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Issue 1

DEPARTMENT OF STATE
Division of Administrative Rules

NEW YORK STATE REGISTER

INSIDE THIS ISSUE:

- LIPA's Household Assistance Rate ("HAR") Program
- Petition to Submeter Electricity
- SUNY Community College Temporary Leadership During the Presidential Appointment and Approval Process

Regulatory Agenda
Rule Review
Notice of Availability of State and Federal Funds

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 March 8, 2026
– the 45-day period expires on February 21, 2026
– the 30-day period expires on February 6, 2026

KATHY HOCHUL
GOVERNOR

WALTER T. MOSLEY
SECRETARY OF STATE

NEW YORK STATE DEPARTMENT OF STATE

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NEW YORK STATE
REGISTER

Be a part of the rule making process!

Public comment on proposed rules is encouraged and may be submitted to the agency that is proposing the rule. Address your comments to the agency representative whose name and address is printed in the rule making notice. No special form is required; a handwritten letter will do. Individuals who access the online *Register* (dos.ny.gov/state-register) may send public comment via electronic mail to e-mail addresses that may be provided in Notices of Proposed Rule Making. This includes Proposed, Emergency/Proposed, Revised Proposed and Emergency/Revised Proposed rule makings.

To be considered, comments should reach the agency before expiration of the public comment period. The State Administrative Procedure Act provides for a minimum 60-day public comment period after publication in the *Register* for Notices of Proposed Rule Making, and a 45-day public comment period for Notices of Revised Rule Making. If a public hearing is required by statute, public comments are accepted for at least five days after the last such hearing. Agencies are also required to specify in each notice the last date of the public comment period.

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

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

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

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

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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

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 Civil Service

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-01-26-00010-P

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

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

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

Subject: Jurisdictional Classification.

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

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing position in the exempt class, in the Department of Audit and Control, by deleting therefrom the position of Director, Bureau of Justice Court Fund and by increasing the number of positions of Special Assistant from 11 to 12; and

Amend Appendix 2 of the Rules for the Classified Service, listing position in the non-competitive class, in the Department of Audit and Control, by increasing the number of positions of Public Information Specialist 1 (Digital Content) from 16 to 20, Public Information Specialist 2 (Digital Content) from 11 to 13 and Public Information Specialist 3 (Digital Content) from 5 to 6.

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

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-01-26-00011-P

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

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

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

Subject: Jurisdictional Classification.

Purpose: To classify a position in the exempt class.

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing positions in the exempt class, in the Department of Motor Vehicles, by adding thereto the position of Deputy Counsel.

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

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Rural Area Flexibility Analysis

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

previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-01-26-00012-P

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

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

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

Subject: Jurisdictional Classification.

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

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of Health under the subheading "Helen Hayes Hospital," by adding thereto the position of øDeputy Administrator Veterans' Home (1).

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

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-01-26-00013-P

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

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

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

Subject: Jurisdictional Classification.

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

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

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

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-01-26-00014-P

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

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

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

Subject: Jurisdictional Classification.

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

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of Mental Hygiene under the subheading "Office of Mental Health," by increasing the number of positions of Data Analyst 2 from 16 to 18.

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

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Job Impact Statement

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

printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-01-26-00015-P

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

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

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

Subject: Jurisdictional Classification.

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

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Department of Law, by adding thereto the positions of Information Technology Architect 1 (3) and Information Technology Architect 2 (1).

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

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-01-26-00016-P

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

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

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

Subject: Jurisdictional Classification.

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

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Executive Department under the subheading "Division of Alcoholic Beverage Control," by adding thereto the positions of Data Analyst 1 (1) and Data Analyst 2 (1).

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

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-01-26-00017-P

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

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

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

Subject: Jurisdictional Classification.

Purpose: To classify a position in the exempt class.

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing positions in the exempt class, in the Executive Department under the subheading "Office for the Prevention of Domestic Violence," by adding thereto the position of Legislative Coordinator.

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

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

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

Regulatory Impact Statement

1. Statutory Authority: The New York State Civil Service Commission is authorized to promulgate rules for the jurisdictional classification of offices within the classified service of the State by Section 6 of the Civil Service Law. In so doing, it is guided by the requirements of Sections 41, 42 and 43 of this same law.

2. Legislative Objectives: These rule changes are in accord with the statutory authority delegated to the Civil Service Commission to prescribe rules for the jurisdictional classification of the offices and positions in the classified service of the State.

3. Needs and Benefits: Article V, Section 6, of the New York State Constitution requires that, wherever practicable, appointments and promotions in the civil service of the State, including all its civil divisions, are to be made according to merit and fitness. It also requires that competitive examinations be used, as far as practicable, as a basis for establishing this eligibility. This requirement is intended to provide protection for those individuals appointed or seeking appointment to civil service positions while, at the same time, protecting the public by securing for it the services of employees with greater merit and ability. However, as the language suggests, the framers of the Constitution realized it would not always be possible, nor indeed feasible, to fill every position through the competitive process. This point was also recognized by the Legislature for, when it enacted the Civil Service Law to implement this constitutional mandate, it provided basic guidelines for determining which positions

were to be outside of the competitive class. These guidelines are contained in Section 41, which provides for the exempt class; 42, the non-competitive class and 43, the labor class. Thus, there are four jurisdictional classes within the classified service of the civil service and any movement between them is termed a jurisdictional reclassification.

The Legislature further established a Civil Service Department to administer this Law and a Civil Service Commission to serve primarily as an appellant body. The Commission has also been given rulemaking responsibility in such areas as the jurisdictional classification of offices within the classified service of the State (Civil Service Law Section 6). In exercising this rule-making responsibility, the Commission has chosen to provide appendices to its rules, known as Rules for the Classified Service, to list those positions in the classified service which are in the exempt class (Appendix 1), non-competitive class (Appendix 2), and labor class (Appendix 3).

In effect, all positions, upon creation at least, are, by constitutional mandate, a part of the competitive class and remain so until removed by the Civil Service Commission, through an amendment of its rules upon showing of impracticability in accordance with the guidelines provided by the Legislature. The guidelines are as follows. The exempt class is to include those positions specifically placed there by the Legislature, together with all other subordinate positions for which there is no requirement that the person appointed pass a civil service examination. Instead, appointments rest in the discretion of the person who, by law, has determined the position's qualifications and whether the persons to be appointed possess those qualifications. The non-competitive class is to be comprised of those positions which are not in the exempt or labor classes and for which the Civil Service Commission has found it impracticable to determine an applicant's merit and fitness through a competitive examination. The qualifications of those candidates selected are to be determined by an examination which is sufficient to insure selection of proper and competent employees. The labor class is to be made up of all unskilled laborers in the service of the State and its civil divisions, except those which can be examined for competitively.

4. Costs: The removal of a position from one jurisdictional class and placement in another is descriptive of the proper placement of the position in question in the classified service, and has no appreciable economic impact for the State or local governments.

5. Local Government Mandates: These amendments have no impact on local governments. They pertain only to the jurisdictional classification of positions in the State service.

6. Paperwork: There are no new reporting requirements imposed on applicants by these rules.

7. Duplication: These rules are not duplicative of State or Federal requirements.

8. Alternatives: Within the statutory constraints of the New York State Civil Service Commission, it is not believed there is a viable alternative to the jurisdictional classification chosen.

9. Federal Standards: There are no parallel Federal standards and, therefore, this is not applicable.

10. Compliance Schedule: No action is required by the subject State agencies and, therefore, no estimated time period is required.

Regulatory Flexibility Analysis

The proposal does not affect or impact upon small businesses or local governments, as defined by Section 102(8) of the State Administrative Procedure Act, and, therefore, a regulatory flexibility analysis for small businesses is not required by Section 202-b of such act. In light of the fact that this proposal only affects jurisdictional classifications of State employees, it will not have any adverse impact on small businesses or local governments.

Rural Area Flexibility Analysis

The proposal does not affect or impact upon rural areas as defined by Section 102(13) of the State Administrative Procedure Act and Section 481(7) of the Executive Law, and, therefore, a rural area flexibility analysis is not required by Section 202-bb of such act. In light of the fact that this proposal only affects jurisdictional classifications of State employees, it will not have any adverse impact on rural areas.

Job Impact Statement

The proposal has no impact on jobs and employment opportunities. This proposal only affects the jurisdictional classification of positions in the Classified Civil Service.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-01-26-00018-P

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

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

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

Subject: Jurisdictional Classification.

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

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing position in the exempt class, in the Department of Mental Hygiene under the subheading "Office for People with Developmental Disabilities," by decreasing the number of positions of Associate Commissioner for County Services from 3 to 2, by increasing the number of positions of Associate Commissioner from 2 to 3 and Special Assistant from 13 to 14; and

Amend Appendix 2 of the Rules for the Classified Service, listing position in the non-competitive class, in the Department of Mental Hygiene under the subheading "Office for People with Developmental Disabilities," by increasing the number of positions of Data Analyst 1 from 11 to 13.

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

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

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

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-01-26-00019-P

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

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

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

Subject: Jurisdictional Classification.

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

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Executive Department under the subheading "Division of Criminal Justice Services," by increasing the number of positions of Criminal Justice Policy Analyst 2 from 3 to 4.

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

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

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

Regulatory Impact Statement
A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Regulatory Flexibility Analysis
A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Rural Area Flexibility Analysis
A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Job Impact Statement
A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-01-26-00020-P

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

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

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

Subject: Jurisdictional Classification.

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

Text of proposed rule: Amend Appendix 2 of the Rules for the Classified Service, listing positions in the non-competitive class, in the Westchester County under the subheading "Department of Budget," by adding thereto the positions of Budget Analyst (HELP Program) and Junior Budget Analyst (HELP Program); and in the Westchester County under the subheading "County Clerk's Office," by adding thereto the positions of Senior Cashier (HELP Program), Senior Clerk-County Clerk (HELP Program), Senior Clerk-County Clerk (Spanish Speaking) (s) (HELP Program) and Staff Assistant (County Clerk) (s) (HELP Program); and in the Westchester County under the subheading "Department of Consumer Protection," by adding thereto the positions of Senior Inspector of Weights & Measures (s) (HELP Program); and in the Westchester County under the subheading "Department of Community Mental Health," by adding thereto the positions of Case Manager I (Mental Health Certified Peer Specialist) (s) (HELP Program), Case Manager II (Developmental Disability Services) (s) (HELP Program), Program Director-Community Support System (HELP Program), Staff Assistant (Mental Health) (s) (HELP Program) and Supervising Case Manager (Mobile Crisis Response Team) (s) (HELP Program); and in the Westchester County under the subheading "Department of Correction," by adding thereto the position of Program Administrator (Transitional Planning) (HELP Program); and in the Westchester County under the subheading "Department of Emergency Services," by adding thereto the positions of Director of Program Development II (Emergency Communications Center) (HELP Program) and Director of Program Development II (Fire Services) (HELP Program); and in the Westchester County under the subheading "Department of Environmental Facilities," by adding thereto the positions of Program Specialist (Composting Operations) (HELP Program), Superintendent of Maintenance-Environmental Facilities (HELP Program), Wastewater Treatment Plant Operator(s) (HELP Program) and Wastewater Treatment Plant Operator Trainee(s) (HELP Program); and in the Westchester County under the subheading "Department of Laboratories and Research," by adding thereto the positions of Assistant Environmental Chemist (Organic) (3) (HELP Program), Budget Specialist II (HELP Program), Environmental Bacteriologist (HELP Program), Program Coordinator (Environmental Management and Safety) (HELP Program) and Program Specialist (Medical Examiner) (HELP Program); and in the Westchester County under the subheading "Department of Planning," by adding thereto the positions of Associate Planner (Environmental Planning) (2) (HELP Program), Landscape Architect (2) (HELP Program) and Program Specialist (Transportation Information Systems) (HELP Program); and in the Westchester County under the subheading "Department of Public Safety Services," by adding thereto the positions of Emergency Communications Specialist Trainee(s) (HELP Program).

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

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

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

Regulatory Impact Statement
A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Regulatory Flexibility Analysis
A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Rural Area Flexibility Analysis
A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Job Impact Statement
A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-01-26-00021-P

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

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

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

Subject: Jurisdictional Classification.

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

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing position in the exempt class, in the Department of Mental Hygiene under the subheading "Office of Addiction Services and Supports," by increasing the number of positions of Assistant Public Information Officer from 2 to 3; and Amend Appendix 2 of the Rules for the Classified Service, listing position in the non-competitive class, in the Department of Mental Hygiene under the subheading "Office of Addiction Services and Supports," by adding there to the position of Data Analyst 3 (1) and by increasing the number of positions of Data Analyst 2 from 3 to 4.

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

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

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

Regulatory Impact Statement
A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

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

previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Department of Corrections and Community Supervision

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Incarcerated Individual Telephone Calls

I.D. No. CCS-01-26-00002-P

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

Proposed Action: Amendment of sections 723.3, 723.4 and 723.5 of Title 7 NYCRR.

Statutory authority: Correction Law, sections 112 and 623

Subject: Incarcerated Individual Telephone Calls.

Purpose: Eliminate references to collect calls to align with the current incarcerated individual telephone call program.

Substance of proposed rule (Full text is posted at the following State website: https://doccs.ny.gov/rules-regulations-0): The Department of Corrections and Community Supervision is amending several sections in 7 NYCRR, Chapter VII, Sections 723.3-723.5. As part of its ongoing mission to prepare individuals in custody for successful reentry and community reintegration, the Department has made contact with family and loved ones more accessible by eliminating collect call requirements in its facilities. This significant policy change eliminates financial barriers to communication and aims to strengthen the vital connections between incarcerated individuals and their loved ones. Substantive revisions to the proposed rule eliminate references to procedures for collect calling and outdated language regarding associated administrative changes.

Several of the revisions are non-substantive and are being made to improve grammar, incorporate gender-neutral references, re-number sections and improve clarity. A summary of the more substantive amendments follows:

The term “inmate” was replaced with “incarcerated individual” or appropriate variations throughout.

The term “correction counselor” was replaced with “Offender Rehabilitation Coordinator” throughout.

The term “senior correction counselor” was replaced with “Supervising Offender Rehabilitation Coordinator” throughout.

Amend 723.3(a) by deleting entire subdivision (a) to remove outdated references to collect calls.

Amend 723.3(b) by renumbering to (a) and removing specific calling hours, which are subject to change as determined by the superintendent.

Amend 723.3(c) by renumbering to (b) and clarifying that parties on a call will be notified of monitoring and recording may be shared with law enforcement and prosecutors, and removing an example of such notice, which may be found in Directive 4423.

Amend 723.3(e) by renumbering to (d).

Amend renumbered 723.3(d)(1)(i) by substituting “Department of Correctional Services” with “Department of Corrections and Community Supervision”.

Amend renumbered 723.3(d)(1)(ii) by deleting entire subparagraph (ii) to remove reference to the former Division of Parole, which merged with the Department of Corrections and Community Supervision.

Amend renumbered 723.3 Note by deleting Note which is no longer applicable

Amend 723.3(f) by renumbering to (e).

Amend renumbered 723.3(e)(1)(i) by deleting subparagraph (i) to remove outdated language regarding calls for incarcerated individuals in transit status.

Amend renumbered 723.3(e)(2) by deleting the word ‘collect’ in two places.

Amend renumbered 723(e)(3) by deleting entire paragraph regarding calls for returned parole violators.

Amend 723.3(g) by renumbering to (f).

Amend renumbered 723.3(f)(2) by substituting “guidance and counseling” for “correction counselor” and deleting subparagraphs (i)-(iv) to remove an unnecessary level of specificity for chronological entries of emergency calls.

Amend renumbered 723.3(f) by deleting paragraphs (3), (4), (5) and (6) to remove outdated provisions regarding emergency collect calls.

Amend 723.3(h) by renumbering to (g).

Amend renumbered 723.3(g)(2)(i) by deleting subparagraph (i) to remove outdated requirements for placing collect calls outside the continental United States and its territories.

Amend renumbered 723.3(g)(3) by deleting paragraph (3) to remove outdated requirements for placing collect calls outside the continental United States and its territories.

Amend renumbered 723.3(g)(4) by deleting paragraph (4) to remove outdated requirements for placing collect calls in cases of extreme emergency outside the continental United States and its territories.

Add new subdivision 723.3(h) to clarify an incarcerated individual is permitted to make one personal phone call within twenty-four hours of disciplinary confinement, pre-hearing confinement pending a disciplinary hearing, placement in a segregated confinement unit for administrative purposes, or placement in a mental health treatment unit, and at weekly intervals, except when doing so would create an unacceptable risk to the safety and security of incarcerated individuals and staff.

Amend 723.4(a)(1) to delete “usually a correction officer”.

Amend 723.4(a)(2) to delete “and collect charged have been accepted”.

Amend 723.4(a) to delete Note to remove outdated exceptions for placing collect calls outside the continental United States and its territories.

Amend 723.4(b) to delete “collect” and “through the assistance of a chaplain of family services staff person”.

Amend 723.4(b)(2) to substitute “telephone” for “collect”

Amend 723.4(b)(3) to delete “called” and substitute “charges” for “call”.

Amend 723.4(b)(4) to provide specific location where Directive 2612 Incarcerated Individuals with Sensorial Disabilities may be found and viewed.

Amend 723.5(a) to delete “collect”, “credit card calls may be made nor” and substitute “received” with “are allowed” to implement administrative change.

Amend 723.5(a)(2) to substitute “discussed with Division of Management Information Services” with “reviewed and approved by Central Office” to implement administrative change.

Amend 723.5(b)(7) to delete “has the authority to temporarily suspend the telephone call. The superintendent” and substitute “and request to temporarily suspend the telephone call home program” for “and program services” to clarify the superintendent or their designee may temporarily suspend the call home program in the event of a facility-emergency.

Amend 723.5(c)(1) to substitute “Upon admission” for “At the reception center”, delete “is entered into the self-dial telephone system on the first day of arrival. The number” and the work “overnight” to implement administrative change.

Amend 723.5(c)(3) to substitute “the details of the call” for “but not limited to, the following information”, insert the word “electronically” and delete subparagraphs (i), (ii), (iii), (iv) and (v) to remove unnecessary level of specificity of the contents of computer-generated call records.

Amend 723.5(d) to delete information regarding use of a PIN number by incarcerated individuals and delete paragraphs (1), (2), (3), (4), (5) and (6) to remove detailed instructions for placing self-dialed calls, which are set forth and incorporate by reference to Directive 4423 Incarcerated Individual Telephone Calls.

Text of proposed rule and any required statements and analyses may be obtained from: Jason Golub, Deputy Commissioner and Counsel, Department of Corrections and Community Supervision, 1220 Washington Avenue, Harriman State Campus, Building 4, Albany, New York 12226-2050, (518) 457-4951, email: Rules@doccs.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

a. Statutory Authority:

Article 6, section 112, subdivision 1 of the Correction Law provides the Commissioner of Corrections and Community Supervision with the superintendence, management, and control of the correctional facilities in the

Department of Corrections and Community Supervision (Department) and of the incarcerated individuals confined therein, and of all matters relating to the government, discipline, policing, contracts and fiscal concerns thereof. In this regard, the Department interprets this authority to extend to promulgation of rules and regulations governing incarcerated individual telephone calls.

Article 22, section 623, subdivision 4 of the Correction Law directs the Department to establish rules and regulations or departmental procedures to ensure that any incarcerated individual phone call system provides reasonable security measures to preserve the safety and security of each correctional facility, all staff and all persons outside a facility who may receive incarcerated individual phone calls.

b. Legislative Objectives:

In proposing this rule, the Department seeks to further the legislative objectives of orderly and efficient operation of New York State Correctional Facilities; ensuring that incarcerated individuals maintain contact with their loved ones without creating an undue financial burden on the incarcerated individual or the recipient of incarcerated individual calls; and providing the department with the flexibility to make available either a "collect call" or "prepaid" system, or a combination thereof.

c. Needs and Benefits:

The incarcerated telephone call program is currently regulated under Part 723 of Title 7 of the New York State Code of Rules and Regulations.

As part of its ongoing mission to prepare individuals in custody for successful reentry and community reintegration, effective August 1, 2025, the Department has made contact with family and loved ones more accessible. Phone calls made by incarcerated individuals, via tablets or facility phones, are now free of charge. This significant policy change eliminates financial barriers to communication and aims to strengthen the vital connections between incarcerated individuals and their loved ones. Maintaining meaningful relationships with family and friends is a key factor in promoting positive behavior and successful reintegration upon reentry to the community. This new program provides an important productive activity and means to communicate.

This rule is necessary to implement this new program by updating and replacing outdated terminology and to conform the existing regulation with the Department's current incarcerated telephone call program administration.

Costs:

i. Compliance with this rule imposes no cost on the Department's personnel or the incarcerated individuals required to follow the rule. No other entity is impacted by this rule.

ii. New York has negotiated one of the lowest call rates in the country at 1.5 cents per minute, compared to the previous rate of 2.4 cents per minute. The Department fiscal year budget has allocated $9 million to cover costs associated with providing free calls to incarcerated individuals.

iii. This cost analysis is based on the Department's own review of its procedures.

d. Paperwork:

This rule imposes no reporting requirements.

e. Local Government Mandates:

This rulemaking imposes no program, service, duty, or responsibility on any county, city, town, village, school district, or other special district. It applies only to DOCCS correctional facilities.

f. Duplication:

There is no overlap or contract with any other legal requirements of the State or Federal government.

g. Alternatives:

Alternatives to the elimination of the collect call program include maintaining the status quo of passing along the cost of outgoing calls to the recipient or instituting a prepaid system, in which the cost of the call is imposed on the incarcerated individual. However, Correction Law § 623 mandates that the lowest possible cost to the telephone user shall be emphasized when determining the best value of a telephone service. In addition, it provides the Department with the option of developing either a prepaid or collect call system, while requiring neither. The Department has determined that replacing the collect call system with a prepaid system, the expense of which is borne by the Department, successfully achieves the legislative objective of connecting incarcerated individuals with their loved ones at the lowest cost to the individual. There have been several attempts by the Legislature to achieve similar goals of prepaid calls for incarcerated individuals. This proposed rule is consistent with these efforts as well.

h. Federal Standards:

No Federal standards are applicable to the subject matter of this rule.

i. Compliance Schedule:

Department personnel can achieve compliance with the rule upon its adoption.

Regulatory Flexibility Analysis

A Regulatory Flexibility Analysis for Small Businesses and Local Governments is not submitted with this Notice of Proposed Rule Making because the rulemaking will not impose any adverse economic impact on small businesses or local governments, nor will it require or impose any reporting, recordkeeping, or other affirmative acts on the part of these entities for compliance purposes. The Department makes this finding based on the fact that the rule modifies existing regulations and therefore, imposes no new requirements on such entities.

Rural Area Flexibility Analysis

A Rural Area Flexibility Analysis is not submitted with this Notice of Proposed Rule Making because the rulemaking will not impose any adverse economic impact on rural areas, nor will it require or impose any reporting, recordkeeping, or other affirmative acts on the part of public or private entities in rural areas. The Department makes this finding based on the fact that the rule modifies existing regulations and therefore, imposes no new requirements on such entities. Rural areas are not affected.

Job Impact Statement

A Job Impact Statement is not submitted with this Notice of Proposed Rule Making because the rulemaking will not have a substantial adverse impact on jobs or employment opportunities nor does it have adverse implications for job opportunities.

State Board of Elections

NOTICE OF ADOPTION

Updates to Program Eligibility Requirements, and Public Matching Funds Payment Amounts, Repayment Amounts, Timing, and Limits

I.D. No. SBE-35-25-00001-A

Filing No. 1138

Filing Date: 2025-12-23

Effective Date: 2026-01-07

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

Action taken: Amendment of Part 6221 of Title 9 NYCRR.

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

Subject: Updates to program eligibility requirements, and public matching funds payment amounts, repayment amounts, timing, and limits.

Purpose: To update program regulations to conform with recent statutory changes to Title II of the Election Law.

Substance of final rule: The proposed regulations would modify the existing regulations so that they conform with the changes made by Part OO of the 2025 Budget Bill.

Previously, 6221.5 of the program regulations required candidates to terminate any previous authorized committees associated with the candidate, even if the committee was created for election to the same office. The regulations have now been updated so that candidates may keep an existing committee that was used for the same office being sought and designate that committee as their authorized committee.

Previously, 6221.8 provided that a finding by the PCFB that the candidate committed fraud, material misrepresentation, or a fundamental breach of their certification would make the candidate ineligible for public funds and would require the candidate to return all of the funds that they previously received. This section has been amended to apply to fraud, material misrepresentation, or fundamental breach on behalf of not only the candidate but the committee or any of the committee's agents. In addition, the standard has been changed so that the PCFB need only have reasonable suspicion.

A new provision has been added to 6221.9 to provide that a candidate who owes any payments, repayments, or civil payments to the PCFB or other local public campaign finance programs is ineligible to receive public matching funds.

Throughout the regulations, language has been updated to reflect recent statutory changes requiring candidates for governor and lieutenant governor to run on the same ticket.

6221.11(b) now provides that only up to the first $250 of any contribution shall be a matchable contribution for the purposes of the contributor and monetary thresholds.

Reflecting the statutory changes, the contribution limit for contributions eligible to be matched now include contributions up to $1,050, however only $250 may be matched for the primary and for thee general, each. So,

if a contributor gives over $250 up to $1,050 before the date of the primary, the first $250 is eligible for match in the primary and the rest may be claimed for match in the general. If a contributor gives over $250 up to $1,050 after the date of the primary, only the first $250 will be eligible for match and the rest will not be eligible for match. If a contributor gives more than $1,050 in the aggregate in the election cycle, no amount of the contribution will be eligible for match.

6221.11(d) now provides that a candidate who opts into the public campaign finance program for the primary election may opt out for the general election and prescribes how to do that.

6221.13(a)(1) clarifies information that must be provided for contributors on financial disclosure reports; candidates who work remotely shall report their employer address as being the business address of their employer.

Changes made to 6221.16(a), (b), (c) and (d) pertain to deadlines to submit disclosure reports, requirements on the part of the PCFB to report payments, and a bright line rule for claims for payment along with applicable documents to be submitted in order for the committee to receive a payment. (e) deals with contributions made by a check drawn from a joint account and outlines how such contributions shall be attributed.

Updates to 6221.19(b)(1) and (2) outline the information that needs to be recorded from contributors, and updates to (k) outline the documentation that's required for travel reimbursements.

Updates to 6221.20 pertain to public matching funds payments. (d) now allows payments of matching funds to be used for reimbursement, qualified expenditures, or the repayment of loans used for qualified expenses within a year of the election. (e)(2) adds bank statements to the list of documents that, if not provided, could lead to the denial or withholding of payment. (g) Provides that the contribution limit for contributions eligible to be matched now includes contributions up to $1,050, however only $250 may be matched for the primary and for thee general, each. So, if a contributor gives over $250 up to $1,050 before the date of the primary, the first $250 is eligible for match in the primary and the rest may be claimed for match in the general. If a contributor gives over $250 up to $1,050 after the date of the primary, only the first $250 will be eligible for match and the rest will not be eligible for match. If a contributor gives more than $1,050 in the aggregate in the election cycle, no amount of the contribution will be eligible for match.

6221.21(c) updates the amount of money that candidates are eligible to receive when they are in primaries with a small number of voters. The previous regulations provided that candidates could not receive matching funds in excess of $5,000 for primaries with less than 1,000 registered voters. Now, for every additional 1,000 voters, candidates may receive an excess $5,000 up to $15,000.

(2) of this section now requires the PCFB to publish information about primaries with less than 1,000 voters and primaries where the candidate can receive up to $15,000 within one week after the ballot is certified.

(d-1) now provides that the amount of public matching funds available to a participating candidate and their committee in a covered general election shall be reduced by the amount of matching funds that the candidate received but did not expend in the primary election.

(f) Updates the criteria for when a candidate will be deemed to have a certified competitive opposing candidate, as well as the requirements of the PCFB to publish which candidates have been certified as being competitive, and the time that a candidate has to submit their certification that they are opposed by a competitive candidate and amend such certification. (g) updates the conditions that must be met for their opposing candidate to be deemed competitive.

New provisions were added to allow for substituted candidates to be deemed competitive if the candidate that they are substituting for was deemed to have been competitive.

Changes to 6221.22 deal with the scheduling of payments of public matching funds, publishing of those schedules, and changing the schedule of the payment of matching funds.

Changes to 6221.27(a) reflect legislative changes to the auditing process. Specifically, the PCFB can now conduct audits at any time for campaign-related fraud, criminal activity related to public matching funds, and knowing and willful violations of Article 14 of the Election Law.

Section (b) was added to exempt participating candidates who did not receive public matching funds from audits, but not from investigations. Section (c) was added to prevent disclosure of the names and districts of candidates selected to be audited unless there is a finding of wrongdoing.

Section 6221.31(a) amends the calculation of surplus funds that must be returned to the state at the end of the election cycle. Candidates may now retain up to $50,000 of non-public matching funds. (a)(1) allows certain post-election expenditures with public matching funds. (b) is added to clarify that candidates and their authorized committees may use campaign contributions from private contributors for otherwise lawful expenditures and amounts retained (up to $50,000) may be used for any lawful purpose.

Final rule as compared with last published rule: Nonsubstantial changes were made in section 6221.11(e).

Text of rule and any required statements and analyses may be obtained from: Daniel Bonsangue, Public Campaign Finance Board, 40 North Pearl Street, Floor 7, Albany, New York 12207-2729, (518) 918-4851, email: daniel.bonsangue@elections.ny.gov

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

Changes made to the last published rule do not necessitate revision to the previously published Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement. No changes made were substantive, and the only changes made were to clarify provisions in one section of the regulations.

Initial Review of Rule

As a rule that requires a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2028, which is no later than the 3rd year after the year in which this rule is being adopted.

Assessment of Public Comment

After publishing the updates made to 9 NYCRR 6221 to conform the regulations with statutory changes enacted by the legislature, the Public Campaign Finance Board received two very similar comments from interested groups. One such group recommended that the PCFB clarify how the per-election $250 limit will affect candidates who participate in both primary and general elections as well as those who participate in only the general election. The second group's recommendation was to adopt the first group's recommendation, in order to clarify the implications for a donor receiving a match twice in an election cycle.

The PCFB enacted changes to the regulation to address this concern.

Department of Environmental Conservation

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Hunting with a Crossbow

I.D. No. ENV-01-26-00022-P

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

Proposed Action: Amendment of section 1.11; repeal of section 2.3 of Title 6 NYCRR.

Statutory authority: Environmental Conservation Law, sections 11-0303 and 11-0903

Subject: Hunting with a crossbow.

Purpose: Removes regulations that are now obsolete and contradictory to recent changes in the Environmental Conservation Law.

Text of proposed rule: Paragraph 6 of subdivision 11(d) is amended to read:

(6) It is unlawful for any person to hunt or take a deer during the muzzleloading deer season except with a muzzleloading firearm capable of being loaded with only one charge [or a crossbow].

Section 2.3 "Hunting with a crossbow" is repealed.

Text of proposed rule and any required statements and analyses may be obtained from: Jeremy Hurst, Department of Environmental Conservation, Bureau of Wildlife, 625 Broadway, Albany, NY 12233, (518) 402-8867, email: jeremy.hurst@dec.ny.gov

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

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

Additional matter required by statute: Pursuant to Article 8 of the Environmental Conservation Law and the State Environmental Quality Review Act, a programmatic Generic Environmental Impact Statement is on file with the Department.

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

Regulatory Impact Statement

1. Statutory authority:

Section 11-0303 of the Environmental Conservation Law (ECL) directs

the Department of Environmental Conservation (Department) to develop and carry out programs that maintain desirable species in ecological balance, and to observe sound management practices. Section 11-0903 provides the authority to adopt regulations with respect to the manner of taking, possession, open seasons and bag limits for deer and black bear.

2. Legislative objectives:

The legislative objective behind the statutory provisions listed above is to establish, or authorize the Department to establish by regulation, certain basic wildlife management tools, including methods of take and possession. These tools are used by the Department to maintain desirable wildlife species in ecological balance, while observing sound management practices and doing so in a manner compatible with public safety.

3. Needs and benefits:

This rulemaking is necessary to remove regulations that are duplicative of various sections of ECL. Additionally, recent legislation amended crossbow specifications, training and license requirements, and when and where crossbows can be used to hunt big game. Thus, this rulemaking will eliminate potential conflicts between regulation and recently adopted statutes related to crossbows.

4. Costs:

The costs associated with adopting the proposed regulation entail normal administrative costs associated with implementing and enforcing hunting regulations and providing related outreach to inform licensed hunters of these changes. These costs are minimal and entail such things as production of press releases and updates to the Department's website and annual hunting and trapping regulations guide.

5. Local government mandates:

The proposed rule does not impose any mandates on local governments.

6. Paperwork:

The proposed rule does not create a need for additional paperwork.

7. Duplication:

The proposed amendment does not duplicate any State or Federal requirement.

8. Alternatives:

No change. With no change, the existing regulations are obsolete and contradictory to recently adopted crossbow related laws.

9. Federal standards:

There are no Federal standards for the same or similar subject matter.

10. Compliance schedule:

The regulated community will continue to be required to comply with crossbow related laws upon repealing these regulations.

Regulatory Flexibility Analysis

This rulemaking would amend the Department of Environmental Conservation's (Department) regulations by repealing 6 NYCRR Section 2.3, which is now obsolete and contradictory to recent crossbow-related changes in the Environmental Conservation Law. Because this rulemaking removes inconsistency with the Environmental Conservation Law, this rulemaking will not affect small business or local governments. Thus, the Department has determined that a Regulatory Flexibility Analysis for Small Businesses and Local Governments is not needed.

Rural Area Flexibility Analysis

This rulemaking would amend the Department of Environmental Conservation's (Department) regulations by repealing 6 NYCRR Section 2.3, which is now obsolete and contradictory to recent crossbow-related changes in the Environmental Conservation Law. Because this rulemaking removes inconsistency with the Environmental Conservation Law, this rulemaking will have no adverse impact on rural areas. Thus, the Department has determined that a Rural Area Flexibility Analysis is not needed.

Job Impact Statement

This rulemaking would amend the Department of Environmental Conservation's (Department) regulations by repealing 6 NYCRR Section 2.3, which is now obsolete and contradictory to recent crossbow-related changes in the Environmental Conservation Law. Because this rulemaking removes inconsistency with the Environmental Conservation Law, this rulemaking will not have a substantial adverse impact on jobs and employment opportunities. Thus, the Department has determined that a job impact statement is not required.

Department of Financial Services

NOTICE OF ADOPTION

Compliance with Banking Law Section 28-bb

I.D. No. DFS-05-25-00002-A
Filing No. 1067
Filing Date: 2025-12-19
Effective Date: 2026-01-07

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

Action taken: Addition of Part 120 to Title 3 NYCRR.

Statutory authority: Banking Law, sections 9-d, 28-bb, 590, 596, 597; Financial Services Law, sections 202, 301, 302; Executive Law, section 296-a

Subject: Compliance with Banking Law, section 28-bb.

Purpose: This regulation implements the mandate of Banking Law, section 28-bb.

Substance of final rule: The Department of Financial Services ("DFS") provides this summary of new Part 120 of Title 3 of the New York Codes, Rules and Regulations in accordance with State Administrative Procedure Act § 202(5)(c)(ii). The full text of the new rule is available at: https://www.dfs.ny.gov/industry_guidance/regulations/final_adoptions_banking.

This new rule implements New York Banking Law ("BL") § 28-bb, which mandates that the Superintendent of Financial Services ("Superintendent") evaluate the record of performance of certain mortgage bankers licensed under BL § 591 in helping to meet the credit needs of their communities, consistent with their safe and sound operation. Further, the Superintendent must consider the assessment of a licensed mortgage banker pursuant to BL § 28-bb when taking action on applications to DFS from such mortgage banker. This new rule implements this legislative mandate by establishing an evaluation regime for covered institutions and elaborating how the Superintendent will rely on assessments in taking action on covered applications.

Part 120 resembles 3 N.Y.C.R.R. Part 76, the regulation implementing BL § 28-b, the New York Community Reinvestment Act ("CRA"), enacted in 1978, but Part 120 is tailored to the business model of mortgage banking, which differs from that of banking institutions covered by Part 76. Under Part 76, banking institutions' assessment areas include regions where they take deposits and have physical branches as well as areas where they make loans (except for wholesale banks and limited purpose banking institutions). Like Part 76, the new Part 120 includes lending tests and service tests, but because mortgage bankers do not take deposits, mortgage bankers will be evaluated on a more limited set of investment activities than those under Part 76. Instead, mortgage bankers will be assessed based on their activities in communities where they do a substantial portion of their lending business. The new regulation includes several methods for setting an assessment area, developed to account for the most common mortgage banker business models, both branch-based and lending-based.

§ 120.1 provides the definitions for the Part, including for such terms as, among others, "area median income," "assessment area," "community development," and "MSA" or "metropolitan statistical area."

§ 120.2 requires mortgage bankers to file certain federally, state, and locally mandated reports and document filings, such as filings made pursuant to the federal Home Mortgage Disclosure Act, and their supporting materials, with the Superintendent upon request. This provision also requires mortgage bankers to ensure the completeness and accuracy of the data they submit. Further, it permits mortgage bankers to submit additional data concerning their performance in meeting the credit needs of their communities.

§ 120.3 establishes that when performing the assessments required under BL § 28-bb, the Superintendent will, consistent with the statutory mandate, consider certain factors set forth in the law and the results of the performance tests and standards detailed in § 120.6 of the regulation. This section also clarifies that the Superintendent is permitted to deny certain applications based on a mortgage banker's performance and may, in the Superintendent's discretion, set conditions on the approval of an application.

§ 120.4 details how the Superintendent will conduct performance evaluations of mortgage bankers, including the steps involved in an evaluation and the rating system to be used. Also, consistent with BL § 28-bb(1), this section provides that the Superintendent will make a written summary of the result of an assessment available to the public.

§ 120.5 explains how a mortgage banker may delineate one or more geographical assessment areas within which DFS will evaluate the mortgage banker's record of helping to meet the credit needs of its community. It also provides that DFS will use the assessment area or areas delineated by a mortgage banker in conducting its assessment of the mortgage banker unless DFS determines that the assessment area or areas do not meet the requirements of § 120.5. This section does not require any mortgage banker to establish a branch in any specific geographical area. Assessment areas will be established based on the mortgage banker's business volume and location of its branch(es), if any. Mortgage bankers that have branches in New York State will set their assessment areas in relation to the location of their branches, and assessment areas will be established for all mortgage bankers in each MSA (or the nonmetropolitan areas in New York State) outside any branch-based assessment areas where they have made, in each of the two preceding calendar years, at least 100 mortgage loans.

§ 120.6 provides that DFS will conduct assessments using lending and service tests described in §§ 120.7 and 120.8 of the regulation and that it will consider contextual factors in applying those tests.

§ 120.7 describes the lending test, which DFS shall use to evaluate a mortgage banker's record of helping to meet the credit needs of its assessment area(s) through home mortgage lending activity. The test will take into account both originations and purchases of mortgage loans; the mortgage banker's volume of lending activity and amount loaned; the proportion of mortgages the mortgage banker originates in its assessment area; the geographic distribution of the mortgage banker's mortgage loans within its assessment area; the number and size of mortgage loans the mortgage banker makes in low-, moderate-, middle-, and upper-income geographies in its assessment area; the borrower characteristics of borrowers within the mortgage banker's assessment area; if the mortgage banker uses, in a safe and sound manner, any innovative or flexible lending practices to address the credit needs of low- or moderate-income individuals or geographies, or underserved geographies; and whether the mortgage banker has engaged in any harmful practices that, for example, discourage application for or extension of credit to, or which may result in harm to, low- and moderate-income individuals. § 120.7 also provides that no mortgage banker may include a mortgage loan origination for consideration in its assessment if another mortgage banker or depository institution claims the same origination under Part 120, BL § 28-b or its implementing regulations, or the federal Community Reinvestment Act.

§ 120.8 describes the service test, which evaluates a mortgage banker's record of helping to meet the credit needs of its assessment area(s) by analyzing the availability and effectiveness of the mortgage banker's systems for delivering mortgage loan products and the extent and innovativeness of a mortgage banker's community development services, community outreach, educational programs, and qualified investments.

§ 120.9 provides that DFS may be flexible in its considerations of a mortgage banker's activities pertaining to owner-occupied housing where the gap between housing costs and area median income greatly restricts the affordability of owner-occupied housing for low- and moderate-income persons residing in the area.

§ 120.10 establishes that the compliance date for the new rule will be six months after the date of publication of the notice of adoption in the State Register.

Final rule as compared with last published rule: Nonsubstantial changes were made in sections 120.1(a)(4) and 120.8(c)(4).

Revised rule making(s) were previously published in the State Register on September 3, 2025.

Text of rule and any required statements and analyses may be obtained from: Terry McMahon, Esq., Department of Financial Services, 1 State Street Plaza, New York, NY 10004, (212) 837-7314, email: terry.mcmahon@dfs.ny.gov

Revised Regulatory Impact Statement

Changes to the proposed rule do not necessitate a Revised Regulatory Impact Statement. None of the revisions is substantial and none necessitate modification of the Regulatory Impact Statement published with the Notice of Revised Rule Making for this rule.

Revised Regulatory Flexibility Analysis

Changes to the proposed rule do not necessitate a revised Regulatory Flexibility Analysis. None of the changes is expected to affect covered mortgage bankers that are small businesses differently from how they are expected to affect mortgage bankers that are not small businesses, and none of the changes affects the Department's analysis expressed in the Regulatory Flexibility Analysis published with the Notice of Proposed Rule Making or Revised Rule Making for this rule.

Revised Rural Area Flexibility Analysis

Changes to the proposed rule do not necessitate a revised Rural Area Flexibility Analysis. None of the changes is expected to affect covered mortgage bankers in rural areas differently from how they are expected to affect mortgage bankers in non-rural areas, and none of the changes affects the Department's analysis expressed in Rural Area Flexibility Analysis published with the Notice of Proposed Rule Making or Revised Rule Making for this rule.

Revised Job Impact Statement

Changes to the proposed rule do not necessitate a revised Job Impact Statement. None of the changes affects the Department's analysis expressed in the Job Impact Statement published with the Notice of Proposed Rule Making or Revised Rule Making for this rule.

Initial Review of Rule

As a rule that requires a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2029, which is no later than the 3rd year after the year in which this rule is being adopted.

Assessment of Public Comment

In response to its September 3, 2025, revised proposed addition of Part 120 to Title 3 of the N.Y.C.R.R. (the "rule"), which implements Banking Law ("BL") § 28-bb, the Department of Financial Services (the "Department") received four comment letters: a joint letter from state and national mortgage banker associations, a letter from a mortgage banker, and letters from two community organizations. The Department is providing this assessment of public comment in accordance with State Administrative Procedure Act ("SAPA") § 202(5)(c)(vii). The Notice of Revised Rule Making published on September 3, 2025, included an assessment of public comment on the proposed rule published on February 5, 2025 ("September 2025 APC").

(1) Comment: The industry associations noted that, on September 17, 2025, the U.S. Department of Housing and Urban Development withdrew its 2021 statement encouraging lenders to support remediation of past discrimination through special purpose credit programs ("SPCPs"). The industry associations expressed agreement that SPCPs authorized by ECOA and Regulation B "should be looked upon as favorable community development activities" for the service test, but expressed concern that, considering the withdrawal of the 2021 statement, offering such programs poses legal risk, and consequently requested that the rule specify that mortgage lenders are not required to offer SPCPs.

Response: Neither the revised proposed rule nor the final adopted rule requires mortgage bankers to offer SPCPs to earn CRA evaluation credit. As the revised proposed rule did, the final adopted rule provides that such programs, offered in compliance with applicable law, may earn credit. Section 120.8(c) of the final adopted rule provides that as part of the service test, the Department may evaluate the extent, range, and innovativeness and responsiveness of a mortgage banker's provision of community development services. Among the types of community development services that may earn credit under the service test are services whose primary purpose is offering mortgage products through "a special purpose credit program offered in conformity with and explicitly authorized by the Equal Credit Opportunity Act (15 U.S.C. § 1691[c]) and Regulation B (12 C.F.R. § 1002.8)". Nonetheless, to provide additional assurance, the final adopted rule states that "not offering a particular type of community development service shall not, on its own, be a bar to achieving any rating on the service test."

(2) Comment: A community organization restated its comment on the proposed rule that the Department "should consider whether the suggested repercussions for lenders that are noncompliant with this rule are sufficient, or should be strengthened," and "consider what additional points of intervention are necessary to accomplish the goals of the statute," specifically calling attention to its concern that branchless lenders may have insufficient incentives to comply with this rule, a concern which it asserted was unaddressed by the September 2025 APC.

Response: As noted in the September 2025 APC, the rule does not limit the Department's enforcement authority as to violations of the BL or Financial Services Law by mortgage bankers. Further, mortgage bankers make other applications to the Department besides branch openings and closings, and thus will have an incentive to perform well on their CRA regardless of their number of branches. Similarly, reports of CRA evaluations will be public, another incentive for good performance. Accordingly, the Department made no revisions in response to this comment.

(3) Comment: A mortgage banker expressed concern that the rule is "inapplicable" to its "partnership-based mortgage banker" business model and therefore, such mortgage bankers should be exempt from coverage, or the rule should have separate, business-model-tailored provisions for such mortgage bankers. Specifically, the commenter argued that mortgage bankers who "provide mortgage lending services through contractual relationships with other financial institutions, primarily credit unions and community banks," do not engage directly with consumers through branches or solicitation, and "provide[] back-office services, underwriting, funding, and secondary market activities," for their partner institutions, while the

partner institutions handle direct consumer interactions, including loan origination, application processing, and customer service, may encounter challenges in complying with the rule, and will potentially face indirect liability for partner violations, contractual risks, reputational risk, market perception issues, operational risks, and challenges with data collection establishing assessment areas, and meeting service test standards.

