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NEW YORK STATE  
**REGISTER**

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***INSIDE THIS ISSUE:***

- Patient Rights
- Credentialing of Addictions Professionals
- Protection of Vulnerable Persons
- Implementation of the Protection of People With Special Needs Act and Reform to Incident Management

**Notice of Availability of State and Federal Funds  
Executive Orders**

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State agencies must specify in each notice which proposes a rule the last date on which they will accept public comment. Agencies must always accept public comment: for a minimum of 45 days following publication in the *Register* of a Notice of Proposed Rule Making or a Notice of Emergency Adoption and Proposed Rule Making for which full text was included in the Notice or posted on a state web site, or which is a consensus rule or a rule defined in SAPA § 102(2)(a)(ii); or for a minimum of 60 days following publication in the *Register* of a Notice of Proposed Rule Making or a Notice of Emergency Adoption and Proposed Rule Making for which a summary of the text of the rule was included in the Notice and the full text of which was not published on a state web site; and for 30 days after publication of a Notice of Revised Rule Making in the *Register*. When a public hearing is required by statute, the hearing cannot be held until 45 days after publication of the notice, and comments must be accepted for at least 5 days after the last required hearing. When the public comment period ends on a Saturday, Sunday or legal holiday, agencies must accept comment through the close of business on the next succeeding workday.

***For notices published in this issue:***

- the 60-day period expires on September 15, 2013
- the 45-day period expires on August 31, 2013
- the 30-day period expires on August 16, 2013

**ANDREW M. CUOMO  
GOVERNOR**

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**NEW YORK STATE DEPARTMENT OF STATE**

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## Be a part of the rule making process!

The public is encouraged to comment on any of the proposed rules appearing in this issue. Comments must be made in writing and must be submitted to the agency that is proposing the rule. Address your comments to the agency representative whose name and address are printed in the notice of rule making. No special form is required; a handwritten letter will do. Individuals who access the online *Register* ([www.dos.ny.gov](http://www.dos.ny.gov)) may send public comment via electronic mail to those recipients who provide an e-mail address in Notices of Proposed Rule Making. This includes Proposed, Emergency Proposed, Revised Proposed and Emergency Revised Proposed rule makings.

To be considered, comments must reach the agency before the proposed rule is adopted. The law provides for a minimum 45-day public comment period after publication in the *Register* of every Notice of Proposed Rule Making for which full text was included or posted on a state web site, or which is a consensus rule or a rule defined in SAPA § 102(2)(a)(ii); a minimum 60-day public comment period after publication in the *Register* of a Notice of Proposed Rule Making for which a summary of the text of the rule was included in the Notice and the full text of which was not published on a state web site; and a 30-day public comment period for every Notice of Revised Rule Making. If a public hearing is required by statute, public comments are accepted for at least five days after the last such hearing. Agencies are also required to specify in each notice the last date on which they will accept public comment.

When a time frame calculation ends on a Saturday or Sunday, the agency accepts public comment through the following Monday; when calculation ends on a holiday, public comment will be accepted through the following workday. Agencies cannot take action to adopt until the day after public comments are due.

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

Administrative Regulations Review Commission  
State Capitol  
Albany, NY 12247  
Telephone: (518) 455-5091 or 455-2731

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

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

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- 1 / Incorporation by Reference of the 2011 Edition of the Grade A Pasteurized Milk Ordinance (“PMO”) (P)

### **Alcoholism and Substance Abuse Services, Office of**

- 2 / Criminal History Information Reviews (E)
- 4 / Patient Rights (E)
- 6 / Establishment, Incorporation and Certification of Providers of Substance Use Disorder Services (E)
- 9 / Patient Rights (E)
- 11 / Credentialing of Addictions Professionals (E)

### **Children and Family Services, Office of**

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### **Criminal Justice Services, Division of**

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### **Environmental Conservation, Department of**

- 19 / New York State Falconry Regulations (A)

### **Financial Services, Department of**

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- 23 / Supplementary Uninsured/Underinsured Motorist Insurance (EP)
- 24 / Excess Line Placements Governing Standards (P)

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- 33 / Medical Assistance Rates of Payment for Residential Treatment Facilities for Children and Youth (EP)

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- 42 / Approving Waiver of Certain Franchising Procedures (A)
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- 42 / Major Gas Rate Increase Filing (P)
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- 43 / Issuance of Stocks, Bonds, Notes or Other Evidences of Indebtedness for Terms in Excess of 12 Months (P)
- 44 / Waiver of 16 NYCRR Sections 894.1 Through 894.4(b)(2) (P)

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- 121 / Executive Order No. 103: Declaring a Disaster in the Counties of Broome, Chenango, Clinton, Delaware, Essex, Franklin, Herkimer, Madison, Montgomery, Oneida, Otsego, Tioga, Schoharie, St. Lawrence and Warren.
- 122 / Executive Order No. 104: Temporary Suspension of Provisions Relating to Transportation Infrastructure Recovery for the State Disaster Emergency.
- 122 / Executive Order No. 105: Temporary Suspension of Provisions Relating to State Contracts and for the Repair of State Facilities for the State Disaster Emergency.
- 122 / Executive Order No. 106: Designation Pursuant to Section 6 and Subdivision 8 of Section 63 of the Executive Law.