

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 Department of Health

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

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to revise provisions of the Ambulatory Patient Group (APG) reimbursement methodology on or after October 1, 2013.

The Ambulatory Patient Group (APG) reimbursement methodology is revised to include recalculated weight and component updates that will become effective on or after October 1, 2013. The estimated annual net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2013/2014 is \$5,000,000.

The public is invited to review and comment on this proposed State Plan Amendment. Copies of which will be available for public review on the Department's website at http://www.health.ny.gov/regulations/state_plans/status.

Copies of the proposed State Plan Amendments 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

For further information and to review and comment, please contact:
Department of Health, Bureau of Federal Relations & Provider Assessments, 99 Washington Ave. – One Commerce Plaza, Suite 1430, Albany, NY 12210, (518) 474-1673, (518) 473-8825 (FAX), spa_inquiries@health.state.ny.us

PUBLIC NOTICE Department of Health

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

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for long term care services pursuant to statutory provisions contained in the Patient Protection and Affordable Care Act (Public Law 111-148), Section 2401 (Community First Choice Option). The following changes are proposed:

The Affordable Care Act, PL 111-148, authorized states to expand access and availability of Medicaid-funded long term services and supports (LTSS) in non-institutional home and community-based settings by offering enhanced personal attendant services through the Community First Choice Option (CFCO) State Plan Amendment. Such services are required to provide assistance to eligible individuals to accomplish activities of daily living (ADLs), instrumental activities of daily living (IADLs) and/or health-related tasks through hands-on assistance, supervision and cueing. These services must be provided pursuant to a person-centered care plan developed after a comprehensive assessment of functional need in a community-based setting through an agency-provider or other model. Such services are to be consumer controlled to the greatest extent possible. Included in the services required under the CFCO are the acquisition, maintenance and enhancement of skills necessary for the individual to accomplish ADLs, IADLs, and health-related tasks; a backup system to assure continuity of care and voluntary training on selecting, managing and dismissing attendants. Excluded services include room and board, vocational or educational services, home modifications, medical supplies and equipment and assistive technology devices and services other than those specifically allowed under the plan.

Services under the CFCO must be provided across the disability spectrum including those who are elderly and those who have a physical, mental or developmental disability. Eligible individuals have demonstrated functional needs that can be addressed by CFCO LTSS, are Medicaid eligible, and require an institutional level of care.

New York State already offers personal care services as well as a Consumer Directed Personal Attendant Program (CDPAP) in its Medicaid State plan. The State also has an extensive array of waiver services that provide assistance with ADLs, IADLs and health-related tasks. These waiver programs and services are administered by vari-

ous State agencies including the Department of Health (DOH), the Office for People With Developmental Disabilities (OPWDD), and the Office of Mental Health (OMH). Through the CFCO, the State will expand these offerings to include personal care and CDPAP, supervision and cueing through habilitation or home-and-community support services, home maintenance, home health aide, congregate and home-delivered meals, community transportation, nutrition counseling and education, community integration training, skill building, habilitation, personal emergency response systems (PERS/EARS), adaptive technology and assistive devices called for in the person-centered care plan that substitute for human assistance and improve independence, and transitional services like one-time moving expenses, peer mentoring and other training programs aimed at ensuring an easy transition from an institutional to a community-based setting. Individuals that choose to direct their LTSS either directly or through a chosen representative who are determined to need an institutional level of care according to a comprehensive functional assessment will be eligible for the CFCO services they qualify for based on the assessment. Those who do not meet these requirements will continue to be served through waiver programs. Participants in CFCO may also access other State plan and waiver services to meet their needs.

While it is likely that community-based Medicaid services could increase under the CFCO State plan as services are now only available through waiver programs and would become available to a larger pool of individuals through the State plan, this increase is likely to be offset by increased Federal Financial Participation. CFCO services are eligible for an increased Federal Medical Assistance Percentage (FMAP) of 6%. This is expected to result in approximately \$93 million to \$120 million in additional Federal revenue, which may be reinvested in community based LTSS in the first year of operation to meet statutory Maintenance of Expenditure requirements.

