

# PENNSYLVANIA BULLETIN

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See Part II page 3935 for the  
Department of State's What  
Constitutes a Vote Notice

## Part I

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Independent Regulatory Review Commission  
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Liquor Control Board  
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Pennsylvania Public Utility Commission  
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Turnpike Commission

**Detailed list of contents appears inside.**



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**Latest Pennsylvania Code Reporter  
(Master Transmittal Sheet):**

**No. 345, August 2003**

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# READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND PENNSYLVANIA CODE

## *Pennsylvania Bulletin*

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

## **Adoption, Amendment or Repeal of Regulations**

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances where the agency may omit the proposal step; they still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania*

*Bulletin* before it can take effect. If the agency wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, they must re-propose.

## **Citation to the *Pennsylvania Bulletin***

Cite material in the *Pennsylvania Bulletin* by volume number and page number. Example: Volume 1, *Pennsylvania Bulletin*, page 801 (short form: 1 Pa.B. 801).

## ***Pennsylvania Code***

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa.Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

## **How to Find Documents**

Search for your area of interest in the *Pennsylvania Code*.

The *Pennsylvania Code* contains, as Finding Aids, subject indexes for the complete *Code* and for each individual title, a list of Statutes Used As Authority for Adopting Rules and a list of annotated cases. Source Notes give you the history of the documents. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred.

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### Printing Format

Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from such a rule or regulation is enclosed in brackets [ ] and printed in **bold face**. Asterisks indicate ellipsis of *Pennsylvania Code* text retained without change. Proposed new or additional regulations are printed in ordinary style face.

### Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the five succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the five succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where “no fiscal impact” is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

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## List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2003.

### 1 Pa. Code (General Provisions)

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# THE GENERAL ASSEMBLY

## Recent Actions during the 2003 Regular Session of the General Assembly

The following is a summary of recent actions of the General Assembly during the 2003 Regular Session.

<i>Doc. No.</i>	<i>Date of Action</i>	<i>Bill Number</i>	<i>Printer's Number</i>	<i>Effective Date</i>	<i>Subject Matter</i>
<b>2003 GENERAL ACTS ENACTED—ACT 012 through 015</b>					
012	Jul 17	SB0044	PN1082	immediately	Conveyance—Commonwealth property in Dauphin and Philadelphia Counties
013	Jul 17	SB0277	PN0284	60 days	Third class cities—residency requirements for firemen, fire alarm operators and fire box inspectors
014	Jul 17	SB0387	PN1076	immediately	Health Care Cost Containment Act—powers and duties of council, submission, collection and dissemination of data, mandated health benefits, access to council data, enforcement and penalty and expiration
015	Jul 17	HB0782	PN2384	immediately*	Liquor Code—omnibus amendments

\* denotes an effective date with exceptions

### Effective Dates of Statutes

The effective dates specified above for laws and appropriation acts were contained in the applicable law or appropriation act. Where no date is specified or where the effective date specified is prior to the date of enactment, the effective date is 60 days after final enactment except for statutes making appropriations or affecting budgets of political subdivisions. See 1 Pa.C.S. §§ 1701—1704 (relating to effective dates of statutes).

### Advance Copies of Statutes

Section 1106 of Title 1 of the *Pennsylvania Consolidated Statutes* provides that the prothonotaries of each county shall file advance copies of statutes in their offices for public inspection until the Laws of Pennsylvania are generally available. Section 2406(h) of The Administrative Code of 1929 provides that the Department of General Services shall distribute advance sheets of the Laws of Pennsylvania to each law judge of the courts, to every county and public library of this Commonwealth and to each member of the General Assembly. These copies shall be furnished without charge. The Department shall also mail one copy of each law enacted during any legislative session to any person who pays to it the sum of \$20.

Requests for annual subscriptions for advance copies of statutes should be sent to the State Bookstore-PHMC, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120-0053, accompanied by a check or money order in the sum of \$20, payable to the "Commonwealth of Pennsylvania."

ROBERT W. ZECH, Jr.,  
Director  
Legislative Reference Bureau

[Pa.B. Doc. No. 03-1489. Filed for public inspection August 1, 2003, 9:00 a.m.]

# THE COURTS

## Title 255—LOCAL COURT RULES

### GREENE COUNTY

#### Consolidated Rules of Court; C. A. No. 5 of 1992

#### Order

And Now, this 17th day of July, 2003, it is Ordered:

1. The following amendment to the Greene County Rules of Procedure (G.Co.R.) is adopted as a Rule of this Court, effective September 1, 2003 or thirty (30) days after publication in the *Pennsylvania Bulletin*, whichever is later.

2. The Court Administrator of Greene County shall:

(a) File ten (10) certified copies of this Order and the following Rule with the Administrative Office of Pennsylvania Courts;

(b) Distribute two (2) certified copies of this Order and the following Rule to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

(c) File one (1) certified copy of this Order and the following Rule with the Pennsylvania Civil Procedure Rules Committee;

(d) File proof of compliance with this order in the docket at the above number and term, which shall include a copy of each letter of transmittal; and

(e) Cause a copy of this Order and the attached Rule to be published one (1) time in the *Greene Reports*.

It is further Ordered that on the effective date of the following local rule, all previous local rules shall remain in effect.

By the Court

H. TERRY GRIMES,  
President Judge

#### Local Rule G1915.1. Seminar for Separating or Divorcing Parents

All parties to Custody Actions filed on or after September 1, 2003, where the interests of children under the age of eighteen (18) years are involved, shall, unless excused by the Court, complete a program entitled the Seminar for Separating or Divorcing Parents (the "Seminar").

All parties shall register for the first available Seminar after the date the defendant has been served with process. Counsel for the plaintiff shall require the plaintiff to register for the Seminar and shall have a copy of the attached Notice and Registration Form served on the defendant at the same time as the Complaint.

Failure of a party to successfully complete the Seminar will result in sanctions by the Court, including contempt.

Every Complaint in Custody shall set forth in a separate attached statement, the names, addresses and telephone numbers of the parties, and the names and ages of all children under the age of eighteen (18) years. This Rule shall become effective September 1, 2003 or not

less than thirty (30) days after the date of publication in the *Pennsylvania Bulletin*.

#### NOTICE TO ATTEND

All parents of children under 18 years of age and who are involved in child custody or divorce litigation are required by the Greene County Court to attend an educational seminar. The seminar deals with the subject of how children cope with separation and divorce. Failure to complete the seminar will result in appropriate sanctions by the Court.

This seminar is a four hour program presented by qualified counselors under a contract with the Court. Catholic Charities is licensed to conduct this seminar which is a copyrighted program and which has no religious content and is not in any way controlled by the Catholic Church. It is held in the Catholic Charities Office, 95 East High Street, Room 107, Waynesburg, Pennsylvania. Parents need not attend the same session and children are NOT to be brought.

Please call Catholic Charities at (724) 627-6410 to determine the next available seminar date. Return the registration form below and your \$45.00 check, payable to "Catholic Charities" within 10 days to:

Catholic Charities  
95 East High Street, Room 107  
Waynesburg, PA 15370

#### SEMINAR FOR SEPARATED PARENTS REGISTRATION FORM

Please PRINT

Names on Complaint or Petition: Case Number:

\_\_\_\_\_ vs. \_\_\_\_\_ No. \_\_\_\_\_ of 20 \_\_\_\_

Your Name: \_\_\_\_\_

Your Address: \_\_\_\_\_

Home Phone: \_\_\_\_\_ Work Phone: \_\_\_\_\_ Ext. \_\_\_\_

Please schedule me for the following session:

Date: \_\_\_\_\_ Time: \_\_\_\_\_

\_\_\_\_ DO NOT schedule me for the same session as the other parent

( \_\_\_\_\_ )  
Name of other parent

\_\_\_\_\_  
Your Signature

[Pa.B. Doc. No. 03-1490. Filed for public inspection August 1, 2003, 9:00 a.m.]

## YORK COUNTY

**Administrative Order Appointing and Approving  
Custody Mediators and Custody Mediation Super-  
visors; No. 2003 MI 00211****Administrative Order**

*And Now, To Wit*, this 11th day of July, 2003, it is *Ordered* that the following mediators are appointed and approved as supervisors, for the term of 2003 and until further Order, for individuals seeking to become custody mediators under Pa.R.Civ.P. § 1940.4:

Irene E. Burrill, L.S.W.  
Claudia Leigh DeArment, Esquire  
Edward John Mitton, Esquire  
Rebecca Nelson Tortorici, Esquire  
Audrey Ellen Woloshin, Esquire

*It Is Further Ordered* that the following individuals are appointed and approved as custody mediators, under Pa.R.Civ.P. § 1940.4, for the term of 2003 and until further Order:

Joseph Charles Adams, Esquire  
Irene E. Burrill, L.S.W.  
Claudia Leigh DeArment, Esquire  
Susan Apple Docktor, Esquire  
Edward John Mitton, Esquire  
Rebecca Nelson Tortorici, Esquire  
Marilyn Anita Vestal, MBA, Ph.D.  
Audrey Ellen Woloshin, Esquire

Any individual approved as a mediator or any mediator approved as a custody mediation supervisor shall remain

in compliance with any and all rules and regulations of the Commonwealth of Pennsylvania, and shall only mediate custody cases in conformity with procedures and duties set forth under Pa.R.Civ.P. § 1940.1—1940.9.

The appointment of Marilyn Anita Vestal, MBA, Ph.D. is conditioned upon her strict compliance with Pa.R.Civ.P. § 1940.4(a)(4), requiring additional mediation training consisting of a minimum of 4 mediated cases totaling 10 hours under the supervision of one of the listed mediation supervisors.

*It Is Further Ordered* that, in accordance with Pa.R.Civ.P. § 239, the District Court Administrator shall:

(a) File seven copies hereof with the Administrative Office of Pennsylvania Courts;

(b) Distribute two certified copies hereof to the Legislative Reference Bureau for Publication in the *Pennsylvania Bulletin*;

(c) File one certified copy hereof with the Domestic Relations Procedural Rules Committee;

(d) Cause a copy hereof to be published in the *York Legal Record* at the expense of the County of York; and

(e) Supervise the distribution hereof to all Judges, the mediators appointed, and to the custody conciliators.

*By the Court*

JOHN H. CHRONISTER,  
*President Judge*

[Pa.B. Doc. No. 03-1491. Filed for public inspection August 1, 2003, 9:00 a.m.]

# PROPOSED RULEMAKING

## ENVIRONMENTAL QUALITY BOARD

[25 PA. CODE CH. 109]

### Safe Drinking Water; Microbial and Disinfection Byproducts

The Environmental Quality Board (Board) proposes to amend Chapter 109 (relating to safe drinking water). The proposed rulemaking will either update or clarify several requirements concerning disinfectants, disinfection byproducts (DBPs) and surface water treatment. The proposed rulemaking will also add three requirements concerning DBP monitoring, increased monitoring criteria and surface water turbidity reporting. Lastly, the proposed rulemaking will correct minor typographical errors throughout Chapter 109.

The proposal was adopted by the Board at its meeting on May 21, 2003.

#### A. Effective Date

The proposed rulemaking will go into effect upon final-form publication in the *Pennsylvania Bulletin*.

#### B. Contact Persons

For further information, contact Jeffrey A. Gordon, Chief, Division of Drinking Water Management, P. O. Box 8467, Rachel Carson State Office Building, Harrisburg, PA 17105-8467, (717) 772-4018; or Marylou Barton, Assistant Counsel, Bureau of Regulatory Counsel, P. O. Box 8464, Rachel Carson State Office Building, Harrisburg, PA 17105-8464, (717) 787-7060. Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). This proposed rulemaking is available electronically through the Department of Environmental Protection's (Department) website (<http://www.dep.state.pa.us>).

#### C. Statutory Authority

The proposed rulemaking is being made under the authority of section 4 of the Pennsylvania Safe Drinking Water Act (35 P. S. § 721.4), which grants the Board the authority to adopt rules and regulations governing the provision of drinking water to the public, and sections 1917-A and 1920-A of The Administrative Code of 1929 (71 P. S. §§ 510-7 and 510-20).

#### D. Background and Purpose

The public health benefits of disinfection are significant and well recognized. However, these very disinfection practices pose health risks of their own. Although disinfectants such as chlorine, hypochlorites and chlorine dioxide are effective in controlling many harmful microorganisms, they react with organic and inorganic matter in the water to form DBPs, which pose health risks at certain levels.

The first DBPs discovered in public drinking water were halogenated methanes in 1974. In 1979, the United States Environmental Protection Agency (EPA) promulgated a Maximum Contaminant Level (MCL) to regulate these compounds. Since then, other DBPs have been identified and studied for their health effects. Many of these studies have shown DBPs to be carcinogenic or to cause reproductive or developmental effects in laboratory animals, or both. Studies have also shown that high

levels of the disinfectants themselves may cause health problems over long periods of time, including damage to both the blood and the kidneys.

In 1992, the EPA initiated a rulemaking process to address public health concerns associated with disinfectants and DBPs. During this rulemaking, the EPA was concerned that new regulations that would control disinfection practices and limit DBP formation would also compromise, perhaps even jeopardize, safeguards already in place for limiting risks from microbial pathogens. Accordingly, one of the major goals in this rulemaking process was to develop an approach that would reduce exposure to disinfectants and DBPs without undermining the control of microbial pathogens. The intent was to ensure that drinking water remained microbiologically safe at the limits set for disinfectants and DBPs. Thus, the EPA proposed a companion microbial rule to accompany the disinfectants and DBP rule.

On December 16, 1998, the EPA promulgated both the Federal Interim Enhanced Surface Water Treatment Rule (IESWTR) and the Federal Disinfectants and Disinfection Byproducts Rule (D/DBPR). These companion rules were intended to simultaneously address microbial pathogens, such as *Cryptosporidium parvum*, and harmful DBPs. In response to these Federal rulemakings, the Department's Safe Drinking Water Program promulgated amendments to Chapter 109 on July 21, 2001, that reflected the IESWTR and D/DBPR.

After the original publishing of the IESWTR and D/DBPR in December 1998, several issues arose at the Federal level regarding compliance dates, monitoring requirements, compliance determinations, reporting requirements, consecutive systems and typographical errors. In response to these issues, the EPA promulgated corrective amendments to the IESWTR and D/DBPR on January 16, 2001. However, since the Department was already in the final rulemaking phase for the IESWTR and D/DBPR at that time, several provisions of the January 16, 2001, Federal corrective amendments were not included in the final-form rulemaking. As a result, there are now several provisions in Chapter 109 that are unnecessarily more stringent than current Federal requirements. Some notable examples include more stringent monitoring requirements for small systems and inclusion of both consecutive and purchasing water systems for most of the D/DBPR requirements. There are also provisions in Chapter 109 that need to be either clarified or expanded upon. Lastly, there are three Federal provisions that the EPA wants added to Chapter 109 for the Department to obtain primary enforcement responsibility (primacy) of the IESWTR and D/DBPR. These three provisions concern turbidity reporting requirements for alternative filtration technologies, increased monitoring criteria for small groundwater systems and miscellaneous considerations for determining DBP sampling locations. The EPA considers these provisions to be minor, albeit necessary for primacy.

There is one provision in the proposed rulemaking that is more stringent than the Federal requirements. The proposed amendments to § 109.701(a)(9)(ii) (relating to reporting and recordkeeping) will require that chlorite monitoring results be reported monthly to the Department, as opposed to quarterly in the Federal rule. The Department feels that monthly reporting is appropriate since entry point chlorite samples are to be taken daily

and that compliance with the chlorite MCL is based upon monthly distribution sampling. Monthly reporting would also be more appropriate than quarterly reporting due to the acute health concerns associated with the parent chlorine dioxide disinfectant. The remainder of the proposed Microbial and Disinfection Byproducts (M/DBP) Corrective Amendments will be no more stringent than the Federal rules.

The Board proposes to incorporate the M/DBP Corrective Amendments into Chapter 109.

The draft proposed rulemaking was submitted to the Water Resources Advisory Committee (WRAC) for review and discussion on November 13, 2002. Comments were received from the WRAC on December 17, 2002. One member of the WRAC raised a question regarding the use of the word "shall" in the proposed rulemaking prescribing reduced monitoring, as in "... systems shall reduce monitoring to [reduced frequency] ..." and "... systems shall remain on reduced monitoring if [qualifying criteria] ..." The member was concerned that if a system qualified for reduced monitoring, but wished to remain on routine monitoring, then the system would be in violation of the regulations. Department staff discussed this issue and told the WRAC that this scenario would not constitute a violation of the regulations. The Department reaffirmed that voluntary additional monitoring is encouraged. It should be noted, however, that the results of additional monitoring would still be averaged with the results of the required monitoring for determining compliance. Although the WRAC member was satisfied with the Department's discussion and position on this issue, the Department nevertheless decided to remove the "shall" format in the reduced monitoring amendments and replace it with the format of the phrase "... the required monitoring is reduced to [reduced frequency] ..." This format is consistent with the format currently in § 109.301(5)—(7) (relating to general monitoring requirements) regarding volatile organic, synthetic organic and inorganic chemicals, respectively.

The draft proposed rulemaking was submitted to the Small Water Systems Technical Assistance Center Advisory Board (TAC) for review and discussion on November 14, 2002. Comments were received from the TAC on December 24, 2002. A proposed provision that would have been more stringent than Federal requirements would have required all turbidimeters to be calibrated at a minimum frequency of every 3 months and that the calibration be performed with EPA-approved calibration standards. The Department feels that this provision is necessary to ensure that proper quality assurance and control is practiced at surface water filtration facilities. The TAC, however, questioned the need to calibrate turbidimeters at a minimum 3-month frequency. A discussion on this issue ensued between various TAC members knowledgeable in filtration and turbidimeters. It was tentatively agreed between the TAC and the Department to change the 3-month minimum calibration frequency to a 1-year minimum calibration frequency for turbidimeters. However, the Department later decided to remove the proposed turbidimeter calibration requirements from the proposed rulemaking after further discussion with other Department staff who were not present at the TAC meeting. The Department feels that a 1-year minimum calibration frequency, although better than nothing, is ineffective for the purposes of providing adequate quality assurance/control for turbidity measurement. As a result, the requirements for turbidimeter

calibration will remain in § 109.301(1)(iv)(A), wherein the turbidimeter manufacturer prescribes the calibration procedure.

#### E. Summary of Regulatory Requirements

1. Section 109.202(g) (relating to State MCLs, MRDLs and treatment technique requirements) is amended to remove transient noncommunity water systems from the enhanced coagulation requirements. Transient noncommunity water systems are not required under Federal regulations to perform enhanced coagulation.

2. Section 109.301(3)(i)(C) and (8)(v) is amended to include groundwater sources that are under the direct influence of surface water (GUDI). The recent IESWTR separated the new definition of "GUDI" out from the original definition of "surface water." Consequently, both surface water and GUDI must now be mentioned in tandem throughout Chapter 109 with respect to filtration-related provisions.

3. Section 109.301(8)(vi) is amended to clarify that purchasing and consecutive water systems must comply with all applicable D/DBPR requirements. This section is amended to eliminate the references to the chlorite and bromate monitoring requirements in paragraph (12)(ii) and (iii) for purchasing and consecutive water systems.

4. Section 109.301(12) is amended to clarify that the monitoring requirements for both total trihalomethanes (TTHMs) and haloacetic acids (HAA5) apply to purchasing and consecutive water systems. This section is amended to clarify that systems monitoring for DBPs and DBP precursors shall use only data that is collected under Chapter 109 to qualify for reduced DBP and DBP precursor monitoring.

5. Section 109.301(12)(i)(A)(I)(-a-) is amended to state that the number of persons served, the different sources of water and the different treatment methods shall all be taken into account when determining the sample locations for TTHM and HAA5 monitoring. This amendment must be made for the Department to obtain primacy from the EPA for the D/DBPR.

6. Section 109.301(12)(i)(A)(I)(-c-) is amended to clarify that increased quarterly monitoring must begin in the quarter immediately following the calendar quarter in which the increased monitoring was triggered. This language is amended to require less stringent criteria for reducing from increased monitoring back to routine monitoring. The current language in Chapter 109 requires small surface water systems serving less than 500 persons that are on increased monitoring to achieve an annual TTHM average of 0.040 mg/L, an annual HAA5 average of 0.030 mg/L and a source water annual total organic carbon (TOC) average of 4.0 mg/L to return to routine monitoring. The Federal requirements are less stringent and only require an annual TTHM average of 0.060 mg/L and an annual HAA5 average of 0.045 mg/L. This language is amended to clarify that systems can return to routine monitoring from increased monitoring when these criteria are attained. Lastly, this language is amended to clarify that the "annual average" is, more accurately, a "running annual average."

7. Section 109.301(12)(i)(A)(II)(-b-) is amended to clarify that increased quarterly monitoring must begin in the quarter immediately following the calendar quarter in which the increased monitoring was triggered. This language is amended to require less stringent criteria for reducing from increased monitoring back to routine monitoring. The current language in Chapter 109 requires small groundwater systems serving less than 10,000

persons that are on increased monitoring to achieve an annual TTHM average of 0.040 mg/L and an annual HAA5 average of 0.030 mg/L for 2 consecutive years, or an annual TTHM average of 0.020 mg/L and an annual HAA5 average of 0.015 mg/L for 1 year, to return to routine monitoring. The Federal requirements are less stringent and only require an annual TTHM average of 0.060 mg/L and an annual HAA5 average of 0.045 mg/L. This language is amended to clarify that systems can return to routine monitoring from increased monitoring when these criteria are attained. Lastly, this language is amended to clarify that the "annual average" is, more accurately, a "running annual average."

8. Section 109.301(12)(i)(B) is amended to clarify that systems shall monitor for TTHMs and HAA5 for at least 1 year prior to qualifying for reduced monitoring. This section is amended to clarify that surface water systems that serve less than 500 persons do not have a reduced monitoring schedule. These systems can only reduce from an increased schedule back to a routine schedule. The criteria to allow this reduction is written into § 109.301(12)(i)(A)(I)(c-).

9. Section 109.301(12)(i)(B)(I) is amended to clarify that surface water systems that serve less than 500 persons do not have a reduced monitoring schedule. This section is amended to clarify that the "annual" averages are, more accurately, "running annual" averages. This section is amended to clarify that systems that attain reduced monitoring criteria shall reduce their monitoring to the prescribed schedule. This section is amended to clarify that systems on reduced monitoring that do not trigger routine or increased monitoring criteria shall continue reduced monitoring.

10. Section 109.301(12)(i)(B)(I)(a-) and (-b-) and (II) is amended to clarify that water systems that attain reduced monitoring criteria shall reduce their monitoring to the prescribed schedule.

11. Section 109.301(12)(i)(B)(I)(c-) is removed. The specific criteria that prescribes a resumption of routine monitoring from increased monitoring was added to § 109.301(12)(i)(A)(I)(c-).

12. Section 109.301(12)(i)(B)(II)(a-) is amended to clarify that the "annual average" is, more accurately, a "running annual average." This language is amended to clarify that systems that attain reduced monitoring criteria shall reduce their monitoring to the prescribed schedule. This language is amended to clarify that systems on reduced monitoring that do not trigger routine or increased monitoring criteria shall continue reduced monitoring.

13. Section 109.301(12)(i)(B)(II)(b-) is amended to require increased quarterly monitoring when a TTHM or HAA5 MCL is exceeded. The current language requires small groundwater systems serving less than 10,000 persons that are on reduced monitoring to resume routine monitoring in the event of a TTHM or HAA5 MCL exceedance. The Federal requirements state that these systems must begin increased quarterly monitoring when a TTHM or HAA5 MCL is exceeded. This amendment must be made for the Department to obtain primacy from the EPA for the D/DBPR. This language is amended to prescribe a resumption of routine monitoring from reduced monitoring upon exceeding certain criteria and to clarify that systems that attain reduced monitoring criteria shall reduce their monitoring to the prescribed schedule. In addition, this language is amended to clarify that systems on reduced monitoring that do not trigger routine

or increased monitoring criteria shall continue reduced monitoring. Further, the language is amended to clarify that the "month of warmest water temperature" is not to be construed as being the month of warmest water temperature within the 3-year reduced monitoring cycle. Lastly, this language is amended to clarify that a triennial sample, or set of samples, is not a true "annual" sample.

14. Section 109.301(12)(ii) is amended to remove purchasing and consecutive water systems from the chlorite monitoring requirements. Purchasing and consecutive systems are not required under Federal regulations to perform chlorite monitoring if they do not treat with chlorine dioxide.

15. Section 109.301(12)(ii)(B) is amended to clarify that systems that attain reduced monitoring criteria shall reduce their monitoring to the prescribed schedule. This section is amended to clarify that systems on reduced monitoring that do not trigger routine or additional monitoring criteria shall continue reduced monitoring.

16. Section 109.301(12)(iii) is amended to remove purchasing and consecutive water systems from the bromate monitoring requirements. Purchasing and consecutive systems are not required under Federal regulations to perform bromate monitoring if they do not treat with ozone.

17. Section 109.301(12)(iii)(B) is amended to clarify that systems that attain reduced monitoring criteria shall reduce their monitoring to the prescribed schedule. This section is amended to clarify that systems on reduced monitoring that do not trigger routine monitoring criteria shall continue reduced monitoring.

18. Section 109.301(12)(iv)(B) is amended to clarify that systems that attain reduced TOC monitoring criteria shall reduce their TOC and alkalinity monitoring to the prescribed schedule.

19. Section 109.301(13) is amended to remove purchasing and consecutive water systems from the chlorine dioxide monitoring requirements. Purchasing and consecutive systems are not required under Federal regulations to perform chlorine dioxide monitoring if they do not treat with chlorine dioxide. This section is amended to clarify the chlorine and chloramines requirements for purchasing and consecutive systems. Lastly, this section is amended to clarify the chlorine dioxide monitoring requirements.

20. Section 109.301(13)(ii)(A) is amended to remove incorrect language. Acute chlorine dioxide violations, as prescribed in the Federal regulations, are not triggered by routine daily entry point monitoring alone. For an acute chlorine dioxide violation to be triggered, an additional distribution sample must exceed the maximum residual disinfectant level. The current language in § 109.301(13)(ii)(A) prescribes that routine daily entry point monitoring only be used for compliance determination, thus precluding any acute violations.

21. Section 109.303(c) (relating to sampling requirements) was moved to § 109.304(c) (relating to analytical requirements). Section 109.304 is a more appropriate section for this language.

22. Section 109.303(d)—(g) was renumbered due to the deletion of § 109.303(c). In addition, subsection (e), formerly subsection (f), is amended to update references to Federal regulations which have been updated and recodified since the last writing of this section. Specifically, the new compositing requirements for lead and copper source

water sampling are now found in 40 CFR 141.88(a)(1)(iv) (relating to monitoring requirements for lead and copper in source water).

23. Section 109.304(c) contains amended language that was moved from § 109.303(c). The language that was in § 109.303(c) is amended to include both daily chlorite and magnesium hardness as parameters that may be analyzed by certified operators. The language is amended to clarify that personnel under the supervision of certified operators may also analyze as allowed under § 109.303(c). Lastly, the amended language of § 109.303(c) was moved to § 109.304(c), which is a more appropriate section for this language.

24. Section 109.503(a)(1)(iii)(B)(I) (relating to public water system construction permits) is amended to correct a typographical error. The reference to § 109.301(6)(i) regarding vinyl chloride sampling should be to § 109.301(5)(i). This section is amended to update the reference to § 109.303(d).

25. Section 109.506(c) (relating to emergency permits) is amended to correct a typographical error. The reference to § 109.603(b) (relating to source quality and quantity) regarding water outages and shortages should be to § 109.603(d).

26. Section 109.701(a)(1) is amended to correct and clarify when monitoring results are to be reported to the Department. Specifically, the new D/DBPR parameters of bromate, TOC, alkalinity and SUVA (specific ultraviolet absorption at 254 nm) are to be monitored monthly, yet have their monitoring results reported quarterly. The current language in § 109.701(a)(1) requires that these monthly monitoring results be reported within 10 days following the month in which the monitoring was conducted, thus precluding the quarterly reporting requirement.

27. Section 109.701(a)(2)(i)(A)(V) is amended to correct the nomenclature for referencing parallel subclauses under the same clause.

28. Section 109.701(a)(2)(i)(A)(V)(-b-) is amended to remove excessive words. Specifically, the references made to conventional filtration systems, direct filtration systems and § 109.202(c)(1)(i)(A)(III) are redundant and unnecessary.

29. Section 109.701(a)(2)(i)(A)(VI) is added to prescribe the turbidity performance reporting requirements for systems serving more than 10,000 persons and using filtration technologies other than conventional, direct, slow sand and diatomaceous earth. This amendment must be made for the Department to obtain primacy from the EPA for the IESWTR.

30. Section 109.701(a)(2)(i)(B)(III) and (IV) is removed because they are not Federal requirements and are unnecessary.

31. Section 109.701(a)(2)(iii) is amended to correct a typographical error in a cross-reference.

32. Section 109.701(a)(9)(ii)(A) is amended to prescribe monthly reporting of chlorite monitoring results. The current language in § 109.701(a)(9)(ii) prescribes quarterly reporting and is consistent with Federal requirements. The Department believes that a more stringent requirement is necessary in this instance. Monthly reporting is more appropriate than quarterly reporting because entry point chlorite monitoring is to be conducted daily, compliance with the chlorite MCL is based upon the monthly distribution sampling and the health concerns associated with chlorine dioxide are acute in nature.

33. Section 109.701(a)(9)(ii)(B) and (C) is amended to prescribe monthly reporting of chlorite monitoring results.

34. Section 109.710(b)(1) (relating to disinfectant residual in the distribution system) is amended to correct a typographical error in a cross-reference.

35. Section 109.810(a) (relating to reporting and notification requirements) is amended to correct and clarify when certified laboratories are to report monitoring results to the Department. Specifically, the new D/DBPR parameters of bromate, TOC and SUVA are to be monitored monthly, yet have their monitoring results reported quarterly. The current language in § 109.810(a) requires that these monthly monitoring results be reported within 10 days following the month in which the monitoring was conducted, thus precluding the quarterly reporting requirement.

36. Section 109.1003(a)(1)(viii) (relating to monitoring requirements) is amended to clarify that retail and bulk water hauling systems must monitor for TTHMs and HAA5 if they purchase any of their water from a system that treats with a chemical disinfectant or oxidant. This section is amended to clarify that bottled water systems must monitor for TTHMs and HAA5 if they purchase any of their water from a system that treats with a chlorine-based disinfectant or oxidant.

37. Section 109.1003(a)(1)(viii)(A) is amended to keep the TTHM/HAA5 monitoring criteria for bottled, retail and bulk water hauling systems consistent with the TTHM/HAA5 monitoring criteria in § 109.301(12)(i). This section is amended to clarify that systems that are on increased monitoring shall return to routine monitoring when the applicable criteria are attained.

38. Section 109.1003(a)(1)(viii)(B) is amended to clarify that only groundwater systems can reduce TTHM/HAA5 monitoring from routine monitoring. This section is amended to clarify that systems shall monitor for TTHMs and HAA5 for at least 1 year prior to qualifying for reduced monitoring.

39. Section 109.1003(a)(1)(viii)(B)(I) is amended to replace the monitoring criteria for surface water and GUDI systems with the reduced monitoring criteria for groundwater systems. The criteria for reducing surface water and GUDI systems from increased monitoring back to routine monitoring was included in the amendment to § 109.1003(a)(1)(viii)(A) and is consistent with the amendment to § 109.301(12)(i)(A)(I)(-c-).

40. Section 109.1003(a)(1)(viii)(B)(II) is amended to replace the reduced monitoring criteria for groundwater systems with the criteria that maintains continued reduced monitoring. This section is amended to clarify that systems shall remain on reduced monitoring if these criteria are attained. Lastly, this section is amended to prescribe increased monitoring if either a TTHM or HAA5 MCL is exceeded.

41. Section 109.1003(a)(1)(ix) and (x) is amended to remove purchasing and consecutive water systems from the chlorite and bromate monitoring requirements, respectively.

42. Section 109.1003(a)(1)(x)(B) is amended to clarify that systems that attain reduced bromate monitoring criteria shall reduce their monitoring to the prescribed schedule.

43. Section 109.1103(h)(4) (relating to monitoring requirements) is amended to update a reference to Federal regulations which have been updated and recodified since the last writing of this section. Specifically, the new

requirements for lead and copper source water sampling are now found in 40 CFR 141.88(a)(1).

#### F. *Benefits, Costs and Compliance*

##### *Benefits*

The proposed rulemaking will affect approximately 2,565 public water systems in this Commonwealth and will be consistent with Federal requirements. Approximately 2,141 of these systems are groundwater systems serving less than 10,000 people that will potentially benefit from less stringent monitoring criteria. Eighty five surface water systems serving less than 500 people also have the potential to benefit from less stringent monitoring criteria. Twenty one systems using chlorine dioxide will benefit from clearer, more understandable chlorite reporting. Eight transient noncommunity water systems will benefit from the elimination of the enhanced coagulation treatment technique requirement. Several purchasing and consecutive water systems may benefit from the elimination of the monitoring requirements for chlorite, bromate and chlorine dioxide. All systems that are affected by either the D/DBPR or the IESWTR will benefit from the numerous clarifications of the proposed rulemaking. If the Department obtains primacy for both the D/DBPR and the IESWTR, then all systems that are affected by these rules will benefit from the local Department field presence, as well as from the many Department compliance-, technical- and financial-assistance programs that are already in place. Every system in the State, regardless of D/DBPR or IESWTR applicability, will benefit from the correction of the typographical errors and incorrect cross-references that exist throughout Chapter 109.

##### *Compliance Costs*

The proposed rulemaking will not result in additional compliance costs beyond what is already being borne by the regulated community for the D/DBPR and the IESWTR.

##### *Compliance Assistance Plan*

The Safe Drinking Water Program utilizes the Pennsylvania Infrastructure Investment Authority to offer financial assistance to eligible public water systems. This assistance is in the form of a low-interest loan, with some augmenting grant funds for hardship cases. Eligibility is based upon factors such as public health impact, compliance necessity and project/operational affordability.

The Safe Drinking Water Program has established a network of regional and central office training staff that is responsive to identifiable training needs. The target audience in need of training may be either program staff or the regulated community, or both.

In addition to this network of training staff, the Bureau of Water Supply Management has a division dedicated to providing both training and outreach support services to public water system operators. The Department website also contains the Drinking Water & Wastewater Operator Information Center at [www.dep.state.pa.us/dep/deputate/waterops/](http://www.dep.state.pa.us/dep/deputate/waterops/), which provides a bulletin board of timely, useful information for treatment plant operators.

##### *Paperwork Requirements*

The proposed rulemaking will cause no additional paperwork (for example, reporting forms, recordkeeping, application forms, letters, public notices, and the like) for public water systems in this Commonwealth.

The proposed chlorite reporting requirements, which will increase chlorite reporting from quarterly to monthly,

will nevertheless cause no additional paperwork since the actual number of required reporting forms will not change over a given period of time. The proposed monthly reporting will simply increase the frequency of submitting these forms. That is, affected water systems will be submitting three forms per month rather than nine forms per quarter.

It should be noted that the Department has been actively endorsing electronic data reporting instead of conventional paper form reporting to water systems throughout this Commonwealth. If employed, electronic data reporting would greatly reduce a water system's current paperwork requirements.

##### G. *Sunset Review*

The proposed rulemaking will be reviewed in accordance with the sunset review schedule published by the Department to determine whether the regulations effectively fulfill the goals for which they were intended.

##### H. *Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on July 22, 2003, the Department submitted a copy of this proposed rulemaking to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the Senate and House Environmental Resources and Energy Committees. In addition to submitting the proposed rulemaking, the Department has provided IRRC and the Committees with a copy of a detailed Regulatory Analysis Form prepared by the Department. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, if IRRC has objections to any portion of the proposed rulemaking, it will notify the Department within 30 days of the close of the public comment period. The notification shall specify the regulatory review criteria that have not been met by the portion of the proposed rulemaking to which an objection is made. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Department, the General Assembly and the Governor of objections raised.

##### I. *Public Comments*

*Written Comments*—Interested persons are invited to submit comments, suggestions or objections regarding the proposed rulemaking to the Environmental Quality Board, P. O. Box 8477, Harrisburg, PA 17105-8477 (express mail: Rachel Carson State Office Building, 15th Floor, 400 Market Street, Harrisburg, PA 17105-2301). Comments submitted by facsimile will not be accepted. Comments, suggestions or objections must be received by the Board by September 2, 2003. Interested persons may also submit a summary of their comments to the Board. The summary may not exceed one page in length and must also be received by September 2, 2003. The one-page summary will be provided to each member of the Board in the agenda packet distributed prior to the meeting at which the final regulations will be considered.

*Electronic Comments*—Comments may be submitted electronically to the Board at [RegComments@state.pa.us](mailto:RegComments@state.pa.us) and must also be received by the Board by September 2, 2003. A subject heading of the proposal and a return name and address must be included in each transmission. If an acknowledgement of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

KATHLEEN A. MCGINTY,  
*Chairperson*



**Fiscal Note:** 7-383. No fiscal impact; (8) recommends adoption.

**Annex A**

**TITLE 25. ENVIRONMENTAL PROTECTION  
PART I. DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Subpart C. PROTECTION OF NATURAL RESOURCES**

**ARTICLE II. WATER RESOURCES**

**CHAPTER 109. SAFE DRINKING WATER**

**Subchapter B. MCLS, MRDLs OR TREATMENT TECHNIQUE REQUIREMENTS**

**§ 109.202. State MCLs, MRDLs and treatment technique requirements.**

\* \* \* \* \*

(g) *Treatment technique requirements for disinfection byproduct precursors.* [A public water system that uses either surface water or GUDI sources and that uses ] Community water systems and nontransient noncommunity water systems that use either surface water or GUDI sources and that use conventional filtration treatment shall provide adequate treatment to reliably control disinfection byproduct precursors in the source water. Enhanced coagulation and enhanced softening are deemed by the Department to be treatment techniques for the control of disinfection byproduct precursors in drinking water treatment and distribution systems. This subchapter incorporates by reference the treatment technique in 40 CFR 141.135 (relating to treatment technique for control of disinfection byproduct (DBP) precursors). Coagulants approved by the Department are deemed to be acceptable for the purpose of this treatment technique. This treatment technique is effective on the date established by the Federal regulations.

**Subchapter C. MONITORING REQUIREMENTS**

**§ 109.301. General monitoring requirements.**

The monitoring requirements established by the EPA under the National Primary Drinking Water Regulations, 40 CFR Part 141 (relating to national primary drinking water regulations), as of December 8, 1984, are incorporated by reference. Public water suppliers shall monitor for compliance with MCLs and MRDLs in accordance with the requirements established in the National Primary Drinking Water Regulations, except as otherwise established by this chapter unless increased monitoring is required by the Department under § 109.302 (relating to special monitoring requirements). Alternative monitoring requirements may be established by the Department and may be implemented in lieu of monitoring requirements for a particular National Primary Drinking Water Regulation if the alternative monitoring requirements are in conformance with the Federal act and regulations. The monitoring requirements shall be applied as follows:

\* \* \* \* \*

(3) *Monitoring requirements for coliforms.* Public water systems shall determine the presence or absence of total coliforms for each routine or check sample; and, the presence or absence of fecal coliforms or E. coli for a total coliform positive sample in accordance with analytical techniques approved by the Department under § 109.304 (relating to analytical requirements). A system may forego fecal coliform or E. coli testing on a total coliform-positive sample if the system assumes that any total coliform-

positive sample is also fecal coliform-positive. A system which chooses to forego fecal coliform or E. coli testing shall, under § 109.701(a)(3), notify the Department within 1 hour after the water system learns of the violation or the situation, and shall provide public notice in accordance with § 109.408 (relating to Tier 1 public notice—form, manner and frequency of notice).

(i) *Frequency.* Public water systems shall collect samples at regular time intervals throughout the monitoring period as specified in the system distribution sample siting plan under § 109.303(a)(2) (relating to sampling requirements). Systems which use groundwater and serve 4,900 persons or fewer, may collect all required samples on a single day if they are from different sampling sites in the distribution system.

\* \* \* \* \*

(C) A public water system that uses **either** a surface water **or** a **GUDI** source and does not practice filtration in compliance with Subchapter B (relating to MCLs, MRDLs or treatment technique requirements) shall collect at least one total coliform sample at the entry point, or an equivalent location as determined by the Department, to the distribution system within 24 hours of each day that the turbidity level in the source water, measured as specified in paragraph (2)(i)(B), exceeds 1.0 NTU. The Department may extend this 24-hour collection limit to a maximum of 72 hours if the system adequately demonstrates a logistical problem outside the system's control in having the sample analyzed within 30 hours of collection. A logistical problem outside the system's control may include a source water turbidity result exceeding 1.0 NTU over a holiday or weekend in which the services of a Department certified laboratory are not available within the prescribed sample holding time. These sample results shall be included in determining compliance with the MCL for total coliforms established under § 109.202(a)(2).

\* \* \* \* \*

(8) *Monitoring requirements for public water systems that obtain finished water from another public water system.*

\* \* \* \* \*

(v) A public water supplier that obtains finished water from another permitted public water system using **either** surface water **or** **GUDI** sources shall, beginning May 16, 1992, measure the residual disinfectant concentration at representative points in the distribution system at least as frequently as the frequency required for total coliform sampling for compliance with the MCL for microbiological contaminants.

(vi) Community water systems and nontransient noncommunity water systems that [ **provide** ] **obtain** finished water [ **that contains a chemical disinfectant or oxidant** ] **from another permitted public water system** shall comply with the monitoring requirements for disinfection byproducts and disinfectant residuals in paragraphs (12)(i) [ **—(iii)** ] and (13).

\* \* \* \* \*

(12) *Monitoring requirements for disinfection byproducts and disinfection byproduct precursors.* Community water systems and nontransient noncommunity water systems that use a chemical disinfectant or oxidant [ , **or provide finished water that contains a chemical disinfectant or oxidant,** ] shall monitor for disinfection byproducts. **Community water systems and nontransient noncommunity water systems**

that obtain finished water from another public water system that uses a chemical disinfectant or oxidant to treat the finished water shall monitor for TTHMs and HAA5 in accordance with this paragraph. Systems that use either surface water or GUDI sources and that serve at least 10,000 persons shall begin monitoring by January 1, 2002. Systems that use either surface water or GUDI sources and that serve fewer than 10,000 persons, or systems that use groundwater sources, shall begin monitoring by January 1, 2004. Systems monitoring for disinfection byproducts and disinfection byproduct precursors shall take all samples during normal operating conditions. Systems monitoring for disinfection byproducts and disinfection byproduct precursors **[ may ] shall** use only data collected under this chapter to qualify for reduced monitoring. Compliance with the MCLs and monitoring requirements for TTHMs, HAA5, chlorite (where applicable) and bromate (where applicable) shall be determined in accordance with 40 CFR 141.132 and 141.133 (relating to monitoring requirements; and compliance requirements) which are incorporated herein by reference.

(i) *TTHMs and HAA5.*

(A) *Routine monitoring.*

(I) Systems that use either surface water or GUDI sources shall monitor as follows:

(-a-) Systems serving at least 10,000 persons shall take at least four samples per quarter per treatment plant. At least 25% of all samples collected each quarter shall be collected at locations representing maximum residence time. The remaining samples shall be taken at locations that are representative of **[ the entire distribution system and that are representative of ]** at least average residence time **and that are representative of the entire distribution system, taking into account the number of persons served, the different sources of water, and the different treatment methods.**

\* \* \* \* \*

(-c-) Systems serving fewer than 500 persons shall take at least one sample per year per treatment plant during the month of warmest water temperature. The sample shall be taken at a location that represents a maximum residence time. If the sample, or average of all samples, exceeds either a TTHM or HAA5 MCL, then the system shall take at least one sample per quarter per treatment plant **beginning in the quarter immediately following the quarter in which the system exceeds either the TTHM or HAA5 MCL.** The sample shall be taken at a location that represents a maximum residence time. **[ The system may reduce the sampling frequency ]** **If, after at least 1 year of monitoring, the TTHM running annual average is no greater than 0.060 mg/L and the HAA5 running annual average is no greater than 0.045 mg/L, the required monitoring is reduced back to one sample per year per treatment plant [ in accordance with the reduced monitoring criteria of clause (B) ].**

\* \* \* \* \*

(II) Systems that use groundwater sources shall monitor as follows:

\* \* \* \* \*

(-b-) Systems serving fewer than 10,000 persons shall take at least one sample per year per treatment plant during the month of warmest water temperature. Multiple wells drawing water from a single aquifer may be

considered as a single treatment plant. The sample shall be taken at a location that represents a maximum residence time. If the sample, or average of all samples, exceeds either a TTHM or HAA5 MCL, **then** the system shall take at least one sample per quarter per treatment plant **beginning in the quarter immediately following the quarter in which the system exceeds either the TTHM or HAA5 MCL.** The sample shall be taken at a location that represents a maximum residence time. **[ The system may reduce the sampling frequency ]** **If, after at least 1 year of monitoring, the TTHM running annual average is no greater than 0.060 mg/L and the HAA5 running annual average is no greater than 0.045 mg/L, the required monitoring is reduced back to one sample per year per treatment plant [ in accordance with the reduced monitoring criteria of clause (B) ].**

\* \* \* \* \*

(B) *Reduced monitoring.* Systems **[ that have monitored ] shall monitor** for TTHMs and HAA5 for at least 1 year **[ may reduce ] prior to qualifying for reduced monitoring [ according to this clause ].** Systems **serv- ing at least 500 persons and** that use either surface water or GUDI sources shall monitor source water TOC monthly for at least 1 year prior to qualifying for reduced monitoring. The Department retains the right to require a system that meets the requirements of this clause to resume routine monitoring.

(I) **[ Systems ]** For systems serving at least 500 persons that use either surface water or GUDI sources and that have a source water **[ annual ]** TOC running annual average that is no greater than 4.0 mg/L **[ and an annual ],** a TTHM running annual average that is no greater than 0.040 mg/L and an **[ annual ]** HAA5 running annual average that is no greater than 0.030 mg/L **[ may reduce ],** the required monitoring is **reduced** according to items (-a)-**[ -(c)- ]** and (-b)- Systems **[ that qualify for reduced monitoring may remain on reduced monitoring provided that ]** **serv- ing at least 10,000 persons shall resume routine monitoring as prescribed in clause (A) if the [ an- nual ] TTHM running annual average [ is no greater than ] exceeds 0.060 mg/L [ and ] or the [ annual ] HAA5 running annual average [ is no greater than ] exceeds 0.045 mg/L. [ Systems that exceed these levels shall resume routine monitoring as pre- scribed in clause (A) in the quarter immediately following the quarter in which the system exceeds 0.060 mg/L for TTHMs or 0.045 mg/L for HAA5. ]** Systems serving from 500 to 9,999 persons shall resume routine monitoring as prescribed in clause (A) if the annual TTHM average exceeds 0.060 mg/L or the annual HAA5 average exceeds 0.045 mg/L. Systems serving at least 500 persons that must resume routine monitoring shall resume routine monitoring in the quarter immediately following the quarter in which the system exceeded the specified TTHM or HAA5 criteria.

(-a-) **[ Systems ]** For systems serving at least 10,000 persons **[ may reduce ],** the required monitoring is **reduced** to one sample per quarter per treatment plant. The sample shall be taken at a location that represents a maximum residence time.

(b-) **[ Systems ]** For systems serving from 500 to 9,999 persons **[ may reduce ]**, the required monitoring is reduced to one sample per year per treatment plant. The sample shall be taken during the month of warmest water temperature and at a location that represents a maximum residence time.

**[ (-c) Systems serving fewer than 500 persons and that are on increased monitoring as prescribed by clause (A) may reduce monitoring to one sample per year per treatment plant. The sample shall be taken during the month of warmest water temperature and at a location that represents a maximum residence time. ]**

(II) **[ Systems ]** For systems that use groundwater sources **[ may reduce ]**, the required monitoring is reduced according to the following:

(-a-) **[ Systems ]** For systems serving at least 10,000 persons **[ may reduce ]** that have a TTHM running annual average that is no greater than 0.040 mg/L and an HAA5 running annual average that is no greater than 0.030 mg/L, the required monitoring is reduced to one sample per year per treatment plant **[ if the annual TTHM average is no greater than 0.040 mg/L and the annual HAA5 average is no greater than 0.030 mg/L ]**. The sample shall be taken during the month of warmest water temperature and at a location that represents a maximum residence time. **[ Systems that qualify for reduced monitoring may remain on reduced monitoring provided that ]** If the annual TTHM average **[ is no greater than ]** exceeds 0.060 mg/L **[ and ]** or the annual HAA5 average **[ is no greater than ]** exceeds 0.045 mg/L **[. Systems that exceed these levels ]**, the system shall resume routine monitoring as prescribed in clause (A) in the quarter immediately following the quarter in which the system exceeds 0.060 mg/L for TTHMs or 0.045 mg/L for HAA5.

(-b-) **[ Systems ]** For systems serving fewer than 10,000 persons **[ may reduce ]** that have an annual TTHM average that is no greater than 0.040 mg/L and an annual HAA5 average that is no greater than 0.030 mg/L for 2 consecutive years or an annual TTHM average that is no greater than 0.020 mg/L and an annual HAA5 average that is no greater than 0.015 mg/L for 1 year, the required monitoring is reduced to one sample per 3-year cycle per treatment plant **[ if the annual TTHM average is no greater than 0.040 mg/L and the annual HAA5 average is no greater than 0.030 mg/L for 2 consecutive years or the annual TTHM average is no greater than 0.020 mg/L and the annual HAA5 average is no greater than 0.015 mg/L for 1 year ]**. The sample shall be taken at a location that represents a maximum residence time during the month of warmest water temperature **[ within the ]**. The 3-year cycle **[ beginning ]** shall begin on January 1 following the quarter in which the system qualifies for reduced monitoring. **[ The sample shall be taken at a location that represents a maximum residence time. Systems that qualify for reduced monitoring may remain on reduced monitoring provided that ]** If the **[ annual ]** TTHM average **[ is no greater than 0.080 ]** exceeds 0.060 mg/L **[ and ]** or the **[ annual ]** HAA5 average **[ is no greater than 0.060 ]** exceeds 0.045 mg/L **[. Sys-**

**tems that exceed these levels ]**, the system shall resume routine monitoring as prescribed in clause (A), **except that systems that exceed either a TTHM or HAA5 MCL shall increase monitoring to at least one sample per quarter per treatment plant beginning in the quarter immediately following the quarter in which the system exceeds [ 0.080 mg/L for TTHMs or 0.060 mg/L for HAA5 ] the TTHM or HAA5 MCL.**

(ii) *Chlorite.* Community water systems and nontransient noncommunity water systems that use chlorine dioxide for disinfection or oxidation **[ , or provide finished water that contains chlorine dioxide, ]** shall monitor for chlorite.

\* \* \* \* \*

(B) *Reduced monitoring.* Chlorite monitoring in the distribution system required by clause (A)(II) **[ may be ]** is reduced to one three-sample set per quarter after 1 year of monitoring where no individual chlorite sample taken in the distribution system under clause (A)(II) has exceeded the chlorite MCL and the system has not been required to conduct additional monitoring under clause (A)(III). **[ The system may remain on the reduced monitoring schedule until either ]** If any of the three individual chlorite samples taken quarterly in the distribution system exceeds the chlorite MCL or the system is required to conduct additional monitoring under clause (A)(III), **[ at which time ]** the system shall revert to routine monitoring as prescribed by clause (A).

(iii) *Bromate.* Community water systems and nontransient noncommunity water systems that use ozone for disinfection or oxidation **[ , or provide finished water that contains ozone, ]** shall monitor for bromate.

\* \* \* \* \*

(B) *Reduced monitoring.* **[ Systems required to analyze for bromate may reduce ]** For systems that have an average source water bromide concentration that is less than 0.05 mg/L based upon representative monthly bromide measurements for 1 year, the required monitoring is reduced from monthly to quarterly **[ provided that the system demonstrates that the average source water bromide concentration is less than 0.05 mg/L based upon representative monthly bromide measurements for 1 year ]**. Systems on reduced monitoring shall continue to take monthly samples for source water bromide. **[ Systems may remain on reduced bromate monitoring until ]** If the running annual average source water bromide concentration, computed quarterly, **[ is equal to ]** equals or **[ greater than ]** exceeds 0.05 mg/L based upon representative monthly measurements, **[ at which time ]** the system shall revert to routine monitoring as prescribed by clause (A).

(iv) *Disinfection byproduct precursors.* Systems that use either surface water or GUDI sources and that use conventional filtration shall monitor for disinfection byproduct precursors.

\* \* \* \* \*

(B) *Reduced monitoring.* **[ Systems ]** For systems with an average postsedimentation TOC of less than 2.0 mg/L for 2-consecutive years, or less than 1.0 mg/L for 1 year, **[ may reduce ]** the required monitoring for

source water alkalinity, source water TOC and postsedimentation TOC is reduced from monthly to quarterly for each applicable treatment plant. The system shall revert to routine monitoring as prescribed by clause (A) in the month following the quarter when the annual average postsedimentation TOC is not less than 2.0 mg/L.

\* \* \* \* \*

(13) *Monitoring requirements for disinfectant residuals.* Community water systems and nontransient noncommunity water systems that use [ a chemical disinfectant or oxidant, or provide finished water that contains a chemical disinfectant or oxidant, ] either chlorine, chloramines or chlorine dioxide shall monitor for disinfectant residuals in accordance with this paragraph. Community water systems and nontransient noncommunity water systems that obtain finished water from another public water system that uses either chlorine or chlorine dioxide to treat the finished water shall monitor for chlorine residual in accordance with this paragraph. Community water systems and nontransient noncommunity water systems that obtain finished water from another public water system that uses chloramines to treat the finished water shall monitor for chloramine residual in accordance with this paragraph. Transient noncommunity water systems that use chlorine dioxide as either a disinfectant or oxidant shall monitor for chlorine dioxide [ disinfectant ] residual in accordance with this paragraph. Systems that use either surface water or GUDI sources and that serve at least 10,000 persons shall begin monitoring by January 1, 2002. Systems that use either surface water or GUDI sources and that serve fewer than 10,000 persons, or systems that use groundwater sources, shall begin monitoring by January 1, 2004. Systems monitoring for disinfectant residuals shall take all samples during normal operating conditions. Compliance with the MRDLs and monitoring requirements for chlorine, chloramines and chlorine dioxide (where applicable) shall be determined in accordance with 40 CFR 141.132 and 141.133 (relating to monitoring requirements; and compliance requirements) which are incorporated herein by reference.

\* \* \* \* \*

(ii) *Chlorine dioxide.*

(A) *Routine monitoring.* Systems shall take one sample per day at the entrance to the distribution system. For any daily sample that exceeds the MRDL, the system shall conduct additional monitoring as specified in clause (B) in addition to the sample required at the entrance to the distribution system. [ Compliance shall be based on consecutive daily samples collected by the system under this clause. ]

\* \* \* \* \*

§ 109.303. *Sampling requirements.*

\* \* \* \* \*

(c) [ For the purpose of determining compliance with the monitoring and analytical requirements established under this subchapter, and Subchapter K (relating to lead and copper), the Department will consider only samples analyzed by a laboratory certified by the Department, except that measurements for turbidity, fluoridation operation, residual disinfectant concentration, temperature, pH, alkalinity, orthophosphates, silica, calcium and conduc-

tivity may be performed by a person meeting the requirements of § 109.704 (relating to operator certification).

(d) \* \* \*

[ (e) ] (d) \* \* \*

[ (f) ] (e) Compliance monitoring samples for the contaminants listed under 40 CFR 141.40(n), 141.61(a) and (c) [ and ], 141.62 and 141.88 may be composed in accordance with 40 CFR 141.23(a)(4) [ and ], 141.24(f)(14), (g)(7) and (h)(10) and 141.88(a)(1)(iv) (relating to inorganic chemical sampling and analytical requirements; [ and ] organic chemicals other than total trihalomethanes, sampling and analytical requirements; and monitoring requirements for lead and copper in source water) except:

\* \* \* \* \*

[ (g) ] (f) \* \* \*

§ 109.304. *Analytical requirements.*

\* \* \* \* \*

(c) For the purpose of determining compliance with the monitoring and analytical requirements established under this subchapter and Subchapter K (relating to lead and copper), the Department will consider only samples analyzed by a laboratory certified by the Department, except that measurements for turbidity, fluoridation operation, residual disinfectant concentration, temperature, pH, alkalinity, orthophosphates, silica, calcium, conductivity, daily chlorine, and magnesium hardness may be performed by, or under the supervision of, a person meeting the requirements of § 109.704 (relating to operator certification).

Subchapter E. PERMIT REQUIREMENTS

§ 109.503. *Public water system construction permits.*

(a) *Permit application requirements.* An application for a public water system construction permit shall be submitted in writing on forms provided by the Department and shall be accompanied by plans, specifications, engineer's report, water quality analyses and other data, information or documentation reasonably necessary to enable the Department to determine compliance with the act and this chapter. The Department will make available to the applicant the Public Water Supply Manual, available from the Bureau of Water Supply and Community Health, Post Office Box 8467, Harrisburg, Pennsylvania 17105 which contains acceptable design standards and technical guidance. Water quality analyses shall be conducted by a laboratory certified under this chapter.

(1) *General requirements.* An application shall include:

\* \* \* \* \*

(iii) *Information describing new sources.* The Department may accept approval of an out-of-State source by the agency having jurisdiction over drinking water in that state if the supplier submits adequate proof of the approval and the agency's standards are at least as stringent as this chapter. Information describing sources shall include:

\* \* \* \* \*

(B) An evaluation of the quality of the raw water from each new source. This subparagraph does not apply when the new source is finished water obtained from an

existing permitted community water system unless the Department provides written notice that an evaluation is required. The evaluation shall include analysis of the following:

(I) For groundwater sources, VOCs for which MCLs have been established by the EPA under the National Primary Drinking Water Regulations in 40 CFR 141.61(a) (relating to maximum contaminant levels for organic contaminants). Vinyl chloride monitoring is required only if one or more of the two-carbon organic compounds specified under § 109.301 [ (6) ](5)(i) (relating to general monitoring requirements) are detected. Samples for VOCs shall be collected in accordance with the provisions of § 109.303 [ (e) ](d) (relating to sampling requirements).

\* \* \* \* \*

§ 109.506. Emergency permits.

\* \* \* \* \*

(c) Water suppliers having to comply with § 109.603 [ (b) ](d) (relating to source quality and quantity) because of chronic water quantity problems shall apply for an amendment to their construction permit in accordance with § 109.503(b) (relating to public water system construction permits) to incorporate additional sources.

Subchapter G. SYSTEM MANAGEMENT RESPONSIBILITIES

§ 109.701. Reporting and recordkeeping.

(a) Reporting requirements for public water systems. Public water systems shall comply with the following requirements:

(1) General reporting requirements. Unless a [ shorter ] different reporting period is specified in this [ section ] chapter, the water supplier shall assure that the results of test measurements or analyses required by this chapter are reported to the Department within either the first 10 days following the month in which the result is received or the first 10 days following the end of the required monitoring period as stipulated by the Department, whichever is shorter. The test results shall include the following at a minimum:

\* \* \* \* \*

(2) Monthly reporting requirements for performance monitoring.

(i) The test results of performance monitoring required under § 109.301(1) (relating to general monitoring requirements) for public water suppliers providing filtration and disinfection of surface water or GUDI sources shall include the following at a minimum:

(A) For turbidity performance monitoring:

\* \* \* \* \*

(V) In lieu of [ clause (A) ] subclauses (III) and (IV), beginning January 1, 2002, for public water systems that serve 10,000 or more people and use conventional or direct filtration:

\* \* \* \* \*

(-b-) The date, time and values of any filtered water turbidity measurements [ that exceed ] exceeding 1 NTU [ for systems using conventional or direct filtration or that exceed the maximum level set

under § 109.202(c)(1)(i)(A)(III) (relating to State MCLs, MRDLs and treatment technique requirements) ].

(VI) In lieu of subclauses (III) and (IV), beginning January 1, 2002, for public water systems that serve 10,000 or more people and use other filtration technologies:

(-a-) The number of filtered water turbidity measurements that are less than or equal to 0.3 NTU or a more stringent turbidity performance level requirement that is based upon onsite studies and is specified by the Department.

(-b-) The date, time and values of any filtered water turbidity measurements exceeding 1 NTU or a more stringent turbidity performance level requirement that is based upon onsite studies and is specified by the Department.

(B) For performance monitoring of the residual disinfectant concentration of the water being supplied to the distribution system:

\* \* \* \* \*

[ (III) The date, time and highest value each day the concentration is greater than the residual disinfectant concentration required under § 109.202(c)(1)(ii).

(IV) If the concentration does not rise above that required under § 109.202(c)(1)(ii), the date, time and highest value measured that month. ]

\* \* \* \* \*

(iii) The test results from performance monitoring required under § 109.301 [ (7) ](8)(v) of the residual disinfectant concentration of the water in the distribution system shall include the date, time and value of each sample.

\* \* \* \* \*

(9) Reporting requirements for disinfection byproducts.

\* \* \* \* \*

(ii) Systems monitoring for chlorite under § 109.301(12) shall report the following:

(A) The number of samples taken [ each month for ] during the last [ 3 months ] month.

(B) The date, location and result of each entry point and distribution sample taken during the last [ quarter ] month.

(C) The arithmetic average of each three-sample set of distribution samples taken [ in each ] during the last month [ in the reporting period ].

\* \* \* \* \*

§ 109.710. Disinfectant residual in the distribution system.

\* \* \* \* \*

(b) A public water system that uses surface water or GUDI sources or obtains finished water from another permitted public water system using surface water or GUDI sources shall comply with the following requirements:

(1) As a minimum, a detectable residual disinfectant concentration of 0.02 mg/L measured as total chlorine, combined chlorine or chlorine dioxide shall be maintained

throughout the distribution system as demonstrated by monitoring conducted under § 109.301(1) and (2) or [ (7) ](8)(v) (relating to general monitoring requirements).

\* \* \* \* \*

#### Subchapter H. LABORATORY CERTIFICATION

##### § 109.810. Reporting and notification requirements.

(a) A laboratory certified under this subchapter shall submit to the Department, on forms provided by the Department, the results of test measurements or analyses performed by the laboratory under this chapter. **[ These ] Unless a different reporting period is specified in this chapter, these** results shall be reported within either the first 10 days following the month in which the result is determined or the first 10 days following the end of the required monitoring period as stipulated by the Department, whichever is shorter.

\* \* \* \* \*

#### Subchapter J. BOTTLED WATER AND VENDED WATER SYSTEMS, RETAIL WATER FACILITIES AND BULK WATER HAULING SYSTEMS

##### § 109.1003. Monitoring requirements.

(a) *General monitoring requirements.* Bottled water and vended water systems, retail water facilities and bulk water hauling systems shall monitor for compliance with the MCLs and MRDLs in accordance with § 109.301 (relating to general monitoring requirements) and shall comply with § 109.302 (relating to special monitoring requirements). The monitoring requirements shall be applied as follows, except that systems which have installed treatment to comply with a primary MCL shall conduct quarterly operational monitoring for the contaminant which the facility is designed to remove:

(1) Bottled water systems, retail water facilities and bulk water hauling systems, for each entry point shall:

\* \* \* \* \*

(viii) Beginning January 1, 2004, monitor annually for TTHMs and HAA5 if the system uses a chemical disinfectant or oxidant, or **[ uses a source that has been treated with ] obtains finished water from another public water system that uses** a chemical disinfectant or oxidant **to treat the finished water.** Bottled water systems are not required to monitor for TTHMs and HAA5 if the system does not use a chlorine-based disinfectant or oxidant and does not **[ use a source that has been treated with ] obtain finished water from another public water system that uses** a chlorine-based disinfectant or oxidant **to treat the finished water.**

(A) *Routine monitoring.* Systems shall take at least one sample per year per entry point during the month of warmest water temperature. If the sample, or average of all samples, exceeds either a TTHM or HAA5 MCL, the system shall take at least one sample per quarter per entry point. The system **[ may reduce ] shall return to the sampling frequency [ back to ] of one sample per year per entry point [ in accordance with the reduced monitoring criteria of clause (B) ] if, after at least 1 year of monitoring, the TTHM running annual average is no greater than 0.060 mg/L and the HAA5 running annual average is no greater than 0.045 mg/L.**

(B) *Reduced monitoring.* Systems that **[ have monitored ] use groundwater sources shall monitor** for TTHMs and HAA5 for at least 1 year **[ may reduce monitoring according to this clause ] prior to qualifying for reduced monitoring.** **[ Systems that use either a surface water or GUDI source shall monitor source water TOC monthly for at least 1 year prior to qualifying for reduced monitoring. ]** The Department retains the right to require a system that meets the requirements of this clause to resume routine monitoring.

(I) **[ Systems that are on increased monitoring as prescribed by clause (A) and that use either a surface water or GUDI source and that have a source water annual TOC that is no greater than 4.0 mg/L and an annual TTHM average that is no greater than 0.040 mg/L and an annual HAA5 average that is no greater than 0.030 mg/L may reduce monitoring to one sample per year per entry point. The sample shall be taken during the month of warmest water temperature. Systems that qualify for reduced monitoring may remain on reduced monitoring provided that the annual TTHM average is no greater than 0.060 mg/L and the annual HAA5 average is no greater than 0.045 mg/L. Systems that exceed these levels shall resume routine monitoring as prescribed in clause (A) in the quarter immediately following the quarter in which the system exceeds 0.060 mg/L for TTHMs or 0.045 mg/L for HAA5.**

(II) Systems that use groundwater sources may reduce monitoring to one sample per 3-year cycle per entry point if the annual TTHM average is no greater than 0.040 mg/L and the annual HAA5 average is no greater than 0.030 mg/L for 2-consecutive years or the annual TTHM average is no greater than 0.020 mg/L and the annual HAA5 average is no greater than 0.015 mg/L for 1 year. The sample shall be taken during the month of warmest water temperature within the 3-year cycle beginning on January 1 following the quarter in which the system qualifies for reduced monitoring. Systems that qualify for reduced monitoring may remain on reduced monitoring provided that the annual TTHM average is no greater than 0.080 mg/L and the annual HAA5 average is no greater than 0.060 mg/L. Systems that exceed these levels shall resume routine monitoring as prescribed in clause (A) in the quarter immediately following the quarter in which the system exceeds 0.080 mg/L for TTHMs or 0.060 mg/L for HAA5. ]

Systems that use groundwater sources shall reduce monitoring to 1 sample per 3-year cycle per entry point if the annual TTHM average is no greater than 0.040 mg/L and the annual HAA5 average is no greater than 0.030 mg/L for 2 consecutive years or the annual TTHM average is no greater than 0.020 mg/L and the annual HAA5 average is no greater than 0.015 mg/L for 1 year. The sample shall be taken during the month of warmest water temperature. The 3-year cycle shall begin on January 1 following the quarter in which the system qualifies for reduced monitoring.

(II) Systems that use groundwater sources that qualify for reduced monitoring shall remain on reduced monitoring if the TTHM average is no greater than 0.060 mg/L and the HAA5 average is no

greater than 0.045 mg/L. Systems that exceed these levels shall resume routine monitoring as prescribed in clause (A), except that systems that exceed either a TTHM or HAA5 MCL shall increase monitoring to at least 1 sample per quarter per entry point beginning in the quarter immediately following the quarter in which the system exceeds the TTHM or HAA5 MCL.

(ix) Beginning January 1, 2004, monitor daily for chlorite if the system uses chlorine dioxide for disinfection or oxidation[, or uses a source that has been treated with chlorine dioxide]. Systems shall take at least one daily sample at the entry point. If a daily sample exceeds the chlorite MCL, the system shall take [ 3 ] three additional samples within 24 hours from the same lot, batch, machine, carrier vehicle or point of delivery. The chlorite MCL is based on the average of the required daily sample plus any additional samples.

(x) Beginning January 1, 2004, monitor monthly for bromate if the system uses ozone for disinfection or oxidation[, or uses a source that has been treated with ozone].

\* \* \* \* \*

(B) *Reduced monitoring.* Systems [ may ] shall reduce monitoring for bromate from monthly to quarterly if the [ system demonstrates that the ] average source water

bromide concentration is less than 0.05 mg/L based upon representative monthly bromide measurements for 1 year. Systems on reduced monitoring shall continue monthly source water bromide monitoring. If the running annual average source water bromide concentration, computed quarterly, is equal to or exceeds 0.05 mg/L, the system shall revert to routine monitoring as prescribed by clause (A).

\* \* \* \* \*

**Subchapter K. LEAD AND COPPER**

**§ 109.1103. Monitoring requirements.**

\* \* \* \* \*

(h) *Sample collection methods.*

\* \* \* \* \*

(4) *Source water samples.* Lead and copper source water samples shall be collected in accordance with the requirements regarding sample location, number of samples and collection methods specified in 40 CFR 141.[ 23 ]88(a)(1) (relating to [ inorganic chemical sampling and analytical ] monitoring requirements for lead and copper in source water).

\* \* \* \* \*

[Pa.B. Doc. No. 03-1492. Filed for public inspection August 1, 2003, 9:00 a.m.]

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# NOTICES

## DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

### Wild Resource Conservation Fund—2002 Annual Report

#### *Wild Resource Conservation Board Members*

Michael DiBerardinis, Secretary  
Department of Conservation and Natural Resources

Executive Director  
Fish and Boat Commission

Honorable Vern Ross, Executive Director  
Game Commission

Honorable Mary Jo White  
Majority Chairperson  
Senate Environmental Resources and Energy Committee

Honorable Raphael J. Musto  
Minority Chairperson  
Senate Environmental Resources and Energy Committee

Honorable William F. Adolf, Jr.  
Majority Chairperson  
House Committee on Environmental Resources and Energy

Honorable Camille "Bud" George  
Minority Chairperson  
House Committee on Environmental Resources and Energy

#### 2001-2002 Projects

#### *Project*

- Invertebrate Biodiversity of State Game Lands 211 Bioblitz
- Evaluating Reintroduced River Otters
- Den Affinity & Movement Patterns of Allegheny Woodrat
- Extension Fact Sheets on Wildlife
- Important Bird Areas Volunteer Training and Bird Monitoring
- Important Bird Area Conservation Project
- Susquehanna River Birding & Wildlife Trail
- Appalachian Cottontail Distribution in this Commonwealth
- Wild Action Grant
- Impact of Hemlock Woolly Algeid Infestation on Habitat Use and Productivity of Hemlock Dependent Songbirds
- Preparation and Deposition of Vertebrate Specimens from Shippensburg University to the State Museum
- Genetic Structure of Vernal Pond Salamander Populations
- Survey Inland Populations of Burbot
- Assessment of Genetic Variation of Timber Rattlesnakes
- Conservation and Management of Fish, Herptiles and Aquatic Species
- Impact of Timber Harvesting on Woodland Amphibians
- Ex-Situ Conservation of Pennsylvania Native Flora
- Refining Knowledge of Vernal Ponds
  
- Surveys of Aquatic & Terrestrial Plant Species
- Citizens Guide to the Control of Invasive Plants in Wetland and Riparian Ecosystems in the Chesapeake Bay Region
- Native and Introduced Flora Associated with Glacial Lakes
  
- Herbarium Studies of Plant Species of Special Concern in this Commonwealth
- Field Studies of Plant Species of Special Concern in this Commonwealth
- 2002 Rare Plant Inventory within Northwest Pennsylvania
- Use of PNDI Data Management System for the Department of Agriculture Noxious Weed Survey Data
- Development of Pennsylvania Biodiversity Conservation Plan

#### *Sponsor*

<i>Sponsor</i>	<i>Amount</i>
Penn State	\$7,000
Frostburg University	\$25,000
Penn State	\$7,000
Penn State	\$10,000
National Audubon	\$10,000
National Audubon	\$20,000
National Audubon	\$50,000
Lock Haven University	\$9,000
Game Commission	\$4,000
East Stroudsburg University	\$10,000
Nature Conservancy	\$17,000
Shippensburg University	\$32,000
Penn State	\$50,000
Arcadia University	\$9,275
Nature Conservancy	\$45,600
Randy Cassell	\$9,000
Phipps Conservatory	\$5,000
Western Pennsylvania Conservancy	\$20,000
Morris Arboretum	\$30,000
Alliance for the Chesapeake Bay	\$5,000
Western Pennsylvania Conservancy	\$20,000
Carnegie Museum of Natural History	\$5,500
Nature Conservancy	\$10,000
Cleveland Museum	\$15,000
Nature Conservancy	\$15,000
Pennsylvania Partnership Biodiversity	\$30,000



*Project*

- Keystone Ecotones: The River Otter in a Changing Habitat
- Rare Land Snails of Western Pennsylvania
- Interactive Display
  
- Natural Areas Inventories
- Natural Areas Inventories

*Sponsor*

<i>Sponsor</i>	<i>Amount</i>
Celtic Moon Publishing	\$10,000
Appalachian Cons. Biology	\$9,000
Friends of Wildwood Nature Center	\$10,000
Nature Conservancy	\$200,000
Western Pennsylvania Conservancy	\$200,000

The Balance Sheet and Statement of Unreserved Fund Balance provided were prepared by the Comptroller's Office on a cash basis of accounting, combined with an encumbrance budgetary system. They were not prepared in accordance with General Accepted Accounting Principles.

*Department of Conservation and Natural Resources  
Wild Resource Conservation Fund  
Statement of Unreserved Fund Balance  
for the Period Ended June 30, 2003*

Unreserved Fund Balance, Beginning	\$104,300.40
<b>Revenue Received:</b>	
Income Tax Check-offs	\$204,511.12
Voluntary Donations	16,071.04
Income from "Osprey" Film	9,822.00
Wild Plants License/Permits	860.00
Sale of Publications	20,438.45
Wild Resource License Plate	50,819.51
Wild Resource Tee Shirts	205.00
Interest on Securities	<u>3,529.05(1)</u>
<b>Total Revenue Received</b>	<b>\$406,256.17</b>
Prior Year Commitment	\$121,979.59
Liquidations	
<b>Total Funds Available</b>	<b>\$632,536.16</b>
<b>Deductions:</b>	
Expenses	\$447,248.17
Administrative Commitments (2)	1,059.90
Project Commitments (3)	66,443.43
<b>Total Deductions</b>	<b>\$514,751.50</b>
Unreserved Fund Balance, Ending	\$177,784.66

(1) This figure includes \$395.22 from TV 19802053 which has been paid by treasury but not posted to revenue.

(2) This figure does include administrative commitments \$349.50 contingent committed against future years spending authorization.

(3) This figure does not include project commitments of \$12,000 contingently committed against future years spending authorizations.

(PREPARED BY COMPTROLLER'S OFFICE)

**Public Hearing**

The Wild Resource Conservation Board (Board) has scheduled a public hearing for September 10, 2003, at 1 p.m. at the Game Commission, 2001 Elmerton Ave., Harrisburg, PA 17110. The purpose of the hearing is to provide individuals and organizations the opportunity to comment on the recommendations and programs funded with moneys from the Wild Resource Conservation Fund (Fund). The Board is interested in hearing from individuals or organizations who wish to comment on the projects

submitted for funding to the agencies, the Game Commission, the Fish and Boat Commission or the Department of Conservation and Natural Resources (Department) list published in this issue of the *Pennsylvania Bulletin*. Agencies project recommendations for funding will be presented at the public hearing.

Only comments from the general public regarding the projects received will be heard at the September 10, 2003, public hearing.

The Board will then evaluate all recommendations submitted for its consideration and final funding decisions will be approved at the annual meeting on November 12, 2003.

**Annual Meeting**

The Board has scheduled an annual meeting on November 12, 2003, at 1 p.m. at the Game Commission, 2001 Elmerton Ave., Harrisburg, PA 17110. A full report will be presented on the allocation of moneys from the Fund. The Board will consider all presentations made at the public hearing and the plans outlined by the professional technical staffs of the Fish and Boat Commission, the Game Commission and the Department.

The recommendations funded by the Board will be administered by the Fish and Boat Commission, the Game Commission and the Department. The recommendation selections will be based on their individual contribution to the management goals of three agencies and those outlined in the Wild Resource Conservation Act (32 P. S. §§ 5301—5313).

The following list includes the project recommendations requesting funding for 2003-2004 received by the Board. The public is invited to offer comment at the public hearing on September 10, 2003. The public hearing will be held at Game Commission, 2001 Elmerton Ave., Harrisburg, PA at 1 p.m. Limit comments to 5 minutes and provide eight copies for the Board.

**Project Submissions to the Fish and Boat Commission for Funding 2003-2004**

- *Conservation and Management of Fish, Herptiles and Aquatic Species—Special Projects*

*Objective:* PNDI reviews and impact evaluations, timber rattlesnake conservation and management, Fish and Boat Commission, The Nature Conservancy, PNDI Liaison.

*Justification:* 54 fish, 12 herptiles and 3 freshwater mussels are presently on the Pennsylvania endangered, threatened and/or candidate species lists. The position provides much needed baseline data and technical assistance in nongame and endangered species conservation.

*Sponsor:* The Nature Conservancy—Anthony Davis  
Fish and Boat Commission—John Arway

*Cost:* \$52,222

- *Development of a Historical Database as a First Step in Assessing Changes in the Crayfish Fauna of this Commonwealth Over the Past 100 Years*

*Objective:* Assemble this Commonwealth's historical crayfish data (mainly Ortmann 1906) into a readily accessible database and to add all of the available contemporary crayfish to this database.

*Justification:* The crayfish of this Commonwealth were thoroughly inventoried early in the 20th century. Since then, this Commonwealth's landscape has changed markedly. Development, habitat alterations and invasive species currently pose significant threats of this Commonwealth's crayfish.

*Sponsor:* Penn State—Robert Carline

*Cost:* \$13,690

- *Non-Native Trout Effects of Native Commonwealth Fishes and Associated Food Webs*

*Objective:* Determine direct effects of stocked trout on the Commonwealth endangered bridle shiner and iron color shiner in Marshalls Creek. Determine indirect effects of stocked trout on habitat-use by native nongame fishes. Determine cascading effects of non-native reproducing trout populations on headwater stream food webs.

*Justification:* Non-native trout are being removed from streams where they have displaced native trout in National park streams and wilderness areas. In addition to displacing native trout, introduced trout have had detrimental effects on Federally endangered fishes and have altered food webs in streams in Japan and New Zealand. However, little is known of what effects non-native trout have on nongame native fish in this Commonwealth.

*Sponsor:* Penn State—Jay Stauffer

*Cost:* \$53,904

- *Propagation and Recovery Plan for Longnose Suckers and Sharpnose Darters*

*Objectives:* Comprehensive review of existing water quality data for the Commonwealth portion of the Monongahela River drainage; suitability of reintroduced or introduction sites will be determined using biotic and abiotic determinates such as flora, fauna, water temperature, chemical water quality, flow and substrate, culture 10,000 longnose sucker young and 2,000 sharpnose darter young, release of cultured fishes into recommended sites determined by the Fish and Boat Commission, release sites will be monitored, determine if the population of longnose suckers in this Commonwealth is a distinct species.

*Justification:* Both longnose suckers and sharpnose suckers could benefit from implementation of a recovery plan. Methods exist for the propagation of both species. Review of case studies and application of current methodologies do hold promise for the recovery of these two species.

*Sponsor:* Penn State—Jay Stauffer

*Cost:* \$80,412

- *Status of the Introduced Rudd in this Commonwealth*

*Objective:* Comprehensive survey of the tributaries and inshore waters of Lake Erie to determine the presence and absence of the rudd; determine age classes and size classes present in each of the areas where rudd are found to determine if they have established reproducing, sustainable populations; develop a watch card to help anglers identify the rudd and educate them the dangers of transporting this species to other waters in this Commonwealth; print and distribute these cards.

*Justification:* Introduced fishes pose serious threats to the native fish fauna of this Commonwealth. It is ex-

remely important that the rudd not be introduced into other Commonwealth waters through bait-bucket introduction.

*Sponsor:* Penn State—Jay Stauffer

*Cost:* \$53,224

- *Dragonfly and Damselfly (Odonata) Inventory of French Creek Watershed in Northwestern Pennsylvania Glacial Lakes*

*Objective:* Systematic sampling of French Creek and its tributary riverine systems for dragonfly and damselfly aquatic larvae, exuviae and adults. Prepare and submit first preliminary report of collections. Systematic sampling of glacial lakes and their associated wetlands throughout the northwest portion of this Commonwealth for dragonfly and damselfly aquatic larvae, exuviae and adults. Lakes include Conneaut Lake, Edinboro Lake, Canadohta Lake, Sandy Lake, Sugar Lake, Lake LeBoeuf, Lake Pleasant and Crystal Lake.

*Justification:* The proposed dragonfly and damselfly inventory will fill a key role in interpreting aspects of present conditions of aquatic habitats and water quality in the French Creek watershed and glacial lakes in the northwestern portion of this Commonwealth.

*Sponsor:* Western Pennsylvania Conservancy—Todd A. Sampsell

*Cost:* \$49,500

- *Range Determination of the Eastern Massasauga Rattlesnake in this Commonwealth*

*Objective:* Obtain current, accurate location and distribution information for the Eastern Massasauga in this Commonwealth. Obtain data regarding onsite habitat characteristics and to relate habitat type and quality to the presence or absence of massasaugas. Use GIS technology to begin mapping habitat in known Massasauga areas. Obtain latitude and longitude coordinates of Massasauga locations and potential habitat locations. Visit and search all known location or suspected areas of high probability due to habitat availability or proximity to known sites. Record and report data regarding Massasauga locations, habitat availability and suitability.

*Justification:* A comprehensive range assessment has not been attempted on over 20 years and is sorely needed due to habitat destruction, alteration and degradation. Proper conservation and protection of this species requires current and accurate locations information. This study will allow for proactive conservation measures to occur before unreported sites are lost to habitat alteration or degradation.

*Sponsor:* Western Pennsylvania Conservancy—Benjamin Jellen

*Cost:* \$16,930

#### **Project Submissions to the Game Commission for Funding 2003-2004**

- *A Database of Pennsylvania Mammals in the Academy of Natural Sciences Mammalogy Collection*

*Objectives:* Capture data related to Pennsylvania mammal species from the mammalogy research collection's handwritten catalog into an electronic database; deliver an electronic copy of these data to the Department; provide these data to the public through a searchable website at the Academy; digital images of types and significant specimens of Pennsylvania mammals held at the Academy.

*Justification:* The mammalogy research collection at the Academy of Natural Sciences is one of the oldest in

the hemisphere. It is a rich historical collection with much material dating from between 1850 and 1940 including much regional material from the late 1800s and early 1900s that is not duplicated elsewhere. The collection consists of 23,000 lots mostly well organized study skins and associated skeletal material.

*Sponsor:* The Academy of Natural Sciences—Paul J. Morris

*Cost:* \$7,598

- *Support for Paid Field Assistants in the First Year of the 2nd Pennsylvania Breeding Bird Atlas*

*Objective:* Provide salary, benefits and defray travel costs for two teams each of two experienced and skilled field assistants working throughout this Commonwealth for up to 8 weeks between mid-May and mid-July 2004. They will provide complement to those of an anticipated 1,000 or more volunteers in meeting the project's primary objective. Atlas of Breeding Birds in Pennsylvania, the presence or absence of breeding evidence for some 200 bird species in nearly 5,000 25 km survey blocks in this Commonwealth.

*Justification:* The 2nd Pennsylvania Atlas will incorporate specially designed survey protocols that will provide a new dimension of understanding of the distribution of this Commonwealth's avifauna that will help insure its future conservation.

*Sponsor:* Carnegie Museum of Natural History—Robert S. Mulvihill

*Cost:* \$25,000

- *Evaluating the Distribution and Abundance of Reintroduced Otters in the Allegheny River Drainage: Applications of GIS, Genetic and Digital Technologies for Management of Rare Species*

*Objective:* Continue development and methodologies for identification of individual otters through extraction of DNA from their scats. Apply genetic methodologies to estimate population density of otters through analysis of DNA extracted from scats collected at study sites. Evaluate seasonal variation in group composition and behavior of otters at latrine sites for use in determining most appropriate times to collect scats for genetic analysis. Evaluate the distribution of reintroduced otter populations throughout the Allegheny River drainage in the western portion of this Commonwealth by conducting shoreline surveys to detect otter signs.

*Justification:* The Pennsylvania River Otter Reintroduction Project has been among the most successful and highly publicized projects ever implemented in this Commonwealth. This project will fulfill final IUCN reintroduction criteria that encourage the development and implementation of long-term monitoring strategies for reintroduced populations.

*Sponsor:* Frostburg State University—Thomas Serfass

*Cost:* \$30,000

- *Preparation and Disposition of Vertebrate Specimens from Various Collections and Surveys Into the State Museum*

*Objective:* Continue to organize and install specimens that have been transferred to the State Museum including specimens preserved in fluids and accessory collections from SUVM and other sources. Continue to organize and archive, electronically if possible, paperwork concerning the specimens including all trapline records, specimen sheets, accession records and other pertinent paperwork. This will focus on those specimen sheets and paperwork that have not been bound to date.

*Justification:* There are many specimens still awaiting processing from the Shippensburg University Vertebrate Museum and other museums and collections. New specimens are being collected from various ongoing surveys. These specimens need to be prepared and accessioned by the State Museum to ensure that the State Museum has a thorough collection of Pennsylvania mammals, herptiles and birds. The State Museum will have the assistance of an experienced mammalogist and museum preparator to regain the ASM accreditation.

*Sponsor:* The Nature Conservancy—James A. Hart

*Cost:* \$29,472

- *Important Mammal Areas Project—Phase II*

*Objective:* Nomination and selection of additional sites; public education efforts; production of maps for each selected site, with boundaries, corridors and buffers. Development of a process for either interfacing with existing management plans or developing management plans if none exist.

*Justification:* Development of Important Mammal Areas which is a tool for habitat conservation. Generate site maps and pilot the development of management plans for two to three sites. Maintain the IMAP office and its one staff member to provide support and coordination during this work.

*Sponsor:* Indiana University of Pennsylvania—Alicia Linzey

*Cost:* \$33,503

- *Wild Action Grant Program*

*Objective:* Enhance Commonwealth biodiversity encouraging students and youth groups to plant species for wildlife on school grounds and in communities. Provide financial and resource support for 20 schools and/or youth groups to create curriculum club programming and after school programs. Support a minimum of 300 students/youth group members in developing and 1,000 students/youth in using these habitats for helping to address environment and ecology standards.

*Justification:* Biodiversity is a current issue not well understood. The new State environment and ecology standards address concepts of biodiversity from K-12, primarily in the standard categories of environmental health, threatened and endangered species and ecosystems and their interactions.

*Sponsor:* Game Commission—Theresa Alberici

*Cost:* \$4,000

- *Effects of Acidic Deposition on Forest Birds*

*Objective:* Evaluate the effects of acidic deposition on breeding forest birds on sites where levels of acidic deposition are known to be high and evaluate the effects of liming as a mitigation technique. Compare breeding bird abundance and composition on acidic sites and limed. Compare the abundance and calcium content of soil invertebrates and snails available to ground-foraging birds on acidic sites and limed sites. For ovenbirds quantify territory size, reproductive success and eggshell characteristics between acidic and limed sites.

*Justification:* Acidic deposition may be responsible in part for declines of some forest-dwelling birds. Forests in this Commonwealth have been exposed to some of the highest levels of acidic deposition of any sites tested in North America, potentially threatening the quality of this habitat for breeding birds.

*Sponsor:* Penn State—Margaret Brittingham

*Cost:* \$21,677

- *Effects of Landscape- and Patch-Level Habitat Characteristics on the Distribution, Abundance and Nest Success of Acadian Flycatcher, Cerulean Warbler and Eastern Wood-Pewee in Southwestern Pennsylvania*

**Objective:** Measure abundance nest success of three forest bird species with declining populations in the Ohio Hills region of this Commonwealth; determine habitat factors within patches and landscapes that influence abundance and nest success; make conservation recommendations to benefit these breeding bird species in this Commonwealth.

**Justification:** This research will help to determine which habitat factors are the most important in causing declines of many forest bird species through increased predation and cowbird parasitism. This research will help determine which habitat factors are the most important in causing these declines.

**Sponsor:** California University of Pennsylvania—C. Allan Miller

**Cost:** \$12,118.36

- *Inventory of the Birdlife Found in Two Exceptional Value Subwatersheds to the Brodhead Creek Watershed in Monroe County*

**Objective:** Breeding bird survey; migratory and winter use survey; habitat assessment; GIS analysis; presentation of results; important bird area petition to the Ornithological Technical Committee to designate these watersheds as important bird areas.

**Justification:** The Pocono Mountain region of the north-east portion of this Commonwealth, in particular Monroe and Pike Counties, are the fastest growing counties in this Commonwealth. Designation of a parcel of land as an important bird area gives landowners another tool in developing conservation strategies for their property. An IBA designation gives a potential property greater consideration for open space initiative such as the Forest Legacy Program.

**Sponsor:** Pocono Avian Research Center, Inc.—Jackie Speicher

**Cost:** \$22,854

- *Status, Distribution and Conservation of Yellow-bellied Flycatcher (YBFL)*

**Objective:** Survey at least ten sites with potential for the YBFL. Mapping of YBFL and Blackpoll warbler territories in Dutch Mountain wetlands of State Game Land 57 and IBA. Collection of more macro- and micro-habitat data in YBFL territories. Documentation of YBFL and other rare species sites for PNDI, IBA, county NAI and Atlas projects.

**Justification:** YBFL is a Pennsylvania threatened species that is difficult to study because of its remote habitat and quiet habits. It represents a community of rare boreal and conifer species, including Olive-sided Flycatcher, Blackpoll Warbler, Swainson's Thrush, Red Crossbill and Pine Siskin. Habitat studies will enhance inventory and conservation programs.

**Sponsor:** Douglas A. Gross

**Cost:** \$5,000

- *Susquehanna River Birding and Wildlife Trail*

**Objectives:** Host two guide training sessions to train outfitters, employees, to lead bird and wildlife watching tours. Develop wayfinding and destination signs to guide visitors to stops on the birding and wildlife trail. Host a meeting for tourism promotion agencies and vacation bureaus, as well as hotel owners, and the like, to engage

them in developing a strong nature tourism program in this Commonwealth. Produce a bird trail book.

**Justification:** Conservation protection through increased awareness; education through interpretation at sites, visits to nature centers, associated festivals and events and citizen science opportunities. Economic growth through tourism generated taxes, fees and purchases of users which could lead to economic incentives for habitat protection.

**Sponsor:** National Audubon—Marci Mowery

**Cost:** \$51,000

- *IBA Volunteer Training/Bird Monitoring*

**Objective:** Complete all electronic data entry and compilation for IBA point count data collected from 2001 to 2003. Work in partnership with the second round of this Commonwealth's breeding bird atlas property by continuing standardized annual scientific bird inventories and monitoring at 25 IBA's expanding to include a minimum of 5-10 additional wetland and forest sites.

**Justification:** This Commonwealth's most significant avian habitats are forests and wetlands. "Penn's Woods" is an important part of the State's identity and represents our most significant bird habitat. Unfortunately, this Commonwealth's forested landscape has been degraded by deer over-browsing, roads, oil and gas development, inappropriate logging, exotic forest pests and sprawl housing development. Volunteer training is designed to rapidly accelerate IBA bird population monitoring and habitat conservation efforts Statewide.

**Sponsor:** National Audubon—Steve Hoffman

**Cost:** \$20,000

- *Partners-In-Flight (PIF) GAP Analysis: Delineating Bird Conservation in this Commonwealth*

**Objective:** Employ spatial analysis (GIS) methods to assess, quantify and map potential habitat focusing on PIF priority species. Obtain current habitat data to quantify recent trends of habitat loss for PIF priority species. Compare identified habitat to existing protected lands and IBAs to determine gaps in the protection status for these species

**Justification:** Designed to answer how much "secure habitat" can this Commonwealth contribute toward the maintenance of declining land bird populations and where should it be? This question can be best answered on a habitat and species specific basis using spatial analysis and GAP methods as proposed.

**Sponsor:** National Audubon—Steve Hoffman

**Cost:** \$30,000

- *Appalachian Cottontail Distribution in this Commonwealth*

**Objective:** Determine the current distribution of Appalachian cottontail rabbits in this Commonwealth relative to the historical range as reported in the literature. Determine an index of abundance for the Appalachian cottontail rabbit in selected locations to allow future comparisons and trend analysis.

**Justification:** The current distribution and population trend of the Appalachian cottontail rabbit in this Commonwealth is unknown. This rabbit has declined substantially in adjoining states where monitoring efforts have been completed.

**Sponsor:** Lock Haven University—Ralph Harnischfeger

**Cost:** \$7,555

**Project Submissions to the Department for Funding  
2003-2004**

• *Rare Plant Inventory within Northwestern Pennsylvania*

*Objective:* Continue search for new occurrences of rare plant communities and plants of special concern. Stewardship projects at Presque Isle, Erie National Wildlife Refuge and State Game Land 122. Search for *Carex chodorhiza* in Tioga County. Aquatic bed survey on the Allegheny and Clarion Rivers.

*Justification:* There is a great need for additional inventory in the northwestern portion of this Commonwealth for plants of special concern in this Commonwealth. If rare plants or rare natural communities are identified prior to development, a development can be altered or constructed in a manner that will allow the plants to survive.

*Sponsor:* Cleveland Museum of Natural History—James Bissell

*Cost:* \$15,000

• *Taking Stock of American Ginseng in this Commonwealth*

*Objective:* This project will initiate studies to generate information pertinent to the two principle interests in American ginseng: conservation and cultivation.

*Justification:* The lack of information surrounding ginseng collection in this Commonwealth is especially problematic for forest resource managers since commerce in the species is presently regulated and monitored under the Convention on International Trade in Endangered Species of Fauna and Flora agreement.

*Sponsor:* Penn State—Michael Jacobson

*Cost:* \$39,875

• *Field Surveys for Euphorbia purpurea, Soldago speciosa and Eurybia radula in this Commonwealth*

*Objective:* Update PNDI population figures for *Euphorbia purpurea*, glade spurge and contribute to an ongoing demographic study for eventual publication. Update PNDI population figures for *Eurybia (Aster) radula* rough leaved aster and contribute to a publication on the biology and distribution of the species.

*Justification:* Do a thorough report to the PNDI on the species conservation status. All four taxa are already either listed or recommended by the PABS for listing as plants of special concern.

*Sponsor:* Dickinson College—Carol Loeffler

*Cost:* \$1,248

• *The Lichen Flora of Eastern Pennsylvania*

*Objective:* Establish baseline data for lichen diversity in the eastern portion of this Commonwealth, inventory taxa present in the region; evaluate the distribution and abundance of taxa in the region.

*Justification:* Lichens at present are poorly known worldwide. Taxonomically lichens are poorly understood and as a result it is estimated that 15-20% of the species in eastern North America alone remain undescribed.

*Sponsor:* Carnegie Museum of Natural Sciences—James A. Macklin; James Lenderner

*Cost:* \$4,201.70

• *The Status of Crataegus (Hawthorn) in Eastern Pennsylvania*

*Objective:* Clarify the *Crataegus* species present in the eastern portion of this Commonwealth; evaluate the abundance of the species; identify the distribution pat-

terns of the species; aid in identifying further taxonomic problems present for later study.

*Justification:* This Commonwealth has a rich diversity of *Crataegus* species due to its size, physiography and bedrock geology. In the past few hundred years, as eastern North America was settled, Hawthorns have both benefited from the extensive clearing of forest that provide ample distributed habitat and suffered due to competition from exotic species introduced purposely or by accident.

*Sponsor:* The Academy of Natural Sciences—James A. Macklin

*Cost:* \$8,033.76

• *Field Surveys of Aquatic Plants of Northeastern Pennsylvania, Development of Quantitative Monitoring Techniques for Aquatic Vegetation and PNDI Project Review Assistance*

*Objective:* Strengthen the scientific basis for classification of vascular plants as endangered, threatened or rare by the Pennsylvania Natural Heritage Program. Expand the coverage of PNDI database by conducting field inventories of poorly studied or completely undocumented sites of probable occurrence of plant species of special concern. Provide project review staff for PNDI

*Justification:* In an effort to protect the natural biological diversity in this Commonwealth, land development proposals must be screened by PNDI to identify those that pose a threat to endangered, threatened, rare or candidate species.

*Sponsor:* Trustees of the University of Pennsylvania—Ann Rhoads

*Cost:* \$34,550

• *Seed Germination and Reproductive Biology of Agalinis auriculata and Endangered Pennsylvania Plants*

*Objective:* Identify host plants in this Commonwealth for endangered *Agalinis auriculata*, a facultative hemiparasite. Determine the compatibility system and potential pollinators in this Commonwealth.

*Justification:* Identify methods to preserve and manage the current populations of this species in this Commonwealth by learning more about its reproductive biology and host use in seed germination, growth and reproduction.

*Sponsor:* Cedar Crest College—Amy Faivre

*Cost:* \$5,613

• *Herbarium and Field Studies of Pennsylvania POSCIP*

*Objective:* Data recording and specimen verification. Record specimen label data from historical collections for any new taxa added to the POSCIP list at the Pennsylvania rare plant meeting in early 2004.

