

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 7:00 a.m. to 5:00 p.m., at:

1-800-221-9311 (In New York State)
(518) 270-2200 (Outside New York State)

or visit our web site at:
www.osc.state.ny.us

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

PUBLIC NOTICE

Office of Alcoholism and Substance Abuse Services

The New York State Office of Alcoholism and Substance Abuse Services (OASAS) hereby gives notice, pursuant to Section 1941 of the Public Health Service Act, of the opportunity for public review of the "Federal Substance Abuse Prevention and Treatment Block Grant – Federal Fiscal Year (FFY) 2007 Annual Synar Report" (Synar Report), which describes New York State's compliance with Federal requirements regarding the sale of tobacco products to youth under the age of 18.

A draft of the Annual Synar Report is available for public review and comment on the OASAS web site at the following address: <http://www.oasas.state.ny.us/index.cfm>.

The period of review will be from October 18, 2006 through October 25, 2006.

Questions and comments may be directed to: Mr. Terrence Jackson, New York State Office of Alcoholism and Substance Abuse Services, 1450 Western Avenue, Albany, NY 12203-3526, (518) 485-2175, e-mail: TerryJackson@OASAS.state.ny.us.

PUBLIC NOTICE

Draft Request for Proposals
For the Disposal of the Solid Waste Stream
Generated in the Town of Brookhaven, New York

Department of Waste Management
Town of Brookhaven, New York

Please Take Notice that the Town of Brookhaven, N.Y. has extended the period for the acceptance of public comment on the Draft Request for Proposals (DRFP) for the disposal of the municipal solid waste stream of the Town through the close of business at 4:30 pm on Thursday, December 21, 2006. An Addendum to the DRFP has also been issued, updating certain dates and other information, and scheduling an optional inspection of Town facilities. The DRFP was originally issued in November 2005 to seek proposals for the disposal of the residential waste stream of the Town for a period of up to 25 years commencing in September 2009. The Town is responsible for the disposal of all residential waste collected through the Brookhaven Resource Recovery Improvement, currently totaling approximately 18,750 tons per month. The DRFP seeks proposals for a base term of 15 years with two (2) five (5) year extension periods. The Town may issue a Final RFP after the receipt of comments. Further details are set forth in the DRFP which can be obtained at the Town of Brookhaven Department of Purchasing, One Independence Hill, Farmingville, New York, 11738, or, in pdf format, on the Town of Brookhaven website at www.brookhaven.org. Pursuant to General Municipal Law §120-w the DRFP is on file in the office of the Town Clerk of the Town of Brookhaven, One Independence Hill, Farmingville, New York, 11738.

Comments on the DRFP should be made in writing to the Department of Waste Management, Town of Brookhaven, One Independence Hill, Farmingville, New York, 11738. Please contact the Department of Waste Management, Commissioner John Kowalchyk, at 631-451-6224, 631-451-6391 (fax) with questions.

The Town of Brookhaven encourages minorities and women-owned business to participate in the procurement process.

PUBLIC NOTICE

Town of Brookhaven
Notice of Issuance of a Request for Proposals

Please take notice that the Town of Brookhaven shall make available at the Department of Purchasing, Third Floor, Town Hall, One Independence Hill, Farmingville NY 11738 a Final Request for Proposals

(RFP) issued pursuant to the provisions of New York State General Municipal Law §120-w for the operation of the Town of Brookhaven Materials Recovery Facility (MRF) located at the Town landfill complex, 350 Horseblock Road, Yaphank, N.Y. Copies of the RFP shall be available to prospective proposers on and after October 18, 2006 for a NON-REFUNDABLE fee of \$75.00, payable by cash, check or money order to the Town of Brookhaven. Proposers are requested to register with the Department of Purchasing in order to receive all relevant communications and addenda concerning the RFP. A copy of the RFP will be filed with the Town Clerk, and additional copies will be made available to the general public free of charge, but no assurance can be given that further communications or addenda will be available to a recipient absent registration and payment of the fee.

