

PENNSYLVANIA BULLETIN

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Agencies in this issue

The Governor

The General Assembly

The Courts

Department of Banking and Securities

Department of Environmental Protection

Department of Health

Department of Labor and Industry

Department of Revenue

Governor's Office

Independent Regulatory Review Commission

Insurance Department

Legislative Reference Bureau

Liquor Control Board

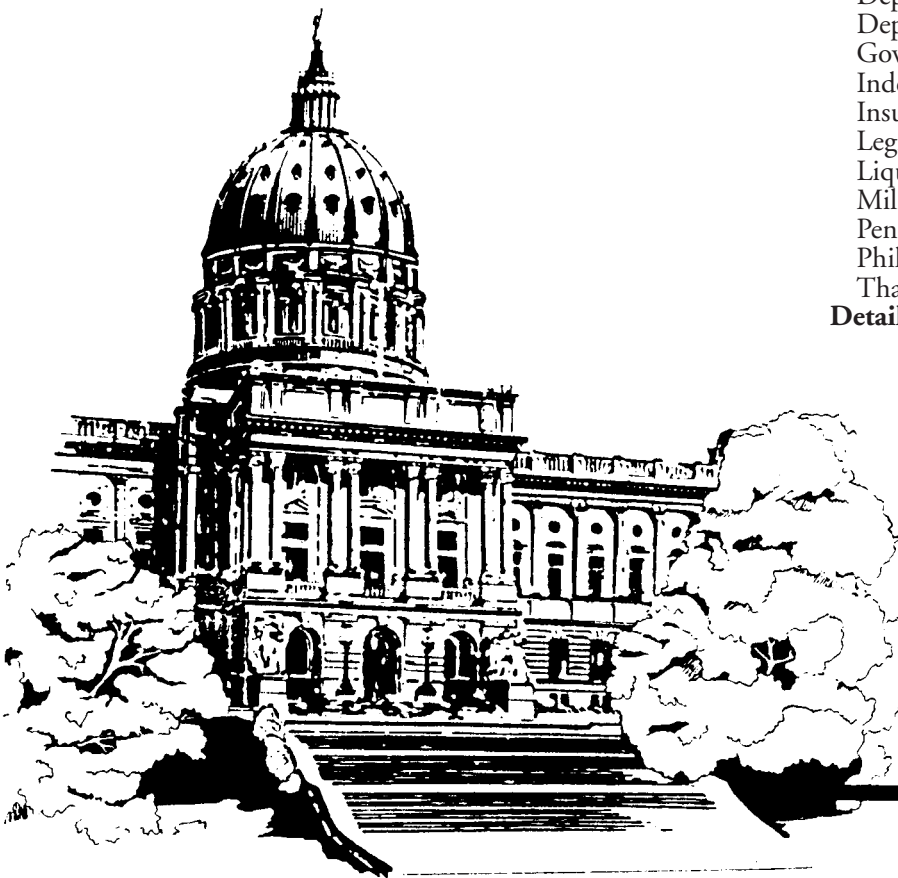
Milk Marketing Board

Pennsylvania Public Utility Commission

Philadelphia Parking Authority

Thaddeus Stevens College of Technology

Detailed list of contents appears inside.



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

No. 536, July 2019

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CONTENTS

THE GOVERNOR

Proclamations

Proclamation; House Bill No. 915, Printer's No. 1487 3715
 Proclamation; Senate Bill No. 48, Printer's No. 1080 3715

Veto

Notice of veto; House Bill 915, Printer's No. 1487 ... 3716
 Notice of veto; Senate Bill 48, Printer's No. 1080 ... 3717

THE GENERAL ASSEMBLY

COMMISSION ON SENTENCING

Proposed sentence risk assessment instrument 3718

THE COURTS

COMMONWEALTH COURT

Appointment of Michael F. Krimmel, esquire, as prothonotary of the Commonwealth Court of Pennsylvania; appointment of Gretchen C. Hanrahan, esquire, as chief legal counsel of the Commonwealth Court of Pennsylvania; No. 126 misc. doc. No. 3..... 3731

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of disbarment..... 3731

LOCAL COURT RULES

Carbon County

Commencement of proceedings—surcharge on protection of victims of sexual violence or intimidation order; No. 15-1754..... 3729
 PACFile electronic filing system established for clerk of courts pursuant to Pa.R.Crim.P. 576.1; No. CP-13-AD-0000003-2019..... 3729

Westmoreland County

Rule of criminal procedure; No. 3 of 2019 3730

EXECUTIVE AND INDEPENDENT AGENCIES

DEPARTMENT OF BANKING AND SECURITIES

Notices

Actions on applications..... 3762

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices

Applications, actions and special notices..... 3762
 Household hazardous waste education grant award under section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act, Act 101 of 1988..... 3821

DEPARTMENT OF HEALTH

Notices

Addition of two new serious medical conditions qualifying for use of medical marijuana 3821
 Health Policy Board meeting 3821
 Long-term care nursing facilities; requests for exception..... 3822
 Organ Donation Advisory Committee meeting 3822
 Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program); maximum allowable prices and competitive prices. 3822

DEPARTMENT OF LABOR AND INDUSTRY

Rules and Regulations

Corrective amendment to 34 Pa. Code § 401.1..... 3732

DEPARTMENT OF REVENUE

Notices

Pennsylvania Break the Bank instant lottery game 1413 3830
 Pennsylvania Double It instant lottery game 1416 .. 3834
 Pennsylvania Grumpy Cat® instant lottery game 1415 3836
 Pennsylvania Massive Money Match instant lottery game 1412 3841
 Pennsylvania Multiplier Crossword instant lottery game 1414 3845

GOVERNOR'S OFFICE

Statements of Policy

Executive orders, management directives and other issuances of the directives management system indexed for reference purposes..... 3749

INDEPENDENT REGULATORY REVIEW COMMISSION

Notices

Notice of comments issued 3850
 Notice of filing of final rulemaking..... 3851

INSURANCE DEPARTMENT

Notices

Per diem charges for financial examinations conducted by the Insurance Department; notice 2019-04 3852
 Per diem charges for market conduct examinations conducted by the Insurance Department; notice 2019-05 3852

LEGISLATIVE REFERENCE BUREAU

Notices

Documents filed but not published 3852

LIQUOR CONTROL BOARD

Proposed Rulemaking

Responsible Alcohol Management Program 3733

MILK MARKETING BOARD

Notices

Hearing and presubmission schedule; all milk marketing areas; over-order premium 3852

Available Online at <http://www.pabulletin.com>

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Notices

Petition of PPL Electric Utilities Corporation for approval of tariff modifications and waivers of regulations necessary to implement its distributed energy resources management plan; doc. No. P-2019-3010128..... 3853

Service of notice of motor carrier applications..... 3854

Service of notice of motor carrier formal complaints. 3854

Transfer of indirect control 3855

PHILADELPHIA PARKING AUTHORITY

Notices

Service of application denial (3 documents)..... 3856

Taxicab and limousine division fee schedule for the 2020 fiscal year beginning July 1, 2019 3857

THADDEUS STEVENS COLLEGE OF TECHNOLOGY

Notices

Request for bids 3858

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

Pennsylvania Bulletin

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published weekly. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. It is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations, Statewide court rules, and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, rescission, repeal or emergency action, must be published in the *Pennsylvania Bulletin*.

The following documents are published in the *Pennsylvania Bulletin*: Governor's Executive Orders; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Pennsylvania 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 rescind regulations must first publish in the *Pennsylvania Bulletin* a Proposed Rulemaking. There are limited instances when the agency may omit the proposal step; it still must publish the adopted version.

The 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. A Final Rulemaking must be published in the *Pennsylvania Bulletin* before the changes can take effect. If the agency wishes to adopt changes to the Proposed Rulemaking to enlarge the scope, it must repropose.

Citation to the *Pennsylvania Bulletin*

Cite material in the *Pennsylvania Bulletin* by volume number, a page number and date. Example: Volume 1, *Pennsylvania Bulletin*, page 801, January 9, 1971 (short form: 1 Pa.B. 801 (January 9, 1971)).

Pennsylvania Code

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies, Statewide court rules and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes when they are adopted. 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.

How to Find Rules and Regulations

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at www.pacode.com.

Source Notes give the history of regulations. 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*.

A chronological table of the history of *Pennsylvania Code* sections may be found at www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde_index.cfm.

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

The *Pennsylvania Bulletin* is available at www.pabulletin.com.

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Printing Format

Rules, Regulations and Statements of Policy in Titles 1—107 of the Pennsylvania Code

Text proposed to be added is printed in **underscored bold face**. Text proposed to be deleted is enclosed in brackets [] and printed in **bold face**.

Proposed new chapters and sections are printed in regular type to enhance readability. Final rulemakings and statements of policy are printed in regular type.

Ellipses, a series of five asterisks, indicate text that is not amended.

In Proposed Rulemakings and proposed Statements of Policy, existing text corresponds to the official codified text in the *Pennsylvania Code*.

Court Rules in Titles 201—246 of the Pennsylvania Code

Added text in proposed and adopted court rules is printed in **underscored bold face**. Deleted text in proposed and adopted court rules is enclosed in brackets [] and printed in **bold face**.

Proposed new chapters and rules are printed in regular type to enhance readability.

Ellipses, a series of five asterisks, indicate text that is not amended.

Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires the Governor's Budget Office to prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions and authorities receiving money from the State Treasury. The fiscal note states whether the action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions. The fiscal note is required to be published in the *Pennsylvania Bulletin* at the same time as the change is advertised.

A fiscal note provides 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 5 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 5 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; and (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

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, 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 item (8) the recommendation, if any, made by the Secretary of the Budget is published with the fiscal note. "No fiscal impact" means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended. See 4 Pa. Code Chapter 7, Subchapter R (relating to fiscal notes).

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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 2019.

4 Pa. Code (Administration)

Adopted Rules

1	438
5	438
6	593, 3467
7a	1993
601	1297
602	1297
603	1297
604	1297
605	1297
606	1297
607	1297

Statements of Policy

1	3749
9	381, 844, 927, 2349, 2719
58	1792

7 Pa. Code (Agriculture)

Proposed Rules

143	3606
-----	------

22 Pa. Code (Education)

Proposed Rules

235	1905
-----	------

25 Pa. Code (Environmental Protection)

Adopted Rules

77	2491
----	------

Proposed Rules

91	1518, 1665
92a	1518, 1665
93	1367
121	1146, 1777
123	3482
127	1146, 1777

28 Pa. Code (Health and Safety)

Proposed Rules

27	2605
----	------

34 Pa. Code (Labor and Industry)

Adopted Rules

401	3077, 3732
403	3077
405	3077

Proposed Rules

91	1657, 1791
93	1657, 1791
95	1657, 1791
111	1661

40 Pa. Code (Liquor)

Proposed Rules

5	1029, 3733
---	------------

49 Pa. Code (Professional and Vocational Standards)

Adopted Rules

27	3210
----	------

Proposed Rules

21	458
23	922
33	1396

52 Pa. Code (Public Utilities)

Adopted Rules

29	455
56	2815

Statements of Policy

69	466, 929, 3083
----	----------------

58 Pa. Code (Recreation)

Adopted Rules

65	3215
75	1323
133	1362
135	1363
139	2500
141	2506, 2507
147	1364
682a	2227
683a	2227
830	1024

Proposed Rules

111	1152
139	1390
141	1386, 1388, 2611, 2612, 2614
147	2616
686a	3609
687a	3609
688a	3609

61 Pa. Code (Revenue)

Proposed Rules

876	2242
-----	------

67 Pa. Code (Transportation)

Adopted Rules

171a	2001
------	------

70 Pa. Code (Weights, Measures and Standards)

Proposed Rules

110	3313
-----	------

101 Pa. Code (General Assembly)

Statements of Policy

701	1154
-----	------

201 Pa. Code (Rules of Judicial Administration)

Adopted Rules

7	2911, 3469
---	------------

Proposed Rules

51	1645
----	------

204 Pa. Code (Judicial System General Provisions)

Adopted Rules

29 1997, 3469
 71 705, 824
 81 824, 2209
 83 824, 915, 1020, 1772, 2209
 89 443, 2217
 93 443, 2215, 2216

Proposed Rules

213 3298
 303 2103
 305 3718
 307 2103

210 Pa. Code (Appellate Procedure)

Adopted Rules

1 1335
 5 1510
 9 3597
 17 832
 19 3597
 65 2218

Proposed Rules

1 825
 3 10
 9 2712
 19 825
 21 825
 35 602

225 Pa. Code (Rules of Evidence)

Proposed Rules

Article IV 2218
 Article IX 165, 1336

231 Pa. Code (Rules of Civil Procedure)

Adopted Rules

200 169
 1000 608, 3305
 1900 1342
 1910 170
 1915 3058
 1920 3059
 2000 608
 2250 608

Proposed Rules

5 444
 200 274
 1915 2714, 3469
 1930 2714

234 Pa. Code (Rules of Criminal Procedure)

Adopted Rules

4 190, 1118

Proposed Rules

1 3306
 2 1357, 1510
 4 833, 1122, 3306
 5 197, 833, 1357
 10 197

237 Pa. Code (Juvenile Rules)

Adopted Rules

1 208, 610, 1142, 1512
 3 916
 5 208, 610, 916
 11 208, 610

Proposed Rules

1 1897
 2 1898
 5 2474
 6 2474

246 Pa. Code (Minor Court Civil Rules)

Proposed Rules

200 1900
 300 1900
 400 1900
 500 1900
 1200 1772

249 Pa. Code (Philadelphia Rules)

Unclassified 1514, 1648, 1998, 2477

252 Pa. Code (Allegheny County Rules)

Unclassified 2220, 2221

255 Pa. Code (Local Court Rules)

Unclassified 12, 13, 14, 214, 215, 216, 274, 380, 445, 446,
 453, 616, 619, 706, 707, 838, 917, 918, 919, 920, 1020,
 1021, 1022, 1360, 1515, 1517, 1653, 1774, 2221, 2226,
 2342, 2346, 2347, 2348, 2488, 2489, 2603, 2604, 2716,
 2717, 2718, 2912, 3311, 3475, 3476, 3480, 3603, 3729,
 3730

THE GOVERNOR

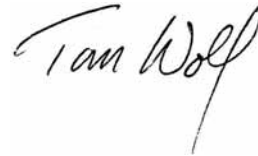
GOVERNOR'S OFFICE

Proclamation; House Bill No. 915, Printer's No. 1487

I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, have caused this Proclamation to issue and, in compliance with the provisions of Section 15 of Article IV of the Constitution of Pennsylvania, do hereby give notice that I have filed in the Office of the Secretary of the Commonwealth, with my objections thereto, the following bill passed by both houses of the General Assembly at the Regular Session of 2019-2020:

House Bill No. 915, Printer's No. 1487, entitled "Amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, in size, weight and load, further providing for permit for movement during course of manufacture; and, in powers of department and local authorities, further providing for power of Governor during emergency."

Given under my hand and the Great Seal of the Commonwealth, at the City of Harrisburg, this second day of July, in the year of our Lord two thousand and nineteen, and of the Commonwealth the two hundred and forty-fourth.



Governor

Attest:
JONATHAN M. MARKS,
Deputy Secretary for Elections & Commissions

[Pa.B. Doc. No. 19-1090. Filed for public inspection July 19, 2019, 9:00 a.m.]

GOVERNOR'S OFFICE

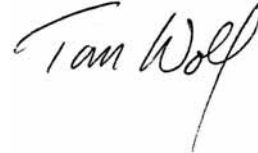
Proclamation; Senate Bill No. 48, Printer's No. 1080

I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, have caused this Proclamation to issue and, in compliance with the provisions of Section 15 of Article IV of the Constitution of Pennsylvania, do hereby give notice that I have filed in the Office of the Secretary of the Commonwealth, with my objections thereto, the following bill passed by both houses of the General Assembly at the Regular Session of 2019-2020:

Senate Bill No. 48, Printer's No. 1080, entitled "Amending the act of June 3, 1937 (P.L. 1333, No. 320), entitled 'An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections,' in ballots, further providing for form of official election ballot and for number of ballots to be printed and specimen ballots; in voting machines, further providing for requirements of voting machines and for form of ballot labels on voting machines; in electronic voting systems, further providing for requirements of electronic voting systems, for forms and for election day procedures and the process of voting; providing for voting systems and for voting systems bonds; establish-

ing the County Voting System Reimbursement Account; in preparation for and conduct of primaries and elections, further providing for instructions of voters and manner of voting in districts in which voting machines are used, for count and return of votes in districts in which ballots are used and for what ballots shall be counted, manner of counting and defective ballots; and, in voting by qualified absentee electors, further providing for date of application for absentee ballot, for approval of application for absentee ballot, for voting by absentee electors, for canvassing of official absentee ballots and for public records.”

Given under my hand and the Great Seal of the Commonwealth, at the City of Harrisburg, this fifth day of July, in the year of our Lord two thousand and nineteen, and of the Commonwealth the two hundred and forty-fourth.



Governor

Attest:
JONATHAN M. MARKS,
Deputy Secretary for Elections & Commissions

[Pa.B. Doc. No. 19-1091. Filed for public inspection July 19, 2019, 9:00 a.m.]

GOVERNOR'S OFFICE

Notice of Veto; House Bill 915, Printer's No. 1487

July 2, 2019

To the Honorable House of Representatives
of the Commonwealth of Pennsylvania:

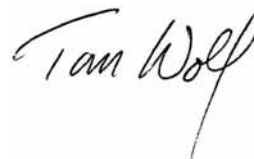
Pursuant to Article IV, Section 15 of the Pennsylvania Constitution, I am returning herewith, without my approval, House Bill 915, Printer's Number 1487.

After careful consideration, I must veto this legislation due to very serious public safety concerns. A declaration of disaster emergency carries the gravest considerations insofar as the traveling public is concerned. Furthermore, prior declarations have proven effective in lessening the danger to the public at-large during precarious time periods. Providing for an exemption to the travel ban under the declaration puts the public in jeopardy, which, in turn, endangers our State Police and first responders and even our milk haulers. In my view, such an exemption runs counter to the safety of the driving public.

I think it is important to note several things about the travel ban under consideration in this legislation. Typically, the bans are short in duration; however, they may be extended due to vehicle accidents or stranded motorists due to hazardous conditions on the highways. For example, on November 15, 2018, a severe winter weather event occurred in this Commonwealth. Interstates 83, 81, 80, and 78 were closed for up to 15 hours while commercial vehicles were removed from the snow and ice that had built up around their stopped vehicles. Commercial vehicle bans were then initiated for the next five storms spanning from January to March 2019. With the bans in place, there were no significant closures on the interstate highways in this Commonwealth. According to the Pennsylvania Department of Transportation, the commercial vehicle bans implemented during this time averaged only 18 hours in duration. This time seems like a small price to pay when considering the public safety benefits of the travel bans.

For the reasons set forth above, I must withhold my signature from House Bill 915, Printer's Number 1487.

Sincerely,



Governor

[Pa.B. Doc. No. 19-1092. Filed for public inspection July 19, 2019, 9:00 a.m.]

GOVERNOR'S OFFICE

Notice of Veto; Senate Bill 48, Printer's No. 1080

July 5, 2019

To the Honorable Senate of the
Commonwealth of Pennsylvania:

Pursuant to Article IV, Section 15 of the Pennsylvania Constitution, I am returning herewith, without my approval, Senate Bill 48, Printer's Number 1080.

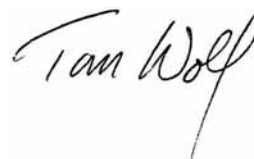
Voting is what powers and sustains our democracy. I firmly believe that both I and the General Assembly have an obligation to strive to make voting more secure and more accessible to the citizens of this Commonwealth. Unfortunately, this legislation does not seek to increase voter participation in Pennsylvania. This failure is a missed opportunity to enact meaningful voting reforms.

This legislation, while purporting to secure elections, binds the hands of future administrations through a decertification procedure which weakens the ability of the commonwealth and counties to quickly respond to flaws that would require the decertification of large numbers of machines fewer than 180 days before an election. This is not acceptable as a legislative measure.

Finally, this bill eliminates straight party ballot voting. This policy choice removes a convenient voting option which is used by voters of any party affiliation. To implement such a change, particularly as new machines are being used for the first time, could lead to voter confusion and longer lines at the polls. These factors may lead to decreased voter participation, which, again, is in conflict with an inclusive approach to our system of elections. I sought amendatory language at various points to include voter-friendly reforms in this legislation, but those changes were not accepted.

For the reasons set forth above, I must withhold my signature from Senate Bill 48, Printer's Number 1080.

Sincerely,



Governor

[Pa.B. Doc. No. 19-1093. Filed for public inspection July 19, 2019, 9:00 a.m.]

THE GENERAL ASSEMBLY

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

COMMISSION ON SENTENCING PART VIII. CRIMINAL SENTENCING [204 PA. CODE CH. 305]

Proposed Sentence Risk Assessment Instrument

The Pennsylvania Commission on Sentencing (Commission) hereby publishes for public comment a proposed Sentence Risk Assessment Instrument, 204 Pa. Code §§ 305.1—305.9, for use by the sentencing court to help determine the appropriate sentence within the limits established by law. This is the fifth proposal of a Sentence Risk Assessment Instrument published by the Commission. The four previous proposals, published in the *Pennsylvania Bulletin*, are listed as follows:

- 45 Pa.B. 1751 (April 11, 2015)
- 47 Pa.B. 1999 (April 8, 2017)
- 48 Pa.B. 2367 (April 28, 2018)
- 48 Pa.B. 6961 (November 3, 2018)

Act 2010-95 mandates the Commission to “. . . adopt a Sentence Risk Assessment Instrument for the sentencing court to use to help determine the appropriate sentence within the limits established by law. . . The risk assessment instrument may be used as an aide in evaluating the relative risk that an offender will reoffend and be a threat to public safety” (42 Pa.C.S. § 2154.7). In addition to considering the risk of re-offense and threat to public safety, Act 2010-95 also permits the risk assessment instrument to be used to determine whether a more thorough assessment is necessary, or as an aid in determining appropriate candidates for alternative sentencing (e.g., County Intermediate Punishment, State Intermediate Punishment, State Motivational Boot Camp, and Recidivism Risk Reduction Incentive).

The current proposed Sentence Risk Assessment Instrument, approved by the Commission on June 13, 2019, for public comment, is set forth in Annex A. The proposal includes the following modifications to the November 3, 2018, proposal:

- Eliminate the ‘Crime Against a Person’ scale.
- Retain the general risk scale but adjust the ‘high risk’ threshold to improve accuracy.
- Eliminate the ‘Sentence Risk Assessment Summary’ and all risk labels and replace with a notation of ‘RNR Report Recommended’ on the Guideline Sentence Form for any offender other than a ‘typical risk offender.’

In addition, the Commission is requesting comment on two implementation issues:

- *Scope*—if adopted, should the initial implementation of the Sentence Risk Assessment Instrument apply to all non-DUI cases, or should it be limited to certain types of cases (e.g., most serious offense of the judicial proceeding is a felony or M1)?
- *Funding*—if adopted, should the implementation of the Sentence Risk Assessment Instrument be linked to funding for preparation of RNR Reports?

In accordance with 42 Pa.C.S. § 2155, the Commission shall publish in the *Pennsylvania Bulletin* all proposed sentencing guidelines and the Sentence Risk Assessment Instrument and hold public hearings not earlier than 30 days and not later than 60 days thereafter to afford an opportunity for the following persons and organizations to testify:

- Pennsylvania District Attorneys Association
- Chiefs of Police Associations
- Fraternal Order of Police
- Public Defenders Organization
- Law School faculty members
- Pennsylvania Board of Probation and Parole
- Pennsylvania Department of Corrections
- Pennsylvania Bar Association
- Pennsylvania Wardens Association
- Pennsylvania Association on Probation, Parole and Corrections
- Pennsylvania Conference of State Trial Judges
- Any other interested person or organization

The Commission will hold the following three public hearings to receive comments on the proposed Sentence Risk Assessment Instrument:

Hearing I.

Date: Tuesday, August 20, 2019

Time: 1:30 p.m.

Location: Juanita Kidd Stout Center for Criminal Justice, Courtroom 304
1301 Filbert Street
Philadelphia, PA 19107

Hearing II.

Date: Wednesday, August 21, 2019

Time: 10:00 a.m.

Location: Pennsylvania Judicial Center
Conference Room A
601 Commonwealth Avenue
Harrisburg, PA 17120

Hearing III.

Date: Thursday, August 22, 2019

Time: 1:30 p.m.

Location: Allegheny County Courthouse
Courtroom 533
436 Grant Street
Pittsburgh, PA 15219

Persons or organizations wishing to testify are asked to contact the Commission at least five business days prior to the hearing to be registered and are asked to provide an electronic copy of any testimony when registering. Written comments from persons or organizations not wishing to testify should be received by the Commission at least five business days before the last-scheduled public hearing. Commission staff will copy and distribute to Commission members any documents submitted at least five business days prior to the hearing. Contact Cathy Dittman (814.863.5729 or CWD2@PSU.EDU) to register to testify and to submit testimony or written comments.

Any other individuals wishing to testify who have not registered at least 5 business days prior to the hearing

are asked to provide 30 copies of any testimony at the time of the public hearing. All Commission meetings and hearings are open to the public.

The Commission will evaluate the proposed Sentence Risk Assessment Instrument set forth in Annex A after consideration of the testimony and written comments received. Any instrument adopted by the Commission is submitted to the General Assembly for review by way of publication in the *Pennsylvania Bulletin*, and will become effective 90 days after publication unless rejected by concurrent resolution of the General Assembly.

JUDGE SHEILA A. WOODS-SKIPPER,
Chair

Commentary on Annex A

This Commentary addresses issues considered and modifications approved by the Commission relating to the proposed Sentence Risk Assessment Instrument published in the *Pennsylvania Bulletin* on November 3, 2018. Included in the review by the Commission were: testimony and written comments received during five public hearings held in December 2018; an external review of the proposed Sentence Risk Assessment Instrument conducted by a Heinz College Systems Synthesis Project Team at Carnegie Mellon University (CMU); and a Recommendation and Report submitted by the Pennsylvania Bar Association (PBA). Copies of testimony received and other documents are posted on the Commission’s web site (<http://pasentencing.us>). Information on the CMU external review and the recommendation of the PBA are discussed as follows.

The current proposed Sentence Risk Assessment Instrument, approved by the Commission on June 13, 2019, for public comment, is set forth in Annex A. The proposal includes the following modifications to the November 3, 2018, proposal:

- Eliminate the ‘Crime Against a Person’ scale;
- Retain the general risk scale but adjust the ‘high risk’ threshold to improve accuracy; and
- Eliminate the ‘Sentence Risk Assessment Summary’ and all risk labels and replace with a notation of ‘RNR Report Recommended’ on the Guideline Sentence Form for any offender other than a ‘typical risk offender.’

CMU External Review

In December 2018, Commission staff submitted a Systems Project proposal to CMU. The proposal called for a team of CMU Heinz College Master’s students to conduct an external review of the proposed sentence risk assessment instrument. The proposal was accepted by CMU, and Commission staff provided the research team with a dataset of offenders sentenced during 2004—2006 and released within a 3-year follow-up period. The CMU team was asked to validate the Commission’s prior analyses, evaluate the proposed sentence risk assessment instrument for validity, accuracy, and fairness, and suggest improvements to the design of the instrument. A final presentation and report were received in May 2019. The report included four CMU recommendations followed by Commission responses.

CMU Recommendation 1: Restrict the usage of the general recidivism risk scale to low risk.

CMU students concluded that the general recidivism risk scale performed moderately well and compared favorably to other well-known widely accepted risk assessments, using the Area Under the Curve (AUC) measure. However, when these measures of performance were

broken out by low and high risk groups, they find that the high risk predictions are less accurate (high risk error rate = .48) than the low risk predictions (low risk error rate = .16). This suggests that for high risk predictions, the model misclassifies offenders 48% of the time (48% do not recidivate). Conversely, for low risk predictions, only 16% are misclassified (16% recidivate). Or stated another way, 84% of offenders classified as low risk do not recidivate. The CMU team concluded that the high risk error rate was too high and that the tool should only make use of the low risk group. However, the CMU team and Commission staff both note that the higher error rate in the high risk predictions can be explained by the fact that fewer people recidivate than do not recidivate (33% vs. 67%). By chance, a prediction of low risk is more likely to be correct than a high risk prediction.

While the high risk error rate, as reported by the CMU team, is higher than the low risk error rate, the Commission feels that CMU’s analysis is incomplete. Their focus is solely on the accuracy within the predicted outcome (percent of high (low) predictions that recidivate (not recidivate)) as opposed to the accuracy within the actual outcome (percent of those who recidivate (not recidivate) that are predicted as high (low) risk). In response, the Commission asserts that both measures of accuracy need to be considered.

An examination of the accuracy within the actual outcome produces a different picture than just looking at the accuracy within the predicted outcome. Of the people who did not recidivate, the instrument correctly predicted 64% as low risk, and of the people that did recidivate, the instrument correctly predicted 77% as high risk. These are much high values that debunk the myth that the instrument performs no better than a coin flip. An overview of the values of accuracy are provided as follows in Exhibit 1.

Exhibit 1: Overview of Values of Accuracy

	<i>No</i>	<i>Recidivate</i>	<i>Total</i>
Low Risk	19,431	3,507	22,938
High Risk	10,967	11,947	22,914
Total	30,398	15,454	45,852

- Accuracy within the predicted outcome for low risk is 85% (19,431 ÷ 22,938).
- Accuracy within the predicted outcome for high risk is 52% (11,947 ÷ 22,914).
- Accuracy within the actual outcome for low risk is 64% (19,431 ÷ 30,398).
- Accuracy within the actual outcome for high risk is 77% (11,947 ÷ 15,454).

In conclusion, the Commission argues that both the low and high risk predictions should be utilized, especially in light of reconsideration of the way information will be shared with judges. The Commission is sensitive to concerns of labeling an offender as high risk. As such, the Commission also recommends that the sentencing guideline form only display “RNR Report Recommended” when the offender is classified as low or high risk. Within this framework, a risk summary form containing detailed information on the risk factors, points assigned, and risk category will no longer be prepared.

CMU Recommendation 2: Do not use the Crime Against a Person risk scale—not even to identify low risk.

The Commission agrees with the recommendation to drop the Crime Against a Person risk scale. Earlier analyses revealed that Crimes Against a Person are a rare event (slightly less than 5% recidivate) and that predictions of risk generated an unacceptable level of false positives. This led the Commission to vote to drop the high risk component of the scale.

On the low risk side, the Commission previously argued that providing judges with additional information when an offender was low risk of a Crime Against a Person and high risk of general recidivism could potentially mitigate the high-risk label and help the judge determine a more appropriate sentence. However, since the Commission is considering not including the low and high risk labels on the sentencing guidelines form, these cases will already be flagged for the judge to receive additional information.

CMU Recommendation 3: Move the high risk cut point for the general recidivism scale from 10 to 18, to 12 to 18.

The Commission agrees that moving the risk cut points for the high-risk group would increase the accuracy of the high-risk group (accuracy of the prediction). However, there are two significant policy implications associated with this decision. First, the number of individuals classified as high risk declines from roughly 16% (one standard deviation) to slightly less than 5% of offenders. This significantly reduces the number of offenders recommended to receive additional information.

Second, maintaining a statistical rationale for the selection of low and high risk cut points is desirable. The mean risk score plus and minus one standard deviation addresses the concept of “relative risk that an offender will reoffend and be a threat to public safety” that is outlined in the Commission’s mandate (42 Pa.C.S. § 2154.7). A standardized method to assign cut points avoids the political/unsystematic process of picking and choosing cut points that consider the ratio of false positives to false negatives. For precisely this reason the Commission previously voted to move away from this method in favor of the mean and standard deviation approach. The latter approach identifies approximately 16% of offenders as low risk, 68% of offender as typical risk and 16% of offenders as high risk, which greatly increase the practical utility of the risk assessment instrument. This is especially salient now that the Commission is considering removing any indication of low and high risk labels on the sentence guideline form.

Notwithstanding these policy concerns, the Commission voted to increase the threshold for high risk from 10 to 12, thus improving the accuracy of the instrument.

CMU Recommendation 4: Remove gender from the general recidivism risk scales.

Because of constitutional concerns raised during the public hearing process, Commission staff specifically asked CMU to investigate the impact of removing gender from the instrument. A previous memo by Commission staff (December 2018) showed that removing gender has a marginal impact on the accuracy of the sentence risk assessment instrument. Overall, the accuracy rate is still moderate to strong and the accuracy of low and high risk predictions remain essentially the same. However, removing gender results in fewer females classified as low risk and more females classified as high risk.

Three options regarding gender and risk

Model 1 [Current]: Gender is considered a risk factor and one point is assigned to males

In the current sentence risk assessment instrument gender is a scored risk factor (Female=0; Male=1). The current risk scale is 18 points and the cut points for typical risk are 5 through 9. Considering gender as a risk factor enables the model to account for the significant difference in recidivism rates between males (35%) and females (26%). Due to this difference in recidivism rates between males and females, the model assigns more females into the low risk category (30.5%), and less females into the high risk category (7.9%). In comparison, males are split evenly at roughly 16% between low and high risk.

Model 2: Do not assign points to gender (males and females given score of zero)

Removing gender as a risk factor results in both females and males receiving zero points (Female = 0; Male = 0). Not assigning points to gender decreases the risk scale by 1 point and shifts the cut points for typical risk from 5 through 9 to 4 through 8. Removing points for gender has the greatest impact on females. Because of the shift in the cut points, fewer females are classified as low risk (17.3%) and more females are classified high risk (14.0%). There is no impact on males due to the removal of 1 risk point and the shifting of the cut points by 1 point. The overall accuracy of the model, for males and females combined, remains the same due to the low number of females (20%); however, this model decreases the accuracy of the high risk prediction for females because the model is assigning more females to high risk that do not recidivate.

Model 3: Create separate risk scales for males and females

Since males make up 80% of the overall sample, there are very few implications for males when a male only scale is created. The risk scale goes from 0 to 18 to 0 to 17 and the cut points shift to 4 through 8 for typical risk (point for gender is removed). In contrast, the implications for females is greater. The risk scale shifts to 0 to 12 and the cut points for typical risk are 2 through 5. Under this model, males have roughly 16% in low and high risk, while 9.8% of females are classified as low risk and 17.8% are classified as high. As a result, the measures of overall accuracy and the percentage predicted high risk who recidivate declines.

A move away from the current model, either through removing a point for males or creating separate scales, leads to more females being classified as high risk. This leads to a reduction in the overall percentage of females correctly classified (78% to 61%) and reduces the positive predicted value (PPV) from 50% to 45%.

Based on these findings, the Commission voted to retain gender in the instrument. This was based in great part on the determination that males would be unaffected by including consideration of gender, but that females would be negatively impacted (reduced accuracy) if gender was not considered.

PBA Recommendation

The PBA’s House of Delegates voted unanimously to recommend that the Commission reject its proposed Risk Assessment Instrument. However, the PBA suggested that the Instrument could be re-oriented to obtain beneficial results:

If the goal of a risk assessment instrument is to provide more information to sentencing judges through the creation of pre-sentence reports, then there is no need for the judges to actually see the risk assessments. With an amendment to Pa.R.Crim.P 702, county probation offices could prepare and provide pre-sentence reports *sua sponte*. And, the parties could be prohibited from disclosing the results of the risk assessment to the sentencing judge. True, judges might have an inkling that a defendant scored high or low on the Instrument, but the lack of a concrete number would be less prejudicial to defendants.

The Commission's approach throughout the development of the sentence risk assessment instrument has been complete transparency, illustrated by the previously proposed 'Sentence Risk Assessment Summary' which included a listing of all factors used to determine the risk score of the offender, details of all the recidivism rates by risk score, identification of risk categories, and information about the accuracy of the instrument. The recommendation proposed by the PBA, intended to address concerns associated with the labeling of an offender based on a risk category, is to restrict the availability of this information and eliminate the use of the risk category labels.

The Commission voted to approve this recommendation from the PBA and to modify the proposal to eliminate the dissemination of information related to risk. In place of the 'Sentence Risk Assessment Summary,' the Commission's Guideline Sentence Form will include the notation 'RNR Report Recommended' in cases where the risk score is higher or lower than 'typical risk.'

Proposed Utilization

The RNR Model (risk, needs, responsivity) suggests that consideration of both risk and needs is necessary in order to determine the most appropriate sentence; risk relates to level of supervision, and needs informs the type and intensity of treatment. Programs such as state intermediate punishment, certain county intermediate punishment, and problem solving courts are most effective for high risk/high needs offenders, since these programs provide both supervision and treatment. And low risk/low needs offenders may be candidates for diversion. While some argue that the risk assessment instrument considers many of the same factors considered in the sentencing guidelines, the analysis finds that for every cell (OGS/PRS combination) of the sentencing guidelines, both high risk and low risk cases are present. So while the sentencing guidelines are based on retribution and recommend a range of sanctions available to the court, RNR can assist the court in determining the choice among those options.

Regarding resource utilization and funding, recent surveys of county adult probation and parole offices found that all but two counties were using a risk/needs assessment, that the assessments were most often used to determine probation and county parole caseloads, and that many offices conducted reassessments.

Based on the Commission's analysis of its sample, the proposal recommends assessments of about 9,750 high or low risk non-DUI cases statewide each year, of which approximately 1,000 cases resulted in sentences to state prison. For those counties conducting assessments of probation and county parole cases, the ability to shift the preparation of these probation and county parole assessments from post-sentence to pre-sentence would limit the impact of the proposal to an 11% increase in assessments.

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART VIII. CRIMINAL SENTENCING

CHAPTER 305. SENTENCE RISK ASSESSMENT INSTRUMENT

Sec.	
305.1.	Preliminary provisions.
305.2.	Sentence Risk Assessment Instrument methodology.
305.3.	Sentence Risk Assessment Instrument standards.
305.4.	Sentence Risk Assessment Instrument procedures.
305.5.	Sentence Risk Assessment Instrument recommendation—general.
305.6.	Offense Types. Classification of Prior Convictions and Current Convictions, including Inchoates.
305.7.	Recidivism Risk Scales.
305.8.	Recidivism Rates by Risk Score.
305.9.	Guideline Sentence Form.

§ 305.1. Preliminary provisions.

(a) *Authorization.*

(1) As authorized by 42 Pa.C.S. § 2154.7 (relating to adoption of risk assessment instrument), the Commission shall adopt a Sentence Risk Assessment Instrument for the sentencing court to use to help determine the appropriate sentence within the limits established by law for defendants who plead guilty or nolo contendere to, or who were found guilty of, felonies and misdemeanors.

(2) The Sentence Risk Assessment Instrument may be incorporated into the sentencing guidelines under 42 Pa.C.S. § 2154 (relating to adoption of sentencing guidelines).

(3) The Sentence Risk Assessment Instrument may be used to determine whether a more thorough assessment is necessary and to order a presentence investigation report.

(4) The Sentence Risk Assessment Instrument may be an aid to help determine appropriate candidates for alternative sentencing.

(b) *Definitions.* For the purposes of this chapter:

(1) "Actuarial risk assessment." A statistical method of estimating the risk of recidivism; the probability of recidivating is related to the proportion of offenders in a risk category who recidivate.

(2) "Common Pleas Case Management System (CPCMS)." A web-based application operated by the Administrative Office of Pennsylvania Courts which serves as the source of data for determining number of prior convictions and associated offense type.

(3) "Conviction." An offense for which a defendant pleads guilty or nolo contendere, is found guilty following a bench or jury trial, or is accepted for participation in an authorized diversion program, including Accelerated Rehabilitative Disposition (relating to Pa.R.Crim.Proc. Chapter 3), Probation without Verdict (relating to 35 P.S. § 780-117) or Disposition in Lieu of Trial or Criminal Punishment (relating to 35 P.S. § 780-118).

(4) "DUI offender." An offender for whom the most serious offense of the judicial proceeding is DUI. The Sentence Risk Assessment Instrument does not apply if DUI is the most serious offense of the judicial proceeding. The Sentence Risk Assessment Instrument does apply if DUI is an offense other than the most serious offense in the judicial proceeding.

(5) "Judicial proceeding." A sentencing hearing in which all offenses for which the offender is convicted are pending before the court for sentencing at the same time. A judicial proceeding may include multiple OTNs.

(6) "Magisterial District Judge System (MDJS)." A web-based application operated by the Administrative Office of Pennsylvania Courts which serves as the source of data for determining the number of prior convictions and associated offense type following a final disposition by a minor court.

(7) "Minor courts." A court of limited jurisdiction with authority to preside at preliminary arraignments and preliminary hearings, dismiss complaints, conduct trials and/or accept guilty pleas for misdemeanors, and hold cases for trial in the courts of common pleas. This includes Philadelphia Municipal Court and Magisterial District Judges.

(8) "Offense gravity score (OGS)." An assignment in the sentencing guidelines reflecting the seriousness of a conviction offense. The OGS assigned to the most serious offense in the judicial proceeding (and if more than one offense, then the offense with the highest OGS, longest statutory maximum, and then the offense entered first in SGS Web) is used to determine the risk factors and associated values to be included in the risk scales.