Response: Section 120.4(a) of the final rule limits the evaluation under the rule to mortgage bankers who "originated 200 or more mortgage loans in New York State in the last calendar year reportable under" the Home Mortgage Disclosure Act ("HMDA"). As a preliminary matter, the commenter asserts that in a "partnership-based" business model, partner lenders, and not the partnership-based mortgage banker, originate mortgage loans; under those circumstances, the partnership-based mortgage banker would not meet the 200-origination threshold for evaluation. If a partnership-based mortgage banker both originates mortgages and exceeds the 200-origination threshold, the CRA evaluation, as it will in all cases for mortgage bankers (and banking institutions under Part 76), will consider the institution's size, business strategy, financial condition, and peer group activity. The rule already contemplates assessment areas for branchless mortgage bankers; they will depend on a mortgage banker's reported HMDA originations, irrespective of business model. See Section 120.5. Regarding service test credit, like banking institutions, mortgage bankers will be permitted to partner with community groups or other organizations that perform community development services to earn credit. Finally, in general, the performance or conduct of partner lenders does not affect the results of Part 76 evaluations, and the same will be true for Part 120 evaluations. For these reasons, the Department made no revisions in response to this comment.

(4) Comment: A mortgage banker proposed a 24-month implementation timeline followed by a graduated implementation rollout for various entities instead of a 6-month transition period, and the mortgage bankers associations advised adopting a 12-month implementation period.

Response: The Department made no revisions in response to this comment.

As noted in the September 2025 APC, the Department concluded that six months is adequate. The mortgage banker's comment letter suggests that its concerns arise from coordination with lending partners. The Department reiterates the note in its answer to comment (3) that evaluations are not affected by the conduct or performance of partner lenders. The mortgage bankers associations expressed general concerns about complexity. The Department points out that the rule primarily requires mortgage bankers to submit reports the mortgage bankers are required to prepare and/or file with one or more Federal, state, or local agencies, and thus are readily available to the mortgage bankers, and mortgage bankers may submit other records in their possession for documentation of service test-related activities.

(5) Comment: A mortgage banker urged the Department to adopt specific, quantifiable performance standards and disclose the specific methodologies for each rating a mortgage banker can receive in an evaluation under the rule.

Response: As noted in the September 2025 APC, the Department uses a combination of qualitative and quantitative analyses on banking CRA evaluations under 3 N.Y.C.R.R. Part 76 and expects to do the same on evaluations under Part 120. The Department evaluates the extent to which banking institutions are meeting the credit needs of their community as compared to a peer group in the same location during the same or similar period. See BL § 28-bb(1); cf. BL § 28-b(3)(a). Promulgating rigid standards or methodologies independent of community-level considerations would defeat the statutory purpose. Appreciating the desire to ease compliance however, the Department notes the following collected resources on Part 76, on which Part 120 is based: https://www.dfs.ny.gov/apps_and_licensing/banks_and_trusts/about_cra, and will consider publishing guidance or FAQ's in response to need. For these reasons, the Department made no changes in response to this comment.

(6) Comment: The industry associations expressed concerns that purchased loans may not be considered for CRA evaluation purposes.

Response: The final adopted rule allows credit for purchased loans, as credit is now granted to banking institutions under 3 N.Y.C.R.R. Part 76, and as stated expressly in Section 120.7(a)(2) of the final adopted rule (and the revised proposed rule). Therefore, the Department made no changes in response to this comment.

(7) Comment: The industry associations criticized the removal of the statewide assessment area option for mortgage bankers who originate at least 1000 HMDA-reportable mortgages in a given year, citing expectations of increased compliance costs and noting that this approach diverges from that of Massachusetts, the only state currently conducting CRA evaluations for mortgage bankers.

Response: The removal of the statewide assessment area option addresses the concern that a statewide assessment area in New York would fail to capture local lending patterns, economic conditions, and community-specific needs. Although the final rule matches the Massachusetts CRA regulation in many respects, in part to streamline the CRA evaluation process for mortgage bankers, the Massachusetts CRA regulation implements a different statute and is tailored to the needs of a different state with a different population and geography. Furthermore, as noted in the September 2025 APC, the largest mortgage bankers—those to whom this provision would apply—are the best equipped to devote attention to each metropolitan statistical area in which they originate a significant number of mortgages, and a statewide assessment area would potentially disincentivize dedicating resources to each such community. Therefore, the Department made no changes in response to this comment.

(8) Comment: The industry associations encouraged the Department to use existing HMDA data in evaluating the performance of mortgage bankers.

Response: Section 120.2 of the rule notes that the Department will collect HMDA data from mortgage bankers as part of CRA evaluations. As with the banking CRA evaluation, the Department anticipates that HMDA data will be the primary data source for evaluating mortgage bankers under the lending test, although additional data may be requested as the Department deems appropriate. (The Department notes that it may request other documentation of activities to evaluate a mortgage banker under the service test, which does not rely primarily on HMDA data.) For these reasons, the Department made no changes in response to this comment.

(9) Comment: The industry associations renewed a comment urging the Department to eliminate commutable distance limitations for mortgage bankers.

Response: The September 2025 APC addressed this issue. The Department made no revisions in response to this comment, as it relates to mortgage banker licensing requirements that are outside the scope of BL Section 28-bb.

Commenters also offered general statements supporting or criticizing the proposed rule. As these comments did not raise specific issues or suggest significant alternatives in the meaning of SAPA § 202(5)(b), the Department is not responding in detail but is including a summary of the comments for informational purposes.

Submissions from community organizations included general comments that expressed support for the revised proposed rule and cited studies showing the positive impact of the federal banking Community Reinvestment Act on improving financial access in low- and moderate-income ("LMI") communities.

Comments from community organizations on specific provisions of the proposal expressed support for (1) inclusion of investments and grants as basis for service test credit on CRA evaluations, (2) inclusion of innovative or flexible lending practices as a way of receiving additional credit on CRA evaluations, (3) the minimum threshold of 200 mortgage originations per year for a mortgage banker to be evaluated under the rule, (4) the rule's treatment of high cost areas to provide more flexibility to institutions operating in those areas, and (5) the rule's express reference to special purpose credit programs in the definition of community development.

The industry associations reiterated general comments submitted in response to the revised proposed rule, with an accompanying updated datasheet, described the record of mortgage bankers in New York State, including the growth in market share of mortgage bankers and the extent to which mortgage bankers lend to LMI and other communities, with a goal, as stated in the prior comment in response to the earlier proposed rule, of "dispel[ling] several myths about the record of lending by [mortgage bankers] in New York."

Industry associations expressed support specifically for the Department's decision not to require public hearings for all applications to the Department by mortgage bankers.

NOTICE OF EXPIRATION

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

Unfair Claims Settlement Practices and Claim Cost Control Measures

I.D. No.	Proposed	Expiration Date
DFS-51-24-00003-P	December 18, 2024	December 18, 2025

Long Island Power Authority

EMERGENCY RULE MAKING

LIPA's Household Assistance Rate ("HAR") Program

I.D. No. LPA-01-26-00001-E
Filing Date: 2025-12-17
Effective Date: 2025-12-17

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

Action taken: LIPA staff proposes modifications to its Tariff for Electric Service effective immediately, to pause customer disenrollments in LIPA's Household Assistance Rate ("HAR") Program, and to extend the lookback period for HAR Program eligibility to 18 months.

Statutory authority: Public Authorities Law, section 1020-f(u) and (z)

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

Specific reasons underlying the finding of necessity: The proposed changes are pursuant to the emergency rulemaking provisions of the State Administrative Procedures Act ("SAPA"). These changes are proposed on an emergency basis to help protect the welfare of its customers and the associated economic impacts resulting from the federal shutdown that began on October 1, 2025, which created a delay in the disbursements of Low-Income Home Energy Assistance Programs such as HAR.

Subject: LIPA's Household Assistance Rate ("HAR") Program.

Purpose: To pause customer disenrollments in LIPA's HAR Program,and to extend the lookback period for HAR eligibility to 18 months.

Substance of emergency rule: The Long Island Power Authority ("LIPA or "Authority") staff ("Staff") proposes emergency changes to LIPA's Tariff for Electric Service (the "Tariff"), effective immediately, to pause customer disenrollments in LIPA's Household Assistance Rate ("HAR") Program, and to extend the lookback period for LIPA's HAR Program eligibility to eighteen (18) months.

On November 13, 2025, the New York State Public Service Commission issued its Order Pausing Customer Disenrollments in Utility Energy Affordability Programs (the "Order") which, in relevant part, directed the regulated utilities to: 1) pause EAP disenrollments through November 30, 2026; and 2) file tariff amendments to extend, or where applicable, state that the lookback period for EAP eligibility to 18 months.[1] LIPA's EAP is known as the HAR Program.

To provide LIPA customers with the same rights and protections provided to other utility customers in the State, Staff proposes emergency Tariff modifications consistent with those directed in the Order. Specifically, the Tariff will be amended to state that HAR Program disenrollments will be paused through November 30, 2026, and that customers will be eligible for the HAR Program if they provide documentation of enrollment in a qualifying program in the preceding 18 months, an increase from the current lookback period of 12 months.

The proposed changes are pursuant to the emergency rulemaking provisions of the State Administrative Procedures Act ("SAPA") and, if approved, will be effective for 90 days from December 17, 2025. LIPA Staff further requests that the Trustees grant Staff the discretion to extend the 90-day provision if needed, in accordance with the SAPA emergency rulemaking provision. These changes are proposed on an emergency basis to help protect the welfare of its customers and the associated economic impacts resulting from the federal shutdown that began on October 1, 2025, which created a delay in the disbursements of Low-Income Home Energy Assistance Programs such as HAR.

Further, LIPA Staff filed a Notice of Proposed Rulemaking with the State Register on December 9, 2025, to modify its tariff on a permanent basis to pause HAR Program disenrollments through November 30, 2026, and to extend the lookback period for LIPA's HAR Program eligibility to eighteen (18) months. The Notice will be published in the State Register on December 24, 2025. Public Statement Hearings are scheduled for February 23, 2026, in Nassau and Suffolk Counties. LIPA Staff will bring this tariff proposal to the Board of Trustees for their approval at its March 25, 2026, meeting.

The LIPA Board may adopt, reject, or modify, in whole or in part, the action proposed, the commenters' proposed programmatic changes, including recommendation(s) submitted by the New York State Department of Public Service, and may resolve related matters.

[1] Case 14-M-0565 – Proceeding on Motion of the Commission to Examine Programs to Address Energy Affordability for Low Income Utility Customers, Order Pausing Customer Disenrollments in Utility Energy Affordability Programs, issued and effective November 13, 2025.

This notice is intended to serve only as a notice of emergency adoption. This agency intends to adopt this emergency rule as a permanent rule and will publish a notice of proposed rule making in the *State Register* at some future date. The emergency rule will expire March 16, 2026.

Text of rule and any required statements and analyses may be obtained from: William Wai, Long Island Power Authority, 333 Earle Ovington Blvd., Suite 403, Uniondale, NY 11553, (516) 222-7700, email: tariffchanges@lipower.org

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 rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

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.

NOTICE OF ADOPTION

ReCharge New York

I.D. No. LPA-38-25-00015-A
Filing Date: 2025-12-23
Effective Date: 2026-01-01

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

Action taken: LIPA staff approved modifications to it's Tariff for Electric Service, effective January 1, 2026, implementing ReCharge New York for non-net metered customers providing the option to purchase their supplemental power from either LIPA or LI Choice ESCOs.

Statutory authority: Public Authorities Law, section 1020-f(u) and (z)

Subject: ReCharge New York.

Purpose: To implement ReCharge New York for non-net metered customers.

Substance of final rule: The Trustees of the Long Island Power Authority ("LIPA" or the "Authority") approved modifications to the Tariff for Electric Service (the "Tariff"), effective January 1, 2026, implementing ReCharge New York ("ReCharge NY" or "RNY") for non-net metered customers providing the option to purchase their supplemental power from either LIPA or Long Island Choice ("LI Choice" or "LIC") Energy Service Companies ("ESCOs"). This Tariff change is consistent with Tariff amendments filed by New York State's electric investor-owned utilities, as ordered by the New York State Public Service Commission (the "Commission") in its Order Directing Certain Utilities to Submit Tariff Amendments.[1]

LIPA also updated the Tariff and related documents to reflect current system capabilities regarding Electronic Data Interchange ("EDI"), consolidated billing, and LIC billing dates for ReCharge NY Customers.

[1] Case 11-E-0176 - In the Matter of the Commission's Implementation of Certain Provisions of the Recharge New York Power Program Act, Order Directing Certain Utilities to Submit Tariff Amendments (Sept. 19, 2011) ("2011 RNY Order").

Final rule as compared with last published rule: Substantial revisions were made in Leaf Nos. 175, 177, 177A, 177B, 178B, 181, 182 and 281.

Text of rule and any required statements and analyses may be obtained from: William Wai, Long Island Power Authority, 333 Earle Ovington Blvd., Ste. 403, Uniondale, NY 11553, (516) 222-7700, email: tariffchanges@lipower.org

Revised Regulatory Impact Statement
A revised regulatory impact statement 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.

Revised Regulatory Flexibility Analysis
A revised regulatory flexibility analysis 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.

Revised Rural Area Flexibility Analysis
A revised rural area flexibility analysis 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.

Revised Job Impact Statement
A revised job impact statement 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.

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.

NOTICE OF ADOPTION

New York State Energy Affordability Guarantee Pilot Program

I.D. No. LPA-38-25-00016-A
Filing Date: 2025-12-23
Effective Date: 2026-01-01

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

Action taken: LIPA staff approved modifications to it's Tariff for Electric Service, effective January 1, 2026, implementing the New York State Energy Affordability Guarantee (''EAG'') Pilot program in the LIPA service territory.

Statutory authority: Public Authorities Law, section 1020-f(u) and (z)

Subject: New York State Energy Affordability Guarantee Pilot Program.

Purpose: To implement the New York State EAG Pilot program in the LIPA service territory.

Substance of final rule: The Trustees of the Long Island Power Authority (''LIPA'' or the ''Authority'') approved modifications to the Tariff for Electric Service effective January 1, 2026, implementing the New York State Energy Affordability Guarantee (''EAG'') Pilot program in the LIPA service territory.

The Pilot will support the adoption of electrified space and water heating by low-income households by preventing electricity costs from exceeding 6% of their income. The Pilot will provide financial support to participating customers in the form of a bill credit to help mitigate the potential for increased energy cost burdens for customers that convert to a heat pump for space and water heating. Participant enrollments in the EAG Pilot will be limited consistent with the New York State Public Service Commission's August 15, 2024, Order Approving Energy Affordability Guarantee Pilot[1], and the Guarantee will be provided to participants for an estimated 15 years

[1] Case 14-M-0565 – Proceeding on Motion of the Commission to Examine Programs to Address Energy Affordability for Low Income Utility Customers, Order Approving Energy Affordability Guarantee Pilot (Aug. 15, 2024).

Final rule as compared with last published rule: Substantial revisions were made in Leaf Nos. 38K and 38L.

Text of rule and any required statements and analyses may be obtained from: William Wai, Long Island Power Authority, 333 Earle Ovington Blvd., Ste. 403, Uniondale, NY 11553, (516) 222-7700, email: tariffchanges@lipower.org

Revised Regulatory Impact Statement
A revised regulatory impact statement 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.

Revised Regulatory Flexibility Analysis
A revised regulatory flexibility analysis 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.

Revised Rural Area Flexibility Analysis
A revised rural area flexibility analysis 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.

Revised Job Impact Statement
A revised job impact statement 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.

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.

NOTICE OF ADOPTION

Standby Rate and Buyback Services

I.D. No. LPA-38-25-00017-A
Filing Date: 2025-12-23
Effective Date: 2026-01-01

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

Action taken: LIPA approved modifications to its Tariff for Electric Service, effective January 1, 2026 introducing Standby Rates through Standby Service that are mandatory for non-exempt commercial customers with on-site generating equipment and updated Buyback Service.

Statutory authority: Public Authorities Law, section 1020-f(u) and (z)

Subject: Standby Rate and Buyback Services.

Purpose: To introduce Standby Rates through Standby Service and update Buyback Service.

Substance of final rule: The Trustees of the Long Island Power Authority (''LIPA'' or the ''Authority'') approved modifications to the Tariff for Electric Service (the ''Tariff''), effective January 1, 2026, introducing Standby Rates through Standby Service (Service Classification No. 12) that are mandatory for non-exempt commercial customers with on-site generating equipment and optional for most other customers. The new Standby rate design improves alignment between rates and system costs to avoid over- or undercharging customers, while promoting clean energy deployment and offering customers an opportunity to save on their electric bills by shifting their usage and reducing load during peak hours. The Authority also approved modifications to Service Classification No. 11 (Buyback Service) to align with updates already adopted by the regulated electric utility companies in the State pursuant to New York State Public Service Commission orders.

The Standby Rates eliminate LIPA's existing Back-up and Supplemental Service Tariff provisions and LIPA's Tariff provisions for Buyback services are updated.

Final rule as compared with last published rule: Substantial revisions were made in Leaf Nos. 6, 256, 257, 261, 262, 263, 264, 264A-U, 265, 266, 267, 268 and 269.

Text of rule and any required statements and analyses may be obtained from: William Wai, Long Island Power Authority, 333 Earle Ovington Blvd., Ste. 403, Uniondale, NY 11553, (516) 222-7700, email: tariffchanges@lipower.org

Revised Regulatory Impact Statement
A revised regulatory impact statement 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.

Revised Regulatory Flexibility Analysis
A revised regulatory flexibility analysis 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.

Revised Rural Area Flexibility Analysis
A revised rural area flexibility analysis 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.

Revised Job Impact Statement
A revised job impact statement 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.

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.

NOTICE OF ADOPTION

Sub/Transmission Level Rates and New IA Requirement

I.D. No. LPA-38-25-00018-A
Filing Date: 2025-12-23
Effective Date: 2026-01-01

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

Action taken: LIPA modified LIPA's Tariff for Electric Service, effective

January 1, 2026, to charge Sub/Transmisison level rates for customers connected to LIPA's system at 23,000 kVa or higher and adding an IA requirement for new Non-Residential customers.

Statutory authority: Public Authorities Law, section 1020-f(u) and (z)

Subject: Sub/Transmission Level Rates and New IA requirement.

Purpose: To charge Sub/Transmisison level rates for customers connected to LIPA's system at 23,000 kVa or higher and new IA requirement.

Substance of final rule: The Trustees of the Long Island Power Authority ("LIPA" or the "Authority") approved modifications to the Tariff for Electric Service (the "Tariff"), effective January 1, 2026, to begin charging Sub/Transmisison level rates for customers connected to LIPA's system at 23,000 kVa or higher. This change better aligns Customer rate assignments with LIPA's current transmission and distribution system configurations, by setting the break point between Primary Service rates and Sub/Transmission rates at 23,000 volts. Customers at the 23,000 and 33,000 voltage levels will move from Primary rates to Sub/Transmission rates. This change impacts rate treatment only and does not change any of the Authority's technical or operational standards.

LIPA also approved modifications to the Tariff adding an IA requirement for new Non-Residential Applicants that request service at or above 23,000 volts[1]. Such applicants will now be required to enter into an interconnection agreement that includes, but not [be] limited to, clauses that address the Interconnection of the customer, Ownership, Design of Interconnection Equipment, Operation and Maintenance of the Interconnection equipment, Inspection and Access Rights to customer-owned property to service the Interconnection equipment, Events of Default/Termination, Indemnity of the utility for Customer own equipment, and Force Majeure/Planned outage notification requirements.

[1] Sub/Transmission Service is defined as a customer taking service from a substation at or above 23,000 kVa. The customer would normally own the substation and all equipment required to serve their load beyond the substation.

Final rule as compared with last published rule: Substantial revisions were made in Leaf Nos. 48, 204, 205, 211, 213, 225, 226, 230, 252 and 271.

Text of rule and any required statements and analyses may be obtained from: William Wai, Long Island Power Authority, 333 Earle Ovington Blvd., Ste. 403, Uniondale, NY 11553, (516) 222-7700, email: tariffchanges@lipower.org

Revised Regulatory Impact Statement

A revised regulatory impact statement 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.

Revised Regulatory Flexibility Analysis

A revised regulatory flexibility analysis 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.

Revised Rural Area Flexibility Analysis

A revised rural area flexibility analysis 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.

Revised Job Impact Statement

A revised job impact statement 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.

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.

NOTICE OF ADOPTION

Annual Budget Process

I.D. No. LPA-38-25-00019-A

Filing Date: 2025-12-23

Effective Date: 2026-01-01

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

Action taken: LIPA staff approved modifications to it's Tariff for Electric Service, effective January 1, 2026, implementing rate adjustments as determined through LIPA's annual budget process and eliminating provisions for older metering unable to adjust to DST.

Statutory authority: Public Authorities Law, section 1020-f(u) and (z)

Subject: Annual Budget Process.

Purpose: To implement rate adjustments as determined through LIPA's annual budget process.

Substance of final rule: The Trustees of the Long Island Power Authority ("LIPA" or the "Authority") approved modifications to the Tariff for Electric Service (the "Tariff") effective January 1, 2026, implementing rate adjustments determined through LIPA's annual budget process. The rate adjustments do not increase the annual aggregate delivery revenues of LIPA by more than two and one-half percent (2.5%) and will be effectuated through pro rata increase to all Service Classifications.

LIPA also modified its Tariff eliminating special provisions for older metering technology unable to automatically adjust to Daylight Savings Time ("DST"). With the Authority's deployment of Advanced Metering Infrastructure ("AMI"), older meters have been replaced, eliminating the metering constraints associated with older metering technology unable to automatically adjust to DST.

Final rule as compared with last published rule: Substantial revisions were made in Leaf Nos. 99, 184, 185, 196C, 196D, 197, 201, 205, 213A, 226, 227, 236F, 236G, 236H, 238, 241, 244, 245 and 248.

Text of rule and any required statements and analyses may be obtained from: William Wai, Long Island Power Authority, 333 Earle Ovington Blvd., Ste. 403, Uniondale, NY 11553, (516) 222-7700, email: tariffchanges@lipower.org

Revised Regulatory Impact Statement

A revised regulatory impact statement 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.

Revised Regulatory Flexibility Analysis

A revised regulatory flexibility analysis 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.

Revised Rural Area Flexibility Analysis

A revised rural area flexibility analysis 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.

Revised Job Impact Statement

A revised job impact statement 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.

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.

Public Service Commission

NOTICE OF ADOPTION

Transfer of Ownership and Control of Telephone Companies

I.D. No. PSC-02-25-00001-A

Filing Date: 2025-12-18

Effective Date: 2025-12-18

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

Action taken: On 12/18/25, the PSC adopted an order approving Verizon Communications, Inc. (Verizon), Frontier Communications Parent, Inc., and Frontier's NY operating companies joint petition to transfer ownership of Frontier's Parent and NY companies to Verizon.

Statutory authority: Public Service Law, sections 99 and 100

Subject: Transfer of ownership and control of telephone companies.

Purpose: To approve the joint petition to transfer ownership and control of Frontier's Parent and NY companies to Verizon.

Substance of final rule: The Commission, on December 18, 2025, adopted an order approving Verizon Communications, Inc., Frontier Communications Parent, Inc., and Frontier's NY (together, the Petitioners) operating companies joint petition to transfer ownership of Frontier's Parent and NY companies to Verizon subject to the conditions discussed in the body of the order, and upon receipt by the Commission of certification by the

Petitioners that they, and their successors in interest, unequivocally accept and agree to comply with the conditions and commitments set forth in the body of the order. Such certification shall be submitted within seven business days of the issuance of the order. If the Petitioners do not unconditionally accept within seven business days of the issuance of the order, the order shall constitute a denial of the Joint Petition. Within 60 days after the closing of the Transaction, the Petitioners shall notify the Secretary to the Commission in writing that the Transaction has been successfully executed. If the Transaction is not consummated within one year of the date of the order, the Commission may rescind the approval granted herein. The Petitioners shall ensure that the Frontier New York ILECs maintain a minimum common equity ratio (book value of common equity/book value of common equity plus debt) of 50 percent. However, for the first 12 months after the closing of the Transaction, it shall be sufficient for Frontier Telephone of Rochester and Frontier Sylvan Lake to maintain a positive equity ratio. Thereafter, Frontier Telephone of Rochester and Frontier Sylvan Lake shall maintain a minimum common equity ratio of 50 percent as well. If any of the Frontier New York ILECs' common equity ratios fall below 50 percent, calculated on a 12-month rolling-average basis, the Petitioners shall provide these results to the Secretary of the Commission within 30 days with supporting documentation for each line item, in Microsoft Excel spreadsheet format with all formulae intact. Within 10 business days of providing that notification, the Petitioners shall meet with Department of Public Service (Department) Staff to discuss its capital structure plan. The Petitioners shall file a mutually agreed-upon capital structure plan with the Commission within 30 calendar days after meeting with Department Staff. The Petitioners shall abide by these capital structure conditions, through the later of two years following the issuance of the order or until the completion of the Petitioners' New York broadband-deployment commitments, whichever period is longer. If Frontier Parent's Financial Covenant Leverage Ratio reaches or exceeds 4.75x, the Petitioners shall provide notice of this metric to the Secretary of the Commission within 10 business days of making such determination with supporting documentation for each line item, in Microsoft Excel spreadsheet format with all formulae intact. Within 10 business days of providing that notification, the Petitioners shall meet with the Department Staff to discuss its Debt Covenant Mitigation Plan. The Petitioners shall file a mutually agreed-upon Debt Covenant Mitigation Plan with the Commission within 30 calendar days after the meeting with Department Staff. Frontier Parent's financial leverage ratio condition shall remain in effect for two years following the issuance of the order, or until the completion of the Petitioners' New York broadband deployment commitments, whichever period is longer. Regardless of whether the reporting threshold in is met, Frontier Parent, as long as it is a party to any credit agreement that includes covenant ratios, shall also submit, no later than 60 days following the end of each calendar year, its annual financial statements along with a written analysis showing its actual financial covenant leverage ratio for the year, including all supporting documentation used in the calculation. Costs of the Transaction shall be excluded from the rate base, expenses, and capitalization in the determination of rates and earned returns of all Frontier New York ILECs for intrastate regulatory accounting and reporting purposes. No costs related to the Transaction shall be recovered from the ratepayers of the Frontier New York ILECs. Department Staff shall have unrestricted access to all financial books and records of Frontier Parent and Verizon upon request. The Petitioners shall continue to maintain separate books and records for each of the Frontier New York ILECs. The books and records of Frontier shall not be removed from New York State without prior Commission approval. No amount of goodwill or acquisition premium paid above net book value incurred in the Transaction shall be recovered from ratepayers or included on the books and records of the Frontier New York ILECs. The Transaction shall not be secured by the Frontier New York ILECs' assets. Moreover, the Frontier New York ILECs shall not provide any financial guarantees or use its assets to facilitate the Transaction or any other future transactions involving the Petitioners and its affiliates without prior Commission approval. The Petitioners shall be required to implement all recommendations resulting from the focused operational audit of Frontier Parent in Case 24-C-0537. Following close of the Transaction, the Petitioners shall hire at least 20 bargaining unit employees in the Frontier New York ILEC territories. The Petitioners shall file a status report with the Secretary to the Commission detailing the hire date of the 20 additional employees, the Frontier ILEC each employee is assigned to, the geographic territory each employee is assigned to, the title of each position, including whether the position is full-time or part-time, and file updates on a quarterly basis on the employment status of these 20 additional employees. The Petitioners shall be precluded from laying off, involuntarily reducing, or taking any action that is intended to reduce customer-facing jobs or positions in service quality or network reliability in New York for the Frontier New York ILECs, for a period of three years following the closing of the Transaction, or until completion of the broadband deployment commitments, whichever is longer, with the exception of early retirement incentives and attrition. The Petitioners shall report to the Commission on the number of employees in customer-facing, service quality, and network reliability roles in their respective service territories within 21 days of the issuance of the order, and to provide quarterly updates for three years following the close of the Transaction, or until completion of the broadband deployment commitments, whichever is longer. Within one year following the closing of the Transaction and for a period of at least four years following the closing date of the Transaction, the Petitioners shall adopt a plant maintenance program for the Frontier New York ILECs' regulated voice networks consistent with the discussion in the body of the order. The Petitioners shall, beginning twelve months from the closing of the Transaction and continuing every twelve months for at least four additional years, file a report with the Secretary to the Commission that includes the list of reports submitted under the plant maintenance program that details at a minimum, the date of report, date of review, disposition, and resolution of the reports during the reporting cycle. Within six months of the closing of the Transaction, the Petitioners shall (i) maintain battery backup power at all Verizon and Frontier central offices for at least four hours in the event of a power failure and backup generators that can operate for at least 24 hours without refueling, (ii) maintain enough, reliable backup power in any central office that directly serves a Public Safety Answering Point to maintain full-service functionality, including network monitoring capabilities, for at least 24 hours at full office load, and (iii) equip especially critical central offices that host selective routers with at least 72 hours of backup power at full office load. The Petitioners shall file a compliance report with the Secretary to the Commission, six months from the closing of the Transaction, that details the steps taken to comply with the battery backup requirements herein broken down by each central office location. Immediately following the closing of the Transaction, Verizon shall be subject to all requirements, obligation, and conditions pertaining to the Frontier New York ILEC service territories pursuant to any ongoing and open Commission proceeding consistent with the discussion in the body of the order. The Petitioners shall be required to make an incremental capital investment, within five years of the closing of the Transaction of: (i) at least $40 million to extend Fiber-to-the-Premises (FTTP) high-speed broadband network (defined for purposes of this commitment as an internet access service with minimum speeds of 100 Megabits per second (Mbps) download and 20 Mbps upload) to unserved or underserved addresses and (ii) at least $90 million to deploy FTTP network to overbuild addresses within the Verizon and Frontier ILEC service territories to which they have no FTTP facilities deployed and the address has not been awarded Broadband Equity, Access, and Deployment Program or other State or Federal subsidy funding consistent with the discussion in the body of the order. For unserved/underserved addresses, the Petitioners shall complete at least: 25% of the build-out by the end of year 2, 50% of the build-out by the end of year 3, 75% of the build-out by the end of year 4, and 100% of the build-out by the end of year 5 consistent with the discussion in the body of the order. For overbuild addresses, the Petitioners shall complete at least: 20% of the build-out by the end of year 1, 40% of the build-out by the end of year 2, 60% of the build-out by the end of year 3, 80% of the build-out by the end of year 4, and 100% of the build-out by the end of year 5 consistent with the discussion in the body of the order. The Petitioners shall consult with Department Staff throughout the 75-day period after issuance of the order to discuss and consider Petitioners' proposed list of unserved, underserved, or overbuild addresses. Following this consultation and within 75 days of the issuance of the order, the Petitioners shall file with the Secretary to the Commission a list of at least 2,000 unserved/underserved addresses and at least 60,000 overbuild addresses they plan to pass. All these addresses will be subject to Department Staff's subsequent review and acceptance. If an unserved/underserved address identified by the Petitioners and accepted by Department Staff is subsequently served by another provider of high-speed broadband before the Petitioners build their network to pass that address, it will no longer be considered unserved or underserved. If the Petitioners propose to change any of the addresses during the five-year build-out period, it shall submit the new addresses for Department Staff's review and acceptance. To the extent the Petitioners receive any public funding (e.g., State, Federal, County) for any addresses used to satisfy the broadband build-out requirements herein, the Petitioners shall invest an amount equal to the amount received by the Petitioners under such public funding, to extend high-speed broadband service to additional unserved, underserved, or overbuild addresses. Every six months from the issuance of the order, the Petitioners shall file with the Commission a report containing the details of any publicly funded awards consistent with the discussion above. The Petitioners shall complete any additional expansion of high-speed broadband service as soon as commercially reasonable but no later than 24 months after receipt of such public funding. The Petitioners shall file with the Secretary to the Commission compliance reports every six months, beginning six months from the date of the issuance of the order, indicating the number and location of the unserved/underserved or overbuild ad-

dresses passed and investment made during the reporting cycle, including the amount of the expenditures, timing of such, and recipients, along with supporting documentation. Within six-months following the closing of the Transaction, the Petitioners shall contribute at least $20 million through a legally compliant grant to New York State that will be used to support programs and projects that help close New York's digital divide. Investments in beneficiary entities and initiatives will be made by ConnectALL, a division of the New York State Urban Development Corporation d/b/a Empire State Development, in consultation with the Department. The Petitioners shall file documentation with the Secretary to the Commission of the existence of the legally compliant grant and contributed funds within one month of establishing such fund. The Petitioners shall file with the Secretary to the Commission annual updates on distributions by January 31st of each year until such funds are extinguished. Regardless of the status of the Affordable Broadband Act, the Petitioners shall, for a period of at least five years after the closing of the Transaction, provide the Verizon Forward offering to all customers in the Frontier and Verizon New York ILEC service territories consistent with the discussion in the body of the order. For a period of five years following the closing of the Transaction, the Petitioners shall spend a minimum of $300,000 per year to make consumers aware of Verizon Forward in both the Verizon and Frontier New York ILEC territories, and to provide a dedicated webpage to advertise Verizon Forward. To the extent the Affordable Connectivity Plan is refunded, or a successor program is named, with respect to the territories of Verizon's and Frontier's New York ILECs, the Petitioners shall participate in the ACP or its successor program(s) so long as the ACP or its successor program(s) consistent with the discussion in the body of the order. The Petitioners shall over the next five years: (i) support three new Verizon Innovative Learning Schools in New York and (ii) fund data plans for existing Verizon Innovative Learning Schools through the end of their participation in the program. The Petitioners shall invest in Verizon's Digital Wellness programming with Older Adults Technology Services (OATS) by AARP through a national commitment of $1.5 million to OATS by AARP in 2026, which shall include: (i) Digital Wellness five-week courses at OATS by AARP Senior Planet Centers, including their flagship in New York City and through licensing partners in additional markets in New York State and (ii) Digital Wellness workshops offered at Verizon retail stores including at least five workshops in New York City locations. Over the five-year period following the closing of the Transaction, in connection with Verizon's Small Business Accelerator Program, the Petitioners shall spend at least $150 million of the dedicated $5 billion in New York consistent with the discussion in the body of the order. The Petitioners will consult with the Department and the New York State Urban Development Corporation d/b/a Empire State Development to raise awareness of the Small Business Accelerator investment amongst diverse New York small business. The Petitioners shall invest $250,000 in grants to small businesses in New York through Verizon's Small Business Digital Ready program over a two-year period following the closing of the Transaction. The Petitioners shall invest $750,000 in funding to community organizations that support small businesses over a two-year period following the closing of the Transaction, including adding two new community partners through the program. The Petitioners shall invest $1 million in Verizon's Technician Training Program at Pace University over the two-year period following the closing of the Transaction. Over the five-year period following the closing of the Transaction the Petitioners shall invest $1.5 million in Verizon's community disaster resiliency partnership with the United Way. The Petitioners shall every six months after the closing of the Transactions file a report with the Secretary to the Commission detailing, at a minimum, the amount of the investments, the timing of such, the recipients, and proof of receipts, for the requirements contained in Ordering Clauses 32, 34, 35, 36, 37, 38, 39, and 40. This reporting requirement shall cease once the Petitioners verify completion of all of the required investments. The Petitioners shall be bound by, must obey, and will continue to implement all Federal and New York State nondiscrimination laws consistent with the discussion in the body of this above. The Petitioners shall not discriminate in violation of any Federal or New York State nondiscrimination laws against any prospective or existing employees or any prospective or existing customers with respect to any wireline communications service it offers in New York. They shall further cooperate with any New York agency investigating any allegations of discrimination. On or before January 31 of each year beginning in 2027 and for a period of five years following the closing of the Transaction unless extended by the Commission, the Petitioners shall submit a report to the Commission describing voluntary self-identification data regarding race/ethnicity, sexual orientation, gender identity, military status, sex, and disability status of employees at all levels of employment within the combined company, in New York, and describe the policies or activities that ensure equal opportunity and nondiscrimination in recruitment and hiring during the preceding calendar year. The Petitioners shall be subject to a Most Favored State clause consistent with the discussion in the body of the order. If, in obtaining approval of the Transaction in other state or Federal jurisdictions, the Petitioners commit to additional benefits, they shall within 30 days following such commitments, notify the Commission of its intent to provide those commitments in New York. Notwithstanding the foregoing, the conditions here shall be provided in addition to any benefit that results from any other state or Federal action regarding this Transaction, subject to the terms and conditions set forth in the order.

Text or summary was published in the January 15, 2025 issue of the Register, I.D. No. PSC-02-25-00001-P.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@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-C-0618SA1)

NOTICE OF ADOPTION

Long-term Gas System Planning

I.D. No. PSC-08-25-00008-A

Filing Date: 2025-12-19

Effective Date: 2025-12-19

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

Action taken: On 12/18/25, the PSC adopted an order directing Corning Natural Gas Corporation (Corning) to take further actions to augment its long-term plan for its gas system.

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

Subject: Long-term gas system planning.

Purpose: To direct Corning to take further actions regarding its long-term gas system plan.

Text or summary was published in the February 26, 2025 issue of the Register, I.D. No. PSC-08-25-00008-P.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@dps.ny.govAn IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

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

(24-G-0629SA1)

NOTICE OF ADOPTION

Long Term Loan and Surcharge for Cost Recovery

I.D. No. PSC-13-25-00009-A

Filing Date: 2025-12-19

Effective Date: 2025-12-19

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

Action taken: On 12/18/25, the PSC adopted an order approving Bristol Water Works Corporation's (Bristol Water) petition to enter into a long-term loan not to exceed $592,847 and denying the request to implement a customer surcharge to recover the debt.

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

Subject: Long term loan and surcharge for cost recovery.

Purpose: To approve Bristol Water's petition to enter a long-term loan and deny implementing a customer surcharge to recover the cost.

Substance of final rule: The Commission, on December 18, 2025, adopted an order approving Bristol Water Works Corporation's (Bristol Water) pe-

tition to enter into a long-term loan not to exceed $592,847 and denying the request to implement a customer surcharge to recover the debt. The proceeds from the long-term loan authorized by the order shall only be used for the lawful purposes set out in Bristol Water's Financing Petition. Within 30 days after the execution of the long-term loan authorized under the order, Bristol Water shall file a copy of executed documents, including a final term sheet on the transaction with the Secretary to the Commission in Case 25-W-0085. Bristol Water is directed to work with the Department of Public Service's Office of Consumer Services staff to develop written customer service procedures and associated materials, as discussed herein. Bristol Water is directed to update its consumer-facing materials, including but not limited to bills and termination notices, to include the Department of Public Service's customer complaint information consistent with the discussion in the body of the order. Bristol Water is directed to file copies of its updated customer-facing materials with the Secretary to the Commission in Case 25-W-0237 within 180 days of the issuance of the order. Bristol Water shall file these written customer service procedures with the Secretary to the Commission in Case 25-W-0237 within 180 days of the issuance of the order. Bristol Water is directed to notify its customers by direct mail of the Commission's decision in this proceeding and to file a copy of the notification with the Secretary to the Commission no later than January 29, 2026, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@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.

(25-W-0085SA1)

NOTICE OF ADOPTION

Minor Rate Increase

I.D. No. PSC-19-25-00004-A

Filing Date: 2025-12-19

Effective Date: 2025-12-19

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

Action taken: On 12/18/25, the PSC adopted an order authorizing Bristol Water Works Corporation's (Bristol Water) tariff amendments to P.S.C. No. 3 – Water, increasing its annual revenue by $144,194, or 63.8 percent effective January 1, 2026.

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

Subject: Minor rate increase.

Purpose: To authorize Bristol Water's tariff amendments to P.S.C. No. 3 – Water.

Substance of final rule: The Commission, on December 18, 2025, adopted an order authorizing Bristol Water Works Corporation's (Bristol Water) tariff amendments to P.S.C. No. 3 - Water, increasing its annual revenue by $144,194, or 63.8 percent effective January 1, 2026. Bristol Water is directed to file in Case 25-W-0237, on not less than three days' notice, to become effective January 1, 2026, revised tariff leaves as discussed herein and shown in Appendix F of the order. Bristol Water is directed to work with the Department of Public Service's Office of Consumer Services staff to develop written customer service procedures and associated materials, as discussed herein. Bristol Water is directed to update its consumer-facing materials, including but not limited to bills and termination notices, to include the Department of Public Service's customer complaint information consistent with the discussion in the body of the order. Bristol Water is directed to file copies of its updated customer-facing materials with the Secretary to the Commission in Case 25-W-0237 within 180 days of the issuance of the order. Bristol Water shall file these written customer service procedures with the Secretary to the Commission in Case 25-W-0237 within 180 days of the issuance of the order. Bristol Water is directed to notify its customers by direct mail of the Commission's decision in this proceeding and to file a copy of the notification with the Secretary to the Commission no later than January 29, 2026, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@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.

(25-W-0237SA1)

NOTICE OF ADOPTION

Deferral and Recovery of Incremental Interests Costs

I.D. No. PSC-28-25-00006-A

Filing Date: 2025-12-23

Effective Date: 2025-12-23

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

Action taken: On 12/18/25, the PSC adopted an order denying Corning Natural Gas Corporation's (Corning) petition for rehearing of the December 20, 2024 Order Denying Deferral Request in this proceeding.

Statutory authority: Public Service Law, sections 22, 65(1), 66(9) and (12)

Subject: Deferral and recovery of incremental interests costs.

Purpose: To deny Corning's petition for rehearing.

Substance of final rule: The Commission, on December 18, 2025, adopted an order denying Corning Natural Gas Corporation's petition for rehearing of the December 20, 2024 Order Denying Deferral Request in this proceeding, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

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

(24-G-0363SA2)

NOTICE OF ADOPTION

Lightened Regulation

I.D. No. PSC-29-25-00006-A

Filing Date: 2025-12-19

Effective Date: 2025-12-19

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

Action taken: On 12/18/25, the PSC adopted an order granting Fort Covington Solar, LLC's (FCS) petition for a lightened regulatory regime.

Statutory authority: Public Service Law, sections 2(13), (33), 11, 19, 24, 25, 26, 66(6), (12), 68, 69, 69-a, 70, 119-b and 164

Subject: Lightened regulation.

Purpose: To grant FCS's petition for lightened regulation.

Substance of final rule: The Commission, on December 18, 2025, adopted an order granting Fort Covington Solar, LLC's (FCS) petition for a lightened regulatory regime. FCS shall comply with the Public Service Law in conformance with the requirements set forth in the body of the order. FCS shall, within 30 days of the issuance of the order, file with the Secretary a verified written statement signed by a duly authorized officer indicating its complete and unconditional acceptance of the order and its terms and conditions. Failure to comply with this condition shall invalidate the order. FCS shall obtain all necessary federal, state, and local permits and approvals, as applicable, and shall implement appropriate mitigation measures defined in such permits or approvals. FCS shall ensure that the authorized electric plant may be inspected by authorized representatives of Department of Public Service Staff pursuant to § 66(8) of the Public Service Law. FCS shall file with the Secretary, within three days after

commencement of commercial operation of the electric plant, a written notice thereof, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@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.

(25-E-0351SA1)

NOTICE OF ADOPTION

Minor Rate Increase

I.D. No. PSC-31-25-00007-A

Filing Date: 2025-12-19

Effective Date: 2025-12-19

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

Action taken: On 12/18/25, the PSC adopted an order authorizing the City of Jamestown, New York's (Jamestown Electric) proposed tariff amendments to its P.S.C. No. 7 — Electricity to increase its annual base revenues by $3.247 million, effective January 1, 2026.

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

Subject: Minor rate increase.

Purpose: To authorize Jamestown Electric's proposed tariff amendments to P.S.C. No. 7 – Electricity.

Substance of final rule: The Commission, on December 18, 2025, adopted an order authorizing the City of Jamestown, New York's (Jamestown Electric) proposed tariff amendments to its P.S.C. No. 7 - Electricity to increase its annual base revenues by $3.247 million, effective January 1, 2026. Jamestown Electric is directed to file a cancellation supplement effective on or before December 23, 2025, cancelling the tariff amendments listed in Appendix A. Jamestown Electric is directed to file tariff revisions, on not less than three days' notice, to become effective January 1, 2026, establishing the approved rates and any other tariff changes consistent with the discussion in the body of the order. Jamestown Electric is directed to complete newspaper publication once a week for four consecutive weeks consistent with the requirements of Public Service Law § 66(12)(b) and Title 16 New York Codes, Rules and Regulations § 720-8.1 of the Commission's determination in this proceeding, within 60 days following the issuance of the order. Jamestown Electric is directed to file with the Secretary to the Commission, no later than 90 days after the issuance of the order, a copy of the newspaper publication, and an affidavit that it has complied with Ordering Clause No. 4. Jamestown Electric is directed to work with the Department of Public Service's Office of Consumer Services staff to develop a customer notice about the current status of advanced metering infrastructure and the types of meters installed. Jamestown Electric shall send this notice to customers and file a copy, with confirmation that it was sent, with the Secretary to the Commission within 60 days of the issuance of the order. Jamestown Electric is directed to work with the Department of Public Service's Office of Consumer Services staff to create the required customer service-related forms and notices or update existing forms as discussed herein. Jamestown Electric shall file these updated forms and notices with the Secretary to the Commission within 90 days following the issuance of the order. Jamestown Electric is directed to work with the Department of Public Service's Office of Consumer Services staff to create revised policies and procedures regarding customer service deposits that comply with Title 16 New York Codes, Rules and Regulations § 11.12 and file these revisions with the Secretary to the Commission within 90 days after the issuance of the order. Jamestown Electric is directed to file with the Secretary to the Commission, by February 1, 2026, and by February 1 of each year thereafter, a report detailing the use of the Overhaul Reserve. The report shall detail all expenditures from the Overhaul Reserve during the prior calendar year including, the amount and the reason for the expenditure. Further, the report shall provide the balance of the Overhaul Reserve Fund as of December 31 of the prior year, and the forecasted projects and estimated expenditures expected to be funded from the Overhaul Reserve during the calendar year of the filing, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@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.

