
NEW YORK STATE
REGISTER

INSIDE THIS ISSUE:

- Workers' Compensation Safe Patient Handling Program
- Appointment of a Temporary Operator
- Participation of NYPA Customers in Surcharge-Funded Clean Energy Programs

Guidance Documents

Notice of Availability of State and Federal Funds

Executive Orders

Court Notices

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 18, 2016
- the 45-day period expires on September 3, 2016
- the 30-day period expires on August 19, 2016

**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) 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.ny.gov)

Rule Making Activities

Agriculture and Markets, Department of

1 / Species of Trees and Plants of the Prunus Species (A)

Civil Service, Department of

1 / Jurisdictional Classification (A)

2 / Jurisdictional Classification (P)

4 / Jurisdictional Classification (P)

4 / Jurisdictional Classification (P)

5 / Jurisdictional Classification (P)

5 / Jurisdictional Classification (P)

Environmental Conservation, Department of

9 / Fisher Trapping Seasons and General Trapping Regulations for Furbearers (A)

Financial Services, Department of

11 / Workers' Compensation Safe Patient Handling Program (EP)

13 / Regulating Transaction Monitoring and Filtering Systems Maintained by Banks, Check Cashers and Money Transmitters (A)

16 / Minimum Standards for Form, Content and Sale of Health Insurance, Including Standards of Full and Fair Disclosure (A)

Gaming Commission, New York State

18 / Surveillance Standards for a Licensed Gaming Facility (A)

18 / Conduct of Operation of a Gaming Facility (A)

Health, Department of

19 / Controlled Substances for EMS Agency Agent and Requirements for an Advanced Life Support System (A)

Public Service Commission

22 / Appointment of a Temporary Operator (EP)

22 / Use of the Silver Spring Network Commercial Gas Interface Management Unit — IMU 200 (P)

23 / Petitions for Rehearing of the Commission's Order Adopting Low Income Program Modifications and Directing Utility Filings (P)

23 / Use of the Silver Spring Network Residential Gas Interface Management Unit — IMU 300 and IMU 300A (P)

24 / Participation of NYPA Customers in Surcharge-Funded Clean Energy Programs (P)

24 / Proposed Modifications to Gas Safety Violations Metric Adopted in Case 12-G-0202 (P)

Hearings Schedule for Proposed Rule Makings / 25

Action Pending Index / 27

Guidance Documents

79 / Thruway Authority, New York State

Securities Offerings

81 / State Notices

Advertisements for Bidders/Contractors

83 / Sealed Bids

Notice of Availability of State and Federal Funds

87 / New York Homes and Community Renewal

Miscellaneous Notices/Hearings

89 / Notice of Abandoned Property Received by the State Comptroller

89 / Notice of Annulment Of Dissolution of Certain Business Corporations

94 / Notice of Erroneous Inclusion In Dissolution by Proclamation of Certain Business Corporations

95 / Notice of Erroneous Inclusion In Annulment of Authority of Certain Foreign Corporations

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

96 / Notice of Public Hearing

97 / Public Notice

Executive Orders

115 / Executive Order No. 158: Establishing the LGBT Memorial Commission.

Court Notices

117 / Rules of the Chief Judge

117 / Rules of the Chief Judge

117 / Rules of the Chief Judge

117 / Uniform Rules for the Supreme and County Courts

120 / Uniform Rules of the Trial Courts