
NEW YORK STATE
REGISTER

INSIDE THIS ISSUE:

- Adds Email or Telephone Number to the Information Required to be Captured on a Contribution Card
- ATV - Safety Courses and Safety Certificates
- Limited Use Motorcycle Dealers

Executive Orders

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 December 15, 2024
- the 45-day period expires on November 30, 2024
- the 30-day period expires on November 15, 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

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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.

Rule Making Activities

Agriculture and Markets, Department of

- 1 / Agricultural Water Standards for Growing, Harvesting, Packing, and Holding of Produce for Human Consumption (P)

Elections, State Board of

- 2 / Adds Email or Telephone Number to the Information Required to be Captured on a Contribution Card (E)

Environmental Conservation, Department of

- 3 / Sanitary Condition of Shellfish Lands (A)
- 4 / Environmental Remediation Programs — State Superfund Program, Brownfield Cleanup Program, and Environmental Restoration Program (RP)

Motor Vehicles, Department of

- 8 / ATV — Safety Courses and Safety Certificates (P)
- 9 / Limited Use Motorcycle Dealers (P)

Public Service Commission

- 10 / Tariff Amendments Clarifying Discontinuance of Service (A)
- 10 / Submetering of Electricity (A)
- 11 / Submetering of Electricity and Waiver Request (A)
- 12 / Transfer of Assets and Dissolution of Company (A)
- 12 / Waiver of Individual Metering Requirements (A)
- 12 / Submetering of Electricity (A)
- 13 / Proposed Major Rate Increase in Electric Delivery Revenues (P)
- 13 / Proposed Major Rate Increase in Gas Delivery Revenues (P)
- 14 / Major Rate Increase in Annual Gas Deliver Revenues (P)
- 14 / To Define “ICAP Market Peak Hour” as the Peak Hour of the New York Control Area During Non-Holiday Weekdays in July or August (P)
- 15 / Proposed Plan to Extend a Low-Income Broadband Program and Establish a \$5M Low-Income Promotional Fund (P)
- 16 / Rider B - Outdoor Service Lighting and Rider C - Purchase of Renewable Energy from New Distributed Generators (P)

State University of New York

- 16 / State Basic Financial Assistance for Operating Expenses of Community Colleges Under the Program of SUNY and CUNY (A)
- 16 / State University of New York Tuition and Fee Schedule (A)

Susquehanna River Basin Commission

- 17 / Information Notice—Susquehanna River Basin Commission Final Rule

Thruway Authority, New York State

- 18 / Toll Collection Processes (P)

Victim Services, Office of

- 20 / Limits on Administrative Expenses and Executive Compensation Pursuant to Executive Order (EO) 38 (A)

Action Pending Index / 25

Securities Offerings

81 / State Notices

Advertisements for Bidders/Contractors

83 / Sealed Bids

Miscellaneous Notices/Hearings

89 / Notice of Abandoned Property Received by the State Comptroller

89 / Notice of Public Hearing

90 / Public Notice

Executive Orders

95 / Executive Order No. 37.2: Declaration of a Disaster Emergency in the State of New York

95 / Executive Order No. 39.1: Declaring a Disaster Emergency in the County of Suffolk

RULE MAKING ACTIVITIES

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

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

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

Department of Agriculture and Markets

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Agricultural Water Standards for Growing, Harvesting, Packing, and Holding of Produce for Human Consumption

I.D. No. AAM-42-24-00002-P

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

Proposed Action: This is a consensus rule making to amend section 273.1 of Title 1 NYCRR.

Statutory authority: Agriculture and Markets Law, sections 16, 18 and 214-b

Subject: Agricultural water standards for growing, harvesting, packing, and holding of produce for human consumption.

Purpose: Adopt the updated 21 CFR Part 112 standards.

Text of proposed rule: Section 273.1(a) of Title 1 is amended to read as follows:

(a) For the purpose of the enforcement of article 17 of the Agriculture and Markets Law, the Commissioner of the Department of Agriculture and Markets hereby adopts part 112 of Title 21 of the Code of Federal Regulations (revised as of [April 1, 2016] *May 6, 2024*; Government Printing Office, Washington, D.C. 20402), except that each reference therein to:

(1) FDA shall be deemed to be a reference to the Department of Agriculture and Markets;

(2) FDA District Director and Director of the Office of Compliance in the Center for Food Safety and Applied Nutrition shall be deemed to be a reference to the Director of the Division of Food Safety and Inspection in the Department of Agriculture and Markets;

(3) Commissioner of Food and Drugs shall be deemed to be a reference to the Commissioner of the Department of Agriculture and Markets.

Section 273.1(b) is repealed, and subdivisions (c) and (d) are renumbered (b) and (c).

The new section 273.1(c) is amended to read as follows:

(c) A copy of Title 21 of the Code of Federal Regulations containing Part 112 is available electronically at the following link: <https://www.ecfr.gov/on/2024-05-06/title-21/chapter-I/subchapter-B/part-112>, and is available in print [maintained in a file] at the Department of Agriculture and Markets, Division of Food Safety and Inspection, 10B Airline Drive, Albany, New York 12235, and at the Department of State, 99 Washington Avenue, Suite 650, Albany, New York 12231, and is available for public inspection and copying during regular business hours.

Text of proposed rule and any required statements and analyses may be obtained from: Aaron Finley, Department of Agriculture and Markets, 10B Airline Drive, Albany, NY 12235, (518) 457-3846, email: fsiwebinquiries@agriculture.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.

Consensus Rule Making Determination

The Department has considered this proposed rulemaking and has determined that it is a consensus rule within the meaning of State Administrative Procedure Act section 102(11), as its adoption will maintain consistency between New York State requirements and federal requirements, and is otherwise non-controversial as no person is likely to object to the rule as written.

The proposed rule will incorporate by reference the most recent version of Title 21, Part 112 of the Code of Federal Regulations (CFR), as last amended on May 6, 2024, entitled “Standards for the Growing, Harvesting, Packing and Holding of Produce for Human Consumption,” which sets forth food safety standards for produce. The Department has committed to its federal partner, the Food and Drug Administration (FDA) to adopt the current version of these federal regulations. The Department previously adopted portions of the 2023 version of Part 112, which does not substantially differ from the current version, and to which the Department received no objections.

The proposed rule will also incorporate the previously excluded subparts P through R. Part P provides a process for federally recognized tribes or foreign countries exporting food to the United States to obtain variances from complying with Part 112 requirements. Part Q provides notice to regulated parties that failure to comply with Part 112 is prohibited under the Food, Drug and Cosmetic Act, and that the federal government coordinates with state governments in connection with enforcement. Part R provides the applicable standards for States to withdraw a qualified exemption from the Part’s requirements when there is an active investigation concerning a foodborne illness directly relating to a farm, or the Department determines withdrawal is necessary to protect the public health based on conditions on a farm.

Finally, the proposed rule will eliminate the provision that states the Commissioner will not determine whether a farm receives qualified exempt status, as this status is self-reported by a farm based on its records concerning sales over a three-year period.

The proposed rulemaking imposes no additional regulatory requirements upon covered farms other than those already existing, and benefits New York produce farms by improving farm viability and continuity through the reduction of foodborne illness. The Department has also performed outreach concerning the proposed rule involving produce farms, Cornell University, Cornell Cooperative Extension, the Produce Safety Alliance, and other industry stakeholders, and has not received any objections to the proposed rule. Therefore, based on the foregoing, the Department finds that the proposed rule is non-controversial, and is a

consensus rule within the meaning of State Administrative Procedure Act section 102(11).

Job Impact Statement

The proposed rule will incorporate by reference the most recent version of Title 21, Part 112 of the Code of Federal Regulations (CFR), as last amended on May 6, 2024, entitled "Standards for the Growing, Harvesting, Packing and Holding of Produce for Human Consumption," which sets forth food safety standards for produce and does not substantially differ from the current version that the Department adopted in 2023, to which the Department received no objections. The proposed rule will also incorporate three additional subparts of Rule 112. Part P provides a process for federally recognized tribes or foreign countries exporting food to the United States to obtain variances. Part Q provides notice to regulated parties that failure to comply with Part 112 is prohibited under the Food, Drug and Cosmetic Act, and that the federal government coordinates with state governments in connection with enforcement. Part R provides the applicable standards for States to withdraw a qualified exemption from the Part's requirements when there is an active investigation concerning a foodborne illness directly relating to a farm, or the Department determines withdrawal is necessary to protect the public health based on conditions on a farm. The proposed regulation will also eliminate the provision that states the Commissioner will not determine whether a farm receives qualified exempt status, as the status is self-reported by a farm based on its records concerning sales over a three-year period.

The proposed rulemaking imposes no additional regulatory requirements upon covered farms other than those already existing, and benefits New York produce farms by improving farm viability and continuity through the reduction of foodborne illness. The Department has also received no objections to the proposed rule.

Accordingly, the Department has determined that the proposed rule will have not have a substantial adverse impact on jobs and employment opportunities in New York State.

State Board of Elections

EMERGENCY RULE MAKING

Adds Email or Telephone Number to the Information Required to be Captured on a Contribution Card

I.D. No. SBE-30-24-00001-E

Filing No. 777

Filing Date: 2024-09-25

Effective Date: 2024-09-25

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

Action taken: Amendment of section 6221.16(c) of Title 9 NYCRR.

Statutory authority: Election Law, sections 14-207(4) and 14-208(3)

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

Specific reasons underlying the finding of necessity: The Commissioners determined that it is necessary for the preservation of the general welfare that this amendment be adopted on an emergency basis as authorized by section 202(6) of the State Administrative Procedure Act, effective immediately upon filing with the Department of State. This amendment is adopted as an emergency measure because time is of the essence and to adopt the regulation in the normal course of business would be contrary to the general welfare. This amendment is adopted as an emergency measure because the increased information is needed for auditing and processing of contributions for possible payment of matching funds for the upcoming General Election.

Subject: Adds email or telephone number to the information required to be captured on a contribution card.

Purpose: To assist in the verification, auditing, and processing of contributions in order to pay public matching funds.

Text of emergency rule: Amendment of 9 NYCRR Part 6221.16(c) as follows:

(c) Matching Fund Claims. In addition to any required Campaign Finance Disclosure Statements, participating candidates may submit claims for matching funds to the PCFB.

(1) Matching fund claims may be filed as frequently as once a week on forms prescribed by the State Board of Elections, and shall indicate

which contributions are being claimed for matchable funds and the amount of matching funds they are requesting. Such claims shall be filed by 1 p.m. EST on dates prescribed by the PCFB.

(2) Contribution Card. The authorized committee must provide background documentation with each matching fund claim in the form of a fully completed contribution card with each contribution reported. *Matching fund claims submitted without a contribution card or with a contribution card lacking required information shall be denied, pending submission of missing required information as shall be determined by PCFB staff.*

(i) The PCFB shall prepare a sample contribution card and post such sample on its website.

(ii) Contribution cards used by committees must be substantially similar to the sample contribution card posted by the PCFB.

(iii) Any contribution card that is a copy of such a sample shall be deemed to meet the requirements imposed by this section.

(iv) Contribution cards shall include, but not be limited to, the following information: the contributor's name and residential address, the contributor's phone number or email address, the amount of the contribution, the authorized committee's name, the contributor's selection of an instrument code corresponding to the instrument used to make the contribution, and a section containing an affirmation for a contributor to sign.

(v) *The contribution card requirements imposed by this section shall be deemed met if:*

(a) *for contributions made by check, if such check has the name and address of the contributor printed on such check. If such check has a handwritten name or address, then a fully completed contribution card shall be required;*

(b) *for contributions made by an online processor, if such processor provides the information required on such card pursuant to this section.*

(3) Upon approving such claims, the PCFB shall cause to have a record of the claim posted on its website. At a minimum, the claim shall include the same information as is provided in the public disclosure of campaign finance disclosure statements.

(4) Such claims shall be disclosed in the next scheduled campaign finance disclosure statement.

This notice is intended to serve only as a notice of emergency adoption. This agency intends to adopt the provisions of this emergency rule as a permanent rule, having previously submitted to the Department of State a notice of proposed rule making, I.D. No. SBE-30-24-00001-EP, Issue of July 24, 2024. The emergency rule will expire November 23, 2024.

Text of rule and any required statements and analyses may be obtained from: Aaron Suggs, Public Campaign Finance Board, 40 North Pearl Street, Suite 5, Albany, New York 12207, (518) 474-2063, email: aaron.suggs@elections.ny.gov

Regulatory Impact Statement

1. Statutory authority: Election Law § 14-207(4) provides broad regulatory authority to the New York State Public Campaign Finance Board to administer the Public Campaign Finance Program. Election Law § 14-208(3) provides specific authority to the Public Campaign Finance Board to provide regulations for the promulgation and distribution of forms on which contributions are reported and the verification required.

2. Legislative objectives: The legislative objective furthered by the proposed regulation is the increased efficiency in auditing and processing of contributions in order to pay lawful matching funds to program participants.

3. Needs and benefits: The regulation is needed because additional information is beneficial in order to audit and process contributions to pay matching funds to eligible candidates.

4. Costs: No additional costs are anticipated for the State, agency, local governments or any regulated entity, as this regulation impacts information provided to the Public Campaign Finance Program.

5. Local government mandates: There are no additional local mandates.

6. Paperwork: This proposal imposes no new reporting or regulatory filing requirements. Contribution card are already required in certain circumstances.

7. Duplication: There is no jurisdictional duplication created by this rulemaking.

8. Alternatives: The alternative is to have no regulation, which would lead to a less efficient audit and processing of matching fund claims.

9. Federal standards: Not applicable.

10. Compliance schedule: Compliance can be immediate upon publication of the Emergency Adoption in the State Register.

Regulatory Flexibility Analysis

Under SAPA 202-b(3)(a), when a rule does not impose an adverse economic impact on small business or local government and the agency finds it would not impose reporting, recordkeeping, or other compliance requirements on such entities, the agency may file a Statement in Lieu of. This

rule will not impact small business operations or local government functions. This rule relates to information provided to the Public Campaign Finance Program by certain candidates for office. It imposes no additional compliance, regulatory or reporting requirements on local governments or small businesses.

Rural Area Flexibility Analysis

Under SAPA 202-bb(4)(a), when a rule does not impose an adverse economic impact on rural areas and the agency finds it would not impose reporting, recordkeeping, or other compliance requirements on public or private entities in rural areas, the agency may file a Statement in Lieu of. This rule has statewide application, providing additional information required on contribution cards used in the Public Campaign Finance Program. Accordingly, this rule has no adverse impact.

Job Impact Statement

Under SAPA 201-a(2)(a), when it is apparent from the nature and purpose of the rule that it will not have a substantial adverse impact on jobs and employment opportunities, the agency may file a Statement in Lieu of. This rulemaking, as is apparent from its nature and purpose, will not have an adverse impact on jobs or employment opportunities. The proposed amendment provides additional information on contribution cards used in the Public Campaign Finance Program. This rulemaking imposes no regulatory burden on any facet of job creation or employment.

Department of Environmental Conservation

NOTICE OF ADOPTION

Sanitary Condition of Shellfish Lands

I.D. No. ENV-25-24-00001-A

Filing No. 783

Filing Date: 2024-10-01

Effective Date: 2024-10-16

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

Action taken: Amendment of Part 41 of Title 6 NYCRR.

Statutory authority: Environmental Conservation Law, sections 11-0303, 13-0307 and 13-0319

Subject: Sanitary Condition of Shellfish Lands.

Purpose: To reclassify underwater shellfish lands to protect public health and general welfare.

Text of final rule: Section 41.0. Introduction is amended to read as follows:

The following is a statement of sanitary condition of shellfish lands in New York State. Notice of changes in classification will be posted online at <https://dec.ny.gov/regulatory/regulations/proposed-emergency-recently-adopted-regulations> and sent to [baymen] holders of a New York State shellfish diggers permit by electronic communication or by mail as and when they may occur.

Clauses 41.3(b)(1)(i)(‘f’) through 41.3(b)(1)(i)(‘g’) are renumbered 41.3(b)(1)(i)(‘g’) through 41.3(b)(1)(i)(‘h’).

A new clause 41.3(b)(1)(i)(‘f’) is adopted to read as follows:

(‘f’) During the period January 1 through December 31, both dates inclusive, all that area of Great South Bay and the “Lead” (local name) lying within 50-feet of the docking structures at the Oak Island Marina (local name, local landmark).

Clauses 41.3(b)(3)(iii)(‘a’) through 41.3(b)(3)(iii)(‘g’) are renumbered 41.3(b)(3)(iii)(‘b’) through 41.3(b)(3)(iii)(‘h’).

A new clause 41.3(b)(3)(iii)(‘a’) is adopted to read as follows:

(‘a’) During the period January 1 through December 31, both dates inclusive, all of the Peat Hole (local name, local landmark) located between Peathole Lane and Rogers Avenue in Bellport, and any outlet channel to Bellport Bay.

Clause 41.3(b)(3)(iv)(‘d’) is amended to read as follows:

(‘d’) During the period [April 15 to] May 1 through December 31, both dates inclusive, all that area of Narrow Bay and its tributaries lying easterly of a line extending southerly from the westernmost point of the landward side of the public fishing dock located at the foot of Cranberry Drive, Mastic Beach (local landmark) to a monument located

on the opposite southern shoreline (local landmark); and, westerly of a line extending southerly from the southeasternmost corner of the property at 39 Washington Drive, Mastic Beach (said corner is the northwesternmost edge of the intersection of Washington Drive and Riviera Drive in Mastic Beach) to a monument on the opposite southern shoreline (local landmark).

Clause 41.3(b)(3)(v)(‘e’) is amended to read as follows:

(‘e’) Great Gun Beach. During the period May 1 through October 31, both dates inclusive, all that area lying within 500 feet from any portion of the bulkheading and fixed [or floating] dock structures at Great Gun Beach Marina (Town of Brookhaven), and all of the adjacent unnamed cove lying south of a line extending due west from the westernmost corner of the bulkheading of said marina.

A new clause 41.3(b)(4)(i)(‘e’) is adopted to read as follows:

(‘e’) Westhampton Beach. During the period May 1 through October 31, both dates inclusive, all that area of the Baypointe Yacht Club boat basin (538 Dune Road, Westhampton), and all that area within 100-feet of the entrance to the boat basin.

Subclause 41.3(b)(4)(iii)(‘b’)(‘5’) is renumbered subclause 41.3(b)(4)(iii)(‘b’)(‘6’)

A new subclause 41.3(b)(4)(iii)(‘b’)(‘5’) is adopted to read as follows:

(‘5’) During the period May 1 through October 31, both dates inclusive, all that area within 100-feet of the westernmost piling of the marina dock at Tiana Bay Estates and Yacht Club at 50 Rampasture Road, Westhampton.

Subparagraph 41.3(b)(4)(xvi) is amended to read as follows:

(xvi) Mill Creek. During the period [April 1 through December 14,] May 1 through November 30, both dates inclusive, all that area Mill [Creek. Special note: Mill Creek is] Creek, a tributary of Noyack Bay.

Subparagraph 41.3(b)(5)(ix) is amended to read as follows:

(ix) Napeague Harbor. During the period May 1 through October 31, both dates inclusive, all that area of Napeague Harbor and its tributaries lying west of a line extending northwesterly from LIPA telephone pole number 14 on Napeague Meadow Road (said telephone pole has an osprey platform on top) to the southeasternmost point of land on the western side of the outlet creek of Napeague Pond (said creek outlet is southwest of Shore Drive West).

[A new clause 41.3(b)(5)(ix)(‘a’) is adopted to read as follows:

(‘a’) During the period of May 1 through October 31, both dates inclusive, all that area of Napeague Harbor lying northerly of a line (70 degrees True) extending northeasterly from a monument located on the southeastern shoreline of Hicks Island to a monument located on the eastern shoreline of Napeague Harbor at 41°01’09”N, 72°02’54”W.

A new clause 41.3(b)(5)(ix)(‘b’) is adopted to read as follows:

(‘b’) During the period May 1 through October 31, both dates inclusive, all that area of Napeague Harbor and its tributaries lying west of a line extending northwesterly from LIPA telephone pole number 14 on Napeague Meadow Road (said telephone pole has an osprey platform on top) to the southeasternmost point of land on the western side of the outlet creek of Napeague Pond (said creek outlet is southwest of Shore Drive West).

Subparagraph 41.3(b)(7)(i) is amended to read as follows:

(i) Long Island Sound [All that area lying within a one-half mile radius of the sewer outfall located at Latitude 41° 6’ 33” N. and Longitude 72° 23’ 14” W. and serving the Greenport Sewage Treatment Plant. Said outfall is located 500 feet offshore of the westernmost rock jetty on the Village of Greenport property southwest of Inlet Point and approximately 500 feet easterly of the shoal marked “Parker Rock” on N.O.A.A. Nautical Chart No. 12358, 23rd Ed., Apr. 2019.]

A new clause 41.3(b)(7)(i)(‘a’) is adopted to read as follows:

(‘a’) During the period May 1 through October 31, both dates inclusive, all that area of Long Island Sound lying within a 250-yard radius from the northernmost point of the western jetty at the entrance to Mattituck Creek.

A new clause 41.3(b)(7)(i)(‘b’) is adopted to read as follows:

(‘b’) During the period May 1 through October 31, both dates inclusive, all that area of Long Island Sound lying within a 250-yard radius of the southeasternmost point of the rock jetty at Goldsmith’s Inlet Beach.

A new clause 41.3(b)(7)(i)(‘c’) is adopted to read as follows:

(‘c’) All that area lying within a one-half mile radius of the sewer outfall located at Latitude 41° 6’ 33” N. and Longitude 72° 23’ 14” W. and serving the Greenport Sewage Treatment Plant. Said outfall is located 500 feet offshore of the westernmost rock jetty on the Village of Greenport property southwest of Inlet Point and approximately 500 feet easterly of the shoal marked “Parker Rock” on N.O.A.A. Nautical Chart No. 12358, 23rd Ed., Apr. 2019.

A new clause 41.3(b)(7)(v)(‘e’) is adopted to read as follows:

(‘e’) Cleaves Point. During the period May 1 through October 31, both dates inclusive, all that area of Shelter Island Sound lying within 100 yards of the shoreline between a line extending due South (180 degrees True) from the southwesternmost corner of the beach club deck at the

terminus of Maple Lane (Greenport) and a line extending due South (180 degrees True) from the southwestmost point of the rock revetment at 2820 Shipyard Lane (East Marion).

Clause 41.3(b)(7)(vi)(‘a’) is amended to read as follows:

(‘a’) West Harbor and Pirates Cove. During the period May 1 through [September 30,] *October 31*, both dates inclusive, all that area of West Harbor and Pirates Cove lying southerly of a line extending southeasterly from the easternmost point of land at Hawks Nest Point to a flagpole located on the eastern shore of West Harbor on the property of Grey Gulls Estate, also known as the DuPont House (local name, local landmark). Said flagpole is situated between the shoreline and the residence.

Clause 41.3(b)(7)(xv)(‘a’) is amended to read as follows:

(‘a’) Richmond Creek. During the period May 1 through *October 31*, both dates inclusive, Richmond Creek [lying west of a line extending north from] *and all that area of Little Peconic Bay lying within 100 yards of the easternmost point of land at the south side of the [mouth of] inlet to Richmond [Creek to the opposite shore.] Creek.*

Subparagraph 41.3(b)(7)(xvi) is amended to read as follows:

(xvi) Pipes Cove. [All that area of] *During the period May 1 through October 31, both dates inclusive, the unnamed creek northwest of Fanning Point and east of Silvermere Road, Southold, and all that area of Pipes Cove within 100 feet of the southernmost point of the eastern bulkhead [within the mouth of] at the inlet to the unnamed creek.*

Clause 41.3(b)(9)(i)(‘e’) is amended to read as follows:

(‘e’) During the period May 1 through *October 31*, both dates inclusive, all that area of Port Jefferson Harbor, the Narrows and Conscience Bay, including tributaries, lying westerly of a line extending due North (0 degrees true) from the [southwestern corner of the fixed dock] *northernmost point of the staircase serving the residence at [23] 37 Brewster [Lane, Strongs Neck (also known as Spy Coast Farm),] Lane East, East Setauket,* to the orange monument on the southern shoreline of the Old Field Beach peninsula (local names, local landmarks).

Clauses 41.3(b)(10)(i)(‘d’) through 41.3(b)(10)(i)(‘e’) are repealed.

Clauses 41.3(b)(10)(i)(‘a’) through 41.3(b)(10)(‘b’) are renumbered 41.3(b)(10)(i)(‘d’) through 41.3(b)(10)(i)(‘e’).

A new clause 41.3(b)(10)(i)(‘a’) is adopted to read as follows:

(‘a’) *Northport Basin. During the period January 1 through December 31, both dates inclusive, all that area of Northport Basin and the canal serving the Northport Power Station (local name, local landmark); and all that area of Smithtown Bay within 700-yards of the northernmost point of the rock jetty on the east side of Northport Basin.*

A new clause 41.3(b)(10)(i)(‘b’) is adopted to read as follows:

(‘b’) *Crab Meadow Creek. During the period January 1 through December 31, both dates inclusive, all that area of Crab Meadow Creek in its entirety; and all that area of Smithtown Bay located within 500-yards of the northernmost point of the western jetty at the mouth of Crab Meadow Creek.*

Clause 41.3(b)(11)(i)(‘a’) is repealed.

Clause 41.3(b)(11)(i)(‘c’) is renumbered 41.3(b)(11)(i)(‘a’).

A new clause 41.3(b)(11)(i)(‘c’) is adopted to read as follows:

(‘c’) *Fresh Pond. During the period January 1 through December 31, both dates inclusive, all that area of Fresh Pond and its outlet channel to Smithtown Bay in their entirety.*

A new clause 41.3(b)(11)(vii)(‘d’) is adopted to read as follows:

(‘d’) *During the period May 1 through October 31, both dates inclusive, all that area of Cold Spring Harbor within 150 yards of the southernmost point of the rock jetty immediately west of 255 Jennings Road, Cold Spring Harbor.*

Final rule as compared with last published rule: Nonsubstantial changes were made in section 41.3(b)(5)(ix), (a) and (b).

Text of rule and any required statements and analyses may be obtained from: Alyssa Cassar, Department of Environmental Conservation, 123 Kings Park Boulevard (Nissequogue River State Park), Kings Park, NY 11754, (631) 444-0478, email: Alyssa.Cassar@dec.ny.gov

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

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

Only non-substantive changes were made to the previously published proposed rule.

Non-substantive corrections were made to the description of harvest areas in 41.3(b)(5)(ix), 41.3(b)(5)(a), and 41.3(b)(5)(b). These non-substantive changes did not require any revisions to the previously published Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis or Job Impact Statement.

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 May 29, 2024, the New York State Department of Environmental Conservation (department) filed a Notice of Emergency Adoption and Proposed Rule Making to amend Title 6 of the New York Codes, Rules, and Regulations (6 NYCRR) Part 41. The proposed regulatory amendments close certain shellfish harvesting areas that do not meet bacterial water quality standards for taking shellfish for food and opens other areas that now meet such standards. The rule also permits electronic distribution of notices of shellfish harvesting area classification changes, updates shellfish growing area descriptions for clarity and enforcement purposes, and improves readability of the regulations.

The 60-day public comment period for the proposed rule was open from June 19, 2024 through August 19, 2024. The department informed stakeholders of the public comment period through the department’s website, the State Register, and the Environmental Notice Bulletin. The department received two written comments.

Comment 1: The Fishers Island Oyster Company, Inc. commented that the proposed extension of the seasonally uncertified dates from May 1 through September 30 to May 1 through October 31 in West Harbor is not warranted, as the Fishers Island Harbor Management Plan is enforced by the bay constables. Additionally, the Fishers Island Harbor Committee has tasked the bay constables to enforce the no discharge zones and will provide current inspection records and pump-out records to the department. The Fishers Island Harbor Committee included their 2024 Committee Rules and a statement including random MSD Y-value inspections as a condition on mooring permit applications.

Response from the Department: Based on this comment, the department has modified the Express Terms at [41.3(b)(7)(vi)(a)], which extended the seasonally uncertified dates from May 1 through September 30 to May 1 through October 31 in West Harbor. The closures in West Harbor were proposed due to an increase in the boating season and a lack of documentation of enforcement of the no discharge zones in the mooring areas as required by the National Shellfish Sanitation Program (NSSP) to protect public health. Following the publication of the proposed rule, the Fishers Island Harbor Committee has worked with the department to develop a compliance standard for the no discharge zones in the mooring areas and has provided documentation of enforcement of the no discharge zones.

