It would be contrary to the welfare of the above-named Respondent to be placed in a less restrictive setting and continued placement in the QRTP is in the Respondent's best interests because [specify facts and reasons]:

NOW, therefore, upon the findings made in the fact-finding and dispositional hearings and upon all papers and proceedings filed and had herein, it is hereby

ADJUDGED that the above-named Respondent is a Person in Need of Supervision who

Form 7-8 Page 6 [check all applicable box(es)]: ☐ does not attend school in accordance with Article 65 of the Education Law¹ is ungovernable or habitually disobedient and beyond the lawful control of the parent or other lawful authority □ violates the provisions of section 230.00 of the Penal Law; and ADJUDGED that Respondent requires supervision or treatment; IT IS, THEREFORE, ORDERED that [check applicable boxes]: ☐ Respondent is discharged with a warning. ☐ Judgment herein is suspended for a period of [specify]: months upon the following terms and conditions [specify]:² ☐ Respondent is placed on probation under the supervision of the Probation Department of the County of [specify]: for a period of [specify]: upon the following terms and conditions:³ The probation service shall report to the court \square orally \square in writing on [specify date]: and every days thereafter concerning Respondent's compliance with the terms and conditions of this order. ☐ This proceeding is continued, and the Respondent is placed for a period of [specify period of up to 60 days]: Such placement shall be in [check applicable box]: ☐ the Respondent's own home; ☐ the custody of the following suitable relative or other suitable private person [specify]: ☐ the custody of the Commissioner of Social Services of the County of for placement in [check applicable box]: [specify]: □ a family boarding home; ☐ an authorized agency or class of authorized agency [specify]: ☐ an available long-term safe-house where the Court found in I-A, above, that Respondent is a sexually exploited child. □ [REQUIRED if the Respondent is placed in the custody of the Commissioner of

¹ Note: If truancy is the sole charge found, Respondent may NOT be placed. See Family Court Act §756.

² See 22 NYCRR §205.66(a), attached as Appendix A.

³ See 22 NYCRR§205.66(b), attached as Appendix B.

Social Services]:
A. U ORDERED that, if the Commissioner of Social Services is unable to so place the child, the Commissioner [check applicable box]:
☐ shall ☐ need not apply to the Court for an order to stay, modify, set aside or
vacate the order pursuant to Family Court Act § 762. ☐ shall ☐ need not return Respondent to this Court for a new dispositional
hearing.
B. ORDERED that if the child absconds from the above-named custodial person or facility, written notice shall be given within 48 hours to the Clerk of Court by the custodial person or by an authorized representative of the facility, stating the name of the child, the docket number of this procedure, and the date on which the child ran away; (and it is further)
C. □ ORDERED that, if the Respondent remains in placement in the custody of the Commissioner of Social Services, the Commissioner of Social Services shall file a petition for a permanency hearing NO LATER THAN [specify date <u>not more than 15 days</u> prior to expiration of the placement]:
☐ REQUIRED order if placement in Qualified Residential Treatment Program is
requested [DELETE if inapplicable]: After examination and inquiry into the facts and
circumstances [check box if applicable]: \(\simega\) and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]:
☐ ORDERED, that the Petitioner's application for placement of the Respondent in the 'Qualified Residential Treatment Program' is GRANTED, and placement of the Respondent in [specify name of QRTP]: is hereby approved.
OR
☐ ORDERED, that the Petitioner's application for placement of the Respondent in the 'Qualified Residential Treatment Program' is DENIED, and on or before [specify date]: the above-named Respondent shall be [check applicable box and specify]: ☐ returned or released to the following parent [specify]: ☐ returned to or placed with the following legal guardian [specify]:
☐ returned to or placed with the following suitable adult/relative [specify]:
☐ returned to or placed in the following foster home [specify]:
returned to or placed in the following facility providing supports for pre-natal, post-partum and parenting youth: (specify):
returned to or placed in the following residential program providing supportive
services for youth suspected of being or at risk of becoming sexually exploited, as defined in

Form 7-8 Page 8 Social Services Law §447-a (1) [specify]: ☐ returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]: OR ☐ On or before [specify date]: , Petitioner shall make such other arrangements for the above-named Respondent's care and welfare that is in the best interests of the Respondent and in the most effective and least restrictive setting as the facts of the case require as follows [specify]: [Applicable Where Respondent is Native-American]: □ ORDERED that the following should be notified of this proceeding [specify]: the □ custodian of the child; □ tribe/nation; □ United States Secretary of the Interior □ ORDERED that in light of the assumption of jurisdiction by the tribe/nation, this petition is DISMISSED WITHOUT PREJUDICE. **AND IT IS FURTHER ORDERED** that [specify; delete if inapplicable]: Enter Judge of the Family Court Dated: PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST. Check applicable box: ☐ Order mailed on [specify date(s) and to whom mailed]: ☐ Order received in court on [specify date(s) and to whom given]:

APPENDIX A PERMISSIBLE TERMS AND CONDITIONS OF A SUSPENDED JUDGMENT [22 N.Y.C.R.R. § 205.66(a)]

- (a) An order placing a juvenile on probation, suspending judgment entered pursuant to section 757 of the Family Court Act, shall be reasonably related to the adjudicated acts or omissions of the respondent and shall contain at least one of the following terms and conditions applicable to suspended judgments and at least on of the following additional terms and condition of probation, directing the respondent to:
 - 1. attend school regularly and obey all rules and regulations of the school;
- 2. obey all reasonable commands of the parent or other person legally responsible for the respondent's care;
 - 3. avoid injurious or vicious activities;
 - 4. abstain from associating with named individuals;
 - 5. abstain from visiting designated places;
- 6. abstain from the use of alcoholic beverages, hallucinogenic drugs, habit forming drugs not lawfully prescribed for the respondent's use, or any other harmful or dangerous substance;
- 7. cooperate with a mental health or other appropriate community facility to which the respondent is referred;
 - 8. make restitution or perform services for the public good;
- 9. restore property taken from the petitioner, complainant or victim, or replace property taken from the petitioner, complainant or victim, the cost of said replacement not to exceed \$1,000;
- 10.repair any damage to, or defacement of, the property of the petitioner, complainant or victim, the cost of said repair not to exceed \$1,000;
 - 11. abstain from disruptive behavior in the home and in the community;
- 12. cooperate in accepting medical or psychiatric diagnosis and treatment, alcoholism or drug abuse treatment or counseling services, and permit an agency delivering that service to furnish the court with information concerning the diagnosis, treatment or counseling;
- 13. attend and complete an alcohol awareness program established pursuant to section 19.25 of the mental hygiene law;
- 14. comply with such other reasonable terms and conditions as the court shall determine to be necessary or appropriate to ameliorate the conduct which gave rise to the filing of a petition.

APPENDIX B PERMISSIBLE TERMS AND CONDITIONS OF PROBATION [22 NYCRR 205.66(b)]

- (b) An order placing the respondent on in accordance with section 757 of the Family Court Act shall contain at least one of the following terms and conditions, in addition to any of the terms and conditions set forth in subdivision (a) of this section [Appendix A] directing the respondent:
 - 1. meet with the assigned probation officer when directed to do so by that officer;
 - 2. permit the assigned probation officer to visit the respondent at home or at school
- 3. permit the assigned probation officer to obtain information from any person or agency from whom the respondent is receiving or was directed to receive diagnosis, treatment or counseling;

- 4. permit the assigned probation officer to obtain information from the respondent's school;
- 5. cooperate with the assigned probation officer in seeking to obtain and in accepting employment and employment counseling services;
- 6. submit records and reports of earnings to the assigned probation officer when requested to do so by that officer;
- 7. obtain permission from the assigned probation officer for any absence from the county or residence in excess of two weeks;
- 8. attend and complete an alcohol awareness program established pursuant to section 19.25 of the mental hygiene law;
- 9. do or refrain from doing any other specified act of omission or commission that, in the opinion of the court, is necessary and appropriate to implement or facilitate the order placing the respondent on probation.

F.C.A. §§ 756-a, 756-b, 776, 777, 778, 779; S.S.L. §§393, 409-h

Form 7-15 (Person in Need of Supervision-Petition for Violation of Order of Disposition) 9/2021

FAMILY COURT OF THE STATE OF NEW YORK COUNTY OF	
In the Matter of	Docket No.
A Person Alleged to be a Person in Need of Supervision,	PETITION (Violation of Order of Disposition)
Respondent.	
TO THE FAMILY COURT:	
The undersigned Petitioner respectfully a	lleges upon information and belief that:
1. Petitioner is [specify name and title]:	
2. The above-named Respondent was a of supervision by an order of Fact-finding and Disposition A copy of the order is annexed as Exhibit A.	djudicated by this Court to be a person in need on of this Court, dated [specify]:
3. Under the terms of the order, [check ☐ judgment against the Respondent was suspended up ☐ the Respondent was placed on probation upon certai ☐ the Respondent was placed with the Commissioner of The order expires on [specify]:	on certain terms and conditions; n terms and conditions;
4. The Respondent, without just cause provisions of the order in that [specify]:	, has willfully violated the terms and

5. [Required where placement is requested; check applicable boxes and state facts and reasons]: A. Continuation in or, if the Respondent had been removed prior to the hearing, return to, the Respondent's home \(\subseteq\) would \(\subseteq\) would not be contrary to Respondent's best interests based upon the following facts and for the following reasons [specify]:		
This assertion is based upon the following specific documents and evidence: Report of placement or other agency [specify]: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: Other [specify]:		
AND		
B. Reasonable efforts, where appropriate, to prevent or eliminate the need for removal of the Respondent from the home, and, if the Respondent was removed prior to the date of the hearing, to return the Respondent safely to his or her home: \[\sum \text{were made as follows [specify]:} \]		
were not made but the lack of efforts was appropriate [check all applicable boxes]:		
□ because of a prior judicial finding pursuant to Family Court Act §754(2) that the authorized agency was not required to make reasonable efforts to reunify the Respondent with the □ parent(s) □ person(s) legally responsible for Respondent's care [specify date of finding]: □ because of other reasons [specify]:		
☐ were not made.		
This assertion is based upon the following specific documents and evidence: Report of placement or other agency [specify]: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: Other [specify]:		
6. [Required where Respondent is 16 years of age or older and placement is requested]: The following special circumstances warrant placement of the Respondent [specify]:		
7. [REQUIRED where placement in Qualified Residential Treatment Program is requested; DELETE if inapplicable]:		
 a. The permanency plan for the Respondent is [specify]: This plan □ has □ has not changed since the most recent dispositional or permanency hearing. 		

b. The needs of the Respondent require a higher level of care than can be provided by a foster or therapeutic foster home because [specify]:
c. The Respondent has been □ placed □ recommended for placement in [specify name]: a qualified residential treatment program (QRTP).
d. The needs of the child have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and a copy of the Qualified Individual's report □ has been submitted separately □ is submitted herewith □ will be submitted within five days of completion but not less than (10) days prior to the date of the first-scheduled hearing on this motion.
e. The following circumstances exist that necessitate the continued placement of the Respondent in the QRTP [specify]:
f. There is no alternative setting available that can meet the Respondent's needs in a less restrictive environment because [specify]:
g. It would be contrary to the welfare of the Respondent to be placed in a less restrictive setting and that continued placement in a QRTP is in the Respondent Respondent's best interests because [specify]:
8. The Respondent □ is □ is not a Native-American child subject to the Indian Child Welfare Act of 1978 (25 U.S.C. §§ 1901-1963). If so, the following have been notified [check applicable box(es)]: □ parent/custodian [specify name and give notification date]: □ tribe/nation [specify name and give notification date]: □ United States Secretary of the Interior [give notification date]:

9. No previous application has been made to any court or judge for the relief herein requested (except [specify; delete if inapplicable]:
WHEREFORE, Petitioner requests that the Order of Disposition be revoked and that the Court make such other and further disposition of the Respondent under Article 7 of the Family Court Act as it may deem proper.
Dated:
Petitioner
VEDUCICATION
VERIFICATION (Individual)
STATE OF NEW YORK)) ss.:
COUNTY OF)
being duly sworn, deposes and says:
That (s)he is the in the above-entitled proceeding and is acquainted with the facts and circumstances thereof; that (s)he has read the foregoing and knows the contents thereof; that the same is true to (his) (her) own knowledge, except as to matters therein stated to be alleged on information and belief and as to those matters (s)he believes it to be true.
Sworn to before me this day of Petitioner
(Deputy) (Clerk of the Court) (Notary Public)

VERIFICATION (Agency)

STATE OF NEW YORK)			
COUNTY OF) ss.:			
	being duly sworn,		
deposes and says:			
foregoing and knows the contents the	ereof; that the same is tru	, an agency authorized to originate the nd circumstances therein; that (s)he has read the ne to (his) (her) own knowledge, except as to f and as to those matters (s)he believes it to be transparent. Name	ue.
		Title and Agency	
Sworn to before me this day of			
(Deputy) (Clerk of the Court) (Notary Public)			

F.C.A.§§ 756-a, 756-b, 776, 777, 77 S.S.L. §§393, 409-h	78, 779;	Form 7-16 Person in Need of SupervisionOrder on Violation of Suspended Judgment or Probation Disposition) 9/2021
		Family Court of the ork, held in and for the New York
	on	•
PRESENT: Hon. Judge		
In the Matter of	_	Docket No.
A Person Alleged to be a Person In Need of Supervision,		ORDER (Violation of Order of Disposition- Probation or Suspended
Respondent.		Judgment)
supervision as defined in Article 7 of Disposition, dated [specify]: box]: judgment was suspended	of the Family Cou	judicated by this Court to be a person in need of rt Act, and an Order of Fact-finding and , having been made whereby [check applicable ns and conditions; rtain terms and conditions; and
The Court, after hearing, fin [check applicable box]: did willfully and without just cause fail [specify provisions of order violated	did not to comply with the	

[Required where Order of Disposition is revoked]:

The Court, having determined that the Order of Disposition should be revoked and having fully considered the matter of a new disposition pursuant to Family Court Act §§ 754, 776 and 779, finds and determines that the Respondent requires the following disposition for the following reasons [specify]:

Required Findings in Cases in Which the Respondent is Placed:

[The following determinations are <u>required</u> when order is placement; check applicable boxes and provide <u>case-specific reasons</u> in A, B and, if applicable, C and D]:

The Court finds and determines that:

A. <u>Best Interests Finding</u> : Continuation in, or return to, the Respondent's home would would not be contrary to Respondent's best interests based upon the following facts and for the following reasons [specify]:
This determination is based upon the following specific documents and evidence: Report of placement or other agency [specify]: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: Testimony of [specify]: Other [specify]:
B. Reasonable Efforts Findings: 1. Reasonable efforts, where appropriate, to prevent or eliminate the need for removal of the Respondent from the home, and, if the Respondent was removed prior to the date of the hearing, to return the Respondent safely to his or her home:
were made as follows [specify]:
were not made but the lack of efforts was appropriate [check all applicable boxes]:
□ because of a prior judicial finding pursuant to Family Court Act §754(2) that the authorized agency was not required to make reasonable efforts to reunify the Respondent with the □ parent(s) □ person(s) legally responsible for Respondent's care [specify date of finding]:
☐ because of other reasons [specify]:
☐ were not made.
This determination is based upon the following specific documents and evidence: Report of placement or other agency [specify]: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: Testimony of [specify]: Other [specify]:
2. [Applicable in cases in which the Respondent's permanency plan is adoption, guardianship or permanent living arrangement other than reunification]:

	Reasonable efforts to make and finalize the Respondent's permanency plan of [specify]:
eviden	☐ have been made as follows [specify reasonable efforts, including specific documents or acc supporting findings]: ☐ were not made based upon the following facts and for the following reasons [specify]:
This d	etermination is based upon the following specific documents and evidence: Report of placement or other agency [specify]: , dated [specify]: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: Testimony of [specify]: Other [specify]:
(C. <u>Special Circumstances Finding</u> [Required where Respondent is 16 or older and is placed]: The following special circumstances warrant placement of the Respondent [specify]:
indepe	D. <u>Transitional Services Finding</u> [Required where Respondent is 14 or older and is placed]: The services needed, if any, to assist the Respondent to make the transition from foster care to endent living are [specify]:
	quired Findings if Approval of Placement in "Qualified Residential Treatment Program" is ested [DELETE if inapplicable]:
Indivi respo	Court, upon examination of the motion papers and supporting affidavit(s); the Qualified dual's written assessment of the appropriateness of the requested placement; and any ise thereto, including [specify]: ; and [specify other nation considered]:
theret box(es	; and upon hearing testimony in relation o upon consent of all parties without a hearing, finds the following [check applicable still:
A. home	The needs of the Respondent \square can \square cannot be met through placement in a foster family because [specify facts and reasons]:
В.	Placement of the Respondent in a Qualified Residential Treatment Program (QRTP) □ does □ does not provide the most effective and appropriate level of care for the child in the least restrictive environment because: [specify facts and reasons]:

C. Placement in [specify name of QRTP]: ☐ is ☐ is not consistent with the short-term and long-term goals for the Respondent, as specified in the child's permanency plan because [specify facts and reasons]:
D. Where the Qualified Individual has determined that the placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:
☐ Circumstances exist that necessitate the continued placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:
☐ There is not an alternative setting available that can meet the above-named Respondent's needs in a less restrictive environment; and
☐ It would be contrary to the welfare of the above-named Respondent to be placed in a less restrictive setting and continued placement in the QRTP is in the Respondent's best interests because [specify facts and reasons]:
NOW, therefore, it is hereby ORDERED, that the Order of Disposition is ☐ vacated ☐ continued; (and it is further)
ORDERED that [check applicable boxes]: ☐ Respondent is discharged with a warning.
☐ Judgment herein is suspended for a period of [specify]: months upon the following terms and conditions [specify]: ¹
☐ Respondent is placed on probation under the supervision of the Probation Department of the County of [specify]: upon the following terms and conditions: ²
The probation service shall report to the court \square orally \square in writing on [specify date]: and every days thereafter concerning Respondent's compliance with the terms and conditions of this order.
☐ This proceeding is continued and the Respondent is placed for a period of [specify period of up to 60 days]: ☐ the Respondent's own home; ☐

 $^{^{1}}$ See 22 NYCRR 205.66 (a), attached as Appendix A. 2 See 22 NYCRR 205.66 (b), attached as Appendix B.

□ the custody of the following suitable relative or other suitable private □ person [specify]: □ the custody of the Commissioner of Social Services of the County of [specify]: □ for placement in [check applicable box]: □ a family boarding home; □ an authorized agency or class of authorized agency [specify]:
☐ an available long-term safe-house where the Court found in I-A, above, that Respondent is a sexually exploited child.
[REQUIRED if the Respondent is placed in the custody of the Commissioner of Social Services]:
A. □ ORDERED that, if the Commissioner of Social Services is unable to so place the child the Commissioner [check applicable box]: □ shall □ need not apply to the Court for an order to stay, modify, set aside or vacate the order pursuant to Family Court Act § 762. □ shall □ need not return Respondent to this Court for a new dispositional hearing.
B. \square ORDERED that if the child absconds from the above-named custodial person or facility, written notice shall be given within 48 hours to the Clerk of Court by the custodial person or by an authorized representative of the facility, stating the name of the child, the docket number of this procedure, and the date on which the child ran away; (and it is further)
C. ☐ ORDERED that, if the Respondent remains in placement in the custody of the Commissioner of Social Services, the Commissioner of Social Services shall file a petition for a permanency hearing NO LATER THAN [specify date <u>not more than 15 days</u> prior to expiration of the placement]:
□ Required Order if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]: After examination and inquiry into the facts and circumstances [check box if applicable]: □ and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]:
☐ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is GRANTED, and placement of the Respondent in [specify name of QRTP]: is hereby approved.
OR
→ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]:

the above-named Respondent shall be [check applicable box and specify]:
returned to or placed with the following parent [specify]:
☐ returned to or placed with the following legal guardian [specify]:
☐ returned to or placed with the following suitable adult/relative [specify]: ☐ returned to or placed in the following foster home [specify]:
returned to or placed in the following facility providing supports for pre-natal, post-partum and parenting youth: (specify):
returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]:
☐ returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]:
OR
On or before [specify date]: , Petitioner shall make such other arrangements for the above-named Respondent's care and welfare that is in the best interests of the Respondent and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:
[Applicable Where Respondent is Native-American]:
☐ ORDERED that the following should be notified of this proceeding [specify]:
the ustodian of the child; tribe/nation; United States Secretary of the Interior
☐ ORDERED that in light of the assumption of jurisdiction by the tribe/nation, this petition is DISMISSED WITHOUT PREJUDICE.
AND IT IS FURTHER ORDERED that [specify; delete if inapplicable]:
Enter
Judge of the Family Court
Dated:
PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.
Check applicable box:
☐ Order mailed on [specify date(s) and to whom mailed]:
Order received in court on [specify date(s) and to whom given]:

APPENDIX A

PERMISSIBLE TERMS AND CONDITIONS OF A SUSPENDED JUDGMENT [22 N.Y.C.R.R. § 205.66(a)]

- (a) An order placing a juvenile on probation, suspending judgment entered pursuant to section 757 of the Family Court Act, shall be reasonably related to the adjudicated acts or omissions of the respondent and shall contain at least one of the following terms and conditions applicable to suspended judgments and at least on of the following additional terms and condition of probation, directing the respondent to:
 - 1. attend school regularly and obey all rules and regulations of the school;
- 2. obey all reasonable commands of the parent or other person legally responsible for the respondent's care;
 - 3. avoid injurious or vicious activities;
 - 4. abstain from associating with named individuals;
 - 5. abstain from visiting designated places;
- 6. abstain from the use of alcoholic beverages, hallucinogenic drugs, habit forming drugs not lawfully prescribed for the respondent's use, or any other harmful or dangerous substance;
- 7. cooperate with a mental health or other appropriate community facility to which the respondent is referred;
 - 8. make restitution or perform services for the public good;
- 9. restore property taken from the petitioner, complainant or victim, or replace property taken from the petitioner, complainant or victim, the cost of said replacement not to exceed \$1,000;
- 10 repair any damage to, or defacement of, the property of the petitioner, complainant or victim, the cost of said repair not to exceed \$1,000;
 - 11. abstain from disruptive behavior in the home and in the community;
- 12. cooperate in accepting medical or psychiatric diagnosis and treatment, alcoholism or drug abuse treatment or counseling services, and permit an agency delivering that service to furnish the court with information concerning the diagnosis, treatment or counseling;
- 13. attend and complete an alcohol awareness program established pursuant to section 19.25 of the mental hygiene law;
- 14. comply with such other reasonable terms and conditions as the court shall determine to be necessary or appropriate to ameliorate the conduct which gave rise to the filing of a petition.

APPENDIX B

PERMISSIBLE TERMS AND CONDITIONS OF PROBATION (22 NYCRR 205.66(b))

- (b) An order placing the respondent on in accordance with section 757 of the Family Court Act shall contain at least one of the following terms and conditions, in addition to any of the terms and conditions set forth in subdivision (a) of this section [Appendix A], directing the respondent:
 - 1. meet with the assigned probation officer when directed to do so by that officer;
 - 2. permit the assigned probation officer to visit the respondent at home or at school
- 3. permit the assigned probation officer to obtain information from any person or agency from whom the respondent is receiving or was directed to receive diagnosis, treatment or counseling;
 - 4. permit the assigned probation officer to obtain information from the respondent's school;
- 5. cooperate with the assigned probation officer in seeking to obtain and in accepting employment and employment counseling services;
- 6. submit records and reports of earnings to the assigned probation officer when requested to do so by that officer;
- 7. obtain permission from the assigned probation officer for any absence from the county or residence in excess of two weeks;
- 8. attend and complete an alcohol awareness program established pursuant to section 19.25 of the mental hygiene law;
- 9. do or refrain from doing any other specified act of omission or commission that, in the opinion of the court, is necessary and appropriate to implement or facilitate the order placing the respondent on probation.

F.C.A.§§ 756-a, 756-b, 777, 778; S.S.L. §§393, 409-h		- Order	in Need of Supervision on Violation of Order of ent Disposition)
	State of New Yo	Family Court of the ork, held in and for the	
	County of at	New York	
PRESENT:	on		
Hon.			
Judge			
In the Matter of	_		Docket No.
A Person Alleged to be a Person In Need of Supervision,			ORDER (Violation of Order of Placement Disposition)
Respondent.			
The above-named Responde supervision as defined in Article 7 Disposition having been made, date [specify]:	of the Family Cour	-	Fact-finding and
The Court, after hearing, be applicable box]: ☐ did ☐ did no conditions of the placement in that:	t willfully and with	out just cause fail to co	omply with the terms and
[Required where Order of Disposition The Court, having determine considered the matter of a new displant determines that the Respondent [specify]:	ed that the Order of osition pursuant to	Family Court Act §§ 7	754, 777 and 778, finds

Required Findings in Cases in Which the Respondent is Placed:

[The following determinations are <u>required</u> when order is placement; check applicable boxes and provide <u>case-specific reasons</u> in A, B and, if applicable, C and D]: And the Court finds and determines that:
A. <u>Best Interests Finding</u> : Continuation in, or return to, the Respondent's home □ would □ would not be contrary to Respondent's best interests based upon the following facts and for the following reasons [specify]:
This determination is based upon the following specific documents and evidence: Report of placement or other agency [specify]: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: Testimony of [specify]: Other [specify]:
B. <u>Reasonable Efforts Findings</u> : 1. Reasonable efforts, where appropriate, to prevent or eliminate the need for removal of the Respondent from the home, and, if the Respondent was removed prior to the date of the hearing, to return the Respondent safely to his or her home:
were made as follows [specify]:
were not made but the lack of efforts was appropriate [check all applicable boxes]:
□ because of a prior judicial finding pursuant to Family Court Act §754(2) that the authorized agency was not required to make reasonable efforts to reunify the Respondent with the □ parent(s) □ person(s) legally responsible for Respondent's care [specify date of finding]:
□ because of other reasons [specify]:
☐ were not made.
This determination is based upon the following specific documents and evidence: Report of placement or other agency [specify]: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: Testimony of [specify]: Other [specify]:
2. [Applicable in cases in which the Respondent's permanency plan is adoption,

Form 7-17 Page 3 guardianship or permanent living arrangement other than reunification]: Reasonable efforts to make and finalize the Respondent's permanency plan of [specify]: ☐ have been made as follows [specify reasonable efforts, including specific documents or evidence supporting findings]: were not made based upon the following facts and for the following reasons [specify]: This determination is based upon the following specific documents and evidence: ☐ Report of placement or other agency [specify]: , dated [specify]: ☐ Probation Department report, dated [specify]: ☐ Mental health evaluation, dated [specify]: ☐ Testimony of [specify]: ☐ Other [specify]: C. Special Circumstances Finding [Required where Respondent is 16 or older and is placed]: The following special circumstances warrant placement of the Respondent [specify]: D. Transitional Services Finding [Required where Respondent is 14 or older]: The services needed, if any, to assist the Respondent to make the transition from foster care to independent living are [specify]: ☐ Required Findings if Approval of Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]: This Court, upon examination of the motion papers and supporting affidavit(s); the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]: ; and [specify other information considered]: ; and \square upon hearing testimony in relation thereto upon consent of all parties without a hearing, finds the following [check applicable box(es)]: The needs of the Respondent \square can \square cannot be met through placement in a foster family A. home because [specify facts and reasons]: В. Placement of the Respondent in a Qualified Residential Treatment Program (QRTP) \(\sigma\) does does not provide the most effective and appropriate level of care for the Respondent in the

least restrictive environment because: [specify facts and reasons]:

C. Placement in [specify name of QRTP]: ☐ is ☐ is not consistent with the short-term and long-term goals for the Respondent, as specified in the Respondent's permanency plan because [specify facts and reasons]:	
D. [Applicable to initial QRTP placements only]: The Qualified Individual has determined that placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTF not appropriate, the Court nevertheless finds:	
☐ Circumstances exist that necessitate the continued placement of the above-named Respondent in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:	
☐ There is not an alternative setting available that can meet the above-named Respondent's needs in a less restrictive environment; and	
☐ It would be contrary to the welfare of the above-named Respondent to be placed in a less restrictive setting and continued placement in the QRTP is in the child's best interests because [specifacts and reasons]:	
NOW, therefore, it is hereby	
ORDERED, that the Order of Disposition is \Box vacated \Box continued; (and it is further)	
ORDERED that [check applicable boxes]:	
☐ Respondent is discharged with a warning.	
☐ Judgment herein is suspended for a period of [specify]: months upon the follow terms and conditions [specify]: 1	ing
Respondent is placed on probation under the supervision of the Probation Department of County of [specify]: upon the followin terms and conditions: ²	
The probation service shall report to the court \square orally \square in writing on [specify date]: and every days thereafter concerning Respondent's compliance with the terms and conditions of this order.	f

¹ See 22 NYCRR §205.66(a), attached as Appendix A. ² See 22 NYCRR §205.66(b), attached as Appendix B.

Form 7-17 Page 5 ☐ This proceeding is continued and the Respondent is placed for a period of [specify period of . Such placement shall be in [check applicable box]: up to 60 days]: ☐ the Respondent's own home: ☐ the custody of the following suitable relative or other suitable private person [specify]: ☐ the custody of the Commissioner of Social Services of the County of [specify]: for placement in [check applicable box]: a family boarding home; ☐ an authorized agency or class of authorized agency [specify]: ☐ an available long-term safe-house where the Court found in I-A, above, that Respondent is a sexually exploited child. ☐ [REQUIRED if the Respondent is placed in the custody of the Commissioner of Social Services1: A. \(\simega\) ORDERED that, if the Commissioner of Social Services is unable to so place the child, the Commissioner [check applicable box]: \square shall \square need not apply to the Court for an order to stay, modify, set aside or vacate the order pursuant to Family Court Act § 762. ☐ shall ☐ need not return Respondent to this Court for a new dispositional hearing. B. \(\sigma\) ORDERED that if the child absconds from the above-named custodial person or facility, written notice shall be given within 48 hours to the Clerk of Court by the custodial person or by an authorized representative of the facility, stating the name of the child, the docket number of this procedure, and the date on which the child ran away; (and it is further) C. \(\superscript{\text{ORDERED}}\) that, if the Respondent remains in placement in the custody of the Commissioner of Social Services, the Commissioner of Social Services shall file a petition for a permanency hearing NO LATER THAN [specify date not more than 15 days prior to expiration of the placement]: ☐ REQUIRED Order if placement in a Qualified Residential Treatment Program is requested; DELETE if inapplicable]: After examination and inquiry into the facts and circumstances [check box if applicable]:

and after hearing the proof and testimony offered in **relation thereto, it is therefore** [Check applicable box(es)]: ☐ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is GRANTED, and placement of the Respondent in [specify name of QRTP]: is hereby approved. OR ☐ ORDERED, that the Petitioner's application for placement of the Respondent in the

- wa-
"Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named Respondent shall be [check applicable box and specify]: returned or released to the following parent [specify]:
☐ returned to or placed with the following legal guardian [specify]:
returned to or placed with the following suitable adult/relative [specify]:
☐ returned to or placed in the following foster home [specify]:
returned to or placed in the following facility providing supports for pre-natal, post-
partum and parenting youth: (specify]:
☐ returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]:
returned or placed in an available supervised setting, as defined in Social Services Law
§371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]:
OR
On or before [specify date]: , Petitioner shall make such other arrangements for the above-named Respondent's care and welfare that is in the best interests of the Respondent and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:
[Applicable Where Respondent is Native-American]:
☐ ORDERED that the following should be notified of this proceeding [specify]:
the \square custodian of the child; \square tribe/nation; \square United States Secretary of the Interior
☐ ORDERED that in light of the assumption of jurisdiction by the tribe/nation, this
petition is DISMISSED WITHOUT PREJUDICE.
pennon'is biointedeb withtoo'i the sobiet.
IT IS FURTHER ORDERED that [specify; delete if inapplicable]:
Dated: , . ENTER
Judge of the Family Court

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

Check applicable box:

	FOIII /-1/
	Page 7
☐ Order mailed on [specify date(s) and to whom mailed]:	
☐ Order received in court on [specify date(s) and to whom given]:	

APPENDIX A PERMISSIBLE TERMS AND CONDITIONS OF A SUSPENDED JUDGMENT [22 N.Y.C.R.R. § 205.66(a)]

- (a) An order placing a juvenile on probation, suspending judgment entered pursuant to section 757 of the Family Court Act, shall be reasonably related to the adjudicated acts or omissions of the respondent and shall contain at least one of the following terms and conditions applicable to suspended judgments and at least one of the following additional terms and condition of probation, directing the respondent to:
 - 1. attend school regularly and obey all rules and regulations of the school;
- 2. obey all reasonable commands of the parent or other person legally responsible for the respondent's care;
 - 3. avoid injurious or vicious activities;
 - 4. abstain from associating with named individuals;
 - 5. abstain from visiting designated places;
- 6. abstain from the use of alcoholic beverages, hallucinogenic drugs, habit forming drugs not lawfully prescribed for the respondent's use, or any other harmful or dangerous substance;
- 7. cooperate with a mental health or other appropriate community facility to which the respondent is referred:
 - 8. make restitution or perform services for the public good;
- 9. restore property taken from the petitioner, complainant or victim, or replace property taken from the petitioner, complainant or victim, the cost of said replacement not to exceed \$1,000;
- 10.repair any damage to, or defacement of, the property of the petitioner, complainant or victim, the cost of said repair not to exceed \$1,000;
 - 11. abstain from disruptive behavior in the home and in the community;
- 12. cooperate in accepting medical or psychiatric diagnosis and treatment, alcoholism or drug abuse treatment or counseling services, and permit an agency delivering that service to furnish the court with information concerning the diagnosis, treatment or counseling;
- 13. attend and complete an alcohol awareness program established pursuant to section 19.25 of the mental hygiene law;
- 14. comply with such other reasonable terms and conditions as the court shall determine to be necessary or appropriate to ameliorate the conduct which gave rise to the filing of a petition.

APPENDIX B PERMISSIBLE TERMS AND CONDITIONS OF PROBATION (22 NYCRR 205.66(b))

(b) An order placing the respondent on in accordance with section 757 of the Family Court Act shall contain at least one of the following terms and conditions, in addition to any of the terms and conditions set forth in subdivision (a) of this section [Appendix A], directing the respondent:

- 1. meet with the assigned probation officer when directed to do so by that officer;
- 2. permit the assigned probation officer to visit the respondent at home or at school
- 3. permit the assigned probation officer to obtain information from any person or agency from whom the respondent is receiving or was directed to receive diagnosis, treatment or counseling;
 - 4. permit the assigned probation officer to obtain information from the respondent's school;
- 5. cooperate with the assigned probation officer in seeking to obtain and in accepting employment and employment counseling services;
- 6. submit records and reports of earnings to the assigned probation officer when requested to do so by that officer;
- 7. obtain permission from the assigned probation officer for any absence from the county or residence in excess of two weeks;
- 8. attend and complete an alcohol awareness program established pursuant to section 19.25 of the mental hygiene law;
- 9. do or refrain from doing any other specified act of omission or commission that, in the opinion of the court, is necessary and appropriate to implement or facilitate the order placing the respondent on probation.

F.C.A.§§756-a, 756-b; S.S.L. §393, 409-h	Form 7-18 (Person in Need of Supervision-Petition for Extension of Placement and Permanency Hearing) 9/2021			
FAMILY COURT OF THE STATE OF NEW YORK COUNTY OF				
In the Matter of	Docket No.			
A Person Alleged to be a Person in Need of Supervision,	PETITION (Petition for Extension of Placement and Permanency Hearing)			
Respondent	_			
DEADLINES: THIS PETITION MUST BE FILED BY [PERMANENCY HEARING MUST BE C TO THE FAMILY COURT:				
The undersigned Petitioner respectfully al	leges upon information and belief that:			
1. Petitioner [specify name and title]:	, is the [specify]:			
person official acting on behalf of an agency or institution duly authorized for the placement of persons in need of supervision under Article 7 of the Family Court Act. Petitioner's residence principal office is located at [specify address]:				
	, New York.			
2. a. Under an Order of Fact-finding and Disthe above-named Respondent, born [specify]: of supervision within the meaning of Article 7 of the Fapursuant to section 756 of the Family Court Act for a poble. Placement was last extended on [specific specify date]:	, , , was adjudicated to be a person in need mily Court Act, and was placed with Petitioner eriod of months, terminating on			
3. A permanency hearing is required at this t ☐ A finding by the Court that reasonable efforts to re ☐ parent(s) ☐ person(s) legally responsible on [specify date]: ☐ The last permanency hearing with respect to this cl ☐ No permanency hearing has been held since the ch	for his or her care are not necessary was made hild was held on [specify]:			
4. a. The following are the names and addres responsible for the care of the Respondent: Name Resider				

¹This petition must be filed not less than 15 days prior to the date of expiration of the placement or, if this is a petition for a subsequent extension of placement and permanency hearing, not less than 30 days prior to the expiration of the extended placement, except for good cause shown, but in no event beyond the date of expiration of the placement.

b. In addition to the persons named in ¶a, the following individuals must be notified of this proceeding: Attorney for the Respondent [specify]: Prospective adoptive parent(s)[specify]: Foster parent(s)[specify]: Relative(s)[specify]: Other [specify]:	f
5. Return of Respondent to the home would be contrary to the Respondent's best interest and the placement should be extended because [specify facts and reasons, including safety considerations, if any]:	sts
This conclusion is supported by the following information [check applicable box(es)]: Case Record, dated [specify]: Service Plan, dated [specify]: Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: The report of [specify]: Other [specify]:	
6. a. The permanency plan for the Respondent is as follows [check applicable box(es and indicate time frame(s)]:	s)
 □ reunification with the □ parent(s) □ person(s) legally responsible for Respondent's care by [specify date]: □ placement for adoption upon filing of a petition to terminate parental rights by [specify date]: □ referral for legal guardianship by [specify name and date]: □ permanent placement with the following fit and willing relative [specify name]: by [specify date]: □ [Applicable ONLY to Respondents who are 16 years of age or older]: permanent placement following alternative planned living arrangement [specify]: 	nt ir
[REQUIRED in all APPLA plan cases]: ² (i) Documentation, made available to the Court, provides the following compelling reason(s) indicating that it would not be in the Respondent's best interests to return home, be referred for termination of parental rights and adoption, placed with a fit and willing relative, or placed wit legal guardian [specify compelling reason(s), indicating documentary sources of information, if any]:	th a
(ii) APPLA is the best permanency plan for the Respondent because [specify]:	

² Although applicable to all youth in care, the requirement for documentation regarding subparagraphs (v) and (vi) to be submitted to the Court applies only to youth with APPLA goals.

(iii) The following intensive, ongoing, and, as of the date of this petition, unsuccessful efforts were made to return the Respondent home or secure a placement for the Respondent with a fit and willing relative, including adult siblings, a legal guardian, or an adoptive parent, including through efforts that utilize search technology including social media to find biological family members of Respondent [specify]:
(iv) The following individual, with whom Respondent has a significant connection, is willing and should be designated as the Respondent's permanency resource [specify]:
(v) The "reasonable and prudent parent" standard of care has been applied to Respondent in the facility or home in which he or she resides as follows [specify]:
(vi) Respondent has been provided with regular, ongoing opportunities to engage in age or developmentally appropriate activities and has been consulted in an age-appropriate manner about the opportunities to participate in activities as follows [specify]:
 b. This permanency plan [check applicable box]: □ has not changed since the dispositional hearing or last permanency hearing; □ has changed as follows [specify, indicating documentary sources of information, if any]:
c. This permanency plan is appropriate without modification because [specify reasons, indicating documentary sources of information, if any]:
d. The service plan for the Respondent is appropriate without modification because [specify reasons, indicating documentary sources of information, if any]:
7. a. Reasonable efforts, where appropriate, to return the Respondent home safely [check applicable box and state reasons as indicated]:
☐ were made as follows [specify]:
were not made but the lack of efforts was appropriate [check all applicable boxes]: because of a prior judicial finding pursuant to F.C.A. §754(2) that the authorized agency was not required to make reasonable efforts to reunify the Respondent with the

Form 7-18 Page 4 ☐ parent(s) ☐ person(s) legally responsible for Respondent's care [specify date of finding]: because of other reasons [specify other reasons, indicating documentary sources of information, if any]: ☐ were not made. This assertion is based upon the following information [check applicable box(es)]: ☐ Case Record, dated [specify]: ☐ Service Plan, dated [specify]: ☐ Probation Department report, dated [specify]: ☐ Mental health evaluation, dated [specify]: ☐ The report of [specify]: , dated [specify]: ☐ Other [specify]: b. [Required in cases in which the Respondent's permanency plan is adoption, guardianship or permanent living arrangement other than reunification]: Reasonable efforts to make and finalize the permanency plan of [specify]: ☐ were made as follows [specify]: were not made based upon the following facts and for the following reasons [specify]: This assertion is based upon the following information [check applicable box(es)]: ☐ Case Record, dated [specify]: ☐ Service Plan, dated [specify]: ☐ Probation Department report, dated [specify]: ☐ Mental health evaluation, dated [specify]: ☐ The report of [specify]: , dated [specify]: ☐ Other [specify]: c. The following impediments exist, if any, to the fulfillment of the Respondent's permanency plan [specify, indicating documentary sources of information, if any]: 8. [Required in cases where the Respondent has attained the age of 16]: The following special circumstances warrant continued placement of the Respondent [specify]: 9. [Required in cases where the Respondent has attained the age of 14]: The services needed,

if any, to assist the child to make the transition from foster care to independent living are [specify]:

9	These	cervices	are being	provided	as follows	[enecify	٦.
a.	THESE	services	are being	provided	as follows	rspechy	١.

b. These services are not being provided for the following reasons [specify, indicating documentary sources of information, if any; if no services are needed, so indicate]:

10. [Required where the Respondent has been placed out-of-state] The placement of the Respondent at [specify]: [check applicable box]: □ continues to be □ is not appropriate and in the child's best interests because [specify, indicating documentary sources of information, if any]:
11. a. The visitation plan, if any, for the Respondent and the □ parent(s) □ other person(s) legally responsible for Respondent's care is as follows [describe plan(s); if visitation is supervised, so state]:
b. The visitation plan, if any, for the child and the child's sibling(s) or half-sibling(s) is as follows [describe plan(s)]:
12. [Applicable where the Respondent has been in foster care for 15 out of the most recent 22 months]: A termination of parental rights petition: □ was filed on [specify date]: □ the status of the case is as follows [specify]: □ will be filed not later than [specify date]: □ will not be filed for the following reason(s) [check applicable box(es) and cite documentary sources of information, if any]: □ The Respondent is being cared for by a relative or relatives; □ The authorized agency has documented the following compelling reason for not filing a termination of parental rights petition: □ The Respondent was placed as a person in need of supervision and the following facts and circumstances support a permanency plan of: □ return to the parent(s) or other person(s) legally responsible for the Respondent's care, or □ independent living: [specify facts and circumstances, citing documentary sources, if any]:
 □ The Respondent has a permanency plan other than adoption; □ The Respondent is 14 years of age or older and will not consent to adoption; □ There are insufficient grounds for filing a termination petition; □ The Respondent is the subject of a pending child abuse or neglect petition that has not yet reached disposition and the permanency plan is return to the parent(s) or other person(s) legally responsible for the Respondent's care.⁴

³ See Social Services Law §§384-b(3)(l)(i), 384-b(3)(l)(ii).
⁴ This ground does not apply if the Respondent is already in the custody of the local commissioner of

Γαξ
☐ The authorized agency has not provided the following legally required services to the parent(s) of the Respondent that it deems necessary for the safe return of the Respondent [specify, citing documentary sources, if any]:
13. The Respondent has the following conditions and special needs [specify]:
Area Conditions/Special Needs Services Needed Services Provided Last Evaluation
□ Medical
☐ Developmental
□ Educational
☐ Mental Health
☐ Other [specify]:
14. [REQUIRED if approval of placement in Qualified Residential Treatment Program requested; DELETE if inapplicable]:
a). The permanency plan for the Respondent is [specify]: This plan □ has □ has not changed since the most recent dispositional or permanency hearing.
b). The needs of the Respondent require a higher level of care than can be provided by a fos or therapeutic foster home because [specify]:
c). The Respondent has been □ placed □ recommended for placement in [specify name]: a qualified residential treatment program (QRTP).
d). [Applicable to initial QRTP placement only]: The needs of the Respondent have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and a copy of the Respondent have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and a copy of the Respondent have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and a copy of the Respondent have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and a copy of the Respondent have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and a copy of the Respondent have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and a copy of the Respondent have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and a copy of the Respondent have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and a copy of the Respondent have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and a copy of the Respondent have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and the Respondent have been assessed by the Respondent have been as the section of the Respondent have been as the section of the Respondent have been as the section of the Respondent have been as the section of the Respondent have been as the section of the Respondent have been as the section of the Respondent have been as the section of the Respondent have been as the section of the Respondent have been as the section of the Respondent have been as the section of the Respondent have been as the section of the Respondent have been as the section of the Respondent have been as the section of the Respondent have been as the section of the Respondent have been as the section of the Respondent have been as the section of
social services as a result of a proceeding other than the pending child abuse or neglect proceeding. See Social Services Law §§384-b(3)(1)(ii)(E).

