

# NOTICES

## DELAWARE RIVER BASIN COMMISSION

### Commission Meeting and Public Hearing

The Delaware River Basin Commission will hold a public hearing on Wednesday, January 22, 1997. The hearing will be part of the Commission's regular business meeting which is open to the public and scheduled to begin at 1 p.m. in the Goddard Conference Room of the Commission's offices at 25 State Police Drive, West Trenton, New Jersey.

An informal conference among the Commissioners and staff will be held at 10 a.m. at the same location and will include presentations on the GIS and Commission Web Site, U. S. Geological Survey's National Water Quality Assessment Program for the Delaware River Basin and a review of Basin States' policies on discharges to intermittent streams.

In addition to the subjects listed below, which are scheduled for public hearing at the business meeting, the Commission will also address the following matters: Minutes of the December 11, 1996 business meeting; announcements; General Counsel's report; report on Basin hydrologic conditions; a resolution to adopt the 1996-1997 Water Resources Program and public dialogue.

The subjects of the hearing will be as follows:

*Current Expense and Capital Budgets.* A proposed current expense budget for the fiscal year beginning July 1, 1997, in the aggregate amount of \$3,445,500 and a capital budget (Water Supply Storage Facilities Fund) reflecting revenues of \$2,187,500 and expenditures and transfers of \$2,074,500. Copies of the current expense and capital budget are available from the Commission on request by contacting Richard C. Gore.

*Applications for Approval of the Following Projects Under Article 10.3, Article 11 and/or Section 3.8 of the Compact:*

1. *Manetas Farms, Inc. D-81-40 Renewal 3.* An application for the renewal of a groundwater withdrawal project to supply up to 46.5 million gallons (mg)/30 days of water to the applicant's agricultural irrigation system from pond nos. 1, 2 and 3. Commission approval on June 19, 1991 was limited to 5 years. The applicant requests that the total withdrawal from all ponds remain limited to 46.5 mg/30 days. The project is located in Fairfield Township, Cumberland County, NJ.

2. *CS Water and Sewer Associates D-87-96 CP Renewal.* An application for the renewal of a groundwater withdrawal project to supply up to 4.88 mg/30 days of water to the applicant's distribution system from well nos. 1, 4 and 5. Commission approval on April 26, 1989 was limited to 5 years. The applicant requests that the total withdrawal from all wells remain limited to 4.88 mg/30 days. The project is located in Lackawaxen Township, Pike County, PA.

3. *Stockton Water Company D-95-51 CP.* An application for approval of a groundwater withdrawal project to supply up to 1.5 mg/30 days of water to the applicant's distribution system from new well no. 5, and to limit the withdrawal from all wells to 6 mg/30 days. The project is located in Stockton Borough, Hunterdon County, NJ.

4. *AlliedSignal, Inc. D-96-20.* A project to expand the Rohm & Haas Frankford Plant barge dock, operated by AlliedSignal, Inc., on the Delaware River near the Bridesburg area in the City of Philadelphia, PA. The project entails new dredging of approximately 0.44 acre adjacent to the existing barge berth to enable simultaneous mooring of two barges.

5. *P & S Development Company D-96-40.* A project to construct a 30,000 gallon per day sewage treatment plant (STP) to replace an existing malfunctioning septic system. The STP will continue to serve The Village Center at Hamlin, a commercial complex located along State Route 590 approximately 1 mile west of the State Route 191 intersection in Salem Township, Wayne County, PA. The STP will provide secondary biological treatment with the sequencing batch reactor activated sludge process as well as tertiary filtration, chlorine disinfection and dechlorination prior to discharge to an unnamed tributary of the West Branch Wallenpaupack Creek in Salem Township, Wayne County, PA.

6. *PECO Energy Company D-96-63.* A project to continue operation of the existing United States Steel (USS) Fairless Works Powerhouse and transfer the ownership to PECO Energy Company. PECO proposes to operate the two steam turbines at up to 78 megawatts of electrical capacity to provide electric energy to its regional service center (which in turn can serve the Pennsylvania-Maryland-New Jersey Interconnection Grid). The steam energy will continue to be used by the USS steel fabrication facilities. PECO will divert up to 4,641 mg/30 days (154.7 mgd) of water via the existing USS withdrawal facilities on the Delaware River, primarily for use as cooling water; however, USS will continue to own and operate the intake facilities. The existing cooling water discharge to the Delaware River, just downstream of the intake, will be operated under the responsibility of PECO. The project is located adjacent to the Delaware River in Falls Township, Bucks County, PA, just upstream of the Newbold Island area.

Documents relating to these items may be examined at the Commission's offices. Preliminary dockets are available in single copies upon request. Contact George C. Elias concerning docket-related questions. Persons wishing to testify at this hearing are requested to register with the Secretary prior to the hearing.

ANNE M. ZAMONSKI,  
*Acting Secretary*

[Pa.B. Doc. No. 97-81. Filed for public inspection January 17, 1997, 9:00 a.m.]

# DEPARTMENT OF BANKING

## Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending December 31, 1996.

### BANKING INSTITUTIONS

#### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-16-96	Twin Rivers Community Bank Easton Northampton County	1003 W. Broad St. Bethlehem Lehigh County	Opened
12-23-96	Sun Bank Selinsgrove Snyder County	Old Routes 11 and 15 and Corner of Route 17 Liverpool Perry County	Filed

#### Branch Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-6-96	Northwest Savings Bank Warren Warren	<i>From:</i> 537 Main Street Clarion Clarion County  <i>Into:</i> 601 Main Street Clarion Clarion County	Effective

### SAVINGS ASSOCIATIONS

No activity.

### CREDIT UNIONS

#### Conversions

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
12-27-96	Harrisburg Belco Federal Credit Union Harrisburg Dauphin County  <i>To:</i>  Belco Credit Union Harrisburg Dauphin County	Harrisburg	Filed

Application represents conversion from a Federally-chartered credit union to a State-chartered credit union.

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending January 7, 1997.

### BANKING INSTITUTIONS

#### Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
12-31-96	Prime Newco, Inc. (to be renamed Prime Bancorp, Inc.), Philadelphia, to merge with First Sterling Bancorp, Inc., Devon, and so indirectly acquire First Sterling Bank, Devon	Philadelphia	Effective

**New Charter Applications**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-2-97	Patriot Interim Bank Pottstown Montgomery County	Pottstown	Filed

Application to charter an interim commercial bank will be used to facilitate the conversion of Patriot Bank, Pottstown, from a Federally-chartered savings bank to a State-chartered commercial bank.

**Conversions**

<i>Date</i>	<i>Name of Institution</i>	<i>Location</i>	<i>Action</i>
1-2-97	Patriot Bank Pottstown Montgomery County	Pottstown	Filed

*To:*

Patriot Savings Bank  
Pottstown  
Montgomery County

Application represents conversion from a Federally-chartered savings bank to a State-chartered savings bank.

**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-31-96	Omega Bank, N. A., State College, and Montour Bank, Danville surviving institution— Omega Bank, N. A., State College	State College	Effective

**Branch Applications**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
1-2-97	Peoples Bank of Glen Rock Glen Rock York County	2701 Eastern Blvd. York York County	Approved
1-6-97	First Capitol Bank York York County	2170 White Street York West Manchester Twp. York County	Opened

**Branch Discontinuances**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-31-96	Dauphin Deposit Bank and Trust Company Harrisburg Dauphin County	760 Cumberland St. Lebanon Lebanon County	Effective

**Articles of Amendment**

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
1-7-97	Community Bank and Trust Company Forest City Susquehanna County	To Restate Article 8 of the Articles of Incorporation re indemnification of directors, officers, employees or agents of the institution.	Approved and Effective

**SAVINGS ASSOCIATIONS****Conversions**

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
12-31-96	Schuylkill Savings and Loan Association Schuylkill Haven Schuylkill County	Schuylkill Haven	Effective

Represents conversion from a Pennsylvania-chartered mutual savings association to a Federally-chartered mutual savings association.

**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
12-27-96	St. Edmond's Federal Savings Bank, Philadelphia, and Keystone Savings and Loan Association, Philadelphia surviving institution— St. Edmond's Federal Savings Bank, Philadelphia	Philadelphia	Effective

**Branch Applications**

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
1-2-97	Slovenian Savings and Loan Association of Franklin-Conemaugh Conemaugh Cambria County	Riverside Shopping Center Jefferson Avenue Windber Somerset County	Approved

**CREDIT UNIONS**

No activity.

RICHARD C. RISHEL,  
*Secretary*

[Pa.B. Doc. No. 97-82. Filed for public inspection January 17, 1997, 9:00 a.m.]

**Maximum Lawful Rate of Interest for Residential Mortgages for the Month of February 1997**

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of February is 9 1/4%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. 96-221). Further preemption was instituted with the signing of Pub. L. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which such individual owns and which such individual occupies or has occupied as a principal residence.

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in Pennsylvania. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the U. S. Treasury. The latest yield rate on long-term government securities is 6.63 to which was added 2.50 percentage points for a total of 9.13 that by law is rounded off to the nearest quarter at 9 1/4%.

RICHARD C. RISHEL,  
*Secretary*

[Pa.B. Doc. No. 97-83. Filed for public inspection January 17, 1997, 9:00 a.m.]

## DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

**Emergency Shelter Grant Program; Request for Applications**

The Department of Community and Economic Development (DCED) has been invited to apply for funding through the U. S. Department of Housing and Urban Development.

The Emergency Shelter Grant Program is established within subtitle B of title IV of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C.A. §§ 11371—11378). The program authorizes grants for the rehabilitation or conversion of buildings for use as emergency shelters for the homeless, for the payment of certain operating expenses and essential services in connection with emergency shelters for the homeless and for homeless prevention activities. The program is designed to be the first step in a continuum of assistance to enable homeless individuals and families to move toward independent living as well as to prevent homelessness.

Applications may be submitted to the Department by local governments on behalf of homeless service providers through February 28, 1997. Application forms and instructions may be obtained by contacting the Department's regional offices or the main office in Harrisburg. Persons with a disability who wish to submit an application in accordance with the provisions stated herein and who require assistance with that application and persons who require copies of this notice in an alternate format (large type, braille, and the like) should contact David Chittister, Room 358 Forum Building, Harrisburg, PA 17120, telephone (717) 787-5327 to discuss how the

Department may best accommodate their needs. The following is the listing of DCED Regional Offices and the counties they serve:

**Department of Community and Economic Development Regional Offices**

*Southeast*

Bucks, Chester, Delaware, Montgomery and Philadelphia counties

Department of Community and Economic Development  
908 State Office Building  
Broad and Spring Garden Streets  
Philadelphia, PA 19130  
(215) 560-2256

*Northeast*

Berks, Bradford, Carbon, Lackawanna, Lehigh, Luzerne, Monroe, Northampton, Pike, Schuylkill, Sullivan, Susquehanna, Tioga, Wayne and Wyoming counties

Department of Community and Economic Development  
Suite 201 Samters Building  
101 Penn Avenue  
Scranton, PA 18503-2025  
(717) 963-4571

*Central*

Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry and York, Bedford, Blair, Cambria, Centre, Clinton, Columbia, Fulton, Huntingdon, Juniata, Lycoming, Mifflin, Montour, Northumberland, Snyder, Somerset and Union counties

Department of Community and Economic Development  
576 Forum Building  
Harrisburg, PA 17120  
(717) 787-7347

*Southwest*

Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Indiana, Washington and Westmoreland counties

Department of Community and Economic Development  
413 State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 15222  
(412) 565-5002

*Northwest*

Cameron, Clarion, Clearfield, Crawford, Elk, Erie, Forest, Jefferson, Lawrence, McKean, Mercer, Potter, Venango and Warren counties

Department of Community and Economic Development  
Third Floor—Rothrock Building  
121 West 10th Street  
Erie, PA 16501  
(814) 871-4241

*Main Office*

358 Forum Building  
Harrisburg, PA 17120  
(717) 787-5327

THOMAS B. HAGEN,  
*Secretary*

[Pa.B. Doc. No. 97-84. Filed for public inspection January 17, 1997, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

### Act 101 Program Eligibility

In accordance with 22 Pa. Code § 44.4 (relating to eligible students), notice is hereby given that for the 1997-98 academic year the maximum adjusted annual family income to be used for including students in an Act 101 program is \$18,750. This figure was determined by increasing the maximum adjusted annual family income of \$18,600 for the 1996-97 academic year by 25% of the increase in the consumer price index between July 1995 and July 1996 (3.0%), rounded to the nearest \$50.

Notwithstanding the above information, please be advised that a process is currently underway to restructure the definition of economically disadvantaged. When a new income level is approved, it will be published in a subsequent *Pennsylvania Bulletin* issue.

Questions can be directed to Kathleen R. Kennedy, Act 101 State Coordinator, at (717) 783-9188.

EUGENE W. HICKOK,  
*Secretary*

[Pa.B. Doc. No. 97-85. Filed for public inspection January 17, 1997, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

#### APPLICATIONS

The following parties have applied for an NPDES permit to discharge controlled wastewaters into the surface waters of this Commonwealth. Unless otherwise indicated on the basis of preliminary review and application of lawful standards and regulations the Department of Environmental Protection proposes to issue a permit to discharge, subject to certain effluent limitations and special conditions. These proposed determinations are tentative.

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6E.

Persons wishing to comment on the proposed permit are invited to submit a statement to the Field Office indicated as the office responsible, within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Field Office of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

Following the 30-day comment period, the Water Management Program Managers will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The application and related documents, proposed effluent limitations and special conditions, comments received and other information are on file and may be inspected and arrangements made for copying at the Field Office indicated above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

**Applications for National Pollutant Discharge Elimination System (NPDES) permit to discharge to State waters.**

*Southwest Regional Office: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.*

**PA 0095338A1.** Industrial waste, SIC: **Kelly Run Sanitation, Inc.**, P. O. Box 333, Elizabeth, PA 15037.

This application is for amendment of an NPDES permit to discharge treated stormwater from Kelly Run Landfill in Forward Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Fallen Timber Run, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is Pennsylvania American Water Company, located at Becks Run Station, 18.2 miles below the discharge point.

Outfalls 002, 003 and 004: new discharge, design flow of variable mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>

The discharge from these outfalls shall consist of uncontaminated stormwater runoff only.

The EPA waiver is in effect.

**PA 0205443.** Industrial waste, SIC: 1442, **Davison Sand and Gravel Company**, P. O. Box 5P, 400 Industrial Boulevard, New Kensington, PA 15068.

This application is for renewal of an NPDES permit to discharge treated process water and stormwater from New Kensington Land Plant in Lower Burrell Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters of the Allegheny River, classified as a water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is Oakmont Borough, located at Oakmont, 4.6 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.13 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>

Flow (mgd)	monitor and report				
Total Suspended Solids			60		110
pH	6.0—9.0				

The EPA waiver is in effect.

**PA 0044679.** Sewage, **Pigeon Creek Sanitary Authority**, P. O. Box 504, 513 Main Street, Bentleyville, PA 15314.

This application is for amendment of an NPDES permit to discharge treated sewage from the Pigeon Creek Sewage Treatment Plant in Fallowfield Township, **Washington County**.

The following revisions are proposed to the above referenced NPDES permit for discharge to the receiving waters, known as Pigeon Creek, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the PA American Water Company—Becks Intake.

Outfall 001: existing discharge, design flow reduced from 1.02 mgd to 0.9 mgd. Mass limitations changed to reflect reduction in flow rate. All previous limitations expressed in terms of concentration remain the same. Frequency of monitoring reduced from 2/week to 1/week for all parameters except total residual chlorine and flow.

The EPA waiver is not in effect.

**PA 0097594.** Sewage, **Ron Davidson Chevrolet**, 3885 Admiral Perry Highway, Ebensburg, PA 15931.

This application is for renewal of an NPDES permit to discharge treated sewage from the Ron Davidson Chevrolet Sewage Treatment Plant in Cambria Township, **Cambria County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of Stewart Run, which are classified as a high quality cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Saltsburg Municipal Water Works.

Outfall 001: existing discharge, design flow of .00037 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Oil and Grease	15.0			30.0
Trichloroethylene	0.35			0.70
Fecal Coliforms				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	monitor and report			
Dissolved Oxygen	not less than 5.0 mg/l			
pH	6.0—9.0			

*Other Conditions:* None

The EPA waiver is in effect.

**PA 0217531.** Sewage, **Laurel View Manor, Inc.**, R. D. 2, Box 337, Mt. Pleasant, PA 15666.

This application is for issuance of an NPDES permit to discharge treated sewage from Hawkeye Mobile Home Park STP in East Huntingdon Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Stauffer Run, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Westmoreland County Municipal Service.

Outfall 001: new discharge, design flow of .0079 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Fecal Coliforms				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
pH	6.0—9.0			

The EPA waiver is in effect.

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*Northwest Regional Office: Water Management Program Manager; 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.*

**PA 0037974.** Sewage, **Washington Township**, 11800 Edinboro Road, Edinboro, PA 16412.

This application is for renewal of an NPDES permit to discharge treated sewage from Imperial Point South sewage treatment plant to an unnamed tributary of Darrows Run in Washington Township, **Erie County**. This is an existing discharge.

The receiving water is classified for warm water fishery, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply (PWS) considered during the evaluation is Franklin City General Authority, approximately 40 miles below the point of discharge.

The proposed effluent limits for Outfall 001, based on average design flow of 0.080 mgd, are:

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
Flow		monitor only
CBOD <sub>5</sub>	10	20
Total Suspended Solids	30	60
NH <sub>3</sub> -N		
(5-1 to 10-31)	2.5	5
(11-1 to 4-30)	7.5	15
Total Residual Chlorine	0.5	1.2
Fecal Coliforms		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
pH	6.0—9.0 standard units at all times	

The EPA waiver is in effect.

**PA 0102636.** Sewage. **J.W.B., Inc.**, Riverside Golf Course, R. D. 2, Box 281, Cambridge Springs, PA 16403.

This application is for renewal of an NPDES permit to discharge treated sewage to an unnamed tributary to French Creek in Cambridge Township, **Crawford County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is French Creek and is used by the Cambridge Springs Water Company which is 2.49 miles below the discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of 0.004 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow			
CBOD <sub>5</sub>	25		50
Total Suspended Solids	30		60
Ammonia			
(5-1 to 10-31)	11		22
(11-1 to 4-30)	monitor and report		
Dissolved Oxygen	at least 3.0 mg/l at all times		
Fecal Coliforms			
(5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	2,000/100 ml as a geometric average		
Total Residual Chlorine	0.5		1.2
pH	6.0—9.0 at all times		

The EPA waiver is in effect.

*Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.*

**PA 0062863.** Sewerage, **Pike County Commissioners**, Attn: Sally Thomson, Blooming Grove Township, Pike County.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into Billings Creek in Blooming Grove Township, **Pike County**.

The receiving stream is classified for the following uses: high quality, cold water fishery, aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is the Stroudsburg/East Stroudsburg Intake located on the Delaware River.

The proposed effluent limits for Outfall 001 based on a design flow of 0.0484 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10.0	20.0
Total Suspended Solids	30.0	60.0
NH <sub>3</sub> -N		
(5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Phosphorus as "P"	2.0	4.0
Dissolved Oxygen	a minimum of 7.0 mg/l at all times	

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliforms (5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2,000/100 ml as a geometric mean	
pH	6.0—9.0 standard units at all times	
NO <sub>2</sub> + NO <sub>3</sub> as "N"	13.5	27.0

The EPA waiver is in effect.

**PA 0063592.** Sewerage, **Borough of Gilberton**, Municipal Building, Main Street, Gilberton, PA 17934.

This proposed action is for issuance of an NPDES permit to discharge treated sewage into Mahanoy CK in Gilberton Borough, **Schuylkill County**.

The receiving stream is classified for the following uses: cold water fishery, aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply (PWS) considered during the evaluation is Danville Water Supply on Susquehanna River at Lat. 40°56'43" and Long. 76°36'12".

The proposed effluent limits for Outfall 001 based on a design flow of .100 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25.0	40.0	50.0
Total Suspended Solids	30.0	45.0	60.0
Dissolved Oxygen	a minimum of 5.0 mg/l at all times		
Fecal Coliforms (5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0—9.0 standard units at all times		
Total Residual Chlorine	1.0		2.0

The EPA waiver is in effect.

The following parties have applied for an NPDES permit to discharge stormwater from a proposed construction activity into the surface waters of the Commonwealth. Unless otherwise indicated on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection proposes to issue a permit to discharge, subject to certain limitations set forth in the permit and special conditions. These proposed determinations are tentative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharged.

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.24(d).

Persons wishing to comment on the proposed permit are invited to submit a statement to the Regional Office or County Conservation District Office indicated as the responsible office, within 30 days from the date of this public notice. A copy of the written comments should be sent to the County Conservation District Office. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Regional Office of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

Following the 30-day comment period, the Water Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be

published in the *Pennsylvania Bulletin* at which time this determination may be appealable to the Environmental Hearing Board.

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the County Conservation District Office or the Department Regional Office indicated above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

*Southeast Regional Office: Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, telephone (610) 832-6130.*

*Southwest Regional Office: Regional Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.*

*Northcentral Regional Office: Regional Water Management Program Manager, 208 W. Third Street, Williamsport, PA 17701, telephone (717) 327-3669.*

*Southcentral Regional Office: Regional Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4590.*

*Bucks County Conservation District, District Manager, 924 Town Center, New Britain, PA 18901, telephone (215) 345-7577.*

**NPDES Permit PAS10D090.** Stormwater. **John Hagan**, 6450 Middleton Lane, New Hope, PA 18938 has

applied to discharge stormwater from a construction activity located in Solebury Township, **Bucks County**, to Paunacussing.

*Clinton County Conservation District, District Manager, 2 State Route 150, Mill Hall, PA 17751, telephone (717) 726-3798.*

**NPDES Permit PAS101911.** Stormwater. **WalMart Stores Inc.**, 701 S. Walton Boulevard, Bentonville, AR 72716-0095 has applied to discharge stormwater from a construction activity located in Bald Eagle Township, **Clinton County**, to Fishing Creek and Bald Eagle Creek.

*Cumberland County Conservation District, District Manager, 43 Brookwood Ave., Ste. 4, Carlisle, PA 17013, telephone (717) 249-8632.*

**NPDES Permit PAS10H065.** Stormwater. **Summerdale Enterprises**, Charles Vandenberg, 3719 Walnut Street, Harrisburg, PA 17109 has applied to discharge stormwater from a construction activity located in East Pennsboro Township, **Cumberland County**, to UNT to the Susquehanna River.

*Lycoming County Conservation District, District Manager, 240 W. 3rd Street, P. O. Box 68, Williamsport, PA 17703, telephone (717) 326-5858.*

**NPDES Permit PAS103912.** Stormwater. **Lycoming County Water & Sewer Authority**, P. O. Box 39, Montoursville, PA 17754 has applied to discharge stormwater from a construction activity located in Fairfield Township and Montoursville Borough, **Lycoming County**, to the Susquehanna River, Loyalsock Creek and Leffertown and Tules Runs.

*Montgomery County Conservation District, District Manager, 1015 Bridge Rd., Ste. B, Colledgeville, PA 19426, telephone (610) 489-4506.*

**NPDES Permit PAS10T077.** Stormwater. **L F Driscoll Company**, 9 Presidential Boulevard, P. O. Box 468, Bala Cynwyd, PA 19004 has applied to discharge stormwater from a construction activity located in Horsham Township, **Montgomery County**, to Davis Grove tributary.

*Washington County Conservation District, District Manager, 602 Courthouse Sq., Washington, PA 15301, telephone (412) 228-6774.*

**NPDES Permit PAS10W056.** Stormwater. **Jim Dick**, P. O. Box 395, Meadowlands, PA 15347 has applied to discharge stormwater from a construction activity located in South Strabane Township, **Washington County**, to UNT to Chartiers Creek.

