

same manner as vertical bows. This regulation proposal does not affect that law. Rather it merely removes redundant and obsolete regulations.

New York State Gaming Commission

NOTICE OF ADOPTION

Powerball Lottery Game Features

I.D. No. SGC-07-26-00005-A

Filing No. 430

Filing Date: 2026-05-19

Effective Date: 2026-06-03

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of section 5016.1; and addition of sections 5016.5 and 5016.6 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1617

Subject: Powerball lottery game features.

Purpose: To add the Double Play and Power Play game features to the Powerball lottery game rules.

Text or summary was published in the February 18, 2026 issue of the Register, I.D. No. SGC-07-26-00005-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Kristen Buckley, Gaming Commission, 354 Broadway, PO Box 7500, Schenectady, NY 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Initial Review of Rule

As a rule that does not require a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2031, which is no later than the 5th year after the year in which this rule is being adopted.

Assessment of Public Comment

The agency received no public comment.

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Lotto Lottery Game

I.D. No. SGC-22-26-00020-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to amend section 5008.4 of Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Lotto lottery game.

Purpose: To correct the published odds in the Lotto game rules.

Text of proposed rule: Section 5008.4 of 9 NYCRR would be amended to read as follows:

§ 5008.4. Prize structure.

(a) Odds, prizes and prize pool. The prize structure shall be as follows:

Matches*	Odds 1 in	Prize	% of prize pool	Level
6	45,057,474.0000	Jackpot	75.00%	1
5 plus bonus number	7,509,579.0000	Second prize	7.25%	2
5	[144,418.9808] 144,414.9808	Third prize	5.50%	3
4	2,179.8488	Fourth prize	6.25%	4

Matches*	Odds 1 in	Prize	% of prize pool	Level
3	96.1698	Fifth prize	6.00%	5

* The bonus number applies only to the second-prize level.

Overall odds of winning: 1 in 92.0463.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rule making will correct the published odds of winning a third prize in the Lotto lottery game, which were stated inaccurately due to a scrivener's error. Because this rule making would make no substantive changes to the design or operation of the Lotto game, the Commission does not anticipate public comment and no person is likely to object to the proposed revision.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rule making will correct a scrivener's error the published odds of winning a third prize in the Lotto lottery game rules. No substantive changes to the design or operation of the Lotto game would be implemented by this proposal.

The proposed amendment will not have an impact on jobs or employment opportunities.

Department of Health

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Medical Aid in Dying (MAID) Physician Reporting Requirements

I.D. No. HLT-22-26-00001-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Addition of Part 1008 and section 35.7 to Title 10 NYCRR.

Statutory authority: Public Health Law, sections 2899-o, 2899-p and 2899-q

Subject: Medical Aid in Dying (MAID) Physician Reporting Requirements.

Purpose: To establish reporting requirements for physicians who use MAID so that the department can determine utilization and compliance.

Text of proposed rule: A new Part 1008 is added to read as follows:

Chapter XVI. Medical Aid in Dying

Part 1008. Medical Aid in Dying

Section 1008.1 Reporting requirements for physicians providing medical aid in dying. The terms used in this section shall have the same meanings set forth in Public Health Law section 2899 d.

(a) Physicians and mental health professionals who provide medical aid in dying shall comply with Public Health Law article 28-F.

(b) The attending physician who prescribes medication for medical aid in dying shall report the following information in an electronic format to the department within five days of issuing the prescription:

(1) A unique patient identifier, in a format specified by the department, and the name, practitioner license title, and New York State practitioner license number of the attending physician, consulting physician, and mental health professional.

(2) The terminal illness or condition for which medication for medical aid in dying was prescribed.

(3) The information included in the prescription, including the names of the medications, the strength and dosage form, and an affirmation that

the prescription contained a notation to prevent the prescription from being filled until five days after the prescription was written.

(4) The age of the patient at the time the medication was prescribed to the patient.

(5) The patient's gender.

(6) The patient's care setting (such as facility or private residence) and New York State county of residence.

(7) An attestation that the attending physician, consulting physician, and mental health professional who provided medical aid in dying have complied with provisions of article 28-F in a format specified by the department.