(25-E-0410SA1)

NOTICE OF ADOPTION

Clean Energy Standard Administration

I.D. No. PSC-34-25-00005-A

Filing Date: 2025-12-19

Effective Date: 2025-12-19

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

Action taken: On 12/18/25, the PSC adopted an order approving, with modifications, the New York State Energy Research and Development Authority's (NYSERDA) petition for administrative funding for the 2026 Clean Energy Standard (CES) Compliance Year.

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

Subject: Clean Energy Standard administration.

Purpose: To approve, with modifications, NYSERDA's petition for 2026 CES administrative funding.

Substance of final rule: The Commission, on December 18, 2025, adopted an order approving, with modifications, the New York State Energy Research and Development Authority's (NYSERDA) petition for administrative funding for the 2026 Clean Energy Standard (CES) Compliance Year. The 2026 CES administrative budget of $31,484,598 is approved, as discussed in the body of the order. NYSERDA is authorized to use previously collected revenues including bid fees, forfeited contract security funds, Alternative Compliance Payments received, and interest income to fund administration of the Renewable Energy Standard for the 2026 CES compliance period, and is authorized to fund the Zero-Emission Credit program for the 2026 compliance period through the existing Zero-Emission Credit Adder. NYSERDA shall undertake no new CES hires or backfill vacancies for the remainder of 2025 or in 2026 without prior Public Service Commission approval. NYSERDA shall file, within 30 days of the effective date of the order, a breakdown of the overhead costs by category, grouped and segregated appropriately, that also breaks out the Full Time Equivalents of each administrative department separately as is performed with its program staffing schedule. NYSERDA shall continue to file Quarterly reports containing itemized expenses associated with the administration of the Renewable Energy Standard and Zero-Emission Credit programs, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

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

(15-E-0302SA70)

NOTICE OF ADOPTION

Community Distributed Generation

I.D. No. PSC-36-25-00006-A

Filing Date: 2025-12-23

Effective Date: 2025-12-23

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

Action taken: On 12/18/25, the PSC adopted an order denying the Coalition for Community Solar Access's (CCSA) petition for rehearing of the

Commissions' Order Approving Community Distributed Generation Billing and Crediting Performance Metrics.

Statutory authority: Public Service Law, sections 5(1)(b), (2), 65(1), (2), (3), 66(1), (2), (3), (5), (8), (12), (14), 66-j, 66-l and 66-p

Subject: Community Distributed Generation.

Purpose: To deny CCSA's petition for rehearing.

Substance of final rule: The Commission, on December 18, 2025, adopted an order denying the Coalition for Community Solar Access's (CCSA) petition for rehearing of the Commissions' Order Approving Community Distributed Generation Billing and Crediting Performance Metrics, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@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.

(19-M-0463SA6)

NOTICE OF ADOPTION

Waiver Request

I.D. No. PSC-37-25-00008-A

Filing Date: 2025-12-23

Effective Date: 2025-12-23

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

Action taken: On 12/18/25, the PSC adopted an order granting New York State Electric & Gas Corporation's (NYSEG) motion for waiver of certain parts of 16 NYCRR related to PSL Article VII.

Statutory authority: Public Service Law, sections 4 and 122

Subject: Waiver request.

Purpose: To grant NYSEG motion for waiver.

Substance of final rule: The Commission, on December 18, 2025, adopted an order granting New York State Electric & Gas Corporation's motion for waiver of certain parts of 16 NYCRR related to PSL Article VII, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@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.

(25-T-0470SA1)

NOTICE OF ADOPTION

Implement Transaction-Based Customer Satisfaction Survey

I.D. No. PSC-38-25-00002-A

Filing Date: 2025-12-22

Effective Date: 2025-12-22

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

Action taken: On 12/18/25, the PSC adopted an order authorizing Liberty Utilities (New York Water) Corp.'s (Liberty NYW) petition to transition its customer satisfaction survey format from broad-based to the transaction-based survey.

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

Subject: Implement transaction-based customer satisfaction survey.

Purpose: To authorize Liberty NYW's petition to change from broad-based customer satisfaction survey to transaction-based.

Substance of final rule: The Commission, on December 18, 2025, adopted an order authorizing Liberty Utilities (New York Water) Corp.'s (Liberty NYW) petition to transition its customer satisfaction survey format from broad-based to the transaction-based survey, commencing retroactively January 1, 2025. Liberty NYW is directed to continue reporting monthly Customer Service Incentive Mechanism performance results as prescribed in the Rate Order, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@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-0235SA3)

NOTICE OF ADOPTION

Exemptions from Buyback Service Contract Demand Charges

I.D. No. PSC-39-25-00008-A

Filing Date: 2025-12-19

Effective Date: 2025-12-19

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

Action taken: On 12/18/25, the PSC adopted an order accepting the Department of Public Service proposal recommendations to extend the current exemption from Buyback Service Contract Demand Charges for qualifying stand-alone energy storage through December 31, 2030.

Statutory authority: Public Service Law, sections 5(1)(b), (2), 65(1), (2), (3), 66(2), (5), 66-j, 66-l and 66-p

Subject: Exemptions from Buyback Service Contract Demand Charges.

Purpose: To extend the Buyback Exemption through December 31, 2030.

Substance of final rule: The Commission, on December 18, 2025, adopted an order accepting the Department of Public Service proposal recommendations to extend the current exemption from Buyback Service Contract Demand Charges for qualifying stand-alone energy storage through December 31, 2030. Department of Public Service Staff shall include consideration and discussion of the Buyback Exemption noted in Ordering Clause No. 1 as part of its next and subsequent Storage Roadmap program reviews in Case 18-E-0130. The requirements of Ordering Clause No. 2 shall continue until the Buyback Exemption noted in Ordering Clause No. 1 is canceled by the Commission or expires without a further extension. Central Hudson Gas & Electric Corporation (Central Hudson), Consolidated Edison (Con Edison), New York State Electric & Gas Corporation (NYSEG), Niagara Mohawk Power Corporation d/b/a National Grid (Niagara Mohawk), Orange and Rockland Utilities, Inc (O&R), and Rochester Gas and Electric Corporation (RG&E) shall file tariff amendments necessary to effectuate the extension of the Buyback Exemption through December 31, 2030, to become effective on January 1, 2026, on not less than one day's notice. Central Hudson, Con Edison, NYSEG, Niagara Mohawk, O&R and RG&E shall file annual reports detailing stand-alone energy storage system participation in the exemption from Buyback Service Contract Demand charges, as discussed in the body of the order, in Cases 14-E-0488, 19-E-0079, and 18-E-0130 on July 31 of each year. The annual report required in Ordering Clause No. 5 shall include: 1) the number of participating customers, totaled for the whole company and by service classification; 2) the total Buyback Service Contract Demand kilowatts participating in the Buyback Service Contract Demand charge exemption for stand-alone energy storage systems, totaled for the whole company and by service classification; and 3) the total calculated cost-shift related to the Buyback Service Contract Demand charge exemption by service classification, in both absolute dollars and as a percentage of the relevant service classification's annual revenue requirement. The annual report required in Ordering Clause No. 5 shall include, for each customer and energy storage system participating in the Buyback Service Contract Demand charge exemption, service classification, Buyback Service Contract Demand kilowatts exempted, in-service date for the exempted energy storage system, and date after which the exemption expires. The annual report required in Ordering Cluse No. 5 shall be filed on a confidential basis if compliance with Ordering Clauses Nos. 4 and 5 require the submission of personally identifiable information necessitating confidentiality. Central Hudson, Con Edison, NYSEG, Niag-

ara Mohawk, O&R and RG&E shall file a report with the Secretary to the Commission whenever annual cost-shifts resulting from Buyback Exemption participants are forecast to exceed one percent of the applicable service classification's annual revenue requirement. Department of Public Service Staff shall convene a review process beginning in the fourth quarter of 2029 to determine if there is a need to extend eligibility for the Buyback Service Contract Demand charge exemption for stand-alone energy storage systems beyond December 31, 2029, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@dps.ny.gov An IRS employer ID no. or social security no. is required from firms or persons to be billed 25 cents per page. Please use tracking number found on last line of notice in requests.

Assessment of Public Comment

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

(15-E-0751SA56)

NOTICE OF ADOPTION

Issuance of Securities and Other Forms of Indebtedness

I.D. No. PSC-40-25-00007-A

Filing Date: 2025-12-19

Effective Date: 2025-12-19

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

Action taken: On 12/18/25, the PSC adopted an order authorizing Central Hudson Gas & Electric Corporation's (Central Hudson) petition to issue new long-term debt securities of $500 million and to enter into or continue multi-year credit agreements up to $350 million.

Statutory authority: Public Service Law, section 69

Subject: Issuance of securities and other forms of indebtedness.

Purpose: To authorize Central Hudson's petition to issue new long-term debt securities & enter or continue multi-year credit agreements.

Substance of final rule: The Commission, on December 18, 2025, adopted an order authorizing Central Hudson Gas & Electric Corporation's (Central Hudson) petition to issue new long-term debt securities of $500 million & to enter into or continue multi-year credit agreements up to $350 million. Central Hudson is authorized to issue and sell up to $500 million of long-term debt securities in one or more transactions, not later than December 31, 2028. The proceeds from the issuance of these securities shall only be used for the purposes described in Ordering Clause 2. Central Hudson is also authorized to enter into multi-year credit agreement(s) in a cumulative amount not to exceed $350 million, over a period not to exceed December 31, 2028. This Order replaces the authorization granted in the Order Authorizing Issuance of Securities, issued November 21, 2023, in Case 23-M-0286 and in the Order Modifying Authorization to Issue Securities, issued July 22, 2024, in Case 23-M-0286. The authorization granted in those orders is hereby revoked. The proceeds from the issuance of the securities authorized by this Order may be used only for a) the acquisition of property, the construction, completion, extension or improvement of Central Hudson's facilities or the improvement or maintenance of the Company's service within New York State (to the extent such expenditures exceed funds originating from credits to the accumulated provisions for depreciation, net salvage and accumulated deferred income taxes), b) for the discharge or lawful refunding of the Company's obligations, or c) to reimburse Central Hudson's treasury for equivalent moneys expended for those purposes prior to June 30, 2025, provided that the Company has kept its accounts and vouchers of such expenditures in such a manner as to enable the Commission to ascertain the amount of moneys so expended and the purposes for which such expenditures were made. Within 30 days after the end of each calendar quarter, Central Hudson shall submit a compliance filing to the Secretary to the Commission containing the elements described in the body of the Order for any security executed during the preceding quarter. If Central Hudson does not issue any securities during that quarterly period, the Company shall submit a quarterly compliance filing indicating no such securities were issued. Central Hudson is authorized to defer its costs associated with the issuance of securities authorized under this Order in Account 181, Unamortized Debt Expense, subject to the conditions in the body of this Order. The amounts so deferred shall be amortized to Account 428, Amortization of Debt Discount and Expense. Central Hudson shall, within 60 days after the end of each calendar year, file with the Secretary to the Commission a verified report in the form prescribed by 16 NYCRR Sections 115.1 and 245.1. The report shall include the date the proceeds were utilized for the purposes authorized in Ordering Clauses 1 and 2 of this Order, the amount, and the purpose for which the funds were used. If, upon examination of the uses to which any proceeds are put, it is determined that any expenditure is not a reasonable and proper capital charge, or has not been duly authorized by the Commission, or is in violation of any provision of the law, Central Hudson shall, upon order of the Commission, promptly place a sum equal to the expenditure in a commercial banking institution or institutions and said sum shall be subject to all of the conditions and restrictions of this Order. The securities authorized by this Order shall not be issued unless and until Central Hudson has filed with this Commission an unconditional acceptance of an affirmation that it will obey all the terms, conditions, and requirements of this Order. If such acceptance is not filed within 30 days from the effective date of this Order, this Order may be revoked by the Commission without further notice, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@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.

(25-M-0550SA1)

NOTICE OF ADOPTION

Financing

I.D. No. PSC-41-25-00020-A

Filing Date: 2025-12-19

Effective Date: 2025-12-19

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

Action taken: On 12/18/25, the PSC adopted an order granting Fort Covington Solar, LLC's (FCS) petition to enter into the requested debt financing arrangement, up to $505 million.

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

Subject: Financing.

Purpose: To grant FCS's petition for financing up to $505 million.

Substance of final rule: The Commission, on December 18, 2025, adopted an order granting Fort Covington Solar, LLC's (FCS) petition to enter into the requested debt financing arrangement, up to $505 million. FCS shall comply with the Public Service Law in conformance with the requirements set forth in the body of the order. FCS shall, within 30 days of the issuance of the order, file with the Secretary a verified written statement signed by a duly authorized officer indicating its complete and unconditional acceptance of the order and its terms and conditions. Failure to comply with this condition shall invalidate the order. FCS shall obtain all necessary federal, state, and local permits and approvals, as applicable, and shall implement appropriate mitigation measures defined in such permits or approvals. FCS shall ensure that the authorized electric plant may be inspected by authorized representatives of Department of Public Service Staff pursuant to § 66(8) of the Public Service Law. FCS shall file with the Secretary, within three days after commencement of commercial operation of the electric plant, a written notice thereof, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@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.

(25-E-0603SA1)

NOTICE OF ADOPTION

NYSERDA Clean Transportation Prize Program

I.D. No. PSC-41-25-00023-A
Filing Date: 2025-12-22
Effective Date: 2025-12-22

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

Action taken: On 12/18/25, the PSC adopted an order granting in part, and denying in part the New York State Energy Research and Development Authority's (NYSERDA) petition to modify the Make-Ready Order with regards to the New York Clean Transportation Prize Program.

Statutory authority: Public Service Law, sections 5(1), (2), 65(1), (5), 66(1), (12) and (14)

Subject: NYSERDA Clean Transportation Prize Program.

Purpose: To grant in part and deny in part NYSERDA's petition to modify the Make-Ready Order.

Substance of final rule: The Commission, on December 18, 2025, adopted an order granting in part, and denying in part the New York State Energy Research and Development Authority's (NYSERDA) petition to modify the Make-Ready Order with regards to the New York Clean Transportation Prize Program. NYSERDA shall extend the clean transportation prize programs consistent with the directives in the body of the order. NYSERDA shall modify its reporting and file Implementation Plan Status Reports on a quarterly basis starting in 2026. NYSERDA shall prepare an updated Implementation Plan, in consultation with Department of Public Service Staff, as directed in the body of the order, and file the updated Implementation Plan within 30 days of the issuance of the order. NYSERDA shall work with Department of Public Service staff to implement go/no go controls if a project stalls in its implementation. NYSERDA shall work with Department of Public Service staff to consider whether additional prize programs should be developed as part of the next Make Ready Program review, subject to the terms and conditions set forth in the order.

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

Text of rule may be obtained from: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: Beth.Faranda@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.

(18-E-0138SA25)

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

November 13, 2025 Order Adopting Modifications to the Uniform Business Practices

I.D. No. PSC-01-26-00004-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 petition filed on December 15, 2025 by the Retail Energy Supply Association seeking rehearing, clarification, and stay of the Commission's November 13, 2025 Order Adopting Modifications to the Uniform Business Practices.

Statutory authority: Public Service Law, sections 5(1), 22, 23, 65(1), (2), (3), 66(1), (2), (3), (5), (8), (9) and (12)

Subject: November 13, 2025 Order Adopting Modifications to the Uniform Business Practices.

Purpose: To consider the Retail Energy Supply Association's request for rehearing.

Substance of proposed rule: The Public Service Commission (Commission) is considering a petition filed on December 15, 2025 by the Retail Energy Supply Association (RESA) seeking rehearing, clarification, and stay of the Commission's November 13, 2025 Order Adopting Modifications to the Uniform Business Practices (Order).

RESA asks that the Commission rehear the decision to require energy service companies (ESCOs) to include a form customer renewal notice in the ESCO's next annual or triennial application. It asserts that the sample notice adopted by the Order was not included with the Order and has not yet been posted on the Commission's website. RESA further asserts that the sample renewal notice included in the Department of Public Service (DPS) Staff Proposal does not comply with the new General Business Law (GBL) requirements because it does not explicitly inform customers that they must provide express consent for any renewal to be effectuated and does not include the required historical utility bill and bill calculator information. RESA requests the Commission grant rehearing and direct the DPS Staff to issue an updated and corrected template renewal notice that includes instructions for customers to determine how to compare past ESCO bills with the price the distribution utility would have charged for the same period of time, as well as an indication that the customer's express consent is required before a material change is effectuated or a contract is renewed.

RESA further requests the Commission reconsider its directive for ESCOs to use the utility's 12-month default average price as the price to compare in ESCO renewal notices. RESA argues that the 12-month average utility price does not provide current pricing data for a customer deciding whether to renew an ESCO contract, and instead urges the Commission to direct that ESCOs utilize the default utilities' current "price to compare."

RESA also seeks rehearing on the requirement that customer notices be sent via hard copy. RESA acknowledges that Commission's concern that not all customers can receive electronic communications, but urges the Commission to recognize that some customers may have affirmatively chosen to receive correspondence in electronic format only. In such instances, RESA argues that ESCO should be permitted to transmit these notices to customers in their usual course of communication, including via email.

RESA proposes additional modifications to the Uniform Business Practices (UBP) that were not adopted in the Order. RESA requests that the Commission remove the UBP requirement that ESCOs allow customers to cancel enrollments without penalty three days after receipt of the first bill under a renewed agreement, while preserving the three-day recission period following the receipt of the customer agreement, because all ESCO renewals will now require affirmative customer consent. RESA further proposes that the Commission remove the requirement that ESCOs send renewal notices to customers at least 30 to 60 days in advance of renewal of the customer agreement for the same reason. Similarly, RESA proposes that the Commission remove the additional notice requirement for renewing a fixed rate agreement as this provision assumes that renewal can occur without customer consent.

RESA also seeks clarification on several issues addressed in the Order. First, RESA seeks clarification on the application of the Order's UBP modifications to Community Choice Aggregation programs. Second, RESA requests clarification regarding the Order's directive to DPS Staff to collect information on the number of customers served on month-to-month contracts by each ESCO. RESA requests clarification regarding when DPS Staff request this information, the form or scope of the request, or the amount of time ESCOs will be provided to comply.

Finally, RESA requests that the Commission Stay the enactment and enforcement of the Order until 60 days after the Commission issues an order addressing RESA's petition.

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: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: beth.faranda@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.

(98-M-1343SP28)

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Troy UTEN Pilot Proposal Filings Provided by National Grid

I.D. No. PSC-01-26-00005-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 the Utility Thermal Energy Network (UTEN) Pilot Proposal filings provided by Niagara Mohawk Power Corporation d/b/a National Grid (National Grid) on December 18, 2025, related to its Troy Pilot Project Proposal.

Statutory authority: Public Service Law, sections 4(1), 65(1), 66(1) and 66-t

Subject: Troy UTEN Pilot Proposal filings provided by National Grid.

Purpose: To consider whether it is in the public interest to authorize National Grid to proceed with the Troy Pilot Project.

Substance of proposed rule: The Public Service Commission (Commission) is considering the Utility Thermal Energy Network (UTEN) Pilot Project Engineering Design and Customer Protection Plan for the Troy Project filed by Niagara Mohawk Power Corporation d/b/a National Grid (National Grid) on December 18, 2025, (Troy Project Stage 2 Filing), pursuant to the Commission Order Providing Guidance on Development of Utility Thermal Energy Networks (Order) issued in case 22-M-0429 on September 14, 2023.

The Order established a multi-stage process for the development and implementation of UTEN pilot projects. At the conclusion of Stage 2 – Pilot Project Engineering Design and Customer Protection Plan – the utility proposing a project must submit a filing with detailed information for Commission consideration. The Commission can then determine whether it is in the public interest to advance the proposed pilot project to proceed to Stage 3 – Customer Acquisition and Pilot Project Construction.

National Grid's Troy Project Stage 2 Filing includes, but is not limited to, the following elements: pilot design, coordination with the Troy Local Distribution Company, metrics, construction schedule, project costs, customer protection plan, project impacts, and workforce development and labor agreements. National Grud anticipates a total project cost, including both capital expenditures and operations and maintenance expenses totaling approximately $91 million for the five-year pilot term. National Grid proposes to recover a portion of this amount through usage fees charged to UTEN customers. National Grid proposes to recover the remainder of these costs from both gas and electric ratepayers over ten years via a UTEN surcharge. The charge will be collected from gas and electric customers by service class based on a volumetric basis.

In assessing National Grid's Troy Project Stage 2 Filing to determine whether it is in the public interest to approve or modify National Grid's Troy Project to proceed to Stage 3, the Commission will consider, without limitation, the following factors identified in Public Service Law § 66-t(2): (1) whether the project "will develop information useful for the commission's promulgation of regulations governing thermal energy networks"; (2) whether the project "furthers the climate justice and/or emissions reduction mandates of the climate leadership and community protection act"; (3) whether the project "advances financial and technical approaches to equitable and affordable building electrification"; and (4) whether the project "creates benefits to customers and society at large." As the Troy Project is one of multiple UTEN pilot projects proposed by National Grid and other utilities, in considering whether it is in the public interest to approve National Grid's Troy Project to proceed to Stage 3, the Commission will assess whether the project would test diverse UTEN technical system designs and configurations, business models, pricing structures, or other aspects of operating the UTEN. Commission action on the Troy Project Stage 2 Filing may include a determination about an appropriate rate structure for customers connected to the UTEN and cost recovery from National Grid's other ratepayers. Additionally, as stated in the Order, the Commission will also consider performance metrics, associated tariff filings, data collection and reporting, and other elements that may be necessary to ensure proper monitoring and oversight of the Troy Project.

The full text of National Grid's Troy Project Stage 2 Filing and the full record of the proceeding may be reviewed online at the Department of Public Service web page: www.dps.ny.gov. The Commission may adopt, reject, or modify, in whole or in part, the actions 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: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: beth.faranda@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.

(22-M-0429SP25)

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Petition to Submeter Electricity

I.D. No. PSC-01-26-00006-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 the petition of Empire South Broadway LLC to submeter electricity at 7-11 South Broadway, White Plains, New York, located in the Service Territory of Consolidated Edison Company of New York, Inc.

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

Subject: Petition to submeter electricity.

Purpose: To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.

Substance of proposed rule: The Commission is considering the petition filed by Empire South Broadway LLC (Owner) on October 28, 2025, seeking authority to submeter electricity at a new residential building, offering market rate and income eligible units, located at 7-11 South Broadway, White Plains, Westchester County, New York, located in the service territory of Consolidated Edison Company of New York, Inc. (Con Edison).

In the petition, the Owner requests authorization to take electric service from Con Edison and then distribute and meter that electricity to its residents. Once approved by the Commission, submetering of electricity to residential tenants is allowed so long as it complies with the protections and requirements of the Commission's regulations in 16 NYCRR Part 96.

The full record of the proceeding may be viewed 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: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: beth.faranda@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.

(25-E-0663SP1)

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

November 13, 2025 Order Adopting Modifications to the Uniform Business Practices

I.D. No. PSC-01-26-00007-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 petition filed on December 15, 2025 by M&R Energy Resources Corp. seeking rehearing, reconsideration, clarification, and stay of the Commission's November 2025 Order Adopting Modifications to the Uniform Business Practices.

Statutory authority: Public Service Law, sections 5(1), 22, 23, 65(1), (2), (3), 66(1), (2), (3), (5), (8), (9) and (12)

Subject: November 13, 2025 Order Adopting Modifications to the Uniform Business Practices.

Purpose: To consider the M&R Energy Resources Corp.'s request for rehearing.

Substance of proposed rule: The Public Service Commission (Commission) is considering a petition filed on December 15, 2025 by M&R Energy Resources Corp. (M&R) seeking rehearing, reconsideration, clarification, and stay of the Commission's November 13, 2025 Order Adopting Modifications to the Uniform Business Practices (Order).

M&R asserts that the Order's adopted definitions of "material change" and "express customer consent" are inconsistent with the General Business Law (GBL) and constitute and error of law. M&R argues that both definitions expand the statutory language inappropriately and urges that they be removed. Alternatively, M&R proposed revised definitions of both terms.

M&R also asserts that the Commission committed an error of law by imposing a blanket affirmative consent requirement for all changes made to a customer's agreement upon renewal. M&R suggests that not all such changes are material and thus should not require affirmative consent. Additionally, M&R asserts that the Commission erred in treating price changes, including those made as part of a variable rate agreement, as material. M&R asserts that customers who consent up front to a variable-rate product have already authorized future price changes and claims that requiring renewed consent for each adjustment misapplies the statute. M&R asserts that the statute does not treat every price change within a variable rate agreement as a material change and thus the Order conflicts with the GBL. M&R further asserts that the Order conflated contract performance with contract amendment and seeks clarification that where an ESCO has provided the pricing structure applicable over the life of the contract at the time of contracting, no customer consent will be required for future changes in price.

M&R also claims that the Commission erred in requiring affirmative consent requirements for customers on guaranteed savings products (GSPs). According to M&R, a customer on a GSP is guaranteed a benchmarked savings outcome for the duration of the agreement, rather than a fixed commodity rate from the ESCO, and thus the fundamental pricing structure remains unchanged throughout the term as the interim billing rates serve only as administrative tools until the final true-up verifies compliance with the guarantee. M&R asserts that the sole circumstance warranting treatment as a renewal, thereby requiring affirmative customer consent, is a departure from the guaranteed-savings framework and thus asserts that the affirmative consent requirement should not be applicable to customers served on a GSP.

Additionally, M&R claims that a literal and strict application of the renewal/affirmative-consent construct to GSP pricing mechanics disregards longstanding policy goals promoting customer savings. It asserts that a repetitive renewal process adds friction without improving consumer protection. Furthermore, M&R asserts that it developed its GSP based on the Commission's 2019 Order Adopting Changes to the Retail Access Energy Market and Establishing Further Process, and that the Order threatens to render that Commission-permitted product unworkable. M&R requests that the Commission clarify that affirmative consent is not required for customers on GSP unless the customer is moved from the GSP to a non-GSP offering, or when the savings guarantee is modified or removed such that the customer is no longer assured savings. Additionally, M&R requests that all existing M&R customers on GSPs should be grandfathered such that they may continue receiving service under their existing GSP agreements, without repeated renewal/consent notices. Alternatively, M&R requests that the Commission exempt GSPs from the affirmative-consent requirement as applied to periodic billing-rate administration under an unchanged guaranteed-savings structure.

M&R asserts that the framework adopted in the Order is infeasible and cannot be reasonably interpreted in accordance with statutory requirements. M&R further asserts that the Order does not delineate a viable path to compliance under the statute's renewal-notice provisions. M&R claims that the Commission committed an error of law because the Order adopts a renewal construct that cannot effectively be applied to a one-month billing cycle as is necessitates overlapping and continuous notices. Moreover, M&R asserts that the Order is arbitrary and capricious because it fails to address the practical constraint that monthly affirmative consent cannot be obtained or implemented within existing utility timelines. M&R claims that utilities typically publish default supply rates only days before the month begins, making it impossible for ESCOs to provide benchmark rates as part of the renewal process. For these reasons, M&R suggests that the Commission require utilities to publish monthly default supply rates at least thirty days in advance of the month to which those rates apply.

M&R also seeks rehearing on the requirement that customer notices be sent via hard copy and argues that some customers may have affirmatively chosen to receive electronic correspondences. In such instances, M&R argues that ESCO should be permitted to transmit renewal notices and related regulatory notices electronically when the customer affirmatively elects to receive communications electronically, with physical mail remaining the default for customers who do not opt in.

Finally, M&R requests that the Commission stay, or extend the date to comply with, the requirements of the Order with the Commission considers M&R's petition. M&R asserts that the changes adopted in the Order cannot be implemented responsibly on the current schedule without substantial disruption to customers and a significant risk of inconsistent or erroneous compliance.

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: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: beth.faranda@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.

(98-M-1343SP29)

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Minor Rate Filing

I.D. No. PSC-01-26-00008-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 proposal filed by Crystal Water Corp. to increase its total annual revenues by about $30,763.20 or 42 percent.

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

Subject: Minor rate filing.

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 Crystal Water Corp. (Crystal Water or the Company) on December 5, 2025, to amend its tariff schedule, P.S.C. No. 1 – Water, to increase its total annual revenues by approximately $30,763.20 or 42 percent.

Crystal Water provides year-round flat-rate water service to 104 customers within a development known as Windham Mountain Village, located in the Town of Windham, Greene County, New York. Crystal Water states that the proposed rate increase is necessary to cover expenses that have increased since the Company's last rate increase, which became effective on March 1, 2023. According to the Company, the most significant rate drivers are increased expenses for required water testing, utilities, and Internet fees; salary raises; credit card merchant charges; and increased payroll taxes.

The Company requests a waiver of newspaper publication as it intends to individually notify customers of the rate increase. Additionally, the Commission is also reviewing the Company's operations and procedures and may direct modifications or improvements as deemed necessary. The proposed amendments have an effective date of April 1, 2026.

The full text of the proposal and the full record of the proceeding may be reviewed online at the Department of Public Service web page: www.dps.ny.gov. The Commission may adopt, reject or modify, in whole or in part, the action proposed and may resolve related matters.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website http://www.dps.ny.gov/f96dir.htm. For questions, contact: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: beth.faranda@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.

(25-W-0752SP1)

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Notice of Intent to Submeter Electricity

I.D. No. PSC-01-26-00009-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 the notice of intent filed by various Deepdale Gardens Corporations to submeter electricity at various addresses at Deepdale Gardens, Little Neck, Queens County, New York 11362.

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

Subject: Notice of intent to submeter electricity.

Purpose: To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.

Substance of proposed rule: The Commission is considering the notice of intent filed by Deepdale Gardens First Corporation, Deepdale Gardens Second Corporation, Deepdale Gardens Third Corporation, Deepdale Gardens Fourth Corporation, (collectively, Deepdale Gardens Corporations or Owner) on July 23, 2024, seeking authority to convert its existing cooperative condominium buildings with fair-market units from master metering to electric submetering, at various addresses in Little Neck, Queens County, New York 11362 (Deepdale Gardens), located in the service territory of Consolidated Edison Company of New York, Inc. (Con Edison). There are 360 addresses associated with Deepdale Gardens First Corporation, 456 addresses for Deepdale Gardens Second Corporation, 388 addresses for Deepdale Gardens Third Corporation, and 192 addresses for Deepdale Gardens Fourth Corporation.

In the notice, Deepdale Gardens Corporation requests authorization to take electric service from Con Edison and then distribute and meter that electricity to its residents. Once approved by the Commission, submetering of electricity to residential tenants is allowed so long as it complies with the protections and requirements of the Commission's regulations in 16 NYCRR Part 96.

The full text of the notice of intent 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: Beth Faranda, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-5306, email: beth.faranda@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-0434SP2)

State University of New York

REVISED RULE MAKING
NO HEARING(S) SCHEDULED

SUNY Community College Temporary Leadership During the Presidential Appointment and Approval Process

I.D. No. SUN-24-25-00006-RP

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

Proposed Action: Amendment of section 604.2; addition of section 604.5 to Title 8 NYCRR.

Statutory authority: Education Law, sections 355(1)(c), (e), 6306(2) and (6)

Subject: SUNY Community College temporary leadership during the presidential appointment and approval process.

Purpose: Improve the process by which SUNY community college presidents and administrators-in-charge are appointed and approved.

Text of revised rule: Section 604.2. Responsibilities and duties of the college trustees.

Under the time-honored practice of American colleges, trustees of colleges, as legal official bodies corporate, concentrate on establishing policies governing the college, and delegate responsibility for the administration and execution of those policies to their employed professional administrators. The college trustees, subject to the approval of the State University trustees, shall appoint a president (whether permanent, acting, or interim*; or an administrator-in-charge pursuant to Section 604.5 of this Part*), approve curricula, prepare, approve and implement budgets, establish tuition and fees (within legal limits), approve sites and temporary and permanent facilities. Approval or disapproval of the appointment of a president by the State University trustees shall be made in accordance *with Section 604.5 of this Part as well as* with the State University trustees guidelines for the selection and approval of such appointments. The guidelines shall include a procedure for the State University trustees to receive the recommendation of the Chancellor concerning such appointment. The college trustees shall provide for the awarding of certificates and diplomas, and the conferring of appropriate degrees on the recommendation of the president and the faculty. In addition, the college trustees upon the recommendation of the president shall appoint personnel, determine and implement salary and employee benefits schedules, and approve the organizational pattern of the college.

604.5 Presidential appointment and approval

(a) Temporary leadership. While the college undergoes a search for a permanent president, the college trustees are authorized to appoint an acting president or an interim president, subject to the approval of the State University trustees. When necessary to prevent a leadership gap, the State University Trustees hereby authorize the college trustees to directly appoint an administrator-in-charge to assume the duties of the presidency until a permanent president is approved, subject to the requirements of this Part. The term of appointment of an administrator-in-charge shall be limited to one year from time of appointment; provided, however, that the State University trustees, upon recommendation of the Chancellor, may grant one or more extensions not to exceed six months each. The State University trustees may also vote to disapprove an administrator-in-charge at any time during the administrator-in-charge's tenure. The administrator-in-charge's term shall automatically be revoked 60 days following disapproval, and such candidate shall be ineligible to serve as an administrator-in-charge or to otherwise assume the duties of the presidency absent express approval by the State University trustees.

(b) Presidential appointment and approval procedures.

(1) Approval or disapproval of the appointment of a president by the State University trustees shall be made in accordance with this Part as well as with the State University trustees' guidelines for the selection and approval of such appointments. The guidelines shall include a procedure for the State University trustees to receive the recommendation of the Chancellor concerning such appointment.

(2) Both the community college board of trustees and/or the University Board of Trustees reserve the right to reject any candidate. If a presidential candidate that is recommended for permanent appointment is disapproved by the State University trustees, and is currently serving as acting president, interim president, or administrator-in-charge of the college, or in any other position bearing the duties of the presidency, such temporary appointment shall automatically be revoked 60 days following

disapproval. Such candidate shall be ineligible to serve as an administrator-in-charge or otherwise assume the duties of the presidency absent express approval by the State University trustees.

Revised rule compared with proposed rule: Substantial revisions were made in section 604.5(a), (b)(2), (3), (4) and (5).

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

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

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

Revised Regulatory Impact Statement

1. Statutory Authority: Education Law Sections 355(1)(c), 355(1)(e), 6306(2), 6306(6). Section 355(1)(c) grants the State University Trustees responsibility for "the approval of the establishment of community colleges and four year colleges authorized by article one hundred twenty-six of this chapter, in conformance with the master plan; the provision of standards and regulations covering the organization and operation of their programs, courses and curricula, financing arrangements, state financial assistance, tuition charges and fees, and such other matters as may be involved in the operation of such colleges." Section 6306(2) authorizes the board of trustees of each community college to appoint a president for the college, subject to approval by the state university trustees. Section 6306(6) states that the local community college board of trustees shall have such other powers and perform such other duties as may be provided by law or prescribed by the state university trustees.

2. Legislative Objectives: Article 126 of the Education Law provides for shared governance and oversight over the SUNY community colleges, with various powers and duties shared between the SUNY Board of Trustees; the local sponsor; and the local community college board of trustees. Section 6306(2) authorizes the board of trustees of each community college to appoint a president for the college, subject to approval by the state university trustees. As described in more detail in Item 3 below, these proposed regulations further the legislative intent to have SUNY Board of Trustees oversight over the presidential appointment and approval process, while still maintaining appropriate local control.

3. Needs and Benefits:

Temporary Leadership:

Education Law provides for SUNY Board approval of all presidential appointments, and longstanding SUNY guidance has allowed for the direct appointment of administrators-in-charge by local community college boards of trustees intended to be reserved for short periods of time when the institution would otherwise be left with a leadership gap. For example, existing advisory guidance for community college presidential searches states that: "If a president is needed prior to the completion of the search, the college may appoint an administrator-in-charge for up to six months, or for a longer period with approval of the Chancellor. Typically, if the college needs longer-term temporary leadership, the college trustees may appoint an interim or acting president subject to the approval of the Chancellor and SUNY Board of Trustees."

These proposed regulations would formalize the protocol for the direct appointment of short-term, interim leadership when necessary to prevent leadership gaps and to ensure continuity on campuses, while maintaining SUNY Board oversight. First, while the SUNY Board by these regulations will authorize the direct appointment of an administrator-in-charge without SUNY approval, the SUNY Board will retain the right to disapprove an administrator-in-charge appointment with 60 days notice. In addition, the tenure of any administrator-in-charge appointed will be limited to one year absent SUNY Board approval for an extension. It is critically important that these short-term appointments that do not receive SUNY Board scrutiny or review be – in fact – short term and time-limited. When unapproved administrators-in-charge have extended and long-term tenures, the lack of stability and permanent leadership poses accreditation risk and leads to other campus challenges, and prevents the SUNY Board from fulfilling its oversight duties over SUNY community colleges by approving the appointment of qualified permanent leadership. These regulations would also ensure that any presidential candidate disapproved by the SUNY Board of Trustees would be ineligible for appointment as an administrator-in-charge absent express approval by the SUNY Board of Trustees.

4. Costs: None of these provisions are expected to have more than nominal administrative costs.

5. Local Government Mandates: The requirements in these proposed rules apply to local community college boards of trustees. Local boards would be required to follow the new requirements related to temporary leadership.

6. Paperwork: None.

7. Duplication: None.

8. Alternatives: The SUNY Board of Trustees had previously made several updates to community college presidential search processes in November 2024 (Resolution 2024-60) and January 2025 (Resolution 2025-05), and in the initial Notice of Proposed Rulemaking issued in June 2025. These resolutions, as well as the previously issued Notice of Proposed Rulemaking, contained previously considered alternatives that have been updated in this revised rule to respond to stakeholder feedback and further review and consideration by SUNY. For example, Resolution 2024-60, as well as the initially proposed rule, required that the Chancellor interview three finalists for each community college presidential search and made requirements related to presidential contract review. SUNY has made the determination to limit the revised rulemaking to a single issue: community college temporary leadership.

In addition, SUNY made several changes to these provisions in response to public comment. First, several comments recommended that the rule be updated so that any time periods/time clocks were counted prospectively only, rather than retroactively. SUNY agrees and has made that change. In addition, in response to public comment, SUNY has also made a revision to clarify that the SUNY Board of Trustees is authorized, in its discretion, to grant more than one extension to an administrator-in-charge.

9. Federal Standards: None.

10. Compliance Schedule: SUNY anticipates that compliance will be able to begin immediately upon adoption of the final rule.

Revised Regulatory Flexibility Analysis

1. Effect of Rule:

The proposed amendments do not affect small business. The affected parties would include the 30 State University of New York ("SUNY") community colleges across New York State.

2. Compliance Requirements:

Local community college boards of trustees would be required to follow the new requirements related to temporary leadership. Additional paperwork and reporting is anticipated to be nominal.

3. Professional Services:

The proposed amendments do not set any requirements that are anticipated to require any professional services beyond those already needed to comply with state Education Law.

4. Compliance Costs:

The proposed amendments are not projected to require additional compliance costs beyond those already needed to comply with state Education Law.

5. Economic and Technological Feasibility:

Implementation of the amendments will be economically and technologically feasible for local governments. The additional coordination with SUNY related temporary leadership requirements are not anticipated to require additional technological or economic investments.

6. Minimizing Adverse Impact:

In response to public comment, the revised rule has been updated so that any time periods/time clocks are counted prospectively only, rather than retroactively. In addition, the SUNY Board of Trustees retains the authority to grant one or more extensions to the appointment of an administrator-in-charge, in its discretion.

7. Small Business and Local Government Participation:

The State University Of New York considered feedback from local community college administrators and county officials while developing the initial proposed rule and this revised rule. Prior to issuing the initial proposed rule in June 2025, the SUNY Board of Trustees had previously made several updates to community college presidential search processes in November 2024 (Resolution 2024-60) and January 2025 (Resolution 2025-05). The proposed rule that was issued in June 2025 contained several updates to respond to stakeholder feedback from local government representatives.

After issuing the initial proposed rule in June 2025, SUNY received 35 written public comments and held five listening sessions in locations across the State and virtually. Representatives from the New York Community College Trustees (NYCCT) participated in the rulemaking process by submitting both written and verbal comments.

Revised Rural Area Flexibility Analysis

1. Effect on Rural Areas:

The State University of New York has 30 community colleges across New York State. This rule will impact rural areas to the extent that these colleges are located within, or sponsored by, the 44 counties defined as rural areas statewide. However, the proposed regulations are uniform Statewide and would not impose any disparate requirements on rural as compared to non-rural counties.

2. Compliance Requirements:

Local boards would be required to follow the new requirements related to temporary leadership. Additional paperwork and reporting is anticipated to be nominal.

3. Professional Services:

The proposed regulations are not anticipated to require rural boards of trustees to hire additional staff for implementation. Existing staff would need to be trained on the proposed regulatory changes.

4. Compliance Costs:

The proposed amendments are not projected to have any fiscal impact on rural boards of trustees. The activities required are not anticipated to increase overtime costs or other staffing costs of rural community college boards of trustees.

5. Minimizing Adverse Impact:

In response to public comment, the revised rule has been updated so that any time periods/time clocks are counted prospectively only, rather than retroactively. In addition, the SUNY Board of Trustees retains the authority to grant one or more extensions to the appointment of an administrator-in-charge, in its discretion.

6. Rural Area Participation:

The State University Of New York considered feedback from local community college administrators and county officials while developing and revising this rule.

Revised Job Impact Statement

No job impact statement is submitted with this notice because the pro¬posed rule will not have a "substantial adverse economic impact on jobs and employment opportunities," as defined in State Administrative Procedure Act Section 201-a(6)(c), i.e., "a decrease of more than one hundred full-time annual jobs and employment opportunities, including opportunities for self-employment, in the state, or the equivalent in part-time or seasonal employment, which would otherwise be available to the residents of the state in the two-year period commencing on the date the rule takes effect." The proposed rule regulates the appointment process for temporary community college leadership put in place without SUNY Board approval (administrators-in-charge), and ensures that such appointments – as intended – are limited in duration. The proposed rule therefore is anticipated to have no "impact on jobs or employment opportunities," defined in State Administrative Procedure Act Section 201-a(6)(b) as "a change in the number of jobs and employment opportunities, including opportunities for self-employment, primarily attributable to the adoption of a rule, which would otherwise be available to the residents of the state in the two-year period commencing on the date the rule takes effect."

Assessment of Public Comment

BACKGROUND:

In June 2025, SUNY initiated rulemaking pursuant to the State Administrative Procedure Act, including provisions related to (1) community college temporary leadership; (2) Chancellor feedback on candidates; and (3) presidential contract review. During the open public comment period, SUNY received 35 written public comments and held five public listening sessions, resulting in thoughtful and valuable feedback from students, faculty, college trustees, community members, and other campus stakeholders from across the State. SUNY has now reviewed all public comments and considered all recommendations and alternatives raised by the public. The following is a summary assessment of the comments received, consistent with State Administrative Procedure Act Section 202(4-a)(b). Note that comments are grouped and organized by support or opposition, as well as by thematic "issue" as described by submitters of the comments. Use of these headings in this Assessment of Public Comment is for clarity only, and does not reflect any explicit or tacit substantive agreement with those descriptions by SUNY. The full Assessment of Public Comment is available at https://www.suny.edu/about/leadership/ccrulemaking/ or upon request to Lisa.Campo@suny.edu.

AMENDMENTS IN REVISED RULEMAKING:

1. Limiting the Scope of the Revised Rulemaking to Community College Temporary Leadership

SUNY has made the determination to limit the revised rulemaking to a single issue: community college temporary leadership.

2. Revised Rulemaking on Community College Temporary Leadership:

This portion of the rule is largely unchanged from the initial proposed rulemaking. However, several revisions were made in response to public comments received. First, several comments recommended that the rule be updated so that any time periods/time clocks were counted prospectively only, rather than retroactively. SUNY agrees and has made that change. In addition, in response to public comment, SUNY has also made a revision to clarify that the SUNY Board of Trustees is authorized, in its discretion, to grant more than one extension to an administrator-in-charge. Finally, SUNY made several other wording and technical changes to clarify and conform the provisions of the revised rule.

RESPONSE TO PUBLIC COMMENTS

A. Comments Opposing or Suggesting Revisions to Proposed Rule

ISSUE: RETROACTIVITY

COMMENT: Reconsideration of the retroactive application provision would make the proposed rule more amenable to the local boards and community colleges. Retroactive application negatively impacts the rights of individuals appointed prior to the adoption of a new regulation.

RESPONSE: SUNY maintains that the effective dates in the initial Proposed Rule were legally sound due to the important public interests at stake. However, for policy reasons and in response to public comment, the Revised Rulemaking has clarified that any time periods or time clocks in the Revised Rule will count prospectively only, rather than retroactively.

ISSUE: EXCEEDING STATUTORY AUTHORITY – EMPLOYMENT CONTRACTS

COMMENT: The Proposed Rule misconstrues Ed. Law 6306(7) to provide a basis for review and approval of a community college president's employment contract and to submit as part of their annual budget any employment contract amendment or extension by the SUNY Chancellor or an annual attestation that no contract amendment or extension has occurred. Community college trustees are required by law to balance budgets, determine initial and subsequent contractual terms into a balanced budget that allows the local board to secure and maintain outstanding presidential leadership. This must be done at the local level and not relinquished to a centralized body.