Form 7 Pag	
the Qualified Individual's report \square has been submitted separately \square is submitted herewith \square will be submitted within five days of completion but not less than (10) days prior to the date of the first-scheduled hearing on this motion.	e
e). The following circumstances exist that necessitate the continued placement of the Respondent in the QRTP [specify]:	
f. There is no alternative setting available that can meet the Respondent's needs in a less restrictive environment because [specify]:	
g. It would be contrary to the welfare of the Respondent to be placed in a less restrictive sett and that continued placement in a QRTP is in the Respondent child's best interests because [specify]	
15. The Respondent □ is □ is not a Native-American child subject to the Indian Child Welfare Act of 1978 (25 U.S.C. §§ 1901-1963). If so, the following have been notified [check applicable box(es)]: □ parent/custodian [specify name and give notification date]: □ tribe/nation [specify name and give notification date]: □ United States Secretary of the Interior [give notification date]:	
16. No previous application has been made to any court or judge for relief herein requested (except: [specify]:	1
WHEREFORE, Petitioner requests that this Court conduct a permanency hearing and enter a order of disposition extending the Respondent's placement as follows:	ın

A. Approving Petitioner's implementation of the above permanency plan for the Respondent;

B. Extending the Respondent's placement for a period of [specify period of not more than six

months if it is the	first extension and	I not more than for	ir months if it is the seco	and extension l
monuis ii it is me.	mot extension an	i not more man rot		JIIU CAICHSIOILI.

months if it is the first extension and not more than four months if it is the second extension]:			
		tains in foster care, the Petitioner must file a petition for a date not less than 30 days prior to the expiration of this	
D. Granting such othe following [specify]:	r and further relief	as it deems appropriate, including, but not limited to the	
Dated: ,			
		Petitioner	
		Print or Type Name	
	_	Signature of Attorney, if any	
		Attorney's Name (print or type)	
		Attorney's Address and Telephone Number	
		<u>VERIFICATION</u>	
		(Individual)	
STATE OF NEW YORK))ss.:		
COUNTY OF)	being duly sworn, deposes and says:	
That (s)he is and is acquainted with the facts and circumstances of the above-entitled proceeding; that (s)he has read the foregoing petition and knows the contents thereof; that the same is true to (his)(her own knowledge except as to those matters therein stated to be alleged upon information and belief, and that as to those matters (s)he believes it to be true.			
Sworn to before me this day of		Petitioner	
(Deputy) (Clerk of the Cor (Notary Public)	ırt)		

VERIFICATION

(Agency)

STATE OF NEW YORK)	
) ss:	
COUNTY OF)	
		, being duly sworn, deposes and says:
That (s)he is th	e of	,
circumstances thereof; that th	e same is true to (his	ed proceeding and is acquainted with the facts and b)(her) own knowledge, except as to matters therein stated to se matters (s)he believes it to be true.
		Name
		Title
Sworn to before me this day of , .		Title
(Deputy) (Clerk of the Court) (Notary Public)		

F.C.A.§§756-a; 756-b; Form 7-19 S.S.L. §§393, 409-h (Person in Need of Supervision-Extension of Placement and Permanency Hearing Order) 9/2021 At a term of the Family Court of the State of New York, held in and for the County of New York at on **PRESENT** Hon. Judge In the Matter of Docket No. A Person Alleged to be a Person in EXTENSION OF Need of Supervision, PLACEMENT AND PERMANENCY , Respondent **HEARING ORDER** DEADLINE: IF THE RESPONDENT REMAINS IN FOSTER CARE, A PETITION FOR THE NEXT PERMANENCY HEARING MUST BE FILED NOT LATER THAN [SPECIFY]: 1 The above-named Respondent having been adjudicated by this Court to be a person in need of supervision within the meaning of Article 7 of the Family Court Act, and an Order of Disposition, dated [specify]: , having been issued placing Respondent with [check applicable box]: ☐ a suitable person ☐ the Commissioner of Social Services of [specify]: And the petition of [specify]: , for an extension of placement and permanency hearing, sworn to on |specify date|: having been filed in this Court [check applicable box]: □ not less than 15 days prior to the expiration of the period of placement; □ not less than 30 days prior to the expiration of placement where placement had already been extended at a permanency hearing. And notice having been duly given to the following person(s), who appeared as follows: The petition must be filed not less than 30 days prior to the expiration of the placement.

³⁶¹

[specify; check applicable boxes]:	
Respondent	□ with counsel □ without counsel
☐ Parent(s)[specify]:	
☐ Other person(s) legally responsib	
☐ Prospective adoptive parent(s)[sp	
☐ Foster parent(s) caring for Respon	
☐ Relative(s) caring for Respondent	
☐ Authorized Agency caring for Re	spondent [specify]:
☐ Other [specify]:	
And the matter having duly come or been given an opportunity to be heard,	to be heard, and the above-named persons appearing having
[Required if Respondent is Native-Amer	ican; check if applicable]:
	n duly notified [check applicable box(es)]:
	ribe/nation United States Secretary of the Interior;
_	appeared and participated as a party;
☐ appeared and declined	
□ appeared and requeste	
not appeared;	a transfer of jurisdiction,
And the position and information pr County, having been considered	ovided by the Commissioner of Social Services of [specify]: d by the Court;
	mination and inquiry into the facts and circumstances of the case pacities of the persons involved, finds and determines the ade pursuant to I <u>and</u> II, below]:
I. Required "Best Interests" and "Reason provide case-specific reasons in both A and	able Efforts" Findings [check applicable boxes and B below]:
A. <u>"Best Interests" Finding</u> : Return of be contrary to the Respondent's best interest	the Respondent to the home \(\subseteq \text{would would not} \) because [specify facts and reasons]:
This determination is based upon the follows:	ng information [check applicable box(es)]:
☐ Extension of Placement and Perm	anency Petition, dated [specify]:
☐ Case Record, dated [specify]:	
☐ Service Plan, dated [specify]:	
☐ Probation Department report, date	
☐ Mental health evaluation, dated [s	
☐ The report of [specify]:	, dated [specify]:

☐ Testimony of [specify]:
☐ Other [specify]:
B. <u>"Reasonable Efforts" Findings</u> :
1. Reasonable efforts, where appropriate, to return the Respondent home safely [check applicable box and state reasons as indicated]:
□ were made as follows [specify]:
□ were not made but the lack of efforts was appropriate [check all applicable boxes]: because of a prior judicial finding that the authorized agency was not required to make reasonable efforts to reunify the Respondent with the □ parent(s) □ person(s) legally responsible for Respondent's care [specify date of finding]:
□ were not made.
This determination is based upon the following information [check applicable box(es)]: □ Extension of Placement and Permanency Petition, dated [specify]: □ Case Record, dated [specify]: □ Service Plan, dated [specify]: □ Probation Department report, dated [specify]:
☐ Mental health evaluation, dated [specify]:
☐ The report of [specify]: ☐ Testimony of [specify]: ☐ Other [specify]:
2. [Required in cases in which the Respondent's permanency plan is adoption, guardianship or permanent living arrangement other than reunification]: Reasonable efforts to make and finalize the permanency plan of [specify]:
☐ were made as follows [specify reasonable efforts, including specific documents or evidence supporting findings]:
☐ were not made.
This determination is based upon the following information [check applicable box(es)]: □ Extension of Placement and Permanency Petition, dated [specify]: □ Case Record, dated [specify]: □ Service Plan, dated [specify]: □ Probation Department report, dated [specify]:

	Form 7-19 Page 4
 ☐ Mental health evaluation, dated [specify]: ☐ The report of [specify]: ☐ Testimony of [specify]: ☐ Other [specify]: 	, dated [specify]:
Permanent Living Arrangement (APPLA)	rs of age or older with Alternative Planned Goals [check applicable box(es)]: A. Required ith Alternative Planned Permanent Living icable box(es)]:
	provided to the Court that a "reasonable and prudent Respondent in the facility or home in which he or she
provided with regular, ongoing opportunities	provided to the Court that Respondent has been so to engage in age or developmentally appropriate oppropriate manner about the opportunities to
reason(s) that it would not be in the Responde	provided to the Court, indicating compelling ent's best interests to return home, be referred for laced with a fit and willing relative, or placed with a [specify compelling reason(s)]:
ongoing, and, as of the date of this petition, us Respondent home or secure a placement for including adult siblings, a legal guardian, or	provided to the Court, indicating that intensive, nsuccessful efforts were made to return the or the Respondent with a fit and willing relative, r an adoptive parent, including through efforts that edia to find biological family members of Respondent.
5. The Court inquired directly of the Res	pondent regarding the permanency plan.
6. The following individual, with whom and is designated to be the Respondent's perm	Respondent has a significant connection, is willing manency resource [specify]:
	with a significant connection to an adult willing to be a ne best permanency plan for the Respondent because

Placements, Indian Child Welfare Act and Qualified Residential Treatment Programs:
☐ [Required where Respondent is 16 years of age or older and is placed]: The following special circumstances warrant placement of the Respondent [specify]:
☐ [Required where Respondent is 14 years of age or older and is placed]: The services, if
any, needed to assist the Respondent to make the transition from foster care to independent living are [specify]:
☐ [Required in cases in which the Respondent is placed outside New York State]: Placement outside New York State ☐ is ☐ is not appropriate and in the Respondent's best interests;
[Required if Respondent is Native-American; delete if inapplicable]: ☐ And the following having been duly notified [check applicable box(es)]: ☐ parent/custodian ☐ tribe/nation ☐ United States Secretary of the Interior; And the tribe/nation having: ☐ appeared and participated as a party; ☐ appeared and declined to assume jurisdiction; ☐ appeared and requested transfer of jurisdiction; ☐ not appeared;
☐ Required Findings if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]:
This Court, upon examination of the motion papers and supporting affidavit(s); [initial placements only]: the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]: ; and [specify other information considered]:
; and \Box upon hearing testimony in relation thereto \Box upon consent of all parties without a hearing, finds the following [check applicable box(es)]:

A. home	The needs of the Respondent \square can \square cannot be met through placement in a foster family because [specify facts and reasons]:
☐ doe	Placement of the Respondent in a Qualified Residential Treatment Program (QRTP) is does not provide the most effective and appropriate level of care for the Respondent in strestrictive environment because: [specify facts and reasons]:
	Placement in [specify name of QRTP]: is in is not consistent with the short-term and long-term goals for the Respondent, as ed in the Respondent's permanency plan because [specify facts and reasons]:
D. to be pl [specify	The following efforts, if any, have been made to prepare the Respondent to return home, or laced with a fit and willing relative, foster family home, legal guardian or adoptive parent y]:
	[Applicable to initial placements in QRTP; delete if inapplicable]: Where the Qualified has determined that the placement of the above-named Respondent in the Qualified ntial Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:
Respon	☐ Circumstances exist that necessitate the continued placement of the above-named ident in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and is]:
needs i	☐ There is not an alternative setting available that can meet the above-named Respondent's n a less restrictive environment; and
	☐ It would be contrary to the welfare of the above-named Respondent to be placed in a less ive setting and continued placement in the QRTP is in the Respondent's best interests because y facts and reasons]:
	V, after examination and inquiry into the facts and circumstances and after hearing the and testimony, it is, therefore,

A. Extension of Placement: Disposition of Petition [Required; check applicable box]:	
☐ ORDERED that the petition is GRANTED and the placement is extended to the following	date
[specify]: , subject to further orders of this Court.	
□ ORDERED that the petition is DISMISSED and the Respondent is discharged from the cu	
of [specify]: on [specify date no later than the date of expiration of the placen period]:	nent
B. Permanency Plan [Required if placement extended; check applicable box(es)]: ORDERED that Petitioner's permanency plan for the Respondent [check applicable box]:	
☐ is approved ☐ is modified,	
as follows [check applicable box(es) and indicate time frame(s)]:	
□ reunification with the □ parent(s) □ person(s) legally responsible for Respondent's [specify date]:	s care
placement for adoption upon filing of a petition to terminate parental rights by [specidate]:	ify
referral for legal guardianship by [specify name and date]:	
permanent placement with the following fit and willing relative [specify name]: by [specify date]:	
☐ [Applicable ONLY to Respondents 16 years of age or older]: permanent placement the following alternative planned living arrangement [specify]:	nt in
(and it is further)	
C. Reasonable Efforts [Check applicable box]: [Applicable in cases in which the Respondent's goal is reunification with the parent or guardian	n]:
☐ ORDERED that following reasonable efforts shall be made to make and finalize the Respondent's goal of reunification [specify]: ; (and it is further)	
[Applicable in cases in which the Respondent's goal is adoption, guardianship or permanent livarrangement other than reunification; delete if inapplicable]: □ ORDERED that following reasonable efforts shall be made to make and finalize the child goal of [specify goal and describe efforts]:	
; (and it is further)	

ORDERED that the service plan submitted by the Petitioner [check applicable box]:
☐ is appropriate ☐ should be modified as follows [specify]: ;
and shall be given by Petitioner to the \square parent(s) \square person(s) legally responsible for Respondent's care, along with a copy of this Order; ; (and it is further)
E. <u>Transitional Services</u> : [Optional in cases where the Respondent is 14 years of age or older; check box if applicable]: ORDERED that the Petitioner is directed to provide the following services determined above to be needed to assist the Respondent to make the transition from foster care to independent living [specify]:
; (and it is further)
F. <u>Out-of-State Placement</u> [Required where the child has been placed out-of-state; check box if applicable]: ☐ ORDERED that the placement of the child at [specify]: ☐ is appropriate and in the child's best interests and is continued until [specify]:
□ is not appropriate and in the child's best interests and the child shall, therefore, be returned to New York State to be □ placed with [specify]: until [specify]: □ discharged to [specify]: ; (and it is further)
G. Progress Reports, Notices and Visitation Plans [Optional; check box(es) if applicable]: ☐ ORDERED that Petitioner shall make a progress report to the Court, the parties and the attorney for the Respondent on the implementation of this order not later than 90 days from the date of this order and every [specify period]: days thereafter ; (and it is further)
□ ORDERED that if the above permanency plan for the Respondent is changed, notice shall be provided to the Court, the parties and the attorney for the Respondent forthwith; (and it is further)
\square ORDERED that the \square parent(s) \square person(s) legally responsible for Respondent's care be notified of the planning conference(s) to be held and of (his)(her)right to attend such conference(s) with counsel or other person; ;(and it is further)

□ ORDERED that Petitioner shall provide the □ parent □ person(s) legally responsible for Respondent's care with visitation with the Respondent as follows [describe visitation plan]: ; (and it is further)
☐ ORDERED that Petitioner shall provide the following sibling(s) [specify]: with visitation with the Respondent as follows [describe visitation plan]: ; (and it is further)
 H. Native-American Child [Check box if applicable]: □ ORDERED that the following should be notified of this proceeding [specify]: the □ custodian of the child; □ tribe/nation; □ United States Secretary of the Interior
☐ ORDERED that in light of the assumption of jurisdiction by the tribe/nation, this petition is DISMISSED WITHOUT PREJUDICE.
1. <u>Notice of Absconding</u> [Required in <u>all</u> cases where child is placed with Commissioner of Social Services]:
□ ORDERED that if the child absconds from the above-named custodial person or facility, written notice shall be given within 48 hours to the Clerk of Court by the custodial person or by an authorized representative of the facility, stating the name of the child, the docket number of this procedure, and the date on which the child ran away; (and it is further)
J. □ Required Order if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]: After examination and inquiry into the facts and circumstances [check box if applicable]: □ and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]:
☐ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is GRANTED, and placement of the Respondent in [specify name of QRTP]: is hereby approved.
OR
□ ORDERED, that the Petitioner's application for placement of the Respondent in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named Respondent shall be [check applicable box and specify]: □ returned or released to the following parent [specify]: □ returned to or placed with the following legal guardian [specify]:

☐ returned to or placed with the following suitable adult/relative [specify]:
☐ returned to or placed in the following foster home [specify]:
returned to or placed in the following facility providing supports for pre-natal, post-
partum and parenting youth: (specify]:
☐ returned to or placed in the following residential program providing supportive
services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social
Services Law §447-a (1) [specify]:
returned or placed in an available supervised setting, as defined in Social Services Lav
§371, that is approved and supervised by an authorized agency or the local social services district
and that provides a transitional experience for older youth in which such youth may live
independently [specify]:
O.D.
OR
On or before [specify date]: , Petitioner shall make such other arrangements for the above-named Respondent's care and welfare that is in the best interests of the Respondent and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:
J. <u>Deadline for Filing Next Permanency Petition</u> [Required if this is the first permanency hearing and placement is extended; not permitted if placement has already been extended twice]:
☐ ORDERED that if the Respondent remains in foster care, Petitioner shall file a petition for the next permanency hearing NO LATER THAN [specify date no later than 30 days before the expiration of the placement and the permanency hearing shall be completed by [specify date]:
; (and it is further)

		Form 7-19 Page 11
ORDERED, that).
	ENTERED).
Dated:	Judge of the Family Court	
FROM THIS ORDER MUST BE TAK THE ORDER BY APPELLANT IN CO MAILING OF THE ORDER TO APP	THE FAMILY COURT ACT AN APPEAL KEN WITHIN 30 DAYS OF RECEIPT OF OURT, 35 DAYS FROM THE DATE OF PELLANT BY THE CLERK OF COURT, A PARTY OR THE ATTORNEY FOR THE WHICHEVER IS EARLIEST.	
Check applicable box:		
☐ Order mailed on [specify date(s) and t	-	
☐ Order received in court on [specify da	te(s) and to whom given!:	

F.C.A. §§ 841; 842; 842-a [Note: If petition is dismissed, use Form 8-7]	Form 8-5 (Family Offense - Order of Fact-finding and Disposition) (9/2021)	
	At a term of the Family Court of the State of New York, held in and for the County of	
DD E C E M E	at , New York, on , .	
PRESENT:		
Hon. Judge		
Petitioner,	Docket No.	
-against-	ORDER OF FACT-FINDING AND DISPOSITION	
Respondent.		
AFTER COURT HEARIN TO JAIL FOR CONTEM EXCEED SIX MONTHS OF AN ORDER OF PRO	JRE TO OBEY THIS ORDER MAY, NG, RESULT IN YOUR COMMITMENT IPT OF COURT FOR A TERM NOT TO FOR EACH VIOLATION. VIOLATIONS TECTION MAY RESULT IN CRIMINAL ICARCERATION FOR UP TO SEVEN L CONTEMPT.	
A petition under Article 8 of the Fa and the Petitioner [specify]: appeared with counsel appeared but counsel appeared	**	
☐ not appeared after service ☐ n	having [check applicable box(es)]: without counsel \square waived counsel \square not appeared; not appeared but service could not be made after every service \square not appeared but counsel appeared;	
the following act(s) [specify]: denied the allegations of the period finding hearing before this Court;	having: knowingly admitted in open court that (s)he committed etition and the matter having duly come on for a fact- r having duly come on for a fact- finding hearing by inquest	

I Omi o o pugo 2	Form	8-5	page	2
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before this Court;			
☐ voluntarily, intelligently and knowingly of finding without admission;	consented to the entry of an order of fact-		
And the Court finds that after [check applied testimony offered in relation to the case \square accepting			
the following allegations in the petition are supported [specify]:	by a preponderance of the evidence		
and that Respondent committed acts constituting the Disorderly conduct Harassment in the 1 st or 2 nd degree Assault in the 2 nd or 3 rd degree Attempted assault in 2 nd or 3 rd degree Criminal mischief Forcible touching Strangulation circulation Identity theft in 1 st , 2 nd or 3 rd degree Coercion in 2 nd degree [Penal Law §13] Unlawful dissemination or publication of [Delete if inapplicable]: And the Court further fin [specify]:	 □ Menacing in the 2nd or 3rd degree □ Reckless endangerment □ Aggravated harassment in the 2nd degree □ Stalking □ Sexual misconduct □ Sexual abuse in the 2^{nd 1} or 3rd degree □ Criminal obstruction of breathing or □ Grand larceny in 3rd or 4th degree 5.60 (1),(2),or (3)] of intimate image(s) [Penal Law §245.15] 		
And the matter having duly come on for a dispersion and inquiry into the facts and circumstant			
IT IS HEREBY [Check applicable box(es)]:			
ORDERED that the petition is GRANTED; and it is further			
☐ ORDERED that the Respondent shall for a period two years ☐ five years ☐ other period [spec conditions of behavior specified in the Order of Protesthis order; and it is further	ify]: observe the		
☐ ORDERED that the Respondent surrender any but not limited to, the following [specify]: Such surrender shall take place on or before [specify			

Where victim is incapable of consent for reason other than being under age 17 [Penal Law §130.60(1)].

			Form 8-5 Pa	ige 5
at [specif	fy location]: ; a	and it is further		
firearm of suspen	RDERED that the Respondent's lice or firearms, if any, pursuant to Penal nded; \square revoked; and \square the Respondent period of this order; and it is furt	Law §400.00, is herebondent shall remain inc	y [check app	licable boxes]:
for the be	-1 -	estitution in the amount the rate of \$	_	to [specify]: nd to be paid in full by
; and it	it is further			
Departme	RDERED that the Respondent is plent of Courd conditions [check applicable prov	nty for a period of	1	upon the following
1.	Observe the specified conditions of		n the Order o	f Protection issued
2.	pursuant to Section 842 of the Far Remain within the jurisdiction of		d permission	to leave by the Court
3.	or probation officer. Answer all reasonable inquiries by		and notify the	e probation officer
4.	prior to any change in address or a Report to a probation officer as di	rected by the Court or t	he probation	officer and permit the
5.	probation officer to visit your place. Do not have any contact with the		rify1·	
5.	You must not have any physical, wother contact with such person(s), anyone else to have such contact with such person anyone else to have such contact with such persons anyone else to have such contact with the such persons any physical, which is the such persons any physical, which is the such persons any physical, which is the such persons any physical, which is the such person of the such persons any physical, which is the such person of the s	visual, written, telephor You must not directly with such person(s).	ne, e-mail, fax or indirectly	cause or encourage
6.	Pay for medical or mental health t	reatment expenses for t	the following	person(s) [specify]:
7.	Pay all court-ordered attorney's fe [specify]: matter.		-	ne following person(s) Family Offense
8.	Cooperate with Department of So with this Family Offense matter.	cial Services and/or chi	ld protective	workers associated
9.	Obey the order for [check applical	ble box]:		
	☐ no visitation ☐ supervised visitation with your	sitation 🗖 unsupervised		with your children.
10.	Surrender any and all firearms ow designated above by the date and		u to the law	enforcement agency
11.	Attend, pay for, and satisfactorily help end violent behavior. You v completion as determined by your	participate in a batteren vill not be discharged fo	om probation	
12.	Participate in available [check app	•		stance abuse

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of Probation. 15. Pay restitution or reparation in the amount of \$		☐ psychiatric evaluation and treatment and remain in a specified program as follows:
13. Submit to drug/alcohol (alcosensor/urinanalysis) testing as requested by your probation officer. You must cooperate with drug/alcohol counseling and random testing as deemed necessary by your probation officer. [Note: Cannabis Law §127(6) provides that "A person's use of cannabis or conduct under this chapter shall not be prohibited unless it has been shown by clear and convincing evidence that the prohibition is reasonably related to the underlying crime" or unless the person is a "certified medical patient" with a lawful prescription for medical marijuana. 14. Obey the directions given by the probation officer to insure compliance with the Conditions of Probation. 15. Pay restitution or reparation in the amount of \$ to [specify]: for the benefit of the following person(s)[specify]: to begin on [specify date] : at the rate of \$ per month and to be paid in full by [specify date] at the rate of \$ per month and to be paid in full by [specify date] at the rate of \$ per month and to be paid in full by [specify date] of [specify]:		chapter shall not be prohibited unless it has been shown by clear and convincing evidence that the prohibition is reasonably related to the underlying crime" or unless the person is a "certified
necessary by your probation officer. [Note: Cannabis Law §127(6) provides that "A person's use of cannabis or conduct under this chapter shall not be prohibited unless it has been shown by clear and convincing evidence that the prohibition is reasonably related to the underlying crime" or unless the person is a "certified medical patient" with a lawful prescription for medical marijuana. 14. Obey the directions given by the probation officer to insure compliance with the Conditions of Probation. 15. Pay restitution or reparation in the amount of \$	13.	
chapter shall not be prohibited unless it has been shown by clear and convincing evidence that the prohibition is reasonably related to the underlying crime" or unless the person is a "certified medical patient" with a lawful prescription for medical marijuana. 14. Obey the directions given by the probation officer to insure compliance with the Conditions of Probation. 15. Pay restitution or reparation in the amount of \$		necessary by your probation officer.
the prohibition is reasonably related to the underlying crime" or unless the person is a "certified medical patient" with a lawful prescription for medical marijuana. 14. Obey the directions given by the probation officer to insure compliance with the Conditions of Probation. 15. Pay restitution or reparation in the amount of \$ to [specify]: for the benefit of the following person(s)[specify]: to begin on [specify date]: at the rate of \$ per month and to be paid in full by [specify date] 16. Sign Release of Information. 17. Other: ORDERED that the Judgment against the Respondent be and the same is suspended for a period of [specify]: months upon the following terms and conditions [check applicable provisions; see 22 NYCRR \$205.74(a)]: 1. Stay away from the residence of the following person(s) [specify]: 2. Stay away from the place of employment or place of education attended by the following person(s) [specify]: ; and do not directly or indirectly cause or encourage anyone else to have such contact with such person(s). 4. Do not repeat the conduct that was adjudicated a family offense at the fact-finding hearing. 5. Cooperate in seeking to obtain and in participating in [check applicable boxes]: evaluation and treatment [specify]: medical psychiatric alcoholism drug abuse other [specify]: Note: Cannabis Law \$127 provides that "A person's use of cannabis or conduct under this chapter shall not be prohibited unless it has been shown by clear and convincing evidence that the prohibition is reasonably related to the underlying crime." employment counseling family counseling child guidance services batterer's educational program designated to help end violent behavior evaluation, treatment or services specified in ¶5, above. 7. Allow medical or psychiatric treatment to be furnished to the following person(s) [specify]:		
medical patient" with a lawful prescription for medical marijuana. 14. Obey the directions given by the probation officer to insure compliance with the Conditions of Probation. 15. Pay restitution or reparation in the amount of \$		
14. Obey the directions given by the probation officer to insure compliance with the Conditions of Probation. 15. Pay restitution or reparation in the amount of \$ to [specify]: for the benefit of the following person(s)[specify]: to begin on [specify date] : at the rate of \$ per month and to be paid in full by [specify date] 16. Sign Release of Information. 17. Other: ORDERED that the Judgment against the Respondent be and the same is suspended for a period of [specify]: months upon the following terms and conditions [check applicable provisions; see 22 NYCRR \$205.74(a)]: 1. Stay away from the residence of the following person(s) [specify]: 28. Stay away from the place of employment or place of education attended by the following person(s) [specify]: 3. Do not have any physical, visual, written, telephone, e-mail, fax or other electronic or other contact with the following person(s) [specify]: ; and do not directly or indirectly cause or encourage anyone else to have such contact with such person(s). 4. Do not repeat the conduct that was adjudicated a family offense at the fact-finding hearing. 5. Cooperate in seeking to obtain and in participating in [check applicable boxes]: evaluation and treatment [specify]: medical psychiatric alcoholism drug abuse other [specify]: Note: Cannabis Law \$127 provides that "A person's use of cannabis or conduct under this chapter shall not be prohibited unless it has been shown by clear and convincing evidence that the prohibition is reasonably related to the underlying crime." employment counseling family counseling child guidance services batterer's educational program designated to help end violent behavior employment counseling family counseling child guidance services batterer's educational program designated to help end violent behavior evaluation, treatment or services specified in ¶5, above		
	14.	
benefit of the following person(s)[specify]:		
at the rate of \$per month and to be paid in full by [specify date] 16. Sign Release of Information. 17. Other: ORDERED that the Judgment against the Respondent be and the same is suspended for a period of [specify]: months upon the following terms and conditions [check applicable provisions; see 22 NYCRR §205.74(a)]: 1. Stay away from the residence of the following person(s) [specify]: 2. Stay away from the place of employment or place of education attended by the following person(s) [specify]: 3. Do not have any physical, visual, written, telephone, e-mail, fax or other electronic or other contact with the following person(s) [specify]: and do not directly or indirectly cause or encourage anyone else to have such contact with such person(s). 4. Do not repeat the conduct that was adjudicated a family offense at the fact-finding hearing. 5. Cooperate in seeking to obtain and in participating in [check applicable boxes]: evaluation and treatment [specify]: medical psychiatric alcoholism drug abuse other [specify]: [Note: Cannabis Law §127 provides that "A person's use of cannabis or conduct under this chapter shall not be prohibited unless it has been shown by clear and convincing evidence that the prohibition is reasonably related to the underlying crime." hat providence review of the full guidance services batterer's educational program designated to help end violent behavior Permit information to be obtained by the Court from any person or agency providing evaluation, treatment or services specified in ¶5, above 7. Allow medical or psychiatric treatment to be furnished to the following person(s) [specify]:	15.	
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7. Allow medical or psychiatric treatment to be furnished to the following person(s) [specify]:	6.	· · · · · ·
<u> </u>		
	$\frac{7}{8}$	Allow medical or psychiatric treatment to be furnished to the following person(s) [specify]:

	Form 8-5 Page 5
9. Pay restitution or reparation benefit of the following per to begin on [specify date]:	nintaining the home or household. n in the amount of \$ to [specify]: for the rson(s) [specify]: at the rate of \$ per month and to be e]
☐ And it is further ORDERED th	nat [specify]:
Dated: , .	ENTER:
	JUDGE OF THE FAMILY COURT
ORDER MUST BE TAKEN WITHI IN COURT, 35 DAYS FROM THE I THE CLERK OF COURT, OR 30 D	F THE FAMILY COURT ACT, AN APPEAL FROM THIS N 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT DATE OF MAILING OF THE ORDER TO APPELLANT BY AYS AFTER SERVICE BY A PARTY OR THE ATTORNEY ELLANT, WHICHEVER IS EARLIEST.
Check applicable box:	
☐ Order mailed on [specify date(s) and	to whom mailed]:
	ate(s) and to whom given]:
☐ Order served by police on [specify date of the content of the c	nte]:

F.C.A §§1017, 1022 Form 10-1 S.S.L.§§393, 409-h (Child Protective--Order Directing Temporary Removal of Child Before Filing of Petition) 9/2021 At a term of the Family Court of the State of New York, held in and for the County of New York at on PRESENT: Hon. Judge In the Matter of Docket No. FAMILY FILE #: CIN# A Child(ren) under the Age of ORDER DIRECTING Eighteen Years Alleged to be **TEMPORARY** □Abused □Neglected by REMOVAL OF CHILD (Before Filing of Petition) Respondent(s)

NOTICE:

IF YOUR CHILD STAYS IN FOSTER CARE FOR 15 OF THE MOST RECENT 22 MONTHS, THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD. IF SEVERE ORREPEATED ABUSE IS PROVEN BY CLEAR AND CONVINCING EVIDENCE, THIS FINDING MAY CONSTITUTE THE BASIS TO TERMINATE YOUR PARENTAL RIGHTS. IF THE PETITION IS GRANTED, YOU MAY LOSE YOUR RIGHTS TO YOUR CHILD AND YOUR CHILD MAY BE ADOPTED WITHOUT YOUR CONSENT.

THE CHILD ABUSE OR NEGLECT PETITION MUST BE FILED BY [specify date/time]: THE REMOVAL HEARING [F.C.A. §1027] SHALL BE HELD ON [specify date/time]: THE PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]:

An application having been made to this Court by [check applicable box]:

¹ Specify a date certain not more than eight months from the date of removal. If the child has a sibling or half-sibling removed from the home, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was removed on a juvenile delinquency or PINS petition or unless he or she has been freed for adoption. If the child is finally discharged from care on the scheduled date, the permanency hearing shall be cancelled.

Form 10-1 Page 2
□ a duly authorized child protective agency [specify]: ; or □ a person authorized by the Court [specify]: for an order directing the temporary removal of the above-named child(ren) from their residence pursuant to Section 1022 of the Family Court Act;
And the Respondent(s) [check applicable box(es)]: having been present at the hearing of this application; and having been represented not been represented waived representation by counsel; having not been present at the hearing of this application, but [check box]: having been given notice of this application by [specify]: having not been given notice of this application;
[Check box if applicable]: \square and the following Non-respondent parent was present and \square was \square was not represented by counsel;
[Required in cases involving Native-American children; check if applicable]: ☐ And the following having been duly notified [check applicable box(es)]: ☐ parent/custodian ☐ tribe/nation ☐ United States Secretary of the Interior; And the tribe/nation having: ☐ appeared and participated as a party; ☐ appeared and declined to assume jurisdiction; ☐ appeared and requested transfer of jurisdiction; ☐ not appeared;
The Court finds and determines the following [Note: judicial findings must be made pursuant to I and II and, below, if temporary removal is GRANTED]:
I. Criteria for Temporary Removal of Child(ren) [All four criteria, A, B, C and D, must be met]: A. The □ parent □ person legally responsible for the child(ren) [check applicable boxes]: □ is absent and cannot be located after reasonable effort to do so; or □ was asked and refused to consent to temporary removal of the child(ren) and □ was □ was not informed of an intent to apply for an order of removal; or □ consented to the temporary removal of the child(ren); and
B. The child(ren) appear(s) to so suffer from abuse or neglect by the \square parent(s) \square person(s) legally responsible for the child(ren)'s care; and
C. Immediate removal of the child(ren) is necessary to avoid imminent danger to the child(ren)'s life or health because [specify facts and reasons, including specific documents or evidence supporting findings]:
; and
D. There is not enough time to file a petition and hold a preliminary hearing under Section 1027 of the Family Court Act.

provide <u>case-specific reasons</u> in <u>both</u> A and B, below]: A. Continuation in the child(ren)'s home would would not be contrary to the best interests of the child(ren) because [specify facts and reasons]: This determination is based upon the following information [check applicable box(es)]: Report of Suspected Child Abuse or Neglect Case Record, dated [specify]: Service Plan, dated [specify]: Testimony of [specify]: Other [specify]: Other [specify]: B. Reasonable efforts, where appropriate, to prevent or eliminate the need for removal of the child(ren) from the home [check applicable box and state reasons as indicated]: were made as follows [specify]: were not made but the lack of efforts was appropriate [check all applicable boxes]: because of a prior judicial finding that the Petitioner was not required to make reasonable efforts to reunify the child(ren) with the Respondent(s) [specify date of finding]: because [specify other reason(s)]: were not made. This determination is based upon the following information [check applicable box(es)]: Report of Suspected Child Abuse or Neglect Case Record, dated [specify]: The report of [specify]: The report of [specify]: Testimony of [specify]: Testimony of [specify]: Testimony of [specify]: Testimony of [specify]: Other [specify]: The following Person [specify]: The following person [specify]: The following person [specify]: The following person [specify]: The following person [specify]: The following person [specify]: The following person [specify]: The following person [specify]: The following person [specify]: The following person [specify]: The following person [specify]: The following person [specify]: The following person [specify]: The following person [specify]: The following person [specify]: The following person [specify]:	II. Required "Best Interests" and "Reasonable Eff	orts" Findings [check applicable boxes and
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- · · · · · · · · · · · · · · · · · · ·	including a review of records in accordance with s	•
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Form 10-1 Page 4 \square non-respondent parent \square legal custodian² or guardian \square relative \square suitable person with whom the child(ren) may appropriately reside. [Applicable to non-respondent parent]: Such non-respondent parent: wishes the child(ren) to be released to him/her during the pendency of this proceeding. wishes to be granted a temporary order of custody, pursuant to a proceeding under Article 6 of the Family Court Act and has filed a petition, Docket # , which [check applicable box]: \square is being heard jointly with this proceeding; \square is scheduled to be heard on [specify date]: [Applicable to legal custodian or guardian]: Such legal custodian or guardian: wishes the child(ren) to be released to him/her during the pendency of this proceeding. [Applicable to relatives and other suitable persons]: Such person: □ seeks approval as a foster parent in order to provide care for the child(ren); wishes to provide care and custody for the child(ren) without foster care subsidy during the pendency of an order pursuant to section 1055 of the Family Court Act. ☐ wishes to be granted an order of temporary custody, pursuant to a proceeding under Article 6 of the Family Court Act and has filed a petition, Docket # , which [check applicable box]: ☐ is being heard jointly with this proceeding; ☐ is scheduled to be heard on [specify date]: ☐ wishes to be appointed guardian pursuant to a proceeding under Article 6 of the Family Court Act and has filed a petition, Docket # , which [check applicable box]: \square is being heard jointly with this proceeding; \square is scheduled to be heard on [specify date]: ☐ There is no non-respondent parent, legal custodian or guardian or relative or suitable person with whom the child(ren) may appropriately reside. **B.** Imminent risk to the child(ren) \square would \square would not be eliminated by the issuance of a temporary order of protection or order of protection directing the removal of [specify]: from the child(ren)'s residence. IV.

[REQUIRED if pre-petition placement in a Qualified Residential Treatment Program (QRTP) is requested; DELETE if inapplicable]: This Court, upon examination of the motion papers and supporting affidavit(s); the Qualified Individual's written assessment, if any, of the appropriateness of the requested placement; and any response thereto, including [specify]: and [specify other information considered]:

² "Legal custodian" refers to an individual with an order of custody issued prior to, and separate from, the child protective proceeding. A release to such an individual is distinguished from a child placed in the custody of an individual pursuant to an order of custody issued under Article 6 and section 1055-b of the Family Court Act. Such a custody order results in the termination of all orders under Article 10 of the Family Court Act, would not be deemed a "release" of the child and would thus not be the subject of a violation petition.