(c) In addition to the information the attending physician is required to submit to the department under subdivision (b) of this section, the attending physician must also submit any other information the department requests under section 2899-q of the Public Health Law to determine utilization and compliance with article 28-F.

(d) Whenever an attending physician prescribes medication for medical aid in dying, the designation "MAID" and a notation that the prescription shall not be filled until five days after the prescription was written must be specified on the prescription form or in the electronic prescription record along with the name of the medication and dosage for all prescriptions issued.

(e) The commissioner shall be responsible for protecting the privacy and security of the information reported under this Part.

A new section 35.7 of Title 10 is added to read as follows:

Section 35.7 Death Records; Medical Aid in Dying.

Failure to record the underlying terminal illness or condition as the cause of death on the New York State death certificate of an individual that self-administered medication for medical aid in dying shall be corrected by the medical provider responsible for the creation of the certificate upon notice from the commissioner of health.

Text of proposed rule and any required statements and analyses may be obtained from: Katherine Ceroalo, DOH, Bureau of Program Counsel, Reg. Affairs Unit, Room 2438, ESP Tower Building, Albany, NY 12237, (518) 473-7488, email: regsqa@health.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Regulatory Impact Statement

Statutory Authority:

Section 2899-o of the Public Health Law gives the Department of Health (Department) the authority to establish regulations for the safe disposal of unused medication prescribed, dispensed or ordered under Article 28-F, which enacts the Medical Aid in Dying Act.

Section 2899-p(2) of the Public Health Law states that the cause of death listed on the death certificate for a patient who self-administers medication using medical aid in dying ("MAID") must be the underlying terminal illness or condition, not the medication prescribed for MAID.

Section 2899-q of the Public Health Law requires the Department to adopt regulations establishing reporting requirements for physicians who use MAID so that the Department can determine utilization and compliance with Article 28 F, report annually to the Legislature, and post such report on the Department's website.

Chapter 1 of the Laws of 2026 authorizes the Department to establish regulations prior to the effective date of Article 28-F.

Legislative Objectives:

To establish reporting requirements for physicians who use MAID so that the Department can determine utilization and compliance with Article 28-F, report annually to the Legislature, and post such report on the Department's website.

Needs and Benefits:

The MAID Act permits a physician to treat a patient with a terminal illness or condition in a manner that allows the patient to die from the terminal illness or condition with less suffering when the illness or condition is incurable and irreversible and will, within reasonable medical judgment, produce death within six months whether or not treatment is provided.

Pursuant to the MAID Act, physicians may, but are not required to, prescribe appropriate medication in accordance with the adult patient's request. The attending physician must, among other things, make a determination that a patient has a terminal illness or condition and has made a voluntary, informed decision to request medication for MAID. A terminal illness or condition means an incurable and irreversible illness or condition that has been medically confirmed and will, within reasonable medical judgment, produce death within six months whether or not treatment is provided. A second, consulting physician must confirm that the patient has a terminal illness or condition and has made a voluntary, informed decision to request medication for MAID.

Both the attending physician and the consulting physician must document that the patient has decision-making capacity. In addition, a third practitioner who is a mental health professional must make a determination that the patient has decision-making capacity. Mental health professional means an individual: (a) licensed to practice medicine in New York State who is a diplomate of the American Board of Psychiatry and Neurology or is eligible to be certified by that board or is certified by the American Osteopathic Board of Neurology and Psychiatry or is eligible to be certified by that board; or (b) licensed to practice psychology under Title 8 of the Education Law. In the event that the mental health professional determines that the patient lacks decision-making capacity, the attending physician may not prescribe medication for MAID for the patient.

Any request for medication for MAID must be witnessed as provided in Article 28-F by at least two witnesses who, among other things, are not relatives or domestic partners of the patient and would not benefit financially from the death of the patient. Examples of individuals who would benefit financially are individuals who would inherit as an heir under a will, a distributee of a patient who dies intestate, or a beneficiary of a life insurance policy covering the patient. Similar restrictions apply to anyone who may be called upon to interpret for a patient who requires interpretation of information into a language other than English.