In this RFP, the Town seeks a qualified operator for its dual stream MRF for a term commencing on February 1, 2007 and extending for a term of five (5) years plus five (5) one (1) year option periods, or in the alternative a ten (10) year term. The MRF receives over 45,000 tons of recyclable materials per year, including all of the designated recyclable materials generated within the Brookhaven Refuse and Recycling Improvement (BRRRI), a special district consisting of approximately 120,000 residential households, plus certain other recyclable materials received by agreement between Brookhaven and other municipalities, or between the operator and other generators. The operator will be required to process and market all recyclables delivered to the facility, and to abide by certain performance guarantees set forth in the RFP.

The Town also requests proposers to submit their qualifications, together with preliminary design and cost estimates, for the conversion of the MRF to a single stream processing facility within the term of the contract. Further details as to the current operating configuration of the facility are set forth in the RFP.

Proposals in response to the RFP will be opened by the Town at 11:00 am on Friday November 17, 2006 at the Department of Purchasing, One Independence Hill, Farmingville, N.Y. 11738. After review of all proposals, the Town will contact the successful proposer(s) for the preparation and execution of a formal contract.

The Town of Brookhaven reserves the right to reject and declare invalid any or all proposals and to waive any informalities or irregularities in the proposals received, all in the best interests of the Town. The Town of Brookhaven encourages minorities and women-owned business to participate in the procurement process.

PUBLIC NOTICE

Office of General Services

The New York State Office of General Services is posting for comments the following portion of the GUIDELINES AND SPECIFICATIONS FOR THE PROCUREMENT AND USE OF ENVIRONMENTALLY SENSITIVE CLEANING AND MAINTENANCE PRODUCTS FOR ALL PUBLIC AND NONPUBLIC ELEMENTARY AND SECONDARY SCHOOLS IN NEW YORK STATE:

Product Certification/Standard Clarification

We have developed this information in response to questions that have been raised related to the process for obtaining cleaning product certification or for meeting product standards.

Comments must be received by November 9, 2006. OGS will review and only post our responses to comments specific to this portion of the guidelines on our website. Information received from the comments will be considered in developing our final determination on product certification/standards.

Any electronic comments on this section of the guidelines should be sent to: nysogsesu@ogs.state.ny.us

Written comments on this section of the guidelines should be sent to:

New York State Office of General Services
Empire State Plaza
Corning Tower – 39th Floor
Environmental Services Unit
Albany, New York 12242

The following draft documents/forms are included for comment:

1) The following clarification explanation.

2) Affidavit/Check List From Laboratory or Organization Accredited to Perform Environmentally Sensitive Product Standards Testing or Evaluations for Green Seal GS-37 Standard

3) Affidavit/Check List From Laboratory or Organization Accredited to Perform Environmentally Sensitive Product Standards Testing or Evaluations for Environmental Choice CCD-146 Standard

4) Affidavit/Check List From Laboratory or Organization Accredited to Perform Environmentally Sensitive Product Standards Testing or Evaluations for Environmental Choice CCD-148 Standard (Carpet Cleaners)

5) Affidavit/Check List from Laboratory or Organization Accredited to Perform Environmentally Sensitive Product Standards Testing or Evaluations for Environmental Choice CCD-104/Green Seal, Inc. GS-41 Standard

6) AFFIDAVIT OF CUMULATIVE COMPLIANCE FOR EITHER GREEN SEAL OR ENVIRONMENTAL CHOICE STANDARDS (This Cumulative Affidavit can be used to accompany any of the Affidavit/Check Lists shown above.)

In the Guidelines, section VI. Designation of OGS Green Cleaning Products, under C1. Selection of OGS Green Cleaning Products, an option was established for companies whose products do not have a Green Seal or Environmental Choice certification but which products can be shown to meet the standards articulated in Green Seal Inc. GS-37 or Environmental Choice CCD-146. In subparagraph "a" therein, the option is made available to companies to "Submit a complete and signed affidavit . . . from a certified testing laboratory stating that the cleaning product meets or exceeds either the Green Seal Inc. or the Environmental Choice standards".