Form 10-1 Page 5 ; and \square upon hearing testimony in relation thereto \square upon consent of all parties without a hearing, finds the following [check applicable box(es)]: The needs of the child \square can \square cannot be met through placement in a foster family home pending resolution of this matter because [specify facts and reasons]: Placement of the child in a Qualified Residential Treatment Program (QRTP) \(\square\) does ☐ does not provide the most effective and appropriate level of care for the child in the least restrictive environment pending resolution of this matter because: [specify facts and reasons]: Placement in [specify name of QRTP]: □ is □ is not consistent with the short-term and long-term goals for the child, as specified in the child's permanency plan from a prior matter [specify] because [specify facts and reasons]: Where the Qualified Individual has already determined that the placement of the abovenamed child in the Qualified Residential Treatment Program (QRTP) pending resolution of this matter is not appropriate, the Court nevertheless finds: ☐ Circumstances exist that necessitate the placement of the above-named child in the Qualified Residential Treatment Program (QRTP) pending resolution of this matter as follows [specify facts and reasons]: ☐ There is not an alternative setting available that can meet the above-named child's needs in a less restrictive environment pending resolution of this matter; and ☐ Placement in the Qualified Residential Treatment Program (QRTP) pending resolution of this matter is in the child's best interests because [specify facts and reasons]: NOW, therefore, it is hereby □ **ORDERED** that [specify name of child(ren)]: shall be temporarily removed from the place where the child(ren)(is)(are) residing by any peace officer or agent of a duly authorized agency, society or institution and shall be brought to [specify]: : and it is further □ ORDERED that, pending further proceedings, the child(ren) shall be placed in the temporary custody of [check applicable box]: ☐ the Commissioner of Social Services of County; ☐ the Commissioner of Social Services of County to reside

Form 10-1 Page 6 with [specify]: ☐ the following relative(s) or other suitable person(s) [specify]: OR **ORDERED that,** pending further proceedings, the child(ren) shall be temporarily released to the following non-respondent parent(s) [specify]: OR □ **ORDERED** that, pending further proceedings, the child(ren) shall be temporarily released to the following legal custodian(s) or guardian(s) [specify]: OR □ **ORDERED** that, pursuant to a petition filed under Article 6 of the Family Court Act, Docket , the child(ren) (is) (are) placed in the temporary custody of the following non-# [specify]: respondent parent [specify]: ; (and it is further) □ ORDERED that, Petitioner shall notify custodial parents of siblings and half-siblings of the child(ren) of these proceedings and of the next court date; □ **ORDERED** that a petition under Article 10 of the Family Court Act shall be filed in this Court within three court days of the date of this Order unless the child(ren)(is) (are) sooner returned home; [Check applicable box(es)]: ☐ And it further appearing that emergency medical or surgical procedures are necessary to safeguard the life or health of said child, it is further **ORDERED** that ☐ Hospital [specify]: ☐ Physician [specify]: is hereby authorized to provide such emergency medical or surgical procedures for the said child(ren) as may be necessary to safeguard the life or health or said child(ren). ; (and it is further) □ **ORDERED** that the Commissioner of Social Services shall □ provide □ arrange for the provision of following services or assistance to the □ child(ren) □ child(ren)'s family pursuant to section 1015-a or 1022(c) of the Family Court Act [specify]: Applicable to temporary releases of child(ren) to Respondent(s), Non-respondent parents or legal custodians or guardians and temporary custody of child(ren) with relative(s) or suitable person(s); check applicable box(es)]: ☐ IT IS FURTHER ORDERED that, during the period of release or temporary custody, as

applicable, the individual to whom the child(ren) have been released or with whom the child(ren) have been placed into temporary custody under this Order may [check applicable box(es)]:
□ enroll the child(ren) in public school in the applicable school district and, upon verifying the
Order and that the individual resides within the district, such district shall enroll the child(ren);
☐ enroll the child(ren) in their employer-based health insurance plan with the same rights as
child(ren) for whom the individual is the legal guardian or custodian; and
make decisions and provide any necessary consents regarding the child(ren)'s:
\square protection \square education \square care and control \square physical custody \square health and medical needs,
provided that this Order does not limit any rights of the child(ren) to consent to medical care under
applicable laws. ; (and it is further)
□ ORDERED that the Commissioner of Social Services shall conduct a diligent search for any
non-respondent parents of the child(ren), inform them of the pendency of the proceeding and of the opportunity for seeking release or custody of the child(ren) and record the results of such investigation in the child's Uniform Case Record. Such search shall also include, but not be limited to, a person not recognized as a legal parent of the child but who has filed an instrument pursuant to section 4-1.2 of the Estates, Powers and Trusts Law acknowledging paternity with the putative father registry, has a pending paternity petition or has been identified as a parent by the other parent in a written, sworn statement. Such search shall include, but not be limited to, the following person(s) [specify, if known]:
; (and it is further)
ORDERED that the Commissioner of Social Services shall investigate whether there are any grandparents, other relatives or other suitable person(s) with whom the child(ren) may appropriately reside, including, but not limited to [specify]: ; shall inform them of the pendency of the proceeding, shall ascertain whether such person(s) wish to seek approval as foster parent(s) in order to provide care for the child(ren) or wish to provide care and custody for the child(ren) without foster care subsidy during the pendency of any order herein; and shall record the results of such investigation in the child's Uniform Case Record;
; (and it is further)
ORDERED that, within 24 hours of this order, the Commissioner of Social Services shall commence an investigation of the following relatives or other suitable persons as foster parents and thereafter approve such person(s) to be foster parents, if qualified, and, if not, to report such fact and the reasons therefor to the Court, all parties and counsels, including the attorney for the child, forthwith [specify]:
□ ORDERED that if the child absconds from the above-named custodial person or facility, written notice shall be given within 48 hours to the Clerk of Court by the custodial person or by an authorized representative of the facility, stating the name of the child, the docket number of this
procedure, and the date on which the child ran away.
[REQUIRED where pre-petition placement in a Qualified Residential Treatment Program is requested; delete if inapplicable]: After examination and inquiry into the facts and circumstances [check box if applicable]: □ and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]:

-	
☐ ORDERED, that the Petitioner's application for pre-petition placement of the child in the "Qualified Residential Treatment Program" is GRANTED, and placement of the child in [specify nam of QRTP]: pending resolution of this matter is hereby approved.	ıe
OR	
☐ ORDERED, that the Petitioner's application for pre-petition placement of the child in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named child shall be [check applicable box and specify]: returned or released to the following parent [specify]: returned to or placed with the following legal guardian [specify]:	
returned to or placed with the following suitable adult/relative [specify]:	
returned to or placed in the following foster home [specify]:	
returned to or placed in the following facility providing supports for pre-natal, post-partum and parenting youth: (specify]:	
returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]:	
returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently	t
[specify]: OR	
On or before [specify date]: arrangements for the above-named child's care and welfare that is in the best interests of the child and in the most effective and least restrictive setting pending resolution of this matter as the facts of the carequire as follows [specify]:	l
[Applicable Where Child is Native-American]: □ ORDERED that the following should be notified of this proceeding [specify]: the □ custodian of the child; □ tribe/nation; □ United States Secretary of the Interior □ ORDERED that in light of the assumption of jurisdiction by the tribe/nation, this application is DENIED WITHOUT PREJUDICE. ; (and it is further) □ ORDERED that if the child remains in foster care or is directly placed pursuant to Section	
1017 or 1055 of the Family Court Act, a permanency hearing shall be held on [specify date certain]: ³	J

³ Specify a date certain not more than eight months from the date of removal. If the child has a sibling or half-sibling removed from the home, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was removed on a juvenile delinquency or PINS

☐ ORDERED that	; (and it is further)							
	ENTER							
Dated: , .	Judge of the Family Court							
PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST. ⁴								
Check applicable box: ☐ Order mailed on [specify date(s) and to whom mailed]:_ ☐ Order received in court on [specify date(s) and to whom	given]:							

petition or unless he or she has been freed for adoption. If the child is finally discharged from care on the scheduled date, the permanency hearing shall be cancelled.

⁴ <u>Note</u>: A parent or other person legally responsible for a child may challenge an order of removal of the child or children by requesting a hearing before the Family Court. That hearing must be held within three court days of the request, unless good cause is shown. *See* F.C.A. §1028.

F.C.A. §1022; 1017, 1027 Form 10-1c S.S.L. §§393, 409-h (Child Protective-Application for Pre-petition Temporary Removal of Child(ren) From Home) 9/2021 FAMILY COURT OF THE STATE OF NEW YORK COUNTY OF In the Matter of Docket No. CIN# A Child(ren) Under the Age of Eighteen Alleged to be APPLICATION FOR □Abused □Neglected by PRE-PETITION TEMPORARY REMOVAL OF CHILD(REN) FROM **HOME** Respondent(s) IF YOUR CHILD STAYS IN FOSTER CARE FOR 15 OF THE MOST **NOTICE:** RECENT 22 MONTHS, THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD. IF SEVERE OR REPEATED ABUSE IS PROVEN BY CLEAR AND CONVINCING EVIDENCE, THIS FINDING MAY CONSTITUTE THE BASIS TO TERMINATE YOUR PARENTAL RIGHTS. IF THE PETITION IS GRANTED, YOU MAY LOSE YOUR RIGHTS TO YOUR CHILD AND YOUR CHILD MAY BE ADOPTED WITHOUT YOUR CONSENT. TO THE FAMILY COURT: The undersigned, , is [check applicable box]: ☐ the [state title, agency and county]: a duly authorized child protective agency, with offices at [specify]: □ a person authorized by the Court [specify]: and respectfully alleges that:

a. (Upon information and belief,) the child(ren) who are the subject(s) of this

Custodial Parent/Guardian

The child(ren) who (is) (are) the subject(s) of this proceeding (is)(are):

Child's Address

application is/are:

Date of Birth

Name Sex

	nd belief) The father and	mother of the child(ren) and their					
respective residence addresses are: Name of Child(ren)	Name of Parent	Parent's Address					
be temporarily removed from home problems following reasons:	prior to the filing of a chi	re immediate protection and should ld protective petition for the for the child(ren)'s care was:					
☐ absent; ☐ present but refused, whand was informed of this application:	hen asked, to consent to	• • •					
removal is necessary to avoid immine	ent danger to the child's	life or health, because [specify]:					
c. There is not enough to pursuant to Family Court Act §1027.		hold a preliminary hearing					
3. The subject child ☐ is ☐ is Child Welfare Act of 1978 (25 U.S.C [check applicable box(es)]:		n child, who is subject to the Indian he following have been notified					
☐ parent/custodian [specify name and give notification date]:							
☐ tribe/nation [specify name and give notification date]: ☐ United States Secretary of the Interior [give notification date]:							
Officed States Secretary of the Inte	anoi igive nouncation da	uej.					
4. a. Continued placement in the parent's home [check applicable box]: ☐ would ☐ would not be contrary to the child(ren)'s best interests, based upon the following facts and for the following specific reasons [specify]:							
This assertion is based upon the followard Report of suspected abuse or maltreat Case record, dated [specify]:		s and evidence:					
☐ Service Plan, dated [specify]:							
☐ The report of [specify]:	, dated [specify]:					
☐ Other [specify]: ; AND							
b. Reasonable efforts, when of the child(ren) from the home: ☐ were made as follows [specify re supporting findings]:		ng specific documents or evidence					

	Form 10-16 Page 3
☐ because of a prior judicial find	orts was appropriate [check all applicable boxes]: ing that the authorized agency was not required to make ren) and their parent(s)[specify date of finding]:
 □ were not made. This assertion is based upon the follow □ Report of suspected abuse or maltreatm □ Case record, dated [specify]: □ Service Plan, dated [specify]: □ The report of [specify]: □ Other [specify]: 	
5. [Applicable where pre-peti Program is requested; delete if inap	ition placement in Qualified Residential Treatment plicable]:
a. The permanency plan for the	e child, if any, is [specify; delete if inapplicable]:
This plan \square has \square has not changed sinthe following previous case [specify]:	nce the most recent dispositional or permanency hearing in
b. The needs of the child requi or therapeutic foster home because [sp	re a higher level of care than can be provided by a foster ecify]:
-	d ☐ recommended for placement in [specify name]: am (QRTP) pending resolution of this case.
in Social Services Law, Section 409-h been submitted separately is submitted	already been assessed by a Qualified Individual as defined (5) and a copy of the Qualified Individual's report \square has herewith \square will be submitted within five days of prior to the date of the first-scheduled hearing on this
e. The following circumstances QRTP [specify]:	s exist that necessitate the placement of the child in the pending resolution of this case.

f. There is no altern restrictive environment pen				ls in a less
g. Placement in the because [specify]:	QRTP is in the	child's best inte	rests pending resolu	ntion of this case
6. No previous appl herein (except [specify]:	ication has been	made to any co	urt or judge for the	relief requested).
WHEREFORE, the Court Act §1022 temporaring person(s) legally responsible and placing the child(ren) the Services of [specify county temporarily placing the counting the filing of a child Family Court Act §1027, and just and proper.	ly removing the le]: emporarily in th]: Coun child in the follod protective peti	child(ren) from the care and custo ty, and further [twing Qualified] ition and the con	dy of the Department DELETE if inapplication Residential Treatment Evening of a hearing	y parent(s) or nt of Social cable]: ent Program pursuant to
Dated:				
			By:	ency)
	VE	CRIFICATION	(Titl	le)
STATE OF NEW YORK)			
COUNTY OF) ss.:			
COUNTION	,		, being du	aly sworn,
deposes and says:			7	
	_	ecify title and age	ency]:	
☐ an authorized child protect☐ person authorized by the F that (s) he has read the forego knowledge, except as to matter matters (s) he believes it to be	amily Court, and ing and knows the ers therein stated	e contents thereof	that the same is true	to (his)(her) own
			Name	
Sworn to before me this day of , .			Title	
(Deputy)(Clerk of Court) (Notary Public)				

F.C.A §§1017, 1027 Form 10-2 (Child Protective --- Order on Application for S.S.L. §§393, 409-h Temporary Removal of Child After Petition Filed) 9/2021 At a term of the Family Court of the State of New York, held in and for the County of **New York** at on PRESENT: Hon. Judge Docket No. In the Matter of CIN# A Child(ren) under the Age of ORDER ON APPLICATION Eighteen Years Alleged to FOR TEMPORARY Abused "Neglected by REMOVAL OF CHILD (After Petition Filed) Respondent(s)

NOTICE:

IF YOUR CHILD STAYS IN FOSTER CARE FOR 15 OF THE MOST RECENT 22 MONTHS, THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD. IF SEVERE OR REPEATED ABUSE IS PROVEN BY CLEAR AND CONVINCING EVIDENCE, THIS FINDING MAY CONSTITUTE THE BASIS TO TERMINATE YOUR PARENTAL RIGHTS. IF THE PETITION IS GRANTED, YOU MAY LOSE YOUR RIGHTS TO YOUR CHILD AND YOUR CHILD MAY BE ADOPTED WITHOUT YOUR CONSENT.

THE NEXT COURT DATE IS [specify date/time]:

THE PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]:¹A Petition under Article 10 of the Family Court Act having been filed with this Court alleging that the above-named child(ren) (is)(are)[check applicable box(es)]:

Ļ	┙	abused	. L	neg.	lecte	d l	🗕 severel	y a	bused	\sqcup	repe	ated.	ly a	buse	d

¹ Specify a date certain not more than eight months from the date of removal. If the child has a sibling or half-sibling removed from the home, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was removed on a juvenile delinquency or PINS petition or unless he or she has been freed for adoption. If the child is finally discharged from care on the scheduled date, the permanency hearing shall be cancelled.

And the child(ren) [check applicable box(es)]:
☐ having been removed prior to this hearing pursuant to
Family Court Act [specify]: \$\Bigcup \bigsilon \bigsilo
☐ having not been removed prior to this hearing;
And a preliminary hearing having been held by this Court pursuant to Section 1027
of the Family Court Act; and the following person(s) having appeared to determine
whether the child's interests require protection pending a final order of disposition
[specify; check applicable boxes]:
\square Respondent [specify]: \square with counsel \square without counsel
[If Respondent not present]: Respondent \square was \square was not notified of this hearing.
[If Respondent unrepresented]: Respondent \square waived \square did not waive the right to
counsel.
☐ Respondent [specify]: was
\square with counsel
☐ without counsel [If Respondent not present]: Respondent ☐ was
\square was not notified of this hearing.
[If Respondent unrepresented]: Respondent \square waived \square did not waive the right to
counsel.
☐ Attorney for the Child
☐ Petitioner
☐ Other [specify]:
[Required in cases involving Native-American children; check if applicable]:
☐ And the following having been duly notified [check applicable box(es)]:
\square parent/custodian \square tribe/nation \square United States Secretary of the Interior;
And the tribe/nation having:
lacktriangle appeared and participated as a party;
appeared and declined to assume jurisdiction;
☐ appeared and requested transfer of jurisdiction;
☐ not appeared;
The Court finds and determines that [Note: judicial findings must be made under I, II and III if
temporary removal is GRANTED]:
I. Criteria for Temporary Removal of Child(ren) [All three criteria (A, B and C) must be met]: A. [check applicable boxes]:
The \square parent(s) \square person(s) legally responsible for the child(ren) \square is absent and
cannot be located after reasonable effort to do so; or
☐ was asked and refused to consent to temporary removal of the child(ren) and
\square was \square was not informed of an intent to apply for an order of removal; or
consented to the temporary removal of the child(ren)
- consented to the temporary removaror the child(ren)

	OR
☐ The §1024	e child(ren) was/were removed on an emergency basis, pursuant to Family Court Act
, 10 1	AND
	B. The child(ren) appear(s) to so suffer from abuse or neglect by the \sqcup parent(s) \sqcup person(s) legally responsible for the child(ren)'s care; and
	AND
	C. Immediate removal or, if already removed, continued removal, of the child(ren) is sary to avoid imminent danger to the child(ren)'s life or health because [specify facts and ns, citing specific documents or evidence supporting findings]:
the be	Required "Best Interests" and "Reasonable Efforts" Findings [check applicable boxes and le case-specific reasons in both A and B, below]: A. Continuation in, or return to, the child(ren)'s home would would not be contrary to est interests of the child(ren) because [specify facts and reasons]: letermination is based upon the following information [check applicable box(es)]: Petition Report of Suspected Child Abuse or Neglect "Case Record, dated [specify]:
	☐ Service Plan, dated [specify]: ☐ The report of [specify]: ☐ Testimony of [specify]: ☐ Other [specify]:
	B. Reasonable efforts, where appropriate, to prevent or eliminate the need for removal of ild(ren) from the home, and, if the child(ren) were removed prior to the date of this ag, to return them home safely [check applicable box and state reasons as indicated]: were made as follows [specify]:
	 □ were not made but the lack of efforts was appropriate [check all applicable boxes]: □ because of a prior judicial finding that the Petitioner was not required to make reasonable efforts to reunify the child(ren) with the Respondent(s) [specify date of finding]:

☐ because of other reasons [specify]:

 \square were not made.

This d	etermination is based upon the following information Petition	ion [check applicable box(es)]:
	□ Report of Suspected Child Abuse or Neglect□ Case Record, dated [specify]:□ Service Plan, dated [specify]:	
	☐ The report of [specify]:☐ Testimony of [specify]:☐ Other [specify]:	, dated [specify]:
III. [Check	Findings Regarding Alternatives to Removal to F A. Based upon the investigation conducted by the Capplicable box(es]:	
□ The	following person [specify]: is a \square non-respondent parent \square relative \square suita child(ren) may appropriately reside [specify]:	ble person with whom the
	[Applicable to relatives and other suitable person ☐ seeks approval as a foster parent in order to pr☐ wishes to provide care and custody for the childuring the pendency of any order here in. ☐ may be a resource but not yet determined when	rovide care forthe child(ren); d(ren) without foster care subsidy
	ere is no non-respondent parent, relative or suitable priately reside.	e person with whom the child(ren) may
issuan [specif	B. [Required]: Imminent risk to the child(ren) ce of a temporary order of protection or order of p fy]:	
	REQUIRED if placement in a Qualified Residential Trion of this matter is requested; DELETE if inapplicable	
written	ourt, upon examination of the motion papers and supporting assessment, if any, lof the appropriateness of the requesting [specify]: ered]:	
	ny in relation thereto □ upon consent of all parties withouble box(es)]:	; and □ upon hearing t a hearing, finds the following [check

A. The needs of the child \square can \square cannot be met throug resolution of this matter because [specify facts and reasons]:	sh placement in a foster family home pending
B. Placement of the child in a Qualified Residential Tread does not provide the most effective and appropriate level of care environment pending resolution of this matter because: [specify factors]	for the child in the least restrictive
C. Placement in [specify name of QRTP]: □ is □ is not consistent with the short-term and long-term goals fo permanency plan from a prior matter [specify]	r the child, as specified in the child's because [specify facts and reasons]:
D. Where the Qualified Individual has already determine child in the Qualified Residential Treatment Program (QRTP) pend appropriate, the Court nevertheless finds:	
☐ Circumstances exist that necessitate the placemer Residential Treatment Program (QRTP) pending resolution of this is	
☐ There is not an alternative setting available that less restrictive environment pending resolution of this matter; and	can meet the above-named child's needs in a
☐ Placement in the Qualified Residential Treatment matter is in the child's best interests because [specify facts and reason of the child's best interests because [specify facts and reason of the child's best interests because [specify facts and reason of the child's best interests because [specify facts and reason of the child's best interests because [specify facts and reason of the child's best interests because [specify facts and reason of the child's best interests because [specify facts and reason of the child's best interests because [specify facts and reason of the child's best interests because [specify facts and reason of the child's best interests because [specify facts and reason of the child's best interests because [specify facts and reason of the child's best interests because [specify facts and reason of the child's best interests because [specify facts and reason of the child's best interests because [specify facts and reason of the child's best interests]	
NOW, therefore, it is [check applicable box(es)]:	
ORDERED that the application for \square removal or \square continues the continues of the GRANTED OR DENIED; (and it is further)	inued removal of the child(ren) is
☐ ORDERED that the child(ren)(is)(are) released temp☐ Respondent parent(s)[specify]:☐ Non-respondent parent(s) [specify]:	oorarily to the following
OR	
☐ ORDERED that, pending further proceedings, the chil custody of [check applicable box]:	d(ren) shall be placed in the temporary
\square the Commissioner of Social Services of	County;
\Box the Commissioner of Social Services of with [specify]:	County to reside
\Box the following relative(s) or other suitable person(s)	[specify]:

OR

□ ORDERED that, pursuant to a petition filed under Article 6 of the Family Court Act, Docket # [specify]: , the child(ren) (is) (are) placed in the temporary custody of the following non-respondent parent [specify]: ; (and it is further)
[Applicable to release to Respondent parent(s)]:
□ ORDERED that the release to the Respondent parent be under the supervision of [specify]:
[Applicable to release to Non-respondent parent(s) or temporary custody with relative or other suitable person]:
□ ORDERED that, during the period of temporary release or custody, the non-respondent parent legal custodian, relative or other suitable person shall submit to the jurisdiction of the Court with respect to the child and shall cooperate with respect to making the child(ren) available for court-ordered visitation with Respondents, siblings and others, appointments with the child(ren)'s) attorneys and clinicians and other individuals or programs providing services to the children, visits (including home visits) by the child protective agency □ and the following additional direction(s) [specify]:
pending further proceedings herein; (and it is further)
□ ORDERED that, during the period of release or temporary custody, as applicable, the individual to whom the child(ren) have been released or with whom the child(ren) have been placed into temporary custody under this Order may [check applicable box(es)]: □ enroll the child(ren) in public school in the applicable school district and, upon verifying the Order and that the individual resides within the district, such district shall enroll the child(ren);
☐ enroll the child(ren) in their employer-based health insurance plan with the same rights as child(ren) for whom the individual is the legal guardian or custodian; and
☐ make decisions and provide any necessary consents regarding the child(ren)'s: ☐ protection ☐ education ☐ care and control ☐ physical custody ☐ health and medical needs,
provided that this Order does not limit any rights of the child(ren) to consent to medical care under applicable laws.
☐ AND IT IS FURTHER ORDERED that, during the period of temporary release or temporary custody, as applicable, the child protective agency, social services official or duly authorized agency shall provide the following services or assistance to the child(ren) and their family, pursuant to section 1015-a of the Family Court Act [specify]:²

 $^{^2}$ Services and assistance ordered under F.CA.A. §1015-a must be authorized under the comprehensive annual services program plan in effect.

[Additional orders regarding child(ren) removed from their parent(s)]: ORDERED that the child(ren) shall be temporarily removed from the child removed from th	-
child(ren) (is) (are) residing by any peace officer or agent of a duly auth institution and shall be brought to [specify]: pending further proceedings herein; (and it is further)	orized agency, society or
□ ORDERED that: □ Hospital [specify]: [specify]:	□□ Physician
is hereby authorized to provide such emergency medical or surgical prochild(ren) as may be necessary to safeguard the child(ren)'s life or healt	
[Required in child abuse cases unless petition commenced on the basis of and discretionary in child neglect cases, pursuant to FCA §1027 (g)]:	of medical examination
□ ORDERED that the child undergo a medical examination, pursu §251 by the following physician [specify]: , which so colored photographs and, if appropriate, a radiological examination, the with the photographs, shall be submitted to the Court;	hall include the taking of
☐ ORDERED that colored photographs be taken of areas of visible any; (and it is further)	
\square ORDERED that the child protective agency shall \square provide \square a following services or assistance to the (child) (child's family) pursuant to 1015-a or 1022(c) of the Family Court Act [specify]:	•
	(and it is further)
ORDERED within 24 hours of this order, the Commissioner of Scommence an investigation to identify and locate any non-respondent particle of the pendency of the proceeding and of the opportunity for seeking relatively proceeding, record the results of such investigation in the child's Uniform report the results of the investigation to the Court, all parties and counse child(ren)'s attorney, forthwith. Such search shall also include, but not be not recognized as a legal parent of the child(ren) but who has filed an insection 4-1.2 of the Estates, Powers and Trusts Law acknowledging pater father registry, has a pending paternity petition or has been identified as parent in a written, sworn statement. Such search shall include, but not be following person(s) [specify, if known]:	arent(s), inform them ease or custody of the a Case Record and els, including the e limited to, a person strument pursuant to rnity with the putative a parent by the other pe limited to, the
;	(and it is further)
☐ ORDERED that the Commissioner of Social Services shall invest are any grandparents, other relatives or other suitable person(s) with w may appropriately reside, including, but not limited to [specify]: : shall inform them of the pendency of the proceeding, shall ascertain	hom the child(ren)

person(s) wish to seek approval as foster parent(s) in order to provide care for the child(ren) or wish to provide care and custody for the child(ren) without foster care subsidy during the pendency of any order herein; and shall record the results of such investigation in the child's Uniform Case Record;
; (and it is further)
ORDERED that, within 24 hours of this order, the Commissioner of Social Services shall commence an investigation of the following relatives or other suitable persons as foster parents [specify]: and thereafter approve such person(s) to be foster parents, if qualified, and, if not, to report such fact and the reasons therefor to the Court, all parties and counsels, including the attorney for the child, forthwith.
□ ORDERED that if the child absconds from the above-named custodial person or facility, written notice shall be given within 48 hours to the Clerk of Court by the custodial person or by an authorized representative of the facility, stating the name of the child, the docket number of this procedure, and the date on which the child ran away; ; (and it is further)
☐ ORDERED that [specify Respondent (s) or other person(s) before the court]: (is)(are) required to comply with the terms and conditions specified in the order of protection, issued pursuant to Family Court Act §1029, annexed to this order and made a part thereof (and it is further)
[REQUIRED where placement in a Qualified Residential Treatment Program is requested; delete if inapplicable]: After examination and inquiry into the facts and circumstances [check box if applicable]: ☐ and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]:
☐ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is GRANTED, and placement of the child in [specify name of QRTP] pending resolution of this matter is hereby approved.
OR
□ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named child shall be [check applicable box and specify]: returned or released to the following parent [specify]: returned to or placed with the following legal guardian [specify]:

Form 10-2 Page 9 returned to or placed with the following suitable adult/relative [specify]: returned to or placed in the following foster home [specify]: returned to or placed in the following facility providing supports for pre-natal, postpartum and parenting youth: (specify]: returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]: returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]: OR ☐ On or before [specify date]: . Petitioner shall make such other arrangements for the above-named child's care and welfare that is in the best interests of the child and in the most effective and least restrictive setting pending resolution of this matter as the facts of the case require as follows [specify]: [Applicable Where Child is Native-American]: □ ORDERED that the following should be notified of this proceeding [specify]: the □ custodian of the child; □ tribe/nation; □ United States Secretary of the Interior \square ORDERED that in light of the assumption of jurisdiction by the tribe/nation, this petition is DISMISSED WITHOUT PREJUDICE. ; (and it is further) ORDERED that if the child remains in foster care or is directly placed pursuant to Sections 1017 or 1055 of the Family Court Act, a permanency hearing shall be held on [specify]:3 ; (and it is further) 3 Specify a date certain not more than eight months from the date of removal. If the child has a sibling or

³ Specify a date certain not more than eight months from the date of removal. If the child has a sibling or half-sibling removed from the home, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was removed on a juvenile delinquency or PINS petition or unless he or she has been freed for adoption. If the child is finally discharged from care on the scheduled date, the permanency hearing shall be cancelled.

Form 10-2 Page 10		
□ ORDERED	ENTER	
Dated:	Judge of the Family Court	
PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.4		
Check applicable box: Order mailed on [specify date(s) and to whom mailed]: Order received in court on [specify date(s) and to whom given]		

⁴ NOTE: If the parent or other person legally responsible for a child was not present and given the opportunity to be represented by counsel at a hearing conducted pursuant to Family Court Act §1027, the parent or other person legally responsible m ay only challenge an order of removal of the child or children by requesting a hearing before the Family Court, not by appealing to the Appellate Division. The hearing before the Family Court must be held within three court days of the request, unless good cause is shown. See Family Court Act §1028.

F.C.A §§ 1017, 1028; S.S.L. §§393, 409-h

Form 10-5 (Child Protective-Order on Application for Return of Child Temporarily Removed from Home) 9/2021

> Docket No. ORDER ON

APPLICATION FOR

RETURN OF CHILD

REMOVED FROM HOME

TEMPORARILY

At a term of the Family Court of the State of New York, held in and for the County of . at New York on

PRESENT:

Hon. Judge

In the Matter of

FAMILY FILE #:

CIN#

(A) Child(ren) under the Age of Eighteen Years Alleged to be ☐ Abused ☐ Neglected

Respondent(s)

NOTICE:

IF YOUR CHILD STAYS IN FOSTER CARE FOR 15 OF THE MOST RECENT 22 MONTHS, THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD. IF SEVERE OR REPEATED ABUSE IS PROVEN BY CLEAR AND CONVINCING EVIDENCE, THIS FINDING MAY CONSTITUTE THE BASIS TO TERMINATE YOUR PARENTAL RIGHTS. IF THE PETITION IS GRANTED, YOU MAY LOSE YOUR RIGHTS TO YOUR CHILD AND YOUR CHILD MAY BE ADOPTED WITHOUT YOUR CONSENT.

THE NEXT COURT DATE IS [specify date/time]: THE PERMANENCY HEARING SHALL BE HELD ON [specify date/time]:¹

An application having been made pursuant to Family Court Act §1028 for an order returning the child(ren) to the place of residence of such child(ren) by [specify]:

1

half-sibling removed from the home, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was removed on a juvenile delinquency or PINS petition or unless he or she has been freed for adoption. If the child is finally discharged from care on the scheduled date, the permanency hearing shall be cancelled.

Form 10-5 Page 2 , who (is)(are) the [specify]: \square parent(s); \square person(s) legally responsible for the child(ren); \square attorney for the subject child(ren); And the child(ren) having been removed prior to this hearing pursuant to Family Court Act [check applicable box(es)]: \square \$1021 \square \$1022 \$ \square 1024 \square \$1027; And a hearing having been held by this Court pursuant to Family Court Act § 1028; and the following person(s) having appeared to determine whether the child(ren) should be returned pending a final order of disposition [specify; check applicable boxes]: ☐ Respondent [specify]: ☐ with counsel ☐ without counsel ☐ waived representation by counsel ☐ Respondent [specify]: ☐ with counsel □ without counsel □ waived representation by counsel □ Non-respondent parent [specify]: □ with counsel □ without counsel. ☐ Attorney for the child(ren) ☐ Petitioner ☐ Other [specify]: [Required in cases involving Native-American children; check if applicable]: ☐ And the following having been duly notified [check applicable box(es)]: □ parent/custodian □ tribe/nation □ United States Secretary of the Interior; And the tribe/nation having: \square appeared and participated as a party; ☐ appeared and declined to assume jurisdiction; □ appeared and requested transfer of jurisdiction; ☐ not appeared; The Court finds and determines that [Note: judicial findings must be made under I, and, if application for return of child temporarily removed is DENIED, also under II and III]: I. Criteria for Return or Continued Temporary Removal of Child(ren) [check applicable ☐ The child(ren) should be returned home because no imminent risk to the child(ren)'s life or health has been demonstrated. OR ☐ Continued temporary removal of the child(ren) is necessary to avoid imminent risk to the child(ren)'s life or health.

II. Required "Best Interests" and "Reasonable and provide case-specific reasons in both A a	O 2 11
	eturn of the child(ren) to, the child(ren)'s home
and reasons]:	
This determination is based upon the following in ☐ Petition	nformation [check applicable box(es)]:
☐ Report of Suspected Child Abuse or Neglect	
Case Record, dated [specify]:	
☐ Service Plan, dated [specify]:	dated fama siC-1.
☐ The report of [specify]:	, dated [specify]:
☐ Testimony of [specify]:	
☐ Other [specify]:	
B. Reasonable efforts, where appropriate, the child(ren) from the home, and, if the child(ren hearing, to return them home safely [check applied to the child hearing	*
☐ were made as follows [specify]:	
because of a prior judicial findi	was appropriate [check all applicable boxes]: ing pursuant to F.C.A. §1039-b that the brable efforts to reunify the child(ren) with the
☐ because of other reasons [speci	fy]:
This determination is based upon the following in	nformation [about applicable box(as)]:
☐ Petition	mormation [check applicable box(es)].
☐ Report of Suspected Child Abuse or Neglect	
☐ Case Record, dated [specify]:	
☐ Service Plan, dated [specify]:	
The report of [specify]:	, dated [specify]:
☐ Testimony of [specify]:	
☐ Other [specify]:	

III. Findings Regarding Alternatives to Removal to Foster Care: A. Based upon the investigation conducted by the Commissioner of Social Services, including a review of records in accordance with section 1017 of the Family Court Act, [Check
applicable box(es]:
☐ The following person [specify]: is a
\square non-respondent parent G legal custodian or guardian ² \square relative \square suitable person with whom the child(ren) may appropriately reside.
[Applicable to non-respondent parent]: Such non-respondent parent: ☐ wishes the child(ren) to be released to him/her during the pendency of this proceeding. wishes to be granted a temporary order of custody, pursuant to a proceeding under Article 6 of the Family Court Act and has filed a petition, Docket # , which [check applicable box]: ☐ is being heard jointly with this proceeding; ☐ is scheduled to be heard on [specify date]:
[Applicable to legal custodian or guardian]: Such legal custodian or guardian: ☐ wishes the child(ren) to be released to him/her during the pendency of this proceeding.
[Applicable to relatives and other suitable persons]: Such person: □ seeks approval as a foster parent in order to provide care for the child(ren); □ wishes to provide care and custody for the child(ren) without foster care subsidy during the pendency of an order pursuant to section 1055 of the Family Court Act. □ wishes to be granted an order of temporary custody, pursuant t o a proceeding under Article 6 of the Family Court Act and has filed a petition, Docket # , which [check applicable box]: □ is being heard jointly with this proceeding; □ is scheduled to be heard on [specify date]:
☐ wishes to be appointed guardian pursuant to a proceeding under Article 6 of the Family Court Act and has filed a petition, Docket # , which [check applicable box]: ☐ is being heard jointly with this proceeding; ☐ is scheduled to be heard on [specify date]: ☐ There is no non-respondent parent, legal custodian or guardian or relative or suitable person with whom the child(ren) may appropriately reside.
B. [Required]: Imminent risk to the child(ren) □ would □ would not be eliminated by the
² "Legal custodian" refers to an individual with an order of custody issued prior to, and separate from, the child protective proceeding. A release to such an individual is distinguished from a child placed in the custody of an individual pursuant to an order of custody issued under Article 6 and section 1055-b of the Family Court Act. Such a custody order results in the termination of all orders under Article 10 of the Family Court Act, would not be deemed a "release" of the child and would thus not be the subject of a violation petition.

Form 10-5 Page 5 issuance of a temporary or der of protection or order of protection directing the removal of from the child(ren)'s residence; [specify]: .

[REQUIRED if placement in a Qualified Residential Treatment Program (QRTP) pending resolution of this matter is requested; DELETE if inapplicable]: This Court, upon examination of the motion papers and supporting affidavit(s); the Qualified Individual's written assessment, if any, of the appropriateness of the requested placement; and any response thereto, including [specify]: and [specify other information considered]: ; and ☐ upon hearing testimony in relation thereto ☐ upon consent of all parties without a hearing, finds the following [check applicable box(es)]: The needs of the child \square can \square cannot be met through placement in a foster family home pending resolution of this matter because [specify facts and reasons]: B. Placement of the child in a Qualified Residential Treatment Program (QRTP) □ does □ does not provide the most effective and appropriate level of care for the child in the least restrictive environment pending resolution of this matter because: [specify facts and reasons]: C. Placement in [specify name of QRTP]: \square is \square is not consistent with the short-term and long-term goals for the child, as specified in the child's permanency plan from a prior matter [specify] because [specify facts and reasons]: Where the Oualified Individual has already determined that the placement of the above-named child in the Qualified Residential Treatment Program (QRTP) pending resolution of this matter is not appropriate, the Court nevertheless finds: ☐ Circumstances exist that necessitate the placement of the above-named child in the Qualified Residential Treatment Program (QRTP) pending resolution of this matter as follows [specify facts and reasons]: ☐ There is not an alternative setting available that can meet the above-named child's needs in a less restrictive environment pending resolution of this matter, and ☐ Placement in the Qualified Residential Treatment Program (QRTP) pending resolution of this matter is in the child's best interests because [specify facts and reasons]:

and

under applicable laws.

Form 10-5 Page 6 □ **ORDERED** that, pending further proceedings, the child(ren) shall be placed in the temporary custody of [check applicable box]: ☐ the Commissioner of Social Services of County; the Commissioner of Social Services of County to reside with [specify]: ☐ the following relative(s) or other suitable person(s) [specify]: OR □ **ORDERED** that, pursuant to a petition filed under Article 6 of the Family Court Act, Docket # [specify]: , the child(ren) (is) (are) placed in the temporary custody of the following non-respondent parent [specify]: ; (and it is further) □ ORDERED that, during the period of temporary release or temporary custody, as applicable, the non-respondent parent, relative or suitable person shall submit to the jurisdiction of the Court with respect to the child(ren) and shall cooperate with respect to making the child(ren) available for court-ordered visitation with respondents, siblings and others, appointments with the child(ren)'s) attorneys and clinicians and other individuals or programs providing services to the children, visits (including home visits) by the child protective agency □ and the following additional direction(s) [specify]: □ **ORDERED** that, during the period of release or temporary custody, as applicable, the individual to whom the child(ren) have been released or with whom the child(ren) have been placed into temporary custody under this Order may [check applicable box(es)]: ☐ enroll the child(ren) in public school in the applicable school district and, upon verifying the Order and that the individual resides within the district, such district shall enroll the child(ren); in their employer-based health insurance plan with

AND IT IS FURTHER ORDERED that, during the period of temporary release or temporary custody, as applicable, the child protective agency, social services official or duly authorized agency shall provide the following services or assistance to the child(ren) and their family, pursuant to section 1015-a of the Family Court Act [specify]:³

 \square protection \square education \square care and control \square physical custody \square health and medical needs, provided that this Order does not limit any rights of the child(ren) to consent to medical care

make decisions and provide any necessary consents regarding the child(ren)'s:

the same rights as child(ren) for whom the individual is the legal guardian or custodian;

 $^{^3}$ Services and assistance ordered under F.C.A. $\S 1015$ -a must be authorized under the comprehensive annual services program plan in effect.

	Form 10-7	Page	5
□ ORDERED that: □ Hospital [specify]: [specify]: is hereby authorized to provide such surgical procedures for the child(ren) as may be necessary to safthealth; (and it is further) [Required in child abuse cases unless petition commenced examination and discretionary in child neglect cases, pursuant to	eguard the child(r	lical or en)'s life	or
☐ ORDERED that the child undergo a medical examinate Act §251 by the following physician [specify]: the taking of colored photographs and, if appropriate, a radiologistic, along with the photographs, shall be submitted to the Colored Photographs.	, which ical examination,	shall inc	lude
☐ ORDERED that colored photographs be taken of areas any; (and it is further)	of visible trauma	to the ch	ild, if
☐ ORDERED that the child protective agency ☐ provide the following appropriate services or assistance to the child(ren) pursuant to Family Court Act §§ 1015-a or 1022 (c) [specify]:	and to the child(re		ily
ORDERED that the Commissioner of Social Services sany non-respondent parents of the child(ren), inform them of the of the opportunity for seeking custody of the child(ren) and reconvestigation in the child's Uniform Case Record and report the Court, all parties and counsels, including the child(ren)'s attorned also include, but not be limited to, a person not recognized as a last filed an instrument pursuant to section 4-1.2 of the Estate acknowledging paternity with the putative father registry, has a peen identified as a parent by the other parent in a written, s wor include, but not be limited to, the following person(s) [specify, include, but not be limited to, the following person(s) [specify, include, but not be limited to, the following person(s)]	chall conduct a dilice pendency of the pard the results of suresults of the invest, forthwith. Such egal parent of the s, Powers and pending paternity in statement. Such	gent sear proceeding ich stigation to search she child but Trusts La petition o	to the hall who wor has
	; (ar	nd it is fu	rther)
□ ORDERED that the Commissioner of Social Services slany grandparents, other relatives or other suitable person(s) with appropriately reside, including, but not limited to [specify]: ; shall inform them of the pendency of (in the case of relatives or suitable persons) whether such person foster parent(s) in order to provide care for the child(ren) or wish the child(ren) without foster care subsidy during the pendency of record the results of such investigation in the child's Uniform Care	whom the child(r the proceeding, s a(s) wish to seek ap a to provide care a f any order herein; ase Record;	en) may hall ascer oproval a nd custoo	rtain s dy for l

Form 10-5 Page 8 □ ORDERED that, within 24 hours of this order, the Commissioner of Social Services shall commence an investigation of the following relatives or other suitable persons as foster parents and thereafter approve such person(s) to be foster parents, if qualified, and, if not, to report such fact to the Court, all parties and counsels, including the attorney for the child(ren), forthwith [specify]: ; (and it is further) [Applicable where child in custody of Commissioner of Social Services]: □ **ORDERED** that if the child absconds from the above-named custodial person or facility, written notice shall be given within 48 hours to the Clerk of Court by the custodial person or by an authorized representative of the facility, stating the name of the child, the docket number of this procedure, and the date on which the child ran away; (and it is further) □ **ORDERED** that [specify Respondent(s)]: (is)(are) required to comply with the terms and conditions specified in the order of protection, issued pursuant to Family Court Act §1029, annexed to this order and made a part thereof; [REQUIRED where placement in a Qualified Residential Treatment Program is requested; delete if inapplicable]: After examination and inquiry into the facts and circumstances thereto, it is therefore [Check applicable box(es)]: □ **ORDERED**, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is GRANTED, and placement of the child in [specify name of ORTP]: pending resolution of this matter is hereby approved. OR ☐ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named child shall be [check applicable box and specify]: returned to or placed with the following parent [specify]: returned to or placed with the following legal guardian [specify]: returned to or placed with the following suitable adult/relative [specify]: returned to or placed in the following foster home [specify]: returned to or placed in the following facility providing supports for pre-natal, post-partum and parenting youth: (specify): returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]: returned or placed in an available supervised setting, as defined in Social

Services Law §371, that is approved and supervised by an authorized agency or the local social
services district and that provides a transitional experience for older youth in which such youth
may live independently [specify]:
OR

☐ On or before [specify date]: , Petitioner shall make such other arrangements for the above-named child's care and welfare that is in the best interests of the child and in the most effective and least restrictive setting pending resolution of this matter as the facts of the case require as follows [specify]: [Applicable where child is Native-American]: □ **ORDERED** that the following should be notified of this proceeding [specify]: the \square custodian of the child; \square tribe/nation; \square United States Secretary of the Interior □ **ORDERED** that in light of the assumption of jurisdiction by the tribe/nation, this petition is DISMISSED WITHOUT PREJUDICE. [Applicable to child(ren) placed in the custody of the Commissioner of Social Services]: □ **ORDERED** that if the child(ren) remain in foster care or is/are directly placed pursuant to Sections 1017 or 1055 of the Family Court Act, a permanency hearing shall be held on [specify]:⁴ ; (and it is further) □ ORDERED that **ENTER**

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE OR DER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

Judge of the Family Court

Check applicable box:
☐ Order mailed on [specify date(s) and to whom mailed]:
☐ Order received in court on [specify date(s) and to whom given]:

Dated:

⁴ Specify a date certain not more than eight months from the date of removal. If the child has a sibling or half-sibling removed from the home, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was removed on a juvenile delinquency or PINS petition or unless he or she has been freed for adoption. If the child is finally discharged from care on the scheduled date, the permanency hearing shall be cancelled.

F.C.A. §§1017, 1033-b, 1040, 1044,	Form 10-10
1046, 1051, 1052, 1053, 1054	(Child Protective-Order of Fact-finding,
1055, 1055-c, 1057, 1059, 1089;	Disposition and Permanency Hearing)
S.S.L. §393, 409-h	9/2021
	mily Court of the State of New York,
held in and for the C	•
At	New York, on , .
PRESENT:	
Hon.	
Judge.	
In the Matter of	
FAMILY FILE #: CIN #	Docket No.
(A) Child(ren) under Eighteen Years of Age Alleged to be	ORDER OF FACT-FINDING AND DISPOSITION (AND PERMANENCY HEARING)
☐ Abused ☐ Neglected by	☐ Abuse ☐ Neglect
	☐ Severe Abuse ☐ Repeated Abuse
Respondent(s)	1

NOTICE: WILLFUL FAILURE TO OBEY THE TERMS AND CONDITIONS OF THIS ORDER MAY RESULT IN COMMITMENT TO JAIL FOR A TERM NOT TO EXCEED SIX MONTHS.

IF YOUR CHILD(REN) STAY IN FOSTER CARE FOR 15 OF THE MOST RECENT 22 MONTHS, THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD. IF SEVERE OR REPEATED ABUSE IS PROVEN BY CLEAR AND CONVINCING EVIDENCE. THIS FINDING MAY CONSTITUTE THE BASIS TO TERMINATE YOUR PARENTAL RIGHTS. IF THE PETITION IS GRANTED, YOU MAY LOSE YOUR RIGHTS TO YOUR CHILD(REN) AND YOUR CHILD(REN) MAY BE ADOPTED WITHOUT YOUR CONSENT.

THE NEXT COURT DATE IS [specify date/time]:

THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: 1

¹ If a combined dispositional/permanency hearing was held and the child(ren) have been placed, specify a date certain not more than six months from the completion of the hearing. If solely a dispositional hearing was held, specify a date, in most cases the previously-scheduled date, not more than eight months from date of removal of child(ren) from home. No date needs to be set if:(i) the petition is dismissed; or (ii) the child(ren) have not been removed from home; or (iii) have been finally discharged from care; or (iv) custody or guardianship was ordered pursuant to Family Court Act Article 6. If the child(ren) have been placed and the child (ren) have a sibling or halfsibling removed from the home, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was removed on a juvenile delinquency or PINS petition or unless s he or she has been freed for adoption.

The petition of [specify]: under Article 10 of the Family Court Act, sworn to on [specify date]: , having been filed in this Court alleging that the above-named Respondent(s) [check
applicable box(es)]: \square neglected \square abused \square severely abused \square repeatedly abused \square the above-named child; and
Notice having been duly given to the Respondent(s) pursuant to section 1036 or 1037 of the Family Court Act; and [Include separate paragraphs for each Respondent, as necessary]: Respondent [specify]: having:
 □ appeared □ with counsel □ waived counsel □ not appeared after service
☐ not appeared, but service could not be made after every reasonable effort had been made to effect service
☐ not appeared but counsel appeared;
Respondent [specify]: having: appeared with counsel without counsel waived counsel not appeared; not appeared after service not appeared but service could not be made after every reasonable effort had been made to effect service not appeared but counsel appeared;
And Respondent [specify]: having: uvoluntarily, intelligently and knowingly admitted in open court that (s)he committed the following act(s) [specify]:
denied the allegations of the petition and the matter having duly come on for a fact-finding hearing before this Court;
☐ failed to appear and the matter having duly come on for a fact-finding hearing by inquest before this Court;
□ voluntarily, intelligently and knowingly consented to the entry of an order of fact-finding without admission pursuant to Family Court Act §1051(a),
[Check if applicable]: And the Petitioner, Child(ren)'s attorney and all other parties having consented to the entry of such order of fact-finding as well;
And Respondent [specify]: having:
□ voluntarily, intelligently and knowingly admitted in open court that (s)he committed the following act(s) [specify]:
denied the allegations of the petition and the matter having duly come on for a fact-finding hearing before this Court;
a failed to appear and the matter having duly come on for a fact-finding hearing by inquest before this Court;

Form 10-10 Page 3 up voluntarily, intelligently and knowingly consented to the entry of an order of fact finding without admission pursuant to Family Court Act §1051(a), and the Petitioner, Child(ren)'s attorney and all other parties having consented to the entry of such order of fact-finding as well; And where the parent(s) of the above-named child(ren) are not the Respondent(s), the parent(s): ☐ were: present at the hearing and participated as interested party-intervenor(s); were served with a notice and copy of the petition but did not appear; were not served with a notice or copy of the petit ion and did not appear; although every reasonable effort had been made to effect service: ☐ And the child(ren) having been represented by (an) attorney(s): ☐ And the following other interested party-intervenors were present and participated in the hearing [specify name(s) and relationship(s) to child(ren)]: [Required in cases involving Native-American children; check if applicable]: ☐ And the following having been duly notified [check applicable box(es)]: □ parent/custodian □ tribe/nation □ United States Secretary of the Interior; And the tribe/nation having: \Box appeared and participated as a party; appeared and declined to assume jurisdiction; ☐ appeared and requested transfer of jurisdiction; □ not appeared; **And the Court,** after [check box] ☐ hearing the proof and testimony offered in relation to the case; OR accepting the consent of the Respondent, Petitioner and Child(ren)'s attorney to the entry of an order of finding without admission, pursuant to Family Court Act §1051(a); OR ☐ accepting the admission by Respondent [specify]: and having found [check applicable box(es) and specify act(s) of child abuse and/or neglect found, if any, with respect to each child]: □ by a preponderance of the evidence that Respondent [specify]: committed the following acts constituting child neglect child [specify act(s), including name(s) of the child(ren), the Penal Law section, if applicable, and grounds for determination]: □ by a preponderance of the evidence that Respondent [specify]: committed the following acts constituting \square child neglect \square child abuse [specify act(s), including name(s) of the child(ren), the Penal Law section, if applicable, and grounds for determination]:

	☐ by clear and convincing eviden repeatedly abused the child(ren) by a	ce that Respondent [specify]: committing the following acts(s) [specify act(s), ame(s) of the child(ren), the Penal Law section, if
applicab	le; and grounds for determination]:	ame(s) of the emitation, the renar Law section, if
severely	☐ by clear and convincing eviden repeatedly abused the child(ren) by	ce that Respondent [specify]: committing the following acts(s) [specify act(s),
including determin		enal Law section, if applicable; and grounds for
And the	matter having thereafter duly come of DISPOSITIONAL HEARING;	on for a [check applicable boxes]: PERMANENCY HEARING before the Court,
custody	or guardianship petition, pursuan	jointly with hearing of Family Court Act Article 6 to Family Court Act §1055-b; Check Box if applicable]: eard jointly with the G custody G guardianship petition,
		,
		/permanency hearing; check box(es) if applicable]: ere given notice of the permanency hearing and appeared as exes]:
Child(re	n)'s Attorney [specify]:	☐ given notice ☐ appeared ☐ did not appear
•	ive adoptive parent(s)[specify]:	☐ given notice ☐ appeared ☐ did not appear
Foster pa	arent(s)[specify]:	☐ given notice ☐ appeared ☐ did not appear
Relative(s)[specify]:		☐ given notice ☐ appeared ☐ did not appear
Non-respondent parent(s)[specify]:		☐ given notice ☐ appeared ☐ did not appear
Other [s]	pecify]:	☐ given notice ☐ appeared ☐ did not appear
And the	following child(ren) having [check a	pplicable box(es)]:
Child:	☐ appeared ☐ participated as foll	
	☐ did not participate because: ☐	waived unavailable other [specify]:
Child:	☐ appeared ☐ participated as foll	ows [specify]:
		waived □ unavailable □ other [specify]:
Child:	☐ appeared ☐ participated as foll	
	☐ did not participate because: ☐	waived unavailable other [specify]:

And notice of the permanency hearing having been sent not less than 14 days in advance of the hearing to the following former foster parents, who provided ca re for the child(ren) in excess of one year [specify]:

And the Court hearing dispensed with notice to the following former foster parent(s) [specify]: as contrary to the to the child(ren)'s best interests;

And the matter having duly come on to be heard, and the above-named persons appearing having been given notice and an opportunity to be heard, as indicated above, and the Court having considered the position and information provided by the [check applicable box(es)]:

□ NYS Office of Children and Family Services □ local department of social services;

And the child(ren) having been represented by (an) attorney(s) and the Court having had ageappropriate consultation and considered the position of the child(ren) regarding the permanency plan;

[Applicable if child 16 or older has Alternative Planned Permanent Living Arrangement (APPLA) goal; check box if applicable]: □and the child having communicated directly with the Court regarding the permanency plan;

The Court, after having made an examination and inquiry into the facts and circumstances of the case and into the surroundings, conditions, and capacities of the persons involved, finds and determines the following:

[Required findings in cases where the child(ren), who had/have NOT been ordered removed earlier in the case, is/are ordered removed; otherwise, skip I and II and go to III]:

The Court finds and determines that:

I.	Required "Best Interests" and "Reasonable Efforts" Findings for Newly-removed Child(ren)
	[check applicable boxes and provide case-specific reasons in both A and B, below]:
	A. Continuation of the child(ren) in, or return of the child(ren) to, the child(ren)'s home
	☐ would ☐ would not be contrary to the best interests of the child(ren) because [specify
	facts and reasons]:

	This	determination	is bas	sed upon	the foll	lowing	informati	on [check	applicable	e box(e	es)]] :
--	------	---------------	--------	----------	----------	--------	-----------	------	-------	------------	---------	------	------------

☐ Petition	
☐ Report of Suspected Child Abuse or Neglect	
☐ Case Record, dated [specify]:	
☐ Service Plan, dated [specify]:	
☐ The report of [specify]:	, dated [specify]:
☐ Testimony of [specify]:	
☐ Other [specify]:	

B. Reasonable efforts, where appropriate, to prevent from the home, and, if the child(ren) was/were removed hearing, to return them home safely [check applicable bowere made as follows [specify]:	without court order prior to the date of this
☐ were not made but the lack of efforts was appr Petitioner was not required to make reasonable efforts to [specify date of finding]:	
☐ were not made.	
This determination is based upon the following information Petition	ion [check applicable box(es)]:
☐ Report of Suspected Child Abuse or Neglect	
□Case Record, dated [specify]:	
☐ Service Plan, dated [specify]:	1. 15
☐ The report of [specify]:	, dated [specify]:
☐ Testimony of [specify]:☐ Other [specify]:☐	
Gother [specify].	
II. Findings Regarding Alternatives to Placement A. Based upon the investigation conducted by the Creview of records in accordance with section 1017 of the The following person [specify]: □ non-respondent parent □ legal custodian² or the child(ren) may appropriately reside.	Commissioner of Social Services, including a
[Applicable to non-respondent parent]: Such n	er during the pendency of an order pursuant
☐ wishes to be granted an order of custody, pur Family Court Act and has filed a petition, Docket # being heard jointly with this proceeding; ☐ is scheduled	, which [check applicable box]: \square s

² "Legal custodian" refers to an individual with an order of custody issued prior to, and separate from, the child protective proceeding. A release to such an individual is distinguished from a child placed in the custody of an individual pursuant to an order of custody issued under Article 6 and section 1055-b of the Family Court Act. Such a custody order results in the termination of all orders and continuing jurisdiction under Article 10 of the Family Court Act and would not be deemed a "release" of the child from the child(ren)'s residence.

[Applicable to legal custodian or guardian]: Such legal custodian or guardian: u wishes the child(ren) to be released to him/her during the pendency of an order pursuant to section 1054 of the Family Court Act.	
[Applicable to relatives and other suitable persons]: Such person:	
☐ seeks approval as a foster parent in order to provide care for the child(ren);	
wishes to provide care and custody for the child(ren) without foster care subsidy during the pendency of an order pursuant to section 10 55 of the Family Court Act.	
☐ wishes to be granted an order of custody, pursuant to a proceeding under Article 6 of the	
Family Court Act and has filed a petition, Docket #, which [check applicable box]: \square i	s
being heard jointly with this proceeding; \square is scheduled to be heard on [specify date]:	
☐ wishes to be appointed guardian pursuant to a proceeding under Article 6 of the Family Court	
Act and has filed a petition, Docket # , which [check applicable box]: \(\sigma\) is being	
heard jointly with this proceeding; \square is scheduled to be heard on [specify date]:	
☐ There is no non-respondent parent, legal custodian or guardian or relative or suitable	
person with whom the child(ren) may appropriately reside.	
B. [Required]: Imminent risk to the child(ren) \square would \square would not be eliminated by the	
issuance of a temporary order of protection or order of protection directing the removal of [specify]	
TIT Description Description Effective English Description Description and the second	
III. Required Findings Regarding Efforts to Further Permanency Plan [Required if hearing was combined dispositional/permanency hearing; if not, skip to IV]:	18
A. Reasonable Efforts to Return the Child(ren) Home [Required where permanency plan is	
reunification]:	
☐ Where the child(ren) were removed from the home, reasonable efforts, where appropriate, to	
return the child(ren) home safely [check applicable box and state reasons as indicated]:	
☐ were made as follows [specify]:	
☐ were not made but the lack of efforts was appropriate because of a judicial finding that the	
authorized agency was not required to make reasonable efforts to reunify the child(ren) with the parent(s))
[specify date of finding]:	
☐ were not made.	
This determination is based upon the following information [check applicable box(es)]:	
☐ Permanency Report, sworn to on [specify date]:	
☐ Case Record, dated [specify]:	
☐ Service Plan, dated [specify]:	
☐ Probation Department report, dated [specify]:	
☐ Mental health evaluation, dated [specify]: ☐ The report of [specify].	
☐ The report of [specify] , dated [specific]:	
☐ Testimony of [specify]: ☐ Other [specify]:	
□ Other [specify].	

B. Reasonable Efforts to Further Plan Other than Reunification [Required in cases in which the child(ren)'s permanency plan is adoption, guardianship or permanent living arrangement other than reunification with the parent(s) or other person(s) legally responsible for the child(ren)'s care] Reasonable efforts to make and finalize the permanency planning goal of [specify]: were made as follows [specify reasonable efforts, including consideration of out-of-State resources; indicate specific documents or evidence supporting findings]: were not made. This determination is based upon the following information [check applicable box(es)]: Permanency Report, sworn to on [specify date]: Case Record, dated [specify]: Service Plan, dated [specify]:
 □ Probation Department report, dated [specify]: Mental health evaluation, dated [specify]: □ The report of [specify]: □ Testimony of [specify]: □ Other [specify]:
IV. Required Findings regarding all releases of child(ren) to Respondent(s), Non-respondent parents or legal custodians or guardians and orders of direct placement with relative(s) or suitable person(s); check applicable box(es)] □ And the Court having searched the statewide registry of orders of protection, the sex offender registry and the Family Court's warrant and child protective records, and having notified the attorneys for the parties and for the child [check if applicable]: □ and the following self-represented party or parties [specify]: of the results of these searches;
☐ And the Court having considered and relied upon the following results of these searches in making this decision [specify; if no results found, so indicate]:
V. Required Findings Regarding Transitional Services and Out-of-State Placements: [Required regarding child(ren) who will reach 14 years of age before the next permanency hearing]: The services, if any, needed to assist the child(ren) in learning independent living skills to make the transition from foster care to successful adulthood are [specify]:
OR
The Court finds that NO services or assistance are needed to assist the child(ren) to assist the child(ren) in learning independent living skills to make the transition from foster care to successful adulthood.

[Required regarding child(ren) placed outside New York State]: Placement outside New York

State is not appropriate, necessary and in the child(ren)'s best interests;

VI. ☐ Required Findings if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]:
This Court, upon examination of the motion papers and supporting affidavit(s); the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]:
; and [specify other information considered]:
; and \square upon hearing testimony in relation thereto \square upon consent of all parties without a hearing, finds the following [check applicable box(es)]:
A. The needs of the child \square can \square cannot be met through placement in a foster family home because [specify facts and reasons]:
B. Placement of the child in a Qualified Residential Treatment Program (QRTP) G does does not provide the most effective and appropriate level of care for the child in the least restrictive environment because: [specify facts and reasons]:
 C. Placement in [specify name of QRTP]: □ is □ is not consistent with the short-term and long-term goals for the child, as specified in the child's permanency plan because [specify facts and reasons]:
D . Where the Qualified Individual has determined that the placement of the above-named child in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:
☐ Circumstances exist that necessitate the continued placement of the above-named child in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:
☐ There is not an alternative setting available that can meet the above-named child's needs in a less restrictive environment; and

NOW therefore, upon findings made in the [check applicable box(es)]:

best interests because [specify facts and reasons]:

☐ Continued placement in the Qualified Residential Treatment Program (QRTP) is in the child's

$\hfill\Box$ fact-finding, $\hfill\Box$ dispositional, and $\hfill\Box$ permanency hearing(s); and upon all proceedings had herein, it is hereby
A. Order of Fact-finding or Dismissal: ADJUDGED that facts sufficient to sustain the petition herein □ have □ have not been
established, in that [specify]: ; and it is hereby
 [Check all applicable box(es); if different findings were made for each child(ren), list each child and finding separately]: □ ADJUDGED that the above-named child(ren) (is) (are) □ neglected □ abused □ severely abused □ repeatedly abused, as defined in section 1012 of the Family Court Act by [specify Respondent(s)]:
OR
☐ ORDERED, that the petition filed herein be DISMISSED.
B. Order of Disposition [Applicable where one or more children have been adjudicated neglected, abused, severely abused or repeatedly abused; check all applicable box(es)]: And the Court, having considered the best interests and safety of the child(ren), including whether the child(ren) would be at risk of abuse or neglect if returned to the parent(s) or other person(s) legally responsible, hereby orders the following:
☐ ORDERED that judgment against the Respondent(s) is hereby suspended for a period `of [specify]: months upon the following terms and conditions: ³
☐ ORDERED that the child(ren) (is) (are) released to the Respondent(s) [specify]: pursuant to section 1057 of the Family Court Act.
□ ORDERED that the release shall be for following period of time [specify period up to one year from the date of this order]: ⁴
□ ORDERED that during the period of release, the following respondent parent(s)[specify]: □ shall □ shall not be under the supervision of a child protective agency, social services official, or duly authorized agency pursuant to section 1057 of the Family Court Act;
☐ upon the following terms and conditions to be met by Respondent(s) [specify]:
3 An order of suspended judgment may NOT be combined with an order of placement or an order releasing child(ren) to a parent under supervision.

4 The total period of release may not exceed one year plus an extension of up to one year for good cause.

⁴¹⁸

☐ upon the terms and conditions specified in the annexed Family Treatment Court
agreement, dated [specify]:
☐ upon the performance of the following supervisory actions by the child protective agency, social services official or duly authorized agency [specify]:
upon the provision by the child protective agency, social services official or duly authorized agency of the following services or assistance to the child(ren) and their family, pursuant to section 1015-a of the Family Court Act [specify]: ⁵
OR
ORDERED that the child(ren) (is) (are) released to the following non-respondent parent or legal custodian or guardian [specify]: pursuant to section 1054 of the Family Court Act.
ORDERED that the release shall be for following period of time [specify period up to one year from the date of this order]: ⁶
ORDERED that, during the period of release, the non-respondent parent or legal custodian or guardian, who have submitted to the jurisdiction of the Court with respect to the child(ren), shall cooperate with respect to making the child(ren) available for court-ordered visitation with respondents, siblings and others, appointments with the child(ren)'s) attorneys and clinicians and other individuals or programs providing services to the children, visits (including home visits) by the child protective agency and the following additional direction(s) [specify]:
ORDERED that during the period of release, the following respondent parent(s)[specify]:
☐ shall ☐ shall not be under the supervision of a child protective agency, social services official, or duly authorized agency pursuant to section 1057 of the Family Court Act:
upon the following terms and conditions to be met by Respondent(s) [specify]:
upon the terms and conditions specified in the annexed Family Treatment Court agreement, dated [specify]:
upon the performance of the following supervisory actions by the child protective agency, social services official or duly authorized agency [specify]:

⁵ Services and assistance ordered under F.C.A §1015-a must be authorized under the comprehensive annual services program plan in effect.

⁶ The period of release may not exceed one year plus an extension for good cause so that the total period of the release and extension thereof may not exceed two years.

upon the provision by the child protective agency, social services official or duly authorized agency of the following services or assistance to the child(ren) and their family, pursuant to section 1015-a of the Family Court Act [specify]:⁷

OR

ORDERED that, pursuant to Family Court Act §1055, the child(ren) (is) (are) placed directly with [specify relative or other suitable person]: until the completion of the next permanency hearing, scheduled for the date certain indicated in this order, subject to the further orders of this Court, for the following reasons [specify]:

ORDERED that, during the pendency of the placement, the relative or suitable person, who has submitted to the jurisdiction of this Court with respect to the child(ren), shall cooperate with respect to making the child(ren) available for court-ordered visitation with respondents, siblings and others, appointments with the child(ren)'s) attorneys and clinicians and other individuals or programs providing services to the children, visits (including home visits) by the child protective agency and the following additional direction(s) [specify]:

ORDERED that during the period of such placement, Respondent(s)[specify]:

are to remain under the supervision of a child protective agency, social services official, or duly authorized agency:

	upon the following terms and conditions to be met by Respondent(s) [specify]:
agreement,	upon the terms and conditions specified in the annexed Family Treatment Court dated [specify]:
	☐ upon the performance of the following supervisory actions by the child protective

ORDERED that the child protective agency, social services official or duly authorized agency shall provide the following services or assistance to the child(ren) and their family, pursuant to section 1015-a of the Family Court Act [specify]:⁸

OR

ORDERED that the child(ren) (i s) (are) placed in the custody of the Commissioner of Social Services of [specify]:

County,

[Check box(es), if applicable]:

agency, social services official or duly authorized agency [specify]:

⁷ Services and assistance ordered under F.C.A. §1015-a must be authorized under the comprehensive annual services program plan in effect.

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⁸ Services and assistance ordered under F.C.A. §1015-a must be authorized under the comprehensive annual services program plan in effect.

☐ to reside with [specify authorized agency or facility, if any]: ☐ to reside in foster care with [specify relative or other suitable person]: until the completion of the next permanency hearing, scheduled for the date certain indicated in this order, subject to the further orders of this Court, for the following reasons [specify]:				
ORDERED that during the period of such placement, Respondent(s)[specify]: are to remain under the supervision of a child protective agency, social services official, or duly authorized agency:				
□upon the following terms and conditions to be met by Respondent(s) [specify]:				
□upon the terms and conditions specified in the annexed Family Treatment Court agreement, dated [specify]:				
□upon the performance of the following supervisory actions by the child protective agency, social services official or duly authorized agency [specify]:				
ORDERED that the child protective agency, social services official or duly authorized agency shall provide the following services or assistance to the child(ren) and their family, pursuant to section 1015-a of the Family Court Act [specify]: ¹⁰				
ORDERED that the Commissioner of Social Services is authorized to discharge the child(ren) from the Commissioner's care to the parent without further court hearing, provided that written notice is provided to the Court and child (ren)'s attorney not less than 10 days in advance of the discharge.				
AND IT IS FURTHER ORDERED that [specify Respondent(s) or other person(s) before the court]: is required to comply with the terms and conditions specified in the order of protection, issued pursuant to Family Court Act §1056 , annexed to this order and made a part thereof.				
Releases and Direct Placements: [Applicable to all releases of child(ren) to Respondent(s), Non-respondent parents or legal custodians or guardians and placements of child(ren) directly with relative(s) or suitable person(s); check applicable box(es)]:				
IT IS FURTHER ORDERED that, during the period of release or direct placement, as applicable the individual to whom the child(ren) have been released or with whom the child(ren) have been placed under this Order may [check applicable box(es)]: — enroll the child(ren) in public school in the applicable school district and, upon verifying the Order and that the individual resides within the district, such district shall enroll the child(ren); — enroll the child(ren) in their employer -based health insurance plan with the same rights as child(ren) for whom the individual is the legal guardian or custodian; and				

⁹ The relative or suitable person must be approved or certified as a foster parent.

☐ make decisions and provide any necessary consents regarding the child(ren)'s: ☐ protection ☐ education ☐ care and control ☐ physical custody ☐ health and medical needs, provided that this Order does not limit any rights of the child(ren) to consent to medical care under applicable laws.
Trial Discharges: Restrictions and Extensions [Applicable to child(ren) placed with
the Commissioner of Social Services]:
[Check box if applicable]: 11
ORDERED that the Commissioner of Social Services may discharge the child(ren) on a trial basis or continue such a discharge until the earlier of the completion of the next Permanency Hearing or further
Order of the Court
☐ may not discharge the child(ren) on a trial basis to the physical custody of respondent [specify]:
Demonstrative discharge the child(ren) on a trial basis to the abusisal quote du of
☐ may only discharge the child(ren) on a trial basis to the physical custody of Respondent [specify]: , upon
☐ the following event(s) or condition(s) [specify]:
[Applicable to child(ren) aging out of foster care; check box if applicable]: 12 ORDERED that the Commissioner of Social Services may not discharge the child(ren) on a trial basis to another planned permanent living arrangement;
☐ may only discharge the child(ren) on a trial basis to the following planned permanent living arrangement [specify, including significant connections to an adult willing to be a permanent resource]:
\square upon the following event(s) or condition(s) [specify]:
[Applicable to children 18 and over who will be discharged on a trial basis with their consent]: The Commissioner of Social Services:
☐ shall discharge the child(ren) on a trial basis
☐ shall continue or extend the trial discharge of the child(ren)
☐ may continue or extend the trial discharge of the child(ren) to another planned permanent living arrangement G other [specify]:

¹¹ If neither box is checked, the Commissioner is authorized to discharge the child(ren) on a trial basis to the Respondent(s), with the legal care and custody remaining with the Commissioner. Permanency hearings must be scheduled and held in all trial discharge cases. If the child(ren) is/are 18 years of age or older, the child(ren) must consent to any trial discharge.

¹² If neither box is checked, the Commissioner is authorized to discharge child(ren), who are 16 years of age or older, on a trial basis to another planned permanent living arrangement, with the legal care and custody remaining with the Commissioner. Permanency hearings must be scheduled and held in all trial discharge cases. If the child(ren) is/are 18 years of age or older, the child(ren) must consent to any trial discharge.

until the earlier of the next permanency hearing, further Order of the Court **OR** the child(ren's 21st birthday(s).

Youth 18 and over discharged on a trial basis shall inform the local department of social services of any change in mailing address and contact information.

[Applicable to all placements pursuant to Family Court Act §1055]:

ORDERED that if the children abscond from the above-named custodial per son or facility, written notice shall be given within 48 hours to the Clerk of Court by the custodial person or by an authorized representative of the facility, stating the name of the child(ren), the docket number of this proceeding, and the date on which the child(ren) ran away.

ORDERED that [specify]: , a social services official a duly authorized agency, undertake diligent efforts to encourage and strengthen the parental relationship, including encouraging and facilitating visiting with the child(ren) by the parent or other person legally responsible, and encourage and facilitate visiting with the child(ren) by any non-custodial parent or grandparent who has obtained an order pursuant to F.C.A. §1081 and by the child(ren)'s siblings. Such efforts shall include, but are not limited to, the following [specify]:

ORDERED that the Commissioner of Social Services authorized agency [specify]:

is directed to file termination of parental rights petitions regarding the following child(ren)[specify]: against the following respondent(s) [specify]: within 90 days of the entry of this order.

ORDERED that the Commissioner of Social Services shall investigate whether there are any non-respondent parent(s), grandparent(s), other relative(s) or other suitable person(s) with whom the child(ren) may appropriately reside, including, but not limited to [specify]: ; shall inform them of the pendency of the proceeding; shall ascertain whether such non-respondent parent(s) wish to seek re lease or custody of the child(ren) or whether such grandparent(s), relative(s) or other suitable person(s) wish to seek approval as foster parent(s) in order to provide care for the child(ren) or wish to provide care and custody for the child(ren) without foster care subsidy during the pendency of any order herein; and shall report the results of such investigation to the court and parties, including the attorney for child and shall record the results of such investigation in the child(ren)'s Uniform Case Record;

ORDERED within 24 hours of this order, the Commissioner of Social Services shall commence an investigation to identify and locate any non-respondent parent(s), inform them of the pendency of the proceeding and of the opportunity for seeking release or custody of the child(ren), record the results of such investigation in the child's Uniform Case Record and report the results of the investigation to the Court, all parties and counsels, including the child(ren)'s attorney, forthwith. Such search shall also include, but not be limited to, a person not recognized as a legal parent of the child(ren) but who has filed an instrument pursuant to section 4-1.2 of the Estates, Powers and Trusts Law acknowledging paternity with the putative father registry, has a pending paternity petition or has been identified as a parent by the other parent in a written, sworn statement. Such search shall include, but not be limited to, the following person(s) [specify, if known]:

ORDERED within 24 hours of this order, the Commissioner of Social Services shall commence an investigation of the following relatives or other suitable persons as foster parents and thereafter approve such person(s) to be foster parents, if qualified, and, if not, to report such fact to the Court, all parties and counsels, including the child(ren)'s attorney, forthwith [specify]:

ORDERED that the child(ren) is/are directed to be placed together with the following siblings or half-siblings [specify]:

ORDERED that the Commissioner of Social Services is directed to investigate the appropriateness of placing the child(ren) with the following siblings or half-siblings [specify]:

☐ Required Order if Placement in "Qualified Residential Treatment Program" is Requested

[DELETE if inapplicable]: After examination and inquiry into the facts and circumstances [check box if applicable]: \square and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]:				
☐ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is GRANTED, and placement of the child in [specify name of QRTP]: is hereby approved.				
OR				
□ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named child shall be [check applicable box and specify]: □ returned or released to the following parent [specify]: □ returned to or placed with the following legal guardian [specify]: □ returned to or placed with the following suitable adult/relative [specify]: □ returned to or placed in the following foster home [specify]: □ returned to or placed in the following facility providing supports for pre-natal, post-partum and parenting youth: (specify]: □ returned to or placed in the following residential program providing supportive services				
for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]:				
returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the lo9cal social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]: OR On or before [specify date]: , Petitioner shall make such				
other arrangements for the above-named child's care and welfare that is in the best interests of the child and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:				

[Applicable where dispositional hearing is heard jointly with custody or guardianship hearing under Article 6 of the Family Court Act in accordance with Family Court Act

§1055-b]:

Ĺ	<u>`ustody</u>	y witl	n Non	-respo	ndent	par	ent(s	s):
_		ть.	C	1	1!	11	414	

The Court having adjudged that custody of the following child(ren)[specify]:
with the following non-respondent parent [specify]:
is in the best
interests of the child(ren) in accordance with Article 6 of the Family Court Act and Domestic Relations
Law §240, IT IS, THEREFORE, ORDERED that such non-respondent parent is granted custody of:
pursuant to an Order of custody granted on Docket #, dated: thereby
terminating the jurisdiction of this Court over this Article 10 proceeding and terminating placement with
the local Commissioner of Social Services.

OR

<u>Custody with Respondent(s), relative(s) or suitable persons; guardianship with relative(s) or suitable person(s):</u>

The	e Court having adjudged that [Note: Findings are REQU	IRED under (I) and (ii), below]:			
(i)	[Check one of the following boxes]: ☐ all parties, including the attorney of the child(ren) and any foster parent who has had custody of the child(ren) in excess of one year, have consented to such custody or guardianship;				
	OR				
	☐ the following parent(s)[specify]: consented but this Court has found extraordinary circ guardianship;	have not cumstances supporting custody or			
	AND				
(ii)	custody of the following child(ren)[specify]: parent(s)]: will provide a safe and permanent home for the chemical will not be jeopardized the jurisdiction of this Court on this petition and are not set to the permanent home for the chemical set to the permanent home for the per	if the respondent(s) are no longer under			
	OR				
☐ custody guardianship of the following child(ren)[specify]: with by [specify relative(s) or suitable person(s)]: will provide a safe and permanent home for the child(ren) and the safety of the child(ren) will not be jeopardized if the respondent(s) are no longer under the jurisdiction of this Court on this petition and are not receiving services or supervision;					

AND

IT IS, THEREFORE ORDERED that [specify Responsare granted custody of [specify characteristics]]	
an Order granted on Docket # [specify]: , dated [specify]: jurisdiction of this Court over this proceeding;	thereby terminating the
OR	
IT IS, THEREFORE ORDERED that [specify relative guardian(s)of [specify child(ren)]:	e(s) or suitable person(s)]: is/are appointed
pursuant to an Order granted on Docket # [specify]: thereby terminating the jurisdiction of this Court over this proce	, dated [specify]: eeding;
AND IT IS FURTHER ORDERED that the following [specify]: child(ren)[specify]: shall be notified and shall be made modification, enforcement or termination of the Order granted or the order granted or	and the following attorney for the de parties to any subsequent proceedings for
[Applicable in abandonment cases involving children under And the Court having adjudged that the following child(ren)(in the case of the child(ren) (in the case of the child(ren)) for a period of parent(s) or person(s) legally responsible for the care of the child(ren) for the case of the child(ren) for the	s)(are) under the age of one year [specify]: abandoned by the G parent(s) \square person(s) [specify]: ; and that such
ORDERED that the Commissioner of Social Services of County, shall [check applicable box(es)]:	of [specify]:
promptly commence a diligent search to locat relatives legally responsible for the child(ren);	e the child(ren)'s parents or other known
□ commence a proceeding to commit custody as authorized agency pursuant to Section 384-b of the date care and custody was transferred to the communication and visitation between such child □ provide written notice, as required by Family the child(ren)'s parents in the manner required for section 617 of such Act; and it is further	Court Act §1055 (b)(vii)(B), to
[REQUIRED for all dispositions other than placement purs ORDERED that, not later than 60 days prior to the expi	ration of this or der, the Petitioner shall
report to the Court, the attorney for the child(ren), the parties, the	neir attorneys and the non-respondent

supervision of Respondent and/or release of the child has been filed; ¹³ on the status and circumstances of

parent(s), unless in the case of a release of the child(ren) a petition for extension of the period of

¹³Unless the Court determines that facts and circumstances do not warrant a report, a report 60 days prior to the expiration of the order is required where the extension is issued on consent of the parties and the attorney for the child and may be ordered in the Court's discretion in other cases. *See* Family Court Act §\$1054(d); 1057(c).

the child(ren) and family and any actions contemplated, if any, by the agency with respect to the child(ren) and family; and it is further

[Applicable to dispositions of release and/or supervision]: ORDERED that, during the period of supervision and/or release, Petitioner shall submit progress reports to the Court, the parties and the attorney for the child as follows [specify]:

Additional Requirements in Placement Cases:

[Applicable in all cases where child(ren) is/are placed with Commissioner of Social Services]:

1. <u>Transitional Services [Applicable to children who will attain the age of 14 years of age or older prior to the next permanency hearing]:</u>

ORDERED that the Petitioner shall provide the following services and assistance to assist the child(ren) in learning independent living skills to make the transition from foster care to successful adulthood [specify]:

And it is further **ORDERED** that the permanency plan developed for the child(ren) in foster care and any revision or addition to the plan, shall be developed in consultation with the child(ren). The child(ren) may select up to two members of the child(ren)'s permanency planning team to participate, one of whom may be designated to be the child(ren)'s advisor and, as necessary, advocate, with respect to the application of the reasonable and prudent parent standard to the child(ren); provided, however, that such members may not be foster parents of, or case workers, case planners or case managers for, the child(ren) and that the local commissioner of social services with custody of the child(ren) may reject an individual so selected by the child(ren) if such local commissioner has good cause to believe that the individual would not act in the best interests of the child(ren);

2. Out-of-State Placement[Required for children placed out-of-state]:

ORDERED that the placement of the child(ren) at [specify]: , is appropriate, necessary and in the child(ren)'s best interests and is continued until completion of the next permanency hearing scheduled for a date certain in this or der; is not appropriate, necessary and in the child(ren)'s best interests and the child(ren) shall, therefore, be returned to New York State to be placed with [specify]: ; (and it is further)

3. Progress Reports and Notices:

ORDERED that Petitioner shall make a progress report to the Court, the parties and the child(ren)'s attorney on the implementation of this order as follows [specify date and/or frequency]:

; (and it is further)

ORDERED that if the above permanency plan for the above-named child(re n) is changed, notice shall be provided to the Court, the parties and the child(ren)'s attorney forthwith,

; (and it is further)

4. <u>Duty to Disclose Changes in Mailing Address [Required]</u>

ORDERED that the Respondent parent(s) or other person(s) legally responsible for the children's care are required to notify the local social services district or agency of any change of mailing address; ; (and it is further).

5. Planning Conferences [Required]

ORDERED that the G parent(s) G other person(s) legally responsible for the children(s) care shall be notified of the planning conference(s) to be held and of (his)(her)right to attend such conference(s) with counsel or other person.

; (and it is further)

6. Visiting Plans [Required]

ORDERED that Petitioner shall provide the G parent G other person(s) legally responsible for the child(ren)'s care with visits with the child as follows [describe visiting plan]: and the G parent(s) G guardian(s) shall visit in accordance with the plan; (and it is further)

ORDERED that Petitioner shall provide the following sibling(s) [specify]: with visits with the child(ren) as follows [describe visiting plan]:

; (and it is further)

7. <u>R</u>	<u>lespondent</u>	<u>Parents W</u>	<u>/ho Are (</u>	or Wei	<u>e In</u>	carcerat	<u>ted</u>	or in	ı Resid	denti	ial S	<u>Subst</u>	<u>ance</u>
Abuse Treatme	nt [check bo	ox(es) if ap	plicable]	:									

The Commissioner of Social Services or authorized agency is directed to take the following steps [specify]:

- \Box to complete an assessment of whether the following respondent(s)[specify]: maintain a meaningful role in the child(ren)'s life, based upon the criteria in Social Services Law \$384b(3)(1(v)),
 - ☐ to determine whether there is a compelling reason that the filing of a petition to terminate parental rights would not be in the child(ren)'s best interest.
- **8.** Native-American Child(ren) [check box(es) if applicable]:

ORDERED that the following should be notified of this proceeding [specify]:

the

□ custodian of the child(ren); □ tribe/nation; □ United States Secretary of the Interior

ORDERED that in light of the assumption of jurisdiction by the tribe/nation, this **petition** is **DISMISSED WITHOUT PREJUDICE**; ;(and it is further)

- C. <u>Permanency Hearing Order</u>: [Required where combined dispositional/permanency hearing has been held; not required if hearing was solely a disposition al hearing]:
 - 1. **ORDERED** that the permanency plan is:
 - \square reunification with the parent(s) \square other person(s) legally responsible for the child(ren)'s care by [specify date]:
 - □ placement for adoption, including consideration of interstate options:
 - upon filing a petition to terminate parental rights within 90 days;
 - ☐ termination of parental rights petition already filed referral for legal guardianship by [specify name and date]:
 - permanent placement with the following fit and willing relative [specify]: by [specify date]:
 - ☐ [Applicable ONLY to child(ren) 16 years of age or older]: permanent placement in the following alternative planned living arrangement [specify]:

achievement]:

10.

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Required for permanency hearing involving a child(ren) 16 years of age or older with Alternative Planned Permanent Living Arrangement (APPLA) Goals [check applicable box(es) in ¶¶a - f]: a. Evidence has been provided to the Court, indicating compelling reason(s) that it would not be in the child(ren)'s best interests to return home, be referred for termination of parental rights and adoption, placed with a fit and willing relative, or placed with a legal guardian. These reasons are as follows [specify compelling reason(s)]:
b. Evidence has been provided to the Court, indicating that intensive, ongoing, and, as of the date of this Order, unsuccessful efforts were made to return the child(ren) home or secure a placement for the child(ren) with a fit and willing relative, including adult siblings, a legal guardian, or an adoptive parent, including through efforts that utilize search technology including social media to find biological family members of the child(ren).
c. Evidence \square has \square has not been provided to the Court that a "reasonable and prudent parent" standard of care has been applied to the child(ren) in the facility or home in which he or she resides;
d. Evidence \square has \square has not been provided to the Court that the child(ren) has/have been provided with regular, ongoing opportunities to engage in age or developmentally appropriate activities and has been consulted in an age-appropriate manner about the opportunities to participate in such activities;
e. The Court inquired directly of the child(ren) regarding the permanency plan.
f. The following individual, with whom the child(ren) has/have a significant connection, is willing and is designated to be the child(ren)'s permanency resource [specify]:
g. The Court has determined that APPLA with a significant connection to an adult willing to be a permanency resource for the child(ren) is the best permanency plan for the child(ren) because [specify]:
[Applicable in all cases]: AND IT IS FURTHER ORDERED that any modifications of the Permanency Goal shall be given by Petitioner to the parent(s) or other person(s) legally responsible for the child(ren)'s ; (and it is further)
9. ORDERED that Petitioner's permanency plan for the above-named child(re n) is [check applicable box and indicate anticipated date for achievement]: approved without modification; anticipated date for achievement: [specify]:
☐ modified, as follows [specify, including anticipated date for

ORDERED that the \square educational \square vocational components of the child(ren 's)

permanency plan □ are appropriate □ should be modified as follows [specify]:

; (and it is further)

11. ORDERED that Petitioner shall take the followis services for the education, health and well-being of the child(rer	
services for the education, hearth and wen-being of the chird(fer	; (and it is further)
12. ORDERED that any modifications of the Perma Petitioner to the \square parent(s) \square other person(s) legally responsible copy of this Order.	, , , ,
D. Date Certain for Next Permanency Hearing [I is ordered with the Commissioner of Social Services or with	
ORDERED that if the child(ren) remain(s) in foster care suitable person, the next permanency hearing shall be held on [see Petitioner shall transmit notice of the hearing and a permanency the above date certain to the Respondent and non-respondent partial child(ren)'s attorney and any pre-adoptive parents or relatives pre also transmit notice of the hearing to former foster parent(s) who of 12 months, except [specify former foster parents for whom subset interests, if any]:	report no later than 14 days in advance of rents, other parties, attorneys, the roviding care to the child(ren), and shall to have had care of the child(ren) in excess
	; (and it is further)
ORDERED	
	ENTER
Jud	ge of the Family Court
Dated:	

14

If a combined dispositional/permanency hearing was held and the child(ren) has/have been placed, specify a date certain not more than six months from the completion of the hearing. If solely a dispositional hearing was held, specify a date, in most cases the previously-scheduled date, not more than eight months from date of removal of child from home. No date needs to be set if: (i) the petition is dismissed; or (ii) the child(ren) has/have not been removed from home; or (iii) has been finally discharged from care; or (iv) custody or guardianship was ordered pursuant to Family Court Act Article 6. If the child(ren) has/have been placed and the child(ren) has/have a sibling or half-sibling removed from the home, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was removed on a juvenile delinquency or PINS petition or unless he or she has been freed for adoption.

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY COURT, 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR UPON THE APPELLANT, WHICHEVER IS EARLIEST.

Check applicable box:
☐ Order mailed on [specify date(s) and to whom mailed]:
☐ Order received in court on [specify date(s) and to whom given]:

F.C.A. §§1071, 1072, 1055-c S.S.L. §§393, 409-h	;	Form 10-13 (Child Protective– Motion– Violation of Order of Disposition) (9/2021)
In the Matter of Docket No.		
CIN #: A Child under Eighteen Year	rs of Age	NOTICE OF MOTION (Violation of Order of Disposition)
Alleged to be \square Abused \square N	eglected by	(violation of Older of Disposition)
Res	spondent(s)	
TO:		
and upon all the proceedings address]: on [specify date]: counsel can be heard for an C child(ren) [specify names]: [Applicable if placem	sworn to on the heretofore had herein, a Order regarding a violation tent in Qualified Resident approving the placem in the following Q	day of motion will be made to this Court at [specify , or as soon thereafter as the parties and on of the Order of Disposition of the following tial Treatment Program is requested; DELETE ent of the following child(ren) [specify qualified Residential Treatment Program for such other and further relief as to the Court
	Movent: Derent DAtt	orney Other [specify relationship to child]:
		orney domer [specify relationship to chird].
	Print or type name	
	Address and Telephone	No.
	Signature of Attorney, i	f any
	Print or Type Name	
	Address and Telephone	No. of Attorney, if any

F.C.A.§§1055, 1055-c, 1071, 1072 S.S.L. §§393, 409-h	Form 10-13a (Child Protective- Affidavit in Support of Motion for an Order of Violation of Order of Disposition) (9/2021)		
FAMILY COURT OF THE STATE OF NEW YORK COUNTY OF			
In the Matter of	Docket No.		
CIN #: A Child under Eighteen Years of Age alleged to be □Abused □Neglected by	AFFIDAVIT IN SUPPORT OF MOTION FOR ORDER OF VIOLATION OF ORDER OF		
Respondent(s)			
STATE OF NEW YORK) ss.: COUNTY OF NEW YORK)			
, [check if applicable]: \square an attorn in the State of New York, \square swears $\ \square$ affirms the following to perjury:	-		
1. I am [state title/position]: entitled action. I am making this affidavit in support of the mot violation of the Order of Disposition in the above-entitled case.			
2. On [specify date]: , the above-named adjudicated to be [check applicable box(es)]: ☐ neglected ☐ repeatedly abused within the meaning of Article 10 of the Fa			
3. An Order of Disposition was issued by this Court, da requiring the following Respondent(s) [specify]: conditions of an Order of [check applicable box(es)]: ☐ Suspended Judgment ☐ Protection ☐ Supervision ☐ Plant of Protection ☐ Plant of Plan	ted [specify]: to comply with the terms and lacement.		