Patients who choose to self-administer medications for MAID must make an affirmative, conscious, and voluntary act to ingest the medication. The medication may not be an injection or infusion. A patient may use a tool or assistive device to help them self-administer the medication, but the patient must perform a final, physical act to self-administer the medication. The medication may not be administered by a person other than the patient.

Under section 2899-q of the Public Health Law, the Department is required to adopt regulations establishing reporting requirements for physicians who use MAID so that the Department can determine utilization and compliance with 28-F, report annually to the Legislature, and post such report on the Department's website.

This reporting will help New Yorkers understand the terminal illnesses or conditions for which medication for MAID is being prescribed, which medication is being prescribed, and the age, gender, setting, and county of patients being prescribed medication for Medical Aid in Dying. The Department's report to the Legislature will provide information regarding utilization and compliance with Article 28-F.

Costs:

Costs to Regulated Entities:

For physicians who voluntarily choose to prescribe medications for MAID, the new reporting requirements will impose a de minimis cost.

Costs to State and Local Governments:

Except as provided below, there will be no costs to the State or local governments.

Costs to the Department of Health:

The Department will incur some costs in setting up a new reporting system for physicians who prescribe medications for MAID. The Department expects to absorb such costs within existing resources.

Local Government Mandates:

There will be no duty or responsibility imposed on local governments as a result of this rule.

Paperwork:

For physicians who voluntarily choose to prescribe medications for MAID, the physicians must document compliance with MAID in the medical record and comply with the reporting requirements under this regulation. The Department is required to prepare a report annually containing relevant data regarding utilization and compliance with MAID, send such report to the Legislature, and post such report on the Department's website.

Duplication:

This rule does not duplicate, overlap, or conflict with any other legal requirements of the State or Federal government.

Alternatives:

Section 2899-o of the Public Health Law gives the Department authority to establish regulations for the safe disposal of unused medication prescribed, dispensed or ordered under MAID. Disposal of such unused medications must be in accordance with the rules for other unused narcotics, such as morphine, when a patient dies.

Department guidance for disposal of narcotics may be found at the following link: https://www.health.ny.gov/professionals/narcotic/safe_disposal/. Department guidance will be updated as needed, but the Department does not believe that regulations specific to unused MAID medication are needed at this time.

Under section 2899-q of the Public Health Law, the Department is required to adopt regulations establishing reporting requirements for physicians who use MAID so that the Department can determine utilization and compliance with Article 28-F, report annually to the Legislature, and post such report on the Department's website. Because Article 28-F

requires that a patient requesting MAID be seen by at least three medical providers, the Department considered which of the patient's physicians must report and determined that only that attending physician must report information to the Department. The Department considered what the attending physician must report and determined that the attending physician must report the information the attending physician has at the time the attending physician prescribes the medication.

Federal Standards:

The proposed rule does not overlap or conflict with any Federal legal requirements.

Compliance Schedule:

The rule will take effect upon publication of a Notice of Adoption in the State Register.

Regulatory Flexibility Analysis

No Regulatory Flexibility Analysis is required pursuant to section 202-b(3)(a) of the State Administrative Procedure Act. The proposed amendment does not impose an adverse economic impact on small businesses or local governments or modify reporting, record keeping, or other compliance requirements on small businesses or local governments.

Rural Area Flexibility Analysis

A Rural Area Flexibility Analysis for these amendments is not being submitted because the amendments will not impose any adverse impact or significant reporting, record keeping or other compliance requirements on public or private entities in rural areas. There are no professional services, capital, or other compliance costs imposed on public or private entities in rural areas because of the proposed amendments.

Job Impact Statement

A Job Impact Statement for these amendments is not being submitted because it is apparent from the nature and purposes of the amendments that they will not have a substantial adverse impact on jobs and/or employment opportunities.

Division of Homeland Security and Emergency Services

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Modifying Reporting Year and Deadlines for Reports Under the Volunteer Firefighter Enhanced Cancer Disability Benefits Program

I.D. No. HES-22-26-00002-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to amend Part 210 of Title 9 NYCRR.