*York County Conservation District, District Manager, 118 Pleasant Acres Rd., York, PA 17402, telephone (717) 840-7430.*

**NPDES Permit PAS10Y060.** Stormwater. **Stees Corporation**, 2510 E. Market Street, York, PA 17402 has applied to discharge stormwater from a construction activity located in York Township, **York County**, to UNT to Mill Creek.

The following permit applications and requests for plan approval have been received by the Department of Environmental Protection. Persons objecting on the grounds of public or private interest to the approval of an application or submitted plan may file a written protest with the Department of Environmental Protection at the address indicated above each permit application or plan. Each written protest should contain the following: name, address and telephone number, identification of the plan or

application to which the protest is addressed and a concise statement in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given protests. Each writer will be notified in writing of the time and place if a hearing or conference concerning the plan, action or application to which the protest relates is held. To insure consideration by the Department prior to final action on permit applications and proposed plans, initial protests and additions or amendments to protests already filed should be filed within 15 calendar days from the date of this issue of the *Pennsylvania Bulletin*. A copy of each permit application and proposed plan is on file in the office indicated and is open to public inspection.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

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**Industrial waste and sewerage applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).**

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*Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.*

**WQM Permit No. 6196402.** Sewage. **VisionQuest National Ltd.**, P. O. Box 168, Franklin, PA 16323. This project is to construct an extended aeration type sewage treatment plant and approximately 1,000 feet of collection sewer and effluent sewer together with six manholes, four pipe anchors and an end wall. The project will provide a sanitary sewerage system for the Fort Charles Young facilities in Sandycreek Township, **Venango County**.

**WQM Permit No. 1694201.** Industrial waste. **County Environmental of Clarion**, P. O. Box 237, Leeper, PA 16233. This project is for construction and operation of a leachate treatment facility in Farmington Township, **Clarion County**.

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**Plan approval granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).**

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*Northwest Regional Office: DEP Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335, telephone (814) 332-6942.*

*Location: Walnut Heights Sewer Extension, Fairview Twp., Erie County, c/o Barbara Partchey, Secretary, 7471 McCray Road, Fairview, PA 16415.*

The approved plan provided for design and construction of a gravity sewer collection system. Sewage will be conveyed to the Erie Sewage Treatment Plant for final treatment and disposal. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal.

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**Applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).**

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*Northwest Regional Office: Sanitarian Regional Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6899.*

**A. 1097501.** Public water supply. **Mt. Chestnut Golden "L" Mobile Home Park**, 135 Golden Lane,

Butler, PA 16001. This proposal involves the modifications to the existing public water supply system to incorporate corrosion control in Franklin Township, **Butler County**.

**A. 4297501.** Public water supply. **Port Allegany Borough**, 1 Maple Street, Port Allegany, PA 16743-1318. This proposal involves the installation of corrosion control treatment facilities in three existing well houses, nos. 7, 8 and 9. Also to construct and operate a pressure pump station to service the Laurel Lane and Katherine Street area in Port Allegany Borough, **McKean County**.

*Southcentral Regional Office: Sanitarian Regional Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4692.*

**A. 0196505.** Public water supply. **Castle Hill Mobile Home Park**, Straban Township, **Adams County**, (David J. Rimmel, General Partner, Pike Management, 20 Erford Road, Suite 215, Lemoyne, PA 17043), new well no. 2 to serve the Castle Hill Mobile Home Park. A permitted capacity of 35 gpm is sought for well no. 2. Proposal also includes modification of treatment facilities to include Hypochlorite Disinfection and Manganese Sequestration. The distribution system will also be expanded to serve a total of 44 lots, (Janet R. McNally, P. E., William F. Hill and Associates, Inc., 207 Baltimore Street, Gettysburg, PA 17325).

#### **Acknowledgment of Notices of Intent to Remediate**

Acknowledgment of Notices of Intent to Remediate submitted to the Department of Environmental Protection under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Sections 302 and 303 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate identifies a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background or Statewide health standard to remediate a site must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department must provide a brief description of the location of the site, a list of known contaminants at the site, the proposed remediation measures for the site, and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of the cleanup standards identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department and shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

For further information concerning the content of a Notice of Intent to Remediate, contact the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

The Department of Environmental Protection has received the following Notices of Intent to Remediate:

*Southcentral Regional Office: Environmental Cleanup Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4592.*

**Sun Pipeline Abbottstown**, Berwick Township, **Adams County**. Sun Company, Inc., Twin Oaks Terminal, 4041 Market Street, Aston, PA 10014, has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with BTEX and PHCs. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published December 13, 1996, in the *Evening Sun*.

**A Plus Printing**, City of Altoona, **Blair County**. A Plus Printing, Inc., Michael A. Colledge, Miriam K. Colledge, and Alex Namey, 500 32nd Street, Altoona, PA 16602, have submitted a Notice of Intent to Remediate site soils and groundwater contaminated with naphthalene, benzene, toluene, ethylbenzene, total xylene, m-, p-xylene, and o-xylene. The applicants propose to remediate the site to meet the background standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Altoona Mirror* during the week of December 30, 1996.

#### **Reopening of the Administrative Record; Interim Response under the Hazardous Sites Cleanup Act**

##### Quality Container Corporation Site Philadelphia City and County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act, (HSCA) (35 P. S. §§ 6020.101—6020.1305) has completed an interim response at the Quality Container Corporation Site. Notice of this response was published in the *Pennsylvania Bulletin*, vol. 24, no. 37, on September 10, 1994. The Quality Container Corporation site (site) was located at 2135 E. Ontario Street, in the Port Richmond neighborhood of Philadelphia.

The site operated as a drum reconditioning facility until going out of business in 1990. It consisted of a 1.25 acre property with several connected buildings and two open, unpaved courtyards. The original planned HSCA response involved the removal of hazardous wastes and materials abandoned on the site. During the response activities, the quantity of hazardous wastes and materials was found to be far greater than the original estimates.

In addressing the release of hazardous substances at the site, the Department's major objective was to eliminate the human health and environmental threat caused by the abandoned hazardous wastes and materials on the site. In order to achieve this objective, the Department selected a response which included sampling and analysis for waste characterization and for treatment and disposal purposes, and arranging and providing for off site removal of the wastes to appropriate treatment/disposal facilities. All wastes involved in this response were removed from the site between March 20, 1995 and February 8, 1996.

Under section 506(g) of HSCA, documentation of the Department's costs incurred in order to perform the above mentioned interim response have been added to the Administrative Record. The Department is providing this notice under section 506(h) of HSCA. The publication of this notice in the *Pennsylvania Bulletin* initiates an additional 60-day public comment period, as provided, under HSCA. The sole purpose of this additional comment period is to accept comments relating to costs incurred by the Department. Comments not related to costs will not be considered.

The Administrative Record, which contains the information that forms the basis for and documents the costs of this response, is available for public review and comment. The Administrative Record is located at the Richmond Branch of the Free Library of Philadelphia, and is available for review Mondays and Wednesdays noon to 8 p.m., Tuesdays, Thursdays and Fridays 10 a.m. to 5 p.m., and Saturdays 1 to 5 p.m. The Administrative Record may also be reviewed at the Department's Regional Office located at 555 North Lane, Suite 6010, Lee Park, Conshohocken, PA 19428.

Written comments concerning the Department's costs and related to the information contained in the Administrative Record regarding the Department's costs will be accepted in person, if delivered, or by mail, if postmarked on or before March 19, 1997. Written comments should be directed to the attention of April Flipse, DEP Project Officer, Suite 6010, Lee Park, 555 North Lane, Conshohocken, PA 19428, (610) 832-5937.

In addition, the public will have an opportunity to present oral comments at a public hearing. The public hearing is scheduled for 7 p.m. on March 5, 1997, at the Department's Southeast Regional Office, Suite 6010, Lee Park, 555 North Lane, Conshohocken, PA. Persons wishing to present oral comments should register on or before March 3, 1997, by contacting Rob Goldberg, DEP Community Relations Coordinator, at (610) 832-6010. For more information about the hearing, contact April Flipse at (610) 832-5937.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Rob Goldberg or the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 to discuss how the Department may accommodate their needs.

**Applications submitted under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate solid waste processing or disposal area or site.**

*Regional Office: Regional Solid Waste Manager, One Ararat Boulevard, Harrisburg, PA 17110.*

**A. 603451. Meadow View Farms, Jim's Septic Service, Inc.,** (R. R. 3, Box 362, Palmyra, PA 17078-9731). Application for operation of an agricultural utilization of sewage sludge site in South Londonderry Township, **Lebanon County**. Application determined to be administratively complete in the Regional Office December 31, 1996.

**Applications under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify or reactivate air contamination sources.**

*Southcentral Regional Office: Air Quality Program, One Ararat Boulevard, Harrisburg, PA 17110.*

**21-2003A.** Installation of a tire tread extrusion line by **Carlisle Tire & Wheel Company** (P. O. Box 99, Carlisle, PA 17013) in Carlisle, **Cumberland County**.

**28-318-035.** Construction of two surface coating booths by **Jerr-Dan Corp.** (1080 Hykes Road, Greencastle, PA 17225) at their Route 11/State Line facility in Antrim Township, **Franklin County**.

**36-310-006A.** Modification of an existing limestone crushing plant by **Binkley and Ober, Inc.** (P. O. Box 7, East Petersburg, PA 17520) in East Hempfield Township,

**Lancaster County**. The source is subject to 40 CFR 60, Subpart 000, Standards of Performance for New Stationary Sources.

**36-320-026D.** Installation of one printing unit and dryer by **R. R. Donnelley & Sons Company** (216 Greenfield Road, Lancaster, PA 17601-5885) at their Lancaster East Plant located in Lancaster City, **Lancaster County**.

**38-2009A.** Construction of one internal combustion engine-generator by **Lebanon Methane Recovery, Inc.** (920 Rosstown Road, Lewisberry, PA 17339) at their Russel Road facility in North Lebanon Township, **Lebanon County**.

**67-323-016A.** Modification of an existing chrome electroplating operation by **Hard Chrome Specialists, Inc.** (41 Leigh Drive, York, PA 17402) in Manchester Township, **York County**. The source is subject to 40 CFR 63, Subpart N, National Emission Standards for Hazardous Air Pollutants.

**Applications received for Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015).**

*Southcentral Regional Office: Air Quality Program, One Ararat Boulevard, Harrisburg, PA 17110.*

**36-2031.** The Department intends to issue an Air Quality RACT Operating Permit to **Bollman Hat Company** (Willow Street Plant, 110 East Main Street, Adamstown, PA 19501) for hat dipping and drying operations in Adamstown Borough, **Lancaster County**.

**36-2073.** The Department intends to issue an Air Quality RACT Operating Permit to **Bollman Hat Company** (Main Street Plant, 110 East Main Street, Adamstown, PA 19501) for hat dipping and drying operations in Adamstown Borough, **Lancaster County**.

**67-323-029B.** The Department intends to issue an Air Quality Operating Permit to **Berg Electronics, Inc.** (Emig and Busser Roads Plant, Emigsville, PA 17318-0248) for three electroplating lines controlled by wet scrubbers in Manchester Township, **York County**.

*Southwest Regional Office: Bureau of Air Quality, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**65-323-002.** The Department intends to issue an Air Quality Operating Permit to **Latronics Corporation**, (1001 Lloyd Avenue, Box 469, Latrobe, PA 15650) for a fume scrubber—fan watermist on the plating operation at its Latrobe Plant located in Unity Township, **Westmoreland County**.

**26-313-013.** The Department intends to issue an Air Quality Operating Permit to **Welland Chemical, Inc.**, (P. O. Box 26, Mill Street, Newell, PA 15466) for a nitric acid facility at its Newell Works located in Newell Borough, **Fayette County**.

**Notice of Intent to Issue**

Title V Operating Permit  
Permit No. TV-05-05007  
Bedford County

The Department of Environmental Protection intends to issue a Title V Operating Permit to Texas Eastern Transmission Corporation for the Bedford Compressor Station located in Bedford, Bedford County. The Title V Operating Permit is required under 25 Pa. Code, Chapter 127, Subchapter G for major stationary sources.

An appointment to review the application and other pertinent documents at the Southcentral Regional Office may be scheduled by contacting Mary DiSanto at (717) 541-7937 between 8 a.m. and 3:30 p.m., Monday through Friday, except holidays.

Those wishing to comment on the proposed action may contact Kanubhai Patel, Chief, Title V Facilities Section, One Ararat Boulevard, Harrisburg, PA 17110.

Comments may be submitted during the 30-day period immediately following the publication of this notice. Each comment must include the name, address and telephone number of the persons submitting the comments along with the reference number of the permit (TV-05-05007).

The Department reserves the right to hold a public hearing on the proposed action based upon the information received during the comment period. The Department will give notice of any scheduled public hearing at least 30 days in advance of the hearing as per 25 Pa. Code § 127.521.

**Applications received for Plan Approval under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify or reactivate air contaminant sources.**

*Southwest Regional Office: Bureau of Air Quality Control, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**PA-56-197A. Meyersdale Area School District** (615 West Highland Avenue, Ebensburg, PA 15931) for boilers at its Meyersdale High School facility located in Summit Township, **Somerset County**.

**PA-63-649B. Polycom Huntsman, Inc.** (55 Galiffa Drive, Donora, PA 15033) for a thermoplastic compounding operation at its Donora Plant no. 1 facility located in Donegal Township, **Washington County**.

**PA-65-378A. BP Exploration & Oil, Inc.** (Logistics HSE, 200 Public Square 7-T, Cleveland, OH 44114) for an I F R Storage Tank at its Greensburg Terminal facility located in Hempfield Township, **Westmoreland County**.

**PA-56-232A. Resource Conservation Corporation** (R. R. 1, Box 305, Cairnbrook, PA 15924) for a landfill gas management system at its Shade Township Waste Management Facility located in Shade Township, **Somerset County**.

**MINING ACTIVITY APPLICATIONS**

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection. A copy of the application is available for inspection at the District mining office indicated above each application. Where a 401 water quality certification is needed for any aspect of a particular proposed

mining activity, the submittal of the permit application will serve as the request for such certification.

Written comments or objections, or requests for informal conferences on applications, may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the same address within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Where any of the mining activities listed below will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. Such NPDES permits will contain, at a minimum, technology-based effluent limitations (as described in the Department's regulations—25 Pa. Code §§ 77.522, 87.102, 88.92, 88.187, 88.242, 89.52 and 90.102) for iron, manganese, suspended solids, settleable solids, alkalinity and pH. In addition to the above, more restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit when necessary for compliance with water quality standards (in accordance with 25 Pa. Code Chs. 93 and 95). Persons or agencies which have requested review of the NPDES permit requirements for a particular mining activity within the above-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

Written comments or objections should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based. Requests for an informal conference must contain the name, address and telephone number of requestor, application number, a brief summary of the issues to be raised by the requestor at the conference and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

*Mining and Reclamation, 3913 Washington Road, McMurray, PA 15317.*

*Coal Mining Applications Received*

**03841312. Stanford Coal Operations, Inc.**, (301 East Main St., Lexington, KY 40507), to transfer the permit for the Spaces Corner bituminous deep mine in Rayburn Township, **Armstrong County** from Hays Run Coal Company, no additional discharge. Application received November 18, 1996.

**30841310. Duquesne Light Company**, (P. O. Box 457, Greensburg, PA 15338), to renew the permit for the Warwick No. 3 bituminous deep mine in Dunkard Township, **Greene County**, no additional discharge. Application received December 2, 1996.

**03871302. Triple K Coal Company**, (R. D. 1, Box 308, Rural Valley, PA 16249), to revise the permit for the Triple K No. 1 bituminous deep mine in Burrell Township, **Armstrong County** to add 735 permit acres, no additional discharge. Application received December 16, 1996.

**30871301. Genesis, Inc. d/b/a, Meadow Run Genesis, Inc.**, (P. O. Box 317, Stoystown, PA 15563), to revise

the permit for the Meadow Run bituminous deep mine in Dunkard Township, **Greene County** to add 114 permit and subsidence control plan acres, no additional discharge. Application received December 23, 1996.

**03841601. Rosebud Mining Company**, (R. D. 1, Box 379A, Kittanning, PA 16201), to renew the permit for the Bostonia Preparation Plant in Perry Township, **Armstrong County**, no additional discharge. Application received January 2, 1997.

*Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.*

**19930101C. Burnrite Coal Company**, (325 Mulberry Street, Atlas, PA 17851), incidental boundary correction on an existing anthracite surface mine operation in Mt. Carmel Township, **Northumberland County** affecting 5.2 acres, receiving stream none. Application received December 19, 1996.

**22851601R. Underkoffler Coal Service, Inc.**, (6833 State Rte. 209, Lykens, PA 17048), renewal of an existing coal preparation plant facility in Wiconisco Township, **Dauphin County** affecting 13.0 acres, receiving stream none. Application received December 30, 1996.

*District Mining Operations, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.*

**56860107. Permit Renewal, Shaffer Brothers Coal Company, Inc.** (Jay Street, Windber, PA 15963), commencement, operation and restoration of bituminous strip mine in Paint Township, **Somerset County**, affecting 106.8 acres, receiving stream unnamed tributary to Seese Run, application received December 20, 1996.

**32860106. Permit Renewal, Kent Coal Mining Company** (P. O. Box 729, Indiana, PA 15701), commencement, operation and restoration of bituminous strip mine in Blacklick Township, **Indiana County**, affecting 233.1 acres, receiving stream four unnamed tributaries to Aultmans Run and Aultmans Run, application received December 24, 1996.

*Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.*

*Noncoal Applications Received*

**09870302C3. Delaware Valley Concrete Company, Inc.**, (248 East County Line Road, P. O. Box 457, Hatboro, PA 19040), correction to existing sand and gravel quarry to include additional mining depth and blasting on site in Tinicum Township, **Bucks County**, affecting 114.5 acres, receiving stream Delaware River. Application received December 23, 1996.

**09890303C3. Miller & Son Paving, Inc.**, (1371 West Street Road, Warminster, PA 18974), revisions to include wet processing and to modify water handling to existing Argillite Quarry operation in Plumstead Township, **Bucks County**, affecting 132.68 acres, receiving stream Branch of Neshaminy. Application received December 23, 1996.

The following Dam Safety and Encroachment permit applications, requests for Environmental Assessment approval, and requests for water quality certification have been received by the Department of Environmental Protection. Section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)) requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—1313, 1316 and 1317, as well as relevant State requirements. Initial

requests for 401 certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under section 401 or to the issuance of a Dam Safety or Encroachment Permit or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

**Applications received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and requests for certification under section 401 of the Federal Water Pollution Control Act.**

*Northwest Regional Office: Soils and Waterways Section, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.*

**E20-440. Encroachment. 99th RSC U. S. Army Reserve**, 5 Lobaugh Street, Oakdale, PA 15701-5001. To fill 2.53 acres of a 16.0-acre wetland system for the construction of a new military equipment concentration site. These wetlands are not exceptional value and are classified as Palustrine, Forested, Broad-leaved, Deciduous, Seasonally Flooded, Fresh Water, Mineral Soil wetlands. Project includes construction of 3.8 acres of replacement wetland at the same project site. The project is approximately 34 acres in size and is located north of T-600 approximately 1 mile from its intersection of S. R. 0285 (Geneva, PA Quadrangle N: 9.8 inches; W: 15.0 inches) located in Greenwood Township, **Crawford County**.

*Southeast Regional Office: Program Manager, Water Management Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**E15-532. Encroachment. Department of Transportation**, 200 Radnor-Chester Road, St. Davids, PA 19087. To remove an existing single span steel bridge and to construct and maintain a two span prestressed concrete box beam bridge which carries Marshall Road (SR 4033) over the east branch of the Brandywine Creek on a new alignment approximately 90 feet upstream of the existing bridge. The proposed bridge will have an effective width of 44.5-foot in each span and a minimum vertical clearance of 4.3-foot. Work also includes realignment of existing SR 4033, and intersection improvements of SR 4033 with SR 0282 and T-410 including associated drainage improvements. This bridge is located (Wagontown, PA Quadrangle N: 13.9 inches; W: 0.7 inch) in Wallace Township, **Chester County**.

**E09-737. Encroachment. Borough of Morrisville**, 35 Union Street, Morrisville, PA 19067. To construct and maintain a 16.5-foot by 13-foot concrete slab for the purpose of providing a foundation for a proposed emergency generator at the Borough of Morrisville's Water Filtration Plant located in the floodplain of the Delaware River (Trenton West, PA-NJ Quadrangle N: 17.3 inches; W: 5.0 inches) in Lower Makefield Township, **Bucks County**.

*Southcentral Regional Office: Water Management Program, Soils and Waterways Section, One Ararat Boulevard, Room 126, Harrisburg, PA 17110, telephone (717) 657-4590.*

**E36-626. Encroachment. Parkway Development Corporation**, Joseph Nadu, Lancaster County, 1730 Columbia Avenue, Lancaster, PA 17603. To fill a deminimus area of wetlands less than or equal to .05 acre and to remove an open water pond for grading and construction of a stormwater detention basin within the Willow Run subdivision. The development is located south of Willow Street and along the east side of Willow Street Pike (SR 272) (Conestoga, PA Quadrangle N: 16.8 inches; W: 3 inches) in Pequea and West Lampeter Townships, **Lancaster County**.

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## ACTIONS

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The Department of Environmental Protection has taken the following actions on previously received permit applications and requests for plan approval and has issued the following significant orders.

Any person aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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### **Actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).**

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#### *Permits Issued*

*Southwest Regional Office: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.*

**NPDES Permit No. PA0001228.** Industrial waste, **Westinghouse Electric Corporation**, Low Grade Road at Lemon Lane, Cheswick, PA 15024 is authorized to discharge from a facility located at Cheswick Facility, Harmar Township, **Allegheny County** to unnamed tributary to Allegheny River.

**NPDES Permit No. PA0204170.** Industrial waste, **Mayfair Creamery**, 1019 North Center Avenue, Somerset, PA 15501 is authorized to discharge from a facility located at Somerset Borough, **Somerset County** to unnamed tributary of the east branch of Coxes Creek.

**NPDES Permit No. PA0217468.** Industrial waste, **Beaver Falls Municipal Authority**, 1425 Eighth Avenue, Beaver Falls, PA 15010 is authorized to discharge from a facility located at Eastvale Water Treatment Plant, Eastvale Borough, **Beaver County**, to Beaver River.

**NPDES Permit No. PA0028673.** Sewage, **Gallitzin Borough Sewer & Disposal Authority**, 702 Jackson Street, Gallitzin, PA 16641 is authorized to discharge from a facility located at Borough of Gallitzin Wastewater Treatment Plant, Gallitzin Township, **Cambria County** to Bradley Run.

*Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335, telephone (814) 332-6942.*

**NPDES Permit No. PA0046418.** Sewage. **Municipal Authority of Middleboro**, P. O. Box 189, McKean, PA 16426 is authorized to discharge from a facility located in McKean Borough, **Erie County** to receiving waters named Elk Creek.

**NPDES Permit No. PA0033821.** Sewage. **Pymatuning Lab of Ecology—University of Pittsburgh**, 13142 Hartstown Road, Linesville, PA 16424 is authorized to discharge from a facility located in North Shenango Township, **Crawford County** to receiving water named Pymatuning Reservoir.

**NPDES Permit No. PA0023957.** Sewage. **Georgetown Heights Subdivision**, P. O. Box 62, McKean, PA 16426 is authorized to discharge from a facility located in McKean Township, **Erie County** to an unnamed tributary to Elk Creek.

**NPDES Permit No. PA0103373.** Sewage. **Foxburg Area Water and Sewer Authority**, P. O. Box 2, Foxburg, PA 16036 is authorized to discharge from a facility located in Foxburg Borough, **Clarion County** to receiving waters named Allegheny River.

**NPDES Permit No. PA0222101.** Sewage. **Honey Estates, Inc.**, 1202 Ponderosa Drive, Erie, PA 16509 is authorized to discharge from a facility located in Summit Township, **Erie County** to receiving waters named Walnut Creek.

**NPDES Permit No. PA0101052.** Industrial waste. **Municipal Authority of the Borough of Union City**, 12 South Main Street, Union City, PA 16438 is authorized to discharge from a facility located in Union Township, **Erie County** to receiving waters named Bentley Run.

*Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.*

**NPDES Permit No. PA-0013064.** Industrial waste. **Harcros Pigments, Inc.**, 1525 Wood Avenue, Easton, PA 18042 is authorized to discharge from a facility located in the City of Easton, **Northampton County** to Bushkill Creek.

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### **Notices of Intent for Coverage Under NPDES General Permit for Construction Activities and Department Final Actions**

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*Allegheny County Conservation District, District Manager, 875 Greentree Rd., Rm. 208 Acacia Bldg., Pittsburgh, PA 15220, telephone (412) 921-1999.*

*Bedford County Conservation District, District Manager, Fairlawn Ct. Ste. 4, 702 W. Pitt St., Bedford, PA 15522, telephone (814) 623-6706.*

*Butler County Conservation District, District Manager, 122 McCune Drive, Butler, PA 16001-6501, telephone (412) 284-5270.*

*Clearfield County Conservation District, District Manager, 650 Leonard Street, Clearfield, PA 16830, telephone (814) 765-2629.*

*Cumberland County Conservation District, District Manager, 43 Brookwood Ave., Ste. 4, Carlisle, PA 17013, telephone (717) 249-8632.*

*Erie County Conservation District, District Manager, 12723 Rte. 19, P. O. Box 801, Waterford, PA 16441, telephone (814) 796-4203.*

*Franklin County Conservation District, District Manager, 550 Cleveland Ave., Chambersburg, PA 17201, telephone (717) 264-8074.*

*Fulton County Conservation District, District Manager, 216 N. Second St., McConnellsburg, PA 17233, telephone (717) 485-3547.*

*Lackawanna County Conservation District, District Manager, 395 Bedford St., Bedford Station, Clarks Summit, PA 18411, telephone (717) 587-2607.*

*Lancaster County Conservation District, District Manager, 1383 Arcadia Rd., Rm. 6 Farm & Home Ctr., Lancaster, PA 17601, telephone (717) 299-5361.*

*Luzerne County Conservation District, District Manager, Smith Pond Road, Lehman, PA 18627, telephone (717) 674-7991.*

*Montgomery County Conservation District, District Manager, 1015 Bridge Rd., Ste. B, Collegetown, PA 19426, telephone (610) 489-4506.*

*Union County Conservation District, District Manager, 60 Bull Run Crossing, Lewisburg, PA 17837, telephone (717) 523-8782.*

*York County Conservation District, District Manager, 118 Pleasant Acres Rd., York, PA 17402, telephone (717) 840-7430.*

The following parties have submitted Notices of Intent for coverage under NPDES General Permit PAG-2, General Permit for Discharges of Stormwater From Construction Activities. Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection will authorize, subject to the terms and conditions contained in the general permit, the discharge of stormwater from eligible new and existing discharges.

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the office noted above.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAR10A192	West Mifflin School District 515 Camp Hollow Rd. West Mifflin, PA 15122	Allegheny Co. W. Mifflin Boro.	Thompson Run
PAR100420	Joe Klucker R. D. 1, Box 66A New Paris, PA 15554	Bedford Co. E. St. Clair Twp.	UNT to Adams Run
PAR100421	William Walent 18 Gephart Ave. Bedford, PA 15522	Bedford Co. Napier Twp.	UNT to Shawnee Br.
PAR10E060	Kenneth Brennan R. D. 3 Evans City, PA 16033	Butler Co. Adams Twp.	Beaver River
PAR101731	David Carns R. D. 1, Box 205 Clearfield, PA 16830	Clearfield Co. Lawrence Twp.	UNT to Moose Crk.
PAR10H115	Enola Constr. Company P. O. Box 121 Carlisle, PA 17013	Cumberland Co. Dickinson Twp.	Conodoguinet Crk.
PAR10K075	Timothy Birkmire 1612 Filmore Ave. Erie, PA	Erie Co. McKean Twp.	Bear Run
PAR10M131	Boro of Chambersburg 100 S. Second Street Chambersburg, PA 17201	Franklin Co. Boro of Chambers.	Conococh. Crk.
PAR102805	JLG Industries Inc. 1 JLG Drive McConnellsburg, PA	Fulton Co. Ayr Twp.	UNT to Cove Crk.
PAR10N046	Colleen Lando St. Marys Villa Nursing Home Elmhurst, PA	Lackawanna Co. Elmhurst Twp.	Roaring Brook
PAR10-O-199	CGE Assocs. & Carl Esbenshade 1547 Oregon Pike Lancaster, PA 17601	Lancaster Co. Mount Joy Twp.	UNT to Donegal Crk.
PAR10-O-229	Manheim Twp. Dev. Co. 1001 Lititz Pike Lititz, PA 17543	Lancaster Co. Rapho Twp.	Chickies Crk.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAR10-O-235	Skiadas Brothers 215 E. Chestnut St. Coatesville, PA 19320	Lancaster Co. E. Lampeter Twp.	Mill Crk.
PAR10R101	Robert Tambur 1140 Rt. 315 Wilkes-Barre, PA	Luzerne Co. Dorrance Twp.	Big Wapwallopen
PAR10R102	Frank Crossin Luzerne Co. Flood Protection Authority 200 N. River	Luzerne Co. Swoyersville/ Forty Fort Boros	Susquehanna Rvr.
PAR10T318	Cutler Group Inc. 5 Sentry Pkwy, W Ste. 100 Blue Bell, PA 19422	Montgomery Co. U. Providence Twp.	UNT to Schoolhouse Run
PAR10T294	Michael Clement Office Court at Walton Point 484 Norristown Rd. Blue Bell, PA 19422	Montgomery Co. U. Providence Twp.	UNT to Schuylkill River
PAR10T303	Acme Store Properties P. O. Box 30658 Salt Lake City, UT 84130	Montgomery Co. Towamencin Twp.	N/A
PAR106822	Dustin Hill, Phase III Lot No. 1 West Milton, PA 17886	Union Co. Kelly Twp.	UNT to Susquehanna River
PAR10Y234	Jacobus Borough Sewer Authority 126 N. Cherry Ln. Jacobus, PA 17407	York Co. Jacobus Boro and Springfield Twp.	E. Br. Codorus Crk.
PAR10Y231	James Gray R. D. 7, Box 7362 Spring Grove, PA	York Co. N. Codorus Twp.	UNT to Codorus Crk.
PAR10Y236	St. John Chyrsostom Antiochian Orthodox Church P. O. Box 86 York, PA 17405	York Co. Springettsbury Twp.	Codorus Crk.
PAR10Y237	Keith Beatty 3076 Quail Ln. York, PA	York Co. N. Codorus Twp.	UNT to S. Br. Codorus Crk.

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#### NOI Received and Final Actions Under NPDES General Permits

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*Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.*

Coverage under the General Permits issued under the National Pollutant Discharge Elimination System (NPDES) Permit Program to discharge wastewaters to waters of the Commonwealth.

<i>NPDES No.</i>	<i>Applicable GP No.</i>	<i>Facility Name and Address</i>	<i>Facility Location</i>	<i>Stream Name</i>	<i>SIC</i>
PAR808361	PAG-3	Roadway Express Inc. 2215 Powell Ave. Erie, PA 16506	Erie Mill Creek Twp.	Unnamed tributary to Lake Erie	4231
PAG048414	PAG-4	Mary and Glenn Franceschina 531 Glade Mill Rd. Valencia, PA 16059	Butler Middlesex Twp.	Glade Run	

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**The following approvals for coverage under NPDES Individual Permit for Discharges of Stormwater from Construction Activities have been issued.**

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*Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.*

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10E054	Municipal Authority of Buffalo Township 707 South Pike Road Sarver, PA 16055	Butler County Buffalo Twp.	Buffalo Creek Little Buffalo Creek Sarver Run and tributaries

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**Industrial waste and sewerage actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).**

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*Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.*

**WQM Permit No. 1096406.** Sewage. **Municipal Authority of Buffalo Township**, 707 South Pike Road, Sarver, PA 16055. This project is for construction and operation of a proposed sewage treatment facility in Buffalo Township, **Butler County**.

**WQM Permit No. 1096410.** Sewerage, **Mary and Glenn Franceschina**, SRSTP, 531 Glade Mill Rd., R. D. 3, Valencia, PA 16059. Construction of Mary and Glenn Franceschina SRSTP located in Middlesex Township, **Butler County**.

**WQM Permit No. 2594413.** Sewage. **Tracy Golf Course** (Crabapple Ridge), 10234 Sharp Road, Waterford, PA 16441. This project is for the construction and operation of a small flow treatment facility with spray irrigation in Waterford Township, **Erie County**.

*Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.*

**Permit No. 3996403.** Sewerage. **Upper Saucon Sewage Treatment Authority**, 5500 Camp Meeting Road, Center Valley, PA 18034. Permit to construct and operate a bar screen unit at the Upper Saucon Wastewater Treatment Plant, located in Upper Saucon Township, **Lehigh County**.

**Permit No. 4896401.** Sewerage. **Bethlehem Township Municipal Authority**, 2740 Fifth Street, Bethlehem, PA 18017-3499. Permit to construct and operate a sanitary sewer extension to serve New Orchard Estates, located in Bethlehem Township, **Northampton County**.

**Permit No. 5496405.** Sewerage. **Minersville Sewer Authority**, Two East Sunbury Street, Minersville, PA 17859. Permit to construct and operate sanitary sewer pump stations to serve Norwegian Woods Development, located in Norwegian Township, **Schuylkill County**.

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**Approvals for coverage under the General NPDES Permit for Discharge from Stripper Oil Well Facilities—Permit PAG310001.**

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*Northwest Regional Office: Regional Oil and Gas Manager, 230 Chestnut Street, Meadville, PA 16335, telephone (814) 332-6860.*

**6194001. James L. Beck**, 15852 Pleasant Valley Drive, Pleasantville, PA 16341 is again approved for three discharges (Outfalls 002, 003 and 004) to the Allegheny River in President Township, **Venango County**. This is a renewal of an existing approval.

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**Submission of Final Reports on Attainment of Background and Statewide Health Standards (Sections 302(e)(2) and 303(h)(2)).**

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The following final reports were submitted to the Department of Environmental Protection under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection to publish in the *Pennsylvania Bulletin* a notice of submission of any final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed, and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning the final report, please contact the Environmental Cleanup Program in the Department of Environmental Protection Regional Office under which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

The Department has received the following final reports:

*Southcentral Regional Office: Environmental Cleanup Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4592.*

**AMP Larue Building 31**, Codorus Township, **York County**. AMP Incorporated, P. O. Box 3608, Harrisburg, PA 17105, has submitted a Final Report concerning remediation of site groundwater contaminated with solvents. The report is intended to document remediation of the site to meet the Statewide health standard.

**AMP Building 2**, Old Gettysburg Road Facility, Lower Allen Township, **Cumberland County**. AMP Incorporated, P. O. Box 3608, Harrisburg, PA 17105, has submitted a Final Report concerning remediation of site groundwater contaminated with volatile organic compounds. The report is intended to document remediation of the site to meet the Statewide health standard.

**Buck Run Property Site**, including 19 Buck Run Road, 26 Buck Run Road, and the Buck Run Road Right-of-Way, South Heidelberg Township, **Berks County**. C. D. Schneck, Inc., 1200 Columbia Avenue, Sinking Spring, PA 17569, has submitted a Final Report concerning remediation of site soils contaminated with

BTEX and PAHs. The report is intended to document remediation of the site to meet the Statewide health standard.

*Northeast Regional Field Office: Joseph Brogna, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.*

**Pennsylvania Power & Light Company (PP&L)**—distribution pole #64481S47671 (Sherman and Allen Streets), City of Allentown, **Lehigh County**. PP&L, 2 North Ninth Street, Allentown, PA has submitted a Final Report concerning the remediation of site soils found to be contaminated with polychlorinated biphenyls (PCBs). The applicant remediated the site to meet the Statewide health standard.

**Pennsylvania Power & Light Company (PP&L)**—distribution pole #62101S46421 (Reading Road), City of Allentown, **Lehigh County**. PP&L, 2 North Ninth Street, Allentown, PA has submitted a Final Report concerning the remediation of site soils found to be contaminated with polychlorinated biphenyls (PCBs). The applicant remediated the site to meet the Statewide health standard.

**Pennsylvania Power & Light Company (PP&L)**—distribution pole #62898S45606 (28th Street SW at Lehigh Street), City of Allentown, **Lehigh County**. PP&L, 2 North Ninth Street, Allentown, PA has submitted a Final Report concerning the remediation of site soils found to be contaminated with polychlorinated biphenyls (PCBs). The applicant remediated the site to meet the Statewide health standard.

**Pennsylvania Power & Light Company (PP&L)**—distribution pole #42446S49389 (Elk Avenue), City of Pottsville, **Schuylkill County**. PP&L, 2 North Ninth Street, Allentown, PA has submitted a Final Report concerning the remediation of site soils found to be contaminated with polychlorinated biphenyls (PCBs). The applicant remediated the site to meet the Statewide health standard.

**Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate solid waste processing or disposal area or site.**

*Southcentral Regional Office: Regional Solid Waste Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4588.*

**Permit No. 602119. Wival, Harold Drager, and Nelson Drager Farms**, Marietta Donegal Joint Sewer Authority, P. O. Box 167, Marietta, PA 17547. Application for operation of an agricultural utilization of sewage sludge site in East Donegal and Rapho Townships, **Lancaster County**. Permit issued in the Regional Office December 30, 1996.

**Permit No. 602571. Donald E. Brean Farm, Peck's Sanitary Septic Service**, (68 Pine School Road, Gardners, PA 17324). Renewal application for the operation of an agricultural utilization of sewage sludge site in South Middleton Township, **Cumberland County**. Permit issued in the Regional Office December 30, 1996.

**Permit No. 602972. Charles Groff Farm, Groff's Septic Service**, (R. D. 2, Box 155, Newville, PA 17214). Application for operation of an agricultural utilization of sewage sludge site in Upper Mifflin Township, **Cumberland County**. Permit issued in the Regional Office December 30, 1996.

**Permit No. 603376. Jim Chestnut Farm**, (Jim Chestnut, R. D. 1, Box 240, McConnellsburg, PA 17233). Application for operation of an agricultural utilization of septage onto fields in Ayr Township, **Fulton County**. Permit issued in the Regional Office December 30, 1996.

**Plan approvals issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify or reactivate air contamination sources or air cleaning devices.**

*Southcentral Regional Office: Air Quality Program, One Ararat Boulevard, Harrisburg, PA 17110.*

**22-322-001.** On December 23, 1996, the Department issued a Plan Approval to **Dauphin Meadows, Inc.** (Route 209, Millersburg, PA 17061) for the installation of a landfill gas extraction system controlled by an enclosed ground flare in Upper Paxton and Washington Townships, **Dauphin County**.

**28-3001.** On December 23, 1996, the Department issued a Plan Approval to **G. S. Electric** (P. O. Box 400, Carlisle, PA 17013) for the installation of an armature coating line controlled by a combination electrostatic precipitator/carbon adsorption module in Chambersburg Borough, **Franklin County**.

**28-318-034.** On December 23, 1996, the Department issued a Plan Approval to **Ingersoll-Rand Company** (312 Ingersoll Drive, Shippensburg, PA 17257) for the installation of a paint spray booth in Shippensburg Borough, **Franklin County**.

**31-309-029A.** On December 23, 1996, the Department issued a Plan Approval to **Owens-Corning Fiberglas Corporation** (1200 Susquehanna Avenue, Huntingdon, PA 16652) for the construction of a glass batch mixing, blending and delivery system controlled by fabric filters at their Batch House, South Forming, in Huntingdon Borough, **Huntingdon County**.

**38-323-006.** On January 3, 1997, the Department issued a Plan Approval to **Aluminum Company of America** (3000 State Drive, Lebanon, PA 17042) for the construction of a refractory machining/fabrication process controlled by a fabric filter in South Lebanon Township, **Lebanon County**.

*Southwest Regional Office: Bureau of Air Quality, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**PA-63-014A.** On December 17, 1996, a Plan Approval was issued to **Duquesne Light Company**, (411 Seventh Avenue, Mail Drop 14-705, Pittsburgh, PA 15230) for a fossil fuel fired power plant at its Elrama Station facility located in Union Township, **Washington County**.

**PA-04-468B.** On December 17, 1996, a Plan Approval was issued to **S. H. Bell Company**, (644 Alpha Drive, P. O. Box 11495, Pittsburgh, PA 15238) for a low carbon ferro chrome crusher at its State Line Terminal facility located in Glasgow Borough, **Beaver County**.

**26-000-119.** On December 20, 1996, a Plan Approval was issued to **Anchor Glass Container Corporation**, (1 Anchor Plaza, 4343 Anchor Plaza Parkway, Tampa, FL 33634) for a A/F Ratio Control on nos. 1, 2, and 3 furnaces, and combustion staging on nos. 2 and 3 furnaces of the glass container manufacturing operation at its Plant 5 facility located in South Connellsville Borough, **Fayette County**.

**Plan Approval extensions under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate and operate air contaminant sources or air cleaning devices.**

*Southwest Regional Office: Bureau of Air Quality, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**63-307-023A.** On December 20, 1996, a Plan Approval expiration date was extended to March 31, 1997 for **Washington Steel Corporation**, (P. O. Box 494, Washington, PA 15301) for baghouses on two electric arc furnaces (EAF) at its Houston Plant facility located in Houston Borough, **Washington County**.

**04-310-016.** On December 20, 1996, a Plan Approval expiration date was extended to April 30, 1997 for **Heckett MultiServ**, (612 North Main Street, Butler, PA 16001) for a slag reprocessing plant at its Plant 53—Koppel facility located in Koppel Borough, **Beaver County**.

**04-310-012.** On December 20, 1996, a Plan Approval expiration date was extended to May 1, 1997 for **Tajon Warehousing Corporation**, (2701 Midland-Beaver Road, Industry, PA 15052) for dust collectors, baghouses, and atomized water spray systems on the barge/rail terminal at its Arrow Terminals facility located in Industry Borough, **Beaver County**.

**04-313-065A.** On December 20, 1996, a Plan Approval expiration date was extended to May 1, 1997 for **Nova Chemicals, Inc.**, (400 Frankfort Road, Monaca, PA 15061) for a Pentane Emission Reduction System and baghouse on the Dylite Unit at its Beaver Valley Plant facility located in Potter Township, **Beaver County**.

**MINING ACTIVITY ACTIONS**

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 water quality certification. Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

*District Mining Operations, R. D. 2, Box 603-C, Greensburg, PA 15601.*

*Coal Permits Issued*

**26910107R. Theodore R. Genovese II Coal Co.** (General Delivery, Chalk Hill, PA 15421). Renewal permit issued for continued operation and reclamation of a bituminous surface auger mine located in German Township, **Fayette County**, affecting 89.3 acres. Receiving streams unnamed tributary to Dunlap Creek. Renewal application received October 25, 1996. Renewal permit issued December 23, 1996.

**03920103R. Allegheny Mineral Corporation** (P. O. Box 1022, Kittanning, PA 16201). Renewal permit issued for continued operation and reclamation of a bituminous surface auger mine with portable crusher and clay, shale and sandstone removal, located in West Franklin Township and Worthington Borough, **Armstrong County**,

affecting 289.6 acres. Receiving streams Buffalo Creek and Claypoole Run. Renewal application received October 29, 1996. Renewal permit issued December 23, 1996.

**03860101R. State Industries, Inc.** (P. O. Box 1022, Kittanning, PA 16201). Renewal permit issued for continued operation and reclamation of a bituminous surface auger mine located in Boggs Township, **Armstrong County**, affecting 170.6 acres. Receiving streams North Fork of Pine Creek. Renewal application received October 29, 1996. Renewal permit issued December 23, 1996.

**26783002. T. L. Hill Coal Company** (R. D. 3, Box 690-A, Uniontown, PA 15401). Permit revised to include blasting on an existing bituminous surface mine located in Georges Township, **Fayette County**, affecting 56.9 acres. Receiving streams York Run to Georges Creek to the Monongahela River. Application received August 7, 1996. Revision issued December 30, 1996.

**03960108. Dutch Run Coal, Inc.** (A02-366, Shelocta, PA 15774). Permit issued for commencement, operation and reclamation of a bituminous surface auger mine located in Plumcreek Township, **Armstrong County**, affecting 39.6 acres. Receiving streams unnamed tributary to Crooked Creek and Crooked Creek. Application received September 17, 1996. Permit issued December 31, 1996.

**65960111. Sosko Coal Company, Inc.** (R. D. 3, Box 330, Mt. Pleasant, PA 15666). Permit issued for commencement, operation and reclamation of a bituminous surface auger mine located in East Huntingdon Township, **Westmoreland County**, affecting 53.5 acres. Receiving streams unnamed tributaries of Buffalo Run to Sewickley Creek to Youghiogheny River. Application received July 26, 1996. Permit issued January 2, 1997.

**03960106. Reichard Contracting, Inc.** (R. D. 3, New Bethlehem, PA 16242). Permit issued for commencement, operation and reclamation of a bituminous surface mine located in Wayne Township, **Armstrong County**, affecting 33.0 acres. Receiving streams unnamed tributaries to Camp Run and Scrubgrass Creek. Application received July 12, 1996. Permit issued January 3, 1997.

*District Mining Operations, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.*

**56850108.** Permit renewal, **Svonavec, Inc.** (140 West Union Street, Somerset, PA 15501), commencement, operation and restoration of a bituminous strip-auger mine, valid for reclamation only, in Somerset Township, **Somerset County**, affecting 377.5 acres, receiving stream west branch of Coxes Creek and unnamed tributary to east branch Coxes Creek, application received December 17, 1996, permit issued December 19, 1996.

**11910102.** Permit renewal, **Black Oak Development, Inc.** (Box 176, Glen Campbell, PA 15742), commencement, operation and restoration of a bituminous strip mine, valid for reclamation, only in Susquehanna Township, **Cambria County**, affecting 26.9 acres, receiving stream unnamed tributary to the west branch of the Susquehanna, application received December 16, 1996, permit issued December 19, 1996.

**11960102. Dunamis Resources, Inc.** (P. O. Box 846, Latrobe, PA 15650), commencement, operation and restoration of a bituminous strip-auger-CFBC Fly Ash Disposal and Beneficial Use mine in Adams Township and South Fork Boro, **Cambria County**, affecting 215 acres, receiving stream South Fork Branch Little Conemaugh River, application received February 13, 1996, permit issued December 23, 1996.

**56960106. Dunamis Resources, Inc.** (P. O. Box 846, Latrobe, PA 15650), commencement, operation and restoration of a bituminous strip-auger mine in Lincoln Township, **Somerset County**, affecting 351.6 acres, receiving stream north branch Quemahoning Creek and Horner Run, application received July 17, 1996, permit issued December 23, 1996.

*District Mining Operations, P. O. Box 669, Knox, PA 16232.*

**10920112. State Industries, Inc.** (P. O. Box 1022, Kittanning, PA 16201), renewal of an existing bituminous strip and auger operation in Concord Township, **Butler County** affecting 230.1 acres. Receiving streams four unnamed tributaries of Bear Creek and Bear Creek. Application received September 18, 1996. Permit issued December 13, 1996.

**33950106. Urey Coal Company** (222 Forest Ridge Road, Indiana, PA 15701), commencement, operation and restoration of a bituminous strip operation in Perry Township, **Jefferson County** affecting 148.4 acres. Receiving streams unnamed tributary to Mahoning Creek, unnamed tributary to Sawmill Run and unnamed tributary to Rose Run. Application received September 5, 1995. Permit issued December 13, 1996.

**102834-33950106-E-1. Urey Coal Company** (222 Forest Ridge Road, Indiana, PA 15701), application for a stream encroachment to conduct mining activities no closer than 50 feet to unnamed tributary no. 1 to Mahoning Creek for the purposes of mineral extraction and support facility construction and maintenance. Receiving streams unnamed tributary to Mahoning Creek, unnamed tributary to Sawmill Run and unnamed tributary to Rose Run. Application received September 5, 1995. Permit issued December 13, 1996.

*Mining and Reclamation, 3913 Washington Road, McMurray, PA 15317.*

**30841312. Consolidation Coal Company**, (P. O. Box 1314, Morgantown, WV 26507-1314), to renew the permit for the Blacksville No. 2 bituminous deep mine in Wayne Township, **Greene County**, no additional discharge. Permit issued December 30, 1996.

**32881301. Mears Enterprises, Inc.**, (P. O. Box 157, Clymer, PA 15728), to renew the permit for the Penn Run bituminous deep mine in Cherryhill Township, **Indiana County**, no additional discharge. Permit issued December 30, 1996.

**32841317. Helvetia Coal Company**, (P. O. Box 729, Indiana, PA 15701), to renew the permit for the Lucerne No. 9 bituminous deep mine in Conemaugh and Young Townships, **Indiana County** for reclamation only, no additional discharge. Permit issued December 30, 1996.

**03841308. Rosebud Mining Company**, (R. D. 1, Box 379A, Kittanning, PA 16201), to renew the permit for the Rosebud No. 1 bituminous deep mine in Perry Township, **Armstrong County**, no additional discharge. Permit issued December 30, 1996.

**32841315. Stanford Mining Company**, (R. D. 4, Box 271, Punxsutawney, PA 15767), to renew the permit for the Chestnut Ridge bituminous deep mine in Cherryhill Township, **Indiana County** for reclamation only, receiving stream Allen Run. Permit issued December 30, 1996.

**30743705. Duquesne Light Company**, (Box 457, Greensboro, PA 15338), to renew the permit for the Warwick No. 3 coal refuse disposal area in Dunkard

Township, **Greene County**, receiving stream Dunkard Creek. Permit issued December 30, 1996.

*District Mining Operations, R. D. 2, Box 603-C, Greensburg, PA 15601.*

#### *Noncoal Permits Issued*

**65930601. Timothy M. Hoover** (R. D. 3, Box 47, Saltsburg, PA 15681), permit revised to add 9.2 acres to the permit area for an existing noncoal surface mine (sandstone quarry) located in Loyalhanna Township, **Westmoreland County**, previously affecting 68.2 acres, now affecting 77.4 acres. Receiving streams unnamed tributary to the Conemaugh River. Application received March 13, 1996. Revision issued January 3, 1997.

*Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.*

**48940301T. Eastern Industries, Inc.**, (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454), transfer of an existing quarry operation in Upper Mt. Bethel Township, **Northampton County** affecting 17.02 acres, receiving stream none. Transfer issued December 23, 1996.

**5478SM2T2. Eastern Industries, Inc.**, (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034-9454), transfer of an existing quarry operation in Upper Mt. Bethel Township, **Northampton County** affecting 39.53 acres, receiving stream unnamed swampy area tributary to Jacoby Creek. Transfer issued December 23, 1996.

**5276SM5C4. Eureka Stone Quarry, Inc.**, (Pickerton and Lower State Roads, Chalfont, PA 18914), renewal of NPDES Permit #PA0595217 in Dingman Township, **Pike County**, receiving stream tributary of Sawkill Creek. Renewal issued December 30, 1996.

*District Mining Operations, P. O. Box 669, Knox, PA 16232.*

#### *Coal Applications Received*

**37910108. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001), renewal of an existing bituminous surface strip operation in Perry Township, **Lawrence County** affecting 43.5 acres. Receiving streams two unnamed tributaries to Camp Run. Application for reclamation only. Application received December 16, 1996.

**16960109. Milestone Crushed, Inc.** (521 Second Street, Clarion, PA 16214), commencement, operation and restoration of a bituminous surface strip operation in Perry Township, **Clarion County** affecting 32.5 acres. Receiving streams an unnamed tributary to Dunlap Creek and Dunlap Creek. Application received December 12, 1996.

**102896-16960109-E-1. Milestone Crushed, Inc.** (521 Second Street, Clarion, PA 16214), application for a stream encroachment to reconstruct a township road across two unnamed tributaries to Dunlap Creek for the purpose of coal removal and reclamation of an abandoned highwall. This relocation is temporary. This relocation is situated in Perry Township, **Clarion County**. Application received December 12, 1996.

*District Mining Operations, P. O. Box 669, Knox, PA 16232.*

#### *Noncoal Applications Received*

**37910305. G. L. McKnight, Inc.** (R. D. 3, Box 272-B, Slippery Rock, PA 16057), renewal of NPDES Permit #PA0208485, Plain Grove Township, **Lawrence County**.

Receiving streams Taylor Run and unnamed tributary to Taylor Run. Application received December 23, 1996.

*Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.*

*General Small Noncoal Authorizations Granted*

**66960802. William T. McNeice**, (R. R. 6, Box 6364, Montrose, PA 18801), commencement, operation and restoration of a small quarry operation in Lemon Township, **Wyoming County** affecting 5.0 acres, receiving stream none. Authorization granted December 30, 1996.

*District Mining Operations, P. O. Box 669, Knox, PA 16232.*

**20960802. Andrew M. Kosturick** (R. D. 3, Box 111, Conneaut Lake, PA 16316), commencement, operation and restoration of a small noncoal sand and gravel operation in East Fallowfield Township, **Crawford County** affecting 6.5 acres. Receiving streams none. Application received July 23, 1996. Permit issued December 18, 1996.

**Actions on applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and sections 5 and 402 of the act of June 22, 1937 (P. L. 1987, No. 394) (35 P. S. §§ 691.5 and 691.402) and notice of final action for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a))** (Note: Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description).

*Permits Issued and Actions on 401 Certification*

*Northeast Regional Office: Regional Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-5485.*

**E45-303. Encroachment. Connaught Laboratories Inc.**, Route 611, P. O. Box 187, Swiftwater, PA 18370. To construct and maintain a prestressed concrete, spread box beam bridge having a normal span of 57 feet on an 80° skew and an underclearance of approximately 7.3 feet across Swiftwater Creek. This project is located at the Connaught laboratories complex on the south side of S. R. 0314, approximately 700 feet downstream of the S. R. 0611 bridge (Mount Pocono, PA Quadrangle N: 17.1 inches; W: 10.4 inches) in Pocono Township, **Monroe County**.

**E52-143. Encroachment. U. S. Department of the Interior, National Park Service**, Delaware Water Gap National Recreation Area, River Road, Bushkill, PA 18324. To remove the existing structures and to construct and maintain two pedestrian bridges having spans and underclearances of 79 × 8.1 feet and 68 × 9.9 feet at separate locations across Dingmans Creek. This project is located approximately 2,000 feet upstream of the Dingmans Falls Access Road Bridge (Lake Maskenozha, PA Quadrangle N: 19.2 inches; W: 2.0 inches and N: 19.0 inches; W: 1.7 inches) in Delaware Township, **Pike County**.

*DEP Northwest Regional Office: Soils and Waterways Section, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.*

**E10-237. Encroachment. Buffalo Township Municipal Authority**, 707 South Pike Road, Sarver, PA 16005. To authorize the following structures or activities associated with the Phase III sanitary sewer project: (1)

Construct and maintain a total of 70 sanitary sewer line stream crossings throughout the township. Of these crossings, 14 are across Little Buffalo Creek, 42 are across tributaries to Little Buffalo Creek, 8 are across Sarver Run and 6 are across tributaries to Sarver Run. (2) Construct and maintain a sewage pump station and associated fill within the right floodway of Little Buffalo Creek immediately upstream of S. R. 2015 (Freeport, PA Quadrangle N: 14.9 inches; W: 12.25 inches). (3) Replace the superstructure, rehabilitate and maintain the former railroad bridge across Little Buffalo Creek approximately 350 feet upstream of the confluence with Buffalo Creek (Freeport, PA Quadrangle N: 15.2 inches; W: 11.0 inches). (4) Remove the existing structure and construct and maintain two 48-inch diameter culverts in a tributary to Buffalo Creek on the former railroad grade at the sewage treatment plant upstream of S. R. 28 (Freeport, PA Quadrangle N: 14.5 inches; W: 9.65 inches). (5) Realign and stabilize a total of 195 feet of the channel of a tributary to Buffalo Creek extending upstream from the two 48-inch diameter culverts authorized above (Freeport, PA Quadrangle N: 14.5 inches; W: 9.65 inches). (6) Construct and maintain portions of the sewage treatment plant within the mapped 100-year Flood Plain of Buffalo Creek and in the floodway of a tributary to Buffalo Creek upstream of S. R. 28 (Freeport, PA Quadrangle N: 14.5 inches; W: 9.7 inches), located in Buffalo Township, **Butler County**.

**E10-250. Encroachment. Treesdale Golf and Country Club**, One Arnold Palmer Drive, Gibsonia, PA 15044. To fill 0.15 acre of wetland for the modification and expansion of the existing Treesdale Golf and Country Club Driving Range along Treesdale Drive approximately 1,800 feet south of Warrendale Road (S. R. 3019) (Mars, PA Quadrangle N: 10.1 inches; W: 3.3 inches) located in Adams Township, **Butler County**.

**E25-542. Encroachment. Norman G. Porter**, 14505 Porter Road, Waterford, PA 16441. To construct and maintain a 4-foot diameter by 20-foot long CM pipe culvert in a tributary to French Creek as an agricultural equipment crossing approximately 2,000 feet downstream of Woods Road and 700 feet west of Porter Road (Millers Station, PA Quadrangle N: 21.3 inches; W: 1.2 inches) located in LeBoeuf Township, **Erie County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E27-053. Encroachment. Hickory Township Supervisors**, P. O. Box 85, Endeavor, PA 16322. To construct and maintain a steel girder bridge having a single clear span of 17.5 feet and an underclearance of 5 feet across Prather Run on Old Route 62 approximately 250 feet upstream of S. R. 62 in the village of East Hickory (West Hickory, PA Quadrangle N: 15.0 inches; W: 3.77 inches) located in Hickory Township, **Forest County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E62-326. Encroachment. Game Commission**, R. D. 2, Box 140, Corry, PA 16407-9119. To install and maintain a pier bent support at mid span of the existing bridge across west branch Tionesta Creek on State Game Land No. 29 road approximately 1 mile upstream of Chapman State Park Dam (Cherry Grove, PA Quadrangle N: 21.0 inches; W: 9.0 inches) located in Watson Township, **Warren County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

*Southcentral Regional Office: Water Management Program, Soils and Waterways Section, One Ararat Boulevard, Room 126, Harrisburg, PA 17110, telephone (717) 657-4590.*

**E07-273. Encroachment. Crossman, Castle, & Morina Partnership.** Joseph Crossman, 307 Coventry Court, Hollidaysburg, PA 16648. To place fill in 0.18 acre of wetlands in conjunction with the commercial development of 1.092 acres of property located along the north side of Scotch Valley Road (T-424) about 0.5 mile north of its intersection with SR 0022 (Hollidaysburg, PA Quadrangle N: 11.8 inches; W: 0.1 inch) in Hollidaysburg Borough, **Blair County**. The permittee will provide for 0.18 acre of replacement wetlands by making a monetary contribution to the National Fish and Wildlife Fund.

**Actions taken on applications filed under the act of June 24, 1939 (P. L. 842, No. 365) (32 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.**

*Southcentral Regional Office: Water Supply and Community Health Program, One Ararat Boulevard, Harrisburg, PA 17110-9333.*

*Permit Issued*

**WA 38-1004. Water allocation. Fredericksburg Sewer & Water Authority,** Lebanon County. The right to purchase a maximum of 500,000 gallons per day, based on a 30-day average, from The City of Lebanon Authority, located in **Lebanon County**, through one interconnection located in Bethel Township in Lebanon County.

[Pa.B. Doc. No. 97-86. Filed for public inspection January 17, 1997, 9:00 a.m.]

## Availability of Technical Guidance

### *Governor's Office List*

Once a year on the first Saturday in August, the Governor's Office publishes a list of the nonregulatory guidance documents of all State agencies in the *Pennsylvania Bulletin*. The first publication of this list was in the August 3, 1996, edition of the *Bulletin*.

### *DEP's Technical Guidance Document Inventory*

DEP publishes a list of its technical guidance documents in its Technical Guidance Document Inventory twice a year. The most recent edition of the Inventory is the December 1996 edition. One version of the list of the documents contained in this edition is now available on DEP's World Wide Web site. DEP's Web address is <http://www.dep.state.pa.us>. To go to the location of the Inventory once on the DEP home page, persons should choose the Public Participation Center, scroll down to the "Technical Guidance Document" heading and (under this heading) click on "Basic Inventory."

Paper copies of the Inventory are being printed and will be available mid-January. DEP automatically mails a paper copy of the December 1996 Inventory to persons who received a paper copy of the June 1996 Inventory. Persons who wish to add their address to the mailing list should call Nina Huizinga at (717) 783-8727.

*DEP's Technical Guidance Documents on the World Wide Web*

DEP's Web address is <http://www.dep.state.pa.us>. To go to the location of DEP's Technical Guidance Documents once on the DEP home page, persons should choose the Public Participation Center. The Center contains several links to DEP's Technical Guidance Documents. The link to draft technical guidance documents is listed under the heading "Proposals Open to Comment." The link to recently finalized technical guidance documents is listed under the heading "Recently Finalized Proposals." Two links are under the heading "Technical Guidance Documents:" one link is to the "Basic Inventory" and one link is to "Final Documents" on the Web. The final documents menu will list DEP's bureaus. Persons should click on the name of the bureau to get to the list of the documents from that bureau that are currently on the Web. Then, to get to see a document, persons should click on the ID number of the document. DEP will be adding its revised documents to the Web throughout 1997.

### *Ordering Paper Copies of DEP Technical Guidance*

Persons can order a copy of the latest Inventory or a copy of any of the final documents listed on the Inventory by calling Elwyn Inc. (the printer) at 1 (800) 804-4020 if calling in Pennsylvania or (610) 497-5841 if calling from outside Pennsylvania.

### *Changes to Technical Guidance Documents*

Between publication of its Inventory, DEP announces changes to its technical guidance documents in its weekly newsletter, the *UPDATE* and the *Pennsylvania Bulletin*. Here is the current list of recently finalized documents, draft documents and notices of intended changes to technical guidance.

Persons who have any questions or comments about a particular document should call the contact person whose name and phone is listed with each document. Persons who have questions or comments about the Inventory, the documents on the World Wide Web, the availability of paper copies from the printer or the technical guidance document process in general should call Nina Huizinga at (717) 783-8727.

### *Final Technical Guidance Documents*

DEP ID: 012-0700-002 Title: Guidance for the Implementation of the Agricultural Land Preservation Policy Description: DEP will, where it has regulatory and decision-making discretion under legal authority, protect primary agricultural land through its regulatory programs. Page length: 13 pages. Location: Volume I, Tab 6A. Contact: Nina Huizinga at (717) 783-8727.

### *Notice of Intent to Rescind Technical Guidance—Waste Management*

DEP ID: 250-4700-317 Title: Referral of Solid Waste Management Act Violations to Environmental Crimes Background: This is an outdated policy which no longer reflects the current referral procedures that the Department uses. Moreover, the current referral procedures do not belong on the Technical Guidance Document Inventory because they are internal procedures and not technical guidance. (See DEP ID: 012-0900-001.)

### *Notice of Intent to Rescind Technical Guidance—Bureau of Water Quality Protection*

As a part of DEP's Regulatory Basics Initiative, the Bureau of Water Quality Protection reviewed all of its regulations and technical guidance. As a part of this Initiative, the Bureau is rescinding the following documents. Persons who have any questions or comments should call Lou Bercheni at (717) 787-4317.

<i>DEP ID</i>	<i>Title</i>	<i>Reason for Rescission</i>
363-0900-001	Division of Storage Tanks Program Guidance	Redundant with 012-0820-001 and 012-0900-001
363-0900-002	ASNT Level II Certification	Redundant with 363-2318-001
363-0900-003	Posting Registration Fee Payments to the Old Fee System	Obsolete
363-0900-004	Modification Activities for Categories AMMX and AMNX	Obsolete
363-0900-005	STDS Revision Procedures and Documentation Requirements	Information being incorporated into Division's administrative procedures
363-0900-007	Registration Roles of the Regional Offices	Information being incorporated into Division's administrative procedures

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 97-87. Filed for public inspection January 17, 1997, 9:00 a.m.]

### Cleanup Standards Scientific Advisory Board; Meeting Location Change

The location for the Cleanup Standards Scientific Advisory Board (CSSAB) meeting of January 29-30, 1997, has been changed. The meeting will be held at the Atherton Hilton in State College, PA, beginning at 9 a.m.

Questions concerning this meeting can be directed to Marilyn Wooding at (717) 787-8179 or e-mail to Wooding.Marilyn@a1.dep.state.pa.us. The agenda and meeting materials will be available through the Public Participation Center on DEP's World Wide Web site at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Wooding.Marilyn directly at (717) 787-8179 or through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 97-88. Filed for public inspection January 17, 1997, 9:00 a.m.]

The Department will implement its TANF Program on the day following the end of the 45-day comment period, March 3, 1997.

Future amendments to the Plan will incorporate suggestions and recommendations received during the comment period.

Copies of the State Plan are available for all interested individuals and groups upon written request to Patricia H. O'Neal, Attention: TANF State Plan, Director, Bureau of Policy, Office of Income Maintenance, Room 431 Health and Welfare Building, P. O. Box 2675, Harrisburg, PA 17105-2675. You may also request copies via facsimile machine at (717) 787-6765, using the above address on your cover document.

Persons with a disability may use the AT&T Relay Service by calling 1 (800) 654-5984 (TDD users) or 1 (800) 654-5988 (Voice users), or may use a Department of Public Welfare TDD by calling 1 (717) 787-3616. Persons who require another alternative should contact Thomas Vracarich at (717) 783-2209.

FEATHER O. HOUSTOUN,  
*Secretary*

### PENNSYLVANIA TEMPORARY ASSISTANCE FOR NEEDY FAMILIES STATE PLAN

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## DEPARTMENT OF PUBLIC WELFARE

### Publication and Availability of the Temporary Assistance for Needy Families State Plan

The Department of Public Welfare is publishing, in its entirety, the Temporary Assistance for Needy Families (TANF) State Plan. The State Plan has been developed in accordance with the requirements of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (P. L. 104-193) which ended the Federal Aid to Families with Dependent Children entitlement program. In its place, the Act provides each state with a TANF Block Grant and the opportunity, within broad Federal guidelines, to design and operate its own programs. The State Plan was submitted to the U. S. Department of Health and Human Services (DHHS) on January 17, 1997 to begin the official 45-day comment period required by law.

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## I. PURPOSE

This document outlines the Commonwealth of Pennsylvania's plan for providing assistance to families with children from funds provided under Title I of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (P. L. 104-193). The Act amends Section 402 of the Social Security Act to require that states submit a plan to the U.S. Department of Health and Human Services (DHHS) that outlines how the state will provide Temporary Assistance for Needy Families (TANF) benefits. Implementation is effective March 3, 1997.

## II. INTRODUCTION

On May 16, 1996, Pennsylvania Governor Tom Ridge signed into law Act 1996-35—a dramatic welfare reform plan designed to move families off the welfare rolls and into the work force. The provisions of the Act encourage personal and parental responsibility, emphasize self-sufficiency through employment, strengthen child support requirements, and increase penalties for welfare fraud. It is a common-sense approach that provides Pennsylvania with the core components for reform of our welfare system. The TANF provisions of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 provide the opportunity to make that reform a reality.

When signed into law on August 22, 1996, the Act ended the 60-year federal welfare entitlement program known as Aid to Families with Dependent Children (AFDC) and the federal JOBS employment and training program. In its place, each state is provided with a block grant for designing and operating its own welfare program within broad TANF requirements. These requirements include stringent work activity participation rates and a lifetime limit of five years for the receipt of benefits. The TANF Block Grant provides Pennsylvania with the opportunity to build on the core components of Act 35 to create a welfare system that makes the best use of welfare dollars.

Pennsylvania's TANF Program is designed to provide short-term assistance to families when the support of one or both parents is interrupted. It also provides supplemental support when family income from employment and other sources is not sufficient to meet basic needs. It is not intended to provide long-term support or become a way of life. The TANF Program is based on the following basic principles:

- Welfare should support the efforts of families to become self-sufficient.
- Parents, whether they live with their child or not, have a fundamental responsibility to create a supportive, nurturing environment for that child.
- Employment is the best way for families to become self-sufficient and end their dependence on welfare payments.

## III. PROGRAM GOALS

The primary goal of Pennsylvania's TANF Program is to provide support to families as they make the transition from dependence on welfare to self-sufficiency and, finally, to long-term self-support. The following goals provide the framework on which the Program is designed:

### 1. *Promote Personal Responsibility*

Pennsylvania's TANF Program is designed around the principle that welfare should provide temporary assistance to families and individuals, providing basic support that enables them to move to self-sufficiency. Inherent in this belief is the notion that the welfare recipient must be personally responsible for taking the necessary steps to end his or her dependence on a welfare check.

### 2. *Move Recipients into Jobs*

For most recipients, the way to self-sufficiency and economic independence is through a job. Stressing private-sector employment, Pennsylvania's TANF approach provides the client with the opportunity to build work skills and a work history.

### 3. *Provide Work Incentives and Supports*

If we are to encourage employment, families must be better off if they work than if they depend on welfare. By allowing families to keep more of their earnings, TANF rewards work and helps them establish a financial base that will support self-sufficiency. The Program also supports family efforts to work with allowances for work-related expenses, such as child care and transportation.

### 4. *Break the Cycle of Dependency Through Education*

Attainment of a high school diploma is critical to both short-term and long-term prospects for independence through employment. It opens the door to meaningful, productive employment. Training in a skill or trade, on-the-job training in the private sector, job search and preparation classes and workshops, among other activities, will provide a menu of opportunity for long-term self-sufficiency.

### 5. *Strengthen Families and Support Children*

Recognizing the importance both parents play in achieving self-sufficiency, the TANF Program requires parents to fulfill their fundamental responsibilities to their children through a strengthened child support system.

### 6. *Simplify Program Administration*

Pennsylvania must be able to use resources productively—to assist the client in developing and successfully implementing his or her own plan for self-sufficiency. As administrators of the public welfare system, we must have two goals: to help recipients of public assistance become self-sufficient and to ensure that tax dollars spent on welfare programs are spent wisely.

## IV. MEASURING RESULTS

Monitoring implementation progress and evaluating attainment of program goals is an integral component of Pennsylvania's TANF plan. The primary focus of the monitoring and evaluation activities is to gather data about a comprehensive set of performance indicators and performance measures which are used to document clear, specific program outcomes and results directly related to the established TANF goals.