*Justification:* Specimen label data and accurate identification of specimens are essential to efforts to monitor populations of POSCIP species.

*Sponsor:* The Carnegie Museum of Natural History—Cynthia Morton

*Cost:* \$19,230

• *Invasive Plant Training for Friends Groups*

*Objective:* To produce a training program intended to produce a volunteer workforce dedicated to promoting the welfare of our parks and forests that are trained to identify survey and control invasive plants. All friends groups that are chapters of PPF will receive this training along with anyone requesting the training.

*Justification:* Friends groups are created to support State parks and forests. One kind of support is in the form of volunteer workers. This project is to develop a training program to give the groups the skills to identify and eventually control invasive plants.

*Sponsor:* Pennsylvania Parks and Forests Foundation—John Keith

*Cost:* \$30,000

- *RAPD Variation Within and Among Populations of Diarrhena Americana in Southwestern Pennsylvania*

*Objective:* Assess the overall genetic variability and population structure in three populations of *Diarrhena Americana* in southwestern portion of this Commonwealth; determine Nei's unbiased genetic distances and analyses of molecular variance for within and between population variation assessment. Compare genetic similarity between the two "near" populations in the same county and the more distant populations in a different county

*Justification:* Measurements of the genetic diversity in the recently identified local population of *Diarrhena Americana* will be extremely helpful in accurately determining the endangered status of this species in this Commonwealth.

*Sponsor:* California University of Pennsylvania

*Cost:* \$5,966

- *Determination of Tree Age-Diameter Relationships for Invasive Tree Species to Reconstruct Patterns in Commonwealth Forests*

*Objective:* Quantify relationships between tree age and diameter at breast height for tree-of-heaven and Norway maple, two of the most important invasive plant species in this Commonwealth. Develop these relationships into predictive tools for estimating tree age based on DBH data. Characterize invasion patterns of several populations in the southwestern portion of this Commonwealth.

*Justification:* Although tree-of-heaven and Norway maple are two of the most important invasive tree species in the northeastern United States, statistical relationships between tree age and DBH have not been determined for these species. This information is critical to forest managers concerned with the invasion patterns of these species.

*Sponsor:* California University of Pennsylvania—Thad E. Yorks

*Cost:* \$6,830

- *Documenting the Native and Introduced Flora Associated with Glacial Lakes in Northwest Pennsylvania, with Emphases on Rare Species and Invasive Alien Species*

*Objective:* Document the flora of the glacial lakes in the northwestern portion of this Commonwealth to facilitate planning for future stewardship of these unusual and fragile natural features.

*Justification:* Glacial lakes are among the most treasured natural features of this Commonwealth. Of the 1,500 lakes in this Commonwealth, only 50 were naturally formed. These lakes are important scenic and recreational resources. Glacial lakes also comprise habitat for many species of plants and animals that would not otherwise inhabit this Commonwealth.

*Sponsor:* Western Pennsylvania Conservancy—Steve Grund

*Cost:* \$66,414

- *History of Status Changes of Commonwealth Plants of Special Concern*

*Objective:* Track history of status changes for species on the POSCIP list. Accuracy of decisions made by the Vascular Plant Technical Committee will be improved with the document that will result from this work.

*Justification:* Increasing the accuracy of decisions made by the Vascular Plant Technical Committee concerning the status of plants of special concern will ensure that funding for plant species can better be distributed to projects involving species more in need of conservation funding.

*Sponsor:* Joseph A. Isaac, Botanical Consultant—Bonnie Isaac

*Cost:* \$4,500

- *Special Concern Plant Species—Research Management 2004-2005*

*Objective:* Conduct field surveys in the eastern portion of this Commonwealth to attempt to locate denovo populations, confirm extant or historical populations of plant species of special concern having PBS state statuses of endangered, threatened, rare or special concern in this Commonwealth.

*Justification:* Field work is necessary for the proper conservation of wild plant resources in this Commonwealth. Without the new and revised data that field surveys provide, the completeness and reliability of the PNHP/PNDI database and therefore plant conservation would be compromised.

*Sponsor:* The Nature Conservancy—John Kunsman

*Cost:* \$39,900

#### **Multiagency Projects Submitted for Funding 2003-2004**

- *Publication of the Checklists and Articles from the 2003 Pennsylvania Invertebrate Biodiversity Conference*

*Objective:* Compile and edit the checklists of selected Pennsylvania invertebrates presented in the conference; assemble and edit the manuscripts of papers presented in the conference; publish the papers presented in the conference; publish a hardcover version and put on the Internet an electronic version of the checklists of this Commonwealth's invertebrates by taxon.

*Justification:* Invertebrates are most numerous of all organisms and major players in the ecosystem processes that support and sustain our life-support system. They are closely involved with our daily lives and effect our enterprises, yet they are the least known group of organisms on this planet.

*Sponsor:* Penn State—K C Kim

*Cost:* \$7,422

- *Inventory and Ecological Studies of Pennsylvania's Aquatic Snails*

*Objective:* Continue field objectives funded in Year 1 which include gastropod collections, measuring water chemistry and recording habitat measures; use date to help build a modern collection record for this Commonwealth's aquatic gastropods; produce a report that will detail the fauna documented at all sites any relationships between water quality and snail species.

*Justification:* This study will help the Department of Environmental Protection in their efforts to assess all the waters of the State within the next few years.

*Sponsor:* Western Pennsylvania Conservancy—Ryan Evans

*Cost:* \$46,020

- *Land Snail Website and Slugkey*

*Objective:* Develop and launch a website profiling a variety of central Appalachian Mountain land snail species and land snail ecological issues for amateurs, higher education students and professional researchers. Develop a field key to native slugs employing simple field marks for use by amateur naturalists and professional biologists.

*Justification:* If we are to improve our understanding, use and conservation of land snails, especially among interested amateurs and the scientific community, a first step is to make current information more widely available. Develop a Pennsylvania land snail website and develop a field key to the State's native slugs.

*Sponsor:* Appalachian Conservation Biology—Kenneth Hotopp

*Cost:* \$14,550

- *Pennsylvania Bee Project*

*Objective:* Collect and curate bee specimens from a variety of this Commonwealth's geographic areas to document the state of bee diversity and to establish a baseline data set for this Commonwealth.

*Justification:* Bees have coexisted with flowering plants for millions of years and as pollinators are vital to the health of native plant populations. The Pennsylvania Bee Diversity Project seeks to understand and protect wild pollinators by collecting baseline data of bee biodiversity in important natural communities.

*Sponsor:* The Pennsylvania Heritage Society

*Cost:* \$23,437

- *A Review and Update of Species Status Categories and Criteria that help Determine Conservation Priorities in this Commonwealth*

*Objective:* Develop an explicit, objective framework for classification of a broad range of species according to the need for or the usefulness of conservation measures for their protection; review and adapt and test the applicability of International Union for Conservation of Nature and Natural Resources Red List Categories and Criteria for possible use in this Commonwealth; produce a booklet for use by the Pennsylvania Biological Survey and the Pennsylvania Biodiversity Partnership.

*Justification:* There is a need for listing protocols and for science based categories and criteria that highlight conservation needs commensurate; a species risk of extinction from this Commonwealth.

*Sponsor:* Jerry Hassinger

*Cost:* \$11,900

- *Pennsylvania Biodiversity Conservation Plan: Phase 3*

*Objective:* Continued public meetings to solicit additional comments and recommendations; continued outreach through the PBP website, exhibits at conferences and lectures; continued information gathering. Upgrades to the PBP website to augment its interactive search capabilities.

*Justification:* Funding both State and private sources is necessary for matching dollars by the United States

Fish and Wildlife Title VIII grant received by PBP for the development of the Pennsylvania Biodiversity Conservation Plan.

*Sponsor:* Pennsylvania Biodiversity Partnership—Sue Thompson

*Cost:* \$27,500

- *Study of Pennsylvania Fireflies to Facilitate Identification and Conservation*

*Objective:* Project seeks to resolve systematic problems in Pennsylvania fireflies and provide accurate public information on their identification, distribution, phenology and conservation.

*Justification:* Fireflies are well known insects in this Commonwealth. However, it is difficult to distinguish it from related species.

*Sponsor:* Carnegie Museum of Natural History—John Rawlins

*Cost:* \$32,733

- *Preliminary Study of Pennsylvania Ground Beetles*

*Objective:* Construct a distributional checklist of Pennsylvania ground beetles that is authoritative; supplement that list with new information from unstudied counties and aides for identification.

*Justification:* Ground beetles are the most frequently used lineage of terrestrial indicator organisms to assess ecological conditions in terrestrial habitats that include soil, understory and semiaquatic communities.

*Sponsor:* Carnegie Museum of Natural History—Robert L. Davidson

*Cost:* \$15,340

- *Illustrated Field Guide to the Crane Flies of this Commonwealth*

*Objective:* Concentrate collecting of crane flies in areas within this Commonwealth that were missed from the existing database. Produce a pictorial crane fly identification field guide with information on habitat, distribution and natural history. Produce a website that provides an expansive link and makes our finding fully accessible to ecologists, students of systematics and museums.

*Justification:* Crane flies constitute the most diverse family of flies, but are poorly represented in scientific collections due to their fragility. The presence or absence of crane fly species, common as well as rare, are important indicators of ecological function in Commonwealth aquatic habitats.

*Sponsor:* Carnegie Museum of Natural History—Chen Young

*Cost:* \$22,520

- *County Natural Areas Inventories*

*Objective:* To complete the identification of natural areas within Bradford and Carbon Counties and to initiate surveys for rare species and exemplary natural communities and other sites of conservation value in three new counties. To provide these data to county and municipal officials, conservation organizations, the development community and the public to allow them to make better informed conservation decisions in the respective counties.

*Justification:* The 21st Century Environment Commission Report recommended funding for completion of the NAI's as a step toward preserving this Commonwealth's natural diversity. To preserve that diversity land use

planners and other must know what that diversity is and where it is represented on the landscape.

*Sponsor:* The Nature Conservancy—William Gleason, Anthony Davis

*Cost:* \$144,642

• *County Natural Areas Inventories*

*Objective:* Complete county natural heritage inventories and initiate and perform inventories in additional counties in the western portion of this Commonwealth.

*Justification:* A county natural heritage inventory is a systematic study of the biological resources of a county. It includes plants, animals, natural communities and habitats that are important to these living resources.

*Sponsor:* Western Pennsylvania Conservancy—Jeffrey Wagner

*Cost:* \$344,000

• *Multidimensional Diorama at Benjamin Olewine III Nature Center*

*Objective:* Contribute to the cost of the multidimensional interactive exhibit at the Wildwood Lake Sanctuary with the Wild Resource Conservation Fund listed as a contributor.

*Sponsor:* The Friends of Wildwood Lake Nature Center, Inc.

*Cost:* \$35,000

• *Hauto Valley Conservation Park*

*Objective:* Develop the last culm bank in the Hauto Valley into a conservation park. This project includes lands, which had long since been naturally reclaimed and were established in tertiary forest.

*Justification:* The reclamation plan for this property used the site attributes and historical data about the site to re-establish some semblance of what was originally and naturally on the site while working around manmade conditions that could not be changed.

*Sponsor:* Nesquehoning Creek Watershed Alliance—Bruce Conrad

*Cost:* \$156,000

MICHAEL F. DIBERARDINIS,  
*Secretary*

[Pa.B. Doc. No. 03-1493. Filed for public inspection August 1, 2003, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

### Availability of 2003-2004 Innovative Learning and Workforce Development Agriculture Funds

Applications are invited for FY 2003-2004 Innovative Learning and Workforce Development Agriculture Funding. The project period is from August 4, 2003, to June 30, 2004. The maximum amount per application is \$30,000. Available funds total \$230,000.

1. *Eligibility Requirements*

Funding is available on a competitive basis to career and technical education centers and area school districts with career and technical programs.

2. *Applications Deadline*

Applications are due on August 27, 2003, by 5 p.m.

3. *How to Apply*

The Department of Education (Department) has implemented an internet-based E-Grant system that requires eligible applicants to apply for funding online. The grant guidelines will be available on the Department's website: [www.pde.state.pa.us/](http://www.pde.state.pa.us/). Click on "K-12 Schools," then on the left hand side click on "Career/Technical Education," "Grants and Funding," "Funding Sources." This page provides a listing of the various funding guidelines. Click on "Innovative Learning and Workforce Development for Agriculture Funding."

4. *Questions Concerning the Grant Application*

Questions concerning the grant application should be addressed to John Bonchalk, General Vocational Education Advisor, Department of Education, Bureau of Career and Technical Education, Division of Contract Administration, 333 Market Street, 6th Floor, Harrisburg, PA 17126-0333, (717) 772-4177, [jbonchalk@state.pa.us](mailto:jbonchalk@state.pa.us).

VICKI L. PHILLIPS, Ed.D.,  
*Secretary*

[Pa.B. Doc. No. 03-1494. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Availability of 2003-2004 Innovative Learning and Workforce Development Funding

Applications are invited for FY 2003-2004 Innovative Learning and Workforce Development Funding. The project period is from August 27, 2003, to June 30, 2004. The maximum amount per application is \$50,000. Available funds total \$2,089,000.

1. *Eligibility Requirements*

Funding is available on a competitive basis to career and technical education centers and area school districts with career and technical programs.

2. *Applications Deadline*

Applications are due on August 27, 2003, by 5 p.m.

3. *How to Apply*

The Department of Education (Department) has implemented an internet-based E-Grant system that requires eligible applicants to apply for funding online. The grant guidelines will be available on the Department's website: [www.pde.state.pa.us/](http://www.pde.state.pa.us/). Click on "K-12 Schools," then on the left hand side click on "Career/Technical Education," "Grants and Funding," "Funding Sources." This page provides a listing of the various funding guidelines. Click on "Innovative Learning & Workforce Development Grants."

4. *Questions Concerning the Grant Application*

Questions concerning the grant application should be addressed to John Bonchalk, General Vocational Education Advisor, Department of Education, Bureau of Career and Technical Education, Division of Contract Administration, 333 Market Street, 6th Floor, Harrisburg, PA 17126-0333, (717) 772-4177, [jbonchalk@state.pa.us](mailto:jbonchalk@state.pa.us).

VICKI L. PHILLIPS, Ed.D.,  
*Secretary*

[Pa.B. Doc. No. 03-1495. Filed for public inspection August 1, 2003, 9:00 a.m.]



### Availability of 2003-2004 Innovative Learning and Workforce Development Funding Statewide Demonstration Project

Applications are invited for three Innovative Learning and Workforce Development Funding Demonstration Projects. The project period is from September 12, 2003, to June 30, 2004. The maximum amount per Statewide demonstration project is \$100,000. Available funds total \$300,000. Focus on one of three stated Career Clusters: Architecture and Construction, Hospitality/Tourism or Manufacturing.

#### 1. Eligibility Requirements

Funding is available on a competitive basis to career and technical education centers and area school districts with approved career and technical programs.

#### 2. Applications Deadline

Applications are due on September 12, 2003, by 5 p.m.

#### 3. How to Apply

The Department of Education (Department) has implemented an internet-based E-Grant system that requires eligible applicants to apply for funding online. The grant guidelines will be available on the Department's website: [www.pde.state.pa.us/](http://www.pde.state.pa.us/). Click on "K-12 Schools," then on the left hand side click on "Career/Technical Education," "Grants and Funding," "Funding Sources." This page provides a listing of the various funding guidelines. Click on "Innovative Learning & Workforce Development Grants."

#### 4. Questions Concerning the Grant Application

Questions concerning the grant application should be addressed to John Bonchalk, General Vocational Education Advisor, Department of Education, Bureau of Career and Technical Education, Division of Contract Administration, 333 Market Street, 6th Floor, Harrisburg, PA 17126-0333, (717) 772-4177, [jbonchalk@state.pa.us](mailto:jbonchalk@state.pa.us).

VICKI L. PHILLIPS, Ed.D.,  
Secretary

[Pa.B. Doc. No. 03-1496. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Availability of 2003-2004 Statewide Demonstration Innovative Learning and Workforce Development Funding for Agriculture Programs

Applications are invited for one Statewide Demonstration Innovative Learning and Workforce Development Funding for Agriculture Programs project. The project period is from September 12, 2003, to June 30, 2004. The maximum amount per application is \$70,000. Available funds total \$70,000.

#### 1. Eligibility Requirements

Funding is available on a competitive basis to high schools and career and technical education centers with approved agriculture programs.

#### 2. Applications Deadline

Applications are due on September 12, 2003, by 5 p.m.

#### 3. How to Apply

The Department of Education (Department) has implemented an internet-based E-Grant system that requires eligible applicants to apply for funding online. The grant guidelines will be available on the Department's website: [www.pde.state.pa.us/](http://www.pde.state.pa.us/). Click on "K-12 Schools," then on the left hand side click on "Career/Technical Education," "Grants and Funding," "Funding Sources." This page provides a listing of the various funding guidelines. Click on "Innovative Learning and Workforce Development Grant: Agriculture Programs."

#### 4. Questions Concerning the Grant Application

Questions concerning the grant application should be addressed to John Bonchalk, General Vocational Education Advisor, Department of Education, Bureau of Career and Technical Education, Division of Contract Administration, 333 Market Street, 6th Floor, Harrisburg, PA 17126-0333, (717) 772-4177, [jbonchalk@state.pa.us](mailto:jbonchalk@state.pa.us).

VICKI L. PHILLIPS, Ed.D.,  
Secretary

[Pa.B. Doc. No. 03-1497. Filed for public inspection August 1, 2003, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

#### APPLICATIONS

### THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges related to industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFOs). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or amendment

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section III	WQM	Industrial, sewage or animal waste; discharge into groundwater
Section IV	NPDES	MS4 individual permit
Section V	NPDES	MS4 permit waiver
Section VI	NPDES	Individual permit stormwater construction
Section VII	NPDES	NOI for coverage under NPDES general permits

For NPDES renewal applications in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements.

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 individual permits and individual stormwater construction permits in Sections IV and VI, the Department, based upon preliminary reviews, has made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the EPA Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on an NPDES application are invited to submit a statement to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on a WQM permit application are invited to submit a statement to the office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests for a public hearing on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after any public hearings are held.

Persons with a disability, who require an auxiliary aid, service, including TDD users, or other accommodations to seek additional information should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

### **I. NPDES Renewal Applications**

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

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0057339	Brian and Cheryl Davidson 209 Poplar Road Honeybrook, PA 19344	Chester County Honeybrook Township	Tributary to the South Brandywine	Y
PA0055786	William H. and Lisa Schatz 43 Carter Road Thornton, PA 19373	Delaware County Thornbury Township	UNT to West Branch of Chester Creek	Y
PA0051322	Lee J. Barthold 35 Valley Green Drive Doylestown, PA 18901	Bucks County Doylestown Township	UNT of Neshaminy Creek	Y

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.*

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0029602	Juniata Valley School District Elementary and High School P. O. Box 318 Alexandria, PA 16611	Juniata County Porter Township	Dry Swale Frankstown Branch 11-A	Y

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0028266 Sewerage	Borough of Troy 110 Elmira Street Troy, PA 16947	Borough of Troy Bradford County	Sugar Creek SWP 4C	Y

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0023451	Mt. Jewett Regional Sewer Authority 1 Center Street P. O. Box 680 Mt. Jewett, PA 16740-0680	Mt. Jewett Borough McKean County	Unnamed tributary to Kinzua Creek Watershed 16-B	Y
PA0222607	David Q. Steele 3462 Glen Hazel Road Wilcox, PA 15870	Jones Township Elk County	East Branch Clarion River	Y

**II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Applications**

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

**PA0027031, Amendment No. 1, Sewage, Borough of West Chester, 401 East Gay Street, West Chester, PA 19380.** This application is for amendment of an NPDES permit to include stormwater outfalls of West Chester Borough's Goose Creek STP in West Goshen Township, **Chester County**. This is an existing discharge to Chester Creek (locally known as Goose Creek).

The receiving stream is classified for WWF, aquatic life, water supply and recreation. The nearest public water intake is for the Ingrams Mill Water Treatment Plant, more than 10 miles downstream.

The proposed effluent limits for Outfalls 002—005 based on an average rain event are as follows:

<i>Parameter</i>	<i>Maximum Daily (mg/l)</i>
CBOD <sub>5</sub>	Monitor and Report
COD	Monitor and Report
Total Suspended Solids	Monitor and Report
Total Kjeldahl Nitrogen	Monitor and Report
Total Phosphorus	Monitor and Report
Oil and Grease	Monitor and Report
pH (standard units)	Monitor and Report
Iron (dissolved)	Monitor and Report
Fecal Coliform (no./100ml)	Monitor and Report

Other Conditions: stormwater runoff management.

The EPA waiver is not in effect.

**PA0053139, Sewage, Richard O'Leary, 1409 Newman Road, Pennsburg, PA 18074.** This application is for renewal of an NPDES permit to discharge treated sewage from the O'Leary single residential sewage treatment plant in Upper Hanover Township, **Montgomery County**. This is an existing discharge to the tributary to Perkiomen Creek.

The receiving stream is classified for TSF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 400 GPD, are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>		
(5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Suspended Solids	10	20
Ammonia (as N)		
(5-1 to 10-31)	3.0	6.0
(11-1 to 4-30)	9.0	18.0
Total Residual Chlorine	Monitor and Report	Monitor and Report
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 2.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

**PA0057223, Sewage, William and Donna Hodson, 387 Allenton Road, Souderton, PA 18964-2103.** This application is for issuance of an NPDES permit to discharge treated sewage from the Hodson residence in Franconia Township, **Montgomery County**. This is a new discharge to the East Branch of the Perkiomen Creek.

The receiving stream is classified for TSF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 500 gpd are as follows:

<i>Parameter</i>	<i>Average</i>	<i>Instantaneous</i>
	<i>Monthly (mg/l)</i>	<i>Maximum (mg/l)</i>
CBOD <sub>5</sub>	10	20
Suspended Solids	20	40
Ammonia (as N)		
Total Residual Chlorine	Monitor and Report	Monitor and Report
Fecal Coliform	200 colonies/100 ml as a geometric average	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

**PA0024058**, Sewage, **Borough of Kennett Square**, 120 North Broad Street, Kennett Square, PA 19348-2942, Kennett Township, **Chester County**.

The notice published at 33 Pa.B. 2992 (June 28, 2003) for the Borough of Kennett Square to discharge treated sewage from the sewage treatment plant is hereby rescinded.

**PA0013463 Amendment No. 2**, Industrial Waste, **U. S. Steel Group, a Unit of USS Corporation—Fairless Works**, Fairless Hills, PA 19030. This application is for amendment of an NPDES permit to discharge treated process wastewater and boiler blowdown wastewater from Dominion facility to U. S. S. Fairless Works IWWTP in Falls Township, **Bucks County**. This is an existing discharge to Delaware River Estuary Zone 2. The amendment will include revised Total Suspended Solids effluent limits at Outfall 003 (MP103) based on revised information submitted by the permittee. All other effluent limitations will remain unchanged.

The receiving stream is classified for WWF, MF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 003 consist of treated process waste water, cooling waste water and treated sewage are as follows.

Tidal conditions at Outfall 003 make monitoring impossible. Therefore contribution to Outfall 003 are monitored at monitoring points as follows:

<i>Monitoring Point</i>	<i>Description of Wastewater</i>
MP 103	treated process wastewater from terminal treatment plant
MP 203	treated sewage wastewater
MP 303	cooling water and SWRO
MP 404	treated process wastewater from finishing mill treatment plant

The proposed effluent limits for Monitoring Point MP103, treated process wastewater from terminal treatment plant during the period from issuance through startup of currently permitted production lines with similar product at full capacity, based on an average flow of 2.0 MGD are as follows:

<i>Parameter</i>	<i>Mass Units (lb/days)</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>
Total Suspended Solids	296	669	M/R	M/R	45
Total Suspended Solids*	596	1,422	M/R	M/R	36.5
TSS—(influent to TTP)			M/R	M/R	M/R
TSS—(Boiler Blowdown)*			M/R	M/R	M/R

\* These limits are effective upon operation of SWEC facility (4.90 MGD flow).

The proposed effluent limits for Monitoring Point MP103, treated process wastewater from terminal treatment plant during the period from startup of currently permitted production lines with similar product at full capacity lasting through expiration, based on 6.84 MGD are as follows:

<i>Parameter</i>	<i>Mass Units (lb/days)</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>
Total Suspended Solids	2,681	6,311	M/R	M/R	117
Total Suspended Solids*	2,981	7,064	M/R	M/R	92
TSS—(influent to TTP)			M/R	M/R	M/R
TSS*—(Boiler Blowdown)*			M/R	M/R	M/R

\* These limits are effective upon operation of SWEC Facility (9.74 MGD flow)

The EPA waiver is not in effect.

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*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**PA0063754**, Industrial Waste, SIC 4941, **Pennsylvania American Water Company**, 100 North Pennsylvania Avenue, Wilkes-Barre, PA 18701. This proposed facility is in Dallas Township, **Luzerne County**.

Description of Proposed Activity: Renewal of an NPDES permit to discharge treated process wastewater into Huntsville Reservoir in Dallas Township, **Luzerne County**.

The receiving stream is in the State Water Plan watershed no. 05B and is classified for CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for the Pennsylvania American Water Supply is on the Huntsville Reservoir at the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.686 MGD.

Parameter	Mass (lb/day)		Concentration (mg/l)	
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily
Aluminum			4.0	8.0
Manganese			1.0	2.0
Total Iron			2.0	4.0
Total Suspended Solids			30.0	60.0
pH	6.0 to 9.0 standard units at all times			
Total Residual Chlorine (1st Month to 24th Month)	Monitor and Report			
(25th Month to Expiration)			0.5	1.0

**PA0061476**, Sewage, **Edgewood Mobile Home Park**, 223 R. Maile Road, Greenfield Township, PA 18407, Glenburn Township, **Lackawanna County**. This proposed action is for the renewal of an NPDES permit to discharge 0.020 mgd of treated sewage into an unnamed tributary to Ackerly Creek in Glenburn Township, Lackawanna County.

The receiving stream is in the State Water Plan watershed 04F and is classified for CWF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for the Danville Borough Water Authority is on the Susquehanna River, approximately 80 miles below the point of discharge.

*Outfall 001*—The proposed effluent limits based on a design flow of 0.020 MGD are:

Parameter	Monthly Average (mg/l)	Instantaneous Maximum (mg/l)
CBOD <sub>5</sub>	25	50
Total Suspended Solids	30	60
NH <sub>3</sub> -N		
(5-1 to 10-31)	4	8
(11-1 to 4-30)	12	24
Fecal Coliform		
(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	
NH <sub>3</sub> -N		
(5-1 to 10-31)	7.5	15
Total Residual Chlorine	0.3	0.6
Dissolved Oxygen	minimum of 6.0 mg/l at all times	
pH	6.0 to 9.0 standard units at all times	

The EPA waiver is in effect.

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*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**PA0064319**, Sewage, **The Great Lakes Companies, Inc., Great Wolf Lodge**, 122 West Washington Avenue, 10th Floor, Madison, WI 53703. This proposed facility is in Pocono Township, **Monroe County**.

Description of Proposed Activity: Issuance of new NPDES permit.

The receiving stream, Scot Run, is in the State Water Plan watershed no. 1E and is classified for HQ, CWF, aquatic life, water supply recreation and special protection. The nearest downstream public water supply intake for the City of Easton is on the Delaware River, 42 miles below the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.090 MGD.

Parameter	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
CBOD <sub>5</sub>	10.0		20.0
Total Suspended Solids	10.0		20.0
NH <sub>3</sub> -N			
(5-1 to 10-31)	1.50		3.0
(11-1 to 4-30)	4.50		9.0
Dissolved Oxygen	a minimum of 5.0 mg/l at all times		
Fecal Coliform			
(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 to 9.0 standard units at all times		
Total Residual Chlorine	nondetectable		

Act 537 Planning Approval for this project was granted on July 15, 2003. The Department has tentatively concluded that the proposed discharge is socially or economically justified.

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.*

**PA0247197**, Industrial Waste, **City of Lancaster**, 120 North Duke Street, Lancaster, PA 17608. This facility is in Lancaster City, **Lancaster County**.

Description of activity: Issuance of an NPDES permit for a new discharge of treated industrial waste.

The receiving stream, Conestoga River, is in Watershed 7-J and classified for WWF, water supply recreation and fish consumption. The nearest downstream public water supply intake for the Holtwood Dam Power Plant is on the Susquehanna River, approximately 28 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 based on a design flow of 1.11 MGD are:

<i>Parameter</i>	<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Total Suspended Solids	30	60	75
Total Aluminum	4	8	10
Total Iron	2	4	5
Total Manganese	1	2	2.5
Total Residual Chlorine	0.5		1.6
pH		6.0 to 9.0	

Individuals may make an appointment to review the Department files on this case by calling the File Review Coordinator at (717) 705-4732.

The EPA waiver is in effect.

**PA0247201**, Industrial Waste, **City of Lancaster**, 120 North Duke Street, Lancaster, PA 17608. This facility is in West Hempfield Township, **Lancaster County**.

Description of activity: Issuance of an NPDES permit for a new discharge of treated industrial waste.

The receiving stream, Strickler Run, is in Watershed 7-G and classified for WWF, water supply recreation and fish consumption. The nearest downstream public water supply intake for the Safe Harbor Dam Power Plant is on the Susquehanna River, approximately 11 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 based on a design flow of 2.18 MGD are:

<i>Parameter</i>	<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Total Suspended Solids	30	60	75
Total Aluminum	0.75	1.5	1.9
Total Iron	1.9	3.8	4.8
Total Manganese	1	2	2.5
Total Residual Chlorine	<0.1		<0.2
pH		6.0 to 9.0	

Individuals may make an appointment to review the Department files on this case by calling the File Review Coordinator at (717) 705-4732.

The EPA waiver is in effect.

**PA0247154**, Industrial Waste, SIC Code 4941, **Possum Valley Municipal Authority (Big Hill Membrane Filtration Plant)**, P. O. Box 420, 609 Clearview Road, Bendersville, PA 17306-0420. This facility is in Menallen Township, **Adams County**.

Description of activity: Issuance of an NPDES permit for the long-term discharge of backwash wastewater from the Big Hill Membrane Filtration Plant.

The receiving stream, unnamed tributary of Opossum Creek, is in Watershed 7-F and classified for TSF, water supply recreation and fish consumption. The nearest downstream public water supply intake for the Wrightsville Water Supply Company is on the Susquehanna River, approximately 80 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limitations for Outfall 001 (backwash discharge) based on an average flow of 555 gallons per day are:

<i>Parameter</i>	<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
pH (S. U.)		from 6.0 to 9.0 inclusive	
Total Suspended Solids	XXX	Monitor and Report	XXX
Total Dissolved Solids	XXX	Monitor and Report	XXX
Total Iron	XXX	Monitor and Report	XXX
Dissolved Iron	XXX	Monitor and Report	XXX
Total Manganese	XXX	Monitor and Report	XXX
Ammonia-Nitrogen	XXX	Monitor and Report	XXX
Color	XXX	Monitor and Report	XXX
Total Residual Chlorine	XXX	Monitor and Report	XXX
Conductivity	XXX	Monitor and Report	XXX

Individuals may make an appointment to review the Department files on this case by calling the File Review Coordinator at (717) 705-4732.

The EPA waiver is in effect.

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**PA0104442, Amendment No. 1, Sewage, Breakneck Creek Regional Authority, P. O. Box 1180, Mars, PA 16046.** This proposed facility is in Adams Township, **Butler County**.

Description of Proposed Activity: Amendment to add/identify stormwater runoff outfalls.

The receiving water, Breakneck Creek, is in State Water Plan 20-C and is classified for WWF, aquatic life, water supply and recreation. The nearest downstream potable water supply is the Zelienople Municipal Water Works intake on the Connoquenessing Creek, approximately 10 miles below the point of discharge.

The proposed effluent limits for Outfalls 003 and 004 are based on a design flow of n/a MGD.

<i>Parameter</i>	<i>Loadings</i>		<i>Concentrations</i>		
	<i>Average Monthly (lb/day)</i>	<i>Average Weekly (lb/day)</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>

The discharges shall consist of uncontaminated stormwater runoff from the treatment plant site.

The EPA waiver is not in effect.

**PA0024571, Amendment No. 3, Sewage, Cranberry Township—Brush Creek WPCF, 2525 Rochester Road, Suite 400, Cranberry Township, PA 16066-6499.** This proposed facility is in Cranberry Township, **Butler County**.

Description of Proposed Activity: Amended to add/identify a stormwater outfall.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Beaver Falls Municipal Authority intake on the Beaver River at Eastvale, approximately 27 miles below point of discharge.

The receiving stream, Brush Creek, is in watershed 20-C and classified for WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 005 are based on a design flow of N/A MGD.

This discharge shall consist of uncontaminated stormwater runoff from the treatment plant site.

The EPA waiver is not effect.

**PA0027227, Amendment No. 2, Sewage, City of Farrell, 500 Roemer Blvd., Farrell, PA 16121.** This proposed facility is in City of Farrell, **Mercer County**.

Description of Proposed Activity: Amendment to add/identify a stormwater outfall.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply (stream and public water supplier) considered during the evaluation is the Pennsylvania Water Company, New Castle District intake on the Shenango River at New Castle, approximately 20 miles below point of discharge.

The receiving stream, Shenango River, is in watershed 20-A and classified for WWF, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 009 are based on a design flow of n/a MGD.

Parameter	Loadings			Concentrations	
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)

This discharge shall consist of uncontaminated stormwater runoff from the treatment plant site.

The EPA waiver is not in effect.

**PA002057, Amendment No. 1, Sewage, Borough of Grove City WWTP**, P. O. Box 110, Grove City, PA 16127-0110. This proposed facility is in Grove City Borough, **Butler County**.

Description of Proposed Activity: Amendment to add/identify a stormwater outfall.

The receiving water, Wolf Creek, is in State Water Plan 20-C and is classified for CWF, aquatic life, water supply and recreation. The nearest downstream potable water supply is the Salvation Army—Camp Allegheny intake on the Slippery Rock Creek, approximately 25 miles below the point of discharge.

The proposed effluent limits for Outfall 002 are based on a design flow of n/a MGD.

Parameter	Loadings			Concentrations	
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)

This discharge shall consist of uncontaminated stormwater runoff from the treatment plant site.

The EPA waiver is not in effect.

**PA0025569, Amendment No. 1, Sewage, Slippery Rock STP**, P. O. Box 157, Slippery Rock, PA 16507. This proposed facility is in Slippery Rock Township, **Butler County**.

Description of Proposed Activity: Amendment to add/identify stormwater outfalls.

The receiving water, an unnamed tributary to Slippery Rock Creek, is in State Water Plan 20-C and is classified for CWF, aquatic life, water supply and recreation. The nearest downstream potable water supply is the Salvation Army—Camp Allegheny intake on the Slippery Rock Creek, approximately 17 miles below the point of discharge.

The proposed effluent limits for Outfalls 003 (Maintenance Building Area), 004 (Oxidation Ditch/Final Clarifier Area) and 005 (Northern Area of the Treatment Plant Site) are based on a design flow of n/a MGD.

Parameter	Loadings			Concentrations	
	Average Monthly (lb/day)	Average Weekly (lb/day)	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)

The discharges shall consist of uncontaminated stormwater runoff from the treatment plant site.

The EPA waiver is not in effect.

### III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001)

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.*

**WQM Permit No. 3603403**, Sewerage, **Lancaster Area Sewer Authority**, 130 Centerville Road, Lancaster, PA 17603. This proposed facility is in Lancaster City, **Lancaster County**.

Description of Proposed Action/Activity: Sewer extension connecting to the Honeysuckle Lane Pump Station.

**WQM Permit No. 3803402**, Sewerage, **Borough of Palmyra**, 325 S. Railroad Street, Palmyra, PA 17078-2400. This proposed facility is in Palmyra Borough, **Lebanon County**.

Description of Proposed Action/Activity: Upgrade/relocation of pumping station no. 3.

**WQM Permit No. 6703407**, Sewerage, **Dillsburg Area Authority**, P. O. Box 370, 4 Barlo Circle, Suite E, Dillsburg, PA 17019. This proposed facility is in Carroll Township, **York County**.

Description of Proposed Action/Activity: Construction/replacement of the existing Ore Bank Road pumping station with a new pumping station and associated force main.

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

**WQM Permit No. 1803201**, Industrial Waste, **First Quality Tissue, LLC**, 599 South Highland Street, Lock Haven, PA 17745. This existing facility is in Castanea Township, **Clinton County**.

Description of Proposed Action/Activity: The transfer and consolidation of two previous WQM permits for the existing aeration stabilization basin, formerly utilized by International Paper.

**WQM Permit No. 6003401**, Sewerage 4952, **Borough of Mifflinburg**, 333 Chestnut Street, Mifflinburg, PA 17844. This proposed facility is in the Borough of Mifflinburg, **Union County**.

Description of Proposed Action/Activity: The construction and operation of a sludge dewatering facility at the Borough of Mifflinburg Wastewater Treatment Plant.



*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**WQM Permit No. 3203405**, Sewerage, **Amfire Mining Co. LLC**, One Energy Place, Suite 2800, Latrobe, PA 15650. This proposed facility is in Brush Valley Township, **Indiana County**.

Description of Proposed Action/Activity: Application for the construction and operation of a sewerage treatment plant to serve the Ondo Deep Mine.

**WQM Permit No. 6303404**, Sewerage, **James A. Cunkelman**, 115 St. Clair Circle, Ligonier, PA 15658. This proposed facility is in Ligonier Township, **Westmoreland County**.

Description of Proposed Action/Activity: Application for the construction and operation of a single residence sewerage treatment plant to serve the Cunkelman residence.

**WQM Permit No. 6503405**, Sewerage, **Edwin O'Barto**, R. D. 2 Box 68 C2, Latrobe, PA 15650. This proposed facility is in Unity Township, **Westmoreland County**.

Description of Proposed Action/Activity: Application for the construction and operation of a single residence sewerage treatment plant to serve the O'Barto residence.

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**WQM Permit No. 6203412**, Sewerage, **Willard Foley**, 403 Quaker Hill Road, Warren, PA 16365. This proposed facility is in Glade Township, **Warren County**.

Description of Proposed Action/Activity: A single residence sewage treatment plant.

**WQM Permit No. 2003422**, Sewerage, **Robert Wahlmark**, 31970 Guys Mills Road, Townville, PA 16360. This proposed facility is in Randolph Township, **Crawford County**.

Description of Proposed Action/Activity: A single residence sewage treatment plant.

**WQM Permit No. 2003421**, Sewerage, **John Graham**, 25301 Maple Grove Road, Union City, PA 16438. This proposed facility is in Bloomfield Township, **Crawford County**.

Description of Proposed Action/Activity: A single residence sewage treatment plant.

**WQM Permit No. 2503421**, Sewerage, **Eric S. Peterseim**, 140 Kraus Drive, Erie, PA 16511. This proposed facility is in Harborcreek Township, **Erie County**.

Description of Proposed Action/Activity: A single residence sewage treatment plant.

**IV. NPDES Applications for Stormwater Discharges from MS4**

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>Department Protocol (Y/N)</i>
PAI134807	The Pennsylvania State University University Park, PA 16802-1118	Centre	Ferguson, College and Patton Townships State College Borough	Spring Creek HQ-CWF	Y
PAI134805	Ferguson Township 3147 Research Drive State College, PA 16801	Centre	Ferguson Township	Spring Creek HQ-CWF	Y
PAI134804	State College Borough 243 South Allen Street State College, PA 16801-4864	Centre	State College Borough	Thompson Run HQ-CWF Slab Cabin Run CWF Big Hollow CWF	Y
PAI134801	Harris Township P. O. Box 20 Boalsburg, PA 16827	Centre	Harris Township	Spring Creek HQ-CWF Cedar Run HQ-CWF Slab Cabin Run CWF Roaring Run HQ-CWF Shingletown Branch HQ-CWF Laurel Run HQ-CWF Detweiler Run HQ-CWF Sinking Creek CWF	Y

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>Department Protocol (Y/N)</i>
PAI134802	Patton Township 100 Patton Plaza State College, PA 16803-2304	Centre	Patton Township	UNTs to Spring Creek HQ-CWF UNTs to Buffalo Run HQ-CWF	Y
PAI134803	College Township 1481 East College Avenue State College, PA 16801-6815	Centre	College Township	Spring Creek HQ-CWF Cedar Run HQ-CWF Slab Cabin Run CWF Thompson Run HQ-CWF	Y
PAI134806	Department of Corrections SCI Rockview P. O. Box 598 2520 Lisburn Road Camp Hill, PA 17001	Centre	Benner Township	Logan Branch CWF	Y

#### V. Applications for NPDES Waiver Stormwater Discharges from MS4

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>Department Protocol (Y/N)</i>
PAG134813	Benner Township 1224 Buffalo Run Road Bellefonte, PA 16823	Centre	Benner Township	Spring Creek HQ-CWF	Y

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>Department Protocol (Y/N)</i>
PAI138302	Winfield Township 194 Brose Road P. O. Box 65 Cabot, PA 16023	Butler	Winfield Township	Unnamed tributary to Little Buffalo Creek	Y

#### VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010903008	Moyer Road Properties Summit Farms Subdivision 1630 South Crescent Boulevard Yardley, PA 19067	Bucks	Lower Saucon Township	Cooks Creek EV
PAI010903009	Department of Transportation SR 4027, Section 75S Allentown Bridge 7000 Geerdes Boulevard King of Prussia, PA 19406-1525	Bucks	Milford Township	Perkiomen Creek HQ-TSF
PAI010903010	John Spivak Spivak Tract P. O. Box 364 Holicong, PA 18938	Bucks	Solebury Township	Paunnacussing Creek HQ-CWF

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

*Northampton County Conservation District: Greystone Building, Gracedale Complex, Nazareth, PA 18064-9211, (610) 746-1971.*

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024803019	Richard Thulin, President Arcadia Properties, LLC 100 Gateway Drive, Suite 310 Bethlehem, PA 18017	Northampton	Hanover Township	Monocacy Creek HQ-CWF
<i>Schuylkill County Conservation District: 1206 Ag Center Drive, R. R. 5, Box 5810, Pottsville, PA 17901, (570) 622-3742.</i>				
<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025403002	Buck Feather Rod and Gun Club Inc. 41 Ferndale Road Zion Grove, PA 17985	Schuylkill	North Union Township	Unnamed tributary to Crooked Run HQ-CWF
<i>Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.</i>				
<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030703001	Rails-to-Trails of Central Pennsylvania P. O. Box 592 Hollidaysburg, PA 16648	Blair	Williamsburg Borough Woodbury and Frankstown Townships	Frankstown Branch Juniata River WW
PAI030703002	Paul and DeAnne Yohn P. O. Box 951 Altoona, PA 16603	Blair	Frankstown Township	Unnamed tributary to Canoe Creek HQ-CWF
<i>Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.</i>				
<i>Lycoming Conservation District: 542 County Farm Rd. Suite 202, Montoursville, PA 17754, (570) 433-3003.</i>				
<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044103002	Lycoming County 48 W. Third St. Williamsport, PA 17701	Lycoming	Pine Township	Zimmerman Creek HQ-CWF
<i>Northumberland County Conservation District: R. R. 3, Box 238C, Sunbury, PA 17801, (570) 286-7114, Ext. 4.</i>				
<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044903003	Department of Transportation Engineering District 3-0 715 Jordan Ave. Montoursville, PA 17754	Northumberland	Watsonstown Borough	West Branch Susquehanna River WWF White Deer Creek HQ-CWF
<i>Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.</i>				
<i>Indiana County Conservation District: 1432 Route 286 Highway East, Indiana, PA 15701-1467, (724) 463-8547.</i>				
<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI053203001	Indiana County Municipal Services Authority 827 Water St. Indiana, PA 15701	Indiana	Cherry Tree Borough Burnside Township	Cush Cushman Creek WWF/HQ-CWF
<i>Westmoreland County Conservation District: 211 Donohoe Road, Greensburg, PA 15601, (724) 837-5271.</i>				
<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056503005	Frederick Crack 10380 Center Highway North Huntingdon, PA 15642	Westmoreland	North Huntingdon Township	UNT to Long Run HQ-TSF

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**VII. List of NOIs for NPDES and/or Other General Permit Types**


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PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

**MS4 Notices of Intent Received**

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Department Protocol (Y/N)</i>
PAG130132	Souderton Borough 31 Summit St. Souderton, PA	Montgomery	Souderton	Y

*Southwest Region: Water Management Program Manager; 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Department Protocol (Y/N)</i>
PAG136245	Johnstown City 401 Main Street Johnstown, PA 15901	Cambria	City of Johnstown	Y
PAG136246	Greater Greensburg Sewage Authority 210 West Otterman Street Greensburg, PA 15601	Westmoreland	South and Southwest Greensburg Boroughs Greensburg City	Y

### **PUBLIC WATER SUPPLY (PWS) PERMIT**

Under the Pennsylvania Safe Drinking Water Act, the following parties have applied for a PWS permit to construct or substantially modify a public water system.

Persons wishing to comment on a permit application are invited to submit a statement to the office listed before the application within 30 days of this public notice. Comments received within the 30-day comment period will be considered in the formulation of the final determinations regarding the application. Comment responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of Environmental Protection (Department) of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held after consideration of comments received during the 30-day public comment period.

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

The permit application and any related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

Persons with a disability that require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

### **SAFE DRINKING WATER**

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

*Southeast Region: Water Supply Management Program Manager; Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

<b>Permit No. 1503504</b> , Public Water Supply.	
Applicant	<b>Downingtown Municipal Water Authority</b>
Township	East Brandywine
Responsible Official	John Lichman 100 Water Plant Way Downingtown, PA 19355
Type of Facility	PWS
Consulting Engineer	Evans Mill Environmental, Inc. 101 Fellowship Road Uwchland, PA 19480
Application Received Date	July 9, 2003
Description of Action	Modification to an existing pump station by adding a new variable speed pump to provide emergency service. A new generator and transfer switch will be installed to replace the existing generator.

<b>Permit No. 0903504</b> , Public Water Supply.	
Applicant	<b>Northampton Bucks Municipal Authority</b>
Township	Northampton
Responsible Official	Samuel M. Huffer 111 Township Road Richboro, PA 18954
Type of Facility	PWS
Consulting Engineer	Pennoni Associates, Inc. 875 N. Easton Road Doylestown, PA 18901
Application Received Date	July 16, 2003
Description of Action	Construction of a pumping station and storage tank. Paved driveways and a parking lot and stormwater management facilities.

*Northeast Region: Water Supply Management Program Manager; 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**Application No. 3903504**, Public Water Supply.  
 Applicant **B. A. Hawk Trucking, Inc.**  
 Township or Borough Whitehall Township  
 Responsible Official B. A. Hawk Trucking, Inc.  
 P. O. Box 567  
 Kresgeville, PA 18333  
 Type of Facility Bulk Water Hauling System  
 Application Received Date July 15, 2003  
 Description of Action The application requests approval for a bulk water hauling system to haul finished water.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

### PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify 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 Standard, Statewide Health Standard, the Site-Specific Standard or who intend to remediate a site as a special industrial area, must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected 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, a combination of the cleanup standards or who receives approval of a special industrial area remediation 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. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n) (1) (ii) and 305(c) (2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a Site-Specific Standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the sites identified, proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period, the municipality may request that the person identified, as the remediator of the site, develop and

implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, contact the Environmental Cleanup Program Manager in the Department Regional Office after 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 (800) 654-5984.

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

*Southeast Region: Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Former Sam Tarod Roll Forming Facility**, Bristol Township, **Bucks County**. Michael Gonsior, P. G., Roux Associates, Inc., 1222 Forest Parkway, Suite 190, West Deptford, NJ 08066, on behalf of Brad Evans, Alliance Metals, 905 Fernhill Rd., West Chester, PA 19380, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with chlorinated solvents. 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 in the *Bucks County Courier Times* on July 11, 2003.

**Former Mrs. Paul's Kitchen Facility**, Doylestown Borough, **Bucks County**. Staci N. Cottone, American Resource Consultants, Inc., P. O. Box 1809, Doylestown, PA 18901, on behalf of Telford Industrial Development Authority, Pat Hunn, Esq., 119 Keystone Dr., Montgomeryville, PA 18936, has submitted a Notice of Intent to Remediate soil contaminated with inorganics, lead, other organics, PAH and PCB; and groundwater contaminated with chlorinated solvents. 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 in the *Philadelphia Inquirer* on June 27, 2003.

**Former Krupp Foundry**, Quakertown Borough, **Bucks County**. Blake Moyer, 2325 Maryland Rd., Suite 200, Willow Grove, PA 19090, on behalf of Borough of Quakertown, Dave Woglom, 35 N. Third St., Quakertown, PA 18951, has submitted a Notice of Intent to Remediate soil contaminated with fuel oils no. 2, 4 and 6. 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 in *The Intelligencer* on July 21, 2003.

**Oxford Former MGP Site**, Oxford Borough, **Chester County**. John A. Ducar, P. G., RETEC Group, Inc., 3040 William Pitt Way, Pittsburgh, PA 15238, on behalf of PPL Gas Utilities Corp., Michael J. Hasel, Two N. Ninth St., GENTW-17, Allentown, PA 18101-1179, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with diesel fuel, inorganics, other organics and PAH. The applicant proposes to remediate the site to meet Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *West Chester Daily Local News* on July 3, 2003.

**Former Sunoco Station No. 0363-0761**, Lower Providence Township, **Montgomery County**. Angela Thompson, Groundwater & Environmental Services, Inc., 410 Eagleview Blvd., Exton, PA 19341, on behalf of Peskin

Realty & Construction Co., Joel Peskin, P. O. Box 176, 333 E. Lancaster Ave., Wynnewood, PA 19096, has submitted a Notice of Intent to Remediate soil and groundwater contaminated with unleaded gasoline. The applicant proposes to remediate the site to meet Statewide Health and Site-Specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Times Herald* on July 8, 2003.

**Royal Petroleum**, City of Philadelphia, **Philadelphia County**. James S. Meenan, III, Marshall Miller & Associates, 3913 Hartzdale Dr., Suite 1306, Camp Hill, PA 17011, on behalf of Clarence Devore, 1326 S. Ruby St., Philadelphia, PA 19143, has submitted a Notice of Intent to Remediate soil contaminated with BTEX and PAH. 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 in the *Philadelphia Inquirer* in July 2003.

**Former Capehart Housing Area**, City of Philadelphia, **Philadelphia County**. Darryl D. Borrelli, Manko, Gold, Katcher & Fox, LLP, 401 City Ave., Suite 500, Bala Cynwyd, PA 19004, on behalf of Robert M. Rosenthal, Westrum Development Co., 370 Commerce Dr., Suite 100, Fort Washington, PA 19034, has submitted a Notice of Intent to Remediate soil contaminated with lead, inorganics, other organics and PAH. 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 in the *Philadelphia Daily News* on July 9, 2003.

*Southcentral Region: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**Gettysburg & Northern Railroad Company**, Gettysburg Borough, **Adams County**. EA Engineering, Science, and Technology, Inc., 15 Loveton Circle, Sparks, MD 21152, on behalf of Gettysburg College, 300 North Washington Street, Gettysburg, PA 17325 and Gettysburg & Northern Railroad Company, 1318 South Johansen Road, Peoria, IL 61607, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with used motor oil. 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 in the *Gettysburg Times* on July 7, 2003.

**Former Exxon Station No. 2-2979**, Strausstown Borough, **Berks County**. Groundwater and Environmental Services, Inc., 410 Eagleview Boulevard, Exton, PA 19341, on behalf of C & C Pizza, 92 Main Street, Strausstown, PA 19559, submitted a Notice of Intent to Remediate site groundwater contaminated with organics. The applicant proposes to remediate the site to meet the Site-Specific and Statewide Health Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle* on July 4, 2003.

*Northwest Region: Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**Corry Multi-Tenant Facility**, Wayne Township, **Erie County**. Sam Harrison, Harrison Hydrosociences (on behalf of Rich Novotny, Redevelopment Authority of Corry, 1524 Enterprise Rd., Corry, PA 16407) has submitted a Notice of Intent to Remediate soil and groundwater contaminated with chlorinated solvents. The applicant proposes to remediate the site to meet the Statewide Health Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Corry Journal* on July 3, 2003.

**Former Cohen/A1 Auto Property**, City of Erie, **Erie County**. Robert Grice (on behalf of Greater Erie Industrial Development Corp.) has submitted a Notice of Intent to Remediate Soil contaminated with leas. The applicant proposes to remediate the site to meet the Statewide Health, Nonresidential Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Erie Times News* on June 23, 2003.

#### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

**Applications Received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and regulations to operate solid waste processing or disposal area or site.**

*Southeast Region: Regional Solid Waste Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA.*

**Permit Application No. 101069, Southeast Chester County Refuse Authority (SECCRA)**, P. O. Box 221, Kennett Square, PA 19348, London Grove Township, **Chester County**. The application was received for a minor permit modification to allow the SECCRA Community Landfill to utilize offsite borrow soils for daily, intermediate and final cover and to permit the use of geosynthetic tarps as daily cover. The application was received by the Southeast Regional Office on July 17, 2003.

*Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**Permit Application No. 100265, Grand Central Sanitary Landfill, Inc.**, 1963 Pen Argyl Road, Pen Argyl, PA 18072. A permit renewal application for this municipal waste landfill in Plainfield Township, **Northampton County**. The application was received in the regional office on June 3, 2003. As of July 10, 2003, it was found to be administratively complete.

### AIR QUALITY

#### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

##### NEW SOURCES AND MODIFICATIONS

The Department of Environmental Protection (Department) has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit all the permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

The Department has received applications for plan approvals and/or operating permits from the following facilities.

Copies of the applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office identified in this notice. Persons interested in reviewing the application files should contact the appropriate regional office to schedule an appointment.

Persons wishing to receive a copy of the proposed Plan Approval or Operating Permit must indicate their interest to the Department regional office within 30 days of the

date of this notice and must file protests or comments on a Proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Comments or protests filed with the Department regional offices must include a concise statement of the objections to the issuance of the Plan Approval or Operating Permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office identified before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121–143, the Federal Clean Air Act (act) and regulations adopted under the act.

#### PLAN APPROVALS

**Plan Approval Applications Received under the Air Pollution Control Act (35 P. S. §§ 4001–4015) and 25 Pa. Code Chapter 127, Subchapter B that may have special public interest. These applications are in review and no decision on disposition has been reached.**

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Ronald Davis, New Source Review Chief, (717) 705-4702.*

**06-03102A: City of Reading** (815 Washington Street, Reading, PA 19601) for installation of an enclosed ground flare to control emissions from five anaerobic digesters at their waste water treatment plant in the City of Reading, **Berks County**.

**36-05079C: Chester County Solid Waste Authority** (7224 Division Highway, Narvon, PA 17555) for expansion of the existing landfill and installation of an active gas collection and control system in Caernarvon Township, **Lancaster County**. The facility is subject to 40 CFR Part 60, Subpart WWW—Standards of Performance for Municipal Waste Landfills and 40 CFR Part 63, Subpart AAAA—National Emission Standards for Hazardous Air Pollutants: Municipal Solid Waste Landfills.

**67-05045A: Glen-Gery Corp.** (1090 Boundary Avenue, York, PA 17403) for removal of a fabric filter controlling emissions from a tunnel kiln in Spring Garden Township, **York County**.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: David Aldenderfer, Program Manager, (570) 327-3637.*

**41-303-008A: Glenn O. Hawbaker, Inc.** (711 East College Avenue, Bellefonte, PA 16823) for modification of a drum mix asphalt concrete plant by using no. 5 fuel oil, no. 6 fuel oil and reprocessed/recycled oil as fuel in addition to the natural gas and no. 2 fuel oil which the plant is currently allowed to burn, as well as for the construction of two fuel oil storage tanks, a recycled asphalt pavement screen and conveyors and three belt

feeders in Loyalsock Township, **Lycoming County**. This plant is subject to Subpart I of the Federal Standards of Performance for New Stationary Sources.

**17-303-003B: Glenn O. Hawbaker, Inc.** (711 East College Avenue, Bellefonte, PA 16823) for modification of a drum mix asphalt concrete plant by processing recycled asphalt pavement (RAP) in addition to the virgin materials which the plant is currently allowed to process and by using no. 5 fuel oil, no. 6 fuel oil and reprocessed/recycled oil as fuel in the plant in addition to the natural gas and no. 2 fuel oil the plant is currently allowed to burn, as well as for the construction of two fuel oil storage tanks and a RAP crusher, screen and conveyors in Sandy Township, **Clearfield County**. This plant is subject to Subpart I of the Federal Standards of Performance for New Stationary Sources.

**Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.**

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790; Contact: Mark J. Wejkszner, New Source Review Chief, (570) 826-2531.*

**39-399-056: Carpenter Co.** (57 Olin Way, Fogelsville, PA 18051) for construction of a polyurethane foam manufacturing process consisting of a flexible foam line and a bonded foam line at their Fogelsville Plant in Upper Macungie Township, **Lehigh County**. The actual VOC emissions from the polyurethane foam process will be 20.0 tons per year. The Plan Approval and Operating Permit will contain emission limits, monitoring, work practices, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements. The facility currently has a Title V Operating Permit No. 39-00040. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

**13-308-104: Horsehead Resource Development Co., Inc.** (900 Delaware Avenue, Palmerton, PA 18071) for modification of their existing kiln no. 1 to allow the kiln to operate as a swing Waelzing/Calcine kiln and to install two silos with bin vents at their facility in Palmerton Borough, **Carbon County**. An emergency generator will also be installed. Particulate emissions, including PM10, will not exceed 0.0028 grain/dscf (1.35 lbs/hr) from kiln no. 1 and the kiln will not operate more than 7,884 hours/year (12-month rolling sum). Particulate emissions from the bin vents shall not exceed 0.01 grain/acf. The emergency generator will not operate more than 100 hours/year (12-month rolling sum). With the modification of kiln no. 1 and associated sources, the annual emission increases from the facility shall not exceed the following:

Pollutant	Tons/Year (12-month rolling sum)
Total particulate (including PM10)	7.07
SOx	7.10
NOx	33.05
VOC	29.73
CO	96.65
Lead	0.14

The Plan Approval will include all appropriate testing, monitoring, recordkeeping and reporting requirements

designed to keep the source operating within all applicable air quality requirements. Plan Approval No. 13-308-104 will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.*

**01-03002B: Vulcan Construction Materials, LP** (5601 Ironbridge Parkway, Chester, PA 23831) for modifications to the existing limestone crushing plant in Oxford and Conewago Townships, **Adams County**. New installations include several screens and crushers; the plant will continue to be controlled by wet suppression. No appreciable change in emissions is expected from these modifications. The crushing plant is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants. The plan approval and operating permit will contain emission limits along with testing, monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality standards.

**07-05028A: Cove Shoe Co.** (107 Highland Street, Martinsburg, PA 16662) to vent to the outdoor atmosphere, a new cyclone followed in series with a fabric collector to control particulate emissions from the heel and sole scouring/edge trimming operations at the footwear manufacturing facility in Martinsburg Borough, **Blair County**. The plan approval will include emission limitations designed to keep the source operating within all applicable air quality requirements. Emissions are not expected to change from this approval. Title V Operating Permit No. 07-05028 currently covers the operation of the facility. The plan approval will be incorporated into this permit in accordance with 25 Pa. Code § 127.450.

**29-03007A: Mellott Wood Preserving Co., Inc.** (1398 Sawmill Road, Needmore, PA 17283) for installation of a 350 HP wood-fired boiler controlled by a multiclone in Belfast Township, **Fulton County**. The boiler is subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units. PM emissions are estimated at less than 20 tons annually; NOx emissions are estimated at less than 12 tons annually. The plan approval and operating permit will include provisions for monitoring, recordkeeping and work practice standards to ensure the facility complies with the applicable air quality standards.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; Contact: Mark Wayner, Facilities Permitting Chief, (412) 442-4174.*

**PA-03-00197A: Nature's Blend Wood Products, Inc.** (P. O. Box 392, 202 First Avenue, Ford City, PA 16226) to add replacement coatings application sources at their wood furniture component manufacturing plant in Ford City, **Armstrong County** under 25 Pa. Code § 127.44(a)(4). The new source equipment additions proposed will not result in an increase to VOC or VHAP emissions at the Ford City plant, as described in the application to the Department.

Copies of the application, the Department's analysis and other documents used in evaluation of the application are available for public inspection during normal business hours at the Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222.

For the Department to assure compliance with all applicable standards, the Department proposes to place the following special conditions for Plan Approval PA-03-00197A:

1. This Plan Approval is for the installation of new flat line coating and door line coating application systems at the Nature's Blend Wood Products, Inc. Plant in Ford City Borough, Armstrong County. The new source equipment authorized for installation at the Plant sources identified are comprised of the following:

*Plant Source—P08*

- One DPI Advanced Finishing Technologies Flex Spray Booth, Model 1VE ECO/P, including two Graco, Inc. Model AA 3000 Air Assisted Airless coating spray guns and one Cross Feed Transfer Conveyor, Model TFL 1513.

*Plant Source—P09*

- One DPI Advanced Finishing Technologies Flex Spray Booth, Model 1VE ECO/P, including two Graco, Inc. Model Auto AA Plus, Air Assisted Airless coating spray guns.

*Plant Source—P03*

- One Cefla Finishing America, Inc. Model Easy D/2000 Spray Booth, including eight Graco Inc. Model Auto AA Plus, Air Assisted Airless coating spray guns.

- One Cefla Finishing America, Inc. Model TR 4000/133/2v, hot air drying oven.

2. The new sources are subject to the fugitive emissions regulations in 25 Pa. Code §§ 123.1 and 123.2.

3. The owner/operator shall not permit emission to the outdoor atmosphere of any malodorous air contaminants from any source in a manner that the malodors are detectable outside the property of the facility in which the source is being operated (25 Pa. Code § 123.31).

4. Plant emissions to the outside atmosphere shall not exceed an opacity equal to, or greater than 20%, for a period or periods aggregating more than 3 minutes in any 1 hour, or which are equal to or greater than 60% at any time (25 Pa. Code § 123.41).

5. The owner/operator shall observe the plant exhaust stacks daily to check for any appearance of visible emissions. If emissions are observed, the owner/operator shall take actions to repair the equipment source or perform other equipment maintenance, as necessary. Should visible emissions persist in excess of 24 hours, the owner/operator shall determine whether the emissions opacity is in compliance with Condition 6 by contracting the services of a reader certified to EPA Reference Method 9, found in 40 CFR 60, Appendix A (25 Pa. Code § 127.12b).

6. The perimeter of the plant property shall be inspected daily to confirm no fugitive particulate emissions or malodors are visible or detectable at the point the emissions pass outside the property (25 Pa. Code § 127.12b).

7. VOC emissions from the plant shall not exceed 60 tons for any consecutive 12 months period (25 Pa. Code § 127.12b and Title V/State Operating Permit No. TV-03-00197).

8. The equipment for the new sources identified in Condition 3 shall be maintained and operated in accordance with manufacturer's specifications and requirements (25 Pa. Code §§ 127.12b and 127.25).



9. The owner/operator of the plant shall keep records of the daily fugitive emissions and malodor emissions inspections performed. Records shall be retained onsite for 5 years and shall be made available to the Department upon request (25 Pa. Code § 127.12b).

10. The plant is identified as a major VOC emitting facility because the plant's VOC emissions are greater than 50 tons/year and the plant is in an ozone transport region established under section 184 of the Clean Air Act (25 Pa. Code § 121.1).

11. The plant is identified as a major emissions source for VHAP per 40 CFR 63.2. Therefore, the plant is subject to the maximum achievable control technology (MACT) requirements of 40 CFR Part 63, as well as the National Emission Standards for Hazardous Air Pollutants; Final Standards for Hazardous Air Pollutant Emissions from Wood Furniture Manufacturing Operations, as delineated in Subpart JJ to 40 CFR Part 63 (25 Pa. Code § 127.12b and Title V/State Operating Permit No. TV-03-00197).

12. The requirements of 25 Pa. Code §§ 129.102—129.107 apply to the new equipment sources listed in Condition 3, as the plant emits greater than 25 tons/year of VOCs from wood furniture manufacturing operations (25 Pa. Code § 129.101).

13. Under Condition 12, the VOC content of each surface coating used in wood product finishing operations shall comply with Table IV of 25 Pa. Code § 129.102 (25 Pa. Code §§ 127.12b and 129.101).

14. Under Condition 13, the VHAP content of each surface coating used in wood product finishing operations shall comply with the new source limits in 40 CFR Part 63, Subpart JJ, Table 3 (25 Pa. Code § 127.12b and 40 CFR Part 63, Subpart JJ).

15. Within 60 days of the date of issue of this Plan Approval, Nature's Blend shall submit, for Department approval, recommendations on how each of the 25 Pa. Code sections defined in Condition 14 are to be implemented for the new sources and equipment identified in Condition 3. Nature's Blend's submittal shall address how the MACT system put in place by Title V Permit No. TV-03-00197 for existing Plant sources is impacted by the 25 Pa. Code sections applicable to the new sources and identified in Condition 14 (25 Pa. Code § 127.12b).

16. This Plan Approval authorizes the temporary operation of the sources covered by this Plan Approval provided that the following conditions are met (25 Pa. Code § 127.12b(d)):

(a) The Department must receive written notice from the owner/operator of the completion of the new sources installation at least 5 days prior to completion of the work. The notice shall state when the facility will be completed and when the owner/operator expects to initiate operations.

(b) Operation is authorized only to facilitate the start-up and shakedown of the sources, to permit operations pending the issuance of an Operating Permit or to permit the evaluation of the source for compliance with all applicable regulations and requirements.

(c) This condition authorizes temporary operation of the new sources for a period of 180 days from the commencement of operation, provided the Department receives notice from the owner/operator under subpart (a).

(d) The owner/operator may request a Plan Approval extension if compliance with all applicable regulations

and Plan Approval requirements have not been established. The extension request shall be submitted in writing at least 15 days prior to the end of the period of authorized temporary operation and shall provide a description of the compliance status of the sources, a detailed schedule for establishing compliance and the reasons that compliance cannot be established within the original 180 day period of authorized temporary operation.

(e) The notice submitted by the owner/operator under subpart (a) prior to the expiration date of this Plan Approval, shall modify the Plan Approval expiration date. The new Plan Approval expiration date shall be 180 days from the date of start-up of the sources.

### OPERATING PERMITS

#### Intent to Issue Title V Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: Muhammad Zaman, Program Manager; (570) 327-0512.*

**60-00002: NGC Industries, Inc.** (P. O. Box 338, Milton, PA 17847) for renewal of the Title V Operating Permit for their paperboard manufacturing facility in White Deer Township, **Union County**. The facility is currently operating under Title V Operating Permit 60-00002, which was issued July 31, 1998. The facility's main sources include two natural gas/no. 6 fuel oil fired boilers. The facility has the potential to emit major quantities of NOx, SOx, CO and PM10. The facility has the potential to emit VOCs and HAPs below Title V emission thresholds. The proposed Title V operating permit contains all applicable requirements including Federal and State regulations. In addition, monitoring, recordkeeping and reporting conditions regarding compliance with all applicable requirements are included.

Under 25 Pa. Code § 127.521, the Department intends to issue a renewal Title V operating permit for the NGC Industries, Inc. Milton facility in White Deer Township, Union County. The NGC Industries, Inc. representative to contact regarding this permit is Mike Mitchell, Plant Engineer, P. O. Box 338, Milton, PA 17847.

The facility is currently operating under Title V Operating Permit 60-00002. The facility's sources include two natural gas/no. 6 fuel oil fired boilers, which have the potential to emit major quantities of NOx, SOx, CO and PM10. The facility has the potential to emit VOCs and HAPs below the major emission thresholds. The proposed Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

Copies of the application, the Department's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling (570) 327-3693.

Persons wishing to provide the Department with additional information they believe should be considered prior to the issuance of this permit may submit the information to the Department at the previous address. A 30-day comment period from the date of this publication will exist for the submission of comments. Written comments must contain the name, address and telephone number of

the person submitting the comments. Identification of proposed Permit No. 60-00002 and a concise statements regarding the relevancy of the information or objections to issuance of the permit.

A public hearing may be held, if the Department, in its discretion, decides that a hearing is warranted based on the information received. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper, by the *Pennsylvania Bulletin* or by telephone, where the Department determines notification is sufficient. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Chief, Facilities Permitting Section, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-0512.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; Contact: Mark Wayner, Facilities Permitting Chief, (412) 442-4174.*

**03-00975: Armstrong Energy, LLP** (R. D. 3, Box 196, Shelocta, PA 15774) for operation of an electric power generation facility in South Bend Township, **Armstrong County**. The facility's primary sources include four combustion turbines, two natural gas heaters and two fuel oil tanks.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Eric Gustafson, Facilities Permitting Chief, (814) 332-6940.*

**43-00270: CCL Container—Advanced Monobloc Aerosol Division** (One Llodio Drive, Hermitage, PA 16148) for a Title V Operating Permit Reissuance to operate a can manufacturing facility in the City of Hermitage, **Mercer County**.

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**Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Edward Brown, Facilities Permitting Chief, (610) 832-6242.*

**09-00109: Bucks County SPCA** (1665 Street Road, Lahaska, PA 18931) for operation of an animal crematorium at their facility in Solebury Township, **Bucks County**. The permit is for a non-Title V (State-only) facility. The facility has a potential to emit less than 25 tons per year of NOx. The facility is a Natural Minor. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the plant operating within all applicable air quality requirements.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.*

**06-03004: Metropolitan Edison Co.** (2800 Pottsville Pike, Reading, PA 19612) for an electric services facility, which operates five emergency generators in Muhlenberg Township, **Berks County**. The facility is not subject to Title V (State-only). The facility has the potential to emit 24.1 tons per year of NOx. The permit will include limits on the hours of operation of the sources. The State-only operating permit will include work practices, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

**06-05096: Reading Hospital and Medical Center** (Sixth and Spruce Streets, Reading, PA 19612-6052) for operation of generators and boilers in West Reading Borough, **Berks County**. The facility has the potential to emit 29.7 tons per year of NOx, 18.8 tons per year of CO, 4.8 tons per year of SOx, 5.4 tons per year of VOC and 1.8 tons per year of particulate matter, all after control. The State-only operating permit shall contain testing, monitoring, recordkeeping and reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

**22-05041: Hershey Foods Corp.** (1033 Old West Chocolate Avenue, Hershey, PA 17033) for operation of a chocolate manufacturing plant in Derry Township, **Dauphin County**. The facility has the potential to emit annually the following: 50 tons VOC, 25 tons of HAPs, 10 tons of a single HAP and 100 tons each of SOx, PM10, NOx and CO. The State-only operating permit will include emission restrictions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements in addition to the New Source Performance Standards requirements in 40 CFR Part 60, Subpart Dc.

**29-03002: P and W Excavating, Inc.** (882 Pigeon Cove Road, P. O. Box 128, Warfordsburg, PA 17267) for operation of a batch asphalt plant in Bethel Township, **Fulton County**. Actual PM10 and NOx emissions are expected to be less than 3 tons per year and 4 tons per year, respectively. The State-only operating permit will include monitoring, recordkeeping, reporting requirements, emission restrictions and work practice standards designed to keep the facility operating within all applicable air quality requirements.

**36-05010: American LaFrance Aerials** (64 Cocalico Creek Road, Ephrata, PA 17522) for operation of a manufacturing plant in West Earl Township, **Lancaster County**. The facility has the potential to emit annually the following: 25 tons VOC, 25 tons of HAPs, 10 tons of a single HAP and 100 tons each of SOx, PM10, NOx and CO. The State-only operating permit will include emission restrictions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**38-03003: Bayer Healthcare LLC** (400 West Stoeber Avenue, Myerstown, PA 17067) for operation of a pharmaceuticals manufacturing facility in Myerstown Borough, **Lebanon County**. The State-only operating permit will include emission restrictions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**50-03002: Pennsy Supply, Inc.** (P. O. Box 3331, Harrisburg, PA 17105) for operation of a limestone crushing facility at the Newport Plant in Oliver Township, **Perry County**. The facility's PM emissions are controlled by wet suppression and by fabric collectors. The State-only operating permit will include monitoring, testing, recordkeeping, work practices and reporting designed to keep the facility operating within all applicable air quality requirements. The crushing plant is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: Muhammad Zaman, Facilities Permitting Chief, (570) 327-0512.*

**41-00055: Hanson Aggregates Pa. Inc.** (P. O. Box 231, Easton, PA 18044-0231), for their quarry facility in Muncy Creek Township, **Lycoming County**. The facility's main sources include: one grizzly pan feeder, one primary crusher, one secondary crusher, one tertiary crusher, one cage mill crusher, two double deck screens, three triple deck screens, one dust collection silo and one dust collection spout. The facility is classified as a natural minor facility since its potential to emit is below the major emission thresholds for PM, CO, VOCs, SOx, NOx and HAPs. The proposed operating permit contains all applicable requirements including Federal and State regulations. In addition, monitoring, recordkeeping and reporting conditions regarding compliance with all applicable requirements are also included.

**17-00049: Kurtz Brothers, Inc.** (400 Reed Street, Clearfield, PA 17001) for their facility in the Borough of Clearfield, **Clearfield County**. The facility is a manufacturer of stationary products. The facility has the potential to emit major quantities of SOx from two coal-fired boilers. The facility has taken an elective yearly restriction not to exceed the major threshold for SOx. The facility has the potential to emit PM10, NOx, VOCs, CO and HAPs below the major emission thresholds. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**41-00058: Charles Construction Co.** (838 East Central Avenue, Jersey Shore, PA 17440) for their facility in Limestone Township, **Lycoming County**. The facility is a manufacture of hot mix asphalt for road and paving construction. The facility has the potential to emit major quantities of SOx. The facility has taken an elective yearly restriction not to exceed the major threshold for SOx. The facility has the potential to emit PM10, NOx, VOCs, CO and HAPs. below the major emission thresholds. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**55-00010: National Limestone Quarry, Inc.** (P. O. Box 937, Middleburg, PA 17842) for their Paxtonville Quarry in Franklin Township, **Snyder County**. The facility's main sources include stone crushing process equipment, 1 cold cleaning degreaser, 1 cement facility, 1 water pump and 13 storage tanks. The facility has the potential to emit SOx, NOx, CO, PM10, VOCs and HAPs below the major emission thresholds. The proposed Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**55-00011: National Limestone Quarry, Inc.** (P. O. Box 937, Middleburg, PA 17842) for their Fremont Quarry in Perry Township, **Snyder County**. The facility's main sources include stone crushing process equipment, one cold cleaning degreaser and five storage tanks. The facility has the potential to emit SOx, NOx, CO, PM10, VOCs and HAPs below the major emission thresholds. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**SMOP No. 17-00040: Moshannon Valley School District** (R. R. 1, Box 314, Houtzdale, PA 16651) for their elementary school and the junior/senior high school in Bigler Township, **Clearfield County**. The facility's main sources include: two bituminous/no. 2 fuel oil-fired boilers, two bituminous coal-fired boilers, two propane-fired emergency generators, no. 2 fuel oil-fired domestic water boiler, storage tanks and a wastewater treatment opera-

tion. These sources have the potential to emit major quantities of SOx. The facility has taken restrictions to limit SOx emissions below the major emission thresholds for SOx. The facility has the potential to emit CO, NOx, PM, VOCs and HAPs below the major emission thresholds. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**59-00007: Reliant Energy Mid-Atlantic Power Holdings LLC** (1001 Broad Street, P. O. Box 1050, Johnstown, PA 15907-1050), for their Blossburg combustion turbine facility in Covington Township, **Tioga County**. The facility's main sources include one natural gas fired combustion turbine and one diesel fired starting engine. The facility has the potential to emit CO and NOx above major emission thresholds but has taken elective restrictions to emit less than major emission thresholds for NOx and CO. This facility also has the potential to emit SOx, PM10, VOCs and HAPs below the major emission thresholds. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**49-00028: Wildwood Cemetery Co.** (1511 Cemetery Street, Williamsport, PA 17701), for their Pomfret Manor Cemetery in Sunbury, **Northumberland County**. The facility's main sources include two crematory incinerators. The facility has the potential to emit SOx, NOx, CO, PM10, VOCs and HAPs below the major emission thresholds. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**59-00014: Wellsboro Small Animal Hospital** (23 Tioga Street, Wellsboro, PA 16901), for their Veterinary Medical Center in Richmond Township, **Tioga County**. The facility's main source is one small animal incinerator. The facility has the potential to emit SOx, NOx, CO, PM10, VOCs and HAPs below the major emission thresholds. The proposed Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

## COAL AND NONCOAL 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); and The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to the 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 (Department). A copy of the application is available for inspection at the District Mining Office indicated before an 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 certification.

Written comments, 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.

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. NPDES permits will contain, at a minimum, technology-based effluent limitations as identified in this notice for the respective coal and noncoal applications. In addition to the previous, 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 Chapters 93 and 95). Persons or agencies who have requested review of the NPDES permit requirements for a particular mining activity within the previously 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 the person 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 wishes to have the conference conducted in the locality of the proposed mining activities.

#### *Coal Applications Received*

*Effluent Limits*—The following coal mining applications that include an NPDES permit application will be subject to, at a minimum, the following technology-based effluent limitations for discharges of wastewater to streams:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

\* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to: (1) surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas, active areas disturbed by coal refuse disposal activities and mined areas backfilled and revegetated; and (2) drainage (resulting from a precipitation event of less than or equal to a 1-year 24-hour event) from coal refuse disposal piles.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.*

**54830103R4 and PA0613398. K & K Coal Company** (133 Valley Furnace Avenue, Port Carbon, PA 17965), renewal of an existing anthracite surface mine operation and discharge of treated mine drainage in Blythe Township, **Schuylkill County** affecting 160.0 acres, receiving stream: Schuylkill River. Application received July 10, 2003.

*California District Mining Office: 25 Technology Drive, California Technology Park, Coal Center, PA 15423, (724) 769-1100.*

**11031701. NPDES Permit N/A, Pristine Resources, Inc.**, 3250 Interstate Drive, Richfield, OH 44286), to operate the Mine 31 AMD Plant in Jackson Township, **Cambria County**, for post-mining water treatment, Surface Acres Proposed 72.82, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, unnamed tributary to Blacklick Creek (CWF). The first downstream potable water supply intake from the point of discharge is N/A. Application received May 30, 2003.

**17031701. NPDES Permit N/A, Lady Jane Collieries, Inc.** (2 North Ninth Street, Allentown, PA 18101-1179), to operate the Horning Run Passive Treatment in

Huston Township, **Clearfield County** and related NPDES permit, Surface Acres Proposed 7.0, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, Horning Run (CWF). The first downstream potable water supply intake from the point of discharge is N/A. Application received June 5, 2003.

**32961302. NPDES Permit PA0214949, AMFIRE Mining Company, LLC** (One Energy Place, Latrobe, PA 15650), to revise the permit for the Ondo Mine in Brush Valley Township, **Indiana County** and delete 193.5 SCP acres, Surface Acres Proposed N/A, Underground Acres Proposed 38.3, SCP Acres Proposed 94.8, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, no additional discharges. The first downstream potable water supply intake from the point of discharge is Pennsylvania American Water Company at Two Lick Creek. Application received June 30, 2003.

**02941601. NPDES Permit PA0215627, Weleski Terminals, Inc.** (140 West Fourth Avenue, P. O. Box 428, Tarentum, PA 15084), to transfer the permit for the Allegheny River Dock Prep Plant in Tarentum Township, **Allegheny County**, from Allegheny River Dock Company, Inc., Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, no additional discharges. The first downstream potable water supply intake from the point of discharge is N/A. Application received July 1, 2003.

**30810703. NPDES Permit N/A, Consol Pennsylvania Coal Company** (1800 Washington Road, Pittsburgh, PA 15241-1421), to renew the permit for the Bailey Central Mine Complex Refuse Disposal Area No. 1 and 2 in Richhill Township, **Greene County**, Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, no additional

discharges. The first downstream potable water supply intake from the point of discharge is N/A. Application received July 8, 2003.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.*

**32030108 and NPDES Permit No. PA0249491. P & N Coal Company, Inc.**, P. O. Box 332, Punxsutawney, PA 15767, for commencement, operation and restoration of a bituminous surface mine in Grant Township, **Indiana County**, affecting 69.7 acres. Receiving streams: unnamed tributary to Rairigh Run and Rairigh Run (HQ-CWF). There are no potable water supply intakes within 10 miles downstream. Application received July 1, 2003.

**32813007 and NPDES Permit No. PA0125458. Cloe Mining Company, Inc.**, P. O. Box J, Grampian, PA 16838, permit renewal for reclamation only and for continued restoration of a bituminous surface and auger mine and for discharge of treated mine drainage in Rayne and East Mahoning Townships, **Indiana County**, affecting 323.7 acres. Receiving streams: unnamed tributaries to Pine Run and to Pine Run (CWF). The first downstream potable water supply intake from the point of discharge is Indiana County Municipal Service Authority Crooked Creek Intake. Application received July 3, 2003.

**56980107 and NPDES Permit No. PA0234877. AMFIRE Mining Co., LLC**, One Energy Place, Latrobe, PA 15650, permit revision to change the land use from wildlife habitat to recreational on the lands of Rockwood Area School District in Milford Township, **Somerset County**, affecting 277.0 acres. Receiving streams: unnamed tributaries to/and Casselman River (CWF) and South Glade Creek (WWF). There are no potable water supply intakes within 10 miles downstream. Application received July 16, 2003.

**11000102 and NPDES Permit No. PA0235342. M. B. Energy, Inc.**, 175 McKnight Road, Blairsville, PA 15717, permit revision to encroach within the 100-foot road

barrier and surface mine through a portion of T-550 in Susquehanna and Barr Townships, **Cambria County**, affecting 450.0 acres. Receiving streams: unnamed tributaries to Moss Creek (CWF), Moss Creek (CWF), unnamed tributaries to West Branch Susquehanna River (CWF) and West Branch Susquehanna River (WWF). There is no potable water supply intakes within 10 miles downstream. Application received July 17, 2003.

**32990111 and NPDES Permit No. PA0235199. Mears Enterprises, Inc.**, P. O. Box 157, Clymer, PA 15728, permit revision to change the land use from forestland to pastureland in Cherryhill Township, **Indiana County**, affecting 71.5 acres. Receiving streams: Two Lick Creek, unnamed tributary to Two Lick Creek (CWF). The first downstream potable water supply intake from the point of discharge is Pennsylvania American Water Company Two Lick Creek Intake. Application received July 17, 2003.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.*

**30880104 and NPDES Permit No. PA0591009. Patriot Mining Co., Inc.** (3708 Cranberry Square, Morgantown, WV 26505). Renewal application for reclamation only of an existing bituminous surface mine in Greene Township, **Greene County**, affecting 67.2 acres. Receiving stream: unnamed tributary to Whitely Creek (WWF). The first potable water supply intake within 10 miles downstream from the point of discharge is Masontown Borough Waterworks. Renewal application received July 14, 2003.

*Noncoal Applications Received*

*Effluent Limits*—The following noncoal mining applications that include an NPDES permit application will be subject to, at a minimum, the following technology-based effluent limitations for discharges of wastewater to streams:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	

\* The parameter is applicable at all times.

A settleable solids instantaneous maximum of 0.5 ml/l applied to surface runoff resulting from a precipitation event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.*

**5074SM4C5 and NPDES Permit PA0595888. New Enterprise Stone & Lime Co., Inc.** (P. O. Box 77, New Enterprise, PA 16664), renewal of an NPDES permit for discharge of treated mine drainage in unnamed tributary to Dry Run. Application received July 10, 2003.

*Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669, (814) 797-1191.*

**43820603. Larry G. Temple** (228 Georgetown Road, Hadley, PA 16130). Renewal of NPDES Permit No. PA0604607, Mill Creek Township, **Mercer County**. Receiving streams: unnamed tributary to Mill Creek (CWF).

There are no potable surface water supply intakes within 10 miles downstream. NPDES Renewal application received July 11, 2003.

**3076SM13. White Rock Silica Sand Co., Inc.** (331 Methodist Road, Greenville, PA 16125). Renewal of NPDES Permit No. PA0207535, Hempfield Township, **Mercer County**. Receiving streams: Mathay Run and unnamed tributary to Shenango (WWF). The first downstream potable water supply intake from the point of discharge is Greenville Municipal Water Authority. NPDES Renewal application received July 14, 2003.

**37030303. S & S Processing, Inc.** (373 Old River Road, West Pittsburgh, PA 16160). Commencement, operation and restoration of a sand and gravel and topsoil operation in North Beaver Township, **Lawrence County**. The application includes a request to change the postmining land use from cropland and forestland to open water impoundment. Receiving streams: Beaver River (WWF). There are no potable surface water supply intakes within 10 miles downstream. Application received July 14, 2003.

**5627-37030303-E-1. S & S Processing, Inc.** (373 Old River Road, West Pittsburgh, PA 16160). Application for a stream encroachment to conduct mining activities within 100 feet of Beaver River in North Beaver Township, **Lawrence County**. Receiving streams: Beaver River (WWF). There are no potable surface water supply intakes within 10 miles downstream. Application received July 14, 2003.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.*

**4275SM19 and NPDES Permit No. PA0599204. New Enterprise Stone & Lime Company, Inc.**, P. O. Box 77, New Enterprise, PA 16664, permit revision to increase the approved pit depth from 820 feet elevation to 650 feet elevation for the southern section of the permit in Spruce Creek and Warriors Mark Townships, **Huntingdon County**, affecting 533.7 acres. Receiving streams: the Little Juniata River (TSF), unnamed tributaries to the Little Juniata River (WWF) and Gensimore Run (WWF). There are no potable water supply intakes within 10 miles downstream. Application received July 7, 2003.

*Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.*

**18030801. William and Kimberly Houtz**, 1029 Plunkets Run Road, Mill Hall, PA 17751. Commencement, operation and restoration of a Small Industrial Minerals (Shale) permit in Bald Eagle Township, **Clinton County** affecting 2 acres. Receiving streams: unnamed tributary, tributary to Bald Eagle Creek. Application received June 10, 2003.

**53030802. Robert H. Ostrom**, 2897 Route 6 West, Roulette, PA 16746. Commencement, operation and restoration of a Small Industrial Minerals (Bluestone) permit in Roulette Township, **Potter County** affecting 1 acre. Receiving streams: Carr Creek to Allegheny River. Application received June 23, 2003.

#### ABANDONED MINE RECLAMATION

Under Act 181 of 1984, the Department solicits letters of interest from the landowners and/or licensed mine operators for the reclamation of the following abandoned strip mine project:

Project No. BF 489, Saltlick Township, Fayette County, 23 acres.

Letters of interest must be received by Roderick A. Fletcher, P. E., Director, Bureau of Abandoned Mine Reclamation, Department of Environmental Protection, 400 Market Street, P. O. Box 8476, Harrisburg, PA 17105-8476 by 4 p.m. on September 2, 2003, to be considered. Telephone inquiries shall be directed to Ron Henry, Division of Mine Hazards, (717) 783-0473.

### FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the State to certify that the involved projects will not violate the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA or to the issuance of a Dam Permit, Water Obstruction and Encroachment Permit or the approval of

an Environmental Assessment must submit comments, suggestions or objections within 30 days of the date of this notice, as well as questions, to the office noted before the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on each working day at the office noted before the application.

Persons with a disability who wish to attend a 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 (800) 654-5984.

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**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 FWPCA (33 U.S.C.A. § 1341(a)).**

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#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E46-938. Valley Forge Center Associates, L. P.**, The Merion Building, 700 South Henderson Road, Suite 225, King of Prussia, PA 19406, West Norriton Township, **Montgomery County**, ACOE Philadelphia District.

The applicant proposes the following water obstructions and encroachments associated with the Riverview at Valley Forge, a mixed commercial and residential redevelopment of the existing Betzwood Industrial Park.

1. To relocate 560 linear feet of the site's eastern unnamed perennial tributary to Schuylkill River (WWF-MF). The existing twin 48-inch RCP stream enclosure will be modified and extended downstream, enclosing approximately 280 linear feet of watercourse. The extended stream enclosure will outfall to a newly constructed natural channel, convey flows for approximately 600 linear feet then rejoin the tributary. This modification includes removing a 70-foot long downstream segment of the existing 48-inch RCP stream enclosure, constructing junction box manhole cleanout no. 2.1, placing approximately 240 linear feet of a twin 48-inch RCP, constructing junction box manhole cleanout no. 2.2, placing 40 linear feet of a twin 54-inch RCP, endwall no. 2.9 and 600 linear feet of relocated natural channel to facilitate the construction of an access road, parking areas and residential buildings.

2. To fill 739 linear feet of the abandoned channel after removing 108 linear feet of an existing 46-inch span and 44-inch rise stream enclosure, which conveys the site's eastern unnamed perennial tributary of the Schuylkill

River under an existing building from the reach of stream which will be relocated as noted in Item 1.

3. To place an 8-inch PVC sanitary sewer, gas, water, electric, cable and telephone utility crossings beneath the existing enclosure extension and relocated watercourse noted in Item 1 (eastern channel).

4. To construct and maintain a 54-foot 5-inch wide precast arch bridge, consisting of a 24-foot clear span and 9-foot across the site's eastern unnamed tributary to Schuylkill River associated with the proposed Valley Forge Boulevard.

5. To modify and extend an existing stream enclosure consisting of a 48-inch steel pipe connected to a stone arch culvert that conveys the western unnamed intermittent tributary to the Schuylkill River under an existing masonry building. The western enclosure modification includes, constructing junction box manhole cleanout no. 1, placing 202 linear feet of 42-inch RCP and endwall no. 2 to facilitate the construction of an access road and parking areas associated with Unit G.

6. To place an 8-inch PVC sanitary sewer, gas, water, electric, cable and telephone utility crossings beneath Item 5.

7. To relocate 358 linear feet of the western unnamed intermittent tributary to Schuylkill River and enclose the watercourse within 136 linear feet of culvert (60 linear feet of 48-inch HCMP and then 76 linear feet of 48-inch RCP) terminating at endwall no. 2.1 associated with the proposed Valley Forge Boulevard and draining areas of Units B and G and offsite areas. The riprap apron has approximately 49 cubic yards of clean rock occupying 480.0 square feet below the ordinary high water mark of the Schuylkill River.

8. To place an 8-inch PVC sanitary sewer, gas, water, electric, cable and telephone utility crossings beneath Items 5 and 7 (western channel).

9. To enclose a 290 linear foot reach of the central unnamed intermittent tributary to the Schuylkill River consisting of a 36-inch RCP terminating at endwall no. 2.2, associated with drainage of areas of Units C and G. The riprap apron has 16.6 cubic yards of clean rock occupying 224.0 square feet below the ordinary high water mark of the Schuylkill River.

10. To place an 8-inch PVC sanitary sewer, gas, water, electric, cable and telephone utility crossings beneath Item 9.

11. To construct and maintain endwall no. 1, a 36-inch RCP stormwater outfall and associated riprap apron along the Schuylkill River draining an area of Units A and F and Trooper Road. The riprap apron has 47.96 cubic yards of clean rock occupying 462.4 square feet below the ordinary high water mark of the Schuylkill River.

12. To construct and maintain endwall no. 2.3, a 48-inch RCP stormwater outfall and associated riprap apron along the Schuylkill River draining an area of Unit D and offsite upland areas. The riprap apron has 46.88 cubic yards of clean rock occupying 462.0 square feet below the ordinary high water mark of the Schuylkill River.

13. To construct and maintain endwall no. 2.4, a 36-inch RCP stormwater outfall and associated riprap apron along the Schuylkill River draining an area of Unit E. The riprap apron has 16.43 cubic yards of clean rock

occupying 224.0 square feet below the ordinary high water mark of the Schuylkill River.

14. To construct and maintain endwall no. 2.5, a 36-inch RCP stormwater outfall and associated riprap apron along the Schuylkill River draining an area of Unit H. The riprap apron has 39.72 cubic yards of clean rock occupying 357.5 square feet below the ordinary high water mark of the Schuylkill River.

15. To construct and maintain endwall no. 2.6, a 30-inch RCP stormwater outfall and associated riprap apron along the Schuylkill River draining an area of Unit H. The riprap apron has 8.58 cubic yards of clean rock occupying 171.5 square feet below the ordinary high water mark of the Schuylkill River.

16. To construct and maintain endwall, no. 2.7, a 30-inch RCP stormwater outfall and associated riprap apron along the Schuylkill River draining an area of Unit I. The riprap apron has 18.43 cubic yards of clean rock occupying 256.5 square feet below the ordinary high water mark of the Schuylkill River.

17. To construct and maintain endwall, no. 2.8, a 36-inch RCP stormwater outfall and associated riprap apron along the Schuylkill River draining an area of Unit I and offsite upland areas. The riprap apron has 53.05 cubic yards of clean rock occupying 414.0 square feet below the ordinary high water mark of the Schuylkill River.

18. To grade within 8.9 acres of the Schuylkill River 100-year floodway. The majority of this activity is minor grading and cut of the floodway to facilitate the construction of Valley Forge Boulevard and River Bike Path.

The project will impact a total of 904 linear feet of intermittent and perennial watercourses. The project will construct 600 linear feet of perennial channel. The site is immediately southeast of the intersection of Trooper Road (SR 0363) and the Pottstown Expressway Extension (SR 0422) (Valley Forge, PA USGS Quadrangle N: 20.1 inches; W: 5.8 inches).

**E09-858. Township of Middletown**, 3 Municipal Way, Langhorne, PA 19047, Middletown Township, **Bucks County**, Philadelphia ACOE District.

To remove an existing nonhandicap accessible pedestrian bridge and to construct and maintain, in its place, a handicap accessible bridge across Queen Anne Creek (WWF). The project involves the removal of the existing 45.5-foot long by 8-foot wide bridge. The proposed bridge is 45.0 feet long by 8.0 feet wide, single span without any supports to stream bottom and 6-foot long concrete approach slab at both ends. The replacement is for aesthetic and ADA accessibility reasons. The site is about 200 feet southeast of intersection of Towns Road and Twin Oak Drive (Trenton West, NJ-PA USGS Quadrangle N: 8.2 inches; W: 17.4 inches).

**E23-437. Harper Associates**, 6 E. Hinkley Avenue, P. O. Box 384, Ridley Park, PA 19078-0384, Ridley Township, **Delaware County**, ACOE Philadelphia District.

To relocate approximately 530 linear feet of unnamed tributary to Crum Creek (WWF) and to construct and maintain 210 linear feet of 94-inch CMP stream enclosure and 425 linear feet of new stream channel for the purpose of site improvement of Fairview Golf Course. The site is approximately 200 feet northeast of the intersection of Fairview Road and Haverford Road (Bridgeport NJ, PA N: 22.1 inches; W: 12.1 inches).

**E09-857. Bucks County Board of Commissioners**, Administration Building, Broad and Court Streets,

Doylestown, PA 18901, Tinicum Township, **Bucks County**, ACOE Philadelphia District. Jugtown Hill Road Bridge Replacement Project.

1. To replace the existing steel beam bridge and appurtenant structures over the Delaware Canal (TSF) and to construct and maintain a single span open bottom Box Bridge with an approximately 68-foot span, 9.5-foot underclearance and 36-foot wide bridge width.

2. To place fill approximately .01 acre of wetlands along the northeast side of the canal.

3. To place fill on both left and right floodplain and floodway with an average dimension of 29-foot wide by 300-foot long by 3.3-foot high associated with the widening and grading of the roadway approach to the bridge. The project proposes to indirectly affect a total of 75 linear feet of streambank.

The project site is approximately 1,820 feet southwest of the intersection of Jugtown Hill Road and River Road (SR 0032) (Frenchtown-NJ, PA Quadrangle N: 10.41 inches; W: 6.86 inches).

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**E36-762: Earl G. Martin**, 250 Royer Road, Ephrata, PA 17522 in Ephrata Township, **Lancaster County**, ACOE Baltimore District.

To construct and maintain a stream crossing consisting of a 20-foot long 48-inch diameter RCP with associated fill and a 25-foot long by 20-foot wide by 8-inch thick concrete slab/deck along Meadow Run (WWF) at a point approximately 850 feet north of the Royer Road Bridge (Ephrata, PA Quadrangle N: 9.0 inches; W: 13.2 inches) in Ephrata Township, Lancaster County.

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636.*

**E18-357. Noyes Township Supervisors**, HCR 62, Box 218B, West Renovo, PA 17764. T-314 Drury Run bridge rehabilitation in Noyes Township, **Clinton County**, ACOE Susquehanna River Basin District (Renovo West, PA Quadrangle N: 7.56 inches; W: 8.13 inches).

To place Class A cement concrete under the downstream apron and wingwalls as well as place R-7 and R-4 rock at the outlet of the structure along T-314 Gratzmar Road in Noyes Township, Clinton County. This project proposes to have a minimal impact on Drury Run (CWF). This project does not propose to impact any jurisdictional wetlands.

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**E42-299, Bradford Economic Redevelopment Corporation**, P. O. Box 490, 20 Russell Boulevard, Bradford, PA 16701. Lafferty Hollow Industrial Park in Foster Township, **McKean County**, ACOE Pittsburgh District (Derrick City, PA Quadrangle N: 0.6 inch; W: 7.5 inches).