The public is invited to review and comment on this proposed State Plan Amendment. Copies of which will be available for public review on the Department's website at http://www.health.ny.gov/regulations/state_plans/status.

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

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Bronx, New York 10457

Richmond County, Richmond Center
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Staten Island, New York 10301

For further information and to review and comment, please contact: Department of Health, Bureau of Federal Relations & Provider Assessments, 99 Washington Ave. – One Commerce Plaza, Suite 1430, Albany, NY 12210, (518) 474-1673, (518) 473-8825 (FAX), spa_inquiries@health.state.ny.us

PUBLIC NOTICE

Department of Health

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

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services to comply with the provisions of Section 2301 of the Patient Protection and Affordable Care Act (ACA).

Non-Institutional Services

Under the Act, Section 1905 of the Social Security Act (U.S.C. 1396d) was amended to include the requirement that a State shall provide separate payments to providers, such as nurse midwives and other providers of birthing services such as birth attendants recognized under State law, when administering prenatal labor and delivery or postpartum care in a freestanding birthing center. A freestanding birthing center is a health facility that is not a hospital and is where childbirth is planned to occur away from the pregnant woman's residence. It is licensed or otherwise approved by the State to provide prenatal care and delivery or postpartum care and other ambulatory surgery services that are included in the plan.

There is no additional estimated annual change to gross Medicaid expenditures as a result of the proposed amendment since the State is already in compliance with the provisions of the recently enacted ACA using the Ambulatory Patient Group (APG) reimbursement method for payment.

The public is invited to review and comment on this proposed State Plan Amendment. Copies of which will be available for public review on the Department's website at http://www.health.ny.gov/regulations/state_plans/status.

Copies of the proposed State Plan Amendments 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:

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Staten Island, New York 10301

For further information and to review and comment, please contact: Department of Health, Bureau of Federal Relations & Provider Assessments, 99 Washington Ave. – One Commerce Plaza, Suite 1430, Albany, NY 12210, (518) 474-1673, (518) 473-8825 (FAX), spa_inquiries@health.state.ny.us

PUBLIC NOTICE

Nassau Health Care Corporation

Pursuant to the State Finance Law, Nassau Health Care Corporation hereby gives notice of the following:

Request for Proposals

Deferred Compensation Plan Services

The Deferred Compensation Plan for Employees of Nassau Health Care Corporation (the "Plan"), a 457(b) plan created under the laws of the State of New York and pursuant to Section 475(b) of the Internal Revenue Code, is soliciting proposals from qualified firms to provide

consulting services to the Plan regarding monitoring the performance of the current plan record keeper/administrative service agent, investment manager, and trustee, and overall plan investment performance in connection with a Deferred Compensation Plan that meets 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.

Proposals will be accepted until 4:00 p.m. on Friday, October 25, 2013.

A copy of the Request for Proposals may be obtained during normal business hours (9:00 a.m. to 5:00 p.m. — Weekdays) from Ms. Yani Santana, Admin to EVPO/Compliance 360 Administrator, Nassau University Medical Center, 2201 Hempstead Tpke., East Meadow, NY 11554, (516) 296-3396, or by email request to: ysantana@numc.edu.

For further information, contact: Yani Santana, Admin to EVPO/Compliance 360 Administrator, Nassau University Medical Center, 2201 Hempstead Tpke., East Meadow, NY 11554, (516) 296-3396, or by email: ysantana@numc.edu

PUBLIC NOTICE

Department of State
F-2012-1028

Date of Issuance – August 28, 2013

Comment Period Extended – September 25, 2013

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.

In F-2012-1028, Entergy Nuclear Indian Point 2, LLC., Entergy Nuclear Indian Point 3, LLC., and Entergy Nuclear Operations, Inc. (collectively Entergy) is proposing to extend for an additional 20 years its operating licenses for its nuclear electric generation facilities at Indian Point Nuclear Generating Units 2 and 3 (IP2 and IP3) in the Village of Buchanan, County of Westchester. Entergy reports that no change of existing facilities, activities, or effects is proposed. The current operating licenses for IP2 and IP3 expire on September 28, 2013, and December 12, 2015, respectively.

Entergy 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. 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.

