GREGORY A. MAY

LAURA CURRAN COUNTY EXECUTIVE



DEPARTMENT OF CONSUMER AFFAIRS

Dear Vendor:

Enclosed is the Nassau County Environmental Hazard Remediation License Application.

Please be sure to read the instructions and provide the required documentation before submitting the application. If your application is not complete, it may be returned to you and/or require you to provide more information which could result in the delay of your license being issued.

Once completed, please mail your application with the applicable fee, which is located on the instructions page, to the address below:

Department of Consumer Affairs 240 Old Country Road Mineola, New York 11501 Attention: Licensing

All payments to our office should be made by certified check or postal money order payable to: **THE COUNTY OF NASSAU.**

Please provide our office three (3) to four (4) weeks to process your application.

Thank you for making Nassau County your place to do business.

Sincerely yours,

Gregory A. May

Gregory A. May Commissioner



GENERAL INSTRUCTIONS FOR THE ENVIRONMENTAL HAZARD REMEDIATION LICENSE

**** THE FILING OF AN APPLICATION DOES NOT CONSTITUTE PERMISSION TO OPERATE****

A LICENSE MUST ACTUALLY BE IN THE POSSESSION OF THE LICENSEE BEFORE ANY OPERATION OR PROMOTION THEREOF BE LEGALLY CONDUCTED.

Failure to complete the required information or the giving of <u>false information</u> in the application may result in the denial of said application for a license or any renewal thereto, as well as cancellation, suspension or revocation in the event such license has been issued. Falsification of an official document is punishable under the law to the fullest extent. The issuance of a license is subject to verification of the requirements herein provided.

- 1. An application must be signed before a Notary Public and thereafter filed with this Office. If the application is made by an out-of-state individual, partnership or Corporation, you must provide a Certificate of Authority to do business in NY State, have a NY State location as well as an authorized contact person that can be reached in New York.
- 2. The following enclosed forms must be completed:
 - a) APPLICATION form completed and NOTARIZED by an owner or corporation principal.
 - b) DISCLOSURE: each individual, partner, officer, director, stockholder, manager and salesperson of the business must complete this form and have it NOTARIZED.
- 3. Two (2) professional passport_(2"x2") photographs, taken within the past 6 months, MUST be submitted for:
 - a) each individual
 - b) all partners in a partnership
 - c) all corporate officers, directors and stockholders (including NY contacts for out of state corps)
- d) all employees and/or salespersons who have the authority to estimate and/or negotiate a contract. Photos must be free of any hats and/or sunglasses. Home photos are NOT acceptable.
- 4. Each of the above must also submit proof of residence. This proof must be a NYS DMV Driver's License or Non-Driver ID Card AND ONE of the following only: a current utility bill (electric or home telephone), NYS Auto Registration or a copy of a current lease. Please be advised, PO Boxes are NOT acceptable.
- 5. You must also submit a copy of a current utility bill or a current lease to show proof of business location, if the business address is different from the home address.
- 6. A copy of the business phone bill showing the land line business phone number and address must be submitted. Cell phones and toll-free numbers are not permitted for this requirement. Home phones are acceptable as business numbers if you are doing business from your home.
- 7. All persons are required to state all criminal convictions, including DWI, DWAI and DUI, and provide an Official disposition from the applicable court. A complete copy of the court case may be required.