The applicant proposes to construct a 350-acre industrial park on 22 lots in 5 phases including building pads and access roads involving: (1) relocating a total of 5,605 feet of stream channel on 6 unnamed tributaries to Kendall Creek each with a drainage area less than 100 acres; (2) filling a total of 1,498 feet of stream channel on 6 unnamed tributaries to Kendall Creek each with a drainage area less than 100 acres; (3) installing a total length of 347 feet of culverts on 4 unnamed tributaries to Kendall Creek each with a drainage area less than 100 acres; (4) permanently fill of 39 PEM and PSS wetlands

areas for a total of 2.82 acres impacted; and (5) to construct and maintain 2.82 acres of PEM and PSS wetlands within the floodplain of Kendall Creek as compensation for wetland impacts. The project proposes a permanently net loss of 687 linear feet of stream channel and permanent impact of 2.82 acres of wetlands and approximately 2.82 acres of floodplain. Wetland creation of 2.82 acres is proposed.

#### ENVIRONMENTAL ASSESSMENTS

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**EA10-020NW, Aquascape Wetland and Environmental Services**, 147 South Broad Street, Grove City, PA 16127, BC 19 and 19B Remediation Project in Marion Township, **Butler County**, ACOE Pittsburgh District (Barkeyville, PA Quadrangle N: 6.9 inches; W: 6.02 inches).

The purpose of the assessment is to treat tow abandoned mine drainage discharges through the construction of a passive treatment system that will consist of a collection system, drop structure and treatment wetland. To treat the existing mine drainage pollution from the BC 19 and 19B discharges, a collection system will be constructed to convey flow to a drop structure for the accumulation of metal precipitates. Flows will then pass through the treatment wetland. The proposed reclamation will result in the creation of an estimated 0.5 acre treatment wetland that will provide for aeration of flows and deposition of metal precipitates. The completed system will discharge treated water into Blacks Creek (CWF).

*Central Office: Bureau of Waterways Engineering, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105.*

**D06-011EA. Mount Penn Water Authority**, 200 North 25th Street, Reading, PA 19606. Lower Alsace Township, **Berks County**, ACOE Philadelphia District.

Project proposes to breach and remove Mount Penn Dam No. 3, a high hazard dam across a tributary to Antietam Creek (CWF). The purpose of the breach is to eliminate a threat to public safety and to restore the stream to free-flowing conditions. Project also involves the construction of an earthen off-stream nonjurisdictional dam and reservoir for fire service. The dam is approximately 1,300 feet northeast of the intersection of Hill Road (T442) and T409 (Reading, PA Quadrangle N: 16.9 inches; W: 1.7 inches).

**D45-277EA. Game Commission**, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797. Jackson Township, **Monroe County**, ACOE Philadelphia District.

Project proposes to modify the outlet structure and operation of the existing Wolf Swamp Run dam across Wolf Swamp Run (EV). The project consists of installing a new principle spillway, emergency spillway and general embankment repairs plus seeding. The operation of the dam will be modified to allow winter draw down of the Wolf Swamp Run dam reservoir increasing downstream flow to Pocono Creek when flows in Pocono Creek are 6 CFS or less. The draw down will drop the normal pool a maximum 2.5 feet, decreasing the reservoir's surface area from 26 acres to 17 acres. Normal pool will be re-established by April 1. The change in operation will allow Camel Back Ski Resort to continue withdrawing water from Pocono Creek for snowmaking while maintaining adequate flows in Pocono Creek. The dam is on State Game Lands No. 38 (Pocono Pines, PA Quadrangle N: 8.6 inches; W: 2.7 inches).



**DAM SAFETY**

Central Office: Bureau of Waterways Engineering, 400 Market Street, Floor 3, P. O. Box 8554, Harrisburg, PA 17105-8554.

**D38-105. Lebanon County**, 400 South 8th Street, Lebanon, PA 17042-6794. To construct, operate and main-

tain Union Canal Dam across Union Canal (WWF) for the purpose of raising the water level in the canal so it is acceptable for canal boats (Lebanon, PA Quadrangle N: 18.35 inches; W: 12.6 inches) North Lebanon Township, **Lebanon County**.

**ACTIONS**

**THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT  
FINAL ACTIONS TAKEN FOR NATIONAL POLLUTION DISCHARGE  
ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY  
MANAGEMENT (WQM) PERMITS**

The Department of Environmental Protection (Department) has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and Notices of Intent for coverage under General Permits. This notice is provided in accordance with regulations at 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or amendment
Section III	WQM	Industrial, sewage or animal wastes; discharges to groundwater
Section IV	NPDES	MS4 individual permit
Section V	NPDES	MS4 permit waiver
Section VI	NPDES	Individual permit stormwater construction
Section VII	NPDES	NOI for coverage under NPDES general permits

Sections I—VI contain actions related to industrial, animal or sewage wastes discharges, discharges to groundwater and discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities and concentrated animal feeding operations (CAFOs). Section VII contains notices for parties who have submitted NOIs for Coverage under general NPDES permits. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in each general permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an 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 Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, 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 decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

**I. NPDES Renewal Permit Actions**

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0032123 Sewage	Department of Conservation and Natural Resources Bureau of Facility Design and Construction 2808 Three Mile Run Road Perkasie, PA 18944	Greene Township Pike County	1C	Y

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0029157 Sewage	Keystone College One College Green La Plume, PA 18440	Factoryville Borough Wyoming County	4F	Y
PA0021547 Sewage	Orwigsburg Borough Municipal Authority 209 North Warren Street Orwigsburg, PA 17961-1829	North Manheim Township Schuylkill County	3A	Y
PA0020176 Sewage	Slatington Borough Authority 125 South Walnut Street Slatington, PA 18080-2099	Slatington Borough Lehigh County	2C	Y

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0208639 Sewerage	Hartleton Borough Municipal Authority P. O. Box 31 Hartleton, PA 17829	Union County Borough of Hartleton	Cold Run 6A	Y
PA0112119 Nonmunicipal	All American Travel Plaza 1201 Harrisburg Pike Carlisle, PA 17103-1620	Northumberland County Turbot Township	Limstone Run 10D	Y
PA0209511 Sewerage	Sullivan Township P. O. Box 84 Mainesburg, PA 16932	Tioga County Sullivan Township	Corey Creek 4A	Y
PA0112470 Sewerage Public	Upper Augusta Township R. D. 1, Box 313 Sunbury, PA 17801	Northumberland County Upper Augusta Township	UNT to Susquehanna River 5E	Y

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0001864 Industrial Waste	DLM Goods LLC 1075 Progress Street Pittsburgh, PA 15212-5922	Allegheny County City of Pittsburgh	Allegheny River	Y
PA0205800 Industrial	Southwestern Pennsylvania Water Authority P. O. Box 187 Jefferson, PA 15433	Greene County Cumberland Township	Monongahela River	Y
PA0023434 Sewage	Koppel Borough P. O. Box I, Borough Building Arthur Street and Third Avenue Koppel, PA 16136	Beaver County Koppel Borough	Beaver River	Y
PA0030287 Sewage	Allegheny Country Club Country Club Road Sewickley, PA 15143	Allegheny County Sewickley Heights Borough	UNT of Little Sewickley Creek	Y
PA0090719 Sewage	Indiana County Municipal Services Authority 827 Water Street Indiana, PA 15701	Indiana County East Wheatfield Township	UNT of Conemaugh River	Y
PA0205575 Sewage	Pleasant Valley Country Club R. D. 2 Box 292 Connellsville, PA 15425	Fayette County Bullskin Township	Mountz Creek	Y
PA0206067 Sewage	Turnpike Commission P. O. Box 67676 Harrisburg, PA 17106-7676	Washington County California Borough	South Branch of Maple Creek	Y
PA0217794 Sewage	Camman Industries Inc. R. R. 2 Box 68C Derry, PA 15627	Westmoreland County Derry Township	Drainage Swale to Union Run via Department of Transportation Culvert	Y

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

<i>NPDES Permit No. (Type)</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0103781	Sharon Tube Company 134 Mill Street Sharon, PA 16146	City of Sharon Mercer County	Shenango River Watershed 20-A	Y

## II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions

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

**NPDES Permit No. PA0050679**, Industrial Waste, **NVF Company**, 400 West Mulberry Street, Kennett Square, PA 19348. This proposed facility is in Kennett Square Borough, **Chester County**.

Description of Proposed Action/Activity: Approval for the renewal to discharge into West Branch of Red Clay Creek.

**NPDES Permit No. PA0058483**, Industrial Waste, **Philadelphia Authority for Industrial Development (PAID)**, 1413 Langley Avenue, Quarters A, Philadelphia Naval Business Center, Philadelphia, PA 19112. This proposed facility is in City of Philadelphia, **Philadelphia County**.

Description of Proposed Action/Activity: Approval to discharge 29 MGD of noncontact cooling water to the Delaware Estuary-Zone 4-3F.

**NPDES Permit No. PA0021181 Amendment No. 2**, Sewage, **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976. This proposed facility is in Doylestown Borough, **Bucks County**.

Description of Proposed Action/Activity: Amendment to comply with the EPA's Phase II Stormwater regulations.

**NPDES Permit No. PA0025917 Amendment No. 1**, Sewage, **Chalfont New Britain Township Joint Sewer Authority**, 1645 Upper State Road, Doylestown, PA 18901-2666. This proposed facility is in Doylestown Township, **Bucks County**.

Description of Proposed Action/Activity: Amendment to comply with the EPA's Phase II Stormwater regulations.

**NPDES Permit No. PA0058718**, Sewage, **Rodney A. Beckstead**, 5760 Upper Ridge Road, Pennsburg, PA 18073. This proposed facility is in Marlborough Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for a new discharge to an unnamed tributary to Macoby Creek-3E Watershed.

**NPDES Permit No. PA0026786**, Sewage, **Pottstown Borough Authority**, 100 East High Street, Pottstown, PA 19464. This proposed facility is in Pottstown Borough, **Montgomery County**.

Description of Proposed Action/Activity: Amendment to comply with the EPA's Phase II stormwater regulations.

**NPDES Permit No. PA0021172 Amendment No. 4**, Sewage, **Bucks County Water and Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976. This proposed facility is in Doylestown Borough, **Bucks County**.

Description of Proposed Action/Activity: Amendment to comply with the EPA's Phase II stormwater regulations.

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**NPDES Permit No. PA0028576-A1**, Sewage, **Clarks Summit-S. Abington Joint Sewer Authority**, P. O. Box 199, Chinchilla, PA 18410. This proposed facility is in S. Abington Township, **Lackawanna County**.

Description of Proposed Action/Activity: Amendment of NPDES permit to discharge treated sewage into Leggett's Creek.

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.*

**NPDES Permit No. PA0082864**, Sewage, **Jesus Ministries, Inc., Agape Farm Campground**, R. R. 1, Box 58-B, Shirleysburg, PA 17260. This proposed facility is in Cromwell Township, **Huntingdon County**.

Description of Proposed Action/Activity: Authorization to discharge to Brown's Gap Run in Watershed 12-C.

**NPDES Permit No. PA0020818**, Sewage, **Glen Rock Sewer Authority, Glen Rock WWTP**, P. O. Box 205, 11714 North Main Street Ext., Glen Rock, PA 17327-0205. This proposed facility is in Shrewsbury Township, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to South Branch Codorus Creek in Watershed 7-H.

**NPDES Permit No. PA0080811**, Sewage, **GSP Management Co., Mountain View Terrace MHP**, P. O. Box 677, Morgantown, PA 19543. This proposed facility is in Newberry Township, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to an unnamed tributary of Conewago Creek in Watershed 7-F.

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

**NPDES Permit No. PA0023531**, Sewerage, SIC 4952, **Danville Borough**, 239 Mill Street, Danville, PA 17821. This existing facility is in Danville Borough, **Montour County**.

Description of Proposed Activity: Issuance of the renewed NPDES permit for the existing discharge of treated sewage wastewater through Outfall 001 and site stormwater through Outfall S01.

The receiving stream for Outfall 001, the Susquehanna River, is in the State Water Plan watershed 5E and is classified for WWF. The nearest public water supply surface water intake owned by Merck and Company Inc. is on the Susquehanna River, 0.95 mile below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 3.62 MGD.

<i>Discharge 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	40	50
Total Suspended Solids	30	45	60
Total Chlorine Residual	0.5		1.6
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200 col/100 mL as a geometric mean 2,000 col/100 mL as a geometric mean	
pH		within the range of 6.0 to 9.0	

The receiving stream for Outfall S01, Mahoning Creek, is in the State Water Plan watershed 5E and is classified for TSF. The nearest public water supply surface water intake owned by Merck and Company Inc. is on the Susquehanna River, 1.6 miles below the point of discharge. Approximately 0.03 MGD of stormwater will be discharged through Outfall S01 from an average storm event. Annual Inspection Certification will be required.

**NPDES Permit No. PA0027359**, Industrial Waste, SIC 4941, **Danville Municipal Authority**, 12 West Market Street, Danville, PA 17821. This existing facility is in Danville Borough, **Montour County**.

Description of Proposed Activity: Issuance of an amended NPDES permit to include discharge of site stormwater through Outfall S01. Existing limits for wastewater through Outfall 001 remain unchanged.

The receiving stream for Outfall 001, the Susquehanna River, is in the State Water Plan watershed 5E and is classified for WWF. The nearest downstream public water supply surface water intake owned by Merck and Company, Inc. is on the Susquehanna River, 2.35 miles below the discharge.

The existing effluent limits for Outfall 001 will remain the same and were based on a design flow of 0.1 MGD.

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
TSS	30	60	75
Iron (Total)	2	4	5
Manganese (Total)	1	2	2.5
Aluminum (Total)	4	8	10
Total Cl <sub>2</sub> Residual	1.0		2.3
pH		6.0 to 9.0 at all times	

The receiving stream for Outfall S01, an unnamed tributary to the Susquehanna River, is in the State Water Plan watershed 5E and is classified for CWF. The nearest downstream public water supply surface water intake owned by Merck and Company, Inc. is on the Susquehanna River, 2.39 miles below the discharge. Approximately 0.084 MGD of stormwater will be discharged through Outfall S01 from an average storm event. Annual Inspection Certification will be required.

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**NPDES Permit No. PA0239208**, Sewage, **Kevin and Rita Green**, 2510 Old Route 422 East, Fenelton, PA 16034. This proposed facility is in Clearfield Township, **Butler County**.

Description of Proposed Action/Activity: A single residence sewage treatment plant.

### III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001)

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**WQM Permit No. 4503401**, Sewerage, **Barley Creek Associates, L. P.**, 15 Haystack Road, Henryville, PA 18332. This proposed facility is in Pocono Township, **Monroe County**.

Description of Proposed Action/Activity: Issuance of Water Quality Management Permit approving the installation of a Sequencing Batch Reactor to the existing treatment facility.

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.*

**WQM Permit No. 0603403**, Sewerage, **Amity Township**, P. O. Box 215, 2004 Weavertown Road, Douglassville, PA 19518. This proposed facility is in Amity Township, **Berks County**.

Description of Proposed Action/Activity: Upgrades and modifications to several systems within the STP including the construction of a new clarifier. This permit does not allow for any new connections or an increase in rated/permitted capacity of the STP.

**WQM Permit No. 0103403**, Sewerage, **Bonneauville Borough**, 46 East Hanover Street, Gettysburg, PA 17325. This proposed facility is in Bonneauville Borough, **Adams County**.

Description of Proposed Action/Activity: Construction of suction lift pump station and 4-inch force main to serve Cedarfield Condominiums.

**WQM Permit No. 3603203**, CAFO, **Wanner's Pride-N-Joy Farm**, 5800 Wanner Road, Narvon, PA 17555. This proposed facility is in Salisbury Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization for the construction and operation of manure storage facilities for a 1365.45 AEU operation.

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

**WQM Permit No. 1703403**, Sewerage, Public SIC 4952, **Clearfield Municipal Authority**, 107 East Market Street, Clearfield, PA 16830. This proposed facility is in Lawrence Township, **Clearfield County**.

Description of Proposed Action/Activity: Installation of monitoring and screening devices at combined sewer overflow nos. 002, 036, 038 and 040.

**WQM Permit No. 1403401**, Sewerage, SIC 4952, **Pennsylvania State University**, 501 University Drive, State College, PA 16801. This existing facility is in State College Borough, **Centre County**.

Description of Proposed Action/Activity: Construction of a ferric chloride system to remove phosphorus.

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**WQM Permit No. 2603405**, Sewerage, **Albert Gallatin Area School District**, 2625 Morgantown Road, Uniontown, PA 15401-6703. This proposed facility is in German Township, **Fayette County**.

Description of Proposed Action/Activity: Sewage treatment plant upgrade.

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**WQM Permit No. 1003406**, Sewerage, **Kevin and Rita Green**, 2510 Old Route 422 East, Fenelton, PA 16034. This proposed facility is in Clearfield Township, **Butler County**.

Description of Proposed Action/Activity: Sewage discharge for a single residence.

**WQM Permit No. 1003407**, Sewerage, **Ralph P. Barnhart**, 740 Herman Road, Butler, PA 16002. This proposed facility is in Summit Township, **Butler County**.

Description of Proposed Action/Activity: Sewage discharge for a single residence.

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#### IV. NPDES Stormwater Discharges from MS4 Permit Actions

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#### V. NPDES Waiver Stormwater Discharges from MS4 Actions

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#### VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011503018	The Wooldridge Organization The Village of Zephyr Hill 1500 Greenhill Road West Chester, PA 19380	Chester	East Goshen Township	Boot Road Run West Branch Ridley Creek HQ-TSF
PAI012303002	Brandolini Properties Waiting Rock II 1301 Lancaster Avenue Berwyn, PA 19312	Delaware	Bethel Township	Green Creek CWF-MF

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023503001	Scranton Lackawanna Industrial Building Co. 222 Mulberry St. P. O. Box 431 Scranton, PA 18501	Lackawanna	Jessup Borough	Grassy Island Creek HQ-CWF
PAI024003010	Suburban Wastewater Company 762 W. Lancaster Ave. Bryn Mawr, PA 19010-3489	Luzerne	Penn Lake Park Borough Dennison Township	Wright Creek HQ-CWF
PAS10S009-R2	Resorts USA, Inc. P. O. Box 447 Bushkill, PA 18324	Monroe	Middle Smithfield Township	Bushkill and Sand Hill Creeks HQ-CWF

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024802001	Greenfield Builders 9525 Delagates Row Indianapolis, IN 46240	Northampton	Lower Nazareth Township	Monocacy Creek HQ-CWF

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

*Berks County Conservation District, P. O. Box 520, 1238 County Welfare Road, Leesport, PA 19533, (610) 372-4657.*

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG2000603022	Landis Deck 316 New Schaefferstown Rd. Bernville, PA 19506	Berks	Jefferson Township	UNT to Tulpehocken Creek WWF
PAG2000603051	Robeson Township Supervisors 2689 Main Street Birdsboro, PA 19508	Berks	Robeson Township	Schuylkill River WWF
PAG2000603051	C. Ivan Stoltzfus P. O. Box 251 Morgantown, PA 19543	Berks	Robeson Township	UNT to Allegheny Creek CWF

*Lancaster County Conservation District, 1383 Arcadia Road, Room 6, Lancaster, PA 17601.*

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG2003603055	Oakfront Limited Partnership 508 Front St. Lititz, PA 17543	Lancaster	Lititz Borough	Lititz Run WWF
PAG2003603076	Gilbert B. Lyons, Fountainhead V 157 Wilson Dr. Lancaster, PA 17603	Lancaster	East Hempfield Township	Brubaker Run WWF
PAG2003603086	West Lampeter Township 852 Village Rd. Box 237 Lampeter, PA 17537	Lancaster	West Lampeter Township	Mill Creek WWF
PAG2003603088	John Gilliland 20 Walden Court York, PA 17404	Lancaster	Manheim Township	UNT Little Conestoga Creek WWF
PAG2003603091	Smucker Association 2727 Old Philadelphia Pike Bird In Hand, PA 17505	Lancaster	Leacock Township	UNT Mill Creek CWF
PAG2003603092	Steven Oberholtzer 1100 Elwood St. Narvon, PA 17555	Lancaster	Caernarvon Township	Conestoga River WWF

*York County Conservation District, 118 Pleasant Acres Road, Suite E, York, PA 17402.*

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG2006703028	Terry Sutton Broque Inc. 302 Forest Hills Road Red Lion, PA 17356	York	Chanceford Township	Mill Branch WWF
PAG2006703048	Craig Metzler 41 Miller Road Delta, PA 17314	York	Peach Bottom Township	Fishing Creek TSF
PAG2006703084	Vito Spagnola 449 Penn Blvd. York, PA 17402	York	York Township	UNT to Mill Creek WWF

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAG2006703012-1	Joe LoCurto Pennsylvania Power and Light 651 Delp Road Lancaster, PA 17601	York	Lower Windsor, Windsor and Chanceford Townships	SF Otter Creek WWF Mill Branch WWF Otter Creek CWF Beaver Creek CWF Fishing Creek TSF Cabin Creek WWF Kreutz Creek WWF
PAG2006703089	Joseph Myers JA Myers 160 Ram Drive Hanover, PA 17331	York	West Manheim Township	Furnace Creek WWF

### VII. Approvals to Use NPDES and/or Other General Permits

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

#### List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

#### General Permit Type—PAG-2

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Northampton Township Bucks County	PAG2000903031	Ivyland Investments World Flavors 76 Louise Drive Ivyland, PA 18974	Unnamed tributary Neshaminy Creek WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Buckingham Township Bucks County	PAG2000903016	David and Judith Knipe Knipe Tract 3625 Dark Hollow Road Furlong, PA 18925	Neshaminy Creek TSF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Ivyland Borough Bucks County	PAG2000903019	Joseph A. Nottingham Hobensack Tract Subdivision 375 Ivyland Road, Unit No. 10 Warminster, PA 18974	Unnamed tributary Little Neshaminy Creek WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Warrington Township Bucks County	PAG2000903043	Barness Land Development, Inc. Highland Meadow 975 Easton Road Warrington, PA 18976	Neshaminy Creek TSF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Bensalem Township Bucks County	PAG2000903035	Congregation of the Holy Ghost USA Provence East Holy Ghost Preparatory School Fieldhouse—Add/Renov. 2429 Bristol Pike Bensalem, PA 19020	Delaware River WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Bridgeton Township Bucks County	PAG2000903033	J. Bayard Kemble P. O. Box 220 Upper Black Eddy, PA 18972	Unnamed tributary Delaware River TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Middletown Township Bucks County	PAG2000903053	McBrick Company, LP 340 East Maple Avenue Suite 306 Middletown, PA 19047	Neshaminy Creek WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Nockamixon Township Bucks County	PAG2000903070	Drew and Lori Duliba Duliba Tract 378 Hollow Horn Road Pipersville, PA 18947	Unnamed tributary Gallows Run CWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Newtown Township Bucks County	PAR10D687	Homes Built Pride, Inc. McLaughlin Tract 1524 Calene Court Langhorne, PA 19047	Unnamed tributary Houghs Creek WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
New Britain Township Bucks County	PAR10D699	Westrum Land Development, LLC Hopkins Tract 370 Commerce Drive, Suite 100 Fort Washington, PA	Mill Creek WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Concord Township Delaware River	PAG2002303048	CPC Associates Martin Rudman 115 West State Street Media, PA 19063	Green Creek CWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Radnor Township Delaware County	PAG2002303046	Country Day School at Sacred Heart Church 480 Bryn Mawr Avenue Bryn Mawr, PA 19010	Unnamed tributary of Darby Creek WWF, MF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000



## NOTICES

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Aston Township Delaware County	PAG2002303014	Penn-Delco School District 95 Concord Road Aston, PA 19014	Baldwin Run WWF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lower Merion Township Montgomery County	PAG2004603110	Asbridge Properties 330 Gypsy Lane Subdivision 1625 Valley Road Newtown Square, PA 19073	Mill Creek TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Lower Providence Township Montgomery County	PAG2004603029	Americo Moscariello 4059 Eagleville Road Site 24 Donny Brook Way Collegeville, PA 19426	Unnamed tributary Skippack Creek TSF	Southeast Regional Office Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 (610) 832-6000
Luzerne County Wilkes-Barre City	PAG2004003015	Childrens Service Center of Wyoming Valley 335 S. Franklin St. Wilkes-Barre, PA 18702	Susquehanna River CWF	Luzerne County Conservation District (570) 674-7991
Luzerne County Hanover Township	PAG2004003021	Mericle Properties 100 Baltimore Dr. Wilkes-Barre, PA 18702	Sugar Notch Run CWF	Luzerne County Conservation District (570) 674-7991
Luzerne County Pittston Township	PAG2004003026	Scranton Altoona Terminal Corp. 801 Suscon Road Dupont, PA 18841	Collins Creek CWF	Luzerne County Conservation District (570) 674-7991
Beaver County Conway Borough	PAG2000403012	Colleen Keller 2002 McMinn Street Aliquippa, PA 15001	UNT to Crows Run WWF	Beaver County Conservation District (724) 774-7090
Cambria County Richland Township	PAG2001103014	Lawrence Habig 99th Regional Support Command 99 Soldiers Lane Coraopolis, PA 15108	Solomon Run WWF	Cambria County Conservation District (814) 472-2120
Fayette County South Union Township	PAG2002603012	Todd Casteel BAJA Development 323 Hopwood Coolspring Rd. Hopwood, PA 15445	Coal Lick Run WWF	Fayette County Conservation District (724) 438-4497
Somerset County Somerset Township	PAG2005603004	THF Realty Michael Staenberg 2127 Innerbelt Business Center Dr., Suite 120 St. Louis, MO 63114	UNT to Lake Somerset WWF	Somerset County Conservation District (814) 445-4652
Westmoreland County Murrysville Borough	PAG2056503012	James Rumbaugh 772 Pine Valley Dr. Pittsburgh, PA 15239	UNT to Turtle Creek WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Mt. Pleasant Township	PAG2056503015	Sewickley Creek Watershed P. O. Box 323 Youngwood, PA 15697	Sewickley Creek WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County East Huntingdon Township	PAG2056503028	Department of Transportation P. O. Box 459 Uniontown, PA 15401	Sherick Run WWF	Westmoreland County Conservation District (724) 837-5271
Westmoreland County Hempfield Township	PAG2056503032	Jeannette Congregation of Jehovah's Witnesses Route 130, East Pleasant Valley Rd. Jeannette, PA 15644	Little Sewickley Creek TSF	Westmoreland County Conservation District (724) 837-5271

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Bradford County Athens Township	PAG2000803004	Harry Hadlock R. R. 1, Box 29 Milan, PA 18831	Small Wetland	Bradford County Conservation District R. R. 5, Box 5030C Stoll Natural Resource Center Towanda, PA 18848 (570) 265-5539, Ext. 205
Centre County Benner Township	PAG2001403015	Centre County Prison Facility SR 150 Rishel Hill Road Bellefonte, PA 16823	Tributaries to Spring Creek CWF	Centre County Conservation District 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817
Centre County College Township	PAG2001403024	Windmere No. 24 Rolling Ridge Dr. State College, PA 16801	Slab Cabin Run CWF	Centre County Conservation District 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 (814) 355-6817
Northumberland County Watsonstown Borough	PAR104923R	Milton Area Industrial Development 1 South Arch St. Milton, PA 17847	W. Branch Susquehanna River WWF	Northumberland County Conservation District R. R. 3, Box 238C Sunbury, PA 17801 (570) 286-7714, Ext. 4
Erie County Waterford Township	PAG2002503012	Thomas Makowski 10500 Greenlee Rd. Waterford, PA 16441	UNT of LeBoeuf Creek WWF	Erie County Conservation District (814) 825-6403
Erie County Millcreek Township	PAG2002503023	Ronald Esper 5050 West Ridge Rd. Erie, PA 16506	UNT of Walnut Creek CWF	Erie County Conservation District (814) 825-6403
Erie County Fairview Township	PAG2002503028	Joel Muzycka P. O. Box 8857 Erie, PA 16505	UNT to Brandy Run CWF	Erie County Conservation District (814) 825-6403
Erie County Millcreek Township	PAG2002503034	The Humane Society of NW PA 418 West 38th St. Erie, PA 16508	Walnut Creek CWF; MF	Erie County Conservation District (814) 825-6403
Erie County Millcreek Township	PAG2002503036	Joseph Kramer 4734 Pittsburgh Ave. Erie, PA 16509	Millcreek Strom Sewer	Erie County Conservation District (814) 825-6403
Erie County Harborcreek Township	PAG2002503037	Ken Morton 7929 McGill Rd. Harborcreek, PA 16421	Sevenmile Creek CWF; MF	Erie County Conservation District (814) 825-6403
Lawrence County Neshannock Township	PAR103754-1	Leo Golba Construction Company Attn: Leo Golba 149 Enclave Drive New Castle, PA 16101	Unnamed tributary to Shenango River WWF	Lawrence County Conservation District (724) 652-4512
Mercer County Springfield Township	PAG2004303005	Michelle Properties LLC 1144 Brookview Court Hermitage, PA 16148	Black Run Tributary CWF	Mercer County Conservation District (724) 662-2242
Venango County Cranberry Township	PAR107011R	James Aiello Sr. Cranberry Outparcels (LLC) 123 36th Street Pittsburgh, PA 15201	UNT to East Sandy Creek CWF	Venango County Conservation District (814) 676-2832

*General Permit Type—PAG-3*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Hunlock Township Luzerne County	PAR602240	ABC Auto Parts, Inc. 158 Route 11 Hunlock, PA 18621	Susquehanna River WWF	DEP—NERO Water Management 2 Public Square Wilkes-Barre, PA 18711 (570) 826-2511
York County Springettsbury Township	PAR113536	Souriau Connection Technology 25 Grumbacher Road York, PA 17402	7H	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

*General Permit Type—PAG-4*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
Lancaster County Providence Township	PAG043607	John J. Zook 83 Fairview Road New Providence, PA 17560	UNT to Big Beaver Creek TSF/7-K	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Union Township Snyder County	PAG045041	Harvey S. Martin R. D. 1, Box 651 Port Trevorton, PA 17864	Silver Creek WWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Roaring Creek Township Columbia County	PAG044965	Matthew D. Williams 2265 Creek Road Catawissa, PA 17820	Unnamed tributary to Roaring Creek CWF	Northcentral Regional Office Water Management Program 208 West Third Street Suite 101 Williamsport, PA 17701 (570) 327-3666
Pine Grove Township Warren County	PAG048555	Eric R. Youngquist 80 Swede Hill Road Russell, PA 16345	Unnamed tributary to Wiltsie Run	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Summit Township Butler County	PAG048900	Ralph P. Barnhart 740 Herman Road Butler, PA 16002	Unnamed tributary to Coal Run	NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

*Permit Type—PAG-5*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Telephone No.</i>
West Hanover Township Dauphin County	PAG053573	BP Products North America, Inc. Former BP Facility No. 01049 4850 E. 49th Street Cuyahoga Heights, OH 44125	UNT Manada Creek WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

*General Permit Type—PAG-8*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Site Name and Location</i>	<i>Contact Office and Telephone No.</i>
Shrewsbury Township York County	PAG083578	Glen Rock Water and Sewer Authority 11714 North Main Street P. O. Box 205 Glen Rock, PA 17327		DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Heidelberg Township Berks County	PAG083581	Robeson-Wernersville Municipal Authority P. O. Box 202 Wernersville, PA 19565-0209		DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Lower Frankford Township Cumberland County	PAG083570	Borough of Carlisle 53 West South Street Carlisle, PA 17013	Paul Dick Farm No. 2	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Upper Frankford Township Cumberland County	PAG083570	Borough of Carlisle 53 West South Street Carlisle, PA 17013	East Jade Janesko Farm	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
North Middleton Township Cumberland County	PAG083570	Borough of Carlisle 53 West South Street Carlisle, PA 17013	Paul Dick Farm No. 1	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
North Middleton Township Cumberland County	PAG083570	Borough of Carlisle 53 West South Street Carlisle, PA 17013	Kalbach Farm North	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Newark, NJ	PAG089902	Passaic Valley Sewerage Commissioners 600 Wilson Avenue Newark, NJ 08534		BWSWM (717) 787-8184

*General Permit Type—PAG-9 (SSN)*

<i>Facility Location and Municipality</i>	<i>Applicant Name and Address</i>	<i>Contact Office and Telephone No.</i>
Zelmore Farm Biosolids Site Bullskin Township Fayette County	Donald Zelmore Top Septic Service 1608 Pleasant Valley Road Mt. Pleasant, PA 15666	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

**PUBLIC WATER SUPPLY PERMITS**

The Department of Environmental Protection has taken the following actions on applications received under the Safe Drinking Water Act for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an 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 Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, 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 decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

**SAFE DRINKING WATER**

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

*Northeast Region: Water Supply Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**Operations Permit** issued to **Nestle Waters North America, Inc.**, 405 Nestle Way, Breinigsville, PA 18031, PWS ID 3396420, Upper Macungie Township, **Lehigh County** on July 11, 2003, for the operation of facilities approved under Construction Permit N/A.

*Northcentral Region: Water Supply Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

**Permit No. Minor Amendment—Operation.** Public Water Supply.

Applicant **United States Department of Labor/ETA  
Office of Job Corps**  
200 Constitutional Avenue NW  
Washington, DC 20210

Township Colley Township

County **Sullivan County**

Type of Facility PWS—Operation of the water treatment building, finished water storage tank and related equipment at Red Rock Job Corps.

Permit to Operate Issued July 15, 2003

**Permit No. Minor Amendment—Construction.** Public Water Supply.

Applicant **Jersey Shore Area Joint Water Authority**  
**c/o Michael C. Zellers**  
220 South Main Street  
Jersey Shore, PA 17740

Township Porter Township

County **Lycoming County**

Type of Facility PWS—Proposed construction of a finished water storage tank on the same site as the existing ground level reservoir.

Consulting Engineer Larson Design Group  
Quay Schappell  
P. O. Box 487  
1000 Commerce Park Drive  
Water Tower Square  
Williamsport, PA 17703-0487

Permit to Construct Issued July 21, 2003

**SEWAGE FACILITIES ACT PLAN APPROVAL**

**Plan Approvals Granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20a).**

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Salisbury Township	5581 Old Philadelphia Pike Gap, PA 17527	Lancaster

Plan Description: The approved plan provides for the construction of a 0.34 MGD wastewater treatment facility adjacent to an existing 0.24 MGD facility and the aban-

donment of an existing 0.1 MGD treatment facility. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES permits or WQM permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Liberty Township	39 Topper Rd. Fairfield, PA 17320	Adams County

Plan Description: The approved plan provides for the installation of a small flow treatment facility with dry stream discharge to serve one single-family residential dwelling across from the intersection of Stultz Rd. and Rohrbaugh Rd. in Liberty Township, Adams County Any required NPDES permits or WQM permits must be obtained in the name of the Authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Rapho Township	971 Colebrook Road Manheim, PA 17545	Lancaster County

Plan Description: The approved plan provides for extension of sewer service to 45 homes in the Kendig Road/Orchard Road section of Rapho Township to address existing needs consistent with Rapho Township's 10 year sewer service area. The ID number for this minor plan revision is A3-36948-406-3M and the APS number is 483195. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES permits or WQM permits must be obtained in the name of the municipality or authority as appropriate.

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Westover Borough	P. O. Box 199 Westover, PA 16692	Clearfield

Plan Description: The approved plan provides for construction of a new sewage collection system and sewage treatment plant to serve 180 EDUs in the Borough of Westover. The collection system will include new gravity sewers and a pump station. The sewage treatment plant will discharge 0.051 MGD of treated effluent into Chest Creek. The project cost is estimated to be \$2.55 million and is expected to be funded by a loan/grant from the Pennsylvania Infrastructure Investment Authority. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES permits or WQM permits must be obtained in the name of the municipality or authority as appropriate.

**SEWAGE FACILITIES ACT PLAN DISAPPROVAL**

**Plan Disapprovals Granted under the Pennsylvania Sewage Facilities Act.**

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

## Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Bethany Borough	438 Wayne Street Bethany, PA 18431	Wayne

Plan Description: The plan was disapproved by the Department on July 7, 2003, primarily for the following reasons:

- The Resolution of Adoption contained language of a fiscal nature. The Department maintains the position that Resolutions of Adoption must not include language which in one way or another makes implementation contingent upon some future fiscal event or fiscal condition.
- Reserve capacity at the Honesdale Borough Municipal Treatment Facility was not evaluated. In addition, the Department had no documentation to support the claim that improvements being conducted by Honesdale Borough would have provided adequate capacity for Bethany Borough.
- Sewage Management Programs were not considered per Appendix C of the Manual "A Guide for Preparing Act 537 Update Revisions."
- Cost estimates using present worth analysis for some of the collection and treatment alternatives were not presented.
- The plan did not comply with the antidegradation requirements contained in 25 Pa. Code § 94.3(c). All nondischarge disposal alternatives were not considered and a cost effectiveness evaluation was not completed per 25 Pa. Code Chapter 7.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995

#### PREAMBLE 2

**The following final reports were submitted 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 (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site where 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 analytical results which demonstrate that remediation has attained the cleanup standard selected.

For further information concerning the final report, contact the Environmental Cleanup Program Manager in the Department 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 (800) 654-5984.

The Department has received the following final reports:

*Southeast Region: Environmental Cleanup Program Manager; Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**Our Lady of Mount Carmel Church**, Doylestown Borough, **Bucks County**. Ethan Prout, P. G., American Resource Consultants, Inc., P. O. Box 1809, Doylestown, PA 18901, on behalf of Archdiocese of Philadelphia, Jim Bollenbach, Our Lady of Mount Carmel Church, 235 E. State St., Doylestown, PA 18901, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with fuel oil no. 2. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Willner Realty & Development Co.**, Upper Darby Township, **Delaware County**. Samuel J. Kucia, Environmental Consulting, Inc., 500 E. Washington St., Suite 375, Norristown, PA 19401, on behalf of Benjamin P. Willner, V. P., Willner Realty & Development Co., 140 S. 69th St., Upper Darby, PA 19082, has submitted a Final Report concerning remediation of site soil contaminated with fuel oil no. 2. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Diamond Delchester Oil/Petner Residence**, Upper Darby Township, **Delaware County**. Matthew B. Noblet, The Shaw Group, Inc., 200 Horizon Center Blvd., Trenton, NJ 08691, on behalf of the Petner's, 336 Wiltshire Rd., Upper Darby, PA, has submitted a Final Report concerning remediation of site soil contaminated with fuel oil no. 2. The report was submitted within 90 days of the release and is intended to document remediation of the site to meet the Statewide Health Standard.

**Former Capehart Housing Area**, City of Philadelphia, **Philadelphia County**. Darryl D. Borrelli, Manko, Gold, Katcher & Fox, LLP, 401 City Ave., Suite 500, Bala Cynwyd, PA 19004, on behalf of Robert M. Rosenthal, Westrum Development Co., 370 Commerce Dr., Suite 100, Fort Washington, PA 19034, has submitted a Final Report concerning remediation of site soil contaminated with lead, inorganics, other organics and PAH. The report is intended to document remediation of the site to meet the Statewide Health Standard.

*Southcentral Region: Environmental Cleanup Program Manager; 909 Elmerton Avenue, Harrisburg, PA 17110.*

**Gettysburg & Northern Railroad Company**, Gettysburg Borough, **Adams County**. EA Engineering, Science and Technology, Inc., 15 Loveton Circle, Sparks, MD 21152, on behalf of Gettysburg College, 300 North Washington Street, Gettysburg, PA 17325 and Gettysburg & Northern Railroad Company, 1318 South Johansen Road, Peoria, IL 61607, submitted a Final Report concerning remediation of site soils and groundwater contaminated with used motor oil. The report is intended to document remediation of the site to the Statewide Health Standard.

**Former CJ Tires Service Station**, Borough of New Holland, **Lancaster County**. Mid-Atlantic Associates, Inc., P. O. Box 1128, North Wales, PA 19454, on behalf of Geoffrey Class, 508 West Main Street, New Holland, PA 17557, submitted a Final Report concerning remediation of site soils contaminated with lead, new and used motor oil and organics. The report is intended to document remediation of the site to the Statewide Health Standard.

**V & S Sandwich Shop**, Wyomissing Borough, **Berks County**. Alternative Environmental Solutions, 930

Pointview Avenue, Ephrata, PA 17522, on behalf of V & S Sandwich Shop, 2224 State Hill Road, Wyomissing, PA 19610, submitted a combined Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated with leaded gasoline. The report is intended to document remediation of the site to a combination of Statewide Health and Site-Specific Standards.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

**The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).**

Provisions of 25 Pa. Code § 250.8 and the administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of 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. Plans and reports required by provisions of the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of refuse of the property and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by provisions of the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the Environmental Cleanup Program Manager in the Department Regional Office after which the notice of the plan or 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 (800) 654-5984.

The Department has received the following plans and reports:

*Southcentral Region: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**Redner's Warehouse Market**, Ontelaunee Township, **Berks County**. Spotts, Stevens and McCoy, Inc., 345 North Wyomissing Boulevard, Reading, PA 19610, on behalf of Redner's Markets, Inc., Three Quarry Road, Reading, PA 19605, submitted a Final Report concerning remediation of site soils contaminated with unleaded gasoline. The final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on July 11, 2003.

**Swope Property**, Columbia Borough, **Lancaster County**. ARM Group, Inc., 1129 West Governor Road, P. O. Box 797, Hershey, PA 17033-0797, on behalf of Michael Swope, 421 Chestnut Street, Columbia, PA 17512 and Musser Supply, P. O. Box 390, Columbia, PA 17512, submitted a Final Report concerning remediation of site soils contaminated with fuel oil no. 2. The final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on July 15, 2003.

**Former AMP Service Station**, Swatara Township, **Dauphin County**. SAIC, 6310 Allentown Boulevard, Harrisburg, PA 17112, on behalf of Tyco Electronics Corporation, P. O. Box 3608, Harrisburg, PA 17105-3608 and Cross Gates Management, Inc., 470 Friendship Road, Suite 110, Harrisburg, PA 17111, submitted a Final Report concerning remediation of site soils and groundwater contaminated with BTEX and PAHs. The final report demonstrated attainment of a combination of the Statewide Health and Site-Specific Standards and was approved by the Department on July 17, 2003.

### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

**Permit issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and regulations to operate solid waste processing or disposal area or site.**

*Northwest Region: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**Permit No. 101603. Onyx Waste Service Inc.**, Route 219N, R. R. 2 Box 0, Brockway, PA 15824, Pittsfield Township, **Warren County**. Major permit modification for Radiation Protection Plan at the Warren County Transfer Station. The permit was issued by the Northwest Regional Office on July 16, 2003.

### MUNICIPAL AND RESIDUAL WASTE TRANSPORTER AUTHORIZATION

**Issued applications for Municipal and Residual Waste Transporter Interim Authorization received under the Waste Transportation Safety Act (27 Pa.C.S. §§ 6201—6209) and regulations to transport municipal or residual waste.**

*Central Office: Bureau of Land Recycling and Waste Management, Division of Municipal and Residual Waste, P. O. Box 8472, Harrisburg, PA 17105-8472.*

**Rafael Bienvenido Zorrilla**, 6 Harding Terrace, 1st Floor, Kearny, NJ 07032. Authorization No. WH2109. Effective July 2, 2003.

**Daniel R. Reilly**, 1102 Union Avenue, Dunmore, PA 18512. Authorization No. WH4003. Effective July 15, 2003.

**Sekora Coal Company, Inc.**, P. O. Box 200, Luxor, PA 15662-0200. Authorization No. WH4015. Effective July 17, 2003.

**Pallaria Trucking**, 404 Franklin Avenue, Canonsburg, PA 15317. Authorization No. WH4342. Effective July 15, 2003.

**United Express Delivery, LLC**, 116 Bridge Road, Ridley Park, PA 19078. Authorization No. WH4878. Effective July 15, 2003.

**Hoffman Roofing, Inc.**, 3 Luray Drive, Ridgway, PA 15853-1405. Authorization No. WH4979. Effective July 17, 2003.

## AIR QUALITY

**General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Edward Brown, Facilities Permitting Chief, (610) 832-6242.*

**AQ-SE-0016: Allan A. Myers, LP** (North Black Horse Hill Road, Coatesville, PA 19320) on July 18, 2003, to relocate portable crushers and a screening unit in Valley Township, **Chester County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.*

**GP3-21-03058A: Pennsy Supply, Inc.** (1001 Paxton Street, P. O. Box 3331, Harrisburg, PA 17105) on July 17, 2003, was authorized to operate a portable nonmetallic mineral processing plant under GP3 in Silver Spring Township, **Cumberland County**.

**GP4-36-03146: Thermal Solutions Products, LLC** (1175 Manheim Pike, Lancaster, PA 17604-3244) on July 17, 2003, was authorized to operate a burn off oven under GP4 in the City of Lancaster, **Lancaster County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Eric Gustafson, Facilities Permitting Chief, (814) 332-6940.*

**24-123: Onyx Greentree Landfill** (635 Toby Road, Kersey, PA 15846) on July 31, 2003, to operate a portable mineral processing facility in Fox Township, **Elk County**.

**Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.**

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Thomas McGinley, New Source Review Chief, (610) 832-6242.*

**46-0112A: Palmer International, Inc.** (2036 Lucon Road, Skippack, PA 19474) on July 16, 2003, to operate four liquid resin processing units in Skippack Township, **Montgomery County**.

**46-0221: Upper Moreland Hathoro Joint Sewer Authority** (2875 Terwood Road, Willow Grove, PA 19090) on July 18, 2003, to operate tri-mer odor scrubbers in Upper Moreland Township, **Montgomery County**.

**23-0051: Riddle Memorial Hospital** (1068 West Baltimore Pike, Media, PA 19063) on July 18, 2003, to operate a waste heat boiler and wet scrubber in Middletown Township, **Delaware County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Ronald Davis, New Source Review Chief, (717) 705-4702.*

**67-05098A: Global Stone PenRoc, Inc.** (P. O. Box 1967, York, PA 17405-1967) on July 18, 2003, to modify the roofing plant operation at their West Filler Plant in West Manchester Township, **York County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; Contact: William Charlton, New Source Review Chief, (412) 442-4174.*

**04-00721A: Beaver Valley Asphalt Corp.** (6010 Woodlawn Road, Aliquippa, PA 15001) on July 16, 2003, to install an asphalt plant at their facility in Aliquippa Borough, **Beaver County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Devendra Verma, New Source Review Chief, (814) 332-6940.*

**61-204A: Franklin Bronze & Alloy Co. Inc.** (655 Grant Street, Franklin, PA 16323) on July 10, 2003, for post-construction of an afterburner attached to a flash fire furnace in the City of Franklin, **Venango County**.

**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Thomas McGinley, New Source Review Chief, (610) 832-6242.*

**15-0115: QVC, Inc.** (1200 Wilson Drive, West Chester, PA 19380) on July 18, 2003, to operate two 12.55 mmBtu/hr gas/fuel boilers in West Goshen Township, **Chester County**.

**46-0232: Cemco Lift, Inc.** (2801 Township Line Road, Hatfield, PA 19440) on July 20, 2003, to operate a spray paint booth in Hatfield Township, **Montgomery County**.

**09-0110A: Riverside Construction Materials, Inc.** (7900 Radcliffe Street, Bristol, PA 19007) on July 22, 2003, to operate cement handling equipment in Bristol Township, **Bucks County**.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790; Contact: Mark Wejksznar, New Source Review Chief, (570) 826-2531.*

**39-301-081: Lehigh Valley Hospital** (1200 South Cedar Crest Boulevard, Allentown, PA 18103) to construct a hospital waste incinerator and associated air cleaning device at their facility in Allentown, **Lehigh County**. This Plan Approval is being extended.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; Contact: William Charlton, New Source Review Chief, (412) 442-4174.*

**04-00695A: Norfolk Southern Railway Co.** (425 Holiday Drive, Pittsburgh, PA 15220) on July 14, 2003, to



modify three boilers to burn waste derived liquid fuel at their Conway Yard in Conway Borough, **Beaver County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Devendra Verma, New Source Review Chief, (814) 332-6940.*

**33-033B: Owens Brockway Glass Container—Plant 18** (Cherry Street, Brockway, PA 15824) on July 31, 2003, to construct an applied ceramic labeling process in Brockway, **Jefferson County**.

**33-055A: Glen Gery Corp** (Route 28, Sumerville, PA 15864) on July 31, 2003, to construct a tunnel kiln in Summerville Borough, **Jefferson County**.

### **Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.**

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Edward Brown, Facilities Permitting Chief, (610) 832-6242.*

**46-00198: Blommer Chocolate Co.** (1101 Blommer Drive, East Greenville, PA 18041) is a Title V facility in Upper Hanover Township, **Montgomery County**. The Title V Operating Permit has been revised to address changes in permit contact, changes to the pressure drop ranges through the baghouses to match manufacturer's specifications, changes to the flow rate through the scrubber to match manufacturer's specifications and correcting site inventory mapping for sources at the facility. The revisions to the Title V Operating Permit were made under 25 Pa. Code § 127.450. The changes made to the permit do not result in an increase of emissions.

**23-00018: Exelon Generation Co. LLC** (Front and Ward Streets, Chester, PA 19013) renewed on July 22, 2003, to operate a facility Title V Operating Permit in City of Chester, **Delaware County**.

**46-00039: Exelon Generation Co. LLC** (Moser and Yost Road, Pottstown, PA 19464) renewed on July 22, 2003, to operate a facility Title V Operating Permit in Lower Pottsgrove Township, **Montgomery County**.

**46-00015: Occidental Chemical Corp.** (375 Armand Hammer Boulevard, P. O. Box 699, Pottstown, PA 19464) in Lower Pottsgrove Township, **Montgomery County** for an administrative amendment to Title V Operating Permit 46-00015. The permit is being amended to incorporate changes based on the appeal of the Title V operating permit, as well as to incorporate changes approved under Plan Approval PA-46-0015A (product collector for line no. 6). The facility's major emission points include 38 dispersion resin reactors, 23 suspension resin reactors, 4 spray dryers, 4 grinders, 4 primary dust collectors and 3 secondary dust collectors. The amended Title V operating permit will contain additional monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements and will include the following revisions:

- Section A and D, Source 101 and C29—corrected the source diagram.

- Section D, Source 104, Condition 001(b)—corrected the PM10 emission limit for stack S13 to 32.7 tons/year to account for all the PM10 sources which exhaust to stack S13.

- Section D, Source 104, Condition 005(c)—the operating range for the pressure drop for this source has been

amended to be maintained at a minimum of 0.5 inch and a maximum of 12 inches (w. g.).

- Section D, Source 114, Condition 005—removed the condition requiring a bag break on the outlet of the fabric collectors.

- Section D, Source 129, Condition 006—removed the reference to the specific filter bag manufacturer.

- Section D, Source 129, Condition 004(c)—the operating range for the pressure drop for this source has been amended to be maintained at a minimum of 0.5 inch and a maximum of 12 inches (w. g.).

- Sections A, D and F, Source C29—inclusion of applicable Conditions 001—006 for this source, including emission restrictions, monitoring, recordkeeping, work practice standard conditions and emission summary.

- Section D, Source C29, Condition 002—revised the condition to require daily monitoring of the pressure drop when the source is operating.

- Section D, Source C29, Conditions 005 and 006—removed the reference to the specific filter bag manufacturer.

- Section D, Source C35A, Condition 004—revised condition to clarify between the certified continuous emissions monitoring system required for VCM concentration and the noncertified procedures for the monitoring of the thermal incinerator operating temperature.

- Section D, Source C35A, Condition 008—inclusion of the recordkeeping requirement for monitoring data as specified in the Department's Continuous Source Monitoring Manual.

- Section D, Source C35A, Condition 012—inclusion of the work practice standard for operation and calibration of temperature monitoring instrumentation.

- Section D, Source C35A, Condition 013—inclusion of the work practice standard for maintenance performed on the T-Thermal Incinerator, monitoring and recording equipment.

This Administrative Amendment of the Title V Operating Permit is issued under the Air Pollution Control Act and 25 Pa. Code § 127.450.

**09-00028: FiberMark North America, Inc.** (45 North Fourth Street, Quakertown, PA 18951) in Quakertown Borough, **Bucks County**, for an Administrative Amendment to Title V Operating Permit No. TVOP-09-00028. The previously issued Title V Operating Permit has been amended to incorporate changes approved under Plan Approval Nos. PA-09-0028, PA-09-0028A and PA-09-0028C for the installation and operation of two graphic arts lines and a surface coating line. The amended Title V Operating Permit also incorporates the following changes:

- The owner and plant name have been changed to FiberMark North America, Inc.

- The responsible official has been changed to Terry L. Schoch, Resident Manager, (215) 536-4600.

- The following sources and emission points, along with corresponding conditions, permit maps and emissions limits have been added:

<i>Source ID</i>	<i>Description (Corresponding Source ID)</i>
301	Graphic Arts Line No. 1
302	Graphic Arts Line No. 2
303	Surface Coater No. 11
S31A/B	Flex/Roto Dryers Stack (301)

Source ID	Description (Corresponding Source ID)
S32A	Meyer Rod Dryer Stack (302)
S32B	Flex Dryer Stack (302)
S32C	Roto Dryer Stack (302)
S41A	Big Dryer Stack (303)
S41B	Small Dryer Stack (303)

- The monitoring and recordkeeping frequency for the coating parameters used at the facility has been changed from daily to per job.

- The testing requirement for the coatings used at the facility has been changed to allow the use of CPDS, MSDS (dilutents and cleanup solvents only) or EPA Method 24/24A testing on the as supplied coating.

- The VOC content calculation for the coatings used at the facility has been modified so that the VOC content of an as-applied coating can be determined from the VOC content of each (as supplied) coating component.

- Source descriptions have been added to Subsection VII (Additional Requirements), Section D (under Source IDs 005, 006, 007, 031, 051, 102, 103, 105) of the permit.

- An SCC and source throughput value for natural gas have been added to Source ID 005.

- The source throughput value for Source ID 051 has been changed from 288.5 cf/hr to 32.84 cf/hr.

- Source IDs Z01, Z02, Z03, Z04, Z31 and Z51 have been renamed to provide clarification.

- Storage tanks S18, S19, S20, S21, S22, S23 and S24 have been added to the list of insignificant sources in Paragraph (b), Section G (Miscellaneous), of the permit.

- The permittee has obtained 60 tons of VOC emission reduction credits for the facility to offset the increase of 44.3 tons/yr. in VOC emissions from Source IDs 301, 302 and 303.

This Administrative Amendment of Title V Operating Permit No. TVOP-09-00028 is issued under the Air Pollution Control Act and 25 Pa. Code § 127.450.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.*

**67-05045: Glen Gery Corp.** (1090 East Boundary Street, York, PA 17405) on July 17, 2003, to operate a brick manufacturing facility in Spring Garden Township, **York County**. This is a renewal of the operating permit.

#### **Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

*Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428; Contact: Edward Brown, Facilities Permitting Chief, (610) 832-6242.*

**09-00096: Farm and Home Oil Co.** (Telford Bulk Plant, 3115 State Road, Telford, PA 18969) on July 17, 2003, to operate a natural minor operating permit in West Rockhill Township, **Bucks County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110; Contact: Yasmin Neidlinger, Facilities Permitting Chief, (717) 705-4702.*

**01-05021: Knouse Foods, Inc.** (P. O. Box 807, Biglerville, PA 17307) on July 14, 2003, to operate their Gardners fruit processing facility in Tyrone Township, **Adams County**.

**01-05022: Knouse Foods, Inc.** (P. O. Box 807, Biglerville, PA 17307) on July 14, 2003, to operate their Orrtanna fruit processing facility in Hamiltonban Township, **Adams County**.

**22-03045: Homestat Farm, Ltd.** (6065 Frantz Road, Suite 206, Dublin, OH 43017) on July 17, 2003, to operation of their cereal manufacturing facility in Highspire Borough, **Dauphin County**.

**67-05046: United Defense, LP** (P. O. Box 15512, York, PA 17405) on July 15, 2003, to operate a manufacturing and painting facility of armored vehicles at their Ground Systems Division in West Manchester Township, **York County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Eric Gustafson, Facilities Permitting Chief, (814) 332-6940.*

**20-00130: Meadville Forging Co.** (15309 Baldwin Street Extension, Meadville, PA 16335). Natural Minor operating permit for emissions from steel forging, heat treating, shot blast operations, die making and machining in Meadville, **Crawford County**.

*Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104; Contact: Edward Braun, Chief, (215) 685-9476.*

**S02-003: Amerada Hess Corp.** (1630 South 51st Street, Philadelphia, PA 19143) on July 21, 2003, to operate a gasoline loading terminal in the City of Philadelphia, **Philadelphia County**. The facility's air emissions sources include a gasoline and distillate truck loading rack, marine loading of distillates and residual oil, three gasoline or distillate oil storage tanks, ten distillate or residual oil storage tanks and fugitive emissions from piping components. The gasoline loading rack vents to a vapor recovery unit.

#### **Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701; Contact: David Aldenderfer, Program Manager, (570) 327-3637.*

**8-399-037: OSRAM SYLVANIA Products, Inc.** (Hawes Street, Towanda, PA 18848) on July 14, 2003, to authorize the operation of three powdered metals air classifiers in North Towanda Township, **Bradford County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481; Contact: Eric Gustafson, Facilities Permitting Chief, (814) 332-6940.*

**24-00012: CG Electrodes Acquisition LLC** (800 Theresia Street, St. Marys, PA 15857) on July 15, 2003, for an administrative amendment of the Title V Operating Permit to incorporate the conditions of Plan Approval No. 24012B and change the name of the facility from The Carbide/Graphite Group to CG Electrodes Acquisition LLC. The facility is in the City of St. Marys, **Elk County**.

*Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104; Contact: Edward Braun, Chief, (215) 685-9476.*

**S96-039: Baum Printing Co.** (9985 Gantry Road, Philadelphia, PA 19115-1082) on July 21, 2003, to incorporate a plan approval at their facility in the City of

Philadelphia, **Philadelphia County**. The Synthetic Minor operating permit was originally issued on December 14, 1999. The City of Philadelphia, Air Management Services administratively amended operating permits issued under the Air Pollution Control Act and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

### **ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

**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); and 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 and the NPDES permit application. Mining activity permits issued in response to the applications will also address the application 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).**

#### *Coal Permit Actions*

*California District Mining Office: 25 Technology Drive, California Technology Park, Coal Center, PA 15423, (724) 769-1100.*

**63841304. NPDES Permit PA0111643, Laurel Run Mining Company** (P. O. Box 355, Eighty Four, PA 15330), to renew the permit for the Vesta Mine in North Bethlehem Township, **Washington County**, Surface Acres Proposed N/A, Underground Acres Proposed N/A, SCP Acres Proposed N/A, CRDP Support Acres Proposed N/A, CRDP Refuse Disposal Acres Proposed N/A, no additional discharges. The first downstream potable water supply intake from the point of discharge is N/A. Permit issued July 17, 2003.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.*

**32970902 and NPDES Permit No. PA0234427. Mears Enterprises, Inc.**, P. O. Box 157, Clymer, PA 15728, permit renewal for reclamation only and continued restoration of a bituminous surface mine in Rayne Township, **Indiana County**, affecting 8.3 acres. Receiving streams: Rayne Run (CWF). There are no potable water supply intakes within 10 miles downstream. Application received June 30, 2003. Permit issued July 17, 2003.

**32813001 and NPDES Permit No. PA0125504. Twin Brook Coal Company**, 410 Franklin Street, Clymer, PA 15728, permit renewal for reclamation only and for continued restoration of a bituminous surface mine in Montgomery and Green Townships, **Indiana County**, affecting 244.0 acres. Receiving streams: Painters Run and unnamed tributaries of Cush Cushion Creek (HQ-CWF). The first downstream potable water supply intake from the point of discharge is Cherry Tree Borough Municipal Authority Cush Cushion Creek Surface Withdrawal. Application received June 30, 2003. Permit issued July 17, 2003.

**56860106 and NPDES Permit No. PA0597716. Three S Coal Company**, P. O. Box 337, Stoystown, PA

15563, permit revision to add 8.5 acres to the bituminous surface/auger mine and for a stream encroachment to mine up to the 25-foot barrier of Whiskey Run in Shade Township, **Somerset County**. Total SMP acres goes from 57.5 to 66.0. Receiving streams: unnamed tributary to and Coal Run and Dark Shade Creek (CWF). There are no potable water supply intakes within 10 miles downstream. Application received March 27, 2003. Permit issued July 16, 2003.

**56910201 and NPDES Permit No. PA0599271. AMFIRE Mining Co., LLC**, One Energy Place, Latrobe, PA 15650, permit transfer from Senate Coal Mines, Inc., One Energy Place, Suite 5100, Latrobe, PA 15650, for continued operation of a bituminous surface mine (coal refuse reprocessing) in Paint Township and Windber Borough, **Somerset County**, affecting 31.0 acres. Receiving streams: Paint Creek (CWF). There are no potable water supply intakes within 10 miles downstream. Application received March 11, 2003. Permit issued July 16, 2003.

**56980107 and NPDES Permit No. PA0234877. AMFIRE Mining Co., LLC**, One Energy Place, Latrobe, PA 15650, permit transfer from Dunamis Resources, Inc., One Energy Place, Suite 4000, Latrobe, PA 15650, for continued operation of a bituminous surface and auger mine in Milford Township, **Somerset County**, affecting 277.0 acres. Receiving streams: unnamed tributaries to/ and Casselman River (CWF) and South Glade Creek (WWF). There are no potable water supply intakes within 10 miles downstream. Application received March 11, 2003. Permit issued July 16, 2003.

**56020101 and NPDES Permit No. PA0249122. AMFIRE Mining Co., LLC**, One Energy Place, Latrobe, PA 15650, permit transfer from Dunamis Resources, Inc., One Energy Place, Suite 4000, Latrobe, PA 15650, for continued operation of a bituminous surface and auger mine in Jenner Township, **Somerset County**, affecting 56.6 acres. Receiving streams: unnamed tributaries to/ and Roaring Run (CWF). The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Surface Water Intake. Application received March 11, 2003. Permit issued July 16, 2003.

**32960101 and NPDES Permit No. PA0213292. AMFIRE Mining Co., LLC**, One Energy Place, Latrobe, PA 15650, permit transfer for continued operation of a bituminous surface and auger mine in Brushvalley Township, **Indiana County**, affecting 87.9 acres. Receiving streams: unnamed tributary to Little Brush Creek to Brush Creek (CWF). There are no potable water supply intakes within 10 miles downstream. Application received March 11, 2003. Permit issued July 16, 2003.

**11990104 and NPDES Permit No. PA0235156. AMFIRE Mining Co., LLC**, One Energy Place, Latrobe, PA 15650, permit transfer from Dunamis Resources, Inc., One Energy Place, Suite 4000, Latrobe, PA 15650, for continued operation of a bituminous surface mine in Portage Township, **Cambria County**, affecting 280.1 acres. Receiving streams: cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Little Conemaugh Surface Water Intake. Application received March 11, 2003. Permit issued July 16, 2003.

**11990102 and NPDES Permit No. PA0235075. AMFIRE Mining Co., LLC**, One Energy Place, Latrobe, PA 15650, permit transfer from Laurel Energy, L. P., One Energy Place, Suite 7500, Latrobe, PA 15650, for contin-

ued operation of a bituminous surface and auger mine in Adams and Conemaugh Townships and South Fork Borough, **Cambria County**, affecting 456.1 acres. Receiving streams: Little Conemaugh River (WWF), Bear Run (CWF), unnamed tributaries to South Fork Branch of Little Conemaugh River (CWF) and South Fork Branch of Little Conemaugh River (CWF). The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Little Conemaugh Surface Water Intake. Application received March 11, 2003. Permit issued July 16, 2003.

**11990103 and NPDES Permit No. PA0235091. Paul F. Becker Coal Company** (1593 Old Route 22, Duncansville, PA 16635), permit revision to add 6.2 acres. Total SMP acres goes from 15.0 to 21.2 in Elder Township, **Cambria County**. Receiving streams: unnamed tributary to Brubaker Run (CWF). There are no potable water supply intakes within 10 miles downstream. Application received January 22, 2003. Permit issued July 15, 2003.

**11823004 and NPDES Permit No. PA0124842. M. B. Energy, Inc.**, 175 McKnight Road, Blairsville, PA 15717-7961, permit renewal for continued operation of a bituminous surface and auger mine and for discharge of treated mine drainage in Elder Township, **Cambria County**, affecting 1458.5 acres. Receiving streams: Little Brubaker Run to Brubaker Run to Chest Creek (CWF). There are no potable water supply intakes within 10 miles downstream. Application received May 12, 2003. Permit issued July 15, 2003.

**11980101 and NPDES Permit No. PA0234737. L & J Energy Co., Inc.**, P. O. Box J, Grampian, PA 16838, permit renewal for continued operation of a bituminous surface and auger mine and for discharge of treated mine drainage in Susquehanna Township, **Cambria County**, affecting 93.0 acres. Receiving streams: West Branch of Susquehanna River (WWF) and Douglas Run (CWF). There are no potable water supply intakes within 10 miles downstream. Application received April 29, 2003. Permit issued July 10, 2003.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.*

**30010103 and NPDES No. PA025015. SBX Corporation** (668 Lower Hildebrand Road, Morgantown, WV 26501). Permit revised to add 18.7 acres and NPDES monitoring points to an existing bituminous surface mine in Greene Township, **Greene County**, now affecting 36.3 acres. Receiving streams: Whitely Creek. Application received January 28, 2003. Revision issued July 15, 2003.

#### *Noncoal Permit Actions*

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.*

**58030811. Algerd Choplosky, Jr.** (R. R. 1 Box 1598, Hop Bottom, PA 18824), commencement, operation and restoration of a small bluestone quarry in Choconut Township, **Susquehanna County** affecting 5.0 acres, receiving stream: Hurley Branch. Application received April 7, 2003. Permit issued July 16, 2003.

**58020828. Mark Decker, Jr.** (P. O. Box 135, South Montrose, PA 18843), commencement, operation and restoration of a quarry operation in Choconut Township, **Susquehanna County** affecting 1.0 acre, receiving stream: none. Application received May 29, 2002. Permit issued July 17, 2003.

**66032802. Sickler's Apple Tree Plaza, LLC** (651 SR 6 W Suite, Tunkhannock, PA 18657), commencement, operation and restoration of a quarry operation in Tunkhannock Township, **Wyoming County** affecting 4.0 acres, receiving stream: none. Application received June 2, 2003.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.*

**31020302 and NPDES Permit No. PA0249319. Robindale Energy Services, Inc.**, 1001 Broad Street, Suite 130, Johnstown, PA 15906, commencement, operation and restoration of a noncoal surface mine and for discharge of treated mine drainage in Morris Township, **Huntingdon County**, affecting 182.1 acres. Receiving streams: unnamed tributary Frankstown Branch Little Juniata River (WWF). There are no potable water supply intakes within 10 miles downstream. Application received October 15, 2002. Permit issued July 14, 2003.

#### **ACTIONS ON BLASTING ACTIVITY APPLICATIONS**

**Actions on applications under the Explosives Acts of 1937 and 1957 (73 P. S. §§ 151–161); and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454, (570) 621-3118.*

**46034024. Labrador Construction** (P. O. Box 1379, Marshalls Creek, PA 18335), construction blasting in New Hanover Township, **Montgomery County** with an expiration date of June 1, 2004. Permit issued July 14, 2003.

**21034027. M & J Explosives, Inc.** (P. O. Box 608, Carlisle, PA 17013), construction blasting in West Pennsboro Township, **Cumberland County** with an expiration date of June 16, 2004. Permit issued July 14, 2003.

**67034038. Thomas J. Angelozzi, Inc.** (7845 Kabik Court, Woodbine, MD 21797), construction blasting in Windsor Township, **York County** with an expiration date of July 31, 2003. Permit issued July 14, 2003.

**21034028. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in South Middleton Township, **Cumberland County** with an expiration date of July 24, 2004. Permit issued July 14, 2003.

**46034026. AMROC** (7531 Chestnut Street, Zionsville, PA 18092), construction blasting in Franconia Township, **Montgomery County** with an expiration date of January 24, 2004. Permit issued July 14, 2003.

**15034022. Allan A. Myers, L. P.** (P. O. Box 98, Worcester, PA 19490), construction blasting in Upper Uwchlan Township, **Chester County** with an expiration date of July 24, 2004. Permit issued July 14, 2003.

**15034023. Explo-Craft, Inc.** (P. O. Box 1332, West Chester, PA 19380), construction blasting in West and East Goshen Townships, **Chester County** with an expiration date of July 25, 2004. Permit issued July 14, 2003.

**48034023. Northampton Borough Municipal Authority** (1 Clear Springs Drive, Northampton, PA 18067) and **Austin Powder Company** (P. O. Box 289, Northampton, PA 18067), construction blasting in Northampton Borough, **Northampton County** with an expiration date of September 30, 2003. Permit issued July 14, 2003.

**48034024. Labrador Construction** (P. O. Box 1379, Marshalls Creek, PA 18335), construction blasting in Northampton Borough, **Northampton County** with an expiration date of October 1, 2003. Permit issued July 14, 2003.

**28034021. David H. Martin Excavating, Inc.** (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting in Greene Township, **Franklin County** with an expiration date of February 5, 2004. Permit issued July 14, 2003.

**01034008. David H. Martin Excavating, Inc.** (4961 Cumberland Highway, Chambersburg, PA 17201), construction blasting in Menallen Township, **Adams County** with an expiration date of December 25, 2003. Permit issued July 14, 2003.

**06034032. Keystone Blasting Service** (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Brecknock Township, **Berks County** with an expiration date of October 25, 2003. Permit issued July 14, 2003.

**36034062. Keystone Blasting Service** (381 Reifsnyder Road, Lititz, PA 17543), construction blasting in Paradise Township, **Lancaster County** with an expiration date of October 25, 2003. Permit issued July 14, 2003.

**23034008. PACT Construction, Inc.** (P. O. Box 74, Ringoes, NJ 08551), construction blasting in Bethel Township, **Delaware County** with an expiration date of August 25, 2003. Permit issued July 14, 2003.

**66034004. George Hegedty** (2023 Cedar Avenue, Scranton, PA 18505) and **Hayduk Enterprises** (P. O. Box 554, Dalton, PA 18414), construction blasting in Clinton Township, **Wyoming County** with an expiration date of November 1, 2003. Permit issued July 14, 2003.

**67034039. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in East Manchester Township, **York County** with an expiration date of July 30, 2004. Permit issued July 14, 2003.

**54034006. Keystone Drilling & Blasting Specialist, Inc.** (27 Independence Road, Mountaintop, PA 18707) and **Austin Powder Company** (P. O. Box 289, Northampton, PA 18067), construction blasting in East Union Township, **Schuylkill County** with an expiration date of December 31, 2003. Permit issued July 17, 2003.

**21034038. Follmer Excavating, Inc.** (6 Summer Drive, Dillsburg, PA 17019) and **John W. Gleim, Jr., Inc.** (625 Hamilton Street, Carlisle, PA 17013), construction blasting in North Middleton Township, **Cumberland County** with an expiration date of March 24, 2004. Permit issued July 17, 2003.

**21034039. Follmer Excavating, Inc.** (6 Summer Drive, Dillsburg, PA 17019) and **John W. Gleim, Jr., Inc.** (625 Hamilton Street, Carlisle, PA 17013), construction blasting in North Middleton Township, **Cumberland County** with an expiration date of March 23, 2004. Permit issued July 17, 2003.

**67034048. Follmer Excavating, Inc.** (6 Summer Drive, Dillsburg, PA 17019) and **John W. Gleim, Jr., Inc.** (625 Hamilton Street, Carlisle, PA 17013), construction blasting in Fairview Township, **York County** with an expiration date of March 23, 2004. Permit issued July 17, 2003.

**67034040. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Spring

Garden Township, **York County** with an expiration date of July 30, 2004. Permit issued July 17, 2003.

**67034041. ABEL Construction Company, Inc.** (3925 Columbia Avenue, Mountville, PA 17554), construction blasting in West Manchester Township, **York County** with an expiration date of March 30, 2004. Permit issued July 17, 2003.

**22034015. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Lower Paxton Township, **Dauphin County** with an expiration date of August 2, 2004. Permit issued July 17, 2003.

**15034024. Horst Drilling & Blasting, Inc.** (141 Ranck's Church Road, New Holland, PA 17557), construction blasting in Upper Uwchlan Township, **Chester County** with an expiration date of July 30, 2007. Permit issued July 17, 2003.

**38034016. Warren's Excavating & Drilling, Inc.** (P. O. Box 189, Bowmansville, PA 17507-0189), construction blasting in West Cornwall Township, **Lebanon County** with an expiration date of February 28, 2004. Permit issued July 17, 2003.

**21034029. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in South Middleton Township, **Cumberland County** with an expiration date of August 2, 2004. Permit issued July 17, 2003.

**21034030. Hall Explosives, Inc.** (2981 Elizabethtown Road, Hershey, PA 17033), construction blasting in Monroe Township, **Cumberland County** with an expiration date of August 2, 2004. Permit issued July 17, 2003.

**21034031. Cumberland Valley Drilling & Blasting** (6820 Wertzville Road, Enola, PA 17025), construction blasting in Upper Allen Township, **Cumberland County** with an expiration date of August 2, 2004. Permit issued July 17, 2003.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900.*

**07034004. New Enterprise Stone & Lime Company, Inc.**, P. O. Box 77, New Enterprise, PA 16664. Highway construction SR 6220, Section C-10 Sta 100 + 00 to 286 + 50 in Snyder Township, **Blair County**. Duration approximately 720 days. Permit issued July 16, 2003.

**56034004. D. C. Guelich Explosives Company**, 456 Stouffer Hill Road, Friedens, PA 15541. Blasting activity permit issued for demolition of coal tippel in Stonycreek Township, **Somerset County**. Duration of blasting is 1 day. Permit issued July 16, 2003.

*Greensburg District Mining Office: Armbrust Building, R. R. 2 Box 603-C, Greensburg, PA 15601-0982, (724) 925-5500.*

**65034002. Kanawha Stone Co., Inc.** (P. O. Box 503, Nitro, WV 26143). Permit issued for site development/construction of the Greengate Centre, in Hempfield Township, **Westmoreland County**, with an expected duration of 270 days. Permit issued July 10, 2003.

**65034003. Brentzel Contracting, Inc.** (217 Fifth St., Irwin, PA 15642). Permit issued for construction, in Allegheny Township, **Westmoreland County**, with an expected duration of 45 days. Permit issued July 17, 2003.

*Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209, (814) 342-8200.*

**14034012. Stone Valley Construction Co., Inc.**, P. O. Box 369, Pine Grove Mills, PA 16868, for construction

blasting, in State College Borough, **Centre County** with an expected duration of 175 days. Permit issued July 10, 2003.

Persons aggrieved by an 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 Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, 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 decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

### FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department of Environmental Protection (Department) has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State Water Quality Standards.

Persons aggrieved by an 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 Environmental Hearing Board (Board) through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, 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 decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

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**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law (35 P. S. §§ 691.1—691.702) and Notice of final action for certification under section 401 of the FWPCA (33 U.S.C.A. § 1341).**

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*Permits, Environmental Assessments and 401 Water Quality Certifications Issued*

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E09-854. Hilltown Township**, 13 W. Creamery Road, P. O. Box 260, Hilltown, PA 18927, Hilltown Township, **Bucks County**, ACOE Philadelphia District.

To construct and maintain a 75-foot long by 6-foot wide wooden pedestrian bridge across the 100-year floodway of Pleasant Spring Creek (TSF). The site is approximately 1,500 feet northeast of the intersection of Orchard Road and Hillcrest Road (Telford, PA Quadrangle; N: 18.3 inches; W: 5.2 inches).

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**E54-305. Schuylkill County**, 401 North Second Street, Pottsville, PA 17901. Port Carbon Borough, **Schuylkill County**, Army Corps of Engineers Philadelphia District.

To remove the existing structure and to construct and maintain a concrete spread box beam bridge having a single clear span of 60 feet and underclearance of 14.3 feet across the Schuylkill River (CWF, perennial flow). The bridge is known as County Bridge No. 106 and is along Mill Street, just south of SR 0209 (Pottsville, PA Quadrangle N: 12.6 inches; W: 5.3 inches) (Subbasin 3A).

**E54-303. Reading, Blue Mountain and Northern Railroad Company**, P. O. Box 218, Port Clinton, PA 19549. Port Carbon Borough, **Schuylkill County**, Army Corps of Engineers Philadelphia District.

To repair and maintain a three-span concrete arch railroad bridge across the Schuylkill River (CWF, perennial flow) with work consisting of rehabilitation of spalled and hollowed out concrete areas to reduce the risk of any long-term structural problems. The project is approximately 500 feet downstream of SR 2002 (Pottsville, PA Quadrangle N: 12.2 inches; W: 6.1 inches) (Subbasin 3A).

**E45-441. Stroudsburg Area School District**, 123 Linden Street, Stroudsburg, PA 18360. Stroud Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To place fill in approximately 0.29 acre of isolated PFO, EV wetlands for the purpose of constructing an access road between the existing school campus and the new middle school and to construct and maintain the following

water obstructions and encroachments: (1) a road crossing consisting of two open-bottom CMP arch culverts, one having a span of 51.8 feet and underclearance of 24.1 feet and the other having a span of 22.9 feet and underclearance of 14.0 feet in Flagler Run (HQ-CWF, perennial), a tributary thereof and across 0.13 acre of adjacent wetlands; (2) three 4-inch diameter communication utility line stream crossings of Flagler Run and adjacent wetlands; and (3) two stormwater outfall structures in the floodway of Flagler Run and a tributary thereof. The total wetland impact for the project is 0.42 acre. The permittee is required to provide 0.42 acre of replacement wetlands. This work is associated with the proposed Stroudsburg Area Middle School and is southwest of the existing school campus along SR 2011 (Chipperfield Drive) (Stroudsburg, PA Quadrangle N: 22.4 inches; W: 15.4 inches) (Subbasin 1E).

**E45-440. William O'Neal**, R. R. 2, Box 5234, East Stroudsburg, PA 18301, Smithfield Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a 48-inch diameter HDPE stormwater outfall structure and associated 15-foot long, R-5 riprap energy dissipater in the floodway of Marshalls Creek (HQ-CWF). The project is approximately 300 feet downstream of SR 0209 (East Stroudsburg, PA Quadrangle N: 2.9 inches; W: 0.6 inch) (Subbasin 1E).

**E40-619. PPL Electric Utilities Corporation**, GENN-4, 2 North Ninth Street, Allentown, PA 18101, Hazle Township, **Luzerne County**, Army Corps of Engineers Baltimore District, Subbasin 5-E.

To construct and maintain an aerial utility line attached to single poles crossing Tomhicken Creek (CWF, perennial) and approximately 430 feet of PEM wetlands; to construct and maintain an underground utility line crossing approximately 25 feet of PEM wetlands; and to construct and maintain a 14-foot wide gravel maintenance road across 0.08 acre of PEM wetlands. The permittee is required to provide for 0.08 acre of replacement wetlands by participating in the Pennsylvania Wetland Replacement Project. The project is approximately 1,000 feet south of the intersection of SR 0924 and Oakridge Road (Conyngham, PA Quadrangle N: 8.4 inches; W: 11.1 inches).

**E48-332. Greenfield Builders**, 9525 Delegates Row, Indianapolis, IN 46240, Lower Nazareth Township, **Northampton County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a stormwater outfall structure consisting of four 30-inch diameter CMP culverts in the floodway of Monocacy Creek (HQ-CWF). The project is associated with the proposed Greenfield/Ashley Warehouse Project and is northeast of the intersection of SR 3014 (Hanoverville Road) and Keystone Drive (Nazareth, PA Quadrangle N: 11.8 inches; W: 15.6 inches) (Subbasin 2C).

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**E22-443: Kendale Oaks Corporation**, 113 S. Market Street, Elizabethtown, PA 17022 in Lower Paxton Township, **Dauphin County**, ACOE Baltimore District.

To place fill in 0.21 acre of wetlands adjacent to Beaver Creek (WWF) and to construct and maintain a sewer line crossing in Beaver Creek at a point near the intersection of Nyes Run and Beaver Creek (Harrisburg East, PA Quadrangle N: 5.0 inches; W: 0.5 inch) in Lower Paxton

Township, Dauphin County. The permittee is required to provide a minimum of 0.21 acre of replacement wetlands.

**E44-121: Lee J. Bohn**, P. O. Box 547, Reedsville, PA 17084 in Brown Township, **Mifflin County**, ACOE Baltimore District.

To rehabilitate and maintain an abandoned two-span railroad bridge having a total length of 125 feet across Kishacoquillas Creek (TSF) with new wooden deck and railings to facilitate pedestrians, hikers and cyclists at a point 2,000 feet south of Reedsville (Burnham, PA Quadrangle N: 6.25 inches; W: 12.75 inches) in Brown Township, Mifflin County.

**E29-084: Mason Dixon Council Boy Scouts of America**, 677 Boy Scout Road, Fort Littleton, PA 17223 in Dublin Township, **Fulton County**, ACOE Baltimore District.

To construct and maintain a stream restoration project on an unnamed tributary to Plum Run (Dry Run) (TSF) beginning at the lake at Camp Sinoquipe (Burnt Cabins, PA Quadrangle N: 16.1 inches; W: 13.1 inches) and extending to a point 1,667 feet upstream (Burnt Cabins, PA Quadrangle N: 16.1 inches; W: 13.9 inches) involving permanent impacts to 0.04 acre of palustrine forested wetlands and temporary impacts to 0.02 acre of a palustrine forested wetland; relocation of the stream channel; floodway and floodplain excavation, filling and grading; the placement of 19 cross vanes; the creation and enhancement of approximately 0.50 acre of forested floodplain wetlands; and the replacement of an existing twin 36-inch culvert crossing with an 11-foot by 3 1/2 foot arch culvert in the channel of the unnamed tributary to Plum Run at a point 440 feet upstream of the lake at Camp Sinoquipe (Burnt Cabins, PA Quadrangle N: 16.1 inches; W: 13.3 inches) in Dublin Township, Fulton County.

*Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

**E12-132. L & M Lumber**, 923 Sizerville Road, Emporium, PA 15834, Structures in Floodway in Shippen Township, **Cameron County**, ACOE Baltimore District (Emporium, PA Quadrangle N: 2.7 inches; W: 12.4 inches).

To operate and maintain a 6,300 square foot material storage building placed on 7 feet of fill, a 280 square foot concrete storage bin, 1,030 square foot lumber bin and containment of the entire property with chain link fencing. The structures and fill are in the floodway of the Sinnemahoning Portage Creek (CWF). The permit also authorizes the enclosure of an existing building by construction of two walls and the construction of an exterior stairwell from the existing building. All materials shall be stored above the 100-year floodwater elevation. The permitted site is on Sizerville Road (SR 155) 1.2 miles north of the intersection with SR 120 in Shippen Township, Cameron County.

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**E02-1379. Franklin Park Properties, LLC**, 25 Crestview Hills Mall Road, Crestview Hills, KY 41017, Settlers Walk Phase 2 Plan of Lots in Franklin Park Borough, **Allegheny County**, Pittsburgh ACOE District (Emsworth, PA Quadrangle N: 16.5 inches; W: 12.6 inches). To place and maintain fill in 0.26 acre of wetlands associated with unnamed tributaries to Fish Run (CWF) and to relocate and maintain 118.0 feet of an unnamed tributary to Fish Run for the purpose of

constructing the Settlers Walk Plan of Lots. The project is on the east side of SR 0079 approximately 750 feet east from the intersection of SR 0079 and Rochester Road. The project will permanently impact 0.26 acre of wetlands and 2,243.0 feet of stream channels. The stream impacts are due to waived activities and the stream relocation. The applicant has met the wetland replacement requirement by contributing to the Wetland Replacement Fund.

**E26-300. Fairchance Construction Company, P. O. Box 535, Fairchance, PA 15436.** Fox Spur Subdivision Culvert in South Union Township, **Fayette County**, Pittsburgh ACOE District (Brownfield, PA Quadrangle N: 22.2 inches; W: 13.7 inches). To construct and maintain a 35-foot long box culvert having a single waterway opening of 16 feet wide by 7 feet high (1 foot depressed invert with baffle) in an unnamed tributary to Redstone Creek (WWF). The project includes placement of riprap at the culvert's inlet and outlet. The proposed culvert will be constructed on a road in the proposed residential development (Fox Spur Subdivision). The project is along Brownfield Lane approximately 2,500 feet north of Brownfield Road.

**E63-537. Albert G. Giles, P. O. Box 228, Millsboro, PA 15348.** Arks Landing Boat Docks in East Bethlehem Township, **Washington County**, Pittsburgh ACOE District (Carmichaels, PA Quadrangle N: 20.8 inches; W: 16.4 inches) (Latitude: 39° 59' 22" and Longitude: 79° 59' 32"). To construct and maintain a platform, a 24.0-foot by 30.0-foot kitchen service area, walkways and boat docks in the channel of and along the left bank of the Monongahela River (WWF) for the purpose of constructing Arks Landing. The project is near River Mile Post 64.85, just east from the intersection of Ark Street and Water Street. This permit also authorizes the construction and maintenance of riprap bank protection on the left bank of said stream. The project will impact 160.0 linear feet of stream channel.

**E63-544. Department of Transportation, District 12-0, P. O. Box 459, Uniontown, PA 15401.** SR 0221, Section 02M Bridge in Morris Township, **Washington County**, Pittsburgh ACOE District (Amity, PA Quadrangle N: 4.8 inches; W: 17.2 inches) (Latitude: 40° 1' 36" and Longitude: 80° 14' 52"). To remove the existing bridge and appurtenant structures and an existing 36-inch diameter CMP culvert outfall and to construct and maintain a two-span prestressed concrete box beam bridge, one cell having a span of 57.75 feet and under clearance of 8.6 feet and the other cell having a span of 57.75 feet and under clearance of 6.3 feet over Tenmile Creek, to construct and maintain three 18-inch diameter stormwater outfalls to Ten Mile Creek and one concrete pipe arch having a span of 4.88 feet and underclearance of 3.00 feet to Tenmile Creek (TSF, perennial) and to construct and maintain a temporary stream crossing consisting of three 36-inch diameter CMP culverts. This project will also impact approximately 80 feet of a tributary to Tenmile Creek (TSF) that qualify for authorization under the Departments waiver 105.12(a)(2). The project is on Route 211 approximately 100 feet south of its intersection with SR 2020. The project will directly affect 100 feet of Tenmile Creek and 80 feet of a tributary to Tenmile Creek.

*Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.*

**E25-665, Milton E. Ganger and Jean H. Ganger, 12996 Old Lake Road, North Springfield, PA 16430-0068.** Lake Groins in Springfield Township, **Erie County**,

ACOE Pittsburgh District (East Springfield, PA Quadrangle N: 22.7 inches; W: 10.4 inches).

The applicant proposes to construct and maintain five concrete block groins affixed to the existing retaining wall and extending the distances indicated in the application up to a maximum of 20 feet beyond the ordinary high water mark of Lake Erie (WWF) having a maximum height of 1.5 feet and spaced along a total reach of approximately 260 feet of shoreline approximately 1.4 miles northwest of the intersection of SR 5 and SR 215.

**E25-666, Tecnica Development Corporation for Presque Isle Downs, Inc., 4800 Tramarlac Lane, Erie, PA 16505-1360.** Presque Isle Downs Horseracing Facility in Summitt Township, **Erie County**, ACOE Pittsburgh District (N 42°, 4' 20"; W 80°, 1', 48").

To conduct the following activities associated with construction of the Presque Isle Downs horseracing facility south of I-90 east of SR 97:

1. To fill a total of 8.65 acres of 24 nonexceptional value wetland areas. Project includes the creation of a total of 10.56 acres of replacement wetlands at five areas within the project site.

2. To construct and maintain a prefabricated steel truss bridge having three 116.67-foot spans and a maximum underclearance of 23 feet across Walnut Creek (WWF-MF) approximately 3,000 feet upstream of SR 97.

3. To construct and maintain a prefabricated steel truss bridge having two 125-foot spans and a maximum underclearance of 15 feet across Walnut Creek approximately 4,800 feet upstream of SR 97.

4. To impact a total of approximately 11,808 feet of tributaries to Walnut Creek and elimination of approximately 12.1 acres of floodplain storage as a result of grading and fills associated with site construction, stormwater detention and wetland replacement. Approximately 1,576 feet of new open channel will be created near the north end of the site as part of the relocation of a tributary to Walnut Creek, restoration of approximately 1.79 acres of previously impacted floodplain of Walnut Creek, excavation to provide 11.8 acres of additional floodplain storage and construction of stream bank enhancement at nine locations along Walnut Creek.

5. To construct and maintain a 350-foot long reinforced concrete box stream enclosure having two 12-foot wide by 6-foot high waterway openings in the relocated tributary to Walnut Creek approximately 780 feet upstream of its mouth.

6. To construct and maintain a 249-foot long reinforced concrete box stream enclosure having two 12-foot wide by 6-foot high waterway openings in the relocated tributary to Walnut Creek approximately 175 feet downstream of the existing railroad line.

7. To modify and maintain the existing 50-foot long, 60-inch diameter steel culvert in a tributary to Walnut Creek on Footemill Road approximately 750 feet north of Robison Road.

8. To construct and maintain five stormwater outfalls to Walnut Creek and adjoining wetlands.

9. To fill an approximately 0.58 acre manmade pond at the northern end of the site.

10. To install and maintain sanitary sewer and water lines across Walnut Creek attached to the northern bridge.



11. To install and maintain a sanitary sewer line across a tributary to Walnut Creek on the southern end of the site.

**E33-024, Dominion Transmission, Inc.**, 445 West Main Street, Clarksburg, WV 26301. Existing Natural Gas Pipeline LN 50 in Bell, Gaskill, Henderson and Young Townships, **Jefferson County**, ACOE Pittsburgh District (Punxsutawney, PA Quadrangle N: 12.8 inches; W: 3.5 inches).

The applicant proposes to operate and maintain an existing 30-inch natural gas pipeline LN 50 from the Indiana/Jefferson County border (Valier, PA Quadrangle N: 6.2 inches; W: 2.3 inches) approximately 0.5 mile northwest of U. S. Route 119 and SR 210 traversing northeast to the Jefferson/Clearfield County border (DuBois, PA Quadrangle N: 0.2 inch; W: 7.5 inches) approximately 0.8 mile south of the intersection of SR 410 and SR 2008. The project crosses and includes, but is not limited to, the crossing of the following streams as described in the application: unnamed tributary to Mahoning Creek (intermittent) (CWF) (N 40° 54' 39", W 79° 0' 41"), unnamed tributary to Mahoning Creek (intermittent) (CWF) (N 40° 54' 46", W 79° 0' 15"), unnamed tributary to Mahoning Creek (intermittent) (N 40° 54' 51", W 79° 59' 55"), unnamed tributary to Painter Run (intermittent) (CWF) (N 40° 55' 11", W 78° 58' 40"), unnamed tributary to Painter Run (intermittent) (N 40° 55' 21", W 78° 58' 17"), unnamed tributary to Painter Run (intermittent) (N 40° 55' 31", W 78° 57' 49"), unnamed tributary to Canoe Creek (intermittent) (CWF) (N 40° 55' 40", W 78° 57' 4"), Canoe Creek (perennial, CWF) (N 40° 56' 0", W 78° 55' 49"), Jackson Run (perennial) (CWF) (N 40° 56' 43", W 78° 54' 2"), unnamed tributary to Mahoning Creek (intermittent) (N 40° 57'

12", W 78° 52' 51"), unnamed tributary to Mahoning Creek (perennial) (N 40° 57' 27", W 78° 52' 54"), East Branch Mahoning Creek (perennial) (N 40° 58' 9", W 78° 51' 13"), unnamed tributary East Branch Mahoning Creek (intermittent) (N 40° 58' 45", W 78° 49' 56"), unnamed tributary East Branch Mahoning Creek (intermittent) (N 40° 59' 14", W 78° 49' 19") and unnamed tributary East Branch Mahoning Creek (intermittent) (N 40° 59' 44", W 78° 48' 43"). This application was originally accepted as new application E33-215, but the action was incorporated into existing permit E33-024.

**E37-150, Lawrence-Hickory Sewer Authority**, 1735 Harlansburg Road, New Castle, PA 16101. Hottenbaugh Run Gravity Line Relocation in Hickory Township, **Lawrence County**, ACOE Pittsburgh District (New Castle North, PA Quadrangle N: 7.1 inches; W: 6.2 inches).

The applicant proposes to relocate a gravity sewer line (in support of a previously permitted bridge construction project (Permit No. E37-142) on SR 1002) involving: (1) to plug and abandon an existing 275-foot long, 1-foot diameter PVC plastic gravity sanitary sewer line and associated manhole across Hottenbaugh Run (TSF, perennial) and in the floodway and floodplain; (2) to construct and maintain an approximately 275-foot long, 1-foot diameter PVC plastic gravity sanitary sewer line encased in a 1.67-foot steel casing with grouted annular space across Hottenbaugh Run approximately 50 feet upstream of the existing crossing and approximately 0.3 mile west of the intersection of SR 1002 and SR 168; (3) to construct and maintain four manholes in the floodway and floodplain; and (4) to install R-8 riprap protection on the left and right banks at the stream crossing.

**STORAGE TANKS**

**SITE-SPECIFIC INSTALLATION PERMITS**

**The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101 and 6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Land Recycling and Waste Management, Director, P. O. Box 8763, Harrisburg, PA 17105-8763.**

<i>SSIP Permit No.</i>	<i>Applicant Name and Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
03-09-004	Mark D. Mitchell Fairless Energy LLC 5000 Dominion Blvd. Glen Allen, VA 23060	Bucks	Falls Township	Ten ASTs storing hazardous substance	89,500 total gallons

[Pa.B. Doc. No. 03-1498. Filed for public inspection August 1, 2003, 9:00 a.m.]

**Availability of Technical Guidance**

Technical guidance documents are on the Department of Environmental Protection's (Department) website ([www.dep.state.pa.us](http://www.dep.state.pa.us)) at the Public Participation Center page. The "Current Inventory" heading is the Governor's list of nonregulatory guidance documents. The "Final Documents" heading is the link to a menu of the various Department bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2003.

*Ordering Paper Copies of Department Technical Guidance*

The Department encourages the use of the Internet to view guidance documents. When this option is not available, persons can order a bound paper copy of the latest inventory or an unbound paper copy of any of the final documents listed on the inventory by calling the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

*Changes to Technical Guidance Documents*

Following is the current list of recent changes. Persons who have questions or comments about a particular

document should call the contact person whose name and phone number is listed with each document.

*Draft Technical Guidance—New*

DEP ID: 150-0200-002. Title: Operator Certification Program Guidelines. Description: The State Board for Certification of Water and Wastewater Systems Operators will follow the guidance and procedures in this document to direct and support the implementation of the Water and Wastewater Systems Operators Certification Act and meet the Federal guidelines provided by section 1419 of the 1996 Amendments to the Federal Safe Drinking Water Act. Anticipated Effective Date: November 1, 2003. Comment Period Ends: September 1, 2003. Contact: Kathy Keyes, (717) 787-2043, kkeyes@state.pa.us.

DEP ID: 563-2000-610. Title: Validating Abandoned Underground Mine Maps and Establishing Barrier Pillars. Description: The purpose of this guidance is to improve mine safety and underground mine permitting by establishing methods and procedures to be used: (1) when assembling, presenting and evaluating information establishing boundary lines of adjacent underground mines located near active underground mines; (2) to ensure complete and well documented mine maps; (3) to promote modern and consistent mine surveying techniques; (4) to ensure that adequate safety barrier pillars are properly delineated and maintained; and (5) to minimize potential for accidental breakthroughs into adjacent underground mine workings by facilitating coordination between mine safety and environmental permitting staff. Anticipated Effective Date: October 11, 2003. Comment Period Ends: September 1, 2003. Contact: Thomas Callaghan, (717) 787-5103, tcallaghan@state.pa.us.

*Draft Technical Guidance—Substantive Revision*

DEP ID: 383-2300-001. Title: Pennsylvania's Interim Program for Operator Certification. Description: The changes to this guidance are designed to more effectively implement this program by addressing specific problems identified by members of the regulated community. These changes are prepared as a result of meetings and conversations with the Department's regional offices and the regulated community. This guidance applies to all owners and operators of regulated water and wastewater systems, the State Board for Certification of Water and Wastewater Systems Operators and the Department. The Department and the State Board for Certification of Water and Wastewater Systems Operators will follow the guidance and procedures in this document to direct and support the implementation of the Water and Wastewater Systems Operators Certification Act and meet the Federal guidelines provided by section 1419 of the 1996 Amendments to the Federal Safe Drinking Water Act. Comment Period Ends: September 1, 2003. Anticipated Effective Date: November 1, 2003. Contact: Foster Diodato, (717) 787-0122, fdiodato@state.pa.us.

*Final Technical Guidance*

DEP ID: 392-0300-003. Title: Guidance on MS4 Ordinance Provisions. Description: This guidance contains model ordinance provisions for municipalities to meet their permit obligations under the NPDES Phase II Federal stormwater management regulations. Effective Date: August 2, 2003. Contact: Durla Lathia, (717) 772-5661, dlathia@state.pa.us.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 03-1499. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Certification Program Advisory Committee for Water and Wastewater Systems Operators Meeting

The Certification Program Advisory Committee for Water and Wastewater systems Operators (Committee) has made the following addition to its 2003 meeting schedule to discuss draft regulations.