RESPONSE: SUNY does not believe that there is any conflict between the Proposed Rule and the provisions of the Education Law. Education Law § 6306(7) states that "the board of trustees of each community college may enter into any contract or agreement deemed necessary or appropriate for the effective operation of the college" . . . "pursuant to such regulations and limitations as may be established and prescribed by the state university trustees. . .". Even setting aside the clear and specific grant of contracting authority under Education Law § 6306(7), Education Law § 355(1)(c) provides that the SUNY Board of Trustees shall be responsible for "the provisions of standards and regulations covering the organization and operation of [community college] programs, courses, and curricula, financing arrangements, state financial assistance, tuition chargers and fees, and such other matters as may be involved in the operation of such colleges." (emphasis added). The SUNY Board of Trustees has very clear authority to regulate and establish requirements in all areas of community college contracting, whether through formal rulemaking or by setting other "standards" or "limitations" as set forth in these statutes. Nevertheless, upon review and consideration of all public comments, and for policy reasons, SUNY has removed the provisions related to contract review from the Revised Rule.

ISSUE: EXCEEDING STATUTORY AUTHORITY – DURATION OF TEMPORARY APPOINTMENTS

COMMENT: There is no statutory authority for the SUNY Board to limit the duration of an appointment of an administrator-in-charge during a gap in leadership and local boards are well-equipped to select an administrator-in-charge during such gaps that fit the unique needs of their community college.

RESPONSE: The converse is true: prior to this Proposed Rule, there was no statutory or regulatory provision allowing a community college Board of Trustees to directly appoint an administrator-in-charge without SUNY Board review and approval – period. As noted above, Education Law explicitly requires SUNY Board approval of community college presidential appointments. In addition, longstanding regulations at 8 NYCRR Part 604.2 state that all community college Presidential appointments require SUNY Board approval, including temporary appointments such as Acting or Interim presidents. However, in practice there have been times that a leadership appointment is needed and Board schedules do not allow for an immediate SUNY determination regarding approval. Accordingly, existing SUNY guidance has allowed for the direct appointment of "administrators-in-charge" by local community college boards of trustees. This carveout is intended to be reserved for short periods of time when the institution would otherwise be left with a leadership gap. For example, existing advisory guidance for community college presidential searches states that: "If a president is needed prior to the completion of the search, the college may appoint an administrator-in-charge for up to six months, or for a longer period with approval of the Chancellor. Typically, if the college needs longer-term temporary leadership, the college trustees may appoint an interim or acting president subject to the approval of the Chancellor and SUNY Board of Trustees."

The Proposed Rule, for the first time, will grant formal regulatory authorization to local community college boards to directly appoint temporary leadership without SUNY Board approval. However, with this new grant of authority, it is appropriate for SUNY to implement corresponding guardrails and procedures to ensure proper SUNY oversight is maintained. In other words, contrary to this comment, the SUNY Board is not "limiting" the duration of the appointment of an administrator-in-charge. The SUNY Board is authorizing direct local appointments for the first time in State regulations, but with appropriate limitations and oversight in place.

ISSUE: EXCEEDING STATUTORY AUTHORITY – CHANCELLOR INTERVIEWS

COMMENT: The SUNY Board only has the authority to approve the

appointment of a community college president after appointment has been made by the community college, as Education Law Section 6306(2) says the board of trustees of the community college shall appoint a president for the college subject to the approval by the state university trustees. The Proposed Rule violates the rule articulated in Jones v. Berman, 37 N.Y.2d 42, 53 (N.Y. 1975) which states "administrative agencies can only promulgate rules to further implementation of the law…they have no authority to create a rule out of harmony with the statute."

COMMENT: The Proposed Rule misconstrues Education Law §§ 355 and 6306, as there is no provision granting the SUNY Chancellor authority to approve or deny a presidential candidate before an appointment by the local boards.

COMMENT: The Proposed Rule violates NYS Education Law 6306 as the law makes no provision for the involvement of the SUNY Chancellor in the approval of college president appointments or allow the Chancellor to examine and preclear a slate of candidates for consideration by the community college board of trustees.

COMMENT: The SUNY Guidelines for Presidential Searches for Community Colleges and SUNY Policy are mere recommendations rather than requirements.

RESPONSE: SUNY notes that existing regulatory language in 8 NYCRR Part 604.2 already provides that "approval or disapproval of the appointment of a president by the State University trustees shall made in accordance with the State University trustees guidelines for the selection and approval of such appointments". In addition, the Proposed Rule is completely consistent with Education Law § 6306(2). Under the Proposed Rule, the local board maintained the power to appoint the President of their choice, subject to the approval of the SUNY Board of Trustees. The purpose of having three interviews is for the Chancellor to provide feedback; the Chancellor does not directly approve of disapprove of candidates as part of this process. The process for receiving Chancellor feedback on finalists gives the local board additional context and information before selecting a candidate, but there was no limitation on the local board's authority to ultimately appoint the candidate of their choice for review and approval by SUNY. Nonetheless, upon review and consideration of all public comments and for policy reasons, SUNY has limited the Revised Rulemaking to the temporary leadership provisions.

ISSUE: NECESSITY OF RULE/POTENTIAL FOR DELAYS

COMMENT: It is unknown whether future chancellors will want to participate in the selection process by interviewing multiple candidates.

COMMENT: The Proposed Rule creates an extra layer in the presidential search process where there are already multiple delays.

COMMENT: A failed search for a community college president would necessitate a new search that would extend beyond the timeframe set forth in the Proposed Rule. Seeking the Chancellor's approval would cause unnecessary and costly delays for community colleges who need to efficiently complete a search.

RESPONSE: SUNY believes that the Proposed Rule would not result in any meaningful change to the timeline for appointments of Community College presidential candidates, and would ensure that the process is finalized with successful permanent appointments. In addition, The purpose of having three interviews is for the Chancellor to provide feedback; the Chancellor does not directly approve of disapprove of candidates as part of this process. The searches that incorporated this process beginning in November 2024 ran smoothly without delays. Further, contract review prior to a community college presidential appointment is already authorized by the Guidelines for the Selection and Approval of Community College Presidents, adopted by the SUNY Board of Trustees in 1991. Nonetheless, upon consideration of public comment and policy considerations and as described above, the Revised Rule is limited to the issue of community college temporary leadership.

ISSUE: COMPLIANCE WITH THE STATE ADMINISTRATIVE PROCEDURE ACT

COMMENT: The SUNY Board adopted the contract review resolution without following the correct rulemaking process and their justification was insufficient.

RESPONSE: SUNY has implemented a rigorous and transparent rulemaking process that adheres to the State Administrative Procedure Act, including a full notice and comment period, multiple listening sessions across the state and online, and ample justification for the Proposed Rule. As described above, several amendments were made to the Revised Rule in response to public comment and upon further consideration by SUNY. In addition, SUNY will accept additional public comment upon publication of the Revised Rule and will consider all public input before adopting any final rule. While not at issue in this Rule, SUNY also notes that not every SUNY initiative related to community colleges requires formal rulemaking. For example, the longstanding requirement in the SUNY Guidelines for the Selection and Approval of Community College Presidents directing that the Chancellor take the terms and conditions of a presidential appointment contract into consideration was adopted by Board resolution in December 1991.

The full Assessment of Public Comment is available at https://www.suny.edu/about/leadership/ccrulemaking/ or upon request to Lisa.Campo@suny.edu.

Workers' Compensation Board

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Residents and Fellows

I.D. No. WCB-01-26-00003-P

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

Proposed Action: Amendment of section 329-1.3 of Title 12 NYCRR.

Statutory authority: Workers' Compensation Law, sections 117, 141 and 13-b

Subject: Residents and fellows.

Purpose: To provide guidance about treatment by residents/fellows; implement amendment to section 13-b of the Workers' Compensation Law.

Text of proposed rule: A new subdivision (e) of section 329-1.3 of Title 12 NYCRR is hereby added to read as follows:

(e) Residents and fellows may provide services under the supervision of authorized physicians. The services provided must be in the context of an Accreditation Council for Graduate Medical Education (ACGME) accredited residency or fellowship program and cannot be part of any activities that are external to the program. Residents and fellows may not provide services or bill for services independently, and the supervising physician may not bill separately for the supervision of residents and/or fellows but rather, only for the specific clinical services performed.

(1) When billing for non-surgical services provided by residents or fellows, supervising physicians must bill using the Official New York Workers' Compensation Medical Fee Schedule and use the modifier 1R. Services billed using the modifier 1R must be billed and paid at the same amount payable for such services had they been performed directly by the supervising, authorized, billing physician.

(2) When billing for services performed by a resident or fellow functioning as an assistant at surgery, supervising physicians must bill using the Official New York Workers' Compensation Medical Fee Schedule and use the modifier 84. Codes billed with modifier 84 must accurately represent work performed by the resident or fellow and be documented appropriately in the surgical report. Resident/fellow surgical services billed using modifier 84 must be billed and paid at 16% of the physician code fee or fees, and only for the procedure or procedures in which the resident or fellow assisted.

(i) The supervising surgeon may bill for no more than one resident or fellow (even if more than one resident or fellow assisted) for any procedure or portion of a procedure for which the resident(s) or fellow(s) provided assistance, unless the length, complexity or number of the procedure(s) require multiple resident(s) or fellow(s) to assist, in which case the use of more than one resident or fellow as assistants must be clearly documented contemporaneously at the time of the procedure and in the medical narrative at the time of billing.

(ii) If different resident(s) or fellow(s) provide assistance on different procedures or portions of procedures, then the supervising surgeon may bill for the surgical assistant services for each such procedure or portion of a procedure, but only for one such assistant for each procedure or portion of a procedure.

(iii) If other physicians, physician assistants or nurse practitioners are also utilized as assistants at surgery in conjunction with residents or fellows, the supervising surgeon may bill for no more than one assistant, unless the length, complexity or number of the procedure(s) require multiple assistants, in which case the use of more than one assistant must be clearly documented contemporaneously at the time of the procedure and in the medical narrative at the time of billing.

(iv) Surgical services billed for resident and/or fellow surgical assistants using modifier 84 must be billed on the same bill as the underlying surgery. For non-surgical services using modifier 1R, a single bill reflecting the services and/or level of service provided to the patient on any given day or at any given appointment must be submitted, and supervising physicians cannot submit two separate bills for resident and/or fellow services and supervising physician services on the same date of service, un-

less the bills are for demonstrably different services, and designating services as "resident and/or fellow services" versus "supervising physician services" shall not be considered demonstrably different services.

(v) Nothing about this subdivision shall change the rules or application thereof related to the billing for "Co-Surgeons" or "Assistant Surgeons" or "Minimum Assistant Surgeons" or "Surgical Teams", nor shall it apply to inpatient hospital billing, as these terms are outlined and addressed elsewhere in the Official New York Workers' Compensation Medical Fee Schedules, and not specifically pertaining to residents and fellows, except that this subdivision shall supersede the provision in Surgery Ground Rule 12(B) of the Official New York Workers' Compensation Medical Fee Schedule that states "Assistants' fees are not payable when the hospital provides intern or resident staff to assist at surgery."

(3) Medical narratives, clinical notes, procedure notes, and/or operative reports must clearly state the name of the resident or fellow, as well as the name of the supervising physician, and the program or institution where the services are being performed.

(4) The ability of residents and fellows to provide services under NYS Workers' Compensation, and for supervising physicians to submit bills for said services, shall in no way expand or otherwise change the scope of practice or permissible activities for residents and fellows by statute, and/or any applicable regulations promulgated by the New York State Education Department, New York State Department of Health, or the New York State Workers' Compensation Board.

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

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

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

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

Regulatory Impact Statement

1. Statutory Authority: Workers' Compensation Law (WCL) sections 117(1) and 142 authorizes the Chair of the Workers' Compensation Board (Board) to adopt reasonable rules consistent with, and supplemental to, the provisions of the WCL. Section 13-b of the WCL was recently amended to allow treatment by residents and fellows under the supervision of an authorized provider.

2. Legislative Objectives: To establish clear regulatory guidelines about billing procedures when services are provided by residents and fellows under the supervision of an authorized provider.

3. Needs and Benefits: Section 13-b of the WCL was recently amended to extend the ability to treat injured workers to residents and fellows (under the supervision of an authorized providers) and was signed into law using basic framework. This change allows more efficiency within the workers' compensation system by expanding services to be performed by residents and fellows, but without regulations about billing, there would be confusion – as the bill does not allow residents and fellows to be authorized under the workers' compensation system, but to treat injured workers under the supervision of authorized providers. The proposed regulations provide further clarity and guidance, specifically around billing and what codes should be used – these regulations are necessary to reflect the changes to the workers' compensation system introduced by this bill.

4. Costs: The proposed amendments should not impose significant costs. The proposal provides guidance and clarity to implement the statute, while avoiding costs outside what the law requires. By providing explicit guidance about billing and codes to be used, the cost of unnecessary litigation about billing disputes when services are rendered by residents and fellows should be avoided. These regulations just provide clarity about billing and neither the statute nor the regulations require residents or fellows to treat injured workers – it simply permits them as an option.

5. Local Government Mandates: The proposed amendments do not impose any additional program, service, duty, or responsibility upon any county, city, town, village, school district, fire district, or other special district.

6. Paperwork: The proposed amendments will require specific codes to be used in billing, but these are the same types of requirements already in place for every type of authorized treatment in the workers' compensation system.

7. Duplication: The proposal does not duplicate or conflict with any State or Federal requirements.

8. Alternatives: An alternative would be to not amend the regulation and not address this issue at all. However, without regulations in place to provide guidance and clarity, billing for when services are provided to injured workers by residents or fellows would be difficult to implement, would increase paperwork and billing disputes, and lack of clarity could result in additional litigation.

9. Federal Standards: There are no applicable Federal Standards.

10. Compliance Schedule: All payers, as well as injured workers, and providers will need to comply with the proposed regulation upon publication of the Notice of Adoption in the State Register.

Regulatory Flexibility Analysis

The rule should not impose any adverse economic impact or reporting, recordkeeping or other compliance requirements on small businesses or local governments. The proposal provides billing guidance when treatment is provided by a resident or fellow as allowed (but not required) under the recent amendment to Workers' Compensation Law section 13-b.

Rural Area Flexibility Analysis

The rule will not impose any adverse economic impact or reporting, recordkeeping or other compliance requirements on rural areas. The proposal provides billing guidance when treatment is provided by a resident or fellow as allowed (but not required) under the recent amendment to Workers' Compensation Law section 13-b.

Job Impact Statement

A Job Impact Statement is not required because the proposal will not have any impact on jobs or employment opportunities. The proposal establishes guidance about billing practices for residents and fellows who will be allowed (but not required) to treat under the supervision of authorized providers in accordance with the recent amendments to Workers' Compensation Law section 13-b.

HEARINGS SCHEDULED FOR PROPOSED RULE MAKINGS

Agency I.D. No.	Subject Matter	Location—Date—Time
Environmental Conservation, Department of		
ENV-49-25-00015-P	Amendments to CO_2 Budget Trading Program in NY	Via Webex—February 9, 2026, 2:00 p.m. and 6:00 p.m.
Long Island Power Authority		
LPA-51-25-00007-P	Closure of TOD Bill Protection Guarantee to New Entrants	H. Lee Dennison Bldg., Hauppauge, NY—February 23, 2026, 10:00 a.m. Long Island Power Authority, Uniondale, NY—February 23, 2026, 6:00 p.m.
LPA-51-25-00010-P	LIPA's Household Assistance Rate (HAR) Program	H. Lee Dennison Bldg., Hauppauge, NY—February 23, 2026, 10:00 a.m. Long Island Power Authority, Uniondale, NY—February 23, 2026, 6:00 p.m.

ACTION PENDING INDEX

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

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

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

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

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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
AGRICULTURE AND MARKETS, DEPARTMENT OF			
AAM-40-25-00005-P	10/08/26	Veterinary Certificates	Correct an incorrect reference to General Business Law
ALCOHOLISM AND SUBSTANCE ABUSE SERVICES, OFFICE OF			
ASA-42-25-00002-P	10/22/26	State level certification of Certified Community Behavioral Health Centers (CCBHCs) in New York by OMH and OASAS.	To provide for oversight of CCBHCs by the Offices (OMH and OASAS).
ASA-45-25-00001-P	11/12/26	General Service standards for Substance Use Disorder Outpatient Programs.	To clarify certain services in the regulation and bring children and family treatment and support services into Part 822.
CANNABIS MANAGEMENT, OFFICE OF			
OCM-38-25-00008-P	09/24/26	Cannabis Showcase Events	Adds new section setting forth standards for Cannabis Showcase Events
CHILDREN AND FAMILY SERVICES, OFFICE OF			
CFS-46-25-00014-P	11/19/26	Diligence of efforts requirements and permanency planning for youth in foster care	To provide greater clarity and specificity for permanency planning requirements for youth in foster care.
CIVIL SERVICE, DEPARTMENT OF			
CVS-41-25-00001-P	10/15/26	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-41-25-00002-P	10/15/26	Jurisdictional Classification	To classify a position in the exempt class.
CVS-41-25-00003-P	10/15/26	Jurisdictional Classification	To classify a position in the exempt class.
CVS-41-25-00004-P	10/15/26	Jurisdictional Classification	To classify positions in the exempt class and to delete positions from and to classify positions in the non-competitive class

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-41-25-00005-P	10/15/26	Jurisdictional Classification	To classify a position in the exempt class.
CVS-41-25-00006-P	10/15/26	Jurisdictional Classification	To classify a position in the exempt class.
CVS-41-25-00007-P	10/15/26	Jurisdictional Classification	To classify positions in the exempt class.
CVS-41-25-00008-P	10/15/26	Jurisdictional Classification	To classify positions in the exempt class.
CVS-41-25-00009-P	10/15/26	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-41-25-00010-P	10/15/26	Jurisdictional Classification	To classify a position in the exempt class.
CVS-41-25-00011-P	10/15/26	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-41-25-00012-P	10/15/26	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-41-25-00013-P	10/15/26	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-41-25-00014-P	10/15/26	Jurisdictional Classification	To delete positions from and to classify positions in the non-competitive class
CVS-41-25-00015-P	10/15/26	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-41-25-00016-P	10/15/26	Jurisdictional Classification	To classify positions in the exempt class.
CVS-46-25-00001-P	11/19/26	Jurisdictional Classification	To delete a position from and to classify positions in the non-competitive class
CVS-46-25-00002-P	11/19/26	Jurisdictional Classification	To classify a position in the exempt class.
CVS-46-25-00003-P	11/19/26	Jurisdictional Classification	To delete positions from and to classify positions in the exempt class.
CVS-46-25-00004-P	11/19/26	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-46-25-00005-P	11/19/26	Jurisdictional Classification	To classify a position in the exempt class.
CVS-46-25-00006-P	11/19/26	Jurisdictional Classification	To delete positions from and to classify positions in the non-competitive class
CVS-46-25-00007-P	11/19/26	Jurisdictional Classification	To classify a position in the exempt class and to classify a position in the non-competitive class
CVS-46-25-00008-P	11/19/26	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-46-25-00009-P	11/19/26	Jurisdictional Classification	To classify positions in the exempt class.
CVS-46-25-00010-P	11/19/26	Jurisdictional Classification	To delete a position from the non-competitive class

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-46-25-00011-P	11/19/26	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-46-25-00012-P	11/19/26	Jurisdictional Classification	To delete positions from and to classify positions in the non-competitive class
CVS-46-25-00013-P	11/19/26	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-48-25-00008-P	12/03/26	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-48-25-00009-P	12/03/26	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-48-25-00010-P	12/03/26	Jurisdictional Classification	To classify a position in the exempt class and to delete a position from the non-competitive class
CVS-48-25-00011-P	12/03/26	Jurisdictional Classification	To classify a position in the exempt class.
CVS-48-25-00012-P	12/03/26	Jurisdictional Classification	To classify positions in the exempt class.
CVS-48-25-00013-P	12/03/26	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-48-25-00014-P	12/03/26	Jurisdictional Classification	To delete a position from and to classify a position in the exempt class.
CVS-48-25-00015-P	12/03/26	Jurisdictional Classification	To delete positions from and to classify positions in the non-competitive class
CVS-48-25-00016-P	12/03/26	Jurisdictional Classification	To classify positions in the exempt class and to classify a position in the non-competitive class
CVS-48-25-00017-P	12/03/26	Jurisdictional Classification	To delete positions from and to classify positions in the non-competitive class
CVS-48-25-00018-P	12/03/26	Jurisdictional Classification	To classify positions in the exempt class.
CVS-48-25-00019-P	12/03/26	Jurisdictional Classification	To delete positions from and to classify positions in the non-competitive class
CVS-48-25-00020-P	12/03/26	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-48-25-00021-P	12/03/26	Jurisdictional Classification	To classify a position in the exempt class.
CVS-01-26-00010-P	01/07/27	Jurisdictional Classification	To delete a position from and to classify a position in the exempt class and to classify positions in the non-competitive class
CVS-01-26-00011-P	01/07/27	Jurisdictional Classification	To classify a position in the exempt class.
CVS-01-26-00012-P	01/07/27	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-01-26-00013-P	01/07/27	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-01-26-00014-P	01/07/27	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-01-26-00015-P	01/07/27	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-01-26-00016-P	01/07/27	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-01-26-00017-P	01/07/27	Jurisdictional Classification	To classify a position in the exempt class
CVS-01-26-00018-P	01/07/27	Jurisdictional Classification	To delete a position from and to classify positions in the exempt class and to classify positions in the non-competitive class
CVS-01-26-00019-P	01/07/27	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-01-26-00020-P	01/07/27	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-01-26-00021-P	01/07/27	Jurisdictional Classification	To classify a position in the exempt class and to classify positions in the non-competitive class
CORRECTIONS AND COMMUNITY SUPERVISION, DEPARTMENT OF			
CCS-32-25-00001-P	08/13/26	Parole Board decision making for minor offenders.	To clarify what the Board must consider when conducting an interview and rendering a decision.
CCS-37-25-00001-P	09/17/26	Great Meadow Correctional Facility	Repeal section pertaining the Great Meadow Correctional Facility which was closed in 2024.
CCS-37-25-00002-P	09/17/26	Sullivan Correctional Facility	Repeal section pertaining to Sullivan Correctional Facility which was closed in 2024.
CCS-50-25-00001-P	12/17/26	Heat Mitigation Plan	To establish a heat mitigation plan for Department facilities.
CCS-01-26-00002-P	01/07/27	Incarcerated Individual Telephone Calls	Eliminate references to collect calls to align with the current incarcerated individual telephone call program.
CRIMINAL JUSTICE SERVICES, DIVISION OF			
CJS-35-25-00003-P	09/03/26	Hate Crime Demographic Data Collection	To provide for the use and collection of hate crime demographic data of victims of hate crimes and the persons arrested therefor
ECONOMIC DEVELOPMENT, DEPARTMENT OF			
EDV-41-25-00017-P	10/15/26	Semiconductor Research and Development Project Program	Allow Dept to implement the Semiconductor R&D Project Program
EDV-42-25-00001-P	10/22/26	Newspaper and broadcast media jobs program	To create the administrative process of the newspaper and broadcast media jobs program

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
EDUCATION DEPARTMENT			
EDU-30-25-00003-P	07/30/26	Regents Advisory Council on Museums term lengths	To reduce the length of terms to three years and establish a limit of two consecutive terms
EDU-38-25-00009-P	09/24/26	Outreach for the supplemental nutrition assistance program	To implement Part B of Chapter 56 of the Laws of 2025.
EDU-38-25-00010-P	09/24/26	Statewide Protocols for Diapering and Toileting	To implement Chapter 361 of the Laws of 2024.
EDU-38-25-00011-P	09/24/26	Dual enrollment programs	To implement section 319 of the Education Law which directs the Commissioner to adopt a statewide dual enrollment policy.
EDU-38-25-00012-P	09/24/26	Shared pharmacy services.	To conform the Commissioner's regulations with Chapter 491 of the Laws of 2024.
EDU-38-25-00013-P	09/24/26	Special education impartial hearing officers (IHOs).	To amend the definition of an IHO and to clarify the IHO complaint process.
EDU-42-25-00013-EP	10/22/26	Transferring of Prescriptions by Pharmacists	Require pharmacists and pharmacies to transfer a patient's entire prescription, including all authorized refills, upon request
EDU-42-25-00014-P	10/22/26	Special education due process hearings.	Clarifying the due process rights of parents of students who parentally-place their children in nonpublic schools
EDU-42-25-00015-P	10/22/26	The National Institute of Standards and Technology (NIST) Cybersecurity Framework (CSF)	To update the regulations referencing an older version of the NIST CSF and to update an outdated retention policy.
EDU-46-25-00016-P	11/19/26	Comprehensive library board policies.	To strengthen library governance and accountability across New York's public and association libraries.
EDU-46-25-00017-P	11/19/26	Personal finance education and climate education.	Ensuring personal finance education and climate education is provided to students in grades kindergarten through 12.
EDU-46-25-00018-P	11/19/26	Professional learning plans.	See attached
EDU-52-25-00015-P	12/31/26	Degree requirements for registered professional nurses	To implement Chapters 502 of the Laws of 2017 and Chapter 380 of the Laws of 2018.
EDU-52-25-00016-EP	12/31/26	Registered pharmacy technicians' practice settings	To implement Chapter 543 of the Laws of 2025.
EDU-52-25-00017-P	12/31/26	Part-time Study for Undergraduate Students	Conform regulations to 2025-26 Enacted State Budget changes to the Part-Time Tuition Assistance Program and expand eligibility.
ENVIRONMENTAL CONSERVATION, DEPARTMENT OF			
ENV-04-25-00005-P	04/30/26	Amendments to the regulations (6 NYCRR Part 617) that implement ECL Article 8 (State Environmental Quality Review Act)	DEC's primary purpose is to amend the regulations to incorporate provisions of the Environmental Justice Siting Law
ENV-09-25-00001-P	03/05/26	Operation of Motorized Vehicles, Vessels, Aircraft and Motorized Equipment in the Forest Preserve	Protection of public safety and natural resources

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
ENVIRONMENTAL CONSERVATION, DEPARTMENT OF			
ENV-24-25-00005-P	06/18/26	Amendments to New York State fisher and pine marten trapping seasons and methods for allowable take.	To modify fisher trapping seasons in upstate New York
ENV-25-25-00017-P	08/26/26	Wastewater cybersecurity	To create minimum cybersecurity controls for DEC regulated wastewater facilities.
ENV-39-25-00017-P	12/02/26	Climate Smart Community Projects	To update regulations required by statute to implement climate smart community projects.
ENV-49-25-00015-P	02/09/27	Amendments to CO2 budget trading program in NY.	Regulation of CO2 emissions from power plants in NY.
ENV-01-26-00022-P	01/07/27	Hunting with a crossbow	Removes regulations that are now obsolete and contradictory to recent changes in the Environmental Conservation Law.
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 Liabilty Mutual Insurance Company	To convert a mutual property and casualty insurance company to a stock property and casualty insurance company
DFS-41-25-00026-P	10/15/26	Private Passenger Automobile and Commercial Automobile Statistical Plans Implementation of Private Passenger Automobile Ins	To repeal Part 145 obsolete requirements and reference section 2 of NAIC's 2012 statistical handbook in Part 140.
DFS-43-25-00001-P	10/29/26	Principle-Based Reserving	To adopt the 2025 Valuation Manual.
DFS-49-25-00014-P	12/10/26	Anti-Arson Application	To repeal 11 NYCRR Subpart 62-4 in compliance with Chapter 439 of the Laws of 2025
GAMING COMMISSION, NEW YORK STATE			
SGC-20-25-00001-P	05/21/26	Voluntary self-exclusion duties of operators.	To enhance the State's voluntary self-exclusion program.
SGC-38-25-00001-P	09/24/26	Lottery bulk ticket purchases.	To mitigate risk of an attempt to purchase all or substantially all lottery number combinations or available instant tickets.
SGC-48-25-00022-P	12/03/26	Lottery rules consolidation	To consolidate various provisions of general applicability across lottery games into common rule provisions.
SGC-48-25-00023-P	12/03/26	Millionaire for Life lottery game.	To permit the Commission to raise revenue for State education by offering a new lottery game.
SGC-48-25-00024-P	12/03/26	Mega Millions lottery game.	To update Mega Millions lottery game rules in a standardized format for draw-game rules.
SGC-48-25-00025-P	12/03/26	Raffle lottery game.	To update raffle lottery game rules in a standardized format for draw-game rules.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
GAMING COMMISSION, NEW YORK STATE			
SGC-48-25-00026-P	12/03/26	Lotto lottery game.	To update Lotto lottery game rules in a standardized format for draw-game rules.
SGC-48-25-00027-P	12/03/26	Numbers lottery game.	To update Numbers lottery game rules in a standardized format for draw-game rules.
SGC-48-25-00028-P	12/03/26	Win 4 lottery game.	To update Win 4 lottery game rules in a standardized format for draw-game rules.
SGC-48-25-00029-P	12/03/26	Quick Draw lottery game.	To update Quick Draw lottery game rules in a standardized format for draw-game rules.
SGC-48-25-00030-P	12/03/26	Cash for Life lottery game.	To repeal rules governing a lottery game that will be discontinued.
SGC-48-25-00031-P	12/03/26	Monopoly Millionaires' Club lottery game.	To repeal rules governing a disused lottery game.
SGC-48-25-00032-P	12/03/26	Powerball lottery game.	To update Powerball lottery game rules in a standardized format for draw-game rules.
SGC-48-25-00033-P	12/03/26	Pick 10 lottery game.	To update Pick 10 lottery game rules in a standardized format for draw-game rules.
SGC-48-25-00034-P	12/03/26	Take 5 lottery game.	To update Take 5 lottery game rules in a standardized format for draw-game rules.
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-52-24-00002-RP	03/24/26	Lead Poisoning Prevention Control	Outlines the targeted state rental registry&proactive lead safety inspections for rental units in dwellings with 2 or more units
HLT-28-25-00012-RP	07/16/26	Cybersecurity Requirements for Public Water Systems	To establish enforceable cybersecurity requirements to protect public water systems that serve the people of New York.
HLT-29-25-00001-P	07/23/26	Special Needs Assisted Living Residence (SNALR) Voucher Program	To establish the guidelines surrounding the SNALR Voucher Program for Persons with Dementia.
HLT-38-25-00014-P	09/24/26	Enteral Nutrition Defined Benefit Changes	To increase the enteral nutrition oral supplementation defined benefit calorie limit.
HLT-40-25-00001-P	10/08/26	Ionizing Radiation	Compatibility with federal standards and modernization to reflect current technology.
HLT-46-25-00015-P	11/19/26	Children's Camps	To protect the health and safety of children who attend children's overnight, summer day and traveling summer day camps.
HLT-51-25-00002-P	12/24/26	Licensure and Practice of Nursing Home Administration	Changes to a definition and standards of approval for the Licensure and Practice of Nursing Home Administration.
HLT-51-25-00008-P	12/24/26	Certificates of Qualification for Clinical Laboratory Directors	To create two pathways for certificate of qualification in order to comply with federal rules for clinical laboratory directors.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
HEALTH, DEPARTMENT OF			
HLT-51-25-00009-P	12/24/26	Clinical Laboratories	To provide clarification to requirements & standards & address the Department's need to update outdated provisions.
HOUSING AND COMMUNITY RENEWAL, DIVISION OF			
HCR-41-25-00024-P	12/17/26	Update state regulations for the New York State Rural Rental Assistance Program ("RRAP").	To update the Rural Rent Assistance Program regulations to conform with long-standing practice.
LAW, DEPARTMENT OF			
LAW-06-25-00005-P	02/12/26	Price gouging.	Provide means by which pre-disruption price may be established for purposes of proving a prima facie price gouging case.
LAW-06-25-00006-P	02/12/26	Price gouging.	Create a presumption of unfair leverage based on thresholds related to market share or market concentration.
LAW-06-25-00007-P	02/12/26	Price gouging.	Clarify circumstances that could constitute unfair leverage or unconscionable means.
LAW-06-25-00008-P	02/12/26	Price gouging.	To provide common price gouging definitions and for severability of price gouging rules.
LAW-06-25-00009-P	02/12/26	Price gouging.	Provide means of determining whether new essential products bear an unconscionably excessive price.
LAW-06-25-00010-P	02/12/26	Price gouging.	Define "gross disparity" for price gouging purposes and provide guidance on rebutting a prima facie "gross disparity" case.
LAW-06-25-00011-P	02/12/26	Price gouging.	Clarify geographic scope of price gouging statute.
LAW-06-25-00012-P	02/12/26	Price gouging.	Provide guidance on counting of costs or profit margins for purposes of an affirmative defense to price gouging.
LAW-39-25-00001-P	10/01/26	Stop Addictive Feeds Exploitation (SAFE) for Kids Act	To implement Article 45 of the General Business Law, the Stop Addictive Feeds Exploitation (SAFE) for Kids Act
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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
LONG ISLAND POWER AUTHORITY			
*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	To update the small generator interconnection procedures consistent with Public Service Commission guidance
*LPA-46-23-00011-P	exempt	12-month Bill Protection Guarantee	To broaden applicability of Bill Protection Guarantee to all customers that enroll in Rate Code 194 or 195 by last migration
*LPA-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-45-24-00007-P	exempt	Retail Energy Storage Procurement and Residential Energy Storage Programs	To clarify how costs associated with Retail Energy Storage Procurement and Residential Energy Storage Programs are recovered
LPA-51-25-00007-P	exempt	Closure of TOD Bill Protection Guarantee to new entrants	To confirm the closure of TOD Bill Protection to new entrants.
LPA-51-25-00010-P	exempt	LIPA's Household Assistance Rate ("HAR") Program	To pause customer disenrollments in LIPA's HAR Program,and to extend the lookback period for HAR eligibility to 18 months.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
MENTAL HEALTH, OFFICE OF			
OMH-13-25-00001-P	04/02/26	Rights of Patients	To permit the opening of mail in a secure location to prevent exposure through Office approved safety devices.
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
NFW-50-25-00003-EP	12/17/26	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-03-25-00001-P	01/22/26	Dietitian definition and technical corrections	To correctly define dietitian
PDD-50-25-00004-EP	12/17/26	Clarifying what facilities OPWDD can designate an Intermediate Care Facility for Individuals with Intellectual Disabilities.	To allow specialty hospitals to be certified as an intermediate care facility for individuals with intellectual disabilities.
PDD-52-25-00001-P	12/31/26	Article 16 Clinic Services Eligibility	Clarify eligibility requirements for services at Article 16 clinics.
POWER AUTHORITY OF THE STATE OF NEW YORK			
*PAS-01-10-00010-P	exempt	Rates for the sale of power and energy	Update ECSB Programs customers' service tariffs to streamline them/include additional required information
PUBLIC EMPLOYMENT RELATIONS BOARD			
PRB-17-25-00002-RP	04/30/26	Rules and regulations to effectuate the purpose of the State Employment Relations Act (Labor Law Art. 20).	To enact decertification procedures and to update procedures applicable in PERB's private sector jurisdiction.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-09-99-00012-P	exempt	Transfer of books and records by Citizens Utilities Company	To relocate Ogden Telephone Company's books and records out-of-state
*PSC-15-99-00011-P	exempt	Electronic tariff by Woodcliff Park Corp.	To replace the company's current tariff with an electronic tariff
*PSC-12-00-00001-P	exempt	Winter bundled sales service election date by Central Hudson Gas & Electric Corporation	To revise the date
*PSC-44-01-00005-P	exempt	Annual reconciliation of gas costs by Corning Natural Gas Corporation	To authorize the company to include certain gas costs
*PSC-07-02-00032-P	exempt	Uniform business practices	To consider modification
*PSC-36-03-00010-P	exempt	Performance assurance plan by Verizon New York	To consider changes
*PSC-40-03-00015-P	exempt	Receipt of payment of bills by St. Lawrence Gas Company	To revise the process
*PSC-41-03-00010-P	exempt	Annual reconciliation of gas expenses and gas cost recoveries	To consider filings of various LDCs and municipalities
*PSC-41-03-00011-P	exempt	Annual reconciliation of gas expenses and gas cost recoveries	To consider filings of various LDCs and municipalities
*PSC-44-03-00009-P	exempt	Retail access data between jurisdictional utilities	To accommodate changes in retail access market structure or commission mandates
*PSC-02-04-00008-P	exempt	Delivery rates for Con Edison's customers in New York City and Westchester County by the City of New York	To rehear the Nov. 25, 2003 order
*PSC-06-04-00009-P	exempt	Transfer of ownership interest by SCS Energy LLC and AE Investors LLC	To transfer interest in Steinway Creek Electric Generating Company LLC to AE Investors LLC
*PSC-10-04-00005-P	exempt	Temporary protective order	To consider adopting a protective order
*PSC-10-04-00008-P	exempt	Interconnection agreement between Verizon New York Inc. and VIC-RMTS-DC, L.L.C. d/b/a Verizon Avenue	To amend the agreement
*PSC-14-04-00008-P	exempt	Submetering of natural gas service to industrial and commercial customers by Hamburg Fairgrounds	To submeter gas service to commercial customers located at the Buffalo Speedway
*PSC-15-04-00022-P	exempt	Submetering of electricity by Glenn Gardens Associates, L.P.	To permit submetering at 175 W. 87th St., New York, NY
*PSC-21-04-00013-P	exempt	Verizon performance assurance plan by Metropolitan Telecommunications	To clarify the appropriate performance level
*PSC-22-04-00010-P	exempt	Approval of new types of electricity meters by Powell Power Electric Company	To permit the use of the PE-1250 electronic meter
*PSC-22-04-00013-P	exempt	Major gas rate increase by Consolidated Edison Company of New York, Inc.	To increase annual gas revenues
*PSC-22-04-00016-P	exempt	Master metering of water by South Liberty Corporation	To waive the requirement for installation of separate water meters

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-25-04-00012-P	exempt	Interconnection agreement between Frontier Communications of Ausable Valley, Inc., et al. and Sprint Communications Company, L.P.	To amend the agreement
*PSC-27-04-00008-P	exempt	Interconnection agreement between Verizon New York Inc. and various Verizon wireless affiliates	To amend the agreement
*PSC-27-04-00009-P	exempt	Interconnection agreement between Verizon New York Inc. and various Verizon wireless affiliates	To amend the agreement
*PSC-28-04-00006-P	exempt	Approval of loans by Dunkirk & Fredonia Telephone Company and Cassadaga Telephone Corporation	To authorize participation in the parent corporation's line of credit
*PSC-31-04-00023-P	exempt	Distributed generation service by Consolidated Edison Company of New York, Inc.	To provide an application form
*PSC-34-04-00031-P	exempt	Flat rate residential service by Emerald Green Lake Louise Marie Water Company, Inc.	To set appropriate level of permanent rates
*PSC-35-04-00017-P	exempt	Application form for distributed generation by Orange and Rockland Utilities, Inc.	To establish a new supplementary application form for customers
*PSC-43-04-00016-P	exempt	Accounts recievable by Rochester Gas and Electric Corporation	To include in its tariff provisions for the purchase of ESCO accounts recievable
*PSC-46-04-00012-P	exempt	Service application form by Consolidated Edison Company of New York, Inc.	To revise the form and make housekeeping changes
*PSC-46-04-00013-P	exempt	Rules and guidelines governing installation of metering equipment	To establish uniform statewide business practices
*PSC-02-05-00006-P	exempt	Violation of the July 22, 2004 order by Dutchess Estates Water Company, Inc.	To consider imposing remedial actions against the company and its owners, officers and directors
*PSC-09-05-00009-P	exempt	Submetering of natural gas service by Hamlet on Olde Oyster Bay	To consider submetering of natural gas to a commercial customer
*PSC-14-05-00006-P	exempt	Request for deferred accounting authorization by Freeport Electric Inc.	To defer expenses beyond the end of the fiscal year
*PSC-18-05-00009-P	exempt	Marketer Assignment Program by Consolidated Edison Company of New York, Inc.	To implement the program
*PSC-20-05-00028-P	exempt	Delivery point aggregation fee by Allied Frozen Storage, Inc.	To review the calculation of the fee
*PSC-25-05-00011-P	exempt	Metering, balancing and cashout provisions by Central Hudson Gas & Electric Corporation	To establish provisions for gas customers taking service under Service Classification Nos. 8, 9 and 11
*PSC-27-05-00018-P	exempt	Annual reconciliation of gas costs by New York State Electric & Gas Corporation	To consider the manner in which the gas cost incentive mechanism has been applied

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-41-05-00013-P	exempt	Annual reconciliation of gas expenses and gas cost recoveries by local distribution companies and municipalities	To consider the filings
*PSC-45-05-00011-P	exempt	Treatment of lost and unaccounted gas costs by Corning Natural Gas Corporation	To defer certain costs
*PSC-46-05-00015-P	exempt	Sale of real and personal property by the Brooklyn Union Gas Company d/b/a KeySpan Energy Delivery New York and Steel Arrow, LLC	To consider the sale
*PSC-47-05-00009-P	exempt	Transferral of gas supplies by Corning Natural Gas Corporation	To approve the transfer
*PSC-50-05-00008-P	exempt	Long-term debt by Saratoga Glen Hollow Water Supply Corp.	To obtain long-term debt
*PSC-04-06-00024-P	exempt	Transfer of ownership interests by Mirant NY-Gen LLC and Orange and Rockland Utilities, Inc.	To approve of the transfer
*PSC-06-06-00015-P	exempt	Gas curtailment policies and procedures	To examine the manner and extent to which gas curtailment policies and procedures should be modified and/or established
*PSC-07-06-00009-P	exempt	Modification of the current Environmental Disclosure Program	To include an attributes accounting system
*PSC-22-06-00019-P	exempt	Hourly pricing by National Grid	To assess the impacts
*PSC-22-06-00020-P	exempt	Hourly pricing by New York State Electric & Gas Corporation	To assess the impacts
*PSC-22-06-00021-P	exempt	Hourly pricing by Rochester Gas & Electric Corporation	To assess the impacts
*PSC-22-06-00022-P	exempt	Hourly pricing by Consolidated Edison Company of New York, Inc.	To assess the impacts
*PSC-22-06-00023-P	exempt	Hourly pricing by Orange and Rockland Utilities, Inc.	To assess the impacts
*PSC-24-06-00005-EP	exempt	Supplemental home energy assistance benefits	To extend the deadline to Central Hudson's low-income customers
*PSC-25-06-00017-P	exempt	Purchased power adjustment by Massena Electric Department	To revise the method of calculating the purchased power adjustment and update the factor of adjustment
*PSC-34-06-00009-P	exempt	Inter-carrier telephone service quality standards and metrics by the Carrier Working Group	To incorporate appropriate modifications
*PSC-37-06-00015-P	exempt	Procedures for estimation of customer bills by Rochester Gas and Electric Corporation	To consider estimation procedures
*PSC-37-06-00017-P	exempt	Procedures for estimation of customer bills by Rochester Gas and Electric Corporation	To consider estimation procedures

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-43-06-00014-P	exempt	Electric delivery services by Strategic Power Management, Inc.	To determine the proper mechanism for the rate-recovery of costs
*PSC-04-07-00012-P	exempt	Petition for rehearing by Orange and Rockland Utilities, Inc.	To clarify the order
*PSC-06-07-00015-P	exempt	Meter reading and billing practices by Central Hudson Gas & Electric Corporation	To continue current meter reading and billing practices for electric service
*PSC-06-07-00020-P	exempt	Meter reading and billing practices by Central Hudson Gas & Electric Corporation	To continue current meter reading and billing practices for gas service
*PSC-11-07-00010-P	exempt	Investigation of the electric power outages by the Consolidated Edison Company of New York, Inc.	To implement the recommendations in the staff's investigation
*PSC-11-07-00011-P	exempt	Storm-related power outages by Consolidated Edison Company of New York, Inc.	To modify the company's response to power outages, the timing for any such changes and other related matters
*PSC-17-07-00008-P	exempt	Interconnection agreement between Verizon New York Inc. and BridgeCom International, Inc.	To amend the agreement
*PSC-18-07-00010-P	exempt	Existing electric generating stations by Independent Power Producers of New York, Inc.	To repower and upgrade existing electric generating stations owned by Rochester Gas and Electric Corporation
*PSC-20-07-00016-P	exempt	Tariff revisions and making rates permanent by New York State Electric & Gas Corporation	To seek rehearing
*PSC-21-07-00007-P	exempt	Natural Gas Supply and Acquisition Plan by Corning Natural Gas Corporation	To revise the rates, charges, rules and regulations for gas service
*PSC-22-07-00015-P	exempt	Demand Side Management Program by Consolidated Edison Company of New York, Inc.	To recover incremental program costs and lost revenue
*PSC-23-07-00022-P	exempt	Supplier, transportation, balancing and aggregation service by National Fuel Gas Distribution Corporation	To explicitly state in the company's tariff that the threshold level of elective upstream transmission capacity is a maximum of 112,600 Dth/day of marketer-provided upstream capacity
*PSC-24-07-00012-P	exempt	Gas Efficiency Program by the City of New York	To consider rehearing a decision establishing a Gas Efficiency Program
*PSC-39-07-00017-P	exempt	Gas bill issuance charge by New York State Electric & Gas Corporation	To create a gas bill issuance charge unbundled from delivery rates
*PSC-41-07-00009-P	exempt	Submetering of electricity rehearing	To seek reversal
*PSC-42-07-00012-P	exempt	Energy efficiency program by Orange and Rockland Utilities, Inc.	To consider any energy efficiency program for Orange and Rockland Utilities, Inc.'s electric service
*PSC-42-07-00013-P	exempt	Revenue decoupling by Orange and Rockland Utilities, Inc.	To consider a revenue decoupling mechanism for Orange and Rockland Utilities, Inc.
*PSC-45-07-00005-P	exempt	Customer incentive programs by Orange and Rockland Utilities, Inc.	To establish a tariff provision