We wish to clarify that option by stating that because not all laboratories are licensed or registered to perform all of the tests or data reviews that are required to be performed in order to attest that a cleaning product meets or exceeds either the Green Seal, Inc. or Environmental Choice standards, submittals from more than one laboratory or organization meeting our definition below* can be combined to produce an overall product evaluation.

Because such results would necessarily be a compilation, and because we are not presently equipped or staffed to evaluate a compilation of tests, any such compilation must be accompanied by (a) an affidavit/checklist for each laboratory or organization* whose attestation is included as a component part of such compilation and (b) a summary affidavit attesting to the fact that 1) the combination of all associated laboratory tests and data reviews meet or exceed either Green Seal or Environmental Choice standards; 2) that none of the laboratories/organizations submitting affidavits are affiliated with the company submitting a product request, and 3) in an event there is any change in the product from which affidavits are submitted, notice will be provided to OGS ESU.

A company must select either the Green Seal product criteria or the Environmental Choice product criteria, and use and submit the appropriate affidavit/check list. Companies can not mix and match the criteria from each checklist to create their own checklist.

For products that meet or exceed all of the criteria listed on one of the checklists, the manufacturer or formulator must compile appropriate affidavits for all of the checklist items and complete the cumulative compliance affidavit, including execution by an authorized representa-

tive. The total package, including individual third-party affidavits must be mailed to OGS for review/approval.

Products meeting these criteria will be added to our list of OGS Green Cleaning Products in a column entitled, "Meets Standard".

NOTE: OGS will review relevant test data from any reputable independent laboratory and may randomly test products using an independent laboratory of our choosing. Any products found not meeting the standard attested to in the provided affidavit/check list(s) will be removed from the list of OGS Green Cleaning Products and result in the reporting of such findings to the appropriate Accreditation Agency.

*Companies must submit affidavits from laboratories or organizations accredited to perform the following types of testing or product evaluation:

- 1) For chemical testing criteria - must be accredited for chemical/physical testing to meet or exceed ISO/IEC 17025:2005 standards.
- 2) For criteria that do not require chemical/physical testing (labeling, QC Assurance, toxicology, training) - must be accredited to certify products such as water treatment chemicals, bottled water, drinking water additives, sanitation products or other similar products.

PUBLIC NOTICE
Department of Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan payment methodology for reimbursing Medicare Part B coinsurance amounts for recipients that are eligible for both the Medicare and Medicaid Programs (dual eligibles), to provide a "2006-2007 coinsurance enhancement" for psychiatrist services. This amendment is necessary to conform the State Plan to statutory changes contained in Chapter 109 of the Laws of 2006.

Effective July 1, 2003, the Department of Health amended the State Plan to limit the amount paid by the Medicaid program for Medicare Part B coinsurance (deductible amounts would continue to be paid in full) as follows:

- For all Part B services other than the services specifically exempted by statute (see below), Medicaid would pay 20 percent of the Medicare Part B coinsurance for Medicaid recipients who are dual eligibles or are Qualified Medicare Beneficiaries.
- Medicaid continued to pay the full Medicare Part B coinsurance amount for dual eligibles and Qualified Medicare Beneficiaries for the services provided by an ambulance (Public Health Law Article 30); psychologist (Education Law, Article 153); OMRDD facility (Mental Health Law Article 16), OMH facility (Mental Health Law, Article 31); OASAS facility (Mental Health Law, Article 32); outpatient hospital and clinic facilities (Public Health Law, Article 28).

Under the proposed State Plan Amendment, any Medicaid payments made to psychiatrists for Medicare Part B services during the period April 1, 2006 through March 31, 2007, which are made subject to the 20 percent of the coinsurance payment provisions cited above, will be increased in an aggregate amount not to exceed \$2,000,000 pursuant to the following methodology:

For each psychiatrist that received such payments during the period (April 1, 2006 through March 31, 2007), the Department of Health will determine the ratio of each psychiatrist's payments to the total of such payments made during the period, expressed as a percentage.

For each psychiatrist, the Department of Health will multiply this percentage by \$2,000,000. The result of such calculation will represent the "2006 coinsurance enhancement" and will be paid expeditiously to each psychiatrist.