- 8. Trade Names, Partnerships and Corporations.
 - a) individuals using their own name or a trade name must present a certified copy of the business certificate on file in the Nassau County Clerk's Office. (ref: Blumberg form # X201)
 - b) a partnership conducting business, must submit a certified copy of the partnership certificate on file in the Nassau County Clerk's Office. (ref: Blumberg form # X74)
 - c) a corporation must furnish a copy of the Secretary of State's Filing receipt. The corporation must maintain a bonafide establishment at a definite location within the State of New York. If this is not a New York corporation, you must submit a Certificate of Authority to do business in New York State.
 - d) If your corporation is using a DBA, you must submit an <u>Assumed Name Certificate</u> that has been filed with New York State authorizing you to use the name in Nassau County.
 - e) All corporations must furnish the original and current corporate structure naming all principals, officers, directors and stockholders including all minutes showing changes made to the corporate structure.
- NOTE: If the Corporation was formed more than 3 years ago, you must also submit a Certificate of Good Standing issued by the New York State Bureau of Corporations. (518) 473-2492.
- 9. A Certificate of Insurance, with Nassau County Consumer Affairs as the certificate holder, <u>MUST</u> be provided to show proof of liability coverage. Coverage requirements can be found on a separate sheet.
- 10. A Certificate of Workman's Compensation is required covering all employees (form U26 or 105.2). If you DO NOT have employees, you must submit a Certificate of Attestation Exemption (CE-200) form from the Workman's Compensation Board. The form can be obtained online at www.wcb.state.ny.us or by calling (866) 546-9322. Please verify that you are selecting the correct form for your type of business before filling out and printing.
- 11. NY State law requires <u>ALL</u> businesses to have a Federal Employers Identification number, and a NY State Sales Tax number if you collect sales tax. You must list these numbers on your application or it will NOT be accepted. You can obtain these numbers by calling 1(800) 829-4933 for Federal and (518) 457-5431 for Sales Tax.
- 12. All applicants must submit to a fingerprint based background check. Once your application has been received and reviewed you will be notified with instructions to be fingerprinted.

Nassau County Environmental Hazard Remediation License fees are as follows:

1. New application for a two (2) year license:	\$1300.00
2. Technician License	\$ 110.00
3. Additional location:	\$ 110.00
4. Duplicate copy of lost license:	\$ 55.00
5. Name changes:	\$ 55.00

ALL PAYMENTS <u>MUST</u> BE MADE BY CERTIFIED CHECK OR POSTAL MONEY ORDER PAYABLE TO: <u>THE COUNTY OF NASSAU</u>.

Please be advised, ANY name change MUST be accompanied by a fully completed application in proper form, and the original current license MUST be surrendered.

The license shall be affixed in a conspicuous place at each business location.

A copy of the license shall also be kept in each vehicle.

REFUNDS WILL NOT BE CONSIDERED.



REQUIRED LIABILITY INSURANCE COVERAGE

NASSAU COUNTY ENVIRONMENTAL HAZARD REMEDIATION LICENSE

A current/in effect Certificate of Insurance MUST accompany your application with the following information included:

- 1) Producer's name, address and phone number.
- 2) Insured's name and address exactly as the application reads. All business locations must be listed on the certificate.
- 3) Type of insurance shown, Policy number, policy effective and expiration dates and a full description of the type work covered under the policy.
- 4) Authorized Representative Signature.
- 5) Limits of Insurance:

Bodily Injury - \$1,000,000.00/2,000,000.00

Property Damage - \$1,000,000.00/2,000,000.00

DEDUCTIBLES ARE NOT ACCEPTABLE

6) Certificate Holder:

Nassau County Department of Consumer Affairs

240 Old Country Road

Mineola, New York 11501

7) Cancellation Notice:

A notice shall be sent to this office within 15 days

prior to any cancellation, non-renewal, or change in

coverage of a license holder's insurance policy.

SHOULD THERE BE ANY QUESTIONS REGARDING THESE INSTRUCTIONS, YOU MAY CONTACT:

Licensing Division 516-571-3872



NASSAU COUNTY ENVIRONMENTAL HAZARD REMEDIATION PROVIDER REQUIRED CERTIFICATION LIST

A current/in effect Certificate of Insurance MUST accompany your application with the following information included:

- 1) OSHA Safety Standards for Construction or General Industry. Minimum 10 Hours.
- 2) NYS Asbestos Handler. Minimum 32 Hours
- 3) EPA Lead Worker. Minimum 16 hours. Lead RRP is NOT sufficient.
- 4) Hazardous Waste Operations (HAZWOPER). Minimum 40 Hours
- 5) Microbial Remediation. Minimum 24 Hours
- 6) Water Damage Restoration. Minimum 20 Hours or IICRC WRT Certification
- 7) Fire Damage Restoration. Minimum 16 Hours or IICRC FSRT Certification.
- 8) PCB Awareness. Minimum 4 Hours
- 9) Bloodborne Pathogens. Minimum 4 Hours
- 10) Infection Control Risk Assessment. Minimum 4 Hours.