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-02-08-00006-P	exempt	Additional central office codes in the 315 area code region	To consider options for making additional codes
*PSC-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 Reconcilliation of Gas Expenses and Gas Cost Recoveries	The filings of various LDCs and municipalities regarding their Annual Reconciliation of Gas Expenses and Gas Cost Recoveries
*PSC-46-08-00008-P	exempt	Property transfer in the Village of Avon, New York	To consider a petition for the transfer of street lighting and attached equipment to the Village of Avon, New York
*PSC-46-08-00010-P	exempt	A transfer of indirect ownership interests in nuclear generation facilities	Consideration of approval of a transfer of indirect ownership interests in nuclear generation facilities
*PSC-46-08-00014-P	exempt	The attachment of cellular antennae to an electric transmission tower	To approve, reject or modify the request for permission to attach cellular antennae to an electric transmission tower
*PSC-48-08-00005-P	exempt	A National Grid high efficiency gas heating equipment rebate program	To expand eligibility to customers converting from oil to natural gas
*PSC-48-08-00008-P	exempt	Petition for the master metering and submetering of electricity	To consider the request of Bay City Metering, to master meter & submeter electricity at 345 E. 81st St., New York, New York
*PSC-48-08-00009-P	exempt	Petition for the submetering of electricity	To consider the request of PCV/ST to submeter electricity at Peter Cooper Village & Stuyvesant Town, New York, New York
*PSC-50-08-00018-P	exempt	Market Supply Charge	A study on the implementation of a revised Market Supply Charge
*PSC-51-08-00006-P	exempt	Commission's October 27, 2008 Order on Future of Retail Access Programs in Case 07-M-0458	To consider a Petition for rehearing of the Commission's October 27, 2008 Order in Case 07-M-0458
*PSC-51-08-00007-P	exempt	Commission's October 27, 2008 Order in Cases 98-M-1343, 07-M-1514 and 08-G-0078	To consider Petitions for rehearing of the Commission's October 27, 2008 Order in Cases 98-M-1343, 07-M-1514 and 08-G-0078
*PSC-53-08-00011-P	exempt	Use of deferred Rural Telephone Bank funds	To determine if the purchase of a softswitch by Hancock is an appropriate use of deferred Rural Telephone Bank funds
*PSC-53-08-00012-P	exempt	Transfer of permanent and temporary easements at 549-555 North Little Tor Road, New City, NY	Transfer of permanent and temporary easements at 549-555 North Little Tor Road, New City, NY
*PSC-53-08-00013-P	exempt	To transfer common stock and ownership	To consider transfer of common stock and ownership
*PSC-01-09-00015-P	exempt	FCC decision to redefine service area of Citizens/Frontier	Review and consider FCC proposed redefinition of Citizens/Frontier service area

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

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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 Commssion reconsider its May 19, 2011 Order and conduct a hearing, and petition to stay said Order	To consider whether to grant or deny, in whole or in part, Windstream New York's Petition For Reconsideration and Rehearing
*PSC-35-11-00011-P	exempt	Whether to permit Consolidated Edison a waiver to commission regulations Part 226.8	Permit Consolidated Edison to conduct a inspection program in lieu of testing the accuracy of Category C meters
*PSC-36-11-00006-P	exempt	To consider expanding mobile stray voltage testing requirements	Adopt additional mobile stray voltage testing requirements
*PSC-38-11-00002-P	exempt	Operation and maintenance procedures pertaining to steam trap caps	Adopt modified steam operation and maintenance procedures
*PSC-38-11-00003-P	exempt	Waiver of certain provisions of the electric service tariffs of Con Edison	Consideration of waiver of certain provisions of the electric service tariffs of Con Edison
*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 andthe Customer Trouble Report Rate levels at certain central office entities
*PSC-10-14-00006-P	exempt	Actions to facilitate the availability of ESCO value-added offerings, ESCO eligibility and ESCO compliance	To facilitate ESCO value-added offerings and to make changes to ESCO eligibility and to ensure ESCO compliance
*PSC-11-14-00003-P	exempt	Provision for the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces	To consider the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces
*PSC-16-14-00014-P	exempt	Whether to order NYSEG to provide gas service to customers when an expanded CPCN is approved and impose PSL 25-a penalties	To order gas service to customers in the Town of Plattsburgh after approval of a town wide CPCN and to impose penalties
*PSC-16-14-00015-P	exempt	Whether Central Hudson should be permitted to defer obligations of the Order issued on October 18, 2013 in Case 13-G-0336	Consideration of the petition by Central Hudson to defer reporting obligations of the October 18, 2013 Order in Case 13-G-0336
*PSC-17-14-00003-P	exempt	Con Edison's Report on its 2013 performance under the Electric Service Reliability Performance Mechanism	Con Edison's Report on its 2013 performance under the Electric Service Reliability Performance Mechanism
*PSC-17-14-00004-P	exempt	To consider certain portions of petitions for rehearing, reconsideration and/or clarification	To consider certain portions of petitions for rehearing, reconsideration and/or clarification
*PSC-17-14-00007-P	exempt	To consider petitions for rehearing, reconsideration and/or clarification	To consider petitions for rehearing, reconsideration and/or clarification
*PSC-17-14-00008-P	exempt	To consider certain portions of petitions for rehearing, reconsideration and/or clarification	To consider certain portions of petitions for rehearing, reconsideration and/or clarification
*PSC-19-14-00014-P	exempt	Market Supply Charge	To make tariff revisions to the Market Supply Charge for capacity related costs
*PSC-19-14-00015-P	exempt	Whether to permit the use of the Sensus accuWAVE for use in residential and commercial gas meter applications	To permit gas utilities in New York State to use the Sensus accuWAVE 415TC gas meter
*PSC-22-14-00013-P	exempt	Petition to transfer and merge systems, franchises and assets	To consider the Comcast and Time Warner Cable merger and transfer of systems, franchises and assets
*PSC-23-14-00010-P	exempt	Whether to permit the use of the GE Dresser Series B3-HPC 11M-1480 rotary gas met for use in industrial gas meter applications	To permit gas utilities in New York State to use the GE Dresser Series B3-HPC 11M-1480 rotary gas meter
*PSC-23-14-00014-P	exempt	Waiver of the negative revenue adjustment associated with KEDLI's 2013 Customer Satisfaction Performance Metric	Consideration of KEDLI's waiver request pertaining to its 2013 performance under its Customer Satisfaction Metric
*PSC-24-14-00005-P	exempt	To examine LDC's performance and performance measures	To improve gas safety performance
*PSC-26-14-00013-P	exempt	Waiver of RG&E's tariffed definition of emergency generator	To consider waiver of RG&E's tariffed definition of emergency generator
*PSC-26-14-00020-P	exempt	New electric utility backup service tariffs and standards for interconnection may be adopted	To encourage development of microgrids that enhance the efficiency, safety, reliability and resiliency of the electric grid

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-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
*PSC-45-20-00003-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-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
*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

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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-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-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-32-22-00023-P	exempt	Bioenergy generation in New York	To consider compensation for bioenergy generation
*PSC-33-22-00008-P	exempt	Gas moratorium consumer protections	To consider protections for existing and prospective customers should a utility institutes a moratorium on new gas service
*PSC-33-22-00009-P	exempt	Use of electric metering equipment	To consider use of electric metering equipment and ensure consumer bills are based on accurate measurements of electric usage
*PSC-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-05-23-00001-P	exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00002-P	exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00004-P	exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00005-P	exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00006-P	exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00009-P	exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00012-P	exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00014-P	exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-05-23-00015-P	exempt	Thermal Energy Network Pilot Proposal	To consider authorizing utilities to construct and operate thermal energy network pilot projects
*PSC-13-23-00022-P	exempt	The applicable regulatory regime under the Public Service Law for the owner of an energy storage facility	Consideration of a lightened regulatory regime for the owner of an approximately 150 MW energy storage facility
*PSC-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-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-26-23-00010-P	exempt	Petition to modify the SIC tariff statement	To consider whether amending the SIC mechanism is in the public interest
*PSC-27-23-00006-P	exempt	A proposed methodology for annual greenhouse gas emissions inventory reporting	To consider whether the proposed Green House Gas Inventory Report will provide sufficient emissions information
*PSC-27-23-00013-P	exempt	The proposed Greenhouse Gas Emissions Reduction Pathways Study	To consider whether the proposed Study is sufficient and whether to proceed with the Study
*PSC-27-23-00015-P	exempt	The Tier 4 renewable energy certificate purchase and sale agreement modifications	To consider modification to the existing Tier 4 renewable energy certificate purchase and sale agreement
*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-35-23-00015-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-35-23-00020-P	exempt	Reconciliation mechanism	To limit any further near-term customer bill impacts
*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
*PSC-41-23-00007-P	exempt	Gas metering equipment	To ensure that consumer bills are based on accurate measurements of gas usage
*PSC-42-23-00011-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

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*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-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-02-24-00002-P	exempt	Water metering equipment	To ensure that consumer bills will be based on accurate measurements of water usage
*PSC-02-24-00005-P	exempt	Water metering equipment	To ensure that consumer bills will be based on accurate measurements of water usage
*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-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-11-24-00020-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-14-24-00013-P	exempt	Petition to modify the submeter approval order	To ensure adequate consumer 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-17-24-00007-P	exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
*PSC-18-24-00008-P	exempt	Partnership for the Urban Revitalization in Western New York Program revisions	To consider and review proposed program modifications
*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-26-24-00002-P	exempt	Energy Service Company Home Warranty Products	To consider proposed consumer protections on Energy Service Company Home Warranty Products
*PSC-26-24-00009-P	exempt	LPP replacement targets	To update LPP replacement mileage to reflect increasing cost while working within Corning's authorized budget
*PSC-26-24-00010-P	exempt	BTU content levels	To reflect the BTU range during the non-heating months due to gas supplied by Corning's new renewable natural gas projects

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-27-24-00003-P	exempt	Net Metering Rules	To consider the proper treatment of banked remote net metering credits
*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-30-24-00005-P	exempt	Automated meter reading technology	To consider and review reasonableness of proposal and cost recovery
*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-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-32-24-00037-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-33-24-00001-P	exempt	Customer required transformers and associated equipment	To establish provisions to ensure safe and reliable service for all customers
*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-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-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-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-41-24-00024-P	exempt	Notice of intent to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
*PSC-44-24-00005-P	exempt	Petition for rehearing	To challenge reporting requirements and sale of environmental attributes for proposed renewable natural gas facilities
*PSC-45-24-00005-P	exempt	Gas metering equipment	To consider use of gas metering equipment and ensure that consumer bills will be based on accurate measurements of gas usage
*PSC-47-24-00007-P	exempt	The Clean Energy Standard's zero emission by 2024 target	To establish definitions of key terms and an evaluation process for achieving the zero emissions by 2040 target
*PSC-48-24-00006-P	exempt	The Westchester Power Community Choice Aggregation (CCA) Program.	To consider integration of Opt-out Community Distributed Generation into the Westchester Power CCA program.
*PSC-49-24-00013-P	exempt	Transfer of assets.	To ensure the transfer of utility company assets is in the general interest of the public.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-51-24-00004-RP	02/18/26	Siting, design, construction & operation of major renewable generation and major electric transmission facilities.	To establish procedural rules and uniform standards and conditions for renewable generation and electric transmission facilities
*PSC-52-24-00012-P	exempt	Proposed Public Policy Transmission Needs/ Public Policy Requirements, as defined under the NYISO tariff.	To identify any potential electric transmission needs for referral to the NYISO to solicit, evaluate, and select solutions for.
*PSC-52-24-00015-P	exempt	Utility integrated storage as a transmission and distribution asset.	To consider the Joint Utilities' study and proposal of the use of energy storage as a transmission and distribution asset.
PSC-04-25-00010-P	exempt	The New York State Standardized Interconnection Requirements.	To improve the process for distributed generation and energy storage projects interconnecting to utility systems.
PSC-05-25-00010-P	exempt	To examine and determine the accuracy of all apparatus for testing and proving the accuracy of water meters.	To ensure that consumer bills are based on accurate measurements of water usage.
PSC-05-25-00014-P	exempt	Proposed major rate increase in Liberty SLG's gas delivery revenues by about $2.2 million (6.12% in total revenues).	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-05-25-00017-P	exempt	Proposal for replacement of Con Edison's Rider Q program with Locational Variant Daily As-Used Demand Pricing Rates.	To provide customers with locational variant daily as-used demand pricing.
PSC-05-25-00020-P	exempt	Investment targets and operations of the Green Bank program.	Consideration of proposal by NYSERDA to modify the NY Green Bank operations and investment targets.
PSC-08-25-00006-P	exempt	Long-term gas system planning.	To consider and review long-term gas system planning.
PSC-08-25-00007-P	exempt	Proposed major rate increase in Con Edison's delivery revenues of approximately $440 million (or 13.3% in total revenues).	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-08-25-00009-P	exempt	Con Edison proposes to extend survey and inspection intervals for indoor gas service lines.	To approve, deny, or modify Con Edison's proposal to extend survey and inspection intervals for indoor gas service lines
PSC-08-25-00010-P	exempt	Proposed major rate increase in Con Edison's delivery revenues of approximately $1.61 billion (or 11.4% in total revenues).	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-09-25-00006-P	exempt	To review a pilot proposal and associated budgets.	To assess whether the proposed pilot program impact is in the public interest.
PSC-10-25-00004-P	exempt	The New York State Standardized Interconnection Requirements (SIRs).	To consider increased cost certainty for distributed generation and energy storage projects interconnecting to utility systems.
PSC-11-25-00003-P	exempt	Implementation of an exemption from the All-Electric Buildings Act, which prohibits certain use of fossil-fueled equipment.	To consider a reasonableness standard for exempting certain new buildings from the All-Electric Buildings Act.
PSC-12-25-00028-P	exempt	The calculation of certain negative revenue adjustments associated with customer service performance for 2023 and 2024	To determine if approving NYSEG and RG&E's petition is in the public interest.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-13-25-00002-P	exempt	Standby Service rates and Buyback Service rates.	To establish updated Standby Service and Buyback Service rates that are just and reasonable.
PSC-13-25-00003-P	exempt	Electric metering equipment.	To ensure that consumer bills are based on accurate measurements of electric usage.
PSC-13-25-00004-P	exempt	Electric metering equipment.	To ensure that consumer bills are based on accurate measurements of electric usage.
PSC-13-25-00005-P	exempt	To consider a petition for rehearing.	To consider a petition for rehearing.
PSC-13-25-00007-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-13-25-00011-P	exempt	Electric metering equipment.	To ensure that consumer bills are based on accurate measurements of electric usage.
PSC-13-25-00012-P	exempt	Electric metering equipment.	To ensure that consumer bills are based on accurate measurements of electric usage.
PSC-17-25-00006-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-17-25-00009-P	exempt	Climate Change Resilience Plans.	To consider the Resilience Plan submitted by New York State Gas and Electric Corporation.
PSC-17-25-00010-P	exempt	Climate Change Resilience Plans.	To consider the Resilience Plan submitted by Rochester Gas and Electric Corporation.
PSC-19-25-00003-P	exempt	Petition to submeter electricity and waiver of energy audit.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-19-25-00005-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-21-25-00002-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-21-25-00005-P	exempt	Transfer of ownership interests in a 55 megawatt natural gas-fired cogeneration facility located in North Tonawanda, NY.	To address the transfer and any matters within the public interest.
PSC-21-25-00006-P	exempt	Minimum broadband download speeds required under the ABA.	To provide ABA customers adequate broadband speeds.
PSC-21-25-00007-P	exempt	Petition to submeter electricity & waiver of energy audit requirement.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-22-25-00002-P	exempt	To establish a statewide policy for residential service terminations during extreme heat events.	To establish utility protections, policies and procedures related to the suspension of terminations during extreme heat events.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-22-25-00003-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-22-25-00004-P	exempt	The calculation of NYSEG and RG&E's Electric Reliability Performance Metrics for calendar year 2024.	The ascertainment of accurate electric reliability performance metrics for NYSEG and RG&E.
PSC-22-25-00007-P	exempt	Initial Tariff Schedule, P.S.C. No. 1 - Water.	To provide the rates, rules, and regulations under which water service will be provided to the customers of the system.
PSC-22-25-00008-P	exempt	Transfer of franchises or stocks.	To consider if replacement of Argo GP by an Apollo-controlled entity is subject to § 70, or in the public interest under § 70.
PSC-23-25-00002-P	exempt	Promulgate rules and regulations to require the trimming of vines on utility poles.	To establish minimum requirements regarding vine management.
PSC-25-25-00005-P	exempt	Petition dated May 28, 2025 seeking various relief from the Commission's April 28, 2025 Order in this proceeding.	Whether to grant, deny or modify, in whole or in part, the various relief requested in the petition.
PSC-25-25-00006-P	exempt	Petition dated May 28, 2025 seeking various relief from the Commission's April 28, 2025 Order in this proceeding.	Whether to grant, deny or modify, in whole or in part, the various relief requested in the petition.
PSC-25-25-00007-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-25-25-00009-P	exempt	Petition to submeter electricity and waiver of energy audit requirement.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-25-25-00010-P	exempt	Petition dated May 28, 2025 seeking various relief from the Commission's April 28, 2025 Order in this proceeding.	Whether to grant, deny or modify, in whole or in part, the various relief requested in the petition.
PSC-25-25-00012-P	exempt	Petition dated May 28, 2025 seeking various relief from the Commission's April 28, 2025 Order in this proceeding.	Whether to grant, deny or modify, in whole or in part, the various relief requested in the petition.
PSC-25-25-00015-P	exempt	Ownership of Chautauqua Utilities, Inc.	To consider whether a proposed transfer of ownership interest in Chautauqua Utilities, Inc. is in the public interest.
PSC-26-25-00008-P	exempt	Petition to extend a water works corporation's escrow account.	To determine if the extension of Emerald Green's escrow account is in the public interest.
PSC-26-25-00012-P	exempt	Lease of property.	To determine whether to authorize the lease of property.
PSC-27-25-00019-P	exempt	Proposed early deployment decarbonization projects and low carbon fuels pilot program.	To address the need for and cost recovery of early deployment decarbonization projects and low carbon fuels pilot program.
PSC-27-25-00021-P	07/09/26	Institution of mandatory, minimum, enforceable cybersecurity rules for information technology.	To protect private customer data, minimize financial risks of cyber attacks, and fulfill statutory mandates.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-28-25-00002-P	exempt	O&R's proposal for a Gas DR Pilot and associated budgets.	To promote gas system reliability by encouraging gas demand reductions during peak gas demand days.
PSC-28-25-00003-P	exempt	Con Edison's proposal for a Gas DR Pilot and associated budgets.	To promote gas system reliability by encouraging gas demand reductions during peak gas demand days.
PSC-28-25-00004-P	exempt	Notice of Intent to submeter electricity & waiver of energy audit requirement.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-28-25-00005-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-28-25-00007-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-28-25-00010-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-29-25-00003-P	exempt	Proposal to modify Medium- and Heavy Duty Electric Vehicle Make-Ready Pilot Program established in the Make Ready Order.	To consider modified eligibility requirements to expand participation in the Pilot.
PSC-29-25-00004-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-29-25-00005-P	exempt	Minor rate filing.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-30-25-00001-P	exempt	NOCO Electric, LLC and NOCO Natural Gas, LLC's smart monitoring product.	To consider whether the smart monitoring product should be offered to mass-market customers.
PSC-30-25-00002-P	exempt	Black Brook Hydroelectric project located in Black Brook, New York.	To promote and maintain renewable generation resources.
PSC-31-25-00001-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-31-25-00002-P	exempt	Minor electric rate filing to increase annual electric base revenues.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-31-25-00003-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-31-25-00004-P	exempt	Proposal to modify the L2 EV plug limit and budget for the Program established in the Make Ready Order.	To consider modifications to the Program so that the Joint Utilities may use their unspent budgets and build L2 EV chargers.
PSC-31-25-00005-P	exempt	Petition to submeter electricity and waiver of energy audit requirement.	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-31-25-00006-P	exempt	Petition to submeter electricity and waiver of energy audit requirement.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-31-25-00008-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-32-25-00002-P	exempt	Proposed upstream transfer related to electric plant and steam plant.	To consider whether the proposed transfer of electric and steam plant is in the public interest.
PSC-32-25-00003-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-32-25-00004-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-32-25-00005-P	exempt	Notice of Intent to submeter electricity & request for waiver of energy audit requirement	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-33-25-00001-P	exempt	Compensation methodology for zero-emissions nuclear generation resources.	To maintain zero-emission electric generation energy resources.
PSC-33-25-00002-P	exempt	Gas metering equipment	To consider use of gas metering equipment and ensure that consumer bills will be based on accurate measurements of gas usage.
PSC-34-25-00003-P	exempt	The Rockefeller Center UTEN Pilot Proposal filings provided by Con Edison.	To consider whether it is in the public interest to authorize Con Edison to proceed with the Rockefeller Center Pilot Project.
PSC-34-25-00004-P	exempt	The Haverstraw UTEN Pilot Proposal filings provided by O&R.	To consider whether it is in the public interest to authorize O&R to proceed with the Haverstraw Pilot Project.
PSC-34-25-00006-P	exempt	The Mount Vernon UTEN Pilot Proposal filings provided by Con Edison.	To consider whether it is in the public interest to authorize Con Edison to proceed with the Mount Vernon Pilot Project.
PSC-34-25-00007-P	exempt	The Brooklyn UTEN Pilot Proposal filings provided by KEDNY.	To consider whether it is in the public interest to authorize KEDNY to proceed with the Brooklyn Pilot Project.
PSC-34-25-00008-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-34-25-00009-P	exempt	The Syracuse UTEN Pilot Proposal filings provided by National Grid.	To consider whether it is in the public interest to authorize National Grid to proceed with the Syracuse Pilot Project.
PSC-34-25-00010-P	exempt	The Chelsea UTEN Pilot Proposal filings provided by Con Edison.	To consider whether it is in the public interest to authorize Con Edison to proceed with the Chelsea Pilot Project.
PSC-34-25-00011-P	exempt	Thermal Energy Network Pilot Proposal Customer Protection Plan filings provided by New York State Electric & Gas Corporation.	Consider the Thermal Energy Network Customer Protection Plan filing.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-35-25-00005-P	exempt	Modifications to the Make-Ready Program to incentivize EV supply equipment developers to build EV charging stations.	To consider the modification of plug designations in the EV Make-Ready program.
PSC-35-25-00006-P	exempt	Consideration of the Audit Implementation Plans and audit recommendations.	To ensure that recommendations issued in a management and operations audit are appropriately addressed and implemented.
PSC-35-25-00007-P	exempt	Establishment of the regulatory regime applicable to the owner and operator of a solar generation project.	To ensure appropriate regulation of an independent power producer participating in wholesale electric markets.
PSC-35-25-00008-P	exempt	Establishment of the regulatory regime applicable to the owner and operator of a solar generation project.	To ensure appropriate regulation of an independent power producer participating in wholesale electric markets.
PSC-36-25-00001-P	exempt	A residential weatherization program for the Downstate Utilities.	To consider whether the proposed weatherization program should be approved, rejected, or modified.
PSC-36-25-00002-P	exempt	A residential weatherization program for the Upstate Utilities.	To consider whether the proposed weatherization program should be approved, rejected, or modified.
PSC-36-25-00003-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-36-25-00004-P	exempt	Renewable Energy Standard Maintenance Tier.	To consider modifying the cap on Maintenance Tier Awards.
PSC-36-25-00005-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 MCES is consistent with the PSL.
PSC-36-25-00007-P	exempt	Agreement for the provision of water service and waivers.	To consider whether the terms of a water main extension agreement and requested waivers are in the public interest.
PSC-36-25-00008-P	exempt	Petition to submeter electricity & waiver of energy audit requirement.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-36-25-00009-P	exempt	Financial accountability methods for Energy Brokers and Energy Consultants.	To further implement the provisions of Public Service Law Section 66-t.
PSC-37-25-00003-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 Oxbow Hill is consistent with the PSL.
PSC-37-25-00004-P	exempt	Proposed major rate increase in NYSEG's annual electric revenues by approximately $464.4 million.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-37-25-00005-P	exempt	Proposed major rate increase in RG&E's annual electric revenues by approximately $220.2 million.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-37-25-00006-P	exempt	Proposed major rate increase in RG&E's annual gas revenues by approximately $72.9 million.	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-37-25-00007-P	exempt	Proposed major rate increase in NYSEG's annual gas revenues by approximately $93 million.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-38-25-00003-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-38-25-00004-P	exempt	Waiver of the timing requirement in the Commission's policy on test years in rate cases.	To determine whether waiver of the Commission's 150 day requirement for test years is in the public interest.
PSC-38-25-00005-P	exempt	Waiver of the timing requirement in the Commission's policy on test years in rate cases.	To determine whether waiver of the Commission's 150 day requirement for test years is in the public interest.
PSC-38-25-00006-P	exempt	Waiver of the timing requirement in the Commission's policy on test years in rate cases.	To determine whether waiver of the Commission's 150 day requirement for test years is in the public interest.
PSC-38-25-00007-P	exempt	Waiver of the timing requirement in the Commission's policy on test years in rate cases.	To determine whether waiver of the Commission's 150 day requirement for test years is in the public interest.
PSC-39-25-00002-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-39-25-00003-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 Hoffman Falls Wind is consistent with the PSL.
PSC-39-25-00004-P	exempt	The New York State Standardized Interconnection Requirements (SIRs).	To enable eligible projects to be placed in-service within the time frames identified in IRS Notice 2025-42.
PSC-39-25-00005-P	exempt	Notice of Intent to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-39-25-00006-P	exempt	Design and implementation of a Commercial Managed Charging Program within the Upstate Utilities' service territories.	To improve the efficacy and participation in the Upstate Commercial Managed Charging Programs.
PSC-39-25-00007-P	exempt	Notice of Intent to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-39-25-00009-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-39-25-00010-P	exempt	The applicable regulatory regime for the owner and operator of a wind-powered generating facility.	To determine whether a lightened regulatory regime for Agricola is consistent with the PSL.
PSC-39-25-00011-P	exempt	Notice of intent to submeter electricity.	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-39-25-00012-P	exempt	Interconnection costs.	To consider a filing requesting relief from interconnection costs assigned by National Grid.
PSC-39-25-00013-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-39-25-00014-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-39-25-00015-P	exempt	Modifications to the Managed Charging Program to increase adoption of electric vehicle (EV) supply equipment and infrastructure.	To incentivize managed EV charging to encourage EV adoption to meet the State's EV adoption goals.
PSC-39-25-00016-P	exempt	Monthly reporting requirements established in 2002 for demand response programs.	To consider the cancellation of requirements to file monthly demand response program activity reports, which are duplicative.
PSC-40-25-00006-P	exempt	Electric metering equipment.	To ensure that consumer bills are based on accurate measurements of electric usage.
PSC-40-25-00008-P	exempt	Electric metering equipment.	To ensure that consumer bills are based on accurate measurements of electric usage.
PSC-40-25-00009-P	exempt	Electric metering equipment.	To ensure that consumer bills are based on accurate measurements of electric usage.
PSC-40-25-00010-P	exempt	Minor rate filing.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-41-25-00021-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-41-25-00022-P	exempt	Revisions to tariff leaves.	To ensure just and reasonable cost recovery related to a demand response pilot program.
PSC-42-25-00003-P	exempt	Transfer of indirect ownership of the telephone systems, cable television system and cable franchises.	To ensure performance in accordance with applicable cable laws, regulations and standards and the public interest.
PSC-42-25-00004-P	exempt	Bulk energy storage programs.	To consider proposed methodologies for estimating market revenue for long duration, 12+ hour, battery energy storage resources.
PSC-42-25-00005-P	exempt	Implementation of the Host Community Benefit Program.	To consider a proposal for administering customer bill credits funded by the owner of a major renewable energy facility.
PSC-42-25-00006-P	exempt	New Tariff Schedule, P.S.C. No. 1 - Water, and exemption from public service law requirements.	To ensure that a Homeowners' Association's water service is in all respects just, reasonable, and in the public interest.
PSC-42-25-00007-P	exempt	Notice of intent to submeter electricity.	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-42-25-00008-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-42-25-00009-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-42-25-00010-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-42-25-00011-P	exempt	Petition to submeter electricity & request for waiver of energy audit requirement.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-42-25-00012-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-43-25-00002-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-43-25-00003-P	exempt	Extension of the State Universal Service Fund.	To continue to provide universal service at a reasonable rate in certain service territories.
PSC-43-25-00004-P	exempt	Lightened regulatory regime and financing for the owner and operator of a photovoltaic solar electric generating facility.	To determine the regulatory framework and applicable financing for a competitive wholesale provider of electricity.
PSC-43-25-00005-P	exempt	The Build-Ready Program under the Clean Energy Standard	To consider discontinuation of the Build-Ready Program as a ratepayer-funded program.
PSC-44-25-00001-P	exempt	Electric metering equipment.	To ensure that consumer bills are based on accurate measurements of electric usage.
PSC-44-25-00002-P	exempt	Electric metering equipment.	To consider use of electric submeter and ensure that consumer bills will be based on accurate measurements of electric usage.
PSC-44-25-00003-P	exempt	The Offshore Wind Standard	To consider the New York State Energy Research and Development Authority's Offshore Wind Implementation Plan Proposal.
PSC-44-25-00004-P	exempt	Electric metering equipment.	To ensure that consumer bills are based on accurate measurements of electric usage.
PSC-45-25-00002-P	exempt	Ampersand Ogdensburg Hydroelectric project located in Ogdensburg, New York.	To promote and maintain renewable electric energy resources.
PSC-48-25-00001-EP	exempt	Pause disenrollment in utility Energy Affordabilility Programs (EAPs) and extend lookback for EAP-qualifying program benefits.	To protect low income households from losing credits towards their utility bills and ultimately, termination of service.
PSC-48-25-00003-P	exempt	Approval of the proposed cost apportionment.	To ensure a fair division of costs among customers on line extensions without passing costs to the general body of ratepayers.
PSC-48-25-00004-P	exempt	Proposed tariff modification.	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-48-25-00005-P	exempt	Clean Energy Standard Tier 1 repowering requirements.	To modify the Tier 1 repowering requirements as applicable to hydroelectric generating resources.
PSC-48-25-00006-P	exempt	Dexter hydroelectric project located in Dexter, New York.	To promote and maintain renewable energy resources.
PSC-48-25-00007-P	exempt	Victory Mills hydroelectric project located in Victory Mills, New York.	To promote and maintain renewable energy resources.
PSC-49-25-00001-P	exempt	The Ithaca UTEN Pilot Proposal filing provided by NYSEG.	To consider whether it is in the public interest to authorize NYSEG to proceed with the Ithaca Pilot Project.
PSC-49-25-00002-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-49-25-00003-P	exempt	Energy Affordability Guarantee Pilot.	To consider utility cost recovery for the administration of the Energy Affordability Guarantee Pilot.
PSC-49-25-00004-P	exempt	Petition to submeter electricity & waiver of energy audit requirement.	To ensure adequate submetering equipment, consumer protections, and energy efficiency protections are in place.
PSC-49-25-00005-P	exempt	Gas metering equipment.	To consider use of gas metering equipment and ensure that consumer bills will be based on accurate measurements of gas usage.
PSC-49-25-00006-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections, and energy efficiency improvements are in place.
PSC-49-25-00007-P	exempt	Energy Affordability Guarantee Pilot.	To consider utility cost recovery for the administration of the Energy Affordability Guarantee Pilot.
PSC-49-25-00008-P	exempt	Energy Affordability Guarantee Pilot.	To consider utility cost recovery for the administration of the Energy Affordability Guarantee Pilot.
PSC-49-25-00009-P	exempt	Petition to submeter electricity & waiver of energy audit requirement.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-49-25-00010-P	exempt	Petition to submeter electricity & waiver of energy audit requirement.	To ensure adequate submetering equipment, consumer protections, and energy efficiency protections are in place.
PSC-49-25-00011-P	exempt	Petition to submeter electricity & waiver of energy audit requirement.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-49-25-00012-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-49-25-00013-P	exempt	Notice of Intent to submeter electricity & waiver of energy audit requirement.	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-50-25-00005-P	exempt	Distribution-level demand response programs.	More efficient demand response programs to gain operational efficiency and shave peak demand.
PSC-50-25-00006-P	exempt	Distribution-level demand response programs.	More efficient demand response programs to gain operational efficiency and shave peak demand.
PSC-50-25-00007-P	exempt	Distribution-level demand response programs.	More efficient demand response programs to gain operational efficiency and shave peak demand.
PSC-50-25-00008-P	exempt	Distribution-level demand response programs.	More efficient demand response programs to gain operational efficiency and shave peak demand.
PSC-50-25-00009-P	exempt	Distribution-level demand response programs.	More efficient demand response programs to gain operational efficiency and shave peak demand.
PSC-51-25-00003-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment, consumer protections, and energy efficiency improvements are in place.
PSC-51-25-00004-P	exempt	Petition for waiver of the requirements of Opinion No. 76-17 and 16 NYCRR Part 96 regarding individual metering of living units.	To ensure adequate consumer and energy efficiency protections in case of individual metering requirement waiver.
PSC-51-25-00005-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections, and energy efficiency improvements are in place.
PSC-51-25-00006-P	exempt	Electric metering equipment.	To ensure that consumer bills are based on accurate measurements of electric usage.
PSC-52-25-00002-P	exempt	The computation of certain components used to compensate Distributed Energy Resources (DERs).	To consider revisions to the Demand Reduction Value and Locational System Relief Value compensation elements for DERs.
PSC-52-25-00003-P	exempt	O&R's 2026 Electric Emergency Response Plan.	To consider the adequacy of O&R's proposed 2026 Electric Emergency Response Plan.
PSC-52-25-00004-P	exempt	National Grid's 2026 Electric Emergency Response Plan.	To consider the adequacy of National Grid's proposed 2026 Electric Emergency Response Plan.
PSC-52-25-00005-P	exempt	The appropriate regulatory regime for owning and operating electric plant, and commercial electric submetering.	To ensure appropriate regulation of an electric corporation.
PSC-52-25-00006-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-52-25-00007-P	exempt	The New York State Reliability Council's establishment of an Installed Reserve Margin.	To ensure adequate levels of installed capacity.
PSC-52-25-00008-P	exempt	RG&E's 2026 Electric Emergency Response Plan.	To consider the adequacy of RG&E's proposed 2026 Electric Emergency Response Plan.
PSC-52-25-00009-P	exempt	Copenhagen Hydroelectric project located in Copenhagen, New York.	To promote and maintain renewable electric energy resources.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-52-25-00010-P	exempt	NYSEG's 2026 Electric Emergency Response Plan.	To consider the adequacy of NYSEG's proposed 2026 Electric Emergency Response Plan.
PSC-52-25-00011-P	exempt	Central Hudson's 2026 Electric Emergency Response Plan.	To consider the adequacy of Central Hudson's proposed 2026 Electric Emergency Response Plan.
PSC-52-25-00012-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-52-25-00013-P	exempt	Con Edison's 2026 Electric Emergency Response Plans.	To consider the adequacy of Con Edison's proposed 2026 Electric Emergency Response Plans.
PSC-52-25-00014-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-01-26-00004-P	exempt	The November 13, 2025 Order Adopting Modifications to the Uniform Business Practices.	To consider the Retail Energy Supply Association's request for rehearing.
PSC-01-26-00005-P	exempt	The Troy UTEN Pilot Proposal filings provided by National Grid.	To consider whether it is in the public interest to authorize National Grid to proceed with the Troy Pilot Project.
PSC-01-26-00006-P	exempt	Petition to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-01-26-00007-P	exempt	The November 13, 2025 Order Adopting Modifications to the Uniform Business Practices.	To consider the M&R Energy Resources Corp.'s request for rehearing.
PSC-01-26-00008-P	exempt	Minor rate filing.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-01-26-00009-P	exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
ROCHESTER-GENESEE REGIONAL TRANSPORTATION AUTHORITY			
RGT-48-25-00002-P	12/03/26	Identifies prohibited conduct, consequences of prohibited conduct, and the available appeals process.	To provide rules governing prohibited conduct to enhance safety of the public using RGRTA's services and facilities.
STATE, DEPARTMENT OF			
DOS-24-25-00003-P	06/18/26	Submission of student lists.	To ease burden on schools by removing requirements that student lists be submitted to the Department of State.
DOS-24-25-00004-P	06/18/26	Submission of student Lists.	To ease burden on schools by removing requirements that student lists be submitted to the Department of State.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
STATE UNIVERSITY OF NEW YORK			
SUN-24-25-00006-RP	06/18/26	SUNY Community College presidential appointment and approval process; presidential contract review; and temporary leadership.	Improve the process by which SUNY community college presidents and administrators-in-charge are appointed and approved.
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-46-25-00019-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, 2026 through March 31, 2026.
TEMPORARY AND DISABILITY ASSISTANCE, OFFICE OF			
TDA-41-25-00025-EP	10/15/26	Standard Utility Allowances (SUAs) for the Supplemental Nutrition Assistance Program (SNAP)	These regulatory amendments set forth federally-mandated changes to the values and application of the SUAs.
THRUWAY AUTHORITY, NEW YORK STATE			
THR-50-25-00002-P	12/17/26	On-Premises Advertising Device Permits	Include the definition of “on-premises device” in the Thruway Authority’s regulations and exempts such devices from permitting
TRANSPORTATION, DEPARTMENT OF			
TRN-51-25-00001-P	12/24/26	Compliance with Federal Motor Carrier Safety Regulations.	To incorporate by reference technical amendments to the Federal Motor Carrier Safety Regulations.
WORKERS’ COMPENSATION BOARD			
WCB-01-26-00003-P	01/07/27	Residents and fellows	To provide guidance about treatment by residents/fellows; implement amendment to section 13-b of the Workers’ Compensation Law

REGULATORY AGENDA

Education Department

Pursuant to section 202-d of the State Administrative Procedure Act, the State Education Department presents its regulatory agenda for calendar year 2026. All section and part references are to Title 8 of the New York Code of Rules and Regulations. The State Education Department reserves the right to add, delete or modify, without further notice, except as required by the State Administrative Procedure Act, any item or information presented herein as relating to the 2026 Regulatory Agenda.

OFFICE OF P-12 EDUCATION

Amendment of Parts 100 and 200 of the Regulations of the Commissioner of Education regarding program and diploma requirements as part of the NY Inspires Plan. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of Part 145-4 of the Regulations of the Commissioner of Education regarding modernizations to the New York State Indian Aid tuition program. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 100.2(y)(3) of the Regulations of the Commissioner of Education to require that school districts, when notifying parents that students are not residents of the district, must, wherever practicable, specify which district they may be entitled to enroll in. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 100.2(bb)(3) of the Regulations of the Commissioner of Education relating to special education data reporting requirements, including State Performance Plan data. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 100.2(gg) of the Regulations of the Commissioner of Education to align the definition of material incident of harassment, bullying and/or discrimination with the definition of harassment and bullying in Education Law § 11(7). A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 100.2(l) of the Regulations of the Commissioner of Education relating to school conduct and discipline to address the topics of progressive discipline, restorative practices, and equity in school discipline. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 100.5 of the Regulations of the Commissioner of Education to remove separate State assessment system requirements required for students to be eligible for a high school diploma. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 100.5(d)(12) of the Regulations of the Commissioner of Education to require the superintendent to retain the Superintendent Determination form in the student's permanent record and eliminate the annual requirement for superintendents to submit such form to the Department.

Amendment of section 100.10(h) of the Regulations of the Commissioner of Education to expand and/or modify the list of annual assessments to be utilized by home instructed students. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 100.19 of the Regulations of the Commissioner of Education relating to supports provided to struggling schools. A regulatory analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 116.3 of the Regulations of the Commissioner of Education relating to length of school day. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 119.4 of the Regulations of the Commissioner of Education relating to the location and timelines for charter school hearings. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 119.5 of the Regulations of the Commissioner of Education relating to charter school preferences. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of Part 125 of the Regulations of the Commissioner of Education relating to the requirements for the voluntary registration of nonpublic nursery schools and kindergartens. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Addition of a new Part 131 to the Regulations of the Commissioner of Education relating to the requirements for a basic educational data system code for nonpublic school sites. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of Part 135 of the Regulations of the Commissioner of Education to clarify the due process procedures related to coaching licenses, remove physiological maturity from the advanced athletic process, and update both the advanced athletic process and mixed competition. A regulatory flexibility analysis and a rural area flexibility analysis may be required.

Amendment of Part 136.4 of the Regulations of the Commissioner of Education to update language to include AED maintenance requirements to comply with Desha's Law and to include requirements for nonpublic schools to comply with Education Law § 917-a. A regulatory flexibility analysis and a rural area flexibility analysis may be required.

Amendments to 136.6 and 136.7 to update language to reflect amendments to Education Laws §§ 902-b, 916-a, 921 and 921-a related to epinephrine administration. A regulatory flexibility analysis and a rural area flexibility analysis may be required.

Amendment of Subpart 151-1 of the Regulations of the Commissioner of Education to consolidate and update the provisions governing the Universal Prekindergarten Program, consistent with statutory amendments and program implementation. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of sections 154-2 and 154-3 of the Regulations of the Commissioner of Education relating to (1) definitions of English

Language Learner subgroups, (2) definitions for qualified personnel, (3) clarification of which LEAs are required to submit a comprehensive annual plan (CEEP), (4) support for Students with Interrupted/Inconsistent Formal Education, (5) professional development requirements, (6) bilingual education program waivers, (7) requirements for handling of student identification and placement records, (8) requirements of the annual plan, (9) annual estimate of enrollment of English Language Learners by school and grade, (10) the Language Proficiency Team process, and (11) the establishment of an alternate criteria for English language learners (ELL) who are also eligible to participate in the New York State Alternate Assessment to exit ELL status.

Amendment of section 155.17 of the Regulations of the Commissioner of Education relating to annual training requirements for staff and to include the requirements of Desha's Law related to school safety plans. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Repeal of section 155.22 of the Regulations of the Commissioner of Education relating to Qualified Zone Academy Bonds and Qualified School Construction Bonds. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 155.23 of the Regulations of the Commissioner of Education relating to multi-year cost allowance. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of Part 156 of the Regulations of the Commissioner of Education relating to aid on bus purchases and timeliness of contracts. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 156.7 of the Regulations of the Commissioner of Education to provide additional clarity for the calculation of the non-allowable pupil decimal that adjusts state transportation aid to exclude costs for students transported below aidable limits under current law. A regulatory flexibility analysis for local government and a rural flexibility analysis may be required.

Addition of section 175.14 of the Regulations of the Commissioner of Education Relating to the reimbursement for prekindergarten pupils under the McKinney-Vento Homeless Assistance Act. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 175.6 of the Regulations of the Commissioner of Education relating to the period of establishing enrollment. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of Parts 100 and 200 of the Regulations of the Commissioner of Education regarding the alternate performance level for the State learning standards and the State assessment for students with severe disabilities. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 200.2 of the Regulations of the Commissioner of Education relating to least restrictive environment placements of students with disabilities. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of sections 200.4, 200.5, and 200.16 of the Regulations of the Commissioner of Education relating to alternative means of conducting initial and re-evaluations, such as virtual assessment. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 200.5(h) of the Regulations of the Commissioner of Education relating to special education mediation, including provisions relating to the immediate amendment of the IEP upon written agreement, and as may be necessary to conform to State statute. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 200.5(j) of the Regulations of the Commissioner of Education relating to impartial due process hearings. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of sections 200.7 and 200.16 of the Regulations of the Commissioner of Education relating to preschool program approval for school districts, as may be necessary to conform to changes to State statute. A regulatory flexibility analysis for local government and a rural flexibility analysis may be required.

Amendment of section 200.9 of the Regulations of the Commissioner of Education relating to tuition rates for approved special class integrated setting programs. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 200.16(i) of the Regulations of the Commissioner of Education relating to preschool continuum of services and preschool inclusion in early childhood programs. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 200.21(b) of the Regulations of the Commissioner of Education relating to procedures for the suspension or revocation of impartial hearing officer certification. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

OFFICE OF HIGHER EDUCATION

Amendment of section 3.56 of the Rules of the Board of Regents concerning consent of the Board of Regents to operation in New York by institutions of higher education operating outside of New York to revise the definition of program, to clarify the terms concerning approval of additional programs, and to clarify the terms concerning the submission of new applications. A rural area flexibility analysis and regulatory flexibility analysis may be required.

Amendment of Parts 50 and 52 of the Regulations of the Commissioner of Education concerning registration of undergraduate and graduate postsecondary curricula. A rural area flexibility analysis and regulatory flexibility analysis may be required.

Amendment of Parts 50 and 54 of the Regulations of the Commissioner of Education to amend the definitions and procedures related to off-campus instruction and locations. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Amendment of section 52.2(f) of the Regulations of the Commissioner of Education specifying the academic content of a transcript prepared by an institution of higher education. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

OFFICE OF THE PROFESSIONS

Amendment of Subpart 79-1 of the Regulations of the Commissioner of Education relating to the experience requirements for licensure as a landscape architect to clarify that experience duration must be at least one month, full-time employment shall be at least 35 hours per week, experience may be earned non-currently with full-time attendance in college, clarifications to the section names of the examination, inclusion of English as a Second Language (ESL) accommodations for testing, and addition of an endorsement pathway for licensure for U.S. and Canadian landscape architects. A rural area flexibility analysis may be required.

Amendment of section 75.2 of the Regulations of the Commissioner of Education relating to the experience requirements for licensure as a speech-language pathologist to clarify that a week of acceptable experience is defined as not less than 35 clock hours and add that credit toward the experience requirement may be given for part-time employment accumulated at the rate of not less than 12 clock hours per week for continuous periods of not less than six months. A rural area flexibility analysis may be required.

Amendment of section 66.2 of the Regulations of the Commissioner of Education relating to the licensure examination for optometrists to update this regulation to conform with changes to this licensure examination. A rural area flexibility analysis may be required.

Amendment of section 61.2 of the Regulations of the Commissioner of Education relating to the licensing examination for dentists to replace Parts I and II of the National Board Examination in dentistry with the Integrated National Board Dental Examination (INDBE). A rural area flexibility analysis may be required.

Amendment of section 31.5 of the Rules of the Board of Regents to update the addresses for licensees' submission of hearing requests to

the Professional Conduct Officer and filing a written answer to a cease and desist order with the Office of Prosecutions. A rural area flexibility analysis may be required.