(9) "Offense tracking number (OTN)." A unique identifying number assigned to an entire set of charges related to a conviction. An OTN is generally assigned by the court at the time of arraignment.

(10) "Offense types." The classification of prior convictions and current convictions, including inchoates, as provided follows:

- i. Murder;
- ii. Danger to person:
 1. felonies;
 2. misdemeanors;
- iii. Sexual:
 1. felonies;
 2. misdemeanors;
- iv. Burglary;
- v. Property:
 1. felonies;
 2. misdemeanors;
- vi. Public administration;
- vii. Public order;
- viii. Firearms;
- ix. Other weapons;
- x. Drug:
 1. felonies;
 2. misdemeanors;
- xi. DUI;
- xii. Other.

A detailed description of the offense types is located at § 305.6. Any unlisted offense, or any new or amended offense, will be assigned an offense type by the Commission based on the current equivalent offense type.

(11) "Pre-sentence investigation (PSI) report." A report, authorized by the Rules of Criminal Procedure (Pa.R.Crim.P. Rules 702-703), that includes information regarding the circumstances of the offense and the character of the defendant sufficient to assist the judge in determining sentence.

(12) "Recidivism." A re-offense for any crime, defined as a re-arrest for a felony or misdemeanor in Pennsylvania within three years of the imposition of a sentence to the community or within three years of release from confinement resulting in a conviction. Re-offense does not include out-of-state, federal or foreign charges or technical violations.

(13) "Risk assessment instrument." An empirically based worksheet which uses factors that are relevant in predicting recidivism. A risk assessment instrument is often identified with a specific 'generation' of development:

i. *1st generation.* "Professional judgment," with assessments based on training and experience;

ii. *2nd generation.* "Risk assessment," an actuarial assessment of static criminal justice and demographic factors used to estimate risk of re-offense;

iii. *3rd generation.* "Risk-needs assessment (RNA)," an actuarial assessment of static and dynamic factors and changing circumstances, such as relationships, employment, and substance abuse, used to estimate risk of re-offense and to assess criminogenic needs to be addressed through treatment and supervision;

iv. *4th generation.* "Risk-needs-responsivity (RNR) assessment," an actuarial assessment of static and dynamic factors used to match the level of service to the offender's risk to re-offend; assess criminogenic needs and target them in treatment; and structure the sentence to address the learning style, motivation, abilities and strengths of the offender.

(14) "Risk category." The relative risk of recidivism as compared to other, based on the Sentence Risk Assessment Instrument:

i. "Typical risk offender." An offender with a risk score of 5 points or greater but less than 12 points who shares characteristics with offenders at typical risk of recidivism. This middle category contains approximately 78% of offenders.

ii. "Low risk offender." An offender with a risk score less than 5 points who shares characteristics with offenders at lower risk of recidivism. This low category contains approximately 18% of offenders.

iii. "High risk offender." An offender with a risk score of 12 points or greater who shares characteristics with offenders at higher risk of recidivism. This high category contains approximately 4% of offenders.

(15) "Risk factors." The variables obtained from AOPC or Commission data and determined to be statistically significant in relation to the risk of recidivism. Risk factors selected by the Commission and included in the Sentence Risk Assessment Instrument include:

i. "Age." Based on Commission data, the age of the offender calculated using date of birth as reported on guideline sentence form and the date the Sentence Risk Assessment Summary is generated.

ii. "Gender." Based on Commission data, the sex of the offender reported on the guideline sentence form.

iii. "Number of prior convictions." Based on prior conviction data provided by AOPC, the number of unique OTNs associated with Pennsylvania convictions occurring before the date the Sentence Risk Assessment Summary is generated.

iv. "Prior conviction offense type." Based on prior conviction data provided by AOPC, all offense types identified for any felony or misdemeanor convictions.

v. “Current conviction offense type.” Based on Commission data, the offense type of the most serious offense of the judicial proceeding.

vi. “Multiple current convictions.” Based on Commission data, more than one current conviction offense in the current judicial proceeding.

vii. “Prior juvenile adjudication.” Based on Commission data, any juvenile adjudication included in the prior record score for the judicial proceeding is used in the risk scales. This may include prior juvenile adjudications that lapse for purposes of the calculation of the Prior Record Score.

(16) “Risk scale.” Measures of the outcomes derived from statistical models used to determine the relative risk to recidivate based on identified factors.

(17) “RNR Report.” A report based on a risk-needs-responsivity assessment of static and dynamic factors used to match the level of service to the offender’s risk to re-offend; assessing criminogenic needs and targeting them in treatment; and containing recommendations regarding the structuring of the sentence to address the learning style, motivation, abilities and strengths of the offender.

(18) “Sentencing Guidelines Software Web Application (SGS Web).” A JNET-based application operated by the Commission which includes the modules for Sentencing Guidelines and for the Sentence Risk Assessment Instrument. SGS Web serves as the source of data for determining an offender’s age, gender, current conviction offense type, multiple current convictions and prior juvenile adjudications, as well as determining the most serious offense of a judicial proceeding.

(19) “Sentence Risk Assessment Instrument.” The actuarial tool, adopted by the Commission and deployed through SGS Web, used to identify cases for which an RNR Report Recommendation is generated. The Instrument uses factors that are relevant in predicting recidivism to estimate risk.

§ 305.2. Sentence Risk Assessment Instrument methodology.

(a) *Development and validation.*

(1) The Commission conducted a study using offenders sentenced during 2004–2006 (n=131,055) to allow for a three-year follow-up period for all offenders, while taking advantage of improvements in data quality and a more recent time period. Additional information on the development and validation of the Sentence Risk Assessment Instrument is available from the Commission.

(2) The Commission developed risk scales for all offenders, except those with DUI as the most serious offense of the judicial proceeding.

(3) In developing the risk scales, the following analyses were conducted:

i. bivariate analyses to determine which factors were related to recidivism;

ii. multivariate logistic regression to determine which factors best predicted recidivism while holding other factors constant;

iii. rotation of all categories for factors that were multi-categorical to ensure that reported differences were real and not due to a particular comparison category;

iv. Receiver Operating Characteristic (ROC) analysis, which plots the true positive rate (i.e., how many people were predicted to recidivate and did recidivate) against

the false positive rate (i.e., how many people were predicted to recidivate but did not recidivate); and

v. validation of the final scales with both samples.

(b) *Risk factors and scales—general.*

(1) Based upon the analyses conducted by the Commission, the following factors were found to be predictive of recidivism, and thus, used in the risk assessment scales:

i. age;

ii. gender;

iii. number of prior convictions;

iv. prior conviction offense type;

v. current conviction offense type;

vi. multiple current convictions;

vii. prior juvenile adjudication.

(2) The risk scale for recidivism is located at § 305.7.

(c) *Recidivism rates—general.*

(1) The Sentence Risk Assessment Instrument provides the probability of recidivism based on the proportion of offenders in the development and validation samples who recidivate. Offenders identified as low risk or high risk were found to be significantly different in risk of recidivism than the typical offender.

(2) Recidivism rates by risk score for recidivism are located at § 305.8.

§ 305.3. Sentence Risk Assessment Instrument standards.

(a) Effective January 1, 2020, the court shall use the SGS Web-based Sentence Risk Assessment Instrument to identify cases for which an RNR Report is recommended to help determine the appropriate sentence for non-DUI offenders who plead guilty or nolo contendere to or who were found guilty of felonies or misdemeanors.

(b) The Sentence Risk Assessment Instrument does not apply to sentences imposed as a result of the following: accelerated rehabilitative disposition; disposition in lieu of trial; direct or indirect contempt of court; violations of protection from abuse orders; negotiated pleas; or revocation of probation, county intermediate punishment, state intermediate punishment or parole.

(c) In every case in which an RNR Report is recommended and submitted, the RNR Report shall be considered by the court prior to sentencing. The court is encouraged to determine procedures for the preparation of RNR Reports.

(d) In every case in which a court of record imposes a sentence for a felony or misdemeanor, and an RNR Report is recommended, the court shall make as a part of the record, and shall record on the guideline sentence form whether the court received and considered an RNR Report. This information shall be electronically transmitted to the Pennsylvania Commission on Sentencing in the manner described in § 303.1(e).

(e) Unless otherwise provided by the Commission, the JNET-based Sentencing Guidelines Software Web application (SGS Web) shall be used at the court’s direction to prepare all guideline-required sentencing information prior to sentencing.

§ 305.4. Sentence Risk Assessment Instrument procedures.

(a) For each judicial proceeding, the procedure using the SGS Web-based Sentence Risk Assessment Instrument shall be as follows:

(1) Prepare all guideline sentence forms prior to sentencing using SGS Web as required by § 303.1(e):

- i. create a Judicial Proceeding;
- ii. complete the Prior Record Score module;
- iii. complete the Offense module, including all offenses for which the offender has been convicted and are pending before the court for sentencing at the same time;
- iv. upon completion of the Offense module, guideline sentence forms are available;
- v. for cases identified by the Sentence Risk Assessment Instrument, "RNR Report Recommended" is included on the guideline sentence form;
- vi. an RNR Report, if prepared, shall be presented to the court for consideration prior to sentencing.

§ 305.5. Sentence Risk Assessment Instrument recommendation—general.

- (a) The risk score for the offender and the associated

risk category is calculated based on the most serious conviction offense in the judicial proceeding.

(b) *Typical risk offenders.* For offenders who are identified as typical risk, the Commission makes no additional recommendation.

(c) *Low risk or high risk offenders.* For offenders who are identified as low risk or high risk, the guideline sentence form will include a notation "RNR Report Recommended." No information on risk category will be provided. Courts are encouraged to adopt procedures to permit the preparation of RNR Reports based on the guideline sentence form recommendation.

(d) Additional information obtained through an RNR Report may assist the court in determining an appropriate and individualized sentence, including the suitability of various sentencing alternatives and programs as well as the duration and intensity of supervision.

(e) An example of sentence guideline form with "RNR Report Recommended" is found at § 305.9.

§ 305.6. Offense Types. Classification of Prior Convictions and Current Convictions, including Inchoates.

Offense Type	Title	Chapter	Description				
Murder	18	Misc. 25	Criminal Homicide - Murder 1, Murder 2, Murder 3, and Voluntary Manslaughter				
		Misc. 26	Crimes Against an Unborn Child - Murder 1, Murder 2, Murder 3, and Voluntary Manslaughter				
		Misc. 27	Weapons of Mass Destruction; Use-Results in Death				
		Misc. 33	Arson - Endangering Persons; Murder 1, Murder 2 - 18§3301(a)(2)				
Danger to Person - felony and misdemeanor	18	Misc. 25	Criminal Homicide - Involuntary Manslaughter 18§2503				
		Misc. 26	Aggravated Assault of an Unborn Child - 18§2606				
		27	Assault				
		29	Kidnapping				
		30	Human Trafficking				
		32	Abortion				
		Misc. 33	Arson Endangering Person - 18§3301(a) and (a.1)				
			Ecoterrorism - 18§3311(b)(3)				
		Misc. 35	Burglary-Home/Person - 18§3502(a)(1)				
		37	Robbery				
		43	Offenses Against the Family				
		Misc. 47	Threats - 18§4702				
			Retaliation - 18§4703				
		Misc. 49	Intimidation of Witness/Victim - 18§4952				
			Retaliation Against Witness/Victim - 18§4953, 18§4953.1				
Misc. 63	Corruption of Minors - 18§6301						
Misc. 75	Homicide by Vehicle - 75§3732						
	Aggravated Assault by Vehicle - 75§3732.1						
	Homicide by Vehicle while DUI - 75§3735						
	Aggravated Assault by Vehicle While DUI - 75§3735.1						
	Accident Involving Death/Personal Injury - 75§3742, 75§3742.1						
Sexual - felony and misdemeanor	18	Misc. 29	Kidnapping of a Minor - 18§2901(a.1)				
			Unlawful Restraint of a Minor/Non-parent - 18§2902(b)				
			False Imprisonment of a Minor/Non-parent - 18§2903(b)				
			Interference with Custody of Children - 18§2904				
			Luring a Child into a Vehicle/Structure - 18§2910				
		Misc. 30	Human Trafficking - 18§3011(b)				
		31	Sexual Offenses				
		Misc. 43	Incest of a Minor - 18§4302(b)				
		Misc. 59	Promoting Prostitution of a Minor - 18§5902(b.1)				
			Obscene and Other Sexual Materials - 18§5903(a)(3)(iii), (4)(ii), (5)(ii) or (6)				
		Misc. 63	Corruption of Minors - 18§6301(a)(1)(ii)				
			Sexual Abuse of Children - 18§6312				
	Unlawful Contact/Communication with Minor - 18§6318						
	Sexual Exploitation of Children - 18§6320						
	Misc. 75	Invasion of Privacy - 18§7507.1					
Burglary	18	Misc. 35	Burglary and Other Criminal Intrusion				
Property - felony and misdemeanor	18	Misc. 9	Manufacture/Etc. Master Key Motor Vehicles - 18§0909				
			Manufacture/Etc. Device for Theft of Telecommunications - 18§0910				
		33	Arson, Criminal Mischief, and other Property Destruction				
		35	Burglary and Other Criminal Intrusion				
		39	Theft and Related Offenses				
		41	Forgery and Fraudulent Practices				
		76	Computer Offenses				
		77	Vehicle Chop Shop and Illegally Obtained and Altered Property				
Public Admin.	18	Misc. 9	Corrupt Organizations - 18§0911				
		47	Bribery and Corrupt Influence				
		49	Falsification and Intimidation				
		51	Obstructing Governmental Operations				
		53	Abuse of Office				
		23	63 Child Protective Services				
42	45 Juries and Jurors						
	97	Sentencing					
Public Order	18	21	Offenses Against the Flag				
		55	Riot, Disorderly Conduct, and Related Offenses				
		57	Wiretapping and Electronic Surveillance				
		59	Public Indecency				
		63	Minors				
		65	Nuisances				
		67	Proprietary and Official Rights				
		69	Public Utilities				
		71	Sports and Amusements				
		73	Trade and Commerce				
		75	Other Offenses				
Firearms - VUFA	18	61	Firearms and Other Dangerous Articles				
		Other Weapons	18	Misc. 9	Possessing Instruments of Crime - 18§0907		
							Prohibited Offensive Weapons - 18§0908
							Electric Incapacitation Device - 18§0908.1
							Possession of Weapon on School Property - 18§0912
							Possession of Weapon in Court Facility - 18§0913
		Misc. 63	Sale/Lease of Weapons/Explosives (to Minors) - 18§6302				
			Sale of Starter Pistols (to Minors) - 18§6303				
			Sale/Use of Air Rifles (to Minors) - 18§6304				
Drug - felony and misdemeanor	18	Misc. 51	Contraband of Controlled Substance - 18§5123				
		Misc. 63	Solicitation of Minors to Traffic Drugs - 18§6319				
		Misc. 75	Operate Meth Lab/Cause Chemical Reaction - 18§7508, 18§7508.2				
			Furnishing Drug-Free Urine - 18§7509				
		35	Criminal Use of Communication Facility - 18§7512				
			Controlled Substance, Drug, Device and Cosmetic Act - 35§780-113(a)(1) - (a)(39)				
			Liquefied Ammonia Gas - 35§780-113.1				
			Operating a Meth Lab - 35§780-113.4				
DUI*	30	Misc. 55	Boating Under the Influence - 30§5502				
		Misc. 37	Driving Under the Influence - 75§3731				
		38	Driving Under the Influence - 75§3802				
Other			Miscellaneous Titles and Chapters				

*Only applicable for Prior Conviction Offense Type, Current Conviction Offense Type does not include DUI. Exceptions are due to Personal Injury Crimes (18 P.S. §11.103), Crimes of Violence (42 Pa.C.S. §9714), and offenses requiring registration under (42 Pa.C.S. §9799.14)

§ 305.7. Recidivism Risk Scales.

<u>Risk Factors</u>		<u>Risk Score</u>
<u>Gender</u>	<u>Male</u>	<u>1</u>
	<u>Female</u>	<u>0</u>
<u>Age</u>	<u><21</u>	<u>5</u>
	<u>21-25</u>	<u>4</u>
	<u>26-29</u>	<u>3</u>
	<u>30-39</u>	<u>2</u>
	<u>40-49</u>	<u>1</u>
	<u>>49</u>	<u>0</u>
<u>Current Conviction</u>	<u>Murder</u>	<u>1</u>
<u>Offense Type</u>	<u>Person-Felony</u>	<u>1</u>
	<u>Person-Misd.</u>	<u>1</u>
	<u>Sex-Felony</u>	<u>0</u>
	<u>Sex-Misd.</u>	<u>0</u>
	<u>Burglary</u>	<u>2</u>
	<u>Property-Felony</u>	<u>2</u>
	<u>Property-Misd.</u>	<u>2</u>
	<u>Drug-Felony</u>	<u>1</u>
	<u>Drug-Misd.</u>	<u>1</u>
	<u>Public Admin.</u>	<u>1</u>
	<u>Public Order</u>	<u>1</u>
	<u>Firearms</u>	<u>2</u>
	<u>Other Weapons</u>	<u>2</u>
	<u>Other</u>	<u>1</u>
<u>Number of Prior Convictions</u>	<u>None</u>	<u>0</u>
	<u>1</u>	<u>1</u>
	<u>2-3</u>	<u>2</u>
	<u>4-5</u>	<u>3</u>
	<u>>5</u>	<u>4</u>
<u>Prior Conviction</u>	<u>Person/Sex</u>	<u>0</u>
<u>Offense Type</u>	<u>Property</u>	<u>1</u>
	<u>Drug</u>	<u>1</u>
	<u>Public Order</u>	<u>1</u>
	<u>Public Admin.</u>	<u>1</u>
	<u>DUI</u>	<u>0</u>
	<u>Firearm/Weapon</u>	<u>-1</u>
<u>Multiple Current Convictions</u>	<u>Yes</u>	<u>1</u>
	<u>No</u>	<u>0</u>
<u>Prior Juvenile Adjudication</u>	<u>Yes</u>	<u>1</u>
	<u>No</u>	<u>0</u>
<u>Scale</u>		<u>0 to 18</u>

§ 305.8. Recidivism Rates by Risk Score.

<u>Risk Scale</u>	<u>Total</u>	<u>Number</u>		<u>Percent</u>		<u>Mean</u>	<u>St. Dev. (SD)</u>
		<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>		
<u>0-1</u>	<u>537</u>	<u>504</u>	<u>33</u>	<u>94%</u>	<u>6%</u>	<u>7.1</u>	<u>2.6</u>
<u>2</u>	<u>3,131</u>	<u>2,790</u>	<u>341</u>	<u>89%</u>	<u>11%</u>	<u>+1 SD</u>	<u>9.6</u>
<u>3</u>	<u>7,625</u>	<u>6,568</u>	<u>1,057</u>	<u>86%</u>	<u>14%</u>	<u>-1 SD</u>	<u>4.5</u>
<u>4</u>	<u>11,645</u>	<u>9,569</u>	<u>2,076</u>	<u>82%</u>	<u>18%</u>		
<u>5</u>	<u>14,133</u>	<u>11,021</u>	<u>3,112</u>	<u>78%</u>	<u>22%</u>		
<u>6</u>	<u>17,962</u>	<u>13,289</u>	<u>4,673</u>	<u>74%</u>	<u>26%</u>		
<u>7</u>	<u>20,577</u>	<u>14,003</u>	<u>6,574</u>	<u>68%</u>	<u>32%</u>		
<u>8</u>	<u>18,611</u>	<u>11,406</u>	<u>7,205</u>	<u>61%</u>	<u>39%</u>		
<u>9</u>	<u>13,929</u>	<u>7,825</u>	<u>6,104</u>	<u>56%</u>	<u>44%</u>		
<u>10</u>	<u>10,044</u>	<u>5,076</u>	<u>4,968</u>	<u>51%</u>	<u>49%</u>		
<u>11</u>	<u>6,554</u>	<u>3,209</u>	<u>3,345</u>	<u>49%</u>	<u>51%</u>		
<u>12</u>	<u>3,640</u>	<u>1,614</u>	<u>2,026</u>	<u>44%</u>	<u>56%</u>		
<u>13</u>	<u>1,719</u>	<u>716</u>	<u>1,003</u>	<u>42%</u>	<u>58%</u>		
<u>14</u>	<u>701</u>	<u>269</u>	<u>432</u>	<u>38%</u>	<u>62%</u>		
<u>15-18</u>	<u>256</u>	<u>83</u>	<u>173</u>	<u>32%</u>	<u>68%</u>		
<u>Total</u>	<u>131,064</u>	<u>87,942</u>	<u>43,122</u>	<u>67%</u>	<u>33%</u>		

§ 305.9. Guideline Sentence Form.

PENNSYLVANIA COMMISSION ON SENTENCING

[7th Ed. (12/28/2012), 7th Amend 1 (9/27/2013),

SGS Web Generated Form (PCS 12D 4/2016)

7th Amend 2 (9/26/2014), 7th Amend 3 (9/25/2015)]

Date printed: 5/2/2019

Date submitted:

PO Box 1200

State College, PA 16804

SGS Web ID Number

W9999991

Offender's Name (Last, First Middle) Doe, John Christopher		Date of Birth 10/20/1992	Gender Male	Race White	Form 1 of 1
County PA County	Police Photo ID Num.	Judge's Name County Judge	Person printing form testuser	Date of Sentence	
Offender Employed Unknown	Offender Wage Rate	JP Sentence Risk Assessment	RNR Report Recommended		

Prior Offenses	Juvenile Adjudication	Adult Convictions	
Murder & inchoates	0	0	
Vol. Manslaughter	0	0	
Rape	0	0	
Kidnapping	0	0	
I.D.S.I.	0	0	
Arson Endangering Persons (F1)	0	0	
Robbery (F1)	0	0	
Rob. Motor Veh	0	0	0
Agg. Assault (F1-Cause SBI)	0	0	
Burglary (house/person)	0	0	
Agg. Indecent Assault	0	0	
Incest	0	0	
Sexual Assault	0	0	
Ethnic Intimidation to Any F1	0	0	
Drug Delivery/Death & Inchoate	0	0	
Weapons of Mass Destruction	0	0	
Other 4 Point Offenses	0	0	
Subtotal	0	0	x4= 0

Inchoate to 4 point offenses			
Burglary (other F1)	0	0	0
[Other] Felony 1 offenses	0	0	0
Subtotal	0	0	x3= 0
[Other] Felony 2 Offenses	0	0	x2= 0

Felony Drugs [>=50gr.]			
[Other] Felony Drugs	0	0	0
[Other] Felony 3 Offenses	0	0	0
M1 Offenses Involving Death	0	0	0
M1 Offenses Involving Weapons	0	0	0
M1 Offenses Involving Children	0	0	0
Subtotal	0	0	x1= 0

DUI Offenses [Do not include 1st DUI in total]			
Uncl. Misd.	0	0	0
M-2	0	0	0
M-1	0	0	0
Subtotal	0	0	x1= 0

Other Misd.			
0-1=0	0	0	0
4-6=2	0	0	0
2-3=1	0	0	0
7+=3	0	0	0

If A is 8 points or greater, and the OGS=9 or more:	REVO
PRIOR RECORD SCORE	RFEL
Otherwise, if A + B is 6 points or greater:	
Otherwise, PRS= A + B + C (maximum of 5):	0
Juvenile adjudications DO NOT lapse:	0
* Juvenile adjudications lapse:	0

Negotiated Plea as to Sentence:
Problem Solving Court:
Total amount of supervision (all sanctions) for this offense
0 Month(s)
Is this offense Totally Concurrent to any other offense? No
Reasons for Sentence:

Offense Name/Description
Burglary-not a home/no person present
Title & Section
18 3502 A4
Date of Offense
3/3/2019
Age at Offense
25
OTN
Z1234567
Grade
F-2
OGS
5
PRS
0
Docket#
CP-54-CR-0000805-2018
Count#
1
Guideline Ranges
Mitigated ~
Standard
RS - 9
Aggravated
12
Level
2
Fines
\$1631 - \$1813
Community Service
225 - 250 hours
Statutory Limits:
Minimum
60
Maximum
120
Mandatory Minimum:
Mandatory
Enhancements
<input checked="" type="checkbox"/> None
<input type="checkbox"/> Youth/Drug
<input type="checkbox"/> DWE-Possessed
<input type="checkbox"/> Sexual Abuse-Images
<input type="checkbox"/> School/Drug
<input type="checkbox"/> DWE-Used
<input type="checkbox"/> Sexual Abuse-Nature
<input type="checkbox"/> Criminal Gang
<input type="checkbox"/> Murder, victim<13
<input type="checkbox"/> Human trafficking
<input type="checkbox"/> Arson
Other Information
Victim Age:
JP Sexual Offender Info
Y N
<input type="checkbox"/> D&A Eval./Prelim
<input type="checkbox"/> D&A Eval./Full
<input type="checkbox"/> D&A Dependent
<input type="checkbox"/> PSI Completed
<input checked="" type="checkbox"/> Offense SIP Eligible
<input checked="" type="checkbox"/> Offense CIP Eligible
<input type="checkbox"/> Prosecutor Waived Inelig.
<input type="checkbox"/> Prosecutor Waived Inelig.
<input type="checkbox"/> Judge Authorized Waiver
<input type="checkbox"/> Judge Authorized Waiver
Sexually Viol. Predator
RRRI Minimum Information (Entire JP)
Y N
<input type="checkbox"/> Judge approved (w/ prior RRRI)
Number of prior RRRI sentences:
<input type="checkbox"/> Offender ineligible (prior off.)
<input type="checkbox"/> Offender ineligible (prior beh., mand.)
<input type="checkbox"/> Prosecutor Waived Inelig.
JP Minimum Sentence
JP RRRI Sentence
Judge authorized DA Waiver
Judges State RRRI
Confinement
<input type="checkbox"/> State Facility
<input type="checkbox"/> County Facility
Minimum: (mos.)
Maximum: (mos.)
Credit for time served:
<input type="checkbox"/> County Reentry Authorized
<input type="checkbox"/> Boot Camp Authorized
<input type="checkbox"/> Work Release Authorized
County Intermediate Punishment (CIP)
State IP (SIP)
RIP period: (mos.)
Program (1st):
RS period: (mos.)
Program:
Community Service hours:
If DRUG DEPENDENT, is IP consistent with clinical recommendation? <input type="checkbox"/> Yes <input type="checkbox"/> No
Restorative Sanctions
Is Probation for THIS OFFENSE
<input type="checkbox"/> Probation Period (mos.)
<input type="checkbox"/> Concurrent
<input type="checkbox"/> Consecutive
Conditions
Fines: \$
Restitution: \$
JP Costs: \$
JP Fees: \$
Guilty without further penalty [NFP]
Community Service hours:
Conformity
Standard
Departure:
Aggravated
Below
Mitigated
Above
Type of Disposition (Conviction)
<input type="checkbox"/> Neg Guilty Plea
<input type="checkbox"/> Nolo Contendere
<input type="checkbox"/> Non-Neg Guilty Plea
<input type="checkbox"/> Jury Trial
<input type="checkbox"/> Other
<input type="checkbox"/> Bench Trial

THE COURTS

Title 255—LOCAL COURT RULES

CARBON COUNTY

Commencement of Proceedings—Surcharge on Protection of Victims of Sexual Violence or Intimidation Order; No. 15-1754

Administrative Order No. 11-2015 (Amended)

And Now, this 24th day of June 2019, pursuant to 42 Pa.C.S.A. § 62A01 et seq, it is hereby *Ordered* and *Decreed* that Administrative Order No. 11-2015 is *Amended*, and that effective August 1, 2015, the Carbon County Court of Common Pleas *Directs* that the County of Carbon maintain a separate line item for the twenty-five dollar (\$25.00) surcharge collected on all Protection of Victims of Sexual Violence or Intimidation cases to be used by the Carbon County Court of Common Pleas pursuant to 42 Pa.C.S.A. § 62A05(c.1)(2)(ii).

It Is Further Ordered and *Decreed* that, effective August 1, 2015, the Carbon County Court of Common Pleas *Directs* that the County of Carbon maintain, in the same separate line item referenced heretofore, the fifty dollar (\$50.00) Contempt for Violation of Order surcharge collected on all Protection of Victims of Sexual Violence or Intimidation cases to be used by the Carbon County Court of Common Pleas pursuant to 42 Pa.C.S.A. § 62A14(d)(5)(ii)(B).

The Carbon County District Court Administrator is *Ordered* and *Directed* to:

1. File two paper copies and one electronic copy in Microsoft Word format with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
2. File one copy of this Administrative Order and Local Rule with the Administrative Office of Pennsylvania Courts.
3. Publish a copy of the Local Rule on the website of the Carbon County Court of Common Pleas.
4. Incorporate the Local Rule in the complete set of Local Rules no later than 30 days following publication in the *Pennsylvania Bulletin*.
5. Forward one copy for publication in the *Carbon County Law Journal*.
6. Forward one copy to the Carbon County Law Library.
7. Keep copies continuously available for public inspection and copying in the Prothonotary's Office.

By the Court

ROGER N. NANOVIC,
President Judge

[Pa.B. Doc. No. 19-1095. Filed for public inspection July 19, 2019, 9:00 a.m.]

Title 255—LOCAL COURT RULES

CARBON COUNTY

PACFile Electronic Filing System Established for Clerk of Courts pursuant to Pa.R.Crim.P. 576.1; No. CP-13-AD-0000003-2019

Administrative Order No. 7-2019

And Now, this 28th day of June 2019, pursuant to Pa.R.Crim.P. 576.1, it is hereby *Ordered* and *Decreed* that, effective July 15th, 2019, Carbon County R.Crim.P. 576.1 is promulgated to authorize use of the PACFile system in the Clerk of Courts office.

The Carbon County District Court Administrator is *Ordered* and *Directed* to:

1. File two paper copies and one electronic copy in Microsoft Word format with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
2. File one copy of this Administrative Order and Local Rule with the Administrative Office of Pennsylvania Courts.
3. Publish a copy of the Local Rule on the website of the Carbon County Court of Common Pleas.
4. Incorporate the Local Rule in the complete set of Local Rules no later than 30 days following publication in the *Pennsylvania Bulletin*.
5. Forward one copy for publication in the *Carbon County Law Journal*.
6. Forward one copy to the Carbon County Law Library.
7. Keep copies of this order continuously available for public inspection and copying in the Clerk of Courts Office.

By the Court

ROGER N. NANOVIC,
President Judge

Rule 576.1. Electronic Filing and Service of Legal Papers—Local Rule.

(A) General Scope and Purpose of the Rule

Pursuant to Pennsylvania Rule of Criminal Procedure 576.1, Electronic Filing and Service of Legal Papers, electronic filing of legal papers through the PACFile electronic filing system is permissive in Carbon County, the 56th Judicial District, as of July 15th, 2019. The Administrative Office of Pennsylvania Courts and the judicial district of Carbon County have agreed upon an implementation plan for PACFile in Carbon County.

(B) PACFile

(1) The exclusive system for electronic filing is the PACFile System, developed and administered by the Administrative Office of the Pennsylvania Courts and located on Pennsylvania's Unified Judicial System Web Portal at <https://ujportal.pacourts.us/PACFile.aspx>.

(2) Pursuant to Pa.R.Crim.P. 576.1(D)(2), establishment of a PACFile account constitutes consent to participate in electronic filing, including acceptance of service electronically of any document filed on the PACFile system in any judicial district that permits electronic filing.

(3) At this time, electronic filing through the PACFile System is voluntary. Any party who declines to participate in the PACFile electronic filing system, or who is unable to electronically file or accept service of legal papers which were filed electronically, or who is otherwise unable to access the PACFile system, shall be permitted to file legal papers in a physical paper format ('hard-copy') and shall be served legal papers in a physical paper format by the Clerk of Courts and other parties, whether electronically filed or otherwise, as required by Pa.R.Crim.P. 576.

(C) Legal Papers

(1) "Legal papers" are pleadings or other submissions to the court, including motions, answers, notices, or other documents, of which filing is required or permitted, including orders, exhibits and attachments, but excluding:

- (a) applications for search warrants;
- (b) applications for arrest warrants;
- (c) any grand jury materials, except the indicting grand jury indictment or the investigating grand jury presentment;
- (d) submissions filed ex parte as authorized by law; and
- (e) submissions filed or authorized to be filed under seal.

(2) The applicable rules of criminal procedure, general rules of court, and court policies that implement the rules shall continue to apply to all filings of legal papers regardless of the method of filing.

(3) Any legal paper submitted for filing to the Clerk of Courts in a physical paper (or 'hard-copy') format shall be accepted by the Clerk of Courts in that format and shall be retained by the Clerk of Courts as may be required by applicable rules of court and record retention policies. The Clerk of Courts shall convert such hard-copy legal paper to .pdf and add it to the system, except those legal papers excluded from electronic filing pursuant to Pa.R.Crim.P. 576.1(C) and this rule.

(D) Filing Fees

Applicable filing fees shall be paid through procedures established by the Clerk of Courts and at the same time and in the same amount as required by statute, Court rule or order, or published fee schedule.

(E) Record on Appeal

Electronically filed legal papers, and copies of legal papers filed in a paper format as provided in subsection (C)(3), shall become the record on appeal.

(F) Confidential Information

Counsel and unrepresented parties must adhere to the Public Access Policy of the Unified Judicial System of Pennsylvania and refrain from including confidential information in legal papers filed with the Clerk of Courts or the Court whether filed electronically or in a paper format.

[Pa.B. Doc. No. 19-1096. Filed for public inspection July 19, 2019, 9:00 a.m.]

Title 25—LOCAL COURT RULES

WESTMORELAND COUNTY

Rule of Criminal Procedure; No. 3 of 2019

Administrative Order of Court

And Now, this 2nd day of July, 2019, *It Is Hereby Ordered* that Westmoreland County Rule of Criminal Procedure WC575, Petition for Competency Evaluation, is hereby adopted. This change is effective 30 days after publication in the *Pennsylvania Bulletin*.

By the Court

RITA DONOVAN HATHAWAY,
President Judge

Rule WC575. Petition for Competency Evaluation.

A petition requesting a competency evaluation shall contain a verified statement, in a form substantially similar to the one set forth below, indicating whether the defendant has or has not submitted to a competency evaluation in the past and shall set forth, to the extent known, the date on which such evaluation was performed. In the event that the petitioner has been the subject of a prior competency evaluation, he or she shall set forth reasons that another exam is warranted.

STATEMENT AS TO PRIOR COMPETENCY EVALUATION

Petitioner has OR
 has not undergone a prior competency evaluation.

Date of prior evaluation: _____

Defendant requires an additional competency evaluation for the following reasons:

I hereby verify that the information provided above is true and correct to the best of my knowledge, information and belief.

BY: _____
Counsel for Petitioner

[Pa.B. Doc. No. 19-1097. Filed for public inspection July 19, 2019, 9:00 a.m.]

COMMONWEALTH COURT

Appointment of Michael F. Kimmel, Esquire, as Prothonotary of the Commonwealth Court of Pennsylvania; Appointment of Gretchen C. Hanrahan, Esquire, as Chief Legal Counsel of the Commonwealth Court of Pennsylvania; No. 126 Misc. Doc. No. 3

Administrative Order

And Now, this 9th day of July, 2019, Michael F. Kimmel, Esquire, is hereby appointed Prothonotary of the Commonwealth Court of Pennsylvania to serve as the “clerk of the court,” Pa.R.A.P. 3111, effective July 22, 2019.

Gretchen C. Hanrahan, Esquire, is hereby appointed Chief Legal Counsel to the Commonwealth Court of Pennsylvania to serve as counsel to the court, effective July 22, 2019.

With these appointments, the position formerly referred to as “Chief Clerk” shall become the position of “Prothonotary,” and the position formerly referred to as “Prothonotary” shall become the “Chief Legal Counsel.” This is a change in titles only.

Until such time that Chapter 37 of the Pennsylvania Rules of Appellate Procedure and the Internal Operating Procedures of the Commonwealth Court can be formally amended, references therein to “Chief Clerk” shall be read

to refer to “Prothonotary” and references to “Prothonotary” shall be read to refer to “Chief Legal Counsel,” unless the context clearly suggests otherwise.

By the Court

MARY HANNAH LEAVITT,
President Judge

[Pa.B. Doc. No. 19-1098. Filed for public inspection July 19, 2019, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Disbarment

Notice is hereby given that by Order of the Supreme Court of Pennsylvania dated July 8, 2019, David Leonard Quatrella (# 33822) is Disbarred on Consent from the Bar of this Commonwealth retroactive to April 6, 2017. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

MARCEE D. SLOAN,
Board Prothonotary

[Pa.B. Doc. No. 19-1099. Filed for public inspection July 19, 2019, 9:00 a.m.]

RULES AND REGULATIONS

Title 34—LABOR AND INDUSTRY

DEPARTMENT OF LABOR AND INDUSTRY

[34 PA. CODE CH. 401]

Corrective Amendment to 34 Pa. Code § 401.1

The Department of Labor and Industry has discovered a discrepancy between the agency text of 34 Pa. Code § 401.1 (relating to definitions) as deposited with the Legislative Reference Bureau and the official text published in the *Pennsylvania Code Reporter* (Master Transmittal Sheet No. 529, December 2018). When amendments to 34 Pa. Code § 401.1 published at 48 Pa.B. 6261 (September 29, 2018) were codified, the definition of the word “variance” was inadvertently deleted.

Therefore, under 45 Pa.C.S. § 901 (relating to official text of published documents), the Department of Labor and Industry has deposited with the Legislative Reference Bureau a corrective amendment to 34 Pa. Code § 401.1. This takes effect immediately.

The correct version of 34 Pa. Code § 401.1 appears in Annex A, with ellipses referring to the existing text of the regulation.

W. GERARD OLEKSIK,
Secretary

Annex A

TITLE 34. LABOR AND INDUSTRY

PART XIV. UNIFORM CONSTRUCTION CODE

CHAPTER 401. UNIFORM CONSTRUCTION CODE TRAINING AND CERTIFICATION OF CODE ADMINISTRATORS

§ 401.1. Definitions.

* * * * *

Utility and miscellaneous use structures—

(i) Buildings or structures of an accessory character and miscellaneous structures not classified by the ICC in any specific use group.

(ii) The term includes carports, detached private garages, greenhouses and sheds having a building area less than 1,000 square feet.

(iii) The term does not include swimming pools or spas.

Variance—A modification of a Uniform Construction Code standard approved by a board of appeals or the Industrial Board and by the Secretary for accessibility requirements.

[Pa.B. Doc. No. 19-1100. Filed for public inspection July 19, 2019, 9:00 a.m.]

PROPOSED RULEMAKING

LIQUOR CONTROL BOARD

[40 PA. CODE CH. 5]

Responsible Alcohol Management Program

The Liquor Control Board (Board), under the authority of section 207(i) of the Liquor Code (47 P.S. § 2-207(i)), proposes to amend Chapter 5 Subchapter I (relating to Responsible Alcohol Management Program) and add §§ 5.203—5.207, 5.212-5.213, 5.221—5.227 and 5.234—5.236 to read as set forth in Annex A.

Summary

In 2000, the Responsible Alcohol Management Program (RAMP) was established in the Liquor Code (47 P.S. §§ 1-101—10-1001) to provide for training and certification of licensees as to safe and responsible service of alcoholic beverages. At that time, participation in RAMP was mostly voluntary, except for licensees who were ordered to participate as a result of an adjudicated citation or because they were compelled to participate under the terms of a conditional licensing agreement. However, amendments to the Liquor Code have made RAMP training mandatory for managers and servers and have required RAMP certification of certain licensees:

- Act of June 28, 2011 (P.L. 55, No. 11) created the off-premises catering permit and required that all servers at the off-premises catered site must have received RAMP server/seller training.
- Act of December 22, 2011 (P.L. 530, No. 113) (Act 113) amended the Liquor Code to require that managers of a restaurant, eating place retail dispenser, hotel, club, limited distillery or distributor license must complete RAMP manager/owner training within 180 days of the Board's approval of the appointment.
- Act of June 8, 2016 (P.L. 273, No. 39) (Act 39) amended the Liquor Code to require all alcohol service personnel to complete RAMP server/seller training within 6 months of being hired by a licensee, unless the person had successfully completed the training prior to being hired.
- Act 39 also amended the Liquor Code to provide for wine expanded permits, authorizing the permit holder to sell wine to patrons for off-premises consumption. Permit holders must obtain RAMP certification and have a RAMP-trained cashier at the register when patrons are on the licensed premises.

The purpose of this proposed rulemaking is to clarify what constitutes RAMP certification, to clarify what is required of those impacted by the legislative changes and to provide guidance to those who want to offer RAMP server/seller training as online training providers or classroom instructors.

This proposed rulemaking seeks to clarify the difference between RAMP training and RAMP certification, because members of the regulated community frequently misconstrue training for certification. A server/seller is required to receive server/seller training and a manager is required to receive owner/manager training. Sections 5.203 and 5.204 (relating to mandatory training for managers; and mandatory training for alcohol service personnel) were added to provide clarity to the regulated community. Training is a component, a prerequisite for certification; it is not the equivalent of certification. Only licensees

receive RAMP certification. Licensees may voluntarily obtain RAMP certification, or they may be required to obtain it as a result of an adjudicated citation, because of a conditional licensing agreement with the Board, or because it is necessary for a permit they seek to obtain, such as a wine expanded permit.

There are instances throughout Chapter 5, Subchapter I of the Board's regulations where the term "certification" is used in a context other than the certification of a licensee. For example, the current § 5.231 (relating to instructor application) is entitled "Instructor Certification;" § 5.243(a)(1) (relating to records) requires licensees to keep records on the "Certification status of its employees, managers and owners. . . ." Current § 5.233 (relating to minimum standards of training) addresses the need to have an alternative curriculum "certified" by the Board's Bureau of Alcohol Education (BAE). The word "certification" has been used inconsistently, which has contributed to the confusion in the regulated community.

This proposed rulemaking intends to clarify that "certification" is available to licensees only and requires the fulfillment of four prerequisites and then the submission of an application for certification of the licensee. The confusion and need for clarity on this issue prompted the creation of §§ 5.205 and 5.206 (relating to RAMP certification prerequisites; and RAMP certification). In addition, throughout this proposed rulemaking, if the word "certification" or "certified" was used in a context other than licensee certification, it was replaced with a more appropriate word. For example, online training providers and classroom instructors are authorized or deauthorized, not certified. Server/sellers and owner/managers receive training, not certification. Curriculum is approved, not certified.

This proposed rulemaking edits § 5.201 (relating to purpose) by keeping the first sentence but deleting the remainder. The provisions in § 5.201(a), pertaining to the four-part RAMP, are set forth in more detail at new § 5.205. The provisions in subsections (b) and (c) are set forth in more detail in new §§ 5.205 and 5.206.

This proposed rulemaking expands the definitions listed in § 5.202 (relating to definitions) by adding terms that have been introduced in the new sections, such as alternative curriculum, designated employee, material change, online training provider, standard curriculum and training voucher. Other definitions were edited to provide clarity and consistency within the regulation.

This proposed rulemaking adds § 5.203, which stems from the provision of Act 113 that requires managers, under section 471.1(g) of the Liquor Code (47 P.S. § 4-471.1), to obtain owner/manager training. This proposed regulation provides that the manager will be deemed to have met the training requirement if they have successfully completed the training within the 2 years prior to being appointed manager. Two years was chosen as the time frame because it corresponds with RAMP certification, which is also valid for 2 years.

This proposed rulemaking also adds § 5.204, which stems from the provision of Act 39 that requires alcohol service personnel, under section 471.1(h) of the Liquor Code, to obtain server/seller training. Like § 5.203, the alcohol service personnel will be deemed to have met the training requirement if they have successfully completed the training within 2 years prior to being hired by the licensee.

This proposed rulemaking adds § 5.205 which is intended to clarify that training alone does not constitute certification. The word “prerequisites” was deliberately chosen to signal that the four components are not synonymous with certification. The four prerequisites are: (1) owner/manager training, which was formerly located in § 5.241 (relating to manager/owner training); (2) server/seller training, which was previously not explained in detail; (3) new employee orientation, which was formerly located in § 5.242 (relating to new employee orientation); and (4) display of responsible alcohol service signage, which was previously located in § 5.261 (relating to signs).

Section 5.206 incorporates text from former § 5.271 (relating to premises certification). Section 5.206 was deliberately set apart from § 5.205 to make clear that satisfying the prerequisites was not the equivalent of RAMP certification. Another step is required; a licensee must file an application with the Board for certification.

Section 5.207 (relating to records) is based on former § 5.243. The language in § 5.207(a)(1) is proposed to be updated to reflect the information that the BAE wants licensees to keep.

Central to any course of instruction is the curriculum. The current language in § 5.211 (relating to course of study for alcohol service personnel) is proposed to be deleted and replaced with a sentence explaining that someone who wants to offer server/seller training may use either the Board’s standard curriculum or an alternative curriculum that has been approved by the Board. This proposed rulemaking goes on to provide more information in §§ 5.212 and 5.213 (relating to standard curriculum; and alternative curriculum).

This proposed rulemaking adds § 5.212, providing that a standard RAMP curriculum for server/seller training is electronically available, free of charge, to anyone who requests it. If someone requests that the information be provided in hard copy by means of mail, the Board will provide it for a flat fee.

This proposed rulemaking adds § 5.213 to explain, in greater detail, what is required of someone who wants to get an alternative curriculum approved for use in server/seller training. This proposed rulemaking introduces a limit of two resubmissions to correct any deficiencies; that limit was chosen as a fair balance between the interests of the alternative curriculum offeror and the limited resources of the BAE.

Current § 5.211(b) requires a fee of \$250 to be paid by someone who chooses to use an alternative curriculum. The Board studied the cost it takes to evaluate and approve an alternative curriculum. It is estimated that the process takes 17.5 hours at a cost to the Board of \$515. Rounding the cost of estimation down to the nearest hundred (\$500) and then dividing that figure in half results in a figure of \$250. Therefore, this proposed rulemaking includes no change to the fee assessed for approving an alternative curriculum.

This proposed rulemaking includes a new heading, Online Training Providers and Programs for Server/Seller Training. The increased demand for RAMP server/seller training can be met, in part, by online server/seller training.¹ The BAE has allowed a limited number of online training providers to offer server/seller training since November 2011. The section is based on the BAE’s

experience with existing online training providers and includes guidance for anyone wanting to become a new online training provider.

Section 5.221 (relating to online training provider application) also includes a limitation that the Board will only accept applications during scheduled open enrollment periods. The purpose behind this amendment is primarily to control the number of applications received by the BAE. To ensure that those seeking server/seller training receive a quality experience, online training providers must be thoroughly evaluated. Evaluating online training providers is a time-consuming process, which includes numerous deadlines for the applicant and the BAE, and the BAE has only nine staff members available to conduct the evaluations. Therefore, limiting the acceptance of applications to scheduled periods is an effective way to ensure that the BAE can evaluate and authorize qualified online training providers within a reasonable timeframe.

Section 5.221 establishes the procedure for someone applying to become a new online training provider. Currently, online training providers are assessed the same fee required of classroom instructors—\$250—because the regulations do not as yet provide for a fee for online training providers. To determine an appropriate fee for an online training provider application, the Board calculated the amount of time spent in evaluating the application and supporting the online training provider. The process includes, but is not limited to, reviewing the application and the online training content, providing feedback and evaluating resubmissions of training content, providing troubleshooting and records reconciliation, and course evaluation. It is estimated that the process takes 55 hours at a cost to the Board of \$1,772.50. The evaluation is extensive and time consuming, since every link and every digital functionality must be tested to ensure that the program works as it is supposed to. As a result, this proposed rulemaking establishes the nonrefundable application fee of an online training provider at \$850. This fee was calculated by rounding the cost of evaluation and support down to \$1,700 and then dividing that figure in half.

Given the number of people who need to obtain server/seller training, the Board believes that online training providers can easily recoup the fee from alcohol service personnel in need of training. During Fiscal Year (FY) 2017-2018, 55,811 people received server/seller training from an online training provider, of which there are currently ten. If the number of students who obtained training were equally divided among the ten online training providers, each online training provider would have 5,581.1 students. The online training provider could recoup the \$850 application fee by charging each of those students 15.23 cents ($5,581.1 \times \$0.1523 = \850). Put another way, an online training provider would only need \$1 from approximately 1.523% of the 55,811 students to recoup the application fee ($55,811 \times 1.523\% = 850$). Currently, online training providers charge from \$8 to \$40 per training, with most charging \$20 or \$25.

Section 5.222 (relating to online training program approval process) sets forth the approval process, which requires the evaluation of the online training program itself. An online training provider is allotted 120 days to give the Board access to the online training web site. After receiving access to the web site, the Board will determine whether the web site meets the minimum standards that are set forth in § 5.223 (relating to minimum standards of the online training program). The minimum standards include certain program features,

¹ As an aside, only the Board may offer owner/manager training. 47 P.S. § 4-471.1(c).

program availability, program functionality and the Board's final examination. The minimum standards also set forth security and technology requirements, such as encrypting personally identifiable information and prohibiting the online training provider from selling or using such information for any purpose other than for identification by the online training provider and verification by the Board.

Assuming an online training provider is successful with its application, this proposed rulemaking sets forth the responsibilities of the online training provider in § 5.224 (relating to online training provider responsibilities).

Section 5.225 (relating to renewal of authorization) explains the time frame and procedures for renewing the authorization to serve as an online training provider. Through this proposed rulemaking, the Board is establishing clear rules for the renewal of an online training provider's authorization. Currently, online training providers pay a renewal fee of \$250. This fee has not been changed since 2010. To determine an appropriate fee, the Board calculated the amount of time spent in renewing an online training provider. The process includes, but is not limited to, course evaluation, student records reconciliation and troubleshooting. It is estimated that the process takes approximately 39 hours at a cost to the Board of \$1,222.50. As a result, § 5.225 of this proposed rulemaking increases the renewal fee of an online training provider from \$250 to \$300. This fee was calculated by rounding the cost of evaluation and support down to \$600 and then dividing that figure in half.

In addition, § 5.225 imposes late fees on online training providers if renewal applications are not timely filed. Because RAMP has only nine staff members, requiring an online training provider to submit a renewal application 30 days before expiration allows sufficient time for the RAMP staff to process the request. This ensures that the online training provider's authorization is renewed in a timely fashion, without interruption of the provider's business. Renewals that are submitted shortly before expiration or after expiration tend to disrupt the work of the RAMP office; further, the late-submitting provider will often ask for expedited service for what is truly an avoidable crisis. Towards that end, additional late fees of \$100 and \$250 are imposed to compel the timely submission of the application for renewal. These fees were adopted because they are the same fees that licensees must pay if they are untimely with their license renewal applications. See 47 P.S. § 4-470(a). In addition, this proposed rulemaking establishes a deadline whereby late renewal applications will not be accepted; the online training provider will have to wait for open enrollment to submit a new application instead of a renewal.

Section 5.226 (relating to training vouchers) addresses a practice whereby online training providers issue training vouchers in bulk quantities to licensees with many employees, such as chain restaurants or casinos. The licensee may then give the training vouchers to its employees to obtain the server/seller training. Once these vouchers are sold, however, there is no guarantee that the online training provider will still be authorized to provide such training by the time the last voucher is redeemed and training is completed. To balance a licensee's need to provide server/seller training to numerous employees and to protect the licensee from the possibility of having a large quantity of vouchers from a training provider who is no longer authorized to provide training, this proposed rulemaking provides that the training vouchers are only valid for 60 days from the date of purchase. In this way,

the risk to the licensee is limited and the training provider is still able to offer bulk training to licensees who are interested.

An online training provider who does not meet the minimum standards, who does not meet its responsibilities, or who engages in prohibited conduct may be deauthorized from providing online training. Proposed § 5.227 (relating to deauthorization of online training providers) sets forth the procedure that will be followed when an online training provider does not adhere to regulations.

This proposed rulemaking also includes, in § 5.231 (relating to classroom instructor application), updates to the regulations that pertain to classroom instructors of server/seller training. One of the changes to the regulation was to require the applicant to have had, within the past 5 years, 2 years of experience as a trainer or in giving presentations. The purpose behind this change was to ensure that the applicant's skills in this area are still relatively fresh, not, for example, based on an experience from 20 years ago. In addition, hospitality experience has been clarified to be related to hotel/restaurant management, to ensure that the applicant has ample experience.

Section 5.231 also includes a limitation that the Board will only accept applications during scheduled open enrollment periods. The purpose behind this amendment is primarily to control the number of applications received by the BAE. To ensure that those seeking server/seller training receive a quality experience, the classroom instructors must be thoroughly evaluated. Evaluating instructors is a time-consuming process, which includes numerous deadlines for the applicant and the BAE, and the BAE has only nine staff members available to conduct the evaluations. Therefore, limiting the acceptance of applications to scheduled periods is an effective way to ensure that the BAE can evaluate and authorize qualified classroom instructors within a reasonable timeframe.

Currently, new classroom instructors pay a fee of \$250. This fee has not been changed since 2010. To determine an appropriate fee, the Board calculated the amount of time spent in evaluating and training a new classroom instructor. The process includes, but is not limited to, 2 days of instruction as well as onsite training evaluation. It is estimated that the process takes approximately 50 hours at a cost to the Board of \$1,083.80. As a result, § 5.231 of this proposed rulemaking increases the nonrefundable application fee of a new classroom instructor from \$250 to \$500. This fee was calculated by rounding the cost of evaluation and support down to \$1,000 and then dividing that figure in half.

During FY 2017-2018, 22,648 people obtained server/seller training in a classroom setting. There are currently 36 classroom instructors; if the people taking server/seller training were evenly distributed among the 36 classroom instructors, each instructor would teach 629.11 people per year. The authorized classroom instructor can recoup the \$500 authorization fee by charging each student an additional eighty cents ($629.11 \times \$0.80 = \503.29). Put another way, a classroom instructor would only need \$1 from approximately 2.3% of the 22,468 students to recoup the application fee ($22,468 \times 2.3\% = 516.764$). It is estimated that currently, classroom instructors charge from \$15 to \$50 per training, with most charging \$25 to \$40.

This proposed rulemaking amends § 5.232 (relating to classroom instructor approval process) to address the classroom instructor approval process instead of class-

room instructor responsibilities, which will be addressed in newly added § 5.234 (relating to classroom instructor responsibilities). The most significant change to the approval process is the institution of a probationary period. The probationary period allows the BAE to evaluate classroom instructors “in action,” to ensure that the classroom instructor can actually teach the material. If a classroom instructor does not achieve a rating of “Outstanding,” “Commendable” or “Satisfactory,” the Board will terminate the classroom instructor’s authorization.

Section 5.233 (relating to minimum standards of classroom training) amends the existing regulation in small ways to provide greater clarity to the regulated community. For example, because this proposed rulemaking introduces the category of online training providers, this section is amended to refer to “classroom instructors,” to clearly distinguish them from online training providers.

Additionally, in § 5.233, a classroom instructor is required to notify the Board immediately when cancelling a training session or making a change to the training schedule. Previously, the methods of communication between the classroom instructor and the Board in these circumstances included first class United States mail, other delivery or express service, facsimile or e-mail. This proposed rulemaking amends the methods of communication to reflect the actual practice, which is by telephone or e-mail, eliminating all other methods.

In this proposed rulemaking, new § 5.234 includes the existing content of § 5.232. The section has been expanded to include a subsection requiring the classroom instructor on probationary status to adhere to the Board’s Regulations and Probationary Status Instructor policies that will be provided by the Board. The section also adds responsibilities of classroom instructors about making changes to the curriculum, about acknowledging communications from the Board, getting Board approval on marketing correspondence, and keeping contact information up to date with the Board.

This proposed rulemaking adds new § 5.235 (relating to renewal of authorization). Through this proposed rulemaking, the Board is establishing clear rules for the renewal of a classroom instructor’s authorization. Currently, classroom instructors pay a renewal fee of \$250. This fee has not been changed since 2010. To determine an appropriate fee, the Board calculated the amount of time spent in renewing a classroom instructor. The process includes, but is not limited to, travelling to locations for onsite training evaluation. It is estimated that the process takes approximately 22.5 hours at a cost to the Board of \$655. As a result, § 5.235 of this proposed rulemaking increases the renewal fee of a classroom instructor from \$250 to \$300. This fee was calculated by rounding the cost of evaluation and support down to \$600 and then dividing that figure in half.

In addition, § 5.235 imposes late fees on classroom instructors if renewal applications are not timely filed. Because RAMP has only nine staff members, requiring a classroom instructor to submit a renewal application 30 days before expiration allows sufficient time for the RAMP staff to process the request. This ensures that the instructor’s authorization is renewed in a timely fashion, without interruption of the instructor’s business. Renewals that are submitted shortly before expiration or after expiration tend to disrupt the work of the RAMP office; further, the late-submitting instructor will often ask for expedited service for what is truly an avoidable crisis. Towards that end, additional late fees of \$100 and \$250 are imposed to compel the timely submission of the

application for renewal. These fees were adopted because they are the same fees that licensees must pay if they are untimely with their license renewal applications. See 47 P.S. § 4-470(a). In addition, this proposed rulemaking establishes a deadline whereby late renewal applications will not be accepted; instead, the classroom instructor will have to wait for open enrollment to submit a new application.

The last new section added by this proposed rulemaking is § 5.236 (relating to deauthorization of classroom instructors). This section is nearly identical to § 5.227 except for the fact that it does not include provisions that are unique to online training providers: the invalidation of training that is completed after deauthorization and the invalidation of previously issued training vouchers. Neither of these scenarios is at issue with classroom instructors and, therefore, these provisions were not included in § 5.236.

This proposed rulemaking deletes the text in § 5.241. This information can now be found in § 5.205(b)(1), relating to RAMP certification prerequisites. This proposed rulemaking also deletes the text in § 5.242. This information has been restated with more detail and can now be found in § 5.205(b)(3). This proposed rulemaking deletes the text in § 5.243. This information can now be found in § 5.207.

This proposed rulemaking amends § 5.251 (relating to additional prohibited conduct). Two new sections—§§ 5.227 and 5.236 (relating to deauthorization of online training providers; and deauthorization of classroom instructors)—identify the conduct that will lead to deauthorization. To eliminate repetition, the text in subsections 5.251(a)(9), (b) and (c) have been deleted. The remainder of the text in § 5.251 was edited to include minor updates in vernacular, to be consistent with the rest of this proposed rulemaking. The only significant change is the incorporation of a reference to the Pennsylvania Human Relations Act (PHRA) (43 P.S. §§ 951—963); discrimination or harassment based on age, race, sex, disability, National origin or religion or any other protected class under the PHRA is prohibited conduct.

This proposed rulemaking deletes the text of § 5.271. This information can now be found in § 5.206.

Affected Parties

The affected parties include licensees and their employees, including managers and server/sellers, as well as entities that are offering RAMP server/seller training. For FY 2017-2018, 5,902 people enrolled in owner/manager training and 78,459 people enrolled in server/seller training. As of February 28, 2019, there were 36 classroom instructors of server/seller training and 10 online training providers of server/seller training.

Paperwork Requirements

This proposed rulemaking does not impose any new paperwork requirements on licensees, alcohol service personnel, managers, online training providers or classroom instructors.

Fiscal Impact

The fee for a classroom instructor has increased from \$250 to \$500, with a renewal fee of \$300. In addition, the fee for an online training provider is established as \$850, with a renewal fee of \$600. Moreover, these fees are less than half of the costs incurred by RAMP to train and authorize classroom instructors or to review the content of an online training provider as well as test every link and every digital functionality. However, as explained

previously, these fees can readily be offset from the fees that online training providers and classroom instructors already charge to the tens of thousands of people who need server/seller training.

Effective Date

This proposed rulemaking will become effective upon final-form publication in the *Pennsylvania Bulletin*.

Public Comments

Interested persons are invited to submit written comments about this proposed rulemaking to Rodrigo Diaz, Chief Counsel, Jason M. Worley, Deputy Chief Counsel, or Norina Foster, Assistant Counsel, Office of Chief Counsel, Liquor Control Board, Room 401, Northwest Office Building, Harrisburg, PA 17124-0001, within 30 days after publication of this proposed rulemaking in the *Pennsylvania Bulletin*. When commenting, individuals should indicate if they wish to be apprised of future developments regarding this proposed rulemaking, and include a name, address and e-mail address. Comments submitted by facsimile will not be accepted.

Public comments will be posted on the Independent Regulatory Review Commission’s (IRRC) web site. Personal information will not be redacted from the public comments received.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on June 3, 2019, the Board submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Liquor Control Committee and Senate Committee on Law and Justice. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey comments, recommendations or objections to this proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b) which have not been met. The Regulatory Review Act specifies detailed procedures for review prior to final publication of this proposed rulemaking by the Board, the General Assembly and the Governor.

TIM HOLDEN,
Chairperson

Fiscal Note: 54-90. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 40. LIQUOR

PART I. LIQUOR CONTROL BOARD

CHAPTER 5. DUTIES AND RIGHTS OF LICENSEES

Subchapter I. RESPONSIBLE ALCOHOL MANAGEMENT PROGRAM

GENERAL

§ 5.201. Purpose.

[(a) This subchapter implements the program authorized under section 471.1 of the Liquor Code (47 P.S. § 4-471.1), regarding responsible alcohol management. This provision authorizes the Board to establish a four-part program including:

- (1) New employee orientation.
- (2) Training for alcohol service personnel.
- (3) Manager/owner training.
- (4) Display of responsible alcohol service signage.

(b) Under section 471.1(f) of the Liquor Code, licensees are to obtain certification upon the completion of a certified alcohol service personnel program or the Board’s owner/manager training program. Certification will be valid for 2 years.

(c) Licensees and their managers and employees may enter the Responsible Alcohol Management Program voluntarily, may commit to participation as part of a conditional licensing agreement entered into with the Board or may be required to participate by order of one of the Board’s administrative law judges. This subchapter also establishes standards for the Board to certify compliance with this program.]

This subchapter implements the provisions authorized under section 471.1 of the Liquor Code (47 P.S. § 4-471.1).

§ 5.202. Definitions.

When used in this subchapter, the following words and terms have the following meanings, unless the context clearly indicates otherwise:

Alcohol service personnel—Any employe of a licensee such as a bartender, waiter or, in the case of a distributor or importing distributor, a salesperson whose primary responsibility includes the resale, furnishing or serving of liquor or malt or brewed beverages. It shall also mean any employe, such as a doorperson, whose primary responsibility is to ascertain the age of individuals who are attempting to enter the licensed premises.

Alternative curriculum—Curriculum for server/seller training that was developed by an entity other than the Bureau of Alcohol Education.

BAE—Bureau of Alcohol Education—The office in the [Board] **PLCB** that is responsible for administering the Responsible Alcohol Management Program (**RAMP**).

[**Certify**—To approve and confirm the approval in writing.]

[**Instructor**—An individual who is certified by the Board to instruct students, including licensees, owners, managers, servers, sellers and members of the public, in responsible server practices.] **Classroom instructor**—An individual who is authorized by the **PLCB** to instruct students on server/seller training in a classroom setting where the instructor and the students are physically present.

Designated employee—An employee of a licensee whose primary job for the licensee is employee training or providing human resource services.

Licensee—An individual, person or entity that holds a license issued by the [Board] **PLCB**.

[**Manager/owner training**—Training conducted by the Board or its employees for individuals who manage or own licensed premises.]

Material change—A change that affects or impacts the substance of the curriculum or changes the order of the curriculum. A material change may

include the addition of unapproved information or the deletion of approved information.

New employee—An individual who has not been employed at the licensed premises [**seeking certification**] in any capacity during the preceding year.

Online training provider—An individual or entity who is authorized by the PLCB to provide instruction to students on server/seller training by means of the Internet.

Owner/manager training—Training conducted by the PLCB or its employees for individuals who manage or own licensed premises.

PLCB—Pennsylvania Liquor Control Board.

RAMP—Responsible Alcohol Management Program—A certification program regarding the responsible sale and service of alcohol.

[***Responsible server practices*—Procedures and practices used by alcohol service personnel to prevent the furnishing or selling of alcoholic beverages to minors and visibly intoxicated persons.]**

Server/seller training—Training conducted by the PLCB, a classroom instructor, or an online training provider for alcohol service personnel.

Standard curriculum—Curriculum for server/seller training that is produced and provided by the Bureau of Alcohol Education.

Student—An individual who has enrolled in a RAMP class or online training.

Training voucher—A code or password that grants permission or access to an online training program that may be purchased from an online training provider.

(*Editor's Note:* The following sections are proposed to be added and are printed in regular type to enhance readability.)

§ 5.203. Mandatory training for managers.

(a) Any manager who is required, under section 471.1(g) of the Liquor Code, to complete owner/manager training within 180 days of approval of appointment by the PLCB will be deemed to have met that training requirement if the appointed manager successfully completed the training within the 2 years prior to being appointed manager.

(b) Licensees must ensure that the manager has successfully completed owner/manager training within the past 2 years.

(c) The first time an individual enrolls in owner/manager training, he or she shall enroll and attend the owner/manager training in a classroom setting. The individual may take subsequent owner/manager training in a classroom setting or by means of online training, as preferred.

§ 5.204. Mandatory training for alcohol service personnel.

(a) Any alcohol service personnel who is required, under section 471.1(h) of the Liquor Code, to complete server/seller training within 6 months of being hired by a licensee will be deemed to have met that training requirement if the training was successfully completed within the 2 years prior to being hired by the licensee.

(b) Licensees must ensure that each member of their alcohol service personnel has successfully completed server/seller training within the past 2 years.

(c) If a licensee obtains an off-premises catering permit for use at a catered function, every employee whose primary responsibility at the catered function is to sell and/or serve alcoholic beverages or check identifications of those seeking to enter the catered function must have successfully completed server/seller training within 2 years prior to the date of the catered function.

§ 5.205. RAMP certification prerequisites.

(a) Licensees may seek RAMP certification voluntarily, may commit to obtaining certification as part of a conditional licensing agreement entered into with the PLCB, or may be required to obtain certification by a provision in the Liquor Code or as a result of an adjudicated citation.

(b) Licensees applying for RAMP certification under section 471.1 of the Liquor Code (47 P.S. § 4-471.1) must complete the following prerequisites:

(1) *Owner/manager training.*

(i) At least one owner or the PLCB-approved manager must complete the owner/manager training.

(ii) The first time an individual enrolls in owner/manager training, he or she shall enroll and attend the owner/manager training in a classroom setting. The individual may take subsequent owner/manager training in a classroom setting or by means of online training, as preferred.

(iii) Training will include instruction on proper service of alcohol, developing an alcohol service policy and establishing house rules and policies aimed at preventing sales of alcoholic beverages to minors or visibly intoxicated persons. Instruction will also be provided on identification checks and signs of visible intoxication. Instruction will be provided on techniques to ensure that employees are complying with house rules and policies, including the orientation of new and current employees and the documentation of incidents occurring in the workplace.

(iv) Owner/manager training will be conducted by the PLCB. The PLCB will maintain records establishing the names of individuals who have successfully undergone owner/manager training.

(2) *Server/seller training.*

(i) At least 50% of the licensee's alcohol service personnel must successfully complete server/seller training at the time of filing the application for certification of compliance. This percentage must be maintained or RAMP certification may be rescinded.

(ii) Successful completion of server/seller training is a score of 80% or better on the PLCB's final examination.

(iii) Training will include instruction on detecting signs of impairment and intoxication, identifying underage individuals, and detecting false identifications, including those that are altered, counterfeit or borrowed. Instruction will focus on the practical application of the skills necessary to properly check identification, prevent intoxication and refuse service.

(3) *New employee orientation.*

(i) When preparing to apply for RAMP certification or renewal of RAMP certification, the licensee's owner, manager or designated employee must review an orientation checklist with all alcohol service personnel. The orientation checklist, provided by the PLCB, addresses the liquor

laws regarding service to minors, service to visibly intoxicated patrons, acceptable forms of identification, carding practices and house policies.

(ii) When new employees are hired, the licensee is responsible for ensuring that the owner, manager or designated employee conducts new employee orientation within 30 days of the employee's hire.

(iii) Once completed, orientation checklists should be kept by the licensee throughout the person's employment and for 2 years after separation from employment.

(4) *Display of responsible alcohol service signage.*

(i) Licensees must post signs in the licensed premises. The signs will be provided by the PLCB, although a licensee may use its own signs as long as they are equivalent in size and content to the PLCB's signs.

(ii) The following signs must be posted, notifying patrons about:

(A) Acceptable forms of identification as described in section 495(a) of the Liquor Code (47 P.S. § 4-495(a)).

(B) The licensee's duty to refuse service to minors and visibly intoxicated persons under section 493(1) of the Liquor Code (47 P.S. § 4-493(1)).

(iii) The design of the signs must be so that they are legible from a distance of at least 10 feet. Signs must be located where patrons will easily see them.

(iv) The licensee is responsible for the posting and maintenance of signs.

§ 5.206. RAMP certification.

(a) After a licensee has completed the prerequisites of RAMP certification as set forth in § 5.205 (relating to RAMP certification prerequisites), the licensee may file an application with the PLCB for RAMP certification. There is no fee for applying for certification or recertification.

(1) If the PLCB finds that the licensee has satisfied the prerequisites, the PLCB will approve the application for certification of the licensee.

(2) RAMP certification is valid for 2 years. The PLCB will issue a notice of certification to the licensee that will advise the licensee of the date that the certification will expire.

(3) The licensee must continually satisfy the certification requirements during that period or certification may be rescinded.

(b) If the PLCB finds that the licensee has not satisfied the prerequisites, the PLCB will deny the application for certification of the licensee.

(1) If the licensee was required to obtain RAMP certification as a result of an adjudicated citation or by the terms of a conditional licensing agreement, but failed to do so, the PLCB will refer the matter to the Pennsylvania State Police, Bureau of Liquor Control Enforcement.

(c) The Office of Administrative Law Judge shall take official notice of the PLCB's records with regard to the licensee's certification. The PLCB's certification of a licensee's status as being RAMP compliant shall create a rebuttable presumption that the licensee is RAMP compliant.

§ 5.207. Records.

(a) A licensee that has obtained RAMP certification shall keep the following records:

(1) A current list of all members of the licensee's alcohol service personnel, including the name of the employee, date of hire, date of training (owner/manager and server/seller) and date of new employee orientation.

(2) Date of licensee's certification.

(3) New employee orientation checklist(s), as explained in § 5.205(b)(3) (relating to RAMP certification prerequisites).

(4) Responsible alcohol service signs it posted, where and when the signs were posted, revised and reposted.

(b) These records shall be maintained as part of the licensee's operating records required to be kept for 2 years in accordance with section 493(12) of the Liquor Code (47 P.S. § 4-493(12)).

[COURSE OF STUDY] CURRICULUM FOR SERVER/SELLER TRAINING

§ 5.211. [Course of study for alcohol service personnel] Curriculum for server/seller training.

[(a) A standard curriculum for the course of study will be provided by the BAE.

(b) The BAE is authorized to review curriculum submitted by another training provider and to certify the curriculum if it is equivalent to or exceeds the BAE's standard curriculum. A request for review of curriculum must be accompanied by a nonrefundable \$250 application fee.

(1) In the event that the training provider's curriculum is not equivalent to or does not exceed the BAE's standard curriculum, the BAE will advise the training provider in writing within 90 days of receiving the curriculum and fee as to subjects where the training provider's curriculum is deficient.

(2) The training provider has the opportunity to correct and resubmit its curriculum no more than two times. Curriculum resubmitted under this subsection does not require the payment of an additional fee.

(3) If the training provider's curriculum is still deficient after the second and final resubmission, the BAE will not accept submissions or resubmissions from the training provider for 1 year from the date that the BAE sent notification to the training provider that the second resubmission was deficient.]

Any individual or entity that wants to offer server/seller training must use the standard curriculum provided by the Bureau of Alcohol Education or an alternative curriculum that has been approved for use by the PLCB.

(Editor's Note: The following sections are proposed to be added and are printed in regular type to enhance readability.)

§ 5.212. Standard curriculum.

(a) The PLCB makes available, on the BAE's page on the PLCB's web site, an electronic link to the PLCB's standard curriculum and a manual to be used by students. If an individual or entity requests the PLCB to provide this information in hard copy by means of mail, the PLCB will assess a flat fee, pursuant to an established fee schedule, for printing and mailing the information. The fee schedule will be published on the BAE's page on the PLCB's web site.

(b) The standard curriculum includes instruction on detecting signs of impairment and intoxication, identifying underage individuals, and detecting false identifications, including those that are altered, counterfeit or borrowed. Instruction will focus on the practical application of the skills necessary to properly check identification, prevent intoxication and refuse service.

§ 5.213. Alternative curriculum.

(a) The PLCB makes available, on the BAE's page on the PLCB's web site, an electronic link to guidelines for submitting an alternative curriculum to be approved by the PLCB, along with an electronic link to the most current version of the PLCB's Web Trainee Transfer Service requirements. If an individual or entity requests the PLCB to provide this information in hard copy via mail, the PLCB will assess a flat fee, pursuant to an established fee schedule, for printing and mailing the information. The fee schedule will be published on the BAE's page on the PLCB's web site.

(b) The PLCB is authorized to approve the use of an alternative curriculum and student manual developed by another person or entity for use by an online training provider or a classroom instructor. An application for approval of the alternative curriculum and student manual must be accompanied by a nonrefundable \$250 application fee. The PLCB may approve the use of the alternative curriculum and student manual if they are equivalent to or exceed the PLCB's standard curriculum.

(c)(1) In the event that the alternative curriculum and student manual are not equivalent to or do not exceed the PLCB's standard curriculum and student manual, the PLCB will advise the applicant in writing as to the deficiencies within 90 days of receiving the alternative curriculum, student manual and fee.

(2) The applicant will have 60 days from the date of the notification to complete the required changes to the alternative curriculum and resubmit it for evaluation. If the alternative curriculum and student manual still do not meet or exceed the PLCB's standard curriculum and student manual, the PLCB will again advise the applicant in writing as to the deficiencies. The applicant will then have 30 days from the date of the second notification to complete the required changes to the online training program and provide access to the PLCB for a final evaluation of the alternative curriculum. The resubmission under this subsection does not require the payment of an additional fee.

(i) If the alternative curriculum still includes deficiencies after the third submission to the PLCB, the PLCB will send a notice to the applicant by United States mail that the alternative curriculum will not be approved and that the application is closed. No refund will be given to the applicant.

(ii) The PLCB will not accept, for a minimum of 1 year from the date of the notice advising the applicant that the application was closed, another application for alternative curriculum approval from the applicant. Applications will only be accepted during a period of open enrollment, which shall be posted on the BAE's page on the PLCB's web site.

(3) If the applicant has rectified the deficiencies in the alternative curriculum and student manual and they are approved by the PLCB, the applicant shall submit a clean, final copy of the approved alternative curriculum and the student manual.

ONLINE TRAINING PROVIDERS AND PROGRAMS FOR SERVER/SELLER TRAINING

§ 5.221. Online training provider application.

(a) A person who wants to become an authorized online training provider of server/seller training shall submit an application for authorization issued by the PLCB and pay a nonrefundable application fee of \$850, as well as a separate fee for a criminal record check.

(1) The PLCB will only accept applications during scheduled open enrollment periods, which shall be posted on the BAE's page on the PLCB's web site. The PLCB reserves the discretion to limit the number and frequency of open enrollment periods based on operational restrictions.

(b) The minimum qualifications of an online training provider are the same as the minimum qualifications of a classroom instructor, as set forth in § 5.231(b) (relating to classroom instructor application), except that online training providers are not required to attend owner/manager training.

(c) The applicant shall submit, for approval, a proposed online training program that must be approved by the PLCB before the PLCB will issue a notice of authorization to the online training provider.

§ 5.222. Online training program approval process.

(a) The online training program must be based on the PLCB's standard curriculum or an alternative curriculum that has been approved by the PLCB.

(1) Within 120 days of receiving the standard curriculum or approval to use an alternative curriculum, the applicant shall provide the PLCB with access to the proposed online training web site, including necessary login information for the purpose of viewing content and testing the web site.

(2) If the applicant requires more than 120 days to provide the PLCB with access to the proposed online training web site, the applicant may request an extension in writing, by letter or by e-mail. The PLCB may grant a 30-day extension for temporary, nonrecurring exigencies, such as instructor illness or family emergency, bad weather or other circumstances beyond the instructor's control.

(3) If the applicant does not provide the PLCB access to the proposed online training web site by the deadline provided by the PLCB, the application will be denied and no refund will be given to the applicant.

(b) Upon receipt of the applicant's proposed online training program, the PLCB will review and test the proposed online training program. While the online training program is under review by the PLCB, the applicant may not advertise the availability of the online training program or provide public access to the online training program.

(c) The PLCB will determine whether an applicant's online training program meets the minimum standards set forth in § 5.223 (relating to minimum standards of the online training program).

(d) After the initial evaluation, the PLCB will, if necessary, notify the applicant of any required changes that need to be made to the online training program. The applicant will have 60 days from the date of the notification to complete the required changes to the online training program and provide access to the PLCB for a second evaluation of the online training program.

(e) After the second evaluation, the PLCB will, if necessary, again notify the applicant of any required changes that need to be made to the online training program. The applicant will have 30 days from the date of the notification to complete the required changes to the online training program and provide access to the PLCB for a final evaluation of the online training program.

(1) If the online training program still requires changes after the third submission to the PLCB, the PLCB will send a notice to the applicant by United States mail that the online training program will not be approved and that the application is closed. No refund will be given to the applicant.

(2) The PLCB will not accept, for a minimum of 1 year from the date of the notice advising the applicant that the application was closed, another application for online training program approval from the applicant. Applications will only be accepted during a period of open enrollment, which shall be posted on the BAE's page on the PLCB's web site. See § 5.221(a) (relating to online training provider application).

(f) If the applicant meets the minimum requirements and the PLCB has approved that person's proposed online training program, the PLCB will issue to the online training provider a notice of authorization.

(g) The period of authorization shall be 1 year from the date of issuance of the notice of authorization. The renewal of authorization is addressed in § 5.225 (relating to renewal of authorization).

§ 5.223. Minimum standards of the online training program.

(a) *Program features.*

(1) The program content for the online training program must be either the standard curriculum or an approved alternative curriculum. Material changes to the curriculum may not be made without the approval of the PLCB.

(2) The online training program must cover topics required by the PLCB. The topics must be grouped into training modules. For some topics, the online training program must include mandatory language. The required topics, the mandatory language and the PLCB's final examination will be made available to the applicant by the PLCB.

(3) The online training program must include knowledge checks at the end of each training module. Knowledge checks ensure that a student is properly reviewing and understanding the program content. The online training program must require a student to correctly answer questions based on course content. Such questions should be designed to evaluate the student's comprehension of each training module before students are permitted to advance to the next training module.

(4) The online training program must use the PLCB's final examination.

(5) The online training program must consist of at least 1 1/2 hours of instructional time.

(6) The online training program must contain any disclaimers required by the PLCB, which the PLCB will provide to the applicant.

(b) *Program availability.*

(1) Every online training provider shall make its online training program available to the general public.

(2) An online training provider shall require a student to register for the online training program by using specific personal identifiers provided by the PLCB.

(i) The online training program must provide the opportunity for a student to confirm and edit the information submitted in the registration process before proceeding.

(ii) The registration process must require the student to provide an e-mail address.

(iii) As soon as the student has completed the registration process, the online training program must send the student an e-mail confirming his or her registration with that online training program. The e-mail must include a hyperlink to the online training program.

(3) If the online training provider offers training vouchers for licensees to purchase for the future use of the licensee's employees, the online training provider's web site must meet the requirements set forth in § 5.226 (relating to training vouchers).

(c) *Program functionality.*

(1) All text on each page or screen of the online training program must be narrated.

(2) Each page or screen of the online training program must be numbered.

(3) Each page or screen of the online training program must be timed so that a student may not advance to the next page or screen without having sufficient opportunity to review the contents of the current page or screen.

(4) Knowledge checks must be incorporated throughout the training.

(5) The online training program must require the student to answer security questions during registration that will be used, at random intervals, to validate student identity and participation throughout the course.

(6) The online training program must allow a student to pause and review previous pages or screens at any time.

(7) The online training program must allow a student to save progress in the program content, log out and resume the online training program at a later time. Once the student has begun the final examination, however, logging out of the training program must not be permitted, as explained in subsection (d)(1)(i).

(d) *Final Examination.*

(1) At the conclusion of the online training program, the student shall be required to complete the PLCB's final examination.

(i) The student shall have one attempt at the final examination. The student shall not be permitted to log out of the final examination and resume the final examination at a later time.

(ii) Questions in the PLCB's final examination must be randomized by the online training provider.

(iii) The student shall not be able to print the final examination.

(2) The online training program must immediately score the final examination and immediately notify the student of that score. A score of 80% or better is required to pass the final examination.

(i) The online training program must be able to allow a student who receives a passing score on the final examination to print a certificate of completion provided by the PLCB.

(ii) A student who does not receive a passing score on the final examination may re-register for an online training program. However, the student may not retake the final examination without taking the online training program again.

(3) The online training program must provide each student with access to a manual.

(i) If the online training program is using the PLCB's standard curriculum, then the student shall be provided with the manual for that curriculum.

(ii) If the online training program is based on an alternative curriculum that has been approved by the PLCB, then the student shall be provided with the manual for that curriculum.

(iii) Manuals may not be printed until the conclusion of the final examination.

(iv) Manuals may not be provided to anyone not participating in an approved online training program.

(e) *Security and technology.*

(1) The online training program must comply with the most current version of the PLCB's Web Trainee Transfer Service requirements, as referenced in § 5.222(a) (relating to online training program approval process).

(2) The online training program must encrypt, at all times, any personally identifiable information protected by law, including but not limited to a student's social security number or date of birth. The online training provider shall not sell or use such information for any purpose other than for identification by the online training provider and verification by the PLCB.

(3) The online training program must comply with any and all applicable Federal and State laws and regulations related to information security.

§ 5.224. Online training provider responsibilities.

Online training providers have the responsibility to do the following:

(1) Using the standard curriculum provided by the PLCB, or an alternative curriculum approved by the PLCB, provide students, by means of an online training program, with information regarding the current status of the law on issues regarding the sale or service of alcoholic beverages by licensees.

(2) Provide the PLCB with unlimited vouchers or pass codes that will allow the PLCB to access the online training program free of charge for review purposes.

(3) Train at least 225 students per year. Online training providers may request a waiver of the minimum requirements in this paragraph by sending a letter or e-mail to the PLCB. The PLCB will waive the requirements for minimum training activity for online training providers due to temporary, nonrecurring exigencies, such as online training provider illness or family emergency, bad weather or other circumstances beyond the online training provider's control.

(4) Provide accurate records of a student's completion of online training to the PLCB immediately following the online training by electronically transmitting the necessary electronic data regarding the student.

(i) Records must be sent in real-time or in frequent batch submissions not more than 15 minutes after completion of the final examination.

(ii) The online training provider shall monitor submissions daily and resolve, within 24 hours, any error

message received from the PLCB indicating that the submission was not processed. If the error message cannot be resolved within 24 hours, the online training provider shall immediately notify the PLCB.

(iii) The online training provider shall maintain all records of online training sessions for a minimum of 2 years.

(5) Attend instructor meetings as scheduled by the PLCB.

(6) Refer all questions relating to course content to the PLCB.

(7) Provide technical support to students via telephone, internet chat exchange or e-mail. Technical support must be timely and accurate. Any technical support inquiry from a student must be resolved within 1 business day.

(8) Acknowledge or respond to e-mails, telephone calls or any other contacts placed by the PLCB, licensees and/or trainees within 48 hours.

(9) Submit all forms of correspondence used for marketing purposes to the PLCB for approval prior to dissemination. An online training provider shall not use any forms of correspondence for marketing purposes that have not been approved by the PLCB.

(10) With regard to changes to program content:

(i) Make required changes to written program content within 24 hours of being notified by the PLCB.

(ii) Block public access to the program content until the required changes have been made and approved by the PLCB.

(iii) Refrain from making material changes to online training program content without being required to do so by the PLCB or without receiving approval from the PLCB to make the material changes.

(A) If the online training provider wants to make a material change to the online training program, the online training program must be submitted for review and approval, along with a nonrefundable fee of \$850, unless the changes were required by the PLCB.

(11) With regard to security and technology:

(i) Provide the PLCB with not less than 30 calendar days' notice of any system enhancements or modifications, including upgrades and new versions and releases.

(ii) Report, in accordance with the Breach of Personal Information Notification Act (73 P.S. §§ 2301—2329), any breach of system security or unauthorized release of personally identifiable information.

(iii) Report to the PLCB, within 24 hours, any system failure that prevents compliance with any of the requirements of this regulation.

(iv) Ensure the correction of a system failure within 7 calendar days.

(12) Notify the PLCB within 7 days of a change in the online training provider's telephone number, e-mail address or physical address and provide the PLCB with the new telephone number, e-mail address or physical address.

§ 5.225. Renewal of authorization.

(a) At least 30 days prior to the expiration of the online training provider's authorization, the online training provider shall submit an application for renewal of authorization, which will be provided by the PLCB.

(1) If the online training provider does not want to make material changes to the online training program from the last time it was approved by the PLCB, then a \$600 fee must accompany the online training provider's application for renewal of authorization, as well as a separate fee for a criminal record check.

(2) If the online training provider wants to make material changes to the online training program, then a \$850 fee must accompany the online training provider's application for renewal of authorization, as well as a separate fee for a criminal record check. The online training provider shall use the online training program approved by the PLCB until the notice of authorization has been renewed.

(b) The online training provider shall submit, with the application for renewal of authorization, hard copy screen shots of the most recent PLCB-approved online training program with renewal. The online training provider shall submit no more than 2 screen shots per one side of an 8 1/2 by 11 inch piece of paper. The screen shots may be in color or black and white.

(c) *Untimely applications for authorization renewal.*

(1) The PLCB may accept an application for renewal of authorization that is filed less than 30 days before the expiration of the current authorization, but not after expiration, if the applicant includes an additional filing fee of \$100.

(2) The PLCB may accept an application for renewal of authorization that is filed up to 30 days after the expiration of the current authorization if the applicant includes an additional filing fee of \$250.

(3) The PLCB will not accept applications for renewal of authorization that are filed more than 30 days after the expiration of the current authorization.

(4) As of the date of the expiration of an online training provider's authorization, the following will no longer be valid:

(i) Training that is completed by a student after the date of expiration.

(ii) Any training vouchers issued by an online training provider that have not been redeemed and training completed.

(5) The PLCB will not accept, for a minimum of 1 year from the date of expiration, an application from an online training provider whose authorization has expired. Under such circumstances, a new application must be filed, not an application for renewal. Applications will only be accepted during a period of open enrollment, which shall be posted on the BAE's page on the PLCB's web site. See § 5.221(a) (relating to online training provider application).

§ 5.226. Training vouchers.

(a) The online training provider may sell training vouchers for future use by a licensee's employees. A licensee may purchase training vouchers in bulk for future use by its employees.

(b) Training vouchers are only valid for 60 days from the date of purchase and must indicate their expiration date.

(c) The online training provider shall ensure that its web site includes a notice, on the same page that informs the public about training vouchers, that training vouchers are only valid for 60 days from the date of purchase and must indicate their expiration date. The notice must

require the purchaser to acknowledge this information before completing the purchase of the training vouchers.

§ 5.227. Deauthorization of online training providers.

(a) The PLCB will send a notice of violation to an online training provider by certified United States mail if the online training provider is:

(1) Failing to meet the minimum standards of the online training program set forth in § 5.223 (relating to minimum standards of the online training program).

(2) Failing to meet the responsibilities set forth in § 5.224 (relating to online training provider responsibilities).

(3) Engaging in prohibited conduct set forth in § 5.251 (relating to additional prohibited conduct).

(b) The notice of violation will give the online training provider a deadline by which the violation must be remedied. The amount of time given to remedy the violation will vary depending upon the complexity of the circumstances and may be up to 60 days. The notice of violation may advise the online training provider that its authorization is temporarily suspended, pending resolution of the violation.

(c) If the violation is not remedied by the deadline, or if the PLCB has grounds to issue a second notice of violation within the same authorization year as the first notice of violation, the PLCB will send a notice of deauthorization to an online training provider by certified United States mail. An appeal of the PLCB's decision to deauthorize shall be in accordance with 1 Pa. Code §§ 31.1—35.251 (relating to General Rules of Administrative Practice and Procedure).

(1) As of the date of the PLCB's notice of deauthorization to an online training provider, the following will no longer be valid:

(i) Training that is completed by a student after the date of the PLCB's notice of deauthorization.

(ii) Any training vouchers issued by an online training provider that have not been redeemed and training completed.

(d) The PLCB will not accept, for a minimum of 1 year from the notice of deauthorization, an application from an online training provider that has been issued a notice of deauthorization. Under such circumstances, a new application must be filed, not an application for renewal. Applications will only be accepted during a period of open enrollment. See § 5.221(a) (relating to online training provider application).

CLASSROOM INSTRUCTORS OF SERVER/SELLER TRAINING

§ 5.231. [Instructor application] Classroom instructor application.

[The BAE will have a procedure, as set forth in this section, to confirm a person's competency to begin and continue working as an instructor. Part of this procedure will include observation of the instructor's training sessions by representatives of the BAE at least twice per year.

(1) (a) A person desiring [certification as an authorization to be a classroom instructor shall submit an application [on forms] issued by the [Board] PLCB and pay a [\$250] \$500 nonrefundable application fee, as well as a fee for a criminal record check.

(1) The PLCB will only accept applications during scheduled open enrollment periods. The PLCB reserves the discretion to limit the number and frequency of open enrollment periods based on operational restrictions.

[(2)] (b) The minimum qualifications of [an] a classroom instructor include the following:

[(i)] (1) Possessing a high school diploma or GED.

[(ii) Possessing] (2) Within the previous 5 years, having a minimum of 2 years of experience, full-time, as a trainer or in giving presentations in the field of education, law, law enforcement, substance abuse prevention, hospitality related to hotel/restaurant management or alcohol service training or other equivalent combination of experience and training.

[(iii)] (3) Being 21 years of age or older.

[(iv)] (4) Having no [arrests] convictions that are related to alcohol, narcotics or other controlled substances and having no felony convictions in the previous 10 years.

[(v)] (5) Attending [manager/owner] owner/manager training once in the year preceding the date the application for instructor [certification] authorization is filed. Classroom instructors shall attend the owner/manager training in a classroom setting.

[(3) If a person who has submitted a completed application meets the minimum requirements for certification, the Board will issue to the instructor a Notice of Certification. The period of certification shall be 1 year from the date of issuance of the Notice of Certification.

(4) Renewal of certification shall be submitted to the BAE at least 30 days prior to the expiration of the classroom instructor's current certification. The forms shall be provided by the BAE. A \$250 fee must accompany an application for renewal.]

§ 5.232. [Instructor responsibilities] Classroom instructor approval process.

[Instructors have the responsibility to do the following:

(1) Using the standard curriculum provided by the BAE or a curriculum certified by the BAE, provide students with information regarding the current status of the law on issues regarding the sale or service of alcoholic beverages by licensees.

(2) Schedule training sessions in locations throughout this Commonwealth.

(3) Conduct at least two training sessions per quarter and train at least 225 students per year. Instructors may request a waiver of the minimum requirements in this paragraph by sending a letter or e-mail to the BAE. The BAE will waive the requirements for minimum training activity for instructors due to temporary, nonrecurrent exigencies, such as instructor illness or family emergency, bad weather or other circumstances beyond the instructor's control.

(4) Provide accurate records of attendance and course completion, as required under § 5.233(c) (relating to minimum standards of training), to the BAE within 7 calendar days following each training session through the BAE's web site. Original atten-

dance sheets shall be submitted to the BAE by first class United States mail, other delivery or express service, transmission by facsimile or by e-mail.

(5) Attend instructor meetings twice per year as scheduled by the BAE.

(6) Attend manager/owner training at least once per year.]

(a) Applicants shall attend a 2 day mandatory training session in Harrisburg before the PLCB will issue a notice of authorization. An applicant who does not attend and complete the 2 day training session will be disqualified from consideration as a classroom instructor.

(b) The PLCB shall issue a notice of authorization to those applicants who have successfully completed the training session. The period of authorization shall be 1 year from the date of issuance of the notice of authorization. The classroom instructor is required to successfully complete a probationary period.

(1) Within the first 3 months of probation, the PLCB will evaluate the classroom instructor at least once. There are five possible evaluation ratings: Outstanding, Commendable, Satisfactory, Needs Improvement, or Unsatisfactory.

(i) The classroom instructor must receive an "Outstanding," "Commendable" or "Satisfactory" rating in order to successfully complete the probationary period.

(ii) If the classroom instructor receives a "Needs Improvement" rating, the classroom instructor will be re-evaluated by the PLCB at any time within the next 3 months. Upon re-evaluation, the classroom instructor must receive an "Outstanding," "Commendable" or "Satisfactory" rating in order to successfully complete the probationary period. If the classroom instructor does not, the PLCB will terminate the classroom instructor's notice of authorization.

(iii) If the classroom instructor receives an "Unsatisfactory" rating, the PLCB will terminate the classroom instructor's notice of authorization.

(iv) "Termination" will be treated the same as deauthorization for purposes of § 5.236 (relating to deauthorization of classroom instructors).

§ 5.233. Minimum standards of classroom training.

(a) [Instructors] A classroom instructor shall conduct training sessions conforming to either the [BAE's] PLCB's standard curriculum or [a] an alternative curriculum [certified] approved by the [BAE] PLCB. A classroom instructor shall adhere to either the standard curriculum or an alternative curriculum approved by the PLCB.

(1) Each training session must consist of at least 2 1/2 hours of uninterrupted instructional time, not including time spent reviewing information with students or administering the final examination. Each training session must be taught in one session from start to finish.

(2) The ratio of students per classroom instructor may not exceed 40 to 1.

(b) [Instructors] A classroom instructor shall notify the [BAE] PLCB of the following:

(1) At least 7 calendar days in advance of scheduling any training session. **[Instructors] A classroom instructor** shall provide notification to the BAE through the BAE's **[web site] page on the PLCB's web site.**

(2) Immediately of any training session cancellation. **[Instructors] A classroom instructor** shall provide notification to the **[BAE] PLCB** by **[first class United States mail, other delivery or express service, transmission by facsimile] telephone** or by e-mail.

(3) Immediately of any changes to the training schedule. **[Instructors] A classroom instructor** shall provide notification to the **[BAE] PLCB** by **[first class United States mail, other delivery or express service, transmission by facsimile] telephone** or by e-mail.

(c) **[Instructors] A classroom instructor** shall obtain the student information indicated **below** in paragraphs **[(1)—(3)] (1)—(4)** at the beginning of the training session. **[An instructor] A classroom instructor** shall send a completed attendance sheet to the **[BAE] PLCB** within 7 days of the end of the training session, including the following information from each student:

- (1) Name.
- (2) Home address **and e-mail address.**
- (3) **[Home telephone] Telephone** number.
- (4) Student identification number issued by the **[BAE] PLCB.**

[(5) Pass/fail score on the test.

(6) Licensed establishment name, address and licensee identification.

(7) Time and location of training.]

(5) Licensed establishment name, address and licensee identification.

(6) Time, date and location of training.

(7) Pass/fail score on the test.

(d) At the conclusion of the training, the **classroom instructor** shall administer a **[standardized test] final examination** prepared by the **[BAE] PLCB**, **[insuring] ensuring** that students complete the **final examination individually**, as a closed book **[exam] examination**, without access to references **or assistance from others** to aid in the completion of the **final examination.**

(e) The **classroom instructor** shall grade **the final examinations** and notify students of their grades. A **[test]** score of 80% or better is required to pass. **The classroom instructor shall provide a standard participant wallet card to each student who passes the final examination. These wallet cards are provided to the classroom instructor by the PLCB.** A student who does not pass **the final examination** may, at the first opportunity, schedule training and take the **[test] final examination** again. **However, the student may not retake the final examination without receiving the training again.**

(Editor's Note: The following sections are proposed to be added and are printed in regular type to enhance readability.)

§ 5.234. Classroom instructor responsibilities.

Classroom instructors have the responsibility to do the following:

(1) While on probationary status, the classroom instructor shall adhere to all of the PLCB's Regulations and Probationary Status Instructor policies that will be provided by the PLCB.

(2) Using the standard curriculum provided by the PLCB, or an alternative curriculum approved by the PLCB, provide students with information regarding the current status of the law on issues regarding the sale or service of alcoholic beverages by licensees. Classroom instructors shall provide each student with a student manual that corresponds to the standard curriculum or an alternative curriculum approved by the PLCB.

(i) A classroom instructor shall refrain from making any modifications or changes to the standard curriculum without being required to do so by the PLCB.

(ii) A classroom instructor shall refrain from making any modifications or changes to an alternative curriculum without first receiving approval from the PLCB to make the proposed modifications or changes.

(iii) If the classroom instructor wants to revise the alternative curriculum, the curriculum must be submitted for review and approval, along with a nonrefundable fee of \$250, unless the changes were required by the PLCB.

(3) Schedule training sessions in locations throughout this Commonwealth.

(4) Conduct at least two training sessions per quarter and train at least 225 students per year. Classroom instructors may request a waiver of the minimum requirements in this paragraph by sending a letter or e-mail to the PLCB. The PLCB will waive the requirements for minimum training activity for instructors due to temporary, nonrecurring exigencies, such as instructor illness or family emergency, bad weather or other circumstances beyond the instructor's control.

(5) Provide accurate records of attendance and course completion, as required under § 5.233(c) (relating to minimum standards of classroom training), to the PLCB within 7 calendar days following each training session through the BAE's page on the PLCB's web site. Original attendance sheets must be submitted to the PLCB by first class United States mail, other delivery or express service or by e-mail.

(6) Attend instructor meetings as scheduled by the PLCB.

(7) Attend in-class owner/manager training at least once per year.

(8) Acknowledge or respond to e-mails, telephone calls or any other contacts placed by the PLCB, licensees and/or trainees within 48 hours.

(9) Submit all forms of correspondence used for marketing purposes to the PLCB for approval prior to dissemination. A classroom instructor shall not use any forms of correspondence for marketing purposes that have not been approved by the PLCB.

(10) Notify the PLCB within 7 days of a change in the classroom instructor's telephone number, e-mail address or physical address and provide the PLCB with the new telephone number, e-mail address or physical address.

§ 5.235. Renewal of authorization.

(a) At least 30 days prior to the expiration of the classroom instructor's authorization, the classroom in-

structor shall submit an application for renewal of authorization, which will be provided by the PLCB. A \$300 fee must accompany the classroom instructor's application for renewal of authorization, as well as a separate fee for a criminal record check.

(b) If the classroom instructor is using an alternative curriculum, the classroom instructor shall submit a copy of the most recently PLCB-approved curriculum with the application for renewal of authorization. If the classroom instructor is using the standard curriculum, the classroom instructor need not submit a copy of the standard curriculum with the application for renewal of authorization.

(1) If the classroom instructor does not want to make material changes to the alternative curriculum from the last time it was approved by the PLCB, no additional fee is required.

(2) If the classroom instructor wants to make material changes to the alternative curriculum, then an additional \$250 fee, for a total of \$550, must accompany the classroom instructor's application for renewal of authorization. The classroom instructor shall use the alternative curriculum approved by the PLCB until the notice of authorization has been renewed.

(c) *Untimely applications for authorization renewal.*

(1) The PLCB may accept an application for authorization renewal that is filed less than 30 days before the expiration of the current authorization, but not after expiration, if the applicant includes an additional filing fee of \$100.

(2) The PLCB may accept an application for authorization renewal that is filed up to 30 days after the expiration of the current authorization if the applicant includes an additional filing fee of \$250.

(3) The PLCB will not accept applications for renewal that are filed more than 30 days after the expiration of the current authorization.

(4) The PLCB will not accept, for a minimum of 1 year from the date of expiration, an application from an classroom instructor whose authorization has expired. Under such circumstances, a new application must be filed, not an application for renewal. Applications will only be accepted during a period of open enrollment. See § 5.231(a) (relating to classroom instructor application).

§ 5.236. Deauthorization of classroom instructors.

(a) The PLCB will send a notice of violation to a classroom instructor by certified United States mail if the classroom instructor is:

(1) Failing to meet the minimum standards of classroom training set forth in § 5.233 (relating to minimum standards of classroom training).

(2) Failing to meet the responsibilities set forth in § 5.234 (relating to classroom instructor responsibilities).

(3) Engaging in prohibited conduct set forth in § 5.251 (relating to additional prohibited conduct).

(b) The notice of violation will give the classroom instructor a deadline if the violation can be remedied. The amount of time given to remedy the violation will vary depending upon the complexity of the circumstances.

(c) If the violation is not remedied by the deadline, or if the PLCB has grounds to issue a second notice of violation within the same authorization year as the first notice of violation, the PLCB will send a notice of deauthorization to the classroom instructor by certified

United States mail. An appeal of the PLCB's decision to deauthorize shall be in accordance with 1 Pa. Code §§ 31.1—35.251 (relating to General Rules of Administrative Practice and Procedure).

(d) The PLCB will not accept, for a minimum of 1 year from the notice of deauthorization, an application from a classroom instructor that has been issued a notice of deauthorization. Under such circumstances, a new application must be filed, not an application for renewal. Applications will only be accepted during a period of open enrollment. See § 5.231(a) (relating to classroom instructor application).

[TRAINING/ORIENTATION]

§ 5.241. [**Manager/owner training**] Reserved.

[**(a) Manager/owner training will be conducted by the BAE.**

(b) Training must include instruction on proper service of alcohol, developing an alcohol service policy and establishing house rules and policies aimed at preventing sales of alcoholic beverages to minors or visibly intoxicated persons. Instruction shall also be provided on identification checks and signs of visible intoxication. Instruction shall be provided on techniques to assure that employees are complying with house rules and policies, including the orientation of new and current employees and the documentation of incidents occurring in the workplace.

(c) For 2 years, the Board will maintain records establishing the names of individuals who have successfully undergone manager/owner training.]

§ 5.242. [**New employee orientation**] Reserved.

[**(a) Licensees applying for certification of compliance under section 471.1 of the Liquor Code (47 P.S. § 4-471.1) shall conduct new employee orientation within 30 days of the employee's hire, in accordance with a checklist of responsible server practices provided by the BAE including:**

(1) Penalties for furnishing or selling alcohol to minors.

(2) Acceptable forms of identification as defined in section 495(a) of the Liquor Code (47 P.S. § 4-495(a)).

(3) Practices for checking identification to prevent the service of alcohol to minors, which is prohibited under section 493(1) of the Liquor Code (47 P.S. § 4-493(1)).

(4) Penalties for furnishing or selling alcohol to visibly intoxicated persons.

(5) Practices for refusing service of alcohol to visibly intoxicated persons.

(6) Procedures for handling situations where criminal activity, such as drug activity, assaults or fights, loitering and prostitution, is occurring in or about the premises.

(b) The licensee is responsible for ensuring that the owner or manager conducts the new employee orientation.]

§ 5.243. [Records] Reserved.

[(a) The licensee shall keep the following records:

(1) Certification status of its employees, managers and owners, consisting of the name of the employee, manager or owner, date of hire, date of training and the name of the trainer.

(2) Date of premises certification.

(3) Records of its new employee orientation program.

(4) Responsible alcohol service signs it posted, where and when the signs were posted, revised and reposted.

(b) These records shall be maintained as part of the licensee's operating records required to be kept for 2 years in accordance with section 493(12) of the Liquor Code (47 P.S. § 4-493(12)).]

ADDITIONAL PROHIBITED CONDUCT

§ 5.251. [Prohibited] Additional prohibited conduct.

[(a)] The [Board] PLCB may [decertify] deauthorize classroom instructors or online training providers for violating any of the provisions of this subchapter or engaging in the following conduct:

(1) Discrimination or harassment based on age, race, sex, disability, national origin or religion, or any other protected class under the Pennsylvania Human Relations Act, 43 P.S. §§ 951—963.

(2) An act that is in violation of the Liquor Code or this title.

(3) An act resulting in a misdemeanor or felony conviction.

(4) An act resulting in admittance into an Accelerated Rehabilitative Disposition (ARD) program if the underlying activity is related to alcoholic beverages, narcotics or controlled substances.

(5) Being under the influence of alcoholic beverages, narcotics or controlled substances during training presentations, [examinations or] breaks, or the final examination.

(6) Knowingly permitting students to be under the influence of alcoholic beverages, narcotics or controlled substances during training presentations, [examinations or] breaks, or the final examination.

(7) Cheating or condoning cheating by students.

(8) Knowingly providing false information on reports submitted to the [Board] PLCB.

[(9) Having an unacceptable evaluation regarding the presentation of the course of study from class observations conducted by the BAE. An unacceptable evaluation will result from conduct including, but not limited to, the following:

i. Failing to satisfactorily carry out the instructor's responsibilities in § 5.232 (relating to instructor responsibilities).

ii. Failing to meet the minimum standards of training in § 5.211 (relating to course of study for alcohol service personnel).

iii. Failing to provide students with current and accurate information.

iv. Failing to provide accurate records of attendance and course completion to the BAE.

v. Failing to conduct at least 2 1/2 hours of instructional time in each training.

vi. Exceeding the ratio of students per instructor.

vii. Failing to properly administer the standardized test prepared by the BAE.

(b) The Board will send a Notice of Decertification to an instructor by certified United States mail. An appeal of the Board's decision to decertify an instructor shall be as set forth in 2 Pa.C.S. § 702 (relating to appeals).

(c) The Board will not consider application for recertification until 1 year after the date of decertification.]

[SIGNS]

§ 5.261. [Signs] Reserved.

[(a) Signs for posting in the licensed premises will be provided by the Board. A licensee may use its own signs provided that they are equivalent in size and content to the Board's signs.

(b) The following signs must be posted, notifying patrons about:

(1) Acceptable forms of identification as described in section 495(a) of the Liquor Code (47 P.S. § 4-495(a)).

(2) The licensee's duty to refuse service to minors and visibly intoxicated persons under section 493(1) of the Liquor Code (47 P.S. § 4-493(1)).

(c) The design of the signs must be so that they are legible from a distance of 10 feet. Signs must be located where patrons will easily see them.

(d) The licensee is responsible for the posting and maintenance of signs.]

[CERTIFICATION]

§ 5.271. [Premises certification] Reserved.

[(a) A licensee may request that the Board certify that it complies with section 471.1 of the Liquor Code (47 P.S. § 4-471.1). The request may be made by personal contact, telephone or written communication to the BAE. Written communication includes first class United States mail, other delivery or express service, transmission by facsimile or by e-mail.

(b) Certification or recertification will be issued by the Board after investigation and approval of the licensed premises.

(c) There is no fee for certification or recertification.

(d) If the Board finds that a licensee has met the requirements under section 471.1 of the Liquor Code, the licensee will be issued a certificate of compliance valid for 2 years.

(e) If the Board finds that a licensee has not met the requirements under section 471.1 of the Liquor Code or this subchapter, and the licensee's compliance with section 471.1 of the Liquor Code or this

subchapter was not mandated by the Office of Administrative Law Judge, by statute, by regulation or by a conditional licensing agreement, the Board will refuse certification or decertify the licensee.

(f) If the Board finds that a licensee has not met the requirements under section 471.1 of the Liquor Code or this subchapter and the licensee's compliance with section 471.1 of the Liquor Code or this subchapter was required by the Office of Administrative Law Judge, by statute, by regulation or by a conditional licensing agreement, the Board will refuse the application for certification or decertify the licensee and refer the matter to the Pennsylvania State Police, Bureau of Liquor Control Enforcement.

(g) The Board will send a Notice of Decertification to the licensee by certified United States mail. Appeal of the Board's decision to decertify a licensee shall be as set forth in 2 Pa.C.S. § 702 (relating to appeals).

(h) A licensee may apply for recertification at any time after the date of decertification.

(i) The Office of Administrative Law Judge will take official notice of the Board's records with regard to the licensee's certification.]

[Pa.B. Doc. No. 19-1101. Filed for public inspection July 19, 2019, 9:00 a.m.]

STATEMENTS OF POLICY

Title 4—ADMINISTRATION

GOVERNOR’S OFFICE

[4 PA. CODE CH. 1]

Executive Orders, Management Directives and Other Issuances of the Directives Management System Indexed for Reference Purposes

The Index of Issuances is being updated to reflect changes since 48 Pa.B. 4261 (July 21, 2018). This amendment adds new issuances, amends and rescinds others. Recipients of publications listed in this index should be kept informed of the status of these publications.

MICHAEL NEWSOME,
Secretary of Administration

(Editor’s Note: This Index of Issuances is published under 1 Pa. Code § 3.1(a)(9) (relating to contents of Code). This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of *Pennsylvania Code*) as a document general and permanent in nature which shall be codified in the *Pennsylvania Code*.)

This manual provides a complete listing of issuances, specified in Title 4 of the *Pennsylvania Code* § 1.2, from the Governor’s Office and from agencies under the Governor’s jurisdiction, except proclamations and press releases, that are intended for distribution to two or more agencies following the procedures for publication of issuances in Management Directive 210.1, Directives Management System.

The manual will be amended to reflect the latest issuances, and published annually in Title 4 of the *Pennsylvania Code* § 1.4 at the end of each fiscal year.

This amendment updates the index for all executive orders, management directives, and manuals issued, amended, and rescinded between July 1, 2018 and June 30, 2019. Changes are indicated by marginal dots.

Individuals should subscribe to receive e-Alerts to receive notification of published issuances. For questions regarding the Directives Management System, contact OA, EB-DMS.

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This manual replaces, in its entirety, Manual 210.3, dated July 2, 2018. This manual includes all new and amended issuances through June 30, 2019.

How to Use Index:

- Executive orders are by year of issuance.
- Management directives and manuals are numbered in sequence by category (e.g., Financial Management) and subcategory (e.g., Payroll).
- All documents preceded by the letter “M” are manuals. All documents preceded by the letter “MD” are management directives.
- Documents that have been rescinded are indicated as rescinded.
- Amendments are presented as complete documents that incorporate all changes since the last issuance.
- Revisions which generally affect older issuances are pen and ink changes or replacement pages and affect only those parts of an issuance being changed. Therefore, the issuance changed by a revision will be in more than one document because there will be original issuance and any revision.

Fiscal Note: GOV-19-M210.3. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 4. ADMINISTRATION

CHAPTER 1. AGENCY OPERATION AND ORGANIZATION

Subchapter A. DIRECTIVES MANAGEMENT SYSTEM

§ 1.4. Index of Issuances.

<i>Executive Orders</i>		<i>Date of Original or Latest Amendment</i>	<i>Current Revisions</i>
1973-9	Environmental Protection by State Agencies	7/13/1973	
1974-11	Governor’s Interdepartmental Council on Seasonal Farmworkers	11/2/1978	
1975-5	Commitment Towards Equal Rights	9/19/1978	
1975-6	Preservation of Historic Resources	5/6/1975	
1977-5	Implementation of Act No. 1976-101	9/27/1977	
1978-4	Flood Plain Management	3/1/1978	
1978-9	Public Information Policies and Practices	5/23/1978	
1979-13	Governor’s Office of Policy and Planning	9/18/1979	
1980-3	Life Cycle Costing	2/8/1980	

<i>Executive Orders</i>			<i>Date of Original or Latest Amendment</i>	<i>Current Revisions</i>
	1980-18	Code of Conduct	5/16/1984, 1 and 3 Amended	2,4 Rescinded
	1980-20	Pennsylvania Coastal Zone Management Program	9/22/1980	
	1981-3	Scheduling of Bond and Note Issue Sales	1/30/1981	
	1984-3	Accounting and Financial Reporting	10/11/1984	
	1986-1	Commonwealth Single Audit Coordinator	2/24/1986	
	1986-7	Liquor Control Board Sunset: Privatization of State Liquor Monopoly; Transfer of Liquor Control Board Functions	12/1/1986	
	1987-7	State Inspector General	4/6/1987	
	1987-9	Allocation of State Low-Income Housing Credit Authority Under the Internal Revenue Code of 1986	4/22/1987	
	1987-10	Highway Safety	11/25/1992	
	1988-8	Pennsylvania State Data Center	7/12/1988	
	1989-3	Master Leasing Program	3/2/1989	
	1990-3	Contractor Responsibility Program	6/29/1990	
	1990-7	Interagency River Island Task Force 1	10/17/1990 . . .1	
	1992-1	Records Management	1/8/1992	
	1993-2	Civil Disorder and Emergency	4/9/1993	
	1993-3	State Land Use Planning—Goals and Objectives for Commonwealth Agencies	8/31/1993	
	1993-4	State Center for Health Statistics and Research	10/13/1993	
	1994-1	State Commission on National and Community Service	1/28/1994	
	1995-1	Judicial Appointments	2/27/1995	
	1995-4	Monitoring Supplies of Petroleum Products	7/10/1995	
	1996-1	Regulatory Review and Promulgation	2/6/1996	
	1996-10	State Employee Assistance Program	12/20/1996	
	1996-13	Commonwealth of Pennsylvania's Policy on Substance Abuse in the Workplace	12/20/1996	
	1997-2	Developmental Disabilities Council	5/30/1997	
	1997-5	Governor's Advisory Council on Physical Fitness and Sports	9/24/1997	
•	1998-1	Governor's Green Government Council		Rescinded by EO 2019-1—1/8/2019
	1998-3	The Pennsylvania Greenways Partnership Commission	8/16/2001	
	1999-1	Land Use Planning	1/7/1999	
	2001-1	Directives Management System	2/13/2001	
	2001-2	State Employee Combined Appeal	2/14/2001	
	2002-4	Prohibition of Sexual Harassment in the Commonwealth	5/3/2002	
	2002-5	Disability-Related Policy	5/3/2002	
	2002-6	PA Open for Business	6/6/2002	
	2002-7	Integrating Mediation into State Government	6/14/2002	
	2002-13	Proposed Keystone Opportunity Improvement Sub-zones	12/31/2002	
	2003-2	Agricultural Land Preservation Policy	3/20/2003	
	2003-4	Workplace Policy for HIV/AIDS	5/5/2003	
	2003-5	Upper Delaware Federal Scenic River	6/22/2003	
	2004-1	Governor's Invasive Species Council		Rescinded by EO 2017-07—12/20/2017

<i>Executive Orders</i>		<i>Date of Original or Latest Amendment</i>	<i>Current Revisions</i>
2004-2	Utilization of Commonwealth-Owned and Leased Space	2/18/2004	
2004-4	Anti-Sweatshop Procurement Policy	3/18/2004	
2004-5	Pennsylvania Energy Development Authority	4/8/2004	
2004-6	Minority and Women-Owned Business Opportunities	1/17/2011	
• 2004-12	Energy Management and Conservation in Commonwealth Facilities		Rescinded by EO 2019-1—1/8/2019
2005-4	Proposed Economic Development District	7/14/2005	
2005-8	Governor's Renewable Agricultural Energy Council	9/20/2005	
2006-8	Contractor Social Responsibility and Offshore Services	9/14/2006	
2006-9	Governor's Cabinet for People with Disabilities—Governor's Advisory Committee for People with Disabilities	11/21/2006	
2006-10	Strategic Development Areas	12/22/2006	
2007-1	Strategic Development Area, Butler County	4/24/2007	
2007-2	Strategic Development Area, Westmoreland County	4/30/2007	
2007-3	Commonwealth Automotive Fleet Efficiency Initiative	5/9/2007	
2007-4	Office of Health Equity	5/21/2007	
2007-6	Registered Family Child Care Providers	6/14/2007	
2007-7	Subsidized Child Care Providers Exempt from Certification or Regulation	6/14/2007	
2007-8	Strategic Development Area, Lehigh County	9/6/2007	
2007-9	Governor's Advisory Council on Rural Affairs	10/2/2007	
2008-6	Office of Diversity Management	4/15/2010	
2008-7	Early Learning Council	9/11/2008	
2010-3	Pennsylvania—Produced Agricultural Products Program	9/14/2010	
2011-3	Public Private Partnership		Rescinded by EO 2017-6—12/20/2017
2011-6	Commonwealth Licensee Tax Responsibility Program	9/15/2011	
2011-9	Small Business Procurement Initiative	11/21/2011	
2011-10	Veteran-Owned Small Business Procurement Initiative	12/7/2011	
2012-3	Pennsylvania Homeland Security	2/22/2012	
2012-5	Commonwealth Continuity of Government	4/30/2012	
2012-11	Permit Decision Guarantee for the Department of Environmental Protection	7/24/2012	
2012-12	Pennsylvania Military Community Protection Commission	9/17/2012	
2013-2	Rescission of Executive Order 1987-3 Transfer of Waynesburg Youth Development Center to the Department of Corrections	3/18/2013	
2013-3	Governor's Advisory Council on Veterans Services	11/11/2013	
2014-2	Pennsylvania Justice Network (JNET) Governance Structure	3/18/2014	
2014-4	Transition Period for the Pennsylvania Health Care Cost Containment Council	7/1/2014	
2014-5	Rescission of: Executive Order 2003-1, Executive Order 2010-2 As Amended, and Executive Order 2011-4	7/31/2014	
2015-1	Executive Branch Employee Gift Ban	1/20/2015	
2015-2	Competitive Process for Procurement of Legal Services	1/20/2015	
2015-3	Leasing of State Forest and State Park Land for Oil and Gas Development	1/29/2015	
2015-4	Governor's Office of Transformation, Innovation, Management and Efficiency ("GO TIME")	2/1/2018	

STATEMENTS OF POLICY

<i>Executive Orders</i>		<i>Date of Original or Latest Amendment</i>	<i>Current Revisions</i>
2015-5	Participant-Directed Home Care Services	2/27/2015	
2015-6	State Emergency Operations Plan	4/16/2015	
2015-7	Governor's Advisory Commission on African American Affairs	8/4/2015	
2015-8	Governor's Advisory Commission on Latino Affairs	8/4/2015	
2015-9	Pennsylvania Commission for Women		Rescinded by EO 2017-2—10/6/2017
2015-10	Governor's Advisory Commission on Asian Pacific American Affairs	8/4/2015	
2015-11	Diversity, Inclusion and Small Business Opportunities in Commonwealth Procurement and in Pennsylvania's Economy	9/23/2015	
2015-12	Coordination of Food and Nutrition Programs: Appointment of the Advisor to the Governor on Food and Nutrition Programs and the Governor's Food Security Partnership	9/29/2015	
2015-13	Governor's Advisory Council for Hunting, Fishing and Conservation	11/24/2015	
2016-2	Minimum Wage for Employees of the Commonwealth and of Organizations Receiving State Contracts	6/27/2018	
2016-3	Establishing "Employment First" Policy and Increasing Competitive Integrated Employment for Pennsylvanians with a Disability	3/10/2016	
2016-4	Equal Employment Opportunity	4/7/2016	
2016-5	Contract Compliance	6/18/2016	
2016-6	Enterprise Information Technology Governance	4/18/2016	
2016-7	Open Data, Data Development, and Data Governance	4/18/2016	
2016-8	Rescission of Executive Orders	12/5/2016	
2017-1	Extension of Deadline for Objections to Nominations Petitions		Expired 3/17/2017
2017-2	Pennsylvania Commission on Women	10/6/2017	
2017-3	Review of State Professional and Occupational Licensure Board Requirements and Processes	10/24/2017	
2017-4	Intergovernmental Affairs	12/20/2017	
2017-5	Early Learning Investment Commission	12/20/2017	
2017-6	Public Private Partnership	12/20/2017	
2017-7	Governor's Invasive Species Council	12/20/2017	
2018-1	Governor's Office for Performance through Excellence (OPE)	2/1/2018	
2018-2	Extension of Deadline for Withdrawal of Nomination Petitions		Expired 3/26/2018
2018-3	Equal Pay for Employees of the Commonwealth	6/6/2018	
• 2018-4	Pennsylvania Workforce Investment Board	8/2/2018	
• 2018-5	EO 2018-5—Governor's Census 2020 Complete Count Commission	9/10/2018	
• 2018-6	Pennsylvania Commission on LGBTQ Affairs	8/6/2018	
• 2018-7	Pennsylvania Redistricting		
• 2018-8	PFAS Action Team	9/19/2018	
• 2019-1	Commonwealth Leadership in Addressing Climate Change and Promoting Energy Conservation and Sustainable Governance	1/8/2019	
• 2019-2	Keystone Economic Development and Workforce Command Center	2/19/2019	
• 2019-3	Pennsylvania State Employee Military Service Recognition Campaign	6/14/2019	

<i>Management Directives and Manuals</i>		<i>Date of Original or Updated Version</i>
BUDGET		
General		
MD 105.1	Allocation and Allotment of Funds for ICS Transactions	10/22/1984
• MD 105.2	Contingent Commitments	Rescinded/Obsolete 10/11/2018
• MD 105.4	Allocation and Allotment of Funds for Non-ICS Transactions	Rescinded/Obsolete 10/11/2018
MD 105.5	Use of the Determination of Tax-Exempt Category for Capital Projects From	9/12/1991
Budget Preparation		
• M 110.1	2018-19 Budget Instructions	8/15/2018
MD 110.2	Request for Approval of Federal Funds	1/14/1985
• MD 110.3	Budgeting and Accounting for Federal Appropriations	Rescinded/Obsolete 10/11/2018
MANAGEMENT/ADMINISTRATIVE SUPPORT		
General		
MD 205.4	Delegation of Authority to Sign and Delegation to Authorize SAP Payments	5/11/2009
MD 205.6	Defense of Suits Against Commonwealth Employees	9/30/1986
MD 205.9	Code of Conduct Statement of Financial Interest—Filing	12/11/2013
MD 205.10	Financial Disclosure Required by the Public Official and Employee Ethics Act, 65 Pa.C.S. §§ 1101—1113	12/11/2013
MD 205.12	Financial Disclosures Required of Former Employees by the Public Official and Employee Ethics Act, 65 Pa.C.S. §§ 1101—1113	3/27/2014
MD 205.14	Prohibition of Activities Not Specifically or Directly Connected with the Official Business of the Commonwealth on Commonwealth Property	11/21/2011
MD 205.15	Membership in Associations, Organizations, or Societies	12/11/2017
MD 205.16	Compliance with the Whistleblower Law, Act 1986-169, As Amended	9/17/2014
MD 205.18	Ballot Question Advocacy by Executive Branch Employees, Appointees, and Officials	4/11/1988
MD 205.21	Commonwealth Child Care Program	4/8/2013
MD 205.22	Recycling, Waste Reduction and Procurement of Environmentally Preferable Products	9/19/2014
MD 205.23	Submission of Commonwealth Publications to the State Library for Distribution to Other Designated Libraries	7/13/2012
MD 205.24	Display of Flags on Commonwealth Buildings and Grounds	10/12/2011
MD 205.25	Disability-Related Employment Policy	2/13/2009
MD 205.26	The Americans With Disabilities Act of 1990, Title II, Subtitle A, Nondiscrimination in State and Local Government Services	7/22/1992
MD 205.27	Implementation of Act 194-1990, Asbestos Occupations Accreditation and Certification Act	8/27/2015
MD 205.31	Pro Bono Publico Legal Services	2/11/1999
MD 205.32	Hiring/Contracting Sign Language Interpreters/Transliterators	9/12/2014
MD 205.33	Workplace Violence	6/16/2014
MD 205.34	Commonwealth of Pennsylvania Information Technology Acceptable Use Policy	1/22/2016
MD 205.35	Information Reporting from the Commonwealth's Enterprise SAP Business Information Warehouse System	5/2/2011
MD 205.36	Right-to-Know Law Compliance	3/18/2010
MD 205.37	Role Assignment, Security, and Internal Control Maintenance	3/25/2013
• MD 205.38	Emergency Evacuation and Safe Assembly	6/20/2019

<i>Management Directives and Manuals</i>		<i>Date of Original or Updated Version</i>
MD 205.40	Commonwealth Branding	5/15/2012
MD 205.41	Commonwealth of Pennsylvania Continuity of Operations (COOP) Program	2/16/2011
MD 205.42	Social Media	2/6/2012
MD 205.43	Quality Assurance for Business Productivity Tools	6/25/2014
Management Programs		
MD 210.1	Directives Management System	5/2/2011
M 210.1	The Commonwealth of Pennsylvania Employee Records Management Manual	5/20/2010
• M 210.3	Index of Issuances	7/2/2018
MD 210.4	Central Microfilm Management	11/18/2002
M 210.4	Forms Management	8/16/1983. . .1-2
MD 210.5	The Commonwealth of Pennsylvania State Records Management Program	10/31/2017
M 210.5	Standard (STD) Forms Management	9/15/1998
MD 210.6	Selection, Acquisition and Use of Filing Equipment	Rescinded/Obsolete 7/6/2017
M 210.6	Publications Management	8/1/1984. . .1
M 210.7	State Records Management Manual	6/8/2004
MD 210.8	Micrographics Procedures to be Used in Conjunction with Central Microfilm Management	11/18/2002
M 210.8	Vital Records Disaster Planning	5/9/1995
• M 210.9	The Commonwealth of Pennsylvania General Records Retention and Disposition Schedule	5/15/2019
MD 210.11	Acceptance of Imaged Documents	6/16/1997
MD 210.12	Electronic Commerce Initiatives and Security	12/23/2010
Contracts Management		
M 215.3	Procurement Handbook	6/30/2017
MD 215.8	Contractor Integrity Provisions for Commonwealth Contracts	1/14/2015
MD 215.9	Contractor Responsibility Program	10/25/2010
MD 215.12	Provisions Concerning The Americans with Disabilities Act	10/14/2011
MD 215.13	Contract Provisions for Donation of Excess Prepared Food	10/12/2011
• MD 215.16	Contract Compliance Program	8/2/2018
Central Services		
MD 220.1	Commonwealth Media Services	9/1/2017
MD 220.9	Publication Services	11/25/2013
MD 220.11	Preservation of Commonwealth Deeds	3/7/2013
M 230.1	Commonwealth Travel Procedures Manual	11/1/2011—Effective 1/1/2012
MD 230.6	Travel Expenses of Job Applicants	11/1/2011
MD 230.7	Remittance of Witness Fees	8/6/2010
MD 230.10	Commonwealth Travel Policy	11/1/2011—Effective 1/1/2012
Information Technology Management		
MD 240.7	Submission of Changes to the Commonwealth Telephone Directory	8/18/2008
MD 240.11	Commonwealth Wireless Communication Device Policy	4/11/2012
MD 240.12	Commonwealth of Pennsylvania Mobile Devices Security Policy	12/29/2008
MD 245.13	Strategic Direction for Information Technology Investments	2/8/2006
MD 245.15	Pennsylvania Statewide Radio Network	12/5/2016

<i>Management Directives and Manuals</i>		<i>Date of Original or Updated Version</i>
MD 245.16	Pennsylvania Justice Network (JNET) Governance Structure	3/18/2014
MD 245.18	IT Administrator Acceptable Use, Auditing and Monitoring, Incident Notification, and Response Policies and Procedures	2/7/2006
MD 245.19	Enterprise Technology Security Council	8/17/2016
Public Information Programs		
MD 250.1	Notice of Public Meetings	4/25/2016
Organization and Space Management		
MD 260.1	Reorganization Requests	3/2/2017
M 260.1	Manual for Space Utilization	3/11/2004
FINANCIAL MANAGEMENT		
General		
MD 305.2	Standard Check Endorsement Procedure	5/22/2009
MD 305.3	Responsibilities of Comptroller Operations	12/15/2010
MD 305.4	Payments to Counties	10/3/2012
MD 305.5	Cash Management	5/22/2009
MD 305.6	Withholding Payments to Municipalities (Act No. 166 of 1978)	5/1/1997
MD 305.7	Interest Penalties for Late Payments	3/10/2014
MD 305.8	Commonwealth Bank Accounts and Special Banking Services	6/11/1997
MD 305.10	Receipt of Federal Funds by Wire Transfer	1/23/1989
MD 305.11	Depositing Checks, Money Orders and Cash	4/23/2012
MD 305.12	Accounting, Reporting, and Cash Management of Federal Grants and Contracts	1/25/1999
MD 305.15	Processing and Distributing Returned Checks	8/30/1989
MD 305.16	Lobbying Certification and Disclosure	7/3/2003
MD 305.19	Identification of Boards, Commissions, Councils, Advisory Committees, and Authorities	2/18/2014
MD 305.20	Grant Administration	3/2/2018
MD 305.21	Federal Award Payments to Local Governments and Other Subrecipients	3/2/2018
MD 305.22	Commonwealth Licensee Tax Responsibility Program	11/14/2011
Accounting		
MD 310.1	Fiscal Guidelines for Federal Reimbursement of Disaster Related Expenditures	1/5/1983
M 310.1	Agency Operated Advancement Accounts	8/11/1999
M 310.2	Definitions of Major and Minor Objects of Expenditures	8/26/1998. . .1
MD 310.3	Encumbering and Lapsing of Appropriations	4/4/2018
MD 310.9	Purpose and Use of Restricted Receipt and Restricted Revenue Accounts	4/8/2013
MD 310.10	Collection, Referral, and Compromise, or Write-Off of Delinquent Claims	11/18/2011
MD 310.11	Payment and Financial Reporting Requirements for Non-Preferred Appropriations	1/19/1982. . .1
MD 310.12	Refunding Fees and Charges Collected in Error	9/21/2017
MD 310.13	Responsibilities for Comprehensive Annual Financial Reporting	10/5/2016
MD 310.14	General Capital Asset and Other Fixed Asset Accounting and Reporting in SAP	2/3/2003
MD 310.15	Agency Federal ID Numbers	2/22/2016
MD 310.19	Accounting for Disbursement of Funds for Interagency Agreements, Memorandums of Understanding, and Notifications of Subgrant	10/27/2010
MD 310.20	Charging Equipment Expenditures to Federal Programs	8/31/1994
MD 310.23	Commonwealth Purchasing Card Program	4/5/2013

<i>Management Directives and Manuals</i>			<i>Date of Original or Updated Version</i>
MD 310.24	Accepting Debit and Credit Cards for Commonwealth Revenues		10/18/2016
MD 310.25	Transfers of Revenue or Expenses in SAP		1/10/2011
MD 310.26	Vendor Data Management Unit (VDMU) for Agencies Using SAP		9/18/2009
MD 310.27	Month-End Closing Processes		12/14/2005
MD 310.28	Use of One-Time Vendor Records in SAP		3/6/2017
MD 310.29	Using Value (Service) Date in SAP		6/10/2009
MD 310.30	Pennsylvania Electronic Payment Program (PEPP)		5/22/2009
MD 310.31	Purchase Order Receiving, Invoice Processing and Invoice Reconciliation Process		5/11/2009
MD 310.32	Voyager Fleet Card Invoice Processing for Agencies Using SAP		7/20/2009
MD 310.33	Processing Electronic Invoices in SAP		8/21/2009
MD 310.34	Use of Agency-Level Dun & Bradstreet Data Universal Numbering System (DUNS) Numbers in Applications for Federal Grants and Cooperative Agreements		9/18/2009
MD 310.36	Identifying, Recording, and Reporting Computer Software as a Capital Asset		12/10/2009
MD 310.37	Approving, Monitoring, and Accounting for New Information Technology Application Projects		7/20/2012
MD 310.38	Commonwealth Loan Accounting, Financial Management, and Reporting		10/14/2016
Payroll			
MD 315.1	Calculation and Payment of Statutory Salaries		1/3/2011
MD 315.6	Employees' Requests for State or Federal Income Tax Withholding		5/24/2011
• MD 315.8	Restitution of Overpayments and Collections of Employee Debts		2/6/2019
MD 315.9	Withholding of Delinquent Local Taxes from Employees' Paychecks		8/30/2011
MD 315.13	Payment of Wages, Salary, Employee Benefits, and Travel Expenses Reimbursements Due Deceased Employees		2/12/2018
MD 315.14	Maintenance Charges for Employees Residing or Subsisting in Commonwealth Facilities		10/16/2013
MD 315.15	Withholding of Pennsylvania Higher Education Assistance Agency Loans from Employee Pay		8/30/2011
MD 315.16	Payment of Annuitant Medical and Hospital Benefits		6/21/2013
MD 315.17	Direct Deposit of Pay and Travel Reimbursement		2/11/2013
• MD 315.20	Taxability of the Use of State-Provided Vehicles		9/5/2018
MD 315.22	Preparation and Filing of Federal Forms 1099 and 1096		1/3/1995
MD 315.25	Pennsylvania Personal Income Tax		11/22/2011
MD 315.26	Backup Withholding on Missing and/or Incorrect Taxpayer Identification Numbers		1/24/1994. . .1
MD 315.27	Recoupment of Conversion Pay Amounts		5/4/1992
MD 315.28	Taxability of State-Provided Parking		2/1/2011
MD 315.30	Local Services Tax		8/29/2016
Audits			
MD 325.2	Audit Inquiry Relative to Agency Litigation, Claims, and Assessments		12/17/2014
MD 325.3	Performance of Audit Responsibilities		1/10/2011
MD 325.5	State Level Single Audit Costs		8/17/2009
MD 325.6	Auditing Computer-Based System		1/10/2011
MD 325.7	Implementation of the Commonwealth's State-Level Single Audit		12/17/2014
MD 325.8	Remedies for Recipient Noncompliance with Audit Requirements		12/17/2014
MD 325.9	Processing Audits of Federal Pass-Through Funds		12/23/2014

<i>Management Directives and Manuals</i>		<i>Date of Original or Updated Version</i>
MD 325.10	Review of Auditor General, Treasury, Legislative Budget and Finance Committee, and Other Audit Reports	8/27/2009
MD 325.11	Evaluating Agency Internal Controls and Financial Risk through Self-Assessment	5/17/2012
MD 325.12	Standards for Internal Controls in Commonwealth Agencies	5/15/2018
MD 325.13	Service Organization Controls	11/22/2017
EQUAL EMPLOYMENT OPPORTUNITY (EEO)		
Equal Employment Opportunity Programs		
M 410.3	Guidelines for Equal Employment Opportunity Plans and Programs	12/18/2007
MD 410.10	Guidelines for Investigating and Resolving Internal Discrimination Complaints	12/5/2012
MD 410.11	Commonwealth's Equal Employment, Outreach, and Employment Counseling Program	5/8/1997
EMPLOYEE DEVELOPMENT AND UTILIZATION		
General		
MD 505.1	Employee Furlough Policy	2/16/2006
MD 505.2	Salaried Complement Management and Control	8/7/2014
M 505.2	Personnel Management Review	7/9/1997
M 505.3	State Employee Assistance Program	3/13/2017
M 505.5	Commercial Driver License Drug and Alcohol Testing and Related Procedures	7/25/2013
M 505.6	An Agency Guide to Workplace Violence Prevention and Response	6/16/2014
MD 505.7	Personnel Rules	11/9/2010
MD 505.9	Standard Abbreviations for Use with the Compensation Plan and SAP R/3 System	3/11/2004
MD 505.11	Emergency Assignments of Employees During Emergencies	6/17/1998
MD 505.15	Employee Mobility Information Program	4/12/2012
MD 505.18	Maintenance, Access, and Release of Employee Information	9/23/2014
MD 505.20	Wage Complement Management and Control	12/27/2011
• MD 505.21	Office Hours	7/19/2018
MD 505.22	State Employee Assistance Program	3/13/2017
MD 505.23	Employee Recognition Program	7/31/2012
MD 505.25	Substance Abuse in the Workplace	3/13/2017
MD 505.26	HIV/AIDS and Other Bloodborne Infections/Diseases in the Workplace	12/11/2013
MD 505.27	Worker and Community Right-to-Know Act	3/22/2017
MD 505.28	Family Care Account Program	8/22/2013
MD 505.30	Prohibition of Sexual Harassment in Commonwealth Work Settings	6/19/2002. . .1
• MD 505.32	Governor's Awards for Excellence	12/19/2018
MD 505.33	Working from Home During Emergencies Including a Pandemic Influenza Event	8/20/2007
MD 505.34	Commercial Driver License Drug and Alcohol Testing Requirements	7/25/2013
• MD 505.35	Alternative Work Schedule	7/25/2018
Employment		
MD 515.2	Transfer of Employees from One Agency to Another	1/20/2016
• MD 515.3	Classified Service Emergency Appointments	Rescinded 3/28/2019
MD 515.4	Seniority Rights of Commonwealth Employees	7/12/2006
MD 515.10	Selection and Appointment to Non-Civil Service Positions	2/16/2006
MD 515.12	Confidential Employees	9/28/2004
• MD 515.15	Employment-Related Verification and Background Checks	3/6/2019

<i>Management Directives and Manuals</i>		<i>Date of Original or Updated Version</i>
• MD 515.16	Appointment to Senior Level Positions	2/28/2019
MD 515.18	Supplementary Employment	2/22/2016
MD 515.20	Reemployment of Commonwealth Annuitants	2/22/2016
MD 515.21	Commonwealth School-to-Work Program	2/14/2006
Classification		
MD 520.3	Unclassified Codes	7/10/2012
MD 520.4	Position Classification Post-Audits	11/21/2011
MD 520.5	Centralized Job Control System	3/25/2013
MD 520.6	Position Classification	4/15/2013
MD 520.7	Development and Validation of Job Standards	6/12/2012
MD 520.8	Pay Action Effective Dates for Changes to Position Classifications and the Commonwealth's Classification and Compensation Plan	11/2/2012
• MD 520.9	Appointments Above the Minimum	1/23/2019
MD 520.10	Position Descriptions	10/23/2014
Pay		
MD 525.4	Temporary Assignment in Higher Classification	5/3/2013
MD 525.6	Payroll Advances	9/16/2013
MD 525.11	Dual Employment	2/10/1997
MD 525.12	Payment of Back Pay Due to Reinstatement of a Separated Employee or Reduction of Disciplinary Suspension	8/9/2012
MD 525.15	Overtime	2/10/1997
MD 525.16	Physicians and Related Occupations Quality Assurance Program	2/14/2006
MD 525.17	Internal Revenue Service's Levies on Wages, Salary, and Other Income or Payments	6/28/1991
Benefits		
MD 530.1	Agency Benefit Coordinators	6/29/2015
M 530.2	Injury Leave Manual	2/2/2016
M 530.3	Group Life Insurance Program Manual	9/19/2013
M 530.7	Absence Program	4/23/2009
MD 530.8	Motor Vehicle Financial Responsibility Law	4/25/2014
MD 530.9	Social Security Records	1/12/2015
M 530.9	Unemployment Compensation Insurance	12/7/1998
MD 530.10	Administrative Leave to Compete in International and World Championships	7/20/2010
MD 530.11	Benefit Rights of Permanent and Temporary Employees	11/9/2016
• M 530.15	Pennsylvania State Police Administrative Manual Health Benefits Program	10/22/2018
M 530.16	Temporary Clerical Pool Agency User Manual	10/1/1999
MD 530.17	Partial and Full Day Closings of State Offices	5/25/2010
M 530.17	Temporary Clerical Pool Employee Handbook	10/1/1999
MD 530.18	Benefit Rights of Furloughed Employees	5/10/2016
MD 530.21	Paid Absence for Blood Donation	4/8/2010
M 530.21	State Employee Combined Appeal Procedures Manual	6/12/2017
MD 530.22	Unemployment Compensation, Noncovered Employment—"Major Nontenured Policymaking or Advisory Positions"	11/20/1996
MD 530.23	State Employee Combined Appeal	6/12/2017
MD 530.24	Retired Employees Health Program	9/13/2016
MD 530.26	Absence for Military Duty	11/2/2017

<i>Management Directives and Manuals</i>		<i>Date of Original or Updated Version</i>
MD 530.27	Leave Related Policies for Employees Excluded from Earning Leave and Leave Service Credit	2/7/1997
MD 530.29	Commuter Benefits Program	Rescinded/Obsolete 1/23/2017
MD 530.30	Sick, Parental and Family Care Absence, Military Exigency Absence and Military Caregiver Absence Policy	12/11/2013
MD 530.31	Workplace Safety and Health Program	1/2/2013
MD 530.32	Group Life Insurance Program	9/19/2013
Training		
MD 535.1	Employee Training and Development	5/1/2015
MD 535.2	Physicians and Related Occupations Specialty Board Certification Payments	2/21/2006
MD 535.3	Out-Service Training	8/17/2016
• MD 535.4	Use of State Work Program Trainee, County Work Program Trainee, Public Services Trainee and County Public Services Trainee Classes	Rescinded 3/28/2019
• MD 535.5	Use of Trainee Classes in the Classified Service	Rescinded 3/28/2019
MD 535.6	Commonwealth Management Development Program	
MD 535.7	Annual Agency Training Plan and Report	7/8/1999
MD 535.9	Physical and Information Security Awareness Training	10/3/2006
Performance Evaluations		
MD 540.7	Performance Management Program	5/2/2011
Retirement		
MD 570.1	Mandatory Membership in the State Employees' Retirement System	4/7/2014
MD 570.5	Employer Contributions Required on the Purchase of Previously Uncredited State Service	4/7/2014
MD 570.6	Optional Membership in State Employees' Retirement System	4/7/2014
MD 570.8	Reinstatement of Terminated Employees into the State Employees' Retirement System	4/7/2014
MD 570.9	Reinstatement of Furloughed or Otherwise Terminated and Reemployed Employees in the State Employees' Retirement System	4/7/2014
MD 570.11	Amending Data in Retirement and Personnel/Payroll System and Collecting Arrears Balances	4/7/2014
MD 570.12	Furloughed State Employees Retirement System Members' Right to Earn Interest on Member Contributions	4/7/2014
MD 570.13	State Employees' Retirement System, Regional Counseling Centers	4/7/2014
MD 570.14	Deferred Compensation Program	4/7/2014
MD 570.15	Reporting Potential Public Employee Pension Forfeiture Crimes to the State Employees' Retirement System	4/7/2014
MD 570.16	State Employees' Retirement System, Duties of Departments and Agencies	4/7/2014
Civil Service		
• MD 580.2	Civil Service Availability Survey/Interview Notice	Rescinded 3/28/2019
• M 580.2	Furlough of Classified Service Employees Not Covered by Labor Agreements	Rescinded 3/2/2019
MD 580.6	Tabulation of Classified Service Employees	6/16/2006
• MD 580.8	Classified Service Probationary Periods	Rescinded 3/28/2019
• MD 580.10	Conducting Interviews for Classified Service Positions	Rescinded 3/28/2019
• MD 580.11	Documentation of Classified Service Personnel Actions	Rescinded 3/28/2019
• MD 580.12	Recruitment for Classified Service Positions	Rescinded 3/28/2019
• MD 580.13	Report of Personnel Transactions for Non-State Employees	Rescinded 3/28/2019
• MD 580.15	Selective Certification of Classified Service Eligible	Rescinded 3/28/2019

<i>Management Directives and Manuals</i>			<i>Date of Original or Updated Version</i>
• MD 580.16	Provisional Employment in the Classified Service		Rescinded 3/28/2019
• MD 580.18	Pennsylvania Residency Requirements for the Classified Service		Rescinded 3/28/2019
• MD 580.19	Promotion in the Classified Service Without Examination		Rescinded 3/28/2019
• MD 580.21	Veterans' Preference on Classified Service Employment Certifications		Rescinded 5/8/2019
• MD 580.23	Resignation from and Reinstatement to the Classified Service		Rescinded 3/28/2019
• MD 580.24	Promotion of Employees in Unskilled Positions into the Classified Service		Rescinded 3/28/2019
• MD 580.25	Political Activities of Classified Service Employees		Rescinded 3/28/2019
• MD 580.26	Transfer or Reassignment of Classified Service Employees		Rescinded 3/28/2019
MD 580.27	Limited Appointments to Positions Exempted from the Classified Service Pursuant to Section 3(c)(4), Civil Service Act		10/28/2009
• MD 580.28	Reallocation to a Lower Class in the Classified Service		Rescinded 3/28/2019
• MD 580.30	Civil Service Leave of Absence and Return Rights		Rescinded 3/28/2019
• MD 580.31	Classified Service Temporary Appointments		Rescinded 3/28/2019
• MD 580.32	Substitute Employment in the Classified Service		Rescinded 3/28/2019
• MD 580.33	Reproductions of Documents for Classified Service Personnel Actions		Rescinded 3/28/2019
• MD 580.34	Removal of Eligibles for Certification or Appointment in the Classified Service		Rescinded 3/28/2019
• MD 580.35	Employees Placed in the Classified Service by Position Reallocation		Rescinded 3/28/2019
• MD 580.37	Promotion by Appointment and Temporary Higher-Level Assignment of Unclassified Service Employees into the Classified Service		Rescinded 3/28/2019
• MD 580.38	Use of Intern Job Titles in the Classified Service		Rescinded 3/28/2019
Labor Relations			
MD 590.1	Labor Relations		6/27/2018
MD 590.2	Confidential Positions and Employees		3/8/2006
MD 590.3	Deduction of Union Dues		6/27/2018
MD 590.5	Guidelines to be Followed During Legal or Illegal Strikes		5/25/2006
MD 590.7	Labor Relations—Grievance Administration		6/8/2006
MD 590.8	Classification Grievance Processing		7/9/2012
SUPPLIES, SERVICES, AND EQUIPMENT			
Supplies and Equipment Acquisition/Disposition			
Automotive Services			
MD 615.1	Commonwealth Temporary Transportation Vehicles		2/27/2013
M 615.3	Commonwealth Fleet Procedures Manual		11/10/2011
MD 615.15	Vehicle Parking License Agreements		10/26/2006
MD 615.16	Commonwealth Fleet Policy		11/10/2011
Commodity Standards			
MD 620.1	Coal Sampling and Reporting		10/4/2005
Buildings, Property, and Real Estate			
MD 625.1	Repairs, Alterations, and Improvements to Commonwealth Buildings Under the Direct Supervision of the Department of General Services		10/4/2004
MD 625.2	Inventory of Commonwealth Real Property		9/16/2008
MD 625.3	Moving Employee Household Goods		4/30/2018
MD 625.4	Enforcement of Fire and Panic Regulations		3/27/1991
MD 625.5	Reporting Surplus Real Property		5/6/1996
MD 625.6	Leasehold Improvements		5/1/2009
MD 625.7	Use of Form STD-291, Request for Lease Action and Budget Approval		Rescinded/Obsolete 8/23/2017

<i>Management Directives and Manuals</i>		<i>Date of Original or Updated Version</i>
MD 625.8	Contracting for Bargaining Unit Work	2/25/1994
MD 625.10	Card Reader and Emergency Response Access to Certain Capitol Complex Buildings and Other State Office Buildings	6/2/2014
Bonds and Insurance		
• MD 630.2	Reporting of Employee Liability Self Insurance Program Claims	7/10/2018
COMMONWEALTH PROGRAMS		
Protection and Safety		
MD 720.2	Wage Standards Picketing	2/3/1977
MD 720.5	Energy Conservation and Electrical Devices in Commonwealth-Owned or Leased Buildings	7/25/2008
MD 720.6	Call Trace Procedures for Threatening, Harassing, and Nuisance Telephone Calls	4/25/2016
MD 720.7	Bomb Threats and Suspicious Packages	7/29/2010

[Pa.B. Doc. No. 19-1102. Filed for public inspection July 19, 2019, 9:00 a.m.]

NOTICES

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending July 9, 2019.

Under section 503.E of the Department of Banking and Securities Code (71 P.S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file comments in writing with the Department of Banking and Securities, Bank Supervision or Credit Union and Trust Supervision (as applicable), 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, for banks (717) 783-8240 and for credit unions and trust companies (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

BANKING INSTITUTIONS

Branch Applications

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
07-02-2019	Noah Bank Elkins Park Montgomery County	<i>To:</i> 308 Fifth Avenue New York New York County <i>From:</i> 38 West 32nd Street Suite 1100 New York New York County	Filed

CREDIT UNIONS

No activity.

The Department's web site at www.dobs.pa.gov includes public notices for more recently filed applications.

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 19-1103. Filed for public inspection July 19, 2019, 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 POLLUTANT 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 regarding 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 (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<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 Waste; Discharge into Groundwater

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
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 tentative determinations of proposed effluent limitations and other terms and conditions for the permit applications. In accordance with 25 Pa. Code § 92a.32(d), the proposed discharge of stormwater associated with construction activities will be managed in accordance with the requirements of 25 Pa. Code Chapter 102. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the United States Environmental Protection Agency (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 NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit applications are invited to submit statements 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. A comment submittal 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 public hearings 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 a public hearing is 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.

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0061808 (Sewage)	Barbara Royle 113 Salamander Hill Henryville, PA 18332-7703	Monroe County Paradise Township	Unnamed Tributary to Swiftwater Creek (HQ-CWF) (1-E)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0209571 (Sewage)	Dorman Romain Jr Sewer System 1665 Johnstown Road Mifflinburg, PA 17844-6911	Union County West Buffalo Township	Unnamed Tributary to North Branch Buffalo Creek (HQ-CWF) (10-C)	Yes
PA0233749 (Sewage)	Jeffery Freezer Subdivision 151 Mahaffey Hollow Road Ext Linden, PA 17744-7793	Lycoming County Woodward Township	Unnamed Tributary to Quenshukeny Run (WWF, MF) (10-A)	Yes

Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0206016 (Sewage)	Clearview MHP 195 Old Plank Road Washington, PA 15301	Washington County South Franklin Township	Chartiers Creek (WWF) (20-F)	Yes

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0040177 (Industrial)	PA American Water Brownsville WTP 1 Water Street Camden, NJ 08102	Fayette County Brownsville Borough	Monongahela River (WWF) (19-C)	Yes

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0263478 (Sewage)	Edward F & Lorraine D Selvoski SFTF 19 Spud Drive Scenery Hill, PA 15360-8527	McKean County Corydon Township	Willow Creek (16-B)	Yes

II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications.

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

PA0083887, Sewage, SIC Code 4952, 6515, **Brad S Shover**, 201 Secrest Park Road, Breezewood, PA 15533. Facility Name: Brush Creek Country Estates. This existing facility is located in East Providence Township, **Bedford County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Brush Creek (WWF), is located in State Water Plan watershed 11-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0205 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000

The proposed effluent limits for Outfall 001 are based on a design flow of .0205 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Nitrate-Nitrite as N	XXX	XXX	XXX	Report Annl Avg	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report Annl Avg	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen Nov 1 - Apr 30	Report Annl Avg	XXX	XXX	Report Annl Avg	XXX	XXX
May 1 - Oct 31	Report Annl Avg	XXX	XXX	Report Annl Avg	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
	Annl Avg			Annl Avg		
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
	Annl Avg					
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
	Annl Avg			Annl Avg		
Total Phosphorus (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
	Annl Avg					

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

PA0021636, Sewage, SIC Code 4952, **Fleetwood Borough**, 110 West Arch Street, Fleetwood, PA 19522. Facility Name: Fleetwood Borough STP. This existing facility is located in Richmond Township, **Berks County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Willow Creek (CWF), is located in State Water Plan watershed 3-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .7 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instantaneous Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.1	XXX	0.3
Carbonaceous Biochemical Oxygen Demand (CBOD ₅) Nov 1 - Apr 30	146.0	233.0	XXX	25.0	40.0	50.0
Carbonaceous Biochemical Oxygen Demand (CBOD ₅) May 1 - Oct 31	81.0	128.0	XXX	14.0	22.0	30.0
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	175.0	262.0	XXX	30.0	45.0	60.0
Total Dissolved Solids	Report	XXX	XXX	1,000.0	XXX	XXX
Fecal Coliform (No./100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light intensity (mW/cm ²)	XXX	XXX	Report	Report	XXX	Report
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen Nov 1 - Apr 30	24.0	XXX	XXX	4.2	XXX	8.4
May 1 - Oct 31	8.0	XXX	XXX	1.4	XXX	2.8
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instantaneous Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Copper, Total	Total Mo	0.1	XXX	0.017	XXX	0.034
Zinc, Total	Total Mo	0.8	XXX	0.143	XXX	0.286

Sludge use and disposal description and location(s): Offsite disposal.

In addition, the permit contains the following major special conditions:

- N/A

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

PA0084794, Sewage, SIC Code 3999, **York Water Co.**, P.O. Box 15089, York, PA 17405-7089. Facility Name: Asbury Pointe Res Development. This existing facility is located in East Manchester Township, **York County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Codorus Creek (WWF), is located in State Water Plan watershed 7-H and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .065 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	5.0	0.5	XXX	1.0
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	Inst Min	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean	200	1,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean	200	1,000
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	Total Mo	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	Total Mo	XXX	XXX	Report	XXX	XXX
Nov 1 - Apr 30	Report	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	Total Mo	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	Total Mo	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX

Sludge use and disposal description and location(s): Offsite disposal at another treatment facility.

In addition, the permit contains the following major special conditions:

- N/A

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

PA0081752, Sewage, SIC Code 4952, **Philhaven Hospital**, 283 S Butler Road, Mt Gretna, PA 17064. Facility Name: Philhaven Hospital. This existing facility is located in West Cornwall Township, **Lebanon County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Conewago Creek (TSF), is located in State Water Plan watershed 7-G and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .02 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.03	XXX	0.09
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	XXX	XXX	XXX	20	XXX	40
May 1 - Oct 31	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	6	XXX	12
May 1 - Oct 31	XXX	XXX	XXX	2	XXX	4
Total Phosphorus	XXX	XXX	XXX	2	XXX	4
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX

Sludge use and disposal description and location(s): Sludge is periodically hauled out by a licensed hauler.

In addition, the permit contains the following major special conditions:

1. Stormwater Prohibition
2. Approval Contingencies
3. Management of collected screenings, slurries, sludges and other solids
4. Requirement to connect if a public sewer becomes available in the area
5. Dry stream discharge condition
6. Chlorine minimization

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

PA0247950, Sewage, SIC Code 4952, **Speed James K**, 3461 Lower Glades Road, York, PA 17406-6930. Facility Name: Speed Res. This existing facility is located in Springettsbury Township, **York County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated SRSTP Sewage.

The receiving stream(s), Unnamed Tributary to Codorus Creek (WWF), is located in State Water Plan watershed 7-H and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0004 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	XXX

Sludge use and disposal description and location(s): Offsite disposal at another treatment facility.

In addition, the permit contains the following major special conditions:

- N/A

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

PA0086754, Industrial, SIC Code 3341, **East Penn Manufacturing Co.**, Deka Road, Lyon Station, PA 19536. Facility Name: East Penn Manufacturing Co. This existing facility is located in Lyons Borough, **Berks County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Industrial Waste.

The receiving stream(s), Unnamed Tributary to Sacony Creek (CWF) and Sacony Creek (CWF), is located in State Water Plan watershed 3-B and is classified for Cold Water Fishes and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .005 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XX	7.5 Inst Min	XXX	XXX	9.0
Total Suspended Solids	Report	Report	XXX	30	60	75
Total Suspended Solids (Total Load, lbs) (lbs)	XXX	XXX	XXX	XXX	XXX	XXX
Total Dissolved Solids	Report	Report	XXX	1,000	2,000	2,500
Oil and Grease	Report	Report	XXX	15.0	30.0	XXX
Ammonia-Nitrogen	Report	Report	XXX	5.0	10.0	12
Antimony, Total	Report	Report	XXX	0.025	0.05	0.0625
Arsenic, Total	Report	Report	XXX	0.045	0.09	0.11
Copper, Total	Report	Report	XXX	0.058	0.116	0.145
Iron, Total	5.01	6.37	XXX	Report	Report	XXX
Lead, Total	Report	Report	XXX	0.027	0.054	0.0675
Zinc, Total	Report	Report	XXX	0.41	0.82	1.03
Bis(2-Ethylhexyl)Phthalate	Report	Report	XXX	0.03	0.06	0.075

The proposed effluent limits for Outfall 001 are based on a design flow of .005 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Suspended Solids (Total Load, lbs) (lbs)	XXX	462 Total Annual	XXX	XXX	XXX	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Dissolved Solids	XXX	XXX	XX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Antimony, Total	XXX	XXX	XXX	XXX	Report	XXX
Arsenic, Total	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Sulfate, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 004 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Antimony, Total	XXX	XXX	XXX	XXX	Report	XXX
Arsenic, Total	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Sulfate, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 005 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Antimony, Total	XXX	XXX	XXX	XXX	Report	XXX
Arsenic, Total	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Sulfate, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 006 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Antimony, Total	XXX	XXX	XXX	XXX	Report	XXX
Arsenic, Total	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Sulfate, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 007 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Antimony, Total	XXX	XXX	XXX	XXX	Report	XXX
Arsenic, Total	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Sulfate, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is not in effect.

PA0026638, Sewage, SIC Code 4952, **Joint Municipal Authority of Wyomissing Valley**, 701 Old Wyomissing Road, Reading, PA 19611-1513. Facility Name: Wyomissing Valley WWTP. This existing facility is located in Reading City, Berks County.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Wyomissing Creek (CWF), is located in State Water Plan watershed 3-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 4 MGD.—Interim Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.1	XXX	0.3
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	667	1,000	XXX	20.0	30.0	40
Total Suspended Solids	1,000	1,334	XXX	30.0	40.0	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	300	XXX	XXX	9.0	XXX	18
May 1 - Oct 31	100	XXX	XXX	3.0	XXX	6
Copper, Total	Report	Report	XXX	Report	Report	XXX
		Daily Max			Daily Max	

The proposed effluent limits for Outfall 001 are based on a design flow of 4 MGD.—Final Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 5.0	XXX	XXX	XXX
			Inst Min			

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.1	XXX	0.3
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	667	1,000	XXX	20.0	30.0	40
Total Suspended Solids	1,000	1334	XXX	30.0	40.0	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	Report	Geo Mean XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	300	XXX	XXX	9.0	XXX	18
May 1 - Oct 31	100	XXX	XXX	3.0	XXX	6
Copper, Total	0.7	0.8	XXX	0.021	0.024	XXX
		Daily Max			Daily Max	

The proposed effluent limits for Outfall 001 are based on a design flow of 4 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 4 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Dissolved Solids	XXX	XXX	XXX	XXX	1,000.0	XXX
Toxicity, Chronic - Ceriodaphnia Reproduction (TUc)	XXX	XXX	XXX	XXX	1.7	XXX

Sludge use and disposal description and location(s): Sludge is treated and land applied under NPDES Beneficial Use Permit (PAG073516)

In addition, the permit contains the following major special conditions:

- Whole Effluent Toxicity Testing Requirements
- Stormwater Requirements

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is not in effect.

PA0080845, Industrial, SIC Code 4911, **GenOn Rema, LLC**, 250 Power Plant Drive, Shawville, PA 16873. Facility Name: Williamsburg Closed Ash Site. This existing facility is located in Catharine Township, **Blair County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Industrial Waste.

The receiving stream(s), Frankstown Branch Juniata River (TSF), is located in State Water Plan watershed 11-A and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.009 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Quarterly</i>	<i>Daily Maximum</i>		<i>Average Quarterly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Daily Min			
Total Suspended Solids	1.75	5.83	XXX	30.0	100.0	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Iron, Total	XXX	XXX	XXX	XXX	3.5	XXX

In addition, the permit contains the following major special conditions:

- Chemical Additives, Requirements for Stormwater Outfall

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

PA0084077, Sewage, SIC Code 4952, **Snake Spring Township Municipal Authority Bedford County**, 624 Pennknoll Road, Everett, PA 15537-6945. Facility Name: Snake Spring Township STP. This existing facility is located in Snake Spring Township, **Bedford County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Raystown Branch Juniata River (TSF, MF), is located in State Water Plan watershed 11-C and is classified for Migratory Fishes and Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .19 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	39	63	XXX	25	40	50
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids		Daily Max				
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	47	71	XXX	30	45	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Total Phosphorus	3.17	XXX	XXX	Geo Mean 2.0	XXX	4

The proposed effluent limits for Outfall 001 are based on a design flow of .19 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Concentrations (mg/L)</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>				
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report	XXX	XXX	Annl Avg XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	Annl Avg XXX	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	Annl Avg XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report	XXX	XXX	Annl Avg XXX	XXX	XXX

Sludge use and disposal description and location(s): Land application at Carl Egolf farm under PAG083516 or hauled to the RCC Shade Landfill in Somerset County or the WSI Sandy Run landfill in Hopewell.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

PA0087700, Sewage, SIC Code 4952, **South Londonderry Township Municipal Authority Lebanon County**, 27 W Market Street, Palmyra, PA 17078-8736. Facility Name: South Londonderry Campbelltown East STP. This existing facility is located in South Londonderry Township, **Lebanon County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Killinger Creek (TSF), is located in State Water Plan watershed 7-D and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .21 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	Daily Min 5.0	XXX	Daily Max XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	Daily Min XXX	0.12	XXX	0.40
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	43	70	XXX	25	40	50
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	52	78	XXX	30	45	60
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	13.1	XXX	XXX	7.5	XXX	15
May 1 - Oct 31	4.4	XXX	XXX	2.5	XXX	5
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	3.5	XXX	XXX	2.0	XXX	4
Total Phosphorus (lbs)	XXX	Report	XXX	XXX	XXX	XXX
Copper, Total	XXX	Total Mo XXX	XXX	XXX	Report Daily Max	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .21 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Total Phosphorus (lbs)	XXX	974 Total Annual	XXX	XXX	XXX	XXX

Sludge use and disposal description and location(s): Digested sludge is land applied or hauled to North Londonderry Township STP.

In addition, the permit contains the following major special conditions:

- Stormwater Prohibition
- Approval Contingencies
- Proper Waste/solids Management
- Restriction on receipt of hauled in waste under certain conditions
- Chlorine Minimization

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is not in effect.

PA0084115, Sewage, SIC Code 5541, **Pilot Travel Center LLC**, 5508 Lonas Drive, Knoxville, TN 37909-3221. Facility Name: Pilot Travel Center # 517 Clarks Ferry. This existing facility is located in Reed Township, **Dauphin County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Susquehanna River (WWF, MF), is located in State Water Plan watershed 6-C and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .008 MGD.—Final Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		
	Average Monthly	Average Weekly		Average Monthly	Maximum Instant. Maximum	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	Daily Min	XXX	Daily Max	XXX
			5.0		XXX	
Total Residual Chlorine (TRC)	XXX	XXX	Daily Min	0.5	XXX	1.6
			XXX	25	XXX	50
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
					XXX	Report
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Daily Max	XXX
					Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Daily Max	XXX
					Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Daily Max	XXX
					Report	XXX
					Daily Max	

Sludge use and disposal description and location(s): Sludge is hold up in a sludge holding tank and hauled out by a licensed hauler periodically.

In addition, the permit contains the following major special conditions:

- Stormwater Prohibition, Approval Contingencies, Proper Waste/solids Management, and Chlorine minimization requirement

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is in effect.

Application No. PA0262021, Concentrated Animal Feeding Operation (CAFO), Joshua T Akers (Joshua Akers Duck CAFO), 562 Church Road, Quarryville, PA 17566-9790.

Joshua T Akers has submitted an application for an individual NPDES permit for a renewal of an CAFO known as Joshua Akers Duck CAFO, located in East Drumore Township, **Lancaster County**.

The CAFO is situated near Unnamed Tributary to McFarlands Run (HQ-CWF, MF) in Watershed 7-K, which is classified for High Quality—Cold Water and Migratory Fish. The CAFO is designed to maintain an animal population of approximately 113.93 animal equivalent units (AEUs) consisting of 19,000 Duck Starters, 19,000 Duck Finishers, 18 Beef Calves, and 18 Beef Cows. Liquid poultry manure is stored in a 205 ft × 145 ft × 12 ft lined lagoon and solid beef manure is used as penpack. A release or discharge to waters of this Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

The Department has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to issue an NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The Environmental Protection Agency (EPA) permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448, Telephone: 570.327.3636.

PA0028461, Sewage, SIC Code 4952, **Mifflinburg Borough Union County**, 120 N 3rd Street, Mifflinburg, PA 17844-1134. Facility Name: Mifflinburg Borough Municipal Authority Sewer System STP. This existing facility is located in Mifflinburg Borough, **Union County**.

Description of Existing Activity: The application is for an amendment to an NPDES permit for an existing discharge of treated Sewage to reduce the monitoring frequency for Mercury.

The receiving stream(s), Buffalo Creek (CWF, MF), is located in State Water Plan watershed 10-C and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.4 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0 Max	XXX
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	292	467	XXX	25	40	50
May 1 - Oct 31	99	140	XXX	8.5	12	17
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	350	525	XXX	30	45	60
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	91	128	XXX	7.8	11	15
May 1 - Oct 31	30	45	XXX	2.6	3.9	5.2
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ultraviolet light dosage (mjoules/cm ²)	XXX	XXX	Report	XXX	XXX	XXX
Mercury, Total	XXX	Report Daily Max	XXX	Report Daily Max	XXX	XXX

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-327-3693.

The EPA Waiver is not in effect.

Northeast Region: Regional Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone: 570.826.2511.

PA0065358, Pesticides, SIC Code 0782, **Arrowhead Lake Community Association**, 961 Arrowhead Drive, Pocono Lake, PA 18347-7856.

Description of Existing Activity: The application is for a renewal of an NPDES permit for a renewal of a discharge associated with the application of pesticides in Tobyhanna Township, **Monroe County**.

The receiving stream(s), Arrowhead Lake (on Trout Creek), is located in State Water Plan watershed(s) 2-A and is classified for Exceptional Value, cold water fishery aquatic life, water supply and recreation. Applicators are required to follow product labeling instructions of pesticides, which may include provisions to reduce application doses and notify public water suppliers in the event applications are conducted near public water supply intakes. The discharges associated with the pesticide applications are not expected to affect public water supplies.

PA DEP has made a tentative determination to issue the NPDES permit subject to the terms and conditions of the permit. An anti-degradation analysis has been completed to document that pesticide application activities in High Quality (HQ) or Exceptional Value (EV) waters will be conducted in a manner that minimizes adverse environmental effects. The proposed permit contains conditions that require implementation of Pest Management Measures, Recordkeeping and Annual Reporting Requirements, Corrective Action Documentation and Reporting, and a Pesticides Discharge Management Plan.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472. You may submit written comments on the application and draft permit within 30 days to the previously listed address. After the 30-day comment period, PA DEP will make a final determination on the issuance of the permit.

The EPA waiver is not in effect.

III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law.

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, 484.250.5900.

WQM Permit No. WQG02151910, Sewage, **Easttown Municipal Authority**, 566 Beaumont Road, Devon, PA 19333.

This proposed facility is located in Easttown Township, **Chester County**.

Description of Action/Activity: 5 lot single family residential subdivision to be served with public sewer via grinder pumps and low pressure force main.

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

WQM Permit No. 3419401, Sewerage, **Fayette Township**, 181 Bunkertown Rd., McAllisterville, PA 17049.

This proposed facility is located in Fayette Township, **Juniata County**.

Description of Proposed Action/Activity: New WQM permit application for the Oakland Mills STP.

WQM Permit No. 2919201 CAFO, **CFC Fulton Properties, LLC**, Bivouac Farm, 15197 Great Cove Rd., Big Cove Tannery, PA 17212

This proposed facility is located in Ayr Township, **Fulton County**.

Description of Proposed Action/Activity: This new WQM permit is for a proposed sow unit at the Bivouac Swine Farm which will consist of construction of three new swine barns.

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

WQM Permit No. 2719401, Sewage, **Frank R Palmiero**, 145 Cressingham Lane, Powell, PA 16351.

This proposed facility is located in Hickory Township, **Forest County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

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

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484-250-5160.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD090039	Dublin Town Center I, LP 1128 Slotter Road Perkasie, PA 18944-4049	Bucks	Dublin Borough	Morris Run TSF-MF Deep Run WWF-MF

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Luzerne Conservation District, 325 Smiths Pond Road, Shavertown, PA 18708.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD400029	Presidential Land Co LTD Frank Pedriani P.O. Box 157 Mtn Top, PA 18707	Luzerne	Rice Twp	Little Wapwallopen Creek (HQ-CWF, MF)

Northampton County Conservation District, 14 Gracedale Ave., Greystone Building, Nazareth, PA 18064-9211.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD480087	Hilltop Center LLC 3150 Coffeetown Rd Orefield, PA 18069	Northampton	Lehigh Twp	EV Wetlands Indian Creek (CWF, MF) Lehigh River (CWF, MF)

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Phillips, Section Chief, 717.705.4802.

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC500003	PPL Electric Utilities Corporation 2 North Ninth Street, GENN 4 Allentown, PA 18101-1179	Perry	Carroll Township	Shermans Creek (HQ, WWF) UNTs Shermans Creek (WWF) Little Juniata Creek (CWF)

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

PAG-12 CAFOs

MS4 PAG-13 Notices of Intent Received.

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717-705-4707.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>Municipality/County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG133620	North Codorus Township 1986 Stoverstown Rd. Spring Grove, PA 17362-7804	North Codorus Township/ York County	Y	N
PAG133694	Strasburg Township 400 Bunker Hill Rd. Strasburg, PA 17579	Strasburg Township/ Lancaster County	Y	N

Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG136372	Glen Osborne Borough 601 Thorn Street Sewickley, PA 15143	Glen Osborne Borough, Allegheny County	Y	N

STATE CONSERVATION COMMISSION

PROPOSED NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under 3 Pa.C.S. Chapter 5 and that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Based upon preliminary reviews, the State Conservation Commission (SCC) or County Conservation Districts (CCD) working under a delegation agreement with the SCC have completed an administrative review of NMPs described. These NMPs are published as proposed plans for comment prior to taking final actions. The NMPs are available for review at the CCD office for the county where the agricultural operation is located. A list of CCD office locations is available at <http://www.nacdnet.org/about/districts/directory/pa.phtml> or can be obtained from the SCC at the office address listed or by calling (717) 787-8821.

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact basis of the comments and the relevant facts upon which they are based. Comments should be sent to the SCC, Agriculture Building, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110.

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

ACT 38
NUTRIENT MANAGEMENT PLANS
CAFO PUBLIC NOTICE SPREADSHEET—APPLICATIONS

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>New or Renewal</i>
Hillandale-Bailey Farms 2820 Daron Rd Spring Grove, PA 17362	York	282.1	4,283.25	Poultry	NA	Renewal
Eggs Newburg, LLC 301 Three Square Hollow Road Newburg, PA 17240	Cumberland	1	537.7	Layers	NA	Renewal
Elvin Nolt 11 Setherb Road Richland, PA 17087	Lebanon	115.5	649.57	Swine	N/A	Renewal
Yippee! Farms 880 Pinkerton Road Mt. Joy, PA 17552	Lancaster	616	1,390	Dairy	NA	R
Whispering Pines Farm Michael Burkholder 313 Deka Rd. Fleetwood, PA 19522	Berks	145.25	478.50	Swine	N/A	Renewal

**PUBLIC WATER SUPPLY (PWS)
PERMITS**

Under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17), the following parties have applied for PWS permits to construct or substantially modify public water systems.

Persons wishing to comment on permit applications are invited to submit statements to the office listed before the application within 30 days of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding an application. A comment 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. 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 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).**

Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Permit No. 3919504, Public Water Supply.

Applicant

**Nestle Waters North America,
Inc.**

Attention: Mr. Tom Strowe
305 Nestle Way
Breinigsville, PA 18031

[Borough or Township] Breinigsville
 County **Lehigh County**
 Type of Facility PWS
 Consulting Engineer Mr. Edward E. Davis Sr., P.E.
 Miller Brothers Construction,
 Inc.
 P.O. Box 472
 Schuylkill Haven, PA 17972-0472
 (570) 385-1662

Application Received 06/28/2019
 Date

Description of Action Addition of Line 8 in the Deer
 Park Bottling Plant (405 Nestle
 Way).

*Northcentral Region: Safe Drinking Water Program
 Manager, 208 West Third Street, Suite 101, Williamsport,
 PA 17701-6448.*

**Application No. 1419505—Construction—Public
 Water Supply.**

Applicant **The Pennsylvania State
 University**

Township/Borough College Township
 County **Centre County**

Responsible Official Mr. Andrew Gutberlet
 139J Physical Plant Building
 University Park, PA 168902-1118

Type of Facility Public Water
 Supply—Construction

Consulting Engineer Mr. James K. Baird, P.E.,
 The Pennsylvania State
 University
 209 Water Treatment Plant Bldg.
 University, PA 16802

Application Received 06/21/2019
 Date

Description of Action Authorizes water treatment
 plant to perform minor
 modifications to the existing
 water treatment plant.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act.

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

Application No. 3019507MA, Minor Amendment.

Applicant **Southwestern Pennsylvania
 Water Authority**
 1442 Jefferson Road
 Jefferson, PA 15344

[Township or Borough] Franklin Township
 Responsible Official Timothy Faddis, Manager
 Southwestern Pennsylvania
 Water Authority
 1442 Jefferson Road
 Jefferson, PA 15344

Type of Facility Water system

Consulting Engineer Bankson Engineers, Inc.
 267 Blue Run Road
 Suite 200
 Cheswick, PA 15024

Application Received May 20, 2019
 Date

Description of Action Installation of the Bill Mar
 meter vault.

Application No. 3013501WMP27, Minor Amendment.

Applicant **Southwestern Pennsylvania
 Water Authority**
 1442 Jefferson Road
 Jefferson, PA 15344

[Township or Borough] Franklin Township
 Responsible Official Timothy Faddis, Manager
 Southwestern Pennsylvania
 Water Authority
 1442 Jefferson Road
 Jefferson, PA 15344

Type of Facility Water system

Consulting Engineer Bankson Engineers, Inc.
 267 Blue Run Road
 Suite 200
 Cheswick, PA 15024

Application Received May 20, 2019
 Date

Description of Action Proposed Bill Mar meter vault as
 a bulk water load-out station.

Application No. 4110033-T1, Minor Amendment.

Applicant **Highland Sewer and
 Water Authority**
 120 Tank Drive
 Johnstown, PA 15904

[Township or Borough] Adams Township
 Responsible Official Raymond L. Porsch, Chairman
 Highland Sewer and Water
 Authority
 120 Tank Drive
 Johnstown, PA 15904

Type of Facility Water system

Consulting Engineer N/A

Application Received June 24, 2019
 Date

Description of Action Transfer of the Adams Township
 Water Authority water system to
 Highland Sewer and Water
 Authority.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 1

**Acknowledgment of Notices of Intent to Remediate
 Submitted under the Land Recycling and Envi-
 ronmental Remediation Standards Act (35 P.S.
 §§ 6026.101—6026.907).**

Sections 302—305 of the Land Recycling and Environ-
 mental Remediation Standards Act (act) (35 P.S.
 §§ 6026.302—6026.305) require the Department to pub-
 lish 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. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall 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 or a combination of cleanup standards or 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 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 following site, 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 as follows. 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 listed before the notice. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.

Bedford Valley Petroleum Corp./Ward Property, 4321 Ward Road, Clearville, PA 15535, Monroe Township, **Bedford County**. Crawford Environmental Services, LLC, 20 Cardinal Drive, Birdsboro, PA 19508, on behalf of Bedford Valley Petroleum Corp., 10228 Lincoln Highway, Everett, PA 15537-6908, and Ivan and Regina Ward, 313 Ward Road, Clearville, PA 15535 submitted a Notice of Intent to Remediate site soil contaminated with No. 2 fuel oil. The site will be remediated to the Residential Statewide Health Standard. Future use of the site is residential. The Notice of Intent to Remediate was published in the *Bedford Gazette* on June 18, 2019.

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Former Baird Medical Supply Store, 5374 & 5392 Hamilton Boulevard, Lower Macungie Township, **Lehigh County**. Resource Renewal, 10 Lippincott Lane, Unit 1, Mount Holly, NJ 08060, on behalf of Summerwood Corporation, 14 Balligomingo Road, Conshohocken, PA 19428, submitted a Notice of Intent to Remediate. Soil was contaminated with PCBs, VOCs, SVOCs, and metals from former operations at the site, including a gasoline service station and a former junkyard. Future use of the site will be non-residential. A combination of Site Specific and Statewide Health remediation standards is planned for this site. The Notice of Intent to Remediate was published in *The Morning Call* on July 4, 2019.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

The 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 general public. This approach allows the owner or operator of a facility to submit permitting documents relevant to its application for all sources related to a facility or a proposed project, affords an opportunity for public input, and provides for a decision on the issuance of the necessary permits.

The Department received applications for Plan Approvals or Operating Permits from the following facilities.

Copies of the application, the Department's analysis, all pertinent documents used in the evaluation of the application and subsequently prepared proposed plan approvals/operating permits are available for public review during normal business hours at the appropriate Department Regional Office. Appointments for scheduling a review must be made by calling the appropriate Department Regional Office. The address and phone number of the Regional Office is listed before the application notices.

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to the Department's Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments, protests and information. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval/Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the permit.

A person wishing to request a hearing may do so during the 30-day comment period. 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, the *Pennsylvania Bulletin* or by telephone, when the Department determines this type of notification is sufficient. Requests for a public hearing and any relevant information should be directed to the appropriate Department Regional Office.

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E,

or located within a Title V facility or subject to 25 Pa. Code § 129.51(a) or permits issued for sources with limitations on their potential to emit used to avoid otherwise applicable Federal requirements may be submitted to the United States Environmental Protection Agency for review and approval as a revision to the State Implementation Plan. Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the sources are constructed and operating in compliance with applicable requirements in the Air Pollution Control Act (35 P.S. §§ 4001—4015), 25 Pa. Code Chapters 121—145, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

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

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.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

37-337C: Hickory Run Energy (NE intersection of McClelland & Edinburg Road, New Castle, PA 16102), for the proposed inclusion of the required ERCs for the facility in North Beaver Township, **Lawrence County**. This is a Title V facility.

Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: James A. Beach, New Source Review Chief—Telephone: 484-250-5920.

46-0005AU: Merck, Sharp & Dohme, Corp. (770 Sunmeyer Pike, West Point, PA 19486-0004) for the construction of a new building that will involve the cleaning and disinfection of manufacturing space, a new de minimis VOC source, and the installation of a natural gas fired generator set in Building 63 to provide emergency electric power to this building at an existing permitted Title V facility in Upper Gwynedd Township, **Montgomery County**. The total emissions from this project will result in the following potential ton/year air contaminants: VOC—0.25; NO_x -0.50; CO—1.0; SO₂—0.0; and PM/PM₁₀/PM_{2.5}—0.01. The installation of the sources in this project do not trigger applicability toward NSR or PSD regulations. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

06-05154B: Birdsboro Power LLC (92 Armorcast Drive, Birdsboro, PA 19508) for the modification of plan approval 06-05154A, which was issued for the construction of a natural gas-fired combined cycle electric generation facility located in Birdsboro Borough, **Berks County**. The plan approval modification removes duct burner emissions and hours of operation restrictions since the duct burners will not be installed. Also, it removes the startup/shutdown hours of operation restrictions. The estimated potential emissions associated with the combined cycle turbine are: 96.3 tpy of NO_x, 69.4 tpy of CO, 54.2 tpy of PM, 54.2 tpy of PM₁₀, 54.2 tpy of PM_{2.5}, 17.5 tpy of SO₂, 23.7 tpy of VOCs, 9.9 tpy of HAPs, 5.8 tpy of CH₂O and 10.7 tpy of H₂SO₄. The facility is a State Only facility. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12, and 40 CFR Part 60, Subpart KKKK—Standards of Performance for Stationary Combustion Turbines, 40 CFR Part 60, Subpart TTTT—Standards of Performance for Greenhouse Gas Emissions for Electric Generating Units, Title IV Acid Rain Program and Cross-State Air Pollution Rule. Based on these findings, the Department proposes to issue a plan approval for the proposed modification. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval may be incorporated into an Operating Permit pursuant to the provisions of 25 Pa. Code Chapter 127.

22-05059A: MI Profiles LLC (1519 State Route 209, Millersburg, PA 17061) for the retroactive approval of two existing Laminators at the MI Profiles Millersburg Plant located in Upper Paxton Township, **Dauphin County**. The expected facility emissions are: NO_x 1.0 tpy, CO 0.6 tpy, PM 0.4 tpy, VOC 1.0 tpy and HAPs 9.7 tpy. The facility is a State Only facility. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12 and 129.52d Control of VOC emissions from miscellaneous metal parts surface coating processes, miscellaneous plastic parts surface coating processes and pleasure craft surface coatings and 25 Pa. Code § 129.63a Control of VOC emissions from industrial cleaning solvents. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval may be incorporated into an Operating Permit pursuant to the provisions of 25 Pa. Code Chapter 127.

67-05001E: Magnesita Refractories Co. (425 South Salem Church Road, York, PA 17408-5955) for the refractory manufacturing facility in West Manchester Township, **York County**. Plan Approval No. 67-05001E will authorize the increased capacity in the facility's rotary kilns. The rotary kilns and cure oven will be fitted with additional natural gas burners to increase production by an estimated 118 tons product per hour. The rotary kilns will have additional NO_x and SO_x controls installed as part of this plan approval. The facility's 2018 actual air emissions were 208.9 tons CO, 2,860.4 tons NO_x, 41.7 tons PM₁₀, 10.9 tons PM_{2.5}, 1,140.9 tons SO_x, 23.7 tons VOC, 48.2 tons total HAP, and 47.9 tons individual HAP (hydrochloric acid). The emissions changes as a result of the plan approval have been found to be insignificant. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other requirements in the permit, certain sources at the facility are subject to the requirements of 40 CFR 60 Subpart HH—Standards of Performance for Lime Manufacturing Plants, 40 CFR 63 Subpart AAAAA National Emission Standards for Hazardous Air Pollutants for Lime Manufacturing Plants, and 40 CFR 63 Subpart SSSSS National Emission Standards for Hazardous Air Pollutants of Refractory Products Manufacturing. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval will be incorporated into an operating permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.

53-00020A: Olney Funeral Home & Cremation Service (621 South Main Street, Ulysses, PA 16948) for the construction and operation of a new Matthew International model IE-43-PPI 150 pounds per hour human cremation unit at facility located in Ulysses Borough, **Potter County**. The Department of Environmental Protection's (Department) review of the information submitted by Olney Funeral Home & Cremation Service indicates that the air contamination source to be constructed will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue a plan approval for the proposed construction. The potential annual emission from the cremation unit at the facility will not exceed the following limits: VOCs/HAPs—0.05 ton; PM₁₀—0.76 ton; CO—0.48 ton; NO_x—0.58 ton; and SO₂—0.35 ton. In addition to the emission limitations, the following is a brief description of the types of conditions the Department intends to place in the plan approval in order to ensure compliance with all applicable air quality regulatory requirements: 1) The particulate matter emissions from the cremator shall not exceed 0.08 grain per dry standard cubic foot of exhaust, corrected to 7% oxygen. 2) The visible emissions from the cremator shall not equal or exceed 10% opacity for a period or periods aggregating more than 3 minutes in any 1 hour

or equal or exceed 30% opacity at any time. 3) The cremator shall only be fired on natural gas and/or liquid petroleum (LP) gas. 4) Only human remains and associated containers, which are constructed of cardboard, particleboard or wood, shall be incinerated in the cremator. 5) Under no circumstances shall the cremator be used for the incineration of hospital waste, infectious waste or any other type of waste other than human remains and associated containers. 6) The cremator shall be equipped with instrumentation to continuously monitor and record the primary and secondary combustion chamber exit temperatures any time the crematory is in operation. 7) The cremator shall be equipped with instrumentation to continuously monitor the opacity of the effluent gas any time the crematory is in operation. 8) A secondary combustion chamber temperature of at least 1,800°F shall be maintained for a residence time of at least one (1) second at any time that cremation is occurring in the cremator. 9) The cremator shall be equipped with an interlock which prevents the primary combustion chamber burner from firing unless the secondary combustion chamber is at a temperature of at least 1,800°F. 10) The cremator shall be equipped with an interlock which prevents the primary combustion chamber burner from firing and sounds an alarm any time the opacity of the visible emissions exceeds 10%. 11) The charge door of the cremator shall be kept shut during the cremation cycle except for short periods of time in order to inspect and/or reposition the remains. 12) The permittee shall maintain accurate and comprehensive records of the primary and secondary combustion chamber temperature chart recordings. The facility is a State Only facility. If the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for Plan Approval 53-00020A, the requirements established in the plan approval will be incorporated into a State Only Operating Permit pursuant to 25 Pa. Code § 127.411. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Ed Orris, P.E., New Source Review Chief—Telephone: 412-442-4168.

11-00356E: Equitrans, L.P. (2200 Energy Drive, Canonsburg, PA 15317) Notice is hereby given in accordance with 25 Pa. Code §§ 127.44—127.46 that the Department intends to modify Air Quality Plan Approval: PA-11-00356E to allow the following changes: 1) Change the commissioning and final compliance stack testing completed by date for Dresser-Clark Engine 3 (Source ID 103) from December 31, 2018 to December 31, 2019 and 2) incorporation of presumptive Reasonably Available Control Technology (RACT) requirements in accordance with 25 Pa. Code §§ 129.96—129.100 for Indirect Heater 1 (Source ID 031), Indirect Heater 2 (Source ID 032), Misc. Combustion Equipment (Source ID 033), Indirect Heater 3 (Source ID 042), Misc. Process Equipment (Source ID 106), and Laurel Ridge Engine # 3 (Source ID 111) at Rager Mountain/Laurel Ridge Transmission Station located in Jackson Township, **Cambria County**.

There are no potential to emit (PTE) differences from the changes authorized by this plan approval. Air contamination sources included in this authorization are

subject to State regulations including 25 Pa. Code §§ 123.1, 123.2, 123.31, 129.97, and 129.100; and Federal National Emission Standards for Hazardous Air Pollutants (NESHAP) including 40 CFR Part 63 Subpart ZZZZ for stationary reciprocating internal combustion engines. The Plan Approval has been conditioned to ensure compliance with all applicable requirements not already included in TV-11-00356. This includes presumptive Reasonably Available Control Technology (RACT) standards and testing, work practice, monitoring, recordkeeping, and reporting conditions where applicable. Once compliance with the Plan Approval is demonstrated, the applicant will update its pending Title V Operating Permit application in accordance with 25 Pa. Code Subchapters F and G. Rager Mountain/Laurel Ridge Transmission Station remains a Title V facility based upon its PTE for NO_x and CO. All emission limitations for the source and facility established in previously issued permits remain unchanged.

The application, DEP's Review Memorandum, and the proposed permit are available for public review during normal business hours at DEP's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. A file review can be scheduled through the DEP's website at <https://www.dep.pa.gov/Citizens/PublicRecords/Pages/Informal-File-Review.aspx>.

A person may oppose the proposed plan approval by filing a written protest with the Department through Melissa Jativa, Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222; or fax 412-442-4194. Each protest or set of written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval (PA-11-00356E) and a concise statement of the objections to the plan approval modification and the relevant facts upon which the objections are based. All comments must be received prior to the close of business 30 days after the date of this publication.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

10-037I: Sonneborn, LLC (100 Sonneborn Lane, Petrolia, PA 10650), The Department intends to issue plan approval 10-037I to Sonneborn, LLC. This plan approval includes elective restrictions, corrections to the current Title V permit, and conditions relating to RACT II affected sources.

No new sources or control equipment is authorized by this plan approval. Emissions will not increase as a result of this project. This is an existing Title V facility (10-00037) located at 100 Sonneborn Lane in Town of Petrolia and Fairfield Township, **Butler County**. Plan approval 10-037I would replace plan approval 10-037H.

This facility is a major stationary source of NO_x and VOCs and was in existence before July 20, 2012. As such, in accordance with 25 Pa. Code § 129.96, this facility is subject to the Department's RACT II requirements §§ 129.97—129.100.

The Plan Approval will contain testing, recordkeeping, emission restriction, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

The method by which Source 0110 (H-101 Reformer/Waste Heat Boiler) is operated will be modified; however, it will not result in an increase of its' emission rate

restrictions. Source 0110's burners will be tuned and operated with Low Excess Air (LEA). Stack testing of Source 0110 will be required within 180 days of the plan approval's issuance. The capacity of Source 0110 will be corrected from 27.35 MMBtu/hr to 30.6 MMBtu/hr. Source 0110 will receive a burner tune-up at a minimum of once every 24 months when a plant shutdown event permits its' completion. A burner tune-up must occur at a minimum of once every 48 consecutive months. Estimated emissions from Source 0110: NO_x: 9.31 lb/hr, 41.55 tpy.

The waste heat boiler Source 0110B will be limited to 2,000 hours of operation.

Emissions from Source 115 (7 Alcohol (Methanol) Storage Tanks) shall not exceed 2.7 tpy of VOC.

The capacity of Source 0117 (H-2 Stripper Process Heater) shall be corrected from 18.4 MMBtu/hr to 19.5 MMBtu/hr. Emissions estimates for Source 0117: 1.86 lb/hr or 8.13 tpy of NO_x; 1.56 lb/hr or 6.83 tpy of CO; 0.10 lb/hr or 0.45 tpy of VOC. Source 0117 shall not combust more than 18.57Mcf/hr or 162.7MMcf in any 12 consecutive months. The permittee shall maintain monthly records of the hours of operation and the amount of natural gas consumed by this source.

The capacity of Source 0116 (H-1 Process Feed Heater) will be corrected from 21.5 MMBtu/hr to 33.27 MMBtu/hr. Estimated emissions from Source 0116: 1.58 lb/hr or 6.94 tpy of NO_x; 2.66 lb/hr or 11.66 tpy of CO; 0.17 lb/hr or 0.76 tpy of VOC. Source 0116 shall not combust more than 31.7 Mcf/hr or 277.6 MMcf in any 12 consecutive months. This source shall receive a burner tune-up at a minimum of once every 24 months when a plant shutdown event permits its completion. A burner tune-up shall occur at a minimum of once every 48 months.

Source 032, Source 033, and Source 034 will be restricted to NO_x emissions of 0.10 lb/MMBtu when combusting natural gas. These emission restrictions are presumptive requirements from RACT II. The sources will be stack tested as required by RACT II to demonstrate compliance with the applicable emission restrictions.

Public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. In accordance with 25 Pa. Code § 127.44(f)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP Office (Air Quality). Appointments for scheduling a review must be made by calling the DEP at (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [10-037I: Sonneborn, LLC] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting

a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Eric A. Gustafson, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6819.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region.

OPERATING PERMITS

Intent to Issue Title V Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001–4015) and 25 Pa. Code Chapter 127, Subchapter G.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

15-00104: Flowers Baking Company of Oxford Incorporated (700 Lincoln Street, Oxford, PA 19363), for the renewal of the Title V Operating Permit. The initial permit was issued on September 23, 2008, for their bakery plant located in Oxford Borough, **Chester County**. The facility is a major source for VOC. Sources include boilers, heating processes, a fire pump, a fryer line, an oven line, and an emergency generator. The fryer (Source ID 101) is equipped with mist eliminator to reduce PM. The bread oven (Source ID 108) is controlled by a catalytic oxidizer. All other sources have been deemed uncontrollable at this time. The fire pump (Source ID 036) is subject to 40 CFR Part 63, Subpart ZZZZ. The emergency generator (Source ID 700) is subject to 40 CFR Part 60, Subpart JJJJ. Applicable requirements have been incorporated into the Title V Operating Permit for both sources. The following are current potential site-wide emission rates for this facility: NO_x—17.6 TPY; SO_x—0.2 TPY; PM₁₀—2.2 TPY; PM_{2.5}—2.2; CO—14.2 TPY; VOC—33.7 TPY; HAP—0.3 TPY; and GHG—19,294.12 TPY (reported as CO_{2e}). Allowable emissions from the facility have not increased as a result of this permit renewal. Individual limits apply to the various sources at the facility. The operating permit contains requirements to keep the facility operating within all applicable air quality requirements for this source.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

36-05014: Alumax Mill Products, Inc. (1480 Manheim Pike, Lancaster, PA 17604-3167) for Alumax's secondary aluminum production facility in Manheim Township, **Lancaster County**. The Title V Operating Permit is undergoing a significant modification to incorporate a Reasonably Available Control Technology II (RACT II) plan.

In accordance with 25 Pa. Code §§ 129.91–129.100, the Department has made a preliminary determination to approve a RACT II plan to be submitted as part of the PA State Implementation Plan (SIP) for Alumax's secondary aluminum foundry.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amended RACT II approval for

the facility, which are intended to satisfy the requirements for the 1997, 2008 and 2015 National Ambient Air Quality Standards (NAAQS) for ozone.

The proposed RACT II plan, if approved by DEP, will be issued as a significant modification to the facility's Title V operating permit (36-05014). The relevant RACT II requirements will also be submitted to the U.S. Environmental Protection Agency (EPA) for approval and incorporation into Pennsylvania's State Implementation Plan. Requirements that are not part of the RACT II approval will be excluded from the SIP submittal.

The following is a summary of the proposed RACT II requirements for this facility that are proposed to be submitted to the EPA as part of the SIP:

RACT II Case-by-Case Requirements:

(1) Source IDs 133, 134, 137, 139, 143, 144:

(i) Install, maintain and operate the sources in accordance with the manufacturer's specifications and with good operating practices

(ii) Maintain & continue use of Low NO_x Burners (LNBs) on 143 & 144

(iii) Inspect the combustion systems/burners—Every 18 to 24 months, unless otherwise approved by DEP in writing

(iv) Inspect the furnace door seals/insulation—Every 18 to 24 months, unless otherwise approved by DEP in writing

(v) Maintain records of the combustion system/burner & furnace door seals/insulation inspections

(2) Source IDs 149B, 149C, 149D, 149E, 149F, 149G, 149H, 149I:

(i) Install, maintain and operate the sources in accordance with the manufacturer's specifications and with good operating practices

(ii) Maintain & continue use of LNBs

(iii) Inspect the combustion systems/burners—Every 12 to 18 months, unless otherwise approved by DEP in writing

(iv) Inspect the furnace door seals/insulation—Every 12 to 18 months, unless otherwise approved by DEP in writing

(v) Maintain records of the combustion system/burner & furnace door seals/insulation inspections

(3) Source IDs 122, 123, 124, 161:

(i) Install, maintain and operate the sources in accordance with the manufacturer's specifications and with good operating practices

(ii) The as-applied initial boiling point for the cold rolling mill lubricants shall be a minimum of 400°F.

(iii) Cold rolling mill sump oil temperatures shall be maintained below 155°F. Permanent instrumentation shall be provided to verify compliance with this provision.

(iv) Perform a periodic analysis of coolant package to assess conditions and evaluate excessive degradation or out-of-range specifications for key coolant properties—Weekly

(v) Monitor and record the cold mill sump oil temperature—Hourly

(vi) The permittee shall record the following:

- (A) Identification of each lubricant
- (B) Pounds of VOC per gallon
- (C) Percent VOC per gallon
- (D) Percent water per gallon
- (E) Gallons per quarter of each lubricant used
- (F) The results from the weekly coolant package analysis

(4) Source IDs 125, 147:

(i) Install, maintain and operate the sources in accordance with the manufacturer's specifications and with good operating practices

(ii) Hot rolling mill emulsion lubricants shall contain at least 90% water by weight

(iii) The hot rolling mill emulsion lubricants shall be applied at a maximum temperature of 200°F, as measured at the spray inlet. The company shall provide instrumentation to verify compliance with this provision.

(iv) Perform a periodic analysis to determine the water content of the hot mill emulsion lubricant/coolants—Weekly

(v) Monitor and record the temperature of the lubricants/coolants at the spray inlet—Hourly

(vi) The permittee shall record the following:

(A) Identification of each lubricant

(B) Pounds of VOC per gallon

(C) Percent VOC per gallon

(D) Percent water per gallon

(E) Gallons per quarter of each lubricant used

(F) The water content analysis results of the hot mill lubricant/coolants

(b) In accordance with 25 Pa. Code § 129.100(i), all records shall be retained by the owner or operator for 5 years and made available to the Department or appropriate approved local air pollution control agency upon receipt of a written request from the Department or appropriate approved local air pollution control agency.

Public Comment Details:

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to Thomas Hanlon, Environmental Engineering Manager, Air Quality Permitting, 909 Elmerton Avenue, Harrisburg, PA 17110. A 30-day comment period from the date of publication of this notice will exist for the submission of comments, protests and information. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed RACT II Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the proposed RACT II Plan.

Public Hearing: A public hearing will be held on August 27, 2019, at 10:00 a.m. at the DEP Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110, to accept oral comments on the proposed permit action and the proposed SIP revision. To register to speak at the hearing, please contact Thomas Hanlon at 717-705-4862. Speakers must pre-register in order to testify at the hearing. The last day to pre-register to speak at the hearing will be August 20, 2019.

Oral testimony at the hearing will be limited to a maximum of 5 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf. Persons unable to attend the hearing, may submit three (3) copies of a written statement and exhibits within 10 days thereafter to Thomas Hanlon at 909 Elmerton Avenue, Harrisburg, PA 17110.

All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the DEP Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110. Appointments for scheduling a review may be made by calling Thomas Hanlon at 717-705-4862.

Individuals who are in need of an accommodation for the hearing as provided for in the Americans with Disabilities Act should contact Thomas Hanlon at 717-705-4862 or make accommodations through the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD).

36-05079: Chester County Solid Waste Authority (7224 Division Highway, Narvon, PA 17555) for operation of a municipal waste landfill in Caernarvon Township, **Lancaster County**. Actual emissions from the facility in 2018 were reported as: 0.36 ton of CO, 0.24 ton of NO_x, 3.79 tons of VOCs, and 2.61 tons of HAPs. The Title V Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with all of the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 60, Subpart WWW—Standards of Performance for Municipal Solid Waste Landfills, the Startup, Shutdown, and Malfunction requirements of 40 CFR 63, Subpart AAAA—National Emission Standards for Hazardous Air Pollutants: Municipal Solid Waste Landfills, the active waste disposal requirements for asbestos containing materials of 40 CFR 61, Subpart M—National Emission Standard for Asbestos, 40 CFR 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, and 40 CFR 60, Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.

49-00033: Watsontown Brick Co. (P.O. Box 68, Route 405, Watsontown, PA 17777-0068) to issue a renewal Title V operating permit for their facility in Delaware Township, **Northumberland County**. The facility is currently operating under Title V Operating Permit 49-00033. The facility's main sources include a three natural gas fired brick kilns, various material sizing and handling equipment, several small natural gas/No. 2 fuel oil fired space heaters, and emergency diesel generators. The facility has potential emissions of 144.5 tons per year of carbon monoxide, 83.3 tons per year of nitrogen oxides, 249.9 tons per year of sulfur oxides, 107.7 tons per year of particulate matter, 8.25 tons per year of volatile organic compounds, 24.9 tons per year of total hazardous air pollutants (HAPs), and 50,657 tons per year of carbon dioxide equivalents (greenhouse gases). The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These

operating permit conditions have been derived from the applicable requirements of 40 CFR Parts 52, 60, 62, 63, 64 and 25 Pa. Code Article III, Chapters 121—145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

Intent to Issue Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

23-00072: Action Supply Co., Inc. (1401 Calcon Hook Road, Sharon Hill, PA 19079) for renewal of the State Only Operating Permit for its ready-mix concrete facility, located in Darby Township, **Delaware County**. Sources at the facility comprise (2) batch plants and three (3) associated baghouses. Each plant has a capacity of 60,000 lb/hour. Since the last renewal, a third batch plant and its baghouse and a concrete recycling plant including a crusher, screen and associated engines were removed from the facility. The concrete plants have the potential to emit 1.44 ton/year particulate matter less than 10 microns (PM₁₀). They are subject to 25 Pa. Code § 123.13(c)(1)(i) restricting the particulate matter emissions to 0.04 gr/dscf. Commonwealth regulations prohibiting certain fugitive emissions, malodors and visible emissions apply. No Federal regulations apply to the facility. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

36-03195: Mount Joy Wire Corp. (1000 East Main Street, Mount Joy, PA 17552) for their wire plating operations in Mount Joy Borough, **Lancaster County**. This is for the renewal of the existing State-only operating permit. The actual reported emissions for the facility in 2017 were 25.0 tons of CO, 16.6 tons of NO_x, 5.6 tons of VOCs, 8.7 tons of HAPs, 2.0 tons of PM₁₀, and 1.6 ton of PM_{2.5}. The operating permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with all of the applicable air quality regulations. Among other items, the conditions will include provisions derived from 40 CFR Part 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines, and 40 CFR 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Thomas Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.

26-00177: Golden Eagle Construction (1122 Jumonville Road, Uniontown, PA 15401-0945) Synthetic Minor State-Only Operating Permit is for a batch and

hot-mix asphalt production facility located near the Coolspring limestone mine in North Union Township, **Fayette County**. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and is providing notice that it intends to issue an Air Quality Operating Permit for the previously-mentioned facility. Sources of emissions consist of a 180 ton per hour (TPH) Barber Green Batch Asphalt process and a 500-TPH Gencor Hot Mix Asphalt Plant and Recycled Asphalt Pavement system (RAP) and associated supporting equipment. The facility is required to conduct daily surveys of the site when operating to ensure compliance with visible stack, fugitive, and potentially objectionable odor emission requirements and maintain records of those surveys. Facility-wide potential emissions, which include operating restrictions, are projected to be 10.1 tons per year (TPY) NO_x, 76.5 TPY CO, 10.4 TPY VOC, 29.7 TPY PM₁₀, 1.4 TPY SO_x, 2.3 TPY total HAP, and 0.93 TPY for single HAP (formaldehyde). The air quality permit includes operation requirements, production and emission limits, monitoring requirements, and recordkeeping requirements for the site.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (26-00177) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Bradley Spayd, Air Quality Engineering Specialist, at the previously listed address.

All comments must be received prior to the close of business 30 days after the date of this publication.

The application, DEP's Review Memorandum, and the proposed permit are available for public review during normal business hours at DEP's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. A file review can be scheduled through the DEP's website at <https://www.dep.pa.gov/Citizens/PublicRecords/Pages/Informal-File-Review.aspx>.

03-00204: Peoples Natural Gas Company, LLC (1201 Pitt Street, Pittsburgh, PA 15221) In accordance with 25 Pa. Code §§ 127.424, 127.425, and 127.521, the Department is providing notice that they intend to issue a natural minor State Only Operating Permit for the operation of Atwood Booster Station located in Atwood Borough, **Armstrong County**.

The facility operates one (1) Waukesha mode L-3711 natural gas-fired, four-stroke, rich burn compressor engine rated at 275 bhp. Insignificant emission sources include one 500 gallon new oil storage tank and one 300 gallon ethylene glycol/water 50/50 storage tank.

Potential emissions from this facility are estimated at 27.21 tons of NO_x per year, 44.6 tons of CO per year, 0.23 ton of PM per year, 0.23 ton of PM₁₀ per year, 0.36 ton of VOC per year, 0.38 ton of HAPs per year, 0.25 ton of formaldehyde per year, and 1,401 tons of greenhouse gases per year.

The facility is subject to the applicable requirements of 25 Pa. Code Article III, Chapters 121—145. The proposed operating permit includes emission limitations, monitoring, work practice, reporting, and recordkeeping requirements for the facility.

The application, DEP's Review Memorandum, and the proposed permit are available for public review during normal business hours at DEP's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. A file review can be scheduled through the DEP's website at <https://www.dep.pa.gov/Citizens/PublicRecords/Pages/Informal-File-Review.aspx>.

Any person may submit comments, a request for the Department to hold a public hearing, or a protest to the proposed operating permit or a condition thereof by submitting the information to Nick Waryanka, P.E., Air Quality Engineer, at the Southwest Regional Office. A 30-day comment period from the date of publication of this notice will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify Operating Permit 03-00204) and concise statements regarding the relevancy of the information in the proposed permit or objections to issuance of the permit.

A public hearing may be held in accordance with 25 Pa. Code § 127.429, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. If a public hearing is held, all persons who have properly filed a protest under 25 Pa. Code § 127.426 may appear and give testimony. The applicant, the protestant, and other participants will be notified of the decision to hold a hearing (and the time, place and purpose of such hearing) by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient.

*Department of Public Health, Air Management Services:
321 University Avenue, Philadelphia, PA 19104.*

Contact: Edward Wiener, Chief—Telephone: 215-685-9426.

OP18-000014: Amuneal Manufacturing Corp. (4219-4243 Torresdale Ave, Philadelphia, PA 19124) for the operation of a sheet metal fabrication facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two 12,600 CFM spray booths, 15 natural gas-fired heaters ranging in capacity from 0.3 MMBtu/hr to 1.5 MMBtu/hr, and one 12,000 SCFM dust collector controlling wood working operations.

The operating permit will be issued under the 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the previously listed operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must

include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

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); 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—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application 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 address of the district mining office indicated before each application 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.

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When an NPDES number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

Coal Applications Received

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100.

02733702 and NPDES No. PA0023370. Consol Mining Company LLC, (CNX Center, 1000 Consol Energy

Drive, Canonsburg, PA 15317). To renew the permit for the Renton Refuse Area in Plum Borough, **Allegheny County** and related NPDES permit. No additional discharges. The application was considered administratively complete on July 1, 2019. Application received: May 21, 2019.

Knox District Mining Office: P.O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191.

33140104 and NPDES Permit No. PA0259489. MSM Coal Company, Inc. (P.O. Box 243, DuBois, PA 15801). Renewal of an existing bituminous surface and auger mine in Pine Creek Township, **Jefferson County** affecting 197.5 acres. Receiving streams: Unnamed tributary to Sandy Lick Creek, classified for the following: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application for reclamation only. Application received: June 20, 2019.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

4473SM10 and NPDES PA0119440. Penn Coal Land, Inc. (P.O. Box 68, Boswell, PA 15531). Permit renewal for continued chemical treatment system of a bituminous surface coal mine located in Decatur Township, **Clearfield County** affecting 32.1 acres. Receiving stream(s): Unnamed Tributary to Little Laurel Run and Unnamed Tributary to Coal Run classified for the following use(s): CWF, MF. There are no potable water supply intakes within 10 miles downstream. Application received: June 5, 2019.

Noncoal Applications Received

Effluent Limits—The following effluent limits will apply to NPDES permits issued in conjunction with a noncoal mining permit:

Table 2

Parameter	30-day Average	Dail Maximum	Instantaneous Maximum
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour 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, 570-621-3118.

Permit No. 7475SM4C10 and NPDES Permit No. PA0121592. Lehigh Cement Co., LLC, (7660 Imperial Way, Allentown, PA 18195), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Upper and Lower Nazareth Townships, **Northampton County**, receiving stream: unnamed tributary to East Branch Monocacy Creek, classified for the following uses: HQ—cold water and migratory fishes. Application received: June 24, 2019.

MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a 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 (33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

Effluent Limits for Coal Mining Activities

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

The BAT limits for coal mining activities, as provided in 40 CFR Part 434 and 25 Pa. Code Chapters 87—90 are as follows:

Parameter	30-Day Average	Daily Maximum	Instantaneous Maximum
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 applies to: 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; mined areas backfilled and revegetated; and all other discharges and drainage (resulting from a precipitation event of greater than 1-year 24-hour to less than or equal to a 10-year 24-hour event) from coal refuse

disposal piles. Similarly, modified BAT limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Exceptions to BAT effluent limits may be applicable in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Effluent Limits for Noncoal Mining Activities

The limits for noncoal mining activities as provided in 25 Pa. Code Chapter 77 are pH 6 to 9 and other parameters the Department may require.

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description specifies the parameters.

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth.

More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91—96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 563-2112-115, Developing National Pollutant Discharge Elimination System (NPDES) Permits for Mining Activities. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

Discharge rates for surface mining activities are precipitation driven. Discharge rates for proposed discharges associated with underground mining are noted in the permit description.

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must 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 or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the request and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

Coal NPDES Draft Permits

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

NPDES No. PA0609439 (Mining Permit No. 17753180), Penn Coal Land, Inc., P.O. Box 68, Boswell, PA 15531, renewal of an NPDES permit for surface mining in Boggs Township, **Clearfield County**, affecting 140.0 acres. Receiving stream(s): Laurel Run, classified for the following use(s): CWF. Laurel Run Watershed Clearfield County TMDL. Application received: January 16, 2019.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits previously described for coal mining activities.

The following outfall discharges to Laurel Run.

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
007	N

The proposed effluent limits for the previously listed outfall are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		0.75	0.75	0.75
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35.0	70.0	90.0

¹ The parameter is applicable at all times.

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. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the Commonwealth to certify that the involved projects will not violate the 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, the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment shall submit comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before an 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 working days at the office noted before the application.

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

Applications Received under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1–693.27) and section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and Requests for Certification under section 401(a) of the FWPCA.

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.

E4802219-003. Williams Township, 655 Cider Press Road, Williams Township, PA 18042, in Williams Township, **Northampton County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the Melchor Tract Park Project:

1. To construct and maintain an 8.0-foot wide, 18.0-foot span, pedestrian bridge crossing of a UNT to Frya Run (HQ-CWF, MF), having a 1.5-foot underclearance. The proposed pedestrian crossing will be either a Fiber Reinforced Polymer (FRP) bridge or a prefabricated aluminum bridge. This crossing will also permanently impact 0.004 acre of PEM Wetlands (EV).

2. A wetland fill impacting 0.020 acre of PEM Wetlands (EV) and 0.012 acre of PEM Wetlands for the purpose of constructing a 12-foot wide emergency access road with cross-pipes.

The project is located approximately 1.7 mile west of the intersection of Raubsville Road and SR 611 (Easton and Riegelsville, PA Quadrangle Latitude: 40° 37' 22.44"; Longitude: -75° 13' 7.33") in Williams Township, Northampton County (Easton & Riegelsville, PA Quadrangle, Latitude: 40° 37' 22.44"; Longitude: -75° 13' 7.33").

Southwest Region: Waterways and Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.

E02052-1814, Memory Lane Venture, LLC, 112 Hetherton Drive, Pittsburgh, PA 15237, Franklin Park Borough, **Allegheny County**; Pittsburgh ACOE District.

The applicant proposes to:

1. Place and Maintain fill within approximately 508 LF of an unnamed tributary (UNT) to Lowries Run (TSF) (Encroachment Area No. 1/R001-1), and to construct and maintain approximately 670 LF of relocated watercourse;

2. Place and Maintain fill within, or excavate within the floodway, in and along approximately 456 LF of another reach of the same UNT to Lowries Run (TSF) (Encroachment Area No. 2/R001-2), and to construct and maintain approximately 470 LF of relocated watercourse;

3. Place and Maintain fill within approximately 115 LF of another/second UNT to Lowries Run (TSF) (Encroachment Area No. 3/R002-1);

4. Place and Maintain fill within approximately 34 LF of another reach of the second UNT to Lowries Run (TSF) (Encroachment Area No. 4/R002-2)

For the purpose of developing the 13.224-acre site into 10 single family lots. The Project will permanently impact 1,113 LF of UNTs to Lowries Run. The relocated reaches of watercourse will mitigate for this impact. The project site is located near the intersection of Heritage Drive and Reis Run Road (PA USGS topographic quadrangle; N: 40°, 32', 56.4503"; W: -80°, 4', 505184"; Sub-basin 18F; USACE Pittsburgh District), in Franklin Park Borough, Allegheny County.

E02052-1817, FJIC, LLC, 109 Dark Hollow Rd, Oakmont, PA 15139, 284 Dark Hollow Road in Oakmont Borough, **Allegheny County**, ACOE Pittsburgh District.

The project consists of the operation and maintenance of:

1. Approximately 160 linear feet of a previously replaced 48-inch steel pipe enclosure of an unnamed tributary to Plum Creek with two (2) 48-inch corrugated metal pipes (CMP) under an on-site temporary equipment storage structure, comprised of shipping containers which can easily be moved if repairs or maintenance of the enclosure is required.

2. Approximately 60 linear feet of stream bank stabilization consisting of R-5 rip rap along the banks of an unnamed tributary of Plum Creek

3. An infiltration basin within the floodway of an unnamed tributary of Plum Creek

The project is located at 284 Dark Hollow Road in Oakmont, PA (New Kensington West, PA, USGS Topographic Quadrangle; Latitude: 40° 30' 51", Longitude: -79° 49' 36.7", Sub-Basin 18G, Army Corps of Engineers Pittsburgh District), in Oakmont Borough, Allegheny County.

Northwest Region: District Oil and Gas Office, 230 Chestnut Street, Meadville, PA 16335, 814-332-6860.

E43-08-009, Diamond Oilfield Technologies, LLC, 4494 Warren Sharon Road, Vienna, OH 44473. Morgante Property, in Pine Township, **Mercer County**, ACOE Pittsburgh District, Grove City, PA Quadrangle N: 41°, 11', 0.86"; W: 80°, 03', 45.43".

The project involves the installation of a 1.25" gas pipeline between two wells. The proposed project impacts in Mercer County include a total of 0.01 acre of permanent impact and 0.01 acre of temporary impact to Palustrine Emergent (PEM) wetland(s). Palustrine Scrub-Shrub (PSS) wetland(s) will also be impacted having 0.04 acre of permanent impact and 0.02 acre of temporary impact.

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a 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 (33 U.S.C.A. §§ 1251—1376).

<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 regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and 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 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 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 that action to the Environmental Hearing Board (Board) 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 Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T 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 a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal 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 contact 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: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0065544 (Storm Water)	Ocean Spray Cranberries, Inc. Lehigh Valley Facility 151 Boulder Drive Breinigsville, PA 18031-1850	Lehigh County Upper Macungie Township	Iron Run (HQ-CWF, MF) (2-C)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0209627 (Sewage)	Stoltzfus Farms Inc. 137 Wilson Road Wellsboro, PA 16901-7393	Tioga County Shippen Township	UNT to Stowell Run (9-A)	Yes
PA0113778 (Sewage)	Pleasant View Estates 3499 US Highway 9 Suite 3c Freehold, NJ 07728-3277	Columbia County South Centre Township	Unnamed Tributary to Susquehanna River (CWF) (5-D)	Yes
PA0113298 (Sewage)	Elkland Borough STP and Lines 105 Parkhurst Street Elkland, PA 16920-1109	Tioga County Elkland Borough	Cowanesque River (4-A)	No

Southwest Regional Office: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0090344 (Sewage)	Windyknoll STP 1719 Roosevelt Road Pittsburgh, PA 15237-1050	Allegheny County Ohio Township	Unnamed Tributary to Toms Run (WWF) (20-G)	Yes
PA0218049 (Sewage)	Midway Sewer Authority WWTP P.O. Box 600 Midway, PA 15060	Washington County Robinson Township	Robinson Run (20-F)	Yes
PA0216381 (Sewage)	Holly Hill STP 1 Holly Hill Drive Freedom, PA 15042	Beaver County New Sewickley Township	UNT of Crows Run (WWF) (20-G)	Yes

II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Actions.

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

NPDES Permit No. PA0204994, Sewage, SIC Code 4952, **Central Indiana County Joint Sanitary Authority**, 603 S. Main Street Ext., P.O. Box 7, Homer City, PA 15748-0007.

This existing facility is located in Center Township, **Indiana County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing discharge of treated Sewage.

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

NPDES Permit No. PA0272124, Sewage, SIC Code 4952, 8800, **William Bogue**, 431 E Townhall Road, Waterford, PA 16441-4217.

This proposed facility is located in Summit Township, **Erie County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated Sewage.

III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law.

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, 484.250.5900.

WQM Permit No. WQG02231907, Sewage, **Middletown Township Sewer Authority**, P.O. Box 9, Media, PA 19037.

This proposed facility is located in Middletown Township, **Delaware County**.

Description of Action/Activity: Construction and operation of a sewage pump station.

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.

WQM Permit No. 6419401, Sewage, SIC Code 4952, **Daniel & Marc Cazes**, 14 Tavo Lane, New York, NY 10956.

This proposed facility is located in Damascus Township, **Wayne County**.

Description of Proposed Action/Activity: The application is for a Water Quality Management permit for the construction of a 400 gallon per day single residence sewage treatment plant. The proposal includes the use of a Premier Tech Aqua EC7-600 coco filter unit. The effluent will flow by gravity into a primary treatment tank, then flow by gravity into the coco filter chamber. The effluent will then flow into the pump chamber which will pump the effluent through an ultraviolet light before final discharge into the Delaware River via 4" discharge pipe surrounded by 4" riprap rock.

WQM Permit No. 1319401, Sewage, SIC Code 8412, **Blue Ridge Real Estate Co. Jack Frost WWTP**, P.O. Box 707, Blakeslee, PA 18610-0707.

This proposed facility is located in Kidder Township, **Carbon County**.

Description of Proposed Action/Activity: Treatment Plant modification involving new grinder pumps in aerated equalization tank.

WQM Permit No. 6619401, Sewage, SIC Code 6515, **UMH of PA, Inc.**, 3499 Route 9 North, Suite 3C, Freehold, NJ 07728-3277.

This proposed facility is located in Tunkhannock Township, **Wyoming County**.

Description of Proposed Action/Activity: Upgrades will be made to the existing WWTP. The upgrades include: installation of a new duplex submersible pump station for effluent, a new precast reinforced concrete sludge holding tank, and three new parallel ultraviolet disinfection units.

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.3636.

WQM Permit No. 1495402 A-1, Sewage, SIC Code 4952, **Centre Hall Potter Sewer Authority**, 2940 Penns Valley Pike, Centre Hall, PA 16828-8404.

This existing facility is located in Potter Township, **Centre County**.

Description of Proposed Action/Activity: Installation of a new sludge filter press.

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

WQM Permit No. 6319200, Industrial, SIC Codes 3612 and 3613, **Pennsylvania Transformer Technology, Inc.**, 30 Curry Avenue, Canonsburg, PA 15317-0440.

This proposed facility is located in Cecil Township and Canonsburg Borough, **Washington County**.

Description of Proposed Action/Activity: Construction and operation of a treatment system to treat groundwater and storm water from existing onsite storm sewers.

WQM Permit No. 0275407 A-1, Sewage, SIC Code 4952, **Deer Creek Drainage Basin Authority**, P.O. Box 148, Russellton, PA 15076.

This existing facility is located in West Deer Township, **Allegheny County**.

Description of Proposed Action/Activity: The applicant proposes to relocate approximately 780 L.F. of 15" diameter PVC sewer line in the vicinity of Oak Road (S.R. 1022).

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

WQM Permit No. 2519406, Sewage, **William Bogue**, 431 East Townhall Road, Waterford, PA 16441-4217.

This proposed facility is located in Summit Township, **Erie County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

IV. NPDES Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4) Individual Permits Issued.

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401. Phone: 484-250-5970.

<i>NPDES Permit No.</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>	<i>TMDL Plan Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAI130501	East Coventry Township 855 Ellis Woods Road Pottstown, PA 19465-8151	East Coventry Township Chester County	Unnamed Tributaries to Schuylkill River (HQ-TSF, MF), Stony Run (HQ-TSF, MF) Schuylkill River; (WWF, MF), Pigeon Creek (HQ-TSF, MF)/HQ-TSF, WWF and MF	N	Y

VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions.

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD150117	Vince and Mary Canzanese 572 South Heilbron Drive Media, PA 19063-4500	Chester	Willistown Township	Barr Run to Crum Creek HQ-CWF-MF

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Northampton County Conservation District, 14 Gracedale Ave., Greystone Building, Nazareth, PA 18064-9211.

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD480083	Bath Borough Authority c/o Mr. George Gasper 160 Mill Street P.O. Box 87 Bath, PA 18014	Northampton	Borough of Bath	Monocacy Creek (HQ-CWF, MF)

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Nathan Phillips, Section Chief, Telephone 717.705.4802.

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD050005 Issued	The Municipal Authority of the Borough of Bedford 244 West Penn Street Bedford, PA 15522	Bedford	Bedford Borough Bedford Township	Shobers Run (HQ-CWF, MF) Cumberland Valley Run (WWF, MF) Raystown Branch Juniata River (TSF, MF)
PAD060029 Issued	Connie Troutman 590 Railroad Road Mohrsville, PA 19541	Berks	Centre Township	Irish Creek (WWF, MF) EV Wetlands
PAD440003 Issued	Philips Ultrasound 1 Echo Drive Reedsville, PA 17084	Mifflin	Armagh Township	Tea Creek (HQ-CWF)
PAD060023 Issued	UGI Energy Services, Inc. 1 Meridian Boulevard Suite 2C01 Wyomissing, PA 19610	Berks	Ontelaunee Township	Willow Creek (CWF, MF) Existing Use (HQ-CWF, MF)

Northwest Region: Waterways & Wetlands Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Jefferson County Conservation District, 1514 Route 28, Brookville, PA 15825, 814-849-7463.

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD330001	Nine Star Capital LP 80 North Park Place Dubois, PA 15801	Jefferson	Pine Creek Township	UNT Little Mill Creek HQ-CWF, Sugar Camp Run HQ-CWF, UNT Mill Creek CWF

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
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Petroleum Product Contaminated Groundwater 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 Non-Exceptional 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 Discharges from Hydrostatic Testing of Tanks and Pipelines
PAG-11	General Permit for Discharges from Aquatic Animal Production Facilities
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges from the Application of Pesticides

General Permit Type—PAG-02

Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Newtown Township Delaware County	PAC230020	BPG Properties, Ltd. 3843 West Chester Pike Newtown Square, PA 19073	Preston Run CWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Lackawanna County Conservation District, 1038 Montdale Road, Scott Township, PA 18447.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC350059	Scranton Lackawanna Industrial Building Co 222 Mulberry St P.O. Box 431 Scranton, PA 18501	Lackawanna	Archbald Boro Jessup Boro	UNT to Lackawanna River (CWF, MF)

Lehigh County Conservation District, 4184 Dorney Park Road, Suite 105, Allentown, PA 18401.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC390085	Grist Mill Dev Co LLC 1013 Brookside Rd Ste 202 Wescosville, PA 18106	Lehigh	Whitehall Twp	Coplay Creek (CWF, MF)

Northampton County Conservation District, 14 Gracedale Ave., Greystone Building, Nazareth, PA 18064-9211.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC480055	David M Jaindl JW Development Partners 3150 Coffeetown Rd Orefield, PA 18069	Northampton	East Allen Twp Allen Twp	Catasauqua Creek (CWF, MF)
PAC480059	David M Jaindl JW Development Partners 3150 Coffeetown Rd Orefield, PA 18069	Northampton	Allen Twp	Dry Run (CWF, MF)

Schuylkill Conservation District, 1206 AG Center Drive, Pottsville, PA 17901-9733.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC540041	Vamtech Reading Carbon LLC Brian R Rich 200 Mahatongo St P.O. Box 1200 Pottsville, PA 17901	Schuylkill	Mahanoy Twp West Mahanoy Twp	Mill Creek (CWF, MF)

Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Phillips, Section Chief, 717.705.4802.

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Hamilton Township Adams County Issued	PAC010110	Ryan & Megan Fox 29 Stonybrook Lane New Oxford, PA 17350	Pine Run (WWF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325-3404 717.334.0636
Berwick Township Adams County Issued	PAC010086	Rick Weaver 875 Abbottstown Pike Hanover, PA 17331	UNT South Branch Conewago Creek (WWF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325-3404 717.334.0636
West Providence Township Bedford County Issued	PAC050035	New Enterprise Stone & Lime Co., Inc. P.O. Box 77 New Enterprise, PA 16664	Raystown Branch of the Juniata River (TSF)	Bedford County Conservation District 702 West Pitt Street Suite 4 Bedford, PA 15522 814.623.7900, ext. 4
Hampden Township Cumberland County Issued	PAC210157	INSITE Development, Inc. 1809 Tall Pines Drive Harrisburg, PA 17110	Sears Run (WWF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
Hampden Township Cumberland County Issued	PAC210151	Hogan Development Co. III 255 Butler Avenue Lancaster, PA 17601	Pine Run (WWF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
Lemoyne Borough Cumberland County Issued	PAC210141	West Shore School District 507 Fishing Creek Road New Cumberland, PA 17070	Holtz Run (WWF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
Lower Paxton Township Dauphin County Issued	PAC220171	Eastern Development & Planning Inc. 7300 Derry Street Harrisburg, PA 17111	Beaver Creek (WWF, MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
City of Harrisburg Dauphin County Issued	PAC220168	PA Department of General Services 18th & Herr Street Harrisburg, PA 17103-1540	Paxton Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Quarryville Borough East Drumore Township Eden Township Lancaster County Issued	PAC360333	Quarryville Presbyterian Retirement Community 625 Robert Fulton Highway Quarryville, PA 17566	UNT to Big Beaver Creek (TSF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
West Lampeter Township Lancaster County Issued	PAC360410	Signature Stone 1005 Willow Street Pike Lancaster, PA 17602	Conestoga River (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Sadsbury Township Lancaster County Issued	PAC360402	Benjamin Kauffman 54 Lower Valley Road Christiana, PA 17509	Valley Run (TSF, MF)	
Rapho Township Lancaster County Issued	PAC360366	Ivan Fisher 239 Hossler Road Manheim, PA 17545	UNT Dellinger Run (WWF, MF) UNT Rife Run (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
East Donegal Township Lancaster County Issued	PAC360362	Community Bible Church 331 Anderson Ferry Road Marietta, PA 17547	Donegal Creek (TSF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
East Hempfield Township West Hempfield Township Lancaster Township Lancaster County Issued	PAC360350	City of Lancaster 120 North Duke Street P.O. Box 1599 Lancaster, PA 17608	Brubaker Run (WWF, MF) Little Conestoga Creek (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Greenwood Township Perry County Issued	PAC500019	Dylan Matter 1501 Sugar Run Road Millerstown PA 17062	Cocolamus Creek (TSF)	Perry County Conservation District 31 West Main Street P.O. Box 36 New Bloomfield, PA 17068 717.582.8988, ext. 4

Northwest Region: Waterways & Wetlands Program, 230 Chestnut Street, Meadville, PA 16335-3481.

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Harborcreek Township Erie County	PAC250080	Maleno Land Development Co LLC 2340 West Grandview Boulevard Suite 1 Erie, PA 16506	Six Mile Creek CWF; MF	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
Jay Township	PAC240012	Western Pennsylvania Conservancy 1067 Philadelphia Street Suite 101 Indiana, PA 15701	Cherry Run	Elk County Conservation District 850 Washington Street St. Marys, PA 15857 814-776-5373

*Facility Location:
Municipality &
County*Buffington Township
Indiana CountyPermit No.
PAC680024*Applicant Name & Address*
Bureau of Abandoned Mine
Reclamation
Cambria Office
286 Industrial Park Road
Ebensburg, PA 15931-4119*Receiving
Water/Use*Blacklick Cree
(TSF)*Contact Office &
Phone No.*Attention: Patrick M.
Webb
PA DEP
Cambria Office
286 Industrial Park
Road
Ebensburg, PA
15931-4119
814-472-1800*General Permit Type—PAG-03**Facility Location
Municipality &
County*Point Township
Northumberland
CountyPermit No.
PAG034862*Applicant Name & Address*
New Enterprise Stone &
Lime Co., Inc.
3912 Brumbaugh Road
New Enterprise, PA 16664-9137*Receiving
Water/Use*Unnamed Tributary
of West Branch
Susquehanna River
(WWF, MF)—10-D*Contact Office &
Phone No.*DEP Northcentral
Regional Office
Clean Water Program
208 W Third Street
Suite 101
Williamsport, PA
17701-6448
570.327.3636Summit Township
Somerset CountyPermit No.
PAR226124*Applicant Name & Address*
Vernie Yoder
225 Coke Oven Road
Meyersdale, PA 15552-6527*Receiving
Water/Use*
Unnamed Tributary
to Casselman River
(CWF)—19-F*Contact Office &
Phone No.*
DEP Southwest
Regional Office
Clean Water Program
400 Waterfront Drive
Pittsburgh, PA
15222-4745
412.442.4000*General Permit Type—PAG-12**Facility Location:
Municipality &
County*North Strabane
Township
Washington CountyPermit No.
PAG126106*Applicant Name & Address*
Washington Trotting
Association LLC
210 Racetrack Road
Washington, PA 15301-8966*Receiving
Water/Use*

Watershed(s) 20-F

*Contact Office &
Phone No.*DEP Southcentral
Regional Office
Clean Water Program
909 Elmerton Avenue
Harrisburg, PA
17110-8200
717.705.4707*General Permit Type—PAG-13**Facility Location
Municipality &
County*Darby Borough
Delaware CountyPermit No.
PAG130127*Applicant Name & Address*
Darby Borough
1020 Ridge Avenue
Darby, PA 19023-1635*Receiving
Water/Use*Darby Creek
(TSF, MF)
Hermesprota Creek
(WWF, MF),
Cobb Creek
(WWF, MF), and
Shipley Branch
(WWF, MF) 3-G*Contact Office &
Phone No.*DEP Southeast
Regional Office
Clean Water Program
2 E Main Street
Norristown, PA 19401
484.250.5970Darby Township
Delaware CountyPermit No.
PAG130088*Applicant Name & Address*
Darby Township
21 N. Bartram Avenue
Glenolden, PA 19036-1206*Receiving
Water/Use*
Muckinipattis Creek
(WWF, MF),
Hermesprota Creek
(WWF, MF), and
Darby Creek
(WWF, MF) 3-G*Contact Office &
Phone No.*
DEP Southeast
Regional Office
Clean Water Program
2 E Main Street
Norristown, PA 19401
484.250.5970

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Luzerne Township Fayette County	PAG136404	Luzerne Township 415 Hopewell Road Brownsville, PA 15417	Lilly Run (WWF) Dunlap Creek (WWF) 19-C	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

**STATE CONSERVATION COMMISSION
NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES
PERMITS FOR CAFOs**

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under 3 Pa.C.S. Chapter 5, for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits or NOIs for coverage under a general permit for CAFOs under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704 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 should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. 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 of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge actions, 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 pro bono representation. Call the Secretary of the Board at (717) 787-3483 for more information.

**NUTRIENT MANAGEMENT PLAN
PUBLIC NOTICE SPREADSHEET—ACTIONS**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU’s</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Aspen Perry Farm 2127 Oak Hall Road Newport, PA 17074	Perry	85.9	2,061.92	Swine	HQ-CWF	Approved
Perry Meadows Farm 2713 Fowler Hollow Road Blain, PA 17006	Perry	0	1,490.65	Swine	HQ CWF	Approved

PUBLIC WATER SUPPLY PERMITS

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T 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 a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal 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 document 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).

Southeast Region: Water Supply Management Program Manager, 2 East Main Street, Norristown, PA 19401.

Permit No. 4619502, Public Water Supply.

Applicant **North Penn Water Authority**
300 Forty Foot Road
P.O. Box 1659
Lansdale, PA 19446

Borough Lansdale

County **Montgomery**

Type of Facility PWS

Consulting Engineer Entech Engineering, Inc.
201 Penn Street
Ste 300
Reading, PA 19601-4039

Permit to Construct Issued June 11, 2019

Permit No. 0919511, Public Water Supply.

Applicant **Warminster Municipal Authority**
415 Gibson Avenue
Warminster, PA 18974

Township Warminster

County **Bucks**

Type of Facility PWS

Consulting Engineer CKS Engineer, Inc.
88 S. Main Street
Doylestown, PA 18901-4642

Permit to Construct Issued June 18, 2019

Operations Permit # 4619507 issued to: **Horsham Water & Sewer Authority**, 617 Horsham Road, Horsham, PA 19044, **PWS ID # 1460033**, Horsham Township, **Montgomery County** on June 20, 2019, for the operation of granular activated carbon filtration at Well No. 2, facilities approved under construction permit # 4616524.

Operations Permit # 1517522 issued to: **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19401, **PWS ID # 1460073**, Westtown Township, **Chester County** on June 20, 2019 for the operation of GridBee Mixer and THM removal system at Radley Run Tank facilities approved under construction permit # 1517522.

Operations Permit # 0915506 issued to **Toll PA II**, 250 Gibraltar Road, Horsham, PA 19044, **PWS ID # 1090165**, Buckingham Township, **Bucks County** on June 18, 2019, for the operation of Feeney Track Subdivision water supply and certification of 4-log treatment of viruses facilities approved under construction permit # 0915506.

Operations Permit # 1517526A issued to **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, **PWS ID # 1460073**, West Goshen Township, **Chester County** on July 8, 2019, for the operation Boot Road water storage tank No. 1 following interior repainting approved under construction permit # 1517526.

Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Permit No. 2450023, Operation Permit, Public Water Supply.

Applicant **Borough of East Stroudsburg Water Department**
P.O. Box 303
24 Analomink Street
East Stroudsburg, PA 18301

Municipality Smithfield Township

County **Monroe**

Type of Facility Public Water Supply

Consulting Engineer Jason G. Saylor, P.E.
Utility Service Company, Inc.
1230 Peachtree Street NE
Suite 1100
Atlanta, GA 30309

Permit to Operate Issued June 27, 2019

Permit No. 4519501, Public Water Supply.

Applicant **Pennsylvania American Water Company**
800 W. Hersheypark Dr.
Hershey, PA 17033

[Borough or Township] Hamilton Township

County **Monroe**

Type of Facility PWS

Consulting Engineer Scott Thomas, PE
PAWC
852 Wesley Dr.
Mechanicsburg, PA 17055

Permit to Construct Issued 6/25/2019

Permit No. 2400104, Operations Permit, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
1 Aqua Way
White Haven, PA 18661

[Borough or Township] Kingston Township

County **Luzerne**

Type of Facility PWS

Consulting Engineer Jonathan Morris, PE
GHD Inc.
326 East Second St.
Bloomsburg, PA 17815

Permit to Operate Issued 6/10/2019

Permit No. 3390024, Operations Permit, Public Water Supply.

Applicant **City of Allentown/LCA Allentown Division**
641 South 10th Street
Allentown, PA 18103

[Borough or Township] City of Allentown

County **Lehigh**

Type of Facility PWS

Consulting Engineer Mr. Craig W. Murray, P.E.
D'Huy Engineering, Inc.
One East Broad Street
Suite 300
Bethlehem, PA 18018

Permit to Operate 7/2/2019
Issued

Permit No. 3130012, Operations Permit, Public Water Supply.

Applicant **Mr Barry Scherer**
Public Works Supervisor &
Certified Operator
Palmerton Municipal Authority
443 Delaware Avenue
Palmerton, PA 18071

[Borough or Township] Palmerton Borough

County **Carbon**

Type of Facility PWS

Consulting Engineer Mr Eric Snyder PE
Keystone Consulting
Engineers Inc
863 Interchange Rd
Suite 101
P.O. Box 639
Kresgeville, PA 18331

Permit to Operate 5/03/2019
Issued

Permit No. 4019504, Public Water Supply.

Applicant **Aqua PA, Inc.**
1 Aqua Way
White Haven, PA 18661

[Township or Borough] White Haven Borough
Luzerne County

Responsible Official Patrick R. Burke, PE
Aqua PA, Inc.
204 E. Sunbury Street
Shamokin, PA 17872

Type of Facility PWS

Consulting Engineer Brennan Kelly, P.E.
Aqua Pennsylvania, Inc.
762 Lancaster Avenue
Bryn Mawr, PA 19010

Permit Issued Date 06/26/2019

Permit No. 4819501MA, Construction Permit, Public Water Supply.

Applicant **Easton Suburban Water Authority**
P.O. Box 3819
Easton, PA 18043

Municipality City of Easton

County **Northampton**

Type of Facility Public Water Supply

Consulting Engineer Bruce Brubaker, P.E.
Gannett Fleming, Inc.
P.O. Box 67100
Harrisburg, PA 17106

Permit to Construct June 17, 2019
Issued

Description of Action Knox Avenue Pump Station
upgrades including replacement
of two pumps, motor control
center MCCB, interior lighting
and electrical equipment.

*Southcentral Region: Safe Drinking Water Program
Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

Permit No. 0618527, Public Water Supply.

Applicant **Aqua Pennsylvania Inc**

Municipality Cumru Township

County **Berks**

Responsible Official Curt Steffy, VP of Production
762 W Lancaster Avenue
Bryn Mawr, PA 19010

Type of Facility Aqua Pennsylvania, Inc. (Aqua
PA) has submitted a PWS
application for the approval to
rehabilitate an existing booster
pump station located at 2
Congressional Circle, Reading,
PA. Aqua PA has proposed to
replace all existing equipment
with new booster pumps,
controls and VFDs, 211-gallon
hydropneumatic tank, and
piping.

Consulting Engineer Margo M. Weigner, P.E.
GHD, Inc.
1240 North Mountain Road
Harrisburg, PA 17112

Permit to Construct 7/1/2019
Issued

Permit No. 3119503 MA, Minor Amendment, Public Water Supply.

Applicant **Mapleton Muncpal Water Authority**

Municipality Union Township

County **Huntingdon**

Responsible Official Michael Corbin, Chairman
P.O. Box 306
Mapleton Depot, PA 17052

Type of Facility Proposed to operate existing
Tank Nos. 1 and 2
simultaneously and modify the
piping configuration to plumb
the tanks in series.

Consulting Engineer Garret J. Hargenrader, P.E.
Gwin, Dobson & Foreman, Inc.
3121 Fairway Drive
Altoona, PA 16602

Permit to Construct 6/28/2019
Issued

Operation Permit No. 0618525 MA issued to: **Reading Area Water Authority (PWS ID No. 3060059)**, Ontelaunee Township, **Berks County** on 6/28/2019 for facilities approved under Construction Permit No. 0618525 MA.

Operation Permit No. 3618516 issued to: **Mechanic Grove Church of the Brethren (PWS ID No. 7360920)**, East Drumore Township, **Lancaster County** on 7/2/2019 for facilities submitted under Application No. 3618516.

Operation Permit No. 0619505 MA issued to: **Borough of Bally (PWS ID No. 3060002)**, Bally Borough, **Berks County** on 7/2/2019 for facilities approved under Construction Permit No. 0619505 MA.

Transferred Comprehensive Operation Permit No. 7670051 issued to: **Heidelberg Township (PWS ID No. 7670051)**, Heidelberg Township, **York County** on 7/1/2019. Action is for a Change in Ownership for the operation of facilities previously issued to Heidelberg Water Cooperative Corporation.

Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

Permit No. 4189504-T1/MA(05/02/1990)T1/MA(01/31/2013)T1—Operation—Public Water Supply.

Applicant	The Pennsylvania State University
Township/Borough	Lycoming Township
County	Lycoming County
Responsible Official	Mr. Michael Chelentis Alexandra Michael, LLC P.O. Box 293 Muncy, PA 17756
Type of Facility	Public Water Supply—Operation
Consulting Engineer	N/A
Permit Issued	June 26, 2019
Description of Action	Authorizes the transfer of public water supply permits in Lycoming County (for operation) from ABC # 2 Mobile Home Park to Alexandra Michael, LLC. The ABC # 2 Mobile Home Park water system consists of Well # 2, which is an 8" well, submersible pump capable of 25 gpm, a hypochlorination system, pressure tanks, two-1,700 gallon polyethylene storage tanks and a pressurized distribution system.

Permit No. 4119502—Operation—Public Water Supply.

Applicant	Williamsport Municipal Water Authority
Township/Borough	City of Williamsport
County	Lycoming County
Responsible Official	Mr. Michael D. Miller Executive Director Williamsport Municipal Water Authority 253 West Fourth Street Williamsport, PA 17701
Type of Facility	Public Water Supply—Operation
Consulting Engineer	Erin N. Threet, P.E. Herbert, Rowland & Grubic, Inc. 776 Bull Run Crossing Suite 200 Lewisburg, PA 17837
Permit Issued	July 8, 2019

Description of Action	Authorizes Williamsport Municipal Water Authority to operate a GridBee Model GS-12 portable, electric mixer in the 1,000,000-gallon Youngman finished water-storage tank.
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Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Operations Permit issued to: **National Pike Water Authority**, P.O. Box 10, Markleysburg, PA 15459, (**PWSID # 5260048**) Henry Clay Township, **Fayette County** on July 3, 2019 for the operation of facilities approved under Construction Permit # 2618512.

Operations Permit issued to: **Southwestern Pennsylvania Water Authority**, 1442 Jefferson Road, Jefferson, PA 15344, (**PWSID # 5300017**) Amwell Township, **Washington County** on July 8, 2019 for the operation of facilities approved under Construction Permit # 3019501MA.

Operations Permit issued to: **Southwestern Pennsylvania Water Authority**, 1442 Jefferson Road, Jefferson, PA 15344, (**PWSID # 5300017**) Amwell Township, **Washington County** on July 8, 2019 for the operation of facilities approved under Construction Permit # 3013501WMP21.

Permit No. 0419507MA, Minor Amendment.

Applicant	Beaver Falls Municipal Authority 1425 8th Avenue Beaver Falls, PA 15010
[Borough or Township]	Daugherty Township
County	Beaver
Type of Facility	Oak Hill Tank painting
Consulting Engineer	Utility Service Group, Inc. 535 Courtney Hodges Boulevard Perry, GA 31069
Permit to Construct Issued	July 2, 2019

Permit No. 2618516MA, Minor Amendment.

Applicant	Albert Gallatin Municipal Authority P.O. Box 305 Point Marion, PA 15474
[Borough or Township]	Springhill Township
County	Fayette
Type of Facility	Replacement of adsorption clarifier media at the WTP.
Consulting Engineer	McMillen Engineering 115 Wayland Smith Drive Uniontown, PA 15401
Permit to Construct Issued	July 1, 2019

Permit No. 5636541-T1, Minor Amendment. Public Water Supply.

Applicant	Stallion Oilfield Construction, LLC 950 Corbindale Road Suite 400 Houston, TX 77024
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[Borough or Township]	Carmichaels Borough and Canton Township
County	Greene and Washington Counties
Type of Facility	Transfer of bulk water hauling system from Al's Water Hauling to Stallion Oilfield Construction, LLC.
Consulting Engineer	N/A
Permit to Construct Issued	July 2, 2019

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

Permit No. 2518506, Public Water Supply.

Applicant	YMCA of Youngstown
Township or Borough	Springfield Township
County	Erie
Type of Facility	Public Water Supply
Consulting Engineer	Charles Jordan, P.E.
Permit to Construct Issued	July 1, 2019

Operation Permit issued to **Borough of East Brady, PWSID No. 6160003**, East Brady Borough, **Clarion County**. Permit Number 6104502-C issued July 1, 2019 for the operation of the re-installed Caustic Soda system for Corrosion Control via pH/Alkalinity adjustment. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on April 17, 2019.

Operation Permit issued to **Meadville Area Water Authority, PWSID No. 6200036**, City of Meadville, **Crawford County**. Permit Number 2017503 issued July 3, 2019 for the operation of the Fluoridation Facility. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on May 21, 2019 and June 27, 2019.

HAZARDOUS SITES CLEAN-UP UNDER THE ACT OF OCTOBER 18, 1988

NOTICE OF PROMPT INTERIM RESPONSE

Pool Doctor—Beaver Alkali Products, Rochester Borough, **Beaver County**.

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P.S. §§ 6020.101—6020.1305) has initiated a prompt interim response at the Pool Doctor—Beaver Alkali Products Site (Site) located at One Brewery Place, 25 New York Avenue, Rochester, PA 15074. This response has been initiated pursuant to Sections 501(a) and 505(b) of the HSCA (35 P.S. §§ 6020.501(a) and 6020-505(b)). The site is located Rochester Borough, Beaver County, PA.

The Site consists of many drums of unknown liquids and solids that are corroded and leaking. These drums were associated with a swimming pool chemical business and laboratory that operated out of the buildings located on the property. Currently, the buildings are in a state of dilapidation and disrepair. The roofs of two buildings where the drums are located are collapsing. One of the

buildings almost completely collapsed the week of June 24, 2019, which is the reason for the Prompt Interim Response.

The threat to human health is the direct contact of the contamination to persons entering the area where the leaking drums are located and encountering the waste material that has leaked from the drums. The threat to the environment is the ongoing release of waste materials due to the continued worsening conditions of the buildings. The collapsed roofs allow rain and snow to enter the buildings causing release of the waste materials into the surrounding soils and potentially the Ohio River.

The Department considered two alternatives to address the threats at this Site: 1) no action and 2) remove and properly dispose of chemicals existing at the Site. Alternative number 2 was chosen because it complies with the applicable or relevant and appropriate requirements.

The buildings storing the chemicals will be demolished or otherwise made safe for entry into the structures. The chemicals within the buildings will be sampled and categorized for proper waste disposal. All chemicals and containers will be disposed of at a Department approved facility. Once all the chemicals have been removed and disposed of, the Department will return the Site to pre-existing conditions to the extent practical leaving it in a safe and acceptable condition.

Due to the collapse of one of the buildings, the Department initiated a prompt interim response and work began at the Site on July 1, 2019.

This notice is being provided pursuant to Section 506(b) of HSCA. The administrative record which contains the information that forms the basis and documents the selection of this response action is available for public review and comment. The administrative record is located at 400 Waterfront Drive, Pittsburgh, PA 15222 and is available for review Monday through Friday from 9 a.m. to 4 p.m.

The administrative record will be open for comment until Friday, October 18, 2019. Persons may submit written comments into the record during this time only, by sending them to Terry Goodwald, Project Officer at Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222 or by delivering them to this office in person.

In addition, persons may present oral comments, for inclusion in the administrative record, at a public hearing. The Department has scheduled the hearing on Wednesday, September 4, 2019 at 6:30 p.m. at the Rochester Borough Municipal Building located at 350 Adams Street, Rochester, PA 15074. Persons wishing to present comments must register with Lauren Fraley at the Department's Southwest Regional Office in writing at 400 Waterfront Drive, Pittsburgh, PA 15222 or by telephone at 412.442.4203 before noon, September 4, 2019.

Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings, should call Lauren Fraley at 412.442.4203 or through the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate their needs.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of 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 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. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse 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.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Former Solovey Service Station, 274 North River Street, Plains Township, **Luzerne County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110, on behalf of Roberts Oil Company, 646 Meadows Lane, Dallas, PA 18612 submitted a Final Report concerning remediation of site soil and groundwater contaminated due to historic use of underground storage tanks storing petroleum at the site. The predominant contaminants identified are volatile organic compounds and lead. The report is intended to document remediation of the site to meet the Site-Specific Standard.

13-17 East Green Street, 13-17 East Green Street, Hazleton City, **Luzerne County**. Barry Isett & Associates, 100 West Broad Street, Hazleton, PA 18201, on behalf of City of Hazleton Redevelopment Authority, 40

North Church Street, Hazleton, PA 18201, submitted a Final Report concerning remediation of soil contaminated as the result historic automotive maintenance and waste oil disposal. The report is intended to document remediation of the site to meet Site-Specific Standards.

Sunoco Kingston Terminal, 60 South Wyoming Avenue, Edwardsville Borough, **Luzerne County**, Aquaterra Technologies, P.O. Box 744, West Chester, PA 19381, submitted a remedial investigation report concerning remediation of soil and groundwater at this bulk petroleum storage terminal. The report is intended to document the remedial actions for meeting Site Specific Standards.

Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.

416 & 442 Gordon Street, 467 Tulpehocken Street, Reading, PA 19601, Reading City, **Berks County**. Liberty Environmental, Inc., on behalf of Gateway West Housing Association LP, 726 Yorklyn Road, Suite 150, Hockessin, DE 19707 submitted a Remedial Investigation Report and Cleanup Plan concerning remediation of site soil and groundwater contaminated with inorganics, PAHs, VOCs, and PCBs. The report is intended to document remediation of the site to meet the Site-Specific Standard.

F.L. Smithe Machine Company Inc., 899 Plank Road, Suite 1, Duncansville Borough, **Blair County**. Mountain Research LLC, 825 25th St., Altoona, PA 16601, on behalf of Barry-Wehmiller Company Inc., 8020 Forsyth Boulevard, St. Louis, MO 63105 submitted a Risk Assessment, Cleanup Plan, and Final Report concerning remediation of site groundwater contaminated with volatile and semi-volatile organic compounds. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Former Glidden Reading Paint Plan, 1853 N. 3rd Street, Reading, PA 19601, City of Reading, **Berks County**. Liberty Environmental, 505 Penn Street, Reading, PA 19601, EnvirAnalytics Group, 1650 Des Peres Road, Suite 303, St. Louis, MO 63131, on behalf of ANOREAD, LLC, 1650 Des Peres Road, St. Louis, MO 63131, submitted a Remedial Investigation/Cleanup Plan concerning remediation of site soil and groundwater contaminated with volatile and semi-volatile organic compounds and inorganic compounds. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the 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 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 reuse 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 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 under 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. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.

Hakes Grocery & Filling Station, 898 East Canal Road, Dover, PA 17315, Conewago Township, **York County**. BL Companies, 4242 Carlisle Pike, Suite 260, Camp Hill, PA 17011, on behalf of Douglas P. France, Esq., France Paskey, 2675 Eastern Boulevard, York, PA 17402, Twofold Properties, LLC, 1805 Loucks Road, Suite 800, York, PA 17408, Gregory S. Chelap, Esq., Skarlatoszonarich LLC, 17 South Second Street, 6th Floor, Harrisburg, PA 17101, and Randy & Ricky Hake, 898 East Canal Road, Dover, PA 17315 submitted Remedial Investigation Report and Cleanup Plan concerning remediation of site soil and groundwater contaminated with leaded and unleaded gasoline. The report and plan did not demonstrate attainment of the Site-Specific or Nonresidential Statewide Standard and was disapproved by the Department on June 25, 2019.

Birdsboro Power LLC/Former Armorcast Tank Foundry Land Transfer Parcel/Soil, 1 Armorcast Road, Birdsboro, PA 19508, Birdsboro Borough, **Berks County**. AMO Environmental Decisions, Inc., 4327 Point Pleasant Pike, P.O. Box 410, Danboro, PA 18916, on behalf of Birdsboro Power LLC, 21 Armorcast Road, Birdsboro, PA 19508, submitted a Final Report concerning remediation of site soil contaminated with benzo(a)-pyrene, antimony, lead, manganese, nickel, zinc and

Aroclor 1260. The Final Report demonstrated attainment of the Non-residential Statewide Health Standard and was approved by the Department on June 25, 2019.

Birdsboro Power LLC/Former Armorcast Tank Foundry/Groundwater, 1 Armorcast Road, Birdsboro, PA 19508, Birdsboro Borough, **Berks County**. AMO Environmental Decisions, Inc., 4327 Point Pleasant Pike, P.O. Box 410, Danboro, PA 18916, on behalf of Birdsboro Power LLC, 21 Armorcast Road, Birdsboro, PA 19508, submitted a Final Report concerning remediation of site groundwater contaminated with Benzo(a)pyrene, Lead, Manganese, Vanadium, PCBs, Benzo(b)fluoranthene, Benzo(k)fluoranthene, Benzo(ghi)perylene and Chrysene. The Final Report demonstrated attainment of the Non-residential Statewide Health Standard and was approved by the Department on June 25, 2019.

Hershey 19 East Facility—The Hershey Company, 19 East Chocolate Avenue, Hershey, PA 17033, Derry Township, **Dauphin County**. Langan Engineering & Environmental Services, 2700 Kelly Road, Suite 200, Warrington, PA 18976, on behalf of Environmental, Health & Safety, 19 East Chocolate Avenue, Hershey, PA 17033, and Chocolate Realty, 10 Tara Boulevard, Suite 13, Nashua, NH 03062 submitted Remedial Investigation/Cleanup Plan concerning remediation of site soils and groundwater contaminated with VOCs, SVOCs, PAHs, chlorinated solvents, and metals. The combined Plan was disapproved by the Department on July 5, 2019.

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

Trinity Industries Plant 102S Railroad Cars Manufacturing, 100 York Street, Hempfield Township, **Mercer County**. Golder & Associates, Inc., 200 Century Parkway, Suite C, Mt. Laurel, NJ 08054, on behalf of Trinity Industries, Inc., 2525 Stemmons Freeway, Dallas, TX 75207, submitted a Risk Assessment Report concerning the remediation of site soil contaminated with Aroclor 1268, 1,2,4-Trimethylbenzene, 1,3,5-Trimethylbenzene, Bromomethane, Ethylbenzene, Naphthalene, Toluene, Trichloroethene and site groundwater contaminated with Iron, Manganese, 4-Bromophenyl phenyl ether, and Benzene. The Report was disapproved by the Department on July 2, 2019.

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Hazleton City Highway Garage, 215 North Cedar Street, Hazleton City, **Luzerne County**. Barry Isett & Associates, 100 West Broad Street, Hazleton, PA 18201, on behalf of City of Hazleton Public Works Department, 40 North Church Street, Hazleton, PA 18201, submitted a final report. Soil was contaminated by a release of used motor oil from an aboveground storage tank. The report documented remediation of the site to meet Statewide Health Standards and was approved by DEP on July 1, 2019.

Gulf Oil Fullerton Terminal, 2451 Main Street, Whitehall Township, **Lehigh County**. AECOM, 510 Carnegie Center, Princeton, NJ 08540, on behalf of Lucknow Highspire Terminals LLC, 900 South Eisenhower Boulevard, Middletown, PA 17057, submitted a final report. Soil was contaminated by historic releases of petroleum products at the site. The report documented remediation of the site to meet Non-residential Statewide Health Standards and was approved by DEP on July 1, 2019.

HO Mart 1, 242 Church Street, Montrose Borough, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Hinds Oil, 54 Church Street, Montrose, PA 18801, submitted a Final Report and additional information concerning remediation of releases of leaded gasoline from underground storage tanks to soil and groundwater. The report documented remediation of the site to meet Statewide Health Standards and was approved by DEP on July 1, 2019.

Brenner Recycling, 282 South Wyoming Street, Hazleton City, **Luzerne County**. Environmental Products & Services of Vermont, 1539 Bobali Drive, Harrisburg, PA 17104, on behalf of Graham Packaging, 360 Maplewood Drive, Hazleton, PA 18202, submitted a final report. Soil was contaminated by a release of hydraulic oil. The report documented remediation of the site to meet non-residential Statewide Health Standards and was approved by DEP on July 9, 2019.

HAZARDOUS WASTE TRANSPORTER LICENSE

Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170.

Renewal Applications Received

AEG Environmental Products & Services, Inc., P.O. Box 286, Westminster, MD 21158. License No. PA-AH 0701. Effective Jul 01, 2019.

Alpha Bio/Med Services, LLC, P.O. Box 118, Paradise, PA 17562. License No. PA-AH 0861. Effective Jul 08, 2019.

Transporter Licenses Reissued

AEG Environmental Products & Services, Inc., P.O. Box 286, Westminster, MD 21158. License No. PA-AH 0701. Effective Jul 01, 2019.

Alpha Bio/Med Services, LLC, P.O. Box 118, Paradise, PA 17562. License No. PA-AH 0861. Effective Jul 08, 2019.

REGULATED MEDICAL AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSES

Actions on applications for Regulated Medical and Chemotherapeutic Waste Transporter License received under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003) and Act 93 of June 28, 1988 (P.L. 525, No. 93) and regulations to transport regulated medical and chemotherapeutic waste.

Renewal Applications Received

Bio-Haz Solutions, Inc., 23 Tonoli Rd, Nesquehoning, PA 18240. License No. PA-HC 0191. Effective Jul 09, 2019.

Transporter License Reissued

Bio-Haz Solutions, Inc., 23 Tonoli Rd, Nesquehoning, PA 18240. License No. PA-HC 0191. Effective Jul 09, 2019.

MUNICIPAL WASTE GENERAL PERMITS

General Permits Reissued 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 Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and the Beneficial Use of Municipal Waste.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17106-9170.

General Permit No. WMGM036NC001 (formerly WMGM036C). This general permit has been reissued from the previous permit holder, **WeCare Organics, LLC**, to **Denali Water Solutions, LLC** (1221 Bruceville Road, Unit B, Keymar, MD 21757). General Permit No. WMGR036NC001 authorizes the blending or mixing of dewatered sewage sludge generated by municipal sewage collection and treatment systems or treatment works and lime material for beneficial use by a portable processing unit. The beneficial use material is employed as a soil conditioner or soil amendment by land application for mine reclamation at the Hartman Mine # 66 Site (Burnside Township, **Center County**). The general permit was reissued by Central Office on June 27, 2019.

General Permit No. WMGM036NC002 (formerly WMGM036E). This general permit has been reissued from the previous permit holder, **WeCare Organics, LLC**, to **Denali Water Solutions, LLC** (1221 Bruceville Road, Unit B, Keymar, MD 21757). General Permit No. WMGR036NC002 authorizes the blending or mixing of dewatered sewage sludge generated by municipal sewage collection and treatment systems or treatment works and lime material for beneficial use by a portable processing unit. The beneficial use material is employed as a soil conditioner or soil amendment by land application for mine reclamation at the Pine Glen Site (Shortdog Lane, Moshannon, **Centre County**). The general permit was reissued by Central Office on June 27, 2019.

Persons interested in obtaining copies of the reissued general permits may contact Chris Solloway, Environmental Group Manager, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170. TDD users may contact the Department of Environmental Protection through the Pennsylvania AT&T Relay Service, (800) 654-5984.

REGISTRATION FOR GENERAL PERMIT—RESIDUAL WASTE

Registration Issued Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Residual Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.

Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.

General Permit Registration No. WMGR123NC039. Highland Field Services, LLC, 5800 Corporate Drive, Suite 300, Pittsburgh, PA 15237, Gamble Township, **Lycoming County**. Registration to operate under General Permit No. WMGR123NC039 for storage of oil and

gas liquid waste to be used as a water supply to develop or hydraulically fracture an oil or gas well. The registration was issued by the Northcentral Office on July 2, 2019.

Persons interested in obtaining more information about the general permit application may contact Lisa D. Houser, P.E., Facilities Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3740. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permit(s) 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.

Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.

Permit No. 301358. Phoenix Resources Landfill, 782 Antrim Road, Wellsboro, Duncan Township, **Tioga County**, PA. This permit modification is for an increase in the staging/processing time of candidate waste and an incorporation of a warming hut in the candidate waste processing during cold winter months at the Phoenix Resources Landfill. The permit was issued by Northcentral Regional Office on July 1, 2019.

Persons interested in reviewing the permit may contact Lisa D. Houser, P.E., Facilities Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3740. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

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.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531.

AG5A-58-00004A: Cabot Oil and Gas Corporation (2000 Park Lane, Pittsburgh, PA 15275) on May 21, 2019 to operate one (1) IC Engine at the Teddick M Pad 1 in Brooklyn Township, **Susquehanna County**.

GP3-58-060: F.S. Lopke Contracting, Inc. (3430 State Route 434, Apalachin, NY 13732) on March 11, 2019 to operate a Portable Crushing Operation with water sprays at Dias 2 Quarry in Lathrop Township, **Susquehanna County**.

GP9-58-060: F.S. Lopke Contracting, Inc. (3430 State Route 434, Apalachin, NY 13732) on March 11, 2019 to operate two (2) Diesel I/C engines at Dias 2 Quarry in Lathrop Township, **Susquehanna County**.

GP3-35-019: Kriger Construction, Inc. (7 Oakwood Drive, Scranton, PA 18504) on May 14, 2019 to construct

and operate a Portable Crushing Operation with water sprays at 942 Drinker Turnpike in Covington Township, **Lackawanna County**.

GP9-35-019: Kriger Construction, Inc. (7 Oakwood Drive, Scranton, PA 18504) on May 14, 2019 to install and operate eight (8) Diesel I/C engines at 942 Drinker Turnpike in Covington Township, **Lackawanna County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

GP4-21-03065: RAM Industrial Services LLC (2850 Appleton Street, Suite D, Camp Hill, PA 17011) on June 27, 2019, for three existing burn-off ovens, under GP4, at the facility located in Lower Allen Township, **Cumberland County**. The general permit authorization was renewed.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Program Manager, 570-327-3648.

AG5-59-00007A: UGI Texas Creek, LLC (One Meridian Blvd, Suite 2C01, Wyomissing, PA 19610) on June 19, 2019, for the construction and operation of three (3) 1,380 bhp Caterpillar G3516B LE four-stroke ultra-lean-burn compressor engines, one (1) 76 bhp Caterpillar DG60-2 (4SLB) natural gas fired generator engine, one (1) 75 MMBscf/day dehydrator unit equipped with a 1.50 MMBtu/hr reboiler burner, and one (1) 15,000-gallon produced water tank and other various minor sources pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Yaggie Compressor site located in Union Township, **Tioga County**.

AG5-08-00001A: UGI Texas Creek, LLC (One Meridian Blvd, Suite 2C01, Wyomissing, PA 19610) on June 11, 2019, for the construction and operation of one (1) 1,380 bhp Caterpillar G3516B LE four-stroke ultra-lean-burn compressor engine, one (1) 80 bhp Arrow A62 (4SRB) natural gas fired generator engine, one (1) 67 bhp Caterpillar DG50-2 (4SLB) natural gas fired generator engine, one (1) 25 MMBscf/day dehydrator unit equipped with a 0.50 MMBtu/hr reboiler burner, and one (1) 10,000-gallon produced water tank and other various minor sources pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Castel Compressor Station located in Canton Township, **Bradford County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Ed Orris, P.E., New Source Review Chief—Telephone: 412-442-4168.

GP5A-63-01024A: Range Resources Appalachia, LLC (3000 Town Center Boulevard, Canonsburg, PA 15317) on June 19, 2019, received authorization under GP-5A for construction and/or operation of sources and controls associated with a natural gas well pad at its Kresic Unit 11161 facility located in Smith Township, **Washington County**.

Plan Approvals Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) 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, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

15-0105: Buckeye Pipe Line Transportation, LLC (8 S Malin Road, Malvern, PA 19355) On July 3, 2019, to remove emission and throughput limits on groups or individual tanks while maintaining a single facility wide throughput limit for gasoline at its Malvern Station located in East Whiteland Township, **Chester County**.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.

18-00021C: Avery Dennison Performance Polymers (171 Draketown Road, Mill Hall, PA 17751) on June 17, 2019, for the construction and operation of the R-900 emulsion reactor system at their facility located in Bald Eagle Township, **Clinton County**. The respective facility is a minor facility for which a State Only (Synthetic Minor) operating permit 18-00021 has been issued.

18-00030D: First Quality Tissue, LLC (904 Woods Avenue, Lock Haven, PA 17745) on July 2, 2019 to memorialize 140.25 tons of NO_x emission reduction credits for use at their facility located in Castanea Township, **Clinton County**.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: James A. Beach, New Source Review Chief—Telephone: 484-250-5920.

15-0110B: Pepperidge Farm Inc (421 Boot Rd., Downingtown, PA 19335-3043) On July 1, 2019, for the installation and operation of two (2) 25 ton capacity use bins for deliveries of flour to Pepperidge Farm, Inc, located in Downingtown Borough, **Chester County**. Each use bin has bin vent filters to prevent loss of flour to the atmosphere.

46-0297: Prudential Insurance Company of America (2101 Welsh Rd., Dresher, PA 19025-5000) On July 2, 2019, for the operation of three (3) 2,340 bhp diesel-fired emergency generator engines and one (1) 1,207 bhp diesel-fired emergency generator engine at an existing facility located in Upper Dublin Township, **Montgomery County**.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

22-03099A: The Hershey Company (19 East Chocolate Avenue, Hershey, PA 17033) on July 5, 2019, at the facility located in Derry Township, **Dauphin County**, for the installation of a 1.2 MGD industrial wastewater treatment plant, one (1) 1,153 HP Dresser-Rand SFGLD 480 digester gas-fired combined heat and power (CHP) engine, one (1) 0.399 MMBtu/hr Lochinvar KBN400 natural fired boiler, and one (1) Varec Biogas 244ESC1400013R 210 scfm enclosed flare. The 4-stroke lean-burn non-emergency RICE will be equipped with a CO oxidation catalyst and a genset rated at 800 kW. The enclosed flare will combust the digester gas when the CHP system is not operating i.e. maintenance shutdown. The plan approval was extended.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Ed Orris, P.E., New Source Review Chief—Telephone: 412-442-4168.

63-01003A: EQM Gathering Opco LLC (2200 Energy Drive, Canonsburg, PA 15317) plan approval extension effective on June 28, 2019, with expiration on December 28, 2019, to extend the period of temporary operation of sources and controls at the McIntosh Compressor Station located in Union Township, **Washington County**.

30-00239A: Omnis Bailey, LLC (3757 State St., Suite 2A, Santa Barbara, CA 93105) plan approval extension pursuant to 25 Pa. Code § 127.13(b) effective on July 3, 2019, with expiration on December 28, 2020, for construction and initial temporary operation of the Omnis Bailey Refining Plant located in Richhill Township, **Greene County**.

32-00394A: Teawood, Inc. DBA Bowser Minich Pet Crematory (498 Ben Franklin Road South, Indiana, PA 15701) plan approval extension effective on May 28, 2019, with expiration on November 28, 2019, to extend the period of temporary operation of the crematory at the referenced facility in White Township, **Indiana County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

10-401A: Commercial Asphalt Supply Inc. (161 Plain Grove Rd., Slippery Rock, PA 16057) on June 27, 2019, effective June 30, 2019, has issued a plan approval extension to construct and operate a hot mix asphalt plant in Clearfield Township, **Butler County**. This will expire on December 31, 2019.

62-032N: Ellwood National Forge (1 Front St., Irvine, PA 16329) on June 27, 2019, effective June 30, 2019, has issued a plan approval extension for the reactivation of Furnace 388 as a new source that will burn natural gas instead of # 2 fuel oil and the modification of Furnace 606 in Brokenstraw Township, **Warren County**. This is a TV facility. This will expire on December 31, 2019.

62-141H: National Fuel Gas, Roystone Compressor Station (6363 Main Street, Williamsville, NY 14221) on June 27, 2019, effective June 30, 2019, has issued a plan approval extension for the replacement of existing in-stack flares in dehydrator units with a new thermal oxidizer for RACT II compliance in Sheffield Township, **Warren County**. This will expire on December 31, 2019.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

09-00189: Eureka Stone Quarry, Inc. (1521 Easton Road, Warrington, PA 18976), On July 3, 2019, for the renewal of a State Only Operating Permit for the operation of a quarry and stone crushing plant in Warrington Township, **Bucks County**.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

36-03007: F. L. Smidth, Inc. (236 South Cherry Street, Manheim, PA 17545-2006) on July 3, 2019, for the air and gas compressor and cement industry machinery manufacturing facility located in Manheim Borough, **Lancaster County**. The State-only permit was renewed.

06-05047: Bradley Specialty Corp. (Shartlesville Industrial Park, P.O. Box 436, Shartlesville, PA 19554-0436) on July 2, 2019, for the fiberglass tank manufacturing facility located in Upper Bern Township, **Berks County**. The State-only permit was renewed.

06-03113: H & K Group, Inc. (P.O. Box 196, Skippack, PA 19474-0196) on July 5, 2019, the stone crushing and handling operations at the Birdsboro Quarry located in Robeson Township, **Berks County**. The State-only permit was renewed.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.

17-00030: Clearfield Machine Company (P.O. Box 992A, Clearfield, PA 16830) was issued on June 11, 2019, a State Only operating permit (renewal) for their iron foundry facility located in Clearfield Borough, **Clearfield County**. All applicable Federal and State regulatory requirements including testing, monitoring, recordkeeping, reporting, and work practice conditions to assure compliance with the applicable requirements have been included in the permit.

41-00020: Keystone Filler and Manufacturing Co. (214 Railroad St., Muncy, PA 17756) on June 18, 2019, was issued a renewal State Only operating permit for their Muncy Coal Prep Plant located in Muncy Creek Township, **Lycoming County**. The State Only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

14-00037: Spectrum Controls, Inc. (1900 West College Avenue, State College, PA 16801-2723) was issued a State Only operating permit on July 3, 2019, for the facility located in Ferguson Township, **Centre County**. All applicable Federal and State regulatory requirements including testing, monitoring, recordkeeping, reporting, and work practice conditions to assure compliance with the applicable requirements have been included in the permit.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Tom Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.

32-00394: Teawood, Inc. (500 Ben Franklin Road S., Indiana, PA 15701) Natural Minor State-Only Operating Permit on July 2, 2019, the Department of Environmental Protection (DEP) authorized an initial State-only operating permit for a pet crematory located in White Township, **Indiana County**. The permit included the conditions of plan approval 32-00394A. The permit includes operating requirements, monitoring requirements, and recordkeeping requirements for the site.

32-00436: John A. Lefdahl Funeral Home (898 Old Route 119 North, Indiana, PA 15701) On July 3, 2019, the Department issued a new natural minor State Only Operating Permit for the operation of an animal crematory located in White Township, **Indiana County**. The facility operates a Mathews International-Cremation Division model IEB-16 natural gas-fired crematory with a maximum cremation rate of 100 lbs/hr and a maximum charge capacity of 300 lbs. The facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. The proposed operating permit includes emission limitations, and operational, monitoring, work practice, reporting, and recordkeeping requirements for the facility.

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; 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—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P.S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1002).

Coal Permits Issued

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100.

32850701 and NPDES No. PA0213683. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To revise the permit for the Clymer Refuse Disposal Site in Cherryhill Township, **Indiana County** and related NPDES permit for additional topsoil storage areas. Coal Refuse Disposal Support Acres Proposed 5.7, Coal Refuse Disposal Acres Proposed 5.7. No additional discharges. The application was considered administratively complete on January 17, 2019. Application received: April 19, 2018. Permit issued: July 3, 2019.

56961301 and NPDES No. PA0214736. RoxCOAL, Inc., (1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541). To renew the permit for the Sarah Mine in Jenner Township and Jennerstown Borough, **Somerset County** and related NPDES permit for reclamation only. No

additional discharges. The application was considered administratively complete on January 24, 2017. Application received: May 12, 2016. Permit issued: July 1, 2019.

New Stanton District Office: P.O. Box 133, 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

65020101 and NPDES Permit No. PA0250082. Rosebud Mining Company (301 Market Street, Kittanning, PA 16201). Permit renewal issued for continued mining to an existing bituminous surface mine, located in Unity Township, **Westmoreland County**, affecting 68 acres. Receiving streams: unnamed tributary to Nine Mile Run. Application received: June 16, 2017. Renewal permit issued: July 2, 2019.

03830116 and NPDES Permit No. PA0599727. Bedrock Mines, LP (111 Freeport Road, Pittsburgh, PA 15215). Revision application for land use change from forestland to unmanaged natural habitat to an existing bituminous surface mine, located in Kittanning Township, **Armstrong County**, affecting 12.4 acres. Receiving streams: unnamed tributaries to Mill Run, classified for the following use: WWF. Kittanning Suburban Joint Water Authority is the potable water supply intake within 10 miles downstream from the point of discharge. Application received: April 16, 2019. Permit revision issued: July 2, 2019.

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

Permit No. 54830105R7. Joe Kuperavage Coal Company, (916 Park Avenue, Port Carbon, PA 17965), renewal of an existing anthracite surface mine operation in Schuylkill Township, **Schuylkill County** affecting 412.66 acres, receiving stream: Schuylkill River. Application received: November 26, 2018. Renewal issued: July 1, 2019.

Permit No. PAM113042R. Joe Kuperavage Coal Company, (916 Park Avenue, Port Carbon, PA 17965), renew coverage under the General NPDES Permit for Stormwater Discharges Associated With Mining Activities (BMP GP-104) on Surface Mining Permit No. 54830105 in Schuylkill Township, **Schuylkill County**, receiving stream: Schuylkill River. Application received: November 26, 2018. Renewal issued: July 1, 2019.

Permit No. PAM114018R. Stouidt's Ferry Preparation Co., Inc., (P.O. Box 279, St. Clair, PA 17970), renew coverage under the General NPDES Permit for Stormwater Discharges Associated With Mining Activities (BMP GP-104) on Contract No. G91:18-101-1 in West Brunswick Township, **Schuylkill County**, receiving stream: Schuylkill River. Application received: March 12, 2019. Renewal issued: July 3, 2019.

Noncoal Permits Issued

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

PAM414002GP104. Jay Fulkroad & Sons, Inc., 2736 Free Spring Church Road, McAlisterville, PA 17049-8598. Renew Coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on Noncoal Permit No. 34130301 located in Fayette Township, **Juniata County**. Receiving stream: Delaware Creek, classified for the following uses: Trout Stock Fishes and Migratory Fishes. There are no potable water supply intakes within 10 miles downstream. Notice of Intent for Coverage received: May 29, 2019. Approved: June 19, 2019.

Permit No. 05190801. David R. Holderbaum, 832 Oldham Road, Alum Bank, PA 15521, commencement, operation and restoration of a small noncoal (industrial minerals) operation in East St. Clair Township, **Bedford County**, affecting 0.9 acre. Receiving stream: unnamed tributary to Bobs Creek. Application received: April 18, 2019. Permit issued: June 20, 2019.

New Stanton District Office: P.O. Box 133, 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

03090801. Glenn Fleming Construction Company (P.O. Box 88, 112 Fleming Lane, Elderton, PA 15736). Final bond release for a small noncoal mining operation in Plumcreek Township, **Armstrong County**. Restoration of 2.0 acre completed. Receiving streams: unnamed tributary to Crooked Creek to Allegheny River. Application received: May 6, 2019. Final bond release approved: June 27, 2019.

26082805. Mon River Energy Corporation (P.O. Box 466, Brier Hill, PA 15415). Final bond release for a small noncoal mining operation in Luzerne Township, **Fayette County**. Restoration of 4.86 acres completed. Receiving streams: Monongahela River. Application received: December 10, 2018. Final bond release approved: June 10, 2019.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 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.

Blasting Permits Issued

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

Permit No. 09194105. Brubacher Excavating, Inc., (825 Reading Road, Bowmansville, PA 17507), construction blasting for Twin Lakes in Richland Township, **Bucks County** with an expiration date of June 24, 2020. Permit issued: June 28, 2019.

Permit No. 35194105. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Schoolside Estates in Throop Borough, **Lackawanna County** with an expiration date of June 27, 2020. Permit issued: July 2, 2019.

Permit No. 35194106. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for fill to build road for Patrick Verrasacord in Moscow Borough, **Lackawanna County** with an expiration date of June 30, 2020. Permit issued: July 2, 2019.

Permit No. 35194107. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for fill to build road for Anthony Denaples in Dunmore Borough, **Lackawanna County** with an expiration date of June 30, 2020. Permit issued: July 2, 2019.

Permit No. 38194109. Douglas Explosives, Inc., (2052 Philipsburg Bigler Highway, Philipsburg, PA 16866), construction blasting for Project Oak in North Lebanon Township, **Lebanon County** with an expiration date of December 31, 2019. Permit issued: July 2, 2019.

Permit No. 58194106. DW Drilling & Blasting, (2733 East Battlefield Street, # 320, Springfield, MO 65804) construction blasting for Abbott M P1 Gas and Tank Pad in Bridgewater Township, **Susquehanna County** with an expiration date of June 25, 2020. Permit issued: July 3, 2019.

Permit No. 67194111. Maine Drilling & Blasting, Inc., (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Windy Heights Phase 3 in Carroll Township, **York County** with an expiration date of June 26, 2020. Permit issued: July 3, 2019.

Permit No. 36194130. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Pennstro in Rapho Township, **Lancaster County** with an expiration date of July 30, 2019. Permit issued: July 5, 2019.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The 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 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 that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T 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 a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal 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.

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 and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Regional Office, Waterways and Wetlands Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.

E6402219-001. Erik Knowles, 2331 Overlook Drive, Bethlehem, PA 18017, Lehigh Township, **Wayne County,** U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the construction of a private, recreational dock and associated gravel access trail at 43 Watawga Way West Road:

1) A 188 sq ft, wooden, pile-supported dock in Lake Watawga (EV, MF) consisting of a 4-foot by 15-foot gangway and an 8-foot by 16-foot dock.

2) The placement of fill within a de minimus area of PSS wetlands (EV) equal to 0.01 acre associated with a 3-foot wide, 40-foot long gravel walkway.

The project is located at 43 Watawga Way West Road, approximately 450-ft west of the intersection of Lakeview Timbers Drive and Watawga Way East Road (Tobyhanna, PA Quadrangle, Latitude: 41° 14' 15"; Longitude: -75° 26' 6").

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ed Muzic, Section Chief, 717.705.4802.

E36-980: Warwick Township, 315 Clay Road, Lititz, PA 17543-0308 in Warwick Township, **Lancaster County,** U.S. Army Corps of Engineers Baltimore District.

To: 1.) grade and maintain 0.62 acre of the floodway of Lititz Run (WWF, MF); 2.) install and maintain two subsurface outlet structures to Lititz Run (WWF, MF), impacting 21.0 feet of stream; 3.) place and maintain fill in the floodway of Lititz Run (WWF, MF), impacting 0.27 acre of floodway; and 4.) place and maintain fill in palustrine emergent wetlands, impact 355 square feet of wetland, all for the purposes of enhancing traffic safety at an existing intersection and providing for the future extension of Sixth Street. The project is located at the intersection of SR 772 and Clay Road (Latitude: 40° 8' 52.33" N; Longitude: 76° 17' 12.18" W) in Warwick Township, Lancaster County. Wetland impacts are de minimus and replacement is not required. The permit was issued on July 1, 2019.

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.

E11-362, Pennsylvania Department of Transportation, District 9-0, 1620 North Juniata Street, Holidaysburg, PA 16648, Scalp Level Borough, **Cambria County,** Pittsburgh ACOE District .

Has been given consent to:

Remove an existing single span concrete encased steel I-beam bridge with a minimum underclearance of 4.85 feet that has a normal clear span of 36.8 feet, and construct and maintain replacement single span composite steel plate girder bridge that has a minimum underclearance of 6.1 feet with a normal clear span of 50.06 feet, that carries SR 3015 over Little Paint Creek (CWF), for the purpose of replacing a structurally deficient structure. The project will permanently impact

36.44 LF and temporarily impact 300 LF of Little Paint Creek, for the installation of the proposed structure. The project will permanently impact 203.56LF of Little Paint Creek for the purpose of scour protection, and bank stabilization. The project will temporarily impact 340 LF, and permanently impact 370 LF, of the floodway of Little Paint Creek. Mitigation will occur by restoring and enhancing the site by stabilizing 298 LF of stream bank with rock protection and vegetation, and by removing another existing structure (aka Bantley Place Bridge) and restoring 59 LF of open channel underneath the removed Bantley Place Bridge.

Northwest Region: Waterways & Wetlands Program, 230 Chestnut Street, Meadville, PA 16335-3481.

E33-256, Nine Star Capital, L.P., 80 North Park Place, Dubois, PA 15801. Jefferson County Business Park, in Pine Creek Township, **Jefferson County**, ACOE Pittsburgh District (Brookville, PA Quadrangle N: 41° 10' 26"; W: 79° 02', 44").

Construct, operate, and maintain natural gas, water, and sanitary sewer pipelines crossing two EV wetlands resulting in a total of 0.0395 acre of temporary impact and two unnamed tributaries to Little Mill Creek under existing roadway culverts to provide utility service for the future development of the Jefferson County Business Park (Brookville PA Quadrangle N: 41° 10' 26"; W: 79° 02' 44") in Pinecreek Township, Jefferson County.

E10-517, PA Department of Transportation, District 10-0, 2550 Oakland Ave., Indiana, PA 15701. Shawood Pipe Replacement, in Muddy Creek Township, **Butler County**, ACOE Pittsburgh District (Portersville, PA Quadrangle N: 40°, 57', 48"; W: 80°, 08', 14").

To remove and/or grout shut the existing 1,126-foot long structure and to construct and maintain a 475-foot long, 7.5-foot diameter reinforced concrete culvert in UNT Muddy Creek under SR 8013 (Ramp Q), the infield area and SR 0422, Section 259, Segment 0040, Offset 0650, resulting in 1,416 feet of temporary impacts and 1,280 feet of permanent impacts to UNT Muddy Creek and 0.495 acre of permanent wetland impacts (0.243 acre PEM, 0.216 acre PSS, and 0.082 acre PFO) (Portersville,

PA Quadrangle N: 40° 57' 48"; W: 80° 08' 14") in Muddy Creek Township, Butler County.

The project will result in the daylighting and restoration of approximately 858 feet of UNT Muddy Creek and the creation of 0.553 acre of wetland (0.255 acre PEM, 0.216 acre PSS, and 0.082 acre PFO) to be constructed along the proposed floodplain bench area on the left descending bank of the daylighted portion of UNT Muddy Creek.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T 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 a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal 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.

Northwest Region: Waterways and Wetlands Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Warren County Conservation District, 4000 Conewango Avenue, Warren, PA 16365, 814-726-1441.

<i>ESCP No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
ESG00123190001	United Refining Company Kiantone Pipeline Corporation P.O. Box 780 Warren, PA 16365	Warren	Glade Township and City of Warren	Glade Run Watershed

Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335.

ESCGP-3 # ESG080319004-00—Gosford Pipeline Project
Applicant Snyder Bros Inc
Contact David Snyder
Address P.O. Box 1022, One Glade Park East
City Kittanning State PA Zip Code 16201
County Armstrong Township(s) Rayburn
Receiving Stream(s) and Classification(s) Trib to/of
Cowanshannock Creek/Allegheny River

ESCGP-3 # ESG30706318001A-Jones Pipeline
Applicant Mountain Gathering LLC
Contact Bernhardt Kissel
Address 190 Thorn Hill Road
City Warrendale State PA Zip Code 15086
County Indiana Township(s) Center
Receiving Stream(s) and Classification(s) Blacklick Creek
TSF, Laurel Run CWF, Two Lick Creek CWF, Cherry
Run CWF, UNT to Two Lick Creek CWF

Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

ESCGP-3 # ESG294119010-00

Applicant Name ARD Operating, LLC
Contact Person Stephen Barondeau
Address 33 West Third Street, Suite 300
City, State, Zip Williamsport, PA 1770
County Lycoming

Township(s) Cummings Twp.

Receiving Stream(s) and Classification(s) Dog Run (EV),
UNT Second Fork Larrys Creek (EV), UNT Funston
Run (EV) & UNT Left Fork Funston Run (EV)
Secondary Receiving Waters: First Fork Larrys Creek
(EV) and Second Fork Larrys Creek (EV)

ESCGP-3 # ESG295319005-00

Applicant Name JKLM Energy, LLC
Contact Person Scott C. Blauvelt
Address 2200 Georgetown Drive, Suite 500
City, State, Zip Sewickley, PA 15143-8753
County Potter

Township(s) Homer Twp.

Receiving Stream(s) and Classification(s) Primary Water-
shed(s): UNT to Big Moores Run (EV)
Secondary Watershed(s): Big Moores Run (EV)

ESCGP-3 # ESG290819013-00

Applicant Name Scott Kinter
Contact Person Appalachia Midstream Services, LLC
Address 30351 Route 6
City, State, Zip Wysox, PA 18854
County Bradford

Township(s) Monroe Twp.

Receiving Stream(s) and Classification(s) UNT to South
Branch Towanda Creek (CWF, MF), South Branch
Towanda Creek (CWF, MF)
Secondary: Towanda Creek (CWF, MF)

ESCGP-3 # ESG295319006-00

Applicant Name Pennsylvania General Energy Company,
LLC
Contact Person Douglas E. Kuntz
Address 120 Market Street
City, State, Zip Warren, PA 16365
County Potter

Township(s) Sylvania Twp.

Receiving Stream(s) and Classification(s) UNTs to Right
Branch Big Nelson Run (EV), UNT to Birch Run (EV)
Secondary: Right Branch Big Nelson Run (EV), Birch
Run (EV)

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 2

The following plans and reports were submitted under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).

Provisions of 25 Pa. Code Chapter 245 Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A reme-

dial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion 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 non-residential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning plans or reports, please contact the Environmental Cleanup Program Manager in the DEP Regional Office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Southeast Region: Environmental Cleanup & Brownfields Program Manager, 2 East Main Street, Norristown, PA 19401.

Superior Ind, 15-06520, 710 Wheatland St, Phoenixville Borough, **Chester County**. Center Point Tank Services, Inc., 563 E. Benjamin Franklin Highway, Douglasville, PA 19518, on behalf of Superior Industries, Ltd., 701 Wheatland Street, Phoenixville, PA 19460, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with heating oil and diesel oil. The report is intended to document remediation of the site to meet nonresidential Statewide health standards.

Willits Unbranded, 51-09121, 3198 Holme Ave, **City of Philadelphia**. WSP-USA, 4 Westchester Park Drive, Suite 175, White Plains, NY 10604, on behalf of Cumberland Farms, Inc., 165 Flanders Road, Westborough, MA 01581, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet nonresidential Statewide health and site specific standards.

Exxon RS 2 1668, 46-06912, Bethlehem & Sumneytown Pikes, Lower Gwynedd Township, **Montgomery County**. Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440, on behalf of Lower Gwynedd Township, 1130 N. Bethlehem Pike, P.O. Box 625, Spring House, PA 19477, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet residential Statewide health standards.

Cumberland Gulf 160755 L, 51-09165, 9699 Ashton Rd, **City of Philadelphia**. Aeon Geoscience, Inc., 2120 Bellemead Avenue, Suite 14-2, Havertown, PA 19083-2250, on behalf of Durkin Contacting Company, Inc., 3030 Grant Avenue, Philadelphia, PA 19114-2401 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet site specific standards.

601 Christian St, 51-18770, 601 Christian St, **City of Philadelphia**. Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440, on behalf of 601 Triangle, LLC, 822

Pine Street, Suite 2C, Philadelphia, PA 19107 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet residential Statewide health and site specific.

Ameri, 46-01757, 1401 E Ridge Pike, Plymouth Township, **Montgomery County**. Comstock Environmental Services LLC, P.O. Box 509, Lafayette Hill, PA 19444, on behalf of American Gasoline, 1401 East Ridge Pike, Plymouth Meeting, PA 19462 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet nonresidential Statewide health standards.

Citgo Svc Sta, 15-43319, 614 E Barnard St, West Chester Borough, **Chester County**. Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 E. Main Street, Norristown, PA 19401 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet residential Statewide health and site specific standards.

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Former Solovey Service Station, Storage Tank ID # 40-29641, 274 North River Street, Plains Township, **Luzerne County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110, on behalf of Roberts Oil Company, 646 Meadows Lane, Dallas, PA 18612 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum. The report is intended to document remediation of the site to meet Site Specific Standards.

Sunoco Kingston Terminal, Storage Tank ID # 40-50375, 60 South Wyoming Avenue, Edwardsville Borough, **Luzerne County**, Aquaterra Technologies, P.O. Box 744, West Chester, PA 19381, submitted a combined Site Characterization Report and Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum. The report is intended to document the remedial actions for meeting Site Specific Standards.

Spotless Cleaners, Storage Tank ID # 35-27370, 410 5th Street, Dunmore Borough, **Lackawanna County**. ARM Group, 2548 Park Center Boulevard, State College, PA 16801, on behalf of Covington House, Inc., 410 5th Street, Dunmore, PA 18512 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with gasoline and Dry-Cleaning Fluid/Stoddard Solvent. The report is intended to document remediation of the site to meet Site Specific Standards.

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

Etters Roxbury Store, Storage Tank Primary Facility ID # 28-01621, 11195 Forge Hill Road, Roxbury, PA 17251, Lurgan Township, **Franklin County**, Converse Consultants, 2738 West College Avenue, State College, PA 16801, on behalf of Garnet Etter, P.O. Box 73, Roxbury, PA 17251, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum constituents. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Sunoco 0601 0458, Storage Tank Primary Facility ID # 29-61427, 9648 Old 126, Exit 156, I-70, Warfordsburg, PA 17267, Brush Creek Township, **Fulton County**, Groundwater and Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066, on behalf of Evergreen Resources Group, LLC, 2 Righter Parkway, Suite 120, Wilmington, DE 19803, submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with petroleum constituents. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Former R. L. Smeltz Oil Co., Storage Tank Primary Facility ID # 65-80196, 725 South Main Street, Greensburg, PA 15601, Borough of Southwest Greensburg, **Westmoreland County**. Letterle and Associates, Inc., 2859 Oxford Boulevard, Allison Park, PA 15101, on behalf of Ms. Joy Bartlow, 241 Broadview Road, P.O. Box 662, New Stanton, PA 15672, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Country Fair 38, Storage Tank Primary Facility ID # 25-91603, 1810 Sassafras Street, City of Erie, **Erie County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066, on behalf of Country Fair, Inc., 2