In addition, proof of valid Lead and Asbestos Abatement Licenses must be submitted.

SHOULD THERE BE ANY QUESTIONS REGARDING THESE INSTRUCTIONS, YOU MAY CONTACT:

Licensing Division 516-571-3872



NASSAU COUNTY

FOR OFFICE USE ONLY

DEPARTMENT OF CONSUMER AFFAIRS 240 Old Country Road, Mineola, NY 11501 Phone: (516) 571-2600 www.nassaucountyny.gov	Application Fee \$1300.00 Date Paid: Receipt No.: CC/MO No.: Issued By:N/C, At RenN/C, Not At RenN/C, Pd 60 Exp
ENVIRONMENTAL HAZARD REMEDIATION	License No:
LICENSE APPLICATION	Issue Date:
Name of Business:	
Business Address:	Business Phone:
2 I <u>J</u>	Cell Phone:
Assumed name of Corporation (If any):	
Mailing Address:	If different than business
	address.
For any supplemental location, an add	itional \$110.00 fee is required.
Business Address:	Business Phone:
EACH INDIVIDUAL OWNER, OFFICER, F	PRINCIPAL ETC. MUST BE LISTED.
Name:	
	Home Phone:
	Signature:
Name:	Title:
Home Address:	
	G :
Name	Title:
Name: Home Address:	Title: Home Phone:
Tiome radiess.	
Name:	Title:
Home Address:	Home Phone:
	Signature:

ALL TECHNICIANS WHO HAVE AUTHORITY TO ESTIMATE, NEGOTIATE AND/OR FINALIZE CONTRACTUAL AGREEMENTS MUST BE LISTED BELOW, AND ARE REQUIRED TO SUBMIT DISCLOSURE FORMS, PHOTOS, IDENTIFICATION AND PROOF OF HOME ADDRESS.

TECHNICIANS MUST BE FINGERPRINTED. (All non-employees used as sub-contractors must have in their possession a valid Nassau County License.)

Nam	ne:			Title:
		ess:		
		Mary merser	Signature:	12
Nam	ne:	11.70		Title:
Hom	ne Addr	ess:	Home Phone:	,
		Lia, Lara	Signature:	
Nam	ne:	4.30		Title:
Hom	ne Addr	ess:	Home Phone:	
			Signature:	
		of business being conducted:		
(1)	a) b)	ALL QUESTIONS ARE APPLICABLE LICENSE AND MU Has any trade license ever been denied, If yes, explain.	UST BE ANSWERED. cancelled, suspended or re	voked?
(2)	a)	Have you ever held any Nassau County	License previously?	
	b)	If yes, please state number(s)		
	c)	Do you or have you held a license in any	y other municipality?	
		If yes, please submit a copy of the licens	se with your application.	
(3)	a)	Have you ever had any contact with this consumer complaints?	agency or any other gover	
	b)	If yes, state when, where and how resolv	/ed	

continued

(4)	If the business has employees, you are re-	equired to have Workmen's Compe	nsation Insurance.
	Name of Ins. Co:	Policy Number:	Exp. Date:
	If the business does NOT have employed	es, you are required to write "NO E	MPLOYEES", and submit a
	current, signed and dated waiver from th	e Workman's Compensation Board	1.
(5)	Surety Bond Insurance (if applicable):	Amount of Bond:	
	Name of Ins. Co:	Policy Number:	Exp. Date:
(6)	YOU ARE REQUIRED TO SUBMIT T	O THIS OFFICE YOUR BUSINE	SS':
	a) Federal Employers' Identification	No	
	b) NY State Employers' Identification		
	c) NY State Sales Tax Identification	n No.	
s an	YOU ARE REQUIRED TO NOTIFY NY CHANGE IN OWNERSHIP, OPER TO YOUR CORPORATION AN	tion or denial of license and criming the street of the st	nal action. ITHIN 10 DAYS OF RESS WITH RESPECT
		nay result in <u>revocation</u> of license	*
		Applica	nt Signature
Swor	n to before me		
	day of, 20		
	Notary Public		



DISCLOSURE FORM - This form is to be completed by each individual owner, partner, officer, principal, technician, director and stockholder, manager, sales representative, foreman and any employee who performs or negotiates with a consumer environmental hazard remediation services. All applicants will be fingerprinted. Fingerprints will be submitted to DCJS for a criminal background check.