Statutory authority: General Municipal Law, section 205-cc(7); Executive Law, section 709(2)(n)

Subject: Modifying reporting year and deadlines for reports under the Volunteer Firefighter Enhanced Cancer Disability Benefits Program.

Purpose: To encourage compliance, consistency, enhanced accuracy of reports from fire districts, departments, and/or companies.

Text of proposed rule: Section 210.2(k) is amended to read as follows:

(k) Reporting year shall mean [December 1st] *January 1st* through [November 30th] *December 31st*.

Section 210.5(a) is amended to read as follows:

(a) A fire district, department or company must submit to the Office of Fire Prevention and Control by [January 1, 2019] *March 15* [and] annually [thereafter] an attestation that the fire district, department or company will provide the enhanced cancer disability benefit by:

(1) carrying an insurance policy issued by an insurance company authorized to engage in the business of insurance in this State sufficient to cover its eligible volunteer firefighters and provide a death benefit to their beneficiaries; or

(2) proof that the authority having jurisdiction:

(i) possesses taxing authority; and

(ii) has agreed in writing to fund any and all claims of eligible volunteer firefighters and their beneficiaries through existing and future revenues.

Section 210.8 is amended to read as follows:

(a) Annual claims report. The fire district, department or company shall report to the Office of Fire Prevention and Control, no later than [December 1, 2019] *March 15* [and] annually [thereafter], on the claims and benefits payments for the reporting year using forms prescribed by the Office of Fire Prevention and Control.

(1) This report must be signed by the head of the department or company, sworn to under penalty of perjury as true, correct and complete and shall be notarized.

(2) The Office of Fire Prevention and Control shall develop an annual claims report form to be maintained on its website, containing at a minimum the following information:

(i) number of claims in the reporting year;

(ii) the types of claims in the reporting year;

(iii) the types of cancer claims in the reporting year; and

(iv) the number of eligible volunteer firefighters who received enhanced cancer disability benefits in the reporting year.

(b) Annual roster of interior firefighters. The fire district, department or company shall report to the Office of Fire Prevention and Control, no later than [December 1, 2019] *March 15* [and] annually [thereafter], a complete list of its interior firefighters for the reporting year.

(c) The Office of Fire Prevention and Control shall make information related to interior firefighters and applicable training available to fire districts, departments or companies upon request.

Text of proposed rule and any required statements and analyses may be obtained from: James Callahan, Division of Homeland Security and Emergency Services, 1220 Washington Avenue, Building 7A, Albany, NY 12226, (518) 474-6746, email: Rule.Making@dhses.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

Consensus Rule Making Determination

The Division of Homeland Security and Emergency Services has determined that no person is likely to object to the rule as written as it makes technical changes and is otherwise non-controversial. This amendment makes no changes to the already existing substantive rules for the Volunteer Firefighter Enhanced Cancer Disability Benefits Program other than shifting the reporting year and extending the deadlines for submitting information. This is designed to ease the administration of this program by switching to a reporting year that matches the calendar year and by shifting the reporting deadline to later date that allows for more time to collect and report the required information. Easing compliance with an already in-effect regulation is not expected to cause any objection.

Job Impact Statement

The Division of Homeland Security and Emergency Services Office of Fire Prevention and Control has determined that the rule will not have a substantial adverse impact on jobs or employment opportunities. The nature and purpose of amendment of the rule is to shift the reporting year and deadlines for reports under the Volunteer Firefighter Enhanced Cancer Disability Benefits Program. The current reporting year and deadlines are already in effect, and this amendment is designed to ease the administration of this program by switching to a reporting year that matches the calendar year and by shifting the reporting deadline to later date that allows for more time to collect and report the required information. All other substantive requirements remain unchanged. As such, this amendment does not present a basis for expecting any impact on job or employment opportunities.

Public Employment Relations Board

NOTICE OF ADOPTION

Rules and Regulations to Effectuate the Purposes of the Public Employees' Fair Employment Act (Civil Service Law Art. 14)

I.D. No. PRB-10-26-00001-A

Filing No. 419

Filing Date: 2026-05-14

Effective Date: 2026-06-03

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action: