
NEW YORK STATE
REGISTER

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- Empire Zones Reform
- Annual Professional Performance Reviews (APPR)
- State Basic Financial Assistance for Operating Expenses of Community Colleges Under the Program of SUNY and CUNY

Notice of Availability of State and Federal Funds

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 21, 2014
- the 45-day period expires on September 6, 2014
- the 30-day period expires on August 22, 2014

**ANDREW M. CUOMO
GOVERNOR**

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NEW YORK STATE DEPARTMENT OF STATE

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NEW YORK STATE REGISTER

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) 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; (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)

Rule Making Activities

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1 / Implementation of a Program for the Designation of Vital Access Providers (P)

Economic Development, Department of

2 / Empire Zones Reform (E)

Education Department

4 / Annual Professional Performance Reviews (APPR) (E)

Environmental Conservation, Department of

8 / Recreational Harvest Regulations for Summer Flounder (Fluke) and Black Sea Bass (A)

Financial Services, Department of

8 / Arbitration (P)

11 / Title Insurance Agents, Affiliated Relationships, and Title Insurance Business (P)

14 / Regulation of the Conduct of Virtual Currency Businesses (P)

Health, Department of

16 / State Aid for Public Health Services: Counties and Cities (P)

18 / Amendment of Certificate of Need (CON) Applications (P)

Mental Health, Office of

19 / Mental Health Services—General Provisions (A)

People with Developmental Disabilities, Office for

19 / HCBS Waiver Community Habilitation Services (P)

Public Service Commission

23 / Approval of Petition of Yorktown Realty Associates, LLC to Submeter Electricity at 3770 Barger Street, Shrub Oak, NY (A)

23 / Authorizing NYSEERDA Flexibility in Making Changes to the Main Tier of the Renewable Portfolio Standard (A)

23 / Authorizing NYSEERDA to Reallocate 2013 Unencumbered Program Funds to 2014 Budgets (A)

24 / Approval of Petition of 172 River Street Assoc., LLC to Submeter Electricity at 172-176 River Street, Troy, NY (A)

24 / Approval of Petition of 855 MRU, LLC to Submeter Electricity at 855 Sixth Avenue, New York, NY (A)

24 / Approval of Petition of Bridge Land West, LLC to Submeter Electricity at 460 Washington Street, New York, NY (A)

24 / Approval of Petition of Harmony Prima Lofts, LLC to Submeter Electricity at 1373 Broadway, Albany, NY (A)

25 / Approving the Costs for Infrastructure Maintenance and Access be Included in the Rates Charged to All Customer Classes (A)

25 / Load Share Ratio Used to Calculate RNY Load and Non-RNY Load for Standby Customers (P)

26 / To Consider a Joint Proposal Resolving a Dispute (P)

26 / Proposed Tariff Amendments Filed by the City of Jamestown to Rider No. 5 and Service Classification No. 6 (P)

State University of New York

27 / State Basic Financial Assistance for Operating Expenses of Community Colleges Under the Program of SUNY and CUNY (E)

27 / State University of New York Tuition and Fees Schedule (EP)

30 / State Basic Financial Assistance for Operating Expenses of Community Colleges Under the Program of SUNY and CUNY (P)

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30 / State Supplement Program (SSP) (RP)

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95 / Notice of Erroneous Inclusion In Dissolution By Proclamation of Certain Business Corporations

96 / Notice Of Erroneous Inclusion In Annulment of Authority of Certain Foreign Corporations

96 / Notice of Cancellation Of Annulment of Authority of Certain Foreign Corporations

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98 / Notice of the Annulment of the Revocation by Proclamation of The Status of Certain Foreign Limited Liability Partnerships As New York Registered Foreign Limited Liability Partnerships

98 / Notice of Public Hearing

99 / Public Notice