ALL QUESTIONS MUST BE ANSWERED ACCURATELY AND TO THE BEST OF THE APPLICANT'S KNOWLEDGE UNDER PENALTY OF LAW.

	DAT	ГЕ:		
PERSONAL NAME:				
HOME PHONE NUMBER:	DOB:	SEX:	Ht:Wt	t:
SOCIAL SECURITY NO:	DMV ID NO:	Hair:	Eye:	
NAME OF BUSINESS:	·			
You must have at least 5 years rece or 1099's for proof.	ent, relevant verifiable experience in this fi	ield. You are re	equired to subr	mit W2's
	ence in the environmental hazardous rem ny competence to operate an environmen			ctivities,
PRACTICAL EXPERIENCE				
FIRM NAME:	DA	TES OF EMPL	OY:	
ADDRESS:	POS	ITION HELD:	*	
PHONE NO.:	DESCRIPTION OF DUTIES:	_		
COMPANY OWNER:	POSIPOSI	SOR:		
FIRM NAME:	DA	TES OF EMPL	OY:	
ADDRESS:	POS	ITION HELD:	The state of the s	
PHONE NO.:	DESCRIPTION OF DUTIES:			
COMPANY OWNER:	POSIPOSI	SOR:		
	DA			
ADDRESS:	POS	ITION HELD:	W	
PHONE NO.:	DESCRIPTION OF DUTIES:	-		
COMPANY OWNER:	SUPERVIS	SOR:		
WHAT ARE YOU DUTIES IN T	HE COMPANY:			

IN ORDER TO BE PROCESSED THE BACK OF THIS SHEET MUST BE ANSWERED.

STATE OF NEW YORK SS: COUNTY OF NASSAU

AFFIDAVIT

DISCLOSURE

The following statements MUST be answered.

DO YOU HAVE ANY JUDGMENTS, LIENS OR TAX WARRANTS?

U Yes U No

(If yes, you must submit a copy of the judgment, lien or warrant and proof that scheduled payments are being made)

DATE:

HAVE YOU EVER FILED FOR BANKRUPTCY (BUSINESS OR PERSONAL) (If yes, you will have to provide documents for review.)

SIGNATURE:		
		

□ Yes

□ No

Sworn to before me this

1 C	20
day of	20
uuj oi	20

Notary Public

Notary's Signature



DEPARTMENT OF CONSUMER AFFAIRS

EACH INDIVIDUAL OWNER, PARTNER, OFFICER, DIRECTOR AND STOCKHOLDER (HOLDING MORE THAN 10% OF THE OUTSTANDING STOCK) MUST SUBMIT THIS AFFADAVIT WITH THE APPLICATION

AFFADAVIT OF APPLICANT FOR ENVIRONMENTAL HAZARD REMEDIATION LICENSE

Nama	Print Full Name having been duly sworn	Title
Nama		11116
	of Business	
	luly sworn, depose and state that:	
a.)	 I have examined this application and to the best of my knowledge, all informations correct and complete. 	ation and answers herein are true,
b.	.) I certify that my age is at least 18 years.	
) I understand and agree that the fees paid with this application are non-refundates fees does not guarantee the issuance of a license.	able and that the payment of these
d.	.) I am required to notify this office in writing within ten (10) days of any chang	ge in address.
) In consideration of being granted the license hereby applied for, it is agreed the	
,	the rules and regulations of the Department of Consumer Affairs that are now	
	be promulgated. The Rules and Regulations can be viewed at	•
	www.nassaucountyny.gov/agencies/oca/Legal/laws.	
f.)) By the close of the business day shall keep a written and electronic record in a	machine-readable format in a
	form prescribed by the Commissioner.	
g.	The Commissioner may at any time request any additional information that de to properly assess the eligibility of any applicant for Nassau County Environn	
1	License.	. 1 11 01 (44)
n.	.) I understand that, pursuant to §210.45 of the NYS Penal Law, it is a crime pu	inishable as a Class "A"
	misdemeanor to knowingly make a false statement herein.	
	ALTY FOR FALSIFICATION: Falsification of any statement made herein is	AND MANY THE PROPERTY OF THE P
and/or	r revocation or denial of license and criminal prosecution by the Office of the Di	Istrict Attorney.
MUS	T BE NOTARIZED	
-		
Sworn	n to before me	
this	day of, 20 (Applicant	Printed Name)
		and a company of the action of the company of the c

(Applicant Signature)



RULES & REGULATIONS RELATING TO THE ENVIRONMENTAL HAZARD REMEDIATION BUSINESS

BY VIRTUE OF THE AUTHORITY VESTED IN ME UNDER THE PROVISIONS OF THE NASSAU COUNTY ADMINISTRATIVE CODE, TITLE D-16 §21-25.7, I, AS COMMISSIONER OF THE NASSAU COUNTY DEPARTMENT OF CONSUMER AFFAIRS, HEREBY PROMULGATE THE FOLLOWING REGULATIONS RELATING TO PERSON ENGAGED IN THE ENVIRONMENTAL HAZARD REMEDIATION BUSINESS.

REGULATIONS

1. Environmental Hazard Remediation Contracts.

- (a) Every Environmental Hazard Remediation contract shall be evidenced in writing signed by all parties to the contract.
 - (b) All addendums to the contract must also be in writing signed by all parties.
- (c) Any memorandum, agreement or contract furnished by a contractor to a customer shall carry said contractor's name, office address, telephone number and Nassau County license number legibly printed or stamped thereon. In addition, there shall appear on such form the name of the salesman, if such exists, legibly printed thereon.
- (d) Contract provisions and addendums to the contract must specify the work to be performed, the materials to be supplied to the customer, including brand names, colors, dimensions, model numbers or any other identifying information, and the final price for the labor and materials.

2. Use of License Number and Company Name.

- (a) All display advertising and promotional literature shall contain the licensee's license number as printed on the license.
- (b) All display advertising and promotional literature shall contain the licensee's full company name as printed on the license.
 - © No contractor shall permit his/her license and/or license number to be used by another.

3. Commercial Practices.

- (a) Representations and illustrations of products or services offered to the public shall be accurately represented in all advertisements or descriptive material.
 - (b) Materials to be furnished shall be accurately described.
 - (c) Installation Charge. If installation is to be extra, the advertisement shall make such fact known.

- (d) Delivery Charges. If there is to be a delivery charge, advertisements or representations shall make such fact known.
- (e) Warranty or Guarantee. Where reference is made to a warranty or guarantee, such warranty or guarantee shall be clearly disclosed including the subject of the warranty or guarantee and the terms and requirements, if any.
- (f) Price Reductions. All references to a price reduction or savings must be based on the usual and customary selling price of the item in the regular course of business. Such statements or representations shall not be based upon fictitious prices or infrequently used prices.
- (g) Pricing. Where a price is quoted which does not include cost for labor, parts or accessories necessary for the proper functioning or appearance of a product or service, then said extra cost shall be prominently noted in conjunction with the price quoted. (e.g. "necessary accessories at extra cost.")

4. Lost or Misplaced Licenses.

Any contractor who should misplace or lose his/her Environmental Hazard Remediation Business license shall immediately file an affidavit of such loss with the Department of Consumer Affairs.

5. Age Qualification.

In order to obtain an Environmental Hazard Remediation Business License from the Nassau County Office of Consumer Affairs, the applicant must be eighteen (18) years of age.

6. Cooling off Period.

(a) Pursuant to and in accordance with Section 21-25.9(13) you, the contractor, must furnish the buyer with a fully completed receipt or copy of any contract pertaining to such sale at the time of its execution, which is in the same language, e.g. Spanish, as that principally used in the oral sales presentation and which shows the date of the transaction and contains the name and address of seller, and in immediate proximity to the space reserved in the contract for the signature of the buyer or on the front page of the receipt if a contract is not used and in **BOLD FACE** type of a minimum size of ten (10) points, a statement in substantially the following form:

"YOU, THE BUYER, MAY CANCEL THIS TRANSACTION AT ANY TIME PRIOR TO MIDNIGHT OF THE THIRD BUSINESS DAY AFTER THE DATE OF THIS TRANSACTION. SEE THE ATTACHED NOTICE OF CANCELLATION FORM FOR AN EXPLANATION OF THIS RIGHT."

- (b) You must furnish each buyer, at the time he signs the contract or otherwise agrees to buy services from the seller, a completed form in triplicate, captioned "NOTICE OF CANCELLATION", which shall be attached to the contract or receipt and easily detachable, and which shall contain in ten (10) point **BOLD FACE** type the following information and statements in the same language, e.g. Spanish, as that used in the contract. That the buyer has read this "NOTICE OF CANCELLATION" must be acknowledged by his/her signature thereon. One (1) copy to be retained by contractor.
- (c) In no such event shall contractor begin work or deliver goods prior to three days from the signing of this agreement unless the buyer furnishes the contractor with a separate dated and signed personal statement describing a situation requiring immediate remedy and expressly acknowledging and waiving the right to cancel within three (3) business days.

7. Completion Date.

Every Environmental Hazard Remediation contract shall provide for a completion date on which date all labor, services and materials to be furnished and performed is to be completed and in no event shall such work be

completed any later than thirty (30) days after said contract completion date.

8. Notice of Cancellation.

Section 21-25.11 supersedes any language modifying or changing this provision which may appear in any agreement between the contractor and buyer.

SAMPLE FORMAT

I have read and received this Notice.		
Buyer's Signature		Date of Transaction
	NOTICE OF CAR	NCELLATION
YOU MAY CANCEL THIS TRANSAC BUSINESS DAYS FROM THE ABOV		T ANY PENALTY OR OBLIGATION WITHIN THREE
CONTRACT OR SALE, AND ANY RETURNED WITHIN 10 BUSINES	Y NEGOTIABLE SS DAYS FOLL	ANY PAYMENTS MADE BY YOU UNDER THE INSTRUMENT EXECUTED BY YOU WILL BE OWING RECEIPT BY THE SELLER OF YOUR NTEREST ARISING OUT OF THE TRANSACTION
SIGNED AND DATED COPY OF THIS	<u>S</u> CANCELLATIO Seller), AT (Addr	D, RETURN RECEIPT REQUESTED, OR DELIVER A ON NOTICE OR ANY OTHER WRITTEN NOTICE, OR ress of Seller's place of business) NOT LATER THAN
		(DATE)
I HEREBY CANCEL THIS TRANSA	CTION	
(DATE)		
(Buyer's Signature)		

RULES

<u>Rule 10:</u> All Environmental Hazard Remediation contracts shall contain the printed, legible name of the representative of the licensed Environmental Hazard Remediation contractor below the signature of such representative.

- Rule 11: A copy of the Nassau County Environmental Hazard Remediation Business License must be available for presentation at all job sites and a copy must be in each vehicle at all times.
- <u>Rule 12:</u> All contractors must supply to the homeowner at the time of contracting a copy of the insurance policy information showing insurance coverage during the contract period in the name of the contractor and the insurance company name, address and telephone number.
- Rule 13: All contractors shall submit proof of insurance to the Department of Consumer Affairs for the second year of the license and containing the license number and expiration date of the license on the form or on an attached cover letter.
- Rule 14: All contractors must disclose to the homeowner on their contracts whether or not they use subcontractors. They must supply the names and license numbers of their subcontractors to the homeowner at the time of contracting.