The Committee will meet on August 11, 2003, at 10 a.m. in the 14th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg.

Persons with questions concerning this meeting should contact Lynn Rice, (717) 787-5236, mlrice@state.pa.us.

Persons with a disability who require accommodation to attend this meeting should contact Lynn Rice at the previous telephone number or e-mail address or through the Pennsylvania AT&T Relay Services at (800) 654-5984 (TDD) to discuss how their needs may be accommodated.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 03-1500. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Cleanup Standards Scientific Advisory Board, Surface Water Subcommittee Meeting

The Cleanup Standards Scientific Advisory Board, Surface Water Subcommittee will hold a meeting on Thursday, August 7, 2003, at 9:30 a.m. in the 12th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg.

Questions concerning this meeting should be directed to Marilyn Wooding, (717) 783-7509, mwooding@state.pa.us. The agenda and meeting materials will be available through the Public Participation Center on the Department of Environmental Protection's (Department) website at <http://www.dep.state.pa.us>.

Persons with a disability who require accommodations to attend this meeting should contact the Department at (717) 783-7509 or through the Pennsylvania AT&T Relay Services at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

KATHLEEN A. MCGINTY,  
*Secretary*

[Pa.B. Doc. No. 03-1501. Filed for public inspection August 1, 2003, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### State Surplus Property

The Department of General Services is selling a 12-foot by 63-foot Great Lakes mobile home and an 8-foot by 10-foot deck obtained by the Department of Transportation due to a highway expansion project. This mobile home is at the Yetter Mobile Home Park, Lot 1. The mobile home must be moved. The open house is Friday, August 8, 2003, from 10 a.m. to 3 p.m. The bid opening will be August 13, 2003. For more information, call (717) 787-4085.

DONALD T. CUNNINGHAM, Jr.,  
*Secretary*

[Pa.B. Doc. No. 03-1502. Filed for public inspection August 1, 2003, 9:00 a.m.]

### State Surplus Property

Under section 510 of The Administrative Code of 1929 (71 P. S. § 190), the Department of General Services, State Surplus Property Program is offering for sale to counties, boroughs, incorporated towns, cities and townships the following items:

<i>Item</i>	<i>Make</i>	<i>Eq. No.</i>	<i>Location</i>
Asphalt Heater	Poweray	055-1614	PennDOT—Pittsburgh, PA
Backhoe	Case	292-6056	PennDOT—New Castle, PA
Backhoe	John Deere	234-6040	PennDOT—Tionesta, PA
Belt Loader	Athey	122-5369	PennDOT—Bedford, PA
Belt Loader	Athey	127-5369	PennDOT—Pittsburgh, PA
Excavator	Koehring	025-6368	PennDOT—Pittsburgh, PA
Articulated Grader	Caterpillar	005-6677	PennDOT—Pittsburgh, PA
Para Plastic Kettle	Crafco	079-5621	PennDOT—Pittsburgh, PA
Para Plastic Kettle	Crafco	084-5621	PennDOT—Indiana, PA
Para Plastic Kettle	Crafco	078-5621	PennDOT—Pittsburgh, PA
Para Plastic Kettle	Crafco	077-5621	PennDOT—Pittsburgh, PA
Articulated Loader	Case	256-2056	PennDOT—York, PA
Loader	John Deere	076-2040	PennDOT—Greensburg, PA
Articulated Loader	John Deere	065-2040	PennDOT—York, PA
Articulated Loader	John Deere	062-2040	PennDOT—Uniontown, PA
Articulated Loader	John Deere	124-2040	PennDOT—Uniontown, PA
Articulated Loader	John Deere	170-2040	PennDOT—York, PA
Loader	John Deere	189-2040	PennDOT—Greensburg, PA
Loader	John Deere	207-2040	PennDOT—Washington, PA
Articulated Loader	John Deere	334-2040	PennDOT—Indiana, PA
Bituminous Patcher	Rosco	028-5610	PennDOT—Pittsburgh, PA
Bituminous Patcher	Rosco	030-5610	PennDOT—Pittsburgh, PA
Bituminous Patcher	Rosco	045-5610	PennDOT—Pittsburgh, PA
Self Propelled Mixer Paver	Mid-Land	009-1957	PennDOT—Bedford, PA
Towed Flusher	Aquatech	010-1535	PennDOT—Waynesburg, PA
Pipe Flusher	Myers	016-1519	PennDOT—Uniontown, PA
Roller	Galion	926-1435	PennDOT—Greensburg, PA
Roller	Galion	931-1435	PennDOT—Greensburg, PA

The items will be sold to the highest responsible bidder by sealed bid sale. Political subdivisions interested in procuring one or more of these items should contact the Department of General Services, State Surplus Property Division, 2221 Forster Street, Rm. G-12, Harrisburg, PA 17125, (717) 787-4085. Requests need to be made prior to the bid opening on August 15, 2003, at 1 p.m. to receive a bid packet.

DONALD T. CUNNINGHAM, Jr.,  
*Secretary*

[Pa.B. Doc. No. 03-1503. Filed for public inspection August 1, 2003, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Application of Abington Memorial Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Abington Memorial Hospital has requested an exception to the requirements of 28 Pa. Code §§ 107.61 and 107.62 (relating to written orders; and oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address previously listed.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980, for speech and/or hearing impaired persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

CALVIN B. JOHNSON, M.D., M.P.H.,  
*Secretary*

[Pa.B. Doc. No. 03-1504. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Application of Plaza Surgical Center, Inc. for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Plaza Surgical Center, Inc. has requested an exception to the requirements of 28 Pa. Code § 571.1 (relating to minimum standards), which requires compliance with minimum standards contained in the *Guide-*

lines for Design and Construction of Hospital and Healthcare Facilities. The facility specifically requests exemption from the following standards contained in this publication: 9.5.E1, 9.5.F2, 9.5.F3(b) and (d), 9.5.F5(i) and (m), 9.5.H1(a) and 9.5.H2(a)(3).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax: (717) 772-2163, ra-paexcept@state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care, (717) 783-8980, for speech and/or hearing impaired persons V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

CALVIN B. JOHNSON, M.D., M.P.H.,  
Secretary

[Pa.B. Doc. No. 03-1505. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Preventive Health and Health Services (PHHS) Block Grant Advisory Committee Meeting

The Preventive Health and Health Services (PHHS) Block Grant Advisory Committee will hold a public meeting on Thursday, August 14, 2003, from 10 a.m. to 2 p.m. in Conference Room 812, Health and Welfare Building, 7th and Forster Streets, Harrisburg, PA.

For additional information, contact Leslie A. Best, Acting Director, Bureau of Chronic Diseases and Injury Prevention, Room 1000, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-6214.

Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so should contact Terry L. Walker, Bureau Administrative Officer, (717) 787-6214, for speech and/or hearing-impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984.

This meeting is subject to cancellation without notice.

CALVIN B. JOHNSON, M.D., M.P.H.,  
Secretary

[Pa.B. Doc. No. 03-1506. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Request for Exception; Long-Term Care Nursing Facilities

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.17 (relating to location):

Rothermel L. Caplan Transitional Care Unit  
Willow at Fourth Street  
P. O. Box 1288  
Lebanon, PA 17046

This request is on file with the Department of Health (Department). Persons may receive a copy of a request for

exception by requesting a copy from Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax: (717) 772-2163, paexcept@health.state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the division and address listed previously.

Comments received by the Department within 15 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who require an alternative format of this document or who wish to comment in an alternative format (for example, large print, audiotape, Braille) should contact the Division of Nursing Care Facilities at the address or phone number listed previously or for speech and/or hearing impaired persons, V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

CALVIN B. JOHNSON, M.D., M.P.H.,  
Secretary

[Pa.B. Doc. No. 03-1507. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Update of the List of Citations to ACIP Recommendations Prescribing Child Immunization Practices and Immunizing Agents and Doses

In accordance with 31 Pa. Code §§ 89.806(a) and 89.807(b) (relating to coverage of child immunizations; and immunizing agents, doses and AWP's), the Department of Health (Department), Bureau of Communicable Diseases, Division of Immunization is updating 31 Pa. Code §§ 89.801—89.809, Appendices G and H (relating to ACIP recommendations prescribing child immunization practices; and immunizing agents and doses). The Department has primary responsibility for the interpretation and the implementation of 31 Pa. Code §§ 89.806 and 89.807. See 31 Pa. Code § 89.801(b) (relating to authority and purpose; implementation).

Health insurance policies are required by the Childhood Immunization Insurance Act (40 P. S. §§ 3501—3508) (act) and regulations promulgated thereunder (see 31 Pa. Code §§ 89.801—89.809 (relating to childhood immunization insurance)) to include coverage for certain childhood immunizations, unless the policies are exempted by the act and 31 Pa. Code § 89.809 (relating to exempt policies). The childhood immunizations covered are those that meet Advisory Committee on Immunization Practices (ACIP) standards in effect on May 21, 1992 (see 31 Pa. Code § 89.806(a)). A list of the Centers for Disease Control Morbidity and Mortality Weekly Report (MMWR) publications containing ACIP recommendations issued under the ACIP standards in effect on May 21, 1992, appears in 31 Pa. Code §§ 89.801—89.809, Appendix G.

The Department is required to update the list of these MMWR publications appearing in 31 Pa. Code §§ 89.801—89.809, Appendix G. See 31 Pa. Code § 89.806(a). The additions to the list are as follows. The remainder of the list at Appendix G remains in full force and effect:

June 21, 2002/Vol. 51/No. 24

- Notice to Readers: Resumption of Routine Schedule for Tetanus and Diphtheria Toxoids

July 5, 2002/Vol. 51/No. 26

- Notice to Readers: Food and Drug Administration Approval of a Fifth Acellular Pertussis Vaccine for Use Among Infants and Young Children—United States, 2002  
July 12, 2002/Vol. 51/No. 27

- Notice to Readers: Resumption of Routine Schedule for Diphtheria and Tetanus Toxoids and Acellular Pertussis Vaccine and for Measles, Mumps, and Rubella Vaccine  
July 19, 2002/Vol. 51/No. 28

- Hepatitis B Vaccination Among High-Risk Adolescents and Adults—San Diego, California, 1998—2001

August 2, 2002/Vol. 51/No. 30

- National, State, and Urban Area Vaccination Coverage Levels Among Children Aged 19-35 Months—United States, 2001

- Impact of Vaccine Shortage on Diphtheria and Tetanus Toxoids and Acellular Pertussis Vaccine Coverage Rates Among Children Aged 24 Months—Puerto Rico, 2002

November 8, 2002/Vol. 51/No. RR—17

- Yellow Fever Vaccine: Recommendations of the Advisory Committee on Immunization Practices (ACIP), 2002

November 15, 2002/Vol. 51/No. 45

- Notice to Readers: Use of Anthrax Vaccine in Response to Terrorism: Supplemental Recommendations of the Advisory Committee on Immunization Practices

January 17, 2003/Vol. 52/No. 2

- Update: Influenza Activity—United States, 2002-03 Season

January 24, 2003/Vol. 52/No. SS—1

- Surveillance for Safety After Immunization: Vaccine Adverse Event Reporting System (VAERS)—United States, 1991-2001

The Department is also required to update information relating to immunizing agents and doses that the Department has extracted from ACIP recommendations issued under the standards in 31 Pa. Code § 89.806(a). See 31 Pa. Code § 89.807(b). The Department is also to periodically list the average wholesale price (AWP) for immunizing agents. See 31 Pa. Code § 89.807(b). This information currently appears in 31 Pa. Code §§ 89.801—89.809, Appendix H. The updated information is as follows:

#### List of Immunizing Agents and Average Wholesale Prices for 2003

<i>Product Name, Company</i>	<i>Brand/Product Name</i>	<i>NDC Number</i>	<i>Unit</i>	<i>Dose</i>	<i>AWP/Dose*</i>
<i>Diphtheria Tetanus acellular Pertussis Vaccine (DTaP):</i>					
Aventis Pasteur	Tripedia	49281-0298-10	10 × 1	0.5 ml	\$21.60
GlaxoSmithKline	Infanrix	58160-0840-11	10 × 1	0.5 ml	\$21.60
<i>Diphtheria Tetanus pediatric Vaccine (DT pediatric):</i>					
Aventis Pasteur	DT Pediatric	49281-0275-10	5.0 ml	0.5 ml	\$10.91
<i>Diphtheria Tetanus acellular Pertussis/Haemophilus Influenzae B (DTaP-HIB)</i>					
Aventis Pasteur	TriHIBit	49281-0597-05	5 × 1	0.5 ml	\$21.15
<i>Tetanus Diphtheria adult Vaccine (Td adult):</i>					
Aventis Pasteur	Td Adult syringe	49281-0271-10	10 × 1	0.5 ml	\$13.28
Aventis Pasteur	Td Adult	49281-0271-83	5.0 ml	0.5 ml	\$10.91
<i>Diphtheria, Tetanus, acellular Pertussis, Hepatitis B, Polio (DTaP, Hep B, OPV)</i>					
GlaxoSmithKline	Pediarix	58160-0841-11	10 × 1	0.5 ml	\$77.24
<i>Haemophilus Influenzae B Vaccine (HIB):</i>					
Wyeth-Lederle	HibTITER	0005-0104-32	5 × 0.5	0.5 ml	\$25.54
Aventis Pasteur	ActHIB	49281-0545-05	5 × 1	0.5 ml	\$24.33
Merck & Co.	Pedvax HIB	0006-4897-00	10 × 0.5	0.5 ml	\$24.03
<i>Injectable Polio Vaccine Inactivated (Salk Enhanced IPV):</i>					
Aventis Pasteur	IPOL	49281-0860-10	5.0 ml	0.5 ml	\$24.35
Aventis Pasteur	IPOL	49281-0860-52	10 × 1	0.5 ml	\$28.34
<i>Measles Mumps Rubella Vaccine (MMR):</i>					
Merck & Co.	MMR II	0006-4749-00	0.5 ml	0.5 ml	\$44.28
Merck & Co.	MMR II	0006-4681-00	10 × 0.5	0.5 ml	\$38.56
<i>Measles Vaccine (Rubeola):</i>					
Merck & Co.	Atenuvax	0006-4709-00	0.5 ml	0.5 ml	\$17.73
Merck & Co.	Atenuvax	0006-4589-00	10 × 0.5	0.5 ml	\$14.23
<i>Mumps Vaccine (Mumps):</i>					
Merck & Co.	Mumpsvax	0006-4753-00	0.5 ml	0.5 ml	\$20.45
Merck & Co.	Mumpsvax	0006-4584-00	10 × 0.5	0.5 ml	\$18.40
<i>Rubella (German Measles):</i>					
Merck & Co.	Meruvax II	0006-4747-00	0.5 ml	0.5 ml	\$18.57
Merck & Co.	Meruvax II	0006-4673-00	10 × 0.5	0.5 ml	\$15.85
<i>Hepatitis A Vaccine Pediatric (HEP-A):</i>					
Merck & Co.	VAQTA	0006-4831-00	0.5 ml	0.5 ml	\$35.30
Merck & Co.	VAQTA	0006-4831-38	5 × 0.5	0.5 ml	\$31.88
Merck & Co.	VAQTA syringe	0006-4845-00	0.5 ml	0.5 ml	\$35.30

<i>Product Name, Company</i>	<i>Brand/Product Name</i>	<i>NDC Number</i>	<i>Unit</i>	<i>Dose</i>	<i>AWP/Dose*</i>
Merck & Co.	VAQTA syringe	0006-4845-38	5 × 0.5	0.5 ml	\$33.32
GlaxoSmithKline	Havrix	58160-0837-01	0.5 ml	0.5 ml	\$30.74
GlaxoSmithKline	Havrix	58160-0837-11	10 × 0.5	0.5 ml	\$29.40
GlaxoSmithKline	Havrix syringe	58160-0837-50	25 × 0.5	0.5 ml	\$29.40
GlaxoSmithKline	Havrix syringe	58160-0837-46	5 × 0.5	0.5 ml	\$29.40
GlaxoSmithKline	Havrix syringe	58160-0837-50	25 × 0.5	0.5 ml	\$29.40
GlaxoSmithKline	Havrix syringe	58160-0837-58	25 × 0.5	0.5 ml	\$29.40
<i>Hepatitis A Vaccine Adult (HEP-A):</i>					
Merck & Co.	VAQTA	0006-4841-00	1.0 ml	1.0 ml	\$70.60
Merck & Co.	VAQTA	0006-4841-38	5 × 1.0	1.0 ml	\$66.64
Merck & Co.	VAQTA syringe	0006-4844-00	1.0 ml	1.0 ml	\$70.60
Merck & Co.	VAQTA syringe	0006-4844-38	5 × 1.0	1.0 ml	\$66.64
GlaxoSmithKline	Havrix	58160-0835-01	0.5 ml	0.5 ml	\$60.24
GlaxoSmithKline	Havrix syringe	58160-0835-41	1 × 0.5	0.5 ml	\$58.95
GlaxoSmithKline	Havrix syringe	58160-0835-46	5 × 0.5	0.5 ml	\$58.95
<i>Hepatitis B Vaccine (HEP-B):</i>					
Merck & Co.	(1) Recombivax HB	00006-4980-00	0.5 ml	0.5 ml	\$27.42
Merck & Co.	(1) Recombivax HB	00006-4981-00	10 × 0.5 ml	0.5 ml	\$26.10
Merck & Co.	(2) Recombivax HB	00006-4769-00	0.5 ml	0.5 ml	\$27.42
Merck & Co.	(2) Recombivax HB	00006-4876-00	10 × 0.5	0.5 ml	\$25.79
Merck & Co.	(2) Recombivax HB	00006-4849-00	5 × 0.5	0.5 ml	\$27.45
Merck & Co.	(2) Recombivax HB	00006-4969-00	5 × 0.5	0.5 ml	\$27.45
Merck & Co.	(3) Recombivax HB	00006-4773-00	3.0 ml	0.5 ml	\$67.10
Merck & Co.	(3) Recombivax HB	00006-4775-00	1.0 ml	1.0 ml	\$67.10
Merck & Co.	(3) Recombivax HB	00006-4872-00	10 × 1.0	1.0 ml	\$66.47
Merck & Co.	(3) Recombivax HB	00006-4873-00	10 × 3.0	0.5 ml	\$66.50
Merck & Co.	(3) Recombivax HB	00006-4848-00	5 × 1.0	1.0 ml	\$67.17
Merck & Co.	(3a) Recombivax HB	00006-4995-00	1.0 ml	1.0 ml	\$66.31
Merck & Co.	(3b) Recombivax HB	00005-4995-41	10 × 1.0	1.0 ml	\$66.31
Merck & Co.	(3c) Recombivax HB	00006-4992-00	1.0 ml	1.0 ml	\$186.62
GlaxoSmithKline	(4) Engerix-B	58160-0856-01	0.5 ml	0.5 ml	\$23.86
GlaxoSmithKline	(4) Engerix-B	58160-0856-11	10 × 0.5	0.5 ml	\$23.86
GlaxoSmithKline	(4) Engerix-B syringe	58160-0856-46	5 × 0.5	0.5 ml	\$23.87
GlaxoSmithKline	(4) Engerix-B syringe	58160-0856-50	25 × 0.5	0.5 ml	\$23.86
GlaxoSmithKline	(4) Engerix-B syringe	58160-0856-46	5 × 0.5	0.5 ml	\$23.87
GlaxoSmithKline	(4) Engerix-B syringe	58160-0856-50	25 × 0.5	0.5 ml	\$23.86
GlaxoSmithKline	(4) Engerix-B syringe	58160-0856-58	25 × 0.5	0.5 ml	\$23.86
GlaxoSmithKline	(4) Engerix-B syringe	58160-0856-57	25 × 0.5	0.5 ml	\$23.86
GlaxoSmithKline	(5) Engerix-B	58160-0857-01	1.0 ml	1.0 ml	\$55.98
GlaxoSmithKline	(5) Engerix-B	58160-0857-16	25 × 1.0	1.0 ml	\$54.56
GlaxoSmithKline	(5) Engerix-B syringe	58160-0857-46	5 × 1.0	1.0 ml	\$54.85
GlaxoSmithKline	(5) Engerix-B syringe	58160-0857-50	25 × 1.0	1.0 ml	\$54.85
(1) Pediatric/Adolescent formulation (preservative-free) @ 5mcg/.5ml					
(2) Adolescent/infant high risk formulation @ 10 mcg/ml DISCONTINUED					
(3) Adult formulation @ 10 mcg/1 ml DISCONTINUED					
(3a) Adult formulation (preservative free) @ 10 mcg/1 ml					
(3b) Two dose regimen for 11 through 15 years of age (preservative free)					
(3c) Dialysis formulation (preservative free) @ 40mcg/1ml					
(4) Pediatric formulation @ 10 mcg/0.5 ml					
(5) Adult formulation @ 20 mcg/ml					
<i>Hepatitis B/HIB</i>					
Merck & Co.	COMVAX	0006-4898-00	10 × 0.5	0.5 ml	\$47.98
<i>Hepatitis A &amp; Hepatitis B Vaccine:</i>					
GlaxoSmithKline	Twinrix	58160-0850-01	1.0 ml	1.0 ml	\$88.32
GlaxoSmithKline	Twinrix	58160-0850-11	10 × 1.0	1.0 ml	\$86.91
GlaxoSmithKline	Twinrix syringe	58160-0850-46	5 × 1.0	1.0 ml	\$87.21
<i>Influenza (split virus) Vaccine:</i>					
Aventis Pasteur	Fluzone	49281-0370-15	10 × 0.5	0.5 ml	\$7.87
Evans	Fluvirin	19650-0103-10	5.0 ml	0.5 ml	\$5.95
Evans	Fluvirin/syringe	19650-0103-01	10 × 0.5	0.5ml	\$8.55
<i>Rabies Vaccine:</i>					
Aventis Pasteur	Imovax Rabies	49281-0250-10	1.0 ml	1.0 ml	\$144.53

<i>Product Name, Company</i>	<i>Brand/Product Name</i>	<i>NDC Number</i>	<i>Unit</i>	<i>Dose</i>	<i>AWP/Dose*</i>
<i>Pneumococcal Vaccine:</i>					
Wyeth-Lederle	Pprevnar	0005-1970-67	5 × 0.5	0.5 ml	\$65.25
Merck & Co.	Pneumovax 23	0006-4739-00	2.5 ml	0.5 ml	\$14.69
Merck & Co.	Pneumovax 23	0006-4943-00	10 × 0.5	0.5 ml	\$16.49
Merck & Co.	Pneumovax 23 syringe	0006-4894-00	5 × 0.5	0.5 ml	\$19.30
<i>Meningococcal Vaccine:</i>					
Aventis Pasteur	Menomune	49281-0489-05	5 × 0.5	0.5 ml	\$65.79
Aventis Pasteur	Menomune	49281-0489-91	5.0 ml	0.5 ml	\$62.10
<i>Varicella Virus Vaccine Live (Chickenpox):</i>					
Merck & Co.	Varivax**	00006-4827-00	10 × 0.5	0.5 ml	\$65.20
Merck & Co.	Varivax**	00006-4826-00	0.5 ml	0.5 ml	\$68.39

\*\*Comes with a box of 10 vials of diluent (package B: 00006-4309-00)

<i>Gamma Globulin/Immune Globulin (GG/IG):</i>					
Bayer	Gamimune N 10%***	0026-0648-12	1 g	2.0 ml	\$91.11/g
Bayer	Gamimune N 10%***	0026-0648-15	2.5 g	2.0 ml	\$91.11/g
Bayer	Gamimune N 10%***	0026-0648-20	5 g	2.0 ml	\$91.11/g
Bayer	Gamimune N 10%***	0026-0648-71	10 g	2.0 ml	\$91.11/g
Bayer	Gamimune N 10%***	0026-0648-24	20 g	2.0 ml	\$91.11/g

\*\*\*Dosage will vary depending upon the weight of the child and the disease for which the child is being immunized. 150 Pct AWP/Dose is to be calculated based upon the dosage used.

<i>Hepatitis B Immune Globulin (HBIG):</i>					
NABI	NABI-HB	59730-4402-01	1.0 ml	1.0 ml	\$157.50
NABI	NABI-HB	59730-4403-01	5.0 ml	5.0 ml	\$126.00

<i>Varicella-Zoster Immune Globulin (VZIG):</i>					
Mass. PHBL	VZIG~	52769-0574-66	625 u	250 u	\$504.00

~Dosage will vary depending upon the weight of the child. If any portion of a vial is used to immunize a child, and the remainder cannot be used to immunize another individual, the entire vial shall be considered as part of the dosage used. 150 Pct LST/Dose is to be calculated based upon the dosage used.

<i>Rabies Immune Globulin (RIG):</i>					
Aventis Pasteur	Imogam Rabies-HT~	49281-0190-10	10.0 ml	1.0ml	\$73.99
Aventis Pasteur	Imogam Rabies-HT~	49281-0190-20	2.0 ml	1.0ml	\$73.99

~Dosage will vary depending upon the weight of the child. Each 1.0 ml contains 150 IU units. If any portion of the vial is used to immunize a child, and the remainder cannot be used to immunize another individual, the entire vial shall be considered as part of the dosage used. 150 Pct AWP/Dose is to be calculated based upon the dosage used.

<i>Tetanus Immune Globulin (TIG):</i>					
Bayer	Baytet syringe	00026-0634-02	250.0 unit/in	1.0 ml	\$112.50

\* Indicates the Estimated Acquisition Cost as stated in 55 Pa. Code § 1121.55 (relating to method of payment).

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape or Braille) should contact Alice Gray, Director, Division of Immunization, Department of Health, P. O. Box 90, Harrisburg, PA 17108-0090, (717) 787-5681, for speech and/or hearing impaired persons, V/TT: (717) 783-6154 or the Pennsylvania AT&T Relay Services at (800) 654-5984 (TT).

CALVIN B. JOHNSON, M.D., M.P.H.,  
Secretary

[Pa.B. Doc. No. 03-1508. Filed for public inspection August 1, 2003, 9:00 a.m.]

Act (act) (43 P. S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P. S. § 165-11(e)), these contractors, or either one of them, or any firms, corporations or partnerships in which either one of these contractors has an interest, shall be awarded no contract for 3 years after the date listed.

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Wrisley Construction and Luther Wrisley, individually	R. R. 3, Box 370 Troy, PA 16947	July 15, 2003

STEPHEN M. SCHMERIN,  
Secretary

[Pa.B. Doc. No. 03-1509. Filed for public inspection August 1, 2003, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Current Prevailing Wage Act Debarments

The following contractors have been determined to have intentionally violated the Pennsylvania Prevailing Wage

## DEPARTMENT OF TRANSPORTATION

### Addendum and Revision of the Listing of Approved Speed-Timing Devices and Appointment of Maintenance and Calibration Stations

The Department of Transportation (Department), Bureau of Motor Vehicles, under the authority of 75 Pa.C.S. § 3368 (relating to speed timing devices), published at 32 Pa.B. 6424 (December 28, 2002) a notice of approved speed-timing devices and maintenance and calibration stations for use until the next comprehensive list is published.

#### Approval

Under 75 Pa.C.S. § 3368(c)(3), the Department has approved, for use by any police officer, the following electronic speed-timing device (nonradar) which measures elapsed time between measured road surface points by using two sensors:

(1) Enradd EJU-91 Wireless System. Manufactured by Y. I. S. Incorporated, 1049 Hartley Street, P. O. Box 3044, York, PA 17404.

Comments, suggestions or questions should be directed to Peter Gertz, Manager, Admin./Tech. Support Section, Vehicle Inspection Division, Bureau of Motor Vehicles, Third Floor, Riverfront Office Center, 1101 South Front Street, Harrisburg, PA 17104, (717) 783-7016.

Other approved speed-timing devices and appointment of maintenance and calibration stations appear at 32 Pa.B. 6424 and 33 Pa.B. 1545 (March 21, 2003).

ALLEN D. BIEHLER, P. E.,  
*Secretary*

[Pa.B. Doc. No. 03-1510. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Disadvantaged Business Enterprise (DBE) Program

On June 16, 2003, the United States Department of Transportation (USDOT), by publication in the *Federal Register*, 68 Fed. Reg. 35542 (June 16, 2003) (to be codified at 49 CFR Part 26), issued a final rulemaking revising its regulations governing Participation by Disadvantaged Business Enterprises (DBE) in Department of Transportation Financial Assistance Programs. The final rulemaking took effect on July 16, 2003. The Department of Transportation (Department) intends to review the Commonwealth's approved 1999 DBE Program document and conform it, where appropriate, to the USDOT final rulemaking.

The USDOT final rulemaking permits, but does not require, USDOT fund recipients (that is, state departments of transportation) to expand the amount of credit for trucking operations by allowing additional credit for a DBE that leases trucks from a non-DBE. The Department

has carefully reviewed the option afforded by the final rulemaking and initially has elected not to incorporate the calculation of additional credit permitted by the USDOT final rulemaking, but to maintain the current crediting practice under the existing program.

Interested parties are invited to offer comment regarding whether the Department should continue with the current crediting practice or consider incorporating the calculation practice permitted by the USDOT final rulemaking.

Persons who wish to provide comments should direct them in writing to Jocelyn I. Harper, Director, Bureau of Equal Opportunity, Department of Transportation, P. O. Box 3251, Harrisburg, PA 17105-3251, (717) 787-5891, fax: (717) 772-4026. Comments must be postmarked by September 15, 2003, for consideration.

ALLEN D. BIEHLER, P. E.,  
*Secretary*

[Pa.B. Doc. No. 03-1511. Filed for public inspection August 1, 2003, 9:00 a.m.]

## ENVIRONMENTAL QUALITY BOARD

### Acceptance of Rulemaking Petition for Study

On July 15, 2003, the Environmental Quality Board (Board) accepted a rulemaking petition for study under 25 Pa. Code Chapter 23 (relating to Environmental Quality Board policy for processing petitions—statement of policy). This petition, which was submitted by Steven S. Brown, Chair of the Whitemarsh Township Environmental Advisory Board, requests assessment of the designated use of Spring Mill Creek in Whitemarsh Township, Montgomery County. The petitioner requests the redesignation of Spring Mill Creek from its current Warm Water Fishes (WWF) designation to High Quality-Cold Water Fishes (HQ-CWF) or Exceptional Value (EV) status.

Under 25 Pa. Code § 93.4d(a) (relating to processing of petitions, evaluations and assessments to change a designated use), the Department of Environmental Protection (Department) publishes a notice of intent to assess candidate waters before performing survey work. The Department's assessment notice for Spring Mill Creek will appear in the August 9, 2003, issue of the *Pennsylvania Bulletin*.

The previously referenced petition is available from the Environmental Quality Board, P. O. Box 8477, Harrisburg, PA 17105-8477, (717) 787-4526, and it is posted on the Department's website at <http://www.dep.state.pa.us>, DirectLINK: EQB (July 15, 2003, meeting).

KATHLEEN A. MCGINTY,  
*Chairperson*

[Pa.B. Doc. No. 03-1512. Filed for public inspection August 1, 2003, 9:00 a.m.]



# GOVERNOR'S OFFICE

## Catalog of Nonregulatory Documents

Pursuant to Executive Order 1996-1, agencies under the jurisdiction of the Governor must catalog and publish non-regulatory documents such as policy statements, guidance manuals, decisions, rules and other written materials that provide compliance related information. The following compilation is the seventh list of the non-regulatory documents. This list is updated and published annually on the first Saturday in August.

This catalog is being provided to ensure that the public has complete access to the information necessary to understand and comply with state regulations. We have made every effort to ensure that the catalog includes all documents in effect as of August 1, 2003; however, due to the breadth and changing nature of these documents, we cannot guarantee absolute accuracy. Facilitating access to information is important to enhancing the partnership between the regulated community and the state.



Governor

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### ADMINISTRATION

*Editor's Note:* The Index of Issuances, Manual M210.3, issued by the Governor's Office of Administration, Directives Management System, includes Executive Orders, Management Directives and Manuals. New or revised documents to the Index are published monthly in the PA Bulletin and the entire index is revised yearly in the PA Code.

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### AGING

#### DECISIONS:

##### Office of Chief Counsel

Contact: Jacqueline Welby, Assistant Counsel (717) 783-2529

- Reynolds vs. Department of Aging, 570 A.2d 1373 (Pa. Commw. 1990).
- Pennsylvania Department of Aging v Lindbergh, 469 A.2d 1012 (Pa.1983).
- Suburban/Bustleton v Department of Aging, 579 A.2d 426 (Pa. Commw. 1990).
- McGuire v Department of Aging, 592 A.2d 830 (Pa. Commw. 1991).
- Dickey v Department of Aging, 615 A.2d 990 (Pa. Commw. 1992).
- In the Interest of M.B., 686 A.2d 87 (Pa. Commw. 1996).
- Calabro v Department of Aging, 689 A.2d 34 (Pa Commw. 1997).
- Calabro v Department of Aging, 698 A.2d 596 (Pa. 1997).
- Schaffren v Philadelphia Corporation for Aging, 1997 U.S. Dist. Lexis 17493 (Middle Dist. Pa., 1997).
- Scanlon v. Department of Aging, 739 A.2d 635 (Pa. Commw. 1999)).
- Nixon v. Com. of PA, 789 A.2d 376 (Pa. Commw. 2001).

#### INTERNAL GUIDELINES:

##### PHARMACEUTICAL PROGRAM (PACE)

Contact: Gretchen Beard, Chief of Compliance Division (717) 787-7313

##### PACE PROVIDER BULLETINS: 2003

- January 24, 2003—Pace Software Vendor List: Updates list of known software vendors that will be contacted regarding the requirements of the HIPAA initiative during the testing phase regarding NCPDP 5.1 and requests contact information from providers for vendors not included on the list.
- January 24, 2003—Requests to Void Prescriptions: The PACE Provider Manual, page IV.24 states that providers are responsible for voiding claims for prescriptions paid for by the Program but never received by the cardholder. This bulletin specifies costs and conditions involved with submitting voided claims.
- January 31, 2003—Important Cardholder Information Poster: Please post this provider bulletin. It summarizes general guidance for the cardholder regarding the major conditions under which PACE assistance can and cannot be used.
- February 14, 2003—Lumigan® (bimatoprost): Describes dosing restrictions recommended by the manufacturer Allergan and describes subsequent PACE claim handling procedures regarding this medication.
- February 14, 2003—Avage® and Botox Cosmetic® PACE legislation prohibits payment for "drugs prescribed for wrinkle removal . . .". This bulletin includes these medications in the category and removed them from PACE coverage.
- February 14, 2003—Medical Exception Processing for Lotronex® Forteo and Humira® Specific guidance for these medications.

- March 28, 2003—Early Refill Edit: Effective Monday, April 14, 2003, PACE cardholders must use 85% of their medication, based on the previous prescription's days supply, before the Program will consider the refill for reimbursement.
- April 4, 2003—HIPAA: This bulletin is in response to inquiries regarding the responsibility of the Department of Aging, PACE Program and its contractor, First Health in achieving HIPAA (Health Insurance Portability and Accountability Act of 1999) compliance.
- April 11, 2003—Cardholder Information for Early Refill Edit Poster: Illustrated poster describing that effective Wednesday, May 14, 2003, PACE cardholders must use 85% of their medication, based on the previous prescription's day's supply, before the Program will consider the refill for reimbursement.
- May 23, 2003—Provider Manual Insert: PACE legislation was amended in 1992 to require that cardholders be informed of the Usual and Customary price of the prescription they received under the PACE Program.
- June 6, 2003—Early Refill Edit: The Department of Aging is delaying the implementation of the revised early refill edit. As announced earlier, this revision will require that PACE cardholders must use 85% of their medication, based on the previous prescription's days supply, before the Program will consider the refill for reimbursement.

#### **PACE PROVIDER BULLETINS: 2002**

- January 18, 2002—Important Cardholder Information: It summarizes general guidance for the cardholder regarding the major conditions under which PACE assistance can and cannot be used.
- April 1, 2002—Non-Participating Manufacturers: Manufacturers are required to extend a rebate to PACE for medications purchased through the program. This bulletin lists all labelers that choose not to participate in extending the required rebate to PACE.
- April 19, 2002—ProDUR Additions: Specifies several new additions to PACE Prospective Drug Utilization Review System. Included are: Prozac Weekly, Rivastigmine, Galantamine, Perindopril, Meloxicam, Doxycycline, Acetaminophen, Propoxyphene Napsylate and Propoxyphene HCL.
- May 3, 2002—PACE Moratorium Information: Provides for a readjustment of the COLA factor used by PACE to reprocess enrollments that were affected by a 2000 Social Security COLA adjustment in mid 2001.
- May 24, 2002—Tracleer™: Specifies the addition of Actelion Pharmaceutical's Tracleer™ (bosentan) product to the PACE drug file. Describes the only approved diagnosis and explains the mandatory medical exception processing claims for Tracleer™ must undergo.
- August 23, 2002—PACE Moratorium Information: A supplemental PACE moratorium reprocessing project announcement. All affected cardholders and providers are being notified. A toll-free phone number is provided for additional information.
- September 6, 2002—Remodulin™ A treatment for pulmonary arterial hypertension (PAH), Remodulin™ (treprostinil) injection has been added to PACE program coverage but only for this diagnosis. Claims for this medication must go through the medical exception process to be considered for payment.
- November 8, 2002—HIPAA Compliance: Lists software vendors that will be contacted regarding the requirements of the HIPAA initiative and requests contact information from providers for vendors not included on the list.
- December 27, 2002—Mandatory Substitution of Prilosec: Identifies manufacturers that will be a source for the generic version of Prilosec, omeprazole.

#### **PACE PROVIDER BULLETINS: 2001**

- January 26, 2001—Prescription Records: Notified Providers that the Department of Aging will accept the "daily hardcopy record" identified in Section 22.62, (c)(3) of Chapter 22, Pharmaceutical Assistance Contract for the Elderly, as being a certification statement which will contain verbiage clearly identifying the prescriptions and stating that the pharmacist, identified by his or her signature, attests to the identified prescriptions' validity, accuracy and completeness. Reminder that Section 22.62(c) and (d) state that "hardcopy prescriptions" and "other records necessary to disclose the full nature and extent of prescription drugs . . . dispensed by a provider shall be retained for 4 years . . .".
- February 23, 2001—Sarafem®: Effective February 26, 2001, the PACE Program will deny all claims for Sarafem®. This action is being taken based on the manufacturer's package insert which states, "Sarafem® is indicated for treatment of premenstrual dysphoric disorder (PMDD)."
- March 9, 2001—Immunosuppressants: Notified Providers that effective April 1, 2001, Medicare has eliminated the time limitation for Medicare recipients receiving immunosuppressant drug benefits. This change re-establishes coverage for disabled Medicare recipients as well as Medicare recipients over age 65 who had previously exceeded the Medicare time limit for immunosuppressant drug coverage. Effective April 1, 2001, all medical exceptions for immunosuppressants will calculate the PACE reimbursement based on the percentage NOT reimbursable by Medicare, which is currently 20%.
- March 16, 2001—Mandatory Substitution Coumadin®: Notified Providers that effective April 16, 2001, the PACE Program will mandate substitution for all new claims for Coumadin®.
- March 16, 2001—Ketoprofen Reminder: Notified Providers that as stated on page V.20 of your PACE Provider Manual, section m, "Ketoprofen being compounded for off-label use to treat arthritis will be disallowed when identified in utilization review reports."
- March 23, 2001—PACE—CRDP Cardholders Reminder: Notified Providers that PACE is payor of last resort.

- March 30, 2001—Renagel®: Notified Providers that effective Monday, April 9, 2001, PACE will deny all claims for Renagel®. No additional medical exceptions will be approved prior to the receipt of supporting diagnostic and treatment information.
- April 20, 2001—Non-Participating Manufacturers: Notified Providers of manufacturers not participating in the PACE Program.
- April 20, 2001—Mandatory Substitution for Coumadin® Clarification: Notified Providers that Cardholders whose prescription history contains Coumadin® usage and therefore received a Medical Exception should submit the Coumadin® claim to PACE with a DAW code of "1". PACE will not disallow Coumadin® claims on future audits in those instances in which a medical exception was granted to continue Coumadin® therapy even in the absence of Brand Medically Necessary documentation. Cardholders with no history of Coumadin® usage are subject to the Program's mandatory substitution regulations unless a Medical Exception is authorized.
- May 11, 2001—Imitrex®: Notified Providers that effective May 14, 2001, PACE Will Deny Claims for all forms of sumatriptan (Imitrex®). No medical exceptions will be approved prior to the receipt of a cardiovascular evaluation stating the patient is free of cardiovascular disease.
- May 25, 2001—TOBI®: Notified Providers that effective June 4, 2001, PACE will deny claims for TOBI®. Only approved FDA indication is for the "management of cystic fibrosis patients with Pseudomonas aeruginosa." Off label indications will be denied. Medical Exceptions granted only upon confirmation from prescriber of a diagnosis of cystic fibrosis.
- June 26, 2001—PACENET Expansion: Notified Providers that effective July 1, 2001, PACENET eligibility income limits have been increased. No change in PACE income limits.
- June 26, 2001—PACENET Expansion: Pharmacy poster with details of program changes.
- June 26, 2001—Legislative Changes: PACE Moratorium: Notified Providers that PACE cardholders whose eligibility was terminated in 2001 solely because of a Social Security cost-of-living-adjustment would be reinstated automatically in PACE. An automated process to be established to address PACENET claims for cardholders reinstated into PACE.
- July 6, 2001—GLEEVEC®: Notified Providers that Novartis Pharmaceutical's anti-cancer drug added to PACE drug file. Approved only for treatment of chronic myelogenous leukemia (CML) and not currently covered by Medicare. Provider should understand that PACE will ensure that drug is approved FDA indication and is prescribed in the approved dosage before authorizing payment.
- July 13, 2001—Cardholders with July 15, 2001 Ending Eligibility Dates: Notified providers of an extension of eligibility to August 21, 2001.
- July 20, 2001—Renagel®: Notified Providers that effective immediately, only Medical Exception documentation received from prescriber verifying calcium phosphate products of 70 or greater will be considered for the granting of medical exceptions.
- August 10, 2001—Baycol: Notifies Providers that effective August 9, 2001, PACE no longer reimburses for Baycol because of a voluntary manufacturer withdrawal of the product.
- August 24, 2001—PACE Moratorium Agreements: Notifies Providers of agreement mailings and of process involved in the provider refunding the cardholder and PACE reimbursing the provider due to the Moratorium.
- September 21, 2001—Bronchodilator Drugs: Notifies Providers that effective October 1, 2001, the restriction of denying at point-of-sale the reimbursement of these agents has been removed. Medicare remains primary payor. PACE continues to reimburse at 20%, the part not covered by Medicare.
- September 28, 2001—Miscellaneous Agents, Maximum Dosing Edit: Notifies providers that effective October 8, 2001, PACE will review several new agents. Patients whose prescribing regimen exceeds PACE maximum daily dose will have their prescriber contacted to obtain documentation to support dosing therapy.
- November 30, 2001—National Drug Code (NDC) Accuracy: Reminds Providers of their responsibilities in accurately reporting NDCs. Discusses prohibited acts. Providers with error rates greater than 50% may be subject to recovery audit and termination.
- December 14, 2001—Other Prescription Coverage Edit: Specifies proper use of "Other Coverage Code" field and identifies NCPDP claim denial responses in the event of improper submission.

**PACE Provider Bulletins: 2000**

- February 4, 2000—Medical Exception Authorization. Notified Providers that requests for Medical Exceptions for medications routinely prepared during non-processing hours will not be considered. Requests for Emergency Medical Exceptions for medications dispensed under exceptional circumstances during non-processing hours may be reviewed.
- February 4, 2000—Other Prescription Coverage. Notified Providers that effective February 14, 2000, PACE will edit claims for PACE cardholders identified by the following insurance carriers: Healthguard; Highmark; Qualmed; Health America; and KHP Central/Senior Blue. Claims submitted to PACE for cardholders identified by these companies will deny if the provider submits the claim with an incorrect Other Coverage value of "0"—"Not Specified" or "1"—"No Other Coverage Identified."
- February 11, 2000—Alupent® Billing. Notified Providers that to assist providers in maintaining billing consistency, PACE is changing its reimbursement calculation for Alupent® 14 gm-10ml, NDC 00597007017 from price per ml to price per gram, effective with dates of service of February 19, 2000 and thereafter. Providers submitting a claim for 1 inhaler of Alupent® 14 gm-10 ml, NDC 00597007017 should submit a quantity of 14 in the metric decimal quantity field.

- February 11, 2000—Medicare Billable Pharmaceuticals Additions. Notified Providers effective February 14, 2000, PACE will reject the following medications at the point-of-service: Synvisc®; Hyalgan®; Polygam®; Imovax®; Leukine®; and Aredia® because PACE has been advised that, with the proper diagnosis, physicians may submit these claims to Medicare.
- March 3, 2000—Duplicate Therapy Edit. Notified Providers that effective March 13, 2000 and thereafter, PACE is implementing a Duplicate Therapy Edit for benzodiazepines and miscellaneous sedative hypnotics.
- March 24, 2000—Non-Participating Manufacturers. Notified Providers of manufacturers not participating in the PACE Program.
- March 24, 2000—Propulsid® Boxed Warning Revision. Notified Providers that Janssen Pharmaceutica has notified physicians of important changes to its Boxed Warnings, Drug Interactions and Dosage and Administration sections. Highlights of the changes included: 1) A 12-lead ECG should be obtained before Propulsid® is administered; 2) Propulsid® should not be initiated if the QTs value exceeds 450 milliseconds; and 3) Propulsid® is contraindicated in patients with electrolyte disorders (hypokalemia, hypocalcemia and hypomagnesemia). Serum electrolytes should be assessed in diuretic-treated patients before initiating Propulsid® and periodically thereafter.
- March 24, 2000—Dentist Prescribers. Notified Providers that effective April 3, 2000, and thereafter, claims containing a dentist's license number in the prescriber license number field and submitted for pharmaceuticals other than antibiotics, analgesics, non-steroidals or fluoride preparations will reject with NCPDP Error 88, accompanied by the DUR response "CH".
- March 24, 2000—Duplicate Therapy Edit. Notified Providers effective April 17, 2000 and thereafter, PACE is augmenting its Duplicate Therapy Edit for Benzodiazepines and Miscellaneous Sedative Hypnotics with the inclusion of Ambien® and Sonata®.
- March 31, 2000—Oral Antidiabetic Agents. Notified Providers effective June 5, 2000 and thereafter PACE will review claims submitted for oral antidiabetic agents for maximum daily dose.
- March 31, 2000—Antirheumatic Drug Therapy. Notified Providers that effective June 5, 2000 and thereafter, PACE will review claims submitted for the antirheumatic drug etanercept (Enbrel®).
- March 31, 2000—COX-2 Inhibitors. Notified Providers that effective June 5, 2000 and thereafter, PACE will review claims submitted for the COX-2 inhibitors (Celebrex®) and rofecoxib (Vioxx®) for maximum daily dose.
- March 31, 2000—Antiplatelet Agent PLETAL®. Notified Providers effective June 5, 2000 and thereafter, PACE will review claims submitted for the antiplatelet agent cilostazol (Pletal®) for maximum daily dose of 200 mg.
- March 31, 2000—Skeletal Muscle Relaxants. Notified Providers effective June 5, 2000 and thereafter, PACE will review claims submitted for skeletal muscle relaxants for both maximum daily dose and duration of therapy.
- March 31, 2000—Rezulin®. Notified Providers that effective March 22, 2000 PACE no longer reimburses for Rezulin®. This action is in response to the Warner Lambert Company's voluntary withdrawal of Rezulin® from the marketplace on Tuesday, March 21, 2000.
- April 7, 2000—Propulsid® Reimbursement. Notified Providers effective April 10, 2000 PACE will deny all claims received for cisapride (Propulsid®). Physicians desiring their patients to continue taking cisapride (Propulsid®) have been advised they may request a Medical Exception. These exception requests will be considered only until the product is withdrawn from the market by Janssen Pharmaceutica effective July 14, 2000.
- April 7, 2000—Dispensing Date. Reminded Providers that claims are to be submitted to PACE on the date they are dispensed. Advised PACE Providers enrolled as Nursing Home Providers as well as those providers servicing nursing homes that effective with dates of service of June 1, 2000 and thereafter, claims submitted with incorrect dates of service will have those claims disallowed.
- May 12, 2000—Mandatory Substitution Dilantin®. Notified Providers effective May 22, 2000, PACE is mandating substitution for Dilantin®.
- May 12, 2000—Generic Refills. Reminder to Providers that Section 22.55(e) of Title 28 (Health and Safety) of the *Pennsylvania Code* states: "Prescription refills, where permitted by the practitioner, shall be completed using the identical product (same distributor and manufacturer) as dispensed on the original, unless the person presenting the prescription and the practitioner authorize, in advance, a different manufacturer's generic equivalent product. Advance authorization is not required in an emergency, but the physician shall be notified by the pharmacist as soon as possible thereafter."
- May 19, 2000—LOTROXEX®. Notified Providers that in the package insert that accompanies Lotronex®, Glaxo Wellcome Inc. states that "Lotronex® has NOT been shown to work in men with IBS." (Irritable Bowel Syndrome). Effective June 12, 2000, all claims for Lotronex® will be denied with NCPDP Code 70, PACE Code 055 "Drug not covered". At a future date this edit will be converted to a DUR drug—gender denial. In the interim, providers should contact Provider Services to receive a Medical Exception for female cardholders.
- May 19, 2000—Zyvox®. Notified Providers effective June 5, 2000, PACE will deny all claims for Zyvox®. Medical Exceptions for the antibiotic linezolid (Zyvox®) will only be considered upon receipt of the appropriate documentation from the cardholder's physician. Providers should note that no evidence supports Zyvox® for use in the management of antibiotic associated colitis (AAC). No medical exceptions will be approved prior to the receipt of supporting diagnostic and treatment information.
- May 26, 2000—Dispensing Date Update. Notified Providers enrolled as Nursing Home Providers and those who service nursing homes affected by the PACE Provider Bulletin of April 7, 2000, that the implementation date cited in this notification has been delayed thirty days until July 1, 2000.

- June 9, 2000—Provider Update: Generic substitution for Dilantin®: Notified Providers as stated in the Provider Bulletin of May 12, 2000, PACE notified the physicians of all PACE cardholders currently receiving Dilantin® of the impending mandatory substitution and provided a Medical Exception Form if the prescriber did not wish the cardholder to receive the generic.
- July 14, 2000—PACENET Deductible Reminder: Notified Providers that any providers refusing to submit PACENET deductible claims through the on-line claims adjudication system at the time of presentation or prior to dispensing the prescription are in violation of their PACE/PACENET Provider Agreement. Failure to abide by the terms and conditions of the Provider Agreement could result in provider termination and/or suspension of payments by the Department of Aging until such non-compliance is corrected.
- August 4, 2000—Dispensing Date & Nursing Home Providers: Notified Providers our Bulletin of April 7, 2000, instructed that all claims for cardholders residing in nursing homes are to be submitted to PACE on the date that they are dispensed. Subsequently, the Department has reviewed issues raised by nursing home providers and providers who service nursing homes regarding this requirement. Although the Department recognizes that it cannot dictate a nursing home's medication dispensing policy, the Program does encourage the submission of claims for those chronic maintenance drugs to be on a monthly basis. The authorizations apply ONLY to those cardholders residing in nursing homes who are subject to the nursing home's controlled environment and internal drug utilization review policy.
- August 18, 2000—Vaniqa®: Notified Providers that PACE will NOT reimburse for Bristol-Myers Squibb and Gillette's Vaniqa® (eflornithine HCL) cream recently approved by the DA for the treatment of unwanted facial hair in women.
- September 15, 2000—Other Prescription Coverage: Notified Providers that effective October 16, 2000, PACE will edit claims for PACE cardholders with dual coverage. Providers enrolled in other third party point-of-sale prescription plans must have the ability to "dual bill." PACE is to be billed after the claim is adjudicated by the primary insurer but prior to dispensing.
- November 10, 2000—Reminder of Other Prescription Coverage: Notified Providers that PACE denies claims for cardholders identified as having other insurance if the provider submits the claim with an incorrect "other coverage" value.
- December 1, 2000—Manufacturers' Rebate: Notified Providers that Act 128-1992 amending the Lottery Fund Preservation Act, in part, requires all pharmaceutical manufacturers to have in effect a rebate agreement with the PACE Program if they wish to have their products covered. Sidmak Laboratories, Labeler Code 50111 is being added to PACE's non-participating list. Sidmak's products are no longer reimbursable effective December 18, 2000.
- December 15, 2000—Sidmak Laboratories Reinstatement: Notified Providers that the Department of Aging advises that Sidmak Laboratories, Labeler Code 50111 will continue to participate in the Manufacturers' Rebate Program. Providers should disregard the previous December 18, 2000 termination announcement.

#### **PACE Provider Bulletins: 1999**

- 2/19/99: Kytril® and Zofran®: Reminder to providers that PACE will reimburse only on the 20% not reimbursed by DMER
- 2/19/99: Optometrists's Prescribing Privileges: Provides PACE Providers with a list of medications permitted by Department of Health regulation to be prescribed by optometrists. Warns providers to not dispense and bill the Program for pharmaceuticals that are prohibited by regulation from being prescribed by optometrists.
- 2/19/99: Optometrist's License Numbers: Notifies providers that Optometrists certified to prescribe and administer pharmaceutical agents for therapeutic purposes under section 4.1 of the Optometric Practice and Licensure Act are being issued a license with a suffix of "T".
- 3/5/99: PACENET Deductible: Reminder to PACE Providers that the \$500 PACENET deductible is accumulated based on each individual cardholder's enrollment year; not the calendar year.
- 4/9/99: Notified PACE Providers that effective May 14, 1999, PACE will mandate substitution on the following medications: Lasix®, Depakene®, Mysoline®, QuinagluteDura-tabs®, Mexitil®, Tegretol® and all sustained-release Theophylline preparations.
- 4/9/99: Betoptic® Solution: Notified PACE Providers that Alcon Laboratories had informed PACE that it had discontinued production of Betoptic® solution in the 2.5 and 5 ml sizes.
- 4/30/99: Propulsid® Drug to Drug Interactions: Notifies providers that effective May 10, 1999, PACE will review history across all providers and reject all prescriptions in the drug classes which are contraindicated for patients using Propulsid.
- 5/7/99: Drug Utilization Review Program: Notified Providers that effective May 15, 1999, several new and revised maximum daily dose criteria, duration criteria and duplicate criteria will be added to the PACE ProDUR Program.
- 7/2/99: Trovan® (Trovafloracin/Alatrofloracin Mesylate): Notified Providers that effective July 6, 1999, PACE will deny all claims for Trovan®. In accordance with FDA recommendations, PACE will reimburse for Trovan® only through the Medical Exception Process.
- 7/2/99: Medicare Reimbursable Chemotherapeutics: Notified Providers that effective July 12, 1999, the following pharmaceuticals will be included with those products being reimbursed by the PACE/PACENET Program at 20%: Oaklide® and Neumega®
- July 16, 1999—HISMANAL®. Notified Providers that effective July 26, 1999, PACE will no longer reimburse for HISMANAL®. This action is in response to Janssen Pharmaceutica informing the U. S. Food and Drug Administration that it has voluntarily decided to discontinue the manufacturing and distribution of HISMANAL® 10 mg tablets.

- July 16, 1999—Cellcept® and Prograf®. Notified Providers that effective July 26, 1999, PACE claims for Cellcept® and Prograf® may be submitted to the Program using the PACE On-Line Claims Adjudication System (POCAS) Medical Exception process.
- July 16, 1999—Drug Utilization Review Program Anti-obesity Agents. Notified Providers that effective July 26, 1999, maximum dose and initial duration of therapy criteria will be added to the PACE ProDUR Program specifically for the anti-obesity class of medication.
- September 3, 1999—NEORAL® and SANDIMMUNE®. Notified Providers that effective September 13, 1999, PACE claims for Neoral® and Sandimmune® will be adjudicated by the Program using the PACE On-Line Claims Adjudication System (POCAS) Medical Exception process.
- October 20, 1999—Other Prescription Coverage. Notified Providers effective November 1, 1999, PACE cardholders identified by Highmark as possessing Security Blue prescription coverage, will have their claims denied by PACE IF the provider submits the claim with an incorrect Other Coverage value of: “0”—“Not Specified” or “1”—“No Other Coverage Identified.”
- October 29, 1999—Multiple Point of Service Billing. Notified Providers whose software does not permit dual or multiple point-of-sale submissions may not bill cardholders for medications submitted to PACE after dispensing and experiencing a subsequent denial.
- November 5, 1999—RAXAR®. Notified Providers that Glaxo Wellcome has announced the voluntary withdrawal of RAXAR® tablets from the market. Any claims submitted for RAXAR® on or after November 3, 1999 will deny.
- November 19, 1999—PACENET Cardholders and Other Prescription Coverage. Reminded Providers that claims submitted to PACE during the PACENET cardholder's deductible period are to contain the dollar amount paid by the PACENET cardholder for the prescription. The out of pocket expense, borne by the cardholder, is the amount the Program accumulates toward the cardholder's \$500 deductible.
- December 3, 1999—Medicare Reimbursable Agents. Notified Providers that effective December 13, 1999, PACE will deny claims submitted for all Medicare Reimbursable Agents. Providers attempting to bill for these products may contact Provider Services for a Medical Exception.

#### **PACE Provider Bulletins: 1998**

- 2/13/98: PACENET Deductible: Reminder to Providers that the PACENET \$500 deductible is accumulated based on each individual's enrollment year, not the calendar year.
- 2/13/98: PACE Required Documentation for “Brand Medically Necessary” (DAW Code 1) Prescriptions: Reminder to Providers who are being reimbursed for a Brand Name product having an A-rated generic because the Program has granted a cardholder medical exception or because the Program has elected not to require substitution must, by PACE regulation, have at the time of dispensing, a prescription on which the prescriber has handwritten “Brand Medically Necessary” or “Brand Necessary.”
- 2/13/98: Clozapine (Clozaril): Notified Providers that Clozaril is subject to the PACE Program's mandatory substitution requirement. Generic clozapine is available from Zenith Goldline Pharmaceuticals.
- 2/13/98: Use of NDC Codes and Calculation of Reimbursement: Reminder to PACE Providers that all claims submitted to the Program for reimbursement must accurately report the labeler code and product code of the drug dispensed. Reimbursement paid by the PACE Program will be based upon the package size as reported by the Provider.
- 2/20/98: Other Prescription Coverage: Notified Providers that EOB Message “041—Billable to Other Payor” will soon be rejected with an Error Code 041.
- 2/27/98: Bromfenac Sodium Capsules (DURACT): Reminder to Providers that DURACT is only intended for the short term (10 days or less) management of acute pain and is not indicated for long term use. Notified Providers effective March 2, 1998 PACE will reject all claims for DURACT at the point of sale. A one-time medical exception will be considered, upon request from the Provider, for a maximum 10-day supply at a maximum dose that does not exceed 150 mg per day. Written correspondence from the cardholder's physician will be necessary for reimbursement beyond ten days.
- 2/27/98: Mibefradil Dihydrochloride (POSICOR): Notified Providers of advisory issued by Roche Laboratories Inc. of reported cases of interaction of POSICOR with certain HMG-CoA Reductase Inhibitors. PACE claims for POSICOR identified as being coadministered with either lovastatin or simvastatin will reject with the NCPDP Error “88, DUR Reject”; PACE Error Code “706,” accompanied with the Conflict Code “DD,” the free text message of “DRUG-DRUG,” and the NDC of the drug in conflict.
- 4/10/98: PACE Cardholders Enrolled in Medicare HMO's: Reminder to Providers that PACE Cardholders enrolled in Medicare certified HMO's are entitled to the same prescription medications under the Medicare certified HMO as those covered under Medicare Part “B.” This entitlement is not affected by a cardholder's decision not to subscribe to supplemental HMO offered prescription coverage.
- 4/17/98: Drug Utilization Review Program: Notified Providers effective April 22, 1998, several new maximum daily dose criteria, duration criteria and duplicate therapy criteria will be added to the PACE ProDUR Program. The criteria is as follows: Mibefradil HCl (POSICOR) 100 mg maximum dose/duplicate therapy edit; Carvedilol (Coreg) 100 mg maximum dose/duplicate therapy edit; Losartan (Cozaar) 100 mg maximum dose/duplicate therapy edit with the ACE Inhibitors; Quetiapine (Seroquel) 400 mg maximum dose; Hydrocodone and Ibuprofen (Vicoprofen) 37.5 mg maximum dose/duration edit: 10 days out of every 30.

- 4/25/98: Mandatory Substitution Diltiazem Extended Release Capsules: Notified Providers effective April 29, 1998, the PACE Program will begin mandating substitution of Dilacor XR and Cardizem SR. This is a result of information received from the FDA granting therapeutic equivalence to capsules manufactured by Mylan Pharmaceuticals, Watson Labs, Andrx and Teva Pharmaceuticals.
- 5/8/98: Early Refill Edit: Notified Providers effective May 19, 1998, the additional classes will be added to the early refill edit: Intranasal Steroids; Topical Corticosteroids—Single Entity; Anti-diabetic Agents—Insulins; Bronchodilators; Conjugated Estrogens; Estrogens—Transdermal Patches; and Opiates. Reimbursement will not be made until 75% of the medication has been used.
- 5/22/98: Drug Utilization Review Program: Notified Providers effective May 26, 1998 several new criteria will be added to the PACE ProDUR Program and applied to all claims submitted on or after this date for the medication Viagra. The criteria added are: maximum daily dose of 50 mg. Claims submitted for greater than 50 mg daily will require a diagnosis and approval through the PACE medical exception process. Duration of therapy will be thirty tablets per month. PACE will only reimburse claims submitted for male cardholders. Claims submitted for female cardholders will be reversed.
- 6/1/98: Drug Utilization Review Program: Notified Providers that Pfizer, Inc. has recently reiterated that patients taking nitrates in any form, including nitroglycerin and long-acting nitrates commonly used for chest pain, should not take Viagra. PACE will reject prescriptions for Viagra and Nitroglycerin at the point-of-sale in order to comply with this guideline for appropriate use.
- 6/12/98: RECALL: Notified Providers that a Voluntary Class I recall has been initiated by Meridian Medical Technologies, manufacturer of both Epipen and Epipen Jr. Auto-Injectors. All PACE cardholders for whom reimbursement was made during this period have been instructed to return their product to their pharmacy for a lot number review.
- 6/12/98: RECALL: POSICOR—Notified Providers that Roche Laboratories Inc. is withdrawing POSICOR from the market effective June 8, 1998. The PACE Program will deny reimbursement for claims submitted with dates of service of June 9, 1998 or thereafter will be denied.
- 6/19/98: Cholinesterase Inhibitors: Notified Providers that effective June 22, 1998, several new maximum initial dose and maximum daily dose criteria will be added to the PACE ProDUR Program. The criteria added are for Tacrine (Cognex®), initial maximum dose 40 mg/6 weeks; 80 mg/6 weeks; 120 mg/6 weeks and a maximum dose of 160 mg; and Donepezil (Aricept®), initial maximum dose 5 mg and a maximum dose of 10 mg.
- 6/26/98: DURACT®: Notified Providers that effective June 22, 1998, Wyeth-Ayerst Laboratories is withdrawing Duract® capsules from the market. Accordingly, any Duract® claim submitted to PACE after June 22, 1998 is being denied.
- 6/26/98: Early Refill Edit Applied to Ophthalmics: Notified Providers that effective July 6, 1998, PACE is applying the early refill edit criteria to ophthalmic preparations requiring that at least 75% of the medication, based on the day's supply submitted on the previous claim, has been used before PACE will consider reimbursement for a prescription refill.
- 12/11/98: Meridia® Drug to Drug Interactions: Notified Providers that in order to comply with the manufacturers' warnings that Meridia® should not be used concomitantly with MAOI's (at least a two week interval after stopping an MAOI before commencing with Meridia®), PACE will review history across providers and reject all prescriptions for Nardil, Eldepryl and Parnate at the point of sale.
- 12/31/98: Drug Utilization Review Program: Notified Providers that effective January 4, 1999, revised criteria will be added to the PACE ProDUR Program and applied to all claims submitted on or after this date for the medication Viagra®. The criteria is as follows: Maximum Daily Dose—50 mg; Duration of Therapy decreased from thirty to eight tablets per month.

**PACE Provider Bulletins: 1997**

- 02/07/97: Brand Medically Necessary Update: Notified Providers that effective immediately PACE is no longer mandating generic reimbursement on the following brand medications: Lasix, Depakene, Tegretol, Mysoline, Quinaglute Duratabs (Quinidine Gluconate), Pronestyl SR, Mexitil, and All Sustained Release Theophylline Preparations.
- 02/14/97: Mandatory Substitution Nitroglycerin Transdermal Patch: Notified Providers that effective February 21, 1997, the PACE Program will be mandating substitution on both Nitro-Dur and Transderm-Nitro.
- 03/01/97: PACENET: Reminder to Providers to encourage their older customers to make application for the new PACENET Program. Bulletin includes income requirements, information regarding the crediting of out-of-pocket expenses; use of 1997 PACE applications to apply for both PACE and PACENET and a reminder to discard the old 1996 enrollment applications.
- 03/28/97: Drug Utilization Review Program: Notified Providers that effective April 14, 1997, PACE will be adding new criteria to our Prospective Drug Utilization Review Program for HMG Co-A Reductase Inhibitors.
- 05/09/97: PACENET Claim Submission: Provides explanation to Providers regarding the \$500 deductible and submission of out-of-pocket prescription expenses for PACENET cardholders.
- 06/20/97: Claim Timeliness: Reminder to Providers that PACE claims are to be submitted on the date of dispensing.
- 07/11/97: Fragmin: Notified Providers that on July 18, 1997, PACE would reimburse claims submitted for Fragmin only when being prescribed for the prevention of deep venous thrombosis, which may lead to a pulmonary embolism following abdominal surgery or hip replacement. Further, since Fragmin is indicated for short-term treatment (five to ten days), PACE would apply a duration of therapy edit of not greater than 14 days to all incoming claims.

- 8/7/97: Generic Update: Ranitidine: Notified Providers that Ranitidine currently being manufactured by Novopharm and Geneva is now available as a therapeutically equivalent generic for Zantac and effective Friday, August 15, 1997, PACE would be mandating substitution on Ranitidine.
- 8/7/97: 1997 Pharmacy Licensure: Reminder to Pharmacies that current pharmacy licenses expire August 31, 1997 and that PACE Regulations mandate that, "Only pharmacies and dispensing physicians that are currently licensed by the Commonwealth are eligible to participate as providers in the PACE Program."
- 8/15/97: PACENET Claims: Reminder to Providers that they must submit all PACENET Cardholder prescription claims on POCAS to permit the accurate recording of the amount accumulating toward the \$500 deductible.
- 8/15/97: Other Prescription Coverage: Reminder to Providers that, by statute, the PACE Program is the payor of last resort and will accept responsibility only for those costs not covered by the cardholder's other prescription drug benefit program.
- 8/15/97: Notified Providers effective August 18, 1997, several new maximum dose criteria will be added to the PACE ProDUR Program. These new additions are: 1) Maximum daily dose and duplicate therapy (with ACE inhibitors) edit for angiotensin II antagonist inhibitor: Valsartan (Diovan) 320 mg; 2) Maximum initial dose and maximum daily dose for antipsychotic agent Olanzapine (Zyprexa) 2.5 mg (initial) 10 mg (maximum); 3) Maximum daily dose and duplicate therapy for the HMG Co-A Reductase Inhibitor: Atorvastatin (Lipitor) 80 mg (maximum); 4) Maximum daily dose and duplicate therapy for the beta blocker: Cavedilol (Coreg) 100 mg (maximum); 5) Maximum initial dose and maximum daily dose for the antidepressant: Mirtazapine (Remeron) 15 mg (initial) 45 (maximum); 6) Maximum dose and duplicate therapy for the calcium channel blocker Nisoldipine (Sular) 60 mg (maximum); and 7) Maximum initial dose and maximum daily dose for the antipsychotic: Clozapine (Clozaril) 25 mg (initial) 100 mg (maximum).
- 8/29/97: Updated listing of Non-Participating Manufacturers.
- 9/12/97: Reinstatement of Common Package Size: Notified Providers effective September 15, 1997, PACE will reinstitute the Common Package Size pricing which was discontinued in November, 1996.
- 9/19/97: Audit Issues: Reminder to Providers their responsibilities regarding voiding claims' payments for prescriptions that are not picked up by cardholders as well as maintaining an accurate, current signature log to identify the individuals who are receiving the PACE prescriptions dispensed by the Provider.
- 9/19/97: DAW/Product Selection Code: Reminder to Providers of the five codes used by POCAS.
- 10/3/97: Injectable Chemotherapy Antineoplastics: Reminder to Providers that Injectable chemotherapeutic antineoplastic claims are only reimbursed based on the 20% not covered by Medicare.
- 10/3/97: Claim Submission Timeliness: Reminder to Providers that they are required by contract to submit claims prior to dispensing.
- 10/17/97: Other Prescription Coverage: Notification to Providers effective November 3, 1997, PACE is implementing edit criteria to ensure compliance with the Program's requirement of billing other prescription plans prior to billing PACE. Providers entering a TPL indicator identifying "no other coverage" for a cardholder identified as having other prescription coverage will have the claim denied with the NCPDP Error Code 41 "Submit Bill to Other Payor."
- 11/14/97: Drug Utilization Review Program: Notified Providers effective November 24, 1997, the following new maximum daily dose criteria will be added to the PACE ProDUR Program: Maximum daily dose edit for the centrally acting analgesic Tramadol (Ultram) 300 mg maximum for individuals 75 years of age or older and 400 mg for individuals younger than 75 years.
- 11/14/97: Drug Utilization Review Program: Notified Providers effective November 24, 1997, the following new maximum daily dose criteria will be added to the PACE ProDUR Program: Edits for the miscellaneous sedative/hypnotics are as follows: Amobarbital (Amytal) 200 mg; Butobarbital (Butisol) 100 mg; Chloral Hydrate 1 gm; Pentobarbital (Nembutal) 100 mg; Ethchlorvynol (Placidyl) 500 mg; Secobarbital (Seconal) 100 mg; Amobarbital/Secobarbital (Tuinal) 50/50 mg.
- 11/21/97: Reminder to PACE Providers to review their Remittance Advice and to pay particular attention to those claims with Message Codes 041 and 918, which address those claims for cardholders with other prescription coverage.
- 11/21/97: Oral Anti-Nausea Medication: Notified Providers effective December 1, 1997, PACE will be reimbursing only 20% of the Average Wholesale Price of oral formulations of Kytril and Zofran. Remaining cost of the drug will have to be submitted to the regional Medicare carrier, United Health Care in Wilkes-Barre for reimbursement.
- 12/26/97: Reminder to PACE Providers that claims submitted for brand name pharmaceuticals having an A-rated generic therapeutic equivalent will be denied unless a medical exception is granted or PACE does not mandate substitution for the product. PACE does not require substitution on these products with A-rated generics Warfarin Sodium (Coumadin); Carbamazepine (Tegretol); Phenytoin (Dilantin); or Furosemide (Lasix).

#### **PACE Provider Bulletins: 1996**

- 1/08/96: Prilosec and Prevacid: Notified Providers these drugs would be edited for maximum duration for all claims dispensed on or after January 8, 1996.
- 1/26/96: Non-Participating Manufacturer List.
- 5/24/96: Biaxin Filmtabs (NDC: 00074248660): Notified providers of an error on the formulary file from 1/22/96 to 3/21/96.
- 5/24/96: Solopak Pharmaceuticals: Notified providers that Labeler Codes 39769 and 59747 would be participating in the PACE Program.



- 7/12/96: PACE Cardholders with PEBTF Prescription Coverage: Notified Providers that PACE Cardholders with drug coverage through the Commonwealth's Retired Employees Health Plan had been notified they were being canceled from the PACE Program.
- 8/2/96: Other Insurance Coverage: Reminder to Providers to exercise reasonable diligence in ascertaining the existence of other prescription benefits before billing the PACE Program.
- 10/18/96: Injectable Chemotherapeutics: Reimbursement restrictions (20% of Average Wholesale Price) applied to injectable chemotherapy medications when administered through a home infusion pump or in a physician's office.
- 10/18/96: Vaccine Reimbursement: Notified Providers of a change in the reimbursement of vaccines to be implemented on November 11, 1996 for claims with a date-of-service on or after that date. The change is as follows: Vaccines used to provide immunization against pneumococcal pneumonia and influenza will no longer be reimbursed by the PACE Program. Vaccines used to provide immunization against hepatitis B will be reimbursed at 20% of the Average Wholesale Price.
- 10/18/96: Bronchodilator Drugs: Notified Providers that effective November 11, 1996, PACE will begin reimbursing only 20% of Average Wholesale Price for the following products: Acetylcysteine 10%; Acetylcysteine 20%; Albuterol Sulfate 0.083%; Albuterol Sulfate 0.5%; Cromolyn Sodium; Isoetharine HCl 0.1%; Isoetharine HCl 0.125%; Isoetharine HCl 0.167%; Isoetharine HCl 0.2%; Isoetharine HCl 0.25%; Isoetharine HCl 1.0%; Isoproterenol HCl 0.5%; Isoproterenol HCl 1.0%; Metaproterenol Sulfate 0.4%; Metaproterenol Sulfate 0.6%; and Metaproterenol Sulfate 5.0%.
- 11/21/96: PACE Legislative Changes: Notified Providers of increased income limits (\$14,000 maximum for singles and \$17,200 maximum for married); and Mandatory Substitution of A-Rated Multiple-source products.
- 11/21/96: PACENET Requirements: Notified Providers of income limits for PACENET cardholders (Between \$14,000 and \$16,000 if single; Between \$17,200 and \$19,200 if married); Annual Deductible (\$500 per person) which PACE Providers are expected to enter PACENET Enrollee's out-of-pocket prescription expenses in POCAS; Mandatory Copayments (\$8 per prescription for non-innovator, multiple-source (generic) products; and \$15 per prescription for single-source and innovator multiple-source products); Mandatory Substitution of A-Rated Multiple-source products after deductible is met; and the claims reimbursement formula for PACENET claims would be AWP - 10% + \$3.50 dispensing fee.
- 11/22/96: Third Party Liability: Notified Providers that a PACE cardholder's I.D. card could currently contain two indicators that may affect coverage. The first indicator is a "Y" appearing in the lower right quadrant of the I.D. card meaning the cardholder has informed PACE that they have other third party insurance that is to be billed before PACE. The second indicator is an "L" appearing in the lower right quadrant of the I.D. card. This "L" means the cardholder has been restricted into receiving his/her PACE benefits at one specific provider.
- 11/22/96: Lovenox: Notified Providers that effective December 9, 1996, PACE will reimburse claims submitted for Lovenox only when being prescribed for the prevention of deep venous thrombosis, which may lead to a pulmonary embolism following hip or knee replacement surgery or general surgery which includes abdominal, gynecologic, urologic or thoracic. Further, since Lovenox is indicated for short-term treatment (seven to ten days), the Program will apply a duration edit of not greater than 14 days to all incoming claims.
- 11/22/96: Oral Vancomycin: Notified Providers that PACE would be applying a duration of therapy edit of not greater than 14 days for all incoming claims for oral Vancomycin.
- 11/22/96: Bronchodilator Drug Update: Reminder for Providers that reimbursement for the bronchodilator solutions used in either IPPB machines or nebulizers is limited to 20% of the Average Wholesale Price by PACE and suggested that Providers who do not currently have a Medicare provider number contact the National Supplier Clearinghouse in North Carolina to request an application.
- 11/22/96: Non-Participating Manufacturers effective November 27, 1996.
- 12/01/96: Processing PACENET Claims: Provides information to assist pharmacies in the processing of claims for cardholders enrolled in PACENET.
- 12/13/96: Imitrex Tablets: Notified Providers that effective December 30, 1996, all claims for Imitrex will not be reimbursed for a quantity greater than nine or a days' supply less than or equal to 25.
- 12/13/96: Nimotop: Notified Providers that effective December 30, 1996, claims for Nimotop will be denied at the point-of-sale. After determining the diagnosis, providers can contact the POCAS operators and obtain a Medical Exception. Although this medication is approved only for use in subarachnoid hemorrhage, there are several other off-label uses for which reimbursement will be made.
- 12/13/96: Revision: Non-Participating Manufacturer List.
- 12/20/96: Mandatory Generic Substitution: Advises providers to direct cardholder questions about the new mandatory substitution policy to the Cardholder Services toll-free number (1-800-225-7223)

#### **PACE Provider Bulletins: 1995**

- 1/6/95: Drug Utilization Review Program: Addition of new criteria for antidepressants, antipsychotics and benzodiazepines.
- 2/17/95: Antidepressants, Antipsychotics and Benzodiazepines: Reminder to Pharmacy to carefully review both the reject codes and accompanying messages.
- 2/24/95: Toradol: Reimbursement restrictions.
- 2/24/95: Minitran: 30-day supply limit.
- 3/95: PACE Drug Utilization Review Criteria.

- 3/3/95: Medicare Update: Extended coverage for prescription drugs used in immunosuppressive therapy to three years following hospital discharge for an organ transplant.
- 3/3/95: Maximum Initial Dose for selected antipsychotic, antidepressant or benzodiazepine agents.
- 3/27/95: Non-Sedating Antihistamines and Oral Antifungals Coadministration is Contraindicated. PACE will reject claims for Seldane, Seldane-D, Hismanal, Claritin, Claritin-D, Diflucan, Nizoral and Sporanox.
- 3/95: Third Party Billing Reminder: PACE is payer of last resort, pharmacy must bill other third parties first.
- 5/5/95: Brand Patent Expirations/Generic Substitutions.
- 7/95: CellCept Billing Instructions.
- 7/1/95: Claims Submissions: 90-day limit to file claims for reimbursement.
- 8/1/95: Injectable Chemotherapeutics: Effective 9/1/95 PACE Reimbursement for list of injectable chemotherapeutics limited to 20% of AWP.
- 8/18/95: Non-Participating Manufacturer List.
- 8/18/95: Drug Utilization Review Program: New maximum dose criteria added to the PACE ProDur Program effective 8/28/95—Nefazodone (Serzone) 600 mg/day; Fluvoxamine (Luvox) 50 mg/day (initial) and 300 mg/day (maximum); Lansoprazole (Prevacid) 30 mg/day.
- 9/1/95: Common Package Size Reimbursement Listing.
- 9/1/95: Epoetin Alfa (EPO) Injections: Effective 9/11/95 PACE reimbursing only 20% of AWP for Epogen and Procrit.
- 9/6/95: Early Refill Edit: Additional classes added to the Early Refill Edit.
- 9/22/95: Drug Utilization Review Program: Effective 9/25/95 duplicate therapy edit applied to the following class of drugs: Proton Pump Inhibitors—Prilosec and Prevacid.
- 10/95: PACE POCAS Telecommunications Number: New direct number available to pharmacy providers for Primary Claim Submission: 950-5545.

#### **PACE Provider Bulletins: 1994**

- 2/8/94: Reimbursement Criteria for Temazepam (effective 3/1/94).
- 5/23/94: Glyburide: Mandatory Substitution of Micronase and Diabeta.
- 5/94: Prograf Billing Instructions
- 5/94: Ophthalmics: Days Supply Provisions
- 5/94: Betaseron Billing Instructions
- 7/1/94 Ophthalmics: Noted billing discrepancies regarding pharmacies reporting of the days supply.
- 7/23/94: Narrow Therapeutic Index Exemption Listing (Revised)
- 8/94: Incorrect Physician License Numbers: Notice to Pharmacy Providers of Procedures to Disallow Claims Submitted with Wrong Prescriber I.D.
- 8/19/94: Physician/Medical Assistants: PACE Reimbursement of Prescriptions Written by Physician Assistants.
- 9/23/94: Serevent: PACE will no longer reimburse for more than 13 gm of Serevent per prescription.
- 9/26/94: Febatol—No PACE Reimbursement after 12/26/94.
- 9/30/94: Manufacturers' Rebate Update
- 10/3/94: DAW/Product Selection Code (Revised)
- 10/21/94: Oral Contraceptives: Effective 10/30/94 PACE no longer reimburses except through the Medical Exception process.
- 10/21/94: New Maximum Dose Criteria Added to the PACE ProDUR Program: Maximum daily dose and duplicate therapy criteria for NSAIDs (Trilisate; Disalcid; and Cataflam) and maximum daily dose criteria for miscellaneous anti-ulcer preparations (Propulsid and Reglan).
- 11/18/94: Oral Chemotherapeutics: Effective 12/15/94 PACE reimburses only 20% of AWP for Cyclophosphamide 25 mg/oral; Cytoxan 50 mg/oral; Etoposide/Vepesid 50 mg/oral; and Melphalan/Alkeran 2 mg/oral.
- 12/2/94: 30-Day Supply Requirement: Humulin and Solganal.

#### **PACE Provider Bulletins: 1993**

- 1/1/93: PACE Legislative Changes Effective 1/1/93
  - Dispense as Written (DAW) Codes
  - Mandatory Generic Substitution when an "A" rated generic therapeutically equivalent drug is available.
  - Pricing Information
  - Consultation Fee Discontinued
- 2/28/93: Deadline for PACE Provider Reenrollment and Conversion to 3.2 NCPDP Telecommunications Standard for PACE.
- Telecommunications Standard for Claims Submission.
- 3/1/93: Standard Error Codes
- 3/1/93: Early Refill Edit
- 3/1/93: Halcion Error Code Revisions
- 3/1/93: Processing Requirements: Conversion to NCPDP Version 3.2
- 3/19/93: POCAS System Maintenance on 4/10/93 and 4/11/93.
- 5/14/93: Delay in Provider Reimbursement
- 5/21/93: Change in the ProDUR screening criteria for H2 Receptor Antagonists effective 6/1/93.
- 6/28/93: Implementation of PACE ProDUR Changes:
  - Maximum daily dose for NSAIDs
  - Maximum daily dose for Omeprazole, Sucralfate and Misoprostrol.
  - Maximum daily dosage allowed for Famotidine (Pepcid) changed from 80 mg/day to 40 mg/day.

- 6/28/93: Claims Processing Procedures When POCAS Is Not Available.
- 7/1/93: Non-Participating Manufacturers List
- 7/23/93: 30-Day Supply Requirements
- 7/23/93: Narrow Therapeutic Index Exemption Listing (Revised)
- 9/28/93: Manufacturers Rebate Update (Non-Participating Manufacturer List, effective 10/5/93 was attached.)

#### **PACE Provider Bulletins: 1992**

- 4/92: Provider Training Seminars (5/11/92 through 7/2/92)
- 5/29/92: Manufacturers' Rebate News: Center Laboratories
- 6/19/92: Manufacturers' Rebate News: Roxane Laboratories, Inc.
  - Astra Pharmaceutical Products
  - Ocumed
  - IPR Pharmaceutical
  - Immunex Corporation
- 8/16/92: PACE Rescue Plan: Implementation of ProDUR; NCPDP Version 3.2 and related Program Changes
- 9/92: Dixon-Shane recoupments/pharmacy credits.
- 11/9/92: PACE Pharmacy Provider Manual
- 12/23/92: Narrow Therapeutic Index Exemption Listing
- 12/92: Generic Substitution on Oral Prescriptions (Included Poster and Informational Flyers).

#### **PACE Provider Bulletins: 1991**

- 6/21/91: Co-Pay Change (\$4 to \$6 effective 7/1/91)
- 8/14/91: General Program Issues:
  - Claims Payment
  - Cardholder Eligibility Changes (Income Eligibility Changed to \$13,000 for Single and \$16,200 for Married Couples)
  - Nursing Home Providers
  - Cosmetic Drugs (Effective 10/1/91 claims for Rogaine and Retin-A no longer paid)
  - Paper Claims (Only claims for Compound Drugs or claims whose Quantity is in Excess of 9999 accepted as paper claims)
  - Persantine and Dipyridamole (These two drugs must have an indication on the prescription that it is being used as an adjunct to Coumadin anticoagulants for the prevention of postoperative thromboembolic complications of cardiac valve replacement in order to be allowed payment by (PACE).
  - Audit Issues (Telephone Prescriptions and Brand Medically Necessary Requirements).
- 8/21/91: Final Instructions Concerning the PACE On-line Claims Adjudication System (POCAS).
- 9/27/91: Billing Instructions
  - Cosmetic Drugs
  - Exception Claim Processing
  - POCAS, post payment review
  - Nursing Home Claims

#### **DIVISION OF PROGRAM & REGULATORY COORDINATION**

Contact: Robert Hussar, Division Chief (717)-783-6207

#### **Current Aging Program Directives**

Provided below is a comprehensive list of current Aging Program Directives and LAMP/OPTIONS Bulletins. Directives which do not appear on the list are no longer in effect. Current directives are as follows:

#### **Program Area 01—"AAA Administration"**

- 88-01-07 Personnel Action Plan for Private Non-Profit Area Agencies on Aging (AAA)
- 91-01-01 Certification and Disclosure Regarding Lobbying
- 91-01-05 Area Agency on Aging Involvement in Corporate ElderCare Activities
- 92-01-01 Single Audit Act Audit Requirements
- 92-01-06 Minimum Standards for Governing Boards of Private Non-Profit Area Agencies on Aging
- 93-01-04 Providing AAA Funded Services to Domiciliary Care and Personal Care Home Residents
- 94-01-02 Indirect Cost Policy for Department of Aging Contracts
- 94-01-04 Department of Aging Heat Emergency Plan
- 95-01-05 Emergency Cooling Project
- 95-01-09 Assessments of Persons With "An Other Related Condition" Who Are Exceptional Admissions
- 97-01-02 Accounting Manual For AAA Programs
- 98-01-02 Area Agency on Aging Program Income Policies
- 00-01-01 FY 2000-2004 Four-Year Plan Requirements
- 00-01-04 PDA Waiver Paid Claims Reconciliation
- 01-01-02 AAA Utilization of Federal Funds in Provision of Caregiver Services
- 01-01-07 2001-2002 Aging Block Grant Amendment: Jump Start Funds
- 01-01-08 The Bridge Program
- 01-01-10 Assistive Technology/ Risk Reduction Home Modification Program
- 02-01-01 2001-2002 Tobacco/Bridge Program: Program Requirements, Slot Allocations, Final Funding Allocations and Application Format
- 02-01-02 Amended FY 2001-2002 Program and Financial Reporting Requirements To Reflect Implementation of Tobacco/Bridge Program, Cost Sharing and Allocation of Jump Start Funds

—02-01-03 Contract Procurement Requirements  
 —02-01-05 2001-2002 Aging Block Grant Amendment: Final Funding Allocations  
 —02-01-06 AAA Program Requirements, Planning Allocations, and Aging Services Block Grant Format for SFY 2002-2003  
 —02-01-07 Tobacco/Bridge Program: Program Requirements, Slot Allocations, Final Funding Allocations, and Application Format  
 —02-01-09 FY 2002-2003 Program and Financial Reporting Requirements  
 —02-01-11 Updated Area Plan Assurances—Attachment a—Attachment B  
 —03-01-01 2002-2003 Aging Block Grant Amendment: Final Funding Allocations  
 —03-01-02 2002-2003 Aging Block Grant Amendment: Revision of Original In-Home Services Parameter  
 —03-01-03 OPTIONS Cost Sharing—Fee Scale Attachment  
 —03-01-04 2002-2003 Tobacco/Bridge Program Amendment  
 —03-01-06 Home and Community Based Services Procedures Manual (This Manual is a comprehensive guide to Department of Aging procedures. It is the operational handbook used by employees of Area Agencies on Aging. The following are individual chapters from the Manual. They contain a significant number of appendices, which are not yet displayed. They will be added to this site in the near future. In the meantime, please contact the Department at 717-783-6207 for additional information.)

- Table of Contents
- Chapter 1—Assessments
- Chapter 2—Care Management
- Chapter 3—Programs and Requirements
- Chapter 4—Services
- Chapter 5—Hearings and Appeals
  - Comprehensive OPTIONS Assessment Form (COAF) Instructions
  - Comprehensive OPTIONS Assessment Form
  - Nursing Facility OPTIONS Assessment Form
- 03-01-07 HIPAA Standards for Privacy of Individually-Identifiable Health Information and How the Requirements Impact the Pennsylvania Aging Network

**Program Area 02—“Home Delivered Meals”**

—See APD #03-01-06

**Program Area 03—“Congregate Meals”**

—03-03-01 Policies and Standards for the Department of Aging Funded Nutrition Service Programs

**Program Area 04—“Socialization/Recreation/Education/Health Promotion”**

—96-04-01 Senior Community Center And Satellite Center Policies and Standards  
 —98-04-01 PrimeTime Health Program

**Program Area 05 -“Employment Services”**

—95-05-02 Title V Senior Community Service Employment Program: Final Rule  
 —96-05-02 Title V S.C.S.E.P.: Eligibility and Assessment Forms

**Program Area 06—“Volunteer Services”**

—85-06-01 Volunteer Services

**Program Area 07—“Passenger Transportation Services”**

—85-07-01 Policies for Transportation Services

**Program Area 11—“Information and Referral”**

—85-11-01 Policies and Procedures for the Provision of I & R Services by AAAs

**Program Area 22—“Assessments”**

—See Book I of APD #03-01-06.

**Program Area 23—“Care Management”**

—See APD #03-01-06.

**Program Area 24—“Protective Services Intake/Investigation”**

—89-24-02 Required Standard Forms for Protective Services  
 —92-24-01 Change in Report of Need Form (Supplements APD #89-24-02)  
 —93-24-01 Protective Services Investigations  
 —93-24-02 Protective Services Investigations  
 —97-24-01 Protective Services Report of Need and Investigation Summary and Assessment Form  
 —00-24-01 Perpetrator Designation and Notification in P. S. Cases

**Program Area 13—“Personal Care”**

—See APD #03-01-06.

**Program Area 12—“Home Health”**

—See APD #03-01-06.

**Program Area 19—“Home Support”**

—See APD #03-01-06.

**Program Area 20—“Adult Day Care”**

—See 6 Pa. Code Chapter 11, Sections 11.1 to 11.292 and APD #03-01-06.

**Program Area 25—“Domiciliary Care”**

- 85-25-02 Statewide Expansion of Domiciliary Care Program
- 93-25-01 Keys Amendment Implementation as It Relates to the Domiciliary Care Program
- 02-25-01 Domiciliary Care Consumer Payment To Providers

**Program Area 09—“Legal Assistance”**

—85-09-01 AAA Program of Legal Services to the Elderly

**Program Area 10—“Ombudsman”**

- 98-10-01 Long-Term Care Ombudsman Program
- 02-10-01 Implementation of Ombuds Manager

**Program Area 14—“Personal Assistance Service”**

See APD #03-01-06.

**Program Area 18—“Medical Equipment, Supplies and Adaptive Devices”**

See APD #03-01-06.

**Program Area 29—“Other”**

- 85-29-01 Changes in PSA Boundaries
- 85-29-02 Generic Policies and Procedures for the Request and Consideration of Waivers of PDA Policies
- 85-29-06 Interdepartmental Cooperative Agreement between the PDA and DPW, Office of Mental Health
- 92-29-07 Advance Notice to Health Care Facilities Prior to Termination of Utility Service
- 96-29-01 Statement of PDA Intent Re: Allocation To New Area Agencies
- 97-29-01 Retention of AAA Records
- 97-29-02 Emergency Operations Plan for the Department of Aging.
- 00-29-01 Department of Aging Energy Emergency Response Plan

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**AGRICULTURE**


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**POLICY STATEMENTS:****Bureau of Animal Health and Diagnostic Services**

- Scrapie Containment and Eradication Strategy  
Contact: Phillip Debok (717-783-8300)
- Chronic Wasting Disease Containment and Eradication Strategy  
Contact: Phillip Debok (717-783-8300)

**Bureau of Food Distribution**

- Allowable Uses of State Food Purchase Program Capital Asset Program (CAP) Monies  
Contact: Sandy Wilson (717-772-2692)

**Bureau of Market Development**

- Instructions for Completion of Application for Capital Improvement Matching Funds Grant  
Contact: Pete Witmer (717-787-6041)
- Guidelines: Agricultural and Rural Youth Grant Program Direct and Matching Grants  
Contact: Pete Witmer (717-787-6041)

**Bureau of Plant Industry**

- Fertilizer Enforcement Action Penalty Matrix  
Contact: John Breitsman (717-787-4843)
- Soil and Plant Amendment Enforcement Action Penalty Matrix  
Contact: John Breitsman (717-787-4843)
- Pesticide Enforcement Action Penalty Matrix  
Contact: Joseph Uram (717-787-4843)

**Pennsylvania State Conservation Commission**

- Pennsylvania’s Nutrient Management Plan Implementation Grants Program Application Form and Guidelines  
Contact: Karl Brown (717-787-8821)

- Pennsylvania's Nutrient Management Act Technical Manual

Contact: Karl Brown (717-787-8821)

- Nutrient Management Program Administrative Manual

Contact: Karl Brown (717-787-8821)

#### **GUIDANCE MANUALS:**

##### **Bureau of Animal Health and Diagnostic Services**

- Pennsylvania Animal Diagnostic Laboratory System User Guide

Contact: Dr. Helen Acland (717-787-8808)

##### **Bureau of Food Distribution**

- Farmers Market Nutrition Program—Farmer/Vendor Procedure Manual
- Woman, Infants and Children ("WIC") Clinic Procedure Manual
- Self Declaration of Need: Income Poverty Guidelines for TEFAP

Contact: Edward Wadlinger (717-787-2940)

##### **Bureau of Food Safety and Laboratory Services**

- rBST Labeling Information
- Application to Install or Remodel a Milking System
- Supplement to a Farm Refrigerated Bulk Milk Storage Tank and/or a Precooler Installation Application

Contact: James C. Dell (717-787-4316)

- Food Safety Concession Guidelines
- Ice Manufacturing Plants Consumer Confidence Program Guidelines
- Listeria Handbook for Retail Food Establishments
- Model Food Service Self-Inspection Checklist
- Procedures for Vacuum Packaging Foods in Reduced Oxygen Packages
- Retail Food Establishment Consumer Confidence Program Self-Inspection Checklist

Contact: Lenchen Radle (717-787-4315)

##### **Pennsylvania Harness Racing Commission**

- Guidelines for Medications in Racehorses

Contact: Anton J. Leppler (717-787-5196)

- Licensing Procedures and Standards for Applicants

Contact: Anton J. Leppler (717-787-5196)

##### **Pennsylvania Horse Racing Commission**

- Guidelines for Medications in Racehorses

Contact: Benjamin H. Nolt, Jr. (717-787-1942)

- Licensing Procedures and Standards for Applicants

Contact: Benjamin H. Nolt, Jr. (717-787-1942)

##### **Bureau of Plant Industry**

- Instructions for Licensing under the Pennsylvania Commercial Feed Law
- Instructions for Licensing under the Pennsylvania Fertilizer Act
- Directions for Renewing Specialty Fertilizer Registration in Pennsylvania
- Instructions for Licensing under the Pennsylvania Agricultural Liming Materials Act

Contact: John Breitsman (717-787-4843)

- Directions for Registering Pesticides in Pennsylvania
- Experimental Pesticide Use Permits
- Grower Record Keeping Guidelines for Pesticide Applications made under an Emergency Exemption
- Instructions for Licensing under the Pennsylvania Soil and Plant Amendment Act
- Directions for Soil and Plant Amendment Registration in Pennsylvania

Contact: John Lake (717-787-4843)

- IPM for Pennsylvania Schools: A How-To Manual

Contact: Ken Long (717-772-5227)

**Bureau of Ride and Measurement Standards**

- Amusement Ride Operators' and Attendants' Manual

Contact: Kent Shelhamer (717-787-6772)

**Pennsylvania State Conservation Commission**

- Best Management Practices Manual for Pennsylvania Livestock and Poultry Operations

Contact: Karl Brown (717-787-8821)

**INTERNAL GUIDELINES:****Bureau of Farmland Preservation**

- Checklist for Review of an Agricultural Conservation Easement Purchase Recommendation
- Checklist for Evaluation of a County Agricultural Conservation Easement Purchase Program

Contact: Sandra Robison (717-783-3167)

**Bureau of Food Safety and Laboratory Services**

- Summary of Enforcement Requirements for Violations of Bacterial Count, Somatic Cell Count and Antibiotic Residue Tests for Individual Milk Producer Samples
- Clarification of Enforcement Policy for a Producer Utilizing Two Bulk Milk Tanks
- Producer Record Transfer Program

Contact: James C. Dell (717-787-4316)

- Tolerances for Egg Quality, below which a Warning Letter shall be issued to a store
- Tolerances for Egg Quality, below which Seizure of Eggs will be made at a store
- Tolerances for Egg Quality, below which Prosecution will be initiated against a store
- Tolerances for Egg Quality, below which Seizure of Eggs will be made at a plant

Contact: Kim F. Miller (717-787-3294)

- Guidelines for Inspection of Food Concessions at Fairs
- Inspection Guidelines for Farmers Markets and Stands

Contact: Lenchen Radle (717-787-4315)

*Bureau of Market Development*

- Agricultural Fair Program State Premium Guideline Book

Contact: Brant Bickel (717-787-5342)

*Bureau of Plant Industry*

- Turfgrass Seed Certification Interagency and Interstate Certification

Contact: Joe Garvey (717-787-5609)

- Plant Pest Act Enforcement Action Penalty Matrix

Contact: Walt Blosser (717-772-5205)

*Pennsylvania Harness Racing Commission*

- Procedures with respect to Unlicensed Owners

Contact: Anton J. Leppler (717-787-5196)

*OTHER:**Bureau of Food Safety and Laboratory Services*

- Industry Responsibilities with respect to Broken Seals

Contact: James C. Dell (717-787-4316)

- Temperature Requirements for Safe Handling of Hot and Cold Foods
- Guidelines for Self-Service Bulk Food Displays
- Guidelines for Maple Syrup Operations

Contact: Lenchen Radle (717-787-4315)

- A Retailer's Guide to Assuring Shelf Egg Safety & Quality
- Safe Handling of Eggs
- Safe Handling of Fresh Fruits & Vegetables

Contact: Kim F. Miller (717-787-3294)

*Bureau of Plant Industry*

- Pennsylvania Pesticide Hypersensitivity Registration Information

Contact: Dave Scott (717-772-5214)

## BANKING

Nonregulatory public documents of the Department of Banking are divided into three indexed categories listed below: Letters from Secretaries of Banking to Regulated Entities; Guidance Available Regarding Compliance with Depository Institution Statutes and Regulations; and, Guidance Available Regarding Compliance with Licensee Statutes and Regulations. The contact person for all Department of Banking documents is David H. Bleicken (717) 787-1471.

**SECRETARIES' LETTERS**

The following is a historical list of letters to regulated entities from respective Secretaries of Banking providing guidance regarding compliance with statutes and regulations applicable to Pennsylvania state-chartered banking institutions, savings associations, credit unions, and nondepository institutions licensed to make mortgage and other types of loans in Pennsylvania.

**2003**

- 6/11/03 The Secretary's Letter that requests licensees and registrants under the Check Cashier Licensing Act to voluntarily adopt a policy of cashing all government-issued checks at the rate authorized for government assistance checks in Section 503(a)(1) of the Check Cashier Licensing Act.
- 5/8/03 The Secretary's Letter states that the Act 207 of 2002 provides Pennsylvania state-chartered credit unions parity with federally-chartered credit unions in regard to activities, field of membership requests, and investing in credit union service organizations, subject to a notice requirement.
- 5/2/03 Secretary's Letter stating that check cashiers licensed by the Department of Banking must comply with the statement of policy issued May of 1998 concerning the Check Cashier Licensing Act. The statement of policy provides that check cashiers should post a notice of exact fees and charges, which shall be within the maximum prescribed in the act. The notice should be in plain view and in a location readily apparent to the consumer transacting business at each check casher location.
- 5/2/03 Secretary's Letter stating that retail food stores registered with the Department of Banking must comply with the statement of policy issued May of 1998 concerning the Check Cashier Licensing Act. The statement of policy provides that check cashiers should post a notice of exact fees and charges, which shall be within the maximum prescribed in the act. The notice should be in plain view and in a location readily apparent to the consumer transacting business at each check casher location.
- 4/1/03 The Secretary's Letter discusses state-charted banks engaging in payday lending activities.
- 3/26/03 The Secretary's Letter discusses the Streamlined Call Report filing requirements.

**2002**

- 9/23/02 The Secretary's Letter discusses that the Act 55 of 2001 definition of "Covered Loan" changes effective October 1, 2002; and that "Median Family Income" statistical estimates necessary for lenders to calculate (a) repayment ability of potential obligor under Section 512(b), and (b) whether negative amortization terms may be imposed on a potential obligor under Section 511(c), are now stated in the convenient chart attached to the letter.
- 6/3/02 Secretary's letter discusses the Pilot Program for Residential Real Estate and Small Business Loans.
- 3/15/02 Secretary's Letter announces that by virtue of publication in the March 2, 2002 *Pennsylvania Bulletin* (Vol. 32, No. 9), the Mortgage Bankers and Brokers and Consumer Equity Protection Act ("MBBCEPA") Continuing Education Regulation (the "Regulation") is now in effect for all licensees under the MBBCEPA. Therefore, all licensees must be in compliance with the requirements contained in the Regulation by June 30, 2003, in order to renew a license.

**2001**

- 12/21/01 This letter is to set forth in writing the Pennsylvania Department of Banking (the "Department") position on issues related to the ability of a Pennsylvania state-chartered bank, bank and trust company, or savings bank ("PA Bank") under Section 322 of the Banking Code of 1965 ("Section 322"). 7 P. S. § 322.
- 10/19/01 Secretary's Letter regarding President Bush's Executive Order Blocking Property and Prohibiting Transactions with Persons Who Commit, Threaten to Commit or Support Terrorism.
- 8/17/01 Letter to announce Act 55 of 2001, the Mortgage Bankers and Brokers and Consumer Equity Protection Act. A summary of Act 55 is attached to the Secretary's letter.
- 3-13-01 Department's position is that partially-exempt entities under the MBBA may request and be granted relief from the requirement that they maintain an office in Pennsylvania, provided that each partially-exempt entity receives approval from and enters into an agreement with the Department to maintain its records at a particular out-of-state location pursuant to Section 8(a)(2) of the MBBA, 63 P. S. § 456.089a(2).
- 1/4/01 Letter announces that Pennsylvania state banking institutions and Pennsylvania national banks are hereby permitted to observe Monday, November 12, 2001, as an optional legal holiday in recognition of Veteran's Day.

**2000**

- 11/29/00 Governor Ridge signed into law as Act 89 of 2000, the Bank Parity Bill, HB 2533 of 2000 (P.N. 4073).
- 3-30-00 Pennsylvania State-chartered banks, bank and trust companies and savings banks may establish and operate messenger service branches.



- 3-23-00 Loans to Directors and Section 1414.  
1-18-00 Department's General Position on Internet Banking.
- 1999**  
8-23-99 Holidays for 2000.  
5-26-99 Letter interprets section 1414 of the Banking Code of 1965 as permitting Pennsylvania state-chartered banks, bank and trust companies, and savings banks to charge interest on loans to their executive officers to the same extent as permitted under Federal Reserve "Regulation O."  
5-12-99 Permissible Bank Holidays for 2000.  
5-12-99 Letter states that state-chartered banking institutions and offices of national banks located in Pennsylvania may remain open for business on January 1, 2, and 3, 2000, in order to address customers' questions and concerns regarding Year 2000 computer transaction issues.  
1-22-99 Record Keeping Guidelines under the Mortgage Bankers and Brokers Act.  
1-22-99 Record Keeping Guidelines under the Consumer Discount Company Act.
- 1998**  
1-23-98 Year 2000 readiness and credit underwriting criteria for credit unions.  
1-15-98 Year 2000 readiness and credit underwriting criteria.
- 1997**  
8-27-97 Holidays for 1998.  
6-9-97 Letter addresses electronic submission of Call Reports.  
4-24-97 Letter discusses computer problems in the year 2000.  
1-31-97 Letter regarding federal regulatory agencies having adopted a revised Uniform Financial Institutions Rating System which has been known as CAMEL.
- 1996**  
11-25-96 Letter discusses the adjustment to the overhead assessment methodology for non-depository trust companies that it implemented in 1994.  
4-16-96 Letter regarding authority of Pennsylvania state-chartered banking institutions to sell annuities issued by insurance companies.  
1-26-96 Letter regarding heavy snowfall and floods having had a profound impact upon many communities in Pennsylvania and the financial hardships imposed upon your customers by this devastation.
- 1995**  
10-10-95 Letter to Presidents of Pennsylvania State-chartered Credit Unions forwarding Investment Powers, Standards and Accounting Guidelines for Pennsylvania state-chartered credit unions as required by Section 501(b)(7) of the Credit Union Code which was amended by House Bill 2563, effective February 12, 1995.  
7-11-95 Letter regarding Act 39 of 1995, amends the provisions of Pennsylvania's Banking Code to authorize full interstate banking and branching under Pennsylvania law and to facilitate the operations of interstate banks in Pennsylvania.  
3-24-95 Letter regarding the Simplification and Availability of Bank Credit Act.
- 1994**  
11-17-94 Letter to the Presidents and Chief Compliance Officers of Pennsylvania First Mortgage Companies regarding mortgage companies disbursing loan proceeds in a form prescribed by applicable law.  
11-8-94 Letter to all Chief Executive Officers of Banks, Bank and Trust Companies, Savings Banks regarding Assets pledged for uninsured trust deposits.  
10-13-94 Letter to the Presidents of Pennsylvania State-Chartered Credit Unions regarding automated teller machines at locations other than credit union's principal place of business.  
10-5-94 Letter to all Chief Executive Officers of Banks, Bank and Trust Companies, Trust Companies, Savings Banks, Savings and Loan Associations regarding role change for outside auditors.  
8-22-94 Letter to Chief Executive Officers of Pennsylvania Banking Institutions regarding bank holidays.  
8-9-94 Letter to the Chief Executive Officers of Pennsylvania State-Chartered Banking Institutions, Savings Associations and Entities Licensed by the Department of Banking regarding enforcing the regulations of the Department of Banking Code, which provides for assessments of penalties and interest against financial institutions for failing to pay assessment and examination fees in a timely manner.  
3-29-94 Letter to the Chief Executive Officers of Pennsylvania State-Chartered Non-Depository Trust Companies regarding the Department revising its examination/assessment billing method for non-depository trust companies.

**1993**

12-9-93 Letter to the Presidents and Chief Executive Officers of Pennsylvania State-Chartered Banking Institutions regarding a new schedule for costs associated with the examination and supervision of state-chartered banks.

**1992**

9-24-92 Letter to the Presidents and Chief Executive Officers of Pennsylvania State-Chartered Banking Institutions regarding evaluating the adequacy of capital and loan loss reserves separately.

**1991**

9-3-91 Letter to all Motor Vehicle Sales Finance Companies discussing the problems with late delivery of certificates of title by motor vehicle lenders upon satisfaction of the existing loan. Letter states that title must be released immediately upon satisfaction of a loan.

8-23-91 Letter to all CEOs of Pennsylvania Chartered Savings Associations and all Pennsylvania Department of Banking Examiners clarifying its 7-29-91 interpretation of section 510 of the Savings Association Code of 1967, 7 P. S. § 6020-70(a)(3) which states that the Department will not object to and will not cite in an examination report a savings association employer for offering and providing favorable terms and rates on loans to such association's employees.

7-29-91 Letter to all CEOs of Pennsylvania Chartered Savings Associations and all Pennsylvania Department of Banking Examiners interpreting section 510 of the Savings Association Code of 1967, 7 P. S. § 6020-70(a)(3).

5-2-91 Letter to all Pennsylvania State-Chartered Banks, Savings Associations, and Credit Unions, OCC, OTS, NCUA, FDIC, Federal Reserve Board and all State Financial Regulatory Agencies informing them that Settlers Trust Savings Bank has not been and is not currently chartered to be a Pennsylvania state-chartered or federally chartered bank, bank and trust company, savings bank, or savings association.

**1990**

12-3-90 Letter to the Executive Officer of the banking institution addressed: regarding the new minimum requirements for Annual Audits performed by Certified Public Accountants.

7-10-90 Letter to CEOs of Pennsylvania Financial Institutions informing them of an enforcement order against Mellon Bank, N.A. by the Pennsylvania Department of Insurance—re: Collateral Protection Insurance. Letter requests a summary of any existing collateral protection insurance programs to be used by the Department to assist the Department in drafting regulations to determine reasonable fees for licensees under the MVSFA.

7-10-90 Letter to CEOs of all Pennsylvania financial institutions informing them of the Department's opinion on the applicability of the "Anti-takeover law", Act 36 of 1990.

7-10-90 Letter to CEOs of all Pennsylvania Credit Unions informing them that credit unions must take immediate action in order to retain the power to indemnify their directors and volunteer officers. Also informing them that a special meeting of the board of directors should be called immediately to discuss adoption of a bylaw opting out of new provisions of the recently enacted "Anti-takeover Law", Act 36 of 1990.

6-11-90 Letter to CEOs and Boards of Directors of State-Chartered Credit Unions informing them that strict compliance with section 27 of the Credit Union Act, 15 Pa. C.S.A. § 12327, is required whenever a state-chartered credit union plans to merge or consolidate with any other credit union. In the future, failure to submit a merger application to the Department prior to the consummation of a merger will be viewed as a violation of law.

6-6-90 Letter to CEOs of state-chartered commercial banks and state-chartered credit unions informing them of the Department's opinion on the permissibility of the Federal Home Loan Bank of Pittsburgh ("FHLB/P") offering membership to other depository institutions in PA. Specifically, the FHLB/P would like to extend offers of membership to state-chartered commercial banks and state-chartered credit unions in PA.

5-17-90 Letter to CEOs of all Pennsylvania banking institutions informing them that the Department has recently issued an opinion regarding the impermissible collateralization of interest rate swap agreements.

4-30-90 Letter to all state-chartered credit unions issuing a new fee schedule for overhead assessment.

3-5-90 Letter to CEOs of all federally-insured state-chartered banks and S & Ls discussing the Resolution Trust Corporation, who is soliciting potential bidders for failing S & Ls. Letter requests institutions who are considering bidding to notify this Department before the bidding process begins.

1-18-90 Letter discusses FIRREA and additional language added to Section 222, entitled ACTIVITIES OF SAVINGS ASSOCIATIONS, which adds a new section to the Federal Deposit Insurance Act, Section 28, which states that Disclosures by Uninsured Savings Associations which are not insured by the Corporation, shall disclose clearly and conspicuously that the savings association's deposits are not federally insured.

**1989**

11-1-89 Letter to CEOs of PA Banking Institutions discusses legal holidays for 1990. The Department has been advised by the Federal Reserve Banks of Philadelphia and Cleveland that it is their intention to observe Veterans' Day on Mayday, November 12. The Department exercises its authority under Section 113(b)(x) that all state-chartered institutions have the option to observe Monday, November 12, 1990, as an optional holiday.

9-29-89 Letter lists legal bank holidays for 1990.

- 8-11-89 Letter to PA savings associations which are insured by the PSAIC regarding Financial Institutions Reform, Recovery and Enforcement Act and Section 222, entitled "Activities of Savings Associations" which requires certain disclosures be made by non-federally insured savings associations.
- 4-13-89 Letter discusses House Bill 979, Act 173 of 1988 which makes several significant changes in the Banking Code of 1965, including provisions which provide real estate investment and development authority to commercial savings banks; permit commercial and mortgage-backed securities powers; and, permit commercial and savings banks to make investments not presently permitted under statute in amounts up to 3% of assets with no more than 1% in any one investment.
- 1988**
- 11-3-88 Letter regarding survey of institutions offering low-cost checking and savings accounts.
- 11-2-88 Letter announces survey to be conducted by the Department regarding low-cost deposit accounts availability at banks and savings and loan associations.
- 10-17-88 Letter lists legal bank holidays for 1989.
- 9-30-88 Letter mailed to state-chartered banking institutions asking for a Report of Condition and Report of Income as of the close of business 9-30-88.
- 7-15-88 Letter to lenders asking them to act with forbearance toward farmers who may have been experiencing financial difficulties due to poor weather conditions.
- 6-30-88 Letter announces increase in assessments.
- 6-27-88 Letter to CEOs of bank and trust companies discusses the review of assessment fees for trust companies and trust departments. Letter asks institutions to complete a Report of Trust Assets.
- 6-3-88 Letter announces legislative amendments to sections 112, 166 & 117 of the Banking Code of 1965.
- 5-31-88 Letter to realtors discusses Senate Bill 7 of 1988, the Mortgage Bankers and Brokers Act.
- 4-6-88 Letter discusses the liquidation of TMIC Insurance Company and the need for some financial institutions to obtain alternate coverage.
- 1987**
- 12-11-87 Letter to bank and savings and loan association CEOs—re: provisions of the Uniform Commercial Code regarding full-day hours during the holidays.
- 11-4-87 Letter lists fixed and optional bank holidays for 1988.
- 8-28-87 Letter permit closing of institutions for Constitution Day celebration in Philadelphia, September 17, 1987.
- 6-24-87 Letter discusses requirements under Section 403 of the Banking Code of 1965 relating to report of condition & report of income.
- 3-23-87 Letter addressed to CEOs of all PA state-chartered banking institutions discusses Sections 1407(a) and 1407(c) of the Banking Code of 1965, which revises the minimum requirements for Directors' audits performed by CPAs.
- 2-5-87 Letter discusses permissibility of purchase or establishment of discount brokerage office subsidiaries under sections 311(b), 502(d) and 203(d) of the Banking Code of 1965.
- 1-16-87 Letter discusses Senate Bill 1389, Act No. 205 of 1986, amending various provisions of the Banking Code of 1965 (P. L. 847 No. 346) particularly § 1610 relating to fair pricing provisions.
- 1-6-87 Letter discusses permissibility of investment on mutual funds under the provision of the Banking Code of 1965, 7 P. S. § 307.
- 1986**
- 11-6-86 Letter contains a list of fixed and optional bank holidays for 1987.
- 9-30-86 Letter requests Report of Condition and Income as of September 30, 1986.
- 8-21-86 Letter discusses ownership of stock by state chartered institutions of out-of-state bank holding companies and 7 P. S. §§ 116, 311.
- 6-26-86 Letter requests Report of Condition and Income as of the close of business June 30, 1986.
- 3-17-86 Letter announces CSBS Computer Audit & Control Conference for bankers.
- 1985**
- 12-20-85 Letter requests report of condition and income for 4th Quarter of 1985.
- 12-16-85 Letter announces Martin Luther King, Jr.'s Birthday as a fixed holiday.
- 11-4-85 Letter lists all fixed and optional bank holidays for 1986.
- 9-25-85 Letter requests report of condition and income as of the close of business—9/30/85.
- 6-14-85 Letter announces upcoming examination of all corporations licensed under Pennsylvania's Secondary Mortgage Loan Act.
- 5-31-85 Letter discusses brokered loan fraud.

- 5-16-85 Letter announces "Day with the Secretary" program.
- 4-29-85 Letter discusses requirements for directors' audits pursuant to 7 P. S. § 1407(a) and the relevant regulations.
- 4-2-85 Letter announces CSBS Computer Audit & Control Conference for bankers.
- 1-30-85 Letter announces substantive amendments to 7 P. S. § 408, House Bill No. 2453, Act No. 1984-217.

**1984**

- 12-20-84 Letter announces staff changes in the banking bureau of the Department.
- 12-12-84 Letter discusses requirement of § 1407 of the Banking Code of 1965 regarding audit requirements.
- 11-28-84 Letter discusses increasing fees and charges for traditional financial services.
- 10-19-84 Letter announces banking legal holidays for 1985.
- 10-9-84 Letter discusses Section 105(B.1) of the Banking Code of 1965, establishment of additional offices in Pennsylvania by foreign banking organizations.
- 7-26-84 Letter discusses Senate Bill 1304, Act No. 128 of 1984, Senate Bill 1305, Act. No. 129 of 1984 and amendments to § 302, § 303, § 401 of the Banking Code of 1965.
- 7-26-84 Letter discusses Senate Bill No. 1304, Act No. 128 of 1984 which amended sections 203, 306, 308, 310, 311, 404, 405, 505, 805, 908, 1415, 1609, 1910, 2002 of the Banking Code of 1965.
- 7-26-84 Letter discusses Senate Bill No. 1080, Act No. 125 of 1984 which amended sections 311, 404, 514, 610, 802, 1217, 1405, 1609, 1801 and 1809 of the Banking Code of 1965. 7-13-84 Letter discusses amendment to Section 1910(d) of the Banking Code of 1965, which requires directors and officers to have an audit performed of the books and affairs of the institution at least once per year.
- 6-18-84 Letter announces Department's revisions to branch application forms.
- 6-14-84 Letter discusses Banking Code of 1965, § 307—Investment Securities (other than stock) and OCC revising its interpretation of ruling 7.1100, redefining capital and surplus for the purposes of investment limitations.
- 3-5-84 Letter is a reminder of importance of making and maintaining arrangements to backup data processing equipment and provide for reconstruction of records.
- 2-23-84 Letter discusses Section 319 of the Banking Code of 1965 and variable rate consumer installment loans.
- 2-17-84 Letter discusses the technological revolution which is affecting the banking industry. The letter also announces a presentation of CSBS Computer Audit and Control Conference for Bankers to be held in Philadelphia, PA on April 23-26, 1984.
- 1-24-84 Letter discusses Section 307 of the Banking Code of 1965 and investments in shares of money market mutual funds.

**1983**

- 12-5-83 Letter discusses annual audits of one-bank holding companies and multi-bank holding companies in compliance with Sections 1407 of the Banking Code of 1965.
- 12-1-83 Letter discusses impact of deregulation on industry.
- 10-13-83 Letter announces deletion of Section 14.1 and 14.2 from Title 10 of the Pa. Code.
- 10-7-83 Letter announces 1984 legal bank holidays.
- 4-14-83 Letter discusses Garn-St. Germain Depository Act of 1982 and preemption of state law re: alternative mortgage loans and override of 7 P. S. § 505.
- 4-12-83 Letter regarding electronic automation.
- 4-8-83 Letter regarding the Garn-St Germain Depository Institutions Act of 1982 overrides state law to the extent that it permits adjustable-rate mortgages to be made or purchased by state-chartered banks, bank and trust companies, trust companies, and private banks.
- 2-28-83 Letter discusses annual audits requirement contained in Section 17.1(a), Title 10 of the *Pennsylvania Code*.
- 2-15-83 Letter discusses mortgage loans requiring special consideration such as those affected by temporary unemployment of borrower.
- 2-2-83 Letter discusses Garn-St. Germain Depository Institution Act of 1982 overriding substantially equal payments requirements of Section 310 of the Banking Code of 1965.
- 1-24-83 Letter discusses exercising of compassion and forbearance in dealing with unemployed customers.
- 1-17-83 Letter discusses recent amendments to Chapter 7 of the Banking Code of 1965, as amended.
- 1-3-83 Letter concerns substantial increase in the number of institutions advertising repurchase agreements.

**1982**

- 12-8-82 Letter discusses examination of PA Bank Holding Companies by Department.
- 11-1-82 Letter lists legal bank holidays for 1983.
- 7-30-82 Letter addressed to thrift CEOs and discusses asset restatement accounting.

- 7-2-82 Letter to MVSFA licensees discusses Act No. 160 of 1982 and maximum permissible finance charges.
- 6-4-82 Letter discusses House Bill No. 1739, Act No. 79 of 1982, which amended sections 202, 308, 311, 319, 320, 407, 504, 506, 610, 702, 703, 1414, 2004 and 1609 of the Banking Code of 1965.
- 6-4-82 Letter discusses House Bill No. 1889, Act No. 44 of 1982, which amended sections 113, 114, 115, 903, 904 and 905 of the Banking Code of 1965.
- 4-5-82 Letter announces change of policy from capital-to-deposit ratio as a measurement of capital adequacy to capital-to-assets ratio.
- 4-2-82 Letter discusses the technological revolution which is affecting the banking industry. The letter also announces a presentation of CSBS Bank Executives EDP/EFT Conference to be held in Philadelphia, April 27-28, 1982.
- 3-26-82 Letter discusses the technological revolution which is affecting the banking industry. The letter also announces a presentation of CSBS Bank Executives EDP/EFT Conference to be held in Philadelphia, April 27-28, 1982.

**1981**

- 11-20-81 Letter lists legal bank holidays for 1982.
- 10-13-81 Letter discusses sections 702(c) and 610(c) of the Banking Code of 1965, as amended.
- 10-9-81 Letter announces CSBS Computer Audit and Control Conference for Bankers.
- 1-21-81 Notice of authorization to close banks in Philadelphia for official celebrations.

**1980**

- 11-7-80 Letter lists legal bank holidays for 1981.
- 10-28-80 Letter discusses proposed amendments to Department regulations pertaining to Legal Reserve Funds, 10 Pa. Code, Chapter 11.
- 7-7-80 Letter announces "Day with the Secretary" program.
- 6-17-80 Letter discusses Chapter 7 and Section 103 of the Banking Code of 1965, as amended, and Section 202 of the Banking Code of 1933, as amended, legal reserves of PA nonmember banks.
- 6-10-80 Letter discusses Section 318 of the Banking Code of 1965 and permissible interest computations.
- 5-29-80 Letter discusses Act No. 51 of 1980, amending various provisions of the Banking Code of 1965 (P. L. 847, No. 346).
- 3-13-80 Letter discusses proposed legislation requiring mandatory reserves to be maintained at the Federal Reserve.
- 2-14-80 Letter discusses Act No. 286 of 1980 and new requirements for CPAs.
- 2-4-80 Letter discusses conversions of PA National Banks to State Charters.
- 1-2-80 Letter discusses federal law preemption of first lien residential mortgage rate portion of Pennsylvania usury law.

**1979**

- 11-29-79 Letter discusses whether a bank or a bank and trust company may charge the Federal Reserve discount rate plus 1% on a residential mortgage loan.
- 11-16-79 Letter discusses legal bank holidays.
- 11-1-79 Letter discusses attempts to curb inflation and to maintain stability and balance in Pennsylvania.
- 10-26-79 Letter regarding a Conference on technological revolution involving electronics.
- 10-9-79 Letter discusses Outstanding Mortgage Loans
- 10-8-79 Letter discusses Outstanding Mortgage Loans
- 10-3-79 Letter discusses to what extent PA banks may invest in mortgage-backed pass-through certificates sold by banks through an underwriting syndicate.
- 7-26-79 Letter discusses outstanding mortgage loans.

**1975**

- 3-7-75 Letter discusses instructions for filing documents with the Corporation Bureau of the Department of State.

**1966**

- 3-14-66 Letter discusses Saturday Banking Hours

**POLICY STATEMENTS**

- *10 Pa. Code §§ 13.61—13.68—Exception to Definition of "Branch"*
- *10 Pa. Code § 21.61—Insurance and Annuities (Act 40 of 1997 was enacted after issuance of this Statement of Policy)*
- *10 Pa. Code § 41.3a—Calculation of Consumer Discount Company Act default charges—Statement of Policy*
- *10 Pa. Code Chapter 81—Check Cashers—Statement of Policy*

**INDEX OF GUIDANCE AVAILABLE REGARDING COMPLIANCE WITH DEPOSITORY INSTITUTION STATUTES AND REGULATIONS**

The following is a list of applications and instructions to assist depository institutions in complying with various provisions of the statutes and regulations respectively applicable to Pennsylvania state-chartered banking institutions, thrift institutions, and credit unions.

- *Branch Applications:*

DeNovo Branch—Bank, Savings Association, Credit Union, Non-Depository Trust Company

Purchase of Assets/Assumption of Liabilities—Bank, Savings Association

Remote Service Facility—Savings Association

Branch Relocation—Bank, Savings Association

Relocation of Main Office—Savings Association

Branch Discontinuance—Bank, Savings Association

Foreign Bank Office

- *Conversions*

National Bank to State Bank

Savings Association to Savings Bank

Mutual Savings Bank to Stock Savings Bank

Mutual Savings Association to Stock Savings Association

Federal Credit Union to State Credit Union

- *Mergers*

Banks

Savings Associations

Credit Unions

- *Charters*

Bank

Interim Bank

Savings Association

Interim Savings Association

Credit Union

Non-Depository Trust Company

- *Dissolutions*

Savings Associations

Bank

- *Intrastate Acquisitions*

Bank Holding Company

Thrift Holding Company

- *Interstate Acquisitions*

Thrift Holding Company

- *Other*

Change In Bank Control—Individuals

Mutual Holding Company Reorganizations

Trust Department—Bank, Savings Association

Bank Subsidiaries

**INDEX OF GUIDANCE AVAILABLE REGARDING COMPLIANCE WITH LICENSEE STATUTES AND REGULATIONS**

Instructions for license applications, and Guidelines for compliance are available regarding each of the following statutes and, to the extent that regulations have been promulgated, their respective underlying regulations:

- Mortgage Bankers and Brokers Act,
- Secondary Mortgage Loan Act,
- Consumer Discount Company Act,
- Money Transmitter Act,

- Motor Vehicle Sales Finance Act,
- Pawnbrokers License Act,
- Check Cashers Licensing Act, and
- Credit Services Act.

In addition to the above indices, the Department of Banking maintains interpretive letters addressing the applicability of statutes and regulations administered by the Department of Banking to specific fact patterns. The Department may provide a summary of the Department's position on a particular issue or a redacted interpretive letter when appropriate in response to particular questions previously addressed by the Department, in order to assist the public and members of the lending industry in complying with laws administered by the Department. The Department of Banking will continue to issue interpretive letters on a case basis when appropriate regarding new issues raised by persons requesting such interpretive information.

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## COMMUNITY & ECONOMIC DEVELOPMENT

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### I. POLICY STATEMENTS:

#### **Center for Business Financing**

Loans:

Machinery and Equipment Loan Fund  
 Pennsylvania Industrial Development Authority  
 Scott Dunkelberger (717-787-7120)

#### **Center for Private Financing**

Private Activity Bonds  
 Gail Wagner (717-783-1109)

#### **Strategic Planning and Operations Office**

Community Revitalization Program  
 Patrick Mellody (717-787-7352)

### II. GUIDANCE MANUALS:

#### **Business Development Deputate**

Business Financing Programs  
 Customer Service: 1800-379-7448 or 717-787-3405

#### **Center for Entrepreneurial Assistance**

Entrepreneurs Guide: Starting and Growing a Business in Pennsylvania  
 Maryanne VanArsdale (717-720-7421)

#### **Governor's Center for Local Government Services**

Administering Police Services in Small Communities  
 Annual Audit and Financial Report  
 Auditor's Guide  
 Borough Council Handbook  
 Borough Mayor's Manual  
 Boundary Change Procedures  
 Chart of Accounts  
 Citizen's Guide to Local Government  
 City Government  
 Councils of Governments, 2002 Directory  
 Councils of Governments Director's Handbook  
 County Annual Financial Report  
 County Chief Clerk's/Administrator's Manual  
 County Commissioners Manual  
 Debt Management Handbook  
 Elective Office in Local Government  
 Financial Monitoring Workbook  
 Home Rule in Pennsylvania  
 Insurance Primer for Municipal Officials  
 Intergovernmental Cooperation Handbook  
 Local Taxpayers Bill of Rights, and Real Property Tax Payer Programs under Act 50 of 1998  
 Model Hiring Manual  
 Municipal Authorities  
 Municipal Secretary's Manual  
 Municipalities Financial Recovery Act  
 Open Meetings/Open Records, The Sunshine Act and Right to Know Law  
 Pension Manual  
 Public Works Manual  
 Purchasing Handbook  
 Referendum Handbook  
 Regional Police  
 Regulation of Cell Towers

Risk Manager's Insurance Guide  
 Solicitor's Handbook  
 Supporting Volunteer Fire Services in Pennsylvania  
 Tax Collector's Manual  
 Taxation Manual  
 Township Commissioner's Handbook  
 Township Supervisor's Manual

*Planning Series*

Municipalities Planning Code  
 No. 1—Local Land Use Controls In Pennsylvania  
 No. 2—The Planning Commission  
 No. 3—The Comprehensive Plan  
 No. 4—Zoning  
 No. 5—Technical Information on Floodplain Management  
 No. 6—The Zoning Hearing Board  
 No. 7—Special Exceptions, Conditional Uses and Variances  
 No. 8—Subdivision and Land Development  
 No. 9—The Zoning Officer  
 No. 10—Reducing Land Use Barriers to Affordable Housing  
 Growing Smarter Toolkit: Catalog of Financial and Technical Resources  
 Planning for Agriculture  
 Ken Klothen (1-888-223-6837)

**Office of Community Development**

Building Energy Conservation  
 Ed Geiger (717-787-5327)  
 CDBG Grantee Monitoring Systems  
 CDBG Grantee Performance Evaluation Report Handbook  
 Civil Rights Manual  
 Economic Development Handbook  
 Environmental Review Guide  
 Housing Rehabilitation Guide  
 Labor Standards Handbook  
 Procedures for Closeout of Contracts  
 Procurement/Contract Guide  
 Sample Construction Contract Documents  
 Special Assessments Guide  
 Scott Dunwoody (717-720-7402)

**Travel, Film, and Economic Development Marketing Office**

Regional Marketing Initiative  
 James (Mickey) Rowley (717-720-1302)  
 The Pennsylvania Economic Development Regional Marketing Grant Program  
 James (Mickey) Rowley (717-720-1302)  
 Tourist Promotion Agency Matching Fund Program Manual  
 James (Mickey) Rowley (717-720-1302)

**III. DECISIONS:**

**IV. INTERNAL GUIDELINES:**

**Center for Business Financing**

**Grants:**

Child Care Challenge Grant Program  
 Critical Job Training Grant Program  
 Customized Job Training  
 Guaranteed Free Training Program (WEDnet)  
 Industrial Sites Reuse Program  
 Infrastructure Development Program  
 Local Economic Development Assistance Program  
 Opportunity Grant Program  
 Workforce Leadership Grants  
 Scott Dunkelberger (717-787-7120)

**Loans:**

Machinery and Equipment Loan Fund  
 Pennsylvania Industrial Development Authority  
 Scott Dunkelberger (717-787-7120)

**Small Business Financing:**

Community and Economic Development Loan Program  
 Export Financing Program  
 Pollution Prevention Assistance Account



Small Business First  
Underground Storage Tank Loan Program  
Scott Dunkelberger (717-787-7120)

**Tax Credits and Incentives:**

Educational Improvements Tax Credits  
Scott Dunkelberger (717-787-7120)  
Keystone Opportunity Zone  
Thomas Usiadek (717-720-7344)  
Job Creation Tax Credit Fund  
Scott Dunkelberger (717-787-7120)

**Center for Entrepreneurial Assistance**

Pennsylvania Minority Business Development Authority  
Jeffrey Baltimore (717-720-7420)

**Center for Private Financing**

Pennsylvania Capital Access Program  
Accreditation Standards  
Capacity Building Grants  
Pennsylvania Community Development Bank Business Plan  
State Accreditation Guidelines and Application  
Underwriting  
Carlton Ketchen (717-783-1109)

Pennsylvania Economic Development Financing Authority  
Conventional Bond Financing Taxable  
Exempt Facility & Small Issue Bonds  
Industrial Development Fund Financing  
Revenue Bond & Mortgage Program  
Gail Wagner (717-783-1109)  
Tax-Exempt Bond Financing  
Craig Petrasic (717-783-1109)

**Community Affairs and Development**

Appalachian Regional Commission  
Neil Fowler (717-214-5395)

**Local Government Services Center**

Floodplain Management  
Kerry Wilson (1-888-223-6837)  
Land Use Planning and Technical Assistance Program  
John Mizerak (1-888-223-6837)  
Local Government Capital Project Loan Program  
Sharon Grau (1-888-223-6837)  
Municipalities Financial Recovery Act Program  
Fred Reddig (1-888-223-6837)  
Regional Police Assistance Program  
Bill Gamble (1-888-223-6837)  
Shared Municipal Services Program  
Fred Reddig (1-888-223-6837)  
Shared Municipal Services Code Enforcement Program  
Fred Reddig (1-888-223-6837)  
Tax Collector Training, Examination, Qualification and Continuing Education Program  
Sharon Grau (1-888-223-6837)

**Office of Community Development**

Community Development Block Grant  
Community of Opportunities  
Emergency Shelter Grant Program  
HOME Investment Partnerships Program  
New Communities Program  
PA Community Development Bank Grant Program  
Pennsylvania Access Grant Program  
Section 108 (of the Housing & Community Dev. Act) Loan Guarantee Program  
Ed Geiger (717-787-5327)

**Office of Community Services**

Community Services Block Grant Directives  
Brian Reiter (717-720-7440)  
Community Services Block Grant Program  
Community Services Block Grant Discretionary Grants  
Employment and Community Conservation Program  
Enterprise Zone Tax Credit Program  
Darlene Ferrier (717-720-7436)

Family Savings Account  
 Neighborhood Assistance Comprehensive Service Program  
 Neighborhood Assistance Enterprise Zone Tax Credit Program  
 Neighborhood Assistance Program  
 Dennis Darling (717-787-1984)  
 Weatherization Program  
 Tony Kimmel (717-720-7439)

**Office of International Business Development**

Export 2000 Block Grant  
 Governor's Export Excellence Award  
 Market Access Grant  
 Lois Batcheler (717-787-7190)

**Office of Policy and Technology**

Ben Franklin Technology Partners  
 Bill Cook (717-787-4147)  
 Cyberstart  
 Sue Klosinski (717-705-6755)  
 Pennsylvania Infrastructure Technology Alliance, PITA  
 Bill Cook (717-787-4147)  
 Pennsylvania Industrial Resource Center Program  
 Tom Palisin (717-787-4147)  
 Technology Company Investment  
 Technology Development Grant  
 Jeanine Marttila (717-787-4147)  
 University Research Grant  
 Kelly Wylam (717-214-5330)

**IV. OTHER**

**Office of Community Development**

Consolidated Plan  
 Ed Geiger (717-787-5327)

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**CONSERVATION AND NATURAL RESOURCES**

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**POLICY STATEMENTS:**

**Bureau of Forestry**

State Forest Natural Areas  
 Contact: Dan Devlin (717-787-2105)

Transfer or Exchange of State Forest Land  
 Contact: Dan Devlin (717-787-2105)

**Bureau of State Parks**

State Park User Fees  
 Contact: Gary Smith (717-783-3303)

Transfer or Exchange of State Park Land  
 Contact: Ed Deaton (717-787-6674)

State Park Natural Areas  
 Contact: James Barr (717-787-6674)

**Bureau of Recreation and Conservation**

Land Acquisition Grants  
 Contact: Mike Schneider (717-772-3742)

**GUIDANCE MANUALS:**

**Bureau of Forestry**

Cooperative Forest Insect Pests Suppression Program—Procedure for Cooperator Participation Manual—County/  
 Municipal Cooperator

Cooperative Forest Insect Pests Suppression Program—Procedure for Cooperator Participation Manual—Other Agency  
 Cooperator

Cooperative Forest Insect Pests Suppression Program—Procedure for Cooperator Participation Manual—Forest  
 Stewardship Cooperator

Cooperative Gypsy Moth Suppression Program Operating Procedure and Deadlines Manual  
 Contact: Donald Eggen (717-948-3941)

Forest Fire Warden Manual  
 Contact: Paul Sebasovich (717-783-7953)

Wildland/Urbanface Guidance Document  
 Contact: Paul Sebasovich (717-783-7953)

Forest Camp Lease Manual  
 Right-of-Way Manual  
 Contact: Jason Hall (717-787-2014)

Snowmobile Instructor's Manual  
 Contact: W. Paul Szabara (717-783-7941)

Forest Products Permit  
 Contact: Mark Deibler (717-787-4009)

Camping Permit  
 Contact: William Slippey (717-783-7941)

District Forester Permit  
 Contact: Mark Deibler (717-787-4009)

Road Use Agreement  
 Contact: Jason Hall (717-787-2014)

Special Activities Agreement  
 Contact: William Slippey (717-783-7941)

License for Right of Way  
 Contact: Jason Hall (717-787-2014)

Prospecting Permit  
 Contact: Roger Dorsey (717-787-4835)

Seismic Survey Agreement  
 Contact: John Walker (717-787-4835)

Oil and Gas Leases  
 Contact: John Walker (717-787-4835)

Surface Use Agreements  
 Contact: John Walker (717-787-4835)

Gas Storage Leases  
 Contact: John Walker (717-787-4835)

Agreements of Consent to Assignments  
 Contact: John Walker (717-787-4835)

Coal Agreements  
 Contact: Roger Dorsey (717-787-4835)

Hard Mineral Agreement  
 Contact: Roger Dorsey (717-787-4835)

**Bureau of Recreation and Conservation**  
 Pennsylvania Scenic Rivers Program Guidelines  
 Pennsylvania Scenic Rivers Program Management Guidelines  
 Contact: Marian Hrubovcak (717-787-2316)

Community Conservation Partnership Grants Manual and Forms  
 Contact: Greg Gove (717-783-2662)

Swimming Pool Management Manual  
 Contact: Greg Gove (717-783-2662)

Heritage Parks Program Manual and Forms  
 Contact: Tim Keptner (717-772-3839)

County Greenways and Open Space Network Guidelines  
 Contact: Diane Kripas (717-772-1282)

**Bureau of State Parks**  
 Boat Docks  
 Rights-of-Way and Antenna Sites  
 Marina Manuals  
 Contact: Gary Smith (717-783-3303)

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**EDUCATION  
 POLICY STATEMENTS:**

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**Bureau of Community and Student Services**

- Secretary of Education's Plan to Require and Assist Each School District to Establish and Maintain a Program of Appropriate Counseling and Support Services to Students Experiencing Problems Related to the Use of Drugs, Alcohol and Dangerous Controlled Substances
- BEC Drug and Alcohol Education, Counseling, and Support Services; 24 P. S. § 15-1547  
 Contact: Kim Swarner (717-783-6777)
- BEC Education for Homeless Youth; 42 U.S.C. § 11431 et. seq.

Contact: Sheldon Winnick (717-772-2066)

- BEC Pregnant & Parenting Teen; 24 P. S. § 13-1327

Contact: Dorothy Hershey (717-783-7089)

#### **Bureau of Teacher Certification and Preparation**

- Pennsylvania Department of Education Standards, Policies and Procedures for State Approval of Certification Programs and for the Certification of Professional Educators for the Public Schools of Pennsylvania

Contact: J. Frank Meehan (717-772-4737)

- Certification and Staffing Policies and Guidelines Regarding Education Certification and Staffing Requirements for Public Schools

Contact: Anne Shuster (717-783-6730)

- Policy on Evaluation Procedure for Certificate of Preliminary Education Evaluation of Credentials
- Commonly Asked Questions on Act 48
- Memorandum to inform school entities of Computer Education Guideline
- Memorandum to inform school entities of Emergency Permits
- Memorandum to inform school entities of Emergency Permit Updates and Revised 338E Form
- Memorandum to inform school entities of Emergency Permit Electronic Processing for Day-to-Day Substitute Teachers
- Memorandum to inform school entities of English as a Second Language: General Policies and Competencies
- Memorandum to inform school entities of Education Resolutions for No Child Left Behind Legislation
- Memorandum to inform colleges/universities of Test Rules for 2002-2003
- Notice to inform Out-of-State Certificate Candidates of Chapter 354 Regulations Regarding GPA and Math/English Requirements
- Notice to Inform State Board Resolutions for Interstate Agreement and Replacement of PLT

Contact: Susan Stewart (717-787-3356)

- Memorandum to Pennsylvania teacher preparing colleges and universities announcing six new Praxis series assessments for beginning teachers effective November 1, 1997 and the qualifying scores for these assessments.
- Memorandum to teacher preparing colleges and universities providing instruction and policies for the use of new application forms for professional educator certification.
- Memorandum to provide for new processing procedures for Emergency Certificates.
- Memorandum to Pennsylvania teacher preparation institutions announcing changes to the Pennsylvania Certification Testing program effective September 1, 2001.
- Memorandum to Pennsylvania teacher preparing institutions announcing changes to major reviews and changes to the Pennsylvania Teacher Testing Program for the 1998-99 program year.
- Memorandum: Important Notice on Tests Required (March 2000)
- Memorandum: Important Notice on Tests Required (March 2001)
- Memorandum: Important Notice on Tests Required (April 2001)
- Guidelines for Reporting Pennsylvania Institutions of Higher Education Responses to Title II, Section 207 of the Higher Education Act of 1998 & General Standards for the Institutional Preparation of Professional Educators—Chapter 354
- Memorandum: Important Notice Regarding Title II, Section 207 of the Higher Education Act of 1998.
- Professional Educator Memorandum—01 (February 2001) Guide to Interpreting Chapter 354
- Professional Educator Preparation Memorandum—02 (July 27, 2001)
- Professional Educator Preparation Memorandum—03 (September 18, 2001)
- Professional Educator Preparation Memorandum—04 (December 7, 2001)
- Professional Educator Preparation Memorandum—05 (February 20, 2002)
- Professional Educator Preparation Memorandum—06 (November 12, 2002)
- Professional Educator Preparation Memorandum—07 (May 19, 2003)
- Professional Educator Preparation Testing Memorandum—01 (January 22, 2002)
- Professional Educator Preparation Testing Memorandum—02 (April 29, 2002)
- Professional Educator Preparation Testing Memorandum—03 (May 30, 2002)
- Professional Educator Preparation Testing Memorandum—04 (January 10, 2003)

Contact: Marjorie Blaze (717-787-3470)

- Specific Program Guidelines for State Approval of Professional Educators (January 2001)

Contact: Clifton Edwards (717-782-2499)

#### **Bureau of Adult Basic and Literacy Education**

- Application Procedures and Program Guidelines—Program Year 2003-04—Pennsylvania Act 143 of 1986, The Workforce Investment Act of 1998, Title II (Adult Education and Family Literacy Act), Federal Even Start Family Literacy Program (Title I, Part B of Improving Americas Schools Act)
- Policy Guidance A.100, Definition of Bureau of ABLE Policy
- Policy Guidance A.110, Bureau Policy, Indicators of Program Quality and Program Evaluation
- Policy Guidance B.100, Adult Education (Including PA Literacy Corps), Family Literacy and State Leadership (PY 2003-04)
- Policy Guidance B.110, Workforce Development Services (PA WIN) (PYs 2001-04)
- Policy Guidance C.100, Adult Education Performance Standards
- Policy Guidance C.110, Family Literacy Performance Standards
- Policy Guidance C.120, Data Quality Standards
- Policy Guidance C.130, Verification and Reporting of Data
- Policy Guidance C.135, Core Outcomes Methodology
- Policy Guidance C.140, Instruction Manual for eData System
- Policy Guidance C.141, Glossary for eData System
- Policy Guidance C.200, Residency Requirements for Issuance of the Commonwealth Secondary School Diploma through

**GED Testing**

- Policy Guidance C.300, Family Literacy Summer Reading Programs
- Policy Guidance C.310, Even Start Independent Local Evaluations
- Policy Guidance C.320, Workplace Education Reporting
- Policy Guidance C.330, Early Childhood Assessment
- Policy Guidance C.900, Safety and Security
- Policy Guidance D.100, Adult Learner Assessment
- Policy Guidance D.110, Individual Learning Plans
- Policy Guidance D.120, Special Populations Agency Accountability Plans
- Policy Guidance E.100, Program Improvement Teams
- Policy Guidance E.110, Q-Stamp Certification
- Policy Guidance E.120, Reserved
- Policy Guidance E.130, Adult Education On-Site Evaluation Field Guide
- Policy Guidance E.140, Family Literacy On-Site Evaluation Field Guide
- Policy Guidance F.100, Reserved
- Policy Guidance F.110, Reserved
- Policy Guidance F.120, Fees for Professional Development Activities and non-Bureau-Funded Agencies
- Policy Guidance F.130, Reserved
- Policy Guidance G.100, Adult Education and Workforce Investment Boards

Contact: John N. Sloan (717-772-3737)

**Office of Postsecondary and Higher Education**

- Policies, Regulations and Guidelines for Pennsylvania Community Colleges
- Tuition Compliance Calculation at Community Colleges

Contact: Sandra Edmunds (717-772-3623)

- Education for Corporations Interested in Receiving Authority to Offer Academic Programs in Pennsylvania Leading to Collegiate Level Degrees

Contact: Paula Fleck (717-772-3623)

**Bureau of Postsecondary Services**

- Private Licensed School Memoranda—Student Complaint Questionnaire
- Private Licensed School Memoranda—Board Policy on the Use of the Term Tuition “Savings”
- Private Licensed School Memoranda—Final Rulemaking—Chapter 73 Regulations
- Private Licensed School Memoranda—Scholarships
- Private Licensed School Memoranda—Revised Board Policy on the Use of the Term Tuition “Savings”
- Private Licensed School Memoranda—Revised Scholarships Policy
- Private Licensed School Memoranda—Certificates of Preliminary Education and Correspondence High School Programs
- Private Licensed School Memoranda—Return of Title IV Funds—Definition of Withdrawal Date
- Private Licensed School Memoranda—Board; Calendar; Act 174; Procedures
- Private Licensed School Memoranda—Bonds, Statement of Reasonable Service and Business Ethics, Multi-branch Training Schools
- Private Licensed School Memoranda—Applications for Approval of New Programs
- Private Licensed School Memoranda—Review Form for New Program
- Private Licensed School Memoranda—Student Information Publications
- Private Licensed School Memoranda—License and User Fees
- Private Licensed School Memoranda—Clock Hour/Lesson/Semester Credit/Quarter Credit
- Private Licensed School Memoranda—Statement Concerning Transfer of Credit Hours
- Private Licensed School Memoranda—Act 174 of 1986 and Chapter 73 Regulations
- Private Licensed School Memoranda—Tuition Change Report—Description and Instructions
- Private Licensed School Memoranda—Contract Bond Form
- Private Licensed School Memoranda—Board-Approved Private Surety Fund
- Private Licensed School Memoranda—Termination; Leave of Absence
- Private Licensed School Memoranda—Financial Reporting—Annual Reporting Rescinded; Biennial Reporting Reinstated
- Private Licensed School Memoranda—Revised Qualification Form for Instructional Staff
- Private Licensed School Memoranda—Allowable Administrative Fee and Refunds of \$25.00 or Less
- Private Licensed School Memoranda—Fees
- Private Licensed School Memoranda—Non-Resident Program Application
- Private Licensed School Memoranda—Program Applications
- School License Application Guidelines
- New Program Application Guidelines
- Private Licensed School Memoranda—Leave of Absence

Contact: Patricia Landis (717-783-8228)

**Scranton State School for the Deaf**

- Various internal and external policy statements relating to the operation of Scranton State School for the Deaf, such as: Student Immunization, Child Abuse, AIDS, Human Growth and Development, Admission Policy, the Recognition of Scranton State School for the Deaf as a Magnet School and Student Drug and Alcohol Policy, etc.

Contact: Dorothy S. Bambach (570-963-4040)

**Bureau of Career and Technical Education**

- Pennsylvania State Plan for the Administration of the Carl D. Perkins Vocational and Technical Education Act of 1998

Contact: Jane Acri (717-772-4177)

**Bureau of Curriculum and Academic Services**

- Commonwealth of Pennsylvania, Department of Education, HIV/AIDS Policy, September 20, 1994
  - Pennsylvania State Board of Education AIDS Policy—Admissions/Readmissions of Students or Staff Persons with AIDS, March 1987
- Contact: Shirley A. Black (717-772-0067)
- Enhanced Driver Education Program Guide
  - Procedures for Establishing a Private Driver Training School
- Contact: Harry Sherman (717-783-4382)

**Bureau of Special Education**

- State Plan under the Individuals with Disabilities Education Act—Part B Contact: Fran J. Warkomski (717-783-2311)
  - Memorandum to Local Education Agencies: Periodic Reporting Requirements of IDEA '97
  - Memorandum to Local Education Agencies: Linking IEP Goals and Objectives/Benchmarks to the General Education Curriculum
  - Memorandum to Local Education Agencies: The General Education Curriculum and IDEA '97
- Contact: John Tommasini (717-783-6134)
- Memorandum to Local Education Agencies (Penn\*Link): Transition to School Age from Early Intervention—Questions & Answers (February 12, 1997)
  - Clarification of Policy on Transfer of Records from MAWAs to School Districts (July 3, 2002)
  - Memorandum to Local Education Agencies (Penn\*Link): Revised Special Education Forms and Formats (May 3, 2000)
- Contact: Dr. Richard Price (717-783-6879)
- Memorandum to Local Education Agencies (Penn\*Link): Institutionalized Children's Programs/Program Approval Change, Joint Memo from the Bureau of Special Education and the Bureau of Budget and Fiscal Management (April 4, 1997)
- Contact: Patricia Hozella (717-783-6876)
- Memorandum to Local Education Agencies: Transition Individualized Education Program (IEP) Format
- Contact: Ellen Romett (800-446-5607)
- Memorandum to Local Education Agencies (Penn\*Link): Reporting of Scores of Students With Disabilities on the Pennsylvania System of School Assessment (PSSA) and Alternate Assessment (October 21, 1999)
- Contact: Barbara Thrush (717-783-6881)
- Memorandum to Local Education Agencies (Penn\*Link): IDEA Regulations Section 300.142(e)(f)(g)(h)(i) Relating to Methods of Ensuring Service (February 24, 2000)
- Contact: Michael Carricato (717-783-6137)
- Memorandum to Local Education Agencies (Penn\*Link): Reporting Students Assigned to Instruction in the Home and Homebound Instruction (April 3, 2000)
- Contact: Jodi Rissinger (717-783-6911)

**Bureau of Budget and Fiscal Management**

- School Construction Policies and Procedures (This booklet describes how reimbursement is calculated along with examples and formulas.)
- Contact: Carle Dixon (717-787-5480)
- Community Colleges Reimbursement for Equivalent Full-Time Students Enrolled in Stipend Programs
  - Debt Service at Community Colleges
- Contact: Larry Snell (717-787-5993)

**Bureau of Performance Accountability and Reporting**

- BEC—Charter Schools, 24 P. S. Section 17-1701-A July 03 (on PDE Website)
- Contact: Dr. Dan Felix (717-787-9819)

**GUIDANCE MANUALS:****Bureau of Special Education**

- Special Education Information System
  - Memorandum to Local Education Agencies (Penn\*Link): Age of Majority and the Pennsylvania Guidelines for Secondary Transition for Students with Disabilities (April 5, 2000)
  - Special Education Mediation Services
  - Education of Students with Hearing Loss
- Contact: John Tommasini (717-783-6134)
- Effective Behavior Support
- Contact: Bill Galbraith (717-541-4960)
- Guidelines for Intermediate Unit Special Education Plans, 2000-2001
  - School District Special Education Plan Guidelines
  - Intermediate Unit Special Education Plan Guidelines
- Contact: Patricia Hozella (717-783-6876)
- Comprehensive System of Personnel Development
  - Comprehensive System for Personnel Development Submission Packet
  - Procedures for Requesting Technical Assistance
- Contact: Dr. Richard Price (717-783-6879)
- Education of Mentally Gifted Students
- Contact: Barbara Thrush (717-783-6881)
- Disabilities Education Act—Part B Program Guidelines for Local Education Agency Applications for 2001/2002
- Contact: Dr. Dennis McLaughlin (717-783-6877)

**Bureau of Information Systems**

- Secondary Career and Technical Education Information System Instruction Manual for Student Data Submission, 2002-2003  
Contact: Steve Simchock (717-787-2644)
- Adult Career and Technical Education Instruction Manual, 2002-2003  
Contact: John S. Creason (717-787-2644)
- Elementary/Secondary Professional Personnel Instruction Manual, 2001-02  
Contact: Barbara Kern (717-787-2644)
- Postsecondary Career and Technical Education Instruction Manual, 2002-2003  
Contact: Ron Hoerner (717-787-2644)
- Elementary/Secondary Professional Personnel Instruction Manual, 2001-02, Charter Schools  
Contact: Barbara Kern (717-787-2644)
- Electronic Dropout/Graduate Report (EDGR): Graduate Instructions for School Year 2001-2002  
Contact: Joanne Bobek (717-787-2644)
- Electronic Dropout/Graduate Report (EDGR): Dropout Instructions for School Year 2001-2002  
Contact: Richard Hruska (717-787-2644)

**Bureau of State Library**

- Revised Classification Scheme for Pennsylvania State Publications, 2003—Provides Call Numbers to be Used in Classifying Pennsylvania State Publications  
Contact: Ann Kemper (717-783-3884)

**Bureau of Library Development**

- Guidelines for Negotiating Agreements, 1996—Guidance for District Library Centers in Negotiating Service Agreements With Local Libraries
- Guidelines for Statewide Library Card System, 1999 rev.—Rules for Public Libraries Participating in the Statewide Library Card System
- A Handbook for Public Library Trustees, Fourth Edition, 1993—Guidance for People Serving as Trustees for Pennsylvania Public Libraries
- Continuing Education Guidelines for Public Library Staff, 1999—Guidance for Determining What Kinds of Continuing Education are Acceptable for Meeting the Continuing Education Requirements in The Library Code.
- Pennsylvania Guidelines for School Library Information Programs, 1999—Suggestions for Implementing Quality Library Programs in Pennsylvania
- Measuring Up To Standards: The Impact of School Library Programs and Information Literacy in Pennsylvania Schools 2000—Recent research on the impact of school library programs on academic achievement.
- The Pennsylvania School Library Information Specialist TOOLKIT for Implementing Information Literacy in Schools Supplement 2003—Defines information literacy standards integrated into curricular areas.  
Contact: Roderick Weaver (717-783-5727)

**Bureau of Community and Student Services**

- Pregnant and Parenting Teen Evaluation Packet
- Education Leading to Employment and Career Training Monthly Attendance Instructions
- Education Leading to Employment and Career Training Operational Manual  
Contact: Dorothy Hershey (717-783-7089)
- Link-To-Learn Technology Equipment and Services for Nonpublic School Students Program Guidelines  
Contact: Judy Green (717-783-5146)
- Guidelines for Student Assistance Program Implementation (Guidelines for Secondary Student Assistance Program Teams), September 1991
- Commonwealth Student Assistance Program Training System Handbook: Guidelines, Monitoring Procedures, and Related Information, March 2003  
Contact: Kim Swarner (717-783-6777)

**Office of Elementary and Secondary Education**

- Basic Education Circulars (BECs)—(Updated and indexed collection of Pennsylvania Department of Education guidance statements on state and federal basic education laws and regulations. These guidance statements cover several areas of the School Code within Title 24 of *Purdon's Statutes*, Articles 1-25, State Board of Education Regulations—Title 22 of the *Pennsylvania Code*, Chapters 1-23, 342 and 349, and other state and federal laws, regulations and court cases: Topics include among others: Early Intervention—Department of Education Services—Employee Rating Form—School and Student Records—Home Education Programs—Special Education—Payments for Education—Graduation of Seniors—School Construction—Safe Schools—Copyright Law)  
Contact: Jim Buckheit (717-787-4860)
- Child Labor Laws and Employment of Minors  
Contact: Stephen Fisher (717-787-6016)
- Guidelines and Application for the Alternative Education for Disruptive Youth Program
- Guidelines and Application for Private Alternative Education Institutions  
Contact: Nancy Avolese (717-705-6908)

**Bureau of Teacher Certification and Preparation**

- Pennsylvania Teacher Intern Certification Handbook and Institutional Listing (Revised, 1998)  
Contact: Marjorie Blaze (717-787-3470)
- Programs Approved for Teacher Education in Pennsylvania Colleges and Universities
- Education Testing Service Praxis Series Registration Bulletin  
Contact: J. Frank Meehan (717-772-4737)

- Pennsylvania Department of Education Application and Instructions for Professional Educator (Includes background information, application forms, and directions.)
- Alternative Certification
- Teacher Certification Information Sheets (Various handout papers used to respond to queries on professional educator certification in Pennsylvania.)

Contact: Susan Stewart (717-787-3356)

- Guidelines for the Preparation of Self-Study Materials for Certification in Pennsylvania

Contact: Marjorie Blaze (717-787-3470)

- Certification for Charter School Professional Staff
- Application Booklets (Revised May 2001)
  - Applicant Prepared Outside of Pennsylvania
  - Emergency Permits and Act 97 Waivers
  - Letter of Equivalency for Master's Degree
  - Applicant Prepared In Pennsylvania
- Professional Educator Certificate (Revised 6/01)
- Letter of Equivalency for Master's Degree (Issued 3/00)
- Letter of Equivalency for Bachelor's Degree (Issued 3/00)
  - Application information and form
  - Letter of Equivalency with seal
- Emergency Permit with seal (Issued 3/00)
- Private School Certificate Application (Revised 5/00)
- Requirements of Act 48 of 1999
  - Application for Voluntary Inactive Certification (Form 338R)
  - Approval notice for Voluntary Inactive Certification
  - Application for Removal of Voluntary Inactive Certification (Form 338R2)
  - Approval notice for Removal of Voluntary Inactive Certification
  - Four and five-year notices for educators and school entities
  - Informational Handout: Important Information About Your Certificate (Revised 6/02)

Contact: Susan Stewart (717-787-3356)

#### **Bureau of Postsecondary Services**

- Pennsylvania Department of Education Guidelines for the Approval of Degree Programs
- Materials Related to the Approval of Postsecondary Institutions Requesting a Certificate of Approval to Award the Associate in Specialized Business and/or the Associate in Specialized Technology Degree

Contact: Paula Fleck (717-772-3623)

- Eligible Partnerships Application Guidelines

Contact: Linda J. Benedetto (717-772-3623)

#### **Deputy Secretary's Office of Postsecondary and Higher Education**

- Chart of Activities for a Group Wishing to Establish a Domestic Nonprofit/For-Profit Degree-Granting Institution in Pennsylvania or a Foreign Nonprofit/For-Profit Degree-Granting Corporation Wishing to Operate in Pennsylvania

Contact: Paula Fleck (717-772-3623)

#### **Bureau of Career and Technical Education**

- Application Information on Career and Technical Education Federal/State Leadership Funding
- Application Information on Career and Technical Education Federal/State Leadership Funding for Graduate Research
- Application Information on Career and Technical Education State Economic Development Funding
- Application Information on Innovative Learning and Workforce Development Grants
- Application Information on Innovative Learning and Workforce Development Grants for Agriculture Programs

Contact: John Bonchalk (717-772-4177)

- Application Information on Career and Technical Education Registered Apprenticeship Programs
- Cooperative Education Guidelines for Administration

Contact: Lee Burket (717-772-4968)

- Application for Approval of the Nurse Aide Training Program Submission Guidelines

Contact: Carlyn Forlizzi (717-783-6975)

- Implementing a Statewide System of Core Performance Measures and Standards for Vocational-Technical Education in Pennsylvania

- A Guide to Student Occupational Competency Testing in Pennsylvania

- Pennsylvania Student Occupational Competency Testing

Contact: Paul Munyofu (717-783-6867)

- Tech Prep Secondary and Postsecondary Guidelines 2000-2004

Contact: David Chomitzky (717-787-8804)

- Managing Local Plans: A Guide to Accountability for the Carl D. Perkins Vocational and Applied Technology Act of 1990, P. L. 101-392
- Managing Local Plans Part II Technical Assistance Manual for Perkins One-Stop Partners in Pennsylvania Career Link Centers

- Secondary & Postsecondary Perkins Local Plan Guidelines 2000-2004

Contact: Jane Acri (717-772-4177)

- Secondary Vocational-Technical Education Program Approval Application Procedure

Contact: Forrest Keiser (717-772-4968)

- New Choices/New Options Career Development for Single Parents, Displaced Homemakers, Single Pregnant Women and Individuals Interested in Nontraditional Vocational Education



Contact: Marian Thomas (717-787-8022)

- National Skill Standards Provider List: A Resource Guide

Contact: Juanita Downs-Moore (717-783-6975)

#### **Bureau of Curriculum and Academic Services**

- Chapter 4 Strategic Planning Guidelines, May 2002

Contact: Parker Martin (717-783-4307)

- Act 48 Professional Education Plan Guidelines, November 2002

Contact: To Be Announced (717-772-4944)

- Act 48 Approved Provider Guidelines, July 2002

Contact: Dale Baker (717-772-4944)

- Guidebook for Planning Programs for English Language Learners

- Instructions for Completing PDE 3044-45, Programs and Services for Students of Limited English Proficiency

Contact: Ana Sainz de la Pena (717-783-6649)

Barbara Mowrey (717-787-3499)

- ESL Monitoring Program

Contact: Barbara Mowrey (717-787-3499)

- Education of Mentally Gifted Students Project REAL (Rural Education for Accelerated Learners)

Contact: Karen Cobb (717-787-8913)

Marian Sutter (717-772-4944)

- Writing Assessment Handbook

Contact: Andrea Martine (717-787-4234)

- Reading Assessment Handbook

Contact: Mary Emminger (717-787-4234)

- Mathematics Assessment Handbook

- Released Mathematics Items from the 2000 and 2001 Assessments

Contact: James Masters (717-787-4234)

- School-By-School Results—Scaled Scores

- Handbook for PSSA Report Interpretation

Contacts: Mary Emminger (Reading) (717-787-4234)

James Masters (Math) (717-787-4234)

Andrea Martine (Writing) (717-787-4234)

- Induction Plan Guidelines, May 2002

Contact: To Be Announced (717-772-4944)

#### **Bureau of Budget and Fiscal Management**

- Planning and Construction Workbook (Forms Used to Apply for Commonwealth Reimbursement for a School Construction Project)

- Revised Self-Certification Application Forms for Non-Reimbursable Construction Projects (PDE-3074(a), PDE-3074(b) and PDE-3074(c))

- Charter School Lease Reimbursement Program 2002-2003

Contact: Carle Dixon (717-787-5480)

- Guidelines for Approval of Capital Expenses for Community Colleges

- Application for State Assistance for Construction of Community College Facilities

- Space Approval Formula for Community Colleges

- Procedures for Funding Institutional Equipment Grant Program

- Procedures for Funding Engineering Schools Equipment Grant Program

Contact: Larry Snell (717-787-5993)

- Individuals with Disabilities Education Act Part B (IDEA-B) 2003-2004 Administrative and Fiscal Guidelines for Rider H—Program Application of LEA; Rider I—Support Services and Rider J—Direct Services

- Individuals with Disabilities Education Act Part B (IDEA-B) 2003-2004 Administrative and Fiscal Guidelines for Approved Private Schools

- Individuals with Disabilities Education Act Part B (IDEA-B) 2003-2004 Administrative and Fiscal Guidelines for Institutions of Higher Education and other Nonpublic School Entities

- Procedures for Commonwealth Reimbursement of the Special Education Cost of Wards of the State

- Out-of-State Special Education Placements Approval and Reimbursement (jointly with the Bureau of Special Education [John Tommasini])

Contact: Ralph Girolamo (717-783-6535)

#### **Scranton State School for the Deaf**

- Student Handbook, 2003

Contact: Dorothy S. Bambach (570-963-4040)

#### **Bureau of Performance Accountability and Reporting**

- Charter School Application (on PDE Website)

- Cyber Charter School Application (on PDE Website)

- Pennsylvania Charter School Annual Report—Late Summer/Early Fall 2003 (on PDE Website)

- Competitive Charter School Federal Grant Program—Guidelines and Application Forms—Late Summer/Early Fall 2003 (on PDE Website)

- Competitive PA Charter School Planning Grants—Guidelines and Application Forms—Late Summer/Early Fall (on PDE Website)

- Cyber Charter Schools Review (On PDE Website)

- Pennsylvania Charter School Operator's Manual—binder available through Department Contact

Contact: Dr. Dan Felix (717-787-9819)

- Educational Empowerment Act—Annual Report
- Independent School Grant Application Guidelines—(on PDE Website)

Contact: John Nau (717-705-8014)

- No Child Left Behind Act—Supplemental Education Services—Instructions for Completing the Provider Application (on PDE Website)

Contact: Norma Stwalley (717-705-8014)

- Applying for a Waiver . . . (on PDE Website)
  - Shortcuts (on PDE Website)
  - Provisions not Subject To Waiver (on PDE Website)
  - Instructions for Mandate Waiver Application (on PDE Website)
  - PDE-417 Mandate Waiver Application (on PDE Website)
  - Mandate Waiver Program Evaluation Guidelines & Form (on PDE Website)
- Mandate Waiver Program—Annual Reports

Contact: Sally Chamberlain (717-705-8020)

- School Profiles CD ROMs

Contact: Gerald Bennett (717-787-4234)

#### **DECISIONS:**

##### **State Charter School Appeal Board**

- Vitalistic Therapeutic Center Charter School (Bethlehem Area SD) CAB # 1999-6
  - William Bradford Academy Charter School (Keystone Oaks SD) CAB # 1999-8
  - Wonderland Charter School (State College Area SD) CAB # 1999-3
  - Sugar Valley Rural Charter School (Keystone Central SD) CAB # 1999-4
  - Phoenix Academy Charter School (Phoenixville Area SD) CAB # 1999-10
  - Hills Academy Charter School (Penn Hills SD) CAB # 1999-12
  - Collegium Charter School (West Chester Area SD) CAB # 1999-9
  - Vitalistic Therapeutic Center Charter School (Allentown City SD) CAB # 1999-5
  - Shenango Valley Regional Charter School (Hermitage and Sharon City SD) CAB # 1999-11
  - Ronald G. Brown Charter School (Harrisburg City SD) CAB # 1999-1
  - Edith & Eloise Academy (Steel Valley and Pittsburgh School Districts) CAB # 1999-13
  - Creative Educational Concepts Charter School (Chester Upland SD) CAB # 1999-15
  - Souderton Charter School Collaborative (Souderton Area SD) CAB # 1999-2
  - Bucks County Montessori Charter School (Pennsbury SD) CAB # 1999-7
  - Environmental Charter School (Palisades SD) CAB # 1999-14
  - W.E.B. Dubois Charter School (Philadelphia SD) CAB # 2000-10
  - William Bradford Academic Charter School (Philadelphia SD) CAB # 2000-1
  - Dimensions of Learning Academic Charter School (Philadelphia SD) CAB # 2000-7
  - Rising Sun Academy Charter School (Philadelphia SD) CAB # 2000-4
  - Leadership Learning Partners Charter School (Philadelphia SD) CAB # 2000-8
  - Delaware Valley High Charter School (Philadelphia SD) CAB # 2000-5
  - Lincoln-Edison Charter School (York SD) CAB # 2000-11
  - Independence Charter School (Philadelphia SD) CAB # 2000-2
  - Kemetic Institute charter School (Philadelphia SD) CAB # 2000-6
  - Genesis Charter School (Philadelphia SD) CAB # 2000-9
  - Legacy Charter School (Council Rock SD) CAB # 2000-14
  - Lehigh Valley Academy Regional Charter School (Bethlehem Area SD) CAB # 2000-12
  - Lehigh Valley Academy Regional Charter School (Saucon Valley SD) CAB # 2000-13
  - Vitalistic Therapeutic Center Charter School (Bethlehem Area SD) CAB # 2000-15
  - Dr. Lorraine K. Monroe Academy Charter School (Millcreek Township SD) CAB # 2000-16
  - Learning Connection Charter School (Chester Upland SD) CAB # 2001-1
  - Renaissance Academy of Pittsburgh, Alternative of Hope Edison Charter School (SD of Pittsburgh) CAB #2001-2
  - Elan Charter School (Pennsbury SD) CAB # 2001-3
  - Ricci J. Hausley Charter School (Philadelphia SD) CAB # 2001-4
  - Thurgood Marshall Charter School (Wilkinsburg SD) CAB # 2001-5
  - Phoenix Charter School (Philadelphia SD) CAB # 2001-6
  - Penn Hills Charter School (Penn Hills SD) CAB # 2001-7
  - David P. Richardson Charter School (Philadelphia SD) CAB # 2001-8
  - Fell Charter School (Carbondale Area SD) CAB # 2001-9
  - Graystone Academy Charter School (Coatesville Area School District) CAB #2002-1
  - Infinity Charter School (Central Dauphin School District) CAB #2002-4
  - Einstein Academy Charter School (Morrisville Borough School District) CAB #2002-6
  - Wonderland Charter School (State College Area School District) CAB #2002-7
- Contact: Ernest Helling (717-787-5500)

##### **Office of Chief Counsel Teacher Tenure Appeal Opinions**

- Patricia A. Gorman v. East Allegheny School District, Teacher Tenure Appeal No. 4-96
- In Re: Petition of Stroudsburg Area School District, Teacher Tenure Appeal No. 6-96
- Bridget E. Kelly v. Stroudsburg Area School District, Teacher Tenure Appeal No. 6-96A
- Joseph G. Cesari v. North Schuylkill School District, Teacher Tenure Appeal No. 2-96
- Deborah N. Collins v. Bethlehem Area Vocational-Technical School, Teacher Tenure Appeal No. 3-96

- Renee Czubowicz-Drouse v. Mid Valley School District, Teacher Tenure Appeal No. 6-95
  - Margaret M. McMackin v. Pittsburgh School District, Teacher Tenure Appeal No. 8-95
  - Wayne Sousa v. Palisades School District, Teacher Tenure Appeal No. 10-95
  - James D. Holt v. Muncy Area School District and Board of Directors, Teacher Tenure Appeal No. 12-94
  - Roland H. Holvey v. Northumberland County Area Vocational-Technical School, Teacher Tenure Appeal No. 13-94
  - Sally Bollinger v. Curwensville Area School District and Board of School Directors, Teacher Tenure Appeal No. 9-94
  - William Dopko, et al. v. Riverside Board of School Directors, Teacher Tenure Appeal No. 2-94
  - Callie Anderson, et al. v. Board of Education of the School District of Philadelphia, Teacher Tenure Appeal No. 16-94
  - Patricia Peiffer v. Lake-Lehman School District, Teacher Tenure Appeal No. 9-93
  - Mary Ellen Mela v. Morrisville School District, Teacher Tenure Appeal No. 5-95
  - Angela Martino v. Philadelphia City School District, Teacher Tenure Appeal No. 7-95
  - Shawn-Kimberly Kocher v. Salisbury School District, Teacher Tenure Appeal No. 5-97
  - Dale Kessler v. Line Mountain School District, Teacher Tenure Appeal No. 11-94
  - Thomas Katruska v. Bethlehem-Center School District, Teacher Tenure Appeal No. 4-97
  - Jane L. Shaffer v. Riverview Intermediate Unit, Teacher Tenure Appeal No. 6-97
  - John Reber and Thomas L. McDevitt v. Reading School District, Teacher Tenure Appeal No. 12-95
  - Mark Berman, et al v. Philadelphia School District, Teacher Tenure Appeal No. 3-97
  - Jay Mastro v. City of Pittsburgh School Board, Teacher Tenure Appeal No. 1-98
  - Carol Ann Russo v. Easton Area School District, Teacher Tenure Appeal No. 4-98
  - Mary Anne Norris v. Penns Valley Area District, Teacher Tenure Appeal No. 2-98
  - Alice Hirsch v. Montour School District, Teacher Tenure Appeal No. 2-97
  - Karen Korman v. Penns Valley Area School District, Teacher Tenure Appeal No. 1-99
  - Kevin Santry v. Philadelphia School District, Teacher Tenure Appeal No. 2-99
  - Stephen Moiles v. Marple Newtown School District, Teacher Tenure Appeal No. 1-00
  - James B. Dickinson, Jr. v. Gettysburg Area School District, Teacher Tenure Appeal No. 3-98
  - Dale Clymer v. Berks County Intermediate Unit, Teacher Tenure Appeal No. 2-00
  - Nancy J. Zelno v. Lincoln Intermediate Unit, Teacher Tenure Appeal No. 3-00
  - Colleen Sheptock v. Muncy School District, Teacher Tenure Appeal No. 4-00
  - Priscilla Barto v. Williamsport Area School District, Teacher Tenure Appeal No. 3-99
  - Margaret McMackin v. Pittsburgh School District, Teacher Tenure Appeal No. 5-99
  - Mary Claire Brown v. Parkland Area School District, Teacher Tenure Appeal No. 7-97
  - Robert Adams v. Harrisburg School District, Teacher Tenure Appeal No. 5-00
  - Dr. Henry Benz v. Board of Public Education of the School District of Pittsburgh, Teacher Tenure Appeal No. 3-01
  - Glenn Gow v. Big Spring School District, Teacher Tenure Appeal No. 1-97
  - Carol Ann Russo v. Easton Area School District, Teacher Tenure Appeal No. 4-98A
  - Maureen Joyce v. Board of Directors of Spring-Ford School District, Teacher Tenure Appeal No. 2-01
  - Kenna Williams v. Clearfield County Vocational-Technical School, Teacher Tenure Appeal No. 4-99
  - Barbara Palumbo v. Board of Directors of DuBois Area School District, Teacher Tenure Appeal No. 4-01
  - Jacquelyn N'Jai v. Pittsburgh School District, Teacher Tenure Appeal No. 5-01
  - William Brunson v. Coatesville Area School District, No. 1-02
- Contact: Karen Feuchtenberger (717-787-5500)

#### **Certification Appeal Committee Decisions**

- Daniel Waterman, Certification Appeal #99-01
- Colleen Kosiarski, Certification Appeal #99-02
- Richard Struck, Certification Appeal #99-03
- Lynne Smith, Certification Appeal #99-04
- Lynne Smith, Certification Appeal #99-05
- Daniel M. McAboy, Certification Appeal #99-06
- Joseph Adams, Certification Appeal #99-07
- Deborah K. Warren, Certification #99-09
- Leonid Khazin, Certification Appeal #95-06
- Dr. Fred G. Loveland, Certification Appeal #95-07
- Karen Linker, Certification Appeal #96-01
- David G. Stephany, Certification Appeal #96-02
- David Momper, Certification Appeal #00-15
- Richard Spires, Certification Appeal #00-20
- Shadrach Boyer, Certification Appeal #00-21
- John Spaulding, Certification Appeal #00-22
- Lawrence Barlow, Certification Appeal #00-24
- Theodore Wing, Certification Appeal #00-25
- Michael Lowe, Certification Appeal #00-26
- Joan Awkward-Young, Certification Appeal #00-27
- Rebecca Draper, Certification Appeal #00-28
- Erin Breault, Certification Appeal #00-29
- James Dennion, Certification Appeal #00-30
- Harry Miller, Certification Appeal #00-31
- Cynthia Wright-Richard, Certification Appeal #00-32
- David Zuilkoski, Certification Appeal #00-33
- Suzanne Mayberry, Certification Appeal #00-34
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- Mark Lysiak, Certification Appeal #01-02
- Donna Radice, Certification Appeal #01-03
- Edward Penn, Certification Appeal #01-04
- Brook Kabakjian, Certification Appeal #01-05
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- Andrew Ighineweka, Certification Appeal #01-08
- Frances Santiago, Certification Appeal #01-09
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- Kim Cuff, Certification Appeal #01-11
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- Shirley Dickinson, Certification Appeal #01-14
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- Sandra Williams, Certification Appeal #01-20
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- Thomas Smith, Certification Appeal #01-26
- Susan Karnbauer, Certification Appeal #01-27
- Bryan McGraw, Certification Appeal #01-28
- Sister Marilyn Chapleski, Certification Appeal #01-29
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- Teresa Dodds, Certification Appeal #01-33
- Donna Papocchia, Certification Appeal #01-34
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- Patty Todd, Certification Appeal #02-02
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- Vera White, Certification Appeal #02-05
- Patti MacPhee, Certification Appeal #02-06
- Marie-Pierre Murray, Certification Appeal #02-07
- Charles Whittier, Certification Appeal #02-08
- Kara Konrad, Certification Appeal #02-09
- David Danner, Certification Appeal #02-10
- Alice Goldberg, Certification Appeal #02-11
- Keith Laser, Certification Appeal #02-12
- Marian Smith, Certification Appeal #02-13
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- Susan Cunnup, Certification Appeal #02-17
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- Curtis James, Certification Appeal #02-20
- Esther Beck, Certification Appeal # 02-21
- Sheryl Johnson, Certification Appeal #02-22
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- Jennifer Boylan, Certification Appeal #02-25
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- Irene Conrad, Certification Appeal #02-27
- Richard Rhinesmith, Certification Appeal #02-28
- Nicodemo Lombardo, Certification Appeal #02-29
- Marian Menapace, Certification Appeal #02-30
- Dale Herman, Certification Appeal #02-31
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- Chris Shaeffer, Certification Appeal #02-34
- Deborah Cox, Certification Appeal #02-35
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  - Jeannie French, Certification Appeal #02-47
  - Kelly Harbaugh, Certification Appeal #02-48
- Contact: Bette H. Williams (717-705-7787)

#### **School Certification Audit Decisions**

- Berwick Area School District Certification Audit #98-49
  - Montour School District Certification Audit #98-47
  - Keystone Central School District Certification Audit #98-42
  - St. Marys Area School District Certification Audit #98-36
  - Millcreek Township School District Certification Audit #98-46
  - Spring Grove Area School District Certification Audit #99-24
  - Punxsutawney Area School District Certification Audit #97-76
  - Susquenita School District Certification Audit #98-13
  - West Shore School District Certification Audit #98-38
  - Austin Area School District Certification Audit #20-02
- Contact: Bette H. Williams (717-705-7787)

#### **Certification Audit Appeals**

- Lancaster School District
- Contact: Amy Foerster (717-787-5500)

#### **Teacher Decertification Decisions**

- Commonwealth of Pennsylvania v. Benjamin Lucciola, DI-87-07
  - Commonwealth of Pennsylvania v. Malachi Robinson, 1996-3
- Contact: M. Patricia Fullerton (717-787-5500)
- Commonwealth of Pennsylvania v. Bobby Wilson
- Contact: Joseph Miller (717-787-5500)

#### **Food and Nutrition Decisions**

- Lower Kensington Environmental Center Youth Services, Child Care Food Program 1995-1
  - Tots Yearn to Learn, Inc.
  - Cassoria Learning Centers, Inc.
- Contact: Ernest Helling (717-787-5500)
- Blessed Hope S.D.C. Church
- Contact: Ann St. Ledger (717-787-5500)
- Little People Day Care School, Inc.
- Contact: Karen Feuchtenberger (717-787-5500)
- Educational Management Services of Harrisburg, v. Department of Education.
- Contact: Robert Tomaine (717-787-5500)

#### **Professional Standards and Practices Commission Adjudications, Memoranda and/or Orders**

- Alvarez, Ismael, DI-01-19
- Andrews, David, DI-92-21
- Andrews, Gregory M, DI-00-35
- Arnold, David Allen, DI-90-01
- Aucker, Raymond, DI-00-41
- Baker, John D., DI-99-25
- Baney, Todd, DI-92-09
- Baracca, Martin, RE-99-01
- Baracca, Martin, DI-92-08
- Barber, Carol, RE-92-03
- Beich, Michael, DI-98-21
- Berner, William, DI-98-24
- Bickel, Joseph, DI-97-38
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- Blimmel, Kimberly, RE-99-04
- Blimmel, Kimberly Ann, DI-98-41
- Bonello, Robert, DI-95-13
- Bonow, Beth G., DI-97-06
- Booher, Lonnie K, DI-02-14
- Boyce, William, DI-92-02
- Brestensky, Richard J, DI-03-09
- Brose, Matthew K., DI-97-33
- Brown, Nathaniel, DI-97-28
- Buchalter, Sandra, DI-95-04
- Bult, Anthony G., DI-94-17
- Bumbera, Patricia, DI-94-15

- Burris, Jeremy, DI-98-38
- Byrne, Andrew, DI-92-27
- Caliguiri, Clyde, DI-92-19
- Callahan, Kevin, RE-00-04
- Callahan, Kevin T., DI-99-28
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- Campbell, William, DI-96-05
- Cangie, Michael P., DI-96-14
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- Carroll, John A., DI-96-16
- Ceraso, Frank, DI-96-19
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- Christensen, Lisa M., DI-97-41
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- Cicero, James, DI-94-12
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- Colledge, Michael A., DI-92-04
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- Crawley, Sandra Spicer, DI-93-23
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- Dalinka, Lynne, DI-92-06
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- Davidson, Steven, DI-98-27
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- Decker, Albert, DI-93-05
- Dempsey, Timothy, RE-99-03
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- Derck, David Allen, DI-93-10
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- Derr, Sharon, DI-03-04
- Diamond, Stanley, DI-95-12
- Dibenedetto, John, Jr, DI-93-24
- Dickinson, James Brann, DI-98-04
- Diddle, Dale A, DI-02-18
- Dimarino, David C., DI-97-07
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- Doherty, Joseph, DI-99-20
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- Dombloski, Robert A., DI-97-23
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- Doud, John, DI-91-02
- Duffy, Alfred P., DI-00-02
- Durland, Lyle, DI-93-22
- Ellis, Carl, DI-97-42
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- Evans, Monique, DI-98-43
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- Farley, Richard, DI-99-24
- Farr (Kauffman), Denise, DI-95-27
- Feldman, Suzan, DI-01-15
- Feola, Leighann, RE-93-03
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- Flannery, Sean, DI-01-01
- Foose, Donald R., DI-00-15
- Francis, David, DI-98-14
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- Freeman, Leroy, DI-01-21
- Fridy, James Thomas, DI-94-16
- Friedrichs, Jr, Edgar, DI-02-28
- Fuller, Richard, DI-93-29
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- Gable, Amy J., DI-00-32
- Gabriel, Anthony, RE-95-01
- Garcia, Juan E., DI-97-18
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- Gotwals, Michel J. Hoover, DI-96-09
- Greytock, John M., DI-97-10
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- Guarnere, Gino L., DI-01-07
- Gunoskey, Sr, Joseph, RE-92-02
- Guzzo, James, DI-98-02
- Hahn, Robert Jr., DI-96-03
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- Hecht, Herbert, DI-93-13
- Heitzman, Gary, DI-95-32
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- Hill, Nancy J., DI-00-22
- Hoag, Thomas, DI-97-01
- Holmes II, Westley, DI-91-01
- Hopkins, Valerie, DI-99-13
- Hovington, John, DI-91-05
- Howard, Daniel C, DI-02-12
- Hughes, Robert J, DI-02-03
- Hunter, Randall, DI-00-10
- Hutchinson, Mary Elizabeth, DI-98-19
- Iman, Harry W, DI-02-07
- Johnson, Cynthia L, DI-02-16
- Johnson, Jill, DI-98-35
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- Joyce, Maureen, DI-03-06
- Kaiser, Paul F., DI-00-39
- Kalko, John Claude, DI-94-04
- Karuza, Kit, DI-92-26
- Keck, Norman, DI-93-21
- Keefe, Kristen A., DI-01-05
- Kellogg, Laurie, DI-91-18
- Kellogg, Laurie, DI-92-24
- Kelly, Andrew, DI-92-17
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- Kinniry, Francis, DI-94-23
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- Knox, Stephen A., DI-95-26
- Kowalski, Bruce, DI-01-09
- Kratzer, Troy, DI-01-13
- Krispinsky, Bernard, DI-02-26
- Lambright, Randy, DI-93-27
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- Landis, Robert, DI-03-10
- Loughner, Kenneth, DI-00-18
- Loughney, Frank J., DI-01-02
- Love, Thomas A., DI-01-04
- Lyon, John W., DI-99-27
- Madden, Walter, DI-99-22
- Maroni, Mark D., DI-97-08
- Martin, Alexander B., DI-95-24
- Martino, Michael, DI-96-28
- Maxson, Mary D., DI-00-09'
- Mayes, David, DI-99-18
- McKnight, Lances, DI-92-25
- McKnight, Lances T., DI-92-05

- McMurtrie, Jason, DI-01-23
- Medvidovich, Joel, DI-97-12
- Melesenka, Timothy J., DI-96-36
- Merker, Jr, Robert, DI-93-17
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- Mihalko, Lawrence, DI-01-08
- Milano, Christine, DI-99-17
- Miller, David J., DI-96-01
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- Miller, Rodney, RE-94-01
- Miller, Walter T., DI-97-11
- Miscavage, Edward, DI-96-06
- Missimer, Michael, RE-92-01
- Montanero, John J., DI-00-04
- Montgomery, Robert, DI-91-08
- Monyer, Henry P., DI-95-25
- Mooney, Hugh A., DI-97-03
- Mosley-Baker, Elizabeth, DI-97-34
- Moyer, Jeffrey, DI-99-09
- Moyer, Jeffrey, DI-00-37
- Munley, John, DI-98-36
- Nagar, Vasanti, DI-91-10
- Nanko, Regina, DI-92-22
- Nedley, Richard A., DI-95-09
- Nelson-Lott, Bonnie, DI-97-36
- Neuman, James, RE-95-02
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- Newell, Curtis, Jr, DI-94-01
- Noe, Chris, DI-94-13
- Novotny, Stephen, DI-96-11
- O' Herrick, William, DI-93-15
- O'Connor, James, DI-98-26
- Offutt, Stephen B., DI-96-23
- Ogrizek, M. Barbara, DI-97-40
- Olk, Steven, DI-00-29
- Opalek, Alan A., DI-92-10
- Overley, Benjamin D., DI-96-35
- Owens, Alma, DI-95-10
- Pagnani, Santo, DI-96-33
- Palmer, Lisa M., DI-98-08
- Pardue, Jane E., DI-97-31
- Parks, Lawrence J., DI-97-27
- Paulina, Vicki Lee, RE-96-01
- Paulina, Vickie Lee, DI-92-03
- Pesce, Michael, DI-03-01
- Peterson, Vincent, DI-92-23
- Petron, Joseph M., DI-97-21
- Plano, Ronald, DI-96-24
- Pollock, Ronald C., DI-00-26
- Ponder, Sally Ann, DI-95-28
- Poole, Daniel G., DI-00-11
- Popsack, Allan, DI-96-27
- Rankin, Kevin J., DI-95-20
- Rankowitz-Mezzy, Mindy, DI-97-20
- Raspberry, Charles, DI-99-14
- Reid, James Frances, RE-90-02
- Reitz, David Gerald, DI-94-10
- Richards, Suzanne, DI-98-09
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- Robinson, John, DI-98-10
- Robison, Andrew, DI-99-29
- Rosenberger-Hable, Kristine, DI-97-19
- Rounds, Daniel G, DI-02-25
- Ruediger, James, DI-99-16
- Russell, Robert, Peter, DI-91-17
- Saler, Raphael, DI-99-05
- Savage, Edward Floyd, DI-97-39
- Saveri, David, DI-92-11



- Sbuscio, Raymond, DI-00-34
  - Schade, Jere, DI-98-20
  - Scull, Barbara B., DI-96-34
  - Seitz, Jan, DI-93-25
  - Sensor, Stephen, DI-94-03
  - Serlo, Gary M., DI-97-35
  - Shaeffer, William A., DI-01-11
  - Shaffer, Jane, DI-99-11
  - Sharp (Crawley), Sandra Spicer, RE-94-02
  - Shilling, Lynn, DI-97-16
  - Shipley, Kenneth, DI-98-07
  - Shultz, David A., DI-00-13
  - Silverman, Scott A., DI-01-17
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  - Spicer-Sharp, Sandra, RE-00-01
  - Spicher, Kenneth, DI-95-02
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  - Stella, Marisa, DI-95-05
  - Stockbine, Michael, DI-92-20
  - Stoudt, Alfred L., DI-91-20
  - Stover, Richard H., DI-01-14
  - Strimel, Florine M., DI-00-14
  - Summers, Carl Carlito, DI-94-06
  - Suppan, Keith, DI-99-07
  - Tabor, John, DI-92-15
  - Taylor, Scott E., DI-00-44
  - Tazel, Johnnie E., DI-96-13
  - Teaf, Adrian, DI-96-38
  - Titus, Melodee A, DI-02-11
  - Tolliver, Reginald, DI-93-14
  - Van Dyke, Ned, RE-91-01
  - Vance, Joseph, RE-98-01
  - Vanderveen, Eric, DI-93-18
  - Venuto, Joseph, DI-94-02
  - Venuto, Joseph L., DI-93-11
  - Verga, Anthony J., DI-00-03
  - Vislay, Peter P, DI-02-22
  - Volkman, Alan, RE-93-01
  - Volkman, Alan Henry, DI-91-12
  - Wagner, Jeffrey L., DI-00-16
  - Walker, Arnard M., DI-92-14
  - Wallace, Jane M., DI-96-02
  - Walters, Dennis, DI-00-43
  - Wanner, Joseph, DI-93-03
  - Warren, Deborah E., DI-00-23
  - Washington, Marilyn, DI-98-05
  - Whary, William M, DI-03-07
  - White, Russell, DI-91-07
  - Wilkes, Stanley, DI-91-06
  - Williams, Joseph B., DI-01-24
  - Williams, Kelynda M, DI-02-10
  - Williams, Megan, DI-01-20
  - Wilson, Belinda, DI-94-19
  - Wilson, Julio W., DI-96-21
  - Wilson, Merton, DI-94-14
  - Yohe, Moritz, DI-03-13
- Contact: Carolyn Angelo (717-787-6576)

**State Board of Private Licensed Schools**

- Security Officers Training Academy, 95-7
- Kittanning Truck Driving School, 95-9
- Andrew Blanco
- Wines, Steins and Cocktails, Ltd.
- Professional Bartender Training, Jeffrey McKnight, 97-6

- Pittsburgh Diesel Institute, 97-7
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  - Philadelphia Wireless Technical Institute, 97-21
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- Contact: Patricia Landis (717-783-8228)

### **Special Education Appeal Panel Decisions**

In Re: The Educational Assignment of (Name, Appeal Number):

- Sean T., #1254
- Kyle R., #1255
- Jonathan B., #1256
- Jeffrey G., #1257
- Kyrone S., #1258
- Tyler M., #1259
- Dominic S., #1260
- Joseph F., #1261
- Brandon C., #1262
- Nolan C., #1263
- Adam L., #1264
- Colleen W., #1265
- Phares B., #1266A
- Phares B., #1266A
- Barry M., #1267
- Jessica H., #1268
- Brandon C., #1269
- Brian C., #1270
- Patrick J., #1271
- Robert O., #1272
- Robert O., #1272A
- Geoff F., #1273
- Jeffrey B., #1274
- Elisabeth S., #1275
- Whitney S., #1276
- Rosario P., #1277
- Brendan B., #1278
- Jeffrey O., #1279
- David E., #1280
- John B., #1281
- Carnell R., #1282
- Stefanie B., #1283
- Will G., #1284
- Jelani J., #1285
- Elaina B., #1286
- Anna S., #1287
- Thomas F., #1288
- Jenny S., #1289
- Gregory G., #129
- Elisabeth S., #1291
- Justin G., #1292
- Jesse S., #1293
- Ryan L., #1294
- Charles W., #1295
- Brandon L., #1296
- Johnathan D., #1297
- Chelsey B., #1298
- Jonathan W., #1299
- Kelsey B., #1300
- Gregory R., #1301
- Kathryn J., #1302
- Benjamin C., #1303
- Travis O., #1304A
- Chad O., #1304B

- Janna O., #1304C
- Robert O., #1305
- Matthew F., #1306
- Jennifer S., #1307
- Rakim B., #1308A
- Reginald B., #1308B
- Jessica H., #1309
- Joseph D., #1310
- Kevin M., #1311A
- Kevin M., #1311B
- Emily B., #1312
- Kenneth M., #1313
- Kaitlyn F., #1314
- Danielle S., #1315
- Alexander K., #1316
- Shawn C., #1317
- Lauren W., #1318
- Cory F., #1319
- Justin K., #1320
- Michael S., #1321
- Joan C., #1322
- Brendan B., #1323
- Elizabeth A., #1324
- Joseph A., #1325
- Damarcus J., #1326
- Jesse B., #1327
- Siobhan L., #1328
- Matthew K., #1329
- Jonathon T., #1330
- Kimberly K., #1331
- Brian C., #1332
- Eric V., #1333
- Ian D., #1334
- Timothy J., #1335
- Lorejean R., #1336
- Whitney S., #1337
- Sean J., #1338A
- Patrick J., #1338B
- Stephen S., #1339
- Ryan W., #1340
- Jesse B., #1341
- Lauren R., #1342
- Matthew F., #1343
- Vertis L., #1344
- Allison W., #1345
- Dakota L., #1346
- Kathryn C., #1347
- Brian C., #1348
- Charles W., #1349
- Moriah P., #1350
- Kimberly K., #1351
- Nathan G., #1352
- Dominic S., #1353
- Joshua M., #1354
- Michael C., #1355
- Theodore O., #1356
- Matthew H., #1357
- Eric S., #1358
- Louis C., #1359
- Heather D., #1360
- Alexander D., #1361
- Rebecca B., #1362
- Avery B., #1363
- Casey S., #1364
- Kenneth B., #1365
- Brandon C., #1366
- David R., #1367
- Joseph R., #1368
- Chelsey B., #1369
- Evan R., #1370

- \*Elisabeth S., #1371
- \*Marissa F., #1372
- \*Daniel M., #1373
- \*Devin H., #1374
- \*David S., #1375
- \*Justin F., #1376
- \*Benjamin S., #1377
- \*Jonathan H., #1378

\*Recently filed appeals, cases not decided as yet.

Contact: John Tommasini (717-783-6134)

#### **School Construction Decisions**

- In the Matter of: Reimbursement for the Rose Tree Media School District

Contact: Ernest Helling (717-787-5500)

#### **Miscellaneous**

- Farrell Area School District v. Commonwealth of Pennsylvania, Department of Education, Office of School Services  
Contact: Marion K. Echols-Clark (717-783-3618)
- Shane B. Peck v. Edward L. Rech, Office of Postsecondary/Higher Education, Division of Private Licensed Schools  
Contact: Patricia Landis (717-783-8228)
- Greater Latrobe School District v. Bureau of Elementary and Secondary Education
- Pottsgrove Taxpayers Alliance v. Department of Education
- Hazleton Area School District v. Department of Education
- Sleighton School v. Department of Education  
Contact: Ernest Helling (717-787-5500)
- Potomac College, Application for Certificate of Authority  
Contact: J. Frank Meehan (717-772-4737)
- Montgomery County Community College v. Department of Education
- Wyoming Valley West School District v. Department of Education, Bureau of Curriculum and Academic Services, Division of Federal Programs
- In Re: Commonwealth Connections Academy Charter School Cyber Charter School Application—2002
- In Re: Pennsylvania Leadership Charter School Cyber Charter School Application—2002
- In Re: Pennsylvania Distance & Electronic Learning Academy Charter School Cyber Charter School Application—2002
- In Re: Achievement House Charter School Cyber Charter School Application—2002
- In Re: Millennium Cyber Charter School Cyber Charter School Application—2002
- In Re: Commonwealth Connections Academy Charter School Revised Application—2003
- In Re: Pennsylvania Leadership Charter School Revised Application—2003  
Contact: Karen Feuchtenberger (717-787-5500)

#### **Bureau of Performance Accountability and Reporting**

- Cyber Charter School Application Decisions (On PDE Website)  
Contact: Sheri Rowe (717-705-8020)  
Karen Feuchtenberger (717-787-5500)
- No Child Left Behind Act—Supplemental Education Services—Approved Provider List (on PDE Website)  
Contact: Norma Stwalley (717-705-8014)
- 2000 Mandate Waiver Applications Received and Action Taken (on PDE Website)
- 2001 Mandate Waiver Applications Received and Action Taken (on PDE Website)
- 2002 Mandate Waiver Applications Received and Action Taken (on PDE Website)
- 2003 Mandate Waiver Applications Received and Action Taken (on PDE Website)  
Contact: Sally Chamberlain (717-705-8020)

#### **INTERNAL GUIDELINES:**

##### **Bureau of Special Education**

- Compliance Monitoring System
- Internal Policy: Transportation as a Related Service (May 13, 1997)  
Contact: Patricia Hozella (717-783-6876)
- Procedures for Complaint Management  
Contact: Michael Carricato (717-783-6137)
- Internal Policy: Participation of Psychologists in Multidisciplinary Evaluations
- Internal Policy: Serving as a Representative of the District at Individualized Education Program Meetings  
Contact: John Tommasini (717-783-6134)

##### **Bureau of Management Services**

- PDE Administrative Policy 1999-08—Provides the Department's Policy on Providing Public Access to Agency Records (Policy expired June 2003 but is being revised and will be reissued later in 2003.)  
Contact: Mitch Akers (717-783-9791)

##### **Bureau of Human Resources**

- Americans with Disabilities Act (ADA) Procedures/Management Guides—Provides the Department's Procedures for Providing Alternate Formats, Accommodations and Accessibility to Persons with Disabilities  
Contact: Donna J. Paule (717-787-4417)

**Bureau of Community and Student Services**

- Learn and Serve America Request for Application Guidelines
  - 21st Century Community Learning Centers Funding Application Guidelines
- Contact: Dorothy Hershey (717-783-7089)
- Education for Homeless Children and Youth Request for Application Guidelines
- Contact: Sheldon Winnick (717-772-2066)
- Certificate of Eligibility of Migrant Education Children to Enroll in Program
  - State Parent Involvement Committee Members for Migrant Education Program
  - Travel Expense Policy for Reimbursement to Parents of Migrant Education Children Participating in State Parent Involvement Committee Meeting
  - Equal Educational Opportunities to Pennsylvania Children Regardless of their Legal Status
- Contact: Paula Stoup (717-783-6466)
- Safe Schools Grant Application Guidelines
- Contact: Maritza Robert (717-783-3755)
- Successful Students' Partnership Dropout Prevention Program Funding Application Guideline
  - Education Mentoring Grant Application Guidelines
- Contact: Shirley Gould (717-787-4605)
- Safe and Drug-Free Schools and Communities Act; 2003-04 eGrant Application Guidelines; May 2003
- Contact: Dan Iser (717-787-6406)

**Bureau of Teacher Certification and Preparation**

- Interstate Agreement on Qualification of Educational Personnel—Policy for Certification of Educational Professionals Across State Jurisdictions
- Contact: Susan Stewart (717-787-3356)
- Policy Regarding Acceptance on Educational Testing Service Facsimile Score Reports
  - Program Approval for Teacher Certification Programs: Chairperson's Handbook
  - Program Approval for Teacher Certification Programs: Team Member's Handbook
  - General Standards Interpretation and Guidelines: Review Team Worksheets
- Contact: Marjorie Blaze (717-787-3470)

**Bureau of Adult Basic and Literacy Education**

- Program Monitoring Review Field Guide
- Contact: John N. Sloan (717-772-3737)

**Bureau of Postsecondary Services**

- Pennsylvania State Approving Agency Business Plan, Fiscal Year 2003
- Contact: George Kordek (717-787-2414)

**Bureau of Career and Technical Education**

- Monitoring/Self-Study Booklet of the Nurse Aide Training and Competency Evaluation Program
  - Teaching the Educator Workshop for Nurse Aide Training and Competency Evaluation Program
- Contact: Carlyn Forlizzi (717-783-6975)
- Federal Carl Perkins Vocational and Technical Education Local Performance Review/Report
  - Pennsylvania Department of Education Methods of Administration for Complying with Civil Rights Guidelines in Vocational Education
- Contact: Jane Acri (717-772-4177)
- Federal and State Final Performance Reports
- Contact: John Bonchalk (717-772-4177)
- Program Administration Manual: Policy and Procedures for Perkins Subgrants and Related State Grants
- Contact: Allan Mensky (717-772-4177)
- Establishing & Operating Effective Local Advisory Committees
- Contact: Lydia Hess (717-787-8022)

**Equal Educational Opportunity Office**

- Manual for Deriving Indicators of Equal Opportunity for Higher Education in The Commonwealth of Pennsylvania
  - Act 101 Regulations and Guidelines
- Contact: Carrie M. Patterson (717-783-9531)

**Bureau of Performance Accountability and Reporting**

- Education Empowerment Act—SEA Procedural Manual
- Contact: John Nau (717-705-8014)
- Mandate Waiver Program Procedural Manual
- Contact: Sally Chamberlain (717-705-8020)

**OTHER:****Bureau of State Library**

- Disaster Response and Recovery Manual
  - State Library of Pennsylvania Collection Development Policy
- Contact: Sharon Anderson (717-783-5983)
- State Library of Pennsylvania Information Services Guidelines
- Contact: Gene Smith (717-783-7014)

**Bureau of Teacher Certification and Preparation**

- Certification Testing Booklets
- Contact: Marjorie Blaze (717-787-3470)

**Office of Postsecondary and Higher Education**

- Professional Standards and Practices Commission—Pa. Code Title 22—Chapter 233 Bylaws—Statement of Policy, Annual Report, Professional Educator Discipline Act 24 P. S. §§ 2070.1—2070.18)

Contact: Carolyn Angelo (717-787-6576)

- Postsecondary and Higher Education Operating Institutions of Higher Education in Pennsylvania Legally Authorized to Grant Degrees

Contact: Paula Fleck (717-772-3623)

**Bureau of Career and Technical Education**

- Community College Variable Stipend Program

Contact: John Bonchalk (717-772-4177)

**Bureau of Curriculum and Academic Services**

- Pennsylvania Literacy Framework

Contact: Joel Geary (717-772-1716)

- No Child Left Behind/Blue Ribbon Program—United States Department of Education Guidelines

Contact: Dale Baker (717-772-4944)

**Bureau of Budget and Fiscal Management**

- Standard Contract for Food Service Management Services

Contact: Saeed Khokhar (717-787-3186) or (800-331-0129)

- Basic Education Circular 24 P. S. Section 7-707, Sale or Lease of Unused and Unnecessary Lands and Buildings
- Basic Education Circular 24 P. S. Section 7-733, School Construction Reimbursement Criteria
- Basic Education Circular 24 P. S. Section 7-775, Department Approval of School Buildings, Equipment and Premises Leased for Educational Purposes by School Districts Except School Districts of the First Class
- Basic Education Circular 24 P. S. Section 25-2574, Reimbursement for School Construction Bond Issues
- Basic Education Circular 22 PA Code Section 349.28, Subsidy Payments on Closed School Buildings

Contact: Carle Dixon (717-787-5480)

**Bureau of Performance Accountability and Reporting**

- Western Michigan University Five-Year Charter School Evaluation (on PDE Website)

Contact: Dr. Dan Felix (717-787-9819)

**EMERGENCY MANAGEMENT AGENCY****Circulars:**

D2003—1 Training and Test Authorization Requests

D2003—2 Pennsylvania Emergency Incident Reporting System (PEIRS)

D2003—4 Comprehensive Exercise Program

D2003—5 Emergency Management Training and Education

D2002—2 Testing Program and Protocol for State Emergency Voice Alerting Network (SEVAN)

D2002—3 Radiological Instructor Classification System and Code of Professionalism

D2002—4 Emergency Equipment Materials and Supplies

D2002—5 Requirements for the Preparation, Review and Update of Municipal Emergency Operation Plans (EOPs) and Accompanying Documents.

C2003—1 Weather Emergency Preparedness Exercise

C2003—2 Radiation Emergency Response Fund (RERF) Grant Guidance

C2003—3 Hazardous Material Emergency Response After-Action Reviews and Reports

C2003—4 Nuclear Power Plant Accident Emergency Worker Dosimetry and Potassium Iodide (KI)

C2003—5 Hazardous Material Response Fund Guidance and Grant Application

C2003—6 Emergency Management Performance Grant Annual Submission

**2002**

C2002—1 Weather Emergency Preparedness Exercise (BOOT)

C2002—2 Hazardous Material Response Fund Guidance and Grant Application (BOA)

C2002—3 Radiation Emergency Response Fund (RERF) Grant Guidance (BOA)

C2002—4 Emergency Management Performance Grant Annual Submission (BOA)

C2002—5 Requirements for Preparation of Annual County Report on Hazardous Material Emergency Response Preparedness—Reporting Year 2002

C2002—6 Hazardous Materials Emergency Preparedness (HMEP) Planning and Training Grant Guidance

**2001**

C2001—5 Requirements for Preparation of Annual County Report on Hazardous Material Emergency Response Preparedness \*Reporting Year 2001 \*(BOP)

- C2001—6 Hazardous Materials Emergency Preparedness (HMEP) Planning and Training Grant Guidance—(BOA)  
 C2001—7 Release of Sensitive Documents or Information to the General Public in Light of the Terrorist Threat (EO)

**2000**

- C2000-1 Radiological Preparedness Program (BOOT)  
 C2000-4 Guidance for Enforcement of the Hazardous Material Emergency Planning and Response Act (Act 1990-165) (BOP)  
 C2000-6 Planning Guidance For Mass Fatalities Incidents (BOP)  
 C2000-8 Radiation Transportation Emergency Response Fund (RTERF) Grant Guidance (BOA)  
 C2000-10 Evacuation Authority (EO)  
 C2000-12 Movement of Authorized Persons on Commonwealth Highways During a Blizzard or Major Winter Storm (EO)

**1999**

- C99-4 Nuclear Power Plant Accident Emergency Worker Dosimetry and Potassium Iodide (KI) (BOP)  
 C99-5 Emergency Management Exercise Program (BOOT)  
 C99-9 Hazardous Materials After-Action Reviews and Reports—BOP)

**1993**

- C93-1 Guidance for Appropriate Emergency Response to Spills or Leaks from Vehicle Fuel Tanks or Heating System Fuel Supply Tanks or Lines (SFCO)

**Directives****2001**

- D2001-1 Expenditure of Act 165-Generated Revenues at The County Level (BOP)  
 D2001-2 Preparation, Review, and Maintenance of SARA Title III Off-Site Response Plans and the State SARA Facility Database. (BOP)  
 D2001-3 Certified Hazardous Material Response Teams In Pennsylvania (BOP)

**2000**

- D2000-1 Official Enrollment Of Emergency Management Volunteers (EO)  
 D2000-2 Training and Test Authorization Requests (EO)  
 D2000-3 Compensation for Accidental Injury (EO)  
 D2000-4 Testing Program and Protocol for State Emergency Voice Alerting Network (SEVAN) (BOOT)  
 D2000-5 Act 1990-165 Facility and Vehicle Inspections (BOP)  
 D2000-6 PA Emergency Incident Reporting System (PEIRS) (BOOT)  
 D2000-7 Emergency Equipment, Materials and Supplies (BOA)

**1995**

- D95-2 Instructor Classification System and Code of Professionalism (SFCO)

**1991**

- D91-3 Firefighter's Memorial Flag (SFCO)  
 D91-4 Guidelines for the Operation of a Fire Service Certification Advisory Committee (SFCO)

**1990**

- D90-3 Emergency Management Training and Education (BOOT)

**ENVIRONMENTAL HEARING BOARD****GUIDANCE MATERIALS:**

Filing Instructions and appeal form that are provided to the public on request.

Internal Operating Procedures published in the *Pennsylvania Bulletin* on May 20, 2000 at 30 Pa. Bulletin 2541.

Temporary Guidance for Electronic Filing effective May 15, 2000 and Instructions for Use effective September 12, 2000.

Practice and Procedure Manual effective January 2003.

The Board also publishes an annual report in August for each fiscal year ended in June as well as an annual summary of a selected number of its decisions.

These materials are distributed broadly and may be accessed on the Board's website at [www.ehb.verilaw.com](http://www.ehb.verilaw.com).

Contact: William T. Phillipy (717) 787-3483

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**ENVIRONMENTAL PROTECTION**


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<b>Policy Office</b>	<b>Contact: Joe Sieber 717-783-1497</b>
<i>Document ID#</i>	<i>Title of Document</i>
012-0100-001	Environmental Quality Board Policy for Processing Petitions
012-0200-001	Policy for Consideration of Local Comprehensive Plans and Zoning Ordinances in Permit Review
012-0200-002	Policy for Consideration of Local Comprehensive Plans and Zoning Ordinances in Grants Review
012-0200-003	Interim Public Access to Information Policy
012-0501-001	DEP Mediation Confidentiality
012-0700-001	Policies and Procedures for Implementing the History Code
012-0700-002	Guidance for Implementation of the Agricultural Land Preservation Policy
012-0820-001	Policy for Development, Approval and Distribution of Regulations
012-0840-001	Policy to Encourage Voluntary Compliance by Means of Environmental Audits
012-0900-001	Policy for Development, Approval and Distribution of Guidance
012-0900-002	Secretary's Directive/Review of Existing Regulations and Technical Guidance Documents
012-0900-006	Adoption by Reference of EPA's Y2K Enforcement Policy
012-1920-001	Public Participation in the Development of Regulations and Technical Guidance
012-4180-001	Policy/Acceptance/Community Environmental Projects in lieu of Civil Penalties
012-5500-001	2004 Environmental Education Grants Program Manual and Forms
012-5500-002	Environmental Education Grants Elective Program
<b>Office of Information Technology</b>	<b>Contact: Gail Jackson 717-772-4786</b>
013-0830-001	Data Standards for Names and Addresses
013-0830-002	Data Standards for PA Municipality Codes
013-0830-003	DEP Locational Data Policy
013-0830-004	Loan of DEP Personal Computers to Local Procurement Units
013-0830-005	Suggested Formats for Required Electronic Deliverable Attachments
013-0830-006	Formats for Required Electronic Deliverable CAD Attachments
013-0830-007	Formats for Required Electronic Deliverable GIS Attachments
013-0830-008	Geospatial Digital Data Submission Guideline
013-2000-001	Policy for the DEP Money-Back Guarantee Permit Review Program
013-2000-002	Policy for Implementing the Pennsylvania Natural Diversity Index
<b>Management and Technical Service</b>	<b>Contact: Lisa Miller 717-787-7193</b>
150-0200-001	DEP Policy on Professional Work Assignments Conducted by Licenses Professional Engineers, Geologists
150-2302-001	Critical Elements for Certification of Laboratories for Chemistry
150-2302-002	Critical Elements for Certification of Laboratories for Microbiology
150-2302-003	Critical Elements for Certification of Laboratories for Radionuclides
150-2302-004	Procedures for the Approval and Accreditation of Laboratories in PA, Utilizing the NELAC Standards
<b>Bureau of Land Recycling and Waste Management</b>	<b>Contact: Mike Texter 717-783-6006</b>
250-3100-001	Guidance on Radioactivity Monitoring at Muni. and Residual Waste Processing/Disposal Facilities
250-3100-401	Quality Assurance Program
250-3120-320	Execution of Release Forms by Waste Management Field Inspectors
250-3130-763	Purge Water from Groundwater Sampling
250-4180-302	Calculation of Civil Penalties
251-0300-402	Risk Assessment Guidelines for Facilities Burning Hazardous Waste
251-2000-704	Exclusionary Siting Criteria—Hazardous Waste Treatment & Disposal
251-2000-705	Revisions to Exclusionary Siting Criteria Document
251-2000-706	Time Frame for Application of Hazardous Waste Exclusionary Siting Criteria
251-2100-203	Hazardous Sites Cleanup Act, Preapplication Meetings



251-2100-727	Policy and Procedure for Municipal Waste Facilities Equivalency Approvals
251-2100-754	Change of Ownership/Transfer of Permit
251-2149-713	Review Procedure for Hazardous Waste Transfer Facilities for PBR Status
251-2200-502	Household Hazardous Waste Collection Program
251-2200-515	Establishment of Household Hazardous Waste (HHW) Program
251-5500-758	Reimbursement to Host County for Hazardous Review
252-5500-100	Section 902 Recycling Grant Applications that must comply with Act 57
252-6600-516	Review of Residual and Hazardous Waste Source Reduction Strategies
253-0300-100	Land Recycling Program Technical Manual
253-4500-601	Closure Requirements for Underground Storage Tank Systems
253-4500-601	Closure Requirements for Underground Storage Tank Systems
253-4500-606	ARARs—Cleanup Response and Remedial Actions
253-4500-608	Environmental Emergency Response Actions
253-4500-613	Mitigating Remedies under the Orphan Sites Program
253-5500-612	Issuance of Grants for Technical Evaluations under HSCA
253-5700-621	Off-site Audit Manual for Hazardous Sites Cleanup Program
253-5700-632	Community Relations Activities for State HSCP and Federal Superfund Program
253-5700-634	Prep of Analysis of Alternatives/HSCA Proposed Response Document
253-5800-638	Environmental Emergency Response Program Response Actions
254-2000-715	Clean Fill Policy and Procedures
254-2100-100	Local Municipality Involvement Process
254-2100-101	Environmental Assessment Process, Phase I Review
254-2100-102	Municipal Waste Facility Review—Traffic Analysis
254-2100-103	Process for Evaluating Daily Volume
254-2153-721	Areas Where Municipal Waste Landfills (MWLF) are Prohibited
254-2153-723	Leak Detection Tests for Installed Liners
254-2157-717	Pumping Requirements for Construction/Demolition Landfills in Noncoal Mines
254-2157-718	Liners for Construction/Demolition Waste Landfills
254-2158-745	Issue of Emergency Municipal Waste Transfer
254-2160-762	Management of Municipal Ash Waste from Resource Recovery Facility
254-2167-702	Clarification of the Identification of Infectious Waste Generators
254-2167-703	Co-mingling of Infectious & Chemotherapeutic Waste in One Container
254-2167-708	Procedures for Container/Vehicle Decontamination & Small Spill Cleanup
254-2167-709	Clarification of Requirements Related to Storage Bags
254-2167-712	Clarification of the Permit-by-Rule Provision for Mixed Waste/Residual Waste
254-2167-725	Temp Storage & In-Transit Provisions during Transport or Transfer
254-2167-726	Policy/Procedures for Infectious Waste Definition
254-2212-504	Guidelines for the Development of County Waste Management Plan Revisions
254-5400-001	BMP's for Storage, Processing, or Disposal of Land-Clearing, Grubbing, and Excavation Wastes
254-5400-100	The Food Processing Residual Management Manual
254-5401-001	Best Practices for Environmental Protection in the Mushroom Farm Community
254-5403-100	Guidelines for Yard Waste Composting Facilities
254-5900-001	Guidelines for the Development and Implementation of PPG Plans for Generators/Burners of Waste Oil
254-5900-001	Guidelines for the Development and Implementation of PPC Plans for Generators & Burners— Waste Oil
255-5400-001	Outdoor Shooting Range Guidance
257-2212-501	County Option to Retain or Eliminate Municipal Waste Flow Control
257-2318-005	Policy for Implementing the General Operating Permit Strategy for Aboveground Storage Tanks
257-4180-002	Storage Tank Program Compliance Assistance Strategy

257-4200-001	Closure Requirements for Aboveground Storage Tank Systems
258-2000-764	New Waste Streams Review
258-2000-765	General Permitting Procedure
258-2000-767	Chemical Analysis
258-2000-768	Implementation Guidance
258-2182-773	Safe Fill Policy and Procedure Establishing Criteria for use of Uncontaminated Soil, Rock, Stone etc

**Bureau of Air Quality      Contact: Ralph Scanlon 717-787-9702**

271-5000-001	Employer Trip Reduction Policy
271-5000-002	Interstate Ozone Reduction/Chapter 145 Regulation Overview
273-4000-001	Compliance Assurance Policy for Cement Kilns with CEMS
273-4000-002	Compliance Assurance Policy for Hospital Waste Incinerators
273-4000-003	Compliance Assurance Policy for Municipal Waste Incinerators, including Revisions
273-4000-004	Enforcement Policy for CEMS on Fluid Catalytic Cracking Units
273-4000-005	Enforcement Policy—CEMS and Coal Sampling/Analysis Systems
273-4000-007	Interim Compliance Strategy on RACT for NOx Sources with CEMS
273-4000-008	Policy for Sampling/Determination of Compliance with Low RVP Gasoline Requirements in the Pittsburgh
273-4100-005	Air Pollution Control Act/Compliance History Review/Civil Penalty Assessment Procedure
273-4130-001	DEP/EPA Asbestos Demolition/Renovation Civil Penalty Policy
273-4130-003	Guidance for Application of Regional Civil Assessment Procedure
273-4130-004	Compliance Docket Procedure
273-4130-006	Stage I Penalty Assessment Guidance
273-4130-007	Stage II Enforcement Strategy
273-5401-001	Compliance Strategy for Mushroom Composting Operations
274-0300-002	Source Testing Manual
274-0300-003	Continuous Emissions Monitoring Manual
274-3100-001	Policy for Stage II Vapor Recovery Testing Requirements
274-3100-002	Interim Procedures Pertaining to Continuous Source Monitoring System Quarterly Data Reports
275-2101-001	Air Quality Operating Permit—Protocol
275-2101-002	AQ Operating Permit—Permitting Procedures
275-2101-003	Air Quality Permit Exemptions
275-2101-004	AQ Operating Permit—Modification/Reactivation
275-2101-005	AQ Operating Permit—Delegation Conditions & Policy Performance Test Waivers
275-2101-006	AQ Operating Permit—Requirements
275-2101-007	AQ Operating Permit—Best Available Technology & Other Permitting Criteria
275-2101-008	AQ Operating Permit—Hazardous Waste Incineration
275-2101-009	AQ Operating Permit—Waste Derives Liquid Fuel Policies
275-2101-010	AQ Operating Permit—Air Toxics Policies
275-2101-011	AQ Operating Permit—Public Notification
275-2101-014	AQ Operating Permit—Prevention of Significant Deterioration
275-2101-015	AQ Operating Permit—Volatile Organic Compounds
275-2101-016	AQ Operating Permit—Continuous Source Monitors
275-2101-017	Proposed Policy Concerning the Alternative Analysis Required for Major New or Modified Facilities

**Bureau of Radiation Protection      Ben Seiber 717-787-2489**

291-0400-001	P & P Summary, Radiation Control Division
291-4100-001	Compliance and Enforcement Policy
292-0400-002	Nuclear Power Generating Station Incident Manual
293-0400-001	Policy and Procedures, Nuclear Safety Division

- 293-0400-002 Low Level Radioactive Waste Section Policies and Procedures
- 293-2400-001 Conducting Radiological Performance Assessments For LLRW Disposal in PA
- 293-2400-003 Requirements for LLRW Minimization Plan
- 294-2309-001 Radon Certification Policy
- 294-2309-002 Radon Mitigation Standards
- 294-2309-003 Pennsylvania Radon Certification Guide
- 294-2309-004 Schematic Radon Mitigation Installation for New Construction
- 294-2309-005 Radon Reduction Techniques for Existing Detached Houses
- 294-2309-006 Application of Radon Reduction Techniques
- 294-2400-002 Enhanced Containment through Engineered Barriers Staff Technical Report
- Bureau of Waterways Engineering Don Martino 717-787-6826**
- 310-0600-002 Interagency Agreement with the Susquehanna River Basin
- 310-2139-002 Land Acquisition Policies
- 310-2140-001 Criteria and Fees for Dam Safety Limited Power Permits
- 310-3120-001 Annual Dam Inspection Report Policy
- 310-3140-002 Category 3 Dam Inspection Program
- 310-4000-001 Compliance Assistance and Enforcement Manual
- Bureau of Watershed Mgt/Bur of Water Supply and Wastewater Management Trudy Troutman  
717-783-3795**
- 361-0100-001 Conservation District Fund Allocation Program
- 361-0100-002 Chesapeake Bay Nonpoint Source Pollution Abatement Program
- 361-0100-003 Water Quality Toxics Management Strategy
- 361-0300-001 Manure Management for Environmental Protection
- 361-0300-002 Field Application of Manure
- 361-5500-004 Chesapeake Bay Financial Assistance Funding Program Guidelines
- 362-0300-001 Domestic Wastewater Facilities Manual
- 362-0300-002 Guidelines for Design, Installation and Operation of Small Flow Treatment Facilities
- 362-0300-003 Sewage Facilities Planning: Preparing Act 537 Update Revisions
- 362-0300-004 A Guide To Requirements and Procedures For Obtaining Permits etc for Industrial Wastewater Mgt System
- 362-0300-005 Handbook—NPDES Permit for POTW and Non-Municipal Wastewater Dischargers
- 362-0300-006 Handbook—NPDES Permit for Industrial Wastewater Dischargers
- 362-0300-007 Alternate Systems Guidance
- 362-0300-008 Experimental Systems Guidance
- 362-0400-001 NPDES Program Implementation—MOU Concerning WQM, NPDES Program Implementation, and Related Matters
- 362-0600-001 National Pollutant Discharge Elimination System Program Implementation
- 362-0600-002 Agreement Between Oil/Gas Mgmt and Water Quality on Pollution Discharge
- 362-0830-001 Locational Data Policy for the Wastewater Management Program
- 362-2000-001 Guidelines for the Development and Implementation on Writing Emergency Response Plans
- 362-2000-001 Permitting Policy and Procedure Manual
- 362-2000-003 Policy for Permitting Surface Water Diversions
- 362-2000-005 Subsurface Disposal of Carwash Waste
- 362-2000-007 Conducting Technical Reviews of Water Quality Management (Part II) Permit
- 362-2000-008 Conducting Technical Reviews of Minor NPDES Renewal Applications
- 362-2000-009 Manual for Land Application of Treated Sewage and Industrial Wastewaters
- 362-2000-010 Interim CAFO Policy
- 362-2183-001 Technical Guidance for Permitting Landfill Leachate Discharges
- 362-2183-003 Technology-Based Control Requirements for Water Treatment Plant Wastes
- 362-2183-004 Technical Guidance for Development of NPDES Permit Requirements Steam Electric Industry

362-2192-001	Biosolids Program Implementation Guidance
362-2192-002	Biosolids Odor Control Plan Guidance
362-2192-003	Guidelines for Agricultural Utilization of Sewage Sludge
362-2206-001	Review and Coordination of Chapter 94 Reports and Act 537 Planning
362-2206-007	Policy Establishing New Program Direction for Act 537 Comprehensive Planning
362-2207-004	Impact/Subsurface Disposal on Ground Water Nitrate-Nitrogen Levels
362-2207-008	Administration of Fee Collection for Planning Module Reviews
362-2208-002	Municipal Guidance—Reconstructive Planning
362-4000-001	Calculation of Contingent Penalties for Effluent Violations
362-4000-002	Field Manual for Compliance Orders
362-4180-001	Guidance for Civil Penalty Calculation for Effluent Violations
362-4180-002	Civil Penalty Assessment Procedures for Pollution Incidents
362-4180-003	Calculation of Civil Penalties for Willfulness
362-5512-001	PA Sewage Facilities Act 537, Enforcement Reimbursement
362-5512-002	Act 537 Sewage Facilities Planning Grants
362-5512-003	Recognition of Selected Cost Items Associated with “Inflow and Infiltration Studies”
363-0200-002	Delegation of Authority for Chapters 105-106
363-0200-003	Pennsylvania Wetland Replacement Project
363-0300-001	Design Criteria—Wetland Replacement/Monitoring
363-0400-001	Chapter 105 Program Manual
363-0600-001	Delegation of Chapter 105 Functions to County Conservation Districts
363-0600-003	Agreement with the U. S. Army Corps of Engineers
363-2100-002	Delegation of Chapter 105 Functions to Oil & Gas and Field Operations
363-2134-008	Erosion and Sedimentation Pollution Control Manual
363-2134-010	Earth Disturbance Permit Policies and Procedures
363-2134-013	Permit Guidelines for Phased Projects for NPDES Strmwtr Discharges, w/ Erosion and SPC & WRP Permits
363-2140-001	Criteria and Fees for Waterways Management Limited Power Permits
363-2141-001	Chapter 105 General Permits
363-2191-014	NPDES Permit: Discharge of Storm Water from Construction Activities
363-2316-001	Certification for Corps Nationwide Permits (Wetlands)
363-2505-001	Guidelines for Determining Bonds
363-3000-013	Inspection of Earth Disturbance Sites
363-4000-001	Compliance Assistance and Enforcement Manual
381-5500-001	Guidance for Reviewing Capital Grants for Construction
381-5511-012	DEP and Pennsylvania Infrastructure Investment Authority Agreement
381-5511-014	Guidance on the Utilization of Minority and Women’s Business Enterprise Firms
381-5511-111	Guidelines for the Uniform Environmental Review Process
381-5511-113	Handbook for PennVest Wastewater Projects
381-5513-001	Guidance for the Review and Processing Act 339 State Grants for Operation of Sewage Treatment Works
383-0300-001	Ground Source Heat Pump Manual
383-0300-107	Working Guide to the Lead and Copper Rule
383-0400-104	Health Effects and Risk Management Staff Handbook
383-0400-110	Safe Drinking Water Program Compliance Strategy
383-0400-114	Pennsylvania’s Capacity Enhancement Program
383-0800-001	Principles for Ground Water Pollution Prevention and Remediation
383-0810-101	Summary of Key Requirements, Community Water Systems
383-0810-102	Summary of Key Requirements for Total Coliform Rule
383-0810-105	Summary of Key Requirements for Phase 2 & Phase 5 Wellhead Protection Rule

383-0810-106	Summary of Key Requirements for Surface Water Filtration Rule
383-0810-107	Summary of Key Requirements for Lead and Copper Rule
383-0810-201	Summary of Key Requirements for Transient Noncommunity Water Systems
383-0810-203	Summary of Key Requirements for Bottled Water Systems
383-0810-206	Summary of Key Requirements for Surface Water Identification Protocol
383-0810-301	Summary of Key Requirements for Nontransient/Noncommunity Water Systems
383-0810-303	Summary of Key Requirements for Vended/Bulk Water Hauling
383-0810-401	Summary of Key Requirements for Consecutive Water Systems
383-0830-001	Quality Management Plan for the Bureau of Water Supply and Wastewater Management
383-2000-030	Comprehensive State Ground Water Protection Program (CSGWPP)
383-2000-108	Guidance for Construction and Operation Permits Guidance
383-2000-208	Pilot Plant Filtration Studies for Filtration of Surface Sources
383-2100-108	Department of Environmental Protection (DEP) Permit Guide to Public Water Systems
383-2100-208	DEP Approval Guide for Noncommunity Water Systems
383-2125-108	Public Water Supply Manual, Part 2—Community Water System Design Standards
383-2126-103	Permitting of Vended Water Systems
383-2126-203	Permitting of Retail Water Facilities
383-2126-303	Public Water Supply Manual, Part III
383-2127-103	Permitting of Bulk Water Hauling Systems
383-2128-108	Public Water Supply Manual, Part IV—Noncommunity System Design Standards
383-2129-001	Enhanced Coagulation Calculator Spreadsheet
383-2131-001	Screening Criteria on Water Quality/Quantity Impacts for Drinking Water Permits
383-2200-108	Guidance for the Review & Approval of an Existing Well Water Source for Use at a Public Water System
383-2300-001	Pennsylvania's Interim Program for Operator Certification
383-2300-002	Training Provider Manual for the PA Water and Wastewater System Operator Training Program
383-3000-001	Groundwater Monitoring Guidance Manual
383-3000-101	Safe Drinking Water Program Field-Related Compliance
383-3000-102	Program Guidance on the Total Coliform Rule Guidance
383-3000-307	Corrosion Control Treatment—Basic Feasibility Study
383-3100-111	Public Water Supply Manual, Part 7
383-3110-111	Public Water Supply Manual—Part 5, Sections 1 & 2
383-3110-211	Public Water Supply Manual, Part 5, App A
383-3120-101	Surveillance Strategy and Implementation Guidelines
383-3120-106	Filter Plant Performance Evaluations and Response
383-3130-106	Giardia Sampling and Response
383-3130-108	New Source Sampling Requirements for Surface Water Sources
383-3130-208	Community and Nontransient Noncommunity Water Systems: New Source Sampling for Groundwater Sources
383-3130-308	Transient Noncommunity Water Systems: New Source Sampling Requirements for Groundwater Sources
383-3200-009	Pennsylvania's Ground Water Quality Monitoring Network: Ambient and Fixed Station Network
383-3200-009	Ground Water Quality Monitoring Network: Ambient and Fixed Station Network (FSN)
383-3200-016	Quality Assurance Work Plans for Groundwater Monitoring Stations
383-3301-102	Laboratory Reporting Instructions for Total and Fecal Coliform Bacteria
383-3301-103	Guide to Laboratory Reporting Instructions for BVRBs
383-3301-105	Laboratory Reporting Instructions for Chemical Contaminants
383-3301-106	Filter Rule Reporting Instructions/Public Water Systems Using Filtered Surface-Water
383-3301-107	Laboratory Reporting Instructions, Lead and Copper Rule
383-3301-205	Laboratory Reporting Instructions/ Radiological Contaminants/ Drinking Water Distribution

383-3301-206	Filter Rule Reporting Instructions for Public Water Supply Systems Using Unfiltered Surface Water
383-3301-305	Laboratory Reporting Procedures for Total Trihalomethanes
383-3310-109	Pennsylvania Drinking Water Information System (PADWIS) Inventory User's Manual
383-3310-209	PADWIS Inventory Reports by PWSID
383-3310-409	Pennsylvania Drinking Water Information System (PADWIS) Violation and Enforcement Users Manual
383-3310-609	PADWIS Reporting
383-3500-105	Pennsylvania Vulnerability Assessment Summary
383-3500-106	Guidance for Surface Water Identification
383-3500-112	Surface Water Identification Protocol—NCWS
383-5000-001	Source Water Assessment and Protection Program
383-5500-113	PENNVEST Guidance
383-5500-213	Small Water Systems Regionalization Grant Program
383-5500-413	Formation of Water Authorities Grant Program
383-5500-513	County Water Supply Planning
383-5500-613	Small Water Systems Consolidation Construction Grant Program
383-5900-111	Public Water Supply Manual, Part VI
385-2000-011	Pennsylvania Combined Sewer Overflow Policy
385-2000-012	Pa's Phase II NPDES Stormwater Permitting Strategy/MS4 Municipal Separate Storm Sewer— Industrial
391-0300-002	Pa's Water Quality Antidegradation Implementation Guidance
391-2000-002	Establishment of Alternate Thermal Effluent Limitations
391-2000-003	Determining Water Quality Based Point Source Effluent Limits
391-2000-006	Implementation Guidance Design Conditions
391-2000-007	Technical Reference for the Water Quality Model 6.3 for Windows (WQM63W)
391-2000-008	Implementation Guidance for the Sampling and Analysis of Osmotic Pressure
391-2000-010	Implementation Guidance for Phosphorus Discharges to Lakes, Ponds, and Impoundments
391-2000-011	Technical Reference Guide for the Pennsylvania Single Discharge Toxics Model
391-2000-012	Users Guide for the Pennsylvania Single Discharge Toxics Model
391-2000-013	Implementation Guidance of Section 93.7 Ammonia Criteria
391-2000-014	Implementation Guidance for Evaluating Wastewater Discharges to Drainage Ditches and Swales
391-2000-015	Implementation Guidance for Total Residual Chlorine (TRC) Regulation
391-2000-017	Implementation Guidance for Temperature Criteria
391-2000-018	Implementation Guidance for Section 95.9 Phosphorus Discharges to Free Flowing Streams
391-2000-019	Implementation Guidance for Application of Section 93.5 (e)
391-2000-020	Protocol/Estimating First Order Pollutant Fate Coefficients/ Volatile Organic Substances
391-2000-021	Field Data Collection & Evaluation Protocol/Determining Stream & Point Source Discharge Hardness
391-2000-022	Ambient Water Quality in the Determination of Wasteload Allocations and NPDES Effluent Limitations
391-2000-023	Design Stream Flows
391-2000-024	Field Data Collection and Evaluation Protocol for Deriving Daily and Hourly Discharge Coefficients..
391-3200-003	Quality Assurance Work Plan: Cause/Effect Surveys
391-3200-004	Aquatic Life Use Attainability Studies—Flow Water & Impoundment
391-3200-005	Aquatic Life Special Water Quality Protection Survey
391-3200-006	Quality Assurance Work Plan: Toxics Surveys
391-3200-007	Stream Enrichment Risk Analysis
391-3200-008	Quality Assurance Work Plan: Advanced Treatment Model—Calibration/Verification Surveys
391-3200-010	Standardized Biological Field Collection & Laboratory Methods

391-3200-013	Evaluation of Phosphorus to Lakes, Ponds & Impoundments
392-0300-001	Stormwater Management Guidelines and Model Ordinances
392-0300-002	Comprehensive Stormwater Management Policy
392-2130-001	General Policy and Procedures for the Review of Water Allocation Permit Applications
392-2130-002	Subsidiary Water Allocation Permit Requirement
392-2130-003	Attorney General Opinion 361 re: 1939 Water Rights Act
392-2130-004	Rescission of Water Rights
392-2130-005	Policy for Regulation of Interbasin Transfers
392-2130-006	Metering of Withdrawals under Orders of Confirmation
392-2130-007	Constant Gallons per Capita per Day (GPCD)
392-2130-008	Permit Life
392-2130-012	Recognizing Succession to Water Rights as a Result of Changes of Ownership
392-2130-013	Protecting Aquatic Resources & Related Stream Uses In Processing Approvals For Water Rights etc.
393-0900-006	Stationary/Nonstationary Tanks
393-0900-009	Exemption from Reg Fees for Volunteer Fire Cos/Volunteer EMS Orgs
393-0900-011	Modification and Maintenance Issues
393-0900-012	Storage Tank Cleaning Activities
393-0900-014	Applicability of 40 CFR, Subpart 280, Sub G to Previously Closed Tanks
393-0900-015	Implementation of Act 16
393-0900-016	Implementation of Act 34
393-0900-018	Summary of the Technical Requirements for Aboveground Storage Tanks
393-0900-019	Summary of the Simplified Program for Small Aboveground Storage Tanks
393-0900-020	Summary of the Technical Standards for Underground Storage Tanks
393-0900-021	UST/AST System Variances
393-0900-022	Verification of Emergency Containment Structures for Aboveground Storage Tanks
393-2300-001	Storage Tanks Certification Program (Chapter 245, A and B)
393-2318-001	ASNT Level II Certification
393-2318-002	PE Certification for Aboveground Storage Tanks (ASTs)
393-2318-003	Upgrade Requirements/Substantial Modification of Underground Storage Tanks
393-2318-004	Summary of the Permitting of Underground and Aboveground Storage Tank Systems and Facilities
393-2320-001	Statement of Policy—Definition of Underground Storage Tank
393-3300-002	Permeability of Secondary Containment & Emergency Containment
393-4180-001	Penalty Assessment Matrix
393-4180-003	Strategy for Addressing the 1998 Federal and State Deadline for Upgrading Existing USTs
394-0300-001	Commonwealth of Pennsylvania Coastal Zone Management Program and Final Environmental Impact Statement
394-0810-001	PA's Continuous Planning Process (CPP) for Water Quality Management 1999 Update
394-2000-001	Municipal Reference Document—Department Guidance for the Bluff Recession and Setback Act
394-2000-002	PA's Nonpoint Source Mgt. Program
<b>Field Operations</b>	<b>Kris Lutz 717-787-9240</b>
400-0200-001	Policy for PA Natural Diversity Inventory (PNDI) Coordination During Permit Review and Evaluation
400-2000-300	Policy for Model Permit Application Process
400-2200-001	Guidelines for the Development and Implementation of Environmental Emergency Response Plans
400-5900-101	Emergency Operations Plan
400-5900-102	Policy for Authorizing Emergency Response Expenditure
400-5900-103	Policy for Emergency Response Critiques
400-5900-104	Policy for Authorities of DEP On-Scene Coordinators

400-5900-105	Policy for Emergency Response Contracting
400-5900-107	Policies for Authorities of DEP's Director of Emergency Response
400-5900-108	Policy for Contracting with Fire Companies or HAZMAT Teams
400-5900-109	Policy for Authorization of Emergency Transport/Storage of Hazardous Waste
400-5900-110	Policy for Field Order Authorization of Emergency Response Team
400-5900-111	Procedures for Emergency Contracting to Extinguish Mine Fire
400-5900-112	Policy for Gasoline Fume Emergency Criteria
400-5900-113	Chlorine Safety Procedures
400-5900-114	Hazardous Material and Hazardous Atmosphere Safety Policy
400-5900-115	Confined Space Safety Policy
400-5900-116	Policy for Electrofishing Personnel and Equipment Safety
400-5900-117	Standard Operating Procedures for the Acceptance, Collection, Transport etc of Elemental Mercury

**Bureau of Oil and Gas Management      Joyce Williams 717-787-4817**

550-0300-001	Oil and Gas Operators Manual
550-0800-001	PA's Plan for Addressing Problem Abandoned Wells and Orphaned Wells
550-2000-001	Administrative Policies and Procedures Manual
550-2100-002	Oil and Gas Wastewater Permitting Manual
550-2100-003	Oil and Gas Well Drilling Permit Applications and Related Approvals
550-2100-008	Interim Policy for NPDES Permits for Stormwater Discharges Assoc'd w/Constr Activities @ O&G Wells
550-2100-009	Oil and Gas Locational Guidance
550-2500-001	Interim Technical Guidance For Attachments to Electronic Submissions—Oil and Gas Program
550-2501-101	Guidelines for Submitting Oil/Gas Bonds
550-3000-001	Compliance Monitoring of Oil and Gas Wells and Related Facilities and Activities
550-4000-001	Enforcement Actions by DEP's Oil and Gas Management Program
550-4180-001	Civil Penalty Assessments in the Oil and Gas Program
550-5600-001	Waste Minimization in the Oil and Gas Exploration and Production Industry

**Bureau of Mining and Reclamation      Nevin Strook 717-787-6842**

560-0600-101	Interagency Agreement with the Fish and Boat Commission
560-0600-102	MOU Between PA Game Commission and DEP
560-0600-104	Interagency Agreement, Historical Museum Commission
560-0600-105	Interagency Agreement, Waste Management
560-0600-204	Office of Surface Mining MOU
560-0700-302	Fish and Boat Commission Coordination
560-0700-303	Game Commission Coordination
560-0700-304	Review of Surface Mine Applications on High Quality Waters
561-2305-201	SOAP and ROAP Application Processing and Preassignment Field Conference
561-2305-203	Small Operator and Remining Operator Assistance Programs (SOAP & ROAP) Report Review
561-2305-601	SOAP and ROAP Applicant Liability and Reimbursement Procedure
561-5300-101	Mine Subsidence Insurance (MSI) Coverage Issuance Procedures
561-5300-201	Mine Subsidence Insurance (MSI) Damage Claim Processing Procedures
562-2000-001	Projects and Activities under the Environmental Good Samaritan Act
562-2000-703	Licensing, Name Changes
562-2100-001	Blasting Activity Permits and Permits by Rule
562-2100-002	Alternative Peak Particle Velocity or Airblast Level
562-2100-704	Municipal Mining Licenses, Permits and Bonds
562-2112-315	Prompt Closure of Abandoned Underground Mine Openings
562-2112-316	Sealing Mine Openings, Bituminous
562-2112-317	Sealing Anthracite Underground Mine Openings



562-2112-503	Bituminous Coal Surface Mining/Blasting near Utilities and Pipelines
562-2112-504	Blasting Complaint Protocol
562-2402-501	Blaster's License Suspension and Revocation Procedure
562-2403-505	Drop Trailer and Tanker Guidelines
562-2500-702	Insurance Requirements and Water Supply Replacement Assurance
562-2504-312	Surety Reclamation of Bond Forfeiture Sites
562-3000-102	Inspections
562-3000-105	Field Evaluation of Pit Size Variances
562-3000-110	Applicant Violator System (AVS) Inspections
562-3000-802	Applicant Violator System (AVS) Compliance
562-3200-203	Fixing Water Samples
562-3200-205	Normal/Favorable Planting Season
562-3900-402	Citizens' Requests: Receiving, Tracking, Investigating, Appealing and Filing
562-4000-101	Water Supply Replacement and Compliance
562-4100-301	Compliance/Enforcement Procedures
562-4100-307	Enforcement, Alternative
562-4100-311	Enforcement Procedures for Non-Mining Blasting Operations and Explosives Storage Sites
562-4170-308	Bond Forfeiture
562-4180-101	Noncoal Civil Penalty Assessments
562-4180-306	Civil Penalty Assessments
562-4180-309	Reclamation in Lieu of Cash Payment for Civil Penalties
562-4180-310	Bankrupt Surety Company Bond Replacement Requirements and Civil Penalty Calculations
562-4180-311	Civil Penalty Collections
562-5900-001	Surface Mine Accident Investigations
563-0300-101	Engineering Manual for Coal
563-2000-001	Government Financed Construction Contracts
563-2000-102	Coal Exploration
563-2000-105	Coal Exploration by Slope Development
563-2000-203	Noncoal Underground Mine Permit Applications
563-2000-204	Homeowner Notification of Right to Pre-Blast Survey (Industrial Minerals)
563-2000-208	Right of Entry
563-2000-223	Review Process, Bituminous Coal Blast Plan
563-2000-602	Beneficial Use of Sewage Sludge at Active Mine Sites
563-2000-609	Technical Review, Coal Mining
563-2000-655	Stream Protection—Bituminous Underground Mining Operations
563-2100-216	Permit Renewals
563-2111-101	Noncommercial Exemption from Requirements of the Noncoal SMCRA
563-2111-102	Building Construction Exemption from Requirements of the Noncoal SMCRA
563-2111-111	Noncoal Operations
563-2111-112	Highwall Stability In Long-Term Multiple Bench Quarries
563-2112-203	Insignificant Boundary Corrections for Surface Mining Activities
563-2112-205	Application Review, Mining Permit
563-2112-206	Beneficial Use of Coal Ash at Active Coal Mine Sites
563-2112-211	Application Review, Coal Mining Activity Completeness
563-2112-212	Evaluation and Approval of Land Use Changes for Surface Water Coal Mine Operations
563-2112-214	Application Review, Coal Mining Activity Preapplication
563-2112-215	Application Review, Accepted Coal Mining Activity
563-2112-217	Alkaline Addition for Surface Coal Mines
563-2112-218	Permit Transfers

563-2112-219	Cumulative Hydrologic Impact Assessments (CHIAs)
563-2112-222	Coal Surface Mining—Oil and Gas Barriers
563-2112-224	Certification Guidelines for Beneficial Uses of Coal Ash
563-2112-225	Beneficial Uses of Coal Ash
563-2112-603	Evaluation and Approval of Innovative Mining and Reclamation Techniques
563-2112-604	Auger Mining
563-2112-605	Water Supply Replacement and Permitting
563-2112-607	Marketing of Anthracite Coal Reject Materials
563-2112-608	Contracted Wetlands for Mine Drainage Treatment
563-2112-610	Determining Eligibility of Pre-Existing Pollutational Discharges
563-2112-611	Technical Review, Permitting Pre-existing Pollutational Discharges
563-2112-616	Effluent Limits for Postmining Discharges
563-2112-652	Underground Mining near Oil and Gas Wells
563-2112-653	Permitting Ventilation Boreholes for Underground Coal Mines
563-2112-654	Technical Review, Mine Stability
563-2112-656	Liners—Impoundments and Storage Areas
563-2112-657	Technical Review, Public Water Protection Zones
563-2112-658	Imminent Hazards Associated with Subsidence from Active Mining
563-2113-660	Coal Refuse Disposal—Site Selection
563-2500-401	Noncoal Surface Mining Payment in Lieu of Bond
563-2504-001	Conventional Bonding for Land Reclamation
563-2504-101	Procedures for Calculating Mine Subsidence Bonds
563-2504-405	Anthracite Mine Operator's Emergency Bond Loan (A. E. B. L.) Program
563-2504-407	Bonding, Direct Submittal of Bonds
563-2504-409	Phased Deposit of Collateral Coal and Noncoal Mining
563-2504-411	Processing Completion Reports
563-2504-412	Evaluating Postmining Discharges
563-2504-451	Bonding, Anthracite Underground Mines
563-2504-501	Qualifying, Processing and Tracking Financial Guarantees and Bond Credits
563-2504-612	Monitoring and Compliance and Bond Release for Subchapters F and G Permits
<b>Bureau of Deep Mine Safety Allison Gaida 724-439-7469</b>	
580-2200-003	Section 316(h): Use of Electronic Atmospheric Detectors in lieu of Approved Flame Safety Lamps
580-2200-004	Procedures for Processing Requests to Adopt New Items or Methods
580-2200-008	Guidelines for Use of Internal Combustion Motors in Underground Mines other than Coal
580-2219-002	Section 247—Guidelines to Approve Ventilation Plans for Abandoned and Unused Mine Areas
580-2219-003	Section 253(b)—Guidelines for Approving Roof Bolts as Primary Support
580-2219-004	Alternate Method of Test Drilling
580-2219-008	Submission of Mine Maps when a Mine is Abandoned
580-3000-001	Deep Mine Safety Program Guidance Manual
580-3000-005	Clarification of Pertinence of DEP Statutes re: Coal Processing Facilities
580-3300-001	Underground Mine Accident and Production/ Manhour Reporting
<b>Office of Pollution Prevention &amp; Compliance Assistance Calvin Kirby 717-772-8911</b>	
700-0200-001	Technology Management Process
700-5600-001	Guidance for Pollution Prevention and Energy Efficiency Site Visits

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**GENERAL SERVICES**


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**POLICY STATEMENTS: Deputy Secretary for Property Management** *(Contact: Donald Santostefano 783-5028)*  
—Use of the Public Areas of the Capitol Complex, 4 Pa. Code § 86.1 et seq.

**Bureau of Contract Administration & Business Development** *(Contact: Tyrone Powell 783-3119)*  
—Contract Compliance—Pre-qualification of Vendors and Nonconstruction Contractors, Pa Code § 68.1 et seq.

- Contract Compliance—Construction Contracts, 4 Pa Code § 68.101et seq.
- Internal Guidelines for MBE/WBE Certification, 4 Pa Code § 68.201 et seq.

**GUIDANCE MANUALS:****Bureau of Construction** (Contact: David McCarty 787-6330)

- Administrative Procedures

**Bureau of Contract Administration & Business Development** (Contact: Tyrone Powell 783-3119)

- Contract Compliance Orientation and Training Manual

**Bureau of Engineering and Architecture** (Contact: Robert Glenn 787-3709)

- Bureau of Engineering and Architecture Procedure Manual
- Bureau of Police and Safety (Contact: Eugene Marzullo 787-9013)
- Building Evacuation—Emergency Action Plan
- Capitol Police Duty Manual

**Bureau of Publications & Paperwork Management** (Contact: Donald Gibas 787-3707)

- M210.4 Forms Management (8/16/83) . . . . . 1-2
- M210.5 Standard (STD) Forms Management (9/15/98)
- M210.6 Publications Management (8/1/84) . . . 1

**Bureau of Purchases** (Contact: John Troxel 787-4718)

- M215.3 Field Procurement Handbook (3/20/01)

**Bureau of Supplies and Surplus Operations** (Contact: John Lippa 787-5940)

- State Surplus Property Manual (2/3/98)
- M610.1 Commodity Distribution Center Catalog (8/8/00)

**Bureau of Vehicle Management** (Contact: Joe Robb 787-3162)

- Automotive Service Facilities
- Professional Selections and Project Control Office (Contact: Gary Lee 787-4479)
- Instructions to Bidders

**Bureau of Real Estate** (Contact: Daniel Wheeler 787-2834)

- M260.1 Manual for Space Utilization (12/2/77 & 3/3/80.....1-2)

**INTERNAL GUIDELINES****MANAGEMENT DIRECTIVES AND ADMINISTRATIVE CIRCULARS:****Property Management** (Contact: William Dempster 787-5240)

- 205.19 Smoking in Commonwealth Facilities (7/1/97)
- 625.10 Card Reader Access to Certain Capitol Complex Buildings and Other State Office Buildings (8/28/02)

**Bureau of Facilities Management** (Contact: Thomas Stanbeck 787-3893)

- 625.8 Contracting for Bargaining Unit Work (2/25/94)
- 02-28 Christmas Trees and Decorations (11/18/02)

**Bureau of Financial and Management Services** (Contact: Barbara Seiler 787-5051)

- 220.10 Processing Automated Mail (2/21/91)
- 240.7 Submission of Changes to the Commonwealth Telephone Directory, Agency Organizational & Functional Listings, and Employee Locator File (4/3/98)
- 610.15 Master Lease Program (1/3/95)

**Bureau of Police and Safety** (Contact: Eugene Marzullo 787-9013)

- 205.2 Powers and Duties of Policing Forces (2/9/77)
- 625.4 Enforcement of Fire and Panic Regulations (3/27/91)
- 720.3 Guidelines for Preparing for, and Reporting Emergencies at State Offices (6/28/02)

**Bureau of Publications & Paperwork Management** (Contact: Donald Gibas 787-3707)

- 220.9 Graphic Design, Typesetting, Reproduction, and Printing Services (6/4/87)

**Bureau of Purchases** (Contact: John Troxel 787-4718)

- 215.9 Contractor Responsibility Program (4/16/99)
- 250.3 State Contract Information Document (10/17/97)—Rev 1 (4/23/02)
- 620.1 Coal Sampling and Reporting (2/6/02)—Rev 1 (4/23/02)

**Commonwealth Agency Recycling Office** (Contact: John Rarig 772-2300)

- 205.22 Implementation of Act 1998-101, Municipal Waste Planning, Recycling & Waste Reduction Act (8/7/89)

**Bureau of Risk and Insurance Management** (Contact: Kenneth Love 787-2492)

- 630.1 Agency Insurance Coordinators (10/2/87)
- 630.2 Reporting of Employee Liability Claims (4/28/98)
- 720.4 Safety and Loss Prevention Program (10/2/87)

**Bureau of Contract Administration & Business Development** (Contact: Tyrone Powell 783-3119)

- 215.16 Contract Compliance Program (6/30/99)

**Bureau of Professional Selections & Administrative Services** (Contact: Gary Lee 787-7156)

- 625.9 Payment of Contractors and Design Professionals for Agency Funded Construction Projects Undertaken by the Department of General Services (3/9/01)

**Commonwealth Media Services** (Contact: Susan Walitsky 787-9777)

- 220.1 Commonwealth Media Services (6/21/90)
- 03-12 Photos of the Governor and Lieutenant Governor in Commonwealth Office Buildings (4/29/03)

**Bureau of Real Estate** (Contact: Daniel Wheeler 787-2834)

- 615.15 Vehicle Parking License Agreements (7/19/01)
- 625.1 Repairs, Alterations, and Improvements to Commonwealth Buildings Under the Direct Supervision of the Department of General Services (6/20/03)
- 625.2 Inventory of Commonwealth Property (6/3/96)
- 625.5 Reporting Surplus Real Property (5/6/96)
- 625.6 Lease Amendment Exceptions for Leasehold Improvements Costing Less than \$5,000 (2/28/01)
- 625.7 Use of STD-291, Request for Lease Action and Budget Approval (11/6/97)

**Bureau of Supplies and Surplus Operations** (Contact: John Lippa 787-5940)

- 03-05 Calendar Bases, Calendar Refills, Diaries and Date Books for 2003 (2/20/03)
- 02-21 Availability—Commonwealth Telephone Directory (07/29/02)
- 02-24 Individuals Authorized to Direct and Transfer Surplus State Property (8/26/02)

**Bureau of Vehicle Management** (Contact Joe Robb 787-3162)

- 615.1 Temporary Assignment of Commonwealth Automotive Fleet (12/2/92)
- 615.2 Motor Vehicle Liability Insurance and Accident Reporting (6/17/96)
- 615.3 Rates and Billing for Motor Vehicles of the Commonwealth Automotive Fleet (6/26/02)
- 615.6 License Plates for Commonwealth-Owned Vehicles (6/30/97)
- 615.7 Commonwealth Vehicle Invoices (7/3/97)
- 615.8 Use of State Automobile (3/26/80)
- 615.9 Permanent Assignment of Commonwealth Automotive Fleet Vehicles (7/24/00)
- 615.11 Use and Condition Inspections of Commonwealth-Owned Motor Vehicles (4/21/82)
- 615.12 Motor Vehicle Authorization List (8/11/83)
- 615.13 Emission Control Test Program—Commonwealth Automotive Fleet (9/26/97)
- 615.14 Repairs and Maintenance, Commonwealth Automotive Fleet (7/05/01)

**EXTERNAL GUIDELINES****Bureau of Engineering and Architecture** (Contact: Robert Glenn 787-3709)

- Professional Agreement and General Conditions to that Agreement

**Bureau of Contract Administration & Business Development** (Contact: Tyrone Powell 783-3119)

- The Pennsylvania Minority and Women Business Enterprise Office
- Application and Instruction Guide for Certification as a Minority/Women Business Enterprise

**Bureau of Supplies and Surplus Operations** (Contact: John Lippa 787-5940)

- Drug Reduction Property Program
- State Surplus Property Program
- Federal Surplus Property Program

**Bureau of Purchases** (Contact: John Troxel 787-4718)

- Cooperative Purchasing Program

**Executive Office** (Contact: Anne Rung 787-3197)

- Doing Business with the Department of General Services

**HEALTH****POLICY STATEMENTS****Bureau of Drug and Alcohol Programs**

- Confidentiality and Student Assistance Programs (1/92)
- Disclosure of Confidential Information to the Criminal Justice System (10/92)
- Oral Polio Vaccine (12/91)
- Provision of Outpatient Treatment Services Within the School Setting (11/94)
- Reporting of Communicable Diseases (12/92).
- Requests for Exceptions to Regulations and Requirements in State Plan
- Single County Authorities Subcontracts with Providers (1/97)
- Tuberculosis Testing (9/92)

Contact: Hector Gonzales (717) 783-8200

**Bureau of Chronic Diseases and Injury Prevention**

- Position Statement on Colorectal Cancer Screening (Revised 5/03)
- Position Statement on Prostate Cancer Screening (Revised 5/03)
- Position Statement on Cervical Cancer Screening (Revised 5/03)
- Position Statement on Sun Safety (9/99) (Revised 5/03)
- Policy Statement on Clinical Trials (10/00)
- Policy Statement on Unsolicited Proposals Requesting Funding From the Cancer Control Program (3/03)
- Position Statement on Breast Cancer Screening (Revised 5/03)

Contact: Leslie A. Best (717) 787-6214

**GUIDANCE MANUALS****Bureau of Community Health Systems**

- Bathing Place Manual, Part I: Swimming Pools
- Bathing Place Manual, Part II: Bathing Beaches
- Bathing Place Manual, Part III: Hot Tubs and Spas

Contact: Dennis Wilson (717) 787-4366

- Guidelines for Documentation & Maintenance of School Health Records (1988)
- Request for Reimbursement and Report of School Health Services Instruction Manual (1997)
- Guidelines for School Based Program for Control of Lice, Scabies and Ringworm (1986)
- Guidelines for Scoliosis Screening Program in School (2001)
- Guidelines for Hearing Screening Program in School (2001)
- Guidelines for School Tuberculin Testing Program (1986)
- Guidelines for Vision Screening Program in School (2002)
- Guidelines for School Dental Health Program (1986)
- Guidelines for Care: Children Assisted by Medical Technology in Education Settings (1989)
- Indoor Air Quality Guidelines for Pennsylvania Schools (1999)

Contact: Heather Vaught, (717) 787-2390

**Bureau of Community Program Licensure and Certification**

- Free Standing Treatment Facility Guidelines
- Health Care Treatment Facility Guidelines
- Inpatient Hospital Activities Detoxification, Treatment and Rehabilitation Activity Guidelines
- Prevention and Intervention Facility Guidelines
- Staffing Requirements for Drug and Alcohol Activities Guidelines
- Protocol for Sharing Drug & Alcohol Information

Contact: Cheryl Williams (717) 783-8765

**Emergency Medical Services Office**

- Overview of Pennsylvania Department of Health Ambulance Licensure Program
- EMS Continuing Education Manual
- EMS Training Manual—Guidelines for Medical Command Authorization for Prehospital Personnel
- Emergency Medical Services Study Guide (Basic Life Support and Advanced Life Support)
- Medical Command Accreditation Manual
- Medical Command Course
- Pennsylvania Emergency Medical Services Continuing Education Handbook for Prehospital EMS Personnel
- Prehospital Personnel Manual
- Overview of Pennsylvania Department of Health Quick Response Service Recognition Program
- Trauma Patient Triage Protocols
- Pennsylvania EMS Information Management System Patient Encounter Form Instruction Manual

Contact: Margaret E. Trimble (717) 787-8740

**Bureau of Family Health**

- Case Management and Tracking Protocol for Community Health Nurses, Including Protocols for Early Intervention Referrals (Revised 8/95)
- Pennsylvania Lead Lab Data Management System (PALL) Blood Lead Level Reporting Manual (11/97)

Contact: Sara Baker (717) 787-7192

**Bureau of Health Planning**

- Primary Health Care Practitioner Loan Repayment Program Brochure (Revised 12/06/01)
- Primary Health Care Practitioner Loan Repayment Program, Policies and Guidelines (Revised 1/02)
- Loan Forgiveness for Primary Care Practitioners Fact Sheet (Revised 1/03)
- Commonwealth of Pennsylvania Appalachian Regional Commission J-1 Visa Waiver Application Procedure (Revised 2/03)
- J-1 Visa Waiver Program Appalachian Regional Commission Fact Sheet (Revised 2/03)
- State 20 J-1 Visa Waiver Program Application Policy and Procedure (Revised 10/02)
- State 20 J-1 Visa Waiver Program Fact Sheet (Revised 2/03)
- Guidelines for Federally Designated Health Professional Shortage Areas (HPSAs)
- Guidelines for Federally Designated Medically-Underserved Shortage Area
- Guidelines for Development of a Rural Health Clinic

Contact: Marina Matthew (717) 772-5298

**Bureau of Health Statistics and Research**

- Application for Access to Protected Data (Revised 5/02)
- User's Guide for Access to Protected Data, (Revised 5/02)

Contact: Craig Edelman (717) 783-2548

**INTERNAL GUIDELINES****Bureau of Health Statistics and Research**

- Policy and Procedures for Assisted Conception Birth Registrations (9/95)

Contact: Frank Yeropoli (724) 656-3113

**OTHER****Bureau of Community Program Licensure and Certification**

- Complaint Investigations, Licensing Alert 2-96 (4/19/96)

- Distinction between Outpatient and Partial Hospitalization Services, Licensing Alert 3-97 (3/97)
- Group Counseling, Licensing Alert 2-94 (11/29/94)
- Licensed Capacity, Licensing Alert 1-94 (11/29/94)
- Minimum Content Requirements for Pennsylvania Department of Health Approved Curriculum for Tuberculosis and Sexually Transmitted Diseases, Licensing Alert 6-97, (6/97)
- Minimum Content Requirements for Pennsylvania Department of Health Approved HIV/AIDS Curriculum, Licensing Alert 1-97 (2/97)
- Physical Examinations, Licensing Alert 1-96 (4/19/96)
- Psychosocial Histories, Licensing Alert 4-96 (4/19/96)
- Relocation, Licensing Alert 3-94 (11/29/94)
- Reporting of Unusual Incidents, Licensing Alert 5-97 (5/97)
- Request for Exceptions to Regulations, Licensing Alert 4-97 (3/97)
- Rescheduling of LAAM, Licensing Alert 2-98 (1/98)
- Rescission of Shelter, Drop-in and Hot-line Regulations, Licensing Alert 1-98 (1/98)
- Restrictions on Licenses/Certificates of Compliance/Approval, Licensing Alert 2-97 (2/97)
- Scheduling of Licensing Inspections, Licensing Alert 3-96 (4/19/96)
- Unannounced Visits, Licensing Alert 5-96 (4/19/96)

Contact: Cheryl Williams (717) 783-8765

- Abortion Control Act (footnoted)

- Ambulatory Gynecological Surgery in Hospitals and Clinics Regulations (footnoted)

Contact: John Hair (717) 783-8665

#### **Bureau of Health Planning**

- State Health Improvement Plan
- State Health Improvement Plan Special Report and Plan to Improve Rural Health Status
- State Health Improvement Plan Special Report on the Health Status of Minorities in Pennsylvania

Contact: Joseph B. May (717) 772-5298

#### **Emergency Medical Services Office**

- Prehospital Care Response Report
- State Emergency Medical Services System Development Plan

Contact: Margaret E. Trimble (717) 787-8740

#### **Bureau of Facility Licensure and Certification (Long Term Care Provider Bulletins)**

- Long Term Care Provider Bulletin No. 22 (Revised 4/10/00)
- Influenza in Nursing Homes (Revised 10/25/99)
- Physicians Participation in Resident Care Planning (Revised 7/1/99)
- MRSA Guidelines (Updated 7/1/99)
- Resident Assessment State Designated Instrument (Effective 1/31/91) (Updated 9/17/97)
- Admission/Treatment of AIDS, AIDS Related Conditions (Revised 7/99)
- Nurse Aide Abuse (Revised 6/95)
- Nurse Aide-Enrollment Information (Revised 7/1/99)
- Potential Hazards of Restraint Devices—FDA Alert (Revised 7/1/99)
- Nurse Aide Registry Update (Revised 7/1/99)
- Training of Companions/Sitters in T18 or 19 Facilities (Revised 7/1/99)
- Adjustment of Licensure Fees (Revised 7/1/99)
- Disposition of Patient Medications (Revised 7/1/99)
- Advance Directives for Health Care/Durable Power of Attorney/Do Not Resuscitate Orders (Revised 7/1/99)
- Exception/Waiver Requests (Revised 7/1/99)
- Federal Clarification of RAI Issues—Amended (Revised 7/1/99)
- Incident/Accident Reporting Procedures (Revised 7/1/99)
- Taping of Exit Conference (Revised 7/1/99)
- Precautions for Excessive Temperatures (Revised 7/1/99)
- Informal Dispute Resolution (Revised 5/30/00)
- Ban on Use of Egg Breaking Centrifuges (6/28/96)
- Pennsylvania Nurse Aide Registry on Worldwide Web (9/27/96)
- Surety Bond Requirements—Clarification of Oblige (6/16/97)
- Department Access to Records at Nursing Homes Pursuant to 35 P. S. § 448.813 (6/16/97)
- Ninety-Day Advance Notice Requirement for Changes in Ownership, Structure, or Name (7/1/99)
- Federal Requirements Regarding Use of the Comprehensive Resident Assessment (6/12/98)
- Resident Choice of Pharmacy Provider (1/9/98)
- Vancomycin Resistant Enterococci (VRE) Recommendations (11/12/97)
- Nursing Hours (6/4/00)
- Metallic Mercury Precautions (6/13/00)
- Responsible Person Determination (7/14/02)
- Single Licensure for Multiple Nursing Care Facilities—Interim Policy (2/01)

Contact: William Bordner (717) 787-8015

#### **Division of Acute and Ambulatory Care**

- Inpatient Care in Outpatient Settings
- Resident Choice of Pharmacy Provider
- Vancomycin Resistant Enterococci (VRE) Recommendations
- Director of Nursing

- Hospital Bed Count Clarification
  - Guidelines to Determine the Issuance of Single or Multiple Hospital Licenses(s)
  - Hospital Diversion Policy
  - Chapter 51 Event Notification Form
  - On-Line/WebSite Based Process for Reporting of Statements of Deficiency and Plans of Correction With Public Access
  - EMTALA during a bio-terrorism event (CMS)
  - Provider Bulletin No. 2001-1 HOSPITAL DIVERSION POLICY
  - Division staff changes and Chapter 51 event reporting form
  - Patient Safety Plan Guidance
  - On-line Event Reporting System
  - Recall of smoke/fire damper actuating devices
  - CMS-Physician Orders for Influenza and Pneumonia Vaccine
  - MedWatch Safety Alert
- Contact: Sandra Knoble (717) 787-1816

#### **Bureau of Family Health**

- Screening Young Child For Lead Poisoning: Guidance for State and Local Public Health Officials, Statement by the Centers for Disease Control—11/97 (Federal guidelines adopted by Department)
  - Application for Chronic Renal Disease Transportation Services
  - Application for Services (Division of Program Support and Coordination-Form #HD1072F)
  - Universal Newborn Hearing Screening Program Guidelines for Infant Hearing Screening
- Contact: Sara A. Baker, MSW (717) 787-7192
- WIC State Plan of Operations
- Contact: Frank Maisano (717) 783-1289
- Traumatic Brain Injury Needs Assessment (2003)
  - Traumatic Brain Injury State Action Plan (2003)

#### **Bureau of Health Statistics and Research**

- Application for Certified Copy of Birth or Death Record, Form H105.102.
- Form Utilized for Birth Corrections, Form H105.133
- Death Correction Statement, Form H105.135

The following forms are electronically available at [www.health.state.pa.us/vitalrecords](http://www.health.state.pa.us/vitalrecords):

- Application for Certified Copy of Birth Record—Mail Requests, Form HD1105F
  - Application for Certified Copy of Birth Record—FAX Request, Form HD1106F
  - Application for Certified Copy of Death Record—Mail Requests, Form HD1107F
  - Application for Certified Copy of Death Record—Fax Request, Form HD1108F
- Contact: Donna Ritchie (724) 656-3287

The following order form (as well as various publication) is available at [www.health.state.pa.us/stats](http://www.health.state.pa.us/stats):

- Order Form for Health Statistics Publications, Form HD1033F
- Contact Donna Livering (717) 783-2548)

#### **Bureau of Laboratories**

- Submission of Rabies Specimens
  - General Specimen Submission
  - Compliance with Shipping of Diagnostic Specimen/Etiologic Agent
  - Laboratory Submission Form for Viral Encephalitis/Meningitis
- Contact: Richard E. Berman (610) 280-3464
- Postmortem Blood Testing on Motor Vehicle Accident Victims—Specimen Submittal Requirements
  - Blood Lead Analysis—Specimen Submittal Requirements
  - Environmental Lead Analysis—Specimen Submittal Requirements
  - Neonatal Testing for Genetic Disorders—Specimen Submittal Requirements
  - Blood Alcohol Proficiency Testing Program Requirements
  - Blood Lead Proficiency Testing Program Requirements
  - Erythrocyte Protoporphyrin Proficiency Testing Program Requirements
  - Abused Drugs in Blood Proficiency Testing Program Requirements
  - Abused Drugs in Urine Proficiency Testing Program Requirements
- Contact: M. Jeffrey Shoemaker, Ph.D. (610) 280-3464
- Clinical Laboratory Application Procedure
  - Glucose/Cholesterol Screening Procedure
  - Multiphasic Screening Procedure
  - Out-of-State Laboratory Licensure/Certification Procedure
  - Understanding State Clinical Laboratory Regulation
  - Nursing Home Laboratory Licensure Procedure
  - Proficiency Testing Evaluation Procedure
- Contact: Joseph Gasiewski (610) 280-3464 Ext. 3224

#### **Deputy Secretary for Quality Assurance**

- Abortion: Making a Decision
  - A Guide to Services for Pregnant Women
  - Application of Abortion Control Act to Abortions Induced by Drugs
- Contact: (717) 783-5900

**Bureau of Chronic Diseases and Injury Prevention**

- Why We Recommend Community Water Fluoridation
- Helping People Cope; A Guide for Families Facing Cancer (Revised 5/03)
- Policy for Determining Eligibility and Compliance of Service Providers Currently Receiving Funding From a Tobacco Company, a Tobacco Company Subsidiary, or Their Agent (4/02)

Contact: Leslie A. Best (717) 787-6214

Many of these documents are also available on the Department of Health's website, [www.health.state.pa.us](http://www.health.state.pa.us)

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**INSURANCE**


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**I. NOTICES:****Executive Office****Insurance Department Notices**

<i>No.</i>	<i>Date Published</i>	<i>Description</i>
2003-05	06/07/2003	Per Diem Charges for Financial Examinations Conducted by the Department
2003-04	06/07/2003	Per Diem Charges for Market Conduct Examinations of Insurance Companies
2003-03	04/26/2003	Applications for Insurance Agent and Broker Licenses
2003-02	01/19/2003	Federal Terrorism Risk Insurance Act of 2002
2003-01	01/04/2003	Procedures Applicable to Right-to-Know Request
2002-14	12/07/2002	Viatical Settlements Act Applications Notice
2002-13	11/02/2002	Notice of and Amount of Assessment Action
2002-12	10/26/2002	Hard Copy Filings of Financial Statements Discontinued in Pennsylvania Replaced by Affidavit of Filing and Financial Statement Attestation
2002-11	10/19/2002	Disclosure of Departures from Statutory Accounting Principles
2002-10	10/19/2002	Proper Reporting of Uncovered Medical Liabilities and Expenses (Uncovered Claims)
2002-09	09/21/2002	Medical Care Availability and Reduction of Error Fund's Assessment
2002-08	09/14/2002	Medical Care Availability and Reduction of Error Fund Administrative Hearings Process
2002-07	09/07/2002	2003 MCare Fund Assessment
2002-06	07/13/2002	Repeal of Outdated Bulletins and Notices
2002-05	05/25/2002	List of Approved Guide Source Method Vendors
2002-02	05/04/2002	Admissibility of Prepaid Premium Taxes in Financial Statements
2002-01	01/12/2002	Limit on Cancellations, Refusals to Renew, Refusals to Write, Surcharges, Rate Penalties and Point Assignments
2001-08	09/29/2001	Arson and Insurance Fraud Reporting
2001-07	06/30/2001	Deregulation of Life Insurance Forms
2001-04	04/21/2001	Book Transfers
2001-02	02/03/2001	Act 132 of 2000—Amendments to Insurance Holding Companies Law (PPOs)
2001-01	02/03/2001	Act 132 of 2000—Amendments to Insurance Holding Companies Law
2000-07	06/10/2000	Record Retention
2000-04	02/26/2000	The Violent Crime Control and Law Enforcement Act of 1994, 18 U.S.C., Sections 1033 and 1034
2000-03	02/19/2000	Federally Mandated Health Care Fraud and Abuse Reporting
2000-02	02/12/2000	Codification of Statutory Accounting Principles
2000-01	01/29/2000	Department Addresses and Hours of Operations
1998-04	07/25/1998	Codification of Statutory Accounting Principles
1998-01	02/07/1998	Continuing Education Advisory Board Guidelines and 1998 Continuing Education Advisory Board Members



<i>No.</i>	<i>Date Published</i>	<i>Description</i>
1997-03	08/09/1997	Mutual to Stock Notices
	06/28/1997	Deregulation of Accident and Health Forms
	04/12/1997	Deregulation of Accident and Health Forms
	03/20/1996	Deregulation of Accident and Health Forms
1995-09	08/23/1995	Deregulation of Commercial Lines Property and Casualty Forms
1995-07	07/19/1995	Modification of Contract for Use When an Annuity Premium Tax is Not Applicable
1994-14	10/03/1994	Separate Account Modified Guaranteed Life Insurance
1994-13	10/03/1994	General Account Modified Guaranteed Life Insurance
1994-12	10/03/1994	Separate Account Modified Guaranteed Annuity
1994-11	10/03/1994	General Account Modified Guaranteed Annuity
1994-09	07/07/1994	Approval and Solicitation of Long Term Care Policies for Continuing Care Retirement Communities

### Statements of Policy

- 31 Pa. Code, Chapter 67, Sections 67.41—67.45 and Appendix A, Motor Vehicle Financial Responsibility Law, Subchapter D. Adopted 05/19/1989.
- 31 Pa. Code, Chapter 89, Sections 89.451—89.474, Approval of Life, Accident and Health Insurance. Subchapter H. Statements of Policy. Adopted 02/05/1982.
- 31 Pa. Code, Chapter 90c, Sections 90c.1—90c.25, Individual Applications. Adopted 01/18/1991.
- 31 Pa. Code, Chapter 90d, Sections 90d.1—90d.9, Individual Accidental Death Benefits; Provided by Riders or Built into Policies. Adopted 01/18/1991.
- 31 Pa. Code, Chapter 90e, Sections 90e.1—90e.13, Individual IRA Endorsements for Life Insurance and Annuities. Adopted 01/18/1991.
- 31 Pa. Code, Chapter 90f, Sections 90f.1—90f.16, Individual Imminent Death/Lifetime Health Care Facility Confinement Benefits Provided as Accelerated Death Benefit or Settlements of Death Benefit; Provided by Riders or Built into Policies. Adopted 01/18/1991.
- 31 Pa. Code, Chapter 90g, Sections 90g.1—90g.16, Individual Health Care Facility Benefits Provided as Accelerated Death Benefit or Settlement of Death Benefit; Provided by Riders or Built into Policies. Adopted 01/18/1991.
- 31 Pa. Code, Chapter 90h, Sections 90h.1—90h.11, Individual Waiver of Surrender Charges for Life and Annuity Contracts Resulting From Health Care Facility Usage; Provided by Riders or Built into Policies. Adopted 01/18/1991.
- 31 Pa. Code, Chapter 90i, Sections 90i.1—90i.3, Certificates of Assumption. Adopted 03/05/1993.
- 31 Pa. Code, Chapter 119, Sections 119.1—119.26, Anti-Fraud. Adopted 08/27/1993.
- 31 Pa. Code, Chapter 120, Sections 120.1—120.5, Loss Cost Adjustment Filing. Adopted 08/27/1993.
- 31 Pa. Code, Chapter 150, Sections 150.1—150.5, Uniform Health Insurance Claim Form. Adopted 07/02/1993.
- 31 Pa. Code, Chapter 152, Sections 152.101—152.105, Preferred Provider Organizations, Primary Care Gatekeeper PPO Products. Adopted 09/27/1991.
- 31 Pa. Code, Chapter 153, Section 153.2, Permission to file accident and health, life and annuity insert pages. Adopted 10/19/1990.
- 31 Pa. Code, Chapter 153, Section 153.3, Simplified review of company merger, assumption or name change form and rate filing. Adopted 06/28/1991.
- 31 Pa. Code, Chapter 301, Sections 301.201—301.204, Health Maintenance Organization, Subchapter H. Point-of-Service Products Group Specific Community Rating. Adopted 09/27/1991.
- 31 Pa. Code, Chapter 301, Sections 301.301—301.321, Health Maintenance Organization, Subchapter I. Contractual Arrangements Between HMOs and IDSs. Adopted 04/05/1996.
- 31 Pa. Code, Chapter 303, Section 303.1, Out-of-State Health Maintenance Organization Investments. Adopted 03/25/1988.

Contact: Peter J. Salvatore, Regulatory Coordinator, Special Projects Office, 717-787-4429; fax 717-772-1969

### II. OTHER:

#### Special Projects Office

##### *Regulatory Procedures Manual*

Internal procedures regarding drafting of regulations

Contact: Peter J. Salvatore, Regulatory Coordinator, Special Projects Office, 717-787-4429; fax 717-772-1969

**Administrative Hearings Office***Digest of Automobile Policy Terminations (Act 68 and 78)*

Insurance Commissioner Decisions on Automobile Insurance Administrative Hearings

*Digest of CAT Fund Adjudications*

Insurance Commissioner Decisions on Automobile CAT Fund Administrative Hearings

*Digest of Homeowners Policy Terminations (Act 205)*

Insurance Commissioner Decisions on Homeowners Insurance Administrative Hearings

*Digest of Agency Terminations (Act 143)*

Administrative Hearing Officer Decisions on Insurance Agency Administrative Hearings

*Practice and Procedure Digest*

Describes the Administrative Hearing Process

Contact: K. Bernhard, Docket Clerk, Administrative Hearings Office, 717-783-2126; fax 717-787-8781

**Bureau of Administration***Public Documents Room Procedures*

Procedures to review public documents at the Insurance Department

Contact: Tracey Pontius, Director, Bureau of Administration, 717-787-4298; fax 717-705-3873

**LABOR AND INDUSTRY****POLICY STATEMENTS:****Secretary Stephen M. Schmerin**

- Equal Opportunity Policy Statement
- Labor and Industry Contract Compliance Policy Statement
- Weapons Policy Statement
- Disability—Related Employment Policy Statement
- Commonwealth's Policy of Sexual Harassment and Procedures for Distribution

**Office of Equal Opportunity**

- Equal Employment Opportunity Policy Statement

Contact: Merry-Grace S. Majors (717-787-1182)

**Bureau of Occupational and Industrial Safety**

- Universal Accessibility Interpretation

1) November 8, 1999

2) March 15, 2002

Contact: Jerry Seville (717-787-3329)

**Bureau of Workers' Compensation**

- Guidelines for Employment Screening Programs under Act 115 of 2001

Contact: George W. Knehr, Acting Director and Chief, Self-insurance Division, BWC (717-783-5421)

- Health Care under the Workers' Compensation Act

Contact: Eileen K. Wunsch, Chief, Health Care Services Review Division, BWC (717-772-1912)

**GUIDANCE MANUALS:****Office of Vocational Rehabilitation**

- OVR Counselor Policy Manual

Contact: Roger Barton (717-772-3511) Bureau of Workers' Compensation

- PA Workers' Compensation Employer Information Pamphlet (Workers' Compensation guidelines for employers.)

Contact: Employer Information Services (717-772-3702)

- Workers' Compensation and the Injured Worker Pamphlet (Workers' Compensation Guidelines for injured workers.)

Contact: Employer Information Services—long distance within PA: 1-800-482-2383, local or outside PA: 717-772-4447, TTY 1-800-362-4228

- Section 305 Prosecutions

Contact: Dan Pugh (717-787-3567)

- BWC Forms Tip Sheets

Contact: Claims Information Services—long distance within PA: 1-800-482-2383, local or outside PA: 717-772-4447, TTY 1-800-362-4228

- Procedures for Completing an Application for Fee Review

Contact: Eileen K. Wunsch, Chief, Health Care Services Review Division, BWC (717-772-1912)

- Employer's Guide to Self-Insuring Workers' Compensation

Contact: George W. Knehr, Acting Director and Chief, Self-insurance Division, BWC (717-783-4476)

**INTERNAL GUIDELINES:**

NONE

**OTHER:****Center for Workforce Information and Analysis**

- New Hire Program booklet guidelines and form for businesses to use to report new hires—found at [www.panewhires.com](http://www.panewhires.com).

**Bureau of Employer and Career Services**

- Workforce Investment Information Notice 2-01 dated July 13, 2001—regarding Team PA CareerLink Employment Services Registration Policy—can be found on the PA Workforce website at [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us).
- Workforce Investment Information Notice 3-01 dated July 17, 2001—can be found on the PA Workforce website at [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)

**Office of Vocational Rehabilitation**

- OVerVIEW—The OVR Online Newsletter
- The OVR Annual Report Chris Forbrich (717-787-3940)
- OVR Combined Agency State Plan Update—Chris Forbrich (717-787-3940)
- OVR Program Brochure Carl Marshall (717-783-3129)
- Employment Services for Persons with Disabilities—Carl Marshall (717-787-3940)
- The OVR Rehabilitation Services Handbook—Carl Marshall (717-787-3940)
- OVR Transition Pamphlet—Joan Kester
- Disability Management (OVR Ability Management) Carl Marshall (717-787-3940)
- OVR—Transition From Substance Abuse to Recovery and Work (A Guide for Vocational Rehabilitation) Carl Marshall (717-787-3940)
- Getting Your Business Ready for ADA—Carl Marshall (717-787-3940)
- ICAN Program Guidelines—Raymond Walker (717-787-5735)
- ICAN Application—Raymond Walker (717-787-5735)
- ICAN Application Checklist Raymond Walker (717-787-5735)

**State Workers' Insurance Fund**

- Injury Hotline Reporting Sticker
- Employee Information for reporting of Work Related Injuries
- Workers' Compensation Employee Notice
- SWIF District Office Map and Directory
- Notice of Employer W/C coverage with SWIF (English & Spanish)
- SWIF Information Pamphlet
- "You as a Witness" in a Workers' Comp. Proceeding
- Benefits of Early Reporting of Injuries
- State Workers' Insurance Fund "Checklist"
- SWIF's Early Return to Work Program
- Telephonic Reporting Questionnaire
- "21 day rule" Reporting guideline letter
- SWIF Safety Policy and Program Outline
- Certified Safety Committee Addendum
- Governor's Initiative on Workplace Safety, Pennsafe
- Drug Free Pennsylvania Packet
- Claimant Authorization for Direct Deposit of SWIF Benefits

**Team Pennsylvania CareerLink**

- Workforce Investment Information Notice 5-01—dated September 14, 2001 regarding Governance Agreement Revision/Cost Allocation Agreement Plan and Resource Sharing Agreement—found on the PA Workforce website at [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us).
- Workforce Investment Information Notice 5-01, change 1—dated February 8, 2002—regarding Governance Agreement Revision/Cost Allocation Agreement Plan and Resource Sharing Agreement found on the PA Workforce website at [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us).
- Workforce Investment Information Notice 6-01 dated February 8, 2002—regarding Combined Business Plan/Agreement Process—found on the PA Workforce website at [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us).

**Bureau of Workers' Compensation**

- Questions and Answers about Funded Employment
- Contact: Claims Information Services—(long distance within PA: 1-800-482-2383, local or outside PA: 717-772-4447, TTY 1-800-362-4228)
- Maximum Pennsylvania Workers' Compensation Payable
- Contact: Nathaniel Holmes, Chief, Claims Management Division, BWC (717-772-0621)
- Range of Fees Charged by Utilization Review Organizations and Peer Review Organizations for Services Performed under the Workers' Compensation Act
- Contact: Eileen K. Wunsch, Chief, Health Care Services Review Division, BWC (717-772-1912)
- Claim Petition for Additional Compensation from the Subsequent Injury Fund pursuant to section 306.1 of the Workers' Compensation Act
- Contact: Claims Information Services—long distance within PA: 1-800-482-2383, local or outside PA: 717-772-4447, TTY 1-800-362-4228)

**Bureau of Workforce Investment**

- Workforce Investment Information Notice 1-00, change 2 dated April 2, 2002—regarding WIA Performance Requirements for the Subsequent Eligibility Certification Process of Eligible Training Programs/Providers—found on the PA Workforce website at [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 7-01 dated November 2, 2001 regarding Clarification of Federal Interpretation of Reasonable Cost of Training and Transportation Payments for the TAA/Nafta-TAA Programs—found on the PA Workforce website at [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)

**Bureau of Unemployment Compensation Benefits and Allowances**

- UCP-7 The Problem of “Localized” and “NonLocalized” Employment”
- UCP-25 Employee Contributions
- UCP-33 UC Services, Unemployment Compensation Service Centers
- UCP-36 Employers’ Reference Guide to Unemployment Compensation
- UCP-37 A Guide For Setting Up a Claim By Telephone or Internet

**Bureau of Unemployment Compensation Benefits and Allowances—Discontinued Non-Regulatory Documents**

- Form UCP-1(SC), Pennsylvania Unemployment Compensation Handbook
- UCP-1 (Insert) How to Figure Your Weekly Benefit Rate
- UCP-3 Unemployment Compensation Information for Contributing Employers
- UCP-6 Unemployment Compensation for Federal Civilian Employees
- UCP-10 Unemployment Compensation for Ex-Servicemen
- UCP-19 Unemployment Compensation in Pennsylvania
- UCP-27 (Cert) Transitional Adjustment Assistance Benefits
- UCP-28 Services Provided By Pennsylvania Teleclaims (PAT)
- UCP-28Z Services Provided by Pennsylvania Teleclaims (PAT) For Interstate
- UC-87Z How to File Pennsylvania Interstate Claims on the Internet System

**Bureau of Employer Tax Operations**

- UCP-29 Pennsylvania Unemployment Compensation (UC) Tax Appeals
- UCP-32 Employee or Independent Contractor?
- PA- 100 Pennsylvania Enterprise Registration Form and Instructions

**Unemployment Compensation Board of Review**

- UC-53 Notice of Hearing
- UC-53BR Notice of Board Hearing
- UC-53C Notice of Continuance of Hearing
- UC-59 Referee’s Decision/Order
- UC-59RFC Referee’s Decision/Order—Relief from Charges

**MILITARY & VETERANS AFFAIRS****POLICY STATEMENTS:**

- ADA Policy Statement
- HIV/AIDS Policy
- Sexual Harassment Policy
- Substance Abuse in the Workplace Policy
- Workplace Violence Policy
- Contact: Linda Leese (717) 861-8849
- Equal Opportunity Statement
- Contact: Kristi Smith (717) 861-8796
- Emergency Fire Evacuation Plan
- Operation of Clubs within National Guard Facilities
- Privately Owned Weapons on National Guard Facilities
- Smoking Policy
- Contact: Linda Leese (717) 861-8849
- Emergency Fire Evacuation Plan, Veterans’ Homes
- Contact: Cecil Hengeveld (717) 861-8903
- Public Affairs Airlift Policy
- Contact: Colonel Latchford (717) 861-8825
- Resident Abuse Policy and Procedures
- Staff/Resident Fraternalization Policy, Veterans’ Homes
- Contact: Cecil Hengeveld (717) 861-8903
- Standard Operating Procedure for Armory Rentals
- Contact: Duke Munford (717) 861-8580

**INTERNAL GUIDELINES:**

- Adherence to Work Hours/Wear of Military Uniform
- Bomb Threat Plan—DMVA contains classified information
- Curtailment of Activities at FTIG Due to Inclement Weather
- Discipline Manual
- Photo ID Cards for State Civilian Employees at FTIG
- Political Activity
- Reporting Procedures for Workplace Violence
- Retired Guardsmen Involvement
- Notification of VIP Visits for FTIG and DMVA Organizations
- Overtime/Compensatory Leave Policy
- Work Schedule
- Contact: Linda Leese (717) 861-8849
- Discrimination Complaint Process
- Contact: Kristi Smith (717) 861-8796
- Employee Orientation Checklist

- Employee Orientation Checklist
  - Review of Procedures for Responding to PHRC/EEOC Complaints
  - Sexual Harassment: Your rights and responsibilities
  - Work Rules/Standards of Conduct
- Contact: Linda Leese (717) 861-8849

**OTHER/GUIDANCE/INSTRUCTIONAL MANUALS:**

- Personnel Manual
  - DMVA Guide to Classification
  - Employee Handbook
  - Guide to Managing the Official Personnel Folder
  - Leave Manual for the DMVA
  - Employee Safety Handbook
  - DMVA Guide for Controlling Sick Leave Abuse and Time and Attendance Problems
  - PA Worker and Community Right to Know Training Booklet
  - Partial and Full-Day Closings for State Employees at Ft. Indiantown Gap
  - Training Guidelines Manual
  - Work-Related Disability Leave and Modified Light Duty Manual
- Contact: Linda Leese (717) 861-8849
- Equal Opportunity Plan
  - Contract Compliance Plan for DMVA
  - DMVA Workforce Profile 2003
  - Training Plan and Report
- Contact: Kristi Smith (717) 861-8796
- Organizational and Functional Statement for the DMVA
  - Index of Administrative Publications (contains classified information) Pamphlet 310-1
  - Military Publications Index of Blank Forms (contains classified information) Pamphlet 25-32
- Contact: Linda Leese (717) 861-8849
- Patient Care Policy Manual, Veterans' Homes
  - State Home Construction Grant Program
  - Veterans Administration Guidelines for State Veterans' Homes
- Contact: Cecil Hengeveld (717) 861-8903
- Adjutant General's Biennial Report
- Contact: John P. Maietta (717) 861-8720
- Directory of Agencies Providing Information to Veterans
  - PA Veterans' Memorial
  - Telephone Directory for Veterans Organizations
  - Scotland School's Admission Packet
- Contact: Cecil Hengeveld (717) 861-8903
- Hollidaysburg Veterans' Home
  - PA Soldiers' and Sailors' Home
  - Delaware Valley Veterans' Center
  - Northeastern Veterans' Center
  - Southeastern Veterans' Center
  - Southwestern Veterans' Center
- Contact: Cecil Hengeveld (717) 861-8903
- Standard Operating Procedure for Armory Rentals
- Contact: Duke Munford (717) 861-8580
- PA Air National Guard Fact Sheet
  - PA Army National Guard Fact Sheet
- Contact: LtCol Cleaver (717) 861-8468

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**PENNSYLVANIA BOARD OF PROBATION AND PAROLE**


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**Publications available through the Pennsylvania Board of Probation and Parole**

Parole in Pennsylvania  
 Parole in Pennsylvania (Spanish version)  
 Pre-Parole Information Bulletin (for parolees)  
 Parole Plan Investigations (info for potential home plan provider with district-by-district domestic violence resources)  
 SAVE: Substance Abuse Violators Effort (general public)  
 SAVE: Substance Abuse Violators Effort (for parolees)  
 County SAVE: County Substance Abuse Violators Effort  
 Triennial Report: PA Board of Probation and Parole (FY1997-2000)  
 Biennial Report: PA Board of Probation and Parole (FY-2000-2002)

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**PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY**


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**Bureau of Training Services**

- Constables' Training Bulletins, August 1994 to present.
- Deputy Sheriffs' Training Bulletins, April 1990 to present.
- Criteria for instructors as listed on constables' certification application.
- Constables' Education and Training Board (CETB) instructor information, produced solely for contractor schools.

- Code of Conduct for deputy sheriffs training, distributed by training contractor to trainees in each basic training and waiver class.
- DARE Officers Policy and Procedures Manual.

#### **Office of Criminal Justice System Improvements**

- U. S. Department of Justice, Bureau of Justice Assistance, "Byrne Formula Grant Program Guidance."
- U. S. Department of Justice Bureau of Justice Assistance, State and Local Assistance Division (SLAD) Information Memorandums.
- U.S. Department of Justice, Bureau of Justice Assistance, Fact Sheets.
- Drug Education and Law Enforcement Grant Program Guidelines and Application (Drug Abuse Resistance Education—D.A.R.E.—grants)

#### **Office of Financial Management and Administration**

- PCCD Applicant's Manual on PCCD website, revised May 2001.
- U. S. Department of Justice, Office of Justice Programs, Office of the Comptroller, Financial Guide.
- Commonwealth of Pennsylvania, Governor's Office, Management Directive 305.20, Grant Administration.
- Funding guidelines disseminated as needed by various divisions.
- PCCD Grant Procedures Manual, June 2001.

#### **Office of Juvenile Justice and Delinquency Prevention**

Funding announcements that provide guidelines and requirements for applicants:

- Post Traumatic Stress Disorder (PTSD)/Gender Specific Services Coordinator Positions, March 14, 2003.
- Prevention and Intervention for Juvenile Offenders, April 29, 2002.
- System Planning, Coordination and Enhancement, April 29, 2002.
- Juvenile Prosecution and Defense Capacity Building, April 15, 2002.
- Gender Specific Services Funding, February 19, 2002.
- Research-Based Delinquency and Violence Prevention Program Funding, February 19, 2002.
- Nurse Family Partnership Program Funding, February 19, 2002.

#### **Center for Research, Evaluation and Statistical Analysis**

- Funding guidelines for research/evaluation projects, April 9, 2001.
- Funding guidelines/announcements dated 6/14/01, 10/5/01, 4/2/02, 10/2/02, and 5/27/03.
- Funding guidelines/announcement for Project Safe Neighborhoods Research Partner 2/14/03.

#### **Office of Victims' Services**

##### **Victims Compensation**

- Victims Compensation Claim Form.
- Claim Form Instruction Booklet.
- Financial Assistance for Victims of Crime pamphlet.
- Compensation Resource Guide for Victim Service and Allied Professionals brochure.
- Victim Advocate Manual—revised February 27, 2003.
- Annual Report for FY 2001-2002.
- Immediate Compensation Policy Changes Affecting Claimant Eligibility, dated April 16, 2002.
- Compensation Fact Sheet—Information for Law Enforcement.
- Compensation Instruction Sheets: Counseling Claims; Crime-Scene Cleanup Claims; Death Claims and Funeral Expenses; Loss of Earnings Claims; Loss of Support Claims; Motor Vehicle Related Claims; Personal Injury Claims; Relocation Expense Claims; and Stolen Benefit Cash Claims.

##### **Victims Services**

- Local Policy Board Requirements, revised December, 2001.
- Federal STOP Funding Guidelines relating to domestic violence.
- STOP Funding Announcement, revised July 2003.
- Rights and Services Act (RASA) Funding Announcement, revised June 2003.
- State Victim/Witness Standards and Procedures Manual, April 1999.
- Victims of Juvenile Offenders (VOJO) Standards and Procedures, effective December 2000.
- VOJO Funding Announcement, revised June, 2003.
- Comprehensive Victim Service Center Standards, Revised February 2001.
- Monitoring tools for Drug Control and System Improvement (DCSI), VOJO, revised July 2001; RASA, revised June 2001; Victims of Crime Act (VOCA), revised April 2001.
- Subgrantees' Training Guide published by U. S. Department of Justice, Office of Victims of Crime, September 1999.
- Concept paper formats.
- VOCA Funding Announcement January, 2003.

#### **Pennsylvania Weed and Seed Program**

- Operations Manual, current for 2002-2003.

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### **PENNSYLVANIA HOUSING FINANCE AGENCY**

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#### **POLICY STATEMENTS**

##### **Rental Housing Program**

12 PA. Code, Section 31.11—31.25

Contact: William Koons (717-780-3882)

##### **Owner-Occupied Residential Housing Program**

12 PA. Code, Section 31.101—31.105

Contact: Donald Plunkett (717-780-3871)

**Programs Generally**

12 PA. Code, Section 31.111—31.117

Contact: Donald Plunkett (717-780-3871)

Policy Statement on Homeowners' Emergency Mortgage Assistance Program (including Program Guidelines, Act 91 Notice, and list of counseling agencies)

12 PA. Code, Section 31.201 et. seq.

Contact: Daryl Rotz (717-780-3922)

**GUIDANCE MANUALS****Development Division**

PHFA Multifamily Housing Application and Guidelines (contains PennHOMES, Taxable and Tax-Exempt Financing and Low Income Housing Tax Credit Guidelines)

PHFA Preprocessing Manual for Projects with Agency Federal HOME Funds

PHFA Preprocessing Manual for Projects with Agency Reserve Funds

Contact: Patti Williams (717-780-3876)

**Technical Services Division**

Architectural Submission Guide

Submission Guide for Small Projects

PHFA Preconstruction Meeting Guide

General Payout Procedures for Mortgageors &amp; Contractors

Contact: Dottie Shipley (717-780-3860)

**Housing Management Division**

PHFA Policies, Procedures and Compliance Manual (PennHOMES Program)

PHFA Management Office Policies and Procedures Manual—Section 8 New Construction and Substantial Rehabilitation Programs

PHFA Low-Income Housing Tax Credit Compliance Manual

Contact: Donna Farnham (717-780-3814)

PHFA PennHOMES Financial Reporting Manual

Contact: Carol Carroll (717-780-3811)

**Housing Services Division**

Seniors Supportive Services Program Operating Manual

Family Supportive Services Program Manual

Contact: Sandy Klunk (717-780-3874)

**Single Family Housing Division****PHFA Seller's Guide****HOMESTEAD Program Guidelines****Individual On-Lot Sewage Disposal System Loan Program Guidelines****PHFA Servicing Manual**

Contact: Donald Plunkett (717-780-3871)

**INTERNAL GUIDELINES**

Homeowners' Emergency Mortgage Assistance Program Policies and Procedures

Contact: Daryl Rotz (717-780-3922)

PHFA Board Minutes and Resolutions

PHFA Employee Manual

Bylaws of the Pennsylvania Housing Finance Agency

PHFA Right To Know Act Policy

Contact: Carrie Barnes (717-780-3846)

**OTHER**

PHFA Annual Report

Pennsylvania Housing Study (available only on website at [www.phfa.org](http://www.phfa.org))

Inventory of Assisted Rental Housing

Funding Affordable Housing (resource guide)

PHFA Statewide Homeownership Program Homebuyers Workbook

Report on the Economic Benefits of Affordable Housing Development in Pennsylvania

Report on the Use of Act 137—Implementation of Pennsylvania's County Housing Trust Fund Legislation

PHFA Possibilities (newsletter)

PHFA Service Connections (supportive services newsletter)

Answers to Common Questions about the Homeowners' Emergency Mortgage Assistance Loan Program (fact sheet)

Home Equity Conversion Mortgage Lenders List (reference sheet)

List of Counseling Agencies for Mortgage Bankers and Brokers and Consumer Equity Protection Act (Act 55 of 2001)

Contact: Paula Brightbill (717-780-3915)

**PHFA Brochures**

Programs of the Pennsylvania Housing Finance Agency

Statewide Homeownership Program (English &amp; Spanish)

Lower Income Homeownership and Closing Cost Assistance Programs (English &amp; Spanish)

Homeownership Opportunities for Persons with Disabilities

Questions &amp; Answers about the Federal Recapture Tax

Home Energy Efficiency and Home Buying  
 Homeowners' Emergency Mortgage Assistance Program (English & Spanish)  
 Future Homebuyer Education  
 Housing Services  
 PennHOMES Multifamily Rental Development Funding Program  
 Business Opportunities with the Pennsylvania Housing Finance Agency  
 Tax Credit Program  
 Contact: Paula Brightbill (717-780-3915)

Additional information is available on PHFA's website ([www.phfa.org](http://www.phfa.org)) from time to time (including funding notices, Requests for Proposals, and news and public notices)

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**PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY—PENNVEST**

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**Guidelines:**

- PENNVEST: Financing Clean Water for Pennsylvania, 2003.
- On-Lot Sewage Disposal System for the Individual Homeowner Funding Program January 2003.
- A Water, Sewer and Stormwater Utility's Guide to Financial and Technical Assistance Program, January 2003.
- Pennsylvania Infrastructure Investment Authority Application, January 2003.
- PENNVEST Annual Report, November 2002.
- Liquid Assets/ Newsletter; July 2003.
- PENNVEST—How to Apply—June 2003
- PENNVEST ON-LINE—2003
  - Mission
  - PENNVEST Process
  - How to Apply
  - Loan Calculator
  - Cap Rates by County
  - Guide to Uniform Environmental Review Process
  - Single Audit Process Pamphlet
  - Continuing Education Guidelines & Forms
  - Frequently Asked Questions
  - Legislation & Regulations
  - Financial Assistance Simulator
  - Compare Subsidy Calculator
  - Utility Guide

Contact: Lou Ann Buffington (717) 787-8138.

**Public Procedure:**

- PENNVEST Right to Know Policy
- Contact: Elaine Keisling (717) 783-4494.

**Internet Policy:**

- PENNVEST Privacy Policy
  - PENNVEST Site Security
- Contact: Laura A. Lewis (717) 783-4491.

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**PUBLIC SCHOOL EMPLOYEES' RETIREMENT SYSTEM  
 PENNSYLVANIA MUNICIPAL RETIREMENT SYSTEM**

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**Public School Employees' Retirement System**

**POLICY STATEMENTS:**

- Paying of Benefits when PSERS has been Notified of Pending or Completed Divorce Action
- Purchase of Service Waiving of Payroll Deductions
- Paying Death Benefits when Ex-Spouse is Last Named Beneficiary
- Contested Death Benefits
- Maternity Leave of Absence
- Elimination of Frozen Present Value
- Crediting Service For Lockouts
- Method of Payment For Purchase of Service
- Return to School Service for an Emergency Annuitant
- Direct Rollover Limitations
- Overpayments and Direct Rollovers
- Alternate Retirement Dates and Termination Date
- Special Retirement Incentive 30-Year Window
- Inactive Interest
- Employment and Income Restrictions for Disability Annuitants
- Interpretation of Declaration of Intent to Retire Under Mellow
- Multiple Service Election
- Leaving Service Before Age 62 With Less Than Ten Years of Service
- Converting Hours to Days



- Crediting Purchases of Service during a Non-Qualifying Year
  - Definition of "School Year"
  - Rate of Contribution
  - Paying Death Benefits and Collecting Overpayments from Deceased Members' Accounts
  - Activated Military Leave (Approved Military Leave of Absence)
  - Paying Death Benefits and Collecting Overpayments from Deceased Members' Accounts
  - Cadet Nurse Service
  - Birthday Rule for Determining Eligibility for Retirement Benefits
  - Designation of Primary and Contingent Alternate Payees in an Approved Domestic Relations Order
  - Processing Faxed Documents
  - Contested Death Benefits
  - Purchase of Service Payment Plan
  - Purchase of Service Payment Plan
  - Purchase of Previous Non-Qualifying School Service
  - Worker's Compensation Offset Under Act 57
- Contact: Evelyn Tatkovski (717) 720-4734

**GUIDANCE MANUALS:**

- PSERS Member Handbook (Current Ed. 2002)
  - PSERS Retired Member Handbook (Current Ed. 2000)
  - PSERS Update
  - PSERS Pamphlets:
    - Let's Talk About: Leaving Employment & Your Retirement Benefits
    - Let's Talk About: Taxes on Your Retirement Account
    - Let's Talk About: Disability Benefits
    - Let's Talk About: Being Retired
    - Let's Talk About: Your Retirement and Divorce
    - Let's Talk About: Death Benefits During Employment
    - Let's Talk About: Death Benefits During Retirement
    - Let's Talk About: Purchasing Credit for Service
  - PSERS Retirement Chalkboard (Active Members Newsletter)
  - PSERS Benefits Hotline (Retired Members Newsletter)
  - PSERS Reporting Unit Bulletin
- Contact: Evelyn Tatkovski (717) 720-4734

**DECISIONS:**

- PSERS Board of Trustees Adjudications Topics:
    - Accelerated Option
    - Act 1991-23 ("Mellow Bill")
    - Beneficiary Change
    - Change Employment Status
    - Change of Option
    - Change Retirement Date
    - Class T-D Election
    - Cost of Living Increase
    - Credited Years of Service
    - Death Benefit
    - Disability
    - Divorce
    - Effective Date of Retirement
    - Final Average Salary
    - Frozen Present Value
    - Forced Maternity Leave
    - Full-Year Service
    - Health Care Premium Assistance
    - Mandatory Membership
    - Membership Eligibility
    - Merchant Marine
    - Military Service (purchase of)
    - Multiple Service Credit
    - Overpayment
    - Payment of Interest
    - Pension Forfeiture
    - Purchase of Service
    - Recalculation of Benefit
    - Reinstatement
    - Retirement-Covered Compensation
    - Tax Collector
    - Miscellaneous
- Contact: Evelyn Tatkovski (717) 720-4734

**INTERNAL GUIDELINES:**

- PSERS Investment Policy
- PSERS Board Minutes and Resolutions
- Sample Domestic Relations Order and Instruction Memo
- PSERS Employer Reference Manual
- Board Bylaws
- Board Election Guidelines
- Asset Allocation Plan
- Board Corporate Governance Voting Policy
- PSERS Policy on Public Information
- Contact: Evelyn Tatkovski (717) 720-4734

**OTHER:**

- PSERS Website: [www.psers.state.pa.us](http://www.psers.state.pa.us)
- PSERS Annual Financial Report (Includes Mission Statement)
- Actuarial Report (annual and 5 year)
- Actuarial Tables and Computational Procedures, Pa. Bulletin, Vol. 31, No. 14, pp. 1930-1945, April 7, 2001
- Health Options Program Enrollment Package
- Contact: Evelyn Tatkovski (717) 720-4734

**Pennsylvania Municipal Retirement System****POLICY STATEMENTS:**

- Calculation of Withdrawing Plan's Portion of Retired Member's Reserve
- Allocation of Excess Interest to Municipal Account, Member's Accounts, and Retired Member's Reserve Accounts
- Portability: Individual Member
- Portability: Plan Spin-offs
- Business and Educational Travel Policy
- Y2K Statement
- Return to Work Policy Statement
- Actuarial Tables
- Disposition of Surplus Equipment
- Public Information
- Contact: James B. Allen (717) 787-2065

**GUIDANCE MANUALS:**

- PMRS Notes & News
- PMRS Pamphlets:
  - Plan Benefit Summary (individualized for each municipality)
  - Evaluating Your Pension Plan
  - Pennsylvania Municipal Retirement System
- Individual Municipality Plan Benefit Agreements
- PMRS Procedures Manual (1984)
- Contact: James B. Allen (717) 787-2065

**DECISIONS:**

- PMRS Board of Trustees Adjudications
  - Topics:
    - Death Benefit
    - Pension Forfeitures
    - Purchase of Service
    - Vesting
    - Miscellaneous
  - Contact: James B. Allen (717) 787-2065

**INTERNAL GUIDELINES:**

- PMRS Investment Guidelines and Proxy Voting
- Investment Consultant Quarterly Reports
- Comprehensive Annual Financial Report
- Annual Report Summary
- Actuarial Reports (Annual Evaluation and 5 year Experience Study Report)
- Actuarial Tables
- Sample Domestic Relations Order and Instruction Memo
- PMRS Board Minutes and Resolutions
- PMRS Policy on Public Information
- Contact: James B. Allen (717) 787-2065

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**PUBLIC WELFARE**


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*(Editor's Note: Statements of Policy are in upper and lower case. Notices of Rule Change are in all capitals. Notices of Rule Change adopted more than 180 days before deposit are starred (\*).*

**Office of Income Maintenance—Contact: Edward J. Zogby (717) 787-4081****POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1983	Ch. 166	Computation of CWEP Hrs.	10/25/83	166-83-57
	Ch. 275	Postmark Date as the Receipt Indicator for Appeals and for Requests for Reconsideration	03/15/84	275-84-10
1984	Ch. 297	Change in Reimbursement Policy for AFDC/SSI	03/15/84	297-84-1
1991	*CH. 140	MANDATORY CONTINUATION OF MA THROUGHOUT PREGNANCY AND POSTPARTUM PERIOD	08/20/91	0140-91-01
1993	*CH. 166	PROVIDING SUPPORTIVE SERVICES TO PARTICIPANTS IN THE COMMUNITY WORK EXPERIENCE PROGRAM	08/21/93	166-93-01
1994	*CH. 257	REVISIONS TO 55 PA. CODE CHAPTER 177 (RESOURCES) AND 257 (REIMBURSEMENT)	06/24/94	257-94-01
1995	*CH. 257	MA ESTATE RECOVERY—CHAPTER 178—MEDICAL ASSISTANCE RESOURCES; CHAPTER 257—REIMBURSEMENT	06/01/95	257-95-01
1996	CH. 125	ACT 1995-20 PROVISIONS RELATING TO PERSONS SENTENCED OR CHARGED FOR A FELONY OR MISDEMEANOR	04/05/96	125-96-01
2000	CH. 187	REVISION TO CHAPTER 187, SUPPORT FROM RELATIVES NOT LIVING WITH THE CLIENT, TO SUPPORT IMPLEMENTATION OF THE FAMILY VIOLENCE OPTION	06/10/00	187-00-01
	CH. 285	INCREASES IN PAYMENT FOR BURIAL AND/OR CREMATION AND MAXIMUM AMOUNT OF EXCLUDED CONTRIBUTIONS	06/10/00	285-00-01

**GUIDANCE MANUALS:**

- Cash Assistance Handbook
- Food Stamp Handbook
- Medical Assistance Eligibility Handbook
- Nursing Care Handbook
- Supplemental Handbook
- Medicaid in Pennsylvania
- Low-Income Home Energy Assistance Program Final State Plan
- Actions for Support
- TANF State Plan

**Office of Medical Assistance—Contact: Donald Yearsley (717) 772-6341****POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1981	Ch. 1251	Clarification of M.A. Bulletin # 22-80-01	08/19/81	22-81-01
	Ch. 1121	Info. Concerning Claims Submitted as Compounded Prescriptions	06/30/82	19-82-02
1984	Ch. 1101	Third Party Resource and Copay	11/01/84	99-84-15
1985	Ch. 1141	Decision Concerning Prof. Component Billing	01/25/85	01-85-01
	Ch. 1141	Physician Assistant Use	04/22/85	01-85-05

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1245,	Ambulance Transportation	04/22/85	11-85-08
	Ch. 1163	Psych. Inpatient Adm of Patients with D/A and Psychiatric Diagnoses	05/31/85	13-85-04
	Ch. 1101	Copayments/Guidelines/ Exemption for Pregnancy & Ability to Pay	10/17/85	99-85-12
	Ch. 1153	Requirements for Treatment Plans & Doc. of Treatment	10/31/85	29-85-01 33-85-02
	Ch. 1149	Clarification of Treatment Plan Requirements for Orthodontists	02/11/86	03-86-1
	Ch. 1163	Offset of Investment Income	02/21/86	11-86-04
	Ch. 1151			12-86-02 13-86-01
1986	Ch. 1101.75 (a)(5)	Policy Clarification	07/23/86	19-86-06
	Ch. 1101	Policy Clarification Re: Provider's Signature	09/19/86	99-86-06
	Ch. 1101	Professional License No.	10/13/86	11-86-12 12-86-05
	Ch. 1101	Preclusion of Convicted Persons, Not Providers, from Participation or Involvement in the MA Program	10/24/86	99-86-09
	Ch. 1123	Durable Medical Equipment Warranties	10/28/86	05-86-02 19-86-07
	Ch. 1101	Records Maintenance and Avail. Requirements	11/05/86	23-86-02
1987	Ch. 1101	Physicians' Response. Home Health Services	01/12/87	01-87-01
	Ch. 1223	Letter of Agreement—D & A Single County Authorities	01/23/87	11-87-01 12-87-01 13-87-01
	Ch. 1223	Contractual Agreement Single County Authority	02/12/87	28-87-01
	Ch. 1149	Palliative Emerg. Treat.	04/24/87	03-87-02 27-87-01
	Ch. 1101	Records Maint. and Avail. Require. for Chiropractors	04/27/87	07-87-01
	Ch. 1249	Reimbursement-Home Health Services in PCH	05/22/87	23-87-01
	Ch. 1101	Professional Lic. No.	06/10/87	10-87-01
	Ch. 1223	Nonrecompensable Services Drug Screens	07/29/87	11-87-05 12-87-04 16-87-01 28-87-02
	Ch. 1101/ Ch. 1123	Coverage for Motorized Wheelchairs	07/30/87	05-87-02 01-87-08 19-87-06
	Ch. 1101	Policy Relating to Apnea Monitors	09/02/87	01-87-15 05-87-04 19-87-09
	Ch. 1150	Spec. Enroll. Req. to Bill Tech. Comp. of Ped. Pneumograms	10/07/87	05-87-05 19-87-10
1988	Ch. 1101	Policy Clarification Regarding Physician License	07/01/88	1101-88-01

## NOTICES

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<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1249	Clarification of Condition Under Which MA Recipients Are Considered Homebound	09/26/88	1249-88-01
1989	Ch. 1101	Policy Reminder Regarding Practitioner License Requirements	09/09/89	1101-89-02
	Ch. 1163	Assignment of DRG (Neonate)	11/18/89	1163-89-01
1990	Ch. 1150	Payment Policy for Consultations	04/27/90	1150-90-01
	Ch. 1249	Use of Medicare Form HCFA-485	06/08/90	1249-90-01
1991	*CH. 1101	EPSDT—OBRA '89	08/02/91	1101-91-01
	CH. 1121			1121-91-02
	CH. 1123			1123-91-01
	CH. 1241			1241-91-01
1992	*CH. 1141	CLOZAPINE SUPPORT SERVICES	01/31/92	1141-92-01
	*CH. 1153			1153-92-01
	Ch. 1241	Revised EPSDT Immunization Guidelines	12/11/92	1241-92-01
1993	*CH. 1165	PAYMENT FOR MENTAL HEALTH SERVICES PROVIDED IN A RESIDENTIAL TREATMENT FACILITY FOR ELIGIBLE INDIVIDUALS UNDER 21 YEARS OF AGE	01/01/93	1165-93-01
	*CH. 1121	CHANGES IN THE MEDICAL ASSISTANCE PHARMACEUTICAL BENEFITS	07/09/93	1121-93-01
	*CH. 1149	DENTAL SERVICES FOR ADULTS	07/09/93	1149-93-01
	*CH. 1101	BASIC HEALTH CARE FOR ADULT GENERAL ASSISTANCE RECIPIENTS (FELIX ET. AL. V. CASEY ET. AL.)	07/21/93	1101-93-03
	*CH. 1101	STIPULATION OF SETTLEMENT		
	*CH. 1101	UPDATE TO EXCEPTIONS PROCESS AND CRITERIA UNDER THE GENERAL ASSISTANCE BASIC HEALTH CARE PACKAGE	07/21/93	1101-93-04
	Ch. 1241	Centers for Disease Control Blood Lead Testing	09/03/93	1241-93-01
	Ch. 1101	Business Arrangements Between Nursing Facilities and Pharmacy Providers	10/08/93	1101-93-05
1994	Ch. 1241	Update to Blood Lead Testing Guidelines	04/08/94	1241-94-01
	*CH. 1239	M. A. CASE MANAGEMENT SERVICES FOR RECIPIENTS UNDER THE AGE OF 21	05/17/94	1239-91-01
	*CH. 1121	PHARMACEUTICAL SERVICES DRUG COVERAGE FOR MEDICALLY NEEDY IN NURSING FACILITIES	06/24/94	1121-94-01
	*CH. 1249	PRIOR AUTHORIZATION OF HOME HEALTH SERVICES (REVISED)	07/01/94	1249-94-02
	*CH. 1121	PHARMACEUTICAL SERVICES PRIOR AUTHORIZATION REQUIREMENT MULTISOURCE BRAND NAME DRUGS	08/26/94	1121-94-02

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	*CH. 1121	TREATMENT OF INFERTILITY—	08/30/94	1121-94-03
	CH. 1126	DISCONTINUED COVERAGE FOR		1126-94-01
	CH. 1129	DRUGS AND RELATED SERVICES		1129-94-01
	CH. 1141			1141-94-01
	CH. 1163			1163-94-01
	CH. 1221			1221-94-01
	CH. 1225			1125-94-01
	CH. 1242			1242-94-01
	*CH. 1101	GENERAL ASSISTANCE RESTRUCTURE AS A RESULT OF ACT 49	09/02/94	1101-94-01
1995	CH. 1153	ACCESSING OUTPATIENT WRAPAROUND MENTAL HEALTH SERVICES	09/08/95	1153-95-01
	CH. 1157	MENTAL HEALTH SERVICES PROVIDED IN NON-JCAHO	09/08/95	1157-95-01
	CH. 1165	UPDATE—JCAHO-ACCREDITED RTF SERVICES	09/08/95	1165-95-01
	*CH. 1153	PRIOR AUTHORIZATION OF PARTIAL HOSPITALIZATION	12/30/94	1153-95-01
	CH. 1163	PAYMENT POLICY FOR ABORTION SERVICES	12/15/95	1163-95-02
1996	CH. 1101	LIMITS ON OFFICE VISITS UNDER THE GENERAL ASSISTANCE (GA) BASIC HEALTH CARE PACKAGE	03/18/96	1101-96-01
	Ch. 1101	Medical Assistance Deductible	09/20/96	1101-96-02
1997	Ch. 1141	Revision to Physician Assistant and Nurse Midwife Supervision Requirement	07/30/97	1141-97-01
1998	Ch. 1101	Regulation Changes Regarding	07/01/98	1101-98-01
	Ch. 1141	“Emergency Medical Condition”		1141-98-01
	Ch. 1150			1150-98-01
	Ch. 1221			1221-98-01
	Ch. 1163	Revision of Utilization Guidelines for Inpatient Hospital Drug and Alcohol Services Under the Medical Assistance Program	05/18/98	1163-98-01
1999	Ch. 1187	Capital Component Payments for Post-Moratorium Beds	04/17/99	1187-99-01
	Ch. 1101	“Payment in Full”	09/17/99	99-99-06
2001	Ch. 1101	Clarification of Coverage for Motorized Wheelchairs and Other Durable Medical Equipment	02/16/01	01-01-02 05-01-01 17-01-01 19-01-02 49-01-02 50-01-01 1101-01-01 1123-01-01
2002	Ch. 1223	Drug and Alcohol Clinics with Provisional Licenses	10/26/02	28-02-02

**GUIDANCE MANUALS:**

- Provider Handbook 01—Physician
- Provider Handbook 03—Dentist
- Provider Handbook 04—Podiatrist
- Provider Handbook 05—Medical Supplier
- Provider Handbook 06/08—Short Procedure Unit/Ambulatory Surgical Center
- Provider Handbook 07—Chiropractor
- Provider Handbook 09—Birth Centers
- Provider Handbook 10-I—Independent Medical/Surgical Clinic

- Provider Handbook 11-I—Inpatient Hospital (Encompasses provider types General Hospital, Rehabilitation Hospital, Private Mental Hospital, State Mental Hospital and Extended Acute Psychiatric Care)
- Provider Handbook 11-O—Outpatient Hospital (Encompasses provider types General Hospital, and Rehabilitation Hospital)
- Provider Handbook 15—Optometrist
- Provider Handbook 16—Independent Laboratory
- Provider Handbook 18—Ambulance Company
- Provider Handbook 19—Pharmacy
- Provider Handbook 20—Portable X-Ray Provider
- Provider Handbook 21—Renal Dialysis Center
- Provider Handbook 22—Funeral Director
- Provider Handbook 23—Home Health Agency
- Provider Handbook 26—Rural Health Clinic
- Provider Handbook 28—Drug and Alcohol Clinic
- Provider Handbook 29—Outpatient Psychiatric Clinic
- Provider Handbook 30—Family Planning Clinic
- Provider Handbook 31—Midwives
- Provider Handbook 33—Psychiatric Partial Hospitalization Facility
- Provider Handbook 36-L—Nursing Facility Services only applies to County Nursing Facilities and Private Nursing Facilities. Nursing facility case mix regulations implemented in 1996 (Pa. Code Chapter 1187) do not encompass provider types State Mental Retardation Center, Private ICF/MR, or State Restoration Center
- Provider Handbook 37—Hospice
- Provider Handbook 41—Psychologist
- Provider Handbook 42—Comprehensive Outpatient Rehabilitation Facility
- Provider Handbook 43—Physical Therapist
- Provider Handbook 44—Certified RN Anesthetist
- Provider Handbook 49—Certified RN Practitioner
- Provider Handbook 50—Early Periodic Screening, Diagnosis and Treatment (EPSDT) Provider
- Provider Handbook 54—Nutritionist
- Provider Handbook 55—PA Department of Aging (PDA) Waiver
- Provider Handbook 59—COMMCARE Waiver

**Office of Social Programs—Contact: Edward Spreha (717) 783-8741**

#### **POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1993	Ch. 2620	Increase in Personal Needs Allowance for Residents of Personal Care Homes	08/16/93	2620-93-02
1998	Ch. 2620	Licensing Compliance Prediction System for the Personal Care Home Regulations	06/30/98	99-98-01
1999	Ch. 2620	Office of Social Programs Bulletin Clarifying Permissibility of Electronic Monitoring/Recording In Personal Care Homes	10/30/99	99/99/01
2000	Ch. 2620	Personal Care Home Planned, Intermittent, or Holiday Closures	03/01/00	99-00-01

#### **GUIDANCE MANUALS:**

##### **Bureau of Home and Community Based Services**

- Attendant Care Program Requirements
- Attendant Care Medicaid Waiver #0277
- Attendant Care Program Updates
- Community Services Program for Persons with Physical Disabilities (CSPPPD) Program Requirements—In Draft
- OBRA Medicaid Waiver #0235
- Independence Medicaid Waiver #0319
- COMMCARE Waiver #0386
- Community Services Program for Persons with Physical Disabilities Program Directives
- Interpretive Guidelines for Personal Care Home Regulations—Chapter 2620
- Operating A Personal Care Home
- Personal Care Home Administrator Training Requirements

##### **Bureau of Supportive Services**

- Homeless Assistance Program—Instructions and Requirements
  - o (Note: Revised/Reissued Annually)
- Human Services Development Fund—Instructions and Requirements
  - o (Note: Revised/Reissued Annually)

- Human Services Development Fund (HSDF)—Instructions and Requirements Supplements:
  - Supplement A—Eligibility for Adult Services Funded Through the HSDF
  - Supplement B—Services Definitions—Adult Services
  - Supplement C—Services Definitions—Generic Services
- Medical Assistance Transportation Program—Instructions and Requirements (Note: Revised/Reissued Annually)

**Office of Children, Youth & Families—Contact: Brian G. Kahler (717) 787-5199**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1980	Ch. 3140	Funding of Basic Ed. Components of Private Day Treatment Center Programs	10/29/80	99-80-22
1981		OCYF Licensing Procedures: Clarification of Provider's Right to Appeal DPW Issuance of a Provisional Certification of Compliance	10/29/81	99-81-38
1983	Ch. 3130	Clarification of the Definition of "Accept for Service"	02/04/83	3130-83-03
	Ch. 3700	Waiver for Foster Family Homes by Foster Family Care Agencies	02/04/83	3700-83-01
	Ch. 3130	Clarification of County C & Y Agency Requirements with Respect to Fee Setting	02/04/83	3130-83-04
	Ch. 3130	Participation on Agency Administrative Review Panel	02/04/83	3130-83-06
	Ch. 3130	Clarif. on Caseworker-to-Family Case Load Ratio & Case Management Functions	02/04/83	3130-83-07
	Ch. 3130	Case Management Responsibilities When a Report of Suspected Child Abuse is Received Involving a Case Already Accepted for Service	02/04/83	3130-83-01
	Ch. 3140	Clarif. of Adoption Asst. to Relatives in Adoption Cases	05/02/83	3140-83-07
	Ch. 3140	Responsibility of the Co. for Legal Representation for Children and Parents	06/10/83	3140-83-09
	Ch. 3140	Chapter 3140.22 Reimbursement Regulations Alternative Programs 3140.22(e)	02/04/83	3140-83-02
	Ch. 3140	Chapter 3140.22 Reimbursement Regulations Community Residential Service 3140.22(d)(3)	02/04/83	3140-83-03
	Ch. 3140	3130.64(b)(2), 3130.67(9), 3140.131(7), 3700.35(b)(1) Reimbursement to Parents for the Cost of Child Visits	08/15/83	3130-83-11 3140-83-13 3700-83-03
1984	Ch. 3140	Reimbursement Rates for Placements in VisionQuest Wilderness & Wagon Train Programs	01/12/84	3140-84-01
	Ch. 3001	Transmittal of Interdpt. Memo. on Nonimmunized Students Excluded from Attending School	07/08/84	99-84-13
	Ch. 3490	Release of Child Abuse Info. to the Media	08/15/84	99-84-20
	Ch. 3140	VisionQuest Policy	09/07/84	3140-84-05



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<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1985	Ch. 3001.5	Unannounced Visits to Licensed & Approved Facilities/Agencies	08/20/85	99-85-18
	Ch. 3130	Interstate Compact on Juveniles	09/30/85	99-85-27
	Ch. 3490	Providing Copies of Child Abuse Reports to Subjects	11/20/85	99-85-28
1986	Ch. 3490	Law Enforcement Officials as Perpetrators of Suspected Child Abuse	07/15/86	3490-86-04
	Ch. 3490	Policy Clarifications Regarding Child Protective Services Law and Regulations as Related to Act 33	04/01/86	3490-86-02
	Ch. 3490	Policy Clarifications Regarding Child Protective Services Law and Regulations as Related to Act 33—Part II	06/16/86	3490-86-05
	Ch. 3490	Policy Clarifications Regarding Child Protective Services Law and Regulations as Related to Act 33—Part III	11/01/86	3490-86-08
	Ch. 3350	Screening Prospective Adoptive Parents Pursuant to Act 33 of 1985	09/02/86	3350-86-01
1987	Ch. 3490	Implementation of Child Protective Service Policies Relating to Alleged Medical Neglect of Disabled Infants	05/01/87	3490-87-01
	Ch. 3490	Sharing Child Abuse Info Among DPW Offices	09/01/87	3490-87-03
	Ch. 3490	Policy Clarification of the Child Protective Services Law and Regulations	06/01/87	3490-87-02
	Ch. 3140	Personal Incident Costs	10/01/87	3140-87-05
	Ch. 3140	OCYF Financial Participation in Costs of County Human Service Departments	08/31/87	3140-87-02
1988		Special Medical Assistance—Healthy Beginnings—for Pregnant Women and Qualified Children	11/02/88	99-88-08
	Ch. 3490	Screening Student Interns	05/88	3490-88-01
1989	Ch. 3350	Adoption Record Disclosure	06/06/89	3350-89-01
	Ch. 3130	Statements of Policy—Amendments to Chapter 3130 Due Process Protections for Parents and Children	10/10/89	3130-89-01
1991	Ch. 3130	Regulatory Interpretation Guidelines for Revisions to Chapter 3130	3130-91-03	
1992	Ch. 3140	Title XX Invoicing Procedures for the Youth Development Centers and Youth Forestry Camps (YDCs/YFCs)	09/25/92	99-92-02
1994		Site Visits and Access to Records by PA Protection and Advocacy, Inc.	08/22/94	00-94-19
1995	Ch. 3270 Ch. 3280 Ch. 3290	Certified Childcare Professional Credential	11/01/95	3001-95-01
	Ch. 3490	Amendments to the Child Protective Services Law that Become Effective July 1, 1995	09/95	3490-95-02
1996	Ch. 3001	Day Care—Supervision of Children		3001-96-01
	Ch. 3001	Day Care—Posting DPW Inspection Summaries		3001-96-02

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 3001	Day Care—Inaccessibility of Above Ground Swimming Pools		3001-96-03
	Ch. 3001	Day Care—Departmental Access to the Facility Premises		3001-96-04
	Ch. 3490	Certification and Training for Children and Youth Workers		3490-96-03
	00	Update of Policies and Procedures for Juveniles in Detention		00-96-03
	00	Maximization of the OCYF's Grant Funds		00-96-04
	00	Surveying and Evaluating Child Welfare Agencies Implementation and Compliance with MEPA		00-96-06
1997	Ch. 3001	Day Care—Exemption from Immunization Requirements	03/29/97	3001-97-01
	Ch. 3001	Day Care—Ground Surface Requirements	06/01/97	3001-97-02
	Ch. 3140	Availability of Federal Financial Participation For Profit Residential Child Care Facilities		3140-97-02
	Ch. 3140	AFCARS/SACWIS		3140-97-03
	Ch. 3140	Instructions—Random Moment Time Study	12/01/97	3140-97-11
		Access to Pennsylvania State Police Records	10/01/97	00-97-09
		Priority Placement Request Procedures for the Interstate Compact on the Placement of Children	12/01/97	00-97-12
1998	Ch. 3140	NMEPA 1994—Small Business	02/07/98	3140-98-03
		1997 Association of Juvenile Compact Administrators Rules and Regulations Amended Travel Permit	06/01/98	00-98-06
1999	Ch. 3001	Release of Children	09/07/99	3001-99-01
	Ch. 3140	Adoption Assistance Questions and Answers		3140-99-01
	Ch. 3490	Drug Convictions Prohibiting Hiring and Approving Foster/Adoptive Parent Applications	02/03/99	3490-99-01
	Ch. 3490	Implementation of Revisions to the Child Protective Services Law as Amended by Act 127 of 1998	10/01/99	3490-99-02
2000	Ch. 3140	YDC/YFC Interim Per Diem Rate	03/31/00	00-00-01
	Ch. 3140	TANF—Retroactive Eligibility Determinations	04/15/00	3140-00-01
	Ch. 3140	Invoicing Procedures—Child Welfare TANF	04/15/00	3140-00-03
	Ch. 3140	Needs-Based Instructions—FY 2001-02 Plan and FY 2000-01 Implementation Plan	05/09/00	3140-00-04
	Ch. 3140	Federal Financial Participation Rate Change for Title IV-E Placement Maintenance and Adoption Assistance Costs	12/29/00	00-00-05
	Ch. 3140	AFCARS Planning, Budgeting and Invoicing Procedures	08/15/00	3140-00-02

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 3140	Youth Development Centers/ Youth Forestry Camps—Interim Per Diem Rates	05/18/01	00-01-02
	Ch. 3270 Ch. 3280	Overpopulation of Indoor Child Care Space	06/01/00	3001-00-01
	Ch. 3490	Child Death Review and Report Protocols	10/10/00	3490-00-01
	Ch. 3490	Safety Assessment and Safety Planning Protocol and Format	11/13/00	3490-00-02
	Ch. 3800	Child Residential and Day Treatment Facilities Licensing Measurement Instrument Revisions	05/30/00	3800-00-01
2001	Ch. 3130	The Second Revised Interim Guidelines for the Adoption and and Safe Families Act of 1997	01/02/01	3130-01-01
	Ch. 3140	Youth Development Centers/ Youth Forestry Camps— Interim Per Diem Rates	5/18/01	00-01-02
	Ch. 3140	Revised Policies and Procedures: Title IV-E Placement Maintenance Eligibility and Reimbursability, Title IV-E Adoption Assistance Eligibility and Title XX Medicaid Eligibility	04/09/01	3140-01-01
	Ch. 3490	Revised Certification and Training Requirements for Children and Youth Supervisors	09/25/01	3490-01-02
2002	Ch. 3140	YDC/YFC Interim Per Diem Rates July 2002	05/18/01	00-02-02
	Ch. 3140	YDC/YFC Interim Per Diem Rates July 2003	05/18/01	00-02-05
	Ch. 3140	Children, Youth and Families Fiscal Year 2003-2004 Needs-Based Plan and Fiscal Year 2002-2003 Implementation Plan Instructions	07/01/02	3140-02-02
2003		Kinship Care Policy	06/30/03	00-03-03
		Megan's Law	04/13/03	00-03-02
	Ch. 3130	Permanent Legal Custodianship Policy	06/30/03	3130-03-01 3140-03-01
	Ch. 3140	YDC/YFC Interim Per Diem Rates Effective July 1, 2004	06/30/03	00-03-05
	Ch. 3140	Act 148 Invoicing Procedures for County Child Welfare Service	07/01/03	3140-03-00
	Ch. 3140	Interstate Compact on Adoption and Medical Assistance	06/30/03	3140-03-02
	Ch. 3140	Children, Youth and Families Fiscal Year 2004-2005 Needs-Based Plan and Fiscal Year 2003-2004 Implementation Plan Instructions	07/01/03	3140-03-03
	Ch. 3140	Title IV-E Invoicing Procedures	07/01/03	3140-03-05
	Ch. 3140	Child Placements with Emergency Caregivers	06/30/03	3140-03-08 3490-03-04
	Ch. 3350	Statewide Adoption Network Policies and Procedures	01/01/03	3350-03-01
	Ch. 3490	A.Y. v. DPW/Allegheny County	03/10/03	3490-03-01
	Ch. 3490	Federal Criminal History Clearances for PA Residents	04/25/03	3490-03-02

**GUIDANCE MANUALS:**

- Clearance Statements for School Employees
- Office of Children, Youth and Families Bulletin Board System
- Education Portions of "Non-Educational" Residential Placements
- Federal Regulations Affecting Children's Eligibility for Supplemental Security Income (SSI) Benefits
- Children Living on Their Own: Referrals from School Districts
- Title IV-E Placement Maintenance and Adoption Assistance Invoicing
- Indirect Costs Guidelines for County Children and Youth Agencies
- Continuity of Health Care for Children in the Custody of County Children and Youth Agencies
- Revised Waiver Procedure for Regulations Governing Children and Youth Social Service Programs
- EPSDT Protocol for Children in Placement
- Consent to EPSDT Child Screening
- Medical Assistance for Children
- Planning Permanent Families for Children Residing in Mental Retardation Residential Facilities
- County Children and Youth Agency Responsibility for Juveniles in Police Custody
- Audit Clause Language for Use in All County Child Welfare Service Provider Contracts
- Interagency and Intergovernmental Agreements
- Coordination of Child Support Collections Between County Children and Youth Agencies and County Domestic Relations Sections
- County Claiming for Child Welfare Training Costs
- Title IV-D Collections/Title IV-E Invoicing
- Submission of Title IV-E Invoices and Quarterly Expenditure Reports
- COBRA (P.L. 99-272) Changes to Title IV-E Adoption Assistance and Placement Maintenance Costs Incident to Special Needs Adoption
- Early Intervention Services and Referrals by County Children and Youth Agencies for Handicapped or "At Risk" Preschool Children
- County Children and Youth Advisory Committee Guidelines
- Indirect Costs Under the County Costs Allocations Plan Guidelines
- Interstate Compact on the Placement of Children
- Reporting of Indirect Costs—County Children and Youth Services
- Interstate Compact on Juveniles
- Instruction for Completing the Revised Child Protective Services Investigation Report
- PA Adoption Cooperative Exchange Standard Operating Procedures Manual
- Jurisdiction of Office of Hearing and Appeals in Family Service Plans Cases
- Model Case Plan Forms and Instructions
- Application of Chapter 3700 Regulations When Relatives Provide Substitute Family Care
- Implementation of Allowable Costs for Title IV-E Placement Maintenance and Adoption Assistance Program
- Audit Requirements for the County Children and Youth Audit Reports
- Clarification of Eligibility Requirements Re: Adjudicated Delinquent Youth Under Title IV-E Placement Maintenance Program
- Notice of Right to Appeal for Spanish Speaking Clients
- Release of Inspection/Monitoring Reports
- Guidelines for Approving Foster Families to Have More than Six Children in a Home
- Local Management Agency Policy and Procedures Manual
- "Dear Contractor Letters"—a series of letters providing contract clarifications for subsidized child day care
- PA Standards for Child Welfare Practice
- Audit Requirements for the County Children and Youth Audit Reports
- Licensing Indicator System for Child Day Care Centers
- Licensing Indicator System for Group Day Care Homes
- Supervised Independent Living Guidelines
- 1999-2000 Title IV-E Independent Living Program Application Guidelines
- Policy Clarifications Regarding Child Protective Services Regulations as Related to Act 33
- Policy Clarifications Regarding Child Protective Services Regulations as Related to Act 33 -Part II
- Policy Clarifications Regarding Child Protective Services Regulations as Related to Act 33 -Part III
- Compliance with Conflict of Interest Provisions of Chapter 3680—Administration of Private Children and Youth Social Service Agencies
- Child Residential Facilities and Child Day Treatment Facilities Potential Training Sources
- Reporting Unusual Incidents at Facilities and Agencies Licensed or Approved by the Office of Children, Youth and Families—Chapter 3130
- Reporting Unusual Incidents at Facilities and Agencies Licensed or Approved by the Office of Children, Youth and Families—Chapter 3680
- Reporting Unusual Incidents at Facilities and Agencies Licensed or Approved by the Office of Children, Youth and Families—Chapter 3700
- Federal Criminal History Clearance of PA Residents
- Act 151 Amendments
- Revised Certification and Training Requirements for Children and Youth Services
- Medication Administration Training for Child Residential and Day Treatment Facilities
- HealthChoices Information Sharing Policies and Procedures
- Interim Policies and Procedures for Subsidized Permanent Legal Custodianship (SPLC)
- CYF Fiscal Year 02-03 Implementation Plan Instructions for FY 03-04 Needs-Based Plan and Budget

- Revised Policies and Procedures: Title IV-E Placement Maintenance Eligibility and Reimbursability, Title IV-E Adoption Assistance Eligibility and Title XIX Medicaid Eligibility
- Costs Incident to Special Needs Adoption
- Protocol for Sharing Drug & Alcohol Information
- County Children and Youth Risk Assessment Policies and Procedures

**INTERNAL GUIDELINES:**

- Application of Child Day Care Service Regulations 10/21/94, Class I Bulletin, 00-94-10
- Procedures for the Regulation of Child Day Care Facilities 2/13/95, Class I Bulletin, 00-95-03
- Waivers of Child Day Care Service Regulations 7/3/95, Class I Bulletin, 00-95-07
- Youth Development Center/Youth Forestry Camp Policy Manual
- Child Residential and Day Treatment Facilities Licensing Measurement Instrument Revisions
- Model Petitions and Court Orders
- Report on Recommended Best Practices for IV-E & TANF Programs
- Foster Care Visitation Manual
- Statewide Adoption Network (SWAN) Adoption Manual
- SWAN Adoption Technical Guide

**Office of Mental Health and Substance Abuse Services/Mental Retardation—Contact: Dan DeLellis (717) 772-7984**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
		Collecting of Tuition Expenses for School-Age Residents in MR & MH Residential Facilities		
1982	Ch. 4000	Respon. for Collection of Tuition Exp. Under Act 199 of 1980 for Out-of-State Residents	03/17/82	199-82-01
	Ch. 4000	Notice of Assessments (Joint MH/MR Bulletin)	04/16/82	99-82-15
1985	Ch. 4000	County Indirect Cost Allocation Plan Guideline Update—Maintenance In Lieu of Rent as a Direct Cost (Joint MH/MR Bulletin)	8/22/85	99-85-17
1986	Ch. 6000	Procedures for Review of Service Eligibility and Termination Decisions	01/17/86	99-86-01
1987	Ch. 4305	Community MH/MR Liability	05/21/87	4305-87-2
1988	Ch. 4305	Quarterly Liability Summaries	01/29/88	4305-88-01
2000		Guidelines for Identifying Persons with Mental Retardation and Mental Illness for State Mental Health Hospital Discharge	5/15/00	00-00-04
2002		Coordination of treatment and support for people with a diagnosis of serious mental illness who also have a diagnosis of mental retardation		00-02-16

**Office of Mental Health and Substance Abuse Services—Contact: Dan DeLellis (717) 772-7984**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1981	Ch. 5001	Expiration of 4th Provisional Cert. of Compliance	12/15/83	99-83-49
1984	Ch. 5250	Guidelines for Delivery of MH Forensic Svs. to Persons in Co. Jails & Persons on Prob. or Parole	08/27/84	99-84-38
1985	Ch. 4210	Readmission from Community Placement Within 30 Days of Discharge	05/30/85	99-85-21
	Ch. 5001	Administration of Psychotropic Medication to Protesting Patients	03/11/85	99-85-10
1986	Ch. 5001	Implementation of Act 33 of 1985	03/19/86	99-86-11

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 5100	Involuntary Outpatient Commitment	05/08/86	99-86-14
1987	Ch. 4210	Dis. Plan. Response. for SMH Child/Adolescent Program & County MH/MR Program	01/16/87	99-87-10
	Ch. 5100	Guidelines for Assessing & Documenting the Dangerousness of Mentally Ill Adults	01/16/87	99-87-07
	Ch. 5100	Not. of Grievance & Appeal Proc. Involuntary Outpatient Commitment	09/08/87	99-87-23
1993	Ch. 5221	Intensive Case Management Record Requirements	09/21/93	5221-93-01
1998		Reporting Requirements for services funded through county base and CHIPP funds.	02/17/98	OMH-98-01
	Ch. 5310	Licensing Compliance Prediction Instrument Application in the Licensing of Community Residential Rehabilitation Services	08/01/98	OMH-98-02
	Ch. 4300	Revised Procedure for Waiver of Office of Mental Health and Substance Abuse Services (OMHSAS) Program Regulations	10/01/99	OMHSAS-99-08
		Emerich v. Philadelphia Center for Human Development 720 A.2d 1032 (Pa. 1998) (Duty to Ward Third Parties—Tarasoff in Pennsylvania)	09/15/99	OMHSAS-99-09
2000	Ch. 4300	The Roles and Responsibilities of County Mental Health/Mental Retardation Programs in the Development of a Child's Individual Education Program	10/04/00	OMHSAS-00-04
2001		Nursing Home Reform Implementation	02/01/01	OMHSAS-01-01
	Ch. 13	Use of Restraints, Seclusion and Exclusion in State Mental Hospitals and Restoration Center	06/01/01	SMH-01-02
	Ch. 5100	Age of Consent for Voluntary Outpatient Mental Health Treatment	06/18/01	OMHSAS-01-04
		Accessibility of Community Mental Health and Substance Abuse Services For Persons Who are Deaf, Hard of Hearing, Late Deafened, or Deaf-Blind	10/01/01	OMHSAS 01-06
		The Use of Seclusion and Restraint in Mental Health Facilities and Programs	04/08/02	OMHSAS 02-01
		Performance Expectations and Recommended Guidelines for the County Child and Adolescent Service System Program (CASSP)	06/06/02	OMHSAS-02-02
	Ch. 5100	Procedures for Client Rights, Grievances and Appeals	8/10/01	SMH-01-03
		Accessibility of State Mental Health Facilities for Persons who are Deaf, Hard of Hearing, or Deaf-Blind	6/18/01	SMH-01-01
2002	Ch. 5100	Interpretation of Pennsylvania Law Related to 402(b) Commitment	9/12/02	OMHSAS 02-04

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2002	Ch. 4300	Cost Settlement Policy and Procedures for Community-Based Medicaid Initiatives	7/18/02	OMHSAS 02-03
2002		Generic Drugs	4/1/02	SMH-02-01

**Office of Mental Retardation—Contact: Mel Knowlton (717) 783-5764**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1981	Ch. 6000	Policies and Procedures Governing Admissions, Commitment, Transfers, and Discharges at State-Operated Mental Retardation Facilities	12/01/81	99-81-51
1984	Ch. 6000	Therapeutic Leave Guidelines for 2176 Waiver Facilities & State/Non-State ICFs/MR	08/01/84	99-84-08
	Ch. 6000	Community Residential Program Slot & Funding Adjustment	12/27/84	99-84-20
	Ch. 6000	Supplement & Amendment to DPW Policy on Support Services for Persons with MR and Their Families	12/27/84	99-84-21
1987	Ch. 6000	Revised Fair Hearing Proc. Related to Services Under 2176 Waiver Program	06/10/87	99-87-08
	Ch. 6000	Doc. Requirements—Waiver Requests Increases for Workers' Comp. Costs	09/25/87	99-87-15
	Ch. 6000	Submission of Cost Reports (MA-11s) to OMR	10/09/87	99-87-16
	Ch. 6000	Conversion of Comm. Res. MR Facilities to ICF/MR	10/23/87	99-87-17
1988	Ch. 6000	Mandatory Child Abuse and Criminal History Clearances	05/31/88	6000-88-02
	Ch. 6000	Licensing Policy & Procedure Manual	08/30/88	6000-88-03
	Ch. 6000	Administration and Management of Client Funds	10/05/88	6000-88-08
1989	Ch. 6000	Guidelines for Enhancing and Conducting Direct and Independent Assessment	10/16/89	6000-89-01
	Ch. 6000	Abatement of Liability for Psychological Evaluations	9/14/89	00-89-17
1990	Ch. 6000	Provider Agreements Under the 2176 Waiver	09/18/90	6000-90-04
	Ch. 6000	Family-Driven Family Support Services	12/12/90	6000-90-01
	Ch. 6000	Support for Independent Living	12/12/90	6000-90-02
	Ch. 6000	Therapy and Other Specialized Services	12/18/90	6000-90-05
	Ch. 6000	Policy on Employment for Persons with Mental Retardation	12/26/90	6000-90-06
1991	Ch. 4000	Services for Children in Foster Family Care Who Are Placed Out-of-County	11/22/91	4000-91-01
1994	Ch. 6000	Closure of Admissions of Children to State-Operated Intermediate Care Facilities for the Mentally Retarded	12/14/94	SC-94-01

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1996	Ch. 6000	Criteria for Approval of New Intermediate Care Facilities for People with Mental Retardation	04/06/96	6000-96-01
	Ch. 6000	Procedures for Funding Reserved Hospital and Leave Days Under 2176 Waiver	04/15/96	6000-96-02
1998	Ch. 6000	Guidelines To Supporting People Moving From State Centers Into The Community	03/27/98	00-98-03
	Ch. 6000	Waiver Funding For Prevocational, Supported Employment And Educational Services	04/07/98	00-98-04
	Ch. 6000	Supplemental Grant Agreement Medicaid Waiver For Infants, Toddlers and Families	05/07/98	00-98-05
	Ch. 6000	Eligibility & Freedom of Choice in Medicaid Waiver for Infants Toddler & Families	8/2/99	00-98-07
1999	Ch. 6000	Natural Environments	8/2/99	00-99-08
	Ch. 6000	Acceptable Signers of the Beneficiary Choice Form for the Infant/Toddler/Family Waiver	9/15/99	00-99-13
	Ch. 6000	Individual Eligibility for Medicaid Waiver Services	12/10/99	00-99-14
2000	Ch. 6000	Service Preference in Medicaid Waivers for Individuals with Mental Retardation	08/04/00	00-00-09
	Ch. 6000	Person/Family Directed Support Waiver Supplemental Grant Agreement for 1999-2002	04/06/00	04-06-00
2001	Ch. 6000	Incident Management	8/7/01	00-01-05
	Ch. 6000	Statement of Policy—Incident Management (55 Pa. Code Ch. 6000)	3/28/02	00-01-05A
2002		Incident Management (Effective 3/25/02)	04/27/02	
		Clarifying Eligibility for Mental Retardation Services and Supports	05/31/02	4210-02-05
	Ch. 6000	Revision of Definition of Conflict Free Providers for Targeted Service Management	4/12/02	00-02-06
	Ch. 6000	Need for ICF/MR Level of Care	8/7/02	00-02-13

**GUIDANCE MANUALS:**

- Obtaining Criminal Clearances on Prospective Employees
- Applicability of Appropriate Life Safety Codes
- Substitute Decision-Making for Medical Treatment
- Adult Day Services Performance Guidelines for Counties
- Positive Approaches
- Licensing Policies and Procedures for ICFs/MR
- Applicability of OMB Circular A-133 for Non-State ICFs/MR
- Information on Public Law 102-119 Reauthorization of the Individuals with Disabilities Education Act
- Issuance of Audit Guidelines for Non-State Operated ICFs/MR County Responsibilities for Waiver Case Management
- County Responsibilities for Waiver Funded Habilitation in a Private Home
- Supporting People in the Community
- Amendments to Licensing Policy and Procedure Manual
- At-Risk Definition for Infants and Toddlers
- Definition and County Responsibility of Surrogate Parent for Infants and Toddlers
- Licensing Weighting System for Community Homes for Individuals with Mental Retardation
- Domiciliary Care for Persons with Mental Retardation
- Licensing Weighting System for Family Living Homes
- Early Intervention Program Issues for Children Who Are Deaf or Hard of Hearing



- Community Resource Development in Family Support Services Projects
- Targeted Service Management and Third Party Liability
- Targeted Service Management Technical Assistance Packet
- Movement of Funds in ICFs/MR
- Definition and Procedures for Infants and Toddlers with Developmental Delays
- Early Intervention Services for Infants and Toddlers
- Early Intervention Medical Assistance Eligible Service Coordination
- Targeted Service Management and 180-Days Invoice Exceptions
- Early Intervention Reporting System Roles and Responsibility
- Payment for Sign Language Interpreters
- Assessments: Lifetime Medical Histories
- Targeted Service Management Handbook
- Facilitated Communication—Best Practices and Guidelines
- Educational and Vocational Training in ICFs/MR
- Screening, Evaluation and Assessment for Infants and Toddlers
- Early Intervention Principles
- Individualized Family Service Plan
- Licensing Inspection Instrument for Family Living Homes Regulations
- Licensing Inspection Instrument for Community Homes Regulations
- Licensing Inspection Instrument for Adult Training Facilities Regulations
- Licensing Inspection Instrument for Vocational Facilities Regulations
- Coordination of Vocational Training and Supported Employment Under the 2176 Waiver
- Early Intervention Due Process System
- Guidelines for Identifying Persons with Mental Retardation and Mental Illness for State Mental Health Hospital Discharge
- Office of Mental Retardation's Monitoring of Counties
- Principles for the Mental Retardation System
- Accessing Public Transportation for Individuals Enrolled in the Consolidated or Person/Family Directed Support Waivers
- Foster Care Tax Reform as it Relates to the Lifesharing/Family Living Program
- Announcement: Step-By-Step Guide to Ready Providers for the Reporting of Incidents through HCSIS
- Revision of Definition of Conflict Free Providers for Targeted Service Management
- OBRA Time Limited Determinations
- Clarifying Waiver Funding and Domiciliary Care Payments
- Site Visits and Access by Pennsylvania Protection and Advocacy, Inc.
- Passage of Act 171 relating to the Older Adults Protective Services Act (OAPSA)
- Coordination of treatment and support for people with a diagnosis of serious mental illness who also have a diagnosis of mental retardation
- Incident Management Interpretive Guideline
- Guidelines Concerning Sexuality
- Regulation Interpretation—Family Living Medication Administration Training
- Survey Guidelines and Procedures Intermediate Care Facilities for the Mentally Retarded (ICFs/MR)
- Regulation Interpretation Unobstructed Egress
- Additions to TSM Handbook and Technical Assistance Packet
- Signature Requirement for Medical Assistance Case Management Services
- Claiming Federal Reimbursement for Targeted Service Management Administration Costs
- State Match Verification Signatures
- Revised Intermediate Care Facility for the Mentally Retarded (ICF/MR) Guidelines
- Coordination of Vocational Training and Supported Employment Under the 2176 Waiver
- Licensing Inspection Instrument for Vocational Facilities Regulations
- Licensing Weighting System for Adult Training Facilities
- State Match Verification and Targeted Service Management
- Conflict Resolution and Mediation Options for Infants, Toddlers and Their Families
- Part H/A Act 212-1990 Non-Compliance Resolution Process
- Agreement Between the Office of Mental Retardation and PP&A

#### **INTERNAL GUIDELINES:**

- Choking Prevention and Management
- State Employees Acting in Voluntary Capacity to Control Client Funds
- Distribution of Mental Retardation Bulletins
- Maintenance of Resident Abuse Files
- Search of Visitors and Residents at State Centers and Mental Retardation Units
- Model Bylaws for State Center Boards of Trustees

#### **OTHER:**

- Work Incentives for SSI and 2176 Waiver Recipients
- P.L. 99-457, Part H, State Interagency Coordinating Council
- Mission Statement
- New Federal ICF/MR Regulations
- Family Support Services Advisory Councils
- Childhood Lead Poisoning Prevention Program

- SSI Benefits for Children
- Resources for Children with Sensory Impairments
- Joint Statement by the Department of Public Welfare and the Department of Aging
- Opportunities and Supports for Older Persons with Mental Retardation
- Special Innovative Services Expenditures Under Family Support Services
- Medical Assistance for Children
- Providing Services to Persons with Autism/Pervasive Developmental Disorder
- Facilitated Communication
- Listing of Participating Targeted Service Management Providers
- Medical Assistance Funded Services for Children
- Act 28 of 1995
- Reorganization of the Office of Mental Retardation
- Medicaid Waiver for Infants, Toddlers and Families
- Person/Family Directed Support Waiver Amendment
- Announcement of Certified Investigator Training
- Medicaid Waiver for Infants, Toddlers and Families Renewal
- Announcement of the Incident Management Implementation Schedule and Contingency Plan
- FY 2000/2001 Utilization, Statistical and Financial Report
- Guidelines for Identifying Persons with Mental Retardation and Mental Illness for State Mental Health Hospital Discharge
- The Roles and Responsibilities of County Mental Health/Mental Retardation Programs in the Development of a Child's Individual Education Program
- Person/Family Directed Support Waiver Renewal
- Approved Consolidated Waiver

**Office of Administration—Contact: Charles Jones (717) 772-6247**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1998	Ch. 259	Statement of Claim, Managed Care Organization	07/11/98 (effective 2/1/97)	

**REVENUE**

PLEASE ORDER FROM SPECIFIED BUREAU. THERE IS NO CHARGE UNLESS NOTED.

BUREAU OF ADMINISTRATIVE SERVICES, TAX FORMS DISTRIBUTION UNIT, 711 GIBSON BLVD., HARRISBURG, PA 17104-3200 OR TELEPHONE: 1-800-362-2050 (Toll-free number), or FAX requests to (717) 985-3234.

- PA-100 PA Enterprise Registration Forms and Instructions Booklet
- PA-40 Personal Income Tax Inst. Book-Resident/Nonresident/Part-year Res. (order by year needed)
- PAFASTFILE—PIT Electronic Book for TeleFile/pa.direct.file.pa/irs e-file (2001 and later—order by year needed)
- PA-40EZ Personal Income Tax Instruction Book (order by year needed—prior to 1998)
- PA-40NR Personal Income Tax Instruction Book/Nonresidents (1995 & prior—order by year needed)
- PA-40T Personal Income Tax TeleFile Book (1998-2000—order by year needed—includes EZ single)
- PA-40EZ KOZ—Keystone Opportunity Zone Tax Return (order by year needed—after 1999)
- PA-40KOZ—Keystone Opportunity Zone Tax Return (order by year needed—after 1999)
- PAKOZ—SCHEDULE KOZ—Keystone Opportunity Zone Schedule (order by year needed—after 1999)
- PAKOZ P-S Schedule for Partnerships/Shareholders (Keystone Opportunity Zone) (order by year needed—after 1999)
- PAKOZPSI—Information for Schedule P-S
- PA-65I Partnership/S Corp Information Book (order by year needed)
- PA-41 Fiduciary Income Tax Instruction Book (order by year needed)
- PA-1000 Property Tax/Rent Rebate Instruction Book (order by year needed)
- PA1347 Federal/State Electronic Filing Program Brochure
- PA971 Innocent Spouse Relief
- PA8379 Injured Spouse Claim & Allocation
- PA8857 Request for Innocent Spouse Relief
- PA8453 Declaration of Electronic Filing/PIT
- PA12508 Non-requesting Spouse Information
- PA12510 Innocent Spouse Information Request
- PA20S-I S Corporation Tax Instruction Book (order by year needed—prior to 1997—was part of REV1200 book—beginning year 2002 will be part of PA65I book)

- PA-3R Sales & Use Tax Replacement Coupon/Instructions
- PA-4R Public Transportation Assistance Fund Taxes/Fees Replacement Coupon/Inst.
- PA-501R Employer Tax Deposit Statement Replacement Coupon/Instructions
- PA-W3R Employer Quarterly Reconciliation Return Replacement Coupon/Instructions
- PA-40ESR(I) Estimated PIT Replacement Coupon for Individuals
- PA-40ESR(F/C) Estimated PIT Replacement Coupon for Fiduciaries/Corporations
- PA-1 Use Tax Return
- RCT-101KOZ—Keystone Opportunity Zone Instruction Book
- REV-23 Pamphlet/Practices and Procedures of the Board
- REV-181 Application for Tax Clearance
- REV-183 Affidavit of Value Realty Transfer Tax
- REV-221 Sales & Use Tax Rate Chart
- REV-227 Sales & Use Tax Credit Chart
- REV-229 Estate Tax General Information
- REV-238 Out of Existence/Withdrawal Affidavit/Corp Tax
- REV-251 Tax Bulletin 53B and 53F Instructions Foreign Corp Clearance Cert./Withdrawal
- REV-252 Tax Bulletin 53C and 53E Security Clearance Cert./Domestic Out of Existence
- REV-253 Tax Bulletin 53D Instructions for Filing Corp Tax Reports
- REV-260 Petition for Refund Bd. of Finance and Revenue
- REV-276 Application for Extension of Time to File (PIT)
- REV-330 Electronic Filing Program Guide
- REV-331A Authorization for Electronic Funds Transfer Agreement
- REV-346 Estate Information Sheet
- REV-413I Instructions for Estimated Tax/PIT (Individuals)
- REV-413F Instructions for Estimated Tax/PIT (Fiduciaries)
- REV-413P/S Instructions for Estimated Tax/PIT (Partnership/Shareholders)
- REV-414I Worksheet for Estimated Tax/PIT (Individuals)
- REV-414F Worksheet for Estimated Tax/PIT (Fiduciaries)
- REV-414P/S Worksheet for Estimated Tax/PIT (Partnership/Shareholders)
- REV-415 General Information for Withholding PIT (for Employers)
- REV-440 Corp Tax Bulletin 116/Act 48 Changes
- REV-440D Corp Tax Bulletin 117/Act 21 Changes
- REV-443 IFTA Compliance Manual
- REV-459B Consent to Transfer PA Estimated Tax Account
- REV-460 Information Concerning Time Limitations for Filing Refund Petitions
- REV-467 Authorization for Release of Tax Records
- REV-489 Article XI Safe Deposit Box
- REV-502 FACT Line Brochure/ PATAXES
- REV-527 Taxpayer's Bill of Rights Brochure
- REV-541 Federal/State Electronic Filing Pamphlet
- REV-552 TeleFile/E-File Information Insert
- REV-554 Disclosure Statement/Taxpayer Rights Advocate
- REV-555I Inheritance Tax General Information
- REV-571 CAQ-So You Are Moving to PA Brochure
- REV-573 CAQ-Property Tax/Rent Rebate Brochure
- REV-577 CAQ-Estimated Tax Payments
- REV-580 CAQ-Employer Withholding Brochure
- REV-581 CAQ-Personal Income Tax Brochure
- REV-582 CAQ-Corporation Taxes

- REV-584 CAQ-Inheritance Tax Brochure
- REV-585 CAQ-Sales & Use Tax Brochure
- REV-588 Starting a Business in PA (A Beginner's Guide)
- REV-591 CAQ-IFTA/Motor Fuel Tax Brochure
- REV-610 CAQ-Voluntary Disclosure Program Guide and Participation Parameters
- REV-611 CAQ-Residency for PA PIT Purposes Brochure
- REV-612 CAQ-Military Pay for PA PIT Purposes Brochure
- REV-614 CAQ-Scholarships, Fellowships and Stipends for PA PIT Purposes Brochure
- REV-615 CAQ-Reciprocal Agreements and PA PIT Brochure
- REV-617 CAQ-Hiring Household Workers Brochure
- REV-618 CAQ-PA Realty Transfer Tax Brochure
- REV-625 CAQ-Sale of Principal Residence for PA PIT Purposes Brochure
- REV-627 CAQ-Construction Contracts Brochure
- REV-630 CAQ-Amended Returns Brochure
- REV-631 CAQ-TAX BACK/Tax Forgiveness
- REV-634 CAQ-Employee Fringe Benefits/Wage & Salary Supplements Brochure
- REV-635 CAQ-S Corp Brochure
- REV-636 CAQ-Roth IRAs Brochure
- REV-637 CAQ-Unreimbursed Employee Business Expenses Brochure
- REV-663 CAQ-Sales Tax Revocation Procedures
- REV-670 Instructions for Fuel Use Bond
- REV-671 KOZ Brochure-How They Effect Business Owners
- REV-672 KOZ Brochure-Why Should I Care If I Live In A KOZ?
- REV-695 KOZ Brochure-How Property Owners Benefit
- REV-696 CAQ-The Difference Between and Employee and Independent Contractor
- REV-705 Strategic Planning Update 2000 Brochure
- REV-717 Retailer's Information Book
- REV-721 Corp Tax Bulletin 121/Estimated Settlement
- REV-741 Insert on TAX BACK/Tax Forgiveness
- REV-745 Brochure/Paperless Filing
- REV-748 Brochure/Services for E-Business
- REV-749 Electronic Signature Form
- REV-750 CAQ-Limited Liability Companies
- REV-758 Brochure-PA PIT for College Students
- REV-775 Credit Card Payment Stuffer
- REV-778 Brochure—What are your tax obligations? (for promoters)
- REV-783 Sch. ID (Corp Tax—Depreciation)
- REV-784 Sch. B3/B4 Depreciation Adjustment (Corp Tax)
- REV-791 Consumer Cig. Excise Floor Tax Return
- REV-816G Corp Tax Bulletin #92, Act 90 of December 1983
- REV-816I Corp Tax Bulletin #94, Shares Tax-Banks & Title Insurance Co.
- REV-816M Corp Tax Bulletin #108, Act 21,1989 Shares Tax Base Rate
- REV-816N Corp Tax Bulletin #95 Credits/Gross Premiums Tax Liability
- REV-851B PA Inheritance & Estate Tax Act, 1982
- REV-851C PA Inheritance & Estate Tax Act, 1991
- REV-851D PA Inheritance & Estate Tax Act, 1994
- REV-851E PA Inheritance & Estate Tax Act, 1995
- REV-853R Corp Tax Annual Payment/Extension Replacement Coupon
- REV-854R Corp Tax Filing Period/EIN/Address Change Form Replacement Coupon

- REV-855R Corp Tax Custom Refund/Transfer Replacement Coupon
- REV-857R Corp Tax Estimated Payment Replacement Coupon
- REV-1026 Information on Motor Carrier Road Tax
- REV-1026A Information on IFTA-PA Only
- REV-1076 Tax Bulletin 53A Instructions for Securing Bulk Sales Certificate
- REV-1200 CT-1 Corporation Tax Instruction Book (order by year needed)
- REV-1220 Certificate of Exemption for Sales & Use Tax
- REV-1250 Realty Tax Act and Regulation
- REV-1501 Instruction Book Inheritance Tax Resident
- REV-1501B Inheritance Tax Life Estate Booklet
- REV-1611 Notice of Interest Rate and Calculation Changes
- REV-1633 PIT Pamphlet No. 2, Taxation of Shareholders
- REV-1640 Shareholders Consent Statement
- REV-1643 Listing of Tax Exempt PIT Obligations
- REV-1716 Employer Withholding Period Ending Due Dates
- REV-1729 Farming Information Booklet
- REV-1730 PA Realty Transfer Tax General Information
- REV-1736 Instruction Book/Inheritance Tax Nonresident
- REV-1737 Nonresident Inheritance Tax Returns/Schedules
- REV-1742 PIT Pamphlet No. 3, Gain or Loss on Property Acquired prior to June 1, 1971/Sch. D-71
- REV-1746 Taxation of PA Motor Fuels Booklet
- REV-1748 Use Tax & You Brochure
- REV-1799 Information Concerning Appeals/Time Limitations

**REGULATIONS/PRONOUNCEMENTS**

- All regulations and revenue pronouncements issued by the Department of Revenue are published in Title 61 of the *Pennsylvania Code*. The Department does not reprint all of these documents. If you need to review a regulation or revenue pronouncement that is not included in this list, please consult Title 61 of the *Pennsylvania Code*.
- SEC05.1-05.7 Payments by Electronic Funds Transfer
- SEC06.01-06.22 Tax Amnesty
- SEC08A.1-8A.11 Enforcement
- SEC09.13 Pronouncement/S Corporation Election
- SEC09.17 Pronouncement/Research & Development Tax Credit Implementation Issues
- SEC31.04 Rentals or Leases of Tangible Personal Property
- SEC31.05 Persons Rendering Taxable Services
- SEC31.06 Persons Rendering Nontaxable Services
- SEC31.07 Use Tax
- SEC31.1-31.3 Scope of Taxable and Exempt Transactions
- SEC31.11-31.16 Construction Contractors
- SEC31.21 Advertising Agencies
- SEC31.22 Duplicating
- SEC31.23 Auctioneers
- SEC31.24 Florists
- SEC31.25 Licensing of Club Plan Secretaries
- SEC31.26 Financial Institutions
- SEC31.27 Morticians and Funeral Directors
- SEC31.28 Vending Machines
- SEC31.29 Books, Publications, and Advertising Materials
- SEC31.30 House Trailers and Mobile Homes
- SEC31.41-31.50 Vehicles
- SEC32.02 Exemption Certificates

- SEC32.03 Sales for Resale
- SEC32.04 Isolated Sales
- SEC32.05 Multi-State Sales
- SEC32.06 Wrapping Supplies
- SEC32.21 Charitable, Volunteer Firemen's, Religious Org/Nonprofit Education Inst.
- SEC32.22 Sales to the US Government
- SEC32.23 Sales to Comm. of PA and Political Subdivisions and Sales By Commonwealth
- SEC32.24 Sales to Ambassadors, Ministers
- SEC32.25 Steam, Gas, Electricity, Fuel Oil, Kerosene
- SEC32.31 Dairying
- SEC32.32 Manufacturing/Processing
- SEC32.33 Farming
- SEC32.34 Public Utilities
- SEC32.35 Mining
- SEC32.36 Printing
- SEC32.37 Photographers and Photofinishers
- SEC32.38 Commercial Motion Pictures
- SEC33.02 Purchase Price
- SEC33.03 Cancellations, Returns, Allowances & Exchanges
- SEC33.04 Credit and Layaway Sales
- SEC34.01 Registration
- SEC34.02 Keeping of Records
- SEC34.03 Tax Returns
- SEC34.04 Direct Payment Permit
- SEC35.01 Tax Examinations & Assessments
- SEC35.02 Interest/Additions/Penalties/Crimes & Offenses
- SEC35.03 Lien for Taxes
- SEC36.11 Board of Finance & Revenue
- SEC38.01 Hotel Occupancy/Imposition & Computation of Tax
- SEC38.02 Hotel Occupancy/ Exemptions
- SEC38.03 Hotel Occupancy/Definition
- SEC39.01-39.13 Transient Vendors
- SEC41.02 Concrete Transit Mixing Unit
- SEC41.03 Dry Ice for Packaging Ice Cream
- SEC41.04 Gas Used by a Manufacturer
- SEC41.05 Integrated Plants
- SEC41.06 Processing for Wholesale Distribution
- SEC41.07 Pump Used for Conveying Water Prior to Production Process
- SEC41.08 Recapping & Retreading of Tires
- SEC41.09 Research Exemption
- SEC42.1-42.5 Broadcasting
- SEC43.00 Water Well Drillers
- SEC44.01 Dairy Farm Paper Towels
- SEC44.02 Cooperative Agricultural Associations
- SEC44.03 Farm Water Heaters
- SEC44.04 Guns & Ammunition
- SEC45.01 Exemption of Electric Co-op Corp.
- SEC45.02 Automobiles for Attorneys
- SEC45.03 Street Repairs

- SEC46.01 Construction Contractor Cutting or Bending Steel Beam
- SEC46.02 Construction of Exempt Public Utility
- SEC46.03 Contractors Installing Stained Glass Windows
- SEC46.04 Fixed Price Construction Contract
- SEC46.05 Outdoor Advertising Signs
- SEC46.06 Contractor Renting Equipment to Others
- SEC46.07 Nonresident Contractors
- SEC46.08 Industrialized Housing
- SEC46.09 Financial Institutions Security Equipment
- SEC47.01 Coin Operated Amusement Devices
- SEC47.02 Films for Commercial Exhibitions
- SEC47.03 Frozen Food Lockers
- SEC47.04 Golf Bag Carts and Lockers
- SEC47.06 Miniature Golf Course
- SEC47.10 Riding Academies and Stables
- SEC47.11 Saws and Blades to Butchers
- SEC47.12 Soda Fountains
- SEC47.16 Rental of Equipment Between Affiliated Interests
- SEC47.17 Lease or Rental of Vehicles and Rolling Stock
- SEC47.18 Totalizator Equipment
- SEC47.19 Public Transportation Assistance Taxes and Fees
- SEC47.20 Vehicle Rental Tax
- SEC48.01 Utility Services Used by Exempt Organizations
- SEC48.04 Credit Unions
- SEC49.02 Game, Fish, Animals and Birds
- SEC50.01 Purchases & Sales by Wholesalers
- SEC51.01 Purchases of Replacement Parts
- SEC51.02 Use of Automobile Other than for Resale
- SEC51.04 Remittances for Payment of Sales Tax on Certain Vehicles
- SEC52.01 Purchases of Medicines/Med Supplies, Equipment, Devices, etc.
- SEC52.02 Fabrication of Dental Prothesis
- SEC52.04 Sellers & Repairers of Eyeglasses
- SEC53.01 Clothing
- SEC53.02 Footwear, Footwear Accessories and Footwear Repairs
- SEC54.01 Delivery Charges
- SEC54.02 Sign Painters
- SEC55.01 Automobile Towing Services
- SEC55.04 Taxidermy Service
- SEC55.05 Cleaning of Animals
- SEC55.06 Lawn Care Services
- SEC56.01 Maintaining Place of Business within Commonwealth
- SEC57.01 Carbonator for Soda Fountains
- SEC57.02 Gas Used by Restaurants
- SEC57.03 Icemaking Equipment
- SEC57.04 Merchandising Equipment
- SEC57.05 Sale of Equipment to Restaurants
- SEC57.06 Sales Order Books
- SEC57.07 Purchase of Soft Drinks by Liquor Licensees
- SEC58.01-58.02 Taxable & Exempt Personal Property

- SEC58.03 Timbering Operations
- SEC58.04 Commission Vendors
- SEC58.05 Decorated Cottage Cheese Containers
- SEC58.06 Barbers & Beauticians Supplies, Materials, Tools and Equipment
- SEC58.07 Trading Stamps
- SEC58.08 Commercial Airport and Aircraft Operators
- SEC58.09 School Textbook Exemption
- SEC58.10 Water Softeners & Conditioners
- SEC58.11 Taxes Paid/Purchases Resold
- SEC58.12 Flags
- SEC58.13 Carpeting and Other Floor Coverings
- SEC60.01 Pronouncement/Bldg. Maintenance or Bldg. Cleaning Services
- SEC60.03 Pronouncement/Disinfecting or Pest Control Services
- SEC60.04 Pronouncement/Help Supply Services
- SEC60.05 Pronouncement/Employment Agency Services
- SEC60.06 Pronouncement/Lobbying Services
- SEC60.07 Pronouncement/Sale and Preparation of Food & Beverages
- SEC60.08 Pronouncement/Secretarial & Editing Services
- SEC60.09 Pronouncement/Premium Cable Services
- SEC60.10 Pronouncement/Adjustment and Collection Services
- SEC60.11 Pronouncement/Credit Reporting Services
- SEC60.12 Pronouncement/Self Storage Services
- SEC60.13 Pronouncement/Computer Services
- SEC60.14 Pronouncement/Zero Emission Vehicles
- SEC60.15 Pronouncement/Sales Tax Refund Procedures Regarding Contracts
- SEC60.16 Pronouncement/Local Sale Use and Hotel Occupancy Tax
- SEC60.17 Pronouncement/Sale of Food/Beverages Sold to Nonprofit Associations
- SEC60.18 Pronouncement/ Sale and Installation of Prefabricated Housing
- SEC60.19 Pronouncement/Computer Software, Hardware and Related Transactions
- SEC60.20 Pronouncement/Telecommunications Service
- SEC60.21 Pronouncement/Commercial Racing Activities
- SEC60.23 Pronouncement/Electric Utility Services
- SEC71.04 Cigarette Tax

**BUREAU OF CORPORATION TAXES, DEPT. 280700, HARRISBURG, PA 17128-0700, TELEPHONE (717) 787-8211.**

- E69 Important 1967 Legislative Changes
- E70 Important 1969 Legislative Changes
- E71 Important 1970 Legislative Changes
- E72 Important 1970 Legislative Changes
- E73 Important 1971 Legislative Changes—Tentative Tax—Reports & Payments
- F74 Important 1971 Legislative Changes
- F75 1972 Disaster Relief Policy with respect to CNI/CIT
- F76 1973 CNI/CIT
- F77 1974 CNI/CIT
- F78 1974 Tentative Tax-Reports & Payments Rates/CNI/CIT
- F79 1975 CNI/CIT
- F81 1976 Recycling Process
- F82 1977 New Address for Mailing Tax Reports and Remittances
- F83 1978 Important 1977 Legislative Changes Tax Rate
- F84 1979 Addressing Report and Remittances



- REV-816 Corp Tax Bulletin F-85 1982 CNI/CIT
  - REV-816A Corp Tax Bulletin F-86 1982 CNI Tax, Delays application of depreciation changes in 1981 Federal Economic Recovery Tax Act
  - REV-816B Corp Tax Bulletin F-87 1982 Gilbert Asso. Inc. v. Commonwealth
  - REV-816C Corp Tax Bulletin 88 1983 CNI/Interest Rate/Oil Franchise Rate/Installment Payment of Tentative CNI Tax/Mutual Thrift Inst./PURTA/Employment Incentive Payments Credits
  - REV-816D Corp Tax Bulletin 89 1983 Tentative CNI/Method 2 Election
  - REV-816E Corp Tax Bulletin 90 1983 CNI Tax
  - REV-816F Corp Tax Bulletin 91 1984 Act No. 90/Election to be Taxed as a PA S Corp.
  - REV-816H Corp Tax Bulletin 93 1984 Act No. 29/Reporting and Payment of Public Utility Realty Tax Liability
  - REV-816J Corp Tax Bulletin 96 Fixed Formula-Valuation of Capital Stock/Domestic and Foreign Corporations
  - T-CT-1 Corp Tax Bulletin 98 1985 Gross Premiums Tax-Foreign Fire Insurance Co.
  - T-CT-2 Corp Tax Bulletin 99 1985 Economic Revitalization Tax Credit
  - T-CT-3 Corp Tax Bulletin 100 1985 Estimated CNI System
  - T-CT-4 Corp Tax Bulletin 101 1986 Capital Stock/Franchise Tax Regulated Investment Co.
  - T-CT-5 Corp Tax Bulletin 102 1986 Act No. 77-Reduction in rates for CNI/\$50,000 Deduction Capital Stock Value/Change in Definition of Net Worth
  - T-CT-6 Corp Tax Bulletin 103 1987 Act No. 58-Reduction in Capital Stock/Foreign Franchise/Tentative Capital Stock/Tentative Franchise Tax Rates
  - T-CT-7 Corp Tax Bulletin 104 1988 Notice to Mutual Thrift Institution Taxpayers
  - REV-1743 Corp Tax Bulletin 105 1988 Tentative Capital Stock/Franchise Tax Method 2 Election
  - DCT09 Corp Tax Bulletin 106 Notice to Mutual Thrift Institution Taxpayers
  - REV-816L Corp Tax Bulletin 107 1989 Shares Tax-Banks, Bank & Trust Co., Trust Co.
  - DCT13 Corp Tax Bulletin 109 Notice to Mutual Thrifts Inst./Change in Base Rate
  - DCT18 Corp Tax Bulletin 110 Major Filing Changes for 1991
  - REV-176 Corp Tax Bulletin 111 1991 Major Changes on or after January 1, 1991
  - REV-173 Corp Tax Bulletin 112A Notice regarding Recomputation of Safe Harbor and Recovery Payments
  - REV-174 Corp Tax Bulletin 112B Notice of PA Corporations Fiscal Years beginning in July 1991 through and including December 1991
  - DCT27 Corp Tax Bulletin 113 1991 Utilities Gross Receipts/PURTA
  - DCT28 Corp Tax Bulletin 115 1991 Tax for Financial Inst. for Shares Tax/Mutual Thrift
  - DCT29 Corp Tax Bulletin 114 1991 Annuities for Gross Premiums Tax Retroactive to July 1, 1991
  - REV-440 Corp Tax Bulletin 116A 1994 Act 48 Changes
  - REV-440A Corp Tax Bulletin 116B 1994 Act 48 Amended Shares Tax/Allowing Apportionment
  - REV-440C Corp Tax Bulletin 116C 1995 Act 48 Concerning Business Trusts
  - REV-440D Corp Tax Bulletin 117 1995 Double Weighted Sales Factor, Tax Rate Changes Fixed Formula, Processing Exemptions, Insurance Gross Premiums Tax, Utilities Gross Receipts Tax Commercial Printers & Tax Amnesty
  - REV-440E Corp Tax Bulletin 118, Limited Liability Companies (LLC's) Reporting Requirements
  - REV-525 Corp Tax Bulletin 119, Motor Vehicle Gross Receipts/Ambulance Services
  - REV-545 PA Research and Development Tax Credit
  - DCT35 Special Notice/Mutual Thrift Instructions Conversion to Estimated Payment System
  - DCT52 PURTA Brochure
  - DCT53 Corp Tax Bulletin 120/Purta Compensating Adjustment
  - DCT54 Corp Tax Bulletin 122/Tax Transition Impact Limitations
- BUREAU OF MOTOR FUEL TAXES, DEPT. 280646, HARRISBURG, PA 17128-0646, TELEPHONE (717) 783-1025**
- DMF49 Policy Statement Motor Carrier
- OFFICE OF CRIMINAL TAX, 1854 BROOKWOOD ST., HARRISBURG, PA 17104, TELEPHONE 783-4649**
- DCI02 Guide to Cigarette Law Enforcement
- PRESS OFFICE, DEPT. 281100, HARRISBURG, PA 17128-1100, TELEPHONE (717) 787-6960**
- DPO4 Tax Update
  - DPO22 Brochure/Working Together (also available from Community/Econ. Development)

**BUREAU OF RESEARCH, DEPT. 281100, HARRISBURG, PA 17128-1100, TELEPHONE (717) 787-6300.**

- DOP3 Compendium of Revenue
- DOP4 Personal Income Tax Statistics
- DOP7 Statistical Supplemental to Tax Compendium
- DOP9—Statistical Report—Capital Stock/Franchise Tax/CNI Tax
- DOP11 Strategic Planning Update

**BUREAU OF INDIVIDUAL TAXES, DEPT. 280600, HARRISBURG, PA 17128-0600, TELEPHONE (717) 787-8346**

- DEX42 Property Tax Statistical Report
- PA1345 Handbook for Electronic Filers
- PA1346 Electronic Return Filing Specifications for Individual Tax Forms
- PA1436 Electronic Filing Test Package

**OFFICE OF CHIEF COUNSEL, DEPT. 281061, HARRISBURG, PA 17128-1061, TELEPHONE (717) 787-1382**

- OCCPLR Office of Chief Counsel Private Letter Rulings (Fee Charged)

**PA STATE LOTTERY, 2850 TURNPIKE INDUSTRIAL PARK, MIDDLETOWN, PA, 17057, TELEPHONE (717) 986-4714 (\*Or from Lottery Retailer Outlets)**

- \*Instant Ticket Game Brochure
- \*Winning Numbers Lists
- Winning Wire
- Lottery Line-Retailer Newsletter
- PA Lottery Game Guide
- Compulsive Gambling Brochure
- Benefits and Rights for Older Pennsylvanians Booklet
- \*RSL-3 Lottery Retailer License Application
- \*RSL-209 Standard Claim Form
- \*RSL-291 On-Line Payout Odds Card
- \*RSL-355 Beneficiary Statement
- \*RSL-400 Lottery Fund Benefits Programs Brochure Comparative Statement of Income and Expenditures

**PENNSYLVANIA SECURITIES COMMISSION****GUIDANCE MANUALS:**

- Compendium of Commission and Staff Positions, Summary of Significant Commission
- Orders and Compilations of Staff No-Action Letters
- Small Company Offering Registration (SCOR) In Pennsylvania
- Coordinated Equity Review Notebook  
Contact: G. Philip Rutledge (717) 783-5130

**SEXUAL OFFENDERS ASSESSMENT BOARD****Sexually Violent Predator—Treatment and Management Standards**

Contact: Diane Dombach (717) 787-5430

**STATE****POLICY STATEMENTS:****Secretary of the Commonwealth**

- Use of Public Areas Outside the Capitol, 49 Pa. Code, Chapter 61
  - Returned Check Fee, 49 Pa. Code, Chapter 63
- Contact: Peter Dalina (717) 787-3945

**State Athletic Commission**

- Athletic Agents, 58 Pa. Code §§ 41.1-41.3
- Contact: Gregory Sirb (717) 787-5720

**Bureau of Professional and Occupational Affairs****State Board of Dentistry**

- Replacement of Dental Amalgams, 49 Pa. Code § 33.213

- Disclosure of Financial or Ownership Interest, 49 Pa. Code § 33.214
- Use of Lasers in the Dental Office, 49 Pa. Code § 33.215
- Requirement of Anesthesia Permit for Nonparenteral Premedication of Dental Patients, 49 Pa. Code § 33.344  
Contact: Lisa Burns (717) 783-7162

**State Board of Examiners of Nursing Home Administrators**

- Temporary Permits, 49 Pa. Code § 39.17
- Subordinate Supervision, 49 Pa. Code § 39.18  
Contact: Chris Stuckey (717) 783-7155

**State Board of Examiners in Speech-Language and Hearing**

- Disclosure of Financial or Ownership Interest, 49 Pa. Code § 45.3  
Contact: Cindy Warner (717) 783-1389

**State Board of Medicine**

- Disciplinary Guidelines for Use of Anabolic Steroids, 49 Pa. Code § 16.97  
Contact: Joanne Troutman (717) 783-1400

**State Board of Nursing**

- Scope of Practice Interpretations, 49 Pa. Code § 21.401
- General Functions of Registered Nurses, 49 Pa. Code § 21.411
- Venipuncture, Intravenous Fluids, Resuscitation and Respiration, 49 Pa. Code § 21.412
- Administration of Drugs, 49 Pa. Code § 21.413
- Functions of Licensed Practical Nurses, 49 Pa. Code § 21.414  
Contact: Ann Steffanic (717) 783-7142

**State Board of Optometry**

- Disclosure of Financial or Ownership Interest, 49 Pa. Code § 23.101  
Contact: Deb Smith (717) 783-7155

**State Board of Osteopathic Medicine**

- Disclosure of Financial or Ownership Interest, 49 Pa. Code § 25.291  
Contact: Gina Bittner (717) 783-4858

**State Board of Pharmacy**

- Radiopharmaceutical Prescriptions, 49 Pa. Code § 27.101  
Contact: Melanie Zimmerman (717) 783-7156

**State Board of Physical Therapy**

- Disclosure of Financial or Ownership Interest, 49 Pa. Code § 40.54  
Contact: Robert Kline (717) 783-7134

**State Board of Psychology**

- Qualified Members of Other Recognized Professions, 49 Pa. Code § 41.7
- Department of Health Licensing of Substance Abuse Services Provided by Psychology Practices, 49 Pa. Code § 41.8  
Contact: Chris Stuckey (717) 783-7155

**GUIDANCE MANUALS:****Bureau of Professional and Occupational Affairs**

- Case Management Guidelines Manual for Professional Health Monitoring Programs  
Contact: Harold Rozzelle (717) 705-0422

**State Board of Barber Examiners**

- Policy Manual  
Contact: Sara Sulpizio (717) 783-3402

**State Board of Certified Real Estate Appraisers**

- Policy Manual  
Contact: Michelle DeMerice (717) 783-4866

**State Board of Cosmetology**

- Policy Manual  
Contact: Sara Sulpizio (717) 783-7130

**State Board of Dentistry**

- Assignment of Duties to Assistive Personnel: Guidelines  
Contact: Lisa Burns (717) 783-7162

**State Board of Medicine**

- Policy Manual
- Contact: Joanne Troutman (717) 783-1400

**State Board of Nursing**

- Staff Suggestions for Nursing Education Curriculum Proposals (2000)
  - Curriculum Guidelines for the Approval of a CRNP Program (1993)
  - LPN and Central Venous Lines (1999)
  - Complying with Pennsylvania Continued Competency Regulations (2003)
  - Nursing Practice Guide RN/LPN (1999)
  - Alternative/Complementary Therapies (1997)
  - Criteria for a Pennsylvania Board Approved Intravenous Therapy Education Program for the Student/Graduate/Licensed Practical Nurse (1995)
- Contact: Ann Steffanic (717) 783-7142

**State Board of Occupational Therapy Education and Licensure**

- Policy re: Occupational Therapy in Non-medical Practice
- Contact: Lisa Burns (717) 783-1389

**State Board of Physical Therapy**

- Policy Manual
- Contact: Robert Kline (717) 783-7134

**State Board of Psychology**

- Guidance Manual
  - Guideline: Persons Licensed in Other States
- Contact: Chris Stuckey (717) 783-7155

**State Real Estate Commission**

- Guidance Manual
  - Guideline: Assistants
  - Guideline: Home Offices
  - Guideline: Team Advertising
  - Guideline: Relationship Between Educational Providers and Real Estate Companies and Brokers
- Contact: Deborah Sopko (717) 783-3658

**Bureau of Commissions, Elections and Legislation**

- PA Voter Registration Act: Implementation Manual for County Election Officials
- Contact: Monna Accurti (717) 787-5280

**INTERNAL GUIDELINES:****Bureau of Professional and Occupational Affairs State Board of Dentistry**

- Probable Cause Screening Committee
- Contact: Lisa Burns (717) 783-7162

**State Board of Examiners of Nursing Home Administrators**

- Guidelines for Continuing Education Audit
- Contact: Chris Stuckey (717) 783-7155

**State Board of Medicine**

- Probable Cause Screening Committee
- Contact: Joanne Troutman (717) 783-1400

**State Board of Optometry**

- Probable Cause Screening Committee
- Contact: Deb Smith (717) 783-7155

**State Board of Osteopathic Medicine**

- Probable Cause Screening Committee
- Contact: Gina Bittner (717) 783-4858

**State Board of Psychology**

- Probable Cause Screening Committee
- Contact: Chris Stuckey (717) 783-7155

**State Board of Veterinary Medicine**

- Probable Cause Screening Committee
- Contact: Robert Kline (717) 783-7134

**State Real Estate Commission**

- Internal Operating Guidelines
- Contact: Deborah Sopko (717) 783-3658

**OTHER:****Bureau of Commissions, Elections and Legislation**

- Secretary's Advisories to County Election and Voter Registration Officials
- Election Calendars
- Becoming a Notary Public in Pennsylvania
- Instructions for Filing as a Candidate of a Minor Political Party
- Instructions for Filing as an Independent Candidate
- Nomination Petitions
- Nomination Papers
- Notice on What Constitutes a Vote

Contact: Monna Accurti (717) 787-5280

- Campaign Finance Reporting Law Pamphlet
- Contact: Mary Heinlen (717) 787-5280

**Bureau of Charitable Organizations**

- Registration Packets for Charitable Organizations, Professional Solicitors and Professional Fundraising Counsels
- Contact: Elissa Brown (717) 783-1720

**Corporation Bureau**

- A Guide to Business Registration in Pennsylvania
- Contact: Travis Blouch (717) 783-9310

**Bureau of Professional and Occupational Affairs****State Board of Medicine**

- Interpretive Guidelines for Use of Controlled Substances in Treatment of Pain, Winter 1998/1999 Newsletter
- Contact: Joanne Troutman (717) 783-1400

**State Board of Nursing**

- List of Approved Programs for RN, CRNP and LPN Education (updated as needed)
  - List of Approved LPN Intravenous Therapy Education Programs (updated as needed)
  - NCLEX Jurisdiction Program Summary of All First Time Candidates (updated quarterly)
- Contact: Ann Steffanic (717) 783-7142

**State Real Estate Commission**

- Applications: Experience Requirements and Point System for Applicants for Broker's Licenses
- Contact: Deborah Sopko (717) 783-3658

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**STATE EMPLOYEES' RETIREMENT SYSTEM**


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Pursuant to Executive Order 1996-1 (Regulatory Review and Promulgation), the State Employees' Retirement System (SERS) submits for publication in the *Pennsylvania Bulletin* the following list of the agency's non-regulatory public documents. For additional information on the listed items, contact the SERS Public Information Officer by calling (717) 787-9657.

John Brosius  
*Executive Director*

**• SERS Board Adjudications by Topic:**

- o Cost of Living Increase
- o Change of Benefit Option
- o Transfer to Alternate Retirement Plan
- o Credited Years of Service
- o Death Benefit
- o Disability
- o Effective Date of Retirement
- o Final Average Salary
- o Fraternal Order of Police
- o Frozen Present Value
- o Membership Eligibility
- o Military Service
- o Multiple Service Credit
- o Overpayment
- o Payment of Interest

- o Pension Forfeiture
- o Purchase of Service
- o Reinstatement
- o Retirement-Covered Compensation
- o Miscellaneous
- **SERS Member Handbook (current edition 2002)**
- **SERS pamphlets**
  - o Information for Retirees (SERS-149)
  - o Special Membership Classes (SERS-150)
  - o Social Security Integration Coverage for SERS Members (SERS-151)
  - o How to Apply for a Disability Retirement (SERS-152)
  - o Retirement Information for Pennsylvania State Police (SERS-153)
  - o Retirement Options for SERS Members (SERS-154)
  - o Provisions for the Purchase of Service (SERS-155)
  - o Domestic Relations and Support Orders (SERS-157)
  - o Frozen Present Value: Its Impact on State Pensions (SERS-158)
  - o Refund Procedures for those Leaving State Service (SERS-159)
  - o Information on Tax Form 1099-R for Tax Year 2002
- Management Directives and Administrative Circulars issued by SERS
- SERS Mission Statement
- SERS Investment Policy
- SERS Investment Guidelines
- SERS current five-year investment plan (“2002 Annual Five-Year Investment Plan”)
- SERS Right to Know Law Policy
- The FOP Decision: The resolution of the SERS Board dated September 26, 1990, implementing the arbitration award issued February 17, 1988, in *Commonwealth of Pennsylvania v. Commonwealth of Pennsylvania State Police Lodges*, American Arbitration Association Case No. 14 390 1611 87 J (Thomas J. DiLauro, Chair)
- The “SERSNews” member newsletter
- SERS Information Bulletins
- SERS 2002 Comprehensive Annual Financial Report
- Sample Domestic Relations Order and Instruction Letter
- Power of Attorney form
- SERS Board Minutes and Resolutions
- Actuarial Reports (annual and five-year)
- Actuarial Tables
- Memoranda of Understanding currently in effect

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#### STATE POLICE

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#### **GUIDANCE MANUALS, BROCHURES, FORMS AND OTHER MATERIALS**

##### **Bureau of Criminal Investigation, Heritage Affairs Office**

Cultural Awareness Brochure (SP5-344)

##### **Bureau of Human Resources**

Enlisted Employment Information

Application for State Police Cadet

General Cadet Information (SP5-349)

Pennsylvania State Police: A Challenging Career That Makes a Difference

Pennsylvania State Police General Information SP3-313 (7-2001)

Liquor Enforcement Employment Information

Application for Liquor Enforcement Officer Trainee

General Information Brochure (SP5-348)

Civilian Employment Information

General Information Pamphlet (SP5-346)

Police Communicators Operator Pamphlet (SP5-347)

Personal Data Sheet for Employment (STD-300)

Civil Service Application

##### **Bureau of Liquor Control**

Enforcement Bureau of Liquor Control Enforcement Brochure

Choices Program Brochure

**Bureau of Patrol**

Emergency Vehicle Designation (SP6-115)  
Child Safety Seat Identification Decal (SP6-153)

**Bureau of Professional Responsibility**

Complaint Verification Form (SP1-108)

**Bureau of Records and Identification**

Information for Pennsylvania Firearms Purchasers and Basic Firearm Safety (SP4-135)  
Request for Criminal Record Check (SP4-164)  
Notice of Crash Investigation and Application to Obtain Copy of Police Crash Reporting Form (SP7-0015)

**Bureau of Research and Development**

Pennsylvania State Police Overview of Department Activities (2-01)  
Pennsylvania State Police CALEA Facts About Accreditation (3-98)  
Pennsylvania Annual Police Pursuit Report (2002)  
Pennsylvania State Police Annual Report (2002)  
Crime in Pennsylvania: Uniform Crime Executive Summary (2002)  
Pennsylvania State Police Historical Facts and Highlights

**Bureau of Training and Education**

Youngster Protect Yourself from Attacks and Accidents (SP5-330)  
Stop Burglary Brochure (SP5-331)  
Crimes of Fraud: "The Con-Artist" (SP5-332)  
Lady Beware (SP5-333)  
Understanding Crime Prevention (SP5-334)  
Accessing Your Pennsylvania State Police (SP5-335)  
Protect Your Child (SP5-336)  
Preventing Child Abduction and Child Runaway (SP5-337)  
Drugs Aren't Part of Anyone's Future (SP5-342)  
Child Identification Kit (SP5-342)

**Municipal Police Officers Education and Training Commission—Lethal Weapons**

Application for Agent Certification—LWTA (SP8-200)  
Physical Examination—LWTA (SP8-200A)  
Police Officer Exemption Application—LWTA (SP8-200C)  
Active Municipal Office LWTA Verification Procedure for Training Waiver (SP8204)

**Equal Employment Opportunity Office**

Equal Employment Plan, Statement of Management Commitment (1-02)  
Equal Employment Opportunity Plan (1-02)

All of the non-regulatory compliance-related documents listed above are available from the Pennsylvania State Police by contacting the Department at the following address or phone number:

Pennsylvania State Police  
Bureau of Research & Development  
1800 Elmerton Avenue  
Harrisburg, PA 17110  
(717) 783-5536

Documents are also available from the State Library, Government Publication Section at 219 Forum Building, Harrisburg, PA 17120 and may be obtained through inter-library loan.