The detailing of a definitive set of performance indicators and measures will evolve as final program planning decisions are made and modified, but the ongoing program evaluation information system will include such performance indicators and measures as:

- The proportion of the active TANF caseload working
- The proportion of TANF applicants diverted from ongoing caseload status to employment

- The average length of stay in active TANF status
- The average number of stays of active TANF status
- The relationships among provision of work incentives and family support allowances and successful, long-term employment
  - The relationships among program components which focus on clients assuming personal responsibility, implemented primarily through the use of an Agreement of Mutual Responsibility, and successful long-term employment
  - The relationships among a variety of program components designed to provide education and training and successful, long-term employment
  - The relationships of program components designed to strengthen and support families and appropriate indicators of success
    - The relationship between program simplification changes and timely and accurate benefits
    - The relationship between TANF program changes and indicators of fraud, waste and abuse
    - The use (or continued use after cash benefits end) of other subsidized or social service support programs

A primary focus of the program evaluation efforts associated with implementing the TANF Program is to develop, maintain and refine, where necessary, an integrated and comprehensive evaluation information system which will provide the sort of data and information necessary to document the many facets of the outcome and performance measures related to key components of TANF. These data will be used to provide ongoing monitoring assessments of incremental phases of program implementation and to provide summary statements describing attainment of program goals. In order to ensure the appropriate degree of program accountability, the measures used will be defined by data and information which is timely, accurate, valid, reliable, credible, and easily communicated.

This information system will be composed of existing, currently-available data for pre-TANF welfare programs, but will be supplemented by those data and information necessary to track the provisions of the TANF legislation and satisfy the mandated reporting requirements. This collection of data about TANF participants, combined with data detailing critical program components, will provide the documentation of specific outcome and performance measures established for the TANF goals. Additionally, analyses of the data available in this information system will provide important information about the configurations of participant and program characteristics which produce the most favorable long-term outcomes. Comparisons of these sorts of relationships between participant and program characteristics and their effects on outcome measures across time will permit systematic, evolutionary, incremental shaping of TANF programs to effectively meet the TANF goals.

## V. PUBLIC INVOLVEMENT

### A. Advance Public Availability and Review

The Commonwealth of Pennsylvania's TANF State Plan was made available for public review on January 17, 1997.

The Plan was also submitted to key stakeholder groups for review and comment. These groups include members of the legislature and the Governor's Cabinet, as well as associations representing county government, client advo-

cacy groups, business interests and community agencies providing a variety of services to recipients of public assistance.

Concurrently, copies of the TANF State Plan were made available at the 104 County Assistance Offices around the State.

### B. Additional Outreach

The TANF State Plan will be published in its entirety in the *Pennsylvania Bulletin* on January 18, 1997. The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania and is the temporary supplement to the *Pennsylvania Code*, the official codification of agency rules and regulations. The *Bulletin* also serves as the vehicle whereby agencies publish proposed programmatic and regulatory changes. The Notice published in the *Bulletin* will indicate that comments on the TANF State Plan are to be directed to the Department of Public Welfare, Office of Income Maintenance.

The Income Maintenance Advisory Committee (IMAC) is scheduled to receive an extensive briefing on the proposed TANF State Plan in January 1997. IMAC is composed of current and former welfare recipients, representatives of welfare rights organizations, employment and training specialists and others concerned with the welfare system. IMAC advises the Department of Public Welfare on policies, procedures, and other activities related to the programs administered by the Office of Income Maintenance.

During the 45-day public review time frame, the Department of Public Welfare will be holding public forums at locations and times still being determined. During this time period, the Department also will be presenting the proposed TANF State Plan, fielding questions, and receiving input during a variety of forums, including but not limited to the following:

- The State conference of the Pennsylvania Association of County Human Service Administrators.
- The State conference of the Pennsylvania Association of Children and Youth Administrators.
- The State conference of the Pennsylvania Association of Housing and Redevelopment Authorities.

In addition, the Department will continue to participate in the collaborative "Building our Communities" meetings begun in May 1996. This series of meetings—10 of which occurred prior to the public review time frame—are a joint effort of the Department of Public Welfare, United Way of Pennsylvania, Pennsylvania Association of County Human Service Administrators, and the Commonwealth Community Foundations. The intent of the locally-planned meetings is to facilitate community collaborations and to begin a discussion of the implications of Federal and State welfare reform. It is anticipated that, during the 45-day comment period, additional community meetings will occur in the Erie, Northwestern, and Southwestern areas of the State.

### C. Public Comments

The Department's ongoing review of the TANF program will include review and consideration of public comments along with the tracking of initial outcomes of the TANF Program. The Department intends to submit any needed amendment to the State Plan approximately six (6) months from the date of the implementation of the TANF Program.

## VI. OUTLINE OF PENNSYLVANIA'S TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF) PROGRAM

Although the TANF Program replaces the former federal cash benefits program known as Aid to Families with Dependent Children (AFDC), most of the rules and procedures under which the Department administered AFDC, including the "New Directions" JOBS Program, remain in effect as part of the new TANF Program. These rules and procedures are contained in Chapter 55 of the *Pennsylvania Code* (55 Pa. Code), Notices of Rule Change to the Code published in the *Pennsylvania Bulletin*, Office of Income Maintenance (OIM) Bulletins, OIM Operations Memoranda, and Departmental Handbooks.

New or revised rules and procedures which apply to the TANF Program are set forth in the State Plan. These changes and revisions are adopted pursuant to the authority of the Personal Responsibility Act of 1996, Pennsylvania's Act 1996-35, and sections 201(2) and 403(b) of Title 62 of the Public Welfare Code (62 P. S. §§ 201(a) and 403(b)). Most of these new or revised rules and procedures will be effective upon implementation of the TANF State Plan. Others will become effective upon publication as final rulemaking in the *Pennsylvania Bulletin*.

### A. GENERAL PROVISIONS

#### 1. Program Administration

The Pennsylvania Department of Public Welfare, Office of Income Maintenance, is responsible for administering the TANF Program in 67 counties through 104 local offices. Program requirements are applied consistently Statewide; however, the maximum TANF benefit will vary from county to county based on the four benefit schedules currently in effect.

The Department intends to continue the use of private contractors to supplement the work of the County Assistance Offices to provide services, such as job search preparation, education and training, and to assist clients to enter the work force.

Persons who apply for TANF benefits on or after March 3, 1997 are subject to all requirements of the TANF Program. Recipients are subject to the 60-month lifetime limit and 24-month work participation time limit beginning March 3, 1997. Other changes and requirements, such as the Agreement of Mutual Responsibility and job search, will be applied at next contact, but no later than the month following the next scheduled redetermination of eligibility. Prior to implementation, the Department of Public Welfare will mail each family receiving AFDC benefits a written notice of program changes.

#### 2. Access to Benefits

Pennsylvania continues to provide access to TANF benefits and related services in each of the Commonwealth's 67 counties based on the policies and procedures in effect prior to TANF implementation.

#### 3. Defining Needy Families

A family is defined as a minor child and his parent(s) or other adult specified relative with whom he lives. Eligibility for TANF is also extended to pregnant women who have no other children living with them.

##### Minor Child

A minor child is under age 18 or is age 18 and is a full-time student in a secondary or in the equivalent level of vocational or technical training.

##### Specified Relative

A specified relative is defined as an adult who:

- Is exercising responsibility for the care and control of the child by making and carrying out plans for the support, education and maintenance of the child and applying for assistance on behalf of the child. The finding that a relative is exercising care and control of the child is made whether the relative is the parent or other relative of the child.

- Is maintaining a home where the child lives with him, or is in the process of setting up a home where the child will go to live with him within 30 days after he receives the first TANF payment.

##### • Is related to the child as follows:

—A blood relative who is within the fifth degree of kinship to the dependent child, including a first cousin once removed. Second cousins and more remote cousins are not within the fifth degree of kinship. A first cousin once removed is the child of one's first cousin or the first cousin of one's parent. The fifth degree of kinship includes great-great grandparents and great-great-great grandparents. The fifth degree of kinship also includes other relationships prefixed by great, great-great, grand or great-grand. Blood relatives include those of half-blood.

—A parent by legal adoption and any of the adopting parent's blood or adoptive relatives as described above.

—Stepfather, stepmother, stepbrother and stepsister.

—A spouse of any of the relatives described above even though the marriage is terminated by death, separation or divorce.

##### Minor Parent

An individual who is under 18 years of age, is not married, and has a minor child in his or her care, or is pregnant, must reside in a place of residence maintained by a parent, legal guardian, other adult relative or other appropriate adult-supervised supportive arrangement unless one of several exemptions is met.

If the minor parent cannot return to the home of a parent, legal guardian, or other relative, the Department, in consultation with county children and youth agencies, will provide assistance to the minor parent and dependent child in locating a second-chance home, maternity home, or other appropriate adult-supervised supportive arrangement unless the agency determined that the minor parent's living situation is appropriate.

When both parents are living with a child, the family may qualify for TANF only if one or both parents is incapacitated or unemployed according to the deprivation requirements in effect prior to TANF implementation.

Certain persons who live with the minor child must be included in the application for assistance. These members of the mandatory TANF budget group include the TANF child, the biological or adoptive parents of the TANF child and blood-related siblings of the TANF child as long as they also qualify as a TANF child.

A family, for purposes of the 60-month time limit, is defined as a minor child and his parent(s) or other adult specified relative with whom he lives and who is applying on the child's behalf. A specified relative who is not required to be part of the TANF budget group is considered a member of the family regardless of whether he is included in the child's application for TANF benefits or is applying only on behalf of the minor child.

□ *Absence of a Minor Child*

Under TANF, a specified relative may continue to receive benefits for an otherwise eligible minor child who is absent, or expected to be absent, from the home. The State may choose between several periods of temporary absence: not less than 30 days, up to 45 days, up to 180 days, or more than 180 days if good cause is established.

Pennsylvania elects to define temporary absence as one that does not exceed 180 consecutive days.

A caretaker relative of a minor child who fails to notify the County Assistance Office of the minor child's absence by the end of the five-day period that begins with the date it becomes clear that the child will be absent for more than 180 consecutive days is ineligible for TANF for a period of 30 days.

4. *Personal Responsibility—The Agreement of Mutual Responsibility*

Pennsylvania is exercising the TANF option to establish an individual responsibility plan. The following persons are required to enter into a written agreement, known as the Agreement of Mutual Responsibility, that establishes the obligations to be undertaken by the recipient to achieve self-sufficiency and the activities of the Commonwealth to support those efforts:

- Adult applicants and recipients who are required to sign the Application for Benefits.
- Pregnant teens or minor parents who sign the Application for Benefits on their own behalf.
- Persons under age 18 who have not earned a high school diploma or equivalent and who are not attending school as defined by the school district.

The Agreement stresses the temporary nature of cash assistance and focuses on the steps the recipient must take to gain self-sufficiency. The Agreement also specifies the penalties for failure to comply and the actions to be taken by the Department to support the efforts of the recipient. Beginning March 3, 1997, refusal to sign the Agreement will result in ineligibility of the person required to enter into the Agreement.

As part of completion of the Agreement, the County Assistance Office determines if the client is exempt from participation in work activities. For all nonexempt clients, the Agreement includes a requirement to begin a job search for a minimum of eight weeks. The job search will serve as the initial assessment of the skills, work experience and employability of each adult recipient. In addition to the initial job search, the Agreement is also used to outline other work participation activities and obligations for nonexempt clients. Penalties for noncompliance, without good cause, with work-related requirements set forth on the Agreement will be applied beginning March 3, 1997.

Pursuant to Act 35, the Agreement will include the following obligations, when appropriate to the individual or family situation. The Department of Public Welfare will establish penalties and good cause criteria for non-compliance before implementing sanctions associated with these obligations. These penalties will not be implemented on March 3, 1997; they will be implemented upon final rulemaking as published in the *Pennsylvania Bulletin*.

- Receive prenatal care as recommended by the doctor or clinic and/or ensure that children are immunized, receive periodic health screening and appropriate medical treatment.

- Take steps, if needed, which will improve a child's school attendance and improve his or her chances for earning a high school diploma.

- Submit to a substance-abuse assessment by the local county authority if the county assistance office determines that a person may have a substance-abuse problem that presents a barrier to employment. If the assessment indicates that a drug or alcohol problem exists, the client will be required to participate in and complete an approved treatment program. If a person fails to enter or complete a program, he or she can comply by providing proof of substance-free status by submitting to periodic drug testing.

- Make appropriate payments to service providers from allowances given for day care and other special needs provided to enable the client to fulfill his or her commitment to engage in work or a work-related activity.

- Meet other obligations specified in the Agreement of Mutual Responsibility related to self-sufficiency and parenting responsibilities.

These obligations are basic personal and parental responsibilities which are important to the physical and mental well-being of the family. If not addressed, they not only represent potential barriers to employment, but could increase the likelihood that welfare dependency will be passed from one generation to the next.

5. *Time Limits on Receipt of TANF*

Receipt of TANF assistance is limited to a total of 60 months (five years) in an adult's lifetime. Assistance received as an adult (over age 18), as a minor child who is head of household, or as a minor child married to the head of household, will count toward the limit. Periods of receipt need not be consecutive to count toward the 60 months. Assistance may not be provided to a family that includes an adult who has received his or her lifetime limit of 60 months of assistance.

The State reserves the right to exclude up to 20 percent of its average monthly caseload from the 60-month limit due to situations determined to constitute a hardship.

After receiving a total of 24 months of assistance, an individual who is required to meet work requirements must be working for at least an average of 20 hours per week.

The first day of both the 60 and 24-month limit will begin on March 3, 1997 for current recipients and on the date of authorization for applicants authorized on or after that date. The 60 months will be counted as 1,830 days. The 24 months will be counted as 732 days.

6. *Determining Eligibility*

Pennsylvania is following rules, regulations and procedures in effect prior to the TANF implementation date, except for the following revised provisions that are authorized or required by State law (Act 35) or by the Personal Responsibility and Work Opportunity Reconciliation Act of 1996:

□ *Earned Income Disregard*

The gross earned income of recipients is subject to a continuous 50 percent disregard. The increased disregard will encourage recipient families to work and will provide additional financial support as they make the transition from welfare to self-sufficiency. Applicants may qualify for the 50 percent disregard if they have received TANF in one of the four months prior to application or if their income is equal to or less than the standard of need. The

deduction for the cost of dependent care related to employment will be deducted following application of the 50 percent disregard.

*Income Exclusions*

Income excluded under current State regulations remains the same under TANF except for the following:

- Educational assistance in the form of loans, grants and scholarships is excluded as income.
- Income-in-kind for services rendered is excluded from consideration in the determination of eligibility.
- The first \$50 per budget month of court-ordered or voluntary support payments received is not excluded as income. All support received is counted when determining eligibility.

*Resources*

Resources that are excluded from determining eligibility under current regulation remain the same except for the following:

- The cash value of life insurance is excluded as a resource.
- An educational savings account established to pay for post-secondary educational expenses directly to an approved educational institution is excluded as a resource. Pennsylvania is exercising the TANF option to exclude this account under the TANF individual development account provision.
- Educational assistance in the form of loans, grants and scholarships is excluded as a resource.
- One motor vehicle, regardless of value, is excluded as a resource.
- The nine-month time period for disposing of nonresident real property, during which time a family may receive TANF, is extended as long as the family is continuing to make a good faith effort to sell the property.

*Lump Sum Income*

Lump sum income is counted as income only in the month that it is received. Any funds that remain from the lump sum in months following the month of receipt will be counted as a resource.

*Budgeting Method*

The income of applicants and recipients affects the TANF benefit as follows:

- For the first two months in which income is received, the income adjustment is based on the best estimate of the expected income (prospective budgeting). The estimate is based upon information provided by the client. The adjustment is made for the first TANF payment for which deadline can be met. Income that is prospectively budgeted will not be reconciled with actual income received in the first two months. Overpayments (underestimates) will not be processed and underpayments (overestimates) will not be corrected.
- After the first two months, the income received in the first month is adjusted in the third month, the second month is adjusted in the fourth month and so on (retrospective budgeting).
- Income adjustments are removed from the grant as soon as possible after the income stops.

This revised budgeting method will not be implemented on March 3, 1997; it will be implemented upon final rule making as published in the *Pennsylvania Bulletin*.

*Penalty for Noncooperation with Child Support Requirements*

If a parent or other caretaker relative fails to cooperate in establishing paternity or in establishing, modifying or enforcing a child support order, without good cause in accordance with Act 35, the parent or caretaker relative will be removed from the cash assistance grant. The resulting reduction in the cash assistance grant will be no less than 25 percent of the cash grant. The grant is reduced until the parent or caretaker relative demonstrates cooperation.

*Penalty for Conviction of Welfare Fraud*

An individual who is disqualified on or after the date of TANF implementation for either the Food Stamp Program, the General Assistance Program or the Medical Assistance Program because of fraud is ineligible for TANF during the period of disqualification.

*Satisfaction of Criminal Penalties*

An individual who has been sentenced for a felony or misdemeanor offense and who has not satisfied the penalty imposed by the court is ineligible for TANF. An individual who is required to pay fines, cost and restitution, and who is in compliance with an approved payment plan, may be eligible for TANF.

*Fraudulent Misrepresentation of Residence*

An individual is ineligible for TANF for a period of ten years if he is convicted in a Federal or state court of fraudulent misrepresentation of residence for the purpose of receiving TANF, Medical Assistance, Food Stamps or Supplemental Security Income (SSI) in two or more states.

*Penalty for Conviction of a Felony for Possession, Use or Distribution of a Controlled Substance*

In accordance with Federal TANF requirements, an individual who is convicted on or after August 22, 1996 under Federal or state law of a felony offense related to the possession, use or distribution of a controlled substance is permanently ineligible for TANF.

Pennsylvania's Act 35 specifies that a person convicted of a felony is ineligible for assistance until he has satisfied the penalty imposed by the court. The Personal Responsibility and Work Opportunity Reconciliation Act of 1996 allows states to opt out of the permanent ineligibility provision; however, to do so, a state must enact a law after enactment of the Federal Act. Pennsylvania reserves the right to opt out of the Federal requirement to impose a permanent bar. The General Assembly may consider this matter during the next session.

*Failure To Appear At Criminal Court Proceeding*

An individual who, as a defendant, fails to appear at a criminal court proceeding when issued a summons or bench warrant is ineligible for TANF.

*Fugitive Felon*

An individual who is fleeing to avoid prosecution or custody or confinement following a conviction for a felony or who is violating probation or parole is ineligible for TANF unless the individual is exempt on the basis of a Presidential pardon.

*7. Child Support Requirements*

Cooperation with the court in identifying an absent parent, establishing paternity, and establishing an order for support continue to be prerequisites to receiving

benefits. Current State policies with respect to child support are revised as follows:

- Applicants must appear before, and obtain from, the Domestic Relations Section of the Court of Common Pleas a certification of cooperation with child support enforcement requirements prior to authorization of TANF benefits. The Secretary of the Department may waive the personal appearance requirement for a county court or Domestic Relations Section following review of a written request from the county which establishes that another procedure would be as efficient and effective.

- The definition of cooperation is expanded by requiring an applicant or recipient to take the following actions:

- Identify the parent(s) of any child for whom assistance is sought or received. This includes an appearance by the applicant or recipient, with the child, for scheduled genetic testing.

- Keep scheduled appointments with the Department or Domestic Relations Section.

- Provide truthful and accurate information and documents requested by the Department or Domestic Relations Section.

- Sign and return any forms requested by the Department or Domestic Relations Section.

- Appear as a witness and provide testimony at judicial and other hearings as requested by the Domestic Relations Section.

- Pay to the Department any support payment received directly from the absent parent after an assignment of support has been made.

- The failure of the mother to identify by name the father of a child creates a presumption of noncooperation which may be rebutted only by clear and convincing evidence.

- If an applicant or recipient provides the names of two putative fathers subsequently excluded from paternity by genetic testing, the second exclusion creates a presumption of noncooperation, which may be rebutted only by clear and convincing evidence.

- Either the Title IV-A agency (County Assistance Office) or the local Title IV-D agency (Domestic Relations Section of the Court of Common Pleas) will be permitted to determine whether the applicant or recipient has failed to cooperate and lacked good cause for such failure.

- In accordance with Act 35, the state will retain court-ordered support payments up to the amount of the monthly assistance grant. The Support Pass-Through payment of up to \$50 from monthly child support payments will no longer be provided to families.

#### 8. *Work and Self-sufficiency*

As established by Act 35, recipients of TANF in Pennsylvania are enrolled in an employment and training program known as The Road to Economic Self-Sufficiency through Employment and Training (RESET) to enable them to obtain employment and become self-sufficient. The primary means to achieve self-sufficiency is through work. This approach emphasizes a work-first approach as part of a continuum of services which can establish a work history, preferably in the private sector, with increasing wages and benefits that lead, over time, to economic independence and self-sufficiency.

#### □ *Exemptions*

To be considered exempt from RESET, recipients must be:

- under the age of 18 and pursuing a high school diploma or GED;

- verified as physically or mentally disabled and temporarily or permanently precluded from any form of employment or work-related activity;

- the parent/caretaker relative of a child under the age of 6 with no available child care; or

- the single, custodial parent of a child under the age of 12 months. Pennsylvania is exercising the option to allow this exemption; however, it may only be granted for a total of 12 months in the parent's lifetime. The 12 months do not need to be consecutive.

An individual who is exempt because of a physical or mental disability is required to participate in work or a work-related activity when the condition ceases as follows:

- If the condition ceases in the first 22 months that the recipient receives cash assistance, the recipient is required to participate immediately.

- If the condition ceases after the recipient has received cash assistance for 22 months or more, the recipient is required to participate within eight weeks.

A specified relative who is exempt for providing care for a child under the age of six is required to participate in work or a work-related activity as soon as child care is available.

Determinations of good cause will be made using the criteria found in Title 55 Pa. Code, section 165.52.

An exempt individual under 18 years of age is required to participate upon:

- becoming 18 years of age;

- attaining a high school diploma or a certificate of high school equivalency; or

- ceasing to pursue a high school diploma or a certificate of high school equivalency.

An exempt single, custodial parent of a child under the age of 12 months is required to participate when the child becomes 12 months old or when the client has exhausted the 12-month lifetime limit for this exemption.

A person who is exempt may volunteer to participate in RESET.

All mandatory or volunteer RESET participants will be assessed and, if appropriate, be required to conduct an independent job search as their initial work-related activity. Nonexempt recipients who remain on welfare for more than 24 months will be required to work or perform community service for a minimum of 20 hours per week to maintain their eligibility for benefits.

Pennsylvania will make a determination by August 22, 1997 whether or not to opt out of the provision to require a parent or caretaker to participate in community service if that parent or caretaker has received assistance for two months, is not exempt from work participation, and is not engaged in work. Pennsylvania would prefer to emphasize job search and other job preparation more likely to lead to paid employment. However, Pennsylvania will consider not opting out of this requirement if we are in danger of not meeting Federal minimum work participation requirements.

□ *Requirements During the First 24 Months*

During the first 24 months, the individual must, as an initial activity, conduct an independent job search for a minimum of eight weeks or until employment is found, whichever occurs first. All nonexempt persons who are receiving cash assistance when TANF is implemented are required to conduct an independent job search within eight weeks of their next redetermination. If at the end of eight weeks the recipient has not found employment, the individual is required to participate in additional work-related activities specified in the Agreement of Mutual Responsibility, which may include additional job search.

EXCEPTION: Individuals with Employment Development Plans which were approved prior to the implementation of TANF will be allowed to continue in their activities until the approved Plans are completed.

If the recipient does not secure employment for an average of at least 20 hours per week during the job search, the work-related activity requirement can be met by participation in any one or combination of the following:

- job search;
- job readiness/preparation activities;
- subsidized employment;
- work experience;
- on-the-job training;
- workfare;
- community service;
- any employment and training program funded or approved by the Department;
- vocational education;
- general education;
- education in English-as-a-second-language; or
- job skills training.

After 12 months of participation in vocational education, general education, education in English-as-a-second-language, or job skills training, the recipient will be required to participate in another work-related activity in addition to the education or training.

EXCEPTION: Individuals between 18 and 22 years of age who have not earned a high school diploma or a certificate of high school equivalency can fulfill the work-related activity requirement for a maximum of 24 months by pursuing a high school diploma or a certificate of high school equivalency.

The Department will assess at six month intervals whether there is a need to impose a 20-hour per week work-activity requirement for job-ready clients in order to meet the minimum Federal work participation rate.