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4. Under the terms of the Order, the following terms and conditions were imposed upon
[specify Respondent(s)]: , the \square parent(s) \square person(s) legally responsible for the care of the child(ren) [specify]:
5. (Upon information and belief) The following Respondent(s) [specify]: willfully and without just cause, violated the terms and provisions of the Order in that [specify provision(s) of order violated and nature of violation]:
6. [Required if removal has occurred or is requested; check applicable box(es)]: a. □ (Upon information and belief) On [specify date]: , the following child(ren)[specify]: were temporarily removed from the care of the following Respondent(s) [specify]: on the basis of the following facts and for the following reasons [specify]:
in accordance with [check applicable box]: a court order pursuant to Family Court Act §1027, issued on [specify]: consent of the following Respondent(s) [specify]: obtained on [specify date]: pursuant to Family Court Act §1021. on an emergency basis without a court order pursuant to Family Court Act §1024. There was no time to obtain a court order because [specify]:
b. Upon information and belief) The child(ren) should be removed from the care of the following Respondent(s) [specify]: in accordance with Family Court Act §1027 in order to prevent imminent risk to the child(ren)'s life or health on the basis of the following facts and for the following reasons [specify]:
c. The Order of Disposition should be modified as follows [specify, including whether placement of child(ren) is requested]: in the child's best interests in accordance with Family Court Act §1052 on the basis of the following facts and for the following reasons [specify]:
7. [Required if removal or continued removal of children is requested]: a. Continuation in, or return to, the child(ren)'s home would be contrary to the best interests of the child(ren) because [specify facts and reasons]:

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This asser	tion is based upon the following inform	mation [check applicable box(es)]:
	Report of Suspected Child Abuse or Negl	ect
	Case Record, dated [specify]:	
	Service Plan, dated [specify]:	
	The report of [specify]:	, dated [specify]:
	Other [specify]:	
removal of		oriate, to prevent or eliminate the need for applicable box and state reasons as indicated]:
	were made as follows [specify]:	
u	☐ because of a prior judicial finding	s was appropriate [check all applicable boxes]: g that the Petitioner was not required to make shild(ren) with the Respondent(s) [specify date
	☐ because [specify other reason(s)]	:
	were not made.	
This asser	tion is based upon the following inform	nation [check applicable box(es)]:
	Report of Suspected Child Abuse or Negl	
	Case Record, dated [specify]:	
u	Service Plan, dated [specify]:	
	The report of [specify]:	, dated [specify]:
	Other [specify]:	
is a \square no	c. Based upon Petitioner's investig The following person [specify]: on-respondent parent ☐ relative ☐ sunthe child(ren) may appropriately resi	itable person
	, , , , , , , , , , , , , , , , , , , ,	
	pplicable to relatives and other suitable seeks approval as a foster parent in a	e persons: Such person: order to provide care for the child(ren);
_	- scens approvar as a resici parent in t	raci to provide care for the child(fell),

Form 10-13a Page 4 ☐ wishes to provide care and custody for the child(ren) without foster care subsidy during the pendency of any order herein. ☐ may be a resource but not yet determined whether as foster parent or custodian. ☐ (Upon information and belief) There is no non-respondent parent, relative or suitable person with whom the child(ren) may appropriately reside. d. (Upon information and belief) Imminent risk to the child(ren) upwould would not be eliminated by the issuance of a temporary order of protection or order of protection directing the removal of [specify]: from the child(ren)'s residence, based upon the following facts and for the following reasons [specify]: 8. [REQUIRED if placement in Qualified Residential Treatment Program is requested]: a. The permanency plan for the child is [specify]: This plan \square has \square has not changed since the most recent dispositional or permanency hearing. b. The needs of the child require a higher level of care than can be provided by a foster or therapeutic foster home because [specify]: c. The child has been \square placed \square recommended for placement in [specify name]: a Qualified Residential Treatment Program (QRTP). d. [REQUIRED for request for approval of initial QRTP placement; delete if inapplicable]: The needs of the child have been assessed by a Qualified Individual as defined in Social Services Law §409-h (5) and a copy of the Qualified Individual's report [check applicable box]:: ☐ has been submitted separately ☐ is submitted herewith □ will be submitted within five days of completion but not less than (10) days prior to the date

Form 10-13a Page 5 of the first-scheduled hearing on this motion. e. The following circumstances exist that necessitate the continued placement of the child in the QRTP [specify]: f. There is no alternative setting available that can meet the child's needs in a less restrictive environment because [specify]: g. Continued placement in the QRTP is in the child's best interests because [specify]: 9. The subject child \square is \square is not a Native-American child, who is subject to the Indian Child Welfare Act of 1978 (25 U.S.C. §§ 1901-1963). If so, the following have been notified [check applicable box(es)]: \Box parent/custodian [specify name and give notification date]: ☐ tribe/nation [specify name and give notification date]: ☐ United States Secretary of the Interior [give notification date]: 9. No previous application has been made to any court or judge for the relief herein requested (except [specify]:

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☐ Suspended Judgment ☐ Protection ☐	est that the Order of [check applicable box(es)]: Supervision Placement be revoked and that Article 10 of the Family Court Act as it may deem
Dated , .	
	Affiant
Sworn to before me this	Print or Type Name
day of ,	
(Deputy) Clerk of the Court Notary Public	
	Signature of Attorney, if any
	Attorney's Name (print or type)
	Attorney's Address and Telephone Number

F.C.A §§ 1017, 1055-c, 1071, 1072;

S.S.L. §393, 409-h		Form 10-14 (Child Protective— Violation of Order of Disposition) 9/2021
	At a term of the Family Court of the the County of , on ,	3.7 3.7 1
PRESENT:	,	
Hon.		
Judge		
In the Matter of		Docket No.
FAMILY FILE #: CIN #		
A Child under Eightee	en Years	ORDER (Violation of
of Age Alleged to be		Order of Disposition)
□ neglected □ abuse	ed by	
Respondent(•	
•••••	***************************************	

NOTICE: WILLFUL FAILURE TO OBEY THE TERMS AND CONDITIONS OF THIS ORDER MAY RESULT IN COMMITMENT TO JAIL FOR A TERM NOT TO EXCEED SIX MONTHS.

IF YOUR CHILD STAYS IN FOSTER CARE FOR 15 OF THE MOST RECENT 22 MONTHS, THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD. IF SEVERE OR REPEATED ABUSE IS PROVEN BY CLEAR AND CONVINCING EVIDENCE, THIS FINDING MAY CONSTITUTE THE BASIS TO TERMINATE YOUR PARENTAL RIGHTS. IF THE PETITION IS GRANTED, YOU MAY LOSE YOUR RIGHTS TO YOUR CHILD AND YOUR CHILD MAY BE ADOPTED WITHOUT YOUR CONSENT.

THE NEXT COURT DATE IS [specify date/time]: THE NEXT PERMANENCY HEARING SHALL BE HELD ON [specify date/time:]:1 The above-named child(ren) having been adjudicated to be [check applicable box(es)]: ☐ neglected ☐ abused ☐ severely abused ☐ repeatedly abused within the meaning of Article 10 of the Family Court Act; And an Order of Disposition dated [specify]: , having been made in this court requiring the following Respondent(s) [specify]: to comply with the terms and conditions of an Order of [check applicable box(es)]: ☐ Suspended Judgment ☐ Protection ☐ Supervision ☐ Placement ☐ Release And a motion, order to show cause or petition having been filed alleging that the Order of Disposition has been violated and notice having been duly given to the Respondent(s); having:² And Respondent(s) [specify]: □ appeared □ with counsel □ without counsel □ waived counsel ☐ not appeared after service ☐ not appeared but service could not be made after every reasonable effort had been made to effect service \square not appeared but counsel appeared; And Respondent(s) having: up voluntarily, intelligently and knowingly admitted in open court that (s)he committed the following act(s) in violation of the Order of Disposition [specify]: ☐ denied the allegations of the petition and the matter having duly come on for a hearing before this Court: ☐ not appeared and the matter having duly come on for a fact-finding hearing by inquest before this Court; [Required in cases involving Native-American children; check if applicable]: ☐ And the following having been duly notified [check applicable box(es)]: □ parent/custodian □ tribe/nation □ United States Secretary of the Interior; And the tribe/nation having: appeared and participated as a party;

¹If child has been placed, specify a date certain, in most cases the previously-scheduled date, not more than eight months from removal of the child from home or not more than six months from the completion of the most recent permanency hearing. No date needs to be set if: (I) the petition is dismissed; or (ii) the child has not been removed from home; or (iii) has been finally discharged from care; or (iv) custody or guardianship was ordered pursuant to Family Court Act Article 6. If the child has been placed and the child has a sibling or half-sibling removed from the home, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was removed on a juvenile delinquency or PINS petition or unless he or she has been freed for adoption.

² Insert separate paragraphs for each Respondent, if necessary.

Form 10-14 Page 3 appeared and declined to assume jurisdiction; appeared and requested transfer of jurisdiction; □ not appeared; And the Court, after [check box]: \Box hearing the proof and testimony offered in relation to the case; \square accepting the admission by Respondent(s) [specify]: finds and determines by competent proof that the following Respondent(s) [specify]: □ willfully and without just cause disobeyed and failed to obey the Order in that [specify provision(s) of order violated and nature of violation]: ☐ did not willfully and without just cause violate the Order. [Applicable only where the Court determined that the Respondent(s) violated the Order; check box if applicable]: \square And the matter having thereafter duly come on for a dispositional hearing before the Court, [Applicable only where hearing was consolidated with hearing of Family Court Act Article 6 custody or guardianship petition, pursuant to Family Court Act §1055-b; check box if applicable]: ☐ And the hearing having been consolidated with the ☐ custody ☐ guardianship petition, Docket # [specify]: [Required findings in cases where the child(ren), who had NOT been ordered removed earlier in the case, is/are ordered removed and/or placed; otherwise, skip I and II and, if child remains in foster care, go to III]: The Court finds and determines that: I. Required "Best Interests" and "Reasonable Efforts to Prevent Removal" Findings [check applicable boxes and provide <u>case-specific reasons</u> in <u>both</u> A and B, below]: A. Continuation of the child(ren) in, or return of the child(ren) to, the child(ren)'s home □ would □ would not be contrary to the best interests of the child(ren) because [specify facts and reasons]: This determination is based upon the following information [check applicable box(es)]: ☐ Petition ☐ Report of Suspected Child Abuse or Neglect ☐ Case Record, dated [specify]: ☐ Service Plan, dated [specify]: ☐ The report of [specify]: , dated [specify]:

Form 10-1 Page	
☐ Testimony of [specify]: ☐ Other [specify]:	
B. Reasonable efforts, where appropriate, to prevent or eliminate the need for removal of the child(ren) from the home, and, if the child(ren) were removed without court order prior to the date of this hearing, to return him/her/them home safely [check applicable box and state reasons as indicated]:	f
were made as follows [specify]:	
were not made but the lack of efforts was appropriate [check all applicable boxes]: because of a prior judicial finding that the Petitioner was not required to make reasonable efforts to reunify the child(ren) with the Respondent(s) [specify date of finding]:	
☐ because of other reasons [specify]:	
☐ were not made.	
This determination is based upon the following information [check applicable box(es)]: Petition Report of Suspected Child Abuse or Neglect Case Record, dated [specify]:	
☐ Service Plan, dated [specify]: ☐ The report of [specify]: ☐ Testimony of [specify]: ☐ Other [specify]:	
II. Findings Regarding Alternatives to Placement in Foster Care:	
A. Based upon the investigation conducted by the Commissioner of Social Services, including a review of records in accordance with section 1017 of the Family Court Act, [Check applicable box(es]:	
☐ The following person [specify]: ☐ non-respondent parent ☐legal custodian³ or guardian ☐ relative ☐ suitable person with whom the child(ren) may appropriately reside.	
[Applicable to non-respondent parent]: Such non-respondent parent:	
3 "Legal custodian" refers to an individual with an order of custody issued prior to and separate from the child	ı

³ "Legal custodian" refers to an individual with an order of custody issued prior to, and separate from, the child protective proceeding. A release to such an individual is distinguished from a child placed in the custody of an individual pursuant to an order of custody issued under Article 6 and section 1055-b of the Family Court Act. Such a custody order results in the termination of all orders under Article 10 of the Family Court Act, would not be deemed a "release" of the child and would thus not be the subject of a violation petition.

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 □ wishes the child(ren) to be released to him/her during the pendency of an order pursuant to section 1054 of the Family Court Act. □ wishes to be granted an order of custody, pursuant to a proceeding under Article 6 of the
Family Court Act and has filed a petition, Docket # , which [check applicable box]:
being heard jointly with this proceeding; \square is scheduled to be heard on [specify date]:
being heard jointry with this proceeding, \Box is scheduled to be heard on [specify date].
[Applicable to legal custodian or guardian]: Such legal custodian or guardian: ☐ wishes the child(ren) to be released to him/her during the pendency of an order pursuant to section 1054 of the Family Court Act.
[Applicable to relatives and other suitable persons]: Such person: □ seeks approval as a foster parent in order to provide care for the child(ren); □ wishes to provide care and custody for the child(ren) without foster care subsidy during the pendency of an order pursuant to section 1055 of the Family Court Act. □ wishes to be granted an order of custody, pursuant to a proceeding under Article 6 of the Family Court Act and has filed a petition, Docket # , which [check applicable box]: □ wishes to be appointed guardian pursuant to a proceeding under Article 6 of the Family Court Act and has filed a petition, Docket # , which [check applicable box]: □ wishes to be appointed guardian pursuant to a proceeding under Article 6 of the Family Court Act and has filed a petition, Docket # , which [check applicable box]: □ There is no non-respondent parent, legal custodian or guardian or relative or suitable person with whom the child(ren) may appropriately reside.
B. [Required]: Imminent risk to the child(ren) would would not be eliminated by the issuance of a temporary order of protection or order of protection directing the removal of [specify]: from the child(ren)'s residence.
III. Required Findings regarding <u>all releases</u> of child(ren) to Respondent(s), Non-respondent parents or legal custodians or guardians and <u>orders of direct</u> placement with relative(s) or suitable person(s); check applicable box(es)]
☐ And the Court having searched the statewide registry of orders of protection, the sex offender registry and the Family Court's warrant and child protective records, and having notified the attorneys for the parties and for the child [check if applicable]: ☐ and the following self-represented party or parties [specify]: of the results of these searches;
☐ And the Court having considered and relied upon the following results of these searches in making this decision [specify; if no results found, so indicate]:
IV. Required Findings Regarding Transitional Services and Out-of-State Placements: [Required regarding child(ren) who will reach 14 years of age before the next
permanency hearing: \square The services, if any, needed to assist the child(ren) in learning
independent living skills to make the transition from foster care to successful adulthood are [specify]:

OR
☐ The Court finds that NO services or assistance are needed to assist the child(ren) to assist the child(ren) in learning independent living skills to make the transition from foster care to successful adulthood.
☐ [Required regarding child(ren) placed outside New York State]: Placement outside New York State ☐ is ☐ is not appropriate, necessary and in the child's best interests;
V. □ [REQUIRED Where Approval of Placement in Qualified Residential Treatment Program is Requested] [DELETE if inapplicable]:
This Court, upon examination of the motion papers and supporting affidavit(s); the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]: ; and [specify other information considered]:
; and \square upon hearing testimony in relation thereto \square upon consent of all parties without a hearing, finds the following [check applicable box(es)]:
A. The needs of the child \square can \square cannot be met through placement in a foster family home because [specify facts and reasons]:
B. Placement of the child in a Qualified Residential Treatment Program (QRTP) □ does □ does not provide the most effective and appropriate level of care for the child in the least restrictive environment because: [specify facts and reasons]:
 C. Placement in [specify name of QRTP]: □ is □ is not consistent with the short-term and long-term goals for the child, as specified in the child's permanency plan because [specify facts and reasons]:
D. [Applicable to initial QRTP placements]: Where the Qualified Individual has determined that the placement of the above-named child in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:
☐ Circumstances exist that necessitate the continued placement of the above-named

Form 10-14 Page 7 child in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]: ☐ There is not an alternative setting available that can meet the above-named child's needs in a less restrictive environment; and ☐ Continued placement in the Qualified Residential Treatment Program (QRTP) is in the child's best interests because [specify facts and reasons]: NOW, after examination and inquiry into the facts and circumstances and after hearing the proof and testimony, it is therefore A. Order of Fact-finding or Dismissal of Violation: □ ORDERED that the Order of [check applicable box(es)]: □ Suspended Judgment ☐ Protection ☐ Supervision ☐ Placement ☐ Release is hereby REVOKED; OR □ ORDERED that the Petition for Violation of Order of Disposition is **DISMISSED** and the Order of Disposition is continued; (and it is further) B. Order of Disposition of the Violation [Required where Order of Disposition is revoked; check applicable box(es)]: □ ORDERED that the child(ren) (is) (are) released to the Respondent(s) [specify]: pursuant to section 1057 of the Family Court Act. ☐ **ORDERED** that the release shall be for following period of time [specify period up to one year from the date of this order]:⁴ □ **ORDERED** that during the period of release, the following respondent ☐ shall ☐ shall not be under the supervision of a child parent(s)[specify]: protective agency, social services official, or duly authorized agency pursuant to section 1057 of the Family Court Act; upon the following terms and conditions to be met by Respondent(s) [specify]: upon the terms and conditions specified in the annexed Family Treatment Court agreement, dated [specify]:

⁴ The total period of release may not exceed one year plus an extension of up to one year for good cause.

Form 10-14 Page 8 upon the performance of the following supervisory actions by the child protective agency, social services official or duly authorized agency [specify]: upon the provision by the child protective agency, social services official or duly authorized agency of the following services or assistance to the child(ren) and their family, pursuant to section 1015-a of the Family Court Act [specify]:⁵ OR □ ORDERED that the child(ren) (is) (are) released to the following non-respondent parent or legal custodian or guardian [specify]: pursuant to section 1054 of the Family Court Act. □ ORDERED that the release shall be for following period of time [specify period up to one year from the date of this order]:6 □ ORDERED that, during the period of release, the non-respondent parent or legal custodian or guardian, who has consented to the jurisdiction of the Court with respect to the child, shall cooperate with respect to making the child(ren) available for court-ordered visitation with respondents, siblings and others, appointments with the child(ren)'s) attorneys and clinicians and other individuals or programs providing services to the children, visits (including home visits) by the child protective agency \square and the following additional direction(s) [specify]: □ **ORDERED** that during the period of release, the following respondent parent(s)[specify]: ☐ shall ☐ shall not be under the supervision of a child protective agency, social services official, or duly authorized agency pursuant to section 1057 of the Family Court Act: upon the following terms and conditions to be met by Respondent(s) [specify]: upon the terms and conditions specified in the annexed Family Treatment Court agreement, dated [specify]: upon the performance of the following supervisory actions by the child protective agency, social services official or duly authorized agency [specify]:

⁵ Services and assistance ordered under F.C.A. §1015-a must be authorized under the comprehensive annual services program plan in effect.

⁶ The period of release may not exceed one year plus an extension for good cause such that the total period of relese and extension, if any, may not exceed two years.

au	I upon the provision by the child protective agency, social services official or duly athorized agency of the following services or assistance to the child(ren) and their mily, pursuant to section 1015-a of the Family Court Act [specify]: ⁷
legal custodians release, the indiv applicable box(es verifying the Ord child(ren); rights as child(ren	ble to all releases of child(ren) to Respondent(s), Non-respondent parents or or guardians]: IT IS FURTHER ORDERED that, during the period of idual to whom the child(ren) have been released under this Order may [check s)]: I enroll the child(ren) in public school in the applicable school district and, upon der and that the individual resides within the district, such district shall enroll the lenroll the child(ren) in their employer-based health insurance plan with the same in) for whom the individual is the legal guardian or custodian; and length make decisions and provide any necessary consents regarding the child(ren)'s: I education Care and control physical custody health and medical needs, so Order does not limit any rights of the child(ren) to consent to medical care under
	OR
di th in	ERED that, pursuant to Family Court Act §1055, the child(ren) (is) (are) placed irectly with [specify relative or other suitable person]: until e completion of the next permanency hearing, scheduled for the date certain dicated in this order, subject to the further orders of this Court, for the following asons [specify]:
w cc w an vi	CRED that, during the pendency of the placement, the relative or suitable person, ho has submitted to the jurisdiction of this Court with respect to the child, shall coperate with respect to making the child(ren) available for court-ordred visitation ith respondents, siblings and others, appointments with the child(ren)'s) attorneys and clinicians and other individuals or programs providing services to the children, sits (including home visits) by the child protective agency \square and the following dditional direction(s) [specify]:
ar	ERED that during the period of such placement, Respondent(s)[specify]: to remain under the supervision of a child protective agency, social services ficial, or duly authorized agency:
7	

⁷ Services and assistance ordered under F.C.A. §1015-a must be authorized under the comprehensive annual services program plan in effect.

Form 10-14 Page 10 upon the following terms and conditions to be met by Respondent(s) [specify]: upon the terms and conditions specified in the annexed Family Treatment Court agreement, dated [specify]: upon the performance of the following supervisory actions by the child protective agency, social services official or duly authorized agency [specify]: □ **ORDERED** that the child protective agency, social services official or duly authorized agency shall provide the following services or assistance to the child(ren) and their family, pursuant to section 1015-a of the Family Court Act [specify]:⁸ [Applicable to all direct placements of child(ren) with relative(s) or other suitable person(s)]: \Box IT IS FURTHER ORDERED that, during the period of placement, the individual with whom the child(ren) have been placed under this Order may [check applicable box(es)]: ☐ enroll the child(ren) in public school in the applicable school district and, upon verifying the Order and that the individual resides within the district, such district shall enroll the child(ren); are enroll the child(ren) in their employer-based health insurance plan with the same rights as child(ern) for whom the individual is the legal guardian or custodian; and ☐ make decisions and provide any necessary consents regarding the child(ren)'s: \square protection \square education \square care and control \square physical custody \square health and medical needs, provided that this Order does not limit any rights of the child(ren) to consent to medical care under applicable laws. OR ☐ ORDERED that the child(ren) (is) (are) placed in the custody of the Commissioner of Social Services of [specify]: County, [Check box(es), if applicable]: □ to reside with [specify authorized agency or facility, if any]: □ to reside in foster care with [specify relative or other suitable person]:⁹ until the completion of the next permanency hearing, scheduled for the date certain

⁸ Services and assistance ordered under F.C.A. §1015-a must be authorized under the comprehensive annual services program plan in effect.

The relative or suitable person must be approved or certified as a foster parent.

indicated in this order, subject to the further orders of this Court, for the following reasons [specify]: □ **ORDERED** that during the period of such placement, Respondent(s)[specify]: are to remain under the supervision of a child protective agency, social services official, or duly authorized agency: upon the following terms and conditions to be met by Respondent(s) [specify]: upon the terms and conditions specified in the annexed Family Treatment Court agreement, dated [specify]: upon the performance of the following supervisory actions by the child agency, social services official or duly authorized agency [specify]: □ ORDERED that the child protective agency, social services official or duly authorized agency shall provide the following services or assistance to the child(ren) and their family, pursuant to section 1015-a of the Family Court Act [specify]: 10 □ **ORDERED** that the Commissioner of Social Services is authorized to discharge the child(ren) from the Commissioner's care to the parent without further court hearing, provided that written notice is provided to the Court and child(ren)'s attorney not less than 10 days in advance of the discharge. ☐ AND IT IS FURTHER ORDERED that [specify Respondent(s) or other person(s) before the court]: is required to comply with the terms and conditions specified in the order of protection, issued pursuant to Family Court Act §1056, annexed to this order and made a part thereof. Trial Discharges: Restrictions and Extensions [Applicable to child(ren) placed with the Commissioner of Social Services]: [Check appropriate box if applicable]: 11 **ORDERED** that the Commissioner of Social Services may discharge the child(ren) on a trial basis or continue such a discharge until the earlier of the completion of the next Permanency Hearing or further Order of the Court may not discharge the child(ren) on a trial basis to the physical custody of ¹⁰ Services and assistance ordered under F.C.A. §1015-a must be authorized under the comprehensive annual

services program plan in effect.

¹¹ If neither box is checked, the Commissioner is authorized to discharge the child(ren) on a trial basis to the Respondent(s), with the legal care and custody remaining with the Commissioner. Permanency hearings must be scheduled and held in all trial discharge cases. If the child(ren) is/are 18 years of age or older, the child(ren) must consent to any trial discharge.

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Page 12 Respondent [specify]: may only discharge the child(ren) on a trial basis to the physical custody of Respondent [specify]: , upon the following event(s) or condition(s) [specify]: ☐ [Applicable to child(ren) aging out of foster care; check box if applicable]: 12 **ORDERED** that the Commissioner of Social Services may not discharge the child(ren) on a trial basis to another planned permanent living arrangement; ☐ may only discharge the child(ren) on a trial basis to the following planned permanent living arrangement [specify, including significant connections to an adult willing to be a permanent resource]: upon the following event(s) or condition(s) [specify]: [Applicable to children 18 and over who will be discharged on a trial basis with their consent]: ☐ The Commissioner of Social Services: ☐ shall discharge the child(ren) on a trial basis □ shall continue or extend the trial discharge of the child(ren) ☐ may continue or extend the trial discharge of the child(ren) to \square another planned permanent living arrangement \square other [specify]: until the earlier of the next permanency hearing, further Order of the Court OR the

child(ren's 21st birthday(s).

Youth 18 and over discharged on a trial basis shall inform the local department of social services of any change in mailing address and contact information.

[Applicable to all placements pursuant to Family Court Act §1055]:

ORDERED that if the children abscond for facility, written notice shall be given within 4 custodial person or by an authorized represent the child(ren), the docket number of this process.	8 hours to the Clerk of Court by the tative of the facility, stating the name of
child(ren) ran away. • ORDERED that [specify]:	, □ a social services official
☐ a duly authorized agency, undertake dilige	ent efforts to encourage and strengthen the

parental relationship, including encouraging and facilitating visiting with the child(ren)

¹² If neither box is checked, the Commissioner is authorized to discharge child(ren), who are 16 years of age or older, on a trial basis to another planned permanent living arrangement, with the legal care and custody remaining with the Commissioner. Permanency hearings must be scheduled and held in all trial discharge cases. If the child(ren) is/are 18 years of age or older, the child(ren) must consent to any trial discharge.

by the parent or other person legally responsible, and encourage and facilitate visiting with the child(ren) by any non-custodial parent or grandparent who has obtained an order pursuant to F.C.A. §1081 and by the child(ren)'s siblings. Such efforts shall include, but are not limited to, the following [specify]:

include, but are not limited to, the following [specify]:
☐ ORDERED that the ☐ Commissioner of Social Services ☐ authorized agency [specify]: is directed to file termination of parental rights petitions regarding the following child(ren)[specify]: against the following respondent(s) [specify]: within 90 days of the entry of this order.
ORDERED that the Commissioner of Social Services shall investigate whether there are any non-respondent parent(s), grandparent(s), other relative(s) or other suitable person(s) with whom the child(ren) may appropriately reside, including, but not limited to [specify]: ; shall inform them of the pendency of the proceeding; shall ascertain whether such non-respondent parent(s) wish to seek release or custody of the child(ren) or whether such grandparent(s), relative(s) or other suitable person(s) wish to seek approval as foster parent(s) in order to provide care for the child(ren) or wish to provide care and custody for the child(ren) without foster care subsidy during the pendency of any order herein; and shall report the results of such investigation to the court and parties, including the attorney for child and shall record the results of such investigation in the child(ren)'s Uniform Case Record;
ORDERED within 24 hours of this order, the Commissioner of Social Services shall commence an investigation to identify and locate any non-respondent parent(s), inform them of the pendency of the proceeding and of the opportunity for seeking release or custody of the child(ren), record the results of such investigation in the child's Uniform Case Record and report the results of the investigation to the Court, all parties and counsels, including the child(ren)'s attorney, forthwith. Such search shall also include, but not be limited to, a person not recognized as a legal parent of the child(ren) but who has filed an instrument pursuant to section 4-1.2 of the Estates, Powers and Trusts Law acknowledging paternity with the putative father registry, has a pending paternity petition or has been identified as a parent by the other parent in a written, sworn statement. Such search shall include, but not be limited to, the following person(s) [specify, if known]:
□ ORDERED within 24 hours of this order, the Commissioner of Social Services shall commence an investigation of the following relatives or other suitable persons as foster parents and thereafter approve such person(s) to be foster parents, if qualified, and, if not, to report such fact to the Court, all parties and counsels, including the child(ren)'s attorney, forthwith [specify]:

Form 10-14 Page 14 □ **ORDERED** that the child(ren) is/are directed to be placed together with the following siblings or half-siblings [specify]: □ **ORDERED** that the Commissioner of Social Services is directed to investigate the appropriateness of placing the child(ren) with the following siblings or half-siblings [specify]: ☐ Required Order if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]: After examination and inquiry into the facts and circumstances [check box if applicable]:

and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]: ☐ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is GRANTED, and placement of the child in [specify name of QRTP]: is hereby approved. OR ☐ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named child shall be [check applicable box and specify]: returned or released to the following parent [specify]: ☐ returned to or placed with the following legal guardian [specify]: returned to or placed with the following suitable adult/relative [specify]: □ returned to or placed in the following foster home [specify]: returned to or placed in the following facility providing supports for pre-natal, postpartum and parenting youth: (specify): ☐ returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]: u returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the lo9cal social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]: OR ☐ On or before [specify date]: , Petitioner shall make such other arrangements for the above-named child's care and welfare that is in the best interests of the child and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:

				or guardianship hearing
		urt Act in accord <u>dent parent(s):</u>	dance with Family C	Court Act § 1055-b]:
☐ The Cour with the follo interests of the Relations La granted custo on Docket # this Court ov	t having adjudgowing non-respondence child(ren) in w §240, IT IS, body of , date	ged that custody of condent parent [sp accordance with THEREFORE, ed:	Article 6 of the Fam ORDERED that suc pursuant to a	is in the best hily Court Act and Domestic ch non-respondent parent is an Order of Custody granted hinating the jurisdiction of
		0	R	
or suitable p ☐ The Cour (i) [Chec	person(s): t having adjude the one of the for parties, include	ged that [Note: Fi ollowing boxes]: ling the attorney o	indings are REQUIRI	uardianship with relative(s) ED under (i) and (ii), below]: any foster parent who has had ustody or guardianship;
		C)R	
		rent(s)[specify]: umstances suppor	rting custody or guard	have not consented but this lianship;
		AN	ND	
respondent parent(s) will provide a safe a]: nd permanent l espondent(s) ar	e no longer under	d(ren) and the safety	with [specify of the child(ren) will not be is Court on this petition and
		0	R	
by [s _]	pecify relative(provide a safe a jurisdiction of	s) or suitable per and permanent ho	me for the child(ren) will not be jeopardize	• •

AND

☐ IT IS, THEREFORE ORI person(s)]:	_ =	cify Respondent, relative(s) or suitable granted custody of [specify child(ren)]:
pursuant to an Order granted on Docket #	f [specify]:	, dated [specify]:
thereby terminating the jurisdiction of thi	is Court over this	proceeding;
	OR	
	cify child(ren)]: on Docket # [spec	
□ AND IT IS FURTHER O services [specify]: child(ren)[specify]: any subsequent proceedings for modifica granted on such Docket #;	and th shall be not	ne following local department of social ne following attorney for the tified and shall be made parties to not or termination of the Order
shall report to the Court, the attorney for respondent parent(s), unless in the case o period of supervision of Respondent and/	the child(ren), the of a release of the for release of the ly and any actions	o the expiration of this order, the Petitioner e parties, their attorneys and the non- child(ren) a petition for extension of the
	itioner shall subm	Dervision]: \square ORDERED that, during the nit progress reports to the Court, the parties
or older prior to the next perma ORDERED that the Petitions	n) is/are placed veable to children anency hearing]: er shall provide the	who will attain the age of 14 years of age
13 77 1 4 0 4 1 4 4 4 4 4		1

¹³ Unless the Court determines that facts and circumstances do not warrant a report, a report 60 days prior to the expiration of the order is required where the extension is issued on consent of the parties and the attorney for the child and may be ordered in the Court's discretion in other cases. *See* Family Court Act §§1054(d); 1057(c).

adulthood [specify]:

further)

And it is further **ORDERED** that the permanency plan developed for the child(ren) in foster care and any revision or addition to the plan, shall be developed in consultation with the child(ren). The child(ren) may select up to two members of the child(ren)'s permanency planning team to participate, one of whom may be designated to be the child(ren)'s advisor and, as necessary, advocate, with respect to the application of the reasonable and prudent parent standard to the child(ren); provided, however, that such members may not be foster parents of, or case workers, case planners or case managers for, the child(ren) and that the local commissioner of social services with custody of the child(ren) may reject an individual so selected by the child(ren) if such local commissioner has good cause to believe that the individual would not act in the best interests of the child(ren);

; (and it is further)

2. Out-of-State Placement	Required for children plac	ced out-of-state]:
☐ ORDERED that the place	ment of the child(ren) at [spe	ecify]:
 , □ is appropriate, necessary and in the the next permanency hearing schedule □ is not appropriate, necessary and in 	ed for a date certain in this or	rder;
be returned to New York State to be	placed with [speci	fy]:
☐ disch	narged to [specify]:	; (and it is further)
3. Progress Reports and Not	ices:	
ORDERED that Petitioner	shall make a progress report	t to the Court, the parties and the
child(ren)'s attorney on the implemen	tation of this order as follow	s [specify date and/or frequency]: ; (and it is further)
☐ ORDERED that if the above	ve permanency plan for the ε	above-named child(ren) is changed,
notice shall be provided to the Court,	the parties and the child(ren))'s attorney forthwith, (and it is

4. Duty to Disclose Changes in Mailing Address [Required]

ORDERED that the Respondent parent(s) or other person(s) legally responsible for the children's care are required to notify the local social services district or agency of any change of mailing address; (and it is further).

5. Planning Conferences [Required]

ORDERED that the \square parent(s) \square other person(s) legally responsible for the children(s) care shall be notified of the planning conference(s) to be held and of (his)(her)right to attend such conference(s) with counsel or other person; (and it is further)

6. Visiting Plans [Required]s

ORDERED that Petitioner shall provide the \square parent \square other person(s) legally responsible for the child(ren)'s care with visits with the child as follows [describe visiting plan]:

	Form 10-14 Page 18
and the \Box parent(s) \Box guardian(s) shall visit in accordance with	n the plan; (and it is further)
☐ ORDERED that Petitioner shall provide the following with visits with the child(ren) as follows [describe visiting plan]: ; (and	sibling(s) [specify]: it is further)
7. Respondent Parents Who Are or Were Incarcerated	or in Residential Substance Abuse
<u>Treatment</u> [check box(es) if applicable]: ☐ The Commissioner of Social Services or authorized age	_
steps [specify]: to complete an assessment of whether the following respondent(s) maintain a meaningful role in the child(ren)'s life, based upon the §384-b(3)(1(v), to determine whether there is a compelling reason terminate parental rights would not be in the child(ren)'s best inter-	criteria in Social Services Law that the filing of a petition to
8. Native-American Child(ren) [check box(es) if applical ☐ ORDERED that the following should be notified of thi the ☐ custodian of the child(ren); ☐ tribe/nation; ☐ Unit ☐ ORDERED that in light of the assumption of jurisdiction petition is DISMISSED WITHOUT PREJUDICE; (and it	s proceeding [specify]: ed States Secretary of the Interior on by the tribe/nation, this
REQUIRED in all cases in which placement is ordered with the or directly with a relative or other suitable person]: <u>Date Certain for Next Permanency Hearing</u>	e Commissioner of Social Services
ORDERED that if the child(ren) remain(s) in foster ca or other suitable person, the next permanency hearing shall be	
Petitioner shall transmit notice of the hearing and a permanent advance of the above date certain to Respondent and Non-respattorneys, the attorney for the child(ren) and any pre-adoptive care to the child(ren) and shall transmit notice of the hearing have had care of the child(ren) in excess of 12 months, , except whom such notice would be contrary to child(ren)'s best interest; (condent parents, other parties, e parents or relatives providing to former foster parent(s) who s [specify former foster parents for
☐ ORDERED that [specify]:	ENTER
Dated:	Judge of the Family Court
14 See Footnote 1.	

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

Check applicable box:	
☐ Order mailed on [specify date(s) and to whom mailed]:	_
☐ Order received in court on [specify date(s) and to whom given]:	

F.C.A. §§1093, 1097 S.S.L. §§393, 409-h	Form 10-C-1 (Destitute Child Petition) (9/2021)
FAMILY COURT OF NEW YORK COUNTY OF	
In the Matter of	
	Docket No.
(A) Child(ren) under Eighteen Years of Age Alleged to be Destitute	CIN # PETITION (Destitute Child)
Parent(s) or Other Party/Parties	
NOTICE TO PARENT(s): IF YOUR CHILD STAYS IN FOSTER THE MOST RECENT 22 MONTHS, THE MOST RECENT 22 MONTHS, THE BE REQUIRED BY LAW TO FILE A PERMINATE YOUR PARENTAL RIGHTS TO FILE THE END OF THE 15-MONTH PETITION IS GRANTED, YOU MAY RIGHTS TO YOUR CHILD AND YOUR ADOPTED WITHOUT YOUR CONSESS.	HE AGENCY MAY PETITION TO HTS AND MAY FILE TH PERIOD. IF THE LOSE YOUR R CHILD MAY BE
TO THE FAMILY COURT: The undersigned Petitioner respectfully alleges, upon inform	nation and belief, that:
1. Petitioner [name]: is [specify job tit of the [check applicable box]: ☐ Department of Social Services of [speci☐ New York City Administration for Chil	fy county]:
2. The child(ren) who (is) (are) the subject(s) of this procee if information is unknown, so indicate]: Name Sex Date of Birth Custodial Parent/Guardian	ding (is)(are) [specify; Child's Address ¹
3. a. (Upon information and belief) The father and mother	of the child(ren) and

 $^{^1}$ Unless ordered confidential, pursuant to Family Court Act \$154\$-b, because of a risk that disclosure would place the health, safety or liberty of the child at risk.

Form 10-C-1

their respective residence addresses or whereabouts are [if parent is deceased, give name and so indicate]: Parent's Last Known Address² Child Name of Parent Parent's Whereabouts b. (Upon information and belief) The caretaker(s) of the child(ren), who have a valid, current court order of temporary or permanent guardianship or custody, (is)(are)[specify]: [if caretaker is deceased, give name and so indicate]: Caretaker's Last Known Address³ Caretaker's Whereabouts Child Name of Caretaker 4. (Upon information and belief) The child(ren) (is) (are) destitute, as defined in Family Court Act §1092(a), on the following grounds and based upon the following facts [Specify grounds and supporting facts]: 5. The child(ren) became known to the Petitioner as follows [specify date, manner and circumstances]: 6. [Required if temporary placement has occurred or is requested; check applicable box(es)]: a. Upon information and belief) On [specify date]: following child(ren)[specify]: was/were temporarily placed into care on the basis of the following facts and for the following reasons [specify]: b. \Box (Upon information and belief) The child(ren) should be temporarily placed into care in accordance with Family Court Act §1094(2) in order to prevent imminent risk to the child(ren)'s life or health on the basis of the following facts and for the following reasons [specify]: 7. [Required if temporary placement into care or continuation of care of children is <u>requested</u>]: a. (Upon information and belief) Continuation in, or return to, the child(ren)'s

² Unless ordered confidential, pursuant to Family Court Act §154-b, because of a risk that disclosure would place the health, safety or liberty of the parent at risk.

³ Unless ordered confidential, pursuant to Family Court Act §154-b, because of a risk that disclosure would place the health, safety or liberty of the caretaker at risk.

nome would be contrary to the best interests of the creasons]:	child(ren) because [specify facts and
This assertion is based upon the following information and Case Record, dated [specify]: Service Plan, dated [specify]: The report of [specify]:	tion [check applicable box(es)]: , dated [specify]:
☐ Other [specify]:	,,
b. (Upon information and belief) Reason or eliminate the need for temporary placement of the applicable box and state reasons as indicated]: were made as follows [specify]:	onable efforts, where appropriate, to prevent e child(ren) outside of the home [check
were not made but the lack of efforts was	s appropriate because [specify]:
→ were not made.	
This assertion is based upon the following informati ☐ Case Record, dated [specify]: ☐ Service Plan, dated [specify]: ☐ The report of [specify]: ☐ Other [specify]:	on [check applicable box(es)]: , dated [specify]:
c. [Check applicable box(es]: ☐ (i) Based upon Petitioner's inves☐ The following person [specify]: is a ☐ relative ☐ suitable person with whom the consumption of the such person: ☐ seeks approval as a foster parent in order to ☐ wishes to provide care and custody for the subsidy during the pendency of any order herein. ☐ may be a resource but has not yet determine ☐ There is no relative or suitable person as y appropriately reside.	child(ren) may appropriately reside. to provide care for the child(ren); e child(ren) without foster care ned whether as a foster parent or custodian.
Transfer de la constant de la consta	

OR

Form 10-C-1

10III 10 C
☐ (ii) Petitioner has not yet investigated relatives or suitable persons.
8. [REQUIRED if placement in a Qualified Residential Treatment Program (QRTP) is requested; DELETE if inapplicable]:
a. The needs of the child require a higher level of care than can be provided by a foster or therapeutic foster home because [specify]:
b. The child has been □ placed □ recommended for placement in [specify name]: a qualified residential treatment program (QRTP).
c. The needs of the child have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and a copy of the Qualified Individual's report \square has been submitted separately \square is submitted herewith \square will be submitted within five days of completion but not less than (10) days prior to the date of the first-scheduled hearing on this motion.
e. The following circumstances exist that necessitate the placement of the child in the QRTP [specify]:
f. There is no alternative setting available that can meet the child's needs in a less restrictive environment because [specify]:
g. Placement in the QRTP is in the child's best interests because [specify]:
9. The subject child ☐ is ☐ is not a Native-American child, who is subject to the Indian Child Welfare Act of 1978 (25 U.S.C. §§ 1901-1963). If so, the following have been notified [check applicable box(es)]:

☐ parent/custodian [specify name and ☐ tribe/nation [REQUIRED; specify	name and give notification date]:
☐ United States Secretary of the Internotification date]:	rior [REQUIRED if tribal contact undetermined; give
requested]: Petitioner may be required information to foster care providers a obtained by release, Petitioner thus see special education and early interventiplaced with a parent(s)/legal guardian	acement into care or continued care of children is red to obtain education information and to provide that and other parties to this proceeding. Unless otherwise teeks a court order to obtain the education records (including on records) of each child named in this Petition who is not a court order to provide such records to service the essary to enable the service provider to establish and
child(ren) to be destitute and otherwiprovisions of Article 10-C of the Fam	oner requests that an order be issued determining the see dealing with the child(ren) in accordance with the nily Court Act.
Dated , .	
	Petitioner
	Print or Type Name
	Signature of Attorney, if any
	Attorney's Name (print or type)
	Attorney's Address and Telephone Number

⁴ This notice is required by the federal Family Educational Rights and Privacy Act [20 U.S.C. §1232(g)(b)(2)(B)].

Form 10-C-1

VERIFICATION

STATE OF NEW YORK)	
)ss.: COUNTY OF	
)	
	being duly sworn, deposes and says:
That (s)he is	
and is acquainted with the facts and circumstances has read the foregoing petition and knows the control own knowledge except as to those matters therein s belief, and that as to those matters (s)he believes the	ents thereof; that the same is true to (his)(her stated to be alleged upon information and
	Petitioner
Sworn to before me this day of	
(Deputy) (Clerk of the Court)	
(Notary Public)	

F.C.A §1094, 1097; S.S.L. §§393, 409-h			Form 10-C-2 (Destitute Child Preliminary Order) 9/2021
	At a term of the Fami State of New York, h the County of at	•	
PRESENT: Hon. Judge	on .	2,0,1,2,0,1	
In the Matter of (A) Child(ren) under			Docket No. PRELIMINARY ORDER CIN# (Destitute Child)
Eighteen Years Alleg Destitute			
Parent(s) or 0	Other Party/Parties		
RECE TO FI AND THE I YOU	ENT 22 MONTHS, TI ILE A PETITION TO MAY FILE BEFORE PETITION IS GRAN	HE AGENCY M. O TERMINATE Y C THE END OF T ITED, YOU MAY	RE FOR 15 OF THE MOST AY BE REQUIRED BY LAW YOUR PARENTAL RIGHTS THE 15-MONTH PERIOD. IF Y LOSE YOUR RIGHTS TO BE ADOPTED WITHOUT
	OURT DATE IS [spec NENCY HEARING S		ON [specify date/time]:1
applicable box(es)]: ☐ temporarily placin [specify county]:	ng the children into the ; ☐ No d(ren) to the care of [sp	care of the:	t Act §1094 for an order [check ommissioner of Social Services of ninistration for Children's Services , who (is)(are) the ild(ren);

Applicable only in cases in which child is temporarily placed into care. Specify a date certain not more than eight months from the date the social services official accepted care of the child. If the child has a sibling or half-sibling placed into foster care, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was placed on a juvenile delinquency or PINS petition or unless he or she has been freed for adoption. If the child is finally discharged from care on the scheduled date, the permanency hearing shall be cancelled.

Form 10-C-2 Page 2 And a hearing having been held by this Court pursuant to Family Court Act § 1094; and the following person(s) having appeared [specify; check applicable boxes]: □Parent [specify]: □ with counsel □ without counsel ☐ waived representation by counsel ☐ Parent [specify]: □ with counsel □ without counsel ☐ waived representation by counsel □ with counsel □ without counsel ☐ Other caretaker [specify]: □ waived representation by counsel □ with counsel □ without counsel ☐ Other caretaker [specify]: ☐ waived representation by counsel ☐ Other [specify]: ☐ Attorney for the child(ren) □ Petitioner [Required in cases involving Native-American children; check if applicable]: ☐ And the following having been duly notified [check applicable box(es)]: □ parent/custodian ☐ tribe/nation ☐ United States Secretary of the Interior; And the tribe/nation having: appeared and participated as a party; appeared and declined to assume jurisdiction; ☐ appeared and requested transfer of jurisdiction; □ not appeared; The Court finds and determines that [Note: judicial findings must be made under I, and, if child is placed or continued in temporary care, also under II and III]: I. Criteria for Return or Continued Temporary Care of Child(ren) [check only ONE box]: A. [Applicable only to request by petitioner for temporary care of child(ren)]: ☐ The child(ren) should be returned home because no risk to the child(ren)'s life or health has been demonstrated. OR ☐ Continued temporary care of the child(ren) is necessary to avoid risk to the child(ren)'s life or health. B. [Applicable only to request by parent(s) or caretaker(s) for return of child(ren)]: ☐ The child(ren) should be returned home because no imminent risk to the child(ren)'s life or health has been demonstrated. OR

☐ Continued temporary care of the child(ren) is necessary to avoid imminent risk to the

child(ren)'s life or health.

II. Required "Best Interests" and "Reasonable and provide case-specific reasons in both A and	B, below]:
A. Continuation of the child(ren) in, or return	of the child(ren) to, the child(ren)'s nome
☐ would ☐ would not be contrary to the best and reasons]:	interests of the child(ren) because [specify facts
This determination is based upon the following: • Petition	information [check applicable box(es)]:
☐ Case Record, dated [specify]:	
☐ Service Plan, dated [specify]:	
☐ The report of [specify]:☐ Testimony of [specify]:☐	, dated [specify]:
☐ Other [specify]:	
B. Reasonable efforts, where appropriate, to of the child(ren) away from the home, and, if the prior to the date of this hearing, to return them he reasons as indicated]:	
☐ were made as follows [specify]:	
☐ were not made but the lack of efforts v	vas appropriate, because [specify]:
☐ were not made.	
This determination is based upon the following	information [check applicable box(es)]:
☐ Case Record, dated [specify]:	
☐ Service Plan, dated [specify]:	
☐ The report of [specify]:	, dated [specify]:
☐ Testimony of [specify]:	
☐ Other [specify]:	
III. Findings Regarding Alternatives to Rem Based upon the investigation conducted by [Check applicable box(es]:	
☐ The following person [specify]:	
is a □ parent □ relative □ suitable perso	on

Page 4
with whom the child(ren) may appropriately reside [specify]:
[Applicable to relatives and other suitable persons]: Such person: ☐ seeks approval as a foster parent in order to provide care for the child(ren); ☐ wishes to provide care and custody for the child(ren) without foster care subsidy at this time. ☐ may be a resource but not yet determined whether as foster parent or custodian.
IV. Required Findings Where Approval of Placement in a Qualified Residential Treatment Program (QRTP) is Requested Pending Final Disposition; DELETE if inapplicable:
This Court, upon examination of the motion papers and supporting affidavit(s); the Qualified Individual's written assessment of the appropriateness of the requested placement, if completed, and any response thereto, including [specify]: ; and [specify other information considered]:
; and \square upon hearing testimony in relation thereto \square upon consent of all parties without a hearing, finds the following [check applicable box(es)]:
A. The needs of the child \square can \square cannot be met through placement in a foster family home because [specify facts and reasons]:
B. Placement of the child in a Qualified Residential Treatment Program (QRTP) pending final disposition of this matter \square does \square does not provide the most effective and appropriate level of care for the child in the least restrictive environment because: [specify facts and reasons]:
C. Placement in [specify name of QRTP]: ☐ is ☐ is not consistent with the short-term and long-term goals for the child, as specified in the child's permanency plan because [specify facts and reasons]:
D. [Applicable to initial QRTP placement]: Where the Qualified Individual has determined that the placement of the above-named child in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:
☐ Circumstances exist that necessitate the continued placement of the above-named child in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:

	Form 10-C-2 Page 5
☐ There is not an alternative setting available that child's needs in a less restrictive environment; and	can meet the above-named
☐ Continued placement in the Qualified Residenting pending final disposition of this matter is in the child's best interereasons]:	- · · · · · · · · · · · · · · · · · · ·
☐ There is no parent, relative or suitable person as yet identified appropriately reside pending final disposition of this matter.	with whom the child(ren) may
NOW, therefore, it is [check applicable box(es)]: ORDERED that the application for the return of the children ☐ GRANTED, and [specify]: , a duly at return the above- named child(ren) to the parent(s) or other.	uthorized agency is directed to
OR	
☐ DENIED;	(and it is further)
☐ ORDERED that the child(ren)(is)(are) released to the cu , the child(ren)'s ☐ parent(s) ☐ oth Family Court Act 1092, such release to be under the supervision of ; (and it is further)	ner caretaker(s), as defined in
☐ ORDERED that, pending further proceedings, the child(temporary care of [check applicable box]:	(ren) shall be placed in the
☐ the Commissioner of Social Services of	County;
☐ the Commissioner of Social Services of	County to reside
with [specify]: ☐ the following relative(s) or other suitable person(s)[specify]: ; (and it is further)
☐ ORDERED that: ☐ Hospital [specify]: is hereby authorized to provide such emergency medical or surgic child(ren) as may be necessary to safeguard the child(ren)'s life or	
☐ ORDERED that the child protective agency ☐ provide the following appropriate services or assistance to the child(ren) a authorized or required to be made available under the county comprogram plan currently in effect, pursuant to Family Court Act §1	nd to the child(ren)'s family prehensive annual services
	(and it is further)

Form 10-C-2 Page 6 ☐ ORDERED that the Commissioner of Social Services shall conduct a diligent search for any parents of the child(ren) not named as parties, inform them of the pendency of the proceeding and of the opportunity for seeking custody of the child(ren) and record the results of such investigation in the child's Uniform Case Record; (and it is further) ☐ ORDERED that the Commissioner of Social Services shall investigate whether there are any grandparents, other relatives or other suitable person(s) with whom the child(ren) may appropriately reside, including, but not limited to [specify]: ; shall inform them of the pendency of the proceeding, shall ascertain whether such person(s) wish to seek approval as foster parent(s) in order to provide care for the child(ren) or wish to provide care and custody for the child(ren) without foster care subsidy during the pendency of any order herein; and shall record the results of such investigation in the child's Uniform Case Record; (and it is further) ☐ ORDERED that, within 24 hours of this order, the Commissioner of Social Services shall commence an investigation of the following relatives or other suitable persons as foster parents and thereafter approve such person(s) to be foster parents, if qualified, and, if not, to report such fact to the Court, all parties and counsels, including the attorney for the child(ren), forthwith [specify]: (and it is further) [Applicable where child is in care of Commissioner of Social Services]: ☐ ORDERED that if the child absconds from the above-named custodial person or facility, written notice shall be given within 48 hours to the Clerk of Court by the custodial person or by an authorized representative of the facility, stating the name of the child, the docket number of this procedure, and the date on which the child ran away; (and it is further) [Applicable Where Child is Native-American]: □ ORDERED that the following should be notified of this proceeding [specify]: the ustodian of the child; tribe/nation; United States Secretary of the Interior □ ORDERED that in light of the assumption of jurisdiction by the tribe/nation, this petition is DISMISSED WITHOUT PREJUDICE. ☐ Required Order if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]: After examination and inquiry into the facts and circumstances [check box if applicable]:

and after hearing the proof and testimony **offered in relation thereto, it is therefore** [Check applicable box(es)]: □ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is GRANTED, and placement of the child in [specify name of QRTP]: is hereby approved.

☐ ORDERED, that the Petitioner's ap "Qualified Residential Treatment Program" i the above-named child shall be [ch ☐ returned or released to the follo ☐ returned to or placed with the fo	eck applicable box and specify]: owing parent [specify]:
returned to or placed in the followed post-partum and parenting youth: (specify]: returned to or placed in the followed post-partum and parenting youth: (specify]: returned to or placed in the followed services for youth suspected of being or at ris Social Services Law §447-a (1) [specify]: returned or placed in an available	ollowing suitable adult/relative [specify]: owing foster home [specify]: owing facility providing supports for pre-natal, owing residential program providing supportive k of becoming sexually exploited, as defined in ole supervised setting, as defined in Social Services of an authorized agency or the local social services
	ence for older youth in which such youth may live
	OR
	, Petitioner shall make such other re and welfare that is in the best interests of the ctive setting as the facts of the case require as
	in foster care pursuant to Section 1094 of the nearing shall be held on [specify]:2
	(and it is further)
☐ ORDERED that	ENTER
Dated: , .	Judge of the Family Court

² Applicable only in cases in which child is temporarily placed into care. Specify a date certain not more than eight months from the date the social services official accepted care of the child. If the child has a sibling or half-sibling in foster care, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was placed on a juvenile delinquency or PINS petition or unless he or she has been freed for adoption. If the child is finally discharged from care on the scheduled date, the permanency hearing shall be cancelled.

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

Check applicable box:
□Order mailed on [specify date(s) and to whom mailed]:
□Order received in court on [specify date(s) and to whom given]:

F.C.A. §1095, 1097 S.S.L. §393, 409-h

Form 10-C-4 (Destitute Child – Order of Fact-finding and Disposition) 9/2021

At a term of the Family Court of the State of New York, held in and for the County of , at , New York, on , . .

PRESENT:

Hon.

Judge

....

In the Matter of

CIN#

(A) Child (ren) under Eighteen Years of Age Alleged to be Destitute

Docket No.

ORDER OF FACT-FINDING AND DISPOSITION – DESTITUTE CHILD

Parent(s) or Other Party/Parties

NOTICE: WILLFUL FAILURE TO OBEY THE TERMS AND CONDITIONS OF THIS ORDER MAY RESULT IN COMMITMENT TO JAIL FOR A TERM NOT TO EXCEED SIX MONTHS.

IF YOUR CHILD STAYS IN FOSTER CARE FOR 15 OF THE MOST RECENT 22 MONTHS, THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD. IF THE PETITION IS GRANTED, YOU MAY LOSE YOUR RIGHTS TO YOUR CHILD AND YOUR CHILD MAY BE ADOPTED WITHOUT YOUR CONSENT.

THE NEXT COURT DATE IS [specify date/time]:
THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]:

1. **THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: **THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: **THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: **THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: **THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: **THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: **THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: **THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: **THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: **THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: **THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: **THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: **THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: **THE NEXT PERMANENCY HEARING SHALL BE HELD ON [SPECIFY DATE/TIME]: **THE NEXT PERMANENCY HEARING SHALL BE NEXT PERMANENCY P

¹ Placement cases only: No date needs to be set if: (I) the petition is dismissed; or (ii) the child has not been placed outside of the home; or (iii) has been finally discharged from care; or (iv) custody or guardianship was ordered pursuant to Family Court Act Article 6. If the child has been placed and the child has a sibling or half-sibling placed outside of the home, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was remanded or placed on a juvenile delinquency or PINS petition or unless he or she has been freed for adoption.

	rage
The petition of [specify]: sworn to on [specify date]: named child is destitute; and	under Article 10-C of the Family Court Act, , having been filed in this Court alleging that the above-
	ne parent(s) or other caretaker(s), pursuant to section 1093 of the paragraphs for each person notified, as necessary]: , □ parent □ caretaker of the child(ren), having:
☐ not appeared after service ☐ 1	without counsel \square waived counsel \square not appeared; not appeared but service could not be made after every service \square not appeared but counsel appeared;
☐ not appeared after service ☐ 1	□ parent □ caretaker of the child(ren), having: without counsel □ waived counsel □ not appeared; not appeared but service could not be made after every service □ not appeared but counsel appeared;
And the child(ren) having been rep	resented by (an) attorney(s);
<u> </u>	adults, as defined in Family Court Act §1092, were present ing [specify name(s) and relationship(s) to child(ren)]:
[Required in cases involving Native-Am ☐ And the needs of the ch Child Welfare Act;	erican children; check if applicable]: ild having been determined in accordance with the <i>Indian</i>
☐ And the following havi	ng been duly notified [check applicable box(es)]:
☐ parent/caretaker☐ United States Secundetermined];	☐ tribe/nation [REQUIRED] cretary of the Interior [REQUIRED if tribal contact
And the tribe/nation having:	appeared and participated as a party;
**	and declined to assume jurisdiction;
☐ appeared☐ not appea	and requested transfer of jurisdiction; ared:
• •	,
And the Court, after [check box] ☐ hearing the proof and testimony offered	in relation to the case;
	OR
☐ accepting the consent of the parent(s) or entry of an order of fact-finding, pursuant	other caretaker(s), Petitioner and child(ren)'s attorney to the to Family Court Act §1095);

Form 10-C-4 Page 3 And the Court having found □ by a preponderance of the evidence that the child(ren) meet the definition of destitute child(ren) pursuant to section 1092 of the Family Court Act on the following grounds [specify]: □ by a preponderance of the evidence that the child(ren) do NOT meet the definition of destitute child(ren) pursuant to section 1092 of the Family Court Act and the petition is hereby DISMISSED. And, where the child(ren) have been found to be destitute, the matter having thereafter duly come on for a DISPOSITIONAL HEARING before the Court, [Applicable only where hearing was heard jointly with hearing of Family Court Act Article 6 custody or guardianship petition, pursuant to Family Court Act §§1055-b, 1095(d)(4); CHECK **BOX** if applicable]: ☐ And the hearing having been heard jointly with the ☐ custody ☐ guardianship petition, Docket # [specify]: And the matter having duly come on to be heard, and the above-named person(s) having been given notice and an opportunity to be heard, as indicated above, The Court, after having made an examination and inquiry into the facts and circumstances of the case and into the surroundings, conditions, and capacities of the persons involved, finds and determines the following: [Required findings in cases where the child(ren), who had NOT been ordered temporarily placed earlier in the case, is/are ordered placed; otherwise, skip I and II and go to III]: The Court finds and determines that: I. Required "Best Interests" and "Reasonable Efforts" Findings for Newly-placed Children [check applicable boxes and provide case-specific reasons in both A and B, below]: A. Continuation of the child(ren) in, or return of the child(ren) to, the child(ren)'s home □ would □ would not be contrary to the best interests of the child(ren) because [specify facts and reasons]:

This determination is based upon the following info	ormation [check applicable box(es)]:
☐ Petition	
☐ Case Record, dated [specify]:	
☐ Service Plan, dated [specify]:	
☐ The report of [specify]:	, dated [specify]:
☐ Testimony of [specify]:	
☐ Other [specify]:	
child(ren) away from the home, and, if the child(re prior to the date of this hearing, to return them hom indicated]:	revent or eliminate the need for placement of the n) was/were temporarily placed without court order ne safely [check applicable box and state reasons as
☐ were made as follows [specify]:	
☐were not made but the lack of efforts was	appropriate;
☐ were not made.	
This determination is based upon the following info	ormation [check applicable box(es)]:
☐ Petition	
☐ Case Record, dated [specify]:	
☐ Service Plan, dated [specify]:	dated for a C.T.
☐ The report of [specify]:	, dated [specify]:
☐ Testimony of [specify]:	
☐ Other [specify]:	
II. <u>Findings Regarding Alternatives to Removal</u> Based upon the investigation conducted by the C [Check applicable box(es]:	
☐ The following person [specify]:	is a □ caretaker not named above;
	with whom the child(ren) may appropriately reside.
☐ seeks approval as a foster parent in order	•
☐ wishes to provide care and custody for t subsidy during the pendency of any order herein.	he child(ren) without foster care
	determined whether as a foster parent or custodian.
☐ There is no relative or suitable person with who	m the child(ren) may appropriately reside.

III. Required Findings Regarding Transitional Services and Out-of-State Placements:	
☐ [Required regarding child(ren) who will reach 14 years of age before the next permanency hearing]: The services, if any, needed to assist the child(ren) to make the transition from factor age to independ on this in a conficult.	
foster care to independent living are [specify]:	
☐ [Required regarding child(ren) placed outside New York State]: Placement outside New York State ☐ is ☐ is not appropriate, necessary and in the child(ren)'s best interests;	
IV. Required findings where approval of placement in a Qualified Residential Treatment Program (QRTP) is requested [DELETE if inapplicable]:	
This Court, upon examination of the motion papers and supporting affidavit(s); the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]: ; and [specify other information considered]:	
; and \square upon hearing testimony in relation thereto \square upon consent of all parties without a hearing, finds the following [check applicable box(es)]:	
A. The needs of the child □ can □ cannot be met through placement in a foster family home because [specify facts and reasons]:	
B. Placement of the child in a Qualified Residential Treatment Program (QRTP) \(\sigma\) does \(\sigma\) does not provide the most effective and appropriate level of care for the child in the least restrictive environment because: [specify facts and reasons]:	
C. Placement in [specify name of QRTP]: ☐ is ☐ is not consistent with the short-term and long-term goals for the child, as specified in the child's permanency plan because [specify facts and reasons]:	
D. [Applicable to initial QRTP placement only]: Where the Qualified Individual has determined that the placement of the above-named child in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:	
☐ Circumstances exist that necessitate the continued placement of the above-named child	

Form 10-C-4 Page 6 in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]: ☐ There is not an alternative setting available that can meet the above-named child's needs in a less restrictive environment: and ☐ Placement or continued placement in the Qualified Residential Treatment Program (QRTP) is in the child's best interests because [specify facts and reasons]: NOW therefore, upon findings made in the [check applicable box(es)]: ☐ fact-finding, ☐ dispositional hearing; and upon all proceedings had herein, it is hereby A. Order of Fact-finding or Dismissal: ADJUDGED that facts sufficient to sustain the petition herein \square have \square have not been established, in that [specify]: ; and it is hereby [Check all applicable box(es); if different findings were made for each child, list each child and finding separately|: ☐ ADJUDGED that the above-named child(ren) (is) (are) DESTITUTE as defined in section 1092 of the Family Court Act OR □ ORDERED, that the petition filed herein is DISMISSED. B. Order of Disposition [Applicable where one or more children have been adjudicated as destitute; check all applicable box(es)]: And the Court, having considered the best interests and safety of the child(ren) hereby orders the following: ☐ ORDERED that the child(ren) (is) (are) placed in the care and custody of the [check box]: ☐ Commissioner of Social Services of [specify county]: ☐ NYC Administration for Children's Services

OR

under Article ORDERED is/are pursu there that	ispositional hearing is heard jointly with custody or guardianship hearing 6 of the Family Court Act in accordance with Family Court Act §1096]: Of that [specify relative(s) or other suitable person(s)]: appointed guardian
	custody of the child in excess of one year, have consented to such custody or guardianship;
	OR
	the following parent(s)[specify]: has/have not consented but this Court has found extraordinary circumstances supporting custody or guardianship;
	OR
	the parent(s) has/have consented but the following other party or parties has/have not consented [specify]: but this Court find that custody or guardianship is in the best interests of the child(ren);
And i	t is further
	s box if applicable]: ORDERED that the following local department of social es [specify]:
	□and the following attorney for the child(ren)[specify]:
	□shall be notified and shall be made parties to any subsequent proceedings for modification, enforcement or termination of the Order;
	cases where child(ren) (is)(are) placed with the Commissioner of Social
1. Services or NYC Ad	ministration for Children's Services [check applicable box(es)]:
☐ ORDERED authorized und	D that the Petitioner is directed to provide the following services and assistance, der the comprehensive annual services program plan currently in effect, to the aretaker(s) or other parties [specify person(s) and services or assistance]:

2. <u>Transitional Services</u> [Applicable to placed of age or older prior to the next permanency he	
☐ ORDERED that the Petitioner is directed to pre the child(ren) to make the transition from foster care to in	ndependent living [specify]:
	; (and it is further)
3. Out-of-State Placement [Required for child	ren placed out-of-statel:
ORDERED that the placement of the child at	[specify]
☐ is appropriate, necessary and in the chil	- 1
	g scheduled for a date certain in this order;
is not appropriate, necessary and in the	child's best interests and the child shall,
therefore, be returned to New York State	to be \square placed with [specify]:
☐ discharged to [specify]:	; (and it is further)
4. Progress Reports and Notices [Required who	ere child(ren) placed]:
ORDERED that Petitioner shall make a progre	ss report to the Court, the parties and the
child's attorney on the implementation of this ord	er as follows [specify date and/or frequency]: ; (and it is further)
☐ ORDERED that if the above permanency plan	for the above-named child is changed, notice
shall be provided to the Court, the parties and the	child's attorney forthwith, (and it is further)
5. Planning Conferences [Required where child	l(ren) placed]:
\square ORDERED that the \square parent(s) \square other personal content \square	() ()
care shall be notified of the planning conference(s	
such conference(s) with counsel or other person; (and it is further)
6. Visiting Plans [Required where child(ren) pl	aced; check applicable box(es)]:
☐ ORDERED that Petitioner shall provide the ☐	
for the child(ren)'s care with visits with the child(ren) as follows [describe visiting plan]:
☐ ORDERED that Petitioner shall provide the fol	llowing sibling(s) [specify]:
with visits with the child as follows [describe visit	
	; (and it is further)
7. REQUIRED where approval of placement of the placemen	
<u>Program (QRTP) is requested</u> [DELETE if inapplica facts and circumstances [check box if applicable]:	- ·
offered in relation thereto, it is therefore [Check applied	
☐ ORDERED that the Petitioner's application for	or placement of the child in the "Qualified

Residential Treatment Program" is GRANTED, and placement of the child in [specify name of QRTP]: is hereby approved.

OF

OR
☐ ORDERED, that the Petitioner's application for placement of the child in the "Qualified
Residential Treatment Program" is DENIED, and on or before [specify date]:
the above-named child shall be [check applicable box and specify]:
☐ returned or released to the following parent [specify]:
☐ returned to or placed with the following legal guardian [specify]:
☐ returned to or placed with the following suitable adult/relative [specify]:
☐ returned to or placed in the following foster home [specify]:
returned to or placed in the following facility providing supports for pre-natal, post-partum
and parenting youth: (specify]:
☐ returned to or placed in the following residential program providing supportive services
for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services
Law §447-a (1) [specify]:
returned or placed in an available supervised setting, as defined in Social Services Law
§371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently
[specify]:
[specify].
OR
☐ On or before [specify date]: , Petitioner shall make such other
arrangements for the above-named child's care and welfare that is in the best interests of the child and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:
8. <u>Date Certain for Next Permanency Hearing</u> [REQUIRED where child(ren) are placed]:
ORDERED that if the child(ren) remain(s) in foster care, the next permanency hearing

² Specify a date certain not more than <u>six months</u> from the completion of the previous permanency hearing or, if one had not been held, a date not more than <u>eight months</u> from date of removal of the child(ren) from home. <u>No date needs to be set</u> if: (i) the petition is dismissed; or (ii) the child has not been placed outside of the home; or (iii) has been finally discharged from care; or (iv) custody or guardianship was ordered pursuant to Family Court Act Article 6. If the child has been placed and the child has a sibling or half-sibling placed outside of the home, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was remanded or placed on a juvenile delinquency or PINS petition or unless he or she has been freed for adoption.

shall be held on [specify date certain]:²

Petitioner shall transmit notice of the hearing and a permanency report no later than 14 days in advance of the above date certain to the parents, other parties, attorneys, the child's attorney and shall also transmit notice of the hearing to former foster parent(s) who have had care of the child(ren) in excess of 12 months, except [specify former foster parents for whom such notice would be contrary to child's best interests; delete if inapplicable]:

	, (and it is further)
☐ ORDERED	
	ENTER
	Judge of the Family Court
Dated:	
ORDER MUST BE TAKEN WITHIN APPELLANT IN COURT, 35 DAYS FAPPELLANT BY THE CLERK OF C	THE FAMILY COURT ACT, AN APPEAL FROM THIS 30 DAYS OF RECEIPT OF THE ORDER BY FROM THE DATE OF MAILING OF THE ORDER TO OURT, OR 30 DAYS AFTER SERVICE BY A PARTY LD UPON THE APPELLANT, WHICHEVER IS
Check applicable box:	
☐ Order mailed on [specify date(s) and to who	om mailed]:
☐ Order received in court on [specify date(s) a	and to whom given]:

	Law §§ 358-a, 384, -c, 393, 409-h		Form 358-a- 1 (Petition for Approval of a Placement Instrument) 9/2021
FAMILY COUNTY	COURT OF THE STATE OF NEW OF	YORK	7. 2021
	ter of the Application for of an Instrument concerning		Docket No. PETITION FOR APPROVAL OF
CIN # Pursuant to Social Serv	Section 358-A of the vices Law		A PLACEMENT INSTRUMENT
NOTICE: IF YOUR CHILD STAYS IN FOSTER CARE FOR 15 OF THE MOST RECENT 22 MONTHS, THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD. IF THE PETITION IS GRANTED, YOU MAY LOSE YOUR RIGHTS TO YOUR CHILD AND YOUR CHILD MAY BE ADOPTED WITHOUT YOUR CONSENT.			
TO THE F	AMILY COURT:		
The unc	lersigned Petitioner respectfully alle	ges upon information an	d belief:
☐ Departn	The Petitioner is authorized to file the nent of Social Services for [specify] ork City Administration for Children [specify]:	•	County
2. [specify]:	a. The above-named child is a \Box r	nale 🗆 female 🖵 non-	-binary child, who was born on
follows:	o. The names and addresses of the b	irth parent(s) or legal gu	nardian(s) of the child are as
ionows.	Name	Address	

Form 358-a-1 Page 2 3. On [specify date]: . the child was removed from the home of , pursuant to a written instrument executed pursuant [specify]: to Social Services Law [check applicable box]: \square 384 \square 384-a(1) \square 384-a(2)(h)1 by [specify who executed the instrument and relationship(s) to child]: A copy of the instrument is attached to this petition. 4. (Upon information and belief) The child now resides at [specify]: and is likely to remain in the care and custody of the Department of Social Services for a period in excess of thirty (30) consecutive days. 5. (Upon information and belief) [Specify name(s)]: voluntarily executed the attached instrument because (he)(she) (they) (is)(are) unable to make adequate provision for the care, maintenance and supervision of the child in (his)(her)(their) own home for the reasons that [specify]: 6. (Upon information and belief) Continuation of the child in, or return of the child to, the child's home would be contrary to the best interests of the child because [specify facts and reasons]: This assertion is supported by the following information [check applicable box(es)]: ☐ Case Record, dated [specify]:☐ Service Plan, dated [specify]:☐ ☐ The report of [specify]: , dated [specify]: ☐ Other [specify]: 7. a. Reasonable efforts, where appropriate to prevent or eliminate the need for placement. and, if the child was removed prior to the date of the hearing, to return the child home safely [check applicable box and state reasons as indicated]: were made as follows [specify]: were not made but the lack of efforts was appropriate [check all applicable boxes]: because of a prior judicial finding that the authorized agency was not required to make reasonable efforts to reunify the child with the \square parent(s) \square guardian(s) [specify date of finding]: □ because [specify other reasons]: were not made.

¹ A standby placement instrument lasting up to one year in duration, previously approved by the Court, pursuant to Social Services Law §358-a(2)(h)(iii), may provide that the child be transferred into foster care upon the death, debilitation or incapacitation of the parent or legal guardian. *See* Forms 358-a-6 and 358-a-7. Once the transfer takes place, the status of the child must be reviewed using this form, pursuant to Social Services Law §358-a, and the required "best interests" and "reasonable efforts" findings must be made.

Form 358-a-1 Page 3 This assertion is supported by the following information [check applicable box(es)]: ☐ Case Record, dated [specify]:☐ Service Plan, dated [specify]: ☐ The report of [specify]: , dated [specify]: ☐ Other [specify]: b. [Applicable in cases in which the child's permanency plan is adoption, guardianship or permanent living arrangement other than reunification]: Reasonable efforts to make and finalize the permanency plan of [specify]: were made as follows [specify]: were not made. This assertion is supported by the following information [check applicable box(es)]: □Case Record, dated [specify]: □ Service Plan, dated [specify]: ☐ The report of [specify]: , dated [specify]: ☐ Other [specify]: c. The following impediments exist, if any, to the fulfillment of the child's permanency plan [specify, indicating documentary sources of information, if any]: 8. The permanency plan for the child is as follows: \square reunification with the \square parent(s) \square guardian(s) by [specify date]: □ placement for adoption upon filing of a petition to terminate parental rights by [specify date]: ☐ referral for legal guardianship by [specify name and date]: permanent placement with the following fit and willing relative [specify name]: by [specify date]: permanent placement in the following alternative planned living arrangement [specify]: □ with a significant connection to the following adult [specify]: who is [check applicable box]: ☐ willing to be a permanency resource for the child under exploration as a permanency resource for the child;

OR

Form 358-a-1 Page 4
☐ with a significant connection to an adult not yet identified;
upon documentation, available to the Court, that the following compelling reason(s) indicate(s) that it would not be in the child's best interests to return home, be referred for termination of parental rights and adoption, placed with a fit and willing relative, or placed with a legal guardian [specify compelling reason(s)]:
9. [Required where child is 14 years of age or older]: (Upon information and belief) The services needed, if any, to assist the child to make the transition from foster care to independent living are [specify]:
10. [Applicable where transfer was made pursuant to section 384-a of the Social Services Law] (Upon information and belief) Care and custody of the child has been transferred to the Department of Social Services by means of an instrument executed pursuant to section 384-a of the Social Services Law, and all of the requirements of such section have been satisfied.
11. [Applicable where transfer was made pursuant to section 384-a of the Social Services Law and where waiver was signed]: (Upon information and belief) Pursuant to the attached instrument, [specify]: (has) (have) consented to the jurisdiction of the Family Court over this proceeding and (has)(have) waived service of the petition and notice of this proceeding.)
12. (Upon information and belief) The names and last-known addresses of the child's parents and all other persons required to be given notice of this proceeding pursuant to sections 358-a and 384-c of the Social Services Law are:
Name Address Relationship
and there are no persons other than those set forth who are entitled to notice.
13. The visiting plan(s) for the child and the \square parent(s) \square guardian(s) (is)(are) as follows [describe plan(s)]:
14. a. The child has the following sibling(s) or half-sibling(s) [specify, including date of birth and whether in foster care]:
b. The child \square is \square is not placed together with such sibling(s) or half-sibling(s) for the following reason(s) [specify reasons not placed together; if placement together is under investigation, so indicate]:
c. [Applicable where child and siblings or half-siblings are not placed together]: The visiting plan(s) for the child and (his)(her) sibling(s) or half-sibling(s) (is)(are) as follows [describe plan(s)]:

Form 358-a-1 Page 5

15. a. A visitation order regarding the following non-custodial parents and grandparents ☐ is ☐ is not incorporated into the placement instrument pursuant to Social Services Law §384-a(2)(d) for the following reason(s) [specify reason(s) if visitation order is not incorporated]:
b. The above-named non-custodial parent(s) and grandparent(s) are are not the subject of an indicated report, as such term is defined in Section 412 of the Social Services Law, filed with the statewide register of child abuse and maltreatment pursuant to Title Six of Article Six of the Social Services Law. If so, specify date, status and circumstances to the extent known:
c. The above-named non-custodial parent(s) and grandparent(s) are are not the subject(s) of or the respondent(s) in a child protective proceeding commenced under Article Ten of the Family Court Act. If so, specify whether the proceeding resulted in an order finding that the child is an abused or neglected child, date and status to the extent known:
 16. <u>REQUIRED</u> if placement in Qualified Residential Treatment Program is requested]: a. The permanency plan for the child is [specify]: This plan □ has □ has not changed since the most recent dispositional or permanency hearing.
b. The needs of the child require a higher level of care than can be provided by a foster or therapeutic foster home because [specify]:
c. The child has been □ placed □ recommended for placement in [specify name]: a qualified residential treatment program (QRTP).
d. The needs of the child have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and a copy of the Qualified Individual's report: has been submitted separately is submitted herewith will be submitted within five days of completion but not less than (10) days prior to the date
of the first-scheduled hearing on this motion.
e. The following circumstances exist that necessitate the placement or continued placement of the child in the QRTP [specify]:

Form 358-a-1 Page 6

f. There is no alternative setting available that can meet the child's needs in a less restrictive environment because [specify]:
g. Placement or continued placement in the QRTP is in the child's best interests because [specify]:
17. The subject child □ is □ is not a Native-American child, who is subject to the Indian Child Welfare Act of 1978 (25 U.S.C. §§ 1901-1963). If so, the following have been notified [check applicable box(es)]: □ parent/custodian [specify name and give notification date]: □ tribe/nation [specify name and give notification date]: □ United States Secretary of the Interior [give notification date]:
18. [Required]: Petitioner is required to obtain education information and to provide that information to foster care providers and other parties to this proceeding. Unless otherwise obtained by release, Petitioner thus seeks a court order to obtain the education records (including special education and early intervention records) of each child named in this Petition who is not placed with a parent(s)/legal guardian(s), and a court order to provide such records to service providers where such records are necessary to enable the service provider to establish and implement a plan of service.
19. No previous application has been made to any court or judge for the relief requested herein, (except [specify]:).
WHEREFORE, Petitioner requests:
A. That process be served on those entitled thereto in accordance with sections 358-a or 384-c of the Social Services Law;
B. That pending any hearing that the Family Court may require, a temporary order be made approving the transfer of custody and care of the child to the Social Services official of County, pursuant to section 358-a of the Social Services Law;

Form 358-a-1 Page 7

C. That the Court enter a final order granting the petition approving the annexed instrument and approving the transfer of custody and care to the Social Services official of [specify]: County;
D. That the Court enter an order describing the above visiting plans for the child and (his)(her) parent(s) or guardian(s) and for the child and (his)(her) sibling(s) or half-sibling(s);
E. That the (parent)(guardian) be notified of the planning conference(s) to be held, of (his)(her) right to attend such conference(s) and of (his)(her)right to attend with counsel or other person;
F. That the (parent)(guardian)be given a copy of this Court's order and service plan;
G. [DELETE if inapplicable]: That this Court enter an order approving placement of the child in the following Qualified Residential Treatment Program [specify]:
H. That this Court schedule a date certain for a permanency hearing;
I. That the Court grant such other and further relief as the Court may deem just and proper
Dated:
Signature of Petitioner:
Title:
Print or type name:
Signature of Attorney, if any:
Attorney's Name (Print or Type)
Attorney's Address and
Telephone Number

dated [specify]:

Soc. Serv. Law §§ 358-a, 384-a, 393, 409-h			Form 358-a-4 (Temporary Order Approving Placement Instrument) 9/2021
	State of New Y	e Family Court of the York, held in and for	
	County of	, N V	.1.
	at on	New Yo	TK,
PRESENT:	OII	,.	
Hon.			
Judge			
In the Matter of the Application for Approval of an Instrument concerning		I	Docket No.
CIN#			
Pursuant to Section 358-a of the		T	EMPORARY
Social Services Law			RDER APPROVING
			LACEMENT
		1.	NSTRUMENT
NOTICE: IF YOUR CHILD RECENT 22 MONTHS, THE PETITION TO TERMINATI THE END OF THE 15-MON MAY LOSE YOUR RIGHTS ADOPTED WITHOUT YOU	AGENCY MAE E YOUR PARE TH PERIOD. TO YOUR CH	AY BE REQUIRED NTAL RIGHTS AN IF THE PETITION	BY LAW TO FILE A ND MAY FILE BEFORE I IS GRANTED, YOU
THE NEXT COURT DATE IS [s] THE PERMANENCY HEARING			te/time]:1
The petition of an authorized officia	l of the 🗆 Depar	rtment of Social Serv	ices for [specify]:

¹ The permanency hearing must be scheduled for a date certain not more than eight months from the date of removal of the child from home. If the child has a sibling or half-sibling removed from the home, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was removed on a juvenile delinquency or PINS petition or unless he or she has permanency hearing shall be cancelled.

hearing that the Court may require, a temporary order be made approving the transfer of custody and care of the child to the Petitioner, pursuant to Section 358-a(5) of the Social Services Law; and it

appearing that a hearing is required and an immediate hearing on notice is impractical;

, having been filed with this Court requesting that pending any

County, New York City Administration for Children's Services,

Form 358-a-4 Page 2

	xes and provide <u>case-specific reasons</u> in A, B and C
and, if applicable, D, below]:	
The Court finds and determines:	
A. The [check applicable box]: aparent(s)	
	sion for the care, maintenance and supervision of the
	following facts and for the following reasons [specify
facts and reasons, including specific documents	s or evidence supporting findings]:
B. Continuation of the child in, or return of best interests of the child because [specify facts	the child to, the child's home would be contrary to the s and reasons]:
This determination is supported by the followin Case Record, dated [specify]:	ng information [check applicable box(es)]:
☐ Service Plan, dated [specify]:	
	detect [energific].
☐ The report of [specify]:	, dated [specify]:
☐Other [specify]:	
	prevent or eliminate the need for placement, and, if the
	ing, to return the child home safely [check applicable
box and state reasons as indicated]:	
were made as follows [specify]:	° 4
	forts was appropriate [check all applicable boxes]:
	I finding that the authorized agency was not required to
	eunify the child with the \square parent(s) \square guardian(s)
specify date of finding]:	aonal:
☐ because [specify other rea☐ were not made.	sons j.
This determination is supported by the following	ng information [check applicable boy(es)]
☐ Case Record, dated [specify]:	is information [effect approache box(es)].
☐ Service Plan, dated [specify]:	
☐The report of [specify]:	, dated [specify]:
☐ Other [specify]:	
D. [REQUIRED in cases in which the cl	hild's permanency plan is adoption, guardianship or
	fication]: Reasonable efforts to make and finalize the
permanency plan of [specify]:	
☐ were made as follows [specify]:	
☐ were not made.	

Form 358-a-4 Page 3 This determination is supported by the following information [check applicable box(es)]: ☐ Case Record, dated [specify]: ☐ Service Plan. dated [specify]: ☐ The report of [specify]: , dated [specify]: ☐ Other [specify]: E. [Required in cases involving Native-American children; check if applicable]: ☐ And the following having been duly notified [check applicable box(es)]: □ parent/custodian □ tribe/nation □ United States Secretary of the Interior; And the tribe/nation having: \square appeared and participated as a party; ☐ appeared and declined to assume jurisdiction; appeared and requested transfer of jurisdiction; ☐ not appeared; F.

— Findings if approval of placement in a Qualified Residential Treatment Program **(QRTP)** is requested: [DELETE if inapplicable]: This Court, upon examination of the motion papers and supporting affidavit(s); the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]: ; and [specify other information considered]: ; and \square upon hearing testimony in relation thereto upon consent of all parties without a hearing, finds the following [check applicable box(es)]: A. The needs of the child \square can \square cannot be met through placement in a foster family home because [specify facts and reasons]: B. Placement of the child in a Qualified Residential Treatment Program (QRTP) \(\square\) does ☐ does not provide the most effective and appropriate level of care for the child in the least restrictive environment because: [specify facts and reasons]: C. Placement in [specify name of QRTP]: ☐ is ☐ is not consistent with the short-term and long-term goals for the child, as specified in the child's permanency plan because [specify facts and reasons]: D. Where the Qualified Individual has determined that the placement of the above-named child in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:

Form 358-a-4 Page 4 ☐ Circumstances exist that necessitate the continued placement of the above-named child in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]: ☐ There is not an alternative setting available that can meet the above-named child's needs in a less restrictive environment; and ☐ Continued placement in the Qualified Residential Treatment Program (QRTP) is in the child's best interests because [specify facts and reasons]: NOW, therefore, upon the basis of the instrument and the allegations of the petition, it is hereby ORDERED that pending a hearing and determination of this matter, the temporary care and custody of the child is transferred to the \square Department of Social Services for [specify]: County.