Comment 2: The Town of East Hampton Shellfish Hatchery commented that the proposed seasonally uncertified area in Napeague Harbor located within the boundary of the town’s shellfish aquaculture grow-out site should not be established. The Hatchery stated that the Town is now actively trying methods to mitigate the presence of birds roosting on the floating aquaculture gear in Napeague Harbor, and that the department has not presented any water quality data that indicates that the subject area fails to meet water quality standards. Additionally, the Hatchery has presented a record of bird mitigation attempts from 2019 through present and stated that the Town is willing to address the bird situation and keep the Department informed of bird mitigation efforts.

Response from the Department: Based on this comment, the department has modified the Express Terms at [41.3(b)(5)(ix)(a)], which established a seasonal closure proximate to the Town of East Hampton’s shellfish aquaculture grow-out site. That closure was proposed due to a lack of bird deterrents in the area as required by the Town’s off-bottom culture permit conditions, and the significant quantity of birds observed roosting on the floating gear that were considered a potential pollution source. Following the publication of the proposed rule, the Town of East Hampton Shellfish Hatchery has worked with the department to develop a compliance plan for bird mitigation, aquaculture compliance inspections, and providing status updates on the effectiveness of bird deterrents. Efforts have been made to reduce the quantity of birds on the floating gear, thus allowing the department to amend the proposed seasonal closure.

Environmental Remediation Programs — State Superfund Program, Brownfield Cleanup Program, and Environmental Restoration Program

I.D. No. ENV-07-24-00016-RP

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

Proposed Action: Amendment of Part 375 of Title 6 NYCRR.

Statutory authority: Environmental Conservation Law, art. 27, titles 13, 14, art. 56, title 5, section 3-0301(2)(a), (m), art. 1, section 0101, art. 3, section 0301, art. 27, titles 13, 14, art. 52, title 3, art. 56, title 5, art. 71, title 36; L. 2023, ch. 1; L. 2023, ch. 577; L. 2015, ch. 56; L. 2022, ch. 58; State Finance Law, art. 6, section 96-b

Subject: Environmental Remediation Programs — State Superfund Program, Brownfield Cleanup Program, and Environmental Restoration Program.

Purpose: To amend the Environmental Remediation Program regulations, Title 6 NYCRR Part 375.

Substance of revised rule (Full text is posted at the following State website: <https://dec.ny.gov/regulatory/regulations/proposed-emergency-recently-adopted-regulations/environmental-remediation-revisions>):

Part LL of Chapter 58 of the Laws of 2022 (2022 Amendments) amended and added language to Environmental Conservation Law (ECL) Article 27, Title 14 (Subpart 375-3). Part BB of Chapter 56 of the Laws of 2015 (2015 Amendments) amended and added language to the ECL and various other laws of the State. This rulemaking amends 6 NYCRR Part 375 (Part 375), Environmental Remediation Programs, to conform with the 2015 and 2022 Amendments with respect to the Brownfield Cleanup Program (BCP) at ECL Article 27, Title 14; addresses and enhances requirements pertaining to the Inactive Hazardous Waste Disposal Site Remedial Program (State Superfund Program, SSF) at ECL Article 27, Title 13 and the Environmental Restoration Program (ERP) at ECL Article 56, Title 5; and updates the soil cleanup objectives (SCOs) based on review and comments received by DEC staff and the New York State Department of Health (NYSDOH).

The rulemaking amends Part 375 to incorporate changes, clarifications, and modifications based on experience gained while implementing the BCP. The changes increase consistency across the SSF, BCP, and ERP and provide DEC with the tools necessary to effectively implement these programs.

Notable proposed amendments to Part 375 are described below. Additional minor, non-substantive, grammatical, and formatting changes are proposed in each Subpart, as needed.

Subpart 375-1 (General Remedial Program Requirements)

Changes to section 375-1.2 (Definitions) include:

- Brownfield site: revised to reflect the amended statute, which references the presence of contamination rather than the complication of reuse.
- Change of Use: removed from Subparts 375-2, 375-3 and 375-4 and added to 375-1.
- Responsible Party: moved from Subpart 375-2 to 375-1. The term responsible party is also used in Part 375-3; the definition will apply to all uses of that term.
- Historic Fill: removed from 375-1.2 definitions and 375-2.8(c)(3)(ii), 375-4.8(c)(3)(ii), and 375-6(d)(3)(vi). The definition was included to recognize historic fill as a “background” condition that may not require remediation even if SCOs were exceeded. Legal precedent developed during implementation of the BCP dictates that all material, historic or otherwise, be evaluated under the same criteria as undisturbed soil. Therefore, any fill that exceeds SCOs will be part of the site remediation.
- “Off-site contamination” is revised to include soil vapor and sediment.
- “Professional geologist” is added to define geologists per article 145 of the Education Law of NYS.

The general provisions applicable to orders and agreements are clarified. Timeframes for payment of state costs are clarified to enhance DEC’s ability to collect payment. Changes in Part 375-1.5(b)(2)(i) provide a timeframe and specify that dispute resolution requests under an order or agreement be sent to the Division Director. New Part 375-1.5(b)(6) explicitly states that DEC has the authority to initiate the termination of an order or agreement with cause.

Details are set forth in section 375-1.6 related to work plans and report requirements. A new provision requires daily reports during field work. This provision ensures that sufficient oversight is provided by the remedial party and documentation required for the Final Engineering Report (FER) is generated during the field work. Work plans will be required to provide details about import/export of fill and other materials. The information required to be in the FER, currently reflected in templates and guidance, is now added to the regulation. This includes a description of the work completed in accordance with the work plan, changes to the approved design or work plan, and a list of wastes, documentation of disposal, manifests, etc. The certification requirements for the FER are updated to clarify who the certifying party(ies) is and the level of oversight required.

Administrative inactive hazardous waste disposal site classifications were created by DEC and are posted on the DEC public website. These classes are an important in the management of sites (particularly for sites in the BCP program and sites being evaluated for listing on the Registry). A new section is added at 6 NYCRR 375-1.7 to describe the specific administrative classes. Classes “A” and “C” are used in the BCP to denote sites that are “active” and “complete”, respectively. Class “P” is assigned to sites being evaluated for listing on the Registry. Additional definitions regarding evaluating the appropriate class were necessary and include:

- The definition of “remedial site” in section 375-1.2 is revised to include sites under evaluation for listing on the Registry (Class P sites).
- A definition is added to section 375-1.2 for “site characterization” which is a preliminary investigation used to determine whether a potential site (Class P) should be listed on the Registry.

The remedial program requirements found in section 375-1.8 are modified to include the reconstruction of habitat disturbed by the remedial program, acknowledging DEC’s existing authority under 6 NYCRR Part 182, Part 608, Part 661, and Part 663. Groundwater plume stabilization and management requirements applicable to BCP volunteers are clarified to state that a volunteer is required to evaluate the on-site plume and prevent further migration of any plume off-site. Activities allowed under restricted-use scenarios (particularly agricultural) are clarified to allow raised planters, roof-top gardens, and if approved by DEC, community gardens.

Clarifying details are added to the Certificate of Completion (COC) provisions in 375-1.9(e) to specify that DEC can revoke a COC if the COC holder misrepresented facts regarding their status as a volunteer or the project qualifications for tangible property credits and that COCs may not be transferred to a responsible party. Further, ECL 27-1419(a-d) sets out the criteria for revoking a COC and the proposed regulations reflect the statutory requirements.

Modifications to miscellaneous section 375-1.11 clarify notification and plan requirements when there is a change of use. Modifications to permits section 375-1.12 clarify DEC’s authority regarding permit waivers to include disturbance to habitat subject to certain regulations.

Subpart 375-2 (Inactive Hazardous Waste Disposal Site Remediation Program)

Revisions clarify that:

- DEC has the authority to enter a “cash out” consent order in circumstances where DEC is implementing a remedy.
- A site is designated on the Registry on the date that the Director of the Division of Environmental Remediation or their designee enters their approval of the reclassification in the electronic database.
- The presence of engineering controls to address potential vapor intrusion would not necessarily prevent a site from being delisted.

Subpart 375-3 (Brownfield Cleanup Program)

Most amendments were mandated by the 2015 and 2022 Amendments.

The following terms are defined and are consistent with the intent of the 2015 Amendment.

- “Potentially Responsible Party (PRP) search” is a search to identify PRPs who may be legally liable for contamination at a particular site. A PRP search is defined so that volunteers seeking entry of a Class 2 site into the BCP understand the search required as part of the application.
- The proposed regulations do not include a definition of “site preparation costs” since the definition is codified in section 21 of the Tax Law.

The following terms are defined and are consistent the intent of the 2022 Amendments.

- “Affordable Housing Project” definition is further refined to clarify eligibility and benefits.
- “Cover system or site cover” defines the requirements for this engineering control as a physical barrier employed to eliminate exposure pathways to soil contamination by active or passive containment of soil.
- “Disadvantaged community” means a community identified pursuant to section 75-0111 of the ECL.
- “Renewable Energy Facility” is a property which is primarily used for a renewable energy system.

BCP eligibility requirements are clarified in section 375-3.3. Class 2 Superfund sites are now eligible for the program if there is no viable responsible party. The amendments clarify the required information to demonstrate “contamination” for eligibility purposes and incorporate the provisions introduced in the 2015 Amendments stating that a property is not eligible for the BCP unless the site “requires remediation.” Criteria used to determine the site’s anticipated use are provided.

6 NYCRR 375-3.3(d) is added to formalize the requirements related to tangible property tax credits (TPTCs) from the statute related to the source of contamination. For example, TPTCs are not available if groundwater contamination or soil vapor issues are entering the site from an off-site source or if the property was previously remediated under another program for the property’s “then intended use.”

Additional requirements for project eligibility for TPTCs in a city with a population of one million or more are in 6 NYCRR 375-3.3(e) and include:

- Projects are required to demonstrate substantial government assistance when applying for TPTCs under the “underutilized” gateway.
- Projects in a disadvantaged community or a renewable energy facility may be eligible for TPTCs.

Clarification of requests for DEC’s eligibility determination for TPTCs is addressed in 6 NYCRR 375-3.3(f).

6 NYCRR 375-3.8(e) is modified to clarify the details related to the institutional and engineering controls and soil cover for parties seeking any of the four Tracks (1, 2, 3, or 4). Provisional Track 1 criteria is eliminated and replaced with a provision that COCs be issued in the appropriate Track but can be upgraded to Track 1 if applicable criteria are met within 5-years.

The proposed regulations clarify that a volunteer may be required to conduct an off-site field investigation and sampling to complete the exposure assessment including groundwater, soil, and soil vapor intrusion sampling.

Subpart 375-4 (Environmental Restoration Program)

Minor changes are proposed for Subpart 375-4. The revisions clarify that DEC prioritizes ERP applications based on need. Clarifications to the ERP explain that DEC can undertake the remediation using ERP funds, complete the remediation and incur the costs on behalf of the municipality, and be paid by the municipality through the ERP.

Subpart 375-6 (Soil Cleanup Objectives)

The proposed regulations update and revise various SCOs. Over half of the SCOs are revised, most by a factor of two or three, but some changed more substantially. A full explanation of the changes is provided in the July 2020 Addendum to the Technical Support Document (TSD).

An illustrative example of the changes is Hexavalent Chromium where the Protection of Ecological Resources SCO will increase from 1 to 20 part per million (ppm) and residential and restricted residential protection of public health SCOs will decrease from 22 to 1 ppm and from 110 to 1 ppm, respectively.

Two new chemicals, aniline and nitrobenzene, are added to Tables 375-6.8(a) and 375-6.8(b). Aniline and nitrobenzene are contaminants of concern at one or more remediation sites since the original SCOs were published. One pesticide, 2,4,5-TP Acid (Silvex), is removed. A review of over 11,000 samples found no detections of this pesticide above the unrestricted use criteria. DEC did not find evidence that this chemical is found at elevated levels. This is the only herbicide included in the SCOs. If herbicides are identified as a potential contaminant of concern at a site, then sampling for herbicides (including, but not limited to 2,4,5-TP acid) could still be required. Existing footnotes are amended as needed.

DEC proposed this rulemaking on February 14, 2024, and received public comments through May 21, 2024. A commenter noted discrepancies between the protection of public health values of two contaminants in the Tables and those published in DEC's Technical Support Document (TSD). DEC subsequently completed a thorough review of the Tables and TSD, ensuring consistency between the two documents. Additionally, the residential and restricted residential use SCOs for mercury were changed to reflect rural background concentration and associated footnotes were amended. DEC is required to issue a revised rulemaking to correct these values as any change to the Tables constitutes a substantive change. No other substantive changes were made.

In summary, the proposed amendments to 6 NYCRR Part 375 will:

- (1) clarify general remedial program requirements (Subpart 375-1);
- (2) address requirements pertaining to SSF at ECL Article 27, Title 13 (Subpart 375-2);
- (3) update BCP regulations related to the 2015 and 2022 Amendments at ECL Article 27, Title 14 (Subpart 375-3);
- (4) address requirements pertaining to ERP at ECL Article 56, Title 5 (Subpart 375-4); and
- (5) update SCOs (Subpart 375-6).

Public hearing(s) will be held at: 3:30 p.m., Jan. 7, 2025 at 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.

Revised rule compared with proposed rule: Substantial revisions were made in section 375-6.8(a) and (b).

Text of revised proposed rule and any required statements and analyses may be obtained from Jennifer Dawson, Department of Environmental Conservation, 625 Broadway, Albany, NY 12233, (518) 402-9543, email: derweb@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.

Summary of Revised Regulatory Impact Statement (Full text is posted at the following State website: <https://dec.ny.gov/regulatory/regulations/proposed-emergency-recently-adopted-regulations/environmental-remediation-revisions>):

6 NYCRR Part 375 describes the requirements for environmental remediation programs, including those performed under an order, agreement, stipulation, or State assistance contract entered by the New York State Department of Environmental Conservation (DEC). The Division of Environmental Remediation (DER) proposes to revise portions of this regulation to support DEC's mission to protect public health and the environment in New York State (State).

1. STATUTORY AUTHORITY

Part LL of Chapter 58 of the Laws of 2022 (2022 Amendments) amended and added new language to Environmental Conservation Law (ECL) Article 27, Title 14 [Subpart 375-3]. Part BB of Chapter 56 of the Laws of 2015 (2015 Amendments) amended and added new language to the ECL and the various other laws of the State. This rule making amends 6 NYCRR Part 375 (Part 375), Environmental Remediation Programs, to conform with both the 2015 and 2022 Amendments with respect to the Brownfield Cleanup Program (BCP) at ECL Article 27, Title 14; addresses and enhances requirements pertaining to the Inactive Hazardous Waste Disposal Site Remedial Program (also known as State Superfund Program, SSF) at ECL Article 27, Title 13 and the Environmental Restoration Program (ERP) at ECL Article 56, Title 5; and updates the soil cleanup objectives (SCOs) based on review and comments received by DEC staff and the New York State Department of Health.

DEC's general authority to adopt any necessary, expedient, or desirable rules to carry out the environmental policy of the State is provided by ECL Article 3, Title 3, Section 3-0301(2)(a) and (m);

Part 375 RIS Summary – Proposed Rule Making Page 2 of 8

additionally, DEC's specific authority to adopt rules of procedure for adjudicatory proceedings is provided by State Administrative Procedure Act (SAPA) § 301(3).

2. LEGISLATIVE OBJECTIVES

In furtherance of its commitment to environmental protection and economic revitalization, the State, created an array of programs and resources to help clean up and reuse contaminated sites. Specific to Part 375's rulemaking, the State administers the SSF, created in 1979; the BCP, created in 2003; and the ERP, created in 1996. General provisions that apply to all programs are found in Subpart 375-1, while provisions specific to the SSF, BCP and ERP are found in Subparts 375-2, 375-3 and 375-4, respectively.

The SSF identifies and characterizes suspected inactive hazardous waste disposal sites and provides for the investigation and remediation of sites that pose a significant threat to public health or the environment.

The BCP encourages private-sector remediation of contaminated sites and reduces development pressure on "greenfields." The BCP addresses abandoned, idled, or underutilized brownfield sites that are often located in already industrialized or urban areas and restores these properties to productive use in the community. Local economies are improved by encouraging use of existing infrastructure rather than creating new infrastructure to reach "greenfields." The BCP encourages a cooperative approach among the DEC, current property owners, lenders, developers, and prospective purchasers to investigate, remediate, and return contaminated sites to productive use. The BCP addresses the environmental and financial barriers and legal liabilities that often hinder the redevelopment of contaminated properties by providing financial incentives. Incentives include tax credits for remediation, related development and real property taxes.

The ERP was created under the 1996 Clean Water/Clear Air Bond Act. This remedial program provides increased financial assistance and incentives to municipalities for investigation and clean up at municipally owned sites.

Part 375 RIS Summary – Proposed Rule Making Page 3 of 8

3. NEEDS AND BENEFITS

The proposed amendments to Part 375 are mandated by the 2015 and 2022 Amendments. DEC is making additional amendments to Part 375 to incorporate clarifications and modifications based on the experience developed during the last 10 years which will increase consistency across remedial programs administered by DER and provide the tools necessary to implement the programs more effectively. These changes are detailed in the Summary of Express Terms and summarized in the Regulatory Impact Statement.

Subpart 375-1.2(b) revises the definition of a "brownfield site", based on the 2015 Amendments.

Subpart 375-1.6(a) adds a requirement for daily reports to be submitted for all field activities.

Subpart 375-1.11(d)(2) requires sites to submit a work plan for any proposed change of use activity. DEC will maintain the ability to waive the requirement if the change does not include a physical alteration of the site.

Subpart 375-1.12(f) clarifies that habitats disturbed during remedial activities will require reconstruction.

Subpart 375-3.2(a)(3) adds a definition of "Affordable Housing Project" per the 2022 Amendments.

Subpart 375-3.2(e) defines for "Cover system or site cover" as an engineering control design to eliminate exposure pathways to contaminated soil.

Subpart 375-3.2(f) defines "Disadvantaged community" per the 2022 Amendments.

Subpart 375-3.2(l) defines "Renewable energy facility" per the 2022 Amendments.

Subpart 375-3.3(b)(2) allows Class 2 SSF sites, which represent a significant threat to public health or the environment, to enter the BCP program with specific requirements.

Part 375 RIS Summary – Proposed Rule Making Page 4 of 8

Subpart 375-3.5(g) requires that BCP applicants must pay a \$50,000 application fee (375-3.5(g)) as required by the 2022 Amendments. Conditions for fee waiver are included in the regulation.

Subpart 375-3.8(b) clarifies that a volunteer may be required to conduct an off-site field investigation and sampling to complete the exposure assessment including groundwater, soil and soil vapor intrusion sampling.

Subpart 375-3.8(e) changes which cleanup track a site is eligible for when Institutional Controls/Engineering Controls are used.

Subpart 375-6 Tables 375-6.8(a) and (b) include revisions to SCOs because of DEC's required periodic review. Two new chemicals are added: aniline and nitrobenzene. The changes are summarized and explained in the July 2020 Addendum to the Technical Support Document (issued in September 2006), which is included in this rulemaking package. SCOs for perfluorooctane sulfonate (PFOA) and perfluorooctane sulfonate (PFOS) were not included in this revision because DEC and DOH are completing a rural soil background study for these compounds. SCOs for PFOA and PFAS will be proposed in a separate rulemaking.

DEC proposed this rulemaking on February 14, 2024, and received public comments through May 21, 2024. A commenter noted discrepancies between the protection of public health values of two contaminants in the Tables and those published in DEC's Technical Support Document (TSD). DEC subsequently completed a thorough review of the Tables and TSD, ensuring consistency between the two documents. Additionally, the residential and restricted residential use SCOs for mercury were changed to reflect rural background concentration and associated footnotes were amended. DEC is required to issue a revised rulemaking to correct these values as any change to the Tables constitutes a substantive change. No other substantive changes were made.

Part 375 RIS Summary – Proposed Rule Making Page 5 of 8

Additional minor, non-substantive, grammatical, and formatting changes will also be made to each Subpart of Part 375 as needed.

4. COSTS

The updates to Part 375 will result in only nominal additional costs to the regulated community or other branches of local or State government. The BCP and ERP programs are not compulsory, so participation in ECL Article 27, Title 14 and ECL Article 56, Title 5 is voluntary.

a. Costs to Regulated Parties

Promulgation of these regulations are anticipated to have minimal increased costs, examples of which are provided below. Costs provided were developed by DEC based on our own contracting experience and reviewed by engineering firms working in these programs. A more detailed explanation of the estimated costs is provided in the full RIS.

Daily Reports for Field Activities (Subpart 375-1.6(a)) – Additional costs range from none up to an estimated \$150 per day.

Change of Use Work Plans (Subpart 375-1.11(d)(2)) – Costs are estimated to range from \$25,000 to \$40,000, which will vary based on site specifics.

Habitat reconstruction (Subpart 375-1.12(f)) – This will not increase costs, as this is an existing requirement outside of Part 375.

PRP Search – This cost is estimated at a minimum of \$25,000 and could be significantly more for sites where ownership is complicated.

Application Fee – The application fee of \$50,000 required by the 2022 Amendments (Subpart 375-3.5(g)) will be offset by tax credits achieved by completing remedial projects. Conditions for waiver of the fee are also provided.

Part 375 RIS Summary – Proposed Rule Making Page 6 of 8

Off-Site Field Investigation and Sampling (Subpart 375-3.8(b)(2)) – The cost to the remedial party is estimated to be \$25,000 on average but could range up to \$50,000a-\$75,000 for sites with technical or logistical challenges.

Change of SCOs (Subpart 375-6) – For the SCOs whose values decreased, there may be some increase in costs associated with site remediation. For the SCOs whose values increased, there should be a decrease in costs associated with site remediation.

Overall, the Part 375 amendments are anticipated to result in minimal cost changes to regulated entities. There are mechanisms to offset costs for sites in the BCP and ERP. The cost of SSF work is borne in the first instance by the parties responsible for the contamination or by the State if there is no viable responsible party.

b. Costs to DEC, State and Local Governments

There will be continued costs incurred by DEC that exist under current statutes and regulations in administering the Part 375 remedial programs. There will be some costs to DEC to review and approve such newly required documents as PRP searches and daily reports. DEC's regulation and administration of the remedial programs in Part 375 currently necessitates extensive review of documents and data; therefore, the additional

documents resulting from the amendments are proportionally inconsequential.

The proposed rulemaking requires no additional statutory authority, does not create new regulatory programs, does not expand existing regulatory programs, and does not expand the regulated community. These regulations generally will not impose any additional direct costs on local governments.

5. LOCAL GOVERNMENT MANDATES

This rule making is not a mandate on local governments. Local governments have no additional compliance obligations compared to other subject entities.

Part 375 RIS Summary – Proposed Rule Making Page 7 of 8

To the extent that New York City certifications are required for projects to meet the definitions of underutilized or affordable housing, these certification programs are in place or are developed and implemented at the discretion of the local government.

6. PAPERWORK

Additional paperwork associated with the proposed amendments to Part 375 will be related to the requirements for the submittal of daily reports during all field activities and change of use work plans at sites where remediation has been completed. No other reporting requirements are being added.

7. DUPLICATION

The proposed rulemaking is not intended to duplicate, overlap, or conflict with any other State or federal requirements.

8. ALTERNATIVES

Many of the proposed changes to Part 375 are the result of the 2015 and 2022 Amendments and required by statute to be incorporated. For these changes, the only alternative considered was "no action," which would not have satisfied the statutory requirement and therefore is not feasible. Proposed changes to Part 375 unrelated to the 2015 and 2022 Amendments were subject to extensive internal review for several years as well as public outreach efforts. During this process, alternatives specific to each individual change were evaluated. The result of this process is the proposed regulations that DEC considers protective of the environmental resources in a manner that limits the cost to the regulated community.

Part 375 RIS Summary – Proposed Rule Making Page 8 of 8

9. FEDERAL STANDARDS

The proposed regulations will not exceed any minimum federal standards where applicable or where there is no comparable federal standard.

10. COMPLIANCE SCHEDULE

Many of the changes in Part 375 reflect the 2015 and 2022 Amendments and have been in effect since the laws were enacted (e.g., changes to BCP eligibility and tax credits). Other changes document or clarify DEC interpretations, procedures or processes which are also already in practice. Changes made to these regulations that are not already in practice will be implemented when the regulations become effective. Changes to SCOs will only apply to sites that do not have a remedy selected as of the adoption date of the revised regulations.

11. INITIAL REVIEW OF RULE

DEC will conduct an initial review of the rule within 3 years as required by SAPA § 207.

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

Changes made to the Express Terms published with the Notice of Proposed Rule Making do not require revisions to the Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement that were previously published in the February 14, 2024, issue of the State Register.

Assessment of Public Comment

This summary reflects the response of the New York State (NYS) Department of Environmental Conservation (DEC) to the main comments submitted by the public regarding the proposed revisions to 6 NYCRR Part 375, Environmental Remediation Programs (Part 375). The rulemaking was proposed in the February 14, 2024, issue of the NYS Register (No. XLVI-7) and comments were received through May 21, 2024. Public comment hearings were held on May 15, 2024, at 1:00 PM and 5:30 PM. Approximately 130 comments were received from 18 commenters. Comments ranged from concerns over public input on sites to how DEC defines a site cover. Part 375 has not received significant revisions since it was first established in 2006. Thus, the majority of revisions are intended to conform DEC practice into regulation, including changes required by the 2015 and 2022 Laws of NYS.

DEC considered all of the comments and did not identify any issues that constituted a substantive change to the text of the proposed rulemaking. However, one reviewer noted a discrepancy in the soil cleanup objective (SCO) tables in Part 375-6.8. DEC is issuing a revised rulemaking to correct this error. Per NYS Environmental Conservation Law 27-1415(6)(c), any change to the SCO tables is considered a substantive change.

Main Comments and Responses

DEC received several comments on the SCO tables in Part 375-6.8, which are a primary function of Part 375.

One commenter noted discrepancies between SCO values in the tables and in DEC's Technical Support Document (TSD). The TSD is prepared in conjunction with the NYS Department of Health and documents the scientific reasoning behind the SCO values. DEC subsequently completed a thorough review of the Part 375 tables and the TSD to ensure consistency between the two documents. While the necessary changes to the table values were minor, any change to the Part 375 tables is a substantive change, thus, DEC is issuing a revised rulemaking for the purpose of correcting the tables in Part 375-6.8.

A commenter noted that the unrestricted use, residential use, and restricted residential use values for mercury were higher than the values for rural soil background in NYS. These values were corrected.

Commenters noted that the DEC did not include SCO values for perfluorooctanoic acid (PFOA) and perfluorooctane sulfonate (PFOS) in the tables. Per ECL 27-1415, DEC is currently conducting a rural soil background study for PFOA and PFOS. Using those data and other published scientific data, DEC will issue a separate rulemaking to establish PFOA and PFOS SCOs. In the interim, DEC has established guidance values for PFOA and PFOS in soil, which are available for review in DEC Commissioner's Policy-51.

One commenter made requests for increased public involvement in sites, keeping hard copies of documents in libraries, and requested that the Brownfield Cleanup Program (BCP) be made a

Part 375, Assessment of Public Comments Summary "public work." DEC maintains guidance in the form of DER-23, Citizen Participation Handbook for Remedial Programs, which requires project managers to consider public input and provide notice during several phases at a BCP site. DEC provides hard copies of site documents to local libraries and publishes the addresses of those repositories in fact sheets on individual sites. Declaring the BCP a "public work" is outside of DEC's legislative authority.

DEC received comments on changes to the definitions in Part 375-1.2.

Proposed Part 375 eliminated the definition of "Historic Fill," to which several commenters objected. Because of litigation in the early years of the DEC remedial program, DEC does not allow the use of historic fill as a background condition, and the term is no longer used in regulation. Any fill that exceeds SCOs will be evaluated as part of site remediation.

Commenters objected to the addition of soil vapor to the definition of "off-site contamination." All remedies must be protective of public health and the environment and awareness of soil vapor impacts on human health has increased since Part 375 was first promulgated. Thus, DEC is obligated to include soil vapor in the definition.

The revisions moved the definition of "Responsible Party" from section 2.2 to section 1.2. Commenters stated that the term has a different meaning in each section, and therefore, should not be moved. DEC asserts that the move was intended to provide clarity in sections where "Responsible Party" is not defined and that a universal definition is appropriate.

Commenters objected to revisions to the definition of "Change of Use," stating that this was excessively broad and requesting inclusion of a list of activities that will not require a work plan. DEC asserts that a universal definition for all remedial programs is appropriate and that work plans are essential for DEC staff to evaluate the appropriateness of a "change of use." Additionally, changes in tax lots or site boundaries can have implications to institutional and engineering controls.

DEC received three comments on the addition of a termination clause to standard provisions of orders and agreements. DEC has always had the authority to terminate orders and this addition codifies existing practice.

DEC received two comments on the added provision which requires submission of daily reports, asserting that it would be burdensome to the remedial party and to DEC staff. DEC has included provisions for daily reports on most work plans for several years. This addition is important to provide timely updates to DEC and NYSDOH on issues, including community air monitoring plan exceedances and other problems.

DEC received multiple comments to the revision requiring that Final Engineering Reports (FER) be signed by a professional engineer as authorized by the NYS Education Department (NYSED). The language is consistent with State Education Law and NYSED Guidance and the language was developed in consultation with NYSED.

DEC received multiple comments on the language regarding cover systems or site cover requirements and the language referencing NYS Tax Law. DEC and NYS Department of Taxation and Finance (NYS DTF) reviewed the language and determined that it complies with applicable statutes.

Part 375, Assessment of Public Comments Summary DEC received multiple comments on the new requirement that BCP Applicants are now required to complete the search for a potentially responsible party when seeking entry for a site with a Class 2 designation. DEC asserts that the

Applicant should already have property history through real estate transaction history and is in a better position to complete the search in a timely fashion.

DEC received two comments on the requirements that a Renewable Energy Facility Site have energy generation as its primary use, thereby disallowing energy storage. DEC determined that no change in the language was necessary as the Legislature intended that the sites be used for energy generation and not merely for storage.

DEC received comments on the change in BCP eligibility language, asserting that the change improperly narrowed the statutory definition of "Brownfield site." DEC asserts that that change in language is harmonious with the 2015 statutory revisions. These requirements increase transparency and certainty and clarify an Applicant's burden to demonstrate that a site requires remediation.

DEC received comments on the addition of a termination clause, which allows DEC to terminate a BCP agreement if an applicant conducts work outside of a DEC-approved work plan. Commenters were concerned that DEC would terminate agreements for any deviation from a work plan. The revised language does not allow DEC to terminate a BCP agreement for minor deviation from work plans. Rather, the language allowed termination of an agreement for significant deviations from work plans that cause adverse environmental impacts.

DEC received comments regarding new off-site exposure assessment requirements for BCP volunteers. The requirements have been in practice for many years and are supported by the statutory and regulatory framework. Volunteers must collect sufficient on- and off-site data to complete a Qualitative Human Health Exposure Assessment, thus allowing DEC to determine if a site requires a Significant Threat determination.

DEC received multiple comments objecting to the elimination of the Conditional Track 1, which was created in a prior version of Part 375. DEC added the requirement that a Volunteer achieve bulk reduction in groundwater contamination within 5-years of site remediation to achieve Track 1 tax credits. DEC's change more accurately reflects the statute and incentivizes Volunteers to demonstrate bulk reduction as quickly as possible to achieve Track 1 credits. It also directly implements the intent and plain language of the statutory language.

DEC received comments both supporting and objecting to the implementation of a 15-foot limit for soil cleanup under track 2. The specification that cleanup objectives for a site will not apply to soils at a depth greater than 15 feet under specific conditions is found in the current regulation at 375-3.8(e)(2). The revision merely condenses existing clauses into a single subparagraph with no intent to limit removal of source material below 15 feet.

Department of Motor Vehicles

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

ATV — Safety Courses and Safety Certificates

I.D. No. MTV-42-24-00010-P

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

Proposed Action: Amendment of section 103.6 of Title 15 NYCRR.

Statutory authority: Vehicle and Traffic Law, sections 215, 2402 and 2409

Subject: ATV – Safety Courses and Safety Certificates.

Purpose: Establish All-Terrain Vehicle (ATV) information, safety education and training programs, and issuance of ATV safety certificates.

Text of proposed rule: Subdivision (b) of Section 103.6 is amended to read as follows:

(b) An entity desiring to become a course provider shall request permission to become such from the Commissioner. The request must include a listing of all successfully trained instructors who are to conduct courses, the location or locations at which the courses are to be given and the proposed fee to be charged, if any, to students who take the course. Such a request should demonstrate that the entity desiring to become a course provider has the facilities and ability to appropriately train students pursuant to the ATV Safety Institute's ATV Rider Course syllabus or an equivalent safety program approved by the commissioner.

Subdivision (d) of Section 103.6 is amended to read as follows:

(d) The required instructor training program shall be the ATV Safety Institute's Instructor Preparation Course or an equivalent instructor train-

ing program approved by the commissioner. Information as to the availability of [such] the *ATV Safety Institute Instructor Preparation Course* training programs may be obtained from the *ATV Safety Institute*, Two Jenner Street, Suite 150, Irvine, California [92718,] 92618 [Attention: Training Systems].

Subdivision (e) of Section 103.6 is amended to read as follows:

(e) The ATV safety training course shall consist of a four-hour program, excluding time spent on administrative or clerical activities. Such course shall be given in accordance with the *ATV Safety Institute's ATV RiderCourse syllabus*, provided by the *ATV Safety Institute*, Two Jenner Street, Suite 150, Irvine, California[, 92718,] 92618, or an equivalent safety program approved by the commissioner, and must be conducted by a successfully trained instructor in a manner acceptable to the commissioner. At a minimum, the ATV safety training course syllabus shall provide for on vehicle training and safe riding practices.

Subdivision (f) of Section 103.6 is amended to read as follows:

(f) All training programs and courses are subject to routine examination visits by appropriate Department of Motor Vehicles employees. Any violations or irregularities with respect to instructor qualifications, instructional quality, adherence to [syllabus] approved syllabi or denial of access to department personnel may result in the commissioner withdrawing permission for the involved entity to be a course provider.

Subdivision (h) of Section 103.6 is amended to read as follows:

(h) Safety certificates shall be provided to course providers by the Department of Motor Vehicles or agents authorized by the Department of Motor Vehicles to act on behalf of the Department of Motor Vehicles for the purpose of distributing such certificates. [Upon completion of the *ATV Safety Institute's ATV RiderCourse*, the provider shall issue a safety certificate to the student. A listing of each person to whom a certificate has been issued shall be mailed to *ATV Safety*, New York State Department of Motor Vehicles, Swan Street Building, Empire State Plaza, Albany, NY 12228, within 30 days of issuance of the certificate. No certificate shall be issued to a person under the age of 10 years.] *The course provider shall issue a safety certificate to each student who has successfully completed the safety training course and is at least fourteen (14) years of age. No certificate shall be issued to any person under the age of fourteen (14) years. Course providers shall notify the Department of Motor Vehicles of the identity of all persons issued a safety certificate, in a manner prescribed by the commissioner but not more than thirty (30) days from issuance of the certificate.*

Subdivision (i) of Section 103.6 is amended to read as follows:

(i) [No approved course provider may charge a fee in excess of \$35 for the *ATV Safety Institute's ATV RiderCourse* and Department of Motor Vehicles safety certificate. A course provider may charge a fee of \$5 for a safety certificate to replace a lost certificate which was issued by that course provider.] *The amount of the fee charged by approved course providers shall be determined by the Department of Motor Vehicles to ensure that courses remain widely available and affordable to ATV riders.*

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

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

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

Regulatory Impact Statement

1. **Statutory Authority:** Sections 215, 2402 and 2409 of the New York State Vehicle and Traffic Law authorize the promulgation of this regulation. In particular, Section 2402(1) grants the Commissioner discretion to adopt regulations to establish All-Terrain Vehicle (ATV) information, safety education and training programs, and to provide for the issuance of ATV safety certificates. Additionally, the Commissioner may adopt regulations as necessary and desirable to provide for the effective administration and enforcement of statutory provisions relating to the use of ATV's. Section 2409(1) authorizes the Commissioner to establish ATV safety training course curriculum, to allow such a training course to be given by private entities and to establish a reasonable fee schedule for such entities to charge for the provision of the safety training course.

2. **Legislative Objectives:** The Legislature desired to promote the safe and proper use of ATVs in this State, as a way to ensure the safety and well-being of ATV operators and other citizens and minimize danger to the public and environment. To achieve this goal, the Legislature promulgated basic operational, equipment and safety standards for the use and enjoyment of ATVs. These basic standards are set forth in Article 48-C of the Vehicle and Traffic Law. This article requires the Commissioner of Department of Motor Vehicles (DMV) to establish procedures and other standards for the implementation of statutory provisions that relate to,

among other things, safety training and certification. Such procedures and standards are currently set forth in Part 103 of the Commissioner's regulations.

3. **Needs and Benefits:** Article 48-C of the Vehicle and Traffic Law provides broad guidelines for the registration and operation of ATVs in New York State. It also stipulates the necessity for safety training programs to be provided to ATV operators. Part 103 complements Article 48-C by providing specific procedures and guidelines for the registration and operation of ATVs in New York State. Among other things, it specifies curriculum requirements for the provision of ATV safety training courses, provides a mechanism through which interested private entities can conduct such safety training courses and allows DMV to administer and monitor the provision of the same. The proposed regulatory action addressed in this impact statement will amend Section 103.6 to comply with the recently amended Vehicle and Traffic Law § 2409 and § 2410, prohibiting safety certificates from being issued to anyone under the age of fourteen. The action also amends Section 103.6 to better streamline DMV practices concerning the provision of ATV safety training courses and safety certificates. It lifts the fee cap which course providers may charge its students and allows DMV the discretion to determine the course fee to ensure courses remain widely available and affordable to riders. Finally, although *ATV Safety Institute* remains the national standard for providing safety instruction to course providers and riders alike, this proposed regulatory action allows the consideration of alternative safety course materials as well.

4. **Costs:**

a. **Costs to regulated parties:** The proposed action will not impose any new costs on regulated parties.

b. **Cost to the agency:** The proposed action will not impose any new costs on DMV.

c. **Cost basis:** Since there are no new costs associated with this proposed action, there was no need to procure cost information or data.

5. **Local Government Mandates:** None.

6. **Paperwork:** The proposed action imposes no new paperwork or record-keeping requirements.

7. **Duplication:** The proposed action is not duplicative of any existing State or federal requirements.

8. **Alternatives:** The consideration of alternatives is not relevant to the proposed action since the proposal is to amend certain provisions in Part 103 to reflect current DMV practices. Therefore, alternative measures were not considered.

9. **Federal Standards:** The proposed action does not exceed any federal minimum standards for the same or similar subject area.

10. **Compliance Schedule:** Compliance is intended to begin upon publication of the Notice of Adoption in the State Register.

Regulatory Flexibility Analysis

A regulatory flexibility analysis for small businesses is not submitted because the proposed changes to the rule do not impose any adverse economic impact on small businesses or local governments, nor do they impose any compliance requirements on small businesses or local governments.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted because the proposed changes to the rule do not impose any adverse impact on public or private entities in a rural area, nor do they impose any reporting, record keeping or other compliance requirements on public or private entities in a rural area.

Job Impact Statement

A Job Impact Statement is not submitted with this proposal because there is no adverse impact on job creation or development in New York State.

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

Limited Use Motorcycle Dealers

I.D. No. MTV-42-24-00012-P

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

Proposed Action: This is a consensus rulemaking to amend section 78.23; and repeal section 102.2(c)(2) of Title 15 NYCRR.

Statutory authority: Vehicle and Traffic Law, sections 215(a), 415(9)(d) and 2270

Subject: Limited Use Motorcycle Dealers.

Purpose: To align the regulations with statute.

Text of proposed rule: Subparagraph (ii) of paragraph (1) of subdivision (d) of section 78.23 is amended to read as follows:

(ii) for a vehicle which is eligible for registration with a standard series plate (passenger vehicle), a motorcycle plate, a *limited use motorcycle plate*, a commercial series plate or a trailer plate (tractor plates and special purpose commercial plates are not included); and

Paragraph (2) of subdivision (c) of section 102.2 is repealed and reserved.

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

Data, views or arguments may be submitted to: John J. Kenefick, NYS Department of Motor Vehicles, 6 Empire State Plaza, Room 522A, Albany, New York 12228, (518) 474-0871, email: dmv.sm.legal@dmv.ny.gov

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

Consensus Rule Making Determination

Chapter 198 of the Laws of 2024 requires limited use motorcycles to be registered at point of sale. Subparagraph (ii) of paragraph (1) of subdivision (d) of Part 78.23 of the Commissioner's Regulations refers to the types of vehicles which a dealer can issue a temporary registration for. The addition of the language 'limited use motorcycle plate' authorizes a dealer of limited use motorcycle to be a part of the New York State Department of Motor Vehicle's plate issuance program and allows said dealer to issue a temporary registration for a limited use motorcycle as part of the point of sale registration required under Chapter 198 of the Laws of 2024.

Paragraph (2) of subdivision (c) of Part 102.2 of the Commissioner's Regulations is repealed to remove the language that a dealer is not required to submit an application for registration of a limited use motorcycle conforming the regulation with the statute.

Job Impact Statement

A Job Impact Statement is not submitted with these proposals because there is no adverse impact on job creation or development in New York State.

Public Service Commission

NOTICE OF ADOPTION

Tariff Amendments Clarifying Discontinuance of Service

I.D. No. PSC-17-23-00002-A

Filing Date: 2024-09-27

Effective Date: 2024-09-27

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

Action taken: On 9/27/24, the PSC adopted an order directing Saratoga Water Services, Inc. (Saratoga) to cancel its tariff schedule, P.S.C. No. 4 — Water, in its entirety, and forgoing addressing Saratoga's proposed tariff amendments.

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

Subject: Tariff amendments clarifying discontinuance of service.

Purpose: To direct Saratoga to cancel its tariff schedule in its entirety.

Substance of Final Rule: The Commission, on September 27, 2024, adopted an order directing Saratoga Water Services, Inc. (Saratoga) to cancel its tariff schedule, P.S.C. No. 4 – Water, in its entirety, and forgoing addressing Saratoga's proposed tariff amendments. In the event that the date of closing would extend beyond December 1, 2024, Saratoga is directed to file a consecutively numbered supplement, on not less than one day's notice, cancelling those tariff amendments shown in the Appendix to the order, to become effective not later than November 30, 2024, subject to the terms and conditions set forth in the order.

Text or summary was published in the April 26, 2023 issue of the Register, I.D. No. PSC-17-23-00002-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-0155SA1)

NOTICE OF ADOPTION

Submetering of Electricity

I.D. No. PSC-17-24-00008-A

Filing Date: 2024-09-25

Effective Date: 2024-09-25

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

Action taken: On 9/19/24, the PSC adopted an order authorizing 25 Water, Owner, LLC's (25 Water) notice of intent to submeter electricity at 25 Water Street, New York, New York.

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

Subject: Submetering of electricity.

Purpose: To authorize 25 Water's notice of intent to submeter electricity.

Substance of Final rule: The Commission, on September 19, 2024, adopted an order authorizing 25 Water, Owner, LLC's notice of intent to submeter electricity at 25 Water Street, New York, New York, located in the service territory of Consolidated Edison Company of New York, Inc., subject to the terms and conditions set forth in the order.

Text or summary was published in the April 24, 2024 issue of the Register, I.D. No. PSC-17-24-00008-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.

(24-E-0049SA1)

NOTICE OF ADOPTION

Submetering of Electricity

I.D. No. PSC-18-24-00005-A

Filing Date: 2024-09-25

Effective Date: 2024-09-25

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

Action taken: On 9/19/24, the PSC adopted an order authorizing BLDG Orchard LLC's (BLDG Orchard) petition to submeter electricity at 42-22 Orchard Street, New York, New York.

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

Subject: Submetering of electricity.

Purpose: To authorize BLDG Orchard's petition to submeter electricity.

Substance of Final Rule: The Commission, on September 19, 2024, adopted an order authorizing BLDG Orchard LLC's petition to submeter electricity at 42-22 Orchard Street, New York, New York, located in the service territory of Consolidated Edison Company of New York, Inc., subject to the terms and conditions set forth in the order.

Text or summary was published in the May 1, 2024 issue of the Register, I.D. No. PSC-18-24-00005-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-0121SA1)

NOTICE OF ADOPTION

Submetering of Electricity

I.D. No. PSC-18-24-00011-A

Filing Date: 2024-09-25

Effective Date: 2024-09-25

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

Action taken: On 9/19/24, the PSC adopted an order authorizing Bergen Owner LLC's (Bergen Owner) notice of intent to submeter electricity at 323 Bergen Street, Brooklyn, New York.

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

Subject: Submetering of electricity.

Purpose: To authorize Bergen Owner's notice of intent to submeter electricity.

Substance of final rule: The Commission, on September 19, 2024, adopted an order authorizing Bergen Owner LLC's notice of intent to submeter electricity at 323 Bergen Street, Brooklyn, New York, located in the service territory of Consolidated Edison Company of New York, Inc., subject to the terms and conditions set forth in the order.

Text or summary was published in the May 1, 2024 issue of the Register, I.D. No. PSC-18-24-00011-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-0115SA1)

NOTICE OF ADOPTION

Submetering of Electricity

I.D. No. PSC-20-24-00005-A

Filing Date: 2024-09-25

Effective Date: 2024-09-25

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

Action taken: On 9/19/24, the PSC adopted an order authorizing AB Stable LLC's (AB Stable) notice of intent to submeter electricity at 305 Park Avenue, New York, New York.

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

Subject: Submetering of electricity.

Purpose: To authorize AB Stable's notice of intent to submeter electricity.

Substance of Final Rule: The Commission, on September 19, 2024, adopted an order authorizing AB Stable LLC's notice of intent to submeter electricity at 305 Park Avenue, New York, New York, located in the service territory of Consolidated Edison Company of New York, Inc., subject to the terms and conditions set forth in the order.

Text or summary was published in the May 15, 2024 issue of the Register, I.D. No. PSC-20-24-00005-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-0201SA1)

NOTICE OF ADOPTION

Submetering of Electricity

I.D. No. PSC-20-24-00007-A

Filing Date: 2024-09-25

Effective Date: 2024-09-25

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

Action taken: On 9/19/24, the PSC adopted an order authorizing 720 WEA Ventures LLC's (720 WEA Ventures) notice of intent to submeter electricity at 720 West End Avenue, New York, New York.

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

Subject: Submetering of electricity.

Purpose: To authorize 720 WEA Ventures' notice of intent to submeter electricity.

Substance of final rule: The Commission, on September 19, 2024, adopted an order authorizing 720 WEA Ventures LLC's notice of intent to submeter electricity at 720 West End Avenue, New York, New York, located in the service territory of Consolidated Edison Company of New York, Inc., subject to the terms and conditions set forth in the order.

Text or summary was published in the May 15, 2024 issue of the Register, I.D. No. PSC-20-24-00007-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.

(24-E-0158SA1)

NOTICE OF ADOPTION

Submetering of Electricity and Waiver Request

I.D. No. PSC-21-24-00013-A

Filing Date: 2024-09-25

Effective Date: 2024-09-25

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

Action taken: On 9/19/24, the PSC adopted an order authorizing West 30th Street LLC's (West 30th Street) notice of intent to submeter electricity at 606 West 30th Street, New York, New York, and waiver of the energy audit requirements in 16 NYCRR § 96.5(k)(3).

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

Subject: Submetering of electricity and waiver request.

Purpose: To authorize West 30th Street's notice of intent to submeter electricity and waiver request.

Substance of Final Rule: The Commission, on September 19, 2024, adopted an order authorizing West 30th Street LLC's notice of intent to submeter electricity at 606 West 30th Street, New York, New York, located in the service territory of Consolidated Edison Company of New York, Inc., and waiver of the energy audit and energy efficiency plan requirements in 16 NYCRR § 96.5(k)(3), subject to the terms and conditions set forth in the order.

Text or summary was published in the May 22, 2024 issue of the Register, I.D. No. PSC-21-24-00013-P.

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

Text of rule may be obtained from: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2655, email: john.pitucci@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

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

(24-E-0166SA1)

NOTICE OF ADOPTION**Transfer of Assets and Dissolution of Company****I.D. No.** PSC-22-24-00006-A**Filing Date:** 2024-09-27**Effective Date:** 2024-09-27

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

Action taken: On 9/27/24, the PSC adopted an order authorizing the transfer of Saratoga Water Services, Inc.'s (Saratoga) water supply assets to the Town of Malta (Malta) and Saratoga's dissolution.

Statutory authority: Public Service Law, sections 4(1), 5(1), 89-b, 89-h and 108

Subject: Transfer of assets and dissolution of company.

Purpose: To authorize the transfer of Saratoga's water supply assets to Malta and the dissolution of Saratoga.

Substance of Final Rule: The Commission, on September 27, 2024, adopted an order authorizing the transfer of Saratoga Water Services, Inc.'s (Saratoga) water supply assets to the Town of Malta (Malta) and Saratoga's dissolution. Within 30 days of the date of closing, Saratoga shall file with the Secretary to the Commission copies of documents showing that the transfer of water supply assets to Malta has occurred, journal entries recording the transaction and a post-transaction balance sheet. Within 30 days of the date of closing, Saratoga is directed to file a cancellation supplement, cancelling its tariff schedule P.S.C. No. 4 – Water in its entirety, including those amendments pending in Case 23-W-0155, to become effective on not less than one day's notice. In the event that the date of closing would extend beyond December 1, 2024, Saratoga is directed to file a consecutively numbered supplement, on not less than one day's notice, cancelling those tariff amendments shown in the Appendix to the order, to become effective not later than November 30, 2024. Saratoga is directed to notify its customers by direct mail, no later than October 31, 2024, of the determination in the order and file a copy of the notification with the Secretary to the Commission no later than November 15, 2024. The request of Saratoga for consent and approval for the Certificate of Dissolution is granted. Saratoga is directed to complete the dissolution process within two years of the completion of the transfer. Saratoga is directed to submit its Certificate of Dissolution to the Secretary to the Commission prior to filing it with the New York State Department of State. The Secretary to the Commission is directed to endorse the consent and approval of the Commission upon the Certificate of Dissolution. Saratoga is authorized to deliver the Certificate of Dissolution endorsed with the Commission's consent and approval to the New York State Department of State. Saratoga is directed to file with the Secretary to the Commission verified proof that it delivered the Certificate of Dissolution to the New York State Department of State within ten days of delivering such certificate, subject to the terms and conditions set forth in the order.

Text or summary was published in the May 29, 2024 issue of the Register, I.D. No. PSC-22-24-00006-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-W-0241SA1)

NOTICE OF ADOPTION**Waiver of Individual Metering Requirements****I.D. No.** PSC-23-24-00002-A**Filing Date:** 2024-09-25**Effective Date:** 2024-09-25

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

Action taken: On 9/19/24, the PSC adopted an order granting Regional

Economic Community Action Program, Inc.'s (RECAP) waiver of the individual metering requirements in Opinion 76-17 and in 16 NYCRR Part 96 for the building located at 116 Carson Avenue, Newburgh, NY.

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

Subject: Waiver of individual metering requirements.

Purpose: To grant RECAP's waiver of individual metering requirements.

Substance of Final Rule: The Commission, on September 19, 2024, adopted an order granting Regional Economic Community Action Program, Inc.'s (RECAP) waiver of the individual metering requirements established in Opinion 76-17 and in 16 NYCRR Part 96 for the building located at 116 Carson Avenue, Newburgh, New York, located in the service territory of Central Hudson Gas & Electric Corporation. The waiver is expressly conditioned on the continued use of 116 Carson Avenue, Newburgh, New York as a residence for the provision of services as described in the body of the order and this waiver shall terminate if the building is put to a different use. Should use at 116 Carson Avenue, Newburgh, New York change RECAP shall submit notice within 10 days to the Secretary to the Commission with the new anticipated use in advance of any conversion. RECAP shall within 60 days of the date of the order certify in writing to the Secretary to the Commission that it accepts the above condition that waiver of the individual metering requirements is contingent on the continued use of the residences as supportive housing units, subject to the terms and conditions set forth in the order.

Text or summary was published in the June 5, 2024 issue of the Register, I.D. No. PSC-23-24-00002-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.

(24-E-0091SA1)

NOTICE OF ADOPTION**Submetering of Electricity****I.D. No.** PSC-26-24-00006-A**Filing Date:** 2024-09-25**Effective Date:** 2024-09-25

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

Action taken: On 9/19/24, the PSC adopted an order authorizing 4560 BWY Partners LLC's (4560 BWY) petition to submeter electricity at 4568 Broadway, New York, New York.

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

Subject: Submetering of electricity.

Purpose: To authorize 4560 BWY's petition to submeter electricity.

Substance of final rule: The Commission, on September 19, 2024, adopted an order authorizing 4560 BWY Partners LLC's petition to submeter electricity at 4568 Broadway, New York, New York, located in the service territory of Consolidated Edison Company of New York, Inc., subject to the terms and conditions set forth in the order.

Text or summary was published in the June 26, 2024 issue of the Register, I.D. No. PSC-26-24-00006-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.

(23-E-0723SA1)

**PROPOSED RULE MAKING
HEARING(S) SCHEDULED**

Proposed Major Rate Increase in Electric Delivery Revenues

I.D. No. PSC-42-24-00006-P

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

Proposed Action: The Commission is considering a proposal filed by Central Hudson Gas & Electric Corporation to make various changes in the rates, charges, rules and regulations as contained in its tariff schedule, P.S.C. No. 15 — Electricity.

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

Subject: Proposed major rate increase in electric delivery revenues.

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

Public hearing(s) will be held at: 1:00 p.m., Jan. 7, 2025 and continuing daily as needed, Department of Public Service, 19th Fl. Board Rm., 3 Empire State Plaza, Albany, NY 12223. (Evidentiary Hearing)*

*On occasion, the evidentiary hearing date may be rescheduled or postponed. In that event, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Case 24-E-0461.

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.

Substance of proposed rule: The Commission is considering a proposal filed by Central Hudson Gas and Electric Corporation (Central Hudson or the Company) on August 1, 2024, to increase its electric delivery revenues for the rate year ending June 30, 2026, as contained in P.S.C. No. 15 – Electricity.

Central Hudson is requesting an increase in annual electric delivery revenues of approximately \$47.2 million (8.8 percent in base delivery revenues, or 4.6 percent in total system revenues). The Company's requested increase in electric delivery revenues would result in a total monthly bill increase of about \$9.19 (8.6 percent increase on the delivery bill, or 5.3 percent increase on the total bill) for an average residential customer using 630 kilowatt-hours per month. Central Hudson states that the major drivers of the electric revenue request include increases related to capital investment mainly associated with the replacement of aging infrastructure (57 percent); increased labor expense with a proposal to hire 24 incremental employees (18 percent); and uncollectible expenses that have increased since the COVID-19 pandemic (15 percent). The initial suspension period for the proposed filing runs through December 31, 2024.

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: Five days after the last scheduled public hearing.

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-0461SP1)

**PROPOSED RULE MAKING
HEARING(S) SCHEDULED**

Proposed Major Rate Increase in Gas Delivery Revenues

I.D. No. PSC-42-24-00007-P

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

Proposed Action: The Commission is considering a proposal filed by Central Hudson Gas & Electric Corporation to make various changes in the rates, charges, rules and regulations as contained in its tariff schedule, P.S.C. No. 12 — Gas.

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

Subject: Proposed major rate increase in gas delivery revenues.

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

Public hearing(s) will be held at: 1:00 p.m., Jan. 7, 2025 and continuing daily as needed, Department of Public Service, 19th Fl. Board Rm., 3 Empire State Plaza, Albany, NY 12223. (Evidentiary Hearing)*

*On occasion, the evidentiary hearing date may be rescheduled or postponed. In that event, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Case 24-G-0462.

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.

Substance of proposed rule: The Commission is considering a proposal filed by Central Hudson Gas and Electric Corporation (Central Hudson or the Company) on August 1, 2024, to increase its gas delivery revenues for the rate year ending June 30, 2026, as contained in P.S.C. No. 12 – Gas.

Central Hudson is requesting an increase in annual gas delivery revenues of approximately \$15.3 million (9.4 percent in base delivery revenues, or 5.8 percent in total system revenues). The Company's requested increase in gas delivery revenues would result in a total monthly bill increase of about \$8.74 (7.5 percent increase on the delivery bill, or 5.9 percent increase on the total bill) for an average residential customer using 64 hundred cubic feet per month. Central Hudson states that the major drivers of the gas revenue request include increases related to capital investment driven by the continued elimination of leak prone pipe (53 percent); increased labor expense (15 percent); and uncollectible expenses that have increased since the COVID-19 pandemic (14 percent). The initial suspension period for the proposed filing runs through December 31, 2024.

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: Five days after the last scheduled public hearing.

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-0462SP1)

**PROPOSED RULE MAKING
HEARING(S) SCHEDULED**

Major Rate Increase in Annual Gas Deliver Revenues

I.D. No. PSC-42-24-00011-P

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

Proposed Action: The Commission is considering a proposal filed by Corning Natural Gas Corporation to make various changes in the rates, charges, rules, and regulations contained in Corning’s schedule for P.S.C. No. 7 — Gas, for the 12 months ending on June 30, 2026.

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

Subject: Major rate increase in annual gas deliver revenues.

