
NEW YORK STATE
REGISTER

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- Revision and Update of the List of Endangered, Threatened, and Special Concern Species
- Charges for Professional Health Services
- Program for All-Inclusive Care for the Elderly (PACE) Licensure

Concurrent Resolutions

The last date for submission of public comments is indicated on each Notice of Proposed Rule Making. Unless a different date is specified by statute, the proposing agency must accept comments for at least: 60 days after the date of *Register* publication of a Notice of Proposed Rule Making or combined Notice of Emergency Adoption and Proposed Rule Making; and 45 days after publication of a Notice of Revised Rule Making or combined Notice of Emergency Adoption and Revised Rule Making. When a public hearing on a proposed rule is statutorily required: the hearing may not be held until at least 60 days after the publication date of the notice; and comments must be accepted for at least 5 days after the last required hearing. When a public comment period for a proposed rule is scheduled to end on a Saturday, Sunday or public holiday, comments are accepted through the next succeeding business day.

For notices published in this issue:

- the 60-day period expires on October 6, 2024
- the 45-day period expires on September 21, 2024
- the 30-day period expires on September 6, 2024

**KATHY HOCHUL
GOVERNOR**

**WALTER T. MOSLEY
SECRETARY OF STATE**

NEW YORK STATE DEPARTMENT OF STATE

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NEW YORK STATE
REGISTER

Be a part of the rule making process!

Public comment on proposed rules is encouraged and may be submitted to the agency that is proposing the rule. Address your comments to the agency representative whose name and address is printed in the rule making notice. No special form is required; a handwritten letter will do. Individuals who access the online *Register* (dos.ny.gov/state-register) may send public comment via electronic mail to e-mail addresses that may be provided 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 State Administrative Procedure Act provides for a minimum 60-day public comment period after publication in the *Register* for Notices of Proposed Rule Making, and a 45-day public comment period for Notices 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 of the public comment period.

When a public comment period would end on a Saturday or Sunday, the agency accepts public comment through the following Monday; when the comment period ends on a public holiday, public comment will be accepted through the next succeeding business day. Agencies cannot adopt a proposed rule until the day after the conclusion 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) 455-2731

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

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Telephone: (518) 474-6957

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

Public comment may be sent via electronic mail to e-mail addresses that may appear in Notices of Proposed Rule Making. This includes Proposed, Emergency/Proposed, Revised Proposed and Emergency/Revised Proposed rule makings.

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AAM -the abbreviation to identify the adopting agency
01 -the *State Register* issue number
96 -the year
00001 -the Department of State number, assigned upon receipt of notice.
E -Emergency Rule Making—permanent action not intended (This character could also be: A for Adoption; P for Proposed Rule Making; RP for Revised Rule Making; EP for a combined Emergency and Proposed Rule Making; EA for an Emergency Rule Making that is permanent and does not expire 90 days after filing.)

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

Department of Civil Service

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-32-24-00002-P

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

Proposed Action: Amendment of Appendices 1 and 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify a position in the exempt class and to classify a position in the non-competitive class.

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing positions in the exempt class, in the Department of Environmental Conservation, by increasing the number of positions of Administrative Assistant from 6 to 7; and

Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of Environmental Conservation, by increasing the number of positions Public Information Specialist 1 (Digital Content) from 7 to 8.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-32-24-00003-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete positions from the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of Health, by decreasing the number of positions of Health Systems Specialist 2 (Social Work) from 40 to 39 and Senior Health Planner from 24 to 23.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was

previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00004-P

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

Proposed Action: Amendment of Appendices 1 and 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the exempt class and to classify positions in the non-competitive class.

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing positions in the exempt class, in the Executive Department under the subheading "Division of Human Rights," by adding thereto the positions of Assistant Counsel (5), Deputy Counsel (2), Legislative Coordinator and by increasing the number of positions of Administrative Assistant from 1 to 3, Associate Counsel from 2 to 4 and Executive Assistant from 1 to 3; and

Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Executive Department under the subheading "Division of Human Rights," by adding thereto the positions of Data Analyst 1 (2) and Data Analyst 2 (1).

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00005-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Education Department under the subheading "New York State Higher Education Services Corporation," by adding there to the positions of Public Information Manager (Digital Content) (1), Public Information Specialist 1 (Digital Content) (2), Public Information Specialist 3 (Digital Content) (1) and by increasing the number of positions of Public Information Specialist 2 (Digital Content) from 1 to 2.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00006-P

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

Proposed Action: Amendment of Appendix 1 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the exempt class.

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing positions in the exempt class, in the Executive Department under the subheading "Office of Information Technology Services," by increasing the number of positions of Assistant Public Information Officer from 3 to 5.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00007-P

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

Proposed Action: Amendment of Appendix 1 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify a position in the exempt class.

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing positions in the exempt class, in the Executive Department under the subheading “State Board of Elections,” by increasing the number of positions of Special Assistant from 9 to 10.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00008-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify a position in the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of Labor under the subheading “Workers’ Compensation Board,” by increasing the number of positions of Data Analyst 1 from 2 to 3.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00009-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify a position in the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Executive Department under the subheading “Office of Parks, Recreation and Historic Preservation,” by increasing the number of positions of Public Information Specialist 2 (Digital Content) from 1 to 2.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00010-P

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

Proposed Action: Amendment of Appendix 1 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the exempt class.

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing positions in the exempt class, in the Department of Law, by increasing the number of positions of Assistant Attorney General from 809 to 819, Investigator 1 from 272 to 275 and Research Associate from 16 to 18.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00011-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete positions from the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of Corrections and Community Supervision, by decreasing the number of positions of Alcohol Substance Abuse Treatment Program Assistant from 356 to 355; Correctional Facility Food Administrator 1 from 57 to 54; Nurse Practitioner (Family Health) from 120 to 117; Offender Rehabilitation Coordinator from 1,155 to 1,150; Offender Rehabilitation Coordinator (Alcohol Substance Abuse Treatment) from 295 to 293; Pharmacy Aide from 85 to 84; Registered Nurse 1 from 1,484 to 1,478; and Service & Repair Mechanic (Electronics) from 128 to 126.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00012-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete positions from and to classify positions in the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of Audit and Control, by deleting therefrom the positions of Hearing Officer (2) and by adding thereto the positions of Hearing Officer 1 (2); in the Department of Corrections and Community Supervision, by deleting therefrom the positions of øPrincipal Hearing Officer (Inmate Discipline) (2) and by adding thereto the positions of øHearing Officer 3 (Inmate Discipline) (2); in the Department of Corrections and Community Supervision under the subheading "State Board of Parole," by deleting therefrom the positions of Hearing Officer (Parole Revocations), øPrincipal Hearing Officer (Parole Revocation) (1), Supervising Hearing Officer (Parole Revocation) (4) and by adding thereto the positions of Hearing Officer 1 (Parole Revocation), Hearing Officer 2 (Parole Revocation) (4) and øHearing Officer 3 (Parole Revocation) (1); in the Department of Economic Development, by deleting therefrom the position of Hearing Officer (Minority and Women's Business) (1) and by adding thereto the position of Hearing Officer 1 (Minority and Women's Business) (1); in the Executive Department under the subheading "Division of Alcoholic Beverage Control," by deleting therefrom the positions of Hearing Officer (25) and by adding thereto the positions of Hearing Officer 1 (25); in the Executive Department under the subheading "State Board of Elections," by deleting

therefrom the positions of Hearing Officer (13) and by adding thereto the positions of Hearing Officer 1 (13); in the Executive Department under the subheading "Gaming Commission," by deleting therefrom the positions of Hearing Officer (2) and by adding thereto the positions of Hearing Officer 1 (2); in the Executive Department under the subheading "Division of Housing and Community Renewal," by deleting therefrom the positions of Hearing Officer (3) and by adding thereto the positions of Hearing Officer 1 (3); in the Executive Department under the subheading "Division of Human Rights," by deleting therefrom the positions of Hearing Officer (Division of Human Rights) (17), øPrincipal Hearing Officer (Division of Human Rights) (1), Supervising Hearing Officer (Division of Human Rights) (3) and by adding thereto the positions of Hearing Officer 1 (Human Rights) (17), Hearing Officer 2 (Human Rights) (3) and øHearing Officer 3 (Human Rights) (1); in the Executive Department under the subheading "Justice Center for the Protection of People with Special Needs," by deleting therefrom the positions of Hearing Officer (29) and by adding thereto the positions of Hearing Officer 1 (29); in the Department of Family Assistance under the subheading "Office of Children and Family Services," by deleting therefrom the positions of Hearing Officer (48) and by adding thereto the positions of Hearing Officer 1 (48); in the Department of Family Assistance under the subheading "Office of Temporary and Disability Assistance," by deleting therefrom the positions of Hearing Officer (271) and by adding thereto the positions of Hearing Officer 1 (271); in the Department of Health, by deleting therefrom the positions of Hearing Officer (53) and by adding thereto the positions of Hearing Officer 1 (53); in the Department of Labor, by deleting therefrom the positions of Hearing Officer (8) and by adding thereto the positions of Hearing Officer 1 (8); in the Department of State, by deleting therefrom the positions of Hearing Officer (3) and by adding thereto the positions of Hearing Officer 1 (3); in the Department of Taxation and Finance, by deleting therefrom the positions of Hearing Officer (5) and by adding thereto the positions of Hearing Officer 1 (5); and, in the Department of Transportation, by deleting therefrom the positions of Hearing Officer (2) and by adding thereto the positions of Hearing Officer 1 (2).

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00013-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete positions from the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of Mental Hygiene under the subheading "Office for People with Developmental Disabilities," by decreasing the number of positions of Psychologist 1 from 73 to 69 and Registered Nurse 2 (Community) from 202 to 201.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00014-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of Mental Hygiene under the subheading "Office of Addiction Services and Supports," adding thereto the positions of Data Analyst 1 (1), Data Analyst 2 (3) and øMedical Specialist 3 (Addiction Treatment Center) (6).

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00015-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete positions from the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the State University of New York under the subheading "Central Administration, Colleges and Universities," by decreasing the number of positions of Nursing Station Clerk 1 from 688 to 687.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00016-P

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

Proposed Action: Amendment of Appendices 1 and 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the exempt class and to classify positions in the non-competitive class.

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing positions in the exempt class, in the Department of Labor, under the subheading "State Insurance Fund," by adding thereto the positions of Investigator 1 (10); and

Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of Labor, under the subheading "State Insurance Fund," by adding thereto the positions of Investigative Officer 4 (SIF) (8) and by increasing the number of positions of Investigative Officer 2 (SIF) from 4 to 7 and Investigative Officer 3 (SIF) from 3 to 6.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00017-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete positions from and to classify positions in the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Executive Department under the subheading "Division of Criminal Justice Services," by deleting therefrom the positions of Crime Analysis Coordinator (Intelligence) (1), Crime Analysis Coordinator (Technology) (1), Crime Analysis Coordinator (Training) (1) and by adding thereto the positions of Crime Analysis Coordinator (4), Crime Analyst 1 (82), Crime Analyst 2 (37), Crime Analyst 3 (10), and Criminal Justice Policy Analyst 3 (1).

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was

previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00018-P

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

Proposed Action: Amendment of Appendix 1 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the exempt class.

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing positions in the exempt class, in the Executive Department under the subheading “Commission on Prosecutorial Conduct,” by adding thereto the positions of Administrative Assistant, Associate Counsel (2), Deputy Commissioner and Counsel, Deputy Counsel, Executive Assistant, Investigator 2 and Special Assistant (2).

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00019-P

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

Proposed Action: Amendment of Appendix 1 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete a position from and to classify a position in the exempt class.

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing positions in the exempt class, in the Department of Mental Hygiene under the subheading “Office for People with Developmental Disabilities,” by decreasing the number of positions of Assistant Counsel from 10 to 9 and by increasing the number of positions of Associate Counsel from 3 to 4.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00020-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of State, by increasing the number of positions of Immigrant Community Specialist 2 from 6 to 8.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was

previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-32-24-00021-P

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

Proposed Action: Amendment of Appendix 1 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the exempt class.

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing positions in the exempt class, in the Department of Family Assistance under the subheading "Office of Children and Family Services," by increasing the number of positions of Associate Commissioner from 20 to 23.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-32-24-00022-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Executive Department under the subheading "Division of Homeland Security and Emergency Services," by increasing the number of positions of Homeland Security Program Analyst 2 from 20 to 24 and Homeland Security Program Analyst 3 from 8 to 9.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-32-24-00023-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To add a subheading and to classify positions in the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Westchester County Department of Human Resources, by adding thereto the subheading "Department of Consumer Protection," and by adding thereto the position of Deputy Director of Consumer Protection (1) and, in the Westchester County Department of Human Resources, by adding thereto the positions of Assistant Commissioner of Health (Regulatory Affairs and Compliance) (1) and Early Intervention Specialist(s) (Group of Classes) part time only.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00024-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete positions from the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of Health under the subheading “Veterans’ Homes,” by decreasing the number of positions of Assistant Director of Nursing 1 (Long Term Care) from 13 to 11; Director Nursing 3 (Long Term Care) from 10 to 8; and Nursing Home Activities Assistant 1 from 51 to 49.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00025-P

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

Proposed Action: Amendment of Appendices 1 and 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify and/or delete a subheading and positions in both the exempt and non-competitive classes.

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing positions in the exempt class, in the Department of Public Service, by adding thereto the positions of Assistant Program Manager (4), Associate Counsel (3), Executive Deputy Director, Executive Director and by increasing the number of positions of Administrative Assistant from 5 to 6, Assistant Public Information Officer from 1 to 2, Counsel from 1 to 2, Deputy Counsel from 2 to 3, Hearing Examiner from 13 to 18, Program Manager from 1 to 3 and Special Assistant from 21 to 24 and, in the Department of State, by deleting therefrom the subheading “Office of Renewable Energy Siting,” and by deleting therefrom the positions of Administrative Assistant, Assistant Program Manager (4), Assistant Public Information Officer, Associate Counsel (3), Counsel, Deputy Counsel, Executive Deputy Director, Executive Director, Hearing Examiner (5), Program Manager (2) and Special Assistant (3); and

Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of Public Service, by adding thereto the positions of Biologist 1 (Ecology) (4), Environmental Analyst 1 (5), Hearing Officer 1 (3), Professional Engineer 1 (Civil) (3), Professional Engineer 1 (Environmental) (3), Renewable Energy Siting Specialist 1 (10), Renewable Energy Siting Specialist 2 (10), Renewable Energy Siting Specialist 3 (7), Renewable Energy Siting Specialist 4 (5) and by increasing the number of positions of Administrative Assistant from 74 to 76, Mapping Technologist 1 from 2 to 5, Professional Engineer 1 (Electrical) from 5 to 8 and, in the Department of State, by deleting therefrom the subheading “Office of Renewable Energy Siting,” and by deleting therefrom the positions of Administrative Assistant 1 (2), Biologist 1 (Ecology) (4), Environmental Analyst 1 (5), Hearing Officer 1 (3), Mapping Technologist 1 (3), Professional Engineer 1 (Civil) (3), Professional Engineer 1 (Electrical) (3), Professional Engineer 1 (Environmental) (3), Renewable Energy Siting Specialist 1 (10), Renewable Energy Siting Specialist 2 (10), Renewable Energy Siting Specialist 3 (7) and Renewable Energy Siting Specialist 4 (5).

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Jurisdictional Classification

I.D. No. CVS-32-24-00026-P

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

Proposed Action: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete positions from the non-competitive class.

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of Mental Hygiene under the subheading “Office of Mental Health,” by decreasing the number of positions of Psychologist 1 from 147 to 146 and Social Work Assistant 1 from 195 to 194.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-24-00004-P, Issue of January 3, 2024.

Department of Environmental Conservation

PROPOSED RULE MAKING HEARING(S) SCHEDULED

Revision and Update of the List of Endangered, Threatened, and Special Concern Species

I.D. No. ENV-32-24-00029-P

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

Proposed Action: Amendment of Part 182 of Title 6 NYCRR.

Statutory authority: Environmental Conservation Law, sections 3-0301 and 11-0535

Subject: Revision and update of the list of endangered, threatened, and special concern species.

Purpose: To update the list of species in 6 NYCRR section 182.5 to reflect the Department’s best available scientific information.

Public hearing(s) will be held at: 1:00 p.m. and 6:00 p.m., Oct. 10, 2024 at Virtual via webex.

Interpreter Service: Interpreter services will be made available to hearing impaired persons, at no charge, upon written request submitted within reasonable time prior to the scheduled public hearing. The written request must be addressed to the agency representative designated in the paragraph below.

Accessibility: All public hearings have been scheduled at places reasonably accessible to persons with a mobility impairment.

Text of proposed rule: § 182.5 Endangered species, threatened species and species of special concern.

Existing paragraph 182.5(a)(1) is repealed and replaced as follows:

(1) *Molluscs:*

- | | |
|---|--------------------------------------|
| (i) Dwarf wedgemussel | <i>Alasmidonta heterodon</i> |
| (ii) Northern riffleshell | <i>Epioblasma rangiana</i> |
| (iii) Pink mucket | <i>Lampsilis abrupta</i> |
| (iv) Clubshell | <i>Pleurobema clava</i> |
| (v) Fat pocketbook | <i>Potamilus capax</i> |
| (vi) Salamander mussel | <i>Simpsoniaia ambigua</i> |
| (vii) Rayed bean | <i>Villosa fabalis</i> |
| (viii) Chittenango ovate
amber snail | <i>Novisuccinea chittenangoensis</i> |

Existing paragraph 182.5(a)(3) is repealed and replaced as follows:

(3) *Fishes:*

- | | |
|------------------------|--|
| (i) Shortnose sturgeon | <i>Acipenser brevirostrum</i> |
| (ii) Atlantic sturgeon | <i>Acipenser oxyrinchus oxyrinchus</i> |
| (iii) Silver chub | <i>Macrorhybopsis storieriana</i> |
| (iv) Gilt darter | <i>Percina evides</i> |

Existing paragraph 182.5(a)(4) is repealed and replaced as follows:

(4) *Amphibians:*

- | | |
|--------------------------------------|-----------------------------|
| (i) Tiger salamander | <i>Ambystoma tigrinum</i> |
| (ii) Northern cricket frog | <i>Acris crepitans</i> |
| (iii) Atlantic coast leopard
frog | <i>Lithobates kauffeldi</i> |

Existing paragraph 182.5(a)(7) is repealed and replaced as follows:

(7) *Mammals:*

- | | |
|-----------------------------|-------------------------------|
| (i) Northern long-eared bat | <i>Myotis septentrionalis</i> |
| (ii) Indiana bat | <i>Myotis sodalis</i> |
| (iii) Allegheny woodrat | <i>Neotoma magister</i> |
| (iv) Sperm whale | <i>Physeter catodon</i> |
| (v) Sei whale | <i>Balaenoptera borealis</i> |
| (vi) Blue whale | <i>Balaenoptera musculus</i> |
| (vii) Finback whale | <i>Balaenoptera physalus</i> |
| (viii) Humpback whale | <i>Megaptera novaeangliae</i> |
| (ix) Right whale | <i>Eubalaena glacialis</i> |
| (x) Gray wolf | <i>Canis lupus</i> |
| (xi) Cougar | <i>Felis concolor</i> |

Existing paragraph 182.5(b)(1) is repealed and replaced as follows:

(1) *Molluscs:*

- | | |
|-----------------------------|-----------------------------|
| (i) Brook floater | <i>Alasmidonta Varicosa</i> |
| (ii) Longsolid | <i>Fusconaia subrotunda</i> |
| (iii) Wavy-rayed lampmussel | <i>Lampsilis fasciola</i> |
| (iv) Green floater | <i>Lasmigona subviridis</i> |
| (v) Round hickorynut | <i>Obovaria subrotunda</i> |

Existing paragraph 182.5(b)(3) is repealed and replaced as follows:

(3) *Fishes:*

- | | |
|------------------------|------------------------------|
| (i) Lake sturgeon | <i>Acipenser fulvescens</i> |
| (ii) Mooneye | <i>Hiodon tergisus</i> |
| (iii) Longnose sucker | <i>Catostomus catostomus</i> |
| (iv) Tonguetied Minnow | <i>Exoglossum laurae</i> |
| (v) Bigeye Chub | <i>Hybopsis amblops</i> |
| (vi) Comely Shiner | <i>Notropis amoenus</i> |

(vii) Ironcolor Shiner	<i>Notropis chalybaeus</i>
(viii) Swallowtail Shiner	<i>Notropis procne</i>
(ix) Round whitefish	<i>Prosopium cylindraceum</i>
(x) Western Pirate Perch	<i>Aphredoderus sayanus</i>
(xi) Banded Sunfish	<i>Enneacanthus obesus</i>
(xii) Northern Sunfish	<i>Lepomis peltastes</i>
(xiii) Bluebreast Darter	<i>Etheostoma camurum</i>
(xiv) Swamp Darter	<i>Etheostoma fusiforme</i>
(xv) Spotted Darter	<i>Etheostoma maculatum</i>

Existing paragraph 182.5(b)(6) is repealed and replaced as follows:

(6) Birds:

(i) Pied-billed grebe	<i>Podilymbus podiceps</i>
(ii) Least bittern	<i>Ixobrychus exilis</i>
(iii) Bald eagle	<i>Haliaeetus leucocephalus</i>
(iv) Northern harrier	<i>Circus cyaneus</i>
(v) King rail	<i>Rallus elegans</i>
(vi) Upland sandpiper	<i>Bartramia longicauda</i>
(vii) Red knot	<i>Calidris canutus</i>
(viii) Common tern	<i>Sterna hirundo</i>
(ix) Least tern	<i>Sterna antillarum</i>
(x) Sedge wren	<i>Cistothorus platenis</i>
(xi) Henslow's sparrow	<i>Ammodramus henslowii</i>

Existing paragraph 182.5(c)(3) is repealed and replaced as follows:

(3) Fishes:

(i) Paddlefish	<i>Polyodon spathula</i>
(ii) American Eel	<i>Anguilla rostrata</i>
(iii) Black Bullhead	<i>Ameiurus melas</i>
(iv) Lake Chub	<i>Couesius plumbeus</i>
(v) Redfin Shiner	<i>Lythurus umbratilis</i>
(vi) Pugnose Shiner	<i>Notropis anogenus</i>
(vii) Blackchin Shiner	<i>Notropis heterodon</i>
(viii) Lake whitefish	<i>Coregonus clupeaformis</i>
(ix) Bloater	<i>Coregonus hoyi</i>
(x) Sauger Sander	<i>canadensis</i>
(xi) Eastern pirate perch	<i>Aphredoderus sayanus sayanus</i>
(xii) Burbot	<i>Lota lota</i>
(xiii) Eastern Sand Darter	<i>Ammocrypta pellucida</i>
(xiv) Longhead darter	<i>Percina macrocephala</i>
(xv) Deepwater sculpin	<i>Myoxocephalus thompsonii</i>

Text of proposed rule and any required statements and analyses may be obtained from: Lisa K. Holst, Department of Environmental Conservation, Bureau of Fisheries, 625 Broadway, Albany, NY 12233, (518) 402-8887, email: lisa.holst@dec.ny.gov

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

Public comment will be received until: Five days after the last scheduled public hearing.

Additional matter required by statute: Pursuant to Article 8 of the Environmental Conservation Law and the State Environmental Quality Review Act, an Environmental Assessment Form and a negative declaration determination of significance have been prepared and are on file with the Department.

Regulatory Impact Statement

1. Statutory authority:
New York State Environmental Conservation Law (ECL) Section 3-0301 authorizes the New York State Department of Environmental Conservation (Department) to provide for the propagation, protection, and management of fish and other aquatic life and wildlife and the preservation of endangered species.

ECL Section 11-0535 grants the Department the authority to protect

endangered, threatened, and special concern species and prohibits the public from taking, importing, transporting, possessing, selling, or attempting to sell these animals, or parts thereof, without a permit from the Department.

2. Legislative objectives:

The legislative objectives behind the statutory provisions listed above are to authorize the Department to establish, by regulation, a list of endangered, threatened, and special concern fish and wildlife species, protect those species, and develop rules for the application and issuance of permits that can authorize take or incidental take of such animals.

3. Needs and benefits:

The State's current Endangered Species regulations, 6 NYCRR Part 182 (Part 182), list species that have been classified by the Department as endangered or threatened and provide for the prohibition against the "take" of listed species unless permitted by the Department pursuant to the New York State Endangered Species Law, ECL Section 11-0535. However, the current list of species found in Part 182, Section 5 was last updated in 1999 and in some cases does not accurately reflect the current level of imperilment of those species, as defined in Part 182, Section 2. The continued listing of species as endangered or threatened results in a burden on the regulated public to take action to avoid, minimize and mitigate take of these species when such actions are not warranted. Conversely, several species have become more imperiled since the 1999 list was promulgated, resulting in failure to adequately provide for the preservation of such species. The list must be updated to reflect the Department's best available scientific information and provide the appropriate level of protection for listed species. This rule will be the first in a series of rules updating different taxonomic categories of species. This rule focuses on freshwater fish and federally listed species that, while incorporated by reference, are not currently included in Part 182, Section 5 list of species. The composition of the list will change as follows: overall fish species classified as endangered will be reduced from 7 to 4 species with the removal of several species considered extirpated from New York, the addition of federally listed Atlantic sturgeon, and reclassification of others; fish species classified as threatened will be increased from 11 to 15; the number of fish species classified as special concern will increase from 5 to 15. Several species have been listed as endangered or threatened by the United States Fish and Wildlife Service (USFWS) since the listings found in Part 182, Section 5 were last updated. The tables will be updated to include newly listed freshwater mussels, the Atlantic sturgeon, the northern long-eared bat, and the red knot. While those federally listed species are currently incorporated by reference under Part 182 and meet the definitions of listed species in Part 182, Section 2, updating the tables will provide clarity for the regulated public. In addition, a new species of frog, previously thought to be part of the more widespread southern leopard frog population, was identified in a study published in 2018. As a result, the Atlantic coast leopard frog, currently known to be present in three counties in New York State, is in immediate need of listing as endangered, as its largest known population is within highly developed Richmond County (Staten Island) and under significant threat. Subsequent rules will address changes necessary in other taxonomic groups.