□ *Requirements After 24 Months*

After 24 months, for an average of 20 hours per week, the individual must work in unsubsidized employment or participate in:

- subsidized employment;
- work experience;
- on-the-job training;
- community service; or
- workfare.

□ *Special Allowances for Supportive Services for Work-related Activities*

TANF clients who are required to participate in work-related activities may be eligible for supportive services provided by the Department, including costs for transportation and other work supports. Payments for work supports, when available, will be made by the County Assistance Office for actual costs up to the Department's established maximums.

9. *Noncompliance with the RESET Program*

A sanction is imposed on any individual required to participate in RESET who, without good cause:

- fails to cooperate with the work or work-related activity requirement;
- voluntarily terminates employment;
- voluntarily reduces earnings;
- fails to apply for work; or
- fails to accept a referral to or a bona fide offer of employment.

If good cause is not established, the client will receive an Advance Notice advising of the proposed sanction.

The sanctions for failure to comply with employment and work-related activity requirements are required by Section 432.3 of Act 35.

□ *Sanctions for Failure to Comply with RESET Requirements*

A mandatory participant who fails to cooperate with the work or work-related activity requirement, participate in RESET or accept a bona fide offer of employment, or who terminates employment, reduces earnings or fails to apply for work, without good cause, is ineligible for cash assistance. Pennsylvania is exercising the option that allows for reduction in the family's assistance grant by more than the pro rata amount when an individual refuses to engage in work.

The period of the sanction is:

- |                   |  |
|-------------------|--|
| First occurrence  | —30 days or until the failure to comply ceases, whichever is longer. |
| Second occurrence | —60 days or until the failure to comply ceases, whichever is longer. |
| Third occurrence  | —permanently.  |

If the reason for sanction occurs in the first 24 months, the sanction applies only to the individual.

If the reason for the sanction occurs after the first 24 months, the sanction applies to the entire assistance group.

In lieu of the sanctions set forth above, if an employed individual voluntarily, without good cause, reduces his earnings by not fulfilling the 20-hour work requirement during the first 24 months, the cash grant is reduced by the dollar value of the income that would have been earned if the recipient would have fulfilled his 20-hour work requirement, until the 20-hour requirement is met.

NOTE: If an employed individual voluntarily, without good cause, reduces his earnings by not fulfilling the 20-hour work requirement after having received cash assistance for 24 months, the household is ineligible.

The Department has opted not to impose a sanction on Medical Assistance benefits for recipients who fail to comply with employment and work-related activity requirements.

### 10. *Supporting Employment with Day Care*

The Department will provide information about its plans for child care programs in the Child Care Development Block Grant State Plan to be submitted, as required, by July 1, 1997. Support for child care costs for eligible TANF recipients participating in approved work-related activities will provide access to a full range of child care opportunities. Consumer education materials and information about minimal health and safety standards are available to all TANF clients and participating providers. Information about day care options, as well as availability and location of care, continues to be available through the Department's contracted Local Management Agencies.

### 11. *Safeguarding Information*

Pennsylvania continues to operate its welfare program in a manner that safeguards information about individuals and families receiving assistance. The State intends to adhere to the provisions on the safeguarding of information in effect prior to implementation of TANF, with the addition of the following provisions:

- The Department of Public Welfare will exchange information with the Pennsylvania State Police, the Pennsylvania Board of Probation and Parole, the State Department of Corrections, county law enforcement and corrections agencies, and local law enforcement and corrections agencies. This information will be used to identify persons who have been sentenced for a felony or misdemeanor and have not satisfied the penalty imposed by law, fugitive felons and persons convicted of drug-related felonies. The Pennsylvania State Police and the Pennsylvania Board of Probation and Parole will have access to the records of the Department of Public Welfare's Assistance Recipient Identification Program (fingerprinting file).

- The Department of Public Welfare will furnish the address of an individual to a Federal, state or local law enforcement officer who certifies that the individual has information that is necessary for the officer to conduct his official duties and the location of the recipient is within such official duties.

### 12. *Transfers of TANF Block Grant Funds*

Pennsylvania continues to provide supportive and emergency assistance through TANF or other State programs as follows:

- TANF funds will be transferred to Child Care and Social Services Block Grants.

- TANF funds will be transferred to support Office of Children, Youth and Families programs which provide emergency assistance and services to children only.

- TANF funds may be transferred to the Department's Office of Social Programs to augment the existing Homeless Assistance Program, thereby creating a single program to respond to emergency shelter needs.

### 13. *Reductions of Out-of-Wedlock Births*

The Pennsylvania Department of Public Welfare, through its Office of Social Programs, is the agency responsible for services which can reduce out-of-wedlock births. This reduction is being addressed from two perspectives:

- Provision of family planning services for low-income families and without regard to income for those who are 16 and 17 years old; and

- Abstinence education for adolescents with family incomes less than 185 percent of the federal poverty income guidelines. Pennsylvania is exercising the option to provide mentoring, counseling and adult supervision to promote abstinence from sexual activity.

For TANF, services will be focused on adolescents and provided by current contractors.

In 1994, there were 51,354 out-of-wedlock births, of which 14,843 or 28.9 percent were to women 19 years of age or younger. In 1995, there were 49,042 out-of-wedlock births, of which 14,436, or 29.4 percent, were to women 19 years of age or younger. Pennsylvania proposes to reduce the number of out-of-wedlock births to teenagers to 28.15 percent in 1998 (one percentage point less than the average for 1994-1995) through support of family planning services and abstinence education.

### 14. *Education and Training to Reduce Statutory Rape*

The Pennsylvania Department of Public Welfare will establish an initial Intergovernmental Agency Task Force to explore the best means of reducing statutory rape through education and training. This Task Force will then be expanded to include participants from stakeholders in the successful delivery of services including representatives from county agencies and local entities.

### 15. *Identifying Domestic Violence*

Pennsylvania is exercising the Federal TANF option to certify that it will screen for and identify victims of domestic violence. The Department of Public Welfare will work with the Pennsylvania Coalition Against Domestic Violence (PCADV), its statewide contractor providing services to victims of this abuse, to develop a program to screen for and identify domestic violence victims among TANF applicants and recipients. In general, this program will provide training for those who do intake of new clients for TANF so that appropriate and sensitive screening is done to identify individuals who are suffering, or have a history of, such abuse while maintaining their confidentiality to assure their safety. Those so identified will be referred to the extensive array of services available through the PCADV. Identification of domestic violence situations is also critical to the application of other TANF requirements, such as those related to time limits on the receipt of assistance and the determination of good cause for noncooperation with child support requirements or with employment and training requirements.

## **B. SPECIAL PROVISIONS**

### 1. *Families Entering Pennsylvania from Another State*

When a family moves to Pennsylvania from another state and has resided in the State for less than 12 months, Pennsylvania will exercise the Federal TANF option to provide benefits based on the level provided by the former state, if less than Pennsylvania's monthly family size allowance (based on family size and applicable payment schedule).

### 2. *Treatment of Noncitizens*

Pennsylvania is exercising the option in Title IV of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to continue or to authorize TANF benefits for qualified aliens who arrived in the U.S. prior to August 22, 1996 and who meet all other eligibility requirements.

### 3. *Delivery of Benefits*

Pennsylvania continues to operate the TANF Program based on the rules, regulations and procedures for delivery of benefits in effect prior to implementation. Eligible

recipients will receive continuing benefits in two semi-monthly cash payments delivered either by mail, bank delivery, or direct delivery to nonbank financial institutions.

During the fiscal year 1997-1998, Pennsylvania will exercise the option to implement a statewide electronic benefits transfer (EBT) system to replace its current paper-based welfare benefits issuance system. EBT is a state-of-the-art means for electronically issuing welfare recipient benefits through a statewide network of automatic teller machines (ATMs) and point-of-sale (POS) devices to electronically deliver cash assistance and food stamp benefits throughout the Commonwealth.

#### 4. *Right to Appeal*

Pennsylvania will continue to follow the appeal and fair hearing regulations and procedures consistent with Title 55, Chapter 275.

#### 5. *Community Service Option*

Pennsylvania will make a determination by August 22, 1997 whether or not to opt out of the provision to require a parent or caretaker to participate in community service if that parent or caretaker has received assistance for two months, is not exempt from work participation, and is not engaged in work.

### CERTIFICATIONS

The State will operate a program to provide Temporary Assistance for Needy Families (TANF) so that children may be cared for in their own homes or in the homes of relatives; to end dependence of needy parents on government benefits by promoting job preparation, work, and marriage; to prevent and reduce the incidence of out-of-wedlock pregnancies and establish annual numerical goals for preventing and reducing the incidence of these pregnancies; and encourage the formation and maintenance of two-parent families.

This program is known as Temporary Assistance for Needy Families (TANF)

Executive Officer of the State: Governor Tom Ridge

In administering and operating a program which provides Temporary Assistance for Needy Families with minor children under title IV-A of the Social Security Act, the State certifies the following:

#### **CERTIFICATION THAT THE STATE WILL OPERATE A CHILD SUPPORT ENFORCEMENT PROGRAM.**

The Department of Public Welfare will operate a child support enforcement program under the approved Title IV-D State Plan.

#### **CERTIFICATION THAT THE STATE WILL OPERATE A FOSTER CARE AND ADOPTION ASSISTANCE PROGRAM.**

The Department of Public Welfare will operate, during the fiscal year, a foster care and adoption assistance program under the State plan approved under part E, and the State will take such actions as are necessary to ensure that children receiving assistance under such part are eligible for Medical Assistance under the State plan under Title XIX of the Social Security Act.

#### **CERTIFICATION OF THE ADMINISTRATION OF THE PROGRAM.**

The Department of Public Welfare will administer and supervise the program known as Temporary Assistance for Needy Families for the fiscal year. Local governments

and private sector organizations will be consulted regarding the plan and design of welfare services in Pennsylvania so that services are provided in a manner appropriate to local populations; and these same local governments and private sector organizations will have had at least 45 days to submit comments on the plan and the design of such services.

#### **CERTIFICATION THAT THE STATE WILL PROVIDE INDIANS WITH EQUITABLE ACCESS TO ASSISTANCE.**

The Commonwealth of Pennsylvania, during the fiscal year, will provide each member of an Indian tribe, who resides in the State and is not eligible for assistance under a tribal family assistance plan approved under section 412, with equitable access to assistance under the State's TANF Program.

#### **CERTIFICATION OF STANDARDS AND PROCEDURES TO ENSURE AGAINST PROGRAM FRAUD AND ABUSE.**

The Commonwealth of Pennsylvania has established and is enforcing standards and procedures to ensure against program fraud and abuse, including standards and procedures concerning nepotism, conflicts of interest among individuals responsible for the administration and supervision of the State program, kickbacks, and the use of political patronage.

#### **OPTIONAL CERTIFICATION OF STANDARDS AND PROCEDURES TO ENSURE THAT THE STATE WILL SCREEN FOR AND IDENTIFY DOMESTIC VIOLENCE.**

The Department of Public Welfare will establish and enforce standards and procedures to:

- screen and identify individuals receiving assistance under this part with a history of domestic violence while maintaining the confidentiality of such individuals;
- refer such individuals to counseling and supportive services; and
- waive, pursuant to a determination of good cause, other program requirements such as time limits (for so long as necessary) for individuals receiving assistance, residency requirements, child support cooperation requirements, and family cap provisions, in cases where compliance with such requirements would make it more difficult for individuals receiving TANF assistance to escape domestic violence or unfairly penalize such individuals who are or have been victimized by such violence, or individuals who are at risk of further domestic violence.

### FUNDING

The information below is provided in accordance with the draft document entitled "State Plan for Temporary Assistance for Needy Families Program" developed by the Department of Health and Human Services, Administration for Children and Families.

Section 403(a)(1)(A) provides that each eligible State shall be entitled to receive for each of the fiscal years 1996 through 2002, a grant in an amount equal to the State family assistance grant as defined in section 403(a)(1)(B).

#### *I. Payments to Agency Administering the TANF Program.*

Please provide payment for the TANF Program to the same organization administering the AFDC/JOBS programs as of August 22, 1996.

## II. State Payments for TANF Program

Payments for the TANF Program are to be made to the Pennsylvania Department of Public Welfare.

The Commonwealth of Pennsylvania's estimate for each quarter of the fiscal year by percentage is:

For FY 1997			
1st quarter NA	2nd quarter 38%	3rd quarter 37%	4th quarter 25%
For FY 1998 and Future Years			
1st quarter 25%	2nd quarter 25%	3rd quarter 25%	4th quarter 25%

[Pa.B. Doc. No. 97-89. Filed for public inspection January 17, 1997, 9:00 a.m.]

# DEPARTMENT OF TRANSPORTATION

## Retention of Engineering Firms

### Armstrong, Butler, Clarion, Indiana and Jefferson Counties Project Reference No. 08430AG2043

The Department of Transportation will retain an engineering firm for an open-end contract for various engineering services and environmental studies on various projects located in Armstrong, Butler, Clarion, Indiana and Jefferson Counties in Engineering District 10-0. The contract will be for a minimum 30 month period with projects assigned on an as-needed basis. The required services may encompass a wide range of design and environmental efforts with the possibility of several different types of projects having short completion schedules. The emphasis of this contract will be on the performance of various engineering services. The anticipated types of projects may include, but are not limited to, bridge replacements or bridge rehabilitations with minor approach work, roadway betterments (3R Type), SAMI studies, SAMI final design, capital improvement projects (bridges or roadways), and minor location studies. The amount of the open-end contract will be a minimum of \$750,000.

The Department will establish an order of ranking of a minimum of three firms for the purpose of negotiating an open-end contract based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

1. Past record of performance with respect to cost control, work quality, ability to meet schedules and previous experience on open-end contracts. The specific experience of individuals who constitute the firms shall be considered.
2. Specialized experience and technical competence of firm.

3. Available staffing for this assignment.
4. Current workload.
5. Location of consultant in respect to the District.

The firm may be required to perform any or all of the following engineering services: attend field views and prepare minutes; prepare submissions for field views and safety review meeting; field surveys; plot topography and cross sections; prepare submissions and materials necessary for the Department to prepare the application to Pennsylvania Public Utility Commission (PUC) for the PUC field conference; attend and supply any required information for all PUC meetings and hearings during project design; develop erosion control details and narrative; develop right-of-way plans; prepare type, size and location reports; prepare hydraulic report for waterway approval; prepare bridge drawings; traffic control plans and narrative; procure core borings; provide the soil and foundation engineering report; investigate utility and property involvement; prepare and disseminate right of entry letters; prepare prints and information required for a value engineering review; make the necessary investigations and adjustments to the design as a result of the value engineering review comments; make all necessary contact with railroad officials for any railroad-related cost estimates, permits, insurance, approvals and other required information; collect traffic signal timing and accident data; perform traffic counts and speed delay studies; prepare plans for signal design and implementation of signal interconnections; evaluate alternatives using benefit/cost analysis; document study activities and findings; and prepare construction plans, specifications and estimates.

The firm may be required to perform any or all of the following environmental studies: air quality; surface water and groundwater hydrology; terrestrial ecology; wetlands; soils; geology; farmland; visual quality; socio-economic; cultural; Section 4(f) and Section 106 documents; threatened and endangered species including the services of a qualified malacologist; hazardous waste investigations; public involvement coordination; and other related studies not identified above. The environmental studies will be conducted in accordance with Department policy and accepted analysis techniques and methodologies.

The firm may also be required to perform any or all following in order to ensure a complete environmental investigation has been performed: provide all necessary environmental services, material and equipment necessary to collect, analyze and organize data; assess impacts, conduct agency and public involvement activities; and prepare reports and design mitigation plans.

The reports and other written graphic material to be prepared may include, but are not limited to, early coordination and scoping correspondence; plans of study; meeting minutes; public meetings and hearing presentations; handouts and displays; technical basis reports, NEPA environmental documents; Section 106 documents; Section 4(f) evaluations; mitigation plans and reports; and wetland and floodplain findings.

The firm may be required to perform design phase partnering moderation on projects designed by consultants and/or in-house forces.

The firm may also be required to perform landscape architect duties which involve preparing landscaping plans, terrestrial mitigation plans, wetland mitigation planting plans and other associated duties.

The format and content of all documents, plans and specifications will be consistent with applicable State and Federal regulations and guidelines.

The engineering services and environmental studies identified above are the general work activities that can be expected under this open-end contract. A more specific and project-related scope of work will be outlined for each individual Work Order developed under this open-end contract.

The District's copy of the letter of interest and required forms (see general requirements and information section) shall be submitted to: F. Thomas Fruehstorfer, P.E. Acting District Engineer, Engineering District 10-0, Route 286 South, P. O. Box 429, Indiana, PA 15701.

Technical questions concerning the requirements for this project should be directed to Craig Chelednik, P.E., District 10-0, at (412) 357-2842.

Questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Delaware County  
Reference No. 08430AG2044**

The Department of Transportation will retain an engineering firm to perform environmental studies, preliminary engineering, final design and construction consultation for S. R. 0261, Section M00, Foulk Road, and S. R. 0491, Section M00, Naamans Creek Road in Concord, Bethel, Upper and Lower Chichester Townships, Delaware County. This project involves roadway overlay and shoulder construction, drainage improvements, curve adjustments, guide rail upgrade traffic signal upgrading, replacement of the parapets and abutment posts on S. R. 0261 over S. R. 0322 and appurtenant work. The project length encompassing both S. R. 0261 and S. R. 0491 is 12.6 kilometer (7.8 miles) that is S. R. 0261, Section M00, Foulk Road from the Pennsylvania/Delaware State line to Green Glen Drive and S. R. 0491, Section M00, Naamans Creek Road from the Pennsylvania/Delaware State line to S. R. 0202. The estimated project construction cost is \$4.5 million.

The selected firm will be required to provide the following engineering and design services: surveys; roadway design; pavement design; preparation of cross-sections; guide rail system, erosion and sedimentation control design; highway lighting design; right-of-way investigation and plan; structure design; preparation of traffic control, pavement marking, and signing plans; traffic signal design; utility coordination and design; coordination with PUC, municipal officials, and the public; preparation of final plans, specifications; and estimates; shop drawing reviews; and construction consultation.

Firms that are currently serving, or are being considered for selection, as the municipal engineer in the municipalities listed in the project description will not be considered for this assignment. Also, firms that are under contract, or are being considered, to provide engineering services to a land developer for a site located along the project will likewise not be considered for this assignment. Firms should state in the letter of interest that they are not serving in either capacity as a municipal engineer or as a representative of a site developer. Any questions concerning this requirement should be directed to Timothy R. O'Brien, P.E., at the telephone number listed below.

The goal for Disadvantaged Business Enterprise (DBE) participation in this agreement shall be 15% of the total

contract price. Additional information concerning DBE participation in this agreement is contained in the General Requirements and Information section after the advertised projects.

We encourage small firms to submit a letter of interest for this assignment.

The District's copy of the letter of interest and required forms (see general requirements and information section) shall be sent to: Andrew L. Warren, District Administrator, 200 Radnor-Chester Road, St. Davids, PA 19087.

Technical questions concerning the requirements for this project should be directed to Timothy R. O'Brien, P.E., District 6-0, at (610) 964-6526 or Joseph L. Capella, District 6-0, at (610) 964-6611.

Questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Montgomery and Philadelphia Counties  
Project Reference No. 083430AG2045**

The Department of Transportation will retain an engineering firm to provide supplementary construction inspection staff of approximately 20 inspectors, under the Department's Inspector-in-Charge, for construction inspection and documentation services on the following three projects:

1. S. R. 0076, Section PM2—Restoration of the Schuylkill Expressway including milling, concrete pavement patching, bituminous overlay and structure repairs from the Blue Route, I-476 to Belmont Avenue in Lower Merion Township.

2. S. R. 0076, Section PM3—Restoration of the Schuylkill Expressway including milling, bituminous overlay and structure repairs from Belmont Avenue to the City Line in Lower Merion Township.

3. S. R. 0076, Section PM4—Restoration of the Schuylkill Expressway including milling, bituminous overlay and structure repairs (some in the Schuylkill River) from the City Line to South Street in the City of Philadelphia.

The Department will establish an order of ranking of a minimum of three firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

a. The availability of inspectors in each payroll classification to work nights and weekends.

b. Past performance on previous construction inspection assignments.

c. Review of inspectors' resumes with emphasis on Department experience, construction inspection capabilities and specialized experience in bituminous paving, maintenance and protection of traffic and structure repairs.

d. In the letter of interest, describe how inspectors will be trained on safety while working at night and adjacent to high speed traffic, such as the Schuylkill Expressway.

e. Understanding of Department's requirements, policies and specifications.

f. Ability to provide three "CDS" operators, (TCIS classification or someone capable of inputting data into a personal computer).

g. Number of NICET certified inspectors in each payroll classification.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employes will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Insp. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	6 (4)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	11 (7)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	3 (0)

In addition to the resumes for the required number of personnel in each Department Payroll Classification, a

*Payroll Classification*

Transportation Construction Inspector Supervisor  
 Transportation Construction Inspector  
 Technical Assistant

maximum of one alternate resume per payroll classification will be acceptable.

The numbers in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science degree in Civil Engineering or a Bachelor of Science degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year 1997 will be the following rates:

	<i>Rate Per Hour</i>	
(TCIS)	\$38.90 (ST)	\$44.88 (OT)
(TCI)	\$34.42 (ST)	\$39.28 (OT)
(TA)	\$24.60 (ST)	\$27.00 (OT)

Maximum reimbursable per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting. The maximum rate per hour of inspection includes all costs to have the inspector on the project site.

The firm selected may be required to attend a preconstruction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; perform material acceptance testing, input data on a personal computer for CDS system and perform other duties as may be required.

Letters of interest for this project must include a letter, signed by the individuals proposed for all TCIS positions, giving their approval to use their names in the letter of interest for this specific project.

The maximum number of resumes to be included with the letter of interest shall be eight resumes for the TCIS positions and 14 resumes for the TCI positions. No resumes are required for the TA positions.

The goal for Disadvantaged Business Enterprise (DBE) participation in this agreement shall be 15% of the total contract price. Additional information concerning DBE participation in this agreement is contained in the General Requirements and Information Section after the advertised projects.

The District's copy of the letter of interest and required forms (see the general requirements and information section) shall be sent to: Andrew Warren, District Administrator, Engineering District 6-0, 300 Radnor-Chester Road, St. Davids, PA 19083.

Technical questions concerning the requirements for this project should be directed to Joseph Meehan, District 6-0, at (610) 964-6555.

Questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Mifflin County  
 Reference No. 08430AG2039**

In the December 21, 1996 and January 4, 1997 publications of the *Pennsylvania Bulletin*, the Department's advertisement for this project reference number contained incorrect requirements. Letters of interest received in response to the earlier advertisement will be considered if you notify the Department in writing by January 31, 1997 that you believe the letter of interest that you previously submitted satisfies the requirements of this advertisement.

The Department of Transportation will retain an engineering firm to provide supplementary construction inspection staff of approximately 16 inspectors, under the Department's Inspector-in-Charge, for construction inspection and documentation services on S. R. 0322, Section B01, Milroy Bypass project, Mifflin County.

The Department will establish an order of ranking of a minimum of three firms for the purpose of negotiating an Engineering Agreement based on the Department's evalu-

ation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the maintenance and protection of traffic, soils, structures, concrete, asphalt paving and drainage.
- b. Past performance.
- c. Understanding of Department's requirements, policies and specifications.
- d. Number of available inspectors in each payroll classification.
- e. Number of NICET certified inspectors in each payroll classification.
- f. Workload.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	2 (2)
Transportation Construction Insp. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	1 (1)
Transportation Construction Inspector—Materials	1 (1)

*Payroll Classification*

Transportation Construction Manager 1
Transportation Construction Inspector Supervisor
Transportation Construction Inspector—Materials
Transportation Construction Inspector
Technical Assistant

Maximum reimbursable rate per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting. The maximum rate per hour of inspection includes all costs to have the inspector on the project site.