New York City Administration for Children's Services; and it is further [REQUIRED if Native-American Child; check box(es) if applicable]: ☐ ORDERED that the following should be notified of this proceeding [specify]: the ustodian of the child; tribe/nation; United States Secretary of the Interior ☐ ORDERED that in light of the assumption of jurisdiction by the tribe/nation, this petition is DISMISSED WITHOUT PREJUDICE; (and it is further) [Required if placement in a Qualified Residential Treatment Program (QRTP) is requested: ☐ Required Order if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]: after examination and inquiry into the facts and circumstances [check box if applicable]: \square and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]: ☐ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is GRANTED, and placement of the child in [specify name of QRTP]: is hereby approved. OR ☐ ORDERED, that the Petitioner's application for placement of the child in the "Qualified

Residential Treatment Program" is DENIED, and on or before [specify date]:

☐ returned or released to the following parent [specify]:

the above-named child shall be [check applicable box and specify]:

☐ returned to or placed with the following legal guardian [specify]:

Form 358-a-4 Page 5

☐ returned to or placed with the following suitable adult/relative [specify]:
returned to or placed in the following foster home [specify]:
returned to or placed in the following facility providing supports for pre-natal, post-
partum and parenting youth: (specify]:
☐ returned to or placed in the following residential program providing supportive services
for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services
Law §447-a (1) [specify]:
returned or placed in an available supervised setting, as defined in Social Services Law
§371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently
[specify]:
OR
V
☐ On or before [specify date]: , Petitioner shall make such other
arrangements for the above-named child's care and welfare that is in the best interests of the child and
in the most effective and least restrictive setting as the facts of the case require as follows [specify]:
ORDERED that this matter be set down for hearing on [specify date/time]:
ORDERED that this matter be set down for hearing on [specify date/time].
ENTER
Judge of the Family Court Dated:
Dated. ,
PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT,
AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30
DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT,
35 DAYS FROM THE DATE OF MAILING OF THE ORDER
TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS
AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.
CHILD OF ON THE AFFELDANT, WHICHEVER IS EARLIEST.
Check applicable box:
□Order mailed on [specify date(s) and to whom mailed]:
□Order received in court on [specify date(s) and to whom given]:

[Type here]	
Soc. Serv. Law §§ 358-a, 384-a, 384-c, 393, 409-h	Form 358-a-5 (Order of Disposition - Petition for Approval of an Instrument) 9/2021
At a term of the Family Court of then State of New York, held in and for the County of , New York , on	
PRESENT: Hon. Judge	
In the Matter of the Application for Approval of an Instrument concerning	Docket No.
CIN#	ORDER OF DISPOSITION PETITION FOR APPROVAL OF AN INSTRUMENT
Pursuant to Section 358-a of the Social Services Law	
NOTICE: IF YOUR CHILD STAYS IN FOSTE	CY MAY BE REQUIRED BY LAW TO YOUR PARENTAL RIGHTS AND THE 15-MONTH PERIOD. IF THE Y LOSE YOUR RIGHTS TO YOUR
NOTICE: IF YOUR CHILD STAYS IN FOSTE RECENT 22 MONTHS, THE AGENO FILE A PETITION TO TERMINATE MAY FILE BEFORE THE END OF T PETITION IS GRANTED, YOU MAY CHILD AND YOUR CHILD MAY BE	CY MAY BE REQUIRED BY LAW TO YOUR PARENTAL RIGHTS AND THE 15-MONTH PERIOD. IF THE Y LOSE YOUR RIGHTS TO YOUR ADOPTED WITHOUT YOUR

¹Specify a date certain not more than eight months from the date of removal. If the child has a sibling or half-sibling removed from the home, whose permanency hearing is scheduled before this Court, the date certain shall be the same as the date certain for the sibling's or half-sibling's permanency hearing, unless the sibling or half-sibling was removed on a juvenile delinquency or PINS petition or unless he or she has permanency hearing shall be cancelled.

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And the following person(s) having having been given an opportunity to be heard	g been duly served with notice of this proceeding and [check applicable boxes]:	
□ Parent [specify]: having □ appeared □ with couns □ Parent [specify]::	el □ without counsel □ waived counsel □ not appeared;	
☐ Guardian(s) [specify]: Having appeared: ☐ yes ☐ no ☐	□ without counsel □ waived counsel □ not appeared; □ with counsel □ without counsel ed: □ yes □ no Appeared: □ yes □ no	
☐ Relatives providing care for the child [spe	,	
- ·	☐ guardian(s)[specify]: the jurisdiction of this Court and ☐ waived service of the ourt having dispensed with such service [check box(es) if	
And an attorney having been appointed	ed and having appeared to represent the child;	
☐ parent/custodian ☐ tribe☐ And the tribe/nation having:☐ appeared ar	ly notified [check applicable box(es)]: (nation □ United States Secretary of the Interior; □ appeared and participated as a party; d declined to assume jurisdiction; d requested transfer of jurisdiction;	
[Note: Required; judicial findings must be made pursuant to 1 and, if petition is GRANTED, 11, III and, if applicable, IV]: And the matter having duly come on for a hearing before this Court, the Court, after hearing the proof and testimony offered in relation to the case, finds and determines that:		
I. Criteria for Approval of Placement Insti	rument [Check applicable box(es) in A, B and C, below]:	
A. The □ parent(s) [specify]:	☐ guardian(s) [specify]:	
☐ did ☐ did not execute su	ich instrument knowingly and voluntarily; and	
B. The □ parent(s) [specify]:	☐ guardian(s) [specify]:	

		Form 358-a-5 Page 3
	☐ would ☐ would not be able to and supervision of the child in the ho	make adequate provision for the care, maintenance me; and
C	. The requirements of Social Services Law	§384-a have been satisfied (except [specify]).
II. "Best	Interests" and "Reasonable Efforts" Fir	dings [check applicable boxes and provide case-
sp	pecific reasons in A, B and C, below]	
	Continuation of the child in, or return of the best interests of the child because [specification of the child because interests of the child because in	he child to, the child's home would be contrary to y facts and reasons]:
This dete	rmination is supported by the following inf	ormation [check applicable box(es)]:
	Case Record, dated [specify]:	
	Service Plan, dated [specify]:	
	The report of [specify]:	, dated [specify]:
	Other [specify]:	
the child	was removed prior to the date of the hearing box and state reasons as indicated]: Were made as follows [specify]: were not made but the lack of efforts was	as appropriate [check all applicable boxes]: g that the authorized agency was not required to
	☐ because [specify other reasons]:	
	were not made.	
This dete	rmination is supported by the following inf	ormation [check applicable box(es)]:
	Case Record, dated [specify]:	
	Service Plan, dated [specify]:	
		, dated [specify]:
	Other [specify]:	
or perma	anent living arrangement other than reu anency plan of [specify]:	ld's permanency plan is adoption, guardianship nification]: Reasonable efforts to make and finalize
	were not made.	
This dete	rmination is supported by the following inf	formation [check applicable box(es)]:
	Case Record, dated [specify]:	L 11 (/J

	Form 358-a-5 Page 4
□ Service Plan, dated [specify]:□ The report of [specify]:□ Other [specify]:	, dated [specify]:
III. Findings Regarding Relatives and Siblings [Rebelow]:	equired; check applicable boxes in A and B,
-	nducted by the Commissioner of Social Services,
- · · · · · · · · · · · · · · · · · · ·	related to the child with whom such child may
Such person: Such person: seeks approval as a foster parent	in order to provide care for the child;
☐ wishes to provide care and custosubsidy at this time.	ody for the child without foster care
•	termined whether as foster parent or custodian.
☐ There is no suitable person related to the reside.	child with whom the child may appropriately
B. <u>Siblings</u> : Based upon the investigation con [Check applicable box(es]:	ducted by the Commissioner of Social Services,
	are in the care and custody of the Commissioner of specify]:
☐ Placement of the child with the following would be appropriate and in the children's best interest.	sibling(s) or half-sibling(s) [specify]:
Placement of the child with the following s would not be in the child's best interests based upon [specify]:	= · · · = · · · = · · · ·
☐ The following is the plan for visiting sibling(s)[specify]:	ng and communication with the sibling(s) or half-
☐ Visiting and communication with the to the children's best interests based upon the following reasons [specify]:[specify]:	he sibling(s) or half-sibling(s) would be contrarying facts and for the following
☐ The child has no siblings or half-siblings.	
☐ The child has the following siblings or ha	lf-siblings [specify]:

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who are in the custody of [specify]:

IV. <u>Transitional Services</u> [Required where child is 14 years of age and older]: The services, if any, needed to assist the child to make the transition from foster care to independent living are [specify]:
V. ☐ Required Findings if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]:
This Court, upon examination of the motion papers and supporting affidavit(s); the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]: ; and [specify other information considered]:
; and \Box upon hearing testimony in relation thereto \Box upon consent of all parties without a hearing, finds the following [check applicable box(es)]:
A. The needs of the child \Box can \Box cannot be met through placement in a foster family home because [specify facts and reasons]:
B. Placement of the child in a Qualified Residential Treatment Program (QRTP) \(\sigma\) does \(\sigma\) does not provide the most effective and appropriate level of care for the child in the least restrictive environment because: [specify facts and reasons]:
 C. Placement in [specify name of QRTP]: ☐ is ☐ is not consistent with the short-term and long-term goals for the child, as specified in the child's permanency plan because [specify facts and reasons]:
D. Where the Qualified Individual has determined that the placement of the above-named child in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:
☐ Circumstances exist that necessitate the continued placement of the above-named child in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:
☐ There is not an alternative setting available that can meet the above-named child's needs in a less restrictive environment: and

Form 358-a-5 Page 6 ☐ Placement or continued placement in the Qualified Residential Treatment Program (QRTP) is in the child's best interests because [specify facts and reasons]: **NOW**, therefore, it is hereby [check applicable box(es)]: A. Disposition of Petition [Required; check applicable box] □ ORDERED that the petition is GRANTED and the instrument dated [specify]: and executed by [specify]: is approved and the custody and care of the child is hereby transferred to the Petitioner: OR ☐ ORDERED that the petition is DISMISSED and the child is discharged, and must be returned forthwith to [specify]: : (and it is further) B. Reasonable Efforts [Applicable where petition granted] [Applicable where the child's permanency plan is reunification with the parent or guardian]: ☐ ORDERED that following reasonable efforts shall be made to make and finalize the child's permanency plan of reunification [specify]: □ ORDERED that [specify]: . \square a social services official \square a duly authorized agency, undertake diligent efforts to encourage and strengthen the parental relationship, including, but not limited to, the following [specify]: ; (and it is further) [Applicable where the child's permanency plan is adoption, guardianship or permanent living arrangement other than reunification]: ☐ ORDERED that following reasonable efforts shall be made to make and finalize the child's permanency plan of [specify permanency plan and describe efforts]: ; (and it is further) C. Relatives, Suitable Persons, Siblings and Half-siblings [Applicable if petition granted]: □ ORDERED that the Commissioner of Social Services investigate [specify]: as a relative or other suitable person with whom the child may reside; (and it is further) ☐ ORDERED that the Commissioner of Social Services investigate placement of the child with the following siblings or half-siblings [specify]: ; (and it is further)

D. <u>Visitation with Parents, Guardians, Grandparents, Siblings and Half-siblings</u> [Required where petition granted]2

² The visiting plan with the parents or guardians must be described in the order pursuant to Social Services Law §358-a(3)(e). If the Petitioner or attorney for the child oppose incorporation of a visiting order regarding a non-custodial parent or grandparent, this order must contain a determination of that application. See Social Services Law §358-a(10)(b). Further, this order may contain a direction to the Petitioner regarding the findings rendered with respect to the child's placement, visiting and communication with siblings or half-siblings. See Social Services Law §358-a(11).

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\square ORDERED that Petitioner shall provide the \square parent(s) \square (guardian(s) with visitation with the child as follows [describe visitation plan]:
;(and it is further)
[Applicable where Petitioner or the attorney for the child opposed incorporation of a visitation order regarding non-custodial parents or grandparents into the placement instrument]: □ ORDERED that the application of □ Petitioner □ attorney for the child for the visitation order regarding the following non-custodial parents or grandparents [specify]: not to be incorporated into the placement instrument is hereby □ granted □ denied; and the visitation order is □ incorporated □ not incorporated □ modified as follows [specify]: ; (and it is further)
ORDERED that Petitioner shall provide the following sibling(s) or half-sibling(s) of the child
with visitation with the child as follows [describe visitation plan]: ; (and it is further) E. Notice of Planning Conferences, Service of Order and Service Plan [Required in all cases in which the petition is granted]
□ ORDERED that the □ parent(s) □(guardian(s) be notified of the planning conference or conferences to be held with respect to the child, of the parent(s)' or guardian(s)' right to attend such conference(s) and of the right to be accompanied at such conference(s) by counsel or other person; or (and it is further)
□ ORDERED that the Petitioner shall serve a copy of this Order and service plan □ personally □ by certified mail upon the □ parent(s) □(guardian(s)) who executed the aforesaid instrument. Such service shall be made within [specify]: days from the date of this order, and shall be accompanied by a notice of the terms and conditions, if any, under which the custody and care of the child may be returned to the parent(s) or guardian(s); (and it is further)
F. Request for Return of Child [Required in all cases in which the petition is granted] ☐ ORDERED that the child shall be returned to the ☐ parent(s) ☐ (guardian(s) in accordance with the terms and conditions of the placement instrument without further Court order; (and it is further)
G. Native-American Children [Check box if applicable]: □ ORDERED that the following should be notified of this proceeding [specify]: the □ custodian of the child; □ tribe/nation; □ United States Secretary of the Interior
☐ ORDERED that in light of the assumption of jurisdiction by the tribe/nation, this petition is DISMISSED WITHOUT PREJUDICE; (and it is further)
H. □ REQUIRED if Order if Placement in "Qualified Residential Treatment Program" is

Requested [DELETE if inapplicable]: After examination and inquiry into the facts and

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circumstances [check box if applicable]: \square and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]:	
☐ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is GRANTED, and placement of the child in [specify name of QRTP]: is hereby approved.	
OR	
 □ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named child shall be [check applicable box and specify]: □ returned or released to the following parent [specify]: □ returned to or placed with the following legal guardian [specify]: 	
☐ returned to or placed with the following suitable adult/relative [specify]:	
☐ returned to or placed in the following foster home [specify]:	
returned to or placed in the following facility providing supports for pre-natal, post-partum and parenting youth: (specify]:	
returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]:	
returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the lo9cal social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]:	
OR	
On or before [specify date]: , Petitioner shall make such other arrangements for the above-named child's care and welfare that is in the best interests of the child and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:	
I. <u>Date Certain for Permanency Hearing</u> [Required in <u>all</u> cases where petition is granted] ORDERED that if the child(ren) remain(s) in foster care or in placement with a relative or other suitable person, the next permanency hearing shall be held on [specify date/time]:3	

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Petitioner shall transmit notice of the hearing and a permanency report no later than 14 days in advance of the above date certain to the parents, other parties, attorneys, the attorney for the child and any pre-adoptive parent or relative providing care to the child(ren) and shall transmit notice of the hearing to former foster parent(s) who have had care of the child(ren) in excess of 12 months.

☐ And it is further ORDERED that	
	ENTER
Dated:	Judge of the Family Court
PURSUANT TO SECTION 1113 OF THE FAMIL ORDER MUST BE TAKEN WITHIN 30 DAYS O COURT, 35 DAYS FROM THE DATE OF MAILI CLERK OF COURT, OR 30 DAYS AFTER SERV THE CHILD UPON THE APPELLANT, WHICHE	F RECEIPT OF THE ORDER BY APPELLANT IN NG OF THE ORDER TO APPELLANT BY THE /ICE BY A PARTY OR THE ATTORNEY FOR
Check applicable box: Order mailed on [specify date(s) and to whom a Order received in court on [specify date(s) and to whom a court on [specify date(s)].	-

F.C.A.§§ 353.7; 756-b; 1055-c; 1089; 1091 S.S., L §§ 393, 409-h	-a; 1097 Form GF-45 (Notice of Motion–Approval of Placement in a QRTP) (9/2021)
FAMILY COURT OF THE STATE OF NE COUNTY OF	EW YORK
In the Matter of a Proceeding under Article of the Family Court Act	Docket No. FF#
A Child Under 21 Years of Age Alleged to Require Placement	NOTICE OF MOTION FOR APPROVAL OF A PLACEMENT IN A QUALIFIED RESIDENTIAL TREATMENT PROGRAM (QRTP)
To:	
motion will be made at this Court at thereafter as the parties can be heard for an name] Treatment Program (QRTP) [specify]:	n the annexed affidavit of , upon all the proceedings heretofore had herein, a on , or as soon Order Approving the Placement of the child [specify in the following Qualified Residential rt Act, and for such other and further relief as to the
Dated:	Yours, etc.
	Print or type name
	Signature of Attorney, if any
	Attorney's Name (Print or Type)
	Attorney's Address. Telephone Number and Email Address

F.C.A.§§ 353.7;756-b;1055-c;1089;1091-a; 1097 S.S.L. Sec. 393	Form GF-45a (Affidavit in Support of Motion for Approval of QRTP Placement) (9 /2021)	
FAMILY COURT OF THE STATE OF NEW YORK COUNTY OF		
In the Matter of a Proceeding under Article of the Family Court Act	Docket No. FF#	
	AFFIDAVIT IN SUPPORT OF MOTION FOR APPROVAL OF PLACEMENT IN A QUALIFIED RESIDENTIAL TREATMENT PROGRAM (QRTP)	
A Child Under 21 Years of Age Alleged to Require Placement		
STATE OF NEW YORK) COUNTY OF) SS.:		
I, [specify name]: penalties of perjury:	swear the following to be true under the	
1. The Affiant is authorized to file this mot	tion in that (s)he is an official of the	
□ Department of Social Services for [s□ New York City Administration for O□ New York State Office of Children a	Children's Services	
having (his)(her) office and place of business at [s	specify]:	
2. a. The above-named child is a ☐ male [specify]:	☐ female ☐ non-binary and was born on	
b. The names and addresses of the [chec parent(s) or ☐ legal guardian(s) of the child are as	ck appropriate box]: □ birth or □ adoptive follows:	
<u>Name</u>	$\underline{Address^1}$	

¹ Specify address unless ordered to be kept confidential in accordance with Family Court Act §154-b(2).

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3. (Upon information and belief,) the above-named child was removed from his/her home on [specify date]: and was placed in □ foster care □ relative/kin care □ suitable adult care □ congregate care facility □ other [specify]: on [specify date]:
as a result of a proceeding under Article [specify]: of the Family Court Act.
4. The status of the case is as follows [specify most recent court action, date of fact-finding, disposition and/or most recent permanency hearing, if any; if child was surrendered by or had parental rights terminated with respect to either parent, so indicate with date]:
 5. The permanency plan for the child is [specify]: This plan □ has □ has not changed since the most recent dispositional or permanency hearing.
6. The needs of the child require a higher level of care than can be provided by a foster or therapeutic foster home because [specify]:
7. The child has been □ placed □ recommended for placement in [specify name]: a qualified residential treatment program (QRTP).
8. The needs of the child have been assessed by a Qualified Individual as defined in Social Services Law, Section 409-h (5) and a copy of the Qualified Individual's report □ has been submitted separately □ is submitted herewith □ will be submitted within five days of completion but not less than (10) days prior to the date of the first-scheduled hearing on this motion.
9. The following circumstances exist that necessitate the continued placement of the child in the QRTP [specify]:

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10. There is no alternative setting available that can meet the child's needs in a less restrictive environment because [specify]:
a) [For SSL Section 358-a and FCA Article 10, 10-B and 10-C cases] Continued placement in the QRTP is in the child's best interests because [specify]:
b) [For FCA Article 3 cases] Continued placement serves the Respondent child's needs and best interests or the need for protection of the community because [specify]:
c) [For FCA Article 7 cases] It would be contrary to the welfare of the Respondent child to be placed in a less restrictive setting and that continued placement in a QRTP is in the Respondent child's best interests because [specify]:
12. The subject child □ is □ is not a Native-American child, who is subject to the Indian Child Welfare Act of 1978 (25 U.S.C. §§ 1901-1963). If so, the following have been notified [check applicable box(es)]: □ parent/custodian [specify name and give notification date]: □ tribe/nation [specify name and give notification date]: □ United States Secretary of the Interior [give notification date]:
13. No previous application has been made to any court or judge for the relief herein requested (except [specify]:

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WHEREFORE, for the reasons stated above, affiant respectfully requests this Court to issue an order approving the above-named child's placement in the specified Qualified Residential Treatment Program (QRTP) and for such other and further relief as the Court may deem just and proper.

Dated:	
	Signature Print Name:
	Title and Agency:
Sworn to before me this day of ,	
(Deputy) Clerk of the Court Notary Public	
	Signature of Attorney,
	Attorney's Name (Print or Type)
	Attorney's Address. Telephone Number
	and Email Address

F.C.A. §§ 353.7; 756-b; 1055-c; 1089; 1091-a; 1097 S.S.L. §§ 393, 409-h¹

Form GF-46 (Order on Motion for Approval of Placement in a QRTP) (9/2021)

At a term of the Family Court of the State of New York, held in and for the County of New York at on PRESENT: HON. Judge In the Matter of Docket No. FF# A Child Under 21 Years of Age ORDER ON MOTION Alleged to Require Placement FOR APPROVAL OF PLACEMENT IN A QUALIFIED RESIDENTIAL TREATMENT **PROGRAM**

NOTICE: IF YOUR CHILD IS PLACED IN FOSTER CARE, YOU MAY LOSE YOUR RIGHTS TO YOUR CHILD AND YOUR CHILD MAY BE ADOPTED WITHOUT YOUR CONSENT.

IF YOUR CHILD STAYS IN FOSTER CARE FOR 15 OF THE MOST RECENT 22 MONTHS, THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD.

THE NEXT COURT DATE IS [specify date certain]: THE PERMANENCY HEARING WILL BE HELD ON [specify date certain]:²

¹ This form must be used when the qualified residential treatment program (QRTP) hearing is NOT combined with a dispositional, permanency or extension of placement hearing. The Order must be made within 60 days of the child's entry into the QRTP.

² If this Order grants a motion to approve placement in a qualified residential treatment program (QRTP), a review of this placement must occur at the next scheduled permanency hearing. Upon such review, the Court shall determine: 1) whether the ongoing assessment of the strengths and needs of the child continues to support the determination that the needs of the child cannot be met through placement in a foster family home; 2) whether placement in the QRTP provides the most effective and appropriate level of care in the least restrictive environment; and 3) whether placement in the QRTP continues to be consistent with the child's short and long-term goals.

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A motion having been filed with this Court on [specify date]: , requesting an order approving placement of the above-named child in a Qualified Residential Treatment Program (QRTP), and the Petitioner, having appeared with counsel and the parent(s) having \square appeared \square not appeared, and counsel for the parent(s) having \square appeared \square not appeared, and the attorney for the child having \square appeared \square not appeared; and
[Required in cases involving Native-American children; check if applicable]: ☐ And the following having been duly notified [check applicable box(es)]: ☐ parent/custodian ☐ tribe/nation ☐ United States Secretary of the Interior; And the tribe/nation having: appeared and participated as a party; ☐ appeared and declined to assume jurisdiction; ☐ appeared and requested transfer of jurisdiction; ☐ not appeared;
This Court, upon examination of the motion papers and supporting affidavit(s); the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]: ; and [specify other information considered]:
; and \Box upon hearing testimony in relation thereto \Box upon consent of all parties without a hearing, finds the following [check applicable box(es)]:
a. The needs of the child □ can □ cannot be met through placement in a foster family home because [specify facts and reasons]:
b. Placement of the child in a Qualified Residential Treatment Program (QRTP) □ does □ does not provide the most effective and appropriate level of care for the child in the least restrictive environment because: [specify facts and reasons]:
 c. Placement in [specify name of QRTP]: □ is □ is not consistent with the short-term and long-term goals for the child, as specified in the child's permanency plan because [specify facts and reasons]:
d. Where the Qualified Individual has determined that the placement of the above-named child in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:
Circumstances exist that necessitate the continued placement of the above-named child in

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the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:	
☐ There is not an alternative setting available that can meet the above-named child's needs in a less restrictive environment; and	
☐ (For SSL Section 358-a and FCA Article 10, 10-B and 10-C cases): Continued placement in the Qualified Residential Treatment Program (QRTP) is in the child's best interests because [specify facts and reasons]:	
☐ (For FCA Article 3 cases): Continued placement serves the above-named child's needs and best interests or the need for protection of the community because [specify facts and reasons]:	
☐ (For FCA Article 7 cases): It would be contrary to the welfare of the above-named child to be placed in a less restrictive setting and continued placement in the QRTP is in the child's best interests because [specify facts and reasons]:	
NOW, after examination and inquiry into the facts and circumstances [check box if applicable]: ☐ and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]:	
☐ ORDERED, that the Petitioner's motion is GRANTED, and placement of the child in [specify name of QRTP]: is hereby approved.	
OR	
 □ ORDERED, that the Petitioner's motion is DENIED, and on or before [specify date]: the above-named child shall be [check applicable box and specify]: □ returned or released to the following parent [specify]: □ returned to or placed with the following legal guardian [specify]: 	
returned to or placed with the following suitable adult/relative [specify]: returned to or placed in the following foster home [specify]: returned to or placed in the following facility providing supports for pre-natal, post-partum and parenting youth: (specify]: returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]: returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently	
[specify]: OR	
☐ On or before [specify date]: , Petitioner shall make such other	

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arrangements for the above-named child's care and welfare that is in the best interests of the child and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:

[Applicable where child may be eligible for the <i>In</i> inapplicable]:	ndian Child Welfare Act}; delete if
☐ ORDERED that the following should be notified	d of this proceeding [specify]:
the \square custodian of the child(ren); \square tribe/nation; \square Un	ited States Secretary of the Interior
☐ ORDERED that in light of the assumption of jun Petitioner's motion is DISMISSED WITHOUT PREJUDICE	•
ONDERED 4.4	(and it is further)
☐ ORDERED, that	ENTER
Dated:,	Judge of the Family Court
PURSUANT TO § 1113 OF THE FAMILY COURT ORDER MUST BE TAKEN WITHIN 30 DAYS OF I APPELLANT IN COURT, 30 DAYS AFTER SERVI ATTORNEY FOR THE CHILD UPON THE APPEL DATE OF MAILING OF THE ORDER TO THE APTHE COURT, WHICHEVER IS EARLIEST.	RECEIPT OF THE ORDER BY CE BY A PARTY OR THE LANT OR 35 DAYS FROM THE
Check applicable box:	
Order mailed on [specify date(s) and to whom mailed]:	
☐ Order received in court on [specify date(s) and to whom giver	1] :

F.C.A.§§108 S.S.L. §§393		Form PH-5 (Permanency Hearing Order) 9/2021
		New York State Family Court County of Hearing Date:
PRESENT:		Healing Date.
	Hon. Judge	
In the Matte	r of	
		Docket No. CIN # PERMANENCY HEARING ORDER
	Children Under 21 Ye e ⊐ Abused □ Neglo □ Destitute	ars of Age cted Voluntarily Placed
Respondent	(s)	
NOTICE:	22 MONTHS, THE TO TERMINATE OF THE 15-MONYOUR RIGHTS	P(REN) STAY IN FOSTER CARE FOR 15 OF THE MOST RECENT E AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION E YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END ITH PERIOD. IF THE PETITION IS GRANTED, YOU MAY LOSE TO YOUR CHILD(REN) AND YOUR CHILD(REN) MAY BE HOUT YOUR CONSENT.
	NEXT COURT DA	TE IS [date/time]:NCY HEARING SHALL BE HELD ON [date/time]:
	order having been iss ly responsible for the	ued directing that the child(ren) be placed or removed from the parent or child(ren); and
		en heard jointly with the u custody u guardianship petition,
		mation provided by the local department of social services, as well as that ring before the Court, having been considered by the Court;
And	the following child(re	en) having [check applicable box(es)]:
1 Notes If	namananar nlanning gad	le findings or other provisions of this order differ for different children, a concrete

¹ Note: If permanency planning goals, findings or other provisions of this order differ for different children, a separate permanency order for each child should be issued.

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<u>Child</u> : □ appeared □ participated as follows [specify]:	
☐ did not participate	
Child: □ appeared □ participated as follows [specify]:	
☐ did not participate Child: ☐ appeared ☐ participated as follows	: [snecify]:
☐ did not participate ☐ appeared ☐ participated as follows	[specify].
a did not participate	
Reasonable Efforts Determination	
The Court makes the following findings regarding reasonable efforts to implement	the permanency
hearing goal in place at the commencement of this hearing:	
Reasonable efforts to make and finalize the permanency planning goal of [return to	narent, adoption.
guardianship, permanent placement with a fit and willing relative, or placement	
permanent living arrangement][specify]:	
☐ were made as follows [specify reasonable efforts, including consideration of	of out-of-State
resources:]	
☐ were not made [specify]:	
were not made [specify].	
\Box The permanency goal is reunification and reasonable efforts were not made, but the	
appropriate because of a prior judicial finding that the authorized agency was not req	uired to make
reasonable efforts to reunify the child(ren) with the parent(s).	
This determination is based upon the following information [check applicable box(es	\7
	11.
☐ Permanency report, sworm to on [specify date]:	
☐ Permanency report, sworn to on [specify date]:	
☐ Case record, dated [specify]:	
☐ Case record, dated [specify]:	
☐ Case record, dated [specify]: ☐ Service plan, dated [specify]: ☐ Probation Department report, dated [specify]:	
 □ Case record, dated [specify]:	
☐ Case record, dated [specify]: ☐ Service plan, dated [specify]: ☐ Probation Department report, dated [specify]:	

Findings and Orders

THE COURT ORDERS that:

☐ PLACEMENT OR TEMPORARY REMOVAL IS TERMINATED: ☐ And the child(ren) (is) (are) discharged to the custody of the respondent(s)
 ☐ Immediately or on [specify date]: ☐ without supervision ☐ with supervision of a child protective agency, social services official, or duly authorized agency until: ☐ upon the following terms and conditions:
THE CHILD(REN) IS/ARE PLACED OR CONTINUE(S) TO BE PLACED in the custody of the Commissioner of Social Services until the completion of the next permanency hearing or pending further orders of this court. The Court finds that continued placement or temporary removal of the child(ren) is required due to best interests and safety needs of the child(ren) and that the child(ren) would be at risk of further abuse or neglect if returned to the parent/respondent.
□ [Applicable if placement is for residence with a relative or other suitable person]: And the child(ren) shall reside with [specify relative or other suitable person] ² : □ And during the period of such placement, respondent(s)[specify]: shall remain under the supervision of a child protective agency, social services official, or duly authorized agency □ upon the following terms and conditions:
THE CHILD(REN) IS/ARE DIRECTLY PLACED OR CONTINUE(S) TO BE DIRECTLY PLACED pursuant to Family Court Act §1055(a)(ii), with [specify relative or suitable person]: until the completion of the next permanency hearing or further orders of this court. The Court finds that continued placement or temporary removal of the child(ren) is required due best interests and safety needs of the child(ren) and that the child(ren) would be at risk of further abuse or neglect if returned to the parent/respondent.

² The relative or suitable person must be approved or certified as a foster parent.

Form PH-5 Page 4 ☐ THE CHILD(REN) IS/ARE RELEASED, pursuant to Family Court Act §1054, to [specify nonrespondent parent, legal custodian³ or guardian]: until [specify date]:⁴ or further orders of this court. **ORDERED** that, during the period of release, the individual to whom the child has been released under this Order may [check applicable box(es)]: \square enroll the child in public school in the applicable school district and, upon verifying the Order and that the individual resides within the district, such district shall enroll the child; \Box enroll the child in their employer-based health insurance plan with the same rights as a child for whom the individual is the legal guardian or custodian; and ☐ make decisions and provide any necessary consents regarding the child's: \square protection \square education \square care and control \square physical custody \square health and medical needs, provided that this Order does not limit any rights of the child to consent to medical care under applicable laws. REQUIRED WHERE CHILD(REN) ARE DIRECTLY PLACED OR RELEASED: [Required Findings regarding all releases of child(ren) to Respondent(s), Non-respondent parents or legal custodians or guardians and orders of direct placement with relative(s) or suitable person(s); check applicable box(es)] ☐ And the Court having searched the statewide registry of orders of protection, the sex offender registry and the Family Court's warrant and child protective records, and having notified the attorneys for the parties and for the child [check if applicable]: \square and the following self-represented party or parties [specify]: of the results of these searches; And the Court having considered and relied upon the following results of these searches in making this decision [specify; if no results found, so indicate]: □ **ORDERED** that, during the pendency of the placement or release, the relative or suitable person with whom the child(ren) has/have been placed or the non-respondent parent, legal custodian or guardian to whom the child(ren) has/have been released, who has consented to the jurisdiction of this Court with respect to the child, shall cooperate with respect to making the child(ren) available for court-ordered visitation with

respondents, siblings and others, appointments with the child(ren)'s) attorneys and clinicians and other individuals or programs providing services to the children, visits (including home visits) by the child

protective agency \square and the following additional direction(s) [specify]:

³ "Legal custodian" refers to an individual with an order of custody issued prior to, and separate from, the child protective proceeding. A release to such an individual is distinguished from a child placed in the custody of an individual pursuant to an order of custody issued under Article 6 and section 1055-b or 1089-a of the Family Court Act. Such a custody order results in the termination of all orders under Article 10 of the Family Court Act, would not be deemed a "release" of the child and would thus not be the subject of a permanency hearing.

⁴ The period of release may not exceed one year plus an extension for good cause so that the total period of the release and extension thereof may not exceed two years.

Form PH-5 Page 5 □ **ORDERED** that during the period of such placement, Respondent(s) [specify]: are to remain under the supervision of a child protective agency, social services official, or duly authorized agency: upon the following terms and conditions to be met by Respondent(s) [specify]: upon the terms and conditions specified in the annexed Family Treatment Court agreement, dated [specify]: upon the performance of the following supervisory actions by the child protective agency, social services official or duly authorized agency [specify]: □ **ORDERED** that the child protective agency, social services official or duly authorized agency shall provide the following services or assistance to the child(ren) and their family, pursuant to section 1015a of the Family Court Act [specify]:⁵ □ REQUIRED FINDINGS AND ORDER WHERE PLACEMENT IN QUALIFIED RESIDENTIAL TREATMENT PROGRAM IS REQUESTED [DELETE if inapplicable]: This Court, upon examination of the motion papers and supporting affidavit(s); [Applicable to INITIAL QRTP placements only]: the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]: ; and [specify other information considered]: ; and \square upon hearing testimony in relation thereto \square upon consent of all parties without a hearing, finds the following [check applicable box(es)]: A. The needs of the child \square can \square cannot be met through placement in a foster family home because [specify facts and reasons]: B. Placement of the child in a Qualified Residential Treatment Program (QRTP) \(\sqrt{Q} \) does \(\sqrt{Q} \) does not provide the most effective and appropriate level of care for the child in the least restrictive environment because: [specify facts and reasons]: C. Placement in [specify name of QRTP]: ☐ is ☐ is not consistent with the short-term and long-term goals for the child, as specified in

⁵ Services and assistance ordered under F.C.A. §1015-a must be authorized under the comprehensive annual services program plan in effect.

Form PH-5 Page 6 the child's permanency plan because [specify facts and reasons]: D. The following efforts, if any, have been made to prepare the child to return home, or to be placed with a fit and willing relative, foster family home, legal guardian or adoptive parent [specify]: E. [Applicable to initial placements in QRTP; delete if inapplicable]: Where the Qualified Individual has determined that the placement of the above-named child in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds: ☐ Circumstances exist that necessitate the continued placement of the above-named child in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]: ☐ There is not an alternative setting available that can meet the above-named child's needs in a less restrictive environment; and ☐ Continued placement in the Qualified Residential Treatment Program (QRTP) is in the child's best interests because [specify facts and reasons]: ☐ Required Order if Placement in "Qualified Residential Treatment Program" is Requested [DELETE if inapplicable]: after examination and inquiry into the facts and circumstances [check box if applicable]:

and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]: ☐ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is GRANTED, and placement of the child in [specify name of QRTP]: is hereby approved. OR ☐ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named child shall be [check applicable box and specify]: ☐ returned or released to the following parent [specify]: returned to or placed with the following legal guardian [specify]: returned to or placed with the following suitable adult/relative [specify]: returned to or placed in the following foster home [specify]:

Form PH-5 Page 7 returned to or placed in the following facility providing supports for pre-natal, post-partum and parenting youth: (specify]: returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]: returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]: OR ☐ On or before [specify date]: , Petitioner shall make such other arrangements for the above-named child's care and welfare that is in the best interests of the child and in the most effective and least restrictive setting as the facts of the case require as follows [specify]: PERMANENCY HEARING HELD JOINTLY WITH CUSTODY OR GUARDIANSHIP HEARING, **PURSUANT TO FAMILY COURT ACT §1089-a:** [Applicable to custody with non-respondent parents]: ☐ The Court having adjudged that custody of the following child(ren)[specify]: with the following non-respondent parent [specify]: is in the best interests of the child(ren) in accordance with Article 6 of the Family Court Act and Domestic Relations Law §240, **ORDERED** that such non-respondent parent is granted custody of [specify child(ren)]: pursuant to an Order of custody granted on Docket , dated: , thereby terminating the jurisdiction of this Court over this permanency proceeding and terminating custody with the local Commissioner of Social Services. OR [Applicable to custody with Respondent(s), relative(s) or suitable persons; guardianship with relative(s) or suitable person(s)]: The Court having adjudged that [Note: Findings are REQUIRED under (i) and (ii), below]: (i) [Check one of the following boxes]: □ all parties, including the attorney of the child(ren) and any foster parent who has had custody of the child(ren) in excess of one year, have consented to such custody or guardianship; OR \square the following parent(s)[specify]: have not consented but this Court has found extraordinary circumstances supporting custody or guardianship;

AND

discharge.

Form PH-5 Page 8 (ii) □ custody of the following child(ren)[specify]: with [specify respondent parent(s)]: will provide a safe and permanent home for the child(ren) and the safety of the child(ren) will not be jeopardized if the respondent(s) are no longer under the jurisdiction of this Court on this petition and are not receiving services or supervision; OR □ custody □guardianship of the following child(ren)[specify]: with by [specify relative(s) or suitable person(s)]: will provide a safe and permanent home for the child(ren) and the safety of the child(ren) will not be jeopardized if the respondent(s) are no longer under the jurisdiction of this Court on this petition and are not receiving services or supervision; AND ☐ IT IS, THEREFORE ORDERED that [specify Respondent, relative(s) or suitable person(s)]: is/are □ granted custody of [specify child(ren)]: pursuant to an Order granted on Docket # [specify]: , dated [specify]: thereby terminating the jurisdiction of this Court over this proceeding; OR ☐ IT IS, THEREFORE ORDERED that [specify relative(s) or suitable person(s)]: is/are appointed guardian(s) of [specify child(ren)]: pursuant to an Order granted on Docket # [specify]: , dated [specify]: thereby terminating the jurisdiction of this Court over this proceeding; □ AND IT IS FURTHER ORDERED that the following local department of social services and the following attorney for the child(ren)[specify]: [specify]: shall be notified and shall be made parties to any subsequent proceedings for modification, enforcement or termination of the Order granted on such Docket #; AND THE COURT FURTHER ORDERS: FINAL DISCHARGE ☐ The Commissioner of Social Services is authorized to FINALLY discharge the child(ren) from

the Commissioner's care to the parent without further court hearing, provided that written notice is

provided to the Court and attorney for the child(ren) not less than 10 days in advance of the

TRIAL DISCHARGE: RESTRICTIONS AND EXTENSIONS

The Commissioner of Social Services⁶

☐ may discharge the child(ren) on a trial basis or continue such a discharge until the earlier of the completion of the next Permanency Hearing or further Order of the Court
☐ may not discharge the child(ren) on a trial basis to the physical custody of respondent(s):
☐ may only discharge the child(ren) on a trial basis to the physical custody of respondent(s) upon the following event(s) or condition(s):
☐ may not discharge the child(ren) on a trial basis to another planned permanent living arrangement;
may only discharge the child(ren) on a trial basis to the following planned permanent living arrangement [specify, including significant connections to an adult willing to be a permanent resource]:upon the following event(s) or condition(s):
[Applicable to youth 18 and over who will be discharged on a trial basis with their consent]: The Commissioner of Social Services shall discharge the youth on a trial basis shall continue the discharge of the youth may continue or extend the trial discharge of the youth to another planned permanent living arrangement other [specify]: until the earlier of the next permanency hearing, further Order of the Court OR 21st birthday(s) of the youth. Youth 18 and over discharged on a trial basis shall inform the local department of social services of any change in mailing address and contact information. ABSCONDING [Required if child(ren) in placement]: If the child(ren) abscond(s) from the above-named custodial person or facility, written notice shall be given
within 48 hours to the Clerk of Court by the custodial person or by an authorized representative of the facility, stating the name of the child(ren), the docket number of this proceeding, and the date on which the child(ren) ran away.
□ ORDER OF PROTECTION:

⁶ Note: during a period of trial discharge, legal care and custody remains with the Commissioner and permanency hearings must be held. Youth 18 years of age or older must consent to any trial discharge.

