

MEMORANDUM FROM  
MICHAEL D ZAGATA, Commissioner

New York State  
Department of Environmental Conservation

November 7, 1995

TO Executive Staff, Division and Regional Directors

FROM Michael D Zagata /s/

RE ORGANIZATION AND DELEGATION MEMORANDUM #95-30

Organization. The Conduct of Legislative Hearings  
(Supersedes O&D #88-35 dated August 12, 1988)

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This memorandum rescinds O&D #88-35 which required executive approval for use of Administrative Law Judges to conduct legislative hearings

This memorandum provides the necessary direction to ensure existing resources are maximized to the extent practicable to efficiently carry out legislative hearings and receive comment

The Department's Office of Hearings may be called upon to conduct legislative hearings, whether rulemaking hearing where programmatic staff are proposing new or revisions to a rule, legislative comment or complete application hearings to take public comment on a proposed action or SEQRA legislative hearings to take comments on an environmental impact statement. Program requests for the services of an Administrative Law Judge will be made directly to the Assistant Commissioner for Hearings or the Chief Administrative Law Judge and assignment of an Administrative Law Judge will be made, subject to availability. This memorandum does not exclude programmatic staff from conducting legislative rulemaking or SEQRA hearings on their own.