Public Comment Period Extended: Any interested parties and/or agencies desiring to express their views concerning the consistency of the above proposed activities with the enforceable State coastal policies may do so by filing their comments, in writing, no later than 4:30 p.m., **October 30, 2013**. The State coastal policies can be found on the internet at <http://www.dos.ny.gov/communitieswaterfronts/pdfs/CoastalPolicies.pdf> or by writing to the Department at the address shown below.

Comments should be addressed to the New York State Department of State, Division of Coastal Resources, One Commerce Plaza, 99 Washington Avenue, Albany, New York 12231. Telephone (518) 474-6000; Fax (518) 473-2464 email: 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-2013-0599

Date of Issuance – September 25, 2013

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. 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-2013-0599, Burrirt’s Landing Association and Stony Point Association, Burrirt’s Cove, Saugatuck River, Westport, CT, are proposing to perform maintenance dredging of the existing facility, with subsequent un-confined disposal of approximately 9,900 cubic yards of dredged material at the Western Long Island Sound Disposal Site (WLIS). The WLIS is located within Long Island Sound, approximately 2.8 nautical miles south of Long Neck Point, Noroton, CT.

Any interested parties and/or agencies desiring to express their views concerning the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 15 days from the date of publication of this notice, or, by Thursday, October 10, 2013.

Comments should be addressed to the New York State Department of State, Division of Coastal Resources, ATTN: Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Avenue, Albany, New York 12231. Telephone (518) 474-6000; Fax (518) 473-2464. Comments can also be submitted electronically via e-mail 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-2013-0648

Date of Issuance – September 25, 2013

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. 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-2013-0648, Pequonnock Yacht Club, 98 South Water Street, New Haven Harbor, New Haven, CT, is proposing to perform maintenance dredging of the existing facility, with subsequent confined disposal of approximately 22,500 cubic yards of dredged material at the Central Long Island Sound Disposal Site (CLIS). The CLIS is an open-water disposal site located within Long Island Sound, approximately 5.6 nautical miles south of East Haven, CT.

Any interested parties and/or agencies desiring to express their views concerning the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 15 days from the date of publication of this notice, or, by Thursday, October 10, 2013.

Comments should be addressed to the New York State Department of State, Division of Coastal Resources, ATTN: Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Avenue, Albany, New York 12231. Telephone (518) 474-6000; Fax (518) 473-2464. Comments can also be submitted electronically via e-mail 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-2013-0727

Date of Issuance – September 25, 2013

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. 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-2013-0727, The Strand/BRC Group, aka Bridgewater, aka Brewer Yacht Haven West, aka Acoma, Foot of Bateman Way, Stamford Harbor (West Branch), Stamford, CT, is proposing to perform maintenance dredging of the existing facility, with subsequent confined disposal of approximately 65,000 cubic yards of dredged material at the Central Long Island Sound Disposal Site (CLIS). The CLIS is an open-water disposal site located within Long Island Sound, approximately 5.6 nautical miles south of East Haven, CT.

Any interested parties and/or agencies desiring to express their views concerning the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 15 days from the date of publication of this notice, or, by Thursday, October 10, 2013.

Comments should be addressed to the New York State Department of State, Division of Coastal Resources, ATTN: Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Avenue, Albany, New York 12231. Telephone (518) 474-6000; Fax (518) 473-2464. Comments can also be submitted electronically via e-mail 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-2013-0728

Date of Issuance – September 25, 2013

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. 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-2013-0728, General Dynamics / Electric Boat Company, Thames River, Groton, CT, is proposing to perform maintenance dredging of the existing facility, with subsequent confined disposal of approximately 18,000 cubic yards of dredged material at the Central Long Island Sound Disposal Site (CLIS). The CLIS is an open-water disposal site located within Long Island Sound, approximately 5.6 nautical miles south of East Haven, CT.

Any interested parties and/or agencies desiring to express their views concerning the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 15 days from the date of publication of this notice, or, by Thursday, October 10, 2013.

Comments should be addressed to the New York State Department of State, Division of Coastal Resources, ATTN: Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Avenue, Albany, New York 12231. Telephone (518) 474-6000; Fax (518) 473-2464. Comments can also be submitted electronically via e-mail 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-2013-0742

Date of Issuance – September 25, 2013

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. 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-2013-0742, O & G Industries, 240-260 Bostwick Avenue, Cedar Creek, Bridgeport, CT, is proposing to perform maintenance dredging of the existing O & G Bostwick facility, with subsequent confined disposal of approximately 10,500 cubic yards of dredged material at the Central Long Island Sound Disposal Site (CLIS) and/or the Western Long Island Sound Disposal Site (WLIS). The CLIS is an open-water disposal site located within Long Island Sound, approximately 5.6 nautical miles south of East Haven, CT. The WLIS is located within Long Island Sound, approximately 2.8 nautical miles south of Long Neck Point, Noroton, CT.

Any interested parties and/or agencies desiring to express their views concerning the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 15 days from the date of publication of this notice, or, by Thursday, October 10, 2013.

Comments should be addressed to the New York State Department of State, Division of Coastal Resources, ATTN: Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Avenue, Albany, New York 12231. Telephone (518) 474-6000; Fax (518) 473-2464. Comments can also be submitted electronically via e-mail 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-2013-0743

Date of Issuance – September 25, 2013

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. 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-2013-0743, Between the Bridges Marina, North Yard, 142 Ferry Road, Connecticut River, Old Saybrook, CT, is proposing to perform maintenance dredging of the existing facility, with subsequent un-confined disposal of approximately 20,000 cubic yards of dredged material at the Central Long Island Sound Disposal Site (CLIS). The CLIS is an open-water disposal site located within Long Island Sound, approximately 5.6 nautical miles south of East Haven, CT.

Any interested parties and/or agencies desiring to express their views concerning the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 15 days from the date of publication of this notice, or, by Thursday, October 10, 2013.

Comments should be addressed to the New York State Department of State, Division of Coastal Resources, ATTN: Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Avenue,

Albany, New York 12231. Telephone (518) 474-6000; Fax (518) 473-2464. Comments can also be submitted electronically via e-mail at: CR@dos.ny.gov.

This notice is promulgated in accordance with Title 15, Code of Federal Regulations, Part 930.

PUBLIC NOTICE

Uniform Code Regional Boards of Review

Pursuant to 19 NYCRR 1205, the petitions below have been received by the Department of State for action by the Uniform Code Regional Boards of Review. 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 Tolsen, Codes Division, Department of State, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-4073 to make appropriate arrangements.

2013-0406 Matter of Chris Guard, 3755 River Road, Tonawanda, NY 14150 for a variance concerning requirements for sprinkler system in fire areas exceeding in excess of Code limits for the occupancy.

Involved is the alterations and additions to an existing one story building of non-combustible construction in use as a moderate hazard factory occupancy building, located at 3755 River Road, Town of Tonawanda, County of Erie, State of New York.

2013-0409 Matter of Oktay Ozen, 1865 Penfield Road, Penfield, NY 14526, for a variance concerning safety requirements, including required ceiling height in a building, located at 1865 Penfield Road, Town of Penfield, County of Monroe, State of New York.

2013-0423 Matter of Doug Vanstrom, 651 Delaware Ave, c/o EHA, Buffalo, NY 14202 for a variance concerning requirements for standpipe system in a four story hotel building.

Involved is the construction of a new four story building of protected wood frame construction for transient multiple dwelling occupancy, located at 6510 Niagara Falls Boulevard, City of Niagara Falls, County of Niagara, State of New York.

2013-0426 Matter of Guy Rocker, 7182 Popple Lane, Port Leyden, NY 13433 for a variance related to wood on walls of exit stairway, the fire rating of a cellar ceiling and cellar stairway in accordance with the New York State Multiple Residence Law.

Involved is a three story building located at 129-131 Matthews Avenue, City of Utica, Oneida County, State of York.

2013-0428 Matter of Hamburg Public Library, 102 Buffalo Street, Hamburg, NY 14075 for a variance concerning requirements for sprinkler system.

Involved is the addition to an one story building, of non-combustible construction, with assembly occupancy with a fire area exceeding 12,000 square, located at 102 Buffalo street, Village of Hamburg, County of Erie, State of New York.