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

Public hearing(s) will be held at: 1:00 p.m., Dec. 17, 2024 and continuing daily as needed, Department of Public Service, 19th Fl. Board Rm., 3 Empire State Plaza, Albany, NY 12223. (Evidentiary Hearing)*

*On occasion, there are requests to reschedule or postpone hearing dates. If such a request is granted, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Case 24-G-0447.

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.

Substance of proposed rule: The Commission is considering a proposal filed by Corning Natural Gas Corporation (Corning or the Company) on July 31, 2024, to increase its annual gas delivery revenues for the rate year ending June 30, 2026, as contained in P.S.C. No. 7 – Gas.

Corning is requesting an increase in annual gas delivery revenues of approximately \$13.655 million, a 1.96 percent increase for the rate year ending June 30, 2026. Corning estimates that the requested increase in delivery revenues will result in a total average monthly bill increase of about 42.26 percent. The Company states that the major cost drivers of the rate increase include growth in rate base, including change in return on equity and additional depreciation expense; operation and maintenance costs, including new hires, incentive compensation, and productivity adjustments; and revenue shortfalls. The initial suspension period for the proposed filing runs through December 30, 2024.

The full text of the Company’s 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: Five days after the last scheduled public hearing.

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-0447SP1)

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

To Define “ICAP Market Peak Hour” as the Peak Hour of the New York Control Area During Non-Holiday Weekdays in July or August

I.D. No. PSC-42-24-00003-P

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

Proposed Action: The Commission is considering a proposal filed by Orange and Rockland Utilities, Inc. to revise its tariff schedule, P.S.C. No. 3 — Electricity, to define “ICAP Market Peak Hour.”

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

Subject: To define “ICAP Market Peak Hour” as the peak hour of the New York Control Area during non-holiday weekdays in July or August.

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 Orange and Rockland Utilities, Inc. (O&R or the Company) on September 6, 2024, to amend its electric tariff schedule, P.S.C. No. 3 to add the definition of “ICAP Market Peak Hour” to the General Information Section No. 2.2, Definitions.

Each capability year (defined as May 1st through the following April 30th), the New York Independent System Operator (NYISO) identifies the New York Control Area (NYCA) peak load hour for the installed capacity market. In 2021, the Federal Energy Regulatory Commission approved a change to the NYISO Market Administration and Control Services Tariff to constrain the NYCA peak load hour to the non-holiday weekday hour occurring in July or August in which the NYCA load was highest. O&R states adding the definition would help avoid confusion regarding the NYCA peak hour used by the Company in determining capacity obligations for customers purchasing hourly supply from the Company, Value Stack Alternative 3 capacity compensation credits, and Buy-back Service capacity purchase rates. The filing also proposed to reference the new term in the following sections of the electric tariff: (1) Rider N - Net Metering and Value Stack Tariff for Customer-Generators; (2) General Information 15.1 – Market Supply Charge; and (3) General Information 16.5 – Value of Distributed Energy Resources Cost Recovery. The Company’s proposed tariff amendments have an effective date of January 1, 2025.

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-0543SP1)

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

To Define “ICAP Market Peak Hour” as the Peak Hour of the New York Control Area During Non-Holiday Weekdays in July or August

I.D. No. PSC-42-24-00004-P

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

Proposed Action: The Commission is considering a proposal filed by Consolidated Edison Company of New York to revise its tariff schedule, P.S.C. Nos. 10 and 12 — Electricity, to define “ICAP Market Peak Hour.”

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

Subject: To define “ICAP Market Peak Hour” as the peak hour of the New York Control Area during non-holiday weekdays in July or August.

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. (Con Edison or the Company) on September 6, 2024, to amend its electric tariff schedules, P.S.C. No. 10 and PASNY tariff, P.S.C. No. 12 to add the definition of “ICAP Market Peak Hour” to General Rule 2, Definitions and Abbreviations of Terms.

Each capability year (defined as May 1st through the following April 30th), the New York Independent System Operator (NYISO) identifies the New York Control Area (NYCA) peak load hour for the installed capacity market. In 2021, the Federal Energy Regulatory Commission approved a change to the NYISO Market Administration and Control Services Tariff to constrain the NYCA peak load hour to the non-holiday weekday hour occurring in July or August in which the NYCA load was highest. Con Edison states that adding the definition would help avoid confusion regarding the NYCA peak hour used by the Company in determining capacity obligations for customers purchasing hourly supply from the Company, Value Stack Alternative 3 capacity compensation credits, and Buy-back Service capacity purchase rates. The filing also proposes to reference the new term in the Value Stack Tariff section of the PASNY tariff as well as the following sections of the electric tariff: (1) Rider R – Net Metering and Value Stack Tariff for Customer Generators; (2) General Rule 25.1 – Market Supply Charge; and (3) General Rule 26.8 – Value of Distributed Energy Reserves Cort Recovery. The Company’s proposed tariff amendments have an effective date of January 1, 2025.

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-0506SP1)

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

To Define “ICAP Market Peak Hour” as the Peak Hour of the New York Control Area During Non-Holiday Weekdays in July or August

I.D. No. PSC-42-24-00005-P

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

Proposed Action: The Commission is considering a proposal filed by Niagara Mohawk Power Corporation d/b/a National Grid to revise its tariff schedule, P.S.C. No. 220 — Electricity, to define “ICAP Market Peak Hour.”

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

Subject: To define “ICAP Market Peak Hour” as the peak hour of the New York Control Area during non-holiday weekdays in July or August.

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 Niagara Mohawk Power Corporation d/b/a National Grid (National Grid or the Company) on September 16, 2024, to amend its electric tariff schedule, P.S.C. No. 220 to add the definition of “ICAP Market Peak Hour” to the General Information Section No. 1, Definitions and Abbreviations.

Each capability year (defined as May 1st through the following April 30th), the New York Independent System Operator (NYISO) identifies the New York Control Area (NYCA) peak load hour for the installed capacity market.

In 2021, the Federal Energy Regulatory Commission approved a change to the NYISO Market Administration and Control Services Tariff to constrain the NYCA peak load hour to the non-holiday weekday hour occurring in July or August in which the NYCA load was highest. National Grid states adding the definition would help avoid confusion regarding the NYCA peak hour used by the Company. The filing also proposes to reference the new term in the following sections of the electric tariff: (1) General Information 1 – Definitions and Abbreviations; and (2) General Information 40 – Value of Distributed Energy Resources. The Company’s proposed tariff amendments have an effective date of February 1, 2025.

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-0534SP1)

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

Proposed Plan to Extend a Low-Income Broadband Program and Establish a \$5M Low-Income Promotional Fund

I.D. No. PSC-42-24-00008-P

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

Proposed Action: The Commission is considering a petition filed by Altice USA, Inc. to amend a requirement of the Commission’s 2016 Order by proposing to extend its low-income broadband offering for four years and establish a promotional fund.

Statutory authority: Public Service Law, sections 99, 100, 215, 216 and 222

Subject: Proposed plan to extend a low-income broadband program and establish a \$5M low-income promotional fund.

Purpose: To ensure the continuation of a low-income broadband program in Altice USA’s New York footprint.

Substance of proposed rule: The Commission is considering a petition filed by Altice USA, Inc. (Altice or Company) on September 23, 2024, that requests an amendment of a low-income broadband condition included in the Commission’s June 15, 2016 Order (the 2016 Merger Order) that approved the merger of Altice and Cablevision Systems Corporation. The condition at issue requires Altice to offer a low-income broadband program with speeds of at least 30 Megabytes per second (Mbps) for \$14.99 per month.

The petition asserts that the obligation to offer the low-income program pursuant to the 2016 Merger Order has expired per the terms of the order. In place of the obligation, the petition proposes amendments to the 2016 Merger Order that would: (1) ensure the continued availability of a low-income program in its service territory for four years from the date of its petition, and (2) provide for a \$5 million investment (in-kind and/or monetary, at Alice's discretion) to promote low-cost connectivity products to low-income New York households in its footprint. The petition states that the proposed amendments are being made pursuant to the Company's broader commitment to digital equity and expanding broadband accessibility and adoption in New York State.

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.

(15-M-0647SP2)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Rider B - Outdoor Service Lighting and Rider C - Purchase of Renewable Energy from New Distributed Generators

I.D. No. PSC-42-24-00009-P

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

Proposed Action: The Commission is considering a proposal filed by New York Municipal Power Agency to modify its tariff schedule, P.S.C. No. 1 — Electricity, to allow LED lighting and Distributed Generation.

Statutory authority: Public Service Law, sections 65 and 66

Subject: Rider B - Outdoor Service Lighting and Rider C - Purchase of Renewable Energy from New Distributed Generators.

Purpose: To establish provisions to ensure safe and reliable service for all customers.

Substance of proposed rule: The Commission is considering a proposal filed by the New York Municipal Power Agency (NYMPA) on September 4, 2024, to amend its electric tariff schedule, P.S.C. No. 1 – Electricity, to establish rules and regulations for light emitting diode (LED) street lighting fixtures (Rider B) and allow for the interconnection of qualifying distributed generators (Rider C). In addition, NYMPA's proposal includes several housekeeping updates.

NYMPA's Rider B provides a generic formula that could be used by its members to easily calculate LED system-specific monthly fixture charges based on system-specific inputs, and govern the standard conditions of service for such LED lighting that can apply uniformly to all participating members through their concurrence tariffs. NYMPA's Rider C would govern conditions of service for customers wishing to interconnect new eligible distributed generation. NYPA's Rider C is proposed to apply to all new and existing residential and non-residential customers who own or operate qualifying electric generating equipment located and used at their premises. Rider C also includes a modified version of the New York State Standardized Interconnection Requirements and Application Process for New Distributed Generators Connected in Parallel with Utility Distribution Systems, to reflect the membership's unique characteristics. Additionally, NYMPA also proposes several housekeeping revisions to the

tariff, which it states would ensure compliance with Public Service Law. The proposed amendments have an effective date of January 1, 2025.

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-0498SP1)

State University of New York

NOTICE OF ADOPTION

State Basic Financial Assistance for Operating Expenses of Community Colleges Under the Program of SUNY and CUNY

I.D. No. SUN-31-24-00002-A

Filing No. 781

Filing Date: 2024-10-01

Effective Date: 2024-10-16

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

Action taken: Amendment of sections 602.8(c) and 602.13 of Title 8 NYCRR.

Statutory authority: Education Law, sections 355(1)(c) and 6304(1)(b); L. 2024, ch. 511

Subject: State basic financial assistance for operating expenses of community colleges under the program of SUNY and CUNY.

Purpose: To set assistance levels for basic State financial assistance and allocate incremental new monies provided in the State Budget.

Text or summary was published in the July 31, 2024 issue of the Register, I.D. No. SUN-31-24-00002-EP.

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

Text of rule and any required statements and analyses may be obtained from: Lisa S. Campo, State University of New York, H. Carl McCall SUNY Building, Albany, NY 12246, (518) 320-1400, email: Lisa.Campo@SUNY.edu

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

State University of New York Tuition and Fee Schedule

I.D. No. SUN-31-24-00003-A

Filing No. 782

Filing Date: 2024-10-01

Effective Date: 2024-10-16

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

Action taken: Repeal and addition of new section 302.1(b) of Title 8 NYCRR.

Statutory authority: Education Law, section 355(2)(b) and (h)
Subject: State University of New York Tuition and Fee Schedule.
Purpose: To repeal the existing Tuition and Fees Schedule and replace with a new one to be effective for the Fall 2024 semester.
Text or summary was published in the July 31, 2024 issue of the Register, I.D. No. SUN-31-24-00003-EP.
Final rule as compared with last published rule: No changes.
Text of rule and any required statements and analyses may be obtained from: Lisa S. Campo, State University of New York, H. Carl McCall SUNY Building, Albany, NY 12246, (518) 320-1400, email: Lisa.Campo@SUNY.edu
Assessment of Public Comment
 The agency received no public comment.

Susquehanna River Basin Commission

INFORMATION NOTICE

Susquehanna River Basin Commission Final Rule

SUMMARY: This document contains rules that amend the regulations of the Susquehanna River Basin Commission (Commission) to provide rules for agency procurement and bid protest procedures and for updating the general policies of the Commission to include climate change and environmental justice, revising the procedures regarding the adoption of the comprehensive plan and adding language to memorialize the Commission’s Dry Cooling Resolution.

DATES: This Rule is effective immediately upon publication in the Federal Register.

ADDRESSES: Susquehanna River Basin Commission, 4423 N. Front Street, Harrisburg, PA 17110-1788.

FOR FURTHER INFORMATION CONTACT: Jason E. Oyler, Esq., General Counsel, telephone: 717-238-0423, ext. 1312; fax: 717-238-2436; e-mail: joyler@srbc.gov.

SUPPLEMENTARY INFORMATION: Notice of proposed rulemaking was published in the Federal Register on March 21, 2024; New York Register on April 10, 2024; Pennsylvania Bulletin on April 13, 2024; and Maryland Register on April 5, 2024. The Commission convened a public hearing on May 2, 2024 to hear testimony on the proposed rulemaking. A written comment period was held open to May 13 and extended upon request to June 10, 2024.

During this official public comment period, only one comment was received. The comment focused exclusively on the language added to new paragraph § 801.12(d) regarding dry cooling and electric power generation. The commenter asked that the nuclear power industry be wholly exempted from this requirement, stating that the Commission’s regulatory review regulations at Part 806 fully covered the use of water and impacts of water use by industry and that dry cooling was not practicable for nuclear power plants. The commenter also noted that the Commission did not provide a definition of “significantly modified power generation plants” in the rulemaking.

The Commission will continue to require the power generation industry, including the nuclear power industry, to evaluate water use and utilize readily available technologies to reduce water use. The Commission believes that smaller nuclear power plants may be able to use dry cooling and hybrid dry cooling systems in the future. In light of the comment, the Commission does amend the original language proposed in paragraph (d) of § 801.12 to focus on the requirement that project sponsors of power generation plants must evaluate their projected water use and consider all available and feasible technologies, including but not limited to dry cooling, that could lower overall consumptive use of water. This change broadens the focus not just on dry cooling but also on other technologies that may be more feasible for the nuclear power industry as well as the power generation industry as a whole. The Commission also added clarity on what a “significantly modified power plant” would be in the context of this paragraph.

The Commission received no other comments on any other aspects of the proposed rule or Part 801 and therefore made no additional changes to the language in this final rule.

List of Subjects in 18 CFR Part 801

Administrative practice and procedure, Water resources.

Accordingly, for the reasons set forth in the preamble, the Susquehanna River Basin Commission amends 18 CFR part 801 as follows:

PART 801—GENERAL POLICIES

1. The authority citation for part 801 continues to read as follows:
 Authority: Secs. 3.1, 3.4, 3.5(1), 15.1 and 15.2, Pub. L. 91-575 (84 Stat. 1509 et seq.)

2. Amend § 801.2 by revising paragraph (b)(9) as follows:

§ 801.2 Coordination, cooperation, and intergovernmental relations.

(b) ***

(9) Coordinate and cooperate with the appropriate agencies of a member jurisdiction on implementing actions to address resiliency in the face of changing climatic conditions and to support the aims of environmental justice.

3. Revise § 801.5 to read as follows:

§ 801.5 Comprehensive plan.

(a) The Compact requires that the Commission formulate and adopt a comprehensive plan for the immediate and long-range development and use of the water resources of the basin.

(1) The plan will include existing and proposed public and private programs, projects, and facilities which are required, in the judgment of the Commission, to meet present and future water resources needs of the basin. Consideration shall be given to the effect of the plan, or any part of the plan, on the receiving waters of the Chesapeake Bay. The Commission shall consult with interested public bodies and public utilities and fully consider the findings and recommendations of the signatory parties, their various subdivisions and interested groups. Prior to adoption of the plan the Commission shall conduct at least one public hearing in each signatory State.

(2) The plan will reflect consideration of multiple objectives, including economic growth; sustainable regional development and environmental resilience; coordinated study and consideration of water quantity and water quality and the nexus with existing and proposed land uses; and the promotion of cooperation and collaboration between all levels of government and non-governmental entities.

(3) The Commission will strive to complete a comprehensive update of the comprehensive plan every 20 years. If adjustments are needed during the life span of the plan to address emergent priorities, goals, or objectives, the comprehensive plan will be revised in accordance with requirements of the Compact.

(4) Projects requiring Commission review and approval will be included in the comprehensive plan after formal action is taken at Commission business meetings. Approved projects will be incorporated into the comprehensive plan and accessible via the Commission’s Water Application and Approval Viewer or successor viewer applications.

(b) The comprehensive plan shall provide for the immediate and long-range use, development, conservation, preservation, and management of the water resources of the basin. The plan will be presented in a form and order as determined by the Commission and shall include but not be limited to the following:

(1) Statement of authority, purpose, objectives, and scope.

(2) Identification of priorities, goals and objectives of the Commission.

(3) Inventory of the basin’s water resources and existing developments, projects and facilities.

(4) Projection of immediate and long range water resources needs of the basin.

(5) Outline of plan implementation measures.

(6) Procedures for updating and modifying the plan.

(7) Necessary appendices.

4. Amend § 801.12 by adding paragraph (d) to read as follows:

§ 801.12 Electric power generation.

(d) Project sponsors proposing new or significantly modified power generation plants in the basin shall submit to the Commission for review an evaluation of their projected water use and consider all available and feasible technologies, including dry cooling, that could lower the consumptive use of water at the plant. For the purposes of this evaluation, a significantly modified power plant is one that is changing its fuel source or substantially increasing its consumptive use of water.

5. Add § 801.15 to read as follows:

§ 801.15 Commission Procurement Procedures; Protests.

(a) Procedures. The Commission shall maintain a policy entitled “SRBC Procurement Procedures” that outlines the details and procedures related to the purchasing and procurement of goods and services by the Commission. Any revisions to this policy shall be consistent with § 15.9 of the Compact and undertaken in accordance with appropriate public notice and comment consistent with the requirements of § 808.1.

(b) Right to Protest. A bidder or offeror, a prospective bidder or offeror

or a prospective contractor that is aggrieved in connection with the solicitation or award of a contract, may protest to the Commission in writing.

(c) Filing of Protest. A protestant shall file the protest on a form and in a manner prescribed by the Commission. A protest shall be filed within ten calendar days after the aggrieved protestant knew or should have known of the facts giving rise to the protest, except that in no event may a protest be filed later than ten calendar days after the date the contract was awarded. The failure to file a timely protest shall be deemed as a waiver of the right to protest by any bidder or offeror, prospective bidder or offeror or a prospective contractor. Untimely filed protests shall be disregarded by the Commission. The Executive Director or his/her designee shall be the presiding officer to hear the bid protest. The awardee of the contract, if any, will be informed by the Commission of any bid protest that may affect the contract and the awardee may intervene as a party in any protest filed.

(d) Contents of Protest. A protest shall state all the grounds upon which the protestant asserts the solicitation or award of the contract was improper. The protestant may submit with the protest any documents or information it deems relevant to the protest.

(e) Response and Reply. Within 15 calendar days of receipt of a protest, the purchasing officer may submit to the presiding officer and the protestant a response to the protest, including any documents or information deemed relevant to the protest. The protestant may file a reply to the response within ten calendar days of the response.

(f) Evaluation of Protest. The presiding officer shall review the protest and any response or reply and may request and review such additional documents or information as they deem relevant to render a decision and may, at their sole discretion, conduct a hearing consistent with § 808.3. All parties will be provided with a reasonable opportunity to review and address any additional documents or information deemed relevant by the presiding officer to render a decision. Additional documents and information deemed relevant by the presiding officer will be included in the record.

(g) Findings and Report. Upon completing an evaluation of the protest, the presiding officer shall prepare a report of their findings and recommendations based on the record. The report shall be served by electronic mail or certified mail upon each party to the proceeding. Any party may file objections to the report. Such objections to the report shall be filed with the Commission and served on all parties within 20 calendar days after service of the report. A brief shall be filed together with the objections. Any replies to the objections and briefs will be filed and served on all parties within ten calendar days of service of the objections. Prior to its decision on such objections, the Commission may, in its sole discretion, grant a request for oral argument.

(h) Action by the Commission. The Commission will review the findings and recommendations of the presiding officer and the objections and render a determination. The Commission's determination will be in writing and will be served by electronic or certified mail upon each party to the proceeding.

(i) Appeal. Any final action by the Commission may be appealed to the appropriate United States District Court within 90 days as set forth in § 3.10(6) and Federal reservation (o) of the Compact.

(j) Record of Determination. The Commission's record of determination for review by the court shall consist of the solicitation; the contract, if any; the administrative record of the protest before the presiding officer; the report of the presiding officer, along with any objections and replies filed; transcripts and exhibits, if any; and the final determination of the Board of Commissioners.

(k) Stay of Procurement During Pendency of Protest. In the event a protest is filed timely under this section, the purchasing officer shall not proceed further with the solicitation or with the award of the contract unless and until the Executive Director makes a written determination that the protest is clearly without merit, or that award of the contract without delay is necessary to protect substantial interests of the Commission, or until the Commission enters a final determination under paragraph (h) of this section.

(l) Exclusive Procedure. This section shall be the exclusive procedure for protesting a solicitation or award of a contract by a bidder or offeror, a prospective bidder or offeror or a prospective contractor that is aggrieved in connection with the solicitation or award of a contract by the Commission.

Dated: September 18, 2024

Jason E. Oyler

Secretary to the Commission.

New York State Thruway Authority

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Toll Collection Processes

I.D. No. THR-42-24-00001-P

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

Proposed Action: Repeal of section 101.3; addition of new sections 101.3 and 102.9 to Title 21 NYCRR.

Statutory authority: Public Authorities Law, section 354(5), (8), (15), 361(1) and section 2985-a; Vehicle and Traffic Law, section 1630

Subject: Toll collection processes.

Purpose: Provide patrons with a clear description of the tolling process and achieve compliance with the Toll By Mail Enhancement Act.

Text of proposed rule: Section 101.3 is repealed and a new section 101.3 and 102.9 are added to Title 21.

Section 101.3. Related toll rules.

(a) *Use of the Thruway system, unless otherwise authorized by the Thruway Authority, shall be subject to the toll schedules and fees established by the Thruway Authority pursuant to 21 NYCRR Part 101 and collected through any of the following methods:*

(1) *an E-ZPass tag;*

(2) *Tolls by Mail, where an invoice based on license plate images or videos is sent to the vehicle's registered owner as indicated in motor vehicle registration records or address for mailing and/or electronic communication as updated by the owner; or*

(3) *other technology which identifies a vehicle by photographic, electronic or other method, as authorized by the Thruway Authority.*

(b) *Use of the Thruway system shall be permitted only upon the payment of such tolls and other charges and under such circumstances as may from time to time be prescribed by the Thruway Authority. The evasion, nonpayment, payment in other than lawful currency, payment of less than the full amount required or other failure to comply with the published toll rates or tolls for any reason along the Thruway system is prohibited. The owner, as defined in Public Authorities Law section 2985(3) or Public Authorities Law section 2985-a(2)(b), of any vehicle or vehicle type using the Thruway System without paying the toll prescribed by the Thruway Authority in the manner established for the collection of such toll commits a violation of toll collection regulations.*

(c) *Entering or leaving the controlled system except through Thruway interchanges (unless otherwise authorized by the Thruway Authority), is prohibited. Vehicles for which there is no record of entering shall be charged the toll for the appropriate vehicle classification from the most distant interchange of the controlled system at the Tolls by Mail rate.*

(d) *Payment of tolls by E-ZPass shall be made by means of a properly mounted E-ZPass tag of the proper class that is classified as valid at the time of the toll transaction. For each such transaction that requires an image to be captured and processed, the owner shall be charged the full undiscounted toll at the Tolls by Mail rate. Nothing in this section shall be construed to limit the liability of an E-ZPass account holder for administrative violation fees established and imposed by the E-ZPass agreement for failure to pay tolls by means of a properly mounted E-ZPass tag of the proper class that is classified as valid at the time of the transaction.*

(e) *Payment of tolls through Tolls by Mail, shall be made in the manner established for the collection of such tolls, including in the toll bill sent by the Thruway Authority or its authorized representative. Nothing in this section shall be construed to limit the liability of a Tolls by Mail account holder for administrative violation fees established and imposed by the applicable Tolls by Mail account agreement for failure to pay the tolls in the manner established for the collection of such tolls. The owner shall have 30 days from the date of the toll bill to pay the incurred toll. The toll bill shall include: the total amount of the incurred tolls due; the date by which payment of the incurred tolls is due; any administrative fees; the address for receipt of payment and methods of payment for the toll; the procedure for contesting any toll and the contact information for the Thruway Authority's toll payer advocate office and customer service center; information related to the failure to timely pay or respond to the Notice of Liability, in addition to the possibility that a judgment can be entered for repeat unpaid liabilities that could lead to a vehicle being towed or immobilized; a website address or hyperlink for the owner to access time-stamped photographs or footage of each toll incurred by*

electronic means; information related to the availability of the Thruway Authority toll payer advocate to discuss payment options; and other information required by law or by the Thruway Authority. Each toll bill shall identify the date, time, location, license plate number, and jurisdiction of the license plate for each toll that has been incurred. Each toll bill shall include an image of the license plate of the vehicle being used or operated on the toll facility. If the owner fails to pay the initial toll bill, a second toll bill shall be sent in the next billing cycle, which shall also indicate the overdue toll or tolls and any administrative or late fees due.

(f) The owner of any vehicle which violates toll collection regulations without paying the charge prescribed by the Thruway Authority shall be liable to the Thruway Authority for an administrative fee, known as the toll violation fee, in the amount up to \$100.00 for each such toll violation unless a fee of less than \$100.00 is set by the Thruway Authority in its sole discretion. The toll violation fee shall be in addition to the applicable toll and any fines and penalties otherwise prescribed by law or by agreement. The individual or business alleged to be liable for each toll violation as owner shall be liable for each unpaid toll and toll violation fee unless such unpaid toll and/or toll violation fee has been dismissed or there has been a Transfer of Responsibility as provided pursuant to Public Authorities Law sections 2985 or 2985-a; or after payment of such toll, the toll violation fee has been dismissed or reduced under any applicable Fee Waiver Policy adopted by the Thruway Authority. Such owners who fail to pay each toll and toll violation fee in response to a Notice of Liability or Notice of Violation may also have their vehicle registrations suspended and/or not renewed under Vehicle and Traffic Law section 510 and/or 15 NYCRR 127 or other related regulations.

(g)(1) For Tolls by Mail transactions where a toll violation fee is assessed, a Notice of Violation shall be sent by the Thruway Authority or its authorized agent ("Authorized Agent") to the individual or business alleged to be liable for the toll violation as owner and shall contain date, time, location, license plate number, and jurisdiction of the license plate for each unpaid toll that has been incurred. A Notice of Violation shall also include the total amount of unpaid tolls and violation fees due; the date by which payment of the tolls and violation fees is due; the address for receipt of payment and methods of payment for the toll; the procedure for contesting any toll and the contact information for the Thruway Authority's toll payer advocate office and customer service center; information related to the failure to timely pay or respond to the Notice of Violation, in addition to the possibility that a judgment can be entered for repeat unpaid liabilities that could lead to a vehicle being towed or immobilized; a website address or hyperlink for the owner to access time-stamped photographs or footage of each toll incurred by electronic means; information related to the availability of the toll payer advocate to discuss payment options; and other information required by law or the Thruway Authority.

(2) The individual or business alleged to be liable for the toll violation as owner may dispute the violation by submitting a Declaration of Dispute to the Authorized Agent in the manner established in the Notice of Violation and such toll violation and associated toll violation fee shall be dismissed if such individual or business provides a certification that:

(i) the individual or business was not the registered owner of the vehicle at the time of the toll transaction that forms the basis of such alleged violation and submits to the Authorized Agent:

(a) a copy of the plate surrender receipt from the Department of Motor Vehicles;

(b) proof of sale of the vehicle;

(c) a copy of the report to a law enforcement agency that the plate was lost; or

(d) a copy of the report to a law enforcement agency that the vehicle was stolen; or

(ii) the toll was paid by E-ZPass and the toll posted to an E-ZPass account and submits to the Authorized Agent a copy of the E-ZPass statement showing the toll posting; or

(iii) the registered owner's vehicle was not present at the facility at the time of the violation(s); or

(iv) for other good cause shown, which in the discretion of the Thruway Authority, constitutes a reasonable basis for dismissal.

(3) The Authorized Agent shall send the owner a written determination of the Declaration of Dispute. The owner may request a review by the Thruway Authority of the Authorized Agent's determination of the Declaration of Dispute by submitting a Request for Review to the Thruway Authority in the matter established in the Authorized Agent's written determination of the Declaration of Dispute. The Authorized Agent's determination of the Declaration of Dispute shall be final and binding on the owner unless overturned by the Thruway Authority upon review and in the Thruway Authority's sole discretion. The Thruway Authority's determination of the owner's Request for Administrative Review shall be final and binding on the owner unless overturned by a court of competent jurisdiction of the State of New York, County of Albany, under article 78 of the New York Civil Practice Law and Rules.

Section 102.9 Exclusion of Vehicles from Thruway System for Non-Compliance.

The use of the Thruway system by any vehicle or vehicle type shall be and shall be deemed to be conditioned upon payment of the prescribed tolls and upon observance of the rules and regulations of the Thruway Authority. All rights, privileges, licenses and permits, express or implied, for the use of the Thruway system by any vehicle or other vehicle type, granted by the Thruway Authority, shall be and shall be deemed to be revocable, and each such right, privilege, license or permit, at the option of the Thruway Authority, shall be and shall be deemed to be revoked and cancelled by and upon the breach of any rule or regulation or of violation of any applicable laws or ordinances while in or upon the Thruway system. Vehicles violating any of the rules and regulations of the Thruway Authority, as well as other vehicles or vehicle types owned or operated by the owner and/or operator of such vehicles or types, may be excluded from the Thruway system permanently or for a specified time. Violators of such rules and regulations shall be subject to the penalties made and provided in these regulations and statutes of the State of New York.

Text of proposed rule and any required statements and analyses may be obtained from: Pamela Davis, Deputy General Counsel, New York State Thruway Authority, 200 Southern Boulevard, Albany, NY 12209, (518) 436-2840, email: pam.davis@thruway.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.

Regulatory Impact Statement

1. Statutory authority:

Public Authorities Law (PAL) section 354 subdivision 5 authorizes the New York State Thruway Authority (Authority) to make rules and regulations for the use of the Thruway and any other facilities under the jurisdiction of the Authority. PAL section 354 subdivision 8, in pertinent part, authorizes the Authority "to fix fees for the use of the Thruway System or any part thereof necessary...to produce sufficient revenue to meet the expense of maintenance and operation and to fulfill the terms of any agreements made with the holders of its notes or bonds..." PAL section 354 subdivision 15 authorizes the Authority to do all things necessary or convenient to carry out its purposes or exercise the powers given in Title 9. The Authority is authorized pursuant to section 361 of the PAL to "promulgate such rules and regulations...for the use and occupancy of the Thruway...". PAL Section 2985-a requires the dispute process for its Tolls by Mail program to be incorporated in regulation. Section 1630 of the Vehicle and Traffic Law authorizes the Authority to make rules and regulations to regulate traffic on any highway under its jurisdiction with respect to charging tolls, taxes, fees, licenses or permits for the use of the highway or any property under the Authority's jurisdiction.

2. Legislative objectives:

To establish a toll system for the Thruway, while also providing patrons with a clear description of the tolling process, as well as a toll dispute process.

3. Needs and benefits:

The proposed rule will revise the Authority's toll rules to provide Thruway patrons with a clear description of the tolling process and bring the Authority into compliance with the Toll By Mail Enhancement Act (TBMEA), which became effective on September 1, 2024. The proposed rule outlines the toll dispute process as required by the TBMEA. The proposed rule also provides that toll violators may be subject to vehicle exclusion from the Thruway System for non-payment of tolls or failure to comply with other Thruway Authority rules and regulations. Tolls are 95% of the Thruway Authority's revenues. The Thruway Authority has issued bonds which are secured under the Bond Resolution by a pledge of the toll revenues. It is a fundamental priority of the Thruway Authority to facilitate the payment of tolls and to protect its funds and safeguard against any losses. The TBMEA requires a dispute process to be included in regulation.

4. Costs:

a. To regulated parties: The proposed rule will provide Thruway patrons with clarity on the tolling process and there are no consequences for or impact upon motorists who pay their tolls in a timely fashion. Toll violators are already subject to the payment of fees for failure to pay and may be subject to vehicle exclusion from the Thruway System for non-payment of tolls or failure to comply with other Thruway Authority rules and regulations.

b. Costs to the State, the authority and local governments: This proposed rule will impose no costs on local governments. The Authority will incur no additional costs because the proposed rule is consistent with current practices.

5. Local government mandates:

The proposed rule will not affect local governments.

6. Paperwork:

Not applicable because the proposed rule is consistent with current practices.

7. Duplication:

This proposed regulation does not duplicate or conflict with any State or Federal rule.

8. Alternatives:

The recently enacted TBMEA requires the dispute process to be in regulation and additional updates were needed to reflect the Authority's conversion to cashless tolling in 2020. A no action alternative was not considered.

9. Federal Standards:

This rule does not exceed any Federal standards.

10. Compliance schedule:

The proposal will be effective upon publication of the Notice of Adoption in the State Register.

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

A regulatory flexibility analysis for small business and local governments, a rural area flexibility analysis and a job impact statement are not required for this rule making proposal because it will not adversely affect small business, local governments, rural areas or jobs.

This proposed rule would update the Thruway Authority's Rules and Regulations in relation to the toll collection process to provide Thruway patrons with a clear description of the tolling process. The proposed rule would bring the Authority into compliance with the Toll By Mail Enhancement Act (TBMEA), which became effective on September 1, 2024, by outlining the toll dispute process as required by the TBMEA. The proposed rule also provides that toll violators may be subject to vehicle exclusion from the Thruway System for non-payment of tolls or failure to comply with other Thruway Authority rules and regulations.

Due to its narrow focus, this rule will not impose an adverse economic impact or reporting, recordkeeping, or other compliance requirements on small businesses in rural or urban areas or on employment opportunities. No local government activities are involved.

Office of Victim Services

NOTICE OF ADOPTION

Limits on Administrative Expenses and Executive Compensation Pursuant to Executive Order (EO) 38

I.D. No. OVS-21-24-00004-A

Filing No. 784

Filing Date: 2024-10-01

Effective Date: 2024-10-16

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

Action taken: Amendment of section 525.22(b); repeal of section 525.24 of Title 9 NYCRR.

Statutory authority: Executive Law, section 623(3)

Subject: Limits on administrative expenses and executive compensation pursuant to Executive Order (EO) 38.

Purpose: As EO 38 has been discontinued, the purpose of this rule is to repeal regulations implementing EO 38.

Text or summary was published in the May 22, 2024 issue of the Register, I.D. No. OVS-21-24-00004-P.

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

Text of rule and any required statements and analyses may be obtained from: John Watson, General Counsel, NYS Office of Victim Services, 80 South Swan St., Second Floor, Albany, NY 12210, (518) 457-8066, email: John.Watson@ovs.ny.gov

Assessment of Public Comment

The agency received no public comment.

**HEARINGS SCHEDULED
FOR PROPOSED RULE MAKINGS**

Agency I.D. No.	Subject Matter	Location—Date—Time
Environmental Conservation, Department of		
ENV-40-24-00001-P	Revisions to 6 NYCRR Parts 601 and 602 that Implement ECL Article 15, Title 15 (Water Supply)	Virtual—December 5, 2024, 11:00 a.m.
ENV-07-24-00016-RP	Environmental Remediation Programs – State Superfund Program, Brownfield Cleanup Program, and Environmental Restoration Program	<p>Virtual via Webex—January 7, 2025, 3:30 p.m.</p> <p>The Department of Environmental Conservation (DEC) noticed the proposed 6 NYCRR Part 375, Environmental Remediation Programs, in Volume XLVI, Issue 7 of the NYS Register on February 14, 2024. DEC conducted two comment hearings on May 15, 2024, and held a 97-day comment period, which ended on May 21, 2024. All public comments were considered, and DEC did not make any substantive changes to the text of the proposed rulemaking. One commenter noted a discrepancy in the Part 375-6.8 tables. DEC is issuing this revised rulemaking to correct these discrepancies.</p> <p>DEC will hold a public comment hearing on the proposed revisions to 6 NYCRR Part 375, Environmental Remediation Programs, on January 7, 2025, at 3:30 p.m., via electronic webinar. The public comment period will be open until January 15, 2025.</p> <p>Instructions on how to join the hearing webinar and provide an oral statement will be published on the DEC’s proposed regulations webpage for 6 NYCRR Part 375. The proposed regulations webpage for 6 NYCRR Part 375 may be accessed at: https://www.dec.ny.gov/regulatory/regulations/proposed-emergency-recently-adopted-regulations.</p> <p>Persons who wish to receive the instructions by mail or telephone may call the Department’s Office of Hearings and Mediation Services at (518) 402-9003. Please provide your first and last name, address, and telephone number and reference the Part 375 public comment hearing.</p> <p>Language interpretation services shall be made available to persons with limited English proficiency or hearing impairment, including American Sign Language at no cost. Requests must be received 10 calendar days before the hearing, 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), e-mail (language@dec.ny.gov), or telephone (518) 402-8028.</p>

The public comment period for Part 375 is open until 8:00 p.m., January 15, 2025. Comments may be entered during the hearing, e-mailed to derweb@dec.ny.gov, or mailed to NYS DEC, Division of Environmental Remediation, 625 Broadway, Albany, NY 12233, Attn: Jenn Dawson. Please include “Part 375 Comments” in the subject or memo line of the correspondence.

Long Island Power Authority

LPA-39-24-00009-P	Back Billing	H. Lee Dennison Bldg., Hauppauge, NY—November 25, 2024, 10:00 a.m. Long Island Power Authority, Uniondale, NY—November 25, 2024, 6:00 p.m.
LPA-39-24-00010-P	Standby and Buyback Service Rates	H. Lee Dennison Bldg., Hauppauge, NY—November 25, 2024, 10:00 a.m. Long Island Power Authority, Uniondale, NY—November 25, 2024, 6:00 p.m.
LPA-39-24-00011-P	Small Generator Interconnections Procedures	H. Lee Dennison Bldg., Hauppauge, NY—November 25, 2024, 10:00 a.m. Long Island Power Authority, Uniondale, NY—November 25, 2024, 6:00 p.m.
LPA-39-24-00012-P	Annual Budget	H. Lee Dennison Bldg., Hauppauge, NY—November 25, 2024, 10:00 a.m. Long Island Power Authority, Uniondale, NY—November 25, 2024, 6:00 p.m.
LPA-39-24-00013-P	Sunsetting Temporary Emergency Tariff Put in Place During the Covid-19 Pandemic	H. Lee Dennison Bldg., Hauppauge, NY—November 25, 2024, 10:00 a.m. Long Island Power Authority, Uniondale, NY—November 25, 2024, 6:00 p.m.
LPA-39-24-00014-P	Customer Benefit Contribution Charge	H. Lee Dennison Bldg., Hauppauge, NY—November 25, 2024, 10:00 a.m. Long Island Power Authority, Uniondale, NY—November 25, 2024, 6:00 p.m.

Public Service Commission

PSC-36-24-00003-P	Proposed Major Rate Increase in National Grid’s Annual Electric Revenues	Department of Public Service, 19th Fl. Board Rm., Three Empire State Plaza, Albany, NY—November 4, 2024, 10:30 a.m. and continuing daily as needed (Evidentiary Hearing)* *On occasion, there are requests to reschedule or postpone hearing dates. If such a request is granted, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Case 24-E-0322.
PSC-36-24-00004-P	Proposed Major Rate Increase in National Grid’s Annual Gas Revenues	Department of Public Service, 19th Fl. Board Rm., Three Empire State Plaza, Albany, NY—November 4, 2024, 10:30 a.m. and continuing daily as needed (Evidentiary Hearing)* *On occasion, there are requests to reschedule or postpone hearing dates. If such a request is granted, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Case 24-G-0323.
PSC-42-24-00006-P	Proposed Major Rate Increase in Electric Delivery Revenues	Department of Public Service, 19th Fl. Board Rm., Three Empire State Plaza, Albany, NY—January 7, 2025, 1:00 p.m. and continuing daily as needed (Evidentiary Hearing)*

*On occasion, the evidentiary hearing date may be rescheduled or postponed. In that event, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Case 24-E-0461.

PSC-42-24-00007-P Proposed Major Rate Increase in Gas Delivery Revenues

Department of Public Service, 19th Fl. Board Rm., Three Empire State Plaza, Albany, NY— January 7, 2025, 1:00 p.m. and continuing daily as needed (Evidentiary Hearing)*

*On occasion, the evidentiary hearing date may be rescheduled or postponed. In that event, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Case 24-G-0462.

PSC-42-24-00011-P Major Rate Increase in Annual Gas Delivery Revenues

Department of Public Service, 19th Fl. Board Rm., Three Empire State Plaza, Albany, NY— December 17, 2024, 1:00 p.m. and continuing daily as needed (Evidentiary Hearing)*

*On occasion, the evidentiary hearing date may be rescheduled or postponed. In that event, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Case 24-G-0447.

ACTION PENDING INDEX

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

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

For additional information concerning any of the proposals

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

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

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

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

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-42-24-00002-P	..... 10/16/25	Agricultural water standards for growing, harvesting, packing, and holding of produce for human consumption	Adopt the updated 21 CFR Part 112 standards

AUDIT AND CONTROL, DEPARTMENT OF

AAC-34-24-00002-P	..... 08/21/25	Procedure to determine disability retirement applications under Articles 14 and 15 of the Retirement and Social Security Law.	To broaden committee-eligible titles and account for changes to the Retirement and Social Security Law.
AAC-41-24-00027-P	..... 10/09/25	Public Access to Department Records	Repeal and update outdated regulations.

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-ERP	..... 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
OCM-35-24-00006-P	..... 08/28/25	The packaging, labeling, marketing and advertising of cannabis	The proposed rules establish parameters for licensees and registrants around packaging, labeling, marketing, and advertising of cannabis products

CIVIL SERVICE, DEPARTMENT OF

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

Action Pending Index**NYS Register/October 16, 2024**

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
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
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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
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
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

Action Pending Index**NYS Register/October 16, 2024**

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
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.
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.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-32-24-00026-P	08/07/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-41-24-00002-P	10/09/25	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-41-24-00003-P	10/09/25	Jurisdictional Classification	To delete positions from and to classify positions in the exempt class.
CVS-41-24-00004-P	10/09/25	Jurisdictional Classification	To delete positions from and to classify positions in the exempt class.
CVS-41-24-00005-P	10/09/25	Jurisdictional Classification	To classify positions in the exempt class.
CVS-41-24-00006-P	10/09/25	Jurisdictional Classification	To classify a position in the exempt class and to classify positions in the non-competitive class
CVS-41-24-00007-P	10/09/25	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-41-24-00008-P	10/09/25	Jurisdictional Classification	To classify a position in the exempt class.
CVS-41-24-00009-P	10/09/25	Jurisdictional Classification	To classify a position in the exempt class.
CVS-41-24-00010-P	10/09/25	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-41-24-00011-P	10/09/25	Jurisdictional Classification	To classify a position in the exempt class.
CVS-41-24-00012-P	10/09/25	Jurisdictional Classification	To classify a position in the exempt class.
CVS-41-24-00013-P	10/09/25	Jurisdictional Classification	To classify positions in the exempt class and in the non-competitive class.
CVS-41-24-00014-P	10/09/25	Jurisdictional Classification	To delete positions from the exempt class.
CVS-41-24-00015-P	10/09/25	Jurisdictional Classification	To delete a position from and to classify a position in the non-competitive class
CVS-41-24-00016-P	10/09/25	Jurisdictional Classification	To delete positions from and to classify positions in the non-competitive class
CVS-41-24-00017-P	10/09/25	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-41-24-00018-P	10/09/25	Jurisdictional Classification	To classify positions in the exempt class and to classify positions in the non-competitive class
CVS-41-24-00019-P	10/09/25	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-41-24-00020-P	10/09/25	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-41-24-00021-P	10/09/25	Jurisdictional Classification	To classify a position in the exempt class; to delete a position from and to classify positions in the non-competitive class

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CORRECTIONS AND COMMUNITY SUPERVISION, DEPARTMENT OF			
CCS-41-24-00001-P	10/09/25	Contraband Drug Testing	To further clarify the process and procedure for the testing of suspected contraband drugs
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-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-26-24-00011-P	06/26/25	Requires a doctoral degree in physical therapy for licensure	To Conform the Commissioner's regulations to Chpater 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 Chpater 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-31-24-00008-EP	07/31/25	Extending the validity period of Emergency COVID-19 certificates.	See attached.
EDU-34-24-00001-EP	08/21/25	Special education due process hearings.	See attached.
EDU-39-24-00006-EP	09/25/25	Development and implementation of regionalization plans.	See attached.
EDU-39-24-00007-P	09/25/25	Establishing the Administrator Certificate and Extension to Work as a Superintendent	Establish new Administrator certificate that enables an individual to hold building level/ district level administrator positions
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-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
ENVIRONMENTAL CONSERVATION, DEPARTMENT OF			
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
ENV-07-24-00016-RP	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-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-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-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-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.
ENV-40-24-00001-P	12/05/25	Revisions to 6 NYCRR Parts 601 and 602 that implement ECL article 15, title 15 (Water Supply).	To add definitions; clarify requirements; establish and clarify permit exemptions; conform regulations to statutes
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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
FINANCIAL SERVICES, DEPARTMENT OF			
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-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 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-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
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-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.
HLT-39-24-00008-P	09/25/25	Onsite Wastewater Treatment System Waiver Requirements	Clarify availability of waivers from statewide requirements regarding installation & operation of wastewater treatment systems.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
JUDICIAL CONDUCT, STATE COMMISSION ON			
JDC-39-24-00003-P	09/25/25	Summary determination	Streamline the process by which the Commission considers motions for summary determination.
LONG ISLAND POWER AUTHORITY			
*LPA-08-01-00003-P	exempt	Pole attachments and related matters	To approve revisions to the authority's tariff
*LPA-41-02-00005-P	exempt	Tariff for electric service	To revise the tariff for electric service
*LPA-04-06-00007-P	exempt	Tariff for electric service	To adopt provisions of a ratepayer protection plan
*LPA-03-10-00004-P	exempt	Residential late payment charges	To extend the application of late payment charges to residential customers
*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 fo	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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
LONG ISLAND POWER AUTHORITY			
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.
LPA-39-24-00009-P	..... exempt	Back billing	To implement changes consistent with statutory amendments to HEFPA and to clarify definitions.
LPA-39-24-00010-P	..... exempt	Standby and Buyback Service Rates	LIPA Staff propose to modify the Tariff to better integrate DERs to the grid with updated and improved Standby and Buyback rates
LPA-39-24-00011-P	..... exempt	Small Generator Interconnection Procedures	To modify the SGIP to include the Statewide SIR changes adopted by the Commission and to modify the definition of Site Control.
LPA-39-24-00012-P	..... exempt	Annual Budget	LIPA Staff proposes to implement rate adjustments as determined through the budget process.
LPA-39-24-00013-P	..... exempt	Sunsetting temporary emergency Tariff put in place during the COVID-19 pandemic.	Sunsetting temporary emergency Tariff put in place during the COVID-19 pandemic.
LPA-39-24-00014-P	..... exempt	Customer Benefit Contribution Charge	To clarify the application of the CBC Charge to DG systems.
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
OMH-40-24-00011-P	..... 10/02/25	Relating to the personalized recovery oriented services (PROS).	To align such program with the State Plan Amendment.
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-42-24-00010-P 10/16/25	ATV - Safety Courses and Safety Certificates	Establish All-Terrain Vehicle (ATV) information,safety education and training programs, and issuance of ATV safety certificates.

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MOTOR VEHICLES, DEPARTMENT OF			
MTV-42-24-00012-P	10/16/25	Limited Use Motorcycle Dealers	To align the regulations with statute
NIAGARA FALLS WATER BOARD			
*NFW-04-13-00004-EP	exempt	Adoption of Rates, Fees and Charges	To pay for the increased costs necessary to operate, maintain and manage the system, and to achieve covenants with bondholders
*NFW-13-14-00006-EP	exempt	Adoption of Rates, Fees and Charges	To pay for increased costs necessary to operate, maintain and manage the system and to achieve covenants with the bondholders
*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
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
PEOPLE WITH DEVELOPMENTAL DISABILITIES, OFFICE FOR			
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-RP	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

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PUBLIC SERVICE COMMISSION			
*PSC-15-99-00011-P exempt	Electronic tariff by Woodcliff Park Corp.	To replace the company's current tariff with an electronic tariff
*PSC-12-00-00001-P	..... exempt	Winter bundled sales service election date by Central Hudson Gas & Electric Corporation	To revise the date
*PSC-44-01-00005-P	..... exempt	Annual reconciliation of gas costs by Corning Natural Gas Corporation	To authorize the company to include certain gas costs
*PSC-07-02-00032-P	..... exempt	Uniform business practices	To consider modification
*PSC-36-03-00010-P	..... exempt	Performance assurance plan by Verizon New York	To consider changes
*PSC-40-03-00015-P	..... exempt	Receipt of payment of bills by St. Lawrence Gas Company	To revise the process
*PSC-41-03-00010-P	..... exempt	Annual reconciliation of gas expenses and gas cost recoveries	To consider filings of various LDCs and municipalities
*PSC-41-03-00011-P	..... exempt	Annual reconciliation of gas expenses and gas cost recoveries	To consider filings of various LDCs and municipalities
*PSC-44-03-00009-P	..... exempt	Retail access data between jurisdictional utilities	To accommodate changes in retail access market structure or commission mandates
*PSC-02-04-00008-P	..... exempt	Delivery rates for Con Edison's customers in New York City and Westchester County by the City of New York	To rehear the Nov. 25, 2003 order
*PSC-06-04-00009-P	..... exempt	Transfer of ownership interest by SCS Energy LLC and AE Investors LLC	To transfer interest in Steinway Creek Electric Generating Company LLC to AE Investors LLC
*PSC-10-04-00005-P	..... exempt	Temporary protective order	To consider adopting a protective order
*PSC-10-04-00008-P	..... exempt	Interconnection agreement between Verizon New York Inc. and VIC-RMTS-DC, L.L.C. d/b/a Verizon Avenue	To amend the agreement
*PSC-14-04-00008-P	..... exempt	Submetering of natural gas service to industrial and commercial customers by Hamburg Fairgrounds	To submeter gas service to commercial customers located at the Buffalo Speedway
*PSC-15-04-00022-P	..... exempt	Submetering of electricity by Glenn Gardens Associates, L.P.	To permit submetering at 175 W. 87th St., New York, NY
*PSC-21-04-00013-P	..... exempt	Verizon performance assurance plan by Metropolitan Telecommunications	To clarify the appropriate performance level
*PSC-22-04-00010-P	..... exempt	Approval of new types of electricity meters by Powell Power Electric Company	To permit the use of the PE-1250 electronic meter
*PSC-22-04-00013-P	..... exempt	Major gas rate increase by Consolidated Edison Company of New York, Inc.	To increase annual gas revenues
*PSC-22-04-00016-P exempt	Master metering of water by South Liberty Corporation	To waive the requirement for installation of separate water meters

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PUBLIC SERVICE COMMISSION			
*PSC-25-04-00012-P exempt	Interconnection agreement between Frontier Communications of Ausable Valley, Inc., et al. and Sprint Communications Company, L.P.	To amend the agreement
*PSC-27-04-00008-P	..... exempt	Interconnection agreement between Verizon New York Inc. and various Verizon wireless affiliates	To amend the agreement
*PSC-27-04-00009-P	..... exempt	Interconnection agreement between Verizon New York Inc. and various Verizon wireless affiliates	To amend the agreement
*PSC-28-04-00006-P	..... exempt	Approval of loans by Dunkirk & Fredonia Telephone Company and Cassadaga Telephone Corporation	To authorize participation in the parent corporation's line of credit
*PSC-31-04-00023-P	..... exempt	Distributed generation service by Consolidated Edison Company of New York, Inc.	To provide an application form
*PSC-34-04-00031-P	..... exempt	Flat rate residential service by Emerald Green Lake Louise Marie Water Company, Inc.	To set appropriate level of permanent rates
*PSC-35-04-00017-P	..... exempt	Application form for distributed generation by Orange and Rockland Utilities, Inc.	To establish a new supplementary application form for customers
*PSC-43-04-00016-P	..... exempt	Accounts recievable by Rochester Gas and Electric Corporation	To include in its tariff provisions for the purchase of ESCO accounts recievable
*PSC-46-04-00012-P	..... exempt	Service application form by Consolidated Edison Company of New York, Inc.	To revise the form and make housekeeping changes
*PSC-46-04-00013-P	..... exempt	Rules and guidelines governing installation of metering equipment	To establish uniform statewide business practices
*PSC-02-05-00006-P	..... exempt	Violation of the July 22, 2004 order by Dutchess Estates Water Company, Inc.	To consider imposing remedial actions against the company and its owners, officers and directors
*PSC-09-05-00009-P	..... exempt	Submetering of natural gas service by Hamlet on Olde Oyster Bay	To consider submetering of natural gas to a commercial customer
*PSC-14-05-00006-P	..... exempt	Request for deferred accounting authorization by Freeport Electric Inc.	To defer expenses beyond the end of the fiscal year
*PSC-18-05-00009-P	..... exempt	Marketer Assignment Program by Consolidated Edison Company of New York, Inc.	To implement the program
*PSC-20-05-00028-P	..... exempt	Delivery point aggregation fee by Allied Frozen Storage, Inc.	To review the calculation of the fee
*PSC-25-05-00011-P	..... exempt	Metering, balancing and cashout provisions by Central Hudson Gas & Electric Corporation	To establish provisions for gas customers taking service under Service Classification Nos. 8, 9 and 11
*PSC-27-05-00018-P exempt	Annual reconciliation of gas costs by New York State Electric & Gas Corporation	To consider the manner in which the gas cost incentive mechanism has been applied

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PUBLIC SERVICE COMMISSION			
*PSC-41-05-00013-P exempt	Annual reconciliation of gas expenses and gas cost recoveries by local distribution companies and municipalities	To consider the filings
*PSC-45-05-00011-P	..... exempt	Treatment of lost and unaccounted gas costs by Corning Natural Gas Corporation	To defer certain costs
*PSC-46-05-00015-P	..... exempt	Sale of real and personal property by the Brooklyn Union Gas Company d/b/a KeySpan Energy Delivery New York and Steel Arrow, LLC	To consider the sale
*PSC-47-05-00009-P	..... exempt	Transferral of gas supplies by Corning Natural Gas Corporation	To approve the transfer
*PSC-50-05-00008-P	..... exempt	Long-term debt by Saratoga Glen Hollow Water Supply Corp.	To obtain long-term debt
*PSC-04-06-00024-P	..... exempt	Transfer of ownership interests by Mirant NY-Gen LLC and Orange and Rockland Utilities, Inc.	To approve of the transfer
*PSC-06-06-00015-P	..... exempt	Gas curtailment policies and procedures	To examine the manner and extent to which gas curtailment policies and procedures should be modified and/or established
*PSC-07-06-00009-P	..... exempt	Modification of the current Environmental Disclosure Program	To include an attributes accounting system
*PSC-22-06-00019-P	..... exempt	Hourly pricing by National Grid	To assess the impacts
*PSC-22-06-00020-P	..... exempt	Hourly pricing by New York State Electric & Gas Corporation	To assess the impacts
*PSC-22-06-00021-P	..... exempt	Hourly pricing by Rochester Gas & Electric Corporation	To assess the impacts
*PSC-22-06-00022-P	..... exempt	Hourly pricing by Consolidated Edison Company of New York, Inc.	To assess the impacts
*PSC-22-06-00023-P	..... exempt	Hourly pricing by Orange and Rockland Utilities, Inc.	To assess the impacts
*PSC-24-06-00005-EP	..... exempt	Supplemental home energy assistance benefits	To extend the deadline to Central Hudson's low-income customers
*PSC-25-06-00017-P	..... exempt	Purchased power adjustment by Massena Electric Department	To revise the method of calculating the purchased power adjustment and update the factor of adjustment
*PSC-34-06-00009-P	..... exempt	Inter-carrier telephone service quality standards and metrics by the Carrier Working Group	To incorporate appropriate modifications
*PSC-37-06-00015-P	..... exempt	Procedures for estimation of customer bills by Rochester Gas and Electric Corporation	To consider estimation procedures
*PSC-37-06-00017-P exempt	Procedures for estimation of customer bills by Rochester Gas and Electric Corporation	To consider estimation procedures