4. Costs:

Since this regulatory proposal does not create a new regulatory program, there will be no significant additional costs to the Department or the regulated community resulting from these regulations. There will be changes to locations where species previously listed will no longer be regulated and new locations for newly listed species are minimal. The general reduction in the number of species locations subject to regulation after the list is updated results in no additional cost in administering or complying with these regulations. In addition, given the focus on aquatic species in this package, most of the new locations where these newly listed species occur are in waters where regulatory protections are already in place under ECL Articles 15 and 24. The federally listed species were already protected under State law by definition and incorporation by reference, so there is no additional regulatory burden created by including them in Part 182, Section 5 and should provide additional clarity to the public. The Atlantic coast leopard frog is only found in a handful of locations in three counties, all of which are within wetlands regulated under either ECL Articles 24 or 25. Therefore, the additional regulatory burden is minimal and highly dependent on individual project actions, making actual cost projections difficult. In addition, projects may be modified or redesigned to avoid the need for an incidental take permit pursuant to Part 182.

5. Local government mandates:

The proposed rule making will not result in any additional mandates on local government.

6. Paperwork:

The proposed regulations will not change the paperwork that would be necessary to obtain a permit.

7. Duplication:

The proposed regulations do not duplicate any State requirement. However, there is some duplication of federal requirements where there is overlap with species listed by the federal government. This overlap is necessary for New York State to comply with federal programs regarding the issuance of permits to take listed species. This also allows the State greater flexibility in tailoring conditions for federally listed species to meet State management objectives.

8. Alternatives:

Amend the list to update the status of all species based on the Department's best available scientific information and according to criteria in Part 182. This rule will be the first in a series of rules systematically updating different taxonomic categories of species. This is the preferred and recommended alternative.

Amend the list only to remove those species that have experienced population recovery and are no longer considered endangered, threatened, or of special concern. While this would update the list in part and would generate a positive perception of the value and importance of the State's Endangered Species Law, ECL Section 11-0535, it does not extend necessary protections and added public awareness afforded by listing additional species that are seriously at risk of extirpation or endangerment, or in need of active management intervention by the Department to halt noted declines in their populations. This option would fail to meet the Department's responsibilities under ECL Sections 3-0301(1)(c) and 11-0535.

Amend the list to only add species that are of conservation concern. This is not desirable because it retains protections for certain species under Part 182 that are no longer necessary or consistent with the purposes of the relevant statutes. Also, it could create the perception that species are added to the list for protection but are never removed, even if appropriate to do so.

Do not amend the list: no action. This is not desirable because it continues to require regulatory reviews and the issuance of permits for species that have recovered. This is an inefficient use of staff resources, creates unnecessary regulatory burdens on projects and the regulated public, and does not appreciably improve the conservation status of the target species. This approach would also continue to deny protection to species that may be in dire need of such protection, with each year of delay making it more likely that if and when species do get added to the list, their status will likely be more uncertain and imperiled, they will need to remain listed longer to achieve recovery, or potentially be extirpated from New York prior to listing. This option would fail to meet the Department's responsibilities under ECL Sections 3-0301(1)(c) and 11-0535.

9. Federal standards:

For federally listed species, standards are well established. These regulations supplement the existing federal framework and would not supersede or replace federal standards for permit issuance. These regulations will allow for the Department to participate in federally funded species management programs such as Safe Harbor Agreements and Habitat Conservation Plans that require the issuance of incidental take permits. State permits for federally protected species would be invalid without the project proponent procuring the appropriate permit from the regulating federal entity.

10. Compliance schedule:

It is anticipated that the regulated community will be able to comply with the requirements within one month of implementation due to the change primarily in regulated species of freshwater fish and the addition of the Atlantic coast leopard frog. Additional changes to the listings simply update the tables in Part 182, Section 5 to reflect species currently listed by the USFWS and already incorporated by reference within Part 182. The regulated community will have the opportunity to become familiar with the regulatory changes during the public review process.

Regulatory Flexibility Analysis

1. Effect of rule:

This rule making will provide businesses and local governments with an updated list of species classified as endangered, threatened, or special concern under 6 NYCRR Part 182 (Part 182), Section 5. The focus of this package is on freshwater fish and federal updates. In addition, a newly identified frog species, the Atlantic coast leopard frog, will also be added in this rule making. The updated lists will change some geographic locations where incidental take permits may be required under Part 182. These proposed changes will result in some small shifts in where regulatory jurisdiction will exist depending on listed species locations, but the process and procedures involved will not change. This proposal will result in more accurate application of Part 182 by reflecting the best information the New York State Department of Environmental Conservation (Department) has related to species in need of protection under Part 182. Species that have recovered such that they no longer require protection under Part 182 will no longer require review by Department staff. Species whose conservation status warrant enhanced protection will receive it under this proposal. The listings found in Part 182, Section 5 were last updated in 1999 and the Department and partners have made significant improve-

ments to the status of many currently listed species and their habitats. Conversely, many species still require attention from the Department to ensure their preservation. Listing of those species in Part 182, Section 5 will provide appropriate protection for those species and their habitats while recovery efforts are undertaken by the Department.

This rule making will add 6 species listed as endangered or threatened by the United States Fish and Wildlife Service (USFWS) since the last time this regulatory list was updated. While federally listed species that occur in New York are incorporated by reference within Part 182, the addition of these species to the tables in Part 182, Section 5 will clarify their status to the regulated public, including small businesses and local governments. The procedures that businesses and local governments must follow once such jurisdiction has been determined will not change as a result of this rule making.

2. Compliance requirements:

Compliance requirements will remain the same as existing Part 182 regulations. As already required under New York State Environmental Conservation Law (ECL), Section 11-0535, the State Environmental Quality Review Act (SEQRA), and their respective implementing regulations, potential impacts to listed species must be addressed. The proposed changes to Part 182, Section 5 will update which species are protected. Known listed species locations are protected and projects in these areas may require incidental take permits as described in Part 182. Project proponents, including small businesses and local governments, will continue to have the option to modify projects to avoid impacts to endangered, threatened, and special concern species, or create an endangered or threatened species mitigation plan as described in Part 182, Section 11.

3. Professional services:

As is the case under the existing regulations, environmental consultant services will continue to be necessary for some projects where impacts to the species proposed for listing in this rule making cannot be avoided.

4. Compliance costs:

This regulation does not impose any additional burden on affected local governments and small businesses. Instead, it provides a more up to date list of species in need of protection under the regulations and will avoid unwarranted burden for protection of species that should be removed from the list of endangered or threatened species based on current science and status assessments. The process by which project proponents may adjust project proposals to avoid and minimize impacts and provide a net conservation benefit (as defined in Part 182, Section 2) where adverse impacts are unavoidable, will not change. The Department works with project applicants to find ways to avoid impacts. Applicants may have environmental consultants work on their behalf to address potential impacts to listed species. Actions that cannot avoid adverse impacts may require incidental take permits to proceed, but as mentioned above, this rule will not result in a significant increase in the areas subject to these regulations. The costs associated with consultant services are expected to remain unchanged. There is no anticipated increase in costs for small businesses or local governments to comply with these rules. Overall, the list of fish species that will trigger the incidental take permit process under Part 182 will be shorter by one species, with one frog species added.

Species coming off the list because of status improvements occur more broadly across the landscape than the species being added due to declines in populations. As a result, the locations where projects may affect species protected under Part 182 will shift, but generally be fewer in number. In addition, due to the large number of aquatic species in this amendment, most of the known locations of these species are in places already regulated under ECL Articles 15 and 24, and/or Part 182.

5. Economic and technological feasibility:

The implementation of this rule making is both economically and technologically feasible. This proposed update to the listings found in Part 182, Section 5 will result in some small shifts in the geographic application of incidental take permits as described in Part 182, but the process and procedures involved will not change. This proposal will result in more accurate application of Part 182 by reflecting the best information the Department has available related to species in need of protection under Part 182, as well as those no longer in need of greater protections. The general locations of species listed as endangered or threatened under Part 182, Section 5 are available to the public and project proponents in the form of the Environmental Resource Mapper and Environmental Assessment Form Mapper tools on the Department's website.

6. Minimizing adverse impact:

This proposal would simply update the list of species protected under the existing Part 182 regulations. Species covered in this proposal are limited to fish and one species of frog. In addition, by law and regulatory definition, species that have been listed as threatened or endangered by the USFWS since the last revision to Part 182, Section 5 are also included in this proposal. The focus of the rule making is on updating the list of species protected by ECL Section 11-0535 to reflect the best available scien-

tific information for those species. Projects that can achieve avoidance of impacts to listed species do not require permits under Part 182 at all. Removal of listed species that no longer warrant protection will reduce costs for small business and local government while the new species proposed for listing largely fall within waterbodies already inhabited by species regulated by Part 182 or otherwise within the Department's regulatory jurisdiction. Project costs for environmental consultant services are expected to remain comparable to existing costs prior to this new rule making.

7. Small business and local government participation:

The State Administrative Procedure Act requires agencies to provide public and private interests the opportunity to participate in the rule making process and/or a public hearing. The Department will hold a virtual public hearing on the proposed updates to Part 182 and will notify the public and interested parties of this proposed rule making through publication in the State Register, putting out a press release with details on the public comment process and hearing information, and posting details on the proposal and means to comment on the Department webpage. The Department will send the press release announcing the proposal and the opportunities for public participation during the public comment period to the New York Farm Bureau, the New York Association of Counties, the New York Association of Towns, and the New York Conference of Mayors. Listed species issues will primarily be addressed through the SEQRA process. Under SEQRA, local governments are frequently the lead agency, giving them decision making authority over the scope of environmental review and final project design. Permits from the Department under these regulations would only be required if the lead Agency was unable to work with the applicant to avoid an adverse impact to a listed species.

Rural Area Flexibility Analysis

1. Types and estimated numbers of rural areas:

6 NYCRR Part 182 (Part 182) applies statewide, and this proposed rulemaking will not alter the number of rural areas affected. The proposed changes to Part 182, Section 5 will result in 396 newly recorded locations of endangered or threatened species of fish and frog within rural counties. Of those, only 4 locations occur on otherwise unregulated waterbodies that are not subject to some level of regulation for disturbance activities under Part 182 or otherwise within the regulatory jurisdiction of the New York State Department of Environmental Conservation (Department). These 4 locations would be subject to jurisdictional review by the Department under these regulations where no previous authority would have existed. The species being added to Part 182, Section 5 due to their federal listing status under the Endangered Species Act are already protected, both federally and by definition under Part 182, Section 2 as of the date of their federal listing, so expressly adding those species to the lists enumerated in Part 182, Section 5 has no impact on the number of rural areas affected. The proposal will also remove some species from the list in Part 182, Section 5, or change the status of others to a less imperiled category. The proposed removal or recategorization of species reduces regulatory protection from nearshore areas of Lake Ontario, the Champlain Canal, and sections of Cattaraugus Creek. This will reduce the regulatory burden in some rural communities.

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

Reporting, recordkeeping, and other compliance requirements will not change because of this rule making. Existing law and regulation require permits for activities that result in harm to listed species and provide guidance on how the Department will review projects or permits. This guidance assists project proponents in assessing and avoiding impacts to listed species. Permit procedures are established for those projects that cannot avoid such impacts. This rule making will result in updates to the list of freshwater fish species and a single frog species that are designated as endangered or threatened and will require assessment, avoidance, and mitigation of impacts. As stated above, the list changes will result in only four waterbodies being included that do not already have some level of regulatory jurisdiction. Other locations across the State already require permit consultation and the possible need for municipalities or landowners to retain professional assistance with permit applications and impact analysis.

3. Costs:

The proposed rule does not create any new requirement for landowners or municipalities, it only updates the list of species designated as endangered or threatened under Part 182, Section 5. As stated above, the list changes will result in only 4 waterbodies being included that do not already fall under the Department's regulatory jurisdiction. The Department works with project applicants to find ways to avoid impacts. Applicants may have environmental consultants work on their behalf to address potential impacts to listed species. Actions that cannot avoid adverse impacts may require incidental take permits to proceed, but as mentioned above, this rule will not result in a significant increase in the areas subject to these regulations. The costs associated with consultant services are expected to remain unchanged. There is no anticipated increase in costs for rural areas to comply with these rules.

4. Minimizing adverse impact:

This proposed rule making will update the list of species based on best available data and science from across the species' range, including additions, removals, upgrades and downgrades, and the addition of a single frog species designated as endangered or threatened under Part 182, Section 5. As such, this rule making is not anticipated to create any new or additional impacts on rural communities, as there are existing prohibitions and permit needs identified under Part 182. The additional locations where permitting will be required are minimal, and the removal of species that are currently extirpated from the State or have sufficiently recovered as to be removed from the regulatory list may reduce the burden on some rural areas. Additionally, there are explicit exemptions for routine and ongoing agricultural activities which should mitigate the likelihood of adverse impacts in rural farming communities.

5. Rural area participation:

The State Administrative Procedure Act requires agencies to provide public and private interests in rural areas the opportunity to participate in the rule making process through a public comment period and/or a public hearing. The Department will hold a virtual public hearing on the proposed updates to Part 182 accessible to upstate and rural areas and will notify the public and interested parties of this proposed rule making through publication in the State Register, putting out a press release with details on the public comment process and hearing information, and posting details on the proposal and means to comment on the Department webpage. The Department will also send the press release announcing the proposal and the opportunities for public participation during the public comment period to the New York Farm Bureau, the New York Association of Counties, the New York Association of Towns, and the New York Conference of Mayors. The Department will also continue to meet with any concerned entity to discuss their concerns.

Job Impact Statement

1. Nature of impact:

This proposed rule making will update the list of species designated as endangered, threatened, or special concern under 6 NYCRR Part 182 (Part 182), Section 5. The overall regulations for Part 182 will not change because of this proposed rule making. Project sponsors will continue to require consultant services to advise on the presence of listed species within their project boundaries and how best to comply with the Part 182 regulations. The New York State Department of Environmental Conservation (Department) expects to issue a similar number of regulatory permits if this rule making is adopted, therefore construction and other related job sectors are not expected to change as a result.

Therefore, no adverse impact on jobs is expected.

2. Categories and numbers affected:

As with the existing regulation, projects or activities may not take listed species unless otherwise permitted by the Department. The proposed changes will ensure that the list of endangered, threatened, and special concern species found in Part 182, Section 5 accurately reflects necessary protections for declining species and remove species that will trigger permit reviews where the species in question are recovered or require less protection. The result will be an increase in the efficiency in which issues involving listed species can be addressed, potentially resulting in the timelier completion of project reviews and decisions. The Department expects to issue a similar number of regulatory permits as it does now if this rulemaking is adopted. Therefore, construction and other related job sectors are not expected to be impacted as a result. Project proponents are expected to employ a similar or greater number of environmental consultants for specialized plans if the proposed rulemaking is adopted. As a result, no adverse impact to jobs is expected.

3. Regions of adverse impact:

This proposed rule making makes minimal modifications to the regions impacted by the existing regulation. The changes to locations where species previously listed will no longer be regulated and new locations for newly listed species are minimal and often fall into locations with existing protections under Part 182 or otherwise within the Department's regulatory jurisdiction. No region of the state is expected to suffer adverse impacts on jobs.

4. Minimizing adverse impact:

This rule making both adds and subtracts species from the lists of endangered, threatened, and special concern species based on best available data and science from across the species' range. Only species whose status assessments indicated that they met the standards set out in Part 182, Section 3 are proposed to be added to the list. Species that no longer meet the criteria in Part 182, Sections 3 and 4 are proposed to be removed from the list. Overall, the procedures to comply with the regulations will not change as a result of this rule making. The species changes are not expected to substantially impact proposed projects undertaken by government entities or the private sector. No net impact to jobs is expected.

5. Self-employment opportunities:

The newly listed species included in the proposed rule making could

result in a small increase in employment opportunities for experts on these species, either by creating new, independent consulting businesses or being hired by existing consulting firms and project applicants. Experts in this field are often skilled with multiple species in a taxonomic group like fish or amphibians, so they would likely just shift emphasis as the list changes rather than rotate in or out of the existing workforce. Therefore, the proposed rule making presents a minor opportunity for increased self-employment opportunities in New York, with no expected losses of employment opportunity based on the proposed changes to the species listing.

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

SPDES Incorporation by Reference

I.D. No. ENV-32-24-00027-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 750-1.25 of Title 6 NYCRR.

Statutory authority: Environmental Conservation Law, sections 3-0301(2)(m), 17-0303(3), 17-0801, 17-0803, 17-0804, 17-0811; Federal Water Pollution Control Act, 33 U.S.C. section 1251, et seq

Subject: SPDES Incorporation by Reference.

Purpose: Update references that are incorporated into the State Pollutant Discharge Elimination System Permitting Program.

Text of proposed rule: (c) As it appears in Title 40 Code of Federal Regulation (C.F.R.) on the date shown in parentheses:

- Part 35 - State and Local Assistance - [(August 23, 2019)](May 19, 2022)
- Part 120 - Definition of Waters of the United States (September 8, 2023)
- Part 121 - State Certification of Activities Requiring a Federal License or Permit (September 27, 2023)

* * *

- Part 300 - National Oil and Hazardous Substances Pollution Contingency Plan - [(April 21, 2020)](June 28, 2023)

* * *

- Part 471 - Nonferrous Metals Forming and Metal Powders Point Source Category - (April 4, 1989)
- Part 501 - State Sludge Management Program Regulations (October 22, 2015)

(d) Act means the Clean Water Act formerly referred to as the Federal Water Pollution Control Act, 33 U.S.C. § 1251 et seq. - (January 14, 2019) References:

* * *

- Section 1343 [FWPCA § 403] - Ocean discharge criteria
- Section 1344 [FWPCA § 404]—Permits for dredged or fill material
- Section 1345 [FWPCA § 405(d)]—Disposal or use of sewage sludge—Regulations

• Section 1370 [FWPCA § 510] - State authority
(e) As it appears in Title 26 United States Code (U.S.C.) Internal Revenue Code of 1986 on the date shown in parentheses:

- Section 167 - Depreciation (December 19, 2007)
- Section 169 - Amortization of pollution control facilities (March 23, 2018)

[(e)](f) All publications referenced in this Part are available electronically at <https://extapps.dec.ny.gov/fs/projects/spdes/>

[(f)](g) All material referenced in this Part is available for copying and inspection at the New York State Department of Environmental Conservation, Division of Water at its Central Office location in Albany County.

[(g)](h) Ten States Standards means Recommended Standards for Wastewater Facilities, Policies for the Design, Review and Approval of Plans and Specifications for Wastewater Collection and Treatment Facilities, 2014 Edition.

[(h)](i) Intermediate Design Standards means New York State Design Standards for Intermediate Sized Wastewater Treatment Systems, 2014.

In addition to the amendments to 750-1.25, the following amendments to Part 750 are necessary to provide correct reference citations.

Paragraph 750-1.2(a)(16) is amended as follows:

(16) Biosolids means dewatered treatment residuals that meet Federal regulations (40 CFR part 501 - see section 750-1.2[4]5 of this Subpart) and State regulations (Part 360 of this Title) and local rules for reuse concerning metals, pathogens, and vector attraction reduction.

Paragraph 750-1.2(a)(87) is amended as follows:

(87) Standard of performance means a standard set forth in 40 CFR 405 to 471 or as set by the department accordance with 40 CFR 125.3 (see section 750-1.2[4]5 of this Subpart) for the control of the discharge of pollutants.

Paragraph 750-1.5(a)(10) is amended as follows:

(10) discharges composed entirely of storm water, to which no pollutant(s) has/have been added by industrial, commercial, or other activity, and otherwise not regulated pursuant to 40 CFR parts 121, 122, 123 and 124 (see section 750-1.2[4]5 of this Subpart), unless the particular storm water discharge has been identified by the regional administrator or the department, as a significant contributor of pollution; and

Clause 750-1.7(b)(7)(iv)(b) is amended as follows:

Storm-water only. In accordance with requirements set forth in 40 CFR Part 122.21(g)(7) (see section 750-1.2[4]5 of this Subpart).

Text of proposed rule and any required statements and analyses may be obtained from: Gwendolyn Temple, New York State Department of Environmental Conservation, 625 Broadway, 4th Floor, Albany, NY 12233-3500, (518) 402-8194, email: Water.Regis@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 notice.

Additional matter required by statute: Pursuant to Article 8 of the Environmental Conservation Law, the State Environmental Quality Review Act, a Short Environmental Assessment Form, a Negative Declaration, and a Coastal Assessment Form have been prepared and are on file with the Department.

Regulatory Impact Statement

1. Statutory authority:

The New York State Department of Environmental Conservation's (NYSDEC) general authority to promulgate regulations is found in New York State Environmental Conservation Law (ECL) art. 3, title 3. ECL §§ 3-0301(2)(m) provides that the Commissioner of NYSDEC may adopt regulations to carry out the purposes of the ECL in general. Authority to promulgate regulations with respect to the State Pollutant Discharge Elimination System (SPDES) program is found at ECL §§ 17-0303(3), 17-0801, 17-0803, 17-0804, and 17-0811. As an approved SPDES program, NYSDEC must maintain a program at least as stringent as the federal program (i.e., the National Pollutant Discharge Elimination System) including the CWA 33 U.S.C. §§ 1251, et seq. (Federal Water Pollution Control Act) and implementing regulations.

2. Legislative objectives:

It is the objective of the ECL that NYSDEC regulates the administration and procedures of the SPDES permitting program to prevent unlawful discharges of pollutants into waters of the State. The CWA directs EPA to promulgate technology-based Effluent Limitation Guidelines (ELGs) (i.e., 40 C.F.R. Parts 405 – 471) that reflect pollutant reductions achievable in categories or subcategories of industrial point sources through implementation of available treatment technologies. 33 U.S.C. §§ 1311(b) and 1314(b). The proposed amendments to 6 NYCRR 750-1.25 update references to accurately reflect the current ELGs, as well as other federal statutes and regulations.

3. Needs and benefits:

The proposed rule making is necessary to update outdated, inaccurate and/or redundant references to federal statutes and regulations. To maintain an approved SPDES program, NYSDEC must operate a program that is at least as stringent as the federal program. In accordance with NYSDEC's approved SPDES program, the State must adopt, and include in its SPDES permits, the minimum federally established guidance, as well as the guidelines (i.e., ELGs) included in 40 C.F.R. Parts 405 – 471, unless the State has more stringent requirements. Therefore, this update is necessary to comply with that federally approved program.

A review of the current regulations listed in 6 NYCRR 750-1.25, which Division of Water conducted on August 14, 2023, determined EPA updated two (2) federal regulations since the last update to 750-1.25; this proposed rule making updates the references to those regulations (40 CFR Parts 35 and 300). Additionally, this proposed rule making adds three (3) federal regulations specified in the substance of Part 750 that were not previously listed in section 750-1.25 (40 C.F.R. Parts 120, 121, and 501). The rule making also adds two (2) sections of the CWA (Sections 1344 and 1345), as well as two (2) sections of the Internal Revenue Code (Sections 167 and 169). These sections of federal statutes are specified in the substance of Part 750 but also were not previously listed in section 750-1.25.

This proposed rule making also updates incorrect references to section 750-1.24 in the substance of Part 750 to correctly reference section 750-1.25.

When NYSDEC staff undertakes a full technical review, SPDES permits are reviewed to determine if EPA has established minimum ELGs

that apply to the permittee's specific industrial category or if other EPA regulations or guidance apply to the permittee. If the SPDES permit is for an industrial category where EPA has established minimum technology-based requirements, then those minimum ELGs, along with other updates necessary to meet other federal or State requirements, are incorporated into the renewed and/or modified SPDES permit. In order to be as stringent as the federal program, NYSDEC staff refer directly to the federal ELGs when drafting SPDES permits (as required by ECL § 17-0801 and 17-0811 and as outlined in SPDES permit writing guidance Technical and Operational Guidance Series (TOGS) 1.2.1); therefore, this proposed rule making does not impact facilities where these updated ELGs or other federal requirements already apply.

4. Costs:

(a) to NYSDEC, the State, and local governments:

The proposed rule making does not impose costs upon NYSDEC, the State, or local governments because SPDES permits are written to include the most current federal regulations, including ELGs, or more stringent State requirements.

(b) to regulated persons:

The proposed rule making does not impose costs upon regulated persons because SPDES permits are written to include the most current federal regulations, including ELGs, or more stringent State requirements. Additionally, EPA already considered the economic impact to permittees when EPA promulgated the current federal regulations. The regulated community had an opportunity to comment or object to that economic impact and other aspects of the federal regulations at the time of the federal rule making.

5. Local government mandates:

The proposed rule making does not impose mandates on local governments. As discussed in the previous section, the proposed rule making also does not impose any mandates that are not already required.

6. Paperwork:

No paperwork - record keeping or reporting - is imposed.

7. Duplication:

The proposed rule making does not duplicate, overlap, or conflict with any other State or federal law or regulations, but rather incorporates by reference federal statutes and regulations.

8. Alternatives:

Alternatives considered to this proposed rule making:

No Action - Not updating 6 NYCRR 750-1.25 is not an available alternative because doing so fails to maintain NYSDEC's approved SPDES program so it is at least as stringent as the federal program.

9. Federal standards:

The proposed rule making does not result in the imposition of requirements that exceed any minimum standards, including regulations, of the federal government for the same or similar subject areas.

10. Compliance schedule:

The proposed rule will take effect on the date that the Notice of Adoption is published in the State Register. The proposed rule making does not require a compliance schedule. The process to update SPDES permits is described above.

Regulatory Flexibility Analysis

A Regulatory Flexibility Analysis for Small Business and Local Governments has not been prepared because the proposed rule making will not impose an adverse economic impact on small businesses or local governments, nor will it impose reporting, recordkeeping, or other compliance requirements on small businesses or local governments. The proposed rule making updates outdated, inaccurate, and/or redundant references to federal statutes and regulations promulgated by the United States Environmental Protection Agency at Titles 33 and 40 of the C.F.R. and Title 26 of the U.S.C. State Pollutant Discharge Elimination System (SPDES) permitted facilities are obligated to comply with the current federal regulations required by Titles 33 and 40 of the C.F.R.; therefore, the proposed rule making will not impact any small businesses or local governments beyond what is currently required. Accordingly, the New York State Department of Environmental Conservation has determined a Regulatory Flexibility Analysis for Small Business and Local Governments is not required.

Rural Area Flexibility Analysis

A Rural Area Flexibility Analysis has not been prepared because the proposed rule making will not impose adverse impacts on rural areas as defined in New York State Administrative Procedure Act Section 102(10). The proposed rule making updates outdated, inaccurate, and/or redundant references to federal statutes and regulations promulgated by the United States Environmental Protection Agency at Titles 33 and 40 of the C.F.R. and Title 26 of the U.S.C. State Pollutant Discharge Elimination System (SPDES) permitted facilities are obligated to comply with the current federal regulations required by Titles 33 and 40 of the C.F.R.; therefore,

the proposed rule making will not impact any rural areas as beyond what is currently required. Nor will the proposed rule making impose reporting, recordkeeping, or other compliance requirements on rural areas. Accordingly, the New York State Department of Environmental Conservation has determined that a Rural Area Flexibility Analysis is not required.