The firm selected may be required to attend a preconstruction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity

<i>Classification</i>	<i>No. of Inspectors</i>
(TCI—Materials) (NICET Highway Materials Level 2 or equivalent)	
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	8 (8)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	4 (0)

The numbers in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science degree in Civil Engineering or a Bachelor of Science degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year 1997 will be the following rates:

	<i>Payroll Rate</i>	
(TCM-1)	\$43.96 (ST)	\$40.96 (OT)
(TCIS)	\$38.90 (ST)	\$44.88 (OT)
(TCI-M)	\$35.42 (ST)	\$40.53 (OT)
(TCI)	\$34.42 (ST)	\$39.28 (OT)
(TA)	\$24.60 (ST)	\$27.00 (OT)

provisions of the contract item; and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation or construction.

Letters of interest for this project must include a letter, signed by the individuals proposed for all TCM-1 and TCIS positions, giving their approval to use their name in the letter of interest for this specific project.

Transmittal letters for the letters of interest shall be four pages or less.

The maximum number of resumes to be included with the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	3
TCIS	2
TCI-M	2
TCI	10

No resumes are required on the TA classification.

The goal for Disadvantaged Business Enterprise (DBE) participation in this agreement shall be 15% of the total contract price. Additional information concerning DBE participation in this agreement is contained in the General Requirements and Information section after the advertised projects.

The second copy of the letter of interest and required forms, (see general requirements and information section) shall be sent to: District Engineer, Engineering District 2-0, 1924-30 Daisy Street, P. O. Box 342, Clearfield, PA 16830.

Technical questions concerning the requirements for this project should be directed to Vasco A. Ordonez, P.E., District 2-0, at (814) 765-0439.

Questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

#### **General Requirements and Information**

Firms interested in providing the above work and services are invited to submit two copies of a letter of interest and required forms for each Project Reference Number for which the applicant wishes to be considered.

One copy of the letter of interest and required forms must be submitted to Director, Bureau of Design, Consultant Selection Committee, Forum Place, 555 Walnut Street, 7th Floor, Harrisburg, PA 17101-1900.

The letter of interest and required forms must be received within 13 calendar days of this notice. The deadline for receipt of a letter of interest at the above address is 4:30 p.m. prevailing time of the thirteenth day.

The second copy of the letter of interest and required forms must be submitted to the appropriate District Engineer/Administrator or the Bureau Director as indicated in the individual advertisement. This copy must be postmarked or delivered on or before the deadline indicated above.

If an individual, firm or corporation not authorized to engage in the practice of engineering desires to submit a letter of interest, said individual, firm or corporation may do so as part of a joint venture with an individual, firm or corporation which is permitted under State law to engage in the practice of engineering.

If a Joint Venture responds to a project advertisement, the Department of Transportation will not accept separate Letters of Interest from the Joint Venture constituents. A firm will not be permitted to submit on more than one Joint Venture for the same Project Reference Number. Also a firm that responds to a project as a prime may not be included as a designated subcontractor to another firm that responds as a prime to the project. Multiple responses under any of the foregoing situations will cause the rejection of all responses of the firm or firms involved. The above does not preclude a firm from being set forth as a designated subcontractor to more than one prime responding to the project advertisement.

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project,

firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Intermodal Surface Transportation Efficiency Act of 1991 and currently certified by the Department of Transportation shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they were defined prior to the act), WBEs or combinations thereof.

Proposed DBE firms must be certified at the time of submission of the letter of interest. If the selected firm fails to meet the goal established, it shall be required to demonstrate its good faith efforts to attain the goal.

Responses are encouraged by small engineering firms, disadvantaged business enterprise engineering firms and other engineering firms who have not previously performed work for the Department of Transportation.

Each letter of interest must include the following:

1. The project reference number for which the applicant wishes to be considered.
2. The firm's legal name, factious name (if applicable), and the firm's Federal identification number.
3. If the project advertisement indicated the Department will retain an engineering firm for the project, the applicant must indicate the names and license number of individuals who are directing heads or employes of the firm who is responsible of the firm's engineering activities, and whose names and seal shall be stamped on all plans, specifications, plats and reports issued by the firm.
4. Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project." The Standard Form 255 must be signed, dated and filled out in its entirety including Item No. 6 listing the proposed subconsultants and the type of work or service they will perform on the project.

If a Disadvantage Business Enterprise (DBE) goal is specified for the project the DBE must be currently certified by the Department of Transportation, and the name of the firm and the work to be performed must be indicated in Item No. 6.

If a Woman Business Enterprise (WBE) firm is substituted for the DBE, the WBE firm must also be presently certified by the Department of Transportation and indicated in Item 6.

5. Standard Form 254, "Architect-Engineer for Related Services Questionnaire" not more than 1 year old as of the date of this advertisement, must accompany each letter of interest for the firm, each party to a joint venture and for each subconsultant the firm or joint venture is proposing to use for the performance of professional services regardless of whether the subconsultant is an individual, a college professor of a Company, unless an acceptable Standard Form 254 for the prie and *each* subconsultant/subcontractor is on file in both the Bureau of Design and the Engineering District Office of Central Office Bureau identified in the individual project advertisement.

If the Standard Form 254 is not submitted with the letter of interest the transmittal letter shall indicate the

dates that the Standard Forms 254 were submitted to the Bureau of Design and appropriate Engineering District/Central Office Bureau.

6. A "Workload Projection" form for the prime and each subconsultant/subcontractor. The "Workload Projection" form should indicate the firms current and anticipated workload compared to the anticipated capacity available during the agreement projected time frame.

7. Firms with out-of-State headquarters or corporations not incorporated in Pennsylvania must include with each letter of interest a copy of their registration to do business in the Commonwealth as provided by the Department of State. Firms who are not registered to do business in Pennsylvania at the time of this advertisement must document that they have applied for registration to the Department of State, Corporation Bureau. The telephone number for the Corporation Bureau is (717) 787-1057 or (717) 787-2004.

8. The latest audited overhead rate of the prime consultant and each subconsultant.

The assignment of the agreement/contract for the above advertisements will be made to one of the firms who submitted an acceptable letter of interest in response to this project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the right to reject all letters submitted, to cancel the solicitations requested under this notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 97-90. Filed for public inspection January 17, 1997, 9:00 a.m.]

### Training Certification of Municipal Police Officers

The Department of Transportation, Bureau of Maintenance and Operations, under the provisions of section 4704(f) of the Vehicle Code (75 Pa.C.S. § 4704(f)), certifies the following municipal police officers have successfully completed the training prescribed by the Department of Transportation and are hereby certified as "Qualified Commonwealth Employees" as defined in section 4102 of the Vehicle Code (75 Pa.C.S. § 4102) for the calendar year ending December 31, 1997. Accordingly, local police so qualified are authorized to conduct systematic vehicle inspections of any vehicle, driver, documents, equipment and load and enforce any law or regulation pertaining to same.

Robert C. Baum	Wyomissing Borough, Berks County
Kenneth E. Beard	Swatara Township, Dauphin County
Robert M. Bellan, Jr.	Ross Township, Allegheny County
Nicholas L. Bolognese	Cumru Township, Berks County
William G. Bradley	Orwigsburg, Schuylkill County
John E. Burlett	Edgeworth Borough, Allegheny County

John F. Byerly	Elizabethtown, Lancaster County
William C. Camlin	West Goshen Township, Chester County
Dennis W. Cassel, Jr.	Robeson Township, Berks County
Nicholas A. Colonna	Vanport Township, Beaver County
Richard J. Creese	Baden Borough, Beaver County
Edward E. Cross	Leet Township, Allegheny County
Alfred D. DeCarbo	Pulaski Township, Lawrence County
Thomas P. Donaldson	Franklin Township, Butler County
Thomas P. Dougherty	Muhlenberg Township, Berks County
Robert D. Eberly	Muhlenberg Township, Berks County
Kurt L. Emerich	Pine Grove Borough, Schuylkill County
David M. Faulkner	East Whiteland Township, Chester County
Ronald A. Frederick	Williamstown, Dauphin County
William F. Gearhart	Northern York County Regional, York County
Larry P. Geist	Fleetwood, Berks County
Albert W. Gesullo	Franconia Township, Montgomery County
Thomas J. Glenn	Allegheny County, Allegheny County
Ronald G. Harvey	Monroeville, Allegheny County
Kelly J. Hogan	Potter Township, Beaver County
Roger Heins	Northeast Berks Regional, Berks County
Kenneth M. Henry	Mt. Joy Township, Lancaster County
Brian S. Hughes	Tredyffrin Township, Chester County
Leon E. Jaskuta	Tredyffrin Township, Chester County
Thomas J. Kauffman	Upper Allen Township, Cumberland County
Bryan B. Kelly	Shaler Township, Allegheny County
Duane E. Koons, Sr.	Warwick Township, Lancaster County
Paul Anthony Kotasenski	Oxford Borough, Chester County
William D. Leighty	East Cocalico Township, Lancaster County
Paul W. Lewis	Potter Township, Beaver County

Gerard M. Lindenlauf New Garden Township,  
Chester County

James D. Loder Exeter Township, Berks  
County

Peter H. Lunn Upper Chichester Township,  
Delaware County

Michael J. Margavage, Jr. Schuylkill Haven Borough,  
Schuylkill County

T.A. Marshall Edgeworth Borough, Alle-  
gheny County

Kenneth F. Massey Upper Chichester Township,  
Delaware County

F. Allan Mauger, Jr. Uwchlan Township, Chester  
County

Steven Mawhinney Bristol Township, Bucks  
County

John McCarthy Montgomery Township, Mont-  
gomery County

Dale V. McClure Uwchlan Township, Chester  
County

Kenneth J. McNally Bedminster Township, Bucks  
County

Stephen J. Meacham West Whiteland Township,  
Chester County

Gary R. Metzger Lancaster City, Lancaster  
County

Paul F. Miller, Jr. Cumru Township, Berks  
County

Gary F. Moore West Whiteland Township,  
Chester County

Christopher L. Neidert Exeter Township, Berks  
County

Allan J. Nocera Shenango, Lawrence County

R. Scott Ohs State College Borough, Centre  
County

David M. Pavelko Butler Township, Luzerne  
County

Robert M. Peloquin Moore Township, North-  
ampton County

Eric D. Ruggeri Kennett Square Borough,  
Chester County

Donald J. Rusnak Mount Joy Borough,  
Lancaster County

Christopher M. Sam Wyomissing Borough, Berks  
County

Robert P. Schaeffer Schuylkill Haven Borough,  
Schuylkill County

Mark F. Schmidt Upper Makefield Township,  
Bucks County

Robert G. Schortemeyer Middletown Borough, Dau-  
phin County

Ronald H. Shank Manheim Borough, Lancaster  
County

Brian K. Strand Bern Township, Berks County

Sean Stuber Bushkill Township, North-  
ampton County

William B. Wentz York City, York County

Richard D. White Ross Township, Allegheny  
County

Daniel E. Wilson East Whiteland Township,  
Chester County

Timothy Woll Cumru Township, Berks  
County

Douglas L. Womer Lower Paxton Township, Dau-  
phin County

Ronald L. Yocum, Jr. Shoemakersville Borough,  
Berks County

The Department of Transportation, from time to time, during the calendar year, will publish addenda to the listing of Qualified Commonwealth Employees as the same become certified.

Comments, suggestions or questions may be directed to Daniel R. Smyser, P.E., Chief, Motor Carrier Division, Bureau of Maintenance and Operations, 555 Walnut Street - 7th Floor, Harrisburg, PA 17101-1900, telephone (717)787-7445.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 97-91. Filed for public inspection January 17, 1997, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Capital Blue Cross; Community General Osteopathic Hospital; Member Hospital Prospective Payment Agreement; Filing No. 96-KK

By filing no. 96-KK, Capital Blue Cross submits for the Insurance Department's review and approval a Member Hospital Prospective Payment Agreement with Community General Osteopathic Hospital. The proposed contract has an effective date of July 1, 1996. This filing consists of 28 pages.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg. Please refer to Insurance Department File No. 9612310055001 when referencing this filing.

Interested parties are invited to submit written comments, suggestions or objections to Richard W. Stoner, Policy Examiner, Insurance Department, Office of Rate and Policy Regulation, Bureau of Accident and Health Insurance, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

LINDA S. KAISER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 97-92. Filed for public inspection January 17, 1997, 9:00 a.m.]

### Capital Blue Cross; Good Samaritan Regional Medical Center; Member Hospital Prospective Payment Agreement; Filing No. 96-LL

By filing no. 96-LL, Capital Blue Cross submits for the Insurance Department's review and approval a Member

Hospital Prospective Payment Agreement with Good Samaritan Regional Medical Center. This filing consists of 36 pages.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg. Please refer to Insurance Department File No. 9612310056001 when referencing this filing.

Interested parties are invited to submit written comments, suggestions or objections to Richard W. Stoner, Policy Examiner, Insurance Department, Office of Rate and Policy Regulation, Bureau of Accident and Health Insurance, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

LINDA S. KAISER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 97-93. Filed for public inspection January 17, 1997, 9:00 a.m.]

**Capital Blue Cross; Pinnacle Health Hospitals; Member Hospital Prospective Payment Agreement; Filing No. 96-JJ**

By filing no. 96-JJ, Capital Blue Cross submits for the Insurance Department's review and approval a Member Hospital Prospective Payment Agreement with Pinnacle Health Hospitals. The proposed contract has an effective date of January 1, 1996. This filing consists of 35 pages.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg. Please refer to Insurance Department File No. 9612310054001 when referencing this filing.

Interested parties are invited to submit written comments, suggestions or objections to Richard W. Stoner, Policy Examiner, Insurance Department, Office of Rate and Policy Regulation, Bureau of Accident and Health Insurance, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

LINDA S. KAISER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 97-94. Filed for public inspection January 17, 1997, 9:00 a.m.]

**Delta Dental of Pennsylvania; Proposed Form to Schedule II; Delta Dental Service Contract (MC-3, Rev. 9/94); Form No. SII-BP-SP-P-O-1-IN (REV)**

Delta Dental of Pennsylvania has submitted Schedule II, Form No. SII-BP-SP-P-O-1-IN (REV) for approval. This form combines recent language approved in Form No. SII-BP-SP-P-O-1 (Revised) and will be used with Delta Dental Service Contract MC-3. This filing consists of 19 pages.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg. Please refer to Insurance Department File No. 9701060024001 when referencing this filing.

Interested parties are invited to submit written comments, suggestions or objections to Richard W. Stoner, Policy Examiner, Insurance Department, Office of Rate and Policy Regulation, Bureau of Accident and Health Insurance, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

LINDA S. KAISER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 97-95. Filed for public inspection January 17, 1997, 9:00 a.m.]

**Eligible Surplus Lines Insurer List**

In accordance with section 1605(b) of The Insurance Company Law of 1921 (40 P. S. § 991.1605(b)), the Insurance Department hereby publishes the most recent Eligible Surplus Lines Insurer List. This list replaces in its entirety the Eligible Surplus Lines Insurer List as of May 8, 1996 published at 26 Pa.B. 2672 (June 1, 1996).

Persons who have any questions concerning this notice should contact Cressinda Bybee, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, telephone (717) 787-2735.

**Pennsylvania Insurance Department  
Eligible Surplus Lines Insurer List**

As Of: January 2, 1997

<i>Key Number</i>	<i>Company Name</i>	<i>Statutory Home Office Address</i>
4001	Acceptance Insurance Company	222 South 15th Street Suite 600 North Omaha NE 68102
4002	Admiral Insurance Company	1209 Orange Street Wilmington DE 19801
4005	Adriatic Insurance Company	314 East Thayer Avenue Bismarck ND 58501

<i>Key Number</i>	<i>Company Name</i>	<i>Statutory Home Office Address</i>
4010	Agricultural Excess and Surplus Insurance Company	The Corporation Trust Company 1209 Orange Street Wilmington DE 19801
4014	Alliance General Insurance Company	6 West Hubbard Chicago IL 60610
4017	Allianz Underwriters Insurance Company	3400 Riverside Drive Suite 300 Burbank CA 91505-4669
4025	Alpine Insurance Company	311 South Wacker Drive Suite 500 Chicago IL 60606
4044	American Country Insurance Company	222 N. LaSalle Street Chicago IL 60601-1105
4047	American Dynasty Surplus Lines Insurance Company	The Corporation Trust Company 1209 Orange Street Wilmington DE 19801
4050	American Empire Surplus Lines Insurance Company	1209 Orange Street Wilmington DE 19801
4052	American Equity Insurance Company	8370 East Via De Ventura Building K Scottsdale AZ 85258
4055	American International Specialty Lines Insurance Company	550 West 7th Street Anchorage AK 99501
4062	American Western Home Insurance Company	600 Fidelity Plaza Oklahoma City OK 73102
4070	Americas Insurance Company	400 Poydras Street Suite 2200 New Orleans LA 70130
4081	Appalachian Insurance Company	Allendale Park P. O. Box 7500 Johnston RI 02919-0500
4085	Assicurazioni General Di Trieste	Piazza Duca Degli Abruzzi, 2 34132 Trieste Italy
4090	Associated Electric & Gas Insurance Services Limited	Argus Insurance Building P. O. Box HM1064 Hamilton Bermuda HMEX
4095	Associated International Insurance Company	21860 Burbank Boulevard Woodland Hills CA 91367-6493
4100	Audubon Indemnity Company	2829 Lakeland Drive Suite 1400 Jackson MS 39208
4135	British Aviation Insurance Company Limited	Fitzwilliam House 10 St. Mary's Axe London EC3A 8EQ England
4140	CNA International Reinsurance Company Limited	Fountain House 125-135 Fenchurch Street London EC3M 5DJ England
4158	Centennial Casualty Company	2200 Woodcrest Place Suite 200 Birmingham AL 35209
4159	Century American Insurance Company	3401 West End Avenue Suite 600 Nashville TN 37209
4160	Century Surety Company	2400 Corporate Exchange Drive Columbus OH 43231
4170	Chubb Custom Insurance Company	32 Loockeman Square Dover DE 19901

<i>Key Number</i>	<i>Company Name</i>	<i>Statutory Home Office Address</i>
4180	Colony Insurance Company	9201 Forest Hill Avenue Suite 200 Richmond, VA 23235-3053
4193	Columbia Casualty Company	CNA Plaza Chicago IL 60685
4196	Commercial Underwriters Insurance Company	100 Corporate Pointe Suite 350 Culver City CA 90230
4200	Commercial Union Assurance Company plc	St. Helen's 1 Undershaft London EC3P 3DQ England
4210	Commonwealth Insurance Company	Suite 1500 595 Burrard Street—Bentall Cent Vancouver, B. C. Canada V7X 1G4
4213	Connecticut Specialty Insurance Company	9 Farm Springs Drive Farmington CT 06032
4216	Copenhagen Reinsurance Company (UK) Limited	25/26 Lime Street London EC3M 7HR England
4220	Coregis Indemnity Company	181 West Madison Avenue Suite 2600 Chicago IL 60602
4232	Diamond State Insurance Company	1600 Capital Ctr. S. 201 N. Illinois Street Indianapolis IN 46204
4245	Eden Park Insurance Company	One Indiana Square Suite 1800 Indianapolis IN 46204
4255	Empire Indemnity Insurance Company	809 Northwest 36th Street Oklahoma City OK 73118
4268	Essex Insurance Company	1209 Orange Street Wilmington DE 19801
4270	Evanston Insurance Company	Shand Morahan Plaza Evanston IL 60201
4280	Executive Risk Specialty Insurance Company	82 Hopmeadow Street Simsbury CT 06070-7683
4315	Fidelity Excess and Surplus Insurance Company	515 Main Street Cincinnati OH 45202
4317	Fireman's Fund Insurance Company of Ohio	312 Walnut Street Suite 1100 Cincinnati OH 45202
4319	First Financial Insurance Company	538 South Fifth Street Suite 210 Springfield IL 62701-1822
4321	First Specialty Insurance Corporation	237 East High Street Jefferson City MO 65102
4326	Florida International Indemnity Company	27 East Robinson Street Orlando FL 32801
4329	Frontier Pacific Insurance Company	4250 Executive Square Suite 200 La Jolla CA 92037
4331	Fulcrum Insurance Company	199 Water Street New York NY 10038-3526
4332	Gan Insurance Company Limited	Gan House 12 Arthur Street London EC4R 9BJ England
4335	General Agents Insurance Company of America, Inc.	4308 North Glassen Boulevard Oklahoma City OK 73118

<i>Key Number</i>	<i>Company Name</i>	<i>Statutory Home Office Address</i>
4338	General Star Indemnity Company	695 East Main Street P. O. Box 10354 Stamford CT 06904-2354
4350	Genesis Indemnity Insurance Company	316 North Fifth Street Bismarck ND 58501
4360	Gotham Insurance Company	330 Madison Avenue New York NY 10017
4370	Great Lakes Reinsurance (UK) PLC	Upper Ground Floor, 1 Minster Court Mincing Lane London EC3R 7AA England
4390	Gulf Underwriters Insurance Company	9200 Watson Road St. Louis MO 63101
4395	Hallmark Insurance Company, Inc.	Three Bala Plaza, East Suite 300 Bala Cynwyd PA 19004
4410	Home Insurance Company of Illinois (N. H.)	286 Commercial Street Manchester NH 03101-1138
4420	Houston Casualty Company	13403 Northwest Freeway Houston TX 77040-6094
4425	ITT Pacific Insurance Company, Limited	Hartford Plaza Hartford CT 06115
4427	Illinois Emcasco Insurance Company	815 Commerce Drive Oak Brook IL 60521-1978
4430	Illinois Insurance Exchange	311 South Wacker Drive Suite 400 Chicago IL 60606
4432	Illinois Union Insurance Company	8755 West Higgins Road Chicago IL 60631
4438	Indemnity Marine Assurance Company Limited	St. Helen's 1 Undershaft London EC3P 3DQ England
4441	Indian Harbor Insurance Company	316 North 5th Street Bismarck ND 58501
4444	Insurance Company of North America (UK) Limited	Cigna House 8 Lime Street London EC3M 7NA England
4451	Interstate Fire & Casualty Company	55 East Monroe Street Chicago IL 60603
4453	Investors Insurance Company of America	200 Schulz Drive Red Bank NJ 07701-6741
4469	La Concorde Compagnie D'Assurances	5, rue de Londres 75009 Paris France
4471	Landmark American Insurance Company	9800 South Meridian Boulevard Englewood CO 80112
4472	Landmark Insurance Company	777 South Figueroa Street Los Angeles CA 90017
4475	Legion Indemnity Company	123 North Wacker Drive Chicago IL 60606
4478	Lexington Insurance Company	1209 Orange Street Wilmington DE 19801
4482	Liberty Mutual Insurance Company (UK) Limited	4th Floor, One Minster Court Mincing Lane London EC3R 7AA England
4489	Lincoln Insurance Company	Two Mill Road Wilmington DE 19806-2114
4492	Lloyd's (Underwriters at)	One Lime Street London EC3M 7HA England