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PUBLIC SERVICE COMMISSION			
*PSC-43-06-00014-P exempt	Electric delivery services by Strategic Power Management, Inc.	To determine the proper mechanism for the rate-recovery of costs
*PSC-04-07-00012-P	..... exempt	Petition for rehearing by Orange and Rockland Utilities, Inc.	To clarify the order
*PSC-06-07-00015-P	..... exempt	Meter reading and billing practices by Central Hudson Gas & Electric Corporation	To continue current meter reading and billing practices for electric service
*PSC-06-07-00020-P	..... exempt	Meter reading and billing practices by Central Hudson Gas & Electric Corporation	To continue current meter reading and billing practices for gas service
*PSC-11-07-00010-P	..... exempt	Investigation of the electric power outages by the Consolidated Edison Company of New York, Inc.	To implement the recommendations in the staff's investigation
*PSC-11-07-00011-P	..... exempt	Storm-related power outages by Consolidated Edison Company of New York, Inc.	To modify the company's response to power outages, the timing for any such changes and other related matters
*PSC-17-07-00008-P	..... exempt	Interconnection agreement between Verizon New York Inc. and BridgeCom International, Inc.	To amend the agreement
*PSC-18-07-00010-P	..... exempt	Existing electric generating stations by Independent Power Producers of New York, Inc.	To repower and upgrade existing electric generating stations owned by Rochester Gas and Electric Corporation
*PSC-20-07-00016-P	..... exempt	Tariff revisions and making rates permanent by New York State Electric & Gas Corporation	To seek rehearing
*PSC-21-07-00007-P	..... exempt	Natural Gas Supply and Acquisition Plan by Corning Natural Gas Corporation	To revise the rates, charges, rules and regulations for gas service
*PSC-22-07-00015-P	..... exempt	Demand Side Management Program by Consolidated Edison Company of New York, Inc.	To recover incremental program costs and lost revenue
*PSC-23-07-00022-P	..... exempt	Supplier, transportation, balancing and aggregation service by National Fuel Gas Distribution Corporation	To explicitly state in the company's tariff that the threshold level of elective upstream transmission capacity is a maximum of 112,600 Dth/day of marketer-provided upstream capacity
*PSC-24-07-00012-P	..... exempt	Gas Efficiency Program by the City of New York	To consider rehearing a decision establishing a Gas Efficiency Program
*PSC-39-07-00017-P	..... exempt	Gas bill issuance charge by New York State Electric & Gas Corporation	To create a gas bill issuance charge unbundled from delivery rates
*PSC-41-07-00009-P	..... exempt	Submetering of electricity rehearing	To seek reversal
*PSC-42-07-00012-P	..... exempt	Energy efficiency program by Orange and Rockland Utilities, Inc.	To consider any energy efficiency program for Orange and Rockland Utilities, Inc.'s electric service
*PSC-42-07-00013-P	..... exempt	Revenue decoupling by Orange and Rockland Utilities, Inc.	To consider a revenue decoupling mechanism for Orange and Rockland Utilities, Inc.
*PSC-45-07-00005-P exempt	Customer incentive programs by Orange and Rockland Utilities, Inc.	To establish a tariff provision

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PUBLIC SERVICE COMMISSION			
*PSC-02-08-00006-P exempt	Additional central office codes in the 315 area code region	To consider options for making additional codes
*PSC-04-08-00010-P	..... exempt	Granting of easement rights on utility property by Central Hudson Gas & Electric Corporation	To grant easement rights to Millennium Pipeline Company, L.L.C.
*PSC-04-08-00012-P	..... exempt	Marketing practices of energy service companies by the Consumer Protection Board and New York City Department of Consumer Affairs	To consider modifying the commission's regulation over marketing practices of energy service companies
*PSC-08-08-00016-P	..... exempt	Transfer of ownership by Entergy Nuclear Fitzpatrick LLC, et al.	To consider the transfer
*PSC-12-08-00019-P	..... exempt	Extend the provisions of the existing electric rate plan by Rochester Gas and Electric Corporation	To consider the request
*PSC-12-08-00021-P	..... exempt	Extend the provisions of the existing gas rate plan by Rochester Gas and Electric Corporation	To consider the request
*PSC-13-08-00011-P	..... exempt	Waiver of commission policy and NYSEG tariff by Turner Engineering, PC	To grant or deny Turner's petition
*PSC-13-08-00012-P	..... exempt	Voltage drops by New York State Electric & Gas Corporation	To grant or deny the petition
*PSC-23-08-00008-P	..... exempt	Petition requesting rehearing and clarification of the commission's April 25, 2008 order denying petition of public utility law project	To consider whether to grant or deny, in whole or in part, the May 7, 2008 Public Utility Law Project (PULP) petition for rehearing and clarification of the commission's April 25, 2008 order denying petition of Public Utility Law Project
*PSC-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

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

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PUBLIC SERVICE COMMISSION			
*PSC-02-09-00010-P exempt	Competitive classification of independent local exchange company, and regulatory relief appropriate thereto	To determine if Chazy & Westport Telephone Corporation more appropriately belongs in scenario 1 rather than scenario 2
*PSC-05-09-00008-P	..... exempt	Revenue allocation, rate design, performance metrics, and other non-revenue requirement issues	To consider any remaining non-revenue requirement issues related to the Company's May 9, 2008 tariff filing
*PSC-05-09-00009-P	..... exempt	Numerous decisions involving the steam system including cost allocation, energy efficiency and capital projects	To consider the long term impacts on steam rates and on public policy of various options concerning the steam system
*PSC-06-09-00007-P	..... exempt	Interconnection of the networks between Frontier Comm. and WVT Communications for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between Frontier Comm. and WVT Comm.
*PSC-07-09-00015-P	..... exempt	Transfer certain utility assets located in the Town of Montgomery from plant held for future use to non-utility property	To consider the request to transfer certain utility assets located in the Town of Montgomery to non-utility assets
*PSC-07-09-00017-P	..... exempt	Request for authorization to defer the incremental costs incurred in the restoration work resulting from the ice storm	To allow the company to defer the incremental costs incurred in the restoration work resulting from the ice storm
*PSC-07-09-00018-P	..... exempt	Whether to permit the submetering of natural gas service to an industrial and commercial customer at Cooper Union, New York, NY	To consider the request of Cooper Union, to submeter natural gas at 41 Cooper Square, New York, New York
*PSC-12-09-00010-P	..... exempt	Charges for commodity	To charge customers for commodity costs
*PSC-12-09-00012-P	..... exempt	Charges for commodity	To charge customers for commodity costs
*PSC-13-09-00008-P	..... exempt	Options for making additional central office codes available in the 718/347 numbering plan area	To consider options for making additional central office codes available in the 718/347 numbering plan area
*PSC-14-09-00014-P	..... exempt	The regulation of revenue requirements for municipal utilities by the Public Service Commission	To determine whether the regulation of revenue requirements for municipal utilities should be modified
*PSC-16-09-00010-P	..... exempt	Petition for the submetering of electricity	To consider the request of AMPS on behalf of Park Imperial to submeter electricity at 230 W. 56th Street, in New York, New York
*PSC-16-09-00020-P	..... exempt	Whether SUNY's core accounts should be exempt from the mandatory assignment of local distribution company (LDC) capacity	Whether SUNY's core accounts should be exempt from the mandatory assignment of local distribution company (LDC) capacity
*PSC-17-09-00010-P	..... exempt	Whether to permit the use of Elster REX2 solid state electric meter for use in residential and commercial accounts	To permit electric utilities in New York State to use the Elster REX2
*PSC-17-09-00011-P	..... exempt	Whether Brooklyn Navy Yard Cogeneration Partners, L.P. should be reimbursed by Con Edison for past and future use taxes	Whether Brooklyn Navy Yard Cogeneration Partners, L.P. should be reimbursed by Con Edison for past and future use taxes
*PSC-17-09-00012-P	..... exempt	Petition for the submetering of gas at commercial property	To consider the request of Turner Construction, to submeter natural gas at 550 Short Ave., & 10 South St., Governors Island, NY

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

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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-08-10-00007-P	..... exempt	Whether to grant, deny, or modify, in whole or in part, the rehearing petition filed in Case 06-E-0847	Whether to grant, deny, or modify, in whole or in part, the rehearing petition filed in Case 06-E-0847
*PSC-08-10-00009-P	..... exempt	Consolidated Edison of New York, Inc. energy efficiency programs	To modify approved energy efficiency programs
*PSC-12-10-00015-P	..... exempt	Recommendations made by Staff intended to enhance the safety of Con Edison's gas operations	To require that Con Edison implement the Staff recommendations intended to enhance the safety of Con Edison's gas operations
*PSC-14-10-00010-P	..... exempt	Petition for the submetering of electricity	To consider the request of 61 Jane Street Owners Corporation to submeter Electricity at 61 Jane Street, Manhattan, NY
*PSC-16-10-00005-P	..... exempt	To consider adopting and expanding mobile stray voltage testing requirements	Adopt additional mobile stray voltage testing requirements
*PSC-16-10-00007-P	..... exempt	Interconnection of the networks between TDS Telecom and PAETEC Communications for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between TDS Telecom and PAETEC Communications
*PSC-16-10-00015-P	..... exempt	Interconnection of the networks between Frontier and Choice One Communications for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between Frontier and Choice One Communications
*PSC-18-10-00009-P	..... exempt	Electric utility transmission right-of-way management practices	To consider electric utility transmission right-of-way management practices
*PSC-19-10-00022-P	..... exempt	Whether National Grid should be permitted to transfer a parcel of property located at 1 Eddy Street, Fort Edward, New York	To decide whether to approve National Grid's request to transfer a parcel of vacant property in Fort Edward, New York
*PSC-22-10-00006-P	..... exempt	Requirement that Noble demonstrate that its affiliated electric corporations operating in New York are providing safe service	Consider requiring that Noble demonstrate that its affiliated electric corporations in New York are providing safe service
*PSC-22-10-00008-P	..... exempt	Petition for the submetering of electricity	To consider the request of 48-52 Franklin Street to submeter electricity at 50 Franklin Street, New York, New York
*PSC-24-10-00009-P	..... exempt	Verizon New York Inc. tariff regulations relating to voice messaging service	To remove tariff regulations relating to retail voice messaging service from Verizon New York Inc.'s tariff
*PSC-25-10-00012-P	..... exempt	Reassignment of the 2-1-1 abbreviated dialing code	Consideration of petition to reassign the 2-1-1 abbreviated dialing code
*PSC-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-34-10-00006-P	..... exempt	The modification of Central Hudson Gas & Electric Corporation's Enhanced Powerful Opportunities Program	The modification of Central Hudson Gas & Electric Corporation's Enhanced Powerful Opportunities Program
*PSC-36-10-00010-P	..... exempt	Central Hudson's procedures, terms and conditions for an economic development plan	Consideration of Central Hudson's procedures, terms and conditions for an economic development plan
*PSC-40-10-00014-P	..... exempt	Disposition of a state sales tax refund	To determine how much of a state sales tax refund should be retained by National Grid
*PSC-40-10-00021-P	..... exempt	Whether to permit the submetering of natural gas service to a commercial customer at Quaker Crossing Mall	To permit the submetering of natural gas service to a commercial customer at Quaker Crossing Mall
*PSC-41-10-00018-P	..... exempt	Amount of hourly interval data provided to Hourly Pricing customers who have not installed a phone line to read meter	Allow Central Hudson to provide less than a years worth of interval data and charge for manual meter reading for some customers
*PSC-41-10-00022-P	..... exempt	Request for waiver of the individual living unit metering requirements at 5742 Route 5, Vernon, NY	Request for waiver of the individual living unit metering requirements at 5742 Route 5, Vernon, NY
*PSC-42-10-00011-P	..... exempt	Petition for the submetering of electricity	To consider the request of 4858 Group, LLC to submeter electricity at 456 Main Street, Buffalo, New York
*PSC-43-10-00016-P	..... exempt	Utility Access to Ducts, Conduit Facilities and Utility Poles	To review the complaint from Optical Communications Group
*PSC-44-10-00003-P	..... exempt	Third and fourth stage gas rate increase by Corning Natural Gas Corporation	To consider Corning Natural Gas Corporation's request for a third and fourth stage gas rate increase
*PSC-51-10-00018-P	..... exempt	Commission proceeding concerning three-phase electric service by all major electric utilities	Investigate the consistency of the tariff provisions for three-phase electric service for all major electric utilities
*PSC-11-11-00003-P	..... exempt	The proposed transfer of 55.42 acres of land and \$1.4 million of revenues derived from the rendition of public service	The proposed transfer of 55.42 acres of land and \$1.4 million of revenues derived from the rendition of public service
*PSC-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

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

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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-42-12-00009-P	..... exempt	Regulation of Gipsy Trail Club, Inc.'s long-term financing agreements	To exempt Gipsy Trail Club, Inc. from Commission regulation of its financing agreements
*PSC-45-12-00008-P	..... exempt	Whether to grant, deny or modify, in whole or part, ESHG's petition for a waiver of Commission policy and RG&E tariff	Whether to grant, deny or modify, in whole or part, ESHG's petition for a waiver of Commission policy and RG&E tariff
*PSC-45-12-00010-P	..... exempt	Whether to grant, deny or modify, in whole or in part the petition of Con Edison to grant easements to Millwood Fire District	Whether to grant, deny or modify, in whole or in part the petition of Con Edison to grant easements to Millwood Fire District
*PSC-50-12-00003-P	..... exempt	Affiliate standards for Corning Natural Gas Corporation	To resolve issues raised by Corning Natural Gas Corporation in its petition for rehearing
*PSC-04-13-00006-P	..... exempt	Expansion of mandatory day ahead hourly pricing for customers of Orange and Rockland Utilities with demands above 100 kW	To consider the expansion of mandatory day ahead hourly pricing for customers with demands above 100 kW
*PSC-04-13-00007-P	..... exempt	Authorization to transfer certain real property	To decide whether to approve the transfer of certain real property
*PSC-06-13-00008-P	..... exempt	Verizon New York Inc.'s retail service quality	To investigate Verizon New York Inc.'s retail service quality
*PSC-08-13-00012-P	..... exempt	Filing requirements for certain Article VII electric facilities	To ensure that applications for certain electric transmission facilities contain pertinent information
*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

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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-45-13-00021-P	..... exempt	Investigation into effect of bifurcation of gas and electric utility service on Long Island	To consider a Petition for an investigation into effect of bifurcation of gas and electric utility service on Long Island
*PSC-45-13-00022-P	..... exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4)	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-45-13-00023-P	..... exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4)	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-45-13-00024-P	..... exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4); waiver of filing deadlines	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-45-13-00025-P	..... exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4)	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-47-13-00009-P	..... exempt	Petition for submetering of electricity	To consider the request of Hegeman Avenue Housing L.P. to submeter electricity at 39 Hegeman Avenue, Brooklyn, N.Y
*PSC-47-13-00012-P	..... exempt	Conditioning,restricting or prohibiting the purchase of services by NYSEG and RG&E from certain affiliates	Consideration of conditioning,restricting or prohibiting the purchase of services by NYSEG and RG&E from certain affiliates
*PSC-49-13-00008-P	..... exempt	Authorization to transfer all of Crystal Water Supply Company, Inc. stocks to Essel Infra West Inc.	To allow Crystal Water Supply Company, Inc to transfer all of its issued and outstanding stocks to Essel Infra West Inc.
*PSC-51-13-00009-P	..... exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates
*PSC-51-13-00010-P	..... exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates
*PSC-51-13-00011-P	..... exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates
*PSC-52-13-00012-P	..... exempt	The development of reliability contingency plan(s) to address the potential retirement of Indian Point Energy Center (IPEC)	To address the petition for rehearing and reconsideration/motion for clarification of the IPEC reliability contingency plan(s)
*PSC-52-13-00015-P	..... exempt	To enter into a loan agreement with the banks for up to an amount of \$94,000	To consider allowing Knolls Water Company to enter into a long-term loan agreement
*PSC-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

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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-26-14-00021-P	..... exempt	Consumer protections, standards and protocols pertaining to access to customer data may be established	To balance the need for the information necessary to support a robust market with customer privacy concerns
*PSC-28-14-00014-P	..... exempt	Petition to transfer systems, franchises and assets	To consider the Comcast and Charter transfer of systems, franchise and assets
*PSC-30-14-00023-P	..... exempt	Whether to permit the use of the Sensus iPERL Fire Flow Meter	Pursuant to 16 NYCRR Part 500.3 , it is necessary to permit the use of the Sensus iPERL Fire Flow Meter
*PSC-30-14-00026-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
*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

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

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

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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-25-16-00026-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

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

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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-23-18-00006-P	..... exempt	Whether to impose consequences on Aspirity for its non-compliance with Commission requirements	To ensure the provision of safe and adequate energy service at just and reasonable rates
*PSC-24-18-00013-P	..... exempt	Implementation of program rules for Renewable Energy Standard and ZEC requirements	To promote and maintain renewable and zero-emission electric energy resources
*PSC-28-18-00011-P	..... exempt	Storm Hardening Collaborative Report	To ensure safe and adequate gas service
*PSC-29-18-00008-P	..... exempt	Participation in Targeted Accessibility Fund	To encourage enhanced services for low-income consumers
*PSC-29-18-00009-P	..... exempt	Overvaluing real property tax expense recovery in water rates	To prevent unjust and unreasonable water rates
*PSC-34-18-00015-P	..... exempt	Petition to submeter electricity	To ensure adequate submetering equipment and energy efficiency protections are in place
*PSC-34-18-00016-P	..... exempt	Deferral of pre-staging and mobilization storm costs	To ensure just and reasonable rates for ratepayers and utility recovery of unexpected, prudently incurred costs
*PSC-35-18-00003-P	..... exempt	Con Edison's 2018 DSIP and BCA Handbook Update	To continue Con Edison's transition to a modern utility serving as a Distributed System Platform Provider
*PSC-35-18-00005-P	..... exempt	NYSEG and RG&E's 2018 DSIP and BCA Handbook Update	To continue NYSEG and RG&E's transition to modern utilities acting as Distributed System Platform Providers
*PSC-35-18-00006-P	..... exempt	National Grid's 2018 DSIP and BCA Handbook Update	To continue National Grid's transition to a modern utility serving as a Distributed System Platform Provider
*PSC-35-18-00008-P	..... exempt	Central Hudson's 2018 DSIP and BCA Handbook Update	To continue Central Hudson's transition to a modern utility serving as a Distributed System Platform Provider
*PSC-35-18-00010-P	..... exempt	O&R's 2018 DSIP and BCA Handbook Update	To continue O&R's transition to a modern utility acting as a Distributed System Platform Provider
*PSC-39-18-00005-P	..... exempt	Participation in New York State Lifeline Program	To encourage enhanced services for low-income customers
*PSC-40-18-00014-P	..... exempt	Annual Reconciliation of Gas Expenses and Gas Cost Recoveries	To review the gas utilities' reconciliation of Gas Expenses and Gas Cost Recoveries for 2018
*PSC-42-18-00011-P	..... exempt	Voluntary residential beneficial electrification rate design	To provide efficient rate design for beneficial technologies in New York State that is equitable for all residential customers
*PSC-42-18-00013-P	..... exempt	Petition for clarification and rehearing of the Smart Solutions Program Order	To address the increased demand for natural gas in the Con Edison's service territory and the limited pipeline capacity
*PSC-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

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

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

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

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

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

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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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
*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-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-25-23-00009-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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
*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-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	..... exempt	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	..... exempt	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	..... exempt	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	..... exempt	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	..... exempt	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	..... exempt	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	..... exempt	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-05-24-00003-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
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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
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-08-24-00009-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-10-24-00004-P	..... exempt	Remote electric service disconnection and reconnection charges	To ensure that charges assessed to utility customers are just and reasonable
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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-12-24-00004-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
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-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-17-24-00007-P	..... exempt	Notice of intent 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-18-24-00007-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
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
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-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-20-24-00003-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-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
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-21-24-00014-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
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-23-24-00003-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-25-24-00007-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-26-24-00007-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 Conring'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 Conring'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.

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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
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.
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.
PSC-33-24-00001-P	..... exempt	Customer required transformers and associated equipment.	To establish provisions to ensure safe and reliable service for all customers.
PSC-33-24-00002-P	..... exempt	Proposed transfer of water utility's capital stock.	To determine if the proposed transfer is in the public interest.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-34-24-00003-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-34-24-00004-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-34-24-00005-P	..... exempt	Deferral of costs associated with the development of Utility Thermal Energy Networks.	To determine the appropriate funding for the development of a proposed Utility Thermal Energy Network Pilot Project.
PSC-34-24-00006-P	..... exempt	Waiver of 16 NYCRR Sections 85-2.3(c), 86.3(a)(2), 86.3(b), and 88.4(a)(4).	To consider a waiver of certain regulations relating to the content of an application for a rebuild of a transmission line.
PSC-34-24-00007-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 Public Service Law.
PSC-34-24-00008-P	..... exempt	Proposed transfer of real property and system assets.	To consider whether the terms of the transfer are in the public interest.
PSC-34-24-00009-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-34-24-00010-P	..... exempt	NYSRC reliability rules and measurements.	To consider revisions to various rules and measurements of the NYSRC used to support safe and reliable electric service.
PSC-34-24-00011-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-34-24-00012-P	..... exempt	Deferral of costs associated with the development of Utility Thermal Energy Networks.	To determine the appropriate funding for the development of a proposed Utility Thermal Energy Network Pilot Project.
PSC-35-24-00002-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-35-24-00003-P	..... exempt	Extension of the deadline to enter into a lease agreement and to change the disbursement amount.	To determine whether to extend the deadline to enter into a lease and to change the disbursement amount.
PSC-35-24-00004-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-35-24-00005-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-36-24-00001-EP	..... 09/04/25	Proposed settlement agreement on reinstating a low-income broadband program.	To ensure the continuation of a low-income broadband program in Charter Communication, Inc's service territory.
PSC-36-24-00002-P	..... exempt	Petition to forgive arrears balances greater than 120 days and recover costs via a surcharge.	To determine if forgiveness of customer arrears greater than 120 days and recovery via a surcharge is in the public interest.
PSC-36-24-00003-P	..... exempt	Proposed major rate increase in National Grid's annual electric revenues.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-36-24-00004-P	..... exempt	Proposed major rate increase in National Grid's annual gas revenues.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-36-24-00005-P	..... exempt	Clean Energy Standard administration.	To authorize the funding necessary for continued implementation of the Clean Energy Standard in 2025.
PSC-36-24-00006-P	..... exempt	Proposal to modify the time limit established in the Make Ready Order.	To consider an extended deadline so that NYPA may continue to use its unspent budget and build electric vehicle chargers.
PSC-36-24-00007-P	..... exempt	Petition to submeter electricity and waiver request.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-36-24-00008-P	..... exempt	Waiver request of 16 NYCRR § 86.3(b)(2); 86.4(b); 88.4(a)(4).	To consider a waiver of certain regulations relating to the content of an application for transmission line siting.
PSC-37-24-00001-P	..... exempt	Proposed transfer of water company assets.	To determine if transfer of the Company's assets is in the public interest.
PSC-37-24-00003-P	..... exempt	Increased funding for energy efficiency programs.	To determine whether increased funding for energy efficiency programs is in the public interest.
PSC-38-24-00002-P	..... exempt	Financing for a merchant owner and operator of a wind-powered generating facility.	To determine whether the requested financing is consistent with the Public Service Law.
PSC-38-24-00003-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-38-24-00004-P	..... exempt	Residential and retail energy storage programs.	To consider the outline of program goals and implementation strategies for the residential and retail energy storage programs.
PSC-38-24-00005-P	..... exempt	To review a pilot proposal and associated budgets.	To assess whether the proposed pilot program impact is in the public interest.
PSC-39-24-00001-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-39-24-00002-P	..... exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-39-24-00004-P	..... exempt	Issuance of securities and other forms of indebtedness secured by the Companies' recovery property.	To provide reimbursement of appropriately incurred storm recovery costs and associated financing costs.
PSC-40-24-00002-P	..... exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-40-24-00003-P	..... exempt	Proposed Earnings Adjustment Mechanisms for Calendar Year 2024.	To determine if certain EAMs from the prior rate plan should continue, with updated targets and financial awards.
PSC-40-24-00004-P	..... exempt	To incorporate upgraded voltages and modify language related to correcting power factor issues and reconnection charges.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-40-24-00005-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-40-24-00006-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-40-24-00007-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-40-24-00008-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-40-24-00009-P	..... exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-40-24-00010-P	..... exempt	Petition to enter into a long term loan agreement and implement a surcharge for cost recovery.	To determine if the issuance of long term debt and a surcharge for recovery of the debt service is in the public interest.
PSC-41-24-00022-P	..... exempt	Minor rate filing.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-41-24-00023-P	..... exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-41-24-00024-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-41-24-00025-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-41-24-00026-P	..... exempt	A process for considering specific meter socket adapter devices.	To provide rules that ensure safe and adequate service at just and reasonable rates.
PSC-42-24-00003-P	..... exempt	To define "ICAP Market Peak Hour" as the peak hour of the New York Control Area during non-holiday weekdays in July or August.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-42-24-00004-P	..... exempt	To define "ICAP Market Peak Hour" as the peak hour of the New York Control Area during non-holiday weekdays in July or August.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-42-24-00005-P	..... exempt	To define "ICAP Market Peak Hour" as the peak hour of the New York Control Area during non-holiday weekdays in July or August.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-42-24-00006-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-42-24-00007-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.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-42-24-00008-P	..... exempt	Proposed plan to extend a low-income broadband program and establish a \$5M low-income promotional fund.	To ensure the continuation of a low-income broadband program in Altice USA's New York footprint.
PSC-42-24-00009-P	..... exempt	Rider B - Outdoor Service Lighting and Rider C - Purchase of Renewable Energy from New Distributed Generators.	To establish provisions to ensure safe and reliable service for all customers.
PSC-42-24-00011-P	..... exempt	Major rate increase in annual gas deliver revenues.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
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-35-24-00001-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 October 1, 2024 through December 31, 2024.
TEMPORARY AND DISABILITY ASSISTANCE, OFFICE OF			
TDA-38-24-00001-P	..... 09/18/25	Technical amendments to State regulations updating the names of State agencies and replacing obsolete and stigmatizing terms.	To update State regulations by replacing obsolete and stigmatizing terms.
TDA-39-24-00005-EP	..... 09/25/25	Standard Utility Allowances (SUAs) for the Supplemental Nutrition Assistance Program (SNAP)	These regulatory amendments set forth the federally-approved SUAs as of 10/01/2024.
THRUWAY AUTHORITY, NEW YORK STATE			
THR-42-24-00001-P	..... 10/16/25	Toll collection processes.	Provide patrons with a clear description of the tolling process and achieve compliance with the Toll By Mail Enhancement Act.
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

SECURITIES OFFERINGS

STATE NOTICES

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

DEALERS; BROKERS

Alger Global Focus Fund
100 Pearl St., 27th Fl., New York, NY 10004
State or country in which incorporated — Massachusetts

Blackstone Private Credit Fund
345 Park Ave., 31st Fl., New York, NY 10154
State or country in which incorporated — Delaware

Hamilton Lane Private Infrastructure Fund
One Presidential Blvd., 4th Fl., Bala Cynwyd, PA 19004
State or country in which incorporated — Delaware

Keefe, Bruyette & Woods, Inc.
70 W. Madison, Suite 2401, Chicago, IL 60602
State or country in which incorporated — Delaware

Lakeshore IRF Holdings, LLC
12377 Merit Dr., Suite 500, Dallas, TX 75251
State or country in which incorporated — Texas

NBTA Ecom Fund 1, LLC
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State or country in which incorporated — Wyoming

Neptune REM, LLC
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ADVERTISEMENTS FOR BIDDERS/CONTRACTORS

SEALED BIDS

REPLACE DOMESTIC HOT WEATHER HEATERS Coxsackie Correctional Facility Coxsackie, Greene County

Sealed bids for Project Nos. Q1871-H and Q1871-E, comprising separate contracts for HVAC Work and Electrical Work, Replace Domestic Hot Water Heaters, Building 38, Coxsackie Correctional Facility, 11260 State Route 9W, Coxsackie (Greene County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Division of Contract Management, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Department of Corrections and Community Supervision, until 2:00 p.m. on Wednesday, October 30, 2024, when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a bid security (i.e. certified check, bank check, or bid bond in the amount of \$29,600 for H, and \$4,300 for E).

All successful bidders will be required to furnish a Performance Bond and a Labor and Material Bond pursuant to Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract estimated to be between \$500,000 and \$1,000,000 for H, and between \$50,000 and \$100,000 for E.

Pursuant to State Finance Law §§ 139-j and 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest posting on the OGS website, in a newspaper of general circulation, or in the Contract Reporter, of written notice, advertisement or solicitation of offers, through final award and approval of the contract by OGS D&C and the Office of the State Comptroller ("Restricted Period") to other than designated staff, unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j(3)(a). Designated staff are Kimberly Belden, Catherine Skaczkowski, Jessica Hoffman, and Pierre Alric in the Division of Contract Management, telephone (518) 474-0203, fax (518) 473-7862. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and to make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a four-year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at: <https://ogs.ny.gov/ACPL/>

Pursuant to Public Buildings Law § 8(6), effective January 11, 2020, for any projects where the project design commenced on or after January 1, 2020 and for any contracts over \$5,000 for the work of construction, reconstruction, alteration, repair, or improvement of any State building, a responsible and reliable NYS-certified Minority or Women-Owned Business Enterprise that submits a bid within ten percent of the lowest bid will be deemed the apparent low bidder provided that the bid is \$1,628,283 or less, adjusted annually for infla-

tion as of March 1, 2024. If more than one responsible and reliable MWBE firm meets these requirements, the MWBE firm with the lowest bid will be deemed the apparent low bidder.