Job Impact Statement

A Job Impact Statement has not been prepared because the proposed rule making will not have a substantial adverse impact on jobs and employment opportunities in New York State. The proposed rule making updates outdated, inaccurate, and/or redundant references to federal statutes and regulations promulgated by the United States Environmental Protection Agency at Titles 33 and 40 of the C.F.R. and Title 26 of the U.S.C. State Pollutant Discharge Elimination System (SPDES) permitted facilities are obligated to comply with the current federal regulations required by Titles 33 and 40 of the C.F.R.; therefore, the proposed rule making will not impact jobs or employment opportunities in New York State beyond what is currently required. Accordingly, the New York State Department of Environmental Conservation has determined that a Job Impact Statement is not required.

Department of Financial Services

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Charges for Professional Health Services

I.D. No. DFS-32-24-00028-P

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

Proposed Action: Amendment of Part 68 (Regulation 83) of Title 11 NYCRR.

Statutory authority: Financial Services Law, sections 202, 302; Insurance Law, sections 301, 2601, 5221, and art. 51

Subject: Charges for Professional Health Services.

Purpose: To update the website link to the Official New York Workers' Compensation DME Fee Schedule.

Text of proposed rule: Footnote 1 to Part E of Appendix 17-C is amended to read as follows:

¹ The Official New York Workers' Compensation Durable Medical Equipment Fee Schedule ("Fee Schedule"), published by the New York State Workers' Compensation Board, is hereby incorporated by reference in this Part. The Fee Schedule is readily available without charge at the following internet address: [<http://www.wcb.ny.gov/content/main/hcpp/MedFeeSchedules/DME/dme-fee-schedule-2022-04-04.pdf>] <https://www.wcb.ny.gov/content/main/hcpp/FeeSchedules.jsp>. The Fee Schedule is also available from the New York State Department of Financial Services, One State Street, New York, NY 10004.

Text of proposed rule and any required statements and analyses may be obtained from: Chris Maloney, Department of Financial Services, One State Street, New York, NY 10004, (212) 480-5586, email: DFS.Property-Casualty.Letters@dfs.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 notice.

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

Regulatory Impact Statement

1. Statutory authority: Financial Services Law Sections 202 and 302 and Insurance Law Sections 301, 2601, and 5221 and Article 51.

Financial Services Law Section 202 establishes the office of the Superintendent of Financial Services ("Superintendent"). Financial Services Law Section 302 and Insurance Law Section 301, in material part, authorize the Superintendent to effectuate any power accorded to the Superintendent by the Financial Services Law, Insurance Law, or any other law, and to prescribe regulations interpreting the Insurance Law.

Insurance Law Section 2601 prohibits insurers from engaging in unfair claim settlement practices and requires insurers to adopt and implement reasonable standards for the prompt investigation of claims arising under insurance policies.

Insurance Law Section 5221 specifies the duties and obligations of the

Motor Vehicle Accident Indemnification Corporation with respect to the payment of no-fault insurance benefits to qualified persons.

Insurance Law Article 51 establishes a no-fault insurance system for persons injured in motor vehicle accidents. Insurance Law Section 5108(b) authorizes the Superintendent to adopt the fee schedules prepared and established by the Chair of the Workers' Compensation Board (the "Chair") and to promulgate fee schedules for health care benefits payable under the no-fault system for any services for which the Chair has not prepared and established fee schedules. Section 5108(c) prohibits a provider of health services, as defined in Article 51, from requesting or demanding payment in addition to the amount authorized pursuant to Insurance Law Section 5108.

2. Legislative objectives: To give the Superintendent the authority to regulate no-fault insurers and adopt fee schedules for health care benefits payable under the no-fault system.

3. Needs and benefits: The Department is amending the regulation to provide an updated website link to the Official New York Workers' Compensation DME Fee Schedule ("Fee Schedule") on the Workers' Compensation Board's website since the current link in the regulation is no longer valid.

4. Costs: This amendment does not impose any compliance cost on insurers, self-insurers, including self-insured local governments, or health service providers because this amendment only updates the website link to the Fee Schedule on the Workers' Compensation Board's website.

5. Local government mandates: This amendment does not impose any program, service, duty, or responsibility upon a county, city, town, village, school district, fire district, or other special district.

6. Paperwork: This amendment does not impose any additional paperwork on any persons affected by the amendment.

7. Duplication: This rule does not duplicate, overlap, or conflict with any existing state or federal rule.

8. Alternatives: The Department considered not amending the regulation. However, the Department must amend the regulation so that it contains a valid website link to the Fee Schedule on the Workers' Compensation Board's website.

9. Federal standards: The amendment does not exceed any minimum federal standards for the same or similar subject areas.

10. Compliance schedule: This amendment shall take effect upon publication of the Notice of Adoption in the State Register.

Regulatory Flexibility Analysis

This amendment merely updates the website link to the Official New York Workers' Compensation DME Fee Schedule on the Workers' Compensation Board's website because the current link in the regulation is no longer valid. Therefore, the amendment will not have a substantial adverse impact on any small business or local government.

Rural Area Flexibility Analysis

The Department of Financial Services finds that this amendment will not have a substantial adverse economic impact on rural areas. The amendment merely updates the website link to the Official New York Workers' Compensation DME Fee Schedule on the Workers' Compensation Board's website because the current link in the regulation is no longer valid.

Job Impact Statement

This amendment should not have a substantial adverse impact on jobs or employment opportunities in New York State. The amendment only updates the website link to the Official New York Workers' Compensation DME Fee Schedule on the Workers' Compensation Board's website because the current link in the regulation is no longer valid.

Department of Health

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

**Program for All-Inclusive Care for the Elderly (PACE) Licensure
I.D. No. HLT-32-24-00001-P**

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

Proposed Action: Addition of Subpart 98-5 to Title 10 NYCRR.

Statutory authority: Public Health Law, section 29-EE

Subject: Program for All-Inclusive Care for the Elderly (PACE) Licensure.

Purpose: To set up the licensure and establishment requirements for the unified PACE program licensure.

Substance of proposed rule (Full text is posted at the following State website: <https://regs.health.ny.gov/regulations/proposed-rule-making>): This regulation amends Title 10 of the Codes, Rules, and Regulations of the State of New York by adding a new Subpart 98-5 and will be effective upon publication of a Notice for Adoption in the New York State Register.

The proposed regulations implement a new licensure requirement for the Program of All-Inclusive Care for the Elderly (PACE) program under Article 29-EE of the Public Health Law requiring the Commissioner of Health to develop regulations for a unified licensure process for PACE organizations that includes the applicable program requirements of this article and Articles 28, 36 and 44 of the Public Health Law.

The regulations specifically provide the criteria for the establishment application process for the newly developed Article 29-EE PACE program including: the criteria needed to submit or make amendments or modifications to PACE applications, the criteria for an applicant withdrawing and abandoning a PACE application, the criteria for revocation, limitation or annulment of approvals of establishment and decision-making process, the criteria for determining if a PACE program is operating a Diagnostic and Treatment Center, and the responsibilities of the governing authority of a PACE program.

The following is a summary of the amendments to the Department's regulations which creates a new Subpart: 98.5 – Programs of All Inclusive Care for the Elderly (PACE):

- Section 98-5.1 establishes the new PACE program. A PACE organization lawfully operating at the time this Subpart takes effect may continue to operate while the PACE organization transitions into full compliance with Articles 29-EE and this Subpart. All pending applications for PACE-related programs currently under review by the Department under Article 29-EE, Article 28, Article 36 and Article 44 shall automatically be reviewed for compliance with this section at the time this Subpart is adopted.

Further, this section lists the criteria that PACE programs must comply with and provides the Commissioner of Health the authority to establish a uniform licensure process for the newly formed PACE organizations and that any license granted requires the approval of the Public Health and Health Planning Council (PHHPC).

- Section 98-5.2 defines certain terms in the Subpart.
- Section 98-5.3 outlines the criteria for the application process for Article 29-EE PACE licenses.
- Section 98-5.4 outlines the requirements for approval of a PACE license.
- Section 98-5.5 outlines the requirements to revise, amend, or modify a PACE licensure application.
- Section 98-5.6 outlines the requirements to withdraw or abandon a PACE licensure application and what processes will be taken if an applicant fails to satisfy contingencies.
- Section 98-5.7 outlines the procedures for the revocation, limitation, or annulment of approvals for establishment of PACE licenses.
- Section 98-5.8 outlines the procedures for necessary hearings conducted by PHHPC, a committee of the Council, a person designated by the Council, or the Department related to PACE licenses.
- Section 95-5.9 outlines how decisions of PHHPC on PACE licensure applications will be disseminated.
- Section 98-5.10 outlines the criteria for determining the operation of a diagnostic and treatment center for PACE programs.
- Section 98-5.11 outlines the criteria for the governing authority or operator of a PACE program licensed under Article 29 EE.
- Section 98-5.12 outlines the procedures for agents, nominees, and fiduciaries for the new PACE program.

**New York State Gaming
Commission**

NOTICE OF EXPIRATION

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

Attending Veterinarian Examinations in Thoroughbred Racing

I.D. No.	Proposed	Expiration Date
SGC-29-23-00004-P	July 19, 2023	July 18, 2024

• Section 98-5.13 outlines the procedures for name-of-purpose changes of operators and medical facilities related to PACE programs.

Text of proposed 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: regsqa@health.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 notice.

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

Regulatory Impact Statement

Statutory Authority:

The statutory authority for the new Subpart 98-5 of Title 10 of the Official Compilation of Codes, Rules and Regulations of the State of New York is Article 29-EE of the Public Health Law which authorizes the Department of Health (Department), subject to approval of the Commissioner to develop regulations for the new Program of All-Inclusive Care of the Elderly (PACE) licensure process.

Legislative Objectives:

The legislative objective of Article 29-EE is to create a streamlined single application process for the Program of All-Inclusive Care of the Elderly (PACE) programs.

PACE is a federally recognized model of provider-sponsored, comprehensive care for persons 55 years of age or older who are otherwise eligible for nursing home admission. The PACE program fully integrates, coordinates, and pays for the continuum of Medicare and Medicaid-covered services to enable individuals with long-term care needs to live safely in the community.

This legislative objective is to streamline the regulation of PACE programs by developing a consolidated and uniform authorization process, encompassing all program requirements into singular licensure, and improve oversight of PACE organizations.

These changes maintain the same level of oversight of all PACE programs that exist today across all program areas.

Needs and Benefits:

The regulations are needed to comply with a new statutory provision, Article 29-EE of the Public Health Law, which creates a new licensure category for the Program of All-Inclusive Care of the Elderly (PACE) program. PACE programs are established to provide community-based, risk-based, and capitated long-term care services as optional services under Medicaid and, when applicable, under Medicare as well as under contracts among CMS, the Department, and PACE organizations.

Specifically, these regulations are required under Section 2999-u of the Public Health Law which states that the Commissioner of Health “shall establish in regulation” a unified licensure process for PACE organizations that includes the applicable program requirements of Article 29-EE, Articles 28, 36, and 44 of the Public Health Law.

PACE programs directly provide medical care, home health care, and social support services (typically at a PACE Center), unlike partially capitated managed long-term care (MLTC) plans that only provide certain Medicaid-covered long-term services and supports. PACE programs provide over 5,900 New Yorkers with the opportunity to remain safely in their communities and improve their quality of life, while also effectively controlling healthcare expenditures. Nationwide, PACE participants have shown reduced hospitalizations, readmissions, and reliance on emergency medical services, along with improved quality of life and higher satisfaction with their care. Yet, New York pays PACE programs less than the cost of caring for a comparable population through other Medicaid services, including nursing homes and MLTC programs.

However, PACE organizations operate in a confusing and complicated regulatory structure which hinders their ability to expand and further development of PACE programs in New York. Statutory reforms were made to eliminate barriers to the development, expansion, and efficient operation of PACE programs in New York while preserving vitally important protections to those receiving services.

Currently, PACE organizations in New York must be licensed as MLTC plans, clinics, and licensed home care agencies (under Articles 44, 28, and 36 of New York’s Public Health Law, respectively). This has created an administratively burdensome authorization process, which has limited the expansion of this critical product and does not reflect its unique role in the healthcare system.

There are several benefits to creating a uniform PACE licensure structure within the Department. The regulation will streamline the licensure and establishment of PACE programs by developing a uniform authorization process, encompassing all program requirements into a singular licensure which will assist in improving oversight of PACE organizations.

These changes maintain the same level of oversight of all PACE programs that exist today across all program areas.

Both nationally and here in New York, PACE programs have demonstrated the ability to allow individuals to reside safely in their communities for longer, improve their quality of life and deliver a high satisfaction with their care. Contrary to costing the State money, PACE programs deliver this desired level of care for elderly individuals for less than the cost of caring for a comparable population through other Medicaid services.

Costs:

Costs to regulated parties:

This regulation will reduce the costs for regulated parties. Instead of three separate application fees, there will only be a single application to prepare and submit in addition to the capital construction fee in Section 2802 of the Public Health Law. Outside of the unified and reduced standard application processing fee of \$2000 dollars, it is not expected that any new compliance costs will be associated with this rule. Under the current three license tier structure there is an Article 28 Diagnostic and Treatment Center Certificate of Need filing fee of \$2,000 and an additional \$2,000 filing fee for any Article 36 Licensed Home Care Agency Certificate of Need. There is no filing fee associated for an Article 44 Managed Long Term Care application.

Costs to Local and State Governments:

This regulation will not impact local or State governments unless they operate a PACE program, in which case the costs will be the same as costs for private entities. Currently, there are no PACE programs run by local governments in New York State.

Costs to the Department of Health:

Costs associated are the implementation of ten new staff within the Office of Aging and Long-Term Care to administer the licensure process and surveillance and operations of the new PACE licensure developed under the new statute and regulations. The Department is prepared to absorb the cost of the new hires in existing staff allocation but is seeking an additional staff package that is pending.

Paperwork:

This regulation imposes no additional paperwork.

Local Government Mandates:

This regulation imposes no local government mandates.

Duplication:

There is no duplication in State or federal law.

Alternatives:

An alternative would be to leave in place the current structure which consists of three different licenses. Any alternative short of full unification would fail to accomplish the directives of the statute and the goals of the program. The current structure is burdensome, confusing, and unnecessarily bureaucratic, and the statute requires a new regulation.

Federal Standards:

PACE programs must adhere to all federal PACE requirements. Currently, all PACE programs must be reviewed and approved by the federal Centers for Medicare and Medicaid Services (CMS) and nothing in this regulation will affect federal laws, rules and regulations regarding federal compliance with PACE programs.

Compliance Schedule:

These regulations will become effective upon publication of a Notice of Adoption in the New York State Register.

Regulatory Flexibility Analysis

Effect of Rule:

This regulation will not impact local governments or small businesses unless they operate a PACE program. Currently, there are only nine New York State PACE Plans and they currently enroll 5,800 members.

Compliance Requirements:

These regulations are required for all new PACE programs to be established under a new licensure category as defined in Article 29-EE of the New York State Public Health Law. As such the regulations mostly apply to only new PACE program applications after these regulations take effect. The regulations set up the framework and the requirements needed to apply under an Article 29-EE PACE program.

Professional Services:

It is not expected that any professional services will be needed to comply with this rule.

Compliance Costs:

Outside of the standard application processing fee of \$5,000 dollars, it is not expected that any new compliance costs will be associated with this rule.

Economic and Technological Feasibility:

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

Minimizing Adverse Impact:

The Department anticipates that any adverse impacts will be minimal as the purpose of this regulation is to streamline the current three individual licenses approval process (currently an Article 28 Diagnostic and Treatment Center license, an Article 36 Home Care license, and an Article 44

Health Maintenance Organization license) into one, streamlined PACE application and licensure process under Article 29-EE of the Public Health Law.

Small Business and Local Government Participation:

Those interested in expanding the PACE program in New York State have offered input at the statutory bill drafting and at various public forums including the legislative process that resulted in the requirement of these regulations. Further, all stakeholders will have the opportunity to present their ideas for improvement and enhancements during the public comment period. Further, the Department anticipates holding a public committee meeting of the Public Health and Health Planning Council (PHHPC) to discuss these new regulations. The public, consumers of PACE programs, and industry stakeholders will be invited to present testimony at the PHHPC meeting.

For Rules That Either Establish or Modify a Violation or Penalties Associated with a Violation:

Not applicable to the proposed regulation.

Rural Area Flexibility Analysis

A Rural Area Flexibility Analysis for these amendments is not being submitted because amendments 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 amendments.

Job Impact Statement

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

Public Service Commission

NOTICE OF ADOPTION

Electric Rate Plan

I.D. No. PSC-40-23-00030-A

Filing Date: 2024-07-18

Effective Date: 2024-07-18

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

Action taken: On 7/18/24, the PSC adopted an order establishing an electric rate plan for Central Hudson Gas & Electric Corporation (Central Hudson) for the period starting July 1, 2024 and ending June 30, 2025.

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

Subject: Electric rate plan.

Purpose: To establish an electric rate plan for Central Hudson.

Substance of Final Rule: The Commission, on July 18, 2024, adopted an order establishing an electric rate plan for Central Hudson Gas & Electric Corporation (Central Hudson) for the period starting July 1, 2024 and ending June 30, 2025. Central Hudson is directed to file cancellation supplements to Schedule P.S.C. No. 15 – Electricity, effective on not less than one day's notice, on or before July 29, 2024, cancelling the tariff amendments and supplements listed in Appendix 1 to the order. Central Hudson is directed to file, on not less than two days' notice, to take effect on August 1, 2024, on a temporary basis, such further tariff revisions as are necessary to effectuate the provisions adopted in the order, except for those related to the make-whole provisions adopted in the order. Central Hudson shall serve copies of its filings on all active parties in Case 23-E-0418. Any party wishing to comment on the compliance filings may do so by electronically filing its comments with the Secretary to the Commission and serving its comments upon all active parties within 14 days after service of the Company's proposed amendments. The amendments specified in the compliance filings shall not become effective on a permanent basis until approved by the Commission. Central Hudson is directed to file, on not less than six days' notice, to take effect on September 1, 2024, on a temporary basis, such further tariff revisions as are necessary to effectuate the make-whole provisions adopted in the order. Central Hudson shall serve copies of its filings on all parties in Case 23-E-0418. Any party wishing to comment on the compliance filings may do so by electronically filing its comments with the Secretary to the Commission and serving its comments upon all parties within 14 days after service of the Company's

proposed amendments. The amendments specified in the compliance filings shall not become effective on a permanent basis until approved by the Commission. Central Hudson shall publish notice to the public of the changes made by the amendments once a week for four successive weeks in newspapers having general circulation in the areas affected by the amendments. Central Hudson is directed to file with the Secretary to the Commission, not later than six weeks following the amendments' effective date, proof that it has published the notice required in Ordering Clause 4. Central Hudson is directed to file before September 1, 2024, the annual class-specific revenue targets for the revenue decoupling mechanism. Central Hudson is directed to file, within 90 days after June 30, 2025 and after the end of any subsequent rate year period during a stay-out period, a report providing the deferral amounts it proposes are due to the Roadway Excavation Act and are associated with flagging activities for electric line clearing and hazard tree removal, with supporting documentation. Central Hudson is directed to file in Case 23-E-0418, within 90 days after June 30, 2025 and after the end of any subsequent rate year period during a stay-out period, a report providing the deferral amounts Central Hudson proposes, with supporting documentation, to establish that such costs are associated with particular CATV/Broadband Make-Ready projects. Except as herein modified, the May 1, 2024 Recommended Decision is adopted as part of the order, subject to the terms and conditions set forth in the order.

Text or summary was published in the October 4, 2023 issue of the Register, I.D. No. PSC-40-23-00030-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.

(23-E-0418SA1)

NOTICE OF ADOPTION

Gas Rate Plan

I.D. No. PSC-40-23-00034-A

Filing Date: 2024-07-18

Effective Date: 2024-07-18

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

Action taken: On 7/18/24, the PSC adopted an order establishing a gas rate plan for Central Hudson Gas & Electric Corporation (Central Hudson) for the period starting July 1, 2024 and ending June 30, 2025.

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

Subject: Gas rate plan.

Purpose: To establish a gas rate plan for Central Hudson.

Substance of Final Rule: The Commission, on July 18, 2024, adopted an order establishing a gas rate plan for Central Hudson Gas & Electric Corporation (Central Hudson) for the period starting July 1, 2024 and ending June 30, 2025. Central Hudson is directed to file cancellation supplements to Schedule P.S.C. No. 12 – Gas, effective on not less than one day's notice, on or before July 29, 2024, cancelling the tariff amendments and supplements listed in Appendix 1 to the order. Central Hudson is directed to file, on not less than two days' notice, to take effect on August 1, 2024, on a temporary basis, such further tariff revisions as are necessary to effectuate the provisions adopted in the order, except for those related to the make-whole provisions adopted in the order. Central Hudson shall serve copies of its filings on all active parties in Case 23-G-0419. Any party wishing to comment on the compliance filings may do so by electronically filing its comments with the Secretary to the Commission and serving its comments upon all active parties within 14 days after service of the Company's proposed amendments. The amendments specified in the compliance filings shall not become effective on a permanent basis until approved by the Commission. Central Hudson is directed to file, on not less than six days' notice, to take effect on September 1, 2024, on a temporary basis, such further tariff revisions as are necessary to effectuate the make-whole provisions adopted in the order. Central Hudson shall serve copies of its filings on all parties in Case 23-G-0419. Any party wishing to comment on the compliance filings may do so by electronically filing its comments with the Secretary to the Commission and serving its comments upon all parties within 14 days after service of the Company's

proposed amendments. The amendments specified in the compliance filings shall not become effective on a permanent basis until approved by the Commission. Central Hudson shall publish notice to the public of the changes made by the amendments once a week for four successive weeks in newspapers having general circulation in the areas affected by the amendments. Central Hudson is directed to file with the Secretary to the Commission, not later than six weeks following the amendments' effective date, proof that it has published the notice required in Ordering Clause 4. Central Hudson is directed to file before September 1, 2024, the annual class-specific revenue targets for the revenue decoupling mechanism. Central Hudson is directed to file, within 90 days after June 30, 2025 and after the end of any subsequent rate year period during a stay-out period, a report providing the deferral amounts it proposes are due to the Roadway Excavation Act and are associated with particular gas capital projects, with supporting documentation. Except as herein modified, the May 1, 2024 Recommended Decision is adopted as part of the order, subject to the terms and conditions set forth in the order.

Text or summary was published in the October 4, 2023 issue of the Register, I.D. No. PSC-40-23-00034-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.

(23-G-0419SA1)

NOTICE OF ADOPTION

Increase in Annual Revenues

I.D. No. PSC-45-23-00002-A

Filing Date: 2024-07-22

Effective Date: 2024-07-22

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

Action taken: On 7/18/24, the PSC adopted an order authorizing Windemere Highlands, Inc. (Windemere) to increase its annual base revenue by \$22,984, contained in P.S.C. No. 1 — Water, to become effective on August 1, 2024.

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

Subject: Increase in annual revenues.

Purpose: To authorize Windemere to increase its annual base revenue.

Substance of Final Rule: The Commission, on July 18, 2024, adopted an order authorizing Windemere Highlands, Inc. (Windemere) to increase its annual base revenue by \$22,984, contained in P.S.C. No. 1 – Water, to become effective on August 1, 2024. Windemere is directed to file on not less than three days' notice, to become effective August 1, 2024, revised Leaf No. 12 of Windemere's tariff schedule, P.S.C. No. 1 – Water, as shown in Appendix E. Windemere is directed to update their customer-facing materials, including but not limited to bills and termination notices, to include the Department of Public Service complaint procedures. Windemere is directed to file copies of their updated customer-facing materials with the Secretary to the Commission by October 1, 2024. Windemere is directed to file with the Secretary to the Commission, no later than six weeks after the tariff amendments' effective date, proof that notice to the public of the Commission's decision has been published once a week, for four consecutive weeks, in newspapers having general circulation in the service territory affected by these amendments, subject to the terms and conditions set forth in the order.

Text or summary was published in the November 8, 2023 issue of the Register, I.D. No. PSC-45-23-00002-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.

(23-W-0599SA1)

NOTICE OF ADOPTION

Increase in Annual Revenues

I.D. No. PSC-45-23-00004-A

Filing Date: 2024-07-22

Effective Date: 2024-07-22

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

Action taken: On 7/18/24, the PSC adopted an order authorizing Rolling Meadows Water Corporation (Rolling Meadows) to increase its annual base revenue by \$128,281, contained in P.S.C. No. 4 — Water, to become effective on August 1, 2024.

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

Subject: Increase in annual revenues.

Purpose: To authorize Rolling Meadows to increase its annual base revenue.

Substance of Final Rule: The Commission, on July 18, 2024, adopted an order authorizing Rolling Meadows Water Corporation (Rolling Meadows) to increase its annual base revenue by \$128,281, contained in P.S.C. No. 4 – Water, to become effective on August 1, 2024. Rolling Meadows is directed to file on not less than three days' notice, to become effective August 1, 2024, revised Leaf Nos. 1 through 12 of Rolling Meadows's tariff schedule, P.S.C. No. 4 – Water, as discussed in the body of the order and as shown in Appendix E. Rolling Meadows is directed to file on not less than three days' notice, to become effective August 1, 2024, a revised Purchased Water Surcharge Statement No. 2, as shown in Appendix E. Rolling Meadows is directed to update their customer-facing materials, including but not limited to bills and termination notices, to include the Department of Public Service complaint procedures. Rolling Meadows is directed to file copies of their updated customer-facing materials with the Secretary to the Commission by October 1, 2024. Rolling Meadows is directed to develop and file a copy of an annual brochure, letter, or other notification that describes the rights and responsibilities of residential customers no later than October 1, 2024. Rolling Meadows shall send the annual notification to customers by January 1, 2025, and by January 1 of each year thereafter. Rolling Meadows is directed to file with the Secretary to the Commission, no later than six weeks after the tariff amendments' effective date, proof that notice to the public of the Commission's decision has been published once a week, for four consecutive weeks, in newspapers having general circulation in the service territory affected by these amendments, subject to the terms and conditions set forth in the order.

Text or summary was published in the November 8, 2023 issue of the Register, I.D. No. PSC-45-23-00004-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.

(23-W-0600SA1)

NOTICE OF ADOPTION

Pole Attachments Rules Modification

I.D. No. PSC-01-24-00017-A

Filing Date: 2024-07-22

Effective Date: 2024-07-22

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

Action taken: On 7/18/24, the PSC adopted an order adopting modifications to the 2004 Policy Statement on Pole Attachments and related proceedings.

Statutory authority: Public Service Law, section 119-a

Subject: Pole Attachments rules modification.

Purpose: To adopt modifications to the 2004 Policy Statement on Pole Attachments and related proceedings.

Substance of Final Rule: The Commission, on July 18, 2024, adopted an order adopting modifications to the 2004 Policy Statement on Pole Attachments and related proceedings. Pole owners and third-party attachers under the Commission's jurisdiction shall follow all other applicable rules, terms, and conditions of the 2004 Policy Statement on Pole Attachments and related proceedings unless otherwise modified by the order, subject to the terms and conditions set forth in the order.

Text or summary was published in the January 3, 2024 issue of the Register, I.D. No. PSC-01-24-00017-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.

(22-M-0101SA1)

NOTICE OF ADOPTION

Petition for Declaratory Ruling and Limited Waiver Regarding the New York State SIRs

I.D. No. PSC-04-24-00004-A

Filing Date: 2024-07-23

Effective Date: 2024-07-23

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

Action taken: On 7/18/24, the PSC adopted an order denying Niagara Mohawk Power Corporation d/b/a National Grid's (National Grid) petition for a declaratory ruling and limited waiver regarding the New York State Standardized Interconnection Requirements (SIRs).

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

Subject: Petition for declaratory ruling and limited waiver regarding the New York State SIRs.

Purpose: To deny National Grid's petition for a declaratory ruling and limited waiver regarding the New York State SIRs.

Substance of final rule: The Commission, on July 18, 2024, adopted an order denying Niagara Mohawk Power Corporation d/b/a National Grid's (National Grid) petition for a declaratory ruling and limited waiver regarding the New York State Standardized Interconnection Requirements (SIRs) and Application Process for New Distributed Generators and/or Energy Storage Systems 5 megawatts (MW) or Less Connected in Parallel with Utility Distribution Systems. National Grid shall use the Cost Sharing 2.0 mechanism to fund the incremental costs of the new system upgrades for the impacted 45 solar projects and include the details of the upgrades in its semi-annual reports. National Grid is directed to request written confirmation that the impacted projects intend to remain in the interconnection queue. Department of Public Service Staff is directed to work with the Interconnection Policy Working Group, Interconnection Technical Working Group, and other interested stakeholders to consider and propose any modifications to the SIRs, 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.

(23-E-0730SA1)

NOTICE OF ADOPTION

Tariff Amendment

I.D. No. PSC-07-24-00031-A

Filing Date: 2024-07-22

Effective Date: 2024-07-22

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

Action taken: On 7/18/24, the PSC adopted an order approving New York State Electric & Gas Corporation's (NYSEG) tariff amendment to P.S.C. No. 90 — Gas, to become effective on August 1, 2024.

Statutory authority: Public Service Law, sections 65 and 66

Subject: Tariff amendment.

Purpose: To authorize National Grid's tariff amendment.

Substance of Final Rule: The Commission, on July 18, 2024, adopted an order approving New York State Electric & Gas Corporation's (NYSEG) tariff amendment to P.S.C. No. 90 – Gas, to extend the period of time used in the calculation of the Loss Factor for the Company's Lost and Unaccounted for (LAUF) gas to a ten-year average instead of the current five-year average, to become effective on August 1, 2024. NYSEG shall file with the Secretary to the Commission, no later than September 12, 2024, proof that it has published notice to the public of the change made by the amendment and the effective date once a week for four successive weeks in one or more newspapers having general circulation in its service territory, subject to the terms and conditions set forth in the order.

Text or summary was published in the February 14, 2024 issue of the Register, I.D. No. PSC-07-24-00031-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.

(24-G-0033SA1)

NOTICE OF ADOPTION

Initial UTEN Rules

I.D. No. PSC-10-24-00007-A

Filing Date: 2024-07-18

Effective Date: 2024-07-18

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

Action taken: On 7/18/24, the PSC adopted an order adopting, with modifications, the Initial Utility Thermal Energy Network (UTEN) Rules.

Statutory authority: Public Service Law, sections 65, 66 and 66-t

Subject: Initial UTEN rules.

Purpose: To adopt, with modifications, the Initial UTEN rules.

Substance of Final Rule: The Commission, on July 18, 2024, adopted an order adopting, with modifications, the Initial Utility Thermal Energy Network (UTEN) Rules addressing fair market access, exempt "small-scale" thermal energy networks from Commission regulation, promote the training and transition of utility workers, and encourage third-party participation and competition. Department of Public Service Staff (Staff) shall compile information describing the owner, operator, and key characteristics of existing district energy systems, and supplement it with further research on existing district energy systems in New York State and make such information publicly available. Staff shall convene at least one technical conference within 180 days of the date of the order to explore existing thermal energy network systems in New York State including, but not limited to, understanding how these systems currently operate and effectively serve their customer bases, for the purpose of improving knowledge and informing potential future regulations, subject to the terms and conditions set forth in the order.

Text or summary was published in the March 6, 2024 issue of the Register, I.D. No. PSC-10-24-00007-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.

(22-M-0429SA11)

NOTICE OF ADOPTION

Tariff Amendments

I.D. No. PSC-11-24-00023-A

Filing Date: 2024-07-22

Effective Date: 2024-07-22

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

Action taken: On 7/18/24, the PSC adopted an order denying Orange and Rockland Utilities, Inc.'s (O&R) tariff amendments to P.S.C. No. 3 — Electricity, and P.S.C. No. 4 — Gas.

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

Subject: Tariff amendments.

Purpose: To deny O&R's tariff amendments.

Substance of Final Rule: The Commission, on July 18, 2024, adopted an order denying Orange and Rockland Utilities, Inc.'s (O&R) tariff amendments to P.S.C. No. 3 — Electricity, and P.S.C. No. 4 — Gas, to clarify the acceptable methods of payment from customers. O&R is directed to file, on not less than three days' notice to become effective on August 1, 2024, cancellation supplements cancelling its proposed tariff amendments, subject to the terms and conditions set forth in the order.

Text or summary was published in the March 13, 2024 issue of the Register, I.D. No. PSC-11-24-00023-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.

(24-M-0099SA1)

NOTICE OF ADOPTION

Petition for Transfer of Interconnection Equipment Ownership

I.D. No. PSC-12-24-00003-A

Filing Date: 2024-07-23

Effective Date: 2024-07-23

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

Action taken: On 7/18/24, the PSC adopted an order approving the transfer of ownership of interconnection equipment from Holtec Indian Point 2, LLC and Holtec Indian Point 3, LLC (Holtec) to Consolidated Edison Company of New York, Inc. (Con Edison).

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

Subject: Petition for transfer of interconnection equipment ownership.

Purpose: To approve Holtec and Con Edison's petition for the transfer of interconnection equipment ownership to Con Edison.

Substance of Final Rule: The Commission, on July 18, 2024, adopted an order approving the transfer of ownership of interconnection equipment from Holtec Indian Point 2, LLC and Holtec Indian Point 3, LLC to Consolidated Edison Company of New York, Inc. (Con Edison). Con Edison shall file with the Secretary, within 60 days of the closing date of the transaction(s), a copy of the final journal entries recorded to account

for the transfer of the interconnection equipment, and related workpapers, subject to the terms and conditions set forth in the order.

Text or summary was published in the March 20, 2024 issue of the Register, I.D. No. PSC-12-24-00003-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.

(24-E-0106SA1)

NOTICE OF ADOPTION

CES Phase 6 Implementation Plan

I.D. No. PSC-13-24-00008-A

Filing Date: 2024-07-22

Effective Date: 2024-07-22

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

Action taken: On 7/18/24, the PSC adopted an order approving New York State Energy Research and Development Authority's (NYSERDA) Clean Energy Standard (CES) Phase 6 Implementation Plan.

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

Subject: CES Phase 6 Implementation Plan.

Purpose: To approve NYSEDA's CES Phase 6 Implementation Plan.

Substance of Final Rule: The Commission, on July 18, 2024, adopted an order approving New York State Energy Research and Development Authority's (NYSERDA) Clean Energy Standard Phase 6 Implementation Plan. NYSEDA shall file a final Phase 6 Implementation Plan within 30 days of the effective date of the order, subject to the terms and conditions set forth in the order.

Text or summary was published in the March 27, 2024 issue of the Register, I.D. No. PSC-13-24-00008-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.

(15-E-0302SA64)

NOTICE OF ADOPTION

Financing Petition

I.D. No. PSC-18-24-00006-A

Filing Date: 2024-07-22

Effective Date: 2024-07-22

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

Action taken: On 7/18/24, the PSC adopted an order authorizing New York State Electric & Gas Corporation (NYSEG) to issue and sell up to \$1.975 billion of new securities in one or more transactions, not later than December 31, 2026.

Statutory authority: Public Service Law, section 69

Subject: Financing petition.

Purpose: To authorize NYSEG's financing petition.

Substance of Final Rule: The Commission, on July 18, 2024, adopted an order authorizing New York State Electric & Gas Corporation (NYSEG) to issue and sell up to \$1.975 billion of new securities in one or more

transactions, not later than December 31, 2026. The proceeds from the issuance of these securities shall only be used for the purposes described in Ordering Clause 2. The order replaces the authorization granted in the Order Authorizing Issuance of Securities, issued March 5, 2021, in Case 21-M-0274 and the authorization granted in Case 21-M-0274 is hereby revoked. The proceeds from the issuance of the securities authorized by the order shall be used only for: (a) the acquisition of property, the construction, completion, extension or improvement of NYSEG's facilities or the improvement or maintenance of the Company's service within New York State (to the extent such expenditures exceed funds originating from credits to the accumulated deferred income taxes); (b) for the discharge or lawful refunding of the Company's obligations; or (c) to reimburse NYSEG's treasury for equivalent moneys expended for those purposes prior to December 31, 2023, provided that the Company has kept its accounts and vouchers of such expenditures in such a manner as to enable the Commission to ascertain the amount of moneys so expended and the purposes for which such expenditures were made. Within 30 days after the end of each calendar quarter, NYSEG shall submit a compliance filing to the Secretary to the Commission containing the elements described in the body of the order for any security executed during that quarter. If NYSEG does not issue any securities during a calendar quarter, the Company shall submit a quarterly compliance filing indicating that no such securities were issued. Within 30 days after the execution of any derivative contract entered into in connection with any security issued pursuant to the authorization granted in the order, NYSEG shall submit copies to the Secretary of all executed documents including the analysis required by Financial Accounting Standards Board Accounting Standards Codification 815-20 to demonstrate that a derivative is an effective hedge and an analysis indicating that the contract is in the public interest. NYSEG is authorized to defer its costs associated with the issuance of securities authorized under the order in Account 181, Unamortized Debt Expense, except to the extent that the associated costs are drawn from the proceeds of the securities. NYSEG shall amortize the amounts so deferred to Account 428, Amortization of Debt Discount and Expense. NYSEG shall, within 30 days after the end of each calendar year, file with the Secretary to the Commission a verified report in the form prescribed by 16 NYCRR Sections 115.1 and 245.1. The report shall include the date the proceeds were utilized for the purposes authorized in Ordering Clauses 1 and 2 of the order, the amount, and the purpose for which the funds were utilized. If, upon examination of the uses to which any proceeds are put, it is determined that any expenditure is not a reasonable and proper capital charge, or has not been duly authorized by the Commission, or is in violation of any provision of the law, a sum equal to the expenditure shall, upon order of the Commission, promptly be placed in a commercial banking institution or institutions and said sum shall be subject to all of the conditions and restrictions of the order. The authority granted, and the conditions imposed by the order shall not be construed as passing upon or otherwise approving the accuracy of the books, records, and accounts of NYSEG, nor does the authority to issue securities bind this Commission to any specific ratemaking treatment or regulatory regime. The securities authorized by the order shall not be issued unless and until New York State Electric & Gas Corporation has filed with the Secretary to the Commission an unconditional acceptance by NYSEG of the conditions of the order and its acknowledgement that it will obey all the terms, conditions, and requirements of the order. If NYSEG does not file such acceptance within 30 days of the date of the order, the Commission may revoke the authorization granted by the order without further notice, subject to the terms and conditions set forth in the order.

Text or summary was published in the May 1, 2024 issue of the Register, I.D. No. PSC-18-24-00006-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.

(24-M-0184SA1)

NOTICE OF ADOPTION

Motion for Waiver of DPS Regulations

I.D. No. PSC-18-24-00017-A

Filing Date: 2024-07-23

Effective Date: 2024-07-23

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

Action taken: On 7/18/24, the PSC adopted an order granting the Long Island Lighting Company d/b/a Long Island Power Authority's (LIPA) motion for waiver of certain Department of Public Service (DPS) regulations in 16 NYCRR for Article VII applications.

Statutory authority: Public Service Law, sections 4 and 122

Subject: Motion for waiver of DPS regulations.

Purpose: To grant LIPA's motion for waiver of DPS regulations.

Substance of final rule: The Commission, on July 18, 2024, adopted an order granting the Long Island Lighting Company d/b/a Long Island Power Authority's motion for waiver of certain Department of Public Service regulations in 16 NYCRR for 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.

(24-T-0113SA1)

NOTICE OF ADOPTION

Modification of Previously Granted Financing Authority

I.D. No. PSC-19-24-00004-A

Filing Date: 2024-07-22

Effective Date: 2024-07-22

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

Action taken: On 7/18/24, the PSC adopted an order approving Central Hudson Gas & Electric Corporation's (Central Hudson) petition for modification of a previously granted financing authority.

Statutory authority: Public Service Law, section 69

Subject: Modification of previously granted financing authority.

Purpose: To approve Central Hudson's petition for modification of previously granted financing authority.

Substance of Final Rule: The Commission, on July 18, 2024, adopted an order approving Central Hudson Gas & Electric Corporation's (Central Hudson) petition for modification of a previously granted financing authority in the Order Authorizing the Issuance of Securities, issued on November 21, 2023 (2023 Order), allowing Central Hudson to enter into derivative instruments such as one-year to three-year interest rate caps or similar hedging instruments for new variable rate debt securities issued pursuant to the 2023 Order. Within 30 days after the end of each calendar quarter, Central Hudson shall include in its compliance filing to the Secretary to the Commission required by the 2023 Order, the elements described in the body of the order for any interest rate hedge instruments pertaining to new variable rate issuances executed during that particular quarter. If Central Hudson does not issue any derivative instruments during a particular quarterly period, the Company shall submit a quarterly compliance filing indicating that no such securities were issued. All other provisions of the 2023 Order remain in effect without modification, subject to the terms and conditions set forth in the order.

Text or summary was published in the May 8, 2024 issue of the Register, I.D. No. PSC-19-24-00004-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.

(23-M-0286SA2)

NOTICE OF ADOPTION

Financing Petition

I.D. No. PSC-19-24-00005-A

Filing Date: 2024-07-22

Effective Date: 2024-07-22

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

Action taken: On 7/18/24, the PSC adopted an order authorizing East River ESS, LLC's (East River) petition to enter into financing arrangements up to a maximum amount of \$250 million, including financing flexibility.

Statutory authority: Public Service Law, sections 5, 64, 65, 66 and 69

Subject: Financing petition.

Purpose: To authorize East River's financing petition.

Substance of Final Rule: The Commission, on July 18, 2024, adopted an order authorizing East River ESS, LLC's petition to enter into financing arrangements up to a maximum amount of \$250 million, including financing flexibility, subject to the terms and conditions set forth in the order.

Text or summary was published in the May 8, 2024 issue of the Register, I.D. No. PSC-19-24-00005-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.

(24-E-0213SA1)

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Petition for the Use of Gas Metering Equipment

I.D. No. PSC-32-24-00030-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 petition filed by Consolidated Edison Company of New York, Inc. for the use of the Sick FLOWSIC550 Ultrasonic Flowmeter PTZ gas meter for gas metering applications in New York State.

Statutory authority: Public Service Law, section 67(1)

Subject: Petition for the use of gas metering equipment.

Purpose: To ensure that consumer bills are based on accurate measurements of gas usage.

Substance of proposed rule: The Public Service Commission (Commission) is considering a petition filed by the Consolidated Edison Company of New York, Inc. (Company) on July 2, 2024, seeking authorization to use the Sick FLOWSIC550 Ultrasonic Flowmeter PTZ gas meter in gas metering applications in New York State.

The Company states it intends to use the Sick FLOWSIC550 Ultrasonic Flowmeter PTZ gas meter for residential, commercial, and industrial natural gas customer billing applications.

The Commission requires that new types of gas metering equipment conform to the requirements of 16 NYCRR § 226 and 227 and be approved by the Commission before being used for customer billing purposes.

The full text of the petition 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, modify, or reject, 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.

(24-G-0381SP1)

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Recommendations Regarding the Timeline for the CGPP

I.D. No. PSC-32-24-00031-P

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

Proposed Action: The Public Service Commission is considering the recommendations filed by several utilities for reducing the Coordinated Grid Planning Process (CGPP) cycle to two years.

Statutory authority: Public Service Law, sections 4, 5, 65, 66; Accelerated Renewable Energy Growth and Community Benefit Act of 2020

Subject: Recommendations regarding the timeline for the CGPP.

Purpose: To optimize the timeline of the CGPP to ensure safe and adequate service at just and reasonable rates.

Substance of proposed rule: The Public Service Commission (Commission) is considering a proposal filed by Central Hudson Gas & Electric Corporation, Consolidated Edison Company of New York, Inc., Long Island Power Authority, New York State Electric & Gas Corporation, Niagara Mohawk Power Corporation d/b/a National Grid, Orange and Rockland Utilities, Inc., and Rochester Gas and Electric Corporation (collectively, the Utilities), that recommends reducing the Coordinated Grid Planning Process (CGPP) cycle to two years.

The filing was made in response to Ordering Clause 8 of the Commission's Order Approving a Coordinated Grid Planning Process, issued in this proceeding on August 17, 2023. In their proposal, the Utilities identify potential opportunities to modify the CGPP to condense the cycle duration and align the bulk system planning processes and the New York Independent System Operator, Inc.'s System and Resource Outlook planning activities. The Utilities recommend that the Commission wait until the first CGPP cycle is completed to make changes so that it may consider the lessons learned from the first cycle, which will be evaluated in the Final Report during Stage 6 of the CGPP.

The full text of the proposal and the full record of the proceeding may be reviewed online at the Department of Public Service website: 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) 474-6517, 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.

(20-E-0197SP20)

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

To Modify the Low-Income Programs to no Longer Trigger Tax Credits to Customers, be Static, and to Not be Prorated

I.D. No. PSC-32-24-00032-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 proposed tariff amendments filed by Consolidated Edison Company of New York, Inc. to P.S.C. No. 9 — Gas and No. 10 — Electricity, to modify the Low-Income Programs and its request for waiver of newspaper publication.

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

Subject: To modify the Low-Income Programs to no longer trigger tax credits to customers, be static, and to not be prorated.

Purpose: To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.

Substance of proposed rule: The Commission is considering a proposal filed by Consolidated Edison Company of New York, Inc. (CECONY or the Company) on June 10, 2024, to amend its gas and electric tariff schedules, P.S.C. No. 9 – Gas, and P.S.C. No. 10 – Electricity, to reflect Commission approved changes to its electric and gas low-income discount programs.

CECONY states that the tariff modifications reflect its response to Implementation Plan recommendation No. 24 of its management audit, which were approved in the October 16, 2023 Commission Order in Case 21-M-0193. These tariff modifications provide that the low-income discount amounts should not trigger any tax credits to customers, should be static from month to month, and should match the published discount amounts (no proration). Effective October 1, 2024, CECONY proposes to modify the tariff provisions regarding its electric and gas low-income programs to state they will no longer be prorated.

In addition, the Company proposes to update General Information § VIII(C) under P.S.C. No. 9 – Gas, and General Rules § 30.2 under P.S.C. No. 10 – Electricity, to remove the low-income discount from the list of delivery rates and charges to which the percentage increases apply under Rider S in its electric tariff and Rider E in its gas tariff.

The Company also requests waiver of the requirements of Public Service Law § 66(12)(b) and 16 NYCRR § 720-8.1, as to newspaper publication of the tariff amendments, because the tariff changes are made to align with the October 16, 2023 Commission Order.

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 also 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.

(24-M-0357SP1)

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

A Debt Financing Arrangement with Respect to a Lightly Regulated Solar Generation Facility

I.D. No. PSC-32-24-00033-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 petition filed by Hecate Energy Cider Solar, LLC and Greenbacker Renewable Energy Corporation to modify a previously authorized financing arrangement.

Statutory authority: Public Service Law, sections 5, 64, 65, 66 and 69

Subject: A debt financing arrangement with respect to a lightly regulated solar generation facility.

Purpose: To consider the requested financing arrangement and what regulatory conditions should apply.

Substance of proposed rule: The Public Service Commission (Commission) is considering a petition filed by Hecate Energy Cider Solar, LLC (Hecate) and Greenbacker Renewable Energy Corporation, on July 16, 2024, requesting modification of previously authorized financing under Section 69 of the Public Service Law.

According to the petition, Hecate is developing an approximately 500-megawatt solar generating facility in Genesee County, New York (the Project). The Commission previously granted Hecate lightened regulation, and authorized Hecate to enter into up to \$350 million of long-term debt, in relation to the Project. Hecate has since concluded that the \$350 million in financing is insufficient to fully construct and operate the Project. Accordingly, the petitioners seek authorization for Hecate to increase the total amount of debt that it can issue, from \$350 million to \$950 million. The petitioners also seek authority for Hecate to guarantee and pledge ownership interests in itself and its assets as collateral security for the repayment of that debt at some time after the Project's commercial operation date. The petitioners anticipate that the financing will be comprised of construction loans that will convert to term loans and tax equity bridge loans in connection with the development, construction, operation, and maintenance of the Project.

The petitioners further request flexibility for Hecate to modify or refinance the indebtedness without prior Commission approval, including the ability to modify the financing entities, payment terms, and financed amount, up to the new \$950 million limit. The petitioners assert that authorizing such financing is in the public interest because it will further strengthen the petitioners' creditworthiness and strengthen their ability to provide cost-effective, safe, and reliable service. The petitioners also assert that the proposed debt is for a statutory purpose – the construction and operation of a new, major renewable energy generating facility.

The full text of the petition 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.

(24-E-0422SP1)

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Minor Electric Rate Filing to Increase Annual Electric Revenues

I.D. No. PSC-32-24-00034-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 proposed tariff amendments filed by the Village of Westfield, to P.S.C. No. 1 — Electricity, to increase its annual electric revenues by approximately \$960,664 or 36.2 percent.

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

Subject: Minor electric rate filing to increase annual electric revenues.

Purpose: To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.

Substance of proposed rule: The Commission is considering a proposal filed by the Village of Westfield (Village), on June 28, 2024, to amend its electric tariff schedule, P.S.C. No. 1 – Electricity, to increase its annual electric revenues by approximately \$960,664, or 36.2 percent. The proposed modification would increase the base revenue portion of the monthly bill of a residential customer using 750 kilowatt-hours from \$45.36 to approximately \$56.49, or by 24.3 percent. The proposed amendments have an effective date of December 1, 2024.

The Village operates a municipal electric utility in the Village of Westfield and surrounding areas, servicing approximately 3,500 customers in western New York's Chautauqua County. The Village's last rate increase was approved by its then regulatory authority, New York Power Authority, effective October 1, 1999. The Village states that its proposed rate increase is driven by the existing customer base rates which no longer sustains the Village's day-to-day operations due to increased costs related to labor, employee health and pension benefits. The Village also identified significant necessary capital projects which include rebuilding a substation and deploying an AMI metering system. Finally, the Village states that its cash balances have decreased significantly over the last four years, and that its efforts to increase opportunistic revenues and improve efficiencies have not been sufficient to offset rising costs.

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 also 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.

(24-E-0379SP1)

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

The Transfer of Water Assets from Woodbury to the Village and Dissolution of the Company

I.D. No. PSC-32-24-00035-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 the joint petition filed by Woodbury Heights Estates Water Co., Inc. (Woodbury) and the Village

of Kiryas Joel to transfer the assets, works, and system of Woodbury to the Village and for authorization to dissolve Woodbury.

Statutory authority: Public Service Law, sections 89-h and 108

Subject: The transfer of water assets from Woodbury to the Village and dissolution of the company.

Purpose: To ensure the continued supply of water service to the ratepayers of the Woodbury Heights Estates Water Co., Inc.

Substance of proposed rule: The Commission is considering a joint petition filed by Woodbury Heights Estates Water Co., Inc. (Company) and the Village of Kiryas Joel (Village) on July 17, 2024, seeking authorization to transfer the Company's water supply assets, works and system to the Village. The joint petition also requests authority for the Company to dissolve itself.

The joint petition states that the Village acquired the stock of the Company in 2014 and has operated the Company's system since that time. The joint petition states that the Village owns and operates a modern municipal water supply system currently serving approximately 35,000 residents of the Village, the Town of Palm Tree, and a water district in the Town of Monroe. The petition states that transferring the assets, works, and system of the Company to the Village and making them part of the Village water system will allow for more secure and reliable operation of the system. Finally, the joint petition states that, once the transfer is complete, the Company will have no assets related to or for use as a water utility. Accordingly, the joint petition requests authority for the Company to dissolve itself once the transfer is complete, by filing a certificate of dissolution with the Department of State.

The full text of the joint petition 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.

(16-W-0192SP2)

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Interconnection Rules for Distributed Generation Related to Financial Security for Distribution Upgrades

I.D. No. PSC-32-24-00036-P

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

Proposed Action: The Public Service Commission is considering the petition filed by the New York Solar Energy Industries Association seeking modifications to the Standardized Interconnection Requirements to allow alternative forms of financial security.

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

Subject: Interconnection rules for distributed generation related to financial security for distribution upgrades.

Purpose: To provide interconnection rules that ensure safe and adequate service at just and reasonable rates.

Substance of proposed rule: The Public Service Commission (Commission) is considering the petition (Petition) filed by the New York Solar Energy Industries Association (NYSEIA) on July 9, 2024, seeking modifications to the New York State Standardized Interconnection Requirements and Application Process for New Distributed Generators

and/or Energy Storage Systems 5 Megawatts or Less Connected in Parallel with Utility Distribution Systems (SIRs) to allow the use of alternative forms of financial security for distribution upgrades.