Amendment to section 61.10 of the Regulations of the Commissioner of Education relating to the dental anesthesia certification requirements for licensed dentists to update and conform it to the current practice of dental anesthesia administration and improve the protection of the public. A rural area flexibility analysis may be required.

OFFICE OF ADULT CAREER AND CONTINUING EDUCATION SERVICES (ACCES)

Amendment to Part 126 of the Regulations of the Commissioner of Education related to the alternative educational and curriculum standards for non-occupational courses. A regulatory flexibility analysis for local government and a rural flexibility analysis may be required.

OFFICE OF MANAGEMENT SERVICES

Amendment of section 3.17(a)(3) of the Rules of the Board of Regents to update the revocation proceeding to revoke the certificate of incorporation after the assets of the education corporations have been discharged, and to allow the Board of Regents to appoint a representative to hear oral arguments on behalf of the Board of Regents and to make a determination in regard to such oral argument. A regulatory flexibility analysis for local government and a rural area flexibility analysis may be required.

Agency Contact:

Information may be obtained, and written comments may be submitted, concerning any of the above proposed amendments by contacting: Julia Patane Esq., Associate Counsel, Education Department, Office of Counsel, Rm. 148, 89 Washington Ave., Albany, NY 12234, (518) 474-6400, REGCOMMENTS@nysed.gov

Department of Environmental Conservation

Introduction

Each year, pursuant to SAPA, the Department publishes a Regulatory Agenda in the State Register and on its website. This is a listing of the regulations that may be proposed for adoption or amendment within that calendar year.

Division of Air Resources

6 NYCRR Part 200, ''General Provisions.'' Section 200.1 will be amended to update the definition for volatile organic compound and the associated list of compounds that are not volatile organic compounds. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis.

Contact: Parag Amin, NYS Department of Environmental Conservation, 625 Broadway, Albany, NY, 12233-3251. Telephone 518-402-8396. Email: air.regs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 200, "General Provisions." Section 200.9, "Referenced Material," will be amended to incorporate State of California legacy engine revisions to the Heavy-Duty Low NOx Omnibus regulation, previously adopted by the Department in 2022. Separately, Section 200.9 will be amended to incorporate State of California regulatory revisions to the Advanced Clean Trucks regulation, previously adopted by the Department in 2021. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis.

Contact: Mitch Tabor, NYS Department of Environmental Conservation, 625 Broadway, Albany, NY, 12233-3255. Telephone 518-402-8292. Email: air.regs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 200, "General Provisions." Section 200.9, "Referenced Material," will be amended to update EPA reference documents in 40 Code of Federal Regulations and remove test methods that were previously referenced that are no longer needed. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis.

Contact: Nathan Putnam, NYS Department of Environmental Conservation, 625 Broadway, Albany, NY, 12233-3255. Telephone 518-402-8451. Email: air.regs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 200, ''General Provisions.'' Section 200.10 will be amended to update the list of federal air regulations the Department has incorporated by reference. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact: Steve Yarrington, NYS Department of Environmental Conservation, 625 Broadway, Albany, NY, 12233-3254. Telephone 518-402-8403. Email: air.regs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 212, "General Process Emission Sources." The existing regulation will be revised to address inadequacies identified since the last major revision was promulgated in 2015. The regulation will be strengthened to address recent changes in federal regulations meant to protect the public health. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact: Randi Walker, NYS Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3259. Telephone: 518-402-8402. Email: air.regs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 215, "Open Fires." Part 215 will be amended to eliminate common sources of confusion by narrowing certain definitions and adding others. In addition, DAR proposes to revise the open burning exception at 215.3(a) for better adaptability to climate change. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact: Emily Buckingham, NYS Department of Environmental Conservation, 625 Broadway, Albany, NY, 12233-3254. Telephone 518-402-8403. Email: air.regs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 218, Revisions to Part 218 "Emissions Standards for Motor Vehicles and Motor Vehicle Engines," and attendant revisions to 6 NYCRR Section 200.9, "Referenced Material," will be amended to incorporate clarifying updates to the Aftermarket Catalytic Converter (AMCC) standards to including new definitions related to warehouse activities. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact: Momtaj Mou, NYS Department of Environmental Conservation, 625 Broadway, Albany, NY, 12233-3254. Telephone 518-402-8292. Email: air.regs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 218, "Emission Standards for Motor Vehicles and Motor Vehicle Engines," and Section 200.9, "Referenced Material" will be revised to incorporate updates to the State of California's Heavy-Duty Low NOx Omnibus Regulation. California adopted amendments to this regulation in 2024 that include additional manufacturer compliance flexibilities for legacy engines. The Department is also extending a transit bus exemption. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact: Mitch Tabor, NYS Department of Environmental Conservation, 625 Broadway, Albany, NY, 12233-3255. Telephone 518-402-8292. Email: air.regs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 218, "Emission Standards for Motor Vehicles and Motor Vehicle Engines,'' and Section 200.9, "Referenced Material" will be revised to incorporate updates to the State of California's Advanced Clean Trucks (ACT) regulation. California adopted amendments to this regulation in 2025 that include additional manufacturer compliance flexibilities and minor clarifications. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis.

Contact: Mitch Tabor, NYS Department of Environmental Conservation, 625 Broadway, Albany, New York, 12233-3255. Telephone 518-402-8292. Email: air.regs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Subpart 228-1, ''Motor Vehicle and Mobile Equipment Repair and Refinishing'' (MVMERR). Subpart 228-1 will be revised to lower the VOC content limits of surface coatings used in motor ve-

hicle and mobile equipment repair and refinishing. This is consistent with a model rule developed by the Ozone Transport Commission (OTC) in 2009 (OTC MVMERR Model Rule). This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact: Marie Barnes, NYS Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3251. Telephone: 518-402-8396. Email: air.regs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 229, "Petroleum and Volatile Organic Liquid Storage and Transfer." This proposal will include amendments to reduce emissions from petroleum and volatile organic liquid storage and transfer. This rulemaking will require a Rural Area Flexibility Analysis and Regulatory Flexibility Analysis for Small Business and Local Governments.

Contact: Drew Hoffert, NYS Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3254. Telephone: 518-402-8403. Email: air.regs@dec.ny.gov. Please include the Part number when e-mailing.

6 NYCRR Part 231, "New Source Review for New and Modified Facilities." This proposal will include amendments to require the evaluation of more stringent controls for applicable projects at facilities located in areas designated as nonattainment for sulfur dioxide (SO2). Additionally, Division of Air Resources will propose to amend the definitions of "nonattainment area" at 200.1(av) and "major stationary source or major source or major facility" at 201-2.1(b)(21). Division of Air Resources will also revise the requirement to commence construction in 231-3.7 and analogous provision in 201-1.15 and revise language in 231-3.5(c) and 231-4.1(b)(42)(i)(c) to require approval to subtract emissions unrelated to a project when determining an emission increase.

Contact: Steve Yarrington, NYS Department of Environmental Conservation, 625 Broadway, Albany, New York, 12233-3254. Telephone 518-402-8403. Email: air.regs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 242, "CO2 Budget Trading Program." The regulation will be amended, as necessary and appropriate, to be consistent with the Regional Greenhouse Gas Initiative 2025 Program Review. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact Nathan Putnam, NYS Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3251, Telephone: 518-402-8451. Email: air.regs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 252, "New York Emissions Reduction Program." To advance the Climate Leadership and Community Protection Act, a new Part 252 may be proposed reflecting recommendations in the Climate Action Council's final Scoping Plan to create a statewide program for greenhouse gas emissions reductions. This rulemaking would require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis.

Contact: Nathan Putnam, NYS Department of Environmental Conservation, 625 Broadway, Albany, NY, 12233-3251. Telephone 518-402-8451 Email: air.regs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Subpart 482-3, "Ozone Nonattainment Program Fees," will be promulgated to satisfy provisions required by federal Clean Air Act section 185 and authorized by newly enacted Environmental Conservation Law section 19-0328, related to the enforcement for severe and extreme ozone nonattainment areas for failure to attain the relevant National Ambient Air Quality Standard. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact: Daniel Goss, NYS Department of Environmental Conservation, 625 Broadway, Albany, NY, 12233-3251. Telephone 518-402-8396. Email: air.regs@dec.ny.gov. Please include the Subpart number when emailing.

Division of Communication, Education, and Engagement

6 NYCRR Part 623, Use Of Environmental Education Centers. The existing regulation will be updated to include all four environmental education centers and allow the Department to approve the serving of alcohol at limited functions. Contact: Tom Shimalla, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4501. Telephone: 518-402-8043 E-mail: enved@dec.ny.gov Please include Part 623 in the subject line when emailing.

Division of Environmental Remediation

6 NYCRR Part 375, Environmental Remediation Programs. The existing regulation will be amended to: (1) incorporate soil cleanup objectives for perfluorooctanoic acid (PFOA) and perfluorooctane sulfonate (PFOS) into the contaminant tables in Part 375-6.8 and (2) revise the soil cleanup objectives for lead to coincide with values published by the United States Environmental Protection Agency in January 2023. This rule making will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact: Bill Ottaway, New York State Department of Environmental Conservation, 625 Broadway, Albany, New York 12233-7020. Telephone: 518-402-9553. E-mail: derweb@dec.ny.gov Please include 'Part 375' in the subject line when e-mailing.

6 NYCRR Parts 597 and 598, Chemical Bulk Storage Regulations. The existing regulation will be amended to: (1) address future physical climate risk (e.g., sea-level rise, storm surges, flooding, etc.) especially as they pertain to the design, installation, operation, maintenance, and periodic inspection/testing/monitoring of CBS tanks at new or existing facilities; and (2) resolve any discrepancies between certain requirements, where applicable. This rule making will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact: Frank Bondi, New York State Department of Environmental Conservation, Division of Environmental Remediation, 625 Broadway, Albany, New York 12233-7020. Telephone: 518-402-9553. E-mail: derweb@dec.ny.gov Please include 'Parts 597 and 598' in the subject line when e-mailing.

6 NYCRR Part 610, Certification of Onshore Major Facilities. The existing regulation will be repealed and replaced to: (1) incorporate appropriate language from the New York State Department of Transportation regulations, 17 NYCRR Parts 30, 31 and 32, that pertains to the administration of the MOSF program, which has been solely handled by the Department since 1985; (2) repeal 17 NYCRR Parts 30, 31 and 32; (3) improve the consistency and clarity of language directing the administration of the MOSF program, which would make explicit in regulation the procedures for licensing MOSFs; and (4) enhance monitoring, maintenance, procedures, and equipment requirements to prevent leaks and spills, by reflecting language from the updated Part 613 and any pertinent federal regulations. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact: Amiel Lagatic, New York State Department of Environmental Conservation, 625 Broadway, Albany, New York 12233-7020. Telephone: 518-402-9553. E-mail: derweb@dec.ny.gov Please include 'Part 610' in the subject line when e-mailing.

6 NYCRR Part 611, Environmental Priorities and Procedures in Petroleum Cleanup and Removal. The existing regulation will be repealed and replaced to incorporate requirements from Article 12 of the Navigation Law, which prohibits the discharge of petroleum and provides for cleanup and removal of any petroleum discharge. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact: Josh Utberg, New York State Department of Environmental Conservation, 625 Broadway, Albany, New York 12233-7020. Telephone: 518-402-9553. E-mail: derweb@dec.ny.gov Please include 'Part 611' in the subject line when e-mailing.

6 NYCRR Part 613, Petroleum Bulk Storage Regulations. The existing regulation will be amended to: (1) address future physical climate risk (e.g., sea-level rise, storm surges, flooding, etc.) especially as they pertain to the design, installation, operation, maintenance, monitoring, testing, and inspection of PBS tanks at new or existing facilities; (2) incorporate additions to the NYS Environmental Conservation Law; and (3) resolve any discrepancies between certain requirements, where

applicable. This rule making will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact: Amiel Lagatic, New York State Department of Environmental Conservation, Division of Environmental Remediation, 625 Broadway, Albany, New York 12233-7020. Telephone: 518-402-9553. E-mail: derweb@dec.ny.gov Please include 'Part 613' in the subject line when e-mailing.

Division of Fish and Wildlife

6 NYCRR Part 182, Endangered and threatened fish and wildlife. The existing regulation will be updated to revise the lists of endangered, threatened and special concern species. This rule making will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact: Daniel Rosenblatt, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3251. Telephone: 518-402-8884. E-mail: wildliferegs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 1, multiple sections pertaining to Deer Hunting Seasons, Issuance and Use of Deer Hunting Tags, and Deer Management Permits. Statutory Authority: Environmental Conservation Law, sections 11-0903, 11-0907, 11-0911, and 11-0913. This rulemaking will improve deer management capacity by removing barriers and emphasizing harvest of antlerless deer. This rule making will not require a Regulatory Flexibility Analysis for Small Businesses and Local Governments or a Rural Area Flexibility Analysis. Contact: Jeremy Hurst, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4754. Telephone: 518-402-8883. E-mail: wildliferegs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 1.31, Hunting Black Bear. Statutory Authority: Environmental Conservation Law, sections 11-0303, 11-0903, and 11-0907. This rulemaking will enhance bear management capacity by improving opportunities for hunters to successfully harvest a bear. The rulemaking will also establish a process to enable DEC to more easily monitor bear hunting participation and effort and estimation of annual bear harvest. This rule making will not require a Regulatory Flexibility Analysis for Small Businesses and Local Governments or a Rural Area Flexibility Analysis. Contact: Jeremy Hurst, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4754. Telephone: 518-402-8883. E-mail: wildliferegs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 1.40. Hunting wild turkey. Statutory Authority: Environmental Conservation Law, sections 03-0303 and 11-0903. The existing regulation will be amended to align spring turkey hunting seasons with hunter values and interests. This rule making will not require a Regulatory Flexibility Analysis for Small Businesses and Local Governments or a Rural Area Flexibility Analysis. Contact Joshua Stiller, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4754. Telephone: 518-402-8883. E-mail: wildliferegs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Parts 54, 63, 71, 102, 104, 105, 106, 108, and 113. Area-specific regulations for Wildlife Management Areas. Statutory Authority: Environmental Conservation Law, section 11-2101. The existing regulations will be repealed or revised to address redundancy or inconsistency with 6 NYCRR Part 51, and/or modernized to foster consistency with current management. There is also a need for new area-specific regulations in addition to 6 NYCRR Part 51 to address public use, clarify required permits, and reduce reliance on posted notices at Baxtertown Woods, John White, Oak Orchard, and Tonawanda Wildlife Management Areas (WMAs). This rule making will not require a Regulatory Flexibility Analysis for Small Businesses and Local Governments or a Rural Area Flexibility Analysis. Contact Katherine Yard, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4754. Telephone: 518-402-8883. E-mail: wildliferegs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 189, Pertaining to Chronic Wasting Disease. Statutory Authority: Environmental Conservation Law, sections 03-0301, 11-0325 and 11-1905. The New York State Interagency Chronic Wasting Disease (CWD) Risk Minimization Plan was finalized in May 2018. To prevent the introduction of CWD into the state and protect New York's wild deer and moose from the persistent spread of this always-fatal disease, additional measures are being considered as described in the Risk Minimization Plan. This rule making will not require a Regulatory Flexibility Analysis for Small Businesses and Local Governments or a Rural Area Flexibility Analysis. Contact: Jeremy Hurst, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4754. Telephone: 518-402-8883. E-mail: wildliferegs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 2.25, Hunting upland game birds. Statutory Authority: Environmental Conservation Law, sections 03-0303 and 11-0903. The existing regulation will be amended to expand areas of the state open to hunting female pheasants. This rule making will not require a Regulatory Flexibility Analysis for Small Businesses and Local Governments or a Rural Area Flexibility Analysis. Contact Joshua Stiller, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4754. Telephone: 518-402-8883. E-mail: wildliferegs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 2.30, Migratory Game Birds. Statutory Authority: Environmental Conservation Law, sections 11-0903 and 11-0933. The existing regulation will be amended to conform to federal regulations for the Federal Duck Stamp and address expected changes to the federal conservation order for light geese (snow geese and Ross's geese). This rule making will not require a Regulatory Flexibility Analysis for Small Businesses and Local Governments or a Rural Area Flexibility Analysis. Contact Joshua Stiller, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4754. Telephone: 518-402-8883. E-mail: wildliferegs@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 10, Pertaining to sportfishing season dates. The Department may propose an earlier closing date for the fishing seasons for walleye, northern pike, chain pickerel, and tiger muskellunge to better protect populations that are likely to spawn earlier because of climate change. The Department may also propose eliminating special walleye fishing regulations on waters where they are no longer needed due to new management objectives. These amendments may require a Regulatory Flexibility Analysis for Small Businesses or a Rural Area Flexibility Analysis. Contact: Jeffrey Loukmas, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233. Telephone: 518-402-8897. E-mail: jeffrey.loukmas@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 10, Pertaining to Adirondack brook trout and bait fish fishing regulations. The Department may propose brook trout and bait fish regulations for the Adirondacks pending public comments on an Adirondack Brook Trout Pond Management Plan. These amendments may require a Regulatory Flexibility Analysis for Small Businesses or a Rural Area Flexibility Analysis. Contact: Fred Henson, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233. Telephone: 518-402-8901. E-mail: fred.henson@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 10, Pertaining to inland trout stream regulations by reference. The Department may propose an amendment to streamline the regulations and incorporate stream reach classification criteria, consistent with the New York State Trout Stream Management Plan. These amendments may require a Regulatory Flexibility Analysis for Small Businesses or a Rural Area Flexibility Analysis. Contact: Fred Henson, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233. Telephone: 518-402-8901. E-mail: fred.henson@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 10, Pertaining to special regulations for black bass and walleye in Lake Ontario and the St. Lawrence River. The Department may propose amendments to 6 NYCRR 10.2 to better harmonize

New York's black bass regulations with the Province of Ontario for Lake Ontario and the St. Lawrence River for improved management on this shared waterbody. Minimum size and bag limits for harvest may also be adjusted based on a near future analysis. These amendments may require a Regulatory Flexibility Analysis for Small Businesses or a Rural Area Flexibility Analysis. Contact: Jana Lantry, New York State Department of Environmental Conservation, 317 Washington St., Watertown, NY 13601-3787. Telephone: (315) 785-2258. E-mail: jana.lantry@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 10, Pertaining to statewide regulations for fish species recently added to the list of Species of Special Concern under 6 NYCRR Part 182. The Department may propose amendments to 6 NYCRR Part 10 to better protect newly designated species of Special Concern from unregulated or under-regulated take. These amendments may require a Regulatory Flexibility Analysis for Small Businesses or a Rural Area Flexibility Analysis. Contact: Lisa Holst, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233. Telephone: (518) 402-8887. E-mail: lisa.holst@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 36, Pertaining to Lake Erie commercial fishing regulations. The Department may propose amendments to 6 NYCRR Part 36 to bring commercial fishing regulations on Lake Erie in line with modern fisheries management and current stock status on this shared resource, pending public comments. These amendments may require a Regulatory Flexibility Analysis for Small Businesses or a Rural Area Flexibility Analysis. Contact: Jason Robinson, New York State Department of Environmental Conservation, 178 Point Drive North, Dunkirk, NY 14048. Telephone: 716-366-0228. E-mail: jason.robinson@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 10, Pertaining to special regulations for Lake Ontario, and Niagara River. The Department may propose amendments to 6 NYCRR Part 10 to standardize and simplify fishing regulations for Lake Ontario and the Niagara River, including tributaries. This may include changes to tackle and gear restrictions, seasonal tributary regulations, size limits, and season and bag limits. These amendments may require a Regulatory Flexibility Analysis for Small Businesses or a Rual Area Flexibility Analysis. Contact: Christopher Legard, New York State Department of Environmental Conservation, 541 E. Broadway, Cape Vincent, NY 13618. Telephone: (315)654-2147. E-mail. Christopher.legard@dec.ny.gov. Please include part number when emailing

Division of Lands and Forests

6 NYCRR Part 190, Use of State Lands. Amend Part 190 to include a new section, Saint Regis Canoe Area. These regulations will protect the natural resources in the Saint Regis Canoe Area from overuse by applying restrictions to group size, camping, campfires and other activities. Contact: Josh Clague, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4254, Telephone: 518 473-9518, E-mail: josh.clague@dec.ny.gov

6 NYCRR Part 190, Use of State Lands, Amend Part 190 to include a new section, Forest Preserve Health and Safety Land Account and Utility Lines/Bicycle Paths. These regulations, authorized by amendments to Article XIV of the New York State Constitution, establish a "land account" for forest preserve land that can be used for certain types of public health and safety projects and for burial of utility lines in road corridors crossing forest preserve lands as well as allowing bicycle trails in these corridors.

Contact: Josh Clague, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4254, Telephone: 518 473-9518, E-mail: josh.clague@dec.ny.gov

6 NYCRR Section 190, Use of State Lands, Amend section 190.13, Wilderness Areas in the Adirondack Park. These regulations will address public use on Wilderness Areas in the High Peaks Complex to ensure natural resource protection and public safety while providing a positive user experience. Contact: Josh Clague, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4254, Telephone: 518 473-9518, E-mail: josh.clague@dec.ny.goving issues a NYCRR Part 199, Taxation of Forest Land. Ad e

6 NYCRR Part 190, Use of State Lands, Amend section 190.40, Adirondack Rail Trail. These regulations will address public use on the Adirondack Rail Trail to ensure natural resource protection and public safety while providing a positive user experience. Contact: Josh Clague, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4254, Telephone: 518 473-9518, E-mail: josh.clague@dec.ny.goving

6 NYCRR Part 193, Trees and Plants. Amend section 193.3, Protected Native Plants, by updating the lists of endangered, threatened, rare, and exploitably vulnerable plants to reflect changes in population status that have occurred since the last update in 2012. Scientific names will also be updated to reflect current taxonomic nomenclature. Contact: Justin Perry, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4253, Telephone: 518 402-9425 E-mail: justin.perry@dec.ny.gov

6 NYCRR Part 193, Nurseries and Planting Stock. Amend section 193.1 to promote increased usage of New York grown planting stock and allow coordination with private nurseries to further the State's 25 million tree planting goal. A Regulatory Flexibility Analysis will be prepared. Contact: Pieter Bridge, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4253, Telephone: 518 402-9405 E-mail: pieter.bridge@dec.ny.gov

6 NYCRR Part 575, Prohibited and Regulated Invasive Species. Amend sections 575.3, Prohibited Invasive Species and 575.4, Regulated Invasive Species to update these lists. The purpose of this Part is to establish procedures to identify and classify invasive species and to establish a permit system to restrict the sale, purchase, possession, propagation, introduction, importation, and transport of invasive species in New York, as part of the Department of Environmental Conservation's statewide invasive species management program, as required by ECL sections 9-1709 and 71-0703. A Regulatory Flexibility Analysis and Rural Area Flexibility Analysis will be prepared. Contact: Justin Perry, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4253, Telephone: 518 402-9425 E-mail: justin.perry@dec.ny.gov

Division of Marine Resources

6 NYCRR Part 10, Sportfishing Regulations. The Department is proposing amendments that pertain to the management of diadromous fish, including striped bass in the Hudson River and tributaries north of the George Washington Bridge, to maintain compliance with the interstate fishery management plan developed by the Atlantic States Marine Fisheries Commission. Proposed amendments could include changes to the season, minimum size limit, possession limit and the manner of take. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis. Contact: John Maniscalco, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, New York 11754. Telephone: 631-444-0430. E-mail: john.maniscalco@dec.ny.gov. Please reference 6 NYCRR Part 10 when emailing.

6 NYCRR Part 11, More than One Species. The Department is proposing amendments that pertain to the management of diadromous fishes, including American eel, for taking, possessing, sale, or trafficking in the Harlem or East Rivers and the Hudson River and Delaware River. The amendments are needed for New York State to remain in compliance with fishery management plans developed by the Atlantic States Marine Fisheries Commission or as directed in the Federal Sustainable Fisheries Act for such species. These amendments will also comply with the requirements of Environmental Conservation Law regarding the management of anadromous species. The purpose of these regulations is to protect and to maintain the health of these fish stocks. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis. Contact: John Maniscalco, New York State Department of Environmental Conservation,123 Kings Park Blvd., Kings Park, New York 11754. Telephone: 631-444-0430. E-mail: john.maniscalco@dec.ny.gov. Please reference 6 NYCRR Part 11 when emailing.

6 NYCRR Part 18, Taking Bait. The Department is proposing amendments that pertain to the management of diadromous fishes to

take as bait for sportfishing through the use of fishing devices. The amendments are needed for New York State to remain in compliance with fishery management plans developed by the Atlantic States Marine Fisheries Commission or as directed in the Federal Sustainable Fisheries Act for such species. These amendments will also comply with the requirements of Environmental Conservation Law regarding the management of anadromous species. The purpose of these regulations is to protect and to maintain the health of these fish stocks. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis. Contact: John Maniscalco, New York State Department of Environmental Conservation,123 Kings Park Blvd., Kings Park, New York 11754. Telephone: 631-444-0430. E-mail: john.maniscalco@dec.ny.gov. Please reference 6 NYCRR Part 18 when emailing.

6 NYCRR Part 35, Licenses. The Department proposes to establish new reporting requirements for certain inland commercial fishery license holders, consistent with those in Part 40 for the same regulated species. The Department also proposes to reduce the number of types of licenses issued and to increase the fees charged for certain licenses. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis.

Contact: John Maniscalco, New York State Department of Environmental Conservation,123 Kings Park Blvd, Kings Park, New York 11754. Telephone: 631-444-0430. E-mail: john.maniscalco@dec.ny.gov. Please reference 6 NYCRR Part 35 when emailing.

6 NYCRR Part 36, Gear and Operation of Gear. The Department is proposing amendments that pertain to the management of diadromous fishes in the Hudson and Delaware Rivers and are needed to maintain compliance with fishery management plans developed by the Atlantic States Marine Fisheries Commission (ASMFC) or as directed in the Federal Sustainable Fisheries Act for such species. The amendments will also comply with the requirements of Environmental Conservation Law regarding the management of anadromous species. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis. Contact: John Maniscalco, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, New York 11754. Telephone: 631-444-0430. E-mail: john.maniscalco@dec.ny.gov. Please reference 6 NYCRR Part 36 when emailing.

6 NYCRR Part 38, The Department proposes to amend reporting requirements for Food Fish and Crustacea Dealers and Shippers license holders to more clearly detail information that must be included on purchase reports. The Department proposes to amend regulations to amend reporting and record keeping requirements for State licensed harvesters. The Department proposes to amend reporting requirements for protected species. The Department proposes to adopt changes to the shipping, labeling and packing requirements to require harvester's fishing vessel trip report numbers on labels for quota managed species and adopt regulations to clarify provision for records retention by food fish shippers and dealers. The Department also proposes amendments governing the application of tags, the sale and possession of tagged and untagged fish, and reporting/record keeping requirements for harvesters and dealers as it pertains to tagged tautog. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis.

Contact: Megan Barrow, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-444-0430. E-mail: megan.barrow@dec.ny.gov. Please reference 6 NYCRR Part 38 when emailing.

6 NYCRR Part 39, The Department proposes to create a definition for proof of residency and establish requirements for providing such proof of residency when obtaining marine licenses and permits. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis. Contact: Jessica Steve, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-444-0430. E-mail: jessica.steve@dec.ny.gov. Please reference 6 NYCRR Part 39 when emailing.

6 NYCRR Part 40, Marine Fish. The Department proposes to amend regulations pertaining to the management of marine and diadromous fishes, including striped bass, to maintain compliance with fishery management plans developed by the Atlantic States Marine Fisheries Commission (ASMFC), or with the requirements of Environmental Conservation Law, or pursuant to the Federal Sustainable Fisheries Act for such species. Proposed amendments will also provide compliance with National Marine Fisheries Service requirements and other federal laws. The Department proposes to amend the regulations to define what methods are allowed for recreational anglers to take fish. The Department proposes to amend the striped bass and summer flounder commercial fishing special regulations to replace qualifications for permits and make changes to striped bass commercial fishing permit reissuance and striped bass commercial permit tag provisions. New regulations would be proposed to make changes in the summer flounder commercial fishing special regulations to add language for re-qualification similar to that in the striped bass commercial fishing special regulations. The Department proposes to adopt regulations to establish a commercial eel permit with reporting requirements statewide, and to extend coverage by the general provisions of this part to include Rockland and Putnam Counties and ensure that commercial possession and sale is covered statewide. The Department proposes to amend commercial fishing regulations for American eel to establish quota-based fishing limits and closures. The Department proposes to adopt regulations which will require the use of bait bags when fishing with eel pots. The Department proposes to change the open season for striped bass commercial fishing. The Department proposes to change the open season for striped bass recreational fishing potentially including non-targeting closures, consistent with the ASMFC fishery management plan. The Department proposes amendments to establish seasonal area gear closures and gear modifications to decrease bycatch of Atlantic sturgeon and other protected species. The Department may amend gear and manner of take restrictions for the shore-based shark fishery to further discourage fishing on prohibited shark species. The Department also proposes to adopt handling requirements for recreational shark anglers to maximize the chances of survival of sharks being released. The Department proposes additional regulations that ensure New York State commercial and recreational fishermen remain in compliance with NOAA shark fishery requirements. The Department proposes amendments to modify rules pertaining to commercial tautog tag issuance, allocation, and accountability. The Department proposes rules to implement gillnet and pot gear restrictions, marking requirements and other measures to comply with the federal Marine Mammal Protection Act. The Department proposes to adopt regulations that implement a northern puffer fish minimum size limit, possession limit and/or open season for recreational and/or commercial fisheries. The Department proposes to adopt regulations that would require Marine and Coastal District Party and Charter Boat License holders to retain racks of filleted scup and black sea bass for inspection by Law Enforcement. The Department proposes to adopt regulations to allow for transfer of commercial tags amongst Commercial Striped Bass Harvester permit holders. The Department proposes to adopt regulations that implement a northern puffer fish minimum size limit, possession limit and/or open season for recreational and/or commercial fisheries. The Department proposes to create regulations which would formalize Special Harvest Programs for commercial fishermen. Special Harvest Programs allow eligible commercial fishermen to possess weekly or biweekly limits for quota managed species, when authorized by the Department. This regulation would clarify program rules for participants and improve law enforcement's ability to enforce program rules. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis. Contact: John Maniscalco, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-444-0430. E-mail: john.maniscalco@dec.ny.gov. Please reference 6 NYCRR Part 40 when emailing.

6 NYCRR Part 41, Sanitary Condition of Shellfish Lands. As nec-

essary, the Department will propose to amend regulations that specify the classification (certified or uncertified) of shellfish lands. These amendments are necessary to abide by the National Shellfish Sanitation Program (NSSP) and to protect public health by designating lands that do not meet bacteriological water quality criteria as uncertified (closed) to shellfish harvesting. Shellfish lands that meet the water quality criteria are designated as certified (open) for the taking of shellfish. Shellfish are defined in law as oysters, scallops, clams, and mussels. The Department proposes that shellfish lands that have not been subject to a sanitary survey conducted within the previous twelve (12) years be designated as uncertified. The Department proposes to clarify current closure descriptions to reduce complexity and improve readability of the regulations. This rulemaking may require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis. Contact: Matt Richards, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-444-0491. E-mail: matt.richards@dec.ny.gov. Please reference 6 NYCRR Part 41 when emailing.

6 NYCRR Part 42, Sanitary Control Over Shellfish. The Department proposes to amend regulations pertaining to the sanitary, record keeping, and reporting requirements, as necessary, to protect public health and allow for the modification of any conditions placed on permit activities after the permit has been issued for shellfish harvesters and shippers needed to comply with the guidelines of the National Shellfish Sanitation Program (NSSP), the federal regulations regarding interstate shipment of shellfish, and the Environmental Conservation Law. The proposed regulations will modify the descriptions of allowable activities under each category of shellfish shipper permits and the harvester permit consistent with the NSSP and the Environmental Conservation Law and amend and clarify descriptions of shellfish harvest areas to clearly delineate geographical sites where shellfish are harvested. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis. Contact: William Athawes, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-444-0494. E-mail: william.athawes@dec.ny.gov. Please reference 6 NYCRR Part 42 when emailing.

6 NYCRR Part 43, Surfclam/Ocean Quahog Fishery Management. The Department proposes to amend regulations pertaining to the management of surfclams and ocean quahogs that are consistent with the provisions of fishery management plans adopted by the Department and allow for the orderly implementation of any changes to the Environmental Conservation Law for the surfclam fishery. All amendments may describe changes to permit requirements and eligibility, harvest limits, cage tag requirements or exemptions, gear restrictions, record keeping, and reporting requirements. This rulemaking may require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis. Contact: Chelsea Miller, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-449-9037. E-mail: chelsea.miller@dec.ny.gov. Please reference 6 NYCRR Part 43 when emailing.

6 NYCRR Part 44, Lobsters and Crabs. The Department proposes to amend regulations pertaining to the management of lobsters, decapod crabs, and horseshoe crabs to maintain the health of such species and to prevent the introduction of exotic species. These proposed regulations would comply with fishery management plans developed by the Atlantic State Marine Fisheries Commission (ASMFC) for these species and with requirements of the Environmental Conservation Law. The proposed regulations would include general provisions consistent with those found in Part 40. The proposed amendments would establish rules on crab dredging including possible open crab dredge seasons and areas, establish crab pot and trot line limits, revise blue crab size limits, and establish a special permit for non-commercial blue crab harvest and reporting requirements. The Department proposes to clarify current language and remove unnecessary regulations. Horseshoe crab regulations will be proposed to allow more control over the harvest and storage of horseshoe crabs. Rules will be developed to better manage the horseshoe crab biomedical harvest, biomedical users and biomedical bleeders. Rules would also be developed to prohibit the importation, possession and use of Asian horseshoe crabs. ASMFC will be developing an Addendum to the lobster management plan to scale the size of the Southern New England lobster fishery to the size of the resource and to respond to the continued depletion of the stock. The Department would propose lobster regulations based on the details of these Addenda. The Department would propose rules for the use and sale of non-local crustaceans in New York's marine district. Rules would be developed to modify lobster trap tag allocations in order to implement trap transferability program and decrease trap effort. The Department proposes to develop rules to implement lobster gear restrictions, marking requirements and other measures to comply with the federal Marine Mammal Protection Act. The Department will also develop rules to establish a minimum age for the non-commercial lobster license. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis. Contact: Christopher Scott, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-444-0429. E-mail: christopher.scott@dec.ny.gov. Please reference 6 NYCRR Part 44 when emailing.

6 NYCRR Part 45, Transplanting of Shellfish. The Department proposes to amend regulations pertaining to the transplanting of shellfish that are necessary for the protection of the public health, compliance with federal guidelines, and minimum requirements from the National Shellfish Sanitation Program (NSSP) Model Ordinance (MO). The proposed regulations would amend requirements for permits, transplanting of shellfish, periods of transplanting, relay area certification, and establish requirements for recordkeeping and reporting. The proposed regulations would also establish requirements for water quality, shellfish testing, and bacterial reduction (cleansing) studies. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Government as well as a Rural Area Flexibility Analysis.

Contact: Wade Carden, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-444-0481. E-mail: wade.carden@dec.ny.gov. Please reference 6 NYCRR Part 45 when emailing.

6 NYCRR Part 48, Marine Hatcheries, On-Bottom and Off-Bottom Culture of Marine Plant and Animal Life. The Department proposes to amend regulations pertaining to the sale of cultured food fish and other cultured food products for consumption or resale. The proposed regulations would amend requirements for marking and identification of cultivation products in commercial markets, requirements for permits, and record keeping and reporting requirements. The Department proposes to amend regulations pertaining to application standards and requirements for issuance of marine hatchery and on- and/or off-bottom culture permits. This amendment is necessary to ensure that these standards and requirements are consistent with guidelines of the National Shellfish Sanitation Program (NSSP) Model Ordinance (MO), including the applicant's submission of a written operational plan that considers all activities which may pose a significant public health concern, including, but not limited to, shellfish seed production in waters classified as uncertified, aquaculture structures that attract birds or mammals, and aquaculture husbandry practices. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Government as well as a Rural Area Flexibility Analysis. Contact: Jennifer O'Dwyer, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-444-0489. E-mail: jennifer.odwyer@dec.ny.gov. Please reference 6 NYCRR Part 48 when emailing.

6 NYCRR Part 49, Shellfish Management. The Department proposes to adopt regulations for the management of hard clams, soft or steamer clams and razor clams. The management measures include provisions for size limits, catch and possession limits, open and closed seasons, closed areas, restrictions on the manner of taking and landing, requirements for permits and eligibility, record keeping and identification requirements, requirements on the amount and type of fishing effort and gear, and requirements relating to transportation, possession and sale. The Department proposes to amend regulations pertaining to the possession of oysters of less than legal size which is

needed to ensure enforceability and compliance with the minimum size requirements for harvest of wild (natural) oysters in the marine district. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Government as well as a Rural Area Flexibility Analysis. Contact: Debra Barnes, New York State Department of Environmental Conservation,123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-444-0477. E-mail: debra.barnes@dec.ny.gov. Please reference 6 NYCRR Part 49 when emailing.

6 NYCRR Part 50, Miscellaneous Marine Species. The Department proposes to adopt new regulations for the protection and management of various other marine species. The Department also proposes to adopt regulations detailing marine mammal and sea turtle viewing restrictions including minimum distance, speed restrictions and prohibition on feeding. This rulemaking may require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis. Contact: Christopher Scott, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-444-0429. E-mail: christopher.scott@dec.ny.gov. Please reference 6 NYCRR Part 50 when emailing.

6 NYCRR Part 608, Use and Protection of Waters (Floating Overwater Structures). The Department proposes to clarify the regulatory authority over barges and vessels that are converted to non-maritime uses, i.e., floating overwater structures. Floating overwater structures have the potential to cause many negative impacts to natural resources by unnaturally shading the water column and bottom habitat, as well as disrupting the natural current of water, and are becoming increasingly more common in the waters surrounding New York City. This rulemaking may require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis. Contact: Julia Socrates, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-444-0473. E-mail: julia.socrates@dec.ny.gov. Please reference 6 NYCRR Part 608 when emailing.

6 NYCRR Part 661, Tidal Wetlands – Land Use Regulations. The Department proposes to amend regulations to better align with the Climate Leadership and Community Protection Act of 2019 and the Community Risk and Resiliency Act of 2014, and with current legislation that requires the Department to authorize and encourage the use of nature-based solutions to stabilize tidal shorelines in the state. This rulemaking may require a Regulatory Flexibility Analysis for Small Businesses and Local Government and a Rural Area Flexibility Analysis. Contact: Cassandra Bauer, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-444-0474. E-mail: cassandra.bauer@dec.ny.gov. Please reference 6 NYCRR Part 661 when emailing.

Division of Materials Management

6 NYCRR Part 321, Pesticides in Grape Vineyards, Chautauqua County, Northern Townships, Part 322 Pesticides in Grape Vineyards, Niagara County, Part 323 Pesticides in Grape Vineyards, Chautauqua County, Southern Townships, Part 324 Pesticides in Grape Vineyards, Erie County, and Part 325 Application of Pesticides will be repealed and replaced with new Parts 320-325. This rulemaking will include comprehensive reorganization and revisions to the current rule to update the current pesticide applicator certification and use regulations. This rulemaking will also incorporate federal certification and training regulations contained in 40 CFR Part 171. Part 326 Registration and Classification of Pesticides related to the sale of restricted use pesticides will also be revised to address the registration of minimum risk pesticides and remove references to outdated pesticides. Minimum risk pesticides are commonly known as 25(b) pesticides are pesticides classified by the USEPA as exempt from the requirements of the Federal Insecticide, Fungicide, and Rodenticide Act. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Anthony Lamanno, New York State Department of Environmental Conservation, 625 Broadway, Albany, New York 12233-7254. Telephone: 518-402-8727. E-mail: Pestregs@dec.ny.gov. Please include the Part number when e-mailing.

6 NYCRR Part 327, Use of Chemicals for the Control or Elimination of Aquatic Vegetation. Part 327 will be amended to incorporate relevant provisions of Part 328 (Use of Chemicals for the Control or Elimination of Undesirable Fish) and Part 329 (Use of Chemicals for the Control or Elimination of Aquatic Insects) and to reflect the current statutory requirements of Section 15-0313 of the Environmental Conservation Law. 6 NYCRR Part 328 and 6 NYCRR Part 329 will be repealed. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Mark Solan, New York State Department of Environmental Conservation, 1130 North Westcott Road, Schenectady, NY 12306. Telephone: 518-357-2045. E-mail: aqpestregs@dec.ny.gov. Please include the Part number when e-mailing.

6 NYCRR Part 350, Food Donation and Food Scraps Recycling. Part 350 will be amended to reflect changes made to the Food Donation and Food Scraps Recycling Law in February of 2025. The amendments that were signed into law by the Governor include a revised definition of designated food scraps generator (350-1.2(e)) to include those that generate one ton per week or more beginning on January 1, 2027, and one-half per week or more beginning on January 1, 2029 and a revised requirement to recycle food scraps (350-2.4(a)) if an organics recycler with capacity is available within 50 miles of the generator beginning on January 1, 2027. Other references to the rule on tonnage and mileage throughout 6 NYCRR Part 350 also will be revised to reflect the amendments made to the Food Donation and Food Scraps Recycling Law in 2025. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Molly Trembley, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-7253. Telephone: 518-402-8678. E-mail: FoodScrapsLaw@dec.ny.gov. Please include 'Part 350' in the subject line when e-mailing.

6 NYCRR Subpart 352-2, Toxic Chemicals in Children's Products. On April 1, 2020, the Legislature adopted chapter amendments to a new law, codified at Title 9 of Article 37 of the ECL, regulating toxic chemicals in children's products. The law requires manufacturers of children's products to report the presence of any chemical of concern (COC), as identified by the DEC, and high priority chemical (HPC), as identified in the law or by DEC, to the DEC by March 1, 2023. The law includes various DEC responsibilities, including a requirement to promulgate regulations that contain a list of chemicals of concern by March 1, 2022. DEC must consult with the Department of Health in determining which chemicals should initially be identified as COCs and then periodically thereafter to determine if chemicals should be added or removed from the list of COCs or HPCs. This new rulemaking will add a new proposed Subpart 352-2 Toxic Chemicals in Children's Products and will include: definitions, a list of COCs, a list of HPCs, the method and frequency of reporting, information that must be included in manufacturer reports, and fees associated with submitting a report or waiver to the DEC. The proposed regulation will also require information that must be included in the notice that manufacturers provide to those who sell or distribute their products within the State about the presence of HPCs in a product, information that must be included in the statement of compliance that manufacturers must provide to DEC upon request, and the frequency and process for periodically reviewing the COC and HPC lists with DOH. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Conor Shea, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-7253. Telephone: 518-402-8706. E-mail: TCCPprogram@dec.ny.gov. Please include 'Subpart 352-2' in the subject line when e-mailing.

6 NYCRR Subpart 352-3, Regulation of Chemicals in Upholstered Furniture, Mattresses, and Electronic Displays (Flame Retardants). The Flame Retardants Law (Title 10 of Article 37 of the ECL) prohibits the sale or offering for sale after December 1, 2024, of new upholstered furniture or mattresses, or electronic displays that contains, or a constituent component of which contains, any covered flame retardant chemical, individually or in combination, that (a) is at or above levels set by the department in regulation; or (b) intention-

ally added. The Law also prohibits the repair of upholstered furniture using replacement components containing covered flame retardant chemicals after December 1, 2025. Additionally, the Law prohibits the sale of electronic displays in the state after December 31, 2022, unless the manufacturer has submitted an annual report, in a form determined by the Department, that identifies all organohalogen flame retardants used in the enclosure or stand. The rulemaking will add a new subpart 352-3 Regulation and Reporting of Retardant Chemicals to implement the Flame Retardants Law and will include definitions, maximum allowable levels of covered flame retardant chemicals in upholstered furniture and mattresses, details of the annual reporting requirement for electronic displays, and test methods for verifying if a product complies with the maximum allowable levels established in the regulations. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Conor Shea, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-7253. Telephone: 518-402-8706. Email: FlameRetardants@dec.ny.gov. Please include "Subpart 352-3" in the subject line when emailing.

6 NYCRR Subpart 352-4, Prohibition of cosmetic products and personal care products that contain mercury. ECL Article 37, Section 37-0117 was amended to add a new subdivision 8, which prohibits the sale of any cosmetic product or personal care product containing mercury, other than in trace amounts identified by the department, in consultation with the department of health, in regulations. The rulemaking will add a new Subpart 352-4 which will define key terms, set forth the scope of product categories subject to ECL 37-0117(8), and establish trace amounts for mercury in cosmetic and personal care products. For cosmetic products, as defined under federal law, these limits must be consistent with limits established by the Federal Food and Drug Administration (FDA), The rulemaking may adopt test methods or performance method criteria for verifying whether a product complies with the maximum amount of mercury allowed by the regulation. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Conor Shea, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-7253. Telephone: 518-402-8706. Email: PollutionPrevention@dec.ny.gov. Please include "Subpart 352-4" in the subject line when emailing.

6 NYCRR Subpart 352-5, Content standards for mercury-added lamps. ECL Article 27, Section 27-2107 was amended to add two new subdivisions, 11 and 12. The amended law prohibits producers of mercury-added lamps, after January 1, 2021, from selling, offering for sale, or distributing such lamps that fail to meet mercury content standards adopted by the department pursuant to rules and regulations. Further, the law states that such standards shall include what, if any, allowance should be granted for slight variations in the amount of mercury resulting from production variances, and that on or before December 31, 2026, mercury content standards established in accordance with this section shall not apply to special purpose lights. The rulemaking will add a new Subpart 352-5 and will adopt mercury content standards applicable to mercury-added lamps not already addressed in ECL 27-2107(11), establish definitions for the special purpose lights identified in ECL 27-2101(33), and adopt content standards for mercury in special purpose lights that will take effect in 2027. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Katie Kidalowski, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-7253. Telephone: 518-402-8706. Email: MACP@dec.ny.gov. Please include "Subpart 352-5" in the subject line when emailing.