If Federal financial participation is not available, the coinsurance enhancement amount for psychiatrists will be limited to a total of \$1,000,000.

The State share of any payments under this provision shall be made from the General Fund Aid to Localities account.

The new Medicare coinsurance enhancement payment to psychiatrists will result in a State Fiscal Year 2007-08 expenditure of \$2,000,000 (\$1,000,000 State share), presuming Federal financial participation. There is no local share.

Copies of the proposed State Plan Amendment are on file in each local (county) social services district and are available for public review.

For the New York City district, copies are available at the following places:

- New York County
250 Church Street
New York, New York 10018
- Queens County, Queens Center
3220 Northern Boulevard
Long Island City, New York 11101
- Kings County, Fulton Center
114 Willoughby Street
Brooklyn, New York 11201
- Bronx County, Tremont Center
1916 Monterey Avenue
Bronx, New York 10457
- Richmond County, Richmond Center
95 Central Avenue, St. George
Staten Island, New York 10301

The public is invited to review and comment on this proposed state plan amendment.

For further information or to review and comment on this proposed state plan amendment, please contact or write: William Johnson, Department of Health, Division of Legal Affairs, Office of Regulatory Reform, Corning Tower, Rm. 2415, Empire State Plaza, Albany, NY 12237, (518) 473-7488, fax: (518) 486-4834, e-mail: regsqna@health.state.ny.us

PUBLIC NOTICE
Department of Health

Pursuant to 42 CFR §447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for hospital outpatient services as follows:

- Effective January 1, 2007, the Department will extend a pilot reimbursement program for a period of three years to determine the efficacy of funding certain outpatient Hyperbaric Oxygen Therapy (HBOT) services provided by select hospitals. The Medicaid payment amount will be based upon elements of the Outpatient Prospective Payment System (OPPS), which is the Medicare outpatient hospital reimbursement methodology. A maximum of six hospitals may participate in the program based upon their experience in providing these services. Each hospital will be required to submit quarterly reports to the Department that include specific measurable outcomes to determine the effectiveness of the program.

The aggregate annual increase in gross Medicaid expenditures as a result of this pilot reimbursement program is estimated to be \$310,474.

Copies of the proposed state plan amendment(s) will be on file in each local (county) social services district and available for public review.

For the New York City district, copies will be available at the following places:

- New York County
250 Church Street
New York, New York 10018
- Queens County, Queens Center
3220 Northern Boulevard
Long Island City, New York 11101
- Kings County, Fulton Center
114 Willoughby Street
Brooklyn, New York 11201
- Bronx County, Tremont Center
1916 Monterey Avenue
Bronx, New York 10457
- Richmond County, Richmond Center
95 Central Avenue, St. George
Staten Island, New York 10301

The public is invited to review and comment on these proposed state plan amendments.

For further information and to review and comment, please contact: William Johnson, Department of Health, Division of Legal Affairs, Office of Regulatory Reform, Corning Tower, Rm. 2415, Empire State Plaza, Albany, NY 12237, (518) 473-7488, fax: (518) 486-4834, e-mail: regsqa@health.state.ny.us

PUBLIC NOTICE

Incorporated Village of Port Jefferson

The Incorporated Village of Port Jefferson is soliciting proposals from Administrative Service Agencies, Trustees, and Financial Organizations for services in connection with a Deferred Compensation Plan that will meet the requirements of Section 457 of the Internal Revenue Code and Section 5 of the State Finance Law, including all rules and regulations issued pursuant thereto.

A copy of the proposal questionnaire may be obtained from, Robert Juliano, Administrator/Clerk, Incorporated Village of Port Jefferson, 121 West Broadway, Port Jefferson, NY 11777.

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

PUBLIC NOTICE

Department of State

A meeting of the New York State Home Inspection Council will be held on Friday, October 20, 2006 at 10:30 a.m. at the Department of State, 123 William Street, 19th Floor Conference Room, New York, NY.

Should you require further information, please contact, Carol Fansler (cfansler@dos.state.ny.us) at 518-486-3857. Please always consult the Department of State website (www.dos.state.ny.us) on the day before the meeting to make sure the meeting has not been canceled.