NYSEIA requests that the Commission modify the SIRs to allow interconnection customers to use surety bonds or letters of credit in lieu of cash deposits for distribution upgrades with estimated costs exceeding \$500,000. NYSEIA explains that upfront cash payments often require interconnection applicants to borrow and deploy capital at high interest rates years before utilities begin incurring costs for equipment and construction of the upgrades. NYSEIA notes that surety bonds and letters of credit are commonly accepted forms of financial security that are accepted by utilities across the United States and by New York's investor-owned utilities for utility-scale projects interconnecting at the transmission level. The modifications to the SIRs proposed by NYSEIA are attached to the petition.

The full text of the petition and the full record of the proceeding may be reviewed at the Department of Public Service website: 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) 474-6517, 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.

(24-E-0414SP1)

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Rehearing if the Order Denying Authority to Recover Incremental Costs to Implement a New CSS Above the \$421 Million Cap

I.D. No. PSC-32-24-00037-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 the petition of Consolidated Edison Company of New York, Inc. (Con Edison) for rehearing of the May 17, 2024 Commission Order denying recovery of incremental costs above the \$421 million cap for its Customer Service System.

Statutory authority: Public Service Law, sections 22, 65 and 66

Subject: Rehearing if the order denying authority to recover incremental costs to implement a new CSS above the \$421 million cap.

Purpose: To determine whether to authorize temporary accounting treatment for the capital costs in excess of the \$421 million cap.

Substance of proposed rule: The Commission is considering the petition of Consolidated Edison Company of New York, Inc. (Con Edison or the Company), filed on June 17, 2024 in Cases 19-E-0065 and 19-G-0066, seeking rehearing of the Commission Order issued May 17, 2024 (May 17 Order), which disallowed incremental capital expenditures above the budget cap for the Company's new Customer Service System (CSS).

In its January 16, 2020 Order Adopting Terms of Joint Proposal and Establishing Electric and Gas Rate Plans, the Commission approved a new CSS and imposed with the agreement of the Company a \$421 million cap (Cap), but allowed the Company to petition for recovery of costs above the \$421 million cap. In its Order Regarding Costs to Implement Customer Service System issued on May 17, 2024, the Commission denied in its entirety the Company's request to capitalize the \$88.2 million in incremental costs above the Cap.

As explained in its petition for rehearing, the Company alleges that the May 17 Order reflects numerous errors of fact and law, including:

incorrectly concluding that Con Edison could and should have raised its exceedance of the Cap in its 2022 rate case; decided the wrong question, as it evaluated the Company's petition as a request for cost recovery instead of as a request for a temporary accounting treatment; and applied the wrong standard of review to determine whether the Company met its burden of proof regarding its need and basis to exceed the Cap. The Company requests that the Commission grant rehearing and authorize the requested temporary accounting treatment, and direct Con Edison to include the spending above the Cap in its next base rate case. In the alternative, if the Commission determines it must address cost recovery of the amount over the Cap, that it grant rehearing and either grant full cost recovery based on the record or set the case for hearings and potential settlement negotiations.

The full text of the petition 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.

(19-E-0065SP5)

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Recommendations Regarding the CGPP

I.D. No. PSC-32-24-00038-P

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

Proposed Action: The Public Service Commission is considering the recommendations filed by staff of the Department of Public Service to modify the Coordinated Grid Planning Process (CGPP).

Statutory authority: Public Service Law, sections 4, 5, 65, 66 and the Accelerated Renewable Energy Growth and Community Benefit Act of 2020

Subject: Recommendations regarding the CGPP.

Purpose: To optimize the CGPP to ensure safe and adequate service at just and reasonable rates.

Substance of proposed rule: The Public Service Commission (Commission) is considering the recommendations filed by Department of Public Service staff (Staff) on July 15, 2024 (Filing) to modify the Coordinated Grid Planning Process (CGPP).

In the filing, Staff provides an update on the progress of the first CGPP cycle and suggestions for process improvements. Staff provides recommendations involving engagement of the Energy Policy Planning Advisory Council, scenario development, conceptual headroom costs by territory, incorporating additional dispatchable emission-free resources into modeling, evaluation of additional pathways for modeling, and shortening the cycle timeline.

The full text of the filing and the full record of the proceeding may be reviewed online at the Department of Public Service website: 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, Sec-

retary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6517, 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.
 (20-E-0197SP21)

Department of State

NOTICE OF ADOPTION

Rules for Natural Organic Reduction Operations, Facilities, and Certification of Operators

I.D. No. DOS-34-23-00010-A

Filing No. 619

Filing Date: 2024-07-18

Effective Date: 2024-08-07

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

Action taken: Renumbering of sections 204.1-204.14 to sections 203.15-203.28; addition of new sections 204.1-204.22; amendment of Part 204 of Title 19 NYCRR.

Statutory authority: Executive Law, section 91; Not-for-Profit Corporation Law, sections 1504(c) and 1518(k)

Subject: Rules for natural organic reduction operations, facilities, and certification of operators.

Purpose: To provide rules for natural organic reduction operations, facilities, and certification of operators.

Substance of final rule: Sections 204.1 to 204.14 of Title 19 are renumbered to sections 203.15 to 203.28.

The name of the renumbered section 203.15 is changed from “Purpose” to “Cremation certification course.”

The name of the renumbered section 203.16 is changed from “General requirements” to “Crematory operator course general requirements.”

The name of the renumbered section 203.17 is changed from “Approved entities” to “Organizations approved to offer crematory operator courses.”

The name of the renumbered section 203.18 is changed from “Request for approval of course of study” to “Request for approval of crematory operator course of study.”

The name of the renumbered section 203.19 is changed from “Subjects of study for crematory operator certification course” to “Subjects of study for crematory operator course.”

The name of the renumbered section 203.20 is changed from “Computation of instruction time” to “Crematory operator course computation of instruction time.”

The name of the renumbered section 203.21 is changed from “Attendance and examinations” to “Crematory operator course attendance and examinations.”

The name of the renumbered section 203.22 is changed from “Facilities” to “Crematory operator course facilities.”

The name of the renumbered section 203.23 is changed from “Examination requirement and record retention” to “Crematory operator course examination requirement and record retention.”

The name of the renumbered section 203.24 is changed from “Change in approved course of study” to “Change in approved crematory operator course of study.”

The name of the renumbered section 203.25 is changed from “Auditing” to “Crematory operator course auditing.”

The name of the renumbered section 203.26 is changed from “Suspensions and denials of course approval” to “Crematory operator course approvals and denials.”

The name of the renumbered section 203.27 is changed from “Certificate of completion” to “Crematory operator course certificate of completion” and is amended to change the statutory reference from the session laws to consolidated laws and require filing at the division’s principal office.

The name of the renumbered section 203.28 is changed from “Fees” to “Crematory operator course fees.”

The name of Part 204 of Title 19 is changed from “Cremation Certification Course” to “Natural Organic Reduction.”

New sections 204.1 to 204.23 of Title 19 are added to read as follows:

Section 204.1. Definitions

Sets forth the definitions of terms as used in Part 204.

Section 204.2. Approval to operate a natural organic reduction facility

Sets forth materials to be submitted by a cemetery to the cemetery board for an application for approval to operate a natural organic reduction facility and the procedure for the cemetery board to notify the cemetery of its determination.

Section 204.3. Facility operations

Sets forth requirements for a cemetery’s written plan of operations, timeframes to begin the natural organic reduction process, remains that must be rejected by the facility, and weight.

Section 204.4. Facility use, maintenance, design

Specifies that a natural organic reduction facility shall be clean, private, used exclusively for the natural organic reduction of human remains and include a temporary storage facility.

Section 204.5. Facility privacy and access

Sets forth privacy and access requirements, a list of authorized persons who may enter the facility and permits a natural organic reduction facility to include a room for ceremonies or viewings.

Section 204.6. Facility process requirements

Sets forth requirements for the vessel in which natural organic reduction shall occur and those materials which may be and shall not be added to the vessel.

Section 204.7. Facility operating and siting requirements

Sets forth requirements for the infection control, processing time, method of natural organic reduction, run-off and odor prevention, and facility siting.

Section 204.8. Pathogen and vector attraction reduction; testing

Sets forth methods of and requirements for pathogen and vector attraction reduction, maximum pathogen and pollutant contents, and laboratory testing requirements for pathogen and pollutant content.

Section 204.9. Natural organic reduction log, authorization form, facility records

Specifies the information and records that must be maintained by the natural organic reduction facility in a log, required information in the natural organic reduction authorization form, receipt requirements for a cemetery to provide to the natural organic reduction facility upon receiving naturally organically reduced remains; requires that the log, natural organic reduction authorization form and receipt shall be retained in the permanent file of the cemetery and that records shall be available for inspection.

Section 204.10. Certification requirements

Requires that natural organic reduction facility personnel who operate equipment or handle naturally organically reduced remains must be certified within specified timeframes.

Section 204.11. Organizations prohibited from offering facility operator certification courses

Prohibits funeral entity involvement in course providers that will offer natural organic reduction certification courses.

Section 204.12. Request for approval of facility operator course of study

Requires entities seeking approval of natural organic reduction certification courses to provide materials and information to the division and for education providers to meet certain qualifications.

Section 204.13. Subjects of study for facility operator certification course

Sets forth required topics for natural organic reduction certification courses.

Section 204.14. Certification course computation of instruction time

Sets forth how long natural organic reduction certification courses must be.

Section 204.15. Certification course attendance and examinations

Sets forth minimum attendance and final examination performance requirements in order to receive a natural organic reduction facility operator certification.

Section 204.16. Certification course facilities

Requires that courses are provided in facilities, whether physical or virtual, that facilitate the proper presentation of the course and are subject to division approval.

Section 204.17. Certification course examination requirement and record retention

Sets forth requirements for natural organic reduction certification course providers to retain records and make them available for inspection, and timeframes in which to return completed exams.

Section 204.18. Change in approved course of study

Requires that any changes to an approved certification course must be approved by the division.

Section 204.19. Certification course auditing

Permits the division to audit any course offered by a natural organic reduction certification course provider, verify attendance, and inspect records.

Section 204.20. Certification course approvals, denials, suspensions and revocations

Sets forth procedures for the division to approve, deny, suspend or revoke natural organic reduction facility certification courses.

Section 204.21. Certificate of course completion

Sets forth required information in the certification of completion and that copies must be provided to natural organic reduction facility personnel who successfully complete the requirements and to the division.

Section 204.22. Certification course fees

Specifies that each natural organic reduction certification course provider shall establish the fee for the certification course.

Final rule as compared with last published rule: Nonsubstantial changes were made in sections 203.27, 204.2(a)(3), 204.3(a)(1), (11), (13), (14), (f), 204.6(a)(2), (b)(7), (9), 204.7(d), 204.9(d) and (4).

Text of rule and any required statements and analyses may be obtained from: Robert Vanderbles, Department of State, One Commerce Plaza, 99 Washington Ave., Suite 1120, Albany, NY 12231-0001, (518) 486-7055, email: Robert.Vanderbles@dos.ny.gov

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

Modification of the Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement that was published as a part of the Notice of Proposed Rule Making is unnecessary. The rule does not contain any substantial revisions, and non-substantial revisions to the rule text do not render the Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement inadequate or incomplete.

Initial Review of Rule

As a rule that requires a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2027, which is no later than the 3rd year after the year in which this rule is being adopted.

Assessment of Public Comment

On August 23, 2023, the New York State Department of State (DOS) proposed amendments to 19 NYCRR Parts 204 and 203. The proposed rule would: renumber current sections 204.1 through 204.14 to sections 203.15 to 203.28; add new sections 204.1 through 204.22; and rename Part 204 from “Cremation Certification Course” to “Natural Organic Reduction.”

As such, DOS proposes to: renumber existing rules regarding cremation certification courses; add rules to Part 204 pertaining to natural organic reduction (NOR) operations, facilities, and certification of operators; and rename Part 204 accordingly. New sections 204.1 through 204.22 would contain rules to: clarify technical steps in the process, ensure consumer disclosures, establish recordkeeping requirements, provide for the certification of NOR course providers, establish procedures to reduce pathogens and reduce the attraction of disease-causing vectors, and provide laboratory testing standards for pathogens and heavy metals.

DOS received 56 comments during the public comment period on the proposed rule, which was open from August 23, 2023, until October 23, 2023. Major areas of comment included: facility siting; water and soil quality; leachate; the role of funeral directors in the NOR process; recordkeeping, storage, pathogen reduction and laboratory testing requirements; the timing and duration of the NOR process and operation of the NOR vessel. DOS merged similar comments in order to provide combined responses as practicable, and responded individually to 40 unique comments.

Having reviewed the public comments, DOS made minor, clarifying changes to Parts 203 and 204 to better effectuate the rule’s original intent. None of the changes materially alter the purpose, meaning or effect of the rule. DOS has provided detailed responses to the public comments in its full Assessment of Public Comment document, available on the DOS website, at <https://dos.ny.gov/cemeteries>.

**HEARINGS SCHEDULED
FOR PROPOSED RULE MAKINGS**

Agency I.D. No.	Subject Matter	Location—Date—Time
Environmental Conservation, Department of		
ENV-28-24-00025-P	6 NYCRR Part 664, Fresh Water Wetlands Jurisdiction and Classification	Virtual via Webex (see DEC Website)—September 10, 2024, 1:00 p.m. Virtual via Webex (see DEC Website)—September 10, 2024, 6:00 p.m. Department of Environmental Conservation, 625 Broadway, Albany, NY—September 12, 2024, 1:00 p.m.
ENV-29-24-00006-P	Criteria for the Decommissioning of Radioactive Material Licensed Sites	Virtual via Webex—September 17, 2024, 2:00 p.m. Virtual via Webex—September 17, 2024, 6:00 p.m.
ENV-32-24-00029-P	Revision and Update of the List of Endangered, Threatened and Special Concern Species	Virtual via Webex—October 10, 2024, 1:00 p.m. Virtual via Webex—October 10, 2024, 6:00 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 384 by July 17, 2024. The proposed regulations webpage for 6 NYCRR Part 384 may be accessed at: https://www.dec.ny.gov/regulations/proproregulations.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 384 public comment hearing. Interpreter services shall be made available to deaf persons, and translator services shall be made available to persons with limited English proficiency, at no charge for either service, upon written request. Requests should be received by September 4, 2024, but DEC will make every effort to fulfill requests received closer to the hearing date. Requests can be directed to the NYSDEC Division of Communication, Education, and Engagement, either by mail (address: NYSDEC, 625 Broadway, Albany, New York 12233-4500), or by e-mail (language@dec.ny.gov).
Long Island Power Authority		
LPA-29-24-00003-P	IEDR Limitation of Liability	H. Lee Dennison Building, Hauppauge, NY—September 16, 2024, 10:00 a.m. Long Island Power Authority, Uniondale, NY—September 16, 2024, 6:00 p.m.
Public Service Commission		
PSC-21-24-00008-P	Climate Change Resilience Plan and Climate Resilience Cost Recovery Surcharge	Buffalo, exact location TBD—August 7, 2024, 3:00 p.m. (Public Statement Hearing)* Albany, exact location TBD—August 20, 2024, 1:00 p.m. (Public Statement Hearing)*

*On occasion, the public statement hearing date may be rescheduled or postponed and the location may not yet be determined. In that event, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Case 22-E-0222.

PSC-21-24-00011-P Climate Change Resilience Plan and Climate Resilience Cost Recovery Surcharge

Binghamton, exact location TBD—August 13, 2024, 3:00 p.m. (Public Statement Hearing)*

Ithaca, exact location TBD—August 14, 2024, 11:00 a.m. (Public Statement Hearing)*

*On occasion, the public statement hearing date may be rescheduled or postponed and the location may not yet be determined. In that event, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Case 22-E-0222.

ACTION PENDING INDEX

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

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

For additional information concerning any of the proposals

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

Agency code	Issue number	Year published	Serial number	Action Code
AAM	01	12	0001	P

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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
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AGRICULTURE AND MARKETS, DEPARTMENT OF

AAM-20-24-00001-P 05/15/25	Maximum Permitted Fees	The proposed amendment will increase the permitted fees for a variety of weights and measures and weighing and measuring devices
AAM-22-24-00003-EP	..... 05/29/25	Control of the European Cherry Fruit Fly (ECFF)	To expand the ECFF quarantine to include additional counties
AAM-22-24-00010-P	..... 05/29/25	Amendment to good manufacturing practices in the manufacture and distribution of commercial feed	Detailing the good manufacturing practices, hazard analysis, and risk-based preventative controls for all commercial feed
AAM-26-24-00001-P	..... 06/26/25	Golden Nematode (<i>Globodera Rostochiensis</i>) Quarantine	To lift the Golden Nematode quarantine in portions of the

ALCOHOLISM AND SUBSTANCE ABUSE SERVICES, OFFICE OF

*ASA-24-23-00021-RP 09/11/24	Voluntary certification of Recovery Residences in NYS	This Part establishes requirements for recovery residences certified by the Office of Addiction Services and Supports (OASAS)
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CANNABIS MANAGEMENT, OFFICE OF

OCM-15-24-00012-P 04/10/25	Adult use regulations	To add provisions relating to the activities which are regulated by the adult use regulations
OCM-22-24-00002-EP	..... exempt	Empowers the Office to take further enforcement actions against unlicensed cannabis activity	To address the illicit cannabis activity and take action to enforce the Cannabis Law

CHILDREN AND FAMILY SERVICES, OFFICE OF

CFS-36-23-00023-P 09/05/24	Preventive Housing Subsidy	To increase the preventive services housing subsidy for foster children living independently from \$300.00 to \$725.00 a month
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Action Pending Index

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CHILDREN AND FAMILY SERVICES, OFFICE OF			
CFS-18-24-00023-P	05/01/25	Trafficking Victims	To conform regulations to Public Law 117-348, The Trafficking Victims Prevention and Protection Reauthorization Act of 2022
CIVIL SERVICE, DEPARTMENT OF			
CVS-19-24-00006-P	05/08/25	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-19-24-00007-P	05/08/25	Jurisdictional Classification	To classify positions in the exempt class
CVS-19-24-00008-P	05/08/25	Jurisdictional Classification	To classify a position in the exempt class
CVS-19-24-00009-P	05/08/25	Jurisdictional Classification	To classify positions in the exempt class
CVS-19-24-00010-P	05/08/25	Jurisdictional Classification	To classify positions in the exempt class and to classify positions in the non-competitive class
CVS-19-24-00011-P	05/08/25	Jurisdictional Classification	To classify positions in the exempt class
CVS-19-24-00012-P	05/08/25	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-19-24-00013-P	05/08/25	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-19-24-00014-P	05/08/25	Jurisdictional Classification	To delete positions from and to classify positions in the non-competitive class
CVS-19-24-00015-P	05/08/25	Jurisdictional Classification	To classify positions in the exempt class
CVS-19-24-00016-P	05/08/25	Jurisdictional Classification	To classify a position in the exempt class
CVS-19-24-00017-P	05/08/25	Jurisdictional Classification	To classify a position in the exempt class and to delete positions from and classify positions in the non-competitive class
CVS-19-24-00018-P	05/08/25	Jurisdictional Classification	To delete positions from and to classify positions in the exempt class
CVS-24-24-00001-P	06/12/25	Jurisdictional Classification	To classify a position in the exempt class
CVS-24-24-00002-P	06/12/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-24-24-00003-P	06/12/25	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-24-24-00004-P	06/12/25	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-24-24-00005-P	06/12/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-24-24-00006-P	06/12/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-24-24-00007-P	06/12/25	Jurisdictional Classification	To classify positions in the exempt class

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-24-24-00008-P	06/12/25	Jurisdictional Classification	To delete positions from and classify position in the non-competitive class
CVS-24-24-00009-P	06/12/25	Jurisdictional Classification	To classify a position in the exempt class
CVS-24-24-00010-P	06/12/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-24-24-00011-P	06/12/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-24-24-00012-P	06/12/25	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-24-24-00014-P	06/12/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-24-24-00015-P	06/12/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-24-24-00016-P	06/12/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-24-24-00017-P	06/12/25	Jurisdictional Classification	To classify positions in the exempt class
CVS-24-24-00018-P	06/12/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-24-24-00019-P	06/12/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-24-24-00020-P	06/12/25	Jurisdictional Classification	To classify a position in the exempt class
CVS-27-24-00011-P	07/03/25	Jurisdictional Classification	To delete positions from the non-competitive class.
CVS-28-24-00001-P	07/10/25	Jurisdictional Classification	To classify positions in the exempt class.
CVS-28-24-00002-P	07/10/25	Jurisdictional Classification	To classify a position in the exempt class and to classify a position in the non-competitive class
CVS-28-24-00003-P	07/10/25	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-28-24-00004-P	07/10/25	Jurisdictional Classification	To classify a position in the exempt class and to classify positions in the non-competitive class
CVS-28-24-00005-P	07/10/25	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-28-24-00006-P	07/10/25	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-28-24-00007-P	07/10/25	Jurisdictional Classification	To classify a position in the exempt class.
CVS-28-24-00008-P	07/10/25	Jurisdictional Classification	To classify a position in the non-competitive class

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-28-24-00009-P	07/10/25	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-28-24-00010-P	07/10/25	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-28-24-00011-P	07/10/25	Jurisdictional Classification	To classify a position in the exempt class.
CVS-28-24-00012-P	07/10/25	Jurisdictional Classification	To classify a position in the exempt class and to classify positions in the non-competitive class
CVS-28-24-00013-P	07/10/25	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-28-24-00014-P	07/10/25	Jurisdictional Classification	To classify a position in the exempt class and to classify a position in the non-competitive class
CVS-28-24-00015-P	07/10/25	Jurisdictional Classification	To classify positions in the exempt class.
CVS-28-24-00016-P	07/10/25	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-28-24-00017-P	07/10/25	Jurisdictional Classification	To delete positions from and to classify positions in the non-competitive class
CVS-28-24-00018-P	07/10/25	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-28-24-00019-P	07/10/25	Jurisdictional Classification	To classify a position in the exempt class and to classify positions in the non-competitive class
CVS-32-24-00002-P	08/07/25	Jurisdictional Classification	To classify a position in the exempt class and to classify a position in the non-competitive class
CVS-32-24-00003-P	08/07/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-32-24-00004-P	08/07/25	Jurisdictional Classification	To classify positions in the exempt class and to classify positions in the non-competitive class
CVS-32-24-00005-P	08/07/25	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-32-24-00006-P	08/07/25	Jurisdictional Classification	To classify positions in the exempt class.
CVS-32-24-00007-P	08/07/25	Jurisdictional Classification	To classify a position in the exempt class.
CVS-32-24-00008-P	08/07/25	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-32-24-00009-P	08/07/25	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-32-24-00010-P	08/07/25	Jurisdictional Classification	To classify positions in the exempt class.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-32-24-00011-P	08/07/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-32-24-00012-P	08/07/25	Jurisdictional Classification	To delete positions from and to classify positions in the non-competitive class
CVS-32-24-00013-P	08/07/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-32-24-00014-P	08/07/25	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-32-24-00015-P	08/07/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-32-24-00016-P	08/07/25	Jurisdictional Classification	To classify positions in the exempt class and to classify positions in the non-competitive class
CVS-32-24-00017-P	08/07/25	Jurisdictional Classification	To delete positions from and to classify positions in the non-competitive class
CVS-32-24-00018-P	08/07/25	Jurisdictional Classification	To classify positions in the exempt class.
CVS-32-24-00019-P	08/07/25	Jurisdictional Classification	To delete a position from and to classify a position in the exempt class.
CVS-32-24-00020-P	08/07/25	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-32-24-00021-P	08/07/25	Jurisdictional Classification	To classify positions in the exempt class.
CVS-32-24-00022-P	08/07/25	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-32-24-00023-P	08/07/25	Jurisdictional Classification	To add a subheading and to classify positions in the non-competitive class
CVS-32-24-00024-P	08/07/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-32-24-00025-P	08/07/25	Jurisdictional Classification	To classify and/or delete a subheading and positions in both the exempt and non-competitive classes.
CVS-32-24-00026-P	08/07/25	Jurisdictional Classification	To delete positions from the non-competitive class
CRIMINAL JUSTICE SERVICES, DIVISION OF			
CJS-16-24-00004-P	04/17/25	Registration of certain firearms, rifles, shotguns, finished frames or receivers, and unfinished frames or receivers	To provide for a registry of firearms, shotguns, finished or unfinished frames or receivers serialized per Penal Law 265.07
CJS-25-24-00002-EP	06/18/25	Firearm Licensing Appeals	Set forth an appeal process for when there is a denial of a firearms application, renewal, or recertification, or revocation
EDUCATION DEPARTMENT			
EDU-48-23-00013-RP	11/28/24	Charter school financing	See attached.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
EDUCATION DEPARTMENT			
EDU-18-24-00020-EP	05/01/25	Supervisor requirements for wholesalers transfilling medical oxygen	To implement Chapter 590 of the Laws of 2023
EDU-18-24-00021-P	05/01/25	Emergency response definitions for school safety plans	To standardize language and terminology related to emergency procedures
EDU-21-24-00015-P	05/22/25	See attached.	See attached.
EDU-21-24-00016-P	05/22/25	Special education due process hearings	See attached.
EDU-21-24-00017-P	05/22/25	Mixed competition and extra class athletic activities	Sets parameters for male and female students to participate on the same interschool athletic team
EDU-21-24-00018-EP	05/22/25	Posthumous high school diplomas	See attached.
EDU-26-24-00011-P	06/26/25	Requires a doctoral degree in physical therapy for licensure	To Conform the Commissioner's regulations to Chapter 594 of the Laws of 2023
EDU-31-24-00004-EP	07/31/25	Completion of the free application for Federal Student Aid (FAFSA) by seniors enrolled in school districts	To implement section 1 of Part C of Chapter 56 of the Laws of 2024.
EDU-31-24-00005-EP	07/31/25	Extending Flexibility for Incidental Teaching.	Enable school districts to address ongoing staffing challenges by providing them with flexibility in making teaching assignments
EDU-31-24-00006-EP	07/31/25	Flexibilities for supplementary certificate/ supplementary bilingual education extension requirements.	See attached.
EDU-31-24-00007-EP	07/31/25	Special education due process hearings.	See attached.
EDU-31-24-00008-EP	07/31/25	Extending the validity period of Emergency COVID-19 certificates.	See attached.
ELECTIONS, STATE BOARD OF			
SBE-30-24-00001-EP	07/24/25	Adds email or telephone number to the information required to be captured on a contribution card.	To assist in the verification, auditing, and processing of contributions in order to pay public matching funds.
ENVIRONMENTAL CONSERVATION, DEPARTMENT OF			
ENV-46-23-00007-P	01/16/25	Subpart 220-1, Portland Cement Plants Subpart 220-3, Asphalt Pavement Manufacturing Plants	220-1 will be updated to reflect current Federal requirements. 220-3 will established control requirements for asphalt plants
ENV-49-23-00007-P	02/05/25	1,4-Dioxane Limits for Household Cleansing, Personal Care, and Cosmetic Products	Implement the maximum allowable concentrations of 1,4-dioxane as set forth in Article 35 and Article 37 of the ECL
ENV-02-24-00006-P	03/13/25	Update to Part 494 Hydrofluorocarbon Standards and Reporting	Reduce greenhouse gas emissions as required by the Climate Leadership and Community Protection Act
ENV-02-24-00007-P	03/14/25	Uses of fluorinated greenhouse gases including sulfur hexafluoride in gas-insulated electrical equipment	Reduce greenhouse gas emissions as required by the Climate Leadership and Community Protection Act

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
ENVIRONMENTAL CONSERVATION, DEPARTMENT OF			
ENV-07-24-00016-P	05/15/25	Environmental Remediation Programs - State Superfund Program, Brownfield Cleanup Program, and Environmental Restoration Program	To amend the Environmental Remediation Program regulations, 6 NYCRR Part 375
ENV-08-24-00011-P	04/22/25	Science-based State sea level rise projections	To establish a common source of sea-level rise projections for consideration in relevant programs and decision-making
ENV-09-24-00003-P	05/02/25	Repeal and replace 6 NYCRR Part 624, Permit Hearing Procedures, and amend 6 NYCRR Part 621, Part 622 and Subpart 750-1	To incorporate procedural and legal developments, develop consistency & reflect current practice in DEC permit hearings
ENV-15-24-00001-P	04/10/25	Fishing tournament permitting and reporting system	To establish a permitting and reporting system for black bass fishing tournaments
ENV-16-24-00003-EP	04/17/25	Regulations governing recreational fishing of Scup and Summer Flounder	To reduce the recreational harvest of Scup and Summer Flounder in New York
ENV-16-24-00009-P	06/18/25	transportation of radioactive materials	establish regulations consistent with the Nuclear Regulatory Commission regulations adopted in 2012, 2015, 2019, 2020, and 2021
ENV-17-24-00003-P	04/24/25	Hemlock Canadice-State Forest	Protection of public safety, natural resources and providing for public use
ENV-18-24-00024-P	07/09/25	Listing process, jurisdiction determination and permit procedures pertaining to Endangered and Threatened species	To repromulgate previous amendments made in 2010 and 2021 in accordance with court decision requiring public hearing
ENV-21-24-00001-EP	05/22/25	Regulations governing recreational fishing for Atlantic Striped Bass	To amend recreational fishing regulations for Atlantic Striped Bass
ENV-24-24-00021-P	06/12/25	Sporting License Issuance and Use	To enable a \$1 and \$2 fee for the printing and/or mailing of plain paper hunting, fishing, and trapping licenses
ENV-25-24-00001-EP	06/18/25	Sanitary Condition of Shellfish Lands	To reclassify underwater shellfish lands to protect public health and general welfare
ENV-28-24-00020-P	07/10/25	Trout Stream Fishing Regulations	To align select trout stream regulations with DEC's Trout Stream Management Plan and amend tidal trout regulations.
ENV-28-24-00025-P	09/12/25	6 NYCRR Part 664, Freshwater Wetlands Jurisdiction and Classification	To implement 2022 amendments to Environmental Conservation Law Article 24
ENV-29-24-00006-P	09/17/25	criteria for the decommissioning of radioactive material licensed sites	ensure DEC's regulations are equivalent to and compatible with regulations of the Nuclear Regulatory Commission.
ENV-32-24-00027-P	08/07/25	SPDES Incorporation by Reference	Update references that are incorporated into the State Pollutant Discharge Elimination System Permitting Program
ENV-32-24-00029-P	10/10/25	Revision and update of the list of endangered, threatened, and special concern species	To update the list of species in 6 NYCRR Section 182.5 to reflect the Department's best available scientific information.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
FINANCIAL SERVICES, DEPARTMENT OF			
*DFS-17-16-00003-P	..... exempt	Plan of Conversion by Commercial Travelers Mutual Insurance Company	To convert a mutual accident and health insurance company to a stock accident and health insurance company
*DFS-25-18-00006-P	..... exempt	Plan of Conversion by Medical Liability Mutual Insurance Company	To convert a mutual property and casualty insurance company to a stock property and casualty insurance company
DFS-05-24-00001-P	..... 01/30/25	Minimum Standards for Form, Content, and Sale of Health Insurance, Including Standards for Full and Fair Disclosure, et al.	To ensure that accident, hospital indemnity, and travel insurance are not misleading and provide substantial economic value
DFS-08-24-00001-P	..... 02/20/25	Network Adequacy and Access Standards	To establish network adequacy and access standards and other protections to improve access to behavioral health services
DFS-13-24-00003-P	..... 03/27/25	Definitions, licensing of PBMs, contracting with network pharmacies, acquisition of PBMs, consumer protections, and audits	Establish definitions, licensing, contracting with pharmacies, acquisition of PBMs, consumer protections, and audit regulations
DFS-29-24-00007-P	..... 07/17/25	Principle-Based Reserving	To adopt the 2024 Valuation Manual.
DFS-32-24-00028-P	..... 08/07/25	Charges for Professional Health Services	To update the website link to the Official New York Workers' Compensation DME Fee Schedule.
GAMING COMMISSION, NEW YORK STATE			
SGC-25-24-00003-P	..... 06/18/25	Whip use in harness racing	To promote the health and safety of racehorses
GAMING FACILITY LOCATION BOARD, NEW YORK			
GFB-31-24-00016-P	..... 07/31/25	Minimum capital investment for additional gaming facility.	To establish a minimum capital investment amount for additional gaming facilities.
GFB-31-24-00017-P	..... 07/31/25	License fee for additional gaming facility.	To establish a license fee for additional gaming facilities.
HEALTH, DEPARTMENT OF			
*HLT-14-94-00006-P	..... exempt	Payment methodology for HIV/AIDS outpatient services	To expand the current payment to incorporate pricing for services
HLT-43-23-00009-P	..... 10/24/24	Nursing Home Rate Appeal Prioritization Guidelines	To amend current appeal submission and processing requirements
HLT-49-23-00001-RP	..... 12/05/24	Hospital Cybersecurity Requirements	To create cybersecurity program requirements at all Article 28 regulated facilities
HLT-02-24-00008-P	..... 01/09/25	Network Adequacy and Access Standards for Behavioral Health Services	To establish network adequacy and access standards for behavioral health services
HLT-08-24-00004-P	..... 02/20/25	General Hospital Emergency Services Behavioral Health	Hospital emergency depts to establish policies&procedures to ident., assess, refer patients with behavioral health presentations
HLT-15-24-00003-P	..... 04/10/25	Ionizing Radiation	Compatibility with federal standards and modernization to reflect current technology

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
HEALTH, DEPARTMENT OF			
HLT-19-24-00019-P	05/08/25	Reproductive Health Care Standards	Reconciliation with Article 25-a of the Public Health Law and alignment with evidence-based clinical guidelines
HLT-19-24-00020-P	05/08/25	Adult Home Admission and Reporting Requirements	To clarify the pre-admission screening process and strengthen the reporting of residents with serious mental illness diagnoses
HLT-20-24-00008-P	05/15/25	In-Person Medical Evaluation Requirements and Exceptions for Controlled Substance Prescribing	To clarify patient evaluation requirements with regards to the issuance of a controlled substance prescription
HLT-23-24-00001-P	06/05/25	Disease Outbreak Investigation and Response Clarifications	Authorizes NYSDOH to provide flexibilities to LHDs to prioritize reportable diseases that need to be fully investigated
HLT-26-24-00012-P	06/26/25	Provider Enrollment and Collection of Patient Consent to Access Medicaid Confidential Data in the SHIN-NY	To clarify that providers of medical goods and services, rather than the QEs, are required to enroll in the Medicaid program
HLT-27-24-00001-P	07/03/25	Contingent Reserve Requirements for Managed Care Organizations (MCOs)	Maintains the contingent reserve requirement at 7.25% through 2025 applied to the Medicaid Managed Care, HIV SNP & HARP programs
HLT-28-24-00021-P	07/10/25	Emergency Medical Services Equipment Requirements for Certified Ambulance and Emergency Ambulance Service Vehicles	To update requirements to meet current industry standards that address patient and provider safety & manufacturing guidelines.
HLT-32-24-00001-P	08/07/25	Program for All-Inclusive Care for the Elderly (PACE) Licensure	To set up the licensure and establishment requirements for the unified PACE program licensure.
HIGHER EDUCATION SERVICES CORPORATION			
ESC-23-24-00004-P	06/05/25	New York State District Attorney and Indigent Legal Services Attorney Loan Forgiveness Program	To implement section 679-e of the Education Law
LABOR, DEPARTMENT OF			
LAB-37-23-00003-P	09/12/24	Pay Transparency in Job Advertisements	To increase pay transparency in job advertisements pursuant to Labor Law § 194-b
LAB-22-24-00011-P	05/29/25	Public Work Contractor Registry	To implement the public work contractor registry required by Labor Law § 220-i
LAW, DEPARTMENT OF			
LAW-24-24-00023-P	06/12/25	Preclearance under the New York Voting Rights Act ("NYVRA")	Clarify elements of the NYVRA preclearance process; provide guidance to regulated jurisdictions
LONG ISLAND POWER AUTHORITY			
*LPA-08-01-00003-P	exempt	Pole attachments and related matters	To approve revisions to the authority's tariff
*LPA-41-02-00005-P	exempt	Tariff for electric service	To revise the tariff for electric service
*LPA-04-06-00007-P	exempt	Tariff for electric service	To adopt provisions of a ratepayer protection plan

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
LONG ISLAND POWER AUTHORITY			
*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-17-22-00012-P	..... exempt	COVID-19 arrears forgiveness and low-income customer discount eligibility	To implement an arrears forgiveness program and expand low-income customer discount eligibility
*LPA-17-22-00014-P	..... exempt	LIPA's delivery service adjustment cost recovery rider	To ensure recovery of T&D property tax expenses consistent with the LIPA Reform Act, at the lowest cost to LIPA customers
LPA-39-23-00025-P	..... exempt	The Small Generator Interconnection Procedures in the Authority's Tariff for	To update the small generator interconnection procedures consistent with Public Service Commission guidance
LPA-46-23-00011-P	..... exempt	12-month Bill Protection Guarantee	To broaden applicability of Bill Protection Guarantee to all customers that enroll in Rate Code 194 or 195 by last migration
LPA-29-24-00003-P	..... exempt	IEDR Limitation of Liability	LIPA proposes to modify the Tariff to limit liability consistent with tariff amendments filed by the Joint Utilities.
MENTAL HEALTH, OFFICE OF			
OMH-35-23-00001-P	..... 08/29/24	COVID-19 Vaccination Program	To Repeal Part 557
OMH-36-23-00030-P	..... 09/05/24	Use of Telehealth in Crisis Stabilization Centers	To establish regulations regarding the use of Telehealth in Crisis Stabilization Centers

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
MENTAL HEALTH, OFFICE OF			
OMH-04-24-00006-RP	01/23/25	Admission and Discharge Criteria for Psychiatric Inpatient Units of General Hospitals	To standardize admissions and discharges
OMH-04-24-00007-RP	01/23/25	Admission and Discharge Criteria for Comprehensive Psychiatric Emergency Programs	To standardize admissions and discharges
OMH-04-24-00008-RP	01/23/25	Admission and Discharge Criteria for Hospitals for Persons with Mental Illness	To standardize admissions and discharges
OMH-15-24-00002-P	04/10/25	Prior Approval Review Process	To update the Prior Approval Review Process
OMH-16-24-00001-P	04/17/25	To clarify reimbursement methodologies	To provide for reimbursement methodologies which comply with parity laws
OMH-18-24-00001-P	05/01/25	To provide programs the flexibility in the provisions of both medical and mental health services	To raise the limitation on the total number of annual visits for which a program licensed solely under Article 31 may provide
MOTOR VEHICLES, DEPARTMENT OF			
MTV-36-23-00031-RP	12/04/24	Point System & Licensing or Relicensing After Revocation Action	To assign a point value for alcohol related convictions & increase point values and negative units for certain violations
MTV-21-24-00002-P	05/22/25	Safety Equipment Exemptions	To allow use of properly functioning video mirrors on a commercial motor vehicle as an alternative to the 2 rear view mirrors
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
*NFW-52-22-00004-EP	exempt	Adoption of Rates, Fees, and Charges	To pay for increased costs necessary to operate, maintain, and manage the system, and to meet covenants with the bondholders
NIAGARA FRONTIER TRANSPORTATION AUTHORITY			
NFT-25-24-00004-P	06/18/25	Procurement Guidelines of the Niagara Frontier Transportation Authority and Niagara Frontier Transit Metro System, Inc.	To amend Procurement Guidelines to reflect clarifying provisions and change signing authority level
OGDENSBURG BRIDGE 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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PEOPLE WITH DEVELOPMENTAL DISABILITIES, OFFICE FOR			
PDD-29-24-00002-P	07/17/25	Specialty Hospitals	To clarify requirements and better meet needs of individuals with I/DD seeking treatment at specialty hospitals
PDD-31-24-00001-P	07/31/25	Pathway to Employment	To update the pathway to employment regulations as NY becomes an employment first state.
PDD-31-24-00014-P	07/31/25	Support Decision Making	To effectuate the adoption of supported decision-making practices within the OPWDD service system.
POWER AUTHORITY OF THE STATE OF NEW YORK			
*PAS-01-10-00010-P	exempt	Rates for the sale of power and energy	Update ECSB Programs customers' service tariffs to streamline them/include additional required information
PROSECUTORIAL CONDUCT, COMMISSION ON			
CPC-17-24-00010-P	04/24/25	Operating Rules and Procedures	To provide the operating rules and procedures for the Commission on Prosecutorial Conduct
PUBLIC EMPLOYMENT RELATIONS BOARD			
PRB-29-24-00001-P	07/17/25	Clarification of PERB's Rules of Procedure.	To clarify that Section 263.34 of PERB's Rules of Procedure comports with the First Amendment and relevant case law.
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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-44-03-00009-P	..... exempt	Retail access data between jurisdictional utilities	To accommodate changes in retail access market structure or commission mandates
*PSC-02-04-00008-P	..... exempt	Delivery rates for Con Edison's customers in New York City and Westchester County by the City of New York	To rehear the Nov. 25, 2003 order
*PSC-06-04-00009-P	..... exempt	Transfer of ownership interest by SCS Energy LLC and AE Investors LLC	To transfer interest in Steinway Creek Electric Generating Company LLC to AE Investors LLC
*PSC-10-04-00005-P	..... exempt	Temporary protective order	To consider adopting a protective order
*PSC-10-04-00008-P	..... exempt	Interconnection agreement between Verizon New York Inc. and VIC-RMTS-DC, L.L.C. d/b/a Verizon Avenue	To amend the agreement
*PSC-14-04-00008-P	..... exempt	Submetering of natural gas service to industrial and commercial customers by Hamburg Fairgrounds	To submeter gas service to commercial customers located at the Buffalo Speedway
*PSC-15-04-00022-P	..... exempt	Submetering of electricity by Glenn Gardens Associates, L.P.	To permit submetering at 175 W. 87th St., New York, NY
*PSC-21-04-00013-P	..... exempt	Verizon performance assurance plan by Metropolitan Telecommunications	To clarify the appropriate performance level
*PSC-22-04-00010-P	..... exempt	Approval of new types of electricity meters by Powell Power Electric Company	To permit the use of the PE-1250 electronic meter
*PSC-22-04-00013-P	..... exempt	Major gas rate increase by Consolidated Edison Company of New York, Inc.	To increase annual gas revenues
*PSC-22-04-00016-P	..... exempt	Master metering of water by South Liberty Corporation	To waive the requirement for installation of separate water meters
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-43-04-00016-P	..... exempt	Accounts receivable by Rochester Gas and Electric Corporation	To include in its tariff provisions for the purchase of ESCO accounts receivable
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-22-06-00019-P	..... exempt	Hourly pricing by National Grid	To assess the impacts
*PSC-22-06-00020-P	..... exempt	Hourly pricing by New York State Electric & Gas Corporation	To assess the impacts
*PSC-22-06-00021-P	..... exempt	Hourly pricing by Rochester Gas & Electric Corporation	To assess the impacts
*PSC-22-06-00022-P	..... exempt	Hourly pricing by Consolidated Edison Company of New York, Inc.	To assess the impacts
*PSC-22-06-00023-P	..... exempt	Hourly pricing by Orange and Rockland Utilities, Inc.	To assess the impacts
*PSC-24-06-00005-EP	..... exempt	Supplemental home energy assistance benefits	To extend the deadline to Central Hudson's low-income customers
*PSC-25-06-00017-P	..... exempt	Purchased power adjustment by Massena Electric Department	To revise the method of calculating the purchased power adjustment and update the factor of adjustment
*PSC-34-06-00009-P	..... exempt	Inter-carrier telephone service quality standards and metrics by the Carrier Working Group	To incorporate appropriate modifications
*PSC-37-06-00015-P	..... exempt	Procedures for estimation of customer bills by Rochester Gas and Electric Corporation	To consider estimation procedures
*PSC-37-06-00017-P	..... exempt	Procedures for estimation of customer bills by Rochester Gas and Electric Corporation	To consider estimation procedures
*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 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-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 Reconciliation of Gas Expenses and Gas Cost Recoveries	The filings of various LDCs and municipalities regarding their Annual Reconciliation of Gas Expenses and Gas Cost Recoveries
*PSC-46-08-00008-P	..... exempt	Property transfer in the Village of Avon, New York	To consider a petition for the transfer of street lighting and attached equipment to the Village of Avon, New York
*PSC-46-08-00010-P	..... exempt	A transfer of indirect ownership interests in nuclear generation facilities	Consideration of approval of a transfer of indirect ownership interests in nuclear generation facilities
*PSC-46-08-00014-P	..... exempt	The attachment of cellular antennae to an electric transmission tower	To approve, reject or modify the request for permission to attach cellular antennae to an electric transmission tower
*PSC-48-08-00005-P	..... exempt	A National Grid high efficiency gas heating equipment rebate program	To expand eligibility to customers converting from oil to natural gas

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 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 commercial accounts	To permit electric utilities in New York State to use the Elster REX2
*PSC-17-09-00011-P	..... exempt	Whether Brooklyn Navy Yard Cogeneration Partners, L.P. should be reimbursed by Con Edison for past and future use taxes	Whether Brooklyn Navy Yard Cogeneration Partners, L.P. should be reimbursed by Con Edison for past and future use taxes
*PSC-17-09-00012-P	..... exempt	Petition for the submetering of gas at commercial property	To consider the request of Turner Construction, to submeter natural gas at 550 Short Ave., & 10 South St., Governors Island, NY
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
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 l.p. for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between Vernon and TW Telecom of New York L.P.
*PSC-27-09-00014-P	..... exempt	Billing and payment for energy efficiency measures through utility bill	To promote energy conservation
*PSC-27-09-00015-P	..... exempt	Interconnection of the networks between Oriskany and tw telecom of new york l.p. for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between Oriskany and TW Telecom of New York L.P.
*PSC-29-09-00011-P	..... exempt	Consideration of utility compliance filings	Consideration of utility compliance filings
*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

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

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 Commission reconsider its May 19, 2011 Order and conduct a hearing, and petition to stay said Order	To consider whether to grant or deny, in whole or in part, Windstream New York's Petition For Reconsideration and Rehearing
*PSC-35-11-00011-P	..... exempt	Whether to permit Consolidated Edison a waiver to commission regulations Part 226.8	Permit Consolidated Edison to conduct a inspection program in lieu of testing the accuracy of Category C meters
*PSC-36-11-00006-P	..... exempt	To consider expanding mobile stray voltage testing requirements	Adopt additional mobile stray voltage testing requirements
*PSC-38-11-00002-P	..... exempt	Operation and maintenance procedures pertaining to steam trap caps	Adopt modified steam operation and maintenance procedures
*PSC-38-11-00003-P	..... exempt	Waiver of certain provisions of the electric service tariffs of Con Edison	Consideration of waiver of certain provisions of the electric service tariffs of Con Edison

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 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 Gypsy Trail Club, Inc.'s long-term financing agreements	To exempt Gypsy 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

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.

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 and the Customer Trouble Report Rate levels at certain central office entities
*PSC-10-14-00006-P	..... exempt	Actions to facilitate the availability of ESCO value-added offerings, ESCO eligibility and ESCO compliance	To facilitate ESCO value-added offerings and to make changes to ESCO eligibility and to ensure ESCO compliance
*PSC-11-14-00003-P	..... exempt	Provision for the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces	To consider the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces
*PSC-16-14-00014-P	..... exempt	Whether to order NYSEG to provide gas service to customers when an expanded CPCN is approved and impose PSL 25-a penalties	To order gas service to customers in the Town of Plattsburgh after approval of a town wide CPCN and to impose penalties
*PSC-16-14-00015-P	..... exempt	Whether Central Hudson should be permitted to defer obligations of the Order issued on October 18, 2013 in Case 13-G-0336	Consideration of the petition by Central Hudson to defer reporting obligations of the October 18, 2013 Order in Case 13-G-0336
*PSC-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

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-36-14-00009-P	..... exempt	Modification to the Commission's Electric Safety Standards	To consider revisions to the Commission's Electric Safety Standards

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

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)

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

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-25-16-00009-P	..... exempt	To delay Companies' third-party assessments of customer personally identifiable information until 2018	To extend the time period between the Companies' third-party assessments of customer personally identifiable information
*PSC-25-16-00025-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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
*PSC-18-17-00026-P	..... exempt	Revisions to the Dynamic Load Management surcharge	To consider revisions to the Dynamic Load Management surcharge

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

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

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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-09-19-00010-P	..... exempt	Non-pipeline alternatives report recommendations	To consider the terms and conditions applicable to gas service
*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-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-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-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-18-20-00015-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-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
*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-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-45-20-00003-P	..... exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
*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
*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-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-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-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-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-18-21-00006-P	..... exempt	Community Choice Aggregation renewable products	To consider waiving the locational and delivery requirements for RECs purchased to support renewable CCA products
*PSC-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 opt-out CDG focused program
*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-21-21-00019-P	..... exempt	Utility capital expenditure proposal	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences
*PSC-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-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-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-36-21-00006-P	..... exempt	The Westchester Power Program	To consider integration of Opt-out Community Distributed Generation into the Westchester Power program
*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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-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-47-21-00003-P	..... exempt	Utility processes for customers to consent to sharing data with third parties and how consent options will be communicated	To develop standardized consent requirements that will increase customer familiarity with appropriate data sharing and access
*PSC-47-21-00005-P	..... exempt	Utility processes for customers to consent to sharing data with third parties and how consent options will be communicated	To develop standardized consent requirements that will increase customer familiarity with appropriate data sharing and access
*PSC-50-21-00006-P	..... exempt	Implementation of the Host Community Benefit Program	To consider the proposed administration and implementation related to disbursement of customer bill credits
*PSC-50-21-00008-P	..... exempt	Implementation of the Host Community Benefit Program	To consider the proposed administration and implementation related to disbursement of customer bill credits
*PSC-50-21-00011-P	..... exempt	Implementation of the Host Community Benefit Program	To consider the proposed administration and implementation related to disbursement of customer bill credits
*PSC-50-21-00012-P	..... exempt	Implementation of the Host Community Benefit Program	To consider the proposed administration and implementation related to disbursement of customer bill credits
*PSC-05-22-00001-P	..... exempt	Green gas products	To consider an extension of the waiver permitting energy service companies to serve existing customers on green gas products
*PSC-13-22-00011-P	..... exempt	Positive revenue adjustments associated with emergency response, damage prevention and leak management for 2020	To consider a rehearing petition
*PSC-14-22-00008-P	..... exempt	An opt-out community distributed generation program	To establish the program rules for offering community distributed generation on and opt-out basis in New York State
*PSC-18-22-00002-P	..... exempt	NYSEG and RG&E's petition for a waiver of its 2021 customer service quality performance	To determine if NYSEG and RG&E's petition for waiver is in the public interest
*PSC-19-22-00022-P	..... exempt	Modification of Con Edison's electric tariff	To either eliminate or waive a provision of the Standby Service Offset Tariff
*PSC-20-22-00009-P	..... exempt	Modify lease of utility property	To determine whether to authorize the extension and amendment of the lease of the Volney-Marcy transmission line
*PSC-20-22-00011-P	..... exempt	Establishment of the regulatory regime applicable to a wind electric generating facility	To ensure appropriate regulation of a new electric corporation
*PSC-21-22-00007-P	..... exempt	Partial waiver of the Order Adopting Changes to the Retail Access Energy Market and Establishing Further Process	To consider whether Atlantic Energy, LLC should be permitted to offer its LED Lighting product to mass market customers

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-21-22-00008-P	..... exempt	Cybersecurity requirements	Modify the framework to ensure the protection of utility systems and customer data from cyber events
*PSC-21-22-00011-P	..... exempt	Partial waiver of the Order Adopting Changes to the Retail Access Energy Market and Establishing Further Process	To consider whether Atlantic Energy, LLC should be permitted to offer its Smart Home Program product to mass market customers
*PSC-24-22-00007-P	..... exempt	St. Lawrence Gas' petition for a waiver of its 2021 service quality performance	To determine if St. Lawrence Gas' petition for waiver is in the public interest
*PSC-26-22-00008-P	..... exempt	Compensation under the Value of Distributed Energy Resources tariff	To consider compensation mechanisms for legacy baseline hydroelectric and other renewable energy resources
*PSC-30-22-00009-P	..... exempt	Establishment of the regulatory regime applicable to a battery storage project	To ensure appropriate regulation of an electric corporation
*PSC-32-22-00022-P	..... exempt	Establishment of the regulatory regime applicable to a wind electric generating facility	To ensure appropriate regulation of a new electric corporation
*PSC-32-22-00023-P	..... exempt	Bioenergy generation in New York	To consider compensation for bioenergy generation
*PSC-33-22-00008-P	..... exempt	Gas moratorium consumer protections	To consider protections for existing and prospective customers should a utility institutes a moratorium on new gas service
*PSC-33-22-00009-P	..... exempt	Use of electric metering equipment	To consider use of electric metering equipment and ensure consumer bills are based on accurate measurements of electric usage
*PSC-34-22-00005-P	..... exempt	Transfer of a Certificate of Environmental Compatibility and Public Need	Consideration of whether the proposed transfer is in the public interest
*PSC-38-22-00004-P	..... exempt	Establishment of the regulatory regime applicable to a battery storage project	To ensure appropriate regulation of an electric corporation
*PSC-42-22-00010-P	..... exempt	Gas system planning	To consider screening and suitability criteria for non-pipeline alternatives
*PSC-42-22-00011-P	..... exempt	Gas system planning	To consider cost recovery procedures and an incentive mechanism for non-pipeline alternatives
*PSC-42-22-00012-P	..... exempt	Gas system planning	To consider screening and suitability criteria for non-pipeline alternatives
*PSC-42-22-00013-P	..... exempt	Gas system planning	To consider screening and suitability criteria for non-pipeline alternatives
*PSC-42-22-00014-P	..... exempt	Gas system planning	To consider screening and suitability criteria for non-pipeline alternatives
*PSC-42-22-00015-P	..... exempt	Gas system planning	To consider screening and suitability criteria for non-pipeline alternatives
*PSC-42-22-00016-P	..... exempt	Gas system planning	To consider screening and suitability criteria for non-pipeline alternatives