<i>Key Number</i>	<i>Company Name</i>	<i>Statutory Home Office Address</i>
4510	London and Edinburgh Insurance Company Limited	Excess House 13 Fenchurch Avenue London EC3M 5BT England
4530	Marine Insurance Company Limited	34/36 Lime Street London EC3M 7JE England
4565	Monticello Insurance Company	1209 Orange Street Wilmington DE 19801
4575	Mt. Hawley Insurance Company	7400 College Boulevard Suite 330 Overland Park KS 66210
4590	NAMIC Insurance Company, Inc.	3601 Vincennes Road Indianapolis IN 46268
4598	National Fire & Marine Insurance Company	3024 Harney Street Omaha NE 68131-3580
4605	Nautilus Insurance Company	7273 East Butherus Drive Scottsdale AZ 85260
4626	Neumann Insurance Company	6021 South Syracuse Way Suite 205 Englewood CO 80111-4747
4637	North American Capacity Insurance Company	650 Elm Street Manchester NH 03101-2524
4645	Northern Assurance Company Limited	St. Helen's 1 Undershaft London EC3P 3DQ England
4652	Northfield Insurance Company	12935 North Forty Drive St. Louis MO 63141
4665	Nutmeg Insurance Company	Hartford Plaza Hartford CT 06115
4667	Ocean Marine Insurance Company Limited	St. Helen's 1 Undershaft London EC3P 3DQ England
4668	Old Republic Union Insurance Company	307 North Michigan Avenue Chicago IL 60601
4700	Pacific Insurance Company	4201 Wilshire Boulevard Los Angeles CA 90010
4710	Paradigm Insurance Company	2450 One Indiana Square Indianapolis IN 46204
4720	Phoenix Assurance plc	1 Bartholomew Lane London EC2N 2AB England
4730	Preferred National Insurance Company	210 University Drive Suite 900 Coral Springs FL 33071
4755	QBE International Insurance Limited	14 Fenchurch Avenue London EC3M 5BS England
4757	Realm National Insurance Company	125 Maiden Lane New York NY 10038
4760	Reliance Insurance Company of Illinois	233 South Wacker Drive Suite 9220 Chicago IL 60606
4787	Rock River Insurance Company	3400 80th Street Moline IL 61265
4793	Royal Surplus Lines Insurance Company	500 Winding Brook Drive Glastonbury CT 06033
4802	SAFECO Surplus Lines Insurance Company	SAFECO Plaza Seattle WA 98185
4804	SR International Business Insurance Company Limited	71-77 Leadenhall Street London EC3A 2PQ England

<i>Key Number</i>	<i>Company Name</i>	<i>Statutory Home Office Address</i>
4806	St. Paul Reinsurance Company Limited	52 Lime Street London EC3M 7BS England
4807	St. Paul Surplus Lines Insurance Company	32 Loockerman Square Dover DE 19901
4810	Savers Property & Casualty Insurance Company	700 West 47th Street Kansas City MO 64112-1802
4816	Scottsdale Insurance Company	One Nationwide Plaza Columbus OH 43215
4819	Sheffield Insurance Corporation	3760 River Run Drive Birmingham AL 35243
4823	Skandia International Insurance Corporation	S-103 50 Stockholm Sweden
4840	Sphere Drake Insurance plc	52-54 Leadenhall Street London EC3A 2BJ England
4845	Steadfast Insurance Company	Suite 202 37 Loockerman Square Dover DE 19901
4849	Stonewall Insurance Company	31 Inverness Center Parkway Suite 200 Birmingham AL 35242
4870	TIG Specialty Insurance Company	444 Market Street San Francisco CA 94111
4875	Terra Nova Insurance Company Limited	41/43 Mincing Lane London EC3R 7SP England
4880	Through Transport Mutual Insurance Association Limited	Windsor Place, Queen Street P. O. Box HM655 Hamilton HMCX Bermuda
4884	Tudor Insurance Company	91 Court Street Keene NH 03431
4887	ULICO Indemnity Company	320 West Capital Street Suite 1000 Little Rock AR 72201-3525
4889	Underwriters Indemnity Company	8 Greenway Plaza Suite 400 Houston TX 77046
4890	Unionamerca Insurance Company Limited	The London Underwriting Centre 3 Minster Court, Mincing Lane London EC3R 7DD England
4893	U. S. Underwriters Insurance Company	316 North Fifth Street Sixth Floor Bismarck ND 58501
4897	United Capitol Insurance Company	400 Perimeter Center Terrace Atlanta GA 30346
4900	United Coastal Insurance Company	40 North Central Avenue Phoenix AZ 85004
4950	WASA International (UK) Insurance Company Limited	WASA House 26/27 Regency Square Brighton, East Sussex BN1 2FX England
4955	Wausau General Insurance Company	901 Warrenville Road Suite 500 Lisle IL 60532-4344
4957	Westchester Surplus Lines Insurance Company	Six Concourse Parkway Suite 2700 Atlanta GA 30328-5346
4962	Western Heritage Insurance Company	6263 N. Scottsdale Road Scottsdale AZ 85250

Key Number	Company Name	Statutory Home Office Address
4963	Western Indemnity Insurance Company	820 Gessner Suite 1000 Houston TX 77024
4966	Western World Insurance Company	91 Court Street Keene NH 03431
4980	Yorkshire Insurance Company Limited	Pitheavlis Perth PH2 0NH Scotland
4985	ZC Specialty Insurance Company	3445 Executive Center Austin TX 78731
4990	Zurich International (Bermuda) Ltd.	Crawford House 50 Cedar Avenue Hamilton HM 11 Bermuda
4995	Zurich Re (UK) Limited	The Zurich Building 90 Fenchurch Street London EC3M 4JX England

Since publication of the May 8, 1996 eligible surplus lines insurer list, the following significant changes have occurred:

Additions:	(Key Number)	(Company Name)	(Date)
	4213	Connecticut Specialty Insurance Company	10/30/96
	4329	Frontier Pacific Insurance Company	12/19/96
	4331	Fulcrum Insurance Company	12/16/96
	4441	Indian Harbor Insurance Company	12/19/96
	4530	Marine Insurance Company Limited	7/13/96
	4730	Preferred National Insurance Company	10/30/96
	4787	Rock River Insurance Company	10/30/96
Deletions:	4330	Folksam International Insurance Company	12/11/96
	4780	River Thames Insurance Company Limited	12/11/96
Name Changes:	From:	4225 Dearborn Insurance Company	
	To:	4475 Legion Indemnity Company	
	From:	4495 Lloyds New York Insurance Company	
	To:	4757 Realm National Insurance Company	
	From:	4960 Western Alliance Insurance Company	
	To:	4985 ZC Specialty Insurance Company	

[Pa.B. Doc. No. 97-96. Filed for public inspection January 17, 1997, 9:00 a.m.]

**Export List of Insurance Coverages; Request for Comments**

In February 1996, the Insurance Commissioner determined that certain insurance coverages were generally unavailable in the authorized market and declared those coverages as exportable. A list of exportable coverages was published at 26 Pa.B. 5 (February 3, 1996). Accordingly, for those insurance coverages which are included on the export list, a diligent search among insurers admitted to do business in Pennsylvania is not required before placement of the coverages in the surplus lines market.

The Insurance Commissioner declared that the export list would remain in effect until revised or superseded by a subsequent list.

At this time, the Insurance Commissioner is soliciting comments regarding the current export list. Any person may request in writing that a coverage be added or removed from the list.

All comments regarding the list shall be addressed to Cressinda Bybee, Office of Company Regulation, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, telephone (717) 787-2735, within 30 days of the

publication of this notice in the *Pennsylvania Bulletin*. Any changes to the list will be published in the *Pennsylvania Bulletin* during February 1997, or a notice will be published stating that the current list remains in effect.

LINDA S. KAISER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 97-97. Filed for public inspection January 17, 1997, 9:00 a.m.]

**Highmark Blue Cross Blue Shield; Amendatory Riders to Incorporate BlueCard Program Language in Traditional Group and Direct Payment Products; Filing No. 1-BLUECARD-96-WP**

By filing no. 1-BLUECARD-96-WP, Highmark Blue Cross Blue Shield proposes to amend group and certain individual traditional contracts to include the BlueCard Program language. The BlueCard Program allows members to receive covered services from participating providers located outside the geographic area served by

Highmark Blue Cross Blue Shield. This filing consists of ten pages.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg, Pittsburgh and Erie. Please refer to Insurance Department File No. 9612240038001 when referencing this filing.

Interested parties are invited to submit written comments, suggestions or objections to Richard W. Stoner, Policy Examiner, Insurance Department, Office of Rate and Policy Regulation, Bureau of Accident and Health Insurance, 1311 Strawberry Square, Harrisburg, PA 17120, within 10 days of publication of this notice in the *Pennsylvania Bulletin*.

LINDA S. KAISER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 97-98. Filed for public inspection January 17, 1997, 9:00 a.m.]

## LEGISLATIVE REFERENCE BUREAU

### Documents Filed But Not Published

The Legislative Reference Bureau accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of Bulletin). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no such documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

#### *Executive Board*

Resolution #CB-96-326, Dated December 17, 1996. Collective Bargaining Agreement between the Commonwealth of Pennsylvania and the United Plant Guard Workers of America, Security Rank and File Unit (R1)—175 employees.

Resolution #CB-96-327, Dated December 17, 1996. The Commonwealth of Pennsylvania entered into a side letter of agreement with the American Federation of State, County, and Municipal Employees. This agreement stipulates the method for calculating promotions and demotions between the Corrections Officer/Forensic Security Employee Pay Schedule (Schedule H) and Corrections Officer/Forensic Security Employee Pay Schedule (Schedule K), and dissimilar pay schedules.

Resolution #CB-96-337, Dated December 20, 1996. The Commonwealth of Pennsylvania entered into a side letter with the Pennsylvania Association of State Mental Hospital Physicians Union to extend "oncall" payments.

#### *Governor's Office*

Management Directive No. 230.10—Travel and Subsistence Allowances, (Revision No. 8), dated December 4, 1996.

Management Directive No. 515.12—Confidential Employees, Amended, December 4, 1996.

Management Directive No. 530.22—Unemployment Compensation, Noncovered Employment—"Major Nontenured Policymaking or Advisory Positions," amended, November 20, 1996.

Administrative Circular No. 96-51—Strategic Direction for Information Technology Acquisitions, November 26, 1996.

Administrative Circular, 96-52—Relocation—Commonwealth Media Services.

GARY R. HOFFMAN,  
*Director*  
*Pennsylvania Bulletin*

[Pa.B. Doc. No. 97-99. Filed for public inspection January 17, 1997, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The Liquor Control Board seeks the following new site:

Montgomery County, Wine & Spirits Shoppe # 4617, Harleysville.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space within 1 mile radius of the intersection of Route # 63 and Route # 113 in the Community of Harleysville.

*Proposals due:* February 14, 1997, at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Bureau of Real Estate, 4501 Kelly Drive, Philadelphia, PA 19129-1794  
**Contact:** Robert Jolly, (215) 560-5310

JOHN E. JONES, III,  
*Chairperson*

[Pa.B. Doc. No. 97-100. Filed for public inspection January 17, 1997, 9:00 a.m.]

## OFFICE OF ATTORNEY GENERAL

[OFFICIAL OPINION 1996-2]

### Pennsylvania Liquor Control Board; Constitutionality of Section 210(g) of the Liquor Code

December 30, 1996

Honorable John E. Jones, III  
Chairman  
Pennsylvania Liquor Control Board  
Northwest Office Building  
Harrisburg, PA 17124-0001

Dear Chairman Jones:

You have requested my opinion regarding the constitutionality of Section 210(g) of the Liquor Code, 47 P. S. § 2-210(g), as applied to attorneys formerly employed by the Pennsylvania Liquor Control Board. Section 210 provides that "[n]o former member or employee of the board or enforcement bureau may represent a person,

with or without compensation, on any matter before the board or enforcement bureau for one year after leaving the board or enforcement bureau."

Under Section 204(a)(1) of the Commonwealth Attorneys Act, 71 P. S. § 732-204(a)(1), the Attorney General is authorized to render legal advice to the head of a Commonwealth agency, but only with respect to matters "arising in connection with the exercise of the official powers or the performance of the official duties of the . . . agency." I am presented, therefore, with the threshold question of whether the Liquor Control Board has the power or duty to enforce Section 210(g). If it does not, then I am not authorized to render the advice that you have requested.

Pursuant to Section 210(m)(3) of the Liquor Code, 47 P. S. § 2-210(m)(3), a violation of Section 210(g) is a misdemeanor, punishable by a fine or imprisonment or both. Since the violation of Section 210(g) is a crime, the authority to enforce Section 210(g) lies not with the Liquor Control Board, but rather with appropriate law enforcement authorities. Accordingly, I am not authorized to provide you with legal advice regarding the constitutionality of Section 210(g).

In *Pennsylvania Public Utility Commission Bar Association v. Thornburgh*, 62 Pa. Cmwlth. 88, 434 A.2d 1327 (1981), *aff'd per curiam*, 498 Pa. 589, 450 A.2d 613 (1982), the Commonwealth Court held that a provision of the Ethics Act virtually identical to Section 210(g) of the Liquor Code is unconstitutional as applied to attorneys formerly employed by the Public Utility Commission, because it intrudes impermissibly upon the Supreme Court's power to regulate the conduct of attorneys. That decision, presumably, would present an obstacle to the prosecution of any alleged violation of Section 210(g). It suggests, moreover, that the Court would invalidate any rule or order of the Liquor Control Board that would exclude from practice before the Board any attorney duly licensed to practice law in Pennsylvania.

Of course, the Board has proffered no such rule or order, nor have you requested my opinion regarding the Board's authority to do so. It is sufficient, therefore, that I should advise you that the Liquor Control Board has no power or duty to enforce Section 210(g) of the Liquor Code.

You are further advised that, pursuant to Section 204(a)(1) of the Commonwealth Attorneys Act, 71 P. S. § 732-204(a)(1), you are required to follow the advice set forth in this Opinion and shall not in any way be liable for doing so.

THOMAS W. CORBETT, Jr.,  
*Attorney General*

[Pa.B. Doc. No. 97-101. Filed for public inspection January 17, 1997, 9:00 a.m.]

## PENNSYLVANIA MUNICIPAL RETIREMENT BOARD

### Hearings Scheduled

Hearings have been scheduled, as authorized by Pennsylvania Municipal Retirement Code 53 Pa.C.S. § 881.101 *et seq.* (relating to Pennsylvania Municipal Retirement Board), in connection with the Pennsylvania Municipal Retirement Board's denial of claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Pennsylvania Municipal Retirement Board, 1010 North 7th Street, Suite 301, Eastgate Center, Harrisburg, PA 17102

February 24, 1997 City of Harrisburg 1:30 p.m.  
(Payment of  
Administrative  
Expenses)

Persons with a disability who wish to attend the above-listed hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Helen Willis at (717) 787-2065 to discuss how the Pennsylvania Municipal Retirement System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 16 Pa. Code § 91.1, (relating to applicability of general rules), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code §§ 31.1—35.251 unless specific exemption is granted.

JAMES B. ALLEN,  
*Secretary*

[Pa.B. Doc. No. 97-102. Filed for public inspection January 17, 1997, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before February 10, 1997, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

**Applications of the following for approval of the right to *begin* to operate as a *broker* for the transportation of *persons* as described under each application.**

**A-00113632. Gold Glove Sports Tours, Inc.** (R. D. 1, Box 1577, Schuylkill Haven, Schuylkill County, PA 17972), a corporation of the Commonwealth of Pennsylvania—brokerage license, evidencing the Commission's approval of the beginning of the right and privilege to operate as a broker, to arrange for the transportation of persons, between points in Pennsylvania. *Attorney:* Patrick F. McCormick, Balliet and Spring Streets, Frackville, PA 17931.

**Applications of the following for approval of the beginning of the exercise of the right and privilege of operating as common carriers for transportation of persons as described under each application.**

**A-00113619. Empire Limousine Corporation** (60 Kenwood Drive, Levittown, Bucks County, PA 19055), a corporation of the Commonwealth of Pennsylvania—persons in limousine service between points in the counties of Bucks, Montgomery and Philadelphia, and from points in said counties to points in Pennsylvania and return. *Attorney:* Mark S. Karpo, 137 North Ninth Street, Philadelphia, PA 19107.

**A-00113633. Affordable Limousine, Inc.** (5930 Timothy Road, Harrisburg, Dauphin County, PA 17112), a corporation of the Commonwealth of Pennsylvania—persons in limousine service between points in the townships of Lower Paxton and Susquehanna, Dauphin County, and from points in said townships to points in Pennsylvania and return. *Attorney:* John E. Fullerton, 212 Locust Street, Suite 500, P. O. Box 9500, Harrisburg, PA 17108.

**Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under each application.**

**A-00111258, Folder 3. Hermes Transportation Co., Inc.** (460 Eagleview Boulevard, Exton, Chester County, PA 19341), a corporation of the Commonwealth of Pennsylvania—persons in group and party service, between points in the counties of Philadelphia, Bucks, Chester, Montgomery and Delaware, and from points in said counties to points in Pennsylvania and return; subject to the following conditions: (a) that no right, power or privilege is granted to render service in vehicles having a seating capacity of more than 25 passengers, excluding the driver; (b) that the equipment used shall be luxury-type motor vehicles, containing at least the following appointments: air conditioning, AM/FM radio, stereo, CD player, and deluxe leather or fabric upholstery. *Attorney:* Raymond A. Thistle, Jr., 726 Fitzwatertown Road, Suite 3, Willow Grove, PA 19090.

**Applications of the following for the approval of the transfer of stock as described under each application.**

**A-00100359, F. 5000. Baker's Transportation Service, Inc.** (1221 Liberty Street, Franklin, Venango County, PA 16323), a corporation of the Commonwealth of Pennsylvania—stock transfer—for the approval of the transfer of 100 shares of the issued and outstanding stock from Donald L. Baker to Nancy L. Baker. *Attorney:* John A. Pillar, 1106 Frick Building, Pittsburgh, PA 15219.

**Property, Excluding Household Goods in Use**

The following applications for the authority to transport property, excluding household goods in use, between points in Pennsylvania, have been filed with the Pennsylvania Public Utility Commission. Public comment to these applications may be filed, in writing with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265 on or before February 3, 1997.

A-00113050, F. 2 Premier Delivery Service, Inc.  
708 B Pulaski Highway, Joppa, MD  
20185: J. Robert Witmer, Esquire,  
Stevens, Bigilante and Witmer,  
P. C., Suite 300, 223 North Monroe  
Street, Media, PA 19063

A-00113636 Robert T. Hankinson, Jr.,  
R. T. Hankinson Trucking  
P. O. Box 268, Ottsville, PA 18942

A-00113637 Norman Hills, t/d/b/a Norman Hills  
Trucking  
Route 60, Webster Road, Fredonia,  
NY 14063

A-00113639 James A. Pileggi  
500 Foxclove Circle, Glenmoore, PA  
19343

A-00113640 Charles E. Hine, t/d/b/a H & H Mobile  
Home Service  
25 Catatunk Creek Road, Candor,  
NY 13743

A-00113641 J. Mastrocola Hauling, Inc.  
2828 Breckenridge Boulevard, Nor-  
ristown, PA 19403

A-00113642 A Action Family Moving Company,  
Inc., t/d/b/a Transtar Moving  
Systems  
P. O. Box 570, Moorestown, NJ  
08057-0570

A-00113643 C. T. Cox, Inc.  
712 Fulmer Road, Pottstown, PA  
19465

A-00113644 Liberty Bulk Transport, Inc.  
P. O. Box 232, Columbia, NJ 07832

**Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Raritan River Terminals, Inc.; Doc. No. A-00110795C96**

*Complaint*

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania, empowered to regulate motor carriers and brokers within this Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Raritan River Terminals, Inc., respondent, maintains a principal place of business at 100 Bayview Avenue, Keasbey, NJ 08832.
2. That all times relevant to this Complaint, respondent held a certificate of public convenience issued by this Commission at Application Docket No. A-00110795.
3. That pursuant to Section 512 of the Public Utility Code, 66 Pa.C.S. 512, and 52 Pa. Code Chapter 32; respondent is required to maintain evidence of current insurance on file with this Commission.
4. That respondent has failed to maintain evidence of bodily injury and property damage liability insurance and cargo insurance, in violation of the Public Utility Code and regulations cited in Paragraph 3 of this complaint.
5. That as a result of failure to maintain evidence of current insurance on file with this Commission, the Bureau of Transportation and Safety Prosecutory Staff requests that the Commission revoke respondent's certificate of public convenience or order such other remedy as the Commission may deem to be appropriate.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke the certificate of public convenience held by Raritan River Terminals, Inc. at Docket No. A-00110795, for failure to maintain current evidence of insurance on file with the Commission and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Kenneth E. Nicely  
Director, Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### Verification

I, Kenneth E. Nicely, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

#### Notice to Plead

A. You must file an answer within 20 days of the date of service. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice to plead. 52 Pa. Code § 1.56(a). The answer must raise all factual and legal arguments that you wish to claim in your defense and must include the docket number of this Complaint. Your answer must be verified and the original and two copies sent to:

John G. Alford, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within 20 days of the date of service as identified in Paragraph A. above, the Bureau of Transportation and Safety will request that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license or imposing such other remedy as may be appropriate.

C. In lieu of an answer, you may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations. The proof of insurance must be filed with the Secretary of the Commission at the address set forth in Paragraph A. Upon receipt of the proof of insurance from your insurer, the complaint proceeding shall be closed.

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission enter an order revoking your certificate of public convenience; contract carrier permit; or brokerage license.

E. If you file an answer which contests the complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision.

JOHN G. ALFORD,  
Secretary

[Pa.B. Doc. No. 97-103. Filed for public inspection January 17, 1997, 9:00 a.m.]

### Telephone Service Without Hearing

**A-310113F2000. United Telephone Long Distance, Inc.** Application of United Telephone Long Distance, Inc., for approval of the abandonment or discontinuance of interexchange reseller service.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, Harrisburg, with a copy served on the applicant on or before February 3, 1997, under 52 Pa. Code (relating to public utilities).

*Applicant:* H. Kay Dailey, Esquire, United Telephone Long Distance, Inc., 1201 Walnut Bottom Road, Carlisle, PA 17013.

JOHN G. ALFORD,  
Secretary

[Pa.B. Doc. No. 97-104. Filed for public inspection January 17, 1997, 9:00 a.m.]

### Water Service Without Hearing

**A-210870F2000. Evansburg Water Company.** Application of Evansburg Water Company for approval of the abandonment of water service to the public in portions of Perkiomen and Lower Providence Townships, Montgomery County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, Harrisburg, with a copy served on the applicant on or before February 3, 1997, under 52 Pa. Code (relating to public utilities).

*Applicant:* Lillian S. Harris, Thomas J. Sniscak, Malatesta, Hawke and McKean, 100 North Tenth Street, P. O. Box 1778, Harrisburg, PA 17105-1778.

JOHN G. ALFORD,  
Secretary

[Pa.B. Doc. No. 97-105. Filed for public inspection January 17, 1997, 9:00 a.m.]

## PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

### Hearings Scheduled

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's denial of claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

February 5, 1997    Rosemary Heller-Capps    1 p.m.  
(Multiple Service  
Membership)

February 19, 1997 Roger Alexis  
Franklin W. Sasso  
(Final Average Salary) 1 p.m.

Persons with a disability who wish to attend the above-listed hearings and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Arthur J. Granito, Assistant Executive Director, at (717) 783-5613 to discuss how the Public School Employees' Retirement System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 22 Pa. Code § 201.1, (relating to applicability of general rules), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code Part II unless specific exemption is granted.

JAMES A. PERRY,  
*Secretary*

[Pa.B. Doc. No. 97-106. Filed for public inspection January 17, 1997, 9:00 a.m.]

## TURNPIKE COMMISSION

### Request for Bids

The Turnpike Commission is requesting a sealed bid for:

1) Trailer Mounted Vacuum Unit

Open Date: February 3, 1997 at 11 a.m.

2) Highway Tractor Mowers, Quantity 3

Open Date: February 5, 1997 at 11 a.m.

3) 3-1/2 Ton Self-Propelled Rollers with Trailer, Quantity 5

Open Date: February 5, 1997 at 11:30 a.m.

Bids will be received by the Purchasing Manager not later than the time indicated above. Bid proposal Forms and Conditions may be obtained, free of charge, by communicating with the Bid Clerk, Purchasing Dept., (717) 939-9551, Ext. 2830.

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 97-107. Filed for public inspection January 17, 1997, 9:00 a.m.]