6 NYCRR Subpart 352-6, Prohibition against the use of PFAS in apparel. ECL Article 37 was amended to add a new Section 37-0121: Prohibition against the use of perfluoroalkyl and polyfluoroalkyl substances in apparel and outdoor apparel for severe wet conditions. As enacted, the Law prohibits, after January 1, 2025, the sale or offering for sale of any new, not previously used, apparel containing PFAS as intentionally added chemicals. Additionally, the Law requires that one year after the department's adoption of the regulations required by this statute, but no later than January 1, 2027, no person shall sell or offer for sale in this state any new, not previously used, apparel containing PFAS at or above a level that the department shall establish in regulation. The Law also prohibits, after January 1, 2028, the sale or offering for sale of outdoor apparel for severe wet conditions containing perfluoroalkyl and polyfluoroalkyl substances: (a) at or above a level that the department shall establish in regulation, or (b) as intentionally added chemicals. The rulemaking will define key terms and the scope of product categories subject to ECL 37-0121(4). The rulemaking may also set maximum allowable level(s) of PFAS in apparel and outdoor apparel for severe wet conditions, if determined appropriate by the Department. Further, the rulemaking may also establish a test method or method performance criteria that will be used in measuring PFAS in subject articles. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Conor Shea, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-7253. Telephone: 518-402-8706. Email: PollutionPrevention@dec.ny.gov. Please include "Subpart 352-6" in the subject line when emailing.

6 NYCRR Parts 360 & 363, On-site Treatment and Disposal of Landfill Leachate. This rulemaking will amend the Part 360 transition requirements and Part 363 landfill design and operating requirements, permit application documents, and use of waste as an alternative operating cover requirement. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Jaime Lang, New York State Department of Environmental Conservation, 625 Broadway, Albany, New York 12233-7260. Telephone: 518-402-8678. Email: SolidWasteRegulations@dec.ny.gov. Please include the Part number when e-mailing.

6 NYCRR Parts 360 & 363, GHG Emissions Reductions at Solid Waste Landfills. Solid waste landfills have been identified as contributing 78% of the total waste sector GHG emissions. In order to ensure that landfill activities are consistent with Climate Leadership and Community Protection Act, this rulemaking will amend the Part 360 requirements and Part 363 landfill design, operating requirements and permit application documents. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Jaime Lang, New York State Department of Environmental Conservation, 625 Broadway, Albany, New York 12233-7260. Telephone: 518-402-8678. Email: SolidWasteRegulations@dec.ny.gov. Please include the Part number when e-mailing.

6 NYCRR Part 367, Returnable Beverage Containers. This rulemaking will incorporate revisions to the statute that specifically changed and, in some cases, change the Part 367 regulations that were promulgated in 1983; reflect changes in the way the industry and the regulated community now comply with these regulations; and include changes that will lead to improved compliance and enforcement. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Gary Feinland, New York State Department of Environmental Conservation, 625 Broadway, Albany, New York 12233-7253. Telephone: 518-402-8706. E-mail: nybottle@dec.ny.gov. Please include the Part number when e-mailing.

6 NYCRR Subpart 368-4, Carpet Collection Program. ECL Article 27 was amended to add new Title 33, establishing the Carpet Collection Program Law (Law). In order to offer for sale carpet in the state, the Law requires carpet producers, either individually or through a representative organization, to implement a plan approved by DEC to collect and recycle postconsumer carpet, underlayment, and artificial turf, in a manner free and convenient to consumers. Producers are required to meet increasing recycling and closed-loop recycling rates, use increasing amounts of recycled content in their products, and educate consumers on the program. The Law also establishes a thirteen-member advisory board to make recommendations regarding submitted producer plans. To reduce toxic chemicals in the supply chain, the Law provides that carpet containing or treated with PFAS substances for any purpose cannot be offered for sale in the State on or after December 31, 2026. Finally, the Law establishes civil penalties, and,

starting four years after a plan is approved, DEC is to assess a penalty of 25 cents per pound on a producer or representative organization for the number of additional pounds of carpet that would have been needed to achieve the required recycling rates. DEC is authorized to promulgate any rules and regulations necessary to implement the Law and intends to do so prior to July 1, 2026. The rulemaking will add a new Subpart 368-4 and will address areas of ambiguity with respect to the Law's: definitions; program plan requirements; labeling and design requirements; and the responsibilities of DEC, the Advisory Board, and carpet producers. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Katie Kidalowski, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-7253. Telephone: 518-402-8706. Email: Part368Regs@dec.ny.gov. Please include "Subpart 368-4" in the subject line when emailing.

6 NYCRR Parts 370, 371, 372, 373, 374 and 376, Hazardous Waste Management Regulations ('FedReg6'). This rulemaking will incorporate, as appropriate, most federal rules that were adopted between July 31, 2013, and July 26, 2024, which include regulations governing recycling of hazardous materials; electronic manifest requirements; reorganization and updates to regulations pertaining to hazardous waste generators; management of hazardous waste pharmaceuticals; and may include regulations addressing the management of vehicle air bags and aerosol cans, and updates to ignitability testing methods. This rulemaking may also include state-initiated changes related to secondary containment requirements for liquid hazardous waste, used oil management, and management of waste solar panels. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Samantha VanDeusen, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-7020. Telephone: 518-402-8652. E-mail: hwregs@dec.ny.gov. Please include 'FedReg6' in the subject line when e-mailing.

6 NYCRR Subpart 374-4, Dental Amalgam Regulations. This rulemaking will amend the existing Subpart 374-4 regulations to include requirements for certain dental dischargers that are not currently included in the subpart but are required under 40 CFR Part 441. The rulemaking will also revise definitions as needed to incorporate the new 40 CFR Part 441 requirements. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Katie Kidalowski, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-7253. Telephone: 518-402-8706. Email: MACP@dec.ny.gov. Please include "Subpart 374-4" in the subject line when emailing.

6 NYCRR Part 483, Hazardous Waste Program Fees. This rulemaking will amend Part 483 to incorporate statutory changes made to the Hazardous Waste Program Fees in Environmental Conservation Law section 72-0402. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis. Contact: Rose Carr, New York State Department of Environmental Conservation, 625 Broadway, Albany, New York 12233-7256. Telephone: 518-402-8652. E-mail: hwregs@dec.ny.gov. Please include 'Part 483' in the subject line when e-mailing.

6 NYCRR Part 659, Household Cleansing Product Information Disclosure Requirements. The Department is considering revisions to 6 NYCRR Part 659 to clarify the information manufacturers should provide pursuant to Article 35 and the method by which the information should be provided. Part 659 implements Article 35, which, in part, authorizes the Department to promulgate regulations to require manufacturers of household cleansing products to disclose information regarding such products in a form prescribed by the commissioner. Amendments to the rule will include the addition of applicable definitions, and the addition of provisions which will provide direction on specific information to be disclosed, direction on withholding information deemed confidential, and direction on web posting requirements by which manufacturers should disclose information to ensure that it is easy to find, machine readable, and accessible to all. This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments, and a Rural Area Flexibility Analysis. Contact: Conor Shea, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-7253. Telephone: 518-402-8706. E-mail: productdisclosure@dec.ny.gov. Please include 'Part 659' in the subject line when e-mailing.

Division of Mineral Resources

6 NYCRR Parts 550, Promulgation and Enforcement of Rules and Regulations, 561, Closed Loop Geothermal Boreholes, 563 Closed Loop Stratigraphic Test Wells, and 569 Incorporation by Reference. The Department proposes to amend Part 550 and add Parts 561, 563 and 569 to regulate closed loop geothermal boreholes and closed loop stratigraphic test wells over 500 feet in depth installed for the purpose of facilitating a geothermal heating or cooling system, or testing downhole characteristics in support of potential future geothermal projects. The regulations will focus on protecting natural resources, the environment and public health and safety. Amendments to these regulations would be done as one package.

6 NYCRR Part 550, Promulgation and Enforcement of Rules and Regulations. The Department proposes to amend the regulations to a) expand the policy to explicitly include geothermal resources for consistency with the ECL; b) repeal Mineral Resources' organizational structure as it is outdated; c) expand the definitions to include geothermal well, closed loop borehole, open loop well, standing column well and other terms to ensure consistency and clarity; d) make explicit the Department's authority to access property associated with certain well types for the purposes of well inspection and investigation to determine compliance with the Department's rules and regulations and to inspect related records; and e) update the scope of rules to make clear that Parts 551 to 559 will no longer apply to closed loop geothermal boreholes and closed loop stratigraphic test wells as these will be covered by new stand-alone parts.

6 NYCRR Part 561, Closed Loop Geothermal Boreholes. The Department proposes to add a new Part 561 specific to requirements for closed loop boreholes over 500 feet in depth installed for the purpose of facilitating a geothermal heating or cooling system. The requirements may include permitting, permit fees, well siting and construction, drilling practices, operating practices, decommissioning practices, and reporting, for the purposes of protecting natural resources and the environment, or public health and safety.

6 NYCRR Part 563, Closed Loop Stratigraphic Test Wells. The Department proposes to add a new Part 563 specific to requirements for closed loop stratigraphic test wells over 500 feet in depth. Like closed loop geothermal boreholes, closed loop stratigraphic test wells are designed and constructed with a closed loop pipe that is fully grouted in place from total depth to surface. These stratigraphic wells however are drilled for the sole purpose of testing downhole characteristics for a potential geothermal energy project and are not part of a larger common plan of development. The requirements may include permitting, permit fees, well siting and construction, drilling practices, decommissioning practices, and reporting, for the purposes of protecting natural resources and the environment, and public health and safety.

6 NYCRR Part 596, Incorporation by Reference. The Department proposes to add a new Part 569 specifically to reference published industry standards that are applicable to the drilling and construction of closed loop geothermal wells and closed loop stratigraphic test wells. Once promulgated, the regulated community will be required to use the referenced material as though it were part of the regulation.

This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis.

Contact: Carrie Friello, New York State Department of Environmental Conservation, Division of Mineral Resources, 625 Broadway, 3rd Floor, Albany, NY 12233-6500. Telephone: 518-402-8056. E-mail: carrie.friello@dec.ny.gov Please include the Part number when emailing.

6 NYCRR Parts 420, 421, 423, 424 and 425. The Department is proposing to amend 6 NYCRR Parts 420 to 425 to: (1) clarify ambiguous sections; (2) strengthen portions of the regulations; (3) reflect

changes in the regulatory fee structure; (4) reflect changes in scientific knowledge; (5) update or insert references to other regulations; and (6) advance the Climate Leadership and Community Protection Act (CLCPA) and the Community Risk and Resilience Act (CRRA). Amendments to these regulations would be done as one package; The Department is proposing to repeal and replace Parts 420, 421, 422, 423, and 425 and amend Part 424.

6 NYCRR Part 420, General. Repeal and replace Part 420 of the current regulations to expand the definitions to include words used to describe abandonment, technical terms associated with blasting, bluestone, and other terms to ensure consistency with the Mined Land Reclamation Law. Also add regulatory provisions to clarify what projects will be considered construction projects under the Mined Land Reclamation Law.

6 NYCRR Part 421, Permits. Repeal and replace Part 421 of the current regulations to include: (1) add language requiring a mining termination notice to be filed if a complete renewal application is not received within 30 days of the expiration of the permit; (2) add specific requirements for different types of applications, (3) add a section regarding Bluestone Explorations Authorizations; (4) update language about the annual regulatory fee; and (5) specify that a mining permit application must address the Climate Leadership and Community Protection Act and the Community Risk and Resiliency Act and applicable department regulations and policies in order to be considered complete.

6 NYCRR Part 422, Mined Land-Use Plan. Repeal and replace Part 422 of the current regulations to: (1) revise the language for mined land-use plan requirements; (2) add an expanded section describing the required elements for the graphic portion of the mined land-use plan; (3) add expanded sections addressing dust control, noise control, visual pollution, water resource protection, sediment and erosion control, and blasting; and (4) describe the information that must be submitted with mining permit application, where applicable, to comply with the Climate Leadership and Community Protection Act and the Community Risk and Resiliency Act.

6 NYCRR Part 423, Reclamation Bond. Repeal and replace Part 423 of the current regulations to (a) replace the word bond with financial security throughout the section to reflect the variety of financial instruments that may satisfy the need for financial assurance for reclamation; (b) provide additional requirements that a financial institution must meet in order to issue a financial security instrument; (c) increase the required time to notify the Department of a cancellation; and (d) clarify details for the basis of the financial security amount.

6 NYCRR Part 424. Rename and amend existing Part 424 to be specific to access to mines and mine records by repealing violations section.

6 NYCRR Part 425. The existing Part 425 will be repealed. A new Part 425 entitled "Enforcement" will be added to provide reference to Part 621 for modifications, suspensions and revocations and Part 622 for enforcement proceedings.

6 NYCRR Part 481, Program Fees: In General. The Department is proposing to amend Part 481 to include specific reference to mined land reclamation program fees. Mined land reclamation program fees are set by statute in ECL Article 72 but should appear in Part 481 along with all other listed Department program fees.

This rulemaking will require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis.

Contact: Matthew Podniesinski, New York State Department of Environmental Conservation, Division of Mineral Resources, 625 Broadway, 3rd Floor, Albany, NY 12233-6500. Telephone: 518-402-8076. E-mail: matthew.podniesinski@dec.ny.gov Please include the Part number when emailing.

Division of Water

6 NYCRR Part 502 - Floodplain Management Criteria for State Projects. Revisions would update language to comply with enabling legislation and would update criteria to comply with changes in Federal Emergency Management Agency regulations and New York State Building Code. Part 502 was last updated in 2001. Revisions would include updated definitions, clarifying floodway encroachment requirements, changing lowest floor elevation requirements to reflect the Building Code of New York State, and clarifying the variance application and decision process. This rulemaking may require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis.

Contact: Alexander Smith, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3504. Telephone 518-402-8287. E-mail: alexander.smith@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 505 - Coastal Erosion Management. Part 505 of 6 NYCRR was last amended in March 1988. Revisions may include clarifying definitions, adding new defined terms, and clarifying language regarding DEC's review of permit applications for regulated activities in natural protective features areas. This rulemaking may require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis.

Contact: Alexander Smith, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3504. Telephone: 518-402-8287. E-mail: alexander.smith@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Parts 609, and 700 – 706 Water Quality Standards (Triennial Review Rulemakings). Revisions may add/revise ambient water quality standards, standard-setting procedures, implementation procedures, and other regulatory provisions. This rulemaking may require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis.

Contact: Stephanie June, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3502. Telephone 518-402-9255. E-mail: stephanie.june@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 750 - State Pollutant Discharge Elimination System (SPDES) Permits. Annual revisions are necessary to incorporate the most updated version of the referenced statutes, regulations, and guidance. This rulemaking may require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis.

Contact: Karen Stainbrook, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3508. Telephone: 518-402-8086. E-mail: karen.stainbrook@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Parts 703, 890, 891, 935 – New York City Waters Reclassification. Revisions would reclassify surface waters, as appropriate, to provide water quality protection consistent with designated best usages, as well as the Clean Water Act (CWA) Section 101(a)(2) goals. DEC's goal is to file a Notice of Proposed Rule Making, with the New York State Department of State (NYSDOS), by March 31, 2026. It is DEC's goal is to file a Notice of Adoption with the NYSDOS, by September 30, 2026. This rulemaking(s) may require a Regulatory Flexibility Analysis for Small Businesses and Local Governments.

Contact: Stephanie June, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3502. Telephone 518-402-9255. E-mail: stephanie.june@dec.ny.gov. Please include the Part number when emailing.

6 NYCRR Part 910 - St. Lawrence River Drainage Basin. Revisions would reclassify surface waters, as appropriate, to provide water quality protection consistent with designated best usages, as well as the Clean Water Act (CWA) Section 101(a)(2) goals. This rulemaking may require a Regulatory Flexibility Analysis for Small Businesses and Local Governments and a Rural Area Flexibility Analysis.

Contact: Stephanie June, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3502. Telephone 518-402-9255. E-mail: stephanie.june@dec.ny.gov. Please include the Part number when emailing.

Department of Motor Vehicles

Pursuant to section 202-d of the State Administrative Procedure Act, the Department of Motor Vehicles presents its regulatory agenda

for 2026. All references are to Title 15 of the New York Code of Rules and Regulations. The Department reserves the right to add, delete or modify any item presented in this agenda.

Part 2 – Amend Part 2 to harmonize requirements for driver education in high schools and colleges.

Part 3 – Amend Part 3 to create an escort vehicle license endorsement.

Part 7 – Amend Part 7 to modernize the requirements for driving school operation and enhance consumer protections.

Part 49 – Amend Part 49 to conform to Vehicle and Traffic Law regarding seat belts on charter buses.

Part 76 – Amend Part 76 to modernize the requirements for driving school operation and enhance consumer protections.

Part 77 – Amend Part 77 to include penalties for Private Service Bureaus that violate DMV's current requirements, to prohibit misleading Private Service Bureau advertising, and to modernize current regulations by eliminating obsolete language.

Part 78 – Amend Part 78 to prohibit a dealer from selling a vehicle with a prior unresolved lien and address other problematic practices.

Part 79 – Amend Part 79 to update the inspection program.

Parts 91 and 122 – Amend Parts 91 and 122 to modernize the delivery of traffic ticket and conviction information to the Department and to conform with Federal requirements.

Subchapter F– Clarify Subchapter F to require any licensed or registered entity or person to comply with all Commissioner's Rules and Regulations and the Vehicle and Traffic Law as applicable.

Part 134 – Amend Part 134 to modify the schedule of fees for the Impaired Driver Program.

RULE REVIEW

Department of Environmental Conservation

3 Year Review

Division of Air Resources

6 NYCRR Subpart 217-5, "Heavy Duty Inspection and Maintenance Program." Statutory Authority: Environmental Conservation Law Sections 1-0101, 1-0303, 3-0301, 19-0103, 19-0105, 19-0107, 19-0301, 19-0303, 19-0305, 19-0320, 71-2103, and 71-2105; and Vehicle and Traffic Law Sections 301-b and 375.28. Subpart 217-5 contains the inspection and maintenance requirements for heavy-duty diesel vehicles (HDDVs) registered in the New York Metropolitan Area, and general requirements for HDDVs registered throughout New York State. Subpart 217-5 had been amended to conform to New York's updated Vehicle Inspection Program (NYVIP3). No amendments are planned at this time.

6 NYCRR Part 218, "Emission Standards for Motor Vehicles and Motor Vehicle Engines." Statutory Authority: Environmental Conservation Law Sections 1-0101, 1-0303, 3-0301, 19-0103, 19-0105, 19-0107, 19-0301, 19-0303, 19-0305, 19-1101, 19-1103, 19-1105, 71-2103, and 71-2105, and federal Clean Air Act Section 177 (42 USC § 7507). The Heavy-Duty Low NOx Omnibus (HDO) and Phase 2 Greenhouse Gas Standards for Medium- and Heavy-Duty Vehicles (Phase 2) regulations were adopted by emergency adoption in December 2022, with formal rulemaking completed in September 2023. These State of California regulations were incorporated by reference in New York State. HDO updated diesel and otto-cycle emissions standards and updated warranty provisions for vehicles greater than 10,000 pounds gross vehicle weight rating, among other things; Phase 2 updated greenhouse gas emissions standards. The Department intends to amend Part 218 along with Section 200.9, "Referenced Material," to adopt California Air Resource Board-approved amendments to HDO that grant additional flexibility to manufacturers. See the Division of Air Resources Regulatory Agenda for more details.

6 NYCRR Part 218, "Emission Standards for Motor Vehicles and Motor Vehicle Engines." Statutory Authority: Environmental Conservation Law Sections 1-0101, 1-0303, 3-0301, 19-0103, 19-0105, 19-0107, 19-0301, 19-0303, 19-0305, 19-1101, 19-1103, 19-1105, 71-2103, and 71-2105, and federal Clean Air Act Section 177 (42 USC § 7507). The Advanced Clean Cars II (ACC II) regulation was adopted by emergency adoption in December 2022, with formal rulemaking completed in September 2023. ACC II incorporated updated zero emission vehicle (ZEV) and low emission vehicle (LEV IV) standards into New York's existing ACC I program. The new amendments include an annual ZEV sales requirement for original equipment manufacturers, ZEV assurance measures, regulatory flexibilities, and simplified credit accounting. ZEVs are removed from the calculation of NMOG+NOx (non-methane organic gas + oxides of nitrogen) debits, increasing the stringency of emission standards. The adopted ZEV amendments apply to MY2026 and subsequent model year light-duty passenger cars (PC), light-duty trucks (LDT), and medium-duty passenger vehicles (MDPV). The adopted LEV IV amendments apply to 2026 and subsequent model year PC, LDT, MDPV, and medium-duty vehicles. The Department intends to amend Part 218 along with Section 200.9, "Referenced Material," to update aftermarket catalytic converter (AMCC) warehouse definitions. See the Division of Air Resources Regulatory Agenda for more details.

Contact: Zoë Hutchins, Regulatory Coordinator for the Division of Air Resources, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3258. Telephone: 518-402-8401. Email: air.regs@dec.ny.gov.

Office of General Counsel

6 NYCRR Part 175, Special Licenses and Permits – Uniform Procedures; Part 39, Marine Resources Licenses and Permits - Uniform Procedures. Statutory authority: Environmental Conservation Law, sections 1-0101, 3-0301, arts. 11 and 13. Part 175 was amended to reflect the re-establishment of the Division of Marine Resources, to include recently developed licenses and permits, and to clarify processes for the management of special licenses. Part 39 was adopted to house uniform procedures for marine resources licenses and permits, previously located at 6 NYCRR Part 175, to ensure that these licenses and permits are administered in a clear, consistent, and efficient manner. No amendments to Parts 175 or 39 are planned at this time.

Contact: Richard McAuley, Agency Regulatory Coordinator, New York State Department of Environmental Conservation, 625 Broadway FL 14, Albany, NY 12233. Telephone: 518-402-9185. E-mail: richard.mcauley@dec.ny.gov.

Division of Environmental Remediation

6 NYCRR Part 596 and 597, "Chemical Bulk Storage (CBS)." Statutory authority: Environmental Conservation Law Sections 1-0101, 3-0301, 3-0303, 17-0301, 17-0303, 17-0501, 17-1743, 37-0101 through 37-0107, and 40-0101 through 40-0121. Repeal and replace with new 6 NYCRR Part 598. No amendments are planned at this time

6 NYCRR Part 598, "Chemical Bulk Storage (CBS)." Statutory authority: Environmental Conservation Law Sections 1-0101, 3-0301, 3-0303, 17-0301, 17-0303, 17-0501, 17-1743, 37-0101 through 37-0107, and 40-0101 through 40-0121. Repeal existing Part 598 and replace with new 6 NYCRR Part 598. No amendments are planned at this time.

6 NYCRR Part 613, "Petroleum Bulk Storage (PBS)." Statutory authority: ECL sections 1-0101, 3-0301, 3-0303, 17-0301, 17-0303, 17-0501, 17-1001 through17-1017, and 17-1743; Navigation Law sections 173, 175, 176, 178, and 191. No amendments are planned at this time.

Contact: Jennifer Dawson, New York State Department of Environmental Conservation, 625 Broadway, Albany, New York 12233-7020. Telephone: 518-402-9553. E-mail: derweb@dec.ny.gov

Division of Environmental Permits

6 NYCRR Parts 421, 601 and 621, "Uniform Procedures Act". Statutory authority: Environmental Conservation Law, sections 70-0107(1) and 3-0301(2)(a) Revisions to the regulations that implement ECL article 70 (Uniform Procedures Act) and related changes. No amendments are planned at this time.

Contact: James Eldred, Environmental Analyst, New York State Department of Environmental Conservation, 625 Broadway, 4th Floor, Albany, NY 12233-1750. Telephone: 518-402-9158. E-mail: deppermitting@dec.ny.gov.

Division of Lands and Forests

6 NYCRR Section 190.35, Peekamoose Valley Riparian Corridor. Statutory authority: Environmental Conservation Law, sections 1-0101(3)(b), 3-0301(1)(b), 3-0301(1)(d), 3-0301(2)(m), 9-0105(1) and 9-0105(3). The purpose of this rulemaking is to protect public safety and natural resources on the Peekamoose Valley Riparian Corridor. No amendments to this regulation are planned at this time since implementation has been satisfactory.

Contact: Josh Clague, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3251. Telephone: 518-408-5508. E-mail: josh.clague@dec.ny.gov

Division of Marine Resources

6 NYCRR Part 10, Sportfishing Regulations; and Part 40, Marine Fish. Statutory authority: Environmental Conservation Law, Sections 11-0317, 11-1303, and 13-0105. Parts 10 and 40 were amended to revise regulations concerning the recreational harvest of American shad and cobia in New York State. This rule was necessary to limit recreational harvest of these species to ensure sustainability and consistency with interstate and federal fishery management plans. Amendments to Parts 10 and 40 will be proposed as necessary for New York to remain in compliance with federal rules and interstate fishery management plans.

6 NYCRR Part 40, Marine Fish. Statutory authority: Environmental Conservation Law, Sections 11-0303, 11-1521, 13-0105, 13-0339, 13-0342 and 13-0347. Part 40 was amended to prohibit the use of a gaff when fishing recreationally for striped bass. Additionally, Part 40 was amended to remove the price cap of commercial striped bass tags, and to update reporting requirements specific to striped bass. This rule was necessary to both protect and effectively manage Atlantic Striped Bass in marine waters and to maintain New York's compliance with Atlantic States Marine Fisheries Commission (ASMFC) requirements. Amendments to Part 40 will be proposed as necessary for New York to remain in compliance with federal rules and interstate fishery management plans.

6 NYCRR Part 40, Marine Fish. Statutory authority: Environmental Conservation Law, Sections 13-0105, 13-0340-e, and 13-0340-f. Part 40 was amended to revise regulations concerning the recreational harvest of scup and black sea bass in New York State. This rule was necessary to limit recreational harvest of these species to ensure sustainability and consistency with interstate and federal fishery management plans. Amendments to Part 40 will be proposed as necessary for New York to remain in compliance with federal rules and interstate fishery management plans.

6 NYCRR Part 42, Sanitary Control Over Shellfish. Statutory authority: Environmental Conservation Law, Sections 13-0319. Part 42 was amended to enhance the protection of public health, safety, and welfare for all consumers of raw or undercooked shellfish. Amendments to Part 42 will be proposed as necessary for New York to remain in compliance with federal rules.

6 NYCRR Part 10, Sportfishing Regulations; and Part 40, Marine Fish. Statutory authority: Environmental Conservation Law, Sections 11-0303, 13-0105, 13-0339, and 13-0347. Parts 10 and 40 were amended to change the recreational slot size limit of Atlantic striped bass in marine waters and the Delaware River. Amendments to Part 10 and Part 40 will be proposed as necessary for New York to remain in compliance with federal rules and interstate fishery management plans.

6 NYCRR Part 41, Sanitary Condition of Shellfish Lands; and Part 47, Certification of Shellfish Lands. Statutory authority: Environmental Conservation Law, Sections 11-0303, 13-0307, and 13-0319. Part 41 was amended to reclassify underwater shellfish lands to protect public health. This rule was necessary to classify as uncertified any lands that do not satisfy the sanitary criteria necessary to safely harvest shellfish for use as food. Part 47 was amended to update definitions to match the definitions in 6 NYCRR Part 42. Amendments to Part 41 and Part 47 will be proposed as necessary for New York to remain in compliance with federal rules and maintain consistency across 6 NYCRR.

Contact: Caitlin Craig, Regulatory Coordinator for the Division of Marine Resources, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-444-0457. E-mail: caitlin.craig@dec.ny.gov.

Division of Materials Management

Part 360 Series Solid Waste Management Regulations. Statutory authority: Environmental Conservation Law Sections 1-0101, 3-0301, Titles 1, 3, 5, 7, 15, 20, 21, 22 of Article 27, 27-1901, 27-1903, 27-1911, 54-0103, and Title 7 of Article 54. This rulemaking included revisions to the Part 360 Series (6 NYCRR Part 360 Solid Waste Management Facilities, Part 361 Material Recovery Facilities, Part 362 Combustion, Thermal Treatment, Transfer and Collection Facilities, Part 363 Landfills, Part 364 Waste Transporters, Part 365 Regulated Medical Waste and Other Infectious Wastes, Part 366 Local Solid Waste Management Planning, Part 369 State Assistance Projects). The revisions include technical amendments and clarifications to the comprehensive 2017 rulemaking, as well as updated criteria needed due to legal and policy developments. This rulemaking also includes minor revisions to Part 371 and Part 377. Revisions are currently planned for Part 360 and 363. See the Regulatory Agenda for more information.

Part 325 Glyphosate Use on State Property. Statutory Authority: Environmental Conservation Law Sections 1-0101, 3-0301, 33-0301, 33-0303, and 33-1301.12. The rulemaking established regulations for the use of glyphosate on state properties by state departments, state agencies, public benefit corporations, and their contractors and subcontractors. Furthermore, this addition requires the collection of information on glyphosate applications from state departments, state agencies, public benefit corporations, and their contractors and subcontractors for applications on state property. No amendments are planned at this time.

Parts 370, 371, and 374 Addition of Aerosol Cans and Paint to the Universal Waste Rule. Statutory Authority: Environmental Conservation Law Article 1, Title 1; Article 3, Title 3; Article 19, Title 3; Article 23, Title 3; Article 27, Titles 3, 7, 9, and 20. This rulemaking incorporated provisions of the Federal universal waste regulations relating to aerosol cans into the State's universal waste regulations. This rulemaking also amended DEC's universal waste regulations to include provisions to allow hazardous waste paint, including postconsumer paint, to be managed as a universal waste in the State. The objective of the universal waste regulations is to streamline the hazardous waste management standards for certain categories of hazardous waste that are commonly generated by a wide variety of entities. The regulations are designed to promote the collection and recycling of universal waste, ease the regulatory burden on retail establishments and other entities that generate these wastes, and encourage the development of municipal and commercially run recycling programs to reduce the quantity of these wastes going for treatment and disposal. No amendments are planned at this time.

Contact: Rebecca Vaughan, Regulatory Coordinator for the Division of Material Management, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-7250. Telephone: 518-402-8678. E-mail: rebecca.vaughan@dec.ny.gov

Division of Water

6 NYCRR 701 and 703, Class SA, SB, SC, and I Saline Waters of the State. This rulemaking amended the water quality standards protective of shellfishing and recreation in the State's saline waters. Statutory authority: NYS ECL 3-0301 and 17-0301. The initial regulation changes were finalized and went into effect on October 18, 2023. This regulation was amended on October 15, 2025, to limit the application of the wet weather (WW) limited use designation to waters impacted by combined sewer overflows; amend standards to protect off-season secondary contact recreation best uses in saline waters; and amend classifications of 30 formerly Class I or SD waterbody segments to Class SB, SB(WW), or SC. Amending this year. Please see DEC January 2026 Regulatory Agenda.

6 NYCRR 750-1.25, References. This rulemaking updated outdated, inaccurate, and/or redundant references to the Clean Water Act (CWA) and Federal regulations, as well as guidance documents. Statutory authority: NYS ECL 3-0301(2)(m), 17-0303(3), 17-0801, 17-0803,

17-0804 and 17-0811. The initial regulation changes were finalized and went into effect on March 22, 2023. This regulation was amended on August 7, 2024, to revise references contained in 6 NYCRR 750-1.25 to include the most updated version of the referenced statutes and regulations. The 2024 amendments also updated incorrect references to 6 NYCRR 750-1.24 in the substance of 6 NYCRR 750 to correctly reference 6 NYCRR 750-1.25. Amending this year. Please see DEC January 2026 Regulatory Agenda.

Contact: Gwendolyn Wynkoop, Regulatory Coordinator for the Division of Water, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3500. Telephone: 518-402-8194. Email: gwendolyn.wynkoop@dec.ny.gov.

5 Year Review

Division of Air Resources

6 NYCRR Part 201, "Permits and Registrations." Statutory Authority: Environmental Conservation Law Sections 1-0101, 3-0301, 19-0103, 19-0105, 19-0301, 19-0302, 19-0303, 19-0305, 19-0311, 70-0109, 71-2103, and 71-2105 and Sections 501–507 (Title V) of the Clean Air Act. The January 20, 2021, rulemaking revised Part 201 to clarify certain requirements, provide consistent implementation of the DEC's operating permit program across the state, streamline the air permitting process, and facilitate the ease of use and timely administration of the operating permit program. No further action is anticipated at this time.

6 NYCRR Subpart 225-1, "Fuel Composition and Use - Sulfur Limitations (Subpart 225-1)". Subpart 225-1 imposes limits on the sulfur content of distillate oil, residual oil, and coal fired in stationary sources. Statutory authority: Environmental Conservation Law Sections 1-0101, 3-0301, 19-0103, 19-0105, 19-0301, 19-0303, 19-0305, 19-0325, 19-0907, 71-2103, and 71-2105. The regulation was revised and adopted on January 5, 2021, and no amendments are planned at this time.

6 NYCRR Subpart 227-1, "Stationary Combustion Installations" establishes emission limits for particulate matter (PM) on oil fuel (including oil which is fired in combination with other liquid and gaseous fuels) and solid fuel (any amount) fired stationary combustion installations. Subpart 227-1 also establishes an opacity limit for all stationary combustion installations. Statutory authority: Environmental Conservation Law Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 19-0311, 71-2103, and 71-2105. The regulation was revised and adopted on January 19, 2021, and no amendments are planned at this time.

6 NYCRR Part 230, "Gasoline Dispensing Sites and Transport Vehicles" creates requirements for Stage I vapor recovery systems to reduce VOC emissions from gasoline dispensing facilities (GDF) and transport vehicles to advance progress towards attaining the national ambient air quality standard (NAAQS) for ozone in New York State. Statutory authority: Environmental Conservation Law Sections 1-0101, 3-0301, 19-0103, 19-0105, 19-0301, 19-0303, 19-0305, 71-2103 and 71-2105. This regulation was revised and adopted on January 11, 2021. No amendments are planned at this time.

6 NYCRR Part 231, "New Source Review." Statutory authority: Environmental Conservation Law Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103 and 71-2105. BSS staff is currently working on amendments to include requirements for facilities located in areas designated as nonattainment for SO2 and to update the definitions of "nonattainment area" at 200.1(av) and "major stationary source or major source or major facility" at 201-2.1(b)(21). Staff is also considering revisions to the requirements of "commence construction" in section 231-3.7.

6 NYCRR Part 235, "Consumer Products." Statutory authority: Environmental Conservation Law Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103 and 71-2105. The February 11, 2021, rulemaking updated the regulatory language to implement additional Volatile Organic Compound (VOC) product content limits. No further action is anticipated at this time.

6 NYCRR Part 242, "CO2 Budget Trading Program." Statutory authority: Environmental Conservation Law Sections 1-0101, 1-0303, 3-0301, 19-0103, 19-0105, 19-0107, 19-0301, 19-0303, 19-0305, 71-2103, and 71-2105. The December 31, 2020, rulemaking lowered the established regional emissions cap established under RGGI to approximately 75 million tons in 2021, declining 3.0 percent per year through 2030. The regulation will be amended, as necessary and appropriate, to be consistent with the Regional Greenhouse Gas Initiative Program Review.

Contact: Zoë Hutchins, Regulatory Coordinator for the Division of Air Resources, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3258. Telephone: 518-402-8401. Email: air.regs@dec.ny.gov.

Division of Fish and Wildlife

6 NYCRR Part 10, Inland Trout Stream Fishing Regulations. Statutory authority: Environmental Conservation Law, Sections 3-0301, 11-0303, 11-0305, 11-0317, 11-1301, 11-1303, 11-1316 and 11-1319. On March 24, 2021, Part 10 was amended to revise and standardize inland trout stream fishing regulations by eliminating unnecessary special regulations on trout stream reaches and replacing them with either a new statewide regulation or one of four standardized special regulations. Establishment of a new catch-and-release season was evaluated through the Angler Use and Wild Trout Young of Year Recruitment study. Study results indicated that the catch-and-release season was not impacting young of year recruitment. Objectives of the rulemaking are being met. Minor amendments were adopted on individual trout stream reaches on January 22, 2025, based on criteria set forth in New York State Trout Stream Management Plan and availability of public access. A proposal to streamline the regulations and incorporate stream reach classification criteria, consistent with those established in the New York State Trout Stream Management Plan, is under consideration by the Department for a future rulemaking.

6 NYCRR Part 10, Sportfishing (freshwater) and associated activities (Black Bass). Statutory authority: Environmental Conservation Law, Sections 3-0301, 11-0303, 11-0305, 11-0317, 11-1301, 11-1303, 11-1316 and 11-1319. On April 28, 2021, Part 10 was amended to eliminate unnecessary special regulations that permitted the harvest of black bass less than the statewide 12-inch minimum length and replace them with the statewide black bass regulation. Objectives of the rulemaking are being met. No amendments are planned currently.

6 NYCRR Part 51, Public use of Wildlife Management Areas. Statutory authority: Environmental Conservation Law Section 1-0101, 3-0301, 9-0105, and 11-2101. Parts 51, 61, 75, 84 were repealed and a new Part 51 was adopted to ensure that public use does not interfere or conflict with intended purposes of WMAs, protect natural resources; promote public safety; foster consistency with existing rules for other DEC lands, and codify rules and guidance already in place at many WMAs to make those rules enforceable. The regulation changes were finalized November 3, 2021, and went into effect January 1, 2022. Area-specific regulations for Wildlife Management Areas will be revised to address redundancy or inconsistency with 6 NYCRR Part 51, but no amendments to Part 51 are planned at this time.

6 NYCRR, Part 182, Endangered and Threatened Fish and Wildlife. Statutory Authority: Environmental Conservation Law Sections 3-0301 and 11-0535. This rulemaking improved the review of projects by removing some project types that are known not to cause harm from the review stream and creating an experimental population program. This rulemaking and associated regulations were repealed and replaced by subsequent rulemaking finalized on December 4, 2024. Revisions to the list of threatened, endangered, and special concern species will be proposed, but no further action is anticipated at this time for sections of Part 182 related to project review.

6 NYCRR, Parts 1 and 2, Deer and Bear Hunting. Statutory Authority: Environmental Conservation Law, Sections 3-0301, 11-0303 and 11-0903. This rulemaking increased deer management capacity by establishment of a firearms season for antlerless deer in September in specific Wildlife Management Units and allowance for big game hunters to hunt during the entire daily period of ambient light. The regulation also simplified bear hunting season in the Adirondack Region and enhanced hunter safety by requiring big game hunters using a firearm to wear fluorescent orange or pink clothing to increase their visibility to other hunters. This rulemaking was finalized and went into effect on September 1, 2021. The regulation

changes have been beneficial for hunters and game management. Additional regulatory proposals to improve deer and bear hunting opportunities and species management are expected in 2026.

6 NYCRR Section 1.11, Deer Hunting. Statutory Authority: Environmental Conservation Law, sections 11-0303 and 11-0903. This rulemaking provided additional opportunity for New York deer hunters and their families by creating a second portion of the late bow and muzzleloading deer seasons in the Southern Zone, adding the holiday week of December 26 through January 1, when many people are off from work and students are on school break. The regulation changes were finalized February 17, 2021. No amendments are planned currently.

Contact: Stephanie Folk, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4750. Telephone: 518-408-2599. E-mail: wildliferegs@dec.ny.gov.

Division of Lands and Forests

6 NYCRR Sections 190.25 and 190.10, Zoar Valley Multiple Use Area including Zoar Valley Unique Area and Onondaga Escarpment Unique Area. Statutory authority: Environmental Conservation Law, sections, sections 1-0101(3)(b), 3-0301(1)(b), 3-0301(2)(m), 9-0105(1) and 9-0105(3). The purpose of this rulemaking is to protect public health, safety, general welfare and natural resources on the Zoar Valley Multiple Use Area including Zoar Valley Unique Area and Onondaga Escarpment Unique Area. No amendments to this regulation are planned at this time since implementation has been satisfactory.

Contact: Justin Perry, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3251. Telephone: 518-402-9428 E-mail: justin.perry@dec.ny.gov

Division of Marine Resources

6 NYCRR Part 40, Marine Fish. Statutory authority: Environmental Conservation Law, Sections 13-0105 and 13-0340-d. Part 40 was amended to require that all commercially caught tautog be tagged with a single use tag. Amendments to Parts 40 will be proposed as necessary for New York to remain in compliance with federal rules and interstate fishery management plans.

6 NYCRR Part 41, Sanitary Condition of Shellfish Lands. Statutory authority: Environmental Conservation Law, Sections 11-0303, 13-0307, and 13-0319. Part 41 was amended to reclassify underwater shellfish lands to protect public health. This rule was necessary to classify as uncertified any lands that do not satisfy the sanitary criteria necessary to safely harvest shellfish for use as food. Amendments to Part 41 will be proposed as necessary for New York to remain in compliance with federal rules.

6 NYCRR Part 10, Sportfishing Regulations; Part 19, Use of Bait, Fish for Bait, and Bait Fish; and Part 40, Marine Fish. Statutory authority: Environmental Conservation Law, Sections 11-0303, 11-1521, 13-0105, 13-0339 and 13-0347. Parts 10, 19, and 40 were amended to require circle hooks when fishing recreationally for striped bass using bait. Amendments to Parts 10, 19, and 40 will be proposed as necessary for New York to remain in compliance with federal rules and interstate fishery management plans.

Contact: Caitlin Craig, Regulatory Coordinator for the Division of Marine Resources, New York State Department of Environmental Conservation, 123 Kings Park Blvd., Kings Park, NY 11754. Telephone: 631-444-0457. E-mail: caitlin.craig@dec.ny.gov.

Division of Materials Management

Part 326 Chlorpyrifos Prohibition Requirements. Statutory authority: Environmental Conservation Law Sections 1-0101, 3-0301, and 33-0303. The rulemaking established to prohibit the sale, purchase, possession, and use of chlorpyrifos. No amendments are planned at this time.

Part 350 Food Donation and Food Scraps Recovery Statutory authority: Environmental Conservation Law ECL Title 1 of Article 1, Title 3 of Article 3, Title 22 of Article 27, and Title 27 of Article 71. The regulations implemented the requirements outlined in the Food Donation and Food Scraps Recycling Law enacted in 2019. The law takes effect on January 1, 2022 and requires large generators of food scraps to donate excess edible food and recycle all remaining food scraps if they are located within 25 miles of an organics recycler. Amendments are planned to include changes made to the Food Donation and Food Scraps Recycling Law in 2025. See the Regulatory Agenda for more information.

Contact: Rebecca Vaughan, Regulatory Coordinator for the Division of Material Management, New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-7250. Telephone: 518-402-8678. E-mail: rebecca.vaughan@dec.ny.gov

Division of Water

6 NYCRR 703.4, Water quality standards for coliforms, enterococci, and E. coli. Statutory authority: NYS ECL 3-0301(2)(a), 17-0301(5)(c)(3) and (7). This rulemaking added site-specific standards to Class I and SD waters to provide additional water quality protection of the existing best uses. The initial regulation changes were finalized and went into effect on October 6, 2021. This regulation was amended on October 18, 2023, in which the site-specific standards were removed, and again on October 15, 2025, for additional modifications. Amending this year. Please see DEC January 2026 Regulatory Agenda.

Contact: Gwendolyn Wynkoop, Regulatory Coordinator for the Division of Water, Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-3500, (518) 402-8194, email: gwendolyn.wynkoop@dec.ny.gov

Department of Motor Vehicles

FIVE YEAR REVIEW OF RULES ADOPTED BY THE DEPARTMENT OF MOTOR VEHICLES IN CALENDAR Years 2001, 2006, 2011, 2016 and 2021 REQUIRED TO BE REVIEWED IN CALENDAR YEAR 2026.

As required by section 207 of the State Administrative Procedure Act, the following is a list of rules that were adopted by the Department of Motor Vehicles in calendar years 2001, 2006, 2011, 2016 and 2021 which must be reviewed in calendar year 2026. Public comment on the continuation or modification of these rules is invited and will be accepted for 45 days from the date of publication in the State Register. Comments may be directed to: The Department of Motor Vehicles, Counsel's Office, 6 ESP, Room 522A, Albany, NY 12228.

2001

MTV- 47-00-00009 - Part 48 - Transportation of Logs.

Analysis of the need for the rule: This regulation incorporated by reference the New York State Department of Transportation rules regarding securing loads on commercial motor vehicles. State DOT's regulations incorporate by reference the federal standard for load securement. Incorporating DOT's regulation insured that operators of such vehicles must comply with only one standard and also diminished confusion in the law enforcement community about the appropriate standard.

Legal basis for the rule: Vehicle and Traffic Law sections 215(a) and 377(2).

MTV-52-00-00002 - Part 46 - Reflective tape on school buses

Analysis of the need for the rule: This regulation was necessary to conform to Chapter 525 of the Laws of 1999, which required reflective tape on school buses. Its purpose was to make school buses more visible to the motoring public. Since the statute regarding this requirement is still in place, this rule remains necessary.

Legal basis for the rule: Vehicle and Traffic Law sections 215(a) and 375(21-h).

MTV-26-01-00004 - Part 78 - Sale of special number plates by dealers.

Analysis of the need for the rule: This regulation was necessary to comply with Chapter 452 of the Laws of 2000, which provided that dealers could assist customers in obtaining custom plates from the DMV. The law authorized dealers to charge $5 for this service. The regulation required dealers to notify the customer of the $5 fee and the cost of the plate. Since the law is still in place, this regulation remains necessary.

Legal basis for rule: Vehicle and Traffic Law sections 215(a) and 403-b.

MTV-22-01-00003 - Parts 82.14 and 127.3- Procedures for Hearings

Analysis of the need for the rule: Part 82.14 relates to hearing procedures relative to motor vehicle repair shop applications for registration, and charges of gross negligence and gross overcharging of customers in repairs or adjustments. The relevant law is set forth in Vehicle and Traffic Law section 398-f. This section of law remains in effect and therefore, this regulation remains necessary.