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Page 10 [Specify respondent(s) or other person(s) before the court]: (is)(are) required to comply with the terms and conditions specified in the order of protection, issued pursuant to Family Court Act §1056, annexed to this order and made a part thereof. **Permanency Goal** The Petitioner's permanency goal for the child(ren) \square which has already been achieved or \square is to be achieved by: \square the next permanency hearing date or \square [specify date]: □ approved □ modified as follows: \square reunification with the \square parent(s) \square other person(s) legally responsible for the child(ren)'s care ☐ placement for adoption, including consideration of interstate options upon filing a petition to terminate parental rights within 90 days, unless a surrender has been executed: pending a parental rights termination petition already filed; upon judicial approval of surrender instrument: ☐ referral for legal guardianship by: permanent placement with the following fit and willing relative: ☐ [Applicable ONLY to children 16 years of age or older]: permanent placement in the following alternative planned living arrangement: Required for all children 16 years of age or older with Alternative Planned Permanent Living Arrangement (APPLA) Goals [check applicable box(es) in \P a - f]: Required for permanency hearing involving a child(ren) 16 years of age or older with Alternative Planned Permanent Living Arrangement (APPLA) Goals [check applicable box(es) in ¶¶a - f]: a. \square Evidence has been provided to the Court, indicating compelling reason(s) that it would not be in the child(ren)'s best interests to return home, be referred for termination of parental rights and adoption, placed with a fit and willing relative, or placed with a legal guardian. These reasons are as follows [specify compelling reason(s)]: b. \square Evidence has been provided to the Court, indicating that intensive, ongoing, and, as of the date of this Order, unsuccessful efforts were made to return the child(ren) home or secure a placement for the child(ren) with a fit and willing relative, including adult siblings, a legal guardian, or an adoptive parent, including through efforts that utilize search technology including social media to find biological family members of the child(ren). c. \square Evidence \square has \square has not been provided to the Court that a "reasonable and prudent parent" standard of care has been applied to the child(ren) in the facility or home in which he or she resides;

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d. \square Evidence \square has \square has not been provided to the Court that the child(ren) has/have been provided with regular, ongoing opportunities to engage in age or developmentally appropriate activities an has been consulted in an age-appropriate manner about the opportunities to participate in such activities;
e. The Court inquired directly of the child(ren) regarding the permanency plan.
f. The following individual, with whom the child(ren) has/have a significant connection, is willing and is designated to be the child(ren)'s permanency resource [specify]:
g. The Court has determined that APPLA with a significant connection to an adult willing to be a permanency resource for the child(ren) is the best permanency plan for the child(ren) because [specify]:
[Applicable in all cases]: Any modifications of the Permanency Goal shall be given by Petitioner the parent(s) or other person(s) legally responsible for the child(ren)'s care, with a copy of this Order.
Future Reasonable Efforts Ordered by the Court
☐ The following reasonable efforts shall be made to make and finalize the child(ren)'s goal of [specify goal and describe efforts]:
☐ Petitioner shall plan concurrently for
EDUCATIONAL PLAN (child(ren) remaining in out of home care): The □ educational □ vocational components of the child(ren's) permanency plan □ are appropriate □ should be modified as follows: [The Decision of the child(ren's) permanency plan □ are appropriate □ should be modified as follows:
The Petitioner shall take the following steps and/or provide the following services for the education, health and well-being of the child(ren):
STRENGTHENING PARENTAL RELATIONSHIP:
☐ The local social services district or authorized agency shall undertake diligent efforts to encourage and strengthen the parental relationship, including encouraging and facilitating visitation with the child(ren) by the parent or other person legally responsible, and encourage and facilitate visitation with the child(ren) by any non-custodial parent or grandparent who has obtained an order pursuant to F.C.A. §1081 and by the child(ren)'s siblings. Such efforts shall include, but are not limited to, the following [specify]:
<u>VISITATION</u> (child(ren) remaining in out of home care):

☐ The Petitioner shall provide the parent or other person(s) legally responsible for the child(ren)'s care with

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visits with the child(ren) as follows:
☐ The Petitioner shall provide the following sibling(s):
☐ Visits with the ☐ parent or other person(s) legally responsible for the child(ren)'s care ☐ siblings shall be limited as follows [specify]:
TERMINATION OF PARENTAL RIGHTS PETITION (Goal - Adoption):
☐ Unless a surrender has been executed, the Commissioner of Social Services or authorized agency is directed to file termination of parental rights petitions regarding the following child(ren):
against the following respondent(s): within 90 days of the date of this order or as directed as follows:
☐ The Court FINDS that the following services and assistance are needed to assist the child(ren) in learning independent living skills to make the transition from foster care to successful adulthood and the court ORDERS the Petitioner is to provide the following services and assistance to assist the child(ren) in learning independent living skills to make the transition from foster care to successful adulthood [specify]: And it is further ORDERED that the permanency plan developed for the child(ren) in foster care and
any revision or addition to the plan, shall be developed in consultation with the child(ren). The child(ren) may select up to two members of the child(ren)'s permanency planning team to participate, one of whom may be designated to be the child(ren)'s advisor and, as necessary, advocate, with respect to the application of the reasonable and prudent parent standard to the child(ren); provided, however, that such members may not be foster parents of, or case workers, case planners or case managers for, the child(ren) and that the local commissioner of social services with custody of the child(ren) may reject an individual so selected by the child(ren) if such local commissioner has good cause to believe that the individual would not act in the best interests of the child(ren);
OR
☐ The Court finds that NO services or assistance are needed to assist the child(ren) to assist the child(ren) in learning independent living skills to make the transition from foster care to successful adulthood.
CONSENT - CHILD(REN) 18 OR OLDER (child(ren) remaining in out of home care):
The child(ren) \square has/have consented \square has/have not consented to remain in foster care;
OUT OF STATE PLACEMENT (child(ren) remaining in out of home care): The court <i>finds</i> that placement outside New York State is appropriate, necessary, and in the child(ren)'s best interests, and the court <i>orders</i> that the placement of the child(ren)

DUTY TO DISCLOSE CHANGES IN MAILING ADDRESS:

The respondent parent(s) or other person(s) legally responsible for the child(ren)'s care, as well as any youth 18 years of age or older who are discharged on a trial basis, are required to notify the local department of social services or agency of any change of mailing address and contact information.

<u>PLANNING CONFERENCES</u> (child(ren) remaining in out of home care):

The parent(s) or other person(s) legally responsible for the child(ren)'s care shall be notified of the planning conference(s) to be held and of (his)(her)right to attend such conference(s) with counsel or other person.

NOTICES AND PERMANENCY HEARING REPORTS (child(ren) remaining in out of home care): Petitioner shall transmit notice of the hearing and a permanency report NO LATER THAN 14 DAYS IN ADVANCE OF the permanency hearing date directed on the face of this Order to the respondent and non-respondent parent(s), other parties, attorneys, the attorney for the child(ren) and any pre-adoptive parents or relatives providing care to the child(ren) and shall also transmit notice of the hearing to former foster parent(s) who have had care of the child(ren) in excess of 12 months, unless otherwise directed by this Court..

⁷ Unless the Court determines that facts and circumstances do not warrant a report, a report 60 days prior to the expiration of the order is required where the extension is issued on consent of the parties and the attorney for the child and may be ordered in the Court's discretion in other cases. *See* Family Court Act §§1054(d); 1057(c).

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	Page 1
FURTHER ORDERS: ☐ It is further ORDERED	
	ENTER
-	Judge of the Family Court
FROM THIS ORDER MUST BE T THE ORDER BY APPELLANT IN MAILING OF THE ORDER TO A	F THE FAMILY COURT ACT, AN APPEAL AKEN WITHIN 30 DAYS OF RECEIPT OF COURT, 35 DAYS FROM THE DATE OF PPELLANT BY THE CLERK OF COURT, OR PARTY OR THE ATTORNEY FOR THE WHICHEVER IS EARLIEST.
Check applicable box:	
☐ Order mailed on [specify date(s) and to when the order mailed on [specify date(s) and to when the order mailed on [specify date(s) and to when the order mailed on [specify date(s) and to when the order mailed on [specify date(s) and to when the order mailed on [specify date(s) and to when the order mailed on [specify date(s) and to when the order mailed on [specify date(s) and to when the order mailed on [specify date(s) and to when the order mailed on [specify date(s) and to when the order mailed on [specify date(s) and to when the order mailed on [specify date(s) and to when the order mailed on [specify date(s) and to when the order mailed on [specify date(s) and to when the order mailed on [specify date(s) and to when the order mailed on [specify date(s) and the order mailed on [specify date(s) and the order mailed on [specify date(s) and the order mailed on [specify date(s) and the order mailed on [specify date(s) and the order mailed or [specify date(s) and the order mailed on [specify date(s) and the order mailed on [specify date(s) and the order mailed or [specify date(s) and	nom mailed]:
☐ Order received in court on [specify date(s)	and to whom given]:

F.C.A. § 1089;		
S.S.L. §§393, 409-h	Form PH-6 (Permanency Hearing Order Regarding Child Freed	
	for Adoption) 9/2021	
S	t a term of Family Court of the tate of New York, held in and for	
a		
PRESENT: Hon. Judge	n , .	
In the Matter of the Permanency Heari Regarding	ng Docket No.	
Regarding	PERMANENCY HEARING ORDER (Permanency Hearing Regarding	
CIN#	Child Freed for Adoption)	
A Child Under the Age of 21 who Has Been Freed for Adoption		
THE NEXT PERMANENCY HEAD six months of completion of th	ING SHALL BE HELD ON [specify date and time certain withins hearing]:	
The report of [specify]: above-named child, sworn to on [spec	, for a Permanency Hearing regarding the fy date]: , having been filed in this Court;	
duly sent to the following person(s) no	of the permanency hearing and the permanency report having been tless than 14 days in advance of the date scheduled for this hearing ared [specify; check applicable boxes]:	
☐ Prospective adoptive parent(s) [spec☐ Foster parent(s) caring for child [sp		
☐ Relative(s) caring for child [specify	: ☐ given notice ☐ appeared ☐ did not appear	
 ☐ Authorized agency caring for child ☐ Attorney for the child [specify]: ☐ Former foster parent(s) who cared f 	☐ given notice ☐ appeared ☐ did not appear	
the child in excess of one year [spec		

Form PH-6 Page 2 ☐ Other [specify]: \square given notice \square appeared \square did not appear [check box(es) if applicable]: And the following child(ren) having [check applicable box(es)]: Child: appeared □ participated as follows [specify]: ☐ did not participate □ appeared □ participated as follows [specify]: Child: ☐ did not participate ☐ appeared □ participated as follows [specify]: Child: ☐ did not participate And the child(ren) having been represented by an attorney for the child and the Court having consulted with the child(ren) in an age-appropriate manner regarding the proposed permanency plan; ☐ And notice of the permanency hearing having been sent not less than 14 days in advance of the hearing to the following former foster parents, who provided care for the child in excess of one year [specify;]: ☐ And the Court having dispensed with notice to the following former foster care parent(s) [specify]: as contrary to the child's best interests: [Required where <u>adoption</u> is the permanency plan; check box if applicable]: ☐ And the Court having determined that the child has been duly freed for adoption and that adoption is in the child's best interests And the matter having duly come on to be heard, and the above-named persons appearing having been given an opportunity to be heard; And the Court having considered the position and information provided by the [check applicable box(es)]: \square authorized agency \square local department of social services; The Court, after having made an examination and inquiry into the facts and circumstances of the case and into the surroundings, conditions, and capacities of the persons involved, finds and determines the following [Note: judicial findings must be made under I and, if applicable, II and III]: **I. Required "Reasonable Efforts" Findings** [check applicable boxes; provide case-specific reasons]: A. [Findings required where adoption is the permanency plan]: Reasonable efforts to make and finalize the permanency plan of ADOPTION were made as follows [specify; check applicable box(es)]:

☐ for child freed for adoption, but not yet placed in pre-adoptive home:
☐ recruitment efforts [specify, including consideration of out-of-State resources]:
□ other [specify]:
☐ for child freed for adoption and placed in pre-adoptive home
☐ adoption placement agreement signed
☐ adoptive parent(s) retained attorney(s)
□ adoption subsidy application:
□ submitted to NYS OCFS and: □ granted □ denied □ pending □ re-submitted □ submitted and pending review by local dept. of social services or NYC ACS
☐ criminal history checks: ☐ submitted ☐ completed ☐ child abuse and maltreatment checks:
☐ submitted ☐ completed
☐ Interstate Compact on Placement of Children ☐ submitted ☐ completed
☐ home study completed
☐ birth parents' documents submitted: certified copy of:
☐ order terminating parental rights
□ surrender
□ consent
☐ death certificate
☐ putative father: ☐ putative father registry request made ☐ other [specify]:
☐ child's documents submitted:
☐ two copies of certified birth certificate
☐ medical report
☐ consent, if child 14 or over
☐ adoptive parents' documents submitted:
☐ financial disclosure affidavit
☐ medical report
marriage certificate, if applicable
☐ divorce certificate, if applicable
☐ death certificate of adoptive spouse, if applicable
☐ back-up resource documents submitted, if applicable [specify]:
☐ attorney's documents submitted: ☐ affidavit of readiness
☐ financial disclosure affidavit ☐ certification of service upon OCA
☐ adoption petition: ☐ docketed ☐ scheduled for hearing on [specify]:
☐ were not made.

OR

This Court, upon examination of the motion papers and supporting affidavit(s); [initial placements only]: the Qualified Individual's written assessment of the appropriateness of the requested placement; and any response thereto, including [specify]: ; and [specify other information considered]:
; and \Box upon hearing testimony in relation thereto \Box upon consent of all parties without a hearing, finds the following [check applicable box(es)]:
A. The needs of the child □ can □ cannot be met through placement in a foster family home because [specify facts and reasons]:
B. Placement of the child in a Qualified Residential Treatment Program (QRTP) ☐ does ☐ does not provide the most effective and appropriate level of care for the child in the least restrictive environment because: [specify facts and reasons]:
C. Placement in [specify name of QRTP]: □ is □ is not consistent with the short-term and long-term goals for the child, as specified in the child's permanency plan because [specify facts and reasons]:
D. The following efforts, if any, have been made to prepare the child to return home, or to be placed with a fit and willing relative, foster family home, legal guardian or adoptive parent [specify]:
E. [Applicable to initial placements in QRTP; delete if inapplicable]: Where the Qualified Individual has determined that the placement of the above-named child in the Qualified Residential Treatment Program (QRTP) is not appropriate, the Court nevertheless finds:
☐ Circumstances exist that necessitate the continued placement of the above-named child in the Qualified Residential Treatment Program (QRTP) as follows [specify facts and reasons]:
☐ There is not an alternative setting available that can meet the above-named child's needs in a less restrictive environment; and
☐ Continued placement in the Qualified Residential Treatment Program (QRTP) is in the

child's best interests because [specify facts and reasons]: NOW, after examination and inquiry into the facts and circumstances and after hearing the proof and testimony, it is therefore A. Permanency Plan [Required]¹ ORDERED that Petitioner's permanency goal for the child is \square approved \square modified, as follows [check applicable box(es) and indicate anticipated date for achievement of goal]: □ placement for adoption by [specify date]: including consideration of interstate options if already in a pre-adoptive home, petition for adoption by [specify date]: ☐ referral for legal guardianship by [specify name and date]: permanent placement with the following fit and willing relative [specify name]: by [specify date]: ☐ [Applicable ONLY to child 16 years of age or older]: permanent placement in the following alternative planned living arrangement: [Required for all child(ren) 16 years of age or older with Alternative Planned Permanent Living Arrangement (APPLA) Goals; check applicable box(es) in ¶¶a - d]: a. \supset Evidence has been provided to the Court, indicating compelling reason(s) that it would not be in the child(ren)'s best interests to return home, be referred for termination of parental rights and adoption, placed with a fit and willing relative, or placed with a legal guardian. These reasons are as follows [specify compelling reason(s)]: b. \square Evidence has been provided to the Court, indicating that intensive, ongoing, and, as of the date of this Order, unsuccessful efforts were made to return the child(ren) home or secure a placement for the child(ren) with a fit and willing relative, including adult siblings, a legal guardian, or an adoptive parent, including through efforts that utilize search technology including social media to find biological family members of the child(ren). c. \square Evidence \square has \square has not been provided to the Court that a "reasonable and prudent parent" standard of care has been applied to the child(ren) in the facility or home in which he or she resides; d. ☐ Evidence ☐ has ☐ has not been provided to the Court that the child(ren) has/have been provided with regular, ongoing opportunities to engage in age or developmentally appropriate activities and has been consulted in an age-appropriate manner about the opportunities to participate in such activities; e. The Court inquired directly of the child(ren) regarding the permanency plan.

f. The following individual, with whom the child(ren) has/have a significant connection, is

¹ NOTE: Permanency plans for freed children include only adoption or alternative planned living arrangement, NOT referral for legal guardianship or placement with a fit and willing relative.

willing and is designated to be the child(ren)'s permanency resource [specify]:

g. The Court has determined that APPLA with a significant connection to an adult willing to be a permanency resource for the child(ren) is the best permanency plan for the child(ren) because [specify]:

[Applicable in all cases]: Any modifications of the Permanency Goal shall be given by Petitioner to the parent(s) or other person(s) legally responsible for the child(ren)'s care, with a copy of this Order.

B. Reasonable Efforts to Further Permanency Plan

1. [Applicable where the child's permanency plan is adoption; check any applicable box(es)]:

☐ ORDERED that [specify]:	, an authorized agency, is directed
to [check applicable box(es) and specify deadlines for compliance]:	
place the above-named child, if not already placed	l, by [specify date]:
for adoption with [check applicable box]:	
\Box the foster family home where (s)he resides or has re-	esided
☐ other prospective adoptive parent(s) [specify]:	
☐ take the following steps to recruit prospective adoption is not already placed in a prospective adoptive home, options [specify, including dates]:	* ` '
☐ submit <i>Interstate Compact on Placement of Childre</i> date]:	en [SSL §374-a] documents by [specify
☐ submit documents regarding adoption subsidy eligi	ibility by [specify date]:
if prospective adoptive parents have not yet signed to address concerns they may have in order that the ag date:	
☐ if child over 14 has not consented to adoption, wor'to address concerns, identify significant adults who m who may be of assistance regarding an alternate perm ☐ obtain child abuse and maltreatment clearance(s) by	ay be adoptive resources or anency plan, by [specify date]:
☐ obtain criminal history clearance(s) by [specify dat	re]:
☐ obtain information regarding back-up resources by	[specify date]:
☐ obtain the following documents regarding child's b	oirth parent(s) [specify]:
☐ order terminating parental rights ☐ sur	rrender
☐ death certificate	
by [specify date]:	
obtain the following documents regarding the child	l [specify]:
☐ two copies of birth certificate ☐ medical r by [specify date]:	report \Box consent of child 14 or older
☐ obtain completed home study by [specify date]:	

□ obtain the following additional documents [specify]: by [specify date]: □ report to the Court on the status of an appeal regarding the child by [specify date]: □ other [specify, including date]: ; (and it is further)
□ ORDERED that the authorized agency assist the prospective adoptive parent(s) in [check applicable box(es) and specify deadlines for compliance]: □ retaining an attorney by [specify date]: □ signing an Adoption Placement Agreement by [specify date]: □ submitting Interstate Compact on Placement of Children documents by [specify date]: □ submitting documents regarding adoption subsidy by [specify date]: □ submitting financial disclosure affidavit by [specify date]: □ submitting medical report(s) by [specify date]: □ submitting certified copy of certificate of: □ marriage □ divorce □ death of spouse □ obtaining a completed home study by [specify date]: □ obtain the following additional documents [specify]: □ filing a petition for adoption by [specify date]: □ other [specify, including date]:
; (and it is further) 2. [Applicable where the child has a permanency plan other than adoption; check box[es] if applicable]: □ ORDERED that following reasonable efforts shall be made to make and finalize the child's permanency plan of [specify permanency plan, describe efforts and specify deadlines for compliance]: □ ORDERED that the Commissioner of Social Services ² □ may discharge the child(ren) on a trial basis or continue such a discharge until the earlier of the completion of the next Permanency Hearing or further Order of the Court □ may not discharge the child(ren) on a trial basis to another planned permanent living arrangement;

 $^{^2}$ Note: during a period of trial discharge, legal care and custody remains with the Commissioner and permanency hearings must be held. Youth 18 years of age or older must consent to any trial discharge.

may only discharge the child(ren) on a trial basis to the following planned permanent living arrangement [specify, including significant connections to an adult willing to be a permanent resource]:
upon the following event(s) or condition(s) [specify]:
[Applicable to youth 18 and over who will be discharged on a trial basis with their consent]: ☐ The Commissioner of Social Services ☐ shall discharge the youth on a trial basis ☐ shall continue the discharge of the youth ☐ may continue or extend the trial discharge of the youth to ☐ another planned permanent
living arrangement other [specify]:
until the earlier of the next permanency hearing, further Order of the Court OR the 21 st birthday(s) of the youth.
Youth 18 and over discharged on a trial basis shall inform the local department of social services or agency of any change in mailing address and contact information.
3. <u>Sibling Visiting Plans and Post-Adoption Contact</u> [check box(es), if applicable]: ☐ ORDERED that Petitioner shall provide the following sibling(s) [specify]:
with visits with the child as follows [describe visiting plan]:
ORDERED that the following provisions of the Post-adoption Contact agreement determined by the Court that approved the surrender of the child to be in the child's best interests be implemented at this time as follows [specify]:
; (and it is further)
 4. Educational, Vocational and Transitional Services: □ ORDERED that the □ educational □ vocational components of the child's permanency plan □ are appropriate □ should be modified as follows [specify]:
ORDERED that Petitioner shall take the following steps and/or provide the following services for the education, health and well-being of the child [specify]:
[Applicable in cases where the child is 14 years of age or older or will attain the age of 14 by the next permanency hearing]:
ORDERED that the Petitioner is to provide the following services and assistance to assist the child(ren) in learning independent living skills to make the transition from foster care to successful adulthood [specify]:
ORDERED that the permanency plan developed for the child(ren) and any revision or addition to the plan, shall be developed in consultation with the child(ren). The child(ren) may select up to two

Form PH-6 Page 10

members of the child(ren)'s permanency planning team to participate, one of whom may be designated to be the child(ren)'s advisor and, as necessary, advocate, with respect to the application of the reasonable and prudent parent standard to the child(ren); provided, however, that such members may not be foster parents of, or case workers, case planners or case managers for, the child(ren) and that the local commissioner of social services with custody of the child(ren) may reject an individual so selected by the child(ren) if such local commissioner has good cause to believe that the individual would not act in the best interests of the child(ren);

5. Placement Outside New York State. [Required where the child is out-of-state]: ☐ ORDERED that the placement of the child at [specify]:
is appropriate, necessary and in the child's best interests and is continued until [specify]:
is not appropriate, necessary and in the child's best interests and the child shall, therefore, be returned to
New York State to be placed with [specify]: until [specify]:
□ discharged to [specify]:
; (and it is further)
6. Progress Reports and Notices ☐ ORDERED that Petitioner shall make a progress report to the Court, the parties and the attorney for the child on the implementation of this order as follows [specify date and/or frequency]: ; (and it is further)
☐ ORDERED that if the above permanency plan for the above-named child is changed, notice shall be provided to the Court, the parties and the attorney for the child forthwith; ; (and it is further)
7. Recommendations Regarding State Agency Oversight [Check box if applicable]: RECOMMENDED that the New York State Office of Children and Family Services investigate the facts and circumstances concerning the discharge of responsibilities for the care and welfare of the child by the social services district of the County of [specify]: pursuant to Social Services Law § 395; (and it is further)
8. Order of Protection
☐ ORDERED that [specify person(s) before the court]: (is)(are) required to comply with the terms and conditions specified in the order of protection, issued pursuant to Family Court Act §1056 annexed to this order and made a part thereof.
9. Notice Regarding Absconding: [Required in cases in which child remains in foster care]: ORDERED that if the child absconds from the above-named custodial person or facility, written notice shall be given within 48 hours to the Clerk of Court by the custodial person or by an authorized representative of the facility, stating the name of the child, the docket number of this proceeding, and the date on which the child ran away.

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ORDERED that, in view of the authorized agency's failure to comply with the Court's prior order to place the child in a prospective adoptive home and/or to provide services and assistance to the child, guardianship and custody of the child is hereby transferred to the following other authorized agency [specify]:
C. [[REQUIRED Where Placement in Qualified Residential Treatment Program is Requested] [DELETE if inapplicable]: After examination and inquiry into the facts and circumstances [check box if applicable]: □ and after hearing the proof and testimony offered in relation thereto, it is therefore [Check applicable box(es)]:
☐ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is GRANTED, and placement of the child in [specify name of QRTP]: is hereby approved.
OR
□ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named child shall be [check applicable box and specify]: □ returned or released to the following parent [specify]: □ returned to or placed with the following legal guardian [specify]: □ returned to or placed with the following suitable adult/relative [specify]: □ returned to or placed in the following foster home [specify]: □ returned to or placed in the following facility providing supports for pre-natal, post-partum and parenting youth: (specify]: □ returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]: □ returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]:
OR
On or before [specify date]: , Petitioner shall make such other arrangements for the above-named child's care and welfare that is in the best interests of the child and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:

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D. <u>Next Permanency Hearing</u> [Required in all cases in which the child is in the guardianship and custody of the authorized agency or foster parent]:

ORDERED that if the child remains in the custody and guardianship of the authorized agency or foster parent, the next permanency hearing shall be held on [specify date and time certain within six months of the completion of this hearing]:

ORDERED that Petitioner shall transmit notice of the hearing and a permanency report no later than 14 days in advance of the above date certain to all parties, attorneys, the attorney for the child and any preadoptive parent or relative providing care to the child(ren), and shall transmit notice of the hearing to former foster parent(s) who have had care of the child(ren) in excess of 12 months, except [specify former foster parents for whom such notice would be contrary to child's best interests; delete if inapplicable]:

Toster parents for whom such house would be	contrary to china 5 ocst interests, derete it mappineaerel.
☐ AND IT IS FURTHER ORDERED	that
	ENTER
Dated: , .	Judge of the Family Court
MUST BE TAKEN WITHIN 30 DAYS OF REC DAYS FROM THE DATE OF MAILING OF T	MILY COURT ACT, AN APPEAL FROM THIS ORDER CEIPT OF THE ORDER BY APPELLANT IN COURT, 35 THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR THE ATTORNEY FOR THE CHILD UPON THE
Check applicable box: Order mailed on [specify date(s) and to who order received in court on [specify date(s)]	-

F.C.A. §§1091, 1091-a; S.S.L. §§393, 409-h	Form PH-7 (Order to Show Cause for) Reentry into Foster Care) 9/2021
FAMILY COURT OF THE STATE OF NEW YORK COUNTY OF	
In the Matter of	Docket No.
CIN # A Child under 21 Years of Age Who Was Discharged From Foster Care	ORDER TO SHOW CAUSE RETURN OF YOUTH TO FOSTER CARE
Upon the affidavit of annexed hereto, it is	, dated
ORDERED that New York, on the day of , at o'cloc afternoon of that day, or as soon thereafter as the par made returning the above-named youth to foster care and may determine,	
[Check box(es) if applicable]:	
	to return the youth to foster care, IT IS application, the above-named youth shall be social services of [specify county]: I Residential Treatment Program (QRTP) is THER ORDERED that pending a final
☐ AND IT IS FURTHER ORDERED that [specify]:
AND IT IS FURTHER ORDERED that serve this order together with the papers upon which it is granted the above-named youth [if application brought by local the local department of social services [if application be respondent parent(s) [specify]:	ed upon [check applicable box(es): l department of social services]

			Form PH-7 Page 2
☐former foster parent	(s) [specify]:		
☐ other [specify]: on or before the	day of	, , be deemed sufficient service.	
Dated:	, .	ENTER	
		Family Court Judge	

F.C.A.§§1091, 1091-a; S.S.L. §§393, 409-h	Form PH-7c (Affidavit in Support of Order to Show Cause by Agency to Return Youth to Foster Care)
FAMILY COURT OF THE STATE OF NEW YORK COUNTY OF	92021 S
In the Matter of	Docket No. AFFIDAVIT IN SUPPORT OF ORDER TO SHOW CAUSE BY AGENCY TO RETURN YOUTH TO FOSTER CARE
CIN # A Child under 21 Years of Age Who Was Discharged From Foster Care	
STATE OF NEW YORK))ss.: COUNTY OF NEW YORK)	
,	the following to be true under the penalties
of perjury: 1. I am [state title/position and agency]: making this affidavit in support of an Order to Show of former foster youth to return to foster care.	and am
2. The above-named youth, who was born on was discharged from foster care on [specify date]: youth was 18 years of age or older and did not conservation.	At that time, the
3. The above-named youth has consented to ralternative to foster care because [specify, including a	
4. [Check applicable box]: ☐ The youth has consented to enroll in and vocational program and has agreed to cooperate with such a program. OR	
☐ It would be unnecessary or inappropriate	for the youth to attend an educational or
vocational program because [specify]:	
5. Continuation of the above-named youth's fit contrary to his or her best interests and return of the y following reason(s) [specify]:	
This assertion is based upon the following information	on [check applicable box(es)]:

	Form PH-7c Page 2
☐ Permanency report, sworn to on [spec	ify date]:
☐ Case record, dated [specify]:	
☐ The report of [specify]:	, dated:
☐ Testimony of [specify]:	, on [specify date]:
☐ Other [specify]:	
6. Reasonable efforts, where appropriat named youth to return to foster care [check app ☐ were made as follows [specify]:	e, to prevent or eliminate the need for the above-licable box and state reasons as indicated]:
☐ were not made, (because [specify rea	son if efforts would have been inappropriate]:
This assertion is based upon the following information: Permanency report, sworn to on [specify]:	mation [check applicable box(es)]:
☐ The report of [specify]:	, dated:
☐ Testimony of [specify]:	, on [specify date]:
☐ Other [specify]:	
7. [Check box if applicable]: ☐ This Cotthe above-named youth to foster care pending a reason(s)]:	urt should enter an order immediately returning decision on this motion because [specify
	fied Residential Treatment Program is
requested: a). The permanency plan for the child is	[specify]:
This plan \square has \square has not changed since the managed since the	
b). The needs of the child require a higher or therapeutic foster home because [specify]:	er level of care than can be provided by a foster
c). The child has been □ placed □ recor a qualified residential treatment program (QRTI	nmended for placement in [specify name]: P).
d). The needs of the child have been ass Social Services Law, Section 409-h (5) and a co	essed by a Qualified Individual as defined in py of the Qualified Individual's report ⊔ has
been submitted separately \square is submitted herew completion but not less than (10) days prior to the motion.	rith \square will be submitted within five days of

Form PH-7c Page 3

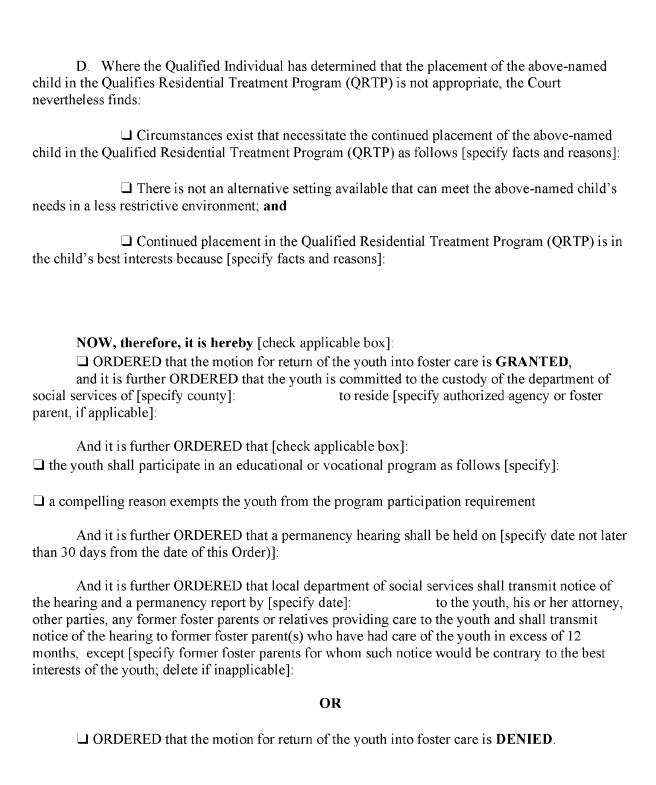
e). The following circumstar child in the QRTP [specify]:	nces exist that necessitate the continued placement	of the
f). There is no alternative set restrictive environment because [spe	tting available that can meet the child's needs in a lecify]:	ess
g) Continued placement in	the QRTP is in the child's best interests because [specify]:
Child Welfare Act of 1978 (25 U.S. [check applicable box(es)]:	is not a Native-American child, who is subject to C. §§ 1901-1963). If so, the following have been not rent/custodian [specify name and give notification on [specify name and give notification date]: ates Secretary of the Interior [give notification date has been made to any court or judge for the relief at except [specify, including any prior motions to the court of the subject to the subject	otified date]: s]: herein
	uest that this Court issue an Order returning the abover and further relief as it may deem proper.	ove-named
Dated , .		
	Signature of Agency Official or Caseworker	
Sworn to before me this day of ,	Print or Type Name	
(Deputy) Clerk of the Court Notary Public		
•	Signature of Attorney, if any	
	Attorney's Name (print or type)	
	Attorney's Address and Telephone Number	

F.C.A §1091, 1091-a;		Form PH-8
S.S.L. §§393, 409-h		Permanency – Order on Motion to Reenter Foster Care)
		9/2021
	At a term of the Family Court of the the County of ,	e State of New York, held in and for at New York
DD E CENTE	on , .	
PRESENT: Hon.		
Judge		
In the Matter of		Docket No.
CIN # A Child under 21 Yea	arc	ORDER (Order on Motion to
of Age Who Was Dis		Reenter Foster Care)
From Foster Care		2.00.000 2.0000 0.000
A matian mad	a by natice of mation or order to show	y anysa saalina maantuu aftha ahaya
		w cause seeking reentry of the above- applicable box]: \square the youth \square the local
department of social s	-	applicable box]. \Box the youth \Box the local
	,	
And the above from foster care on [s		f 21 and having been finally discharged
And the youth	having [check applicable box(es)]:	
•	counsel ☐ without counsel ☐ waive	ed counsel
☐ not appeared but co		
4 1.1 0.11		
	ving having appeared [check applicat	ole box(es)]:
☐ authorized agency	f social services [specify]:	
☐ foster parent [speci		
□ other [specify]:	ity].	
— coner [speemy].		
	notion made by youth]: And the location of the youth into foster care;	cal department of social services having:
		but such failure to consent was reasonabl
	the return of the youth into foster care,	
unreasonable	,	
Required if 1	motion made by local department o	of social services!: And the vouth
having:	motion made by rocal department to	is seems sorvices;. — raid the youth
~	consented to return to foster care,	

	Form PH-8 Page 2
[Required]: ☐ And the youth having a vocational or educational program;	g \square consented \square not consented to enroll in and attend
	OR
☐ Participation in an edu inappropriate for the following compelling re	acational or vocational program would be unnecessary or eason [specify, if applicable]:
And the youth having [check applical no reasonable alternative to foster care [specify]:	ole box]: I the following reasonable alternative to foster care
And the court finds that [Check A, B \square A. Reasonable efforts were made t follows [specify]:	or C]: o attempt to prevent the youth's return to foster care as
☐ B. Reasonable efforts were not ma but such efforts would not have been approp	de to attempt to prevent the youth's return to foster care riate because [specify]:
☐ C. Reasonable efforts were not ma	de to attempt to prevent the youth's return to foster care.
The determination of A, B or C is based upon Permanency report, sworn to on [s \square Case record, dated [specify]:	n the following information [check applicable box(es)]: pecify date]:
☐ The report of [specify]:	, dated:
☐ Testimony of [specify]:☐ Other [specify]:	, on [specify date]:
-	eck A or B]: th's welfare to remain discharged from foster care and it ter care because of the following compelling reason(s)
	OR
The determination of A or B is based upon the Permanency report, sworn to on [s	
☐ The report of [specify]:	. dated:

	Form PH-8 Page 3
☐ Testimony of [specify]:☐ Other [specify]:	, on [specify date]:
discharge of the youth following the 18 th birth And, apart from any temporary ord granted an earlier motion to granted more than one earliefinal discharge, which renders the youth ineligi	ers issued on this motion, this Court having previously: return the youth to foster care following final discharge er motion to return the youth to foster care following
	OR
☐ And no prior motions for return of	the youth to foster care having been made;
And the Court having considered the plocal department of social services;	position and information provided by the
☐ [REQUIRED Where Placement in Qual [DELETE if inapplicable]:	ified Residential Treatment Program is Requested]:
	notion papers and supporting affidavit(s); the Qualified riateness of the requested placement; and any response ; and [specify other information
thereto □ upon consent of all parties without box(es)]:	; and upon hearing testimony in relation a hearing, finds the following [check applicable
A. The needs of the child \square can \square c because [specify facts and reasons]:	annot be met through placement in a foster family home
•	ied Residential Treatment Program (QRTP) does propriate level of care for the child in the least and reasons]:
C. Placement in [specify name of QR ☐ is ☐ is not consistent with the s in the child's permanency plan because [specify name of QR ☐ is ☐ is not consistent with the single plan because [specify name of QR ☐ is ☐ is not consistent with the single plan because [specify name of QR ☐ is ☐ is not consistent with the single plan because [specify name of QR ☐ is ☐ is not consistent with the single plan because [specify name of QR ☐ is ☐ is not consistent with the single plan because [specify name of QR ☐ is ☐ is ☐ is ☐ is ☐ is ☐ is ☐ is ☐ i	short-term and long-term goals for the child, as specified

Form PH-8 Page 4



Form PH-8 Page 5

· ·
☐ [REQUIRED Where Placement in Qualified Residential Treatment Program is Requested]: [DELETE if inapplicable]: After examination and inquiry into the facts and circumstances [check box if applicable]: ☐ and after hearing the proof and testimony offered in relation
thereto, it is therefore [Check applicable box(es)]:
, , , , , , , , , , , , , , , , , , , ,
☐ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is GRANTED, and placement of the child in [specify name of QRTP]: is hereby approved.
OR
□ ORDERED, that the Petitioner's application for placement of the child in the "Qualified Residential Treatment Program" is DENIED, and on or before [specify date]: the above-named child shall be [check applicable box and specify]: □ returned or released to the following parent [specify]: □ returned to or placed with the following legal guardian [specify]:
□ returned to or placed with the following suitable adult/relative [specify]: □ returned to or placed in the following foster home [specify]: □ returned to or placed in the following facility providing supports for pre-natal, post-partum and parenting youth: (specify]:
returned to or placed in the following residential program providing supportive services for youth suspected of being or at risk of becoming sexually exploited, as defined in Social Services Law §447-a (1) [specify]:
returned or placed in an available supervised setting, as defined in Social Services Law §371, that is approved and supervised by an authorized agency or the local social services district and that provides a transitional experience for older youth in which such youth may live independently [specify]:
OR
On or before [specify date]: , Petitioner shall make such other arrangements for the above-named child's care and welfare that is in the best interests of the child and in the most effective and least restrictive setting as the facts of the case require as follows [specify]:
<u>Next Permanency Hearing</u> [Required in all cases in which the child is in the guardianship and custody of the authorized agency or foster parent]:

Form PH-8 Page 6

ORDERED that if the child remains in the custody and guardianship of the authorized agency
or foster parent, the next permanency hearing shall be held on [specify date and time certain within
six months of the completion of this hearing]:

☐ AND IT IS FURTHER ORDERED that [specify]:	ENTER
	Judge of the Family Court

Dated:

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

Check applicable box:	
☐ Order mailed on [specify date(s) and to whom mailed]:	
☐ Order received in court on [specify date(s) and to whom given]:	

NYS DEPARTMENT OF STATE DIVISION OF ADMINISTRATIVE RULES

2022 RULE MAKING CALENDAR (2023 dates in italic)

VOL. XLIV (Revised October 2021)

REGISTER REGISTER							
NO.	DATE	se days	46 DAYS	80 DAY3	90 DAYS	120 DAYS	366 DAYS
1	JAN 5	FEB 4	FEB 19	MAR 6	APR 5	MAY 5	JAN 5
	12	11	26	13	12	12	12
3	19	18		20	19	19	19
	26	25		27	26	26	26
5	FEB 2	MAR 4		APR 3		JUN 2	FEB 2
	9	11	1 0.01 0.000		10	9	
***************************************	16			17			
	23	25	9	24	24	29	23
	MAR 2	APR 1	16	MAY 1		30	MAR 2
	9	8	23		JUN 7	JUL 7	9
	16			15	JUN 7	34	16
	16			15			1
			MAT /		21		23
	30			29		28	
	APR 6		21	JUN 5	JUL 5	AUG 4	APR 6
	13					***************************************	
	26	20					
	27	27	11	26	26	25	27
		JUN 3			AUG 2	SEP 1	
19	11	10		10	9	8	
20	18	17	JUL 2		16	15	18
	25	24		24	23	22	25
22	JUN 1	JUL 1	16	31	30	29	JUN 1
23			23	JUL 7	SEP 6	OCT 6	
24	15						
25	22	22	AUG 6	21	20	20	22
26	25			28		27	
27	JUL 6	AUG 5	20	SEP 4	OCT 4	NOV 3	
28	13	12	27	11	11	10	13
	20	19		18	18		20
	27	26	10	25	25	24	27
	AUG 3	\$EP 2	17	OCT 2	NOV 1	DEC 1	AUG 3
	10	9		9		8	10
	17	16		16			17
	24			23	22	22	24
	31				29	29	
		SEP 7		MOV 6	DEC 6	JAN 5	SEP 7
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	14		29	13	13	72	14
	21	21	NOV 5	20	20		21
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	12	11	26	11	10		12
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	26	25	10	25		23	
44	NOV 2	DEC 2	17	JAN 1	31	MAR 2	NOV 2
	9	9	24		FEB 1		
46	16	16	31	15			16
47	23		JAN 7	22	21	23	
48	30	30	14	29	28	30	30
49	DEC 7	JAN 8	21	FEB 5	MAR 7	APR 6	DEC 7
50	14						
51	21		FEB 4		21		
	26						

When any of the above dates falls on a Saturday, Sunday or legal holiday, the action that is due or the time span that expires does so on the close of business of the next succeeding work day.

REGISTER

DEADLINE	ISSUE DATE
Tuesday	Wednesday
	JANUARY
December 21	January 5
December 28	January 12
	January 19
January 11	January 26
	FEBRUARY
	February 2
•	February 9
*	February 16
February 8	February 23
	MARCH
February 15	March 2
February 22	March 9
March 1	March 16
March 8	March 23
March 15	
	APRIL.
	April 6
1.12.1.2.1.2.2.	April 13
4	April 20
April 12	Аргіі 27
	MAY
April 19	May 4
,	May 11
May 3	May 18
May 10	May 25
14 17	JUNE
	June 1
May 31 June 7	June 15 June 22
June 44	June 29

DEADLINE	ISSUE DATE
Tuesday	Wednesday
	JULY
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	July 20
July 12	July 2
	AUGUST
,	August 1
July 26	August 1
August 2	
	August 2
August 16	August 3.
	SEPTEMBER
August 23	September
	September 1
*	September 2
September 13	September 2
	OCTOBER
September 20	October :
September 27	October 1
October 4	October 1
October 11	October 2
	NOVEMBER
	November
	November 1
	November 2
November 15	November 3
	DECEMBER
November 22	December 1
November 29	December 1
December 6	December 2
December 13	December 2

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PS Form 3526, July 2014 [Page 1 of 4 (see instructions page 4)] PSN: 7530-01-000-9931

. Publication Titl	8	WEIGHT CO. TO THE TOTAL	84. Issue Date for Circu	lation Data Below	
New York State Register			10/20/2021		
Extent and Na	iture	of Circulation	Average No. Copies Each Issue During Preceding 12 Months	No. Copies of Single Issue Published Nearest to Filing Date	
a. Total Numb	er of	Copies (Net press run)	167	167	
	(1)	Mailed Outside-County Paid Subscriptions Stated on PS Form 3541 (Include paid distribution above nominal rate, advertiser's proof copies, and exchange copies)	14	14	
b. Paid Circulation (By Mail	(2)	Maited in-County Paid Subscriptions Stated on PS Form 3541 (Include paid distribution above naminal rate, advertiser's proof copies, and exchange copies)	0	Ō	
and Outside the Mail)	(3)	Paid Distribution Outside the Mails Including Sales Through Dealers and Carriers, Street Vendors, Counter Sales, and Other Paid Distribution Outside USP 5%	0	Ç	
	(4)	Paid Distribution by Other Classes of Mail Through the USPS (e.g., First-Class Mail®)	4	4	
c. Total Paid 9	Vistril	oution [Sum of 15b (1), (2), (3), and (4)]	18	18	
d. Free or Nominal Rate Distribution (By Mail and Outside the Mail)	(1)	Free or Nominal Rate Outside-County Copies included on PS Form 3541	139	139	
	(2)	Free or Naminal Rate in-County Copies Included on PS Form 3541	Ö	Ō	
	(3)	Free or Nominel Rate Copies Mailed at Other Classes Through the USPS (e.g., First-Class Mail)	0	D-	
	(4)	Free or Nominal Rate Distribution Outside the Mell (Carriers or other means)	0	0	
e. Total Free o	r No	minal Rate Distribution (Sum of 15d (1), (2), (3) and (4))	139	. 139	
f. Total Distrib	utior	(Sum of 15c and 15e)	157	157	
g. Copies not	Distri	nuled (See Instructions to Publishers #4 (page #3))	10	10	
h. Total (Sum	af 15	if and g)	167	167	
i. Percent Pail (15c divided		15f times 100}	1136	11%	
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c. Total Print Distribution (Line 15f) + Paid Electronic Copies (Line 16a)	157	157
d. Percent Paid (Both Print & Electronic Copies) (16b divided by 16c × 100)		
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8. Signature and Title of Editor, Publisher, Business Manager, or Owner	Det	*
Publications Production	Supervisor	10/19/2021