— Project commenced design before January 1, 2020. Not subject to provision.

XX Project commenced design on or after January 1, 2020. Subject to provision.

The substantial completion date for this project is 230 days after the Agreement is approved by the Comptroller.

The only time prospective bidders will be allowed to visit the job site to take field measurements and examine existing conditions of the project area will be at 8:30 a.m. on October 17, 2024, at Coxsackie Correctional Facility, OGS Field Office Trailer, 11260 State Route 9W, Coxsackie, NY. Prospective bidders are urged, but not mandated, to visit the site at this time. Prospective bidders or their representatives attending the pre-bid site visit will not be admitted on facility grounds without proper photo identification. Note that parking restrictions and security provisions will apply, and all vehicles will be subject to search. Refer to Document 002218 for any additional requirements for attendance at the pre-bid site visit.

Phone the office of David Mills (518-731-8290) a minimum of 72 hours in advance of the date to provide the names of those who will attend the pre-bid site visit. Only contractors that schedule a visit at least 72 hours in advance will be allowed to participate in the pre-bid site visit.

Pursuant to New York State Executive Law Article 15-A and the rules and regulations promulgated thereunder, OGS is required to promote opportunities for the maximum feasible participation of New York State-certified Minority and Women-owned Business Enterprises ("MWBEs") and the employment of minority group members and women in the performance of OGS contracts. All bidders are expected to cooperate in implementing this policy. OGS hereby establishes an overall goal of 30% for MWBE participation, 15% for Minority-Owned Business Enterprises ("MBE") participation and 15% for Women-Owned Business Enterprises ("WBE") participation (based on the current availability of qualified MBEs and WBEs) for HVAC Work and an overall goal of 0% for MWBE participation, 0% for Minority-Owned Business Enterprises ("MBE") participation and 0% for Women-Owned Business Enterprises ("WBE") participation (based on the current availability of qualified MBEs and WBEs) for Electrical Work. The total contract goal can be obtained by utilizing any combination of MBE and /or WBE participation for subcontracting and supplies acquired under this Contract. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of MWBEs on the Contract for the provision of services and materials.

Article 3 of the Veteran's Services Law provides for more meaningful participation in public procurement by certified Service-Disabled Veteran-Owned Businesses ("SDVOBs"). Bidders are expected to consider SDVOBs in the fulfillment of the requirements of the Contract. Such participation may be as subcontractors or suppliers, as protégés, or in other partnering or supporting roles. OGS hereby establishes overall goals for SDVOBs' participation under this contract as follows: 3% for the H trade contractor, and 0% for the E trade contractor, based on the current availability of qualified SDVOBs. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of SDVOBs on the Contract for the provision of services and materials.

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

The Bidding and Contract Documents for this Project are available for viewing, downloading, and Electronic Bidding from OGS Design & Construction's Electronic Bidding service, Bid Express.

Registration along with viewing, downloading, and electronic bidding can be accessed at the following link: <http://www.bidexpress.com>

For questions about downloading of bid documents, please send an e-mail to support@bidexpress.com, or call the Bid Express toll-free number at (888) 352-2439.

For all other questions, please send an email to DCPlans@ogs.ny.gov, or call (518) 474-0203.

For additional information on this project, please use the link below and then click on the project number:

<https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>

By OGS - Design & Construction Group

**REPLACE
CHILLER**

Rockland Psychiatric Center
Middletown, Orange County

Sealed bids for Project Nos. Q1912-H, and Q1912-E, comprising separate contracts for HVAC Work, and Electrical Work, Replace Chiller, Building 732, Rockland Psychiatric Center, Middletown Campus, 45 Ashley Avenue, Middletown (Orange County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Division of Contract Management, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Office of Mental Health, until 2:00 p.m. on Wednesday, October 23, 2024, when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a bid security (i.e. certified check, bank check, or bid bond in the amount of \$32,500 for H, and \$15,300 for E).

All successful bidders will be required to furnish a Performance Bond and a Labor and Material Bond pursuant to Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract estimated to be between \$500,000 and \$1,000,000 for H, and between \$100,000 and \$250,000 for E.

Pursuant to State Finance Law §§ 139-j and 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest posting on the OGS website, in a newspaper of general circulation, or in the Contract Reporter, of written notice, advertisement or solicitation of offers, through final award and approval of the contract by OGS D&C and the Office of the State Comptroller ("Restricted Period") to other than designated staff, unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j(3)(a). Designated staff are Kimberly Belden, Catherine Skaczkowski, Jessica Hoffman, and Pierre Alric in the Division of Contract Management, telephone (518) 474-0203, fax (518) 473-7862. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and to make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a four-year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at: <https://ogs.ny.gov/ACPL/>

Pursuant to Public Buildings Law § 8(6), effective January 11, 2020, for any projects where the project design commenced on or after January 1, 2020 and for any contracts over \$5,000 for the work of

construction, reconstruction, alteration, repair, or improvement of any State building, a responsible and reliable NYS-certified Minority or Women-Owned Business Enterprise that submits a bid within ten percent of the lowest bid will be deemed the apparent low bidder provided that the bid is \$1,628,283 or less, adjusted annually for inflation as of March 1, 2024. If more than one responsible and reliable MWBE firm meets these requirements, the MWBE firm with the lowest bid will be deemed the apparent low bidder.

— Project commenced design before January 1, 2020. Not subject to provision.

XX Project commenced design on or after January 1, 2020. Subject to provision.

The substantial completion date for this project is 463 days after the Agreement is approved by the Comptroller.

The only time prospective bidders will be allowed to visit the job site to take field measurements and examine existing conditions of the project area will be at 11:00 a.m. on October 11, 2024, at Middletown Psychiatric Center Facility Maintenance Building, 23 Ashley Avenue, Middletown, NY. Prospective bidders are urged, but not mandated, to visit the site at this time. Prospective bidders or their representatives attending the pre-bid site visit will not be admitted on facility grounds without proper photo identification. Note that parking restrictions and security provisions will apply, and all vehicles will be subject to search. Refer to Document 002218 for any additional requirements for attendance at the pre-bid site visit.

Phone or email the office of Alicia Bialy (845-792-3055) or Alicia.Bialy@ogs.ny.gov a minimum of 48 hours in advance of the date to provide the names of those who will attend the pre-bid site visit. Only contractors that schedule a visit at least 48 hours in advance will be allowed to participate in the pre-bid site visit.

Pursuant to New York State Executive Law Article 15-A and the rules and regulations promulgated thereunder, OGS is required to promote opportunities for the maximum feasible participation of New York State-certified Minority and Women-owned Business Enterprises ("MWBEs") and the employment of minority group members and women in the performance of OGS contracts. All bidders are expected to cooperate in implementing this policy. OGS hereby establishes an overall goal of 30% for MWBE participation, 15% for Minority-Owned Business Enterprises ("MBE") participation and 15% for Women-Owned Business Enterprises ("WBE") participation (based on the current availability of qualified MBEs and WBEs). The total contract goal can be obtained by utilizing any combination of MBE and /or WBE participation for subcontracting and supplies acquired under this Contract. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of MWBEs on the Contract for the provision of services and materials.

Article 3 of the Veteran's Services Law provides for more meaningful participation in public procurement by certified Service-Disabled Veteran-Owned Businesses ("SDVOBs"). Bidders are expected to consider SDVOBs in the fulfillment of the requirements of the Contract. Such participation may be as subcontractors or suppliers, as protégés, or in other partnering or supporting roles. OGS hereby establishes overall goals for SDVOBs' participation under this contract as follows: 3% for the E trade contractor, and 3% for the H trade contractor, based on the current availability of qualified SDVOBs. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of SDVOBs on the Contract for the provision of services and materials.

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

The Bidding and Contract Documents for this Project are available for viewing, downloading, and Electronic Bidding from OGS Design & Construction's Electronic Bidding service, Bid Express.

Registration along with viewing, downloading, and electronic bidding can be accessed at the following link: <http://www.bidexpress.com>

For questions about downloading of bid documents, please send an e-mail to support@bidexpress.com, or call the Bid Express toll-free number at (888) 352-2439.

For all other questions, please send an email to DCPlans@ogs.ny.gov, or call (518) 474-0203.

For additional information on this project, please use the link below and then click on the project number:

<https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>

By OGS - Design & Construction Group

**REPLACE
EXPANSION JOINTS**
Empire State Plaza
Albany, Albany County

Sealed bids for Project Nos. 45604-C, 45604-H, 45604-P and 45604-E, comprising separate contracts for Construction Work, HVAC Work, Plumbing Work, and Electrical Work, Replace Expansion Joints, East & West Arterial Roadways, Empire State Plaza, Albany (Albany County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Division of Contract Management, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Office of General Services, until 2:00 p.m. on Wednesday, October 23, 2024, when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a bid security (i.e. certified check, bank check, or bid bond in the amount of \$279,300 for C, \$47,500 for H, \$56,900 for P, and \$24,700 for E).

All successful bidders will be required to furnish a Performance Bond and a Labor and Material Bond pursuant to Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract estimated to be between \$11,000,000 and \$12,000,000 for C, between \$1,000,000 and \$2,000,000 for H, between \$1,000,000 and \$2,000,000 for P, and between \$500,000 and \$1,000,000 for E.

Pursuant to State Finance Law §§ 139-j and 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest posting on the OGS website, in a newspaper of general circulation, or in the Contract Reporter, of written notice, advertisement or solicitation of offers, through final award and approval of the contract by OGS D&C and the Office of the State Comptroller ("Restricted Period") to other than designated staff, unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j(3)(a). Designated staff are Kimberly Belden, Catherine Skaczkowski, Jessica Hoffman, and Pierre Alric in the Division of Contract Management, telephone (518) 474-0203, fax (518) 473-7862. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and to make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a four-year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at: <https://ogs.ny.gov/ACPL/>

Pursuant to Public Buildings Law § 8(6), effective January 11, 2020, for any projects where the project design commenced on or after January 1, 2020 and for any contracts over \$5,000 for the work of construction, reconstruction, alteration, repair, or improvement of any State building, a responsible and reliable NYS-certified Minority or Women-Owned Business Enterprise that submits a bid within ten percent of the lowest bid will be deemed the apparent low bidder provided that the bid is \$1,628,283 or less, adjusted annually for inflation as of March 1, 2024. If more than one responsible and reliable MWBE firm meets these requirements, the MWBE firm with the lowest bid will be deemed the apparent low bidder.

XX Project commenced design before January 1, 2020. Not subject to provision.

— Project commenced design on or after January 1, 2020. Subject to provision.

The substantial completion date for this project is 734 days after the Agreement is approved by the Comptroller.

The only time prospective bidders will be allowed to visit the job site to take field measurements and examine existing conditions of the project area will be at 10:00 a.m. on October 10, 2024, at Corning Tower, Empire State Plaza, Concourse Level, Room 125, Albany, NY. Prospective bidders are urged, but not mandated, to visit the site at this time. Prospective bidders or their representatives attending the pre-bid site visit will not be admitted on facility grounds without proper photo identification. Note that parking restrictions and security provisions will apply, and all vehicles will be subject to search. Refer to Document 002218 for any additional requirements for attendance at the pre-bid site visit.

Phone the office of Hiland Doolittle (518-935-8574) a minimum of 48 hours in advance of the date to provide the names of those who will attend the pre-bid site visit. Only contractors that schedule a visit at least 48 hours in advance will be allowed to participate in the pre-bid site visit.

Pursuant to New York State Executive Law Article 15-A and the rules and regulations promulgated thereunder, OGS is required to promote opportunities for the maximum feasible participation of New York State-certified Minority and Women-owned Business Enterprises ("MWBEs") and the employment of minority group members and women in the performance of OGS contracts. All bidders are expected to cooperate in implementing this policy. OGS hereby establishes an overall goal of 30% for MWBE participation, 15% for Minority-Owned Business Enterprises ("MBE") participation and 15% for Women-Owned Business Enterprises ("WBE") participation (based on the current availability of qualified MBEs and WBEs). The total contract goal can be obtained by utilizing any combination of MBE and /or WBE participation for subcontracting and supplies acquired under this Contract. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of MWBEs on the Contract for the provision of services and materials.

Article 3 of the Veteran's Services Law provides for more meaningful participation in public procurement by certified Service-Disabled Veteran-Owned Businesses ("SDVOBs"). Bidders are expected to consider SDVOBs in the fulfillment of the requirements of the Contract. Such participation may be as subcontractors or suppliers, as protégés, or in other partnering or supporting roles. OGS hereby establishes overall goals for SDVOBs' participation under this contract as follows: 3% for the C trade contractor, 3% for the E trade contractor, 3% for the H trade contractor, and 3% for the P trade contractor, based on the current availability of qualified SDVOBs. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of SDVOBs on the Contract for the provision of services and materials.

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

The Bidding and Contract Documents for this Project are available for viewing, downloading, and Electronic Bidding from OGS Design & Construction's Electronic Bidding service, Bid Express.

Registration along with viewing, downloading, and electronic bidding can be accessed at the following link: <http://www.bidexpress.com>

For questions about downloading of bid documents, please send an e-mail to support@bidexpress.com, or call the Bid Express toll-free number at (888) 352-2439.

For all other questions, please send an email to DCPlans@ogs.ny.gov, or call (518) 474-0203.

For additional information on this project, please use the link below and then click on the project number:

<https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>

By OGS - Design & Construction Group

PROVIDE
MASONRY REPAIR
 Mid-State Correctional Facility
 Marcy, Oneida County

Sealed bids for Project Nos. 46188-C, and 46188-E, comprising separate contracts for Construction Work, and Electrical Work, Provide Masonry Repair, Buildings 31 & 7, Mid-State Correctional Facility, 9005 Old River Road, Marcy (Oneida County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Division of Contract Management, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Department of Corrections and Community Supervision, until 2:00 p.m. on Wednesday, October 23, 2024, when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a bid security (i.e. certified check, bank check, or bid bond in the amount of \$174,100 for C, and \$5,400 for E).

All successful bidders will be required to furnish a Performance Bond and a Labor and Material Bond pursuant to Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract estimated to be between \$6,000,000 and \$7,000,000 for C, and between \$50,000 and \$100,000 for E.

Pursuant to State Finance Law §§ 139-j and 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest posting on the OGS website, in a newspaper of general circulation, or in the Contract Reporter, of written notice, advertisement or solicitation of offers, through final award and approval of the contract by OGS D&C and the Office of the State Comptroller ("Restricted Period") to other than designated staff, unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j(3)(a). Designated staff are Kimberly Belden, Catherine Skaczkowski, Jessica Hoffman, and Pierre Alric in the Division of Contract Management, telephone (518) 474-0203, fax (518) 473-7862. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and to make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a four-year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at: <https://ogs.ny.gov/ACPL/>

Pursuant to Public Buildings Law § 8(6), effective January 11, 2020, for any projects where the project design commenced on or after January 1, 2020 and for any contracts over \$5,000 for the work of construction, reconstruction, alteration, repair, or improvement of any State building, a responsible and reliable NYS-certified Minority or Women-Owned Business Enterprise that submits a bid within ten percent of the lowest bid will be deemed the apparent low bidder provided that the bid is \$1,628,283 or less, adjusted annually for inflation as of March 1, 2024. If more than one responsible and reliable MWBE firm meets these requirements, the MWBE firm with the lowest bid will be deemed the apparent low bidder.

XX Project commenced design before January 1, 2020. Not subject to provision.

— Project commenced design on or after January 1, 2020. Subject to provision.

The substantial completion date for this project is 717 days after the Agreement is approved by the Comptroller.

The only time prospective bidders will be allowed to visit the job site to take field measurements and examine existing conditions of the project area will be at 10:00 a.m. on October 10, 2024, at Midstate Correctional Facility, main entrance at Admin Building 22, 9005 Old River Road, Marcy, NY. Prospective bidders are urged, but not mandated, to visit the site at this time. Prospective bidders or their

representatives attending the pre-bid site visit will not be admitted on facility grounds without proper photo identification. Note that parking restrictions and security provisions will apply, and all vehicles will be subject to search. Refer to Document 002218 for any additional requirements for attendance at the pre-bid site visit.

Phone the office of Judd Dean (315-736-6417) a minimum of 72 hours in advance of the date to provide the names of those who will attend the pre-bid site visit. Only contractors that schedule a visit at least 72 hours in advance will be allowed to participate in the pre-bid site visit.

Pursuant to New York State Executive Law Article 15-A and the rules and regulations promulgated thereunder, OGS is required to promote opportunities for the maximum feasible participation of New York State-certified Minority and Women-owned Business Enterprises ("MWBEs") and the employment of minority group members and women in the performance of OGS contracts. All bidders are expected to cooperate in implementing this policy. OGS hereby establishes an overall goal of 30% for MWBE participation, 15% for Minority-Owned Business Enterprises ("MBE") participation and 15% for Women-Owned Business Enterprises ("WBE") participation (based on the current availability of qualified MBEs and WBEs) for the Construction Trade, and an overall goal of 0% for MWBE participation, 0% for Minority-Owned Business Enterprises ("MBE") participation and 0% for Women-Owned Business Enterprises ("WBE") participation (based on the current availability of qualified MBEs and WBEs) for the Electric Trade. The total contract goal can be obtained by utilizing any combination of MBE and /or WBE participation for subcontracting and supplies acquired under this Contract. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of MWBEs on the Contract for the provision of services and materials.

Article 3 of the Veteran's Services Law provides for more meaningful participation in public procurement by certified Service-Disabled Veteran-Owned Businesses ("SDVOBs"). Bidders are expected to consider SDVOBs in the fulfillment of the requirements of the Contract. Such participation may be as subcontractors or suppliers, as protégés, or in other partnering or supporting roles. OGS hereby establishes overall goals for SDVOBs' participation under this contract as follows: 3% for the C trade contractor, and 0% for the E trade contractor, based on the current availability of qualified SDVOBs. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of SDVOBs on the Contract for the provision of services and materials.

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

The Bidding and Contract Documents for this Project are available for viewing, downloading, and Electronic Bidding from OGS Design & Construction's Electronic Bidding service, Bid Express.

Registration along with viewing, downloading, and electronic bidding can be accessed at the following link: <http://www.bidexpress.com>

For questions about downloading of bid documents, please send an e-mail to support@bidexpress.com, or call the Bid Express toll-free number at (888) 352-2439.

For all other questions, please send an email to DCPlans@ogs.ny.gov, or call (518) 474-0203.

For additional information on this project, please use the link below and then click on the project number:

<https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>

By OGS - Design & Construction Group

PROVIDE
EXIT STAIRCASE
 Kirby Forensic Psychiatric Center
 Wards Island, New York County

Sealed bids for Project No. 47119-C, for Construction Work, Provide Exit Staircase, Building 106, Kirby Forensic Psychiatric

Center, 600 East 125th Street, Wards Island (New York County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Division of Contract Management, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Office of Mental Health, until 2:00 p.m. on Wednesday, October 30, 2024, when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a bid security (i.e. certified check, bank check, or bid bond in the amount of \$80,800 for C).

Further, Project Labor Agreement (PLA) Projects require a completed form BDC 59P (Project Labor Agreement List of Subcontractors) be filled out and submitted in accordance with Document 002221, Supplemental Instructions to Bidders – PLA. Failure to submit this form correctly will result in a disqualification of the bid.

All successful bidders will be required to furnish a Performance Bond and a Labor and Material Bond pursuant to Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract, estimated to be between \$2,000,000 and \$3,000,000 for C.

Pursuant to State Finance Law §§ 139-j and 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest posting, on the OGS website, in a newspaper of general circulation, or in the Contract Reporter of written notice, advertisement or solicitation of offers through final award and approval of the contract by OGS D&C and the Office of the State Comptroller (“Restricted Period”) to other than designated staff unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j (3)(a). Designated staff are Kimberly Belden, Catherine Skaczkowski, Jessica Hoffman, and Pierre Alric in the Division of Contract Management, telephone (518) 474-0203, fax (518) 473-7862. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a four-year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at: <https://ogs.ny.gov/ACPL/>

Pursuant to Public Buildings Law § 8(6), effective January 11, 2020, for any projects where the project design commenced on or after January 1, 2020 and for any contracts over \$5,000 for the work of construction, reconstruction, alteration, repair, or improvement of any State building, a responsible and reliable NYS-certified Minority or Women-Owned Business Enterprise that submits a bid within ten percent of the lowest bid will be deemed the apparent low bidder provided that the bid is \$1,628,283 or less, adjusted annually for inflation as of March 1, 2024. If more than one responsible and reliable MWBE firm meets these requirements, the MWBE firm with the lowest bid will be deemed the apparent low bidder.

___ Project commenced design before January 1, 2020. Not subject to provision.

XX Project commenced design on or after January 1, 2020. Subject to provision.

The substantial completion date for this project is 590 days after the Agreement is approved by the Comptroller.

The only time prospective bidders will be allowed to visit the job site to take field measurements and examine existing conditions of the project area will be at 10:00 a.m. on October 17, 2024, at the Manhattan Psychiatric Center, OGS-TDX Field Office, 102 Rivers Edge Road, Wards Island, NY. Prospective bidders are urged, but not mandated, to visit the site at this time. Prospective bidders or their representatives attending the pre-bid site visit will not be admitted on facility grounds without proper photo identification. Note that parking restrictions and security provisions will apply and all vehicles will be subject to search. Refer to Document 002218 for any additional requirements for attendance at the pre-bid site visit.

Phone the office of Irene Gomez (212-655-8484) a minimum of 48 hours in advance of the date to provide the names of those who will attend the pre-bid site visit. Only contractors that schedule a visit at least 48 hours in advance will be allowed to participate in the pre-bid site visit.

Pursuant to New York State Executive Law Article 15-A and the rules and regulations promulgated thereunder, OGS is required to promote opportunities for the maximum feasible participation of New York State-certified Minority- and Women-owned Business Enterprises (“MWBEs”) and the employment of minority group members and women in the performance of OGS contracts. All bidders are expected to cooperate in implementing this policy. OGS hereby establishes an overall goal of 30% for MWBE participation, 15% for Minority-Owned Business Enterprises (“MBE”) participation and 15% for Women-Owned Business Enterprises (“WBE”) participation (based on the current availability of qualified MBEs and WBEs). The total contract goal can be obtained by utilizing any combination of MBE and /or WBE participation for subcontracting and supplies acquired under this Contract. Trades with 0% goals are encouraged to make “good faith efforts” to promote and assist in the participation of MWBEs on the Contract for the provision of services and materials.

Article 3 of the Veterans’ Services Law provides for more meaningful participation in public procurement by certified Service-Disabled Veteran-Owned Businesses (“SDVOBs”). Bidders are expected to consider SDVOBs in the fulfillment of the requirements of the Contract. Such participation may be as subcontractors or suppliers, as protégés, or in other partnering or supporting roles. OGS hereby establishes overall goals for SDVOBs’ participation under this contract as follows: 6% for the C trade contractor, based on the current availability of qualified SDVOBs. Trades with 0% goals are encouraged to make “good faith efforts” to promote and assist in the participation of SDVOBs on the Contract for the provision of services and materials.

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

The Bidding and Contract Documents for this Project are available for viewing, downloading, and Electronic Bidding from OGS Design & Construction’s Electronic Bidding service, Bid Express.

Registration along with viewing, downloading, and electronic bidding can be accessed at the following link: <http://www.bidexpress.com>

For questions about downloading of bid documents, please send an e-mail to support@bidexpress.com, or call the Bid Express toll-free number at (888) 352-2439.

For all other questions, please send an email to DCPlans@ogs.ny.gov, or call (518) 474-0203.

For additional information on this project, please use the link below and then click on the project number:

<https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>

By OGS - Design & Construction Group

**DECOMMISSION
BUILDING**

Bernard Fineson Developmental Disabilities Services Office
Queens Village, Queens County

Sealed bids for Project No. 47527-C, comprising separate contracts for Construction Work, Decommission Building 11, Bernard Fineson DDSO, 80-45 Winchester Boulevard, Queens Village, (Queens County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Division of Contract Management, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Office for People with Developmental Disabilities, until 2:00 p.m. on Wednesday, October 30, 2024, when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a bid security (i.e. certified check, bank check, or bid bond in the amount of \$29,500 for C).

All successful bidders will be required to furnish a Performance Bond and a Labor and Material Bond pursuant to Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract estimated to be between \$500,000 and \$1,000,000 for C.

Pursuant to State Finance Law §§ 139-j and 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest posting on the OGS website, in a newspaper of general circulation, or in the Contract Reporter, of written notice, advertisement or solicitation of offers, through final award and approval of the contract by OGS D&C and the Office of the State Comptroller (“Restricted Period”) to other than designated staff, unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j(3)(a). Designated staff are Kimberly Belden, Catherine Skaczkowski, Jessica Hoffman, and Pierre Alric in the Division of Contract Management, telephone (518) 474-0203, fax (518) 473-7862. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and to make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a four-year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at: <https://ogs.ny.gov/ACPL/>

Pursuant to Public Buildings Law § 8(6), effective January 11, 2020, for any projects where the project design commenced on or after January 1, 2020 and for any contracts over \$5,000 for the work of construction, reconstruction, alteration, repair, or improvement of any State building, a responsible and reliable NYS-certified Minority or Women-Owned Business Enterprise that submits a bid within ten percent of the lowest bid will be deemed the apparent low bidder provided that the bid is \$1,628,283 or less, adjusted annually for inflation as of March 1, 2024. If more than one responsible and reliable MWBE firm meets these requirements, the MWBE firm with the lowest bid will be deemed the apparent low bidder.

Project commenced design before January 1, 2020. Not subject to provision.

Project commenced design on or after January 1, 2020. Subject to provision.

The substantial completion date for this project is 176 days after the Agreement is approved by the Comptroller.

The only time prospective bidders will be allowed to visit the job site to take field measurements and examine existing conditions of the project area will be at 11:00 a.m. on October 17, 2024, at Bernard Fineson DDSO, 80-45 Winchester Boulevard, Queens Village, NY. Prospective bidders are urged, but not mandated, to visit the site at this time. Prospective bidders or their representatives attending the pre-bid site visit will not be admitted on facility grounds without proper photo identification. Note that parking restrictions and security provisions will apply, and all vehicles will be subject to search. Refer to Document 002218 for any additional requirements for attendance at the pre-bid site visit.

Phone the office of Bibi Bacchus (718-776-4441) a minimum of 48 hours in advance of the date to provide the names of those who will attend the pre-bid site visit. Only contractors that schedule a visit at least 48 hours in advance will be allowed to participate in the pre-bid site visit.

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

Women-Owned Business Enterprises (“WBE”) participation (based on the current availability of qualified MBEs and WBEs). The total contract goal can be obtained by utilizing any combination of MBE and /or WBE participation for subcontracting and supplies acquired under this Contract. Trades with 0% goals are encouraged to make “good faith efforts” to promote and assist in the participation of MWBEs on the Contract for the provision of services and materials.

Article 3 of the Veteran’s Services Law provides for more meaningful participation in public procurement by certified Service-Disabled Veteran-Owned Businesses (“SDVOBs”). Bidders are expected to consider SDVOBs in the fulfillment of the requirements of the Contract. Such participation may be as subcontractors or suppliers, as protégés, or in other partnering or supporting roles. OGS hereby establishes overall goals for SDVOBs’ participation under this contract as follows: 3% for the C trade contractor, based on the current availability of qualified SDVOBs. Trades with 0% goals are encouraged to make “good faith efforts” to promote and assist in the participation of SDVOBs on the Contract for the provision of services and materials.

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

The Bidding and Contract Documents for this Project are available for viewing, downloading, and Electronic Bidding from OGS Design & Construction’s Electronic Bidding service, Bid Express.

Registration along with viewing, downloading, and electronic bidding can be accessed at the following link: <http://www.bidexpress.com>

For questions about downloading of bid documents, please send an e-mail to support@bidexpress.com, or call the Bid Express toll-free number at (888) 352-2439.

For all other questions, please send an email to DCPlans@ogs.ny.gov, or call (518) 474-0203.

For additional information on this project, please use the link below and then click on the project number:

<https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>

By OGS - Design & Construction Group

MISCELLANEOUS NOTICES/HEARINGS

Notice of Abandoned Property Received by the State Comptroller

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

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

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

NOTICE OF PUBLIC HEARING

Susquehanna River Basin Commission

SUMMARY: The Susquehanna River Basin Commission will hold a public hearing on October 30, 2024. The Commission will hold this hearing in person and telephonically. At this public hearing, the Commission will hear testimony on the projects listed in the Supplementary Information section of this notice. The Commission will also hear any testimony on the proposed 2025 fee schedule. Such projects and actions are intended to be scheduled for Commission action at its next business meeting, tentatively scheduled for December 12, 2024, which will be noticed separately. The public should note that this public hearing will be the only opportunity to offer oral comments to the Commission for the listed projects and actions. The deadline for the submission of written comments is November 11, 2024.

DATES: The public hearing will convene on October 30, 2024, at 6:30 p.m. The public hearing will end at 9:00 p.m. or at the conclusion of public testimony, whichever is earlier. The deadline for submitting written comments is Tuesday, November 12, 2024.

ADDRESSES: This public hearing will be conducted in person and telephonically. You may attend in person at Susquehanna River Basin Commission, 4423 N. Front St., Harrisburg, Pennsylvania, or join by telephone at Toll-Free Number 1-877-304-9269 and then enter the guest passcode 2619070 followed by #.

FOR FURTHER INFORMATION CONTACT: Jason Oyler, General Counsel and Secretary to the Commission, telephone: (717) 238-0423 or joyler@srbc.gov.

The proposed 2025 Fee Schedule can be viewed on the Commission's website, under public participation: <https://www.srbc.gov/regulatory/public-participation/>.

Information concerning the project applications is available at the Commission's Water Application and Approval Viewer at <https://www.srbc.gov/waav>. Additional supporting documents are available to inspect and copy in accordance with the Commission's Access to

Records Policy at www.srbc.gov/regulatory/policies-guidance/docs/access-to-records-policy-2009-02.pdf.

SUPPLEMENTARY INFORMATION: In addition to hearing any testimony on the proposed 2025 Fee Schedule, the public hearing will cover the following projects:

Projects Scheduled for Action:

1. Project Sponsor and Facility: Chesapeake Appalachia, L.L.C. (Susquehanna River), Sheshequin Township, Bradford County, Pa. Application for surface water withdrawal of up to 4.000 mgd (peak day).
2. Project Sponsor and Facility: Coterra Energy Inc. (Tunkhannock Creek), Lenox Township, Susquehanna County, Pa. Application for renewal and modification of surface water withdrawal of up to 2.880 mgd (peak day) (Docket No. 20191201).
3. Project Sponsor and Facility: Coterra Energy Inc. (Tunkhannock Creek), Nicholson Township, Wyoming County, Pa. Application for renewal and modification of surface water withdrawal of up to 2.880 mgd (peak day) (Docket No. 20230903).
4. Project Sponsor and Facility: Dover Township, York County, Pa. Application for groundwater withdrawal of up to 0.144 mgd (30-day average) from Well 11.
5. Project Sponsor and Facility: East Cocalico Township Authority, East Cocalico Township, Lancaster County, Pa. Application for renewal of groundwater withdrawal of up to 0.115 mgd (30-day average) from Well 2A (Docket No. 19990901). Source and service area are located in an Environmental Justice area.
6. Project Sponsor and Facility: Edgewood by Sand Springs, LLC (Nescopeck Creek), Butler Township, Luzerne County, Pa. Applications for renewal of surface water withdrawal of up to 0.317 mgd (peak day) and consumptive use of up to 0.249 mgd (30-day average) (Docket No. 19980102).
7. Project Sponsor: The H&K Group. Project Facility: Penn/MD Materials, Fulton Township, Lancaster County, Pa. Applications for consumptive use of up to 0.024 mgd (peak day) and groundwater withdrawals (30-day averages) of up to 1.980 mgd from the Pit Sump, 0.004 mgd from the Primary and Secondary Well, and 0.011 mgd from the Tertiary Well.
8. Project Sponsor: New Enterprise Stone & Lime Co., Inc. Project Facility: Roaring Spring Quarry (Halter Creek 2), Taylor Township, Blair County, Pa. Applications for renewal and modification of consumptive use of up to 0.380 mgd (peak day) and surface water withdrawal of up to 0.288 mgd (peak day) (Docket No. 19940705 and Certificate of Registration No. GF 202204215).
9. Project Sponsor: New Enterprise Stone & Lime Co., Inc. Project Facility: Shippensburg Quarry, Southampton Township, Cumberland County, Pa. Applications for groundwater withdrawals (30-day averages) of up to 0.065 mgd from the Transit Well and 0.020 mgd from the Quarry Well, and consumptive use of up to 0.150 mgd (peak day).
10. Project Sponsor and Facility: Newport Borough Water Authority, Oliver Township, Perry County, Pa. Application for renewal and modification of groundwater withdrawal of up to 0.096 mgd (30 day average) from Well 1 (Docket No. 20140908).
11. Project Sponsor: Pennsylvania Fish & Boat Commission. Project Facility: Benner Spring State Fish Hatchery, Benner Township, Centre County, Pa. Applications for groundwater withdrawals (30-day

averages) of up to 0.720 mgd from Well 1 (renewal of Docket No. 19940701) and up to 0.311 mgd from Well 3.

12. Project Sponsor and Facility: Schuylkill County Municipal Authority, Butler Township, Schuylkill County, Pa. Application for renewal of groundwater withdrawal of up to 0.362 mgd (30-day average) from the Gordon Well (Docket No. 20090624). Service area is located in an Environmental Justice area.

13. Project Sponsor and Facility: Strasburg Lancaster County Borough Authority, Strasburg Township, Lancaster County, Pa. Application for renewal of groundwater withdrawal of up to 0.275 mgd (30-day average) from the Fisher Well (Docket No. 19890107). Service area is located in an Environmental Justice area.

14. Project Sponsor and Facility: SWN Production Company, LLC (Susquehanna River), Great Bend Township, Susquehanna County, Pa. Application for renewal of surface water withdrawal of up to 2.000 mgd (peak day) (Docket No. 20191209).

15. Project Sponsor and Facility: Tallman Family Farms, L.L.C. (Wiconisco Creek), Washington Township, Dauphin County, Pa. Application for surface water withdrawal of up to 0.720 mgd (peak day).

16. Project Sponsor: Valley CC LLC. Project Facility: Valley Country Club, Sugarloaf Township, Luzerne County, Pa. Applications for renewal of groundwater withdrawals (30-day averages) of up to 0.090 mgd from the Shop Well and up to 0.090 mgd from the Pump-house Well (Docket No. 20090632).

Opportunity to Appear and Comment:

Interested parties may appear or call into the hearing to offer comments to the Commission on any business listed above required to be the subject of a public hearing. Given the nature of the meeting, the Commission strongly encourages those members of the public wishing to provide oral comments to pre-register with the Commission by e-mailing Jason Oyler at joyler@srbc.gov before the hearing date. The presiding officer reserves the right to limit oral statements in the interest of time and to control the course of the hearing otherwise. Access to the hearing via telephone will begin at 6:15 p.m. Guidelines for the public hearing are posted on the Commission's website, www.srbc.gov, before the hearing for review. The presiding officer reserves the right to modify or supplement such guidelines at the hearing. Written comments on any business listed above required to be the subject of a public hearing may also be mailed to Mr. Jason Oyler, Secretary to the Commission, Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, Pa. 17110-1788, or submitted electronically through <https://www.srbc.gov/meeting-comment/default.aspx?type=2&cat=7>. Comments mailed or electronically submitted must be received by the Commission on or before Tuesday, November 12, 2024, to be considered.

Authority: Pub. L. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806, 807, and 808.

Dated: September 25, 2024.

Jason E. Oyler,

General Counsel and Secretary to the Commission

PUBLIC NOTICE

Office of General Services
New York State GreenNY Council

Pursuant to Executive Order No. 22, Leading By Example: Directing State Agencies to Adopt a Sustainability and Decarbonization Program, September 20, 2022 ("EO 22"), the GreenNY Council hereby gives public notice of the following:

Seven (7) sustainable procurement specifications were tentatively approved by the GreenNY Council and have been posted for public comment.

This includes a new or amended specifications on the following topics:

- Metal Cleaners and Polishes
- Odor Control Products
- Oven, Grill and Barbecue Cleaners
- Surface Cleaning Wipes

- Dishwashing Detergents
- Disposable Gloves
- Lower Carbon Concrete

The above specification is available for viewing at: <https://ogs.ny.gov/greenny/executive-order-4-tentatively-approved-specifications>

Information regarding the green specification approval process is also available at the above link.

Comments may be submitted electronically to GreenNY@dec.ny.gov

Comments from the public regarding the tentatively approved specifications will be accepted until Monday, November 18, 2024.

PUBLIC NOTICE

Department of Health

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

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to comply with section 4012 of New York State Public Health Law. The following changes are proposed:

Non-Institutional Services

Effective on or after November 1, 2024, the rate paid for durable medical equipment, medications, and hospice-approved services provided to a hospice patient who resides at an assisted living program will be covered by the hospice rate. The assisted living program may not bill Medicaid for services or equipment provided by the hospice provider. This will require coordinated case management between the assisted living program and hospice provider through the duration of the hospice patient's assisted living program residency.

There is no estimated change to gross Medicaid expenditures as a result of this proposed amendment.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at http://www.health.ny.gov/regulations/state_plans/status. Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

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

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

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

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

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

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

For further information and to review and comment, please contact:
Department of Health, Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, spa-inquiries@health.ny.gov

PUBLIC NOTICE

New York State Deferred Compensation Plan

- Pursuant to the provisions of 9 NYCRR, Section 9003.2 authorized by Section 5 of the State Finance Law, the New York State Deferred Compensation Board, beginning October 16, 2024, is soliciting proposals from financial organizations to provide a Balanced Fund. This fund will represent an investment option under the Deferred Compensation Plan for Employees of the State of New York and Other Participating Public Jurisdictions, a plan meeting the requirements of Section 457 of the Internal Revenue Code and Section 5 of the State Finance Law, including all rules and regulations issued pursuant thereto. A copy of the request for proposals will be posted on Callan’s website (www.callan.com) and the Board website: www.deferredcompboard.ny.gov. All proposals must be received no later than 5 PM Eastern time on December 3, 2024. This notice was prepared by Sharon Lukacs, Executive Director, New York State Deferred Compensation Board, 1450 Western Avenue, Suite 103, Albany, NY 12203, (518) 473-6619.

- The Board is seeking proposals from financial organizations to provide Balanced Fund. The existing Balanced Fund manager is invited to rebid.

- Product Design for Balanced Funds: Responding balanced funds should offer exposure to both equities and fixed income within one fund. The equity/fixed income weights of responding balanced funds must be relatively static (e.g. two-thirds equities and one-third fixed income). The weight in equities must be at least 50% (predominantly U.S. equities), with the remainder in fixed income (predominantly U.S. investment grade fixed income). We are soliciting responses from actively or passively managed balanced funds. This RFP does not seek responses from funds that dynamically allocate between stocks and bonds, such as tactical asset allocation funds. The RFP will seek well-funded daily valued, daily liquid collective vehicles for which the Plan is eligible, such as mutual funds and collective investment trusts, not separately managed accounts.

PUBLIC NOTICE

New York State Deferred Compensation Plan

- Pursuant to the provisions of 9 NYCRR, Section 9003.2 authorized by Section 5 of the State Finance Law, the New York State Deferred Compensation Board, beginning October 16, 2024, is soliciting proposals from financial organizations to provide a Multi-Asset Credit Fund. This fund will represent an investment option under the Deferred Compensation Plan for Employees of the State of New York and Other Participating Public Jurisdictions, a plan meeting the requirements of Section 457 of the Internal Revenue Code and Section 5 of the State Finance Law, including all rules and regulations issued pursuant thereto. A copy of the request for proposals will be posted on Callan’s website (www.callan.com) and the Board website: www.deferredcompboard.ny.gov. All proposals must be received no later than 5 PM Eastern time on December 3, 2024. This notice was prepared by Sharon Lukacs, Executive Director, New York State Deferred Compensation Board, 1450 Western Avenue, Suite 103, Albany, NY 12203, (518) 473-6619.

- The Board is seeking proposals from financial organizations to provide a Multi-Sector Credit Fund.

- Product Design for Multi-Asset Credit Funds: Responding multi-asset credit funds should offer exposure to predominantly US-dollar denominated investment grade fixed income credit securities, such as corporate bonds and securitized products (mortgage-backed securities, asset-backed securities, commercial mortgage-backed securities, CLOs, etc.), with an average portfolio credit rating of investment grade. Products that will be considered should be benchmarked to the Bloomberg Aggregate, Bloomberg Universal, or a cash + benchmark such as the 90-Day Treasury Bill + 3%. This RFP does not seek responses from Core Plus funds or from leveraged finance-focused funds that have an average credit rating of below investment grade. The RFP will seek well-funded daily valued, daily liquid collective vehicles for which the Plan is eligible, such as mutual funds and collective investment trusts, not separately managed accounts.

PUBLIC NOTICE

Department of State

F-2024-0517

Date of Issuance – October 16, 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-2024-0517, New York City Parks and Recreation is proposing to rehabilitate and reconstruct two portions of the Bobby Wagner Walk esplanade: a section from East 94th Street to East 107th Street and a separate section from East 117th Street to East 124th Street, and to demolish and replace the recreational pier on the Harlem River at East 107th Street. Bobby Wagner Walk is the northernmost section of the East River Esplanade, which originates in Battery Park to the south; the esplanade is itself a segment of the 32-mile-long Manhattan Waterfront Greenway. Bobby Wagner Walk would be redesigned with updated recreational amenities and would be widened at certain points to improve pedestrian flow. The esplanade would also be raised by approximately 3 feet in anticipation of projected sea level rise. The 107th Street Pier would be replaced with a redesigned pier with a new configuration and slightly smaller footprint. In total, the widening of Bobby Wagner Walk and reconstruction of the 107th Street Pier would result in a net increase of coverage over water on the East River/Harlem River of approximately 6,000 square feet; however, the Proposed Project would result in a net decrease in 4,233 CY of fill below the mean high water.

The applicant’s consistency certification and supporting information are available for review at:

<https://dos.ny.gov/system/files/documents/2024/10/f-2024-0517.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 November 15, 2024.

Comments should be addressed to: Department of State, Office of Planning, Development and Community Infrastructure, Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Ave., Albany, NY 12231, (518) 474-6000. Electronic submissions can be made by email at: CR@dos.ny.gov

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

PUBLIC NOTICE

Department of State

F-2024-0567

Date of Issuance – October 16, 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 applicant has certified that the proposed activity complies with and will be conducted in a manner consistent with the approved New York State Coastal Management Program.

In F-2024-0567 Hudson River National Estuarine Research Reserve, is proposing to construct a 15' tall solar-powered research station with concrete footings to monitor carbon sequestration. Each of the four (4) footings will include 12" diameter hole dug 5' into the marsh surface which will hold aluminum pipe inside of 8" dia. by 5'

tall concrete footing poured on site. Upon completion of research the concrete footings will be removed. Equipment will remain in the Hudson River Estuary for up to 15 years and be removed upon completion of the research. The proposed project will impact 250 Sq. Ft. area within the wetland. The proposed project would be located 0.6 Mi North of Cruger Island Road, Tivoli North Bay of the Hudson River, Village of Tivoli, Dutchess County.

The stated purpose of the proposed action is "The research station is a critical component in a broader effort to monitor carbon sequestration of the wetland."

The applicant's consistency certification and supporting information are available for review at:

<https://dos.ny.gov/system/files/documents/2024/10/f-2024-0567.pdf> or at <https://dos.ny.gov/public-notice>

Original copies of public information and data submitted by the applicant are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

Any interested parties and/or agencies desiring to express their views concerning any of the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 30 days from the date of publication of this notice, or November 15, 2024.

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

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

PUBLIC NOTICE

Department of State

Uniform Code Variance / Appeal Petitions

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

2024-0481 Matter of Certified Drafting, 201 Northwest Drive, Farmingdale, NY 11735, for a variance concerning safety requirements, including height under projection. Involved is an existing dwelling located at 159 Columbus Ave., Town of Babylon, County of Suffolk, State of New York.

2024-0488 Matter of Monte Scott Leeper Architect, P.C., Monte Leeper, 414 Foxhurst Road, Oceanside, NY 11572, for a variance concerning safety requirements, including ceiling height requirements. Involved is an existing dwelling located at 161 Cherry Street, Village of Floral Park, County of Nassau, State of New York.

2024-0489 Matter of Anna, John Kacpeiski, 939 Ostrander Ave., Riverhead, NY 11901, for a variance concerning safety requirements, including height under projection. Involved is an existing dwelling located at 939 Ostrander Ave., Town of Riverhead, County of Suffolk, New York State.

2024-0495 Matter of Koosha Eghbali, 8 Glover Dr., Dix Hills, NY 11746, for a variance concerning safety requirements, including height under projection. Involved is an existing dwelling located at 8 Glover Drive, Town of Huntington, County of Suffolk, State of New York.

2024-0496 Matter of Kevin Southard, 467 Thrift Street, Ronkonkoma, NY 11779, for a variance concerning safety requirements, including height under projection. Involved is an existing dwelling located at 467 Thrift Street, Town of Islip, County of Suffolk, State of New York.

2024-0497 Matter of D. Powers Consulting Inc., Diane Powers Imbimbo, 769 Pelham Road - Apt. 3C, New Rochelle, NY 10805, for

a variance concerning safety requirements, including approval for an alteration on a dwelling that is below flood elevation. Involved is an existing dwelling located at 47 Beachwold Ave., Town of Islip, County of Suffolk, State of New York.

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.

2024-0493 In the Matter of Robert Boyda of Union – Wendell NY LLC, 5 Page Farm Road, Sherborn, MA, for a variance concerning life safety issues for fire proofing for existing basement stairs, exist requirements and required cellar ceiling fire proofing under Chapter 61-B of the Consolidated Laws of New York, the Multiple Residence Law for a three story five dwelling unit apartment building located at 1238 Union Street, City of Schenectady, County of Schenectady, State of New York.

2024-0494 In the Matter of Robert Boyda of Union – Wendell NY LLC, 5 Page Farm Road, Sherborn, MA, for a variance concerning life safety issues for fire proofing for existing basement stairs, exist requirements and required cellar ceiling fire proofing under Chapter 61-B of the Consolidated Laws of New York, the Multiple Residence Law for a three story five dwelling unit apartment building located at 1356 Union Street, City of Schenectady, County of Schenectady, State of New York.

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.

2024-0501 In the Matter of MKA Studio, Mitchell Koch, 76 Main Street, Irvington, NY 10533, for a variance concerning safety requirements, including headroom in stairways. Involved is a one family dwelling located at 56 Buena Vista Drive, Village of Hastings on Hudson, County of Westchester, State of New York.

PUBLIC NOTICE

Susquehanna River Basin Commission

Actions Taken at the September 12, 2024 Meeting

SUMMARY: As part of its regular business meeting held on September 12, 2024, in Baltimore, Maryland, the Commission approved the applications of certain water resources projects and took additional actions, as set forth in the Supplementary Information below.

DATES: September 12, 2024.

ADDRESSES: Susquehanna River Basin Commission, 4423 N. Front Street, Harrisburg, PA 17110-1788.

FOR FURTHER INFORMATION CONTACT: Jason E. Oyler, General Counsel and Secretary, telephone: (717) 238-0423, ext. 1312, fax: (717) 238-2436; e-mail: joyler@srbc.gov. Regular mail inquiries may be sent to the above address. See also the Commission website at www.srbc.gov.

SUPPLEMENTARY INFORMATION: In addition to the actions taken on projects identified in the summary above, these actions were also taken: (1) adopted a preliminary Fiscal Year 2026 budget; (2) unanimously adopted the member jurisdiction allocation requests for Fiscal Year 2026; (3) adopted a final rulemaking for establishing bid protest procedures, memorializing the Commission's Dry Cooling Resolution and other changes to Part 801; (4) approved four grant amendments; and (5) actions on 24 regulatory program projects.

Project Applications Approved:

1. Project Sponsor and Facility: Amazon Data Services, Inc. Project Facility: PHL100 Data Center Campus, Salem Township, Luzerne County, Pa. Application for consumptive use of up to 0.060 mgd (30-day average).

2. Project Sponsor and Facility: Ashland Area Municipal Water Authority, Butler Township, Schuylkill County, Pa. Application for renewal of groundwater withdrawal of up to 0.115 mgd (30-day average) from Well 5 (Docket No. 19931101). Service area is located in an Environmental Justice area.

3. Project Sponsor: Borough of Middletown. Project Facility: Middletown Water System, Borough of Middletown, Dauphin County, Pa. Application for renewal of groundwater withdrawal of up to 1.070 mgd (30-day average) from Well 6 (Docket No. 19970702). Service area is located in an Environmental Justice area.

4. Project Sponsor and Facility: Caernarvon Township Authority, Caernarvon Township, Berks County, Pa. Application for renewal of groundwater withdrawal of up to 0.317 mgd (30-day average) from Well 8 (Docket No. 19940902). Service area is located in an Environmental Justice area.

5. Project Sponsor and Facility: Chesapeake Appalachia, L.L.C. (Loyalsock Creek), Forksville Borough, Sullivan County, Pa. Application for renewal and modification of surface water withdrawal of up to 1.500 mgd (peak day) (Docket No. 20190903).

6. Project Sponsor and Facility: Clear Water Technology, LLC (Middle Branch Wyalusing Creek), Forest Lake Township, Susquehanna County, Pa. Application for surface water withdrawal of up to 1.440 mgd (peak day).

7. Project Sponsor and Facility: Dillsburg Area Authority, Franklin Township, York County, Pa. Application for renewal of groundwater withdrawal of up to 0.199 mgd (30-day average) from Well 3 (Docket No. 20081207).

8. Project Sponsor: Greater Hazleton Community-Area New Development Organization, Inc. Project Facility: CAN DO, Inc. – Corporate Center, Butler Township, Luzerne County, Pa. Application for renewal of groundwater withdrawal of up to 0.547 mgd (30-day average) from Well 1 (Docket No. 20090309).

9. Project Sponsor and Facility: Jersey Shore Area Joint Water Authority, Pine Creek Township, Clinton County, Pa. Application for groundwater withdrawal of up to 0.452 mgd (30-day average) from Pine Creek Well 1, which is an increase of the quantity established in Certificate of Registration No. GF 202012137.

10. Project Sponsor and Facility: JKLM Energy, LLC (Mill Creek), Rutland Township, Tioga County, Pa. Application for surface water withdrawal of up to 0.600 mgd (peak day).

11. Project Sponsor and Facility: JKLM Energy, LLC (Tioga River), Lawrenceville Borough, Tioga County, Pa. Application for renewal with an increase of surface water withdrawal of up to 1.800 mgd (peak day) (Docket No. 20230610).

12. Project Sponsor and Facility: Municipal Authority of the Borough of Mansfield, Richmond Township, Tioga County, Pa. Application for renewal of groundwater withdrawal of up to 0.173 mgd (30-day average) from Well 1 (Docket No. 19940707).

13. Project Sponsor and Facility: Pennsylvania General Energy Company, L.L.C. (Loyalsock Creek), Plunketts Creek Township, Lycoming County, Pa. Application for renewal of surface water withdrawal of up to 2.000 mgd (peak day) (Docket No. 20231213).

14. Project Sponsor: The Procter & Gamble Paper Products Company. Project Facility: Mehoopany Plant, Washington Township, Wyoming County, Pa. Application for renewal of consumptive use of up to 2.750 mgd (peak day) (Docket No. 19940704).

15. Project Sponsor and Facility: Repsol Oil & Gas USA, LLC (Lycoming Creek), McIntyre Township, Lycoming County, Pa. Application for renewal of surface water withdrawal of up to 2.000 mgd (peak day) (Docket No. 20190910).

16. Project Sponsor and Facility: Seneca Resources Company, LLC (Marsh Creek), Delmar Township, Tioga County, Pa. Application for renewal of surface water withdrawal of up to 0.499 mgd (peak day) (Docket No. 20190911).

17. Project Sponsor and Facility: Shrewsbury Borough, York County, Pa. Application for renewal of groundwater withdrawal of up to 0.120 mgd (30-day average) from the Woodlyn Well (Docket No. 19920501).

18. Project Sponsor and Facility: State College Borough Water Authority, Benner Township, Centre County, Pa. Applications for renewal of groundwater withdrawal (30-day averages) of up to 1.584 mgd from Well 17, 0.576 mgd from Well 18, and 1.512 mgd from Well 19 (Docket No. 19930501).

19. Project Sponsor: TableTrust Brands LLC. Project Facility: Freebird East, Bethel Township, Lebanon County, Pa. Application for renewal of groundwater withdrawal of up to 0.199 mgd (30-day average) from Well 8 (Docket No. 19990701).

20. Project Sponsor: UGI Development Company. Project Facility: Hunlock Creek Energy Center (Susquehanna River), Hunlock Township, Luzerne County, Pa. Applications for renewal of surface water withdrawal of up to 55.050 mgd (peak day) and consumptive use of up to 2.396 mgd (peak day) (Docket No. 20090916).

21. Project Sponsor and Facility: Williamsburg Municipal Authority, Catharine Township, Blair County, Pa. Application for renewal of groundwater withdrawal of up to 0.180 mgd (30-day average) from Well 3 (Docket No. 19940702).

22. Project Sponsor and Facility: XTO Energy Inc. (West Branch Susquehanna River), Chapman Township, Clinton County, Pa. Application for renewal of surface water withdrawal of up to 2.000 mgd (peak day) (Docket No. 20190912). Located in an Environmental Justice area.

Projects Tabled:

1. Project Sponsor: New Enterprise Stone & Lime Co., Inc. Project Facility: Roaring Spring Quarry (Halter Creek 2), Taylor Township, Blair County, Pa. Applications for renewal of consumptive use of up to 0.380 mgd (peak day) and surface water withdrawal of up to 0.288 mgd (peak day) (Docket No. 19940705 and Certificate of Registration No. GF 202204215).

2. Project Sponsor and Facility: Strasburg Lancaster County Borough Authority, Strasburg Township, Lancaster County, Pa. Application for renewal of groundwater withdrawal of up to 0.275 mgd (30-day average) from the Fisher Well (Docket No. 19890107). Service area is located in an Environmental Justice area.

Authority: Public Law 91-575, 84 Stat. 1509 et seq., 18 CFR parts 806, 807, and 808.

Dated: September 18, 2024

Jason E. Oyler

General Counsel and Secretary to the Commission

EXECUTIVE ORDERS

Executive Order No. 37.2: Declaration of a Disaster Emergency in the State of New York

*/s/ Karen Persichilli Keogh
Secretary to the Governor*

WHEREAS, on July 16, 2024, I issued Executive Order Number 37 declaring a State Disaster Emergency for all counties in the State of New York;

WHEREAS, the storm produced tornadic activity, damaging straight-line winds, heavy rainfall, and flash flooding, resulting in road closures, travel disruptions, widespread power outages, and damage to public and private property, which pose an ongoing threat to public health and safety for which affected local governments are unable to respond adequately;

NOW, THEREFORE, I, KATHY HOCHUL, Governor of the State of New York, by virtue of the authority vested in me by the Constitution of the State of New York and Section 28 of Article 2-B of the Executive Law, do hereby extend the State Disaster Emergency as set forth in Executive Order 37 and do hereby continue the terms, conditions, and suspensions contained in Executive Order 37, as continued in Executive Order 37.1, until October 13, 2024.

(L.S.) GIVEN under my hand and the Privy Seal of the State in the City of Albany this 13th day of September in the year two thousand twenty-four

*BY THE GOVERNOR
/S/ Kathy Hochul
/s/ Karen Persichilli Keogh
Secretary to the Governor*

Executive Order No. 39.1: Declaring a Disaster Emergency in the County of Suffolk

WHEREAS, on August 23, 2024, I issued Executive Order 39 declaring a disaster emergency in the County of Suffolk;

WHEREAS, the storm produced nearly 10 inches of rain and was a 1-1,000 year rainfall event for parts of Suffolk County, leading to a flash flood emergency that caused road closures and washouts, travel disruptions, and damage to public and private property, which pose an ongoing threat to public health and safety for which the affected local government is unable to respond adequately;

NOW, THEREFORE, I, KATHY HOCHUL, Governor of the State of New York, by virtue of the authority vested in me by the Constitution of the State of New York and Section 28 of Article 2-B of the Executive Law, do hereby extend the disaster emergency in Suffolk County as set forth in Executive Order 39 and do hereby continue the terms, conditions and suspensions contained in Executive Order 39 until October 20, 2024.

(L.S.) GIVEN under my hand and the Privy Seal of the State in the City of Albany this 20th day of September in the year two thousand twenty-four.

*BY THE GOVERNOR
/S/ Kathy Hochul*