Part 127.2 relates to the time and place of safety hearings. Part 127.2(b)(3) extended the time within which a fatal accident hearing must be held by the Department from 6 to 12 months from the date of death. In light of the large number of fatal crashes and the length of time it takes for law enforcement to fully investigate such crashes, this extended time in order to conduct fatality hearings remains warranted.

Part 127.3 relates to motor vehicle dealer suspension pending hearings situations and provides that, if warranted to prevent continuing violations, a suspension pending hearing shall be issued no later than 10 days from the date of the scheduled hearing if such suspension is imposed under VTL section 415(9-a). Vehicle and Traffic Law section 415(9-a) remains in effect and therefore, this regulation remains necessary.

Legal basis for the rules: Vehicle and Traffic Law sections 215(a), 398-f, 398-g(2) and 415(9-a).

MTV-32-01-00001 - Parts 121, 122, 123, 124 and 125 - Traffic Violation Bureau hearings.

Analysis of the need for the rule: This rule clarified procedures about how to answer summonses (by mail, phone or in person) and how to reschedule a hearing in the DMV's Traffic Violation Bureaus. These amendments remain necessary to clarify TVB procedures.

Legal basis for the rules: Vehicle and Traffic Law sections 215(a), 225(3), 226(1), 226(2) and 227(1).

MTV-33-01-00004 - Part 32 - Insurance identification cards.

Analysis of the need for the rule: This amendment made several technical amendments to the regulations governing insurance identification cards. Most significantly, it required the use of an encrypted two-dimensional bar code. Since this bar code assists with weeding out fraudulent ID cards, the regulation remains necessary.

Legal basis for the rule: Vehicle and Traffic Law sections 215(a), 311(10), 312(4), 312(5), 319(3) and 370(1).

MTV-39-01-00025 - Part 35 - Enforcement of Motor Vehicle Liability Insurance Laws.

Analysis of the need for the rule: This regulation repealed and adopted a new Part 35, in relation to enforcement of the liability insurance rules. With the implementation of the Insurance Information Enforcement System (IIES), companies electronically report new policies and cancellations to the DMV. The amendments put motorists and insurers on notice about how the DMV notifies motorists about their failure to maintain insurance and the sanctions and penalties resulting from non-compliance. This rule is still valid and remains necessary; however, Bill No. S.5331-A was recently signed into law with an effective date of December 31, 2028. The enactment of this new law will fundamentally alter this current process.

Legal basis for the rule: Vehicle and Traffic Law Articles 6, 7 and 8.

2006

MTV-04-06-00002 - Part 3 - Driver license requirements.

Analysis of the need for the rule: This regulation was adopted for three reasons. First, conforming regulatory changes were needed due to Chapter 339 of the Laws of 2005, which provided that a class D license is valid to operate a vehicle weighing up to 26,000 pounds. Thus, the O2 restriction was eliminated because it applied to trucks not exceeding 18,000 pounds. Second, Chapter 60 of the Laws of 2005 required that the tow truck endorsement should be "W," not "CT." Finally, an A3 restriction was created to provide that school bus and municipal drivers could hold a commercial driver's license without complying with federal medical requirements. Superseding amendments have renamed that restriction "med cert," but the scope of the restriction is still applicable.

Legal basis for rule: Vehicle and Traffic Law sections 215(a), 501 and 501-a.

MTV-27-06-00010 - Part 136 - Restoration of Commercial Driver's licenses.

Analysis of the need for the rule: This regulation provides that if a person's driver's license is revoked and such person's underlying non-commercial driver's license is restored, then such person's commercial driver's license shall automatically be restored upon serving the minimum revocation period, unless such person commits additional violations of the law. A person whose license is revoked must apply for relicensure to the DMV upon serving the minimum period of revocation. The Commissioner conducts a thorough review of the person's driving record under Part 136. If the non-commercial portion of the license is restored, the commercial portion of such license will remain revoked even if the underlying non-commercial portion is restored—usually the commercial portion is revoked for a longer period of time. However, once such person serves the minimum revocation period related to commercial license sanctions, that portion of the license is automatically restored because the Commissioner has already conducted a full Part 136 review. The regulation benefits the customer because he/she does not have to apply again and it benefits the DMV because employee resources are conserved.

Legal basis for rule: Vehicle and Traffic Law sections 215(a), 510(6)(a) and 1193(2)(c)(1).

2011

MTV-50-10-00002 – Part 131 – Points for Cell Phone Violations.

Analysis of the need for the rule: This regulation imposed two points for cell phone violations, because statistics demonstrated the serious highway safety risk posed by persons using cell phones while operating a motor vehicle. This regulation was superseded by subsequent regulatory amendments, resulting in the current assignment of 5 points for cell phone violations. The need to assign points for cell phone violations still exists as such violations relate to highway safety risks.

Legal basis for the rule: Vehicle and Traffic Law sections 215(a), 510(3)(a) and 510(3)(i).

MTV-51-10-00006 – Part 77 – Private Service Bureaus.

Analysis of the need for the rule: This amendment required private service bureaus, which assist customers in obtaining licenses, registrations and titles, to post on their websites a disclaimer that the services they provide may be obtained for no additional charge directly from the Department of Motor Vehicles' website. This regulation is still required, in order to notify customers of their options.

Legal basis for the rule: Vehicle and Traffic Law sections 215(a) and 395.

MTV- 51-10-00008 - Part 79 - Inspection of stretch limousines.

Analysis of the need for the rule: This amendment required stretch limousines carrying 10 or more passengers to be subject to the Department of Transportation's stringent bus safety inspection. This regulation remains necessary in order to ensure the structural integrity of stretch limousines.

Legal basis for the rule: Vehicle and Traffic Law sections 215(a), 301(a), 301(c), 302(a), 302(c) and section 140 of the Transportation Law.

MTV- 51-10-00010 - Part 160 - Fee for Driver's Manual.

Analysis of the need for the rule: The regulation required entities to pay $1 for the cost of a driver's manual; applicants for a learner's permit would still obtain the manual for free. The $1 fee was necessary to defray the costs of publishing the manual, particularly bulk sales for the benefit of driving schools and the American Automobile Association (AAA). This regulation is still needed to defray the cost of producing the manual.

Legal basis for the rule: Vehicle and Traffic Law sections 215(a) and 221.

MTV-51-10-00023 - Part 136 - Relicensing After Revocation/ Problem Driver.

Analysis of the need for the rule: The regulation strengthened the provisions related to relicensing after revocation, particularly in relation to "problem drivers" and in reviewing out-of-state alcohol related convictions when reviewing a driver's entire record. These amend-

ments remain necessary and critical to the DMV's mission of keeping dangerous drivers off of New York's highways.

Legal basis for the rule: Vehicle and Traffic Law sections 215(a), 510(6)(a) and 1193(2)(c)

MTV-19-11-00002 - Part 79 - Application for inspection station license.

Analysis of the need for the rule: This regulation limited the number of inspection stations in most counties in the State. Without such a limitation, the DMV was unable to audit and investigate such stations, in order to monitor their compliance with statutory and regulatory requirements. Non-compliance not only puts consumers at risk, it also threatens the State's compliance with the federal Clean Air Act. Such Act, which requires the State to annually conduct a specified number of audits of each inspection station. This regulation remains necessary to ensure compliance with the Act and to provide consumer protection.

Legal basis for the rule: Vehicle and Traffic Law sections 215(a), 301(a), 301(d)(1), 302(a), 302(e), 303(a)(1) and 303(d)(1).

MTV-31-11-00006 - Part 131 - Points for cell phone and texting violations

Analysis of the need for the rule: This regulation increased the points for cell phone violations from 2 to 3 points and assigned 3 points for texting violations. This regulation was superseded by a subsequent regulation, resulting in the current assignment of 5 points for cell phone and texting violations.

Legal basis for the rule: Vehicle and Traffic Law sections 215(a) and 510(3)(a) and 510(3)(i).

2016

MTV-03-16-00005 – Part 78.9 – Use of the Vehicle Electronic Reassignment and Integrated Facility Inventory System.

Analysis of the need for the rule: This regulation requires vehicle dealers to use the Vehicle Electronic Reassignment and Integrated Facility Inventory ("VERIFI") system. This system is part of the modernization of several paper-based processes performed by dealers. This amendment requires dealers to maintain electronic recordkeeping and transmission of information related to sale of vehicles by using the VERIFI system. This regulation remains necessary because it provides dealers with a simple, convenient way to perform required vehicle transactions.

Legal basis for the rule: Vehicle and Traffic Law sections 215(a) and 415(15).

MTV-15-16-00009 – Part 78.3 - Enforcement of off premise sales regulation.

Analysis of the need for the rule: This regulation provides for enforcement of off premise sales.

This amendment sets forth that an applicant for a dealer registration must have and continuously maintain a place of business in the state and only a New York registered retail dealer may engage in buying and selling of vehicles at retail as a business in New York; and an application for registration shall be denied or if one has been approved such registration shall be subject to suspension, revocation and/or a civil penalty where the Commissioner has reasonable grounds to believe that such application has been or will be used for the purpose of circumventing the restrictions regarding sales away from premises. This regulation is necessary to maintain oversight of off-premises sales and provide for an enforcement mechanism for violations.

Legal basis for the rule: Vehicle and Traffic Law sections 215(a) and 415.

MTV-18-16-00001 – Part 136.4 and 136.5 - Relicensing after revocation pursuant to a fatality hearing.

Analysis of the need for the rules: These rules authorize the Commissioner to deny relicensure after revocation if such revocation is the result of either a fatality hearing conducted by a Department of Motor Vehicles' Administrative Law Judge (ALJ) or a conviction in a Traffic Violations Bureau or court of competent jurisdiction, where such conviction arises out of a fatal accident. These regulations are necessary to continue to keep dangerous drivers off New York's highways.

Legal basis for the rules: Vehicle and Traffic Law sections 215(a), 510(3) and 510(6).

MTV-22-16-00007 – Part 16.1, 16.2 and 16.5 - Special and reserved series plates.

Analysis of the need for the rule: This rule authorizes the Commissioner to oversee "Special Number Plates" which include personalized license plates and "reserved series" license plates. This popular program permits motorists to request personalized plates and authorizes the Commissioner to ensure such plates are appropriate. The reserved series plates are likewise popular with organizations wishing to raise awareness of a given issue, group or even sports teams. This rule governs the requirements for reserved series plates, including bonding. Part 16 is required to continue these programs and the revenue generated from special number plates.

Legal basis for the rules: Vehicle and Traffic Law sections 215(a), 404 and 411-a.

MTV-25-16-00003 – Part 131.3 - Points for railroad crossing violations.

Analysis of the need for the rule: This regulation assigns point values to traffic violations, including railroad crossing violations under Part 131.3(b)(4)(iii). Railroad crossing violations previously were assigned a five-point value, however, recent amendments to this regulation have increased the assigned point value to six. Assigning six points to railroad crossing violations ensures that the public understands the gravity of such violations and takes railroad safety seriously.

Legal basis for the rule: Vehicle and Traffic Law sections 215(a) and 510(3).

MTV-28-16-00003 – Part 134.14 - Fees charged for the Impaired Driving Program course.

Analysis of the need for the rule: This regulation governs fees paid by participants in the Impaired Driving Program (IDP). The fees defray the expenses of the program and consist of two parts. The first part of the fee is paid to the Department to defray the administrative costs of the program and the second part of the fee is paid to the authorized provider for the IDP course. These fees are necessary to continue the IDP program, help motorists recover from substance use issues, and to make our highways safer.

Legal basis for the rule: Vehicle and Traffic Law sections 215(a), 1196(1) and 1196(6).

2021

MTV-26-21-00002-Parts 77.8 and 78.19 – Dealer document fee.

Analysis of the need for the rule: This regulation sets forth the rules when vehicle dealers assist their vehicle purchasers in registering the vehicle, obtaining a certificate of title and/or securing special or distinctive license plates. Under these regulations, vehicle dealers are authorized to charge a fee for this customer service but not more than $175.00 for the registration or title services, and not more than $5.00 for the plate. These services are available as a convenient means to assist customers of the dealer in obtaining DMV documents/plates relative to purchasing a vehicle and are necessary to set forth the requirements for delivering this service.

Legal basis for the rules: Vehicle and Traffic Law sections 215(a) and 395.

Public Service Commission

Pursuant to § 207 of the State Administrative Procedure Act: Review of Existing Rules, notice is hereby provided that the Public Service Commission proposes to continue the following rules adopted in 2001, 2006, 2011, and 2021 without modification. There were no rules adopted in 2016 that are subject to review. Comments are requested by March 09, 2026, and may be filed by going to www.dps.ny.gov, clicking on "File Search" (located under the heading "Commission Files"), entering "01-M-1806" in the "Search by Case Number" field, and then clicking on the "Post Comments" box located at the top of the page. Those unable to file comments electronically may mail their comments to the Hon. Michelle L. Phillips, Secretary, New York State Public Service Commission, Three Empire State Plaza, Albany, New York, 12223-1350. All comments submitted to the Secretary will be posted on the Department's website, www.dps.ny.gov, and become part of the record in Case 01-M-1806.

1. 16 NYCRR Parts 10 and 255 (Case No. 20-G-0560).

a. Description of the rules: These 2021 amendments to Parts 10 and 255 provided updates to referenced materials in Part 10 and made changes to Part 255 related to pipeline safety; specifically, amendments were made to Sections 255.3, 255.9, 255.150, 255.230, 255.465(a), 255.483(d), 255.517(a), 255.604(a), 255.615(c), 255.616(j), 255.616(k), 255.619, 255.743, 255.801(c), 255.809(b), 255.817(c), 255.909(b), 255.917(a), 255.917(e), 255.921, 255.933(a), 255.935(b), 255.935(d), 255.937(c), 255.939, and 255.91(c); Section 255.67 was relocated to 255.69; Sections 255.4 and 255.949 were repealed; and Sections 255.5(g), 255.18, 255.67, 255.127, 255.205, 255.227(c), 255.285(f), 255.493, 255.506, 255.607, 255.619(e), 255.619(f), 255.624, 255.632, 255.705(c), 255.710, 255.712, 255.750, 255.921(i), and 255.937(d) were added.

b. Statutory authority: PSL § 66.

c. No hearings or public meetings are scheduled.

d. The rules are in effect and will continue.

e. Need for and legal basis of the rules: These 2021 amendments align the Commission's regulations with federal regulations from the Pipeline and Hazardous Materials Safety Administration (PHMSA) and are necessary for the Commission to maintain is certification as a state pipeline safety program administrator.

2. 16 NYCRR Chapters I, II, III, IV, V, VI, VII, and VIII (Case No. 09-M-0544).

a. Description of the rules: These 2011 amendments adopted changes to Chapter I, Subchapters A, C, and G; Chapter II, Subchapters A and G; Chapter III, Subchapters A and G; Chapter IV, Subchapters C and G; Chapter V, Subchapters A and F; Chapter VI, Subchapters A, E, and F; Chapter VII, Subchapters C and D; and Chapter VIII, Subchapter B to establish electronic filing and service as the preferred method but allow paper filing in specific instances.

b. Statutory authority: Public Service Law §§ 4(1), 5(2), 7(1), 16(1), 20(1).

c. No hearings or public meetings are scheduled.

d. The rules are in effect and will continue.

e. Need for and legal basis of the rules: These 2011 amendments improve Department efficiency in the receipt, processing, and issuance of documents while reducing reliance on paper.

3. 16 NYCRR Subpart 85-2 and Parts 86 and 88 (Case No. 06-M-1019).

a. Description of rules: These 2006 amendments added a new § 85-2.9 to specify the information that must be contained in an application for an electric transmission line in a National Interest Electric Transmission Corridor (NIETC) in order for that application to be considered ''filed.'' In addition, this section streamlined the review process by identifying those application requirements specific to portions of transmission lines that are proposed to be installed overhead, underground or underwater, thus avoiding the need to process a significant number of waiver requests. The amendments also clarified applicants' obligations regarding substantive local legal provisions and transmission system studies.

b. Statutory authority: PSL §§ 4(1), 20(1), 122 (1)(f).

c. No hearings or public meetings are scheduled.

d. The rules are in effect and will continue.

e. Need for and legal basis of rules: The rules address the impacts of electricity transmission limitations in New York State by speeding up the application process for NIETC projects. They precisely specify the information required on an application to install an electric transmission line, thus enabling the Public Service Commission to act on the proposed project within a year. The end result of quick approval of energy transmission projects is enhancement of transmission capacity, which furthers reliability and national security interests.

4. 16 NYCRR Part 93 (Case No. 99-E-1691).

a. Description of rules: The 2001 amendments to Part 93 allow energy services companies or competitive meter service providers subject to Commission consumer services protection and oversight to request meter approval without utility sponsorship.

b. Statutory authority: Public Service Law § 67(4).

c. No hearings or public meetings are scheduled.

d. The rules are in effect and will continue.

e. Need for and legal basis for the rules: The 2001 amendments to Part 93 open metering services to competition and expand customer choice. Only meters approved by the Commission and in conformance with the American National Standard Code for Electric Metering (ANSI C12) can be used for customer billing and the regulations require notification to the Commission of any modifications to previously approved meters.

5. 16 NYCRR Part 753 (Case No. 99-M-1624).

a. Description of rules: The 2001 amendments to 16 NYCRR Part 753 adopted Subpart 6, which includes enforcement procedures for violations of Part 753, which concerns the protection of underground utility infrastructure.

b. Statutory Authority: Public Service Law § 119-b and General Business Law Article 36.

c. No hearings or public meetings are scheduled.

d. The rules are in effect and will continue.

e. Need and legal basis for the rules: The 2001 amendments to Part 753 set forth the process the Commission follows to address violations of Part 753 and should continue without modification.

SECURITIES OFFERINGS

STATE NOTICES

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

DEALERS; BROKERS

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

AX Essential Retail Portfolio, DST
Nine W. 57th St., 42nd Fl., New York, NY 10019
State or country in which incorporated — Delaware

Folloze, Inc.
1630 S. Delaware St., #5177, San Mateo, CA 94402
State or country in which incorporated — Delaware

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

IREX IV Industrial Portfolio DST
2300 N. Field St., Suite 1200, Dallas, TX 75201
State or country in which incorporated — Delaware

NexPoint Oasis DST
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State or country in which incorporated — Delaware

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State or country in which incorporated — Massachusetts

ADVERTISEMENTS FOR BIDDERS/CONTRACTORS

SEALED BIDS

PROVIDE
MASONRY REPAIRS
Creedmoor Psychiatric Center
Queens Village, Queens County

Sealed bids for Project No. 47261-C, comprising of a contract for Construction Work, Provide Masonry Repairs, Facade, Building 40, Creedmoor Psychiatric Center, 80-45 Winchester Blvd., 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 of Mental Health, until 2:00 p.m. on Wednesday, January 14, 2026, 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 $311,700 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 $10,000,000 and $15,000,000 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 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 $1,680,923 or less, adjusted annually for inflation as of March 1, 2025. 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 1,210 days after the Agreement is approved by the Comptroller.

The only time prospective bidders will be allowed to visit the job site to take field measurements and examine existing conditions of the project area will be at 10:00 a.m. on January 5, 2026, Creedmoor Psychiatric Center, Building 40, 80-45 Winchester Blvd., 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 or email the office of Bibi Bacchus (718-776-4441 or Bibi.Bacchus@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: 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

REHABILITATE
REST AREA
Department of Transportation Region 9
Nichols, Tioga County

Sealed bids for Project Nos. 47444-C, 47444-H, 47444-P, and 47444-E, comprising separate contracts for Construction Work, HVAC Work, Plumbing Work, and Electrical Work, Rehabilitate Rest Area, DOT Region 9, Tioga County, Route 17/I-86 Rest Area, Nichols, (Tioga County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Division of Contract Management, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Department of Transportation, until 2:00 p.m. on Wednesday, January 14, 2026, 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 $67,000 for C, $15,300 for H, $21,100 for P, and $22,900 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 $2,000,000 and $3,000,000 for C, between $100,000 and $250,000 for H, between $250,000 and $500,000 for P, and between $500,000 and $1,000,000 for E.

Pursuant to State Finance Law §§ 139-j and 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest posting on the OGS website, in a newspaper of general circulation, or in the Contract Reporter, of written notice, advertisement or solicitation of offers, through final award and approval of the contract by OGS D&C and the Office of the State Comptroller ("Restricted Period") to other than designated staff, unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j(3)(a). Designated staff are 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 $1,680,923 or less, adjusted annually for inflation as of March 1, 2025. 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 393 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 January 5, 2026, Nichols Rest Area, Route 17E/I-86E, Nichols, 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 Luanne Vaughn (607-721-8716) 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: 6% 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

Eight (8) Abatement Contracts: 47891-B, 47892-B, 47893-B, 47894-B, 47895-B, 47896-B, 47897-B and 47898-B

Sealed bids for the above Work located in the Geographic Contract Areas described below in Table 1 and comprising separate contracts for Abatement, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Contract Management, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, until 2:00 p.m. on the date indicated in Table 2 below, 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 $25,000).

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 the Anticipated Annual Value of Work as noted in Table 2.

This Advertisement for Bids is for multiple Job Order Contracts (hereinafter called JOC). A Job Order Contract is an indefinite quantity contract pursuant to which the Contractor will perform a series of individual repair, alteration, modernization, maintenance, rehabilitation, demolition, and construction projects at different locations.Work is accomplished by means of issuance of a Job Order against a master contract. Under the JOC concept, the Contractor furnishes all management, documentation, labor, materials, and equipment needed to perform the Work. The State has published Construction Task Catalogs® containing a series of work items with pre-established Unit Prices. The Contractor will bid Adjustment Factors to be applied to the pre-established Unit Prices. The price paid by the State for an individual Project will be determined by multiplying the pre-established Unit Prices by the appropriate quantities and by the appropriate Adjustment Factor(s).

Table 1- Geographic Contract Areas

Geographic Contract Areas

Contract #	Area Title	Counties Served
47891-B	1	Bronx, Kings, Nassau, New York, Queens, Richmond, and Suffolk Counties of New York State
47892-B	2	Dutchess, Orange, Putnam, Rockland, Sullivan, Ulster, and Westchester Counties of New York State
47893-B	3	Albany, Columbia, Delaware, Fulton, Greene, Hamilton, Montgomery, Otsego, Rensselaer, Saratoga, Schenectady, Schoharie, Warren, and Washington Counties of New York State
47894-B	4	Clinton, Essex, and Franklin Counties of New York State
47895-B	5	Broome, Cayuga, Chenango, Cortland, Herkimer, Madison, Oneida, Onondaga, Oswego, Tioga and Tompkins Counties of New York State
47896-B	6	Jefferson, Lewis, and St. Lawrence Counties of New York State
47897-B	7	Chemung, Livingston, Monroe, Ontario, Schuyler, Seneca, Steuben, Wayne, and Yates Counties of New York State
47898-B	8	Allegany, Cattaraugus, Chautauqua, Erie, Genesee, Niagara, Orleans, and Wyoming Counties of New York State

Table 2- Contract Values and Bid Due Dates

Contract Number	Anticipated Annual Value of Work	Bid Due Date
47891-B	$3,000,000	21 January 2026
47892-B	$3,000,000	21 January 2026
47893-B	$3,000,000	21 January 2026
47894-B	$3,000,000	21 January 2026
47895-B	$3,000,000	21 January 2026
47896-B	$3,000,000	21 January 2026
47897-B	$3,000,000	21 January 2026
47898-B	$3,000,000	21 January 2026

Prospective bidders must register for a Pre-Bid Conference to attend. The conference will be held for the purpose of discussing the JOC concept, Contract Documents, specifics of the OGS JOC program, OGS expectations, JOC from the Contractor's perspective (including how to properly prepare a bid) and other bid considerations. The attendees representing prospective bidders at the Pre-Bid Conferences should be principals of the firm and/or the individuals who will be compiling the bid on behalf of the firm. If the bidder is a joint venture, at least one party of the joint venture must register to attend a Pre-Bid Conference.

Pre-Bid Conferences – Zoom:

Using the links below, prospective bidders will need to register for one of the dates listed below. Prospective bidders will then receive a confirmation email with a link to join on the selected date. Prospective bidders will click on one of the provided links within the confirmation email and Zoom will launch. The system will walk prospective bidders through joining the meeting by audio either via phone or on their computer.

Wednesday January 7, 2026 - 10:00AM-12:00PM

Zoom Link – https://attendee.gotowebinar.com/rt/5999838592133691230

Wednesday January 14, 2026 - 10:00AM-12:00PM

Zoom Link – https://attendee.gotowebinar.com/rt/5999838592133691230

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 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 $1,680,923 or less, as adjusted annually for inflation beginning March 1, 2025. If more than one responsible and reliable MWBE firm meets these requirements, the MWBE firm with the lowest bid will be deemed the apparent low bidder.

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

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

The substantial completion dates for these Projects, is 365 days after the Agreement is approved by the Comptroller.

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 17-B of the New York State Executive Law provides for more meaningful participation in public procurement by certified Service-Disabled Veteran-Owned Businesses ("SDVOBs"). Bidders are expected to consider SDVOBs in the fulfillment of the requirements of the Contract. Such participation may be as subcontractors or suppliers, as protégés, or in other partnering or supporting roles. OGS hereby establishes overall goals for SDVOBs' participation under this contract as follows: 3% for the P trade contractor, 3% for the C 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 and downloading from OGS Design & Construction's plan room hosting service, Bid Express. Vendors wishing to view and/or download bid documents must complete a one-time registration for the Bid Express service. There is no cost to register for Bid Express. Registration along with viewing and downloading of documents can be accessed at the following link:

http://www.bidexpress.com

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

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

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

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

By OGS - Design & Construction Group

NOTICE OF AVAILABILITY
OF STATE AND FEDERAL FUNDS

New York Homes and Community Renewal
Office of Resilient Homes and Communities
641 Lexington Ave.
New York, NY 10022

NON-PROFIT COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS (CDFI'S) OR LENDING INSTITUTIONS LICENSED BY THE NEW YORK STATE DEPARTMENT OF FINANCIAL SERVICES

Climate Change Mitigation and Adaptation Retrofit Program (Resilient Retrofits)

Purpose

New York State Resilient Homes and Communities ("RHC") as part of New York State Homes and Community Renewal ("HCR") invites eligible applicants to apply to administer the Climate Change Mitigation and Adaptation Retrofit Program ("Resilient Retrofits"). The Resilient Retrofits program is a half construction loan and half grant program that awards low-to-middle income homeowners up to $50,000 to help make repairs and upgrades to their homes that increase resiliency in the event of flooding and other weather-related disasters.

Through this Notice of Funding Availability ("NOFA"), RHC plans to make up to five million ($5,000,000) available to eligible applicants for the distribution and administration of program funds.

Applications must be submitted via email to NOFA_Applications@hcr.ny.gov no later than 5:00 PM (EST) on February 20th, 2026. The initial grant to the Awardee will be for two (2) years, with the potential for an extension depending on the availability of funds and at the discretion of RHC staff.

Background

In 2023, RHC launched a $10 million pilot program to provide homeowners across New York State with access to grants and loans to make pro-active resiliency improvements to their homes. The goal of the program was to ensure that homeowners are more likely to avoid displacement in the aftermath of a weather event thanks to these fortification and resiliency improvements.

In 2024, RHC awarded an additional $17 million and expanded the number of program administrators of the program. As a result, the Resilient Retrofits program has committed awards to over 500 homeowners.

Program Overview

In Round-3 of the Resilient Retrofits program, RHC aims to expand the capacity of the program to enable more New York homeowners to make their homes more resilient. Under this NOFA, HCR is making up to $5,000,000 in grant funding available to qualified local program administrators.

RHC anticipates awarding up to five (5) program administrators ("Awardees").

Awardees will provide a combination of construction loans and forgivable grants to low- and middle- income single-family homeowners whose homes have or are likely to sustain flood damage or impacts from extreme weather events, i.e. heavy rainfall, flash floods etc.. Homeowners who qualify under this program may apply a portion of awarded funds to decrease their greenhouse gas emission consumption by improving the energy efficiency of the home and/or electrification of the home's heating and cooling systems in conjunction with implementing flood resilient measures.

Eligible scopes of work under this program may include but are not limited to closing off living-space below the base-flood elevation (BFE), installing flood vents and back-water valves, adding better insulation to the envelope of the home, installing energy efficient fixtures and appliances, and replacing aged, fossil fuel combustion heating and cooling systems with electric cold climate heat pumps. Onsite generation paired with these measures, such as solar panels or battery with battery back-up may also be included. Program administrators are required to conduct homeowner outreach, loan underwriting, loan origination, loan servicing, grant administration, construction management, and program management. Applicants selected under this NOFA may sub-contract or partner with other entities to successfully administer the program.

Eligible Applicants

Eligible applicants for Resilient Retrofits must be non-profit Community Development Financial Institutions ("CDFI's") or lending institutions licensed by the New York State Department of Financial Services. Current program administrators participating in the Resilient Retrofits program are not eligible to apply under this round of funding.

Respondents under this NOFA must propose and demonstrate capacity to serve a specific geographic area within NY State and provide evidence that they:

Have significant experience in underwriting, originating, and servicing small balance loans and/or grants.

Have experience with assisting homeowners with home improvements, and has or can hire, construction management services to oversee contract scopes and project completion.

(3) Have, or can hire, experience in reviewing scopes of work on single family homes related to resiliency and energy efficiency retrofitting. Applicants with experience in home energy auditing will be positively weighted.

(4) Have a plan to identify a sufficient number of single-family homeowners who would benefit from flood mitigation, energy efficiency, and/or energy electrification retrofits to their homes ("Program Participants") within a specified geography.

(5) Have a plan to subcontract with other housing counseling and/or community-based organizations who have a presence in flood-prone communities. These organizations should have expressed an interest in conducting outreach to potential Program Participants and providing case management and/or housing counseling to Program Participants.

Eligible Activities

Applicants selected by RHC to administer Resilient Retrofits (the "Awardee") will be expected to administer the program in accordance with the Resilient Retrofits program Term Sheet. Awardees may work with RHC program staff to create a work plan, which may include, but is not limited to:

Underwriting, originating, and servicing construction loans and grants to eligible Program Participants.

Hiring partner organizations and professional services, including engineers to conduct on-site assessments of the flood risk of the homes and provide a written report giving recommendations for home improvements, as well as energy auditors to conduct on-site energy assessments of the homes, both before and after retrofits.

Building or leveraging existing relationships with local, county, regional, and state officials, as well as civic and homeowner associa-

tions, to identify potential Program Participants in flood prone communities.

Conducting meetings with Program Participants to gather applications and supporting documentation such as proof of ownership, local flood zone information, and income documentation.

Assisting Program Participants in hiring building contractors to perform the home improvement work.

Assisting Program Participants in accessing homeownership counseling and understanding their financing options on an as needed basis.

Managing and providing oversight for the construction scopes and change orders.

Providing program status updates and feedback to RHC staff to guide the program development and assess its success, including regular financial reporting in respect to portfolio performance.

Ineligible Activities

Funds cannot be used to cover the cost of preparing a grant application.

Eligible Costs

Under this program, loans to homeowners will carry a 3% interest rate which is intended to cover both loan origination and servicing fees. Awardees under this program will be required to service the loans for the full term, which may be up to 10 years.

Applicants are required to provide a program budget in their application.

Proposed budgets should consider:

• Loan/grant proceeds must make up 90% of the overall budget requested by the applicant. RHC staff may determine that the repayment of loans should be recycled to assist more eligible Program Participants or repaid to the RHC.

• Up to ten percent (10%) of the budget requested can be for start-up program delivery costs, including:

o Time and materials for program management and administration.

o Case management and housing counseling costs.

o Professional service costs such as engineer, design, auditing, and construction management services.

o Marketing and outreach expenses.

Disbursement schedules will be determined by RHC staff prior to the execution of a program Grant Agreement.

Proposal Costs and Materials

RHC will not be held liable for any cost incurred by the applicant for work performed in the preparation, production, or submission of a proposal in response to this NOFA. All proposal materials and information submitted as part of the application shall become the property of RHC. No materials, curricula, media or other content will be returned to the applicant.

Evaluation and Selection Criteria

Applicant proposals will be examined for completeness and eligibility. Incomplete proposals and those that do not meet eligibility requirements may be rejected as ineligible. Complete proposals and those that meet eligibility requirements will be reviewed and rated. The maximum rating is 100 points.

The following evaluation criteria will apply in scoring each application.

Organizational Background and Experience (maximum 20 points):

Measures the overall functionality of the organization and its relevance to the work that would be performed under the grant, if awarded. Organizations who have, or can hire, expertise in construction management, particularly as it relates to flood mitigation and energy efficiency retrofits as well as the installation of electric heat pumps are preferred. Relevant experience in flood-plain management and energy efficiency/electrification of single- family homes is also preferred.

Ability to Staff and Administer Grant (maximum 30 points):

Measures the ability of the organization to dedicate staff and resources towards the administration of the grant, if awarded. Proposals that identify the geographic region they have competency to cover and demonstrate an ability to hire staff or allocate current staff time towards administering the grant, if awarded, as well as sub-contracting with a qualified engineer firm are preferred.

Organizational Capacity & Readiness to Proceed (maximum 30 points):

Measures the extent to which the applicant has organized the proposal and assembled enough resources to complete the project within the defined geographic scope and demonstrates the ability to achieve the goals and objectives of the program in a manner that is timely, effective and on-budget. Proposals that document adequate organizational structures, identifying staff, and procedures to implement the proposed project without delay will receive high scores.

Ability to Generate Demand (maximum 20 points):

Organizations that demonstrate an ability to identify Program Participants are preferred. Organizations that can demonstrate an interest from local organizations and/or local governments that are willing to provide outreach and case management support are preferred. Organizations who include marketing and outreach proposals in their application are preferred.

Submission Guidelines:

Please apply using the Resilient Retrofit Application Form which can be found on our website. Attach the application form, along with additional attachments requested, and submit it to NOFA_Applications@hcr.ny.gov by the stated deadline. All completed applications will be reviewed and scored.

Information Webinar

An information will be held on Thursday, January 22nd, 2026, at 10:00 AM to discuss the terms of the NOFA. Please use the following link to register for the webinar:

https://meetny-gov.webex.com/weblink/register/r5a4ab572f8236451bfd7580945444ac6

Application and Award Timeline

Issuance of NOFA	Wednesday, December 17th, 2025
Information Webinar	Thursday, January 22nd, 2026, at 10:00 AM
Deadline for Submission of Proposals	Friday, February 20th, 2026
Revised Proposal Period and Interview(s) (if needed)	February 23rd – 27th, 2026
Anticipated Preliminary Award Selection (award(s) will be contingent on HTFC Board approval, which will occur after this date)	March 2026

RHC further reserves the right to:

Waive any requirement contained in this NOFA or revise the terms or schedules or extend this NOFA at their discretion.

Communicate with an applicant for the purpose of addressing clerical and mathematical errors in applications.

Not to issue an award or contract to any applicant if it has been determined that the applicant is not in compliance with existing contracts and has not taken satisfactory steps to remedy such noncompliance. Activities that commence prior to contract execution and environmental review will not be eligible for reimbursement.

Award all, more than identified, a portion of, or none of the available funds based upon funding availability, feasibility of the applications received, the competitiveness of the applications, an applicant's ability to meet RHC criteria for funding, the applicant's ability to advance the State's housing goals, and RHC's assessment of cost reasonableness. RHC reserves the right to award all, a portion of, or none of the application's requested amount, and further reserves the right to review an application requesting funds as an application for funding under other programs for which the proposed activity is eligible, and to change or disallow aspects of the applications received.

Change or disallow aspects of the applications received and may

make such changes an expressed condition of its commitment to provide funding for proposed activities. Award of funds does not confirm eligibility of all activities included in an application proposal.

Notification of changes in connection with this NOFA will be posted and made available to all interested parties via https://hcr.ny.gov/funding-opportunities

Award Recommendations and HTFC Board Approval

Awards are recommended based on available funding, proposal quality and project feasibility as determined by the review and rating of an application. The evaluation and selection criteria are detailed in the NOFA. Recommendations are advanced to the Housing Trust Fund Corporation ("HTFC") Board for consideration and the Resilient Retrofits award must be approved by the HTFC Board prior to the execution of a grant agreement.

Application Status and Notification

Applicants will receive one of the notifications below in response to their application:

• Incomplete: Application presents potentially eligible project but provides insufficient information. Applicants will be provided with an opportunity to submit additional documentation.

• Non-Award Notification: Application presents an incomplete, non-competitive, not viable project and will not receive an award under this NOFA.

• Preliminary Award Notification: Application presents a complete, eligible, competitive and feasible project. The project has been recommended to and approved by HTFC Board of Directors for funding.

Program Grant Agreements

The Awardee may be asked to revise parts of their proposal prior to entering into a program grant agreement. After any required revisions are submitted and approved, a final program grant agreement will be executed. The program grant agreement will require that Awardees expend all funds and meet all program goals within a two-year (2) term with the possibility for an extension, at the discretion of RHC staff.

An applicant should not apply if the project will not begin within a reasonable time after receiving an executed grant agreement or will not be able to complete the project within the term. Funds remaining at the end of the term are subject to de-obligation and reallocation.

Equal Employment Opportunity/Minority and Women Owned Business and Affirmative Action

Under Article 15A of the New York State Executive Law and Article 3 of the NYS Veterans Law, all award recipients and their contractors are required to comply with the equal employment opportunity provisions of Section 312 of that Article. Also, all contractors and awardees are required to make affirmative efforts to ensure that New York State Certified Minority and Women- Owned Business Enterprises are afforded opportunities for meaningful participation in projects funded by RHC pursuant to Section 313 of the Article.

Questions

Any questions regarding this NOFA or the application process should be directed to: NOFA_applications@hcr.ny.gov mailto: NOFA_Applications@nyshcr.org

MISCELLANEOUS
NOTICES/HEARINGS

Notice of Abandoned Property Received by the State Comptroller

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

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

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

PUBLIC NOTICE
State of New York 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 January 7, 2026 is soliciting proposals from Financial Organizations to provide Stable Value Structure Management services. The Stable Value Structure Manager will be responsible for the overall structural management and aggregate risk characteristics of the Plan's Stable Income Fund. The Stable Income Fund is offered as 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 may be obtained from Tom Shingler (shingler@callan.com) or Hannah Vieira (vieira@callan.com). All proposals must be received no later than the close of business on February 11, 2026. This notice was prepared by Tara Anderson, Procurement Coordinator, New York State Deferred Compensation Plan, 1450 Western Avenue, Albany, NY, 12203.

PUBLIC NOTICE
Department of State
F-2025-0644
Date of Issuance – January 7, 2026

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-2025-0644, the applicant, Keith Reinhardt, is proposing to construct a 4' x 100' open pile pier with two 2' x 4' access platforms and three 2' x 9' safety ladders off the pier, a 12' x 12.5' four pile boat lift on the south side of the pier and a 16' x 16' four pile boat lift on the north side of the pier. Construct two 2' x 8' safety ladders off the face of the bulkhead. The project is located at 12 Shoal Drive, Town of Islip, Suffolk County, Great South Bay.

The applicant's consistency certification and supporting information are available for review at:

https://dos.ny.gov/f-2025-0644 or at https://dos.ny.gov/public-notices

The proposed activity would be located within or has the potential to affect the following Special Management or Regulated Area(s):

• Great South Bay-West Significant Coastal Fish & Wildlife Habitat:
https://dos.ny.gov/system/files/documents/2020/03/great_south_bay_west.pdf

Original copies of public information and data submitted by the applicant are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

Any interested parties and/or agencies desiring to express their views concerning any of the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 30 days from the date of publication of this notice, or February 6, 2026.

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

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

PUBLIC NOTICE
Department of State
F-2025-0702
Date of Issuance – January 7, 2026

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-2025-0702, Port Authority of NY and NJ [LaGuardia Outfall & Drainage Terminal A] is proposing to install upgraded, larger stormwater piping leading to a new outfall with wingwalls and a riprap splash pad that would be constructed in Bowery Bay, just north of Bowery Bay Boulevard and Marine Terminal Road in order to discharge larger quantities of stormwater from the area of Terminal A (Marine Air Terminal) to prevent flooding. A temporary construction platform would be installed and removed post construction. The proj-

ect is located at LaGuardia Airport at the Port Authority Administrative Building, Hangar 7, Flushing, NY, 11371, NY, Queens County.

The applicant's consistency certification and supporting information are available for review at:

https://dos.ny.gov/f-2025-0702 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 February 6, 2026.

Comments should be addressed to: Department of State, Office of Planning and Development and Community Infrastructure, Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Ave., Albany, NY 12231, (518) 474-6000. Electronic submissions can be made by email at: CR@dos.ny.gov

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

PUBLIC NOTICE

Department of State
F-2025-0768 (DA)
Date of Issuance – January 7, 2026

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 U.S. Army Corps of Engineers has determined that the proposed activity complies with and will be conducted in a manner consistent to the maximum extent practicable with the approved New York State Coastal Management Program. The agency's consistency determination and accompanying public information and data are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

In F-2025-0768 (DA), The U.S. Army Corps of Engineers, New York District has submitted a consistency determination for maintenance dredging to remove approx. 330,000 CY of material to -35ft MLLW plus 2ft allowable overdepth via clamshell dredge from the New York and New Jersey Seguine/Ward/Outerbridge federal navigation channels. Placement of material to be at the Historic Area Remediation Site (HARS) to occur in summer/fall of 2026. This project is located within the Ward Point Bend Reach of New York and New Jersey Channels, Richmond County.

The agency's consistency determination and supporting information are available for review at:

https://dos.ny.gov/f-2025-0768da or at https://dos.ny.gov/public-notices

The proposed activity would be located within or has the potential to affect the following Special Management or Regulated Area(s):

- New York City Local Waterfront Revitalization Program:

https://dos.ny.gov/location/new-york-city-local-waterfront-revitalization-program

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 February 6, 2026.

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

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

PUBLIC NOTICE

Department of State
F-2025-0810(DA)
Date of Issuance – January 7, 2026

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.

Housing and Urban Development has determined that the proposed activity complies with and will be conducted in a manner consistent to the maximum extent practicable with the approved New York State Coastal Management Program. The agency's consistency determination and accompanying public information and data are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

In F-2025-0810(DA), Housing and Urban Development plans on funding the construction of a two-story, approximately 10,000 square foot fire station and emergency operations center on a 23,000 square foot vacant parcel, located at 305 Cross Bay Boulevard, Broad Channel, in Queens.

The stated purpose of the project is to restore the pre-storm capacity and function of the BCVFD and improve resiliency of critical services to the community from future storm and flood-related disasters.

The agency's consistency determination and supporting information are available for review at:

https://dos.ny.gov/f-2025-0810 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 February 6, 2026.

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

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

PUBLIC NOTICE

Department of State
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.

2025-0947 Matter of Emmanuel Akpata, 365 North Corona Avenue, Valley Stream, NY 11580, for a variance concerning safety requirements, including basement ceiling height requirements. Involved is an existing dwelling located at 365 North Corona Avenue, Valley Stream, County of Nassau, State of New York.

2025-0948 Matter of Captain Permit, Michael Arato, 535 Broadhollow Rd., Suite B-16, Melville, NY 11747, for a variance concerning safety requirements, including basement height requirements. Involved is an existing dwelling located at 230 Spur Drive S, Town of Islip, County of Suffolk, State of New York.

2025-0949 Matter of Islandwide Permit Services, Len Crick, 86 Center Street, Ronkonkoma, NY 11779, for a variance concerning safety requirements, including basement height requirements. Involved is an existing dwelling located at 29 Karen Drive, Town of Islip, County of Suffolk, State of New York.

2025-0950 Matter of L.I. Permits Expediting Service, Kate

McHenry, P.O. Box 674, Coram, NY 11727, for a variance concerning safety requirements, including basement height requirements. Involved is an existing dwelling located at 1 Marie Lane, Town of Brookhaven, County of Suffolk, State of New York.

2025-0951 Matter of JL Drafting Inc., John Lagoudes, 707 Route 110, Farmingdale, NY 11735, for a variance concerning safety requirements, including plumbing fixture clearance requirements. Involved is an existing dwelling located at 34 Summit Street, Town of Oyster Bay, County of Nassau, State of New York.

2025-0952 Matter of Nazim Sarikaya, 8 Bambie Lane, Patchogue, NY 11772, for a variance concerning safety requirements, including basement height requirements. Involved is an existing dwelling located at 8 Bambie Lane, Town of Brookhaven, County of Suffolk, State of New York.

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2025-0954 Matter of MJ Plumbing and Heating, 3380 Slaterville Road, Brooktondale, NY, 14817 for a variance concerning safety requirements, including automatic sprinkler systems. Involved is an existing building, located at 116 McIntyre Place, Town of Ithaca, County of Tompkins, State of New York.

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2025-0955 In the Matter of Sasaki & Spade Architects, William Spade, 12 Brevoort Rd., Chappaqua, NY 10514, for a variance concerning safety requirements, including headroom clearance. Involved is a one family dwelling located at 13 Half Mile Road, Town of North Castle, County of Westchester, State of New York.

2025-0956 In the Matter of Michael Finan, 123 Rolling Hills Road, Thornwood, NY 10595, for a variance concerning safety requirements, including dwelling wall as barrier. Involved is a one family dwelling located in the Town of Mount Pleasant, County of Westchester, State of New York.

2025-0957 In the Matter of City of Poughkeepsie, Eric Phillipp, 62 Civic Center Plaza, Poughkeepsie, NY 12601, for a variance concerning safety requirements, including fire sprinkler system and fire alarms. Involved is a one-story building located at 232 Hooker Avenue, City of Poughkeepsie, County of Dutchess, State of New York.

2025-0958 In the Matter of Narchitects, PLLC, Eric Bunge, 68 Jay Street, #317, Brooklyn, NY 11201, for a variance concerning safety requirements, including stairway width. Involved is a three-story building located at 1600 Spring Valley Road, Town of Yorktown, County of Westchester, State of New York.