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**TRANSPORTATION**


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**POLICY STATEMENTS:****Bureau of Equal Opportunity**

- Disability-Related Employment Policy for Applicants/Employees with Disabilities, 2/2003
- EEO Policy Statement, 2/2003
- Harassment/Hostile Work Environment Policy, 2/2003
- Sexual Harassment Policy Statement, 2/2003
- DBE Policy Statement, 8/5/1999
- Equal Opportunity Title VI Statement of Policy, 7/15/2002
- External Contract Compliance Policy Statement
- MBE/WBE Policy 100% State Funded Construction Contracts, 9/21/1999

**Bureau of Design**

- Standards for Hardware Glulam Bridge Design (Pub. 6M)
- Design Manual Part 1: Transportation Project Development Process (Pub. 10)
- Design Manual Part 1A: Transportation Engineering Procedures (Pub. 10A)

- Design Manual Part 2: Highway Design, Dual Units (Pub. 13M)
- Design Manual Part 3: Plans Presentation, Dual Units (Pub. 14M)
- Pile Load Test Summaries (Pub. 15A)
- Design Manual Part 4: Structures, Dual Units (Pub. 15M)
- Design Manual Part 5: Metric (Pub. 16M)
- Guidelines for Design of Local Roads and Streets, Dual Units (Pub. 70M)
- Roadway Construction Standards, Dual Units (Pub. 72M)
- Standards for Bridge Design, Dual Units (Pub. 218M)
- Standards for Bridge Construction, Dual Units (Pub. 219M)
- Right-of-Way Encroachments and Outdoor Advertising Sign Control (Pub. 266)
- Roadway Specifications (Pub. 408/2000)

#### **Bureau of Maintenance & Operations**

- Pavement Policy Manual (Pub 242)
- Oversize/Overweight Special Hauling Permits Holiday Movement Restrictions (annual letter)

#### **Bureau of Construction & Materials**

- Geo-technical Engineering Manual (Pub. 293, 1/97)

#### **Bureau of Highway Safety & Traffic Engineering**

- School Student Walking Routes (Pub. 46, Chapter 9)
- Traffic Signing Standards, TC-8700 Series (Pub. 111M)
- Traffic Signal Standards, TC-7800 Series (Pub. 148)
- Traffic Signal Design Handbook (Pub. 149)
- Guidelines for the Maintenance of Traffic Signal Systems (Pub. 191)
- Engineering and Traffic Studies (metric) (Pub. 201M)
- Work Zone Traffic Control (dual units edition) (Pub. 203M)
- Flagging Handbook (Pub. 234)
- Handbook of Approved Signs (Pub. 236M)
- Sign Blank Specifications (Pub. 306M)
- Traffic Engineering (Approval & Installation of Traffic Control Devices) (MPS #414)
- Statewide Bicycle & Pedestrian Master Plan
- Pennsylvania Bicycle Driver's Manual (Pub. 380)

#### **Center for Program Development and Management**

- PennPlan MOVES
- PennPlan MOVES—Report of Achievement 2000
- PennPlan MOVES—Report of Achievement 2001

#### **Bureau of Municipal Services**

- Mileage Addition Guidelines (Policies concerning adding local road mileage to a municipalities Liquid Fuels Road Inventory.)
- Liquid Fuels Allowable Expenditures (Expenditures that a municipality may make utilizing Liquid Fuels Funds.)
- Policies and Procedures for the Administration of Liquid Fuels Funds (Pub.9)

#### **Strategic Environmental Management Program (SEMP) Office**

- Waste Site Evaluation Procedures for the Highway Project Development Process (Pub. 281)

#### **GUIDANCE MANUALS:**

##### **Bureau of Driver Licensing**

- Pennsylvania Driver's Manual
- Commercial Driver's Manual
- Motorcycle Operator Manual
- Pennsylvania Driver's License Learner's Permit or Identification Card Brochure

##### **Bureau of Motor Vehicles**

- Apportioned Manual
- Dealer Manual



- Salvor Manual
- Messenger Manual

**Bureau of Equal Opportunity**

- Minority/Female Resource Guide, 3/1999
- OJT—Training Manual
- DBE Directory (Pub. 270), 6/2002
- Highway and Bridge Subcontractor's Manual (Pub. 412)
- Equal Employment Opportunity Plan, Federal/State
- Title VI Compliance and Implementation Plan, 7/15/2002 (Revised. This Program will be reaffirmed with Secretary Biehler within a month.)
- Contract Compliance Plan

**Bureau of Municipal Services**

- Liquid Fuels Annual Qualifying Package (Yearly forms a municipality must complete to receive their annual Liquid Fuels Allocation.)
- Transfer of State Highways Program (Pub. 310)
- Procedures for Administration of Municipal Projects (Pub. 39)
- Dirt & Gravel Roads Manual
- Quality Assurance and Inspection Manual for Timber Bridges
- Municipal Services Guide for Road Construction (Pub 372)

**Bureau of Office Services**

- Conducting Business with the PA Department of Transportation (Pub 4)

**Bureau of Design**

- Relocation Assistance Information (Pub. 47)
- Contract Proposal Preparation Guide, Dual Units (Pub. 51M)
- When Your Land Is Needed for Highway Use (Pub. 83)
- Local Public Agency Project Guidelines (Pub. 98)
- Surveying and Mapping Manual (Pub. 122M)
- Estimating Manual (Pub. 352)
- Guide to Roundabouts (Pub. 414)
- Specifications for Consultant Engineering Agreements (Form 442)

**Bureau of Maintenance & Operations**

- Trucker's Handbook (Pub. 194)
- Posting and Bonding Procedures for Municipal Highways (Pub. 221)
- Highway Occupancy Permit Handbook (Pub. 282)
- Guide for Obtaining Minimum Use Driveway Permits (Pub. 312)
- How to Apply for a Single-Trip Special Hauling Permit for Oversize/Overweight
- Movement Using Form M-936A
- How to Apply for a Single-Trip Special Hauling Permit for Oversize/Overweight Movement using Form M-936AS
- How to Apply for a Super Load Permit
- Pennsylvania STAA Truck Routes (Pub. 411)
- Trucker's Guide to Pennsylvania

**Bureau of Construction & Materials**

- Procedures for Administration for Municipal Projects (Pub. 39)

**Bureau of Highway Safety & Traffic Engineering**

- Pennsylvania's Traffic Calming Handbook (Pub. 383)
- Guidelines to Implement Act 229 of 2002; Additional Traffic-Control Devices in Highway Work Zones; Statement of Policy

**Center for Program Development and Management**

- Congestion Management System (CMS) Planning Guidance
- Transportation Enhancements Program Guidance

- State Transportation Program Guidance
- PENNDOT User's Guide to Transportation Planning & Programming
- Public Involvement Program for Transportation Planning and Programming
- Transportation Management Association Assistance Program Guidelines
- PA Infrastructure Bank Operating Manual
- Pennsylvania's Transportation Program—Executive Summary, September 2001

#### **Office of the Deputy Secretary for Planning**

- Transportation Partnerships Guidelines Manual

#### **Bureau of Aviation**

- Aviation Development Airport Sponsor's Guide (Pub 405)
- Environmental Evaluation Forms A, B & C for Airport Development Projects

#### **INTERNAL GUIDELINES:**

#### **Bureau of Driver Licensing**

- Physician Reporting Packet to Determine Medical Competency for Drivers
- Tutor's Guide for Young Drivers

#### **Bureau of Equal Opportunity**

- Harassment/Sexual Harassment Manual, 1999
- EEO Counselor's Manual, 12/1/98
- DBE Plan
- PENNDOT Title VI Assurances, 7/15/2002 (These Assurances will be reaffirmed with Secretary Biehler within a month.)
- State Assurances with Regard to Equal Opportunity as Required by the Federal-Aid Highway Act of 1968 (These Assurances will be reaffirmed with Secretary Biehler within a month.)

#### **Bureau of Design**

- Administration of Consultant Agreements (Pub. 93)
- Appraisal Guide (Pub. 94M)
- Project Level Highway Traffic Noise Handbook (Pub. 24)
- Environmental Impact Statement Handbook (Pub. 278)
- Categorical Exclusion Evaluation Handbook (Pub. 294)
- Public Involvement Handbook (Pub. 295)
- Needs Study Handbook (Pub. 319)
- PennDOT Project Level Air Quality Handbook (Pub. 321)
- Agriculture Resources Handbook (Pub. 324)
- Wetlands Resource Handbook (Pub. 325)
- Environmental Assessment Handbook (Pub. 362)

#### **Bureau of Maintenance & Operations**

- Maintenance Manual (Pub. 23)
- Engineering District and County Maintenance Offices Location Maps and Mailing Addresses (Pub. 22)
- Highway Maintenance Foreman Manual (Pub. 113)

#### **Bureau of Construction & Materials**

- Finals Unit Manual (Pub. 11) (Guidance for Highway Construction Project Closeouts) (Pub. 11)
- Field Computation Guidebook (Guidance for Highway Construction Projects) (Pub. 21)
- Contract Documentation System Field Operations Manual (Pub. 320)
- Cooperation with Outside Agencies: Highway Construction and Materials Testing (MPS #407)

#### **Bureau of Planning and Research**

- Conduct of Research at PennDOT
- 2002 PA Traffic Data Book
- 2001 PA Highway Statistics Book

#### **Center for Program Development and Management**

- Single Occupancy Vehicle Capacity Adding Project (SOVCAP) Guidance

- Rail-Highway Grade Crossing Safety Program Guidance
- HOP/Land Use Questionnaire

#### **Bureau of Municipal Services**

- Abandonment/Vacation/Deletions Procedure Letter (Policies and procedures governing the abandonment, vacation, and deletion of roads from the state road system and their return to local jurisdiction.)
- Transfer of State Highways Program (Pub 310)
- Procedures for Administration of Municipal Projects (Pub 39)
- Dirt & Gravel Roads Manual
- Quality Assurance and Inspection Manual for Timber Bridges

#### **OTHER:**

#### **Bureau of Office Services**

- Price List, Maps & Publications (Pub. 12)

#### **Bureau of Design**

- Construction Items Catalog (Pub. 7)
- Construction Items Catalog (metric edition) (Pub. 7M)
- Construction Cost Catalog of Standard Construction Items (Pub. 287)
- Getting Involved Brochure (Pub. 304)

#### **Bureau of Construction & Materials**

- Aggregate Producers (Pub. 34)
- Approved Construction Materials (Pub. 35)
- Producers of Bituminous Mixtures (Pub. 41)
- Producers of Redi-Mixed Concrete (Pub. 42)
- Subsurface Boring, Sampling and Testing Contract (Pub. 222)
- Slope Stability Program, PASTABL (Metricated) (Pub. 318)

#### **Bureau of Highway Safety & Traffic Engineering**

- Bicycling Directory of Pennsylvania (Pub. 316)

#### **Center for Program Development and Management**

- Transportation Conformity State Implementation Plan

#### **Bureau of Municipal Services**

- Liquid Fuels Calendar (Tool for municipalities highlighting policies, procedures and information to assist with road and street maintenance.)
- Treasurer's Account Book (Accounting system for local governments.)
- PENNDOT Keeping you Connected—CD (a production that's designed to educate the public about PENNDOT's business.)
- Building Relationships for better Government (Pub 454)

#### **Bureau of Public Transportation**

- PA Urban Transit Statistical Report 2001/02 (Statistics for urban public transportation providers.)
- PA Rural and Small Urban Public Trans. Program Fiscal Years 2000-2001 and 2001-2002 (Statistics for rural and small urban public trans. providers.)

#### **Bureau of Equal Opportunity**

- Sexual Harassment Prevention (Pub. 109)
- BEO Brochure (Pub 317)
- ADA Brochure (Pub. 359)
- Sexual Harassment Pamphlet, 2/1999

Many of the non-regulatory compliance-related documents listed above, specifically those containing a publication number, are available from the PENNDOT Sales Store. Please contact the Sales Store, PO Box 2028, Commonwealth Keystone Building 5th floor, Harrisburg, PA 17105-2028; telephone number (717) 787-6746; or the PENNDOT website at [www.dot.state.pa.us](http://www.dot.state.pa.us), for more information. To request a non-numbered document, contact Mark Speciale, PENNDOT Right to Know Officer, at (717) 787-9209. In some cases, printing or duplicating fees will be charged. Documents are also available from the State Library, Government Publications Section, at 219 Forum Building, Harrisburg, PA 17120 and are available through inter-library loan.

[Pa.B. Doc. No. 03-1513. Filed for public inspection August 1, 2003, 9:00 a.m.]

# INDEPENDENT REGULATORY REVIEW COMMISSION

## Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulation on the date indicated. To obtain the date and time of the meeting at which the Commission will consider this regulation, contact the Commission at (717) 783-5417 or visit its website at [www.irrc.state.pa.us](http://www.irrc.state.pa.us). To obtain a copy of the regulation, contact the promulgating agency.

### Final-Form

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
7-379	Environmental Quality Board Stream Redesignation; East Branch Codorus Creek	7/22/03
JOHN R. MCGINLEY, Jr., <i>Chairperson</i>		

[Pa.B. Doc. No. 03-1514. Filed for public inspection August 1, 2003, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application for Approval to Acquire Control

National Guardian Life Insurance Company has filed an application to acquire control of Protected Home Mutual Life Insurance Company, a Pennsylvania domiciled mutual life insurance company. The filing was made under the Insurance Holding Companies Act (40 P.S. §§ 991.1401—991.1413). Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed and a concise statement with sufficient detail

### 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 publishes the most recent Eligible Surplus Lines Insurer List (list). This list replaces in its entirety the list as of January 7, 2003, published at 33 Pa.B. 1195 (March 1, 2003).

Persons with questions concerning this notice should contact Robert Brackbill, Chief, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 787-2735.

As of July 23, 2003

<i>Key No.</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10512	Admiral Insurance Company	1209 Orange Street Wilmington, DE 19801
10513	Adriatic Insurance Company	314 East Thayer Avenue Bismarck, ND 58501
39908	Alea London Limited	The Corn Exchange 55 Mark Lane London, England EC3R 7NE
10516	Allianz Underwriters Insurance Company	2350 Empire Avenue Burbank, CA 91504-3350

and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Stephanie Ohnmacht, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax: (717) 787-8557, [sohnmacht@state.pa.us](mailto:sohnmacht@state.pa.us).

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 03-1515. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Charles E. Coates; Telephone Conference

#### License Denial; Doc. No. AG03-07-005

A telephone conference initiated by this office is scheduled for August 19, 2003, at 2 p.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before July 31, 2003.

If an attorney or representative for a party participating in the telephone conference does not have complete settlement authority relative to this matter, the party or person with full settlement authority shall be available by telephone during the conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 5, 2003, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before August 12, 2003.

Persons with a disability who wish to participate in the previously referenced administrative hearing and require an auxiliary aid, service or other accommodations to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 03-1516. Filed for public inspection August 1, 2003, 9:00 a.m.]

<i>Key No.</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10535	Allied World Assurance Company (U. S.) Inc.	2730 Gateway Oaks Drive Suite 100 Sacramento, CA 95833
10519	American Empire Surplus Lines Insurance Company	1209 Orange Street Wilmington, DE 19801
10520	American Equity Insurance Company	2401 W. Peoria Avenue Phoenix, AZ 85029
36855	American Healthcare Specialty Insurance Company	425 W. Capitol Avenue Suite 1800 Little Rock, AR 72201
10521	American International Specialty Lines Insurance Company	1400 West Benson Blvd., Suite 315 Anchorage, AK 99503
18146	American Safety Indemnity Company	600 Bank of Oklahoma Plaza 201 Robert S. Kerr Avenue Oklahoma City, OK 73102
10522	American Western Home Insurance Company	600 Fidelity Plaza Oklahoma City, OK 73102
10524	Appalachian Insurance Company	Allendale Park P. O. Box 7500 Johnston, RI 02919-0500
33748	Arch Excess & Surplus Insurance Company	10306 Regency Parkway Drive Omaha, NE 68113
10587	Arch Specialty Insurance Company	1800 North Point Drive Stevens Point, WI 54481
22348	Assicurazioni Generali Di Trieste	Piazza Duca Degli Abruzzi, 2 Trieste, Italy 34132
22349	Associated Electric & Gas Insurance Services Limited	Liberty International 73 Front Street, 3rd Floor Hamilton, Bermuda HM11
10525	Associated International Insurance Company	21820 Burbank Boulevard, #330 Woodland Hills, CA 91367
41586	Atlantic Casualty Insurance Company	400 Commerce Court Goldsboro, NC 27534
10526	Audubon Indemnity Company	795 Woodways Parkway Suite 310 Ridgeland, MS 39157
41562	AXA Corporate Solutions Assurance	4 Rue Jules Lefebvre Paris, France 75009
10536	AXIS Specialty Insurance Company	628 Hebron Avenue Building Two, Suite 200 Glastonbury, CT 06033
10592	AXIS Surplus Insurance Company	303 West Madison Suite 500 Chicago, IL 60606
22369	British Aviation Insurance Company Limited	Fitzwilliam House 10 St. Mary's Axe London, England EC3A 8EQ
10528	Canal Indemnity Company	400 East Stone Avenue Greenville, SC 29601
10529	Centennial Casualty Company	2200 Woodcrest Place Suite 200 Birmingham, AL 35209
10531	Century Surety Company	2400 Corporate Exchange Drive Columbus, OH 43231
22371	CGU International Insurance plc	St. Helen's 1 Undershaft London, England EC3P 3DQ

<i>Key No.</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10532	Chubb Custom Insurance Company	32 Loockeman Square Dover, DE 19901
18617	Clarendon America Insurance Company	224 West State Street Trenton, NJ 08608
22419	CNA Insurance Company Limited	P. O. Box 6 Surrey Street Norfolk, England NR1 3NS
10533	Colony Insurance Company	9201 Forest Hill Avenue Suite 200 Richmond, VA 23235-6865
10582	Colony National Insurance Company	9201 Forest Hill Avenue Suite 200 Richmond, VA 23235-6865
10534	Columbia Casualty Company	CNA Plaza Chicago, IL 60685
22388	Commonwealth Insurance Company	595 Burrard Street, Suite 1500 Box 49115 Bentall Tower Three Vancouver, BC Canada V7X 1G4
37372	Crum & Forster Specialty Insurance Company	2999 North 44th Street Suite 250 Phoenix, AZ 85018
10538	Crusader Insurance Company	23251 Mulholland Drive Woodland Hills, CA 91364
35611	Dakota Specialty Insurance Company	316 North Fifth Street Bismarck, ND 58502
37001	Discover Specialty Insurance Company	500 West Madison, Suite 2600 Chicago, IL 60661
10541	Empire Indemnity Insurance Company	809 Northwest 36th Street Oklahoma City, OK 73118
10542	Essex Insurance Company	1209 Orange Street Wilmington, DE 19801
10543	Evanston Insurance Company	Ten Parkway North Deerfield, IL 60015
10544	Everest Indemnity Insurance Company	Corporation Trust Center 1209 Orange Street Wilmington, DE 19801
10545	Executive Risk Specialty Insurance Company	82 Hopmeadow Street Simsbury, CT 06070-7683
10547	Fireman's Fund Insurance Company of Ohio	312 Walnut Street Suite 1100 Cincinnati, OH 45202
10548	First Financial Insurance Company	528 South Fifth Street Suite 210 Springfield, IL 62701-1822
10549	First Mercury Insurance Company	One South Wacker Drive Suite 2740 Chicago, IL 60606
10550	First Specialty Insurance Corporation	237 East High Street Jefferson City, MO 65102
18477	Gemini Insurance Company	Corporation Trust Center 1209 Orange Street Wilmington, DE 19801
10553	General Agents Insurance Company of America, Inc.	5623 North Western, Suite B Oklahoma City, OK 73118
37373	General Security Indemnity Company	199 Water Street 21st Floor New York, NY 10038

<i>Key No.</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10552	General Security Indemnity Company of Arizona	3636 North Central Avenue Phoenix, AZ 85012
10554	General Star Indemnity Company	695 East Main Street P. O. Box 10354 Stamford, CT 06904-2354
22411	Generali-France Assurances	5, rue de Londres Paris, France 75009
10555	Genesis Indemnity Insurance Company	316 North Fifth Street Bismarck, ND 58501
44715	Glencoe Insurance Ltd.	Renaissance House, 8 East Broadway P. O. Box HM 2527 Hamilton, Bermuda HM GX
10556	Gotham Insurance Company	330 Madison Avenue New York, NY 10017
10514	Great American E & S Insurance Company	The Corporation Trust Company 1209 Orange Street Wilmington, DE 19801
10518	Great American Fidelity Insurance Company	The Corporation Trust Company 1209 Orange Street Wilmington, DE 19801
10540	Great American Protection Insurance Company	One Indiana Square Suite 1800 Indianapolis, IN 46204
22412	Great Lakes Reinsurance (UK) PLC	Upper Ground Floor, 1 Minster Court Mincing Lane London, England EC3R 7AA
36489	Guilford Insurance Company	528 South Fifth Street Suite 210 Springfield, IL 62701-1822
10557	Gulf Underwriters Insurance Company	One Tower Square Hartford, CT 06183
44169	Homeland Insurance Company of New York	201 Old Country Road Melville, NY 11747
10559	Houston Casualty Company	13403 Northwest Freeway Houston, TX 77040-6094
45559	IF P & C Insurance Limited	Barks vag 15 Bergshamra, Sweden
10560	Illinois Emcasco Insurance Company	815 Commerce Drive Oak Brook, IL 60521-1978
10561	Illinois Union Insurance Company	525 West Monroe Street Chicago, IL 60631
22413	Indemnity Marine Assurance Company Limited	St. Helen's 1 Undershaft London, England EC3P 3DQ
10562	Indian Harbor Insurance Company	Seaview House 70 Seaview Avenue Stamford, CT 06902-6040
10563	INEX Insurance Exchange	1 South Wacker Drive Suite 2720 Chicago, IL 60606-4617
45736	Integon Specialty Insurance Company	500 West Fifth Street Winston-Salem, NC 27152
28076	International Insurance Company of Hannover Limited	Hannover House Virginia Water London, England GU 25 4AA
10564	Interstate Fire & Casualty Company	55 East Monroe Street Chicago, IL 60603

<i>Key No.</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10566	ITT Pacific Insurance Company, Limited	Hartford Plaza Hartford, CT 06115
10546	James River Insurance Company	7130 Glen Forest Suite 210 Richmond, VA 23226
26714	Kemper Indemnity Insurance Company	1 Kemper Drive Long Grove, IL 60049-0001
38900	Kemper Surplus Lines Insurance Company	1 Kemper Drive Long Grove, IL 60049-0001
8967	Landmark American Insurance Company	11032 Quail Creek Road Suite 200 Oklahoma City, OK 73120
10567	Landmark Insurance Company	777 South Figueroa Street Los Angeles, CA 90017
45576	Lantana Insurance Ltd.	Renaissance House 8-12 East Broadway Hamilton, Bermuda HM 19
10569	Lexington Insurance Company	1209 Orange Street Wilmington, DE 19801
22415	Liberty Mutual Insurance Company (UK) Limited	4th Floor, One Minster Court Mincing Lane London, England EC3R 7AA
18457	Liberty Surplus Insurance Corporation	175 Berkeley Street Boston, MA 02117
22416	Lloyd's (Underwriters at)	One Lime Street London, England EC3M 7HA
22417	London and Edinburgh Insurance Company Limited	8 Surrey Street Norwich, England NR1 3NG
22418	Marine Insurance Company Limited	St. Mark's Court, Chart Way West Sussex, England RH 12 1XL
22455	Markel International Insurance Company Limited	The Markel Building 49 Leadenhall Street London, England EC3A 2EA
10527	Maxum Indemnity Company	1209 Orange Street Wilmington, DE 19801
10570	Monticello Insurance Company	1209 Orange Street Wilmington, DE 19801
10571	Mt. Hawley Insurance Company	9025 N. Lindbergh Drive Peoria, IL 61615
10572	NAMIC Insurance Company, Inc.	3601 Vincennes Road Indianapolis, IN 46268
10573	National Fire & Marine Insurance Company	3024 Harney Street Omaha, NE 68131-3580
10574	Nautilus Insurance Company	7273 East Butherus Drive Scottsdale, AZ 85260
10575	NIC Insurance Company	One Penn Plaza New York, NY 10119-0002
10537	Noetic Specialty Insurance Company	1111 Plaza Drive Suite 500 Schaumburg, IL 60173
10576	North American Capacity Insurance Company	650 Elm Street Manchester, NH 03101-2524
22420	Northern Assurance Company Limited	St. Helen's 1 Undershaft London, England EC3P 3DQ
10577	Northfield Insurance Company	7117 Hickman Road Des Moines, IA 50322



<i>Key No.</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10578	Nutmeg Insurance Company	Hartford Plaza Hartford, CT 06115
22421	Ocean Marine Insurance Company Limited	St. Helen's 1 Undershaft London, England EC3P 3DQ
10579	Old Republic Union Insurance Company	307 North Michigan Avenue Chicago, IL 60601
10580	Pacific Insurance Company	c/o CT Corp 818 West 7th Street Los Angeles, CA 90017
23150	Princeton Excess and Surplus Lines Insurance Company	2711 Centerville Road Suite 400 Wilmington, DE 19808
10583	Professional Underwriters Liability Insurance Company	50 West Broadway Salt Lake City, UT 84101
22449	QBE International Insurance Limited	Corn Exchange Mark Lane London, England EC3R 7NE
10584	Queensway International Indemnity Company	10199 Southside Boulevard, Bldg. 1 Suite 200 Jacksonville, FL 32256
44436	Red Mountain Casualty Insurance Company, Inc.	100 Brookwood Place, Suite 500 Birmingham, AL 35209
10588	Royal Surplus Lines Insurance Company	5 Farm Springs Road Farmington, CT 06032
10589	SAFECO Surplus Lines Insurance Company	SAFECO Plaza Seattle, WA 98185
10590	Savers Property & Casualty Insurance Company	700 West 47th Street Kansas City, MO 64112-1802
10591	Scottsdale Insurance Company	One Nationwide Plaza Columbus, OH 43215
44276	Seneca Specialty Insurance Company	2999 North 44th Street Suite 250 Phoenix, AZ 85018-7256
33514	Sirius International Insurance Corporation	Birger Jarlsgatan 57B Stockholm, Sweden SE-113 96
10565	Specialty Surplus Insurance Company	1 Kemper Drive Long Grove, IL 60049-0001
22453	SR International Business Insurance Company Limited	71-77 Leadenhall Street London, England EC3A 2PQ
22454	St. Paul Reinsurance Company Limited	52 Lime Street London, England EC3M 7BS
10593	St. Paul Surplus Lines Insurance Company	32 Loockerman Square Dover, DE 19901
38980	Starr Excess Liability Insurance Company, Ltd.	1010 Centre Road Wilmington, DE 19850
10594	Steadfast Insurance Company	Suite 202 32 Loockerman Square Dover, DE 19901
10595	Stonewall Insurance Company	580 Walnut Street Cincinnati, OH 45202
22456	Through Transport Mutual Insurance Association Limited	Windsor Place, Queen Street P. O. Box HM655 Hamilton, Bermuda HMCX
10596	TIG Specialty Insurance Company	777 Arnold Drive, Suite 200 Martinez, CA 94553
10597	Travelers Excess and Surplus Lines Company	One Tower Square Hartford, CT 06183

<i>Key No.</i>	<i>Company Name</i>	<i>Statutory Home Address</i>
10598	Tudor Insurance Company	91 Court Street Keene, NH 03431
10599	U. S. Underwriters Insurance Company	316 North Fifth Street Sixth Floor Bismarck, ND 58501
10600	ULICO Indemnity Company	320 West Capital Street Suite 1000 Little Rock, AR 72201-3525
10603	United Coastal Insurance Company	40 North Central Avenue Phoenix, AZ 85004
44120	United National Casualty Insurance Company	5253 Hohman Avenue P. O. Box 1150 Hammond, IN 46320
10558	United National Specialty Insurance Company	411 East Wisconsin Avenue Suite 700 Milwaukee, WI 53202
10605	Voyager Indemnity Insurance Company	260 Interstate North Circle NW Atlanta, GA 30339
10607	Westchester Surplus Lines Insurance Company	500 Colonial Center Parkway Suite 200 Roswell, GA 30076
10608	Western Heritage Insurance Company	6263 N. Scottsdale Road Suite 240 Scottsdale, AZ 85250
10610	Western World Insurance Company	91 Court Street Keene, NH 03431
10604	XL Select Insurance Company	120 North Robinson Oklahoma City, OK 73102
22460	Yorkshire Insurance Company Limited	2 Rougier Street York, Scotland YO90 1UU
10611	ZC Specialty Insurance Company	400 West 15th Street Suite 7 Austin, TX 78701
22461	Zurich International (Bermuda) Ltd.	The Zurich Centre, 90 Pitt's Bay Road P. O. Box HM 2268 Hamilton, Bermuda HMJX
22462	Zurich Specialties London Limited	The Zurich Building 90 Fenchurch Street London, England EC3M 4JX

Since publication of the January 7, 2003, list, the following significant changes have occurred:

	(Company Name)	(Effective Date)
Additions:	IF P & C Insurance Limited	3/14/03
	Lantana Insurance Ltd.	2/05/03
	Integon Specialty Insurance Company	3/28/03
Deletions:	Acceptance Insurance Company	1/17/03
	Gulf Insurance Company U. K. Limited	4/24/03
	Legion Indemnity Company	4/09/03
Name Changes:		
	From: Caliber One Indemnity Company	1/02/03
	To: Maxum Indemnity Company	
	From: Commercial Underwriters Insurance Company	9/11/02
	To: Allied World Assurance Company (U. S.) Inc.	
	From: Connecticut Specialty Insurance Company	2/28/03
To: Axis Specialty Insurance Company		

	(Company Name)	(Effective Date)
From:	Fidelity Excess and Surplus Insurance Company	7/07/03
To:	James River Insurance Company	
From:	Sheffield Insurance Corporation	6/09/03
To:	Axis Surplus Insurance Company	

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 03-1517. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68), in connection with the termination of the insureds' automobile policies. The hearings will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional office in Harrisburg, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of Andrew Triandafilou; file no. 03-182-06127; Travelers Insurance Company; doc. no. P03-07-027; August 13, 2003, 10 a.m.

Appeal of Guy J. and Rabia Recla; file no. 03-494-900794; Erie Insurance Exchange; doc. no. P03-07-023; August 19, 2003, 10:30 a.m.

Appeal of Vincent F. and Alice Gustitus, Jr.; file no. 03-182-06815; Travelers Property and Casualty Insurance Company; doc. no. P03-07-030; August 20, 2003, 1:30 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 03-1518. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their company's termination of the insureds' policy. The administrative hearing will be held in the Insurance Department's regional office in Harrisburg, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 N. Seventh Street, Harrisburg, PA 17102.

Appeal of W. Scott and Bernadette M. Henning; file no. 03-181-06048; Chubb Insurance Companies; doc. no. P03-07-007; August 12, 2003, 1:30 p.m.

Each party may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend an administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator, (717) 787-4298.

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 03-1519. Filed for public inspection August 1, 2003, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The Liquor Control Board seeks the following new site:

Allegheny County, Wine & Spirits Shoppe #0201.

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 3,000 to 3,500 net useable square feet of new or existing retail commercial space located inside a supermarket/grocery store in Allegheny County. Space to be used as a self-service wine and spirits store operated by the Liquor Control Board. Space to be accessible from the interior of the supermarket/grocery store. Separate loading access is preferred.

*Proposals due:* August 22, 2003, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** George Danis, (412) 565-5130

The following Liquor Control Board leases will expire:

Lehigh County, Wine & Spirits Shoppe #3918, Fairmount Village, Route 309, Coopersburg, PA 18036-1121.

*Lease Expiration Date:* January 31, 2005

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 3,000 to 4,500 net useable square feet of new or existing retail commercial space within 1/4 mile of the intersection of Route 309 and Fairmount Street, Coopersburg.

*Proposals due:* August 22, 2003, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Joseph P. Hannon, (717) 657-4228

Juniata County, Wine & Spirits Shoppe #3401, Route 333, Mifflin, PA 17058-0350.

*Lease Expiration Date:* July 31, 2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 1,350 net useable square feet of new or existing retail commercial space within the Borough of Mifflintown.

*Proposals due:* August 22, 2003, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Joseph P. Hannon, (717) 657-4228

Northampton County, Wine & Spirits Shoppe #4804, Stefko Shopping Center, Stefko Boulevard, Bethlehem, PA 18017-6293.

*Lease Expiration Date:* July 31, 2004

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 6,200 to 11,000 net useable square feet of new or existing retail commercial space along Stefko Boulevard between Easton Avenue to the north and the Lehigh River to the south, Bethlehem.

*Proposals due:* August 22, 2003, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Division, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Charles D. Mooney, (717) 657-4228

JONATHAN H. NEWMAN,  
*Chairperson*

[Pa.B. Doc. No. 03-1520. Filed for public inspection August 1, 2003, 9:00 a.m.]

## PATIENT SAFETY AUTHORITY

### Public Meeting

The Patient Safety Authority (Authority), established by section 303 of the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. § 1303.303), enacted on March 20, 2002, will hold a meeting of the Authority's 11 member board on Monday, August 11, 2003, at 9:30 a.m. in Hearing Room 4, Commonwealth Keystone Building, Commonwealth Avenue and North Street, Harrisburg, PA.

Individuals having questions regarding this meeting, which is open to the public, should contact the Authority at (717) 346-0469.

ALAN B.K. RABINOWITZ,  
*Administrator*

[Pa.B. Doc. No. 03-1521. Filed for public inspection August 1, 2003, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority application for the right to render service as a common carrier or contract carrier in this Commonwealth has been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg PA 17105-3265, with a copy served on the applicant by August 25, 2003. Documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

**Application of the following for approval to begin operating as common carrier for transportation of persons as described under the application.**

**A-00119958. Pamela K. Harsh** (302 Mt. Airy Road, New Providence, Lancaster County, PA 17560)—persons in paratransit service, between points in Lancaster

County, and from points in said county, to points in Pennsylvania, and return.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1522. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Telecommunications

**A-311149F7007. CTSI, LLC and NPCR, Inc. d/b/a Nextel Partners.** Joint petition of CTSI, LLC and NPCR, Inc. d/b/a Nextel Partners for approval of a negotiated interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

CTSI, LLC and NPCR, Inc. d/b/a Nextel Partners, by its counsel, filed on July 16, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a negotiated interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the CTSI, LLC and NPCR, Inc. d/b/a Nextel Partners joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1523. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Telecommunications

**A-311149F7003. Commonwealth Telephone Company and NPCR, Inc. d/b/a Nextel Partners.** Joint petition of Commonwealth Telephone Company and NPCR, Inc. d/b/a Nextel Partners for approval of a negotiated interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Commonwealth Telephone Company and NPCR, Inc. d/b/a Nextel Partners, by its counsel, filed on July 16, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a negotiated interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Commonwealth Telephone Company and NPCR, Inc. d/b/a Nextel Partners joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1524. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Telecommunications

**A-310738F7001. Verizon North Inc. and D & E Systems, Inc.** Joint petition of Verizon North Inc. and D & E Systems, Inc. for approval of amendment no. 1 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. and D & E Systems, Inc., by its counsel, filed on July 14, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and D & E Systems, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1525. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Telecommunications

**A-310104F7000. Verizon Pennsylvania Inc. and ATX Licensing Inc.** Joint petition of Verizon Pennsylvania Inc. and ATX Licensing Inc. for approval of amendment no. 2 and amendment no. 3 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and ATX Licensing Inc., by its counsel, filed on July 18, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 2 and amendment no. 3 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and ATX Licensing Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1526. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Telecommunications

**A-310838F7000. Verizon Pennsylvania Inc. and Cavalier Telephone Mid-Atlantic, LLC d/b/a Cavalier Telephone.** Joint petition of Verizon Pennsylvania

Inc. and Cavalier Telephone Mid-Atlantic, LLC d/b/a Cavalier Telephone for approval of amendment no. 3 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Cavalier Telephone Mid-Atlantic, LLC d/b/a Cavalier Telephone, by its counsel, filed on July 15, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 3 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and Cavalier Telephone Mid-Atlantic, LLC d/b/a Cavalier Telephone joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1527. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Telecommunications

**A-310738F7000. Verizon Pennsylvania Inc. and D & E Systems, Inc.** Joint petition of Verizon Pennsylvania Inc. and D & E Systems, Inc. for approval of amendment no. 1 to an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and D & E Systems, Inc., by its counsel, filed on July 14, 2003, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment no. 1 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and D & E Systems, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 03-1528. Filed for public inspection August 1, 2003, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #03-109.1, Roof Repairs,

Building #7, Packer Ave. Marine Terminal, until 2 p.m. on Thursday, August 21, 2003. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available August 5, 2003. The cost of the bid document is \$35 (includes 7% Pennsylvania sales tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractors must comply with all applicable equal opportunity laws and regulations.

A mandatory prebid job site meeting will be held on August 14, 2003, at 11 a.m. at Packer Ave. Marine Terminal (pier entrance gate, south of Walt Whitman Bridge on Service Road, South Gate), Philadelphia, PA.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 03-1529. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #03-136.1, Front Row Pile Renewal, Packer Avenue Marine Terminal (PAMT), until 2 p.m. on Tuesday, August 19, 2003. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Avenue, 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available August 6, 2003. The cost of the bid document is \$35 (includes 7% Pennsylvania sales tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractors must comply with all applicable equal opportunity laws and regulations.

A mandatory prebid job site meeting will be held on Tuesday, August 12, 2003, at 11 a.m. at PAMT, entrance at South Gate Service Road, Philadelphia, PA.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 03-1530. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept bids for Project #03-137.P, Purchase of Roofing Materials until 2 p.m. on Thursday, August 14, 2003. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available August 5, 2003. PRPA is an equal opportunity employer. Contractors must comply with all applicable equal employment opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 03-1531. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project #03-143.P, Uniform Rental

(which includes weekly cleaning and repairs), until 2 p.m. on Thursday, August 14, 2003. The bid document can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available August 5, 2003. PRPA is an equal opportunity employer. Contractors must comply with all applicable equal employment opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 03-1532. Filed for public inspection August 1, 2003, 9:00 a.m.]

### Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept sealed proposals for Project 03-135.9, Dredge Disposal in the Port of Philadelphia—Analysis of Viable Alternatives, until 2 p.m. on Thursday, August 21, 2003. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and will be available on Tuesday, August 5, 2003. PRPA is an equal opportunity employer. Contractors must comply with all applicable equal opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 03-1533. Filed for public inspection August 1, 2003, 9:00 a.m.]

## TURNPIKE COMMISSION

### Retention of an Engineering Firm

#### I-95/I-276 (Pennsylvania Turnpike) Interchange Project

#### Design of Intelligent Transportation System, Signing and Lighting

#### Contract I-95-ITS

#### Bucks County

#### Reference No. 4-062

The Turnpike Commission (Commission) will retain an engineering firm to provide preliminary and final design services for an Intelligent Transportation System (ITS), roadway signing and required roadway lighting for a direct interchange between I-95 and I-276 in Bucks County. This contract covers the entire limits of the I-95/I-276 (Pennsylvania Turnpike) Interchange Project (project) and is one of approximately eight contracts for design of elements of the project.

*Overall Project Description*—The project includes: construction of a new interchange between I-95 and I-276; six-lane widening and reconstruction of approximately 8 miles of the Turnpike from west of Interchange 28/351 to the Delaware River Bridge; six-lane widening and reconstruction of approximately 3 miles of I-95 within the Interchange limits southward to Neshaminy Creek Bridge; widening of U. S. Route 1 where it crosses over the Turnpike and Turnpike ramps at Interchange 28/351; construction of a new mainline toll plaza; and modification of existing toll plazas at Interchanges 29/358 and

30/359 (near the west abutment of the Delaware River Bridge). The significant cost of the project makes it necessary to design and construct the project in coordinated phases. The design manager will coordinate the work of the design section consultants so as to accommodate the required construction letting schedule.

*General Contract Requirements*—This contract includes the development of preliminary and final designs for ITS, roadway signs and necessary roadway lighting for the project. In addition to the development of projectwide systems, this design team will be required to develop workable ITS, signing and lighting subsystems that can be deployed as sections of the project are constructed and placed under traffic. Conceptual signing plans developed during the preliminary engineering and environmental studies will be provided to the designer and may be used as a basis for preliminary layouts. The exit numbering system on I-95 and I-295 shall conform to Department of Transportation (Department) requirements. This contract will include the staged integration of components of the ITS system as individual usable sections of the project are completed in separate phases of construction. In addition, communications within the project area and communications and coordination between the Commission and the Department's District 6 TOCs and other operating agencies in the region will be included.

### General Requirements and Information

Firms interested in providing the previous work and services are invited to submit a statement of interest with the required information. The statements of interest must include the following:

1. One-page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified.)
2. A three-page expression of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for each project and provide explanation of the technical approach.
3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultants listed in the statement of interest will require written approval from the Commission.
4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and Commission projects. Do not graphically represent the firm's workload.
5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or one that is best suited for this project. A copy of the Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

The Consultant Qualification Package should contain, at a minimum, the following information for the prime consultant and all subconsultants and attached to the back of the statement of interest (subs to follow primes):

- ECMS General Information and Project Experience Forms or Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, either not more than 1 year old as of the date of the advertisement.

- Resumes of key personnel expected to be involved in the project (limit to two 8 1/2" x 11" pages, per person). Only resumes of key personnel should be included.

- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in this Commonwealth.

- A copy of the Department's DBE/WBE Certification, if applicable.

Small firms, DBE firms and other firms who have not previously performed work for the Commission are encouraged to submit a statement of interest.

Firms interested in performing the previous services are invited to submit a statement of interest and required information to George M. Hatalowich, Manager, Contract Administration, Turnpike Commission, Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address). The Commission mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

The statement of interest and required information must be received by 12 p.m. on Friday, August 22, 2003. Statements of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable statements of interest received in response to this solicitation, one firm will be selected for each contract. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission. Technical proposals will not be requested prior to the establishment of the final ranking.

The Commission reserves the right to reject all statements of interest, to cancel solicitation requested under this notice and/or to readvertise solicitation for the work and services.

MITCHELL RUBIN,  
*Chairperson*

[Pa.B. Doc. No. 03-1534. Filed for public inspection August 1, 2003, 9:00 a.m.]

## Retention of an Engineering Firm

### I-95/I-276 (Pennsylvania Turnpike) Interchange Project

#### Design of Interchange Section, I-95-D

#### Bucks County

#### Reference No. 4-064

The Turnpike Commission (Commission) will retain an engineering firm to provide preliminary and final design services for a direct interchange between I-95 and I-276 in Bucks County. The contract section covers approximately 1.8 miles along the Turnpike, approximately 1.8 miles along existing I-95 and is centered where the two Interstate routes cross. This contract is one of approximately eight contracts for design of specific sections of the I-95/I-276 (Pennsylvania Turnpike) Interchange Project (project).

*Overall Project Description*—The project includes: construction of a new interchange between I-95 and I-276; six-lane widening and reconstruction of approximately 8 miles of the Turnpike from west of Interchange 28/351 to the Delaware River Bridge; six-lane widening and recon-

struction of approximately 3 miles of I-95 within the Interchange limits southward to Neshaminy Creek Bridge; widening of U. S. Route 1 where it crosses over the Turnpike and Turnpike ramps at Interchange 28/351; construction of a new mainline toll plaza; and modification of existing toll plazas at Interchanges 29/358 and 30/359 (near the west abutment of the Delaware River Bridge).

*Description of Design Contract Section*—This contract section includes reconstruction and widening of the Turnpike from just west of the Neshaminy Creek Bridge to just west of the Bristol-Oxford Valley Road overpass and reconstruction and widening of existing I-95 from just north of the interchange ramp termini southward to a point just north of the Route 413 Interchange ramps. The contract also includes all interchange ramps associated with the preferred alternative identified in the Final Environmental Impact Statement, dated June 2003, for the project. Design of the Interchange will be performed in phases that facilitate the staging of its construction.

*Contract Requirements*—The contract involves all aspects of preliminary and final design for the roadways and structures within the contract limits as previously described, including: preparation of related right-of-way acquisition plans; utility relocation plans and coordination; geotechnical services; pavement design for approach roadways; traffic control plan preparation; erosion and sedimentation control plans; hydraulic and hydrologic analysis; information needed to secure all permits; noise barrier analysis and design; culverts; retaining walls; support of public involvement program including attendance at public/community meetings; coordination with the project design manager; other design firms, the Department of Transportation (Department) and municipalities, including attendance at design meetings; constructability reviews; and contract document preparation. Design for reconstruction of the Ford Road Bridge over I-95 is included in contract I-95-S.

Base mapping (50 scale) is being prepared by another firm and will be provided to the successful firm.

This designer will be required to establish a "best fit" geometric alignment along both the Turnpike and I-95 throughout the entire project. This alignment is to be furnished to the project design manager for use by other section designers.

The Commission will consider the following factors during the evaluation of the statements of interest for these projects:

- Specialized experience and technical competence of prime consultant and subconsultants. The team must clearly demonstrate experience and competence on design of large-scale public works projects.

- Past record of performance with respect to cost control, work quality ability to meet schedules and previous experience on design projects. The consultant should identify similar projects that have been completed by that firm as the prime, the magnitude of the project and the client.

- The specific experience and number of individuals who constitute the firm.

- Location of consultant's office where the work will be performed.

- Workload of the prime consultant and subconsultants for all Department and Commission projects.

- Other factors, if any, specific to the project.



Address these items and any necessary further details in a brief yet comprehensive manner in the statement of interest.

Firms expressing interest in this project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st Century (act) and currently certified by the Department 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 DBE. The goal of DBE participation in this contract will be 12%. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act), WBEs or combinations thereof. Proposed DBE firms must be certified at the time of submission of the statement of interest. If the selected firm fails to meet the established goal, it shall be required to demonstrate its good faith efforts to attain the goal.

Direct inquiries about this project to Jeffrey C. Davis, (717) 939-9551, Ext. 5160, jdavis@paturndpike.com. Direct contractual questions to George M. Hatalowich, (717) 986-8737, ghatalow@paturndpike.com.

### General Requirements and Information

Firms interested in providing the previous work and services are invited to submit a statement of interest with the required information. The statements of interest must include the following:

1. One-page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified.)

2. A three-page expression of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for each project and provide explanation of the technical approach.

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultants listed in the statement of interest will require written approval from the Commission.

4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and Commission projects. Do not graphically represent the firm's workload.

5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or one that is best suited for this project. A copy of the Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

The Consultant Qualification Package should contain, at a minimum, the following information for the prime consultant and all subconsultants and attached to the back of the statement of interest (subs to follow primes):

- ECMS General Information and Project Experience Forms or Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, either not more than 1 year old as of the date of the advertisement.

- Resumes of key personnel expected to be involved in the project (limit to two 8 1/2" x 11" pages, per person). Only resumes of key personnel should be included.

- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in this Commonwealth.

- A copy of the Department's DBE/WBE Certification, if applicable.

Small firms, DBE firms and other firms who have not previously performed work for the Commission are encouraged to submit a statement of interest.

Firms interested in performing the previous services are invited to submit a statement of interest and required information to George M. Hatalowich, Manager, Contract Administration, Turnpike Commission, Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address). The Commission mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

The statement of interest and required information must be received by 12 p.m. on Friday, August 22, 2003. Statements of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable statements of interest received in response to this solicitation, one firm will be selected for each contract. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission. Technical proposals will not be requested prior to the establishment of the final ranking.

The Commission reserves the right to reject all statements of interest, to cancel solicitation requested under this notice and/or to readvertise solicitation for the work and services.

MITCHELL RUBIN,  
Chairperson

[Pa.B. Doc. No. 03-1535. Filed for public inspection August 1, 2003, 9:00 a.m.]

## Retention of an Engineering Firm

### I-95/I-276 (Pennsylvania Turnpike) Interchange Project

#### Design of Overpass Structures, I-95-S

#### Bucks County

#### Reference No. 4-063

The Turnpike Commission (Commission) will retain an engineering firm to provide preliminary and final design services for early reconstruction of a group of overpass structures located throughout the I-95/I-276 (Pennsylvania Turnpike) Interchange Project (project) in Bucks County. This contract is one of approximately eight contracts for design of specific sections of the project.

*Overall Project Description*—The project includes: construction of a new interchange between I-95 and I-276; six-lane widening and reconstruction of approximately 8 miles of the Turnpike from west of Interchange 28/351 to the Delaware River Bridge; six-lane widening and reconstruction of approximately 3 miles of I-95 within the Interchange limits southward to Neshaminy Creek Bridge; widening of U. S. Route 1 where it crosses over

the Turnpike and Turnpike ramps at Interchange 28/351; construction of a new mainline toll plaza; and modification of existing toll plazas at Interchanges 29/358 and 30/359 (at the west abutment of the Delaware River Bridge).

*Description of Design Contract Section*—The specific structures included in this design contract are: Richlieu Road over the Turnpike; Galloway Road over the Turnpike; SR 513, Hulmeville Road over the Turnpike; Bensalem Boulevard over the Turnpike; Bristol-Oxford Valley Road over the Turnpike; and Ford Road over I-95. These structures all require lengthening to accommodate Interstate highway widening and/or widening to accommodate future traffic.

*Contract Requirements*—The early action contract involves all aspects of preliminary and final design for the structures and approaches, including: preparation of related right-of-way acquisition plans; utility relocation plans and coordination; geotechnical services; pavement design for approach roadways; traffic control plan preparation and detour plans; erosion and sedimentation control plans; hydraulic and hydrologic analysis; information needed to secure all permits; related retaining walls; support of public involvement program including attendance at public/community meetings; coordination with the design manager, other design firms, the Department of Transportation (Department) and municipalities, including attendance at design meetings; constructability reviews; and contract document preparation. This designer must group structures and contracts so as to maintain satisfactory flow of traffic on the over-crossing routes and meet staging and construction scheduling requirements of the overall project.

Base mapping (50 scale) is being prepared by another firm and will be provided to the successful firm.

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

Firms interested in providing the previous work and services are invited to submit a statement of interest with the required information. The statements of interest must include the following:

1. One-page transmittal letter clearly identifying the project reference number, brief description of the project from the advertisement, the firm's Federal identification number, the firm's legal name, contact person or project manager, address of corporate office and project office. (If the firm has multiple offices, the location of the office performing the work must be identified.)

2. A three-page expression of interest on the advertised project. Each firm should demonstrate their ability to perform the specific requirements indicated for each project and provide explanation of the technical approach.

3. An organization chart for the project, identifying key personnel and any subconsultants and their roles. Any deviation from the subconsultants listed in the statement of interest will require written approval from the Commission.

4. Tabulation or listing of workload for the prime consultant and all subconsultants for all Department and

Commission projects. Do not graphically represent the firm's workload.

5. A Consultant Qualification Package similar to the one submitted to the Department for the current year or one that is best suited for this project. A copy of the Consultant Qualification Package printed directly from the Department's ECMS website is acceptable.

The Consultant Qualification Package should contain, at a minimum, the following information for the prime consultant and all subconsultants and attached to the back of the statement of interest (subs to follow primes):

- ECMS General Information and Project Experience Forms or Standard Form (SF) 254—Architect-Engineer and Related Services Questionnaire in its entirety, either not more than 1 year old as of the date of the advertisement.

- Resumes of key personnel expected to be involved in the project (limit to two 8 1/2" x 11" pages, per person). Only resumes of key personnel should be included.

- Copy of the firm's registration to do business in this Commonwealth as provided by the Department of State for firms with out-of-State headquarters or corporations not incorporated in this Commonwealth.

- A copy of the Department's DBE/WBE Certification, if applicable.

Small firms, DBE firms and other firms who have not previously performed work for the Commission are encouraged to submit a statement of interest.

Firms interested in performing the previous services are invited to submit a statement of interest and required information to George M. Hatalowich, Manager, Contract Administration, Turnpike Commission, Administration Building, 700 South Eisenhower Boulevard, Middletown, PA 17057 (street address). The Commission mailing address is P. O. Box 67676, Harrisburg, PA 17106-7676.

The statement of interest and required information must be received by 12 p.m. on Friday, August 22, 2003. Statements of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable statements of interest received in response to this solicitation, one firm will be selected for each contract. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Commission. Technical proposals will not be requested prior to the establishment of the final ranking.

The Commission reserves the right to reject all statements of interest, to cancel solicitation requested under this notice and/or to readvertise solicitation for the work and services.

MITCHELL RUBIN,  
*Chairperson*

[Pa.B. Doc. No. 03-1536. Filed for public inspection August 1, 2003, 9:00 a.m.]

# STATE CONTRACTS INFORMATION

## DEPARTMENT OF GENERAL SERVICES

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". The penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter.

Act 1984-196 redefined a "qualified small business concern" as any independently owned and operated, for-profit business concern employing 100 or fewer employees. See 4 Pa. Code § 2.32. The business must include the following statement on every invoice submitted to the Commonwealth: "(name of business) is a qualified small business concern as defined in 4 Pa. Code 2.32."

A business is eligible for payments when the required payment is the latest of:

The payment date specified in the contract.

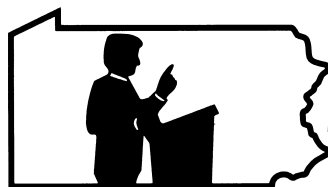
30 days after the later of the receipt of a proper invoice or receipt of goods or services.

The net payment date stated on the business' invoice.

A 15-day grace period after the required payment date is provided to the Commonwealth by the Act.

For more information: contact: Small Business Resource Center  
PA Department of Community and Economic Development  
374 Forum Building  
Harrisburg, PA 17120  
800-280-3801 or (717) 783-5700

### Reader's Guide



Legal Services & Consultation

① Service Code Identification Number

② Commodity/Supply or Contract Identification No.

**B-54137.** Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department: General Services

Location: Harrisburg, Pa.

Duration: 12/1/93-12/30/93

Contact: Procurement Division  
787-0000

③ Contract Information

④ Department

⑤ Location

⑥ Duration

⑦

(For Commodities: Contact:  
Vendor Services Section  
717-787-2199 or 717-787-4705

### REQUIRED DATA DESCRIPTIONS

- ① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.
- ② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.
- ③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.
- ④ Department: State Department or Agency initiating request for advertisement.
- ⑤ Location: Area where contract performance will be executed.
- ⑥ Duration: Time estimate for performance and/or execution of contract.
- ⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.

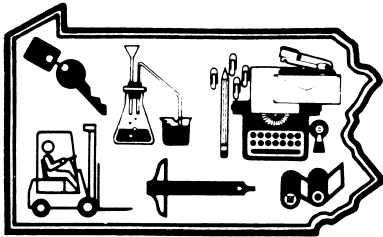
(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

## GET A STEP AHEAD IN COMPETING FOR A STATE CONTRACT!

The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. Our efforts focus on guiding the business community through the maze of state government offices. The bureau is, by law, the central repository for all state contracts over \$5,000. Bureau personnel can supply descriptions of contracts, names of previous bidders, pricing breakdowns and other information to help you submit a successful bid on a contract. We will direct you to the appropriate person and agency looking for your product or service to get you "A Step Ahead." Services are free except the cost of photocopying contracts or dubbing a computer diskette with a list of current contracts on the database. A free brochure, "Frequently Asked Questions About State Contracts," explains how to take advantage of the bureau's services.

Contact: **Bureau of Contracts and Public Records**  
 Pennsylvania State Treasury  
 Room G13 Finance Building  
 Harrisburg, PA 17120  
 717-787-2990  
 1-800-252-4700

BARBARA HAFER,  
*State Treasurer*

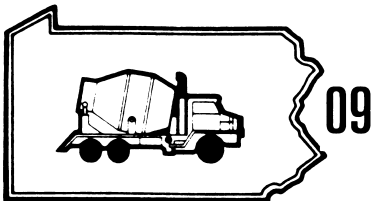


### Commodities

939524 Backup Alarms.

**Department:** Transportation  
**Location:** Equipment Division, 17th St. and Arsenal Blvd., Harrisburg, PA 17120  
**Contact:** Sherri Linen, (717) 787-3959

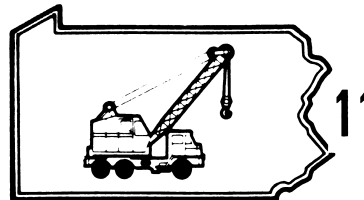
## SERVICES



### Construction & Construction Maintenance

**MI-892 Diehm South Parking Lot** General and electrical construction. Millersville University of PA of the State System of Higher Education invites Construction Contractors to request bid documents for this project. General construction work includes, but is not limited to parking/traffic control; demolish existing pavement; excavation and grading; relocated utilities; above-ground detention pond; new stormwater utilities; new asphalt pavement; concrete curbs and sidewalks; line marking; site restoration. Electrical construction work includes, but is not limited to relocation of existing light fixtures and poles; new light fixtures, poles, electrical conduit wiring; site restoration. Prospective bidders may obtain bidding documents, at no charge, by submitting your request on-line at: [http://muweb.millersville.edu/purchase/current\\_bid\\_opportunities.html](http://muweb.millersville.edu/purchase/current_bid_opportunities.html) or by fax 717-871-5622. Prebid date and time: August 5, 2003 at 10:00 a.m. Public Bid Opening: August 28, 2003, 10:00 a.m., Dilworth Administration Building, Large Conference Room 2nd floor. The following requirements are applicable to general and electrical construction: 5% bid guaranty; Prevailing Wages; liquidated damages—\$500.00 per day; construction bonds; MBE/WBE participation for general construction in the amount of \$5,300,000. Non-Discrimination and Equal Opportunity are the policies of the Commonwealth of PA and the State System of Higher Education.

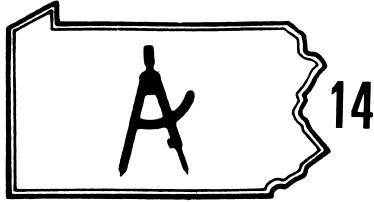
**Department:** State System of Higher Education  
**Location:** Millersville University  
**Duration:** 40 calendar days from the date of the Notice to Proceed.  
**Contact:** Construction Contracting, (717) 872-3570



### Demolition—Structural Only

**0301954** Demolition and removal of residential buildings. Each parcel may be bid separately. These buildings are located in the Borough of Lawrenceville and Lawrence Twp., Tioga County, Monroe Twp. in Snyder County, Point Twp. in Northumberland County, and Towanda Twp. in Bradford County.

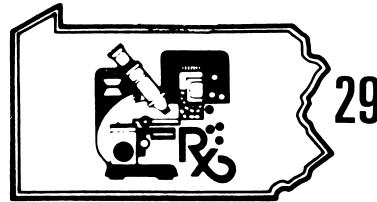
**Department:** Transportation  
**Location:** Lawrenceville Borough and Lawrence Twp., Tioga County; Monroe Twp. in Snyder County; Point Twp. in Northumberland County; Towanda Twp. in Bradford County  
**Duration:** Thirty (30) days  
**Contact:** Joel K Hart, (570) 368-4237



## Engineering Services

**PennDOT-ECMS** The Pennsylvania Department of Transportation has established a website advertising for the retention of engineering firms. You can view these business opportunities by going to the Department of Transportation's Engineering and Construction Management System at [www.dot2.state.pa.us](http://www.dot2.state.pa.us).

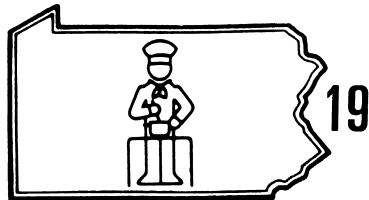
**Department:** Transportation  
**Location:** Various  
**Contact:** [www.dot2.state.pa.us](http://www.dot2.state.pa.us)



## Medical Services

**1272** Contractor to provide Asbestos Abatement Medical Monitoring Service.

**Department:** Public Welfare  
**Location:** Warren State Hospital, 33 Main Dr., N. Warren, PA 16365-5099  
**Duration:** 01/01/04 - 12/31/06  
**Contact:** Ms. Bobbie D. Muntz, PA III, (814) 726-4496



## Food

**CN00004166** Meat and Meat Products.

**Department:** Public Welfare  
**Location:** Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821  
**Duration:** October 1, 2003 - December 31, 2003  
**Contact:** Tina Robbins, (570) 271-4578

**CN00004164** Dairy Products.

**Department:** Public Welfare  
**Location:** Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821  
**Duration:** October 1, 2003 - December 31, 2003  
**Contact:** Tina Robbins, (570) 271-4578

**CN00004165** Miscellaneous Food.

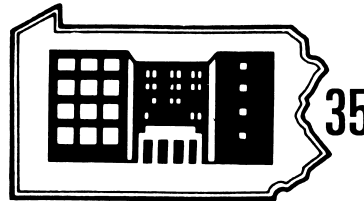
**Department:** Public Welfare  
**Location:** Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821  
**Duration:** October 1, 2003 - December 31, 2003  
**Contact:** Tina Robbins, (570) 271-4578

**CN00004167** Poultry.

**Department:** Public Welfare  
**Location:** Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821  
**Duration:** October 1, 2003 - December 31, 2003  
**Contact:** Tina Robbins, (570) 271-4578

**CN00004004** Eggs, Whole, Frozen in 30 Lb. Can. Type II - Class 4 supplied to State Correction Institution Greene from 7/01/03 through 6/30/04, bid in quarterly increments.

**Department:** Corrections  
**Location:** SCI Greene, 169 Progress Dr., Waynesburg, PA 15370  
**Duration:** One-year need from 7/01/03 - 6/30/04; bid in (4) quarterly increments.  
**Contact:** Laura Mohr, Purchasing Agent, (724) 852-5534



## Real Estate Services

**93580** Readvertisement - Reduced Minimum Bid. State-owned real estate for sale: Scottsdale Armory, Scottsdale Borough. The Department of General Services will accept bids for the purchase of 0.719 acres of property and two buildings located at 501 North Broadway, Scottsdale Borough, Westmoreland County. Bids are due on October 6, 2003. Interested parties wishing to download a copy of solicitation #93580 should view the Department of General Services' website at [www.dgs.state.pa.us](http://www.dgs.state.pa.us) under "Real Estate" or call 717-783-0228.

**Department:** General Services  
**Location:** 505 North Office Building, Harrisburg, PA 17125  
**Contact:** Stephen Squibb, (717) 783-0228

[Pa.B. Doc. No. 03-1537. Filed for public inspection August 1, 2003, 9:00 a.m.]

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## DESCRIPTION OF LEGEND

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- |  |   |
|--|---|
| <p><b>1</b> Advertising, Public Relations, Promotional Materials</p> <p><b>2</b> Agricultural Services, Livestock, Equipment, Supplies &amp; Repairs: Farming Equipment Rental &amp; Repair, Crop Harvesting &amp; Dusting, Animal Feed, etc.</p> <p><b>3</b> Auctioneer Services</p> <p><b>4</b> Audio/Video, Telecommunications Services, Equipment Rental &amp; Repair</p> <p><b>5</b> Barber/Cosmetology Services &amp; Equipment</p> <p><b>6</b> Cartography Services</p> <p><b>7</b> Child Care</p> <p><b>8</b> Computer Related Services &amp; Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p><b>9</b> Construction &amp; Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p><b>10</b> Court Reporting &amp; Stenography Services</p> <p><b>11</b> Demolition—Structural Only</p> <p><b>12</b> Drafting &amp; Design Services</p> <p><b>13</b> Elevator Maintenance</p> <p><b>14</b> Engineering Services &amp; Consultation: Geologic, Civil, Mechanical, Electrical, Solar &amp; Surveying</p> <p><b>15</b> Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core &amp; Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p><b>16</b> Extermination Services</p> <p><b>17</b> Financial &amp; Insurance Consulting &amp; Services</p> <p><b>18</b> Firefighting Services</p> <p><b>19</b> Food</p> <p><b>20</b> Fuel Related Services, Equipment &amp; Maintenance to Include Weighing Station Equipment, Underground &amp; Above Storage Tanks</p> <p><b>21</b> Hazardous Material Services: Abatement, Disposal, Removal, Transportation &amp; Consultation</p> | <p><b>22</b> Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental &amp; Repair</p> <p><b>23</b> Janitorial Services &amp; Supply Rental: Interior</p> <p><b>24</b> Laboratory Services, Maintenance &amp; Consulting</p> <p><b>25</b> Laundry/Dry Cleaning &amp; Linen/Uniform Rental</p> <p><b>26</b> Legal Services &amp; Consultation</p> <p><b>27</b> Lodging/Meeting Facilities</p> <p><b>28</b> Mailing Services</p> <p><b>29</b> Medical Services, Equipment Rental and Repairs &amp; Consultation</p> <p><b>30</b> Moving Services</p> <p><b>31</b> Personnel, Temporary</p> <p><b>32</b> Photography Services (includes aerial)</p> <p><b>33</b> Property Maintenance &amp; Renovation—Interior &amp; Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning &amp; Planting, etc.)</p> <p><b>34</b> Railroad/Airline Related Services, Equipment &amp; Repair</p> <p><b>35</b> Real Estate Services—Appraisals &amp; Rentals</p> <p><b>36</b> Sanitation—Non-Hazardous Removal, Disposal &amp; Transportation (Includes Chemical Toilets)</p> <p><b>37</b> Security Services &amp; Equipment—Armed Guards, Investigative Services &amp; Security Systems</p> <p><b>38</b> Vehicle, Heavy Equipment &amp; Powered Machinery Services, Maintenance, Rental, Repair &amp; Renovation (Includes ADA Improvements)</p> <p><b>39</b> Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
|--|---|

DONALD T. CUNNINGHAM, Jr.  
*Secretary*

# NOTICES

## DEPARTMENT OF STATE

### What Constitutes a Vote

Attached are the standards for what constitutes a vote required pursuant to section 301(a)(6) of the Help America Vote Act (HAVA) of 2002, at 42 U.S.C. § 15481(a)(6), and section 204 of Act No. 2002-150, at 25 P.S. § 2624. Section 301(a)(6) of HAVA provides: "Each state shall adopt uniform and nondiscriminatory standards that define what constitutes a vote and what will be counted as a vote *for each category of voting system used in the State.*" (Emphasis added.) The Voting Standards Development Board, as constituted by Act 150, based its standards for what constitutes a vote on those contained in the Pennsylvania Election Code. In doing so, the Board recognizes that while standards may vary from one category of voting system to another, the standards within each category are uniform and nondiscriminatory, as required by HAVA and Act 150. The Board completed and adopted these standards on July 1, 2003, in compliance with Act 150.

The following individuals are members of the Voting Standards Development Board:

Kenneth Rapp, Deputy Secretary for Regulatory Programs, and designee for the Secretary of the Commonwealth

Marlene D. Gabriel, Director of Elections and Voter Registration, Lawrence County

Judy Ordiway, Director of Elections, McKean County

Steven G. Chiavetta, Director of Elections, Dauphin County

Fred R. Smith, Director of Elections & Chief Registrar, Cambria County

Mary Jo Headley, Chief Clerk/Voter Registration, Delaware County

#### Contact Person:

Interested persons may contact L. Lawrence Boyle, Deputy Chief Counsel, Department of State, 302 North Office Building, Harrisburg, PA 17120-0029, lboyl@state.pa.us, (717) 787-6802.

PEDRO A. CORTES,  
Secretary of the Commonwealth

### Definitions for What Constitutes a Vote

**Ballot card:**\* A card upon which the voter casts his votes by the process of punching or marking, and which is counted by automatic tabulating equipment.

**Ballot question or question:**\* The statement of a constitutional amendment or other proposition that is submitted to a popular vote at any election.

**Ballot response:** The choices available to the voter in a ballot question.

**Chad:** The small piece of a punch card ballot card that, when removed in the voting process, leaves a hole that is recognizable by automatic tabulating equipment.

**Marking device:** Any approved device for marking a paper or optical scan ballot with ink or other substances that will enable votes to be tabulated by hand or by means of automatic tabulating equipment. Paper ballots counted by hand shall be marked using black lead pencil, indelible pencil or blue, black or blue-black ink in fountain pen or ballpoint pen. If automatic tabulating equipment is used to count ballots, the marking instrument recommended by the manufacturer of the equipment for proper marking shall be used.

**Mark sense mark:** A properly cast vote on an optical scan voting system which can include blackening the oval or filling in the blank space in an arrow or line.

**Paper ballot:**\* A ballot that is marked by the voter with crosses or checks in the target areas, which is always tabulated by hand, not with automatic tabulating equipment.

**Properly marked:** A paper ballot in which the appropriate target area is marked with a cross or a check or an optical scan ballot on which the oval is blackened, or the incomplete line or arrow is connected. To be considered properly marked, the voter may not cast votes for more than the allowable number of candidates in an office or more than one choice in a ballot question.

**Properly punched:** A punch card ballot card with chad(s) completely separated or with chad(s) in which two (2) or more corners are broken or separated from the card. To be considered properly punched, the voter may not cast votes for more than the allowable number of candidates in an office or more than one choice in a ballot question.

**Target area:** The square opposite the candidate's name or ballot response on a paper ballot; the oval, incomplete line, or incomplete arrow opposite the candidate's name or ballot response on an optical scan ballot; or the perforated square opposite the candidate's name or ballot response on a punch card ballot.

\* Definitions of these terms are already included in the Election Code at 25 P.S. § 3031.1. However, they are refined here to reflect their specific use in the standards.

# Standards for What Constitutes a Vote

Paper Ballots

## Paper Ballots

The following standards shall apply in determining whether a ballot has been properly voted and whether a vote should be counted for any office or ballot question.

These standards have been adopted in accordance with the Pennsylvania Election Code, where applicable.

## Paper Ballot 1

A ballot that is properly marked, as specified by legally valid ballot instructions, in the target area for an office or ballot question shall be counted as a vote for that candidate or ballot response.

### For Governor (Vote for one)

George Washington

Abraham Lincoln

John Adams

*Valid Vote for Washington*

---



**For Governor**  
(Vote for one)

- George Washington
- Abraham Lincoln
- John Adams

*Valid Vote for Lincoln*

---

**Paper Ballot 2**

A ballot containing an "X" or a check mark, any portion of which is contained in the target area and which does not enter into another target area, shall be counted as a vote for that candidate or ballot response.

**For Governor**  
(Vote for one)

- George Washington
- Abraham Lincoln
- John Adams

*Valid Vote for Lincoln*

---

## Paper Ballot 3

A ballot that has any mark in the target area that partially extends into another target area or areas shall not be counted for that office or ballot question.

### For Governor (Vote for one)

George Washington



Abraham Lincoln



John Adams



*Invalid vote*

---

## Paper Ballot 4

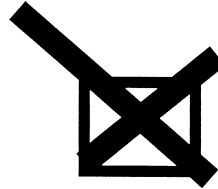
A ballot that is properly marked in the target area that partially extends into an area surrounding a candidate or ballot response, other than its target area, shall be counted as a vote for the candidate or ballot response so marked.

**For Governor**  
(Vote for one)

George Washington



Abraham Lincoln



John Adams



*Valid Vote for Lincoln*

---

**Paper Ballot 5**

Any ballot marked by any other mark than a cross or a check in the target areas shall be void and not counted for that office or ballot question, provided, however, that no vote recorded thereon shall be declared void because a cross or a check mark thereon is irregular in form.

**For Governor**  
(Vote for one)

George Washington

Abraham Lincoln

John Adams

*Invalid vote*

---

**For Governor**  
(Vote for one)

George Washington

Abraham Lincoln

John Adams

*Valid Vote for Adams*

---

**For Governor**  
(Vote for one)

George Washington



Abraham Lincoln



John Adams



*Invalid vote*

---

**Paper Ballot 6**

A ballot marked with black lead pencil, indelible pencil or blue, black or blue-black ink in fountain pen or ballpoint pen shall be counted.

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**Paper Ballot 7**

A ballot marked with more than one type of marking device shall not be counted for any office or ballot question on the ballot.

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**Paper Ballot 8**

A ballot with marks for more candidates in an office or more responses to a ballot question than permitted shall be deemed an over-vote, and no vote shall be counted for that office or question.

**For Governor**  
(Vote for one)

George Washington

Abraham Lincoln

John Adams

*Invalid vote*

---

**For Governor**  
(Vote for one)

George Washington

Abraham Lincoln

John Adams

*Invalid vote*

---

## Paper Ballot 9

A ballot that is properly marked in the straight party target area and with additional marks for candidates or ballot responses elsewhere on the ballot shall be counted for those candidates or ballot responses properly marked outside the straight party area. For the other offices on the ballot, the ballot shall be counted for the candidates of the political party for which the voter cast a straight party vote.

Straight Democrat  Straight Republican

### For Governor (Vote for one)

George Washington (Democrat)

Abraham Lincoln (Republican)

John Adams (Green)

*Valid Vote for Lincoln only*

**For Senator**  
**(Vote for one)**

George Washington (Democrat)

Abraham Lincoln (Republican)

John Adams (Green)

*Valid Vote for Washington*

---



# Paper Ballot 10

A ballot marked for more than one party in the straight party target areas, and with additional marks for candidates or ballot responses elsewhere on the ballot, shall be counted only for those candidates or ballot responses properly marked.

Straight Democrat  Straight Republican 

## For Governor

(Vote for one)

George Washington (Democrat)

Abraham Lincoln (Republican)

John Adams (Green)

*Valid Vote for Adams only*

---

Straight Democrat



Straight Republican



**For Governor**  
(Vote for one)

George Washington (Democrat)



Abraham Lincoln (Republican)



John Adams (Green)



*Valid Vote for Lincoln Only*

---

Straight Democrat



Straight Republican



**For Governor**  
(Vote for one)

George Washington (Democrat)



Abraham Lincoln (Republican)



John Adams (Green)



*Invalid vote*

---

**Paper Ballot 11**

A ballot with any writings or remarks regarding one or more candidates or ballot responses shall not be counted as a vote for that office or question, unless clarified by a cross or check in the target area(s) that indicates support for those candidates or ballot responses.

### For Governor (Vote for one)

George Washington

Abraham Lincoln

John Adams

**YES**

*Invalid vote*

---

### For Governor (Vote for one)

George Washington

Abraham Lincoln

John Adams

**YES**

*Valid Vote for Adams*

---

**For Governor**  
(Vote for one)

George Washington **YES**

Abraham Lincoln

John Adams **No Way!**

*Valid Vote for Lincoln*

---

**For Governor**  
(Vote for one)

George Washington **YES**

Abraham Lincoln

John Adams

*Valid Vote for Adams*

---

## Paper Ballot 12

A ballot on which the voter casts a vote on the ballot and marks the write-in target area to cast a vote for a different candidate in the write-in area shall be considered an over-vote for that office if the number of chosen candidates exceeds the number permitted to be voted for in that office and no vote shall be counted, except as provided by Paper Ballot 13.

### For Governor (Vote for one)

George Washington



Abraham Lincoln



John Adams



Write-in Franklin Roosevelt



*Invalid vote*

## Paper Ballot 13

A ballot on which the voter casts a straight party vote and marks the write-in target area to cast a vote for a write-in candidate shall be counted only for the write-in candidate in that office. For the other offices on the ballot, the ballot shall be counted for the candidates of the political party for which the voter cast a straight party vote.

Straight Democrat



Straight Republican



### For Governor

(Vote for one)

George Washington (Democrat)



Abraham Lincoln (Republican)



John Adams (Green)



Write-In Thomas Jefferson



*Valid Vote for Jefferson*

---

## Paper Ballot 14

All properly cast write-in votes must be counted exactly as they appear on the ballot.

**For Governor**  
(Vote for one)

George Washington

Abraham Lincoln

John Adams

Write-In *H. Trueman*

*Valid Vote for H. Trueman only*

---



**For Governor**  
(Vote for one)

George Washington

Abraham Lincoln

John Adams

Write-In *A. Lincoln*

*Valid Vote for A. Lincoln only*

---

**Paper Ballot 15**

If a voter designates a vote for a named candidate on the ballot and also marks the write-in target area to cast a vote for the same candidate, no vote shall count for that candidate.

**For Governor**  
(Vote for one)

George Washington

Abraham Lincoln

John Adams

Write-In *John Adams*

*Invalid vote*

---

**Paper Ballot 16**

If a voter writes in a vote for a named candidate on the ballot, the write-in vote shall not count for that candidate.

**For Governor**  
**(Vote for one)**

George Washington

Abraham Lincoln

John Adams

Write-In Abraham Lincoln

*Invalid vote*

---

**Paper Ballot 17**

The written name of a write-in candidate in the write-in space shall be counted whether or not the target area designating the selection of a write-in candidate has been marked, provided that the number of candidates chosen does not exceed the number permitted in that office.

**For Governor**  
(Vote for one)

George Washington

Abraham Lincoln

John Adams

Write-In *Andrew Jackson*

*Valid Vote for Jackson*

---

# Standards for What Constitutes a Vote

Optical Scan  
Electronic Voting Systems

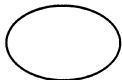
## Optical Scan Ballots

All optical scan ballots that are read by a ballot scanner shall be counted in accordance with applicable provisions of the Pennsylvania Election Code. The following standards shall apply in determining whether a ballot has been properly voted and whether a vote should be counted for any office or ballot question when counting ballots by hand. In the event of a recount, the board of elections or a court should provide guidance as to whether the recount shall be conducted by a ballot scanner or by hand. These standards have been adopted in accordance with the Pennsylvania Election Code, where applicable.

### Optical Scan 1

A ballot that is properly marked, as specified by the legally valid ballot instructions, in the target area for an office or ballot question shall be counted as a vote for that candidate or ballot response.

#### For Governor (Vote for one)



George Washington



Abraham Lincoln



John Adams

*Valid Vote for Lincoln*

**For Governor**  
(Vote for one)

George Washington      ←      \_\_\_\_\_

Abraham Lincoln      ←      \_\_\_\_\_

John Adams      ←      \_\_\_\_\_

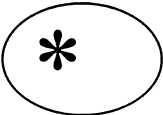
*Valid Vote for Adams*

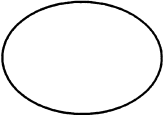
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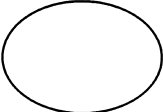
**Optical Scan 2**

A ballot containing a clear mark indicating the intent of the voter, any portion of which is contained in the target area and does not enter into another target area, shall be counted as a vote for that candidate or ballot response.

**For Governor**  
(Vote for one)

 George Washington

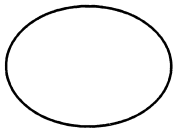
 Abraham Lincoln

 John Adams

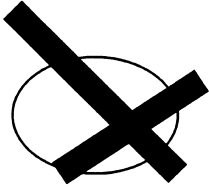
*Valid Vote for Washington*

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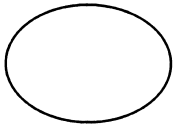
**For Governor**  
**(Vote for one)**



George Washington



Abraham Lincoln



John Adams

*Valid Vote for Lincoln*

---

**For Governor**  
**(Vote for one)**

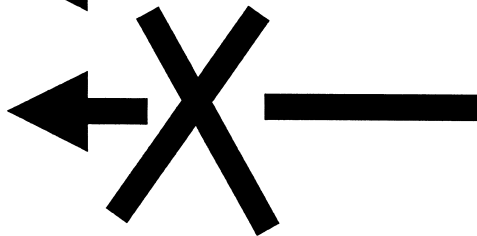
George Washington



Abraham Lincoln



John Adams



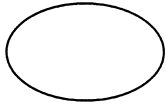
*Valid Vote for Adams*

---

## Optical Scan 3

A ballot that has any mark in the target area that partially extends into another target area or areas shall not be counted for that office or ballot question.

### For Governor (Vote for one)



George Washington



Abraham Lincoln



John Adams

*Invalid vote*

---

## Optical Scan 4

A ballot that has any mark in the target area that partially extends into an area surrounding a candidate or ballot response, other than its target area, shall be counted as a vote for the candidate or ballot response so marked.



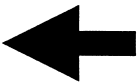

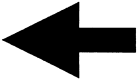

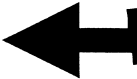

**For Governor**  
(Vote for one)

- George Washington
- Abraham Lincoln
- John Adams

*Valid Vote for Washington*

---

**For Governor**  
(Vote for one)

- George Washington ←  
- Abraham Lincoln ←  
- John Adams ←  

*Valid Vote for Adams*

---

**Optical Scan 5**

A ballot properly marked with any device other than the marking device provided to the voter shall be counted.

---

## Optical Scan 6

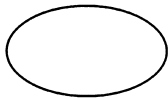
A ballot marked with more than one type of marking device shall not be counted for any office or ballot question on the ballot.

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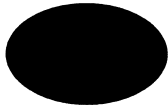
## Optical Scan 7

A ballot with marks for more candidates in an office or more responses to a ballot question than permitted shall be deemed an over-vote, and no vote shall be counted for that office or ballot question.

### For Governor (Vote for one)



George Washington



Abraham Lincoln



John Adams

*Invalid vote*

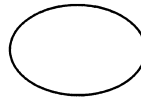
---

## Optical Scan 8

A ballot with a proper mark in the straight party target area and with additional marks for candidates or ballot responses elsewhere on the ballot shall be counted for those candidates or ballot responses properly marked outside the straight party area. For the other offices on the ballot, the ballot shall be counted for the candidates of the political party for which the voter cast a straight party vote.



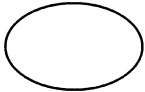
Straight Democrat



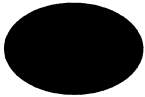
Straight Republican

**For Governor**

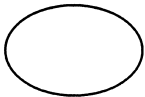
**(Vote for one)**



George Washington (Democrat)



Abraham Lincoln (Republican)

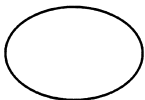


John Adams (Green)

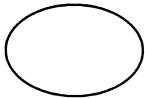
*Valid Vote for Lincoln*

**For Senator**

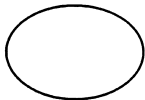
**(Vote for one)**



Bill Clinton (Democrat)



George Bush (Republican)



Dwight David Eisenhower (Green)

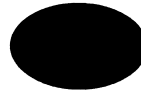
*Valid Vote for Clinton*

## Optical Scan 9

A ballot with marks for more than one party in the straight party target areas, and with additional marks in the target areas of candidates or ballot responses elsewhere on the ballot, shall be counted only for those candidates or ballot responses properly marked.



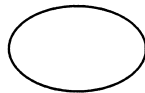
Straight Democrat



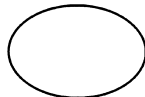
Straight Republican

### For Governor

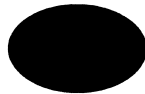
(Vote for one)



George Washington (Democrat)



Abraham Lincoln (Republican)



John Adams (Green)

*Valid Vote for Adams*


---

 Straight Democrat

 Straight Republican

**For Governor**  
(Vote for one)

 George Washington (Democrat)

 Abraham Lincoln (Republican)

 John Adams (Green)

*Valid Vote for Lincoln*

---

 Straight Democrat

 Straight Republican

**For Governor**  
(Vote for one)

 George Washington (Democrat)

 Abraham Lincoln (Republican)

 John Adams (Green)

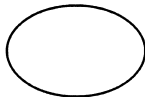
*Invalid vote*

---

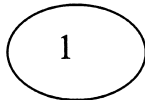
## Optical Scan 10

A ballot on which writings or remarks in the target area appear to be ranking candidates (letters, numbers, etc.) shall be considered valid marks only if they do not exceed the number of candidates permitted to be elected for that office.

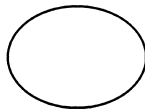
### For Governor (Vote for one)



George Washington



Abraham Lincoln

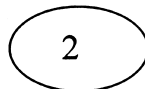


John Adams

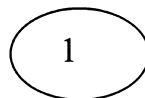
*Valid Vote for Lincoln*

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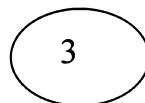
### For Governor (Vote for one)



George Washington



Abraham Lincoln

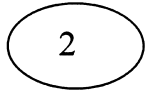


John Adams

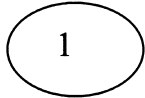
*Invalid vote*

---

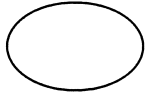
**For Governor**  
**(Vote for Two)**



George Washington



Abraham Lincoln



John Adams

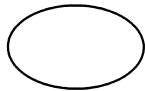
*Valid Votes for Lincoln & Washington*

---

**Optical Scan 11**

A ballot with any writings or remarks regarding one or more candidates or ballot responses shall not be counted as a vote for that office or question, unless clarified by an additional mark or marks in the target area(s) that indicate support for those candidates or ballot responses.

**For Governor**  
**(Vote for One)**



George Washington



Abraham Lincoln

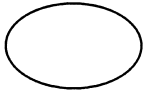


*yes*  
John Adams

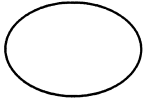
*Valid Vote for Adams*

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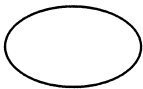
**For Governor**  
(Vote for One)



George Washington *yes*



Abraham Lincoln

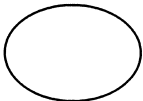


John Adams

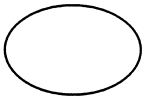
*Invalid vote*

---

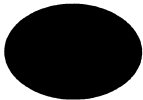
**For Governor**  
(Vote for One)



George Washington *yes*



Abraham Lincoln



John Adams

*Valid Vote for Adams*

---



**For Governor**  
(Vote for one)

*LJAR*  
George Washington



Abraham Lincoln



*No Way*  
John Adams



*Valid Vote for Lincoln*

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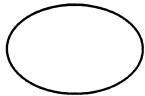
**Optical Scan 12**

A ballot on which the voter casts a vote on the ballot and properly writes in a different candidate in the write-in area shall be considered an over-vote for that office if the number of chosen candidates exceeds the number permitted to be voted for in that office and no vote shall be counted, except as provided by Optical Scan 13.

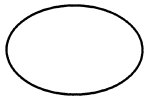
**For Governor**  
(Vote for one)



George Washington



Abraham Lincoln



John Adams



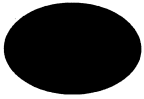
Write-In *Franklin Roosevelt*

*Invalid vote*

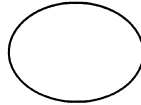
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# Optical Scan 13

A ballot on which the voter casts a straight party vote and properly writes in a candidate in the write-in area shall be counted only for the write-in candidate in that office. For the other offices on the ballot, the ballot shall be counted for the candidates of the political party for which the voter cast a straight party vote.



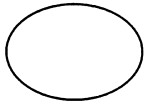
Straight Democrat



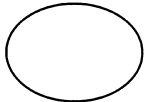
Straight Republican

## For Governor

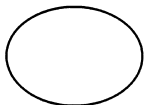
(Vote for one)



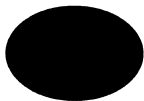
George Washington (Democratic)



Abraham Lincoln (Republican)



John Adams (Green)



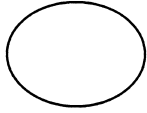
Write-In Thomas Jefferson

*Valid Vote for Jefferson*

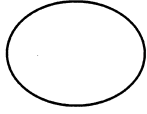
# Optical Scan 14

A properly cast write-in vote shall contain a mark in the target area and, in the space provided, the written name of a candidate whose name does not otherwise appear on the ballot for that office.

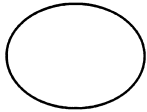
**For Governor**  
**(Vote for one)**



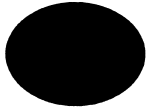
George Washington



Abraham Lincoln



John Adams

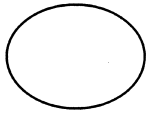


Write-In Thomas Jefferson

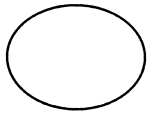
*Valid Vote for Jefferson*

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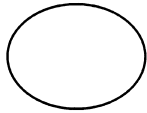
**For Governor**  
**(Vote for one)**



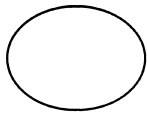
George Washington



Abraham Lincoln



John Adams

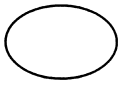


Write-In Thomas Jefferson

*Invalid vote*

---

**For Governor**  
(Vote for one)



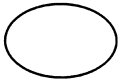
George Washington



Abraham Lincoln



John Adams

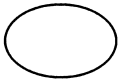


Write-In Abraham Lincoln

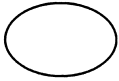
*Invalid vote*

---

**For Governor**  
(Vote for one)



George Washington



Abraham Lincoln



John Adams

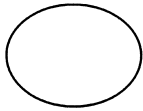


Write-In A. Lincoln

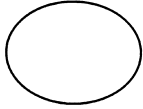
*Invalid vote*

---

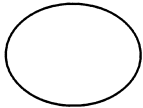
**For Governor**  
(Vote for one)



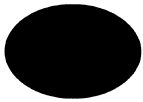
George Washington



Abraham Lincoln



John Adams



Write-In John Adams

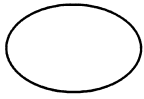
*Invalid vote*

---

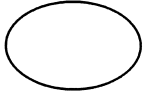
**Optical Scan 15**

All properly cast write-in votes must be counted exactly as they appear on the ballot.

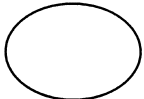
**For Governor**  
**(Vote for one)**



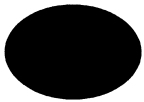
George Washington



Abraham Lincoln



John Adams



Write-In *H. Trueman*

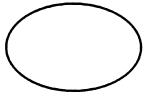
*Valid Vote for H. Trueman only*

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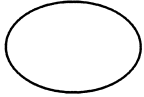
**Optical Scan 16**

If a voter designates a vote for a named candidate on the ballot and also properly writes in the same candidate in the write-in area, no vote shall count for that candidate.

**For Governor**  
(Vote for one)



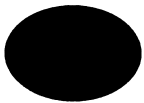
George Washington



Abraham Lincoln



John Adams



Write-In *John Adams*

*Invalid vote*

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# **Standards for What Constitutes a Vote**

Punch Card  
Electronic Voting Systems

## **Punch Card Ballots**

All punch card ballots that are read by a card reader shall be counted in accordance with applicable provisions of the Pennsylvania Election Code. The following standards shall apply in determining whether a ballot has been properly voted and whether a vote should be counted for any office or ballot question when counting ballots by hand. In the event of a recount, the board of elections or a court should provide guidance as to whether the recount shall be conducted by card reader or by hand.

These standards have been adopted in accordance with the Pennsylvania Election Code, where applicable.

### ***Punch Card 1***

If a ballot is initially processed by a card reader, and any card stops the card reader, then the card shall be inspected and processed in accordance with the following standards.

### ***Punch Card 2***

A ballot that is properly marked, as specified by the legally valid ballot instructions, in the target area for an office or ballot question shall be counted as a vote for that candidate or ballot response.

### ***Punch Card 3***

Depressions, dimples, indentations, or other marks, which do not make a complete break on the ballot card shall be considered inadequate markings and shall not be counted as a vote.



### ***Punch Card 4***

A ballot card with chad(s) in which two (2) or more corners are broken or separated from the card shall be considered properly punched and shall be considered a vote and counted for that candidate or ballot response.

### ***Punch Card 5***

A ballot card with one or more candidates or ballot responses properly punched and one or more candidates or ballot responses improperly punched shall only be considered a vote for the properly punched candidate(s) or ballot response(s).

### ***Punch Card 6***

A ballot card with more candidates or ballot responses properly punched than permitted by the office or ballot question shall be considered an over-vote, and no vote shall be counted for those candidates or ballot responses.

### ***Punch Card 7***

A ballot properly punched in the straight party target area and with additional punches for candidates or ballot responses elsewhere on the ballot shall be counted for those candidates or ballot responses properly punched outside the straight party area. For the other offices on the ballot, the ballot shall be counted for the candidates of the political party for which the voter cast a straight party vote.

### ***Punch Card 8***

A ballot properly punched for more than one party in the straight party target areas, and properly punched for candidates or ballot responses elsewhere on the ballot, shall be counted only for those candidates or ballot responses properly punched outside the straight party area.

### ***Punch Card 9***

If a voter casts votes for fewer candidates or ballot responses in an office than are allowable, a vote shall be counted only for those candidates properly punched for that office or ballot question.

### ***Punch Card 10***

A ballot card on which the voter casts a vote and writes in a different candidate in the write-in area shall be considered an over-vote for that office if the number of chosen candidates exceeds the number permitted to be voted for in that office, and no vote shall be counted, except as permitted by Punch Card 13.

### ***Punch Card 11***

A ballot card on which the voter casts a straight party vote and writes in a candidate in the write-in area shall be counted only for the write-in candidate in that office. For the other offices on the ballot, the ballot shall be counted for the candidates of the political party for which the voter cast a straight party vote.

### ***Punch Card 12***

A properly cast write-in vote shall include a candidate's name, office title or write-in position number, and term of office where there is more than one term for the same office or write-in position number. A properly cast write-in vote shall also contain a punch in the target area and, in the space provided, the written name of a candidate whose name does not otherwise appear on the ballot for that office.

### ***Punch Card 13***

All properly cast write-in votes must be counted exactly as they appear in the designated area on the security envelope or in the designated area on the ballot card.

### ***Punch Card 14***

If a voter designates a vote for a named candidate on the ballot and also properly writes in the same candidate in the write-in area, no vote shall count for that candidate.

**Standards for  
What Constitutes a Vote**  
Direct Recording Electronic (DRE)  
Voting Systems

**DRE Ballots**

The following standards shall apply in determining whether a ballot has been properly voted and whether a vote should be counted for any office or ballot question.

These standards have been adopted in accordance with the Pennsylvania Election Code, where applicable.

***DRE 1***

A vote that is properly recorded, as specified by the legally valid ballot instructions, on the voting device for an office or ballot question shall be counted as a vote for that candidate or ballot response.

***DRE 2***

A properly cast write-in vote shall require the voter to write, stamp or type the name of a candidate whose name does not otherwise appear on the ballot for that office, and, in a primary election, in that political party, in or upon the proper receptacle or device provided.

***DRE 3***

All properly cast write-in votes must be counted exactly as they appear on the ballot.

# Standards for What Constitutes a Vote

Lever Machine  
Voting Systems

## Lever Ballots

The following standards shall apply in determining whether a ballot has been properly voted and whether a vote should be counted for any office or ballot question.

These standards have been adopted in accordance with the Pennsylvania Election Code, where applicable.

### *Lever 1*

A vote that is properly recorded, as specified by the legally valid ballot instructions, on the voting device for an office or ballot question shall be counted as a vote for that candidate or ballot response.

### *Lever 2*

A properly cast write-in vote shall require the voter to write, stamp or affix the name of a candidate whose name does not otherwise appear on the ballot for that office, and, in a primary election, in that political party, in or upon the proper receptacle or device provided.

### *Lever 3*

All properly cast write-in votes must be counted exactly as they appear on the ballot.