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-42-22-00017-P	..... exempt	Gas system planning	To consider screening and suitability criteria for non-pipeline alternatives
*PSC-42-22-00019-P	..... exempt	Gas system planning	To consider screening and suitability criteria for non-pipeline alternatives
*PSC-44-22-00003-P	..... exempt	Proposed draft tariff amendments	To document and refine moratorium management procedures that seek to minimize hardships in the event a future moratorium occurs
*PSC-46-22-00010-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
*PSC-48-22-00003-P	..... exempt	Gas moratorium customer protections	To consider protections to minimize customer hardships in the unlikely event of a future gas moratorium
*PSC-04-23-00008-P	..... exempt	Updates to guidance for electric utility Distributed System Implementation Plans (DSIPs)	Development of updated guidance and directives for utility DSIPs for improving utility planning and operations functions
*PSC-04-23-00009-P	..... exempt	Gas metering equipment	To consider use of volume corrector and ensure that consumer bills will be based on accurate measurements of gas usage
*PSC-05-23-00001-P	..... exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00002-P	..... exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00004-P	..... exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00005-P	..... exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00006-P	..... exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00009-P	..... exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00012-P	..... exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00014-P	..... exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00015-P	..... exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-13-23-00022-P	..... exempt	The applicable regulatory regime under the Public Service Law for the owner of an energy storage facility	Consideration of a lightened regulatory regime for the owner of an approximately 150 MW energy storage facility
*PSC-15-23-00002-P	..... exempt	Community Choice Aggregation	To determine if Mid-Hudson Energy Transition Inc. should operate as a Community Choice Aggregation Administrator

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-16-23-00010-P	..... exempt	Marginal Cost of Service studies	To identify appropriate inputs and methodologies for preparing Marginal Cost of Service studies
*PSC-17-23-00002-P	..... exempt	Tariff filing	To consider whether the proposed tariff revisions are in the public interest
*PSC-17-23-00003-P	..... exempt	Issuance of securities and other forms of indebtedness	To determine if the issuance of funding for capital needs and a surcharge mechanism is in the public interest
*PSC-18-23-00001-P	..... exempt	A request for waiver of negative revenue adjustments	Whether it is in the public interest to waive the negative revenue adjustments for NYSEG and RGE
*PSC-19-23-00022-P	..... exempt	Disposition of a New York State sales and use tax refund	To determine the just and reasonable disposition of tax refunds
*PSC-21-23-00006-P	..... exempt	Community Choice Aggregation	To determine if ProjectEconomics d/b/a PowerMarket shall operate as a Community Choice Aggregation Administrator
*PSC-24-23-00023-P	..... exempt	Deferral of costs for later collection from ratepayers	To determine whether it is reasonable to authorize the deferral of costs associated with a gas demand response pilot program
*PSC-25-23-00003-P	..... exempt	Community Choice Aggregation	To determine the appropriate requirements to be placed on Community Choice Aggregation solicitations and service agreements
*PSC-25-23-00006-P	..... exempt	Community Choice Aggregation	To determine the appropriate requirements to be placed on Community Choice Aggregation outreach and education plans
*PSC-25-23-00007-P	..... exempt	Termination of the PPI Program and deployment of the EVLMTI Program in the Joint Utilities' service territories	To consider the transition from the PPI to the EVLMTI program including design characteristics and program operations
*PSC-25-23-00008-P	..... exempt	Long-term gas system planning for Con Edison and O&R	To consider and review long-term gas system planning for Con Edison and O&R
*PSC-25-23-00009-P	..... exempt	Community Choice Aggregation	To determine if Local Power LLC shall operate as a Community Choice Aggregation Administrator
*PSC-26-23-00010-P	..... exempt	Petition to modify the SIC tariff statement	To consider whether amending the SIC mechanism is in the public interest
*PSC-27-23-00006-P	..... exempt	A proposed methodology for annual greenhouse gas emissions inventory reporting	To consider whether the proposed Green House Gas Inventory Report will provide sufficient emissions information
*PSC-27-23-00013-P	..... exempt	The proposed Greenhouse Gas Emissions Reduction Pathways Study	To consider whether the proposed Study is sufficient and whether to proceed with the Study
*PSC-27-23-00015-P	..... exempt	The Tier 4 renewable energy certificate purchase and sale agreement modifications	To consider modification to the existing Tier 4 renewable energy certificate purchase and sale agreement

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-28-23-00024-P	..... exempt	Proposed major rate increase	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences
*PSC-28-23-00025-P	..... exempt	Proposed major rate increase	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences
*PSC-29-23-00007-P	..... exempt	Reconciliation mechanism	To limit any further near-term customer bill impacts
PSC-31-23-00001-P	..... exempt	A petition for a special permit exemption from odorization requirements	To determine if the granting of the special permit is in the public interest
PSC-31-23-00002-P	..... exempt	Proposed major rate increase	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences
PSC-34-23-00008-P	..... exempt	Proposed transfer of capital stock	To determine if the transfer of capital stock is in the public interest
PSC-35-23-00007-P	..... 08/29/24	EV Commercial Managed Charging Program Implementation Plan	To consider the deployment of an EV CMCP Implementation Plan in the Central Hudson service territory
PSC-35-23-00011-P	..... 08/29/24	EV Commercial Managed Charging Program Implementation Plan	To consider the deployment of an EV CMCP Implementation Plan in the National Grid service territory
PSC-35-23-00012-P	..... 08/29/24	EV Phase-In Rate	To consider if the EV Phase-In Rate is a near-term solution in the O&R service territory
PSC-35-23-00013-P	..... 08/29/24	EV Phase-In Rate	To consider if the EV Phase-In Rate is a near-term solution in the National Grid service territory
PSC-35-23-00014-P	..... 08/29/24	EV Phase-In Rate	To consider if the EV Phase-In Rate is a near-term solution in the Central Hudson service territory
PSC-35-23-00015-P	..... 08/29/24	EV Commercial Managed Charging Program Implementation Plan	To consider the deployment of an EV CMCP Implementation Plan in the NYSEG/RG&E service territories
PSC-35-23-00017-P	..... exempt	EV Phase-In Rate	To consider if the EV Phase-In Rate is a near-term solution in the Con Edison service territory
PSC-35-23-00020-P	..... exempt	Reconciliation mechanism	To limit any further near-term customer bill impacts
PSC-35-23-00022-P	..... 08/29/24	EV Phase-In Rate	To consider if the EV Phase-In Rate is a near-term solution in the NYSEG and RG&E service territories
PSC-38-23-00002-P	..... exempt	Program-wide adjustments to renewable energy certificate contracts	To consider modification to existing renewable energy certificate contracts in light of increased project costs
PSC-40-23-00029-P	..... exempt	The applicable regulatory regime for the owner/operator of an approximately 200 megawatt solar electric generating facility	Consideration of whether a requested lightened regulatory regime is in accordance with the Public Service Law and precedent

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-41-23-00007-P	..... exempt	Gas metering equipment	To ensure that consumer bills are based on accurate measurements of gas usage
PSC-42-23-00009-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-42-23-00011-P	..... exempt	Transfer of a Certificate of Environmental Compatibility and Public Need for a natural gas pipeline	To determine whether the request for the transfer is consistent with the law and in the public interest
PSC-42-23-00012-P	..... exempt	Long-term gas system planning	To consider and review long-term gas system planning
PSC-42-23-00013-P	..... exempt	Proposed sale and transfer of a water system and its assets	To consider whether the terms of the sale are in public interest
PSC-46-23-00004-P	..... exempt	Petition to submeter electricity and waiver request	To ensure adequate submetering equipment, consumer protections, and energy efficiency protections are in place
PSC-46-23-00009-P	..... exempt	Pole attachment charges and waiver of newspaper publication	To revise Con Edison's tariffed charges for pole attachments and to waive newspaper publication of the new rates
PSC-47-23-00003-P	..... exempt	The prohibition on service to low-income customers by energy service companies (ESCOs)	To consider extending the waiver of the prohibition
PSC-48-23-00005-P	..... exempt	Community Distributed Generation	To consider expanding the Net Crediting program to volumetric community distributed generation projects
PSC-48-23-00006-P	..... exempt	The Utility Energy Registry	To consider the transition of community scale energy usage data to the Integrated Energy Data Resource
PSC-48-23-00007-P	..... exempt	Petition to amend bill estimation procedures for AM	To have more accurate billing & reduce adjustments
PSC-51-23-00004-P	..... exempt	Proposed revisions related to the Integrated Energy Data Resource platform	To ensure consistency between utility tariffs and the Commission's orders regarding the Integrated Energy Data Resource
PSC-52-23-00009-P	..... exempt	Minor water rate filing to increase annual water revenues	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences
PSC-01-24-00015-P	..... exempt	Proposed major rate increase	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences
PSC-01-24-00018-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-02-24-00002-P	..... exempt	Water metering equipment	To ensure that consumer bills will be based on accurate measurements of water usage
PSC-02-24-00004-P	..... exempt	Water rates and charges	To ensure customers are provided safe and adequate service at just and reasonable rates

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-02-24-00005-P	..... exempt	Water metering equipment	To ensure that consumer bills will be based on accurate measurements of water usage
PSC-03-24-00005-P	..... exempt	Request to defer cost of a Cost of Service and Rate Model Study	To determine whether FIEC can defer the cost of a Cost of Service and Rate Model Study
PSC-03-24-00008-P	..... exempt	Pole attachment charges	To provide pole attachment services at just and reasonable rates
PSC-05-24-00002-P	..... exempt	Minor rate filing by Warwick Water Corporation	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preference
PSC-05-24-00003-P	..... exempt	Application of the Public Service Law (PSL) to a merchant developer and owner of a proposed solar facility	To ensure an applicable regulatory regime under the PSL that is consistent with the public interest
PSC-05-24-00004-P	..... exempt	Waiver of the requirements of velocity steam meter testing for 2023	To consider whether to provide relief from the velocity meter testing requirements for 2023 due to testing facility shutdown
PSC-06-24-00005-P	..... exempt	Minor rate filing to increase annual revenues	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences
PSC-06-24-00006-P	..... exempt	Electric metering equipment	To consider use of metering equipment and ensure that consumer bills will be based on accurate measurements of electric usage
PSC-06-24-00007-P	..... exempt	LED streetlights in the Village of Cambridge	To consider whether the use of LED streetlights in the Village of Cambridge requires changes
PSC-07-24-00017-P	..... exempt	Policies, budgets, and targets for energy efficiency and building electrification portfolios for Non-LMI customers	To establish a portfolio and policy framework for Non-LMI energy efficiency and building electrification
PSC-07-24-00018-P	..... exempt	Policies, budgets, and targets for energy efficiency and building electrification for Non-Low- to Moderate-Income customers	To establish a portfolio and policy framework for Non-Low- to Moderate-Income energy efficiency and building electrification
PSC-07-24-00019-P	..... exempt	Policies, budgets, and targets for energy efficiency and building electrification portfolios for Non-LMI customers	To establish a portfolio and policy framework for Non-LMI energy efficiency and building electrification
PSC-07-24-00020-P	..... exempt	Policies, budgets, and targets for energy efficiency and building electrification portfolios for Non-LMI customers	To establish a portfolio and policy framework for Non-LMI energy efficiency and building electrification
PSC-07-24-00022-P	..... exempt	Policies, budgets, and targets for energy efficiency and building electrification portfolios for Non-LMI customers	To establish a portfolio and policy framework for Non-LMI energy efficiency and building electrification
PSC-07-24-00024-P	..... exempt	Energy efficiency and building electrification programs	To implement potential change to energy efficiency programs
PSC-07-24-00025-P	..... exempt	Policies, budgets, and targets for energy efficiency and building electrification portfolios for LMI customers	To establish portfolio and policy framework for LMI energy efficiency and building electrification programs
PSC-07-24-00026-P	..... exempt	Community Distributed Generation	To consider CDG billing and crediting performance metrics and associated negative revenue adjustments

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-07-24-00027-P	..... exempt	Policies, budgets, and targets for energy efficiency and building electrification portfolios for Non-LMI customers	To establish a portfolio and policy framework for Non-LMI energy efficiency and building electrification
PSC-07-24-00028-P	..... exempt	Policies, budgets, and targets for energy efficiency and building electrification portfolios for LMI customers	To establish portfolio and policy framework for LMI energy efficiency and building electrification programs
PSC-07-24-00029-P	..... exempt	Energy efficiency and building electrification programs	To implement potential changes to building electrification program
PSC-07-24-00030-P	..... exempt	Policies, budgets, and targets for energy efficiency and building electrification portfolios for LMI customers	To establish portfolio and policy framework for LMI energy efficiency and building electrification programs
PSC-07-24-00032-P	..... exempt	Policies, budgets, and targets for energy efficiency and building electrification portfolios for Non-LMI customers	To establish a portfolio and policy framework for Non-LMI energy efficiency and building electrification
PSC-07-24-00033-P	..... exempt	Policies, budgets, and targets for energy efficiency and building electrification portfolios for Non-LMI customers	To establish a portfolio and policy framework for Non-LMI energy efficiency and building electrification
PSC-08-24-00006-P	..... exempt	Petition for termination of temporary operator role and cost recovery	To determine if termination of a temporary operator and recovery of costs is in the public interest
PSC-08-24-00007-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-08-24-00009-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-08-24-00010-P	..... exempt	Economic development programs	To consider whether it is in the public interest for National Grid to use deferred credits for economic development programs
PSC-09-24-00007-P	..... exempt	The Renewable Energy Access and Community Help Program	To provide bill credits to low-and moderate-income end-use electricity consumers in disadvantaged communities
PSC-09-24-00009-P	..... exempt	Compensation of and incentives for distributed energy resources	To encourage the development of and ensure just and reasonable rates for distributed energy resources
PSC-09-24-00010-P	..... exempt	Establishment of annual headroom reporting date	To consider the timing for reporting information on existing electric system limitations and available capacity
PSC-10-24-00002-P	..... exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-10-24-00003-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-10-24-00004-P	..... exempt	Remote electric service disconnection and reconnection charges	To ensure that charges assessed to utility customers are just and reasonable
PSC-10-24-00005-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-10-24-00006-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-11-24-00019-P	..... exempt	Minor rate filing to increase annual revenues	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences
PSC-11-24-00020-P	..... exempt	Appointment of a temporary operator for a water works corporation	To determine if appointment of a temporary operator of a water utility is necessary to provide safe and adequate service
PSC-11-24-00021-P	..... exempt	Petition for the use of gas metering equipment	To ensure that consumer bills are based on accurate measurements of gas usage
PSC-12-24-00001-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-12-24-00002-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-12-24-00004-P	..... exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-12-24-00005-P	..... exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-12-24-00006-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-13-24-00004-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-13-24-00005-P	..... exempt	Long-term gas system planning	To consider and review long-term gas system planning
PSC-13-24-00006-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-14-24-00013-P	..... exempt	Petition to modify the submeter approval order	To ensure adequate consumer protections are in place
PSC-14-24-00014-P	..... exempt	Petition for waiver of the requirements in Opinion No. 76-17 and 16 NYCRR Part 96 regarding individual metering of living units	To determine whether to authorize the waiver request while ensuring consumer and energy efficiency protections are in place
PSC-14-24-00015-P	..... exempt	Petition to modify the submeter approval order	To ensure adequate consumer protections are in place
PSC-15-24-00004-P	..... exempt	Baseline period modification for the commercial managed charging EAM for program year 2024	To consider a modified peak avoidance baseline and baseline enrollment period and a shortened enrollment baseline growth period
PSC-15-24-00005-P	..... exempt	Recovery of costs to cure tax liabilities	To determine if Liberty should recover the costs to cure certain tax liabilities of Arbor Hills Waterworks, Inc.
PSC-15-24-00006-P	..... exempt	Pole attachment charges update	To provide pole attachment services at just and reasonable rates

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-15-24-00007-P	..... exempt	Proposal to modify the MRP related to EV supply equipment requirements, and incentive eligibility requirements	To modify aspects of the MRP in order to avoid disruptions to EV charging infrastructure deployment
PSC-16-24-00007-P	..... exempt	Energy service company contract changes and renewals	To consider modifications to the Uniform Business Practices to reflect changes to General Business Law Section 349-d
PSC-16-24-00008-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-17-24-00005-P	..... exempt	Petition for surcharge to recover the cost of a water main installation to six customers	To determine whether recovery of main installation costs via surcharge is in the public interest
PSC-17-24-00006-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-17-24-00007-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-17-24-00008-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-17-24-00009-P	..... exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-18-24-00004-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-18-24-00005-P	..... exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-18-24-00007-P	..... exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-18-24-00008-P	..... exempt	Partnership for the Urban Revitalization in Western New York Program revisions	To consider and review proposed program modifications
PSC-18-24-00009-P	..... exempt	Electric metering equipment	To ensure that consumer bills are based on accurate measurements of electric usage
PSC-18-24-00010-P	..... exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-18-24-00011-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-18-24-00012-P	..... exempt	Modifications of the Immediate Solutions Programs including less stringent data reporting requirements and modification process	To consider modifications to the Immediate Solutions Programs to increase customer engagement and program flexibility
PSC-18-24-00013-P	..... exempt	Proposed major rate increase in electric delivery revenues	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences
PSC-18-24-00014-P	..... exempt	The applicable regulatory regime for the owner and operator of a solar-powered generating facility	To determine whether a lightened regulatory regime for Bear Ridge is consistent with the PSL

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-18-24-00015-P	..... exempt	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-18-24-00016-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-18-24-00018-P	..... exempt	Proposed major rate increase in gas delivery revenues	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences
PSC-18-24-00019-P	..... exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-19-24-00001-P	..... exempt	Transfer of certain street lighting facilities	To consider whether the transfer of street lighting facilities is in the public interest
PSC-19-24-00002-P	..... exempt	Electric utility economic development program	To ensure the utility operates its economic development program without undue preference and spending is just and reasonable
PSC-19-24-00003-P	..... exempt	Gas metering equipment	To consider use of volume corrector and ensure that consumer bills are based on accurate measurements of gas usage
PSC-20-24-00002-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-20-24-00003-P	..... exempt	Tariff proposal and financing petition	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences
PSC-20-24-00004-P	..... exempt	Energy affordability and electrification of heat and hot water for low-income customers	The design and implementation of the Energy Affordability Guarantee pilot
PSC-20-24-00005-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-20-24-00006-P	..... exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-20-24-00007-P	..... exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-21-24-00005-P	..... exempt	Climate Change Resilience Plan and climate resiliency cost recovery surcharge	To make infrastructure resilient to climate change and to determine an appropriate cost recovery mechanism
PSC-21-24-00006-P	..... exempt	Climate Change Resilience Plan and climate resiliency cost recovery surcharge	To make infrastructure resilient to climate change and to determine an appropriate cost recovery mechanism
PSC-21-24-00007-P	..... exempt	Electric metering equipment	To ensure that consumer bills are based on accurate measurements of electric usage
PSC-21-24-00008-P	..... exempt	Climate Change Resilience Plan and climate resiliency cost recovery surcharge	To make infrastructure resilient to climate change and to determine an appropriate cost recovery mechanism

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-21-24-00009-P	..... exempt	Climate Change Resilience Plan and climate resiliency cost recovery surcharge	To make infrastructure resilient to climate change and to determine an appropriate cost recovery mechanism
PSC-21-24-00010-P	..... exempt	Electric metering equipment	To ensure that consumer bills are based on accurate measurements of electric usage
PSC-21-24-00011-P	..... exempt	Climate Change Resilience Plan and climate resiliency cost recovery surcharge	To make infrastructure resilient to climate change and to determine an appropriate cost recovery mechanism
PSC-21-24-00012-P	..... exempt	Minor water rate filing to increase annual revenues	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences
PSC-21-24-00013-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-21-24-00014-P	..... exempt	Climate Change Resilience Plan and climate resiliency cost recovery surcharge	To make infrastructure resilient to climate change and to determine an appropriate cost recovery mechanism
PSC-22-24-00005-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-22-24-00006-P	..... exempt	Petition for transfer of assets and dissolution of water works corporation	To determine if the transfer of Saratoga's assets to the Town and Saratoga's dissolution is in the public interest
PSC-22-24-00007-P	..... exempt	Electric metering equipment	To ensure that consumer bills are based on accurate measurements of electric usage
PSC-22-24-00008-P	..... exempt	Petition for rehearing, reconsideration, and clarification of provisions in the DLM Order related to performance payments	To clarify the directives of the DLM Order as to National Grid's obligation to make performance payments to certain customers
PSC-22-24-00009-P	..... exempt	The applicable regulatory regime for the owner and operator of a solar-powered generation facility	To determine whether a lightened regulatory regime is consistent with the PSL
PSC-23-24-00002-P	..... exempt	Petition for waiver of the requirements of Opinion No. 76-17 and 16 NYCRR Part 96 regarding individual metering of living units	To determine whether to authorize the waiver request while ensuring consumer and energy efficiency protections are in place
PSC-23-24-00003-P	..... exempt	Compensation under the Value of Distributed Energy Resources tariff	To consider eligibility for a combined heat and power generation facility to receive Value Stack compensation
PSC-24-24-00022-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-25-24-00005-P	..... exempt	The calculation of NYSEG's Percent of Estimated Bills of the Customer Service Performance Indicator metric for January 2024	Whether it is in the public interest to grant certain exemptions in the January 2024 Percent of Estimated Bills for NYSEG
PSC-25-24-00006-P	..... exempt	Transfer of ownership of cable television facilities and eight municipal cable television franchises	To ensure performance in accordance with applicable cable laws, regulations and standards and the public interest

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-25-24-00007-P	..... exempt	Long-term gas system planning	To consider and review long-term gas system planning
PSC-26-24-00002-P	..... exempt	Energy Service Company Home Warranty Products	To consider proposed consumer protections on Energy Service Company Home Warranty Products
PSC-26-24-00003-P	..... exempt	Petition for clarification of and a determination of compliance	To ensure adequate consumer protections are in place
PSC-26-24-00004-P	..... exempt	Petition for clarification of and a determination of compliance	To ensure adequate consumer protections are in place
PSC-26-24-00005-P	..... exempt	Stock transactions of regulated entities	To consider stock transactions within statutory parameters for individual transactions
PSC-26-24-00006-P	..... exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-26-24-00007-P	..... exempt	Petition for determination of compliance	To ensure adequate consumer protections are in place
PSC-26-24-00008-P	..... exempt	Petition for clarification of and a determination of compliance	To ensure adequate consumer protections are in place
PSC-26-24-00009-P	..... exempt	LPP replacement targets	To update LPP replacement mileage to reflect increasing cost while working within Corning's authorized budget
PSC-26-24-00010-P	..... exempt	BTU content levels	To reflect the BTU range during the non-heating months due to gas supplied by Corning's new renewable natural gas projects
PSC-27-24-00002-P	..... 07/03/25	Technical amendments and additions to state regulations.	To ensure the safe and adequate operation of pipelines in New York State.
PSC-27-24-00003-P	..... exempt	Net Metering Rules.	To consider the proper treatment of banked remote net metering credits.
PSC-27-24-00004-P	..... exempt	Proposals to establish notification requirements for billing delays and adjusted bills.	To ensure proper customer notification of billing delays or adjustments is provided.
PSC-27-24-00005-P	..... exempt	Long-term gas system planning.	To consider the appropriate process to review two small utilities' long-term gas system plans.
PSC-27-24-00006-P	..... exempt	Deferral of costs associated with the development of UTEN.	To determine the appropriate funding for the development of proposed UTEN pilot projects.
PSC-27-24-00007-P	..... exempt	Electric Reliability Performance Metrics.	The ascertainment of accurate electric reliability performance metrics for NYSEG and RG&E.
PSC-27-24-00008-P	..... exempt	Area code overlay.	To ensure performance in accordance with applicable telecommunications laws, regulations and standards, and the public interest.
PSC-27-24-00009-P	..... exempt	Proposed transfer of the Company's assets to the Purchaser, an increase in rates, and request for rate setting exemption.	To determine whether transfer of the Company's assets and rate setting exemption are in the public interest.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-28-24-00022-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-28-24-00023-P	..... exempt	Deferral of costs associated with the development of UTEN.	To determine the appropriate funding for the development of proposed UTEN pilot projects.
PSC-28-24-00024-P	..... exempt	A debt financing arrangement with respect to an offshore wind project	To consider the requested financing arrangement and what regulatory conditions should apply.
PSC-29-24-00004-P	..... exempt	Acquisition of the remaining stocks of Avangrid Inc.	To determine whether to authorize the acquisition of all the outstanding shares of Avangrid.
PSC-29-24-00005-P	..... exempt	Proposal to modify O&R's EV MRP.	To avoid disruptions to EV charging infrastructure deployment in the O&R territory.
PSC-30-24-00002-P	..... exempt	Petition for a special permit exemption and extension.	To determine whether to grant the special permit relating to certain class locations and extend the 18-month period until 2026.
PSC-30-24-00003-P	..... exempt	Proposed revisions to firm gas demand response programs for the 2024 - 2025 winter season and going forward.	To determine if the proposed modifications to firm gas demand response programs are in the public interest.
PSC-30-24-00004-P	..... exempt	A debt financing arrangement with respect to a proposed solar generating facility.	To consider the requested financing arrangement and what regulatory conditions should apply.
PSC-30-24-00005-P	..... exempt	Automated meter reading technology.	To consider and review reasonableness of proposal and cost recovery.
PSC-30-24-00006-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-30-24-00007-P	..... exempt	Proposed revisions to firm gas demand response programs for the 2024 - 2025 winter season and going forward.	To determine if the proposed modifications to firm gas demand response programs are in the public interest.
PSC-30-24-00008-P	..... exempt	The Clean Energy Standard	To consider the proposals to modify the Clean Energy Standard for further achievement of State clean energy goals.
PSC-31-24-00009-P	..... exempt	To modify the provisions of the System Benefits Charge to allow for interim updates.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-31-24-00010-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-31-24-00011-P	..... exempt	IEDR User Agreements, Data Security Agreement, Self Attestation, and Green Button Connect Onboarding Process	To ensure that proposed agreements comply with the Commission's Data Access Framework requirements.
PSC-31-24-00012-P	..... exempt	Proposal to modify the Auto- and Term- DLM program procurement mechanism.	To consider alternative, utility-specific procurement methodologies to increase participation in the DLM program.
PSC-31-24-00013-P	..... exempt	Transfer in ownership of battery energy storage system company.	To determine if the transfer is in the public interest.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-31-24-00015-P	..... exempt	Deferral of incremental expenses beyond utility's control for future recovery in rates.	To determine the ratemaking treatment for Corning's incremental interest costs since base rates were last set by the Commission.
PSC-32-24-00030-P	..... exempt	Petition for the use of gas metering equipment.	To ensure that consumer bills are based on accurate measurements of gas usage.
PSC-32-24-00031-P	..... exempt	Recommendations regarding the timeline for the CGPP.	To optimize the timeline of the CGPP to ensure safe and adequate service at just and reasonable rates.
PSC-32-24-00032-P	..... exempt	To modify the Low-Income Programs to no longer trigger tax credits to customers, be static, and to not be prorated.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-32-24-00033-P	..... exempt	A debt financing arrangement with respect to a lightly regulated solar generation facility.	To consider the requested financing arrangement and what regulatory conditions should apply.
PSC-32-24-00034-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-32-24-00035-P	..... exempt	The transfer of water assets from Woodbury to the Village and dissolution of the company.	To ensure the continued supply of water service to the ratepayers of the Woodbury Heights Estates Water Co., Inc.
PSC-32-24-00036-P	..... exempt	Interconnection rules for distributed generation related to financial security for distribution upgrades.	To provide interconnection rules that ensure safe and adequate service at just and reasonable rates.
PSC-32-24-00037-P	..... exempt	Rehearing if the order denying authority to recover incremental costs to implement a new CSS above the \$421 million cap.	To determine whether to authorize temporary accounting treatment for the capital costs in excess of the \$421 million cap.
PSC-32-24-00038-P	..... exempt	Recommendations regarding the CGPP.	To optimize the CGPP to ensure safe and adequate service at just and reasonable rates.

STATE, DEPARTMENT OF

DOS-13-24-00002-P 03/27/25	Appearance Enhancement Licensure and Permanent Dyeing of Eyebrow and Eyelash Hair	To amend the rule to allow dyeing of eyebrow and eyelash hair in accordance with federal regulation
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STATE UNIVERSITY OF NEW YORK

SUN-40-23-00004-EP 10/03/24	Appointment of Employees and Leave of Absence for Employees in the Professional Service	Revise to comport with provisions of the collective bargaining agreement between the State and United University Professions
SUN-31-24-00002-EP	..... 07/31/25	State basic financial assistance for the operating expenses of community colleges under the programs of SUNY and CUNY.	To set assistance levels for basic State financial assistance and allocate incremental new monies provided in the State Budget.
SUN-31-24-00003-EP	..... 07/31/25	State University of New York Tuition and Fee Schedule	To repeal the existing Tuition and Fees Schedule and replace with a new one to be effective for the Fall 2024 semester.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
TAXATION AND FINANCE, DEPARTMENT 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-17-24-00002-EP	..... 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, 2024 through March 31, 2024
TAF-22-24-00001-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 July 1, 2024 through September 30, 2024
TEMPORARY AND DISABILITY ASSISTANCE, OFFICE OF			
TDA-12-24-00007-P	..... 03/20/25	See attached Addendum #2	See attached Addendum #3
TRIBOROUGH BRIDGE AND TUNNEL AUTHORITY			
TBA-52-23-00001-P	..... exempt	A proposal to establish a new toll rate schedule for use of the central business district under the CBDTP operated by TBTA	A proposal to reduce traffic congestion in a manner that will generate revenue for future transportation improvements
TBA-22-24-00004-P	..... 05/29/25	Toll violation administrative fees with respect to TBTA facilities and Congestion Pricing Central Business District	Relating to 2024 legislative changes concerning payment and enforcement of toll violation fees
VICTIM SERVICES, OFFICE OF			
OVS-21-24-00004-P	..... 05/22/25	Limits on administrative expenses and executive compensation pursuant to Executive Order (EO) 38	As EO 38 has been discontinued, the purpose of this rule is to repeal regulations implementing EO 38

SECURITIES OFFERINGS

STATE NOTICES

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

DEALERS; BROKERS

Allied Land Fund 2, LLC
3218 E. Bell Rd., Unit 1037, Phoenix, AZ 85032
State or country in which incorporated — Texas

CSW Furnace Street Emmaus, L.P.
c/o Capital Solutions, Inc., 751 Arbor Way, Suite 210, Blue Bell, PA
19422
State or country in which incorporated — Pennsylvania

Glenn Club Drive 123 LLC
5457 Twin Knolls Rd., Suite 300, Columbia, MD 21045
State or country in which incorporated — Georgia

NB Private Markets Access Fund LLC
605 Third Ave., New York, NY 10158
State or country in which incorporated — Delaware

Nighthawk Overlook LLC
500 Westover Dr., #18613, Sanford, NC 27330
State or country in which incorporated — Georgia

Ridley Apartments, LLC
757 N. Eldridge Pkwy., Suite 900, Houston, TX 77079
State or country in which incorporated — Texas

United Capital Financial Partners, LLC
125 E. John Carpenter Fwy., Suite 1200, Irving, TX 75062
State or country in which incorporated — Delaware

MISCELLANEOUS NOTICES/HEARINGS

Notice of Abandoned Property Received by the State Comptroller

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

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

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

PUBLIC NOTICE

Office of Addiction Services and Supports Heightened Scrutiny Evidence Packet

In compliance with 42 CFR § 441.301(c)(5)(v), the New York State Office of Addiction Services and Support is pleased to announce that it will conduct a public comment period, to allow members of the public to provide comments on its Home and Community-Based Services (HCBS) Final Rule related Heightened Scrutiny evidence packet, developed by New York State Department of Health, New York State Office of Addiction Services and Supports (OASAS), and New York State entities that oversee HCBS. This is being done to maintain federal match funding for home and community-based service settings that New York State Department of Health has determined can or will overcome the institutional (i.e., non-eligible for HCBS funding) presumption by Department of Health and Human Services (DHHS). OASAS oversees one of the nation's largest Substance Use Disorder systems of care with approximately 1,700 prevention, treatment and recovery programs serving over 730,000 individuals per year. This includes the direct operation of 12 Addiction Treatment Centers where doctors, nurses, and clinical staff provide inpatient and residential services to approximately 8,000 individuals per year. OASAS is the single designated state agency responsible for the coordination of state-federal relations in the area of addiction services. As such, the State is confident that OASAS will be in full compliance with the HCBS Rule and support the basic premise that compliance will enhance the lives of thousands of people, improve their health, and raise their overall quality of life. The State further recognizes the need for ongoing monitoring both prior to and following full compliance with the HCBS requirements and is committed to carrying out oversight activities to ensure timely and sustained compliance.

This notice further serves to open the 30-day public comment period that will close on September 6th, 2024. A draft of the Heightened Scrutiny evidence data packet will be available for review at <https://oasas.ny.gov/legal>.

Prior to finalizing the proposed Heightened Scrutiny evidence

packets, OASAS will consider all written and verbal comments received, amending determination(s) of compliance and conducting further remediation activities as needed. Please direct any questions to legal@oasas.ny.gov.

The public will be afforded the opportunity to provide written comments by emailing legal@oasas.ny.gov or verbal comments by phone at 518-485-2312. *Written comments will also be accepted by mail at:* Office of Addiction Services and Supports, Attn: DGCRM, 1450 Western Ave., Albany, NY 12203

All comments must be postmarked or emailed by 30 days of the date of this notice.

PUBLIC NOTICE

Office of Parks, Recreation and Historic Preservation

In accordance with subdivision (c) of section 427.4 of title 9 NYCRR notice is hereby given that the New York State Board for Historic Preservation will be considering nomination proposals for listing of properties in the State and National Register of Historic Places at a meeting to be held on Thursday, September 12, 2024 at a the New York State Museum in Albany, NY (location subject to change).

The following properties will be considered:

1. GE Building 32, Schenectady, Schenectady County
2. Lowville & Beaver River Railroad Historic District, Lowville to Croghan, Lewis County
3. Louise Terrace/Colonial Road Historic District, Brooklyn, Kings County
4. Yeomans House, East Aurora, Erie County
5. GE Building 31, Schenectady, Schenectady County
6. Sugar Loaf Historic District, Sugar Loaf, Orange County
7. Sattler Theater, Buffalo, Erie County
8. Spencer Kellogg Elevator, Buffalo, Erie County
9. Alden State Bank, Alden, Erie County
10. Reed Manufacturing Company, Newark, Wayne County
11. Dollar Savings Bank, Bronx, Bronx County
12. 28th Police Precinct Station House, New York, New York County
13. Gaylord White Houses, New York, New York County
14. West Brighton Houses, Staten Island, Richmond County
15. Montgomery St/Columbus Circle Historic District Boundary Expansion/Boundary Decrease, Syracuse, Onondaga County
16. Center Square/Hudson Park Historic District Additional Documentation, Albany, Albany County
17. Ithaca Main Street Historic District Additional Documentation, Ithaca, Tompkins County
18. Kingston Barrell Factory, Kingston, Ulster County
19. Lavender Hill Commune, Ithaca Vicinity, Tompkins County
20. Schuyler Lake Stone Church, Schuyler Lake, Otsego County
21. Peck Family Houses, New Lisbon, Otsego County
22. Lawrence Chapel and Cemetery, Catherine, Schuyler County
23. Sailing Vessel Gitano, New Rochelle, Westchester County

24. Seneca Chief shipwreck, Canandaigua Lake, Ontario County
 25. Washington Heights-Dominican Cultural Historic District, Manhattan, New York County

To be considered by the board, comments may be submitted to Daniel Mackay, Deputy Commissioner for Historic Preservation and Deputy State Historic Preservation Officer, Division for Historic Preservation, Peebles Island, P.O. Box 189, Waterford, New York 12188-0189, no later than Wednesday, September 11 or may be submitted in person at the meeting by contacting Daniel Mackay at the same address no later than September 11.

For further information, contact: Daniel Mackay, Deputy Commissioner for Historic Preservation and Deputy State Historic Preservation Officer, Division for Historic Preservation, Peebles Island, P.O. Box 189, Waterford, NY 12188-0189, 518-268-2171

PUBLIC NOTICE

Department of State
 F-2024-0449 (DA)

Date of Issuance – August 7, 2024

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 National Oceanic and Atmospheric Administration National Marine Fisheries Service has determined that the proposed activity will be undertaken in a manner consistent to the maximum extent practicable with the enforceable policies of the New York State Coastal Management Program. The applicant's consistency determination and accompanying supporting 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.

Pursuant to the action requested by the Gulf of Mexico Fishery Management Council (Gulf Council) and South Atlantic Fishery Management Council (South Atlantic Council), NMFS would promulgate a rule to implement the Commercial Electronic Reporting Amendment for Gulf of Mexico and Atlantic Region. The Commercial Electronic Reporting Amendment includes Amendment 54 to the Fishery Management Plan (FMP) for the Snapper-Grouper Fishery of the South Atlantic Region; Amendment 4 to the FMP for the Dolphin and Wahoo Fishery of the Atlantic; Amendment 35 to the FMP for Coastal Migratory Pelagics Fishery of the Gulf of Mexico and Atlantic Regions; and Amendment 57 to the FMP for the Reef Fish Resources of the Gulf of Mexico. This action would require commercially permitted vessels to submit electronic fishing reports on electronic reporting forms approved by the NMFS Southeast Fisheries Science Center Research Director.

The applicant's consistency determination and supporting information are available for review at:

<https://dos.ny.gov/system/files/documents/2024/08/f-2024-0449da.pdf>

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 from the date of publication of this notice, or September 6, 2024.

Comments should be addressed to: 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-2024-0468

Date of Issuance – August 7, 2024

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-2024-0468, Yechiel Abekassis is proposing in-place replacement of approximately 118' of Navy style bulkhead, up to 18" higher and the installation of one 10' return. Maintenance dredge to 4' below MLW for up to 25 cy and use as backfill behind the new bulkhead only. Install an additional 50 cy of clean backfill behind the bulkhead from an approved upland supplier. Install 4' x 10' wood pier, 3' x 18' aluminum ramp, 6' x 30' wooding floating dock and 12.5' x 14' aluminum 4-pile boat lift. The site is located on Mallow Reach, at 101220 Harbor Road, Hewlett Harbor, NY 11557, Nassau County.

The applicant's consistency certification and supporting information are available for review at:

<https://dos.ny.gov/system/files/documents/2024/08/f-2024-0468.pdf> or at <https://dos.ny.gov/public-notices>

Any interested parties and/or agencies desiring to express their views concerning any of the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 30 days from the date of publication of this notice or September 6, 2024.

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

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.

2024-0366 In the Matter of Schreiner Real Estate Inc., Matthias Kursch, 300 Corporate Drive, Suite 10, Blauvelt, NY 10913, for a variance concerning safety requirements, including allowable building area and heights. Involved is a two story building located at 6 Ram Ridge Road, Village of Chestnut Ridge, County of Rockland, State of New York.

2024-0367 In the Matter of Direct Building Solutions Inc., Joel Schwarz, 747 Chestnut Ridge Road, Suite 103, Spring Valley, NY 10977, for a variance concerning safety requirements, including fire apparatus access roads. Involved is a three story building located at 19 Main Street, Town of Ramapo, County of Rockland, State of New York.

CONCURRENT RESOLUTIONS

*Pursuant to the provisions of Section One of Article Nineteen of the Constitution of the State of New York, notice is hereby given that the following proposed amendments to the Constitution of the State of New York are referred to the Legislature to be chosen at the next general election to be held on the Fifth day of November 2024. New matter added is **bold** and underscored. **Bold and ~~strikeout~~ matter in brackets is to be omitted.***

PROPOSED AMENDMENT NUMBER ONE

Senate 5540

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to section 1 of article 14 of the constitution, in relation to the Mount Van Hoevenberg Olympic Sports Complex in Essex County

Section 1. Resolved (if the Assembly concur), That section 1 of article 14 of the constitution be amended to read as follows:

Section 1. The lands of the state, now owned or hereafter acquired, constituting the forest preserve as now fixed by law, shall be forever kept as wild forest lands. They shall not be leased, sold or exchanged, or be taken by any corporation, public or private, nor shall the timber thereon be sold, removed or destroyed. Nothing herein contained shall prevent the state from constructing, completing and maintaining any highway heretofore specifically authorized by constitutional amendment, nor from constructing and maintaining to federal standards federal aid interstate highway route five hundred two from a point in the vicinity of the city of Glens Falls, thence northerly to the vicinity of the villages of Lake George and Warrensburg, the hamlets of South Horicon and Pottersville and thence northerly in a generally straight line on the west side of Schroon Lake to the vicinity of the hamlet of Schroon, then continuing northerly to the vicinity of Schroon Falls, Schroon River and North Hudson, and to the east of Makomis Mountain, east of the hamlet of New Russia, east of the village of Elizabethtown and continuing northerly in the vicinity of the hamlet of Towers Forge, and east of Poke-O-Moonshine Mountain and continuing northerly to the vicinity of the village of Keeseville and the city of Plattsburgh, all of the aforesaid taking not to exceed a total of three hundred acres of state forest preserve land, nor from constructing and maintaining not more than twenty-five miles of ski trails thirty to two hundred feet wide, together with appurtenances thereto, provided that no more than five miles of such trails shall be in excess of one hundred twenty feet wide, on the north, east and northwest slopes of Whiteface Mountain in Essex county, nor from constructing and maintaining not more than twenty-five miles of ski trails thirty to two hundred feet wide, together with appurtenances thereto, provided that no more than two miles of such trails shall be in excess of one hundred twenty feet wide, on the slopes of Belleayre Mountain in Ulster and Delaware counties and not more than forty miles of ski trails thirty to two hundred feet wide, together with appurtenances thereto, provided that no more than eight miles of such trails shall be in excess of one hundred twenty feet wide, on the slopes of Gore and

Pete Gay mountains in Warren county, nor from relocating, reconstructing and maintaining a total of not more than fifty miles of existing state highways for the purpose of eliminating the hazards of dangerous curves and grades, provided a total of no more than four hundred acres of forest preserve land shall be used for such purpose and that no single relocated portion of any highway shall exceed one mile in length. Notwithstanding the foregoing provisions, the state may convey to the village of Saranac Lake ten acres of forest preserve land adjacent to the boundaries of such village for public use in providing for refuse disposal and in exchange therefore the village of Saranac Lake shall convey to the state thirty acres of certain true forest land owned by such village on Roaring Brook in the northern half of Lot 113, Township 11, Richards Survey. Notwithstanding the foregoing provisions, the state may convey to the town of Arietta twenty-eight acres of forest preserve land within such town for public use in providing for the extension of the runway and landing strip of the Piseco airport and in exchange therefor the town of Arietta shall convey to the state thirty acres of certain land owned by such town in the town of Arietta. Notwithstanding the foregoing provisions and subject to legislative approval of the tracts to be exchanged prior to the actual transfer of title, the state, in order to consolidate its land holdings for better management, may convey to International Paper Company approximately eight thousand five hundred acres of forest preserve land located in townships two and three of Totten and Crossfield Purchase and township nine of the Moose River Tract, Hamilton county, and in exchange therefore International Paper Company shall convey to the state for incorporation into the forest preserve approximately the same number of acres of land located within such townships and such County on condition that the legislature shall determine that the lands to be received by the state are at least equal in value to the lands to be conveyed by the state. Notwithstanding the foregoing provisions and subject to legislative approval of the tracts to be exchanged prior to the actual transfer of title and the conditions herein set forth, the state, in order to facilitate the preservation of historic buildings listed on the national register of historic places by rejoining an historic grouping of buildings under unitary ownership and stewardship, may convey to Sagamore Institute Inc., a not-for-profit educational organization, approximately ten acres of land and buildings thereon adjoining the real property of the Sagamore Institute, Inc. and located on Sagamore Road, near Raquette Lake Village, in the Town of Long Lake, county of Hamilton, and in exchange therefor; Sagamore Institute, Inc. shall convey to the state for incorporation into the forest preserve approximately two hundred acres of wild forest land located within the Adirondack Park on condition that the legislature shall determine that the lands to be received by the state are at least equal in value to the lands and buildings to be conveyed by the state and that the natural and historic character of the lands and buildings conveyed by the state will be secured by appropriate covenants and restrictions and that the lands and buildings conveyed by the state will reasonably be available for public visits according to agreement between Sagamore Institute, Inc. and the state. Notwithstanding the foregoing provisions the state may convey to the town of Arietta fifty acres of forest preserve land within such town for public use in providing for the extension of the runway and landing strip of the Piseco airport and providing for the maintenance of a clear zone around such runway, and in exchange therefor, the town of Arietta shall convey to the state fifty-three acres

of true forest land located in lot 2 township 2 Totten and Crossfield's Purchase in the town of Lake Pleasant. Notwithstanding the foregoing provisions and subject to legislative approval prior to actual transfer of title, the state may convey to the town of Keene, Essex county, for public use as a cemetery owned by such town, approximately twelve acres of forest preserve land within such town and, in exchange therefor, the town of Keene shall convey to the state for incorporation into the forest preserve approximately one hundred forty-four acres of land, together with an easement over land owned by such town including the riverbed adjacent to the land to be conveyed to the state that will restrict further development of such land, on condition that the legislature shall determine that the property to be received by the state is at least equal in value to the land to be conveyed by the state. Notwithstanding the foregoing provisions and subject to legislative approval prior to actual transfer of title, because there is no viable alternative to using forest preserve lands for the siting of drinking water wells and necessary appurtenances and because such wells are necessary to meet drinking water quality standards, the state may convey to the town of Long Lake, Hamilton county, one acre of forest preserve land within such town for public use as the site of such drinking water wells and necessary appurtenances for the municipal water supply for the hamlet of Raquette Lake. In exchange therefor, the town of Long Lake shall convey to the state at least twelve acres of land located in Hamilton County for incorporation into the forest preserve that the legislature shall determine is at least equal in value to the land to be conveyed by the state. The Raquette Lake surface reservoir shall be abandoned as a drinking water supply source. Notwithstanding the foregoing provisions and subject to legislative approval prior to actual transfer of title, the state may convey to National Grid up to six acres adjoining State Route 56 in St. Lawrence County where it passes through Forest Preserve in Township 5, Lots 1, 2, 5 and 6 that is necessary and appropriate for National Grid to construct a new 46kV power line and in exchange therefore National Grid shall convey to the state for incorporation into the forest preserve at least 10 acres of forest land owned by National Grid in St. Lawrence county, on condition that the legislature shall determine that the property to be received by the state is at least equal in value to the land conveyed by the state. Notwithstanding the foregoing provisions, the legislature may authorize the settlement, according to terms determined by the legislature, of title disputes in township forty, Totten and Crossfield purchase in the town of Long Lake, Hamilton county, to resolve longstanding and competing claims of title between the state and private parties in said township, provided that prior to, and as a condition of such settlement, land purchased without the use of state-appropriated funds, and suitable for incorporation in the forest preserve within the Adirondack park, shall be conveyed to the state on the condition that the legislature shall determine that the property to be conveyed to the state shall provide a net benefit to the forest preserve as compared to the township forty lands subject to such settlement. Notwithstanding the foregoing provisions, the state may authorize NYCO Minerals, Inc. to engage in mineral sampling operations, solely at its expense, to determine the quantity and quality of wollastonite on approximately 200 acres of forest preserve land contained in lot 8, Stowers survey, town of Lewis, Essex County provided that NYCO Minerals, Inc. shall provide the data and information derived from such drilling to the state for appraisal purposes. Subject to legislative approval of the tracts to be exchanged prior to the actual transfer of title, the state may subsequently convey said lot 8 to NYCO Minerals, Inc., and, in exchange therefor, NYCO Minerals, Inc. shall convey to the state for incorporation into the forest preserve not less than the same number of acres of land, on condition that the legislature shall determine that the lands to be received by the state are equal to or greater than the value of the land to be conveyed by the state and on condition that the assessed value of the land to be conveyed to the state shall total not less than one million dollars. When NYCO Minerals, Inc. terminates all mining operations on such lot 8 it shall remediate the site and convey title to such lot back to the state of New York for inclusion in the forest preserve. In the event that lot 8 is not conveyed to NYCO Minerals, Inc. pursuant to this paragraph, NYCO Minerals, Inc. nevertheless shall convey to the state for incorporation into the forest preserve not less than the same number of acres of land that is disturbed by any mineral sampling operations conducted on said lot 8 pursuant to this

paragraph on condition that the legislature shall determine that the lands to be received by the state are equal to or greater than the value of the lands disturbed by the mineral sampling operations. Notwithstanding the foregoing provisions and subject to legislative approval prior to actual transfer of title, a total of no more than two hundred fifty acres of forest preserve land shall be used for the establishment of a health and safety land account. Where no viable alternative exists and other criteria developed by the legislature are satisfied, a town, village or county may apply, pursuant to a process determined by the legislature, to the health and safety land account for projects limited to: address bridge hazards or safety on county highways, and town highways listed on the local highway inventory maintained by the department of transportation, dedicated, and in existence on January first, two thousand fifteen, and annually plowed and regularly maintained; elimination of the hazards of dangerous curves and grades on county highways, and town highways listed on the local highway inventory maintained by the department of transportation, dedicated, and in existence on January first, two thousand fifteen, and annually plowed and regularly maintained; relocation and reconstruction and maintenance of county highways, and town highways listed on the local highway inventory maintained by the department of transportation, dedicated, and in existence on January first, two thousand fifteen and annually plowed and regularly maintained, provided further that no single relocated portion of any such highway shall exceed one mile in length; and water wells and necessary appurtenances when such wells are necessary to meet drinking water quality standards and are located within five hundred thirty feet of state highways, county highways, and town highways listed on the local highway inventory maintained by the department of transportation, dedicated, and in existence on January first, two thousand fifteen, and annually plowed and regularly maintained. As a condition of the creation of such health and safety land account the state shall acquire two hundred fifty acres of land for incorporation into the forest preserve, on condition that the legislature shall approve such lands to be added to the forest preserve. **Notwithstanding the foregoing provisions, the construction, operation, and maintenance to international standards for Nordic skiing and biathlon trails that will accommodate global competitions, training, and events, totaling not more than three hundred twenty-three acres of trails and appurtenances thereto, is authorized on one thousand thirty-nine acres of forest preserve lands at the Mount Van Hoevenberg Olympic Sports Complex in the town of North Elba in Essex county, and as an offset thereto the state must acquire for incorporation into the forest preserve at least two thousand five hundred acres of forest land for inclusion in the forest preserve in the Adirondack Park on condition that the legislature shall determine that such lands are equal to or greater in value.**

§ 2. RESOLVED (if the Assembly concur), That the foregoing be referred to the first regular legislative session convening after the next succeeding general election of members of the assembly, and, in conformity with section 1 of article 19 of the constitution, be published for 3 months previous to the time of such election.

PROPOSED AMENDMENT
NUMBER TWO

Senate 5414

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing amendments to article 6 of the constitution, in relation to the number of supreme court justices in any judicial district

Section 1. Resolved (if the Assembly concur), That subdivision d of section 6 of article 6 of the constitution be amended to read as follows:

d. The supreme court is continued. It shall consist of the number of justices of the supreme court including the justices designated to the appellate divisions of the supreme court, judges of the county court of the counties of Bronx, Kings, Queens and Richmond and judges of the

court of general sessions of the county of New York authorized by law on the thirty-first day of August next after the approval and ratification of this amendment by the people, all of whom shall be justices of the supreme court for the remainder of their terms. The legislature may increase the number of justices of the supreme court in any judicial district [~~except that the number in any district shall not be increased to exceed one justice for fifty thousand, or fraction over thirty thousand of the population thereof as shown by the last federal census or state enumeration~~]. The legislature may decrease the number of justices of the supreme court in any judicial district, except that the number in any district shall not be less than the number of justices of the supreme court authorized by law on the effective date of this article.

§ 2. Resolved (if the Assembly concur), That the foregoing amendments be referred to the first regular legislative session convening after the next succeeding general election of members of the assembly, and, in conformity with section 1 of article 19 of the constitution, be published for 3 months previous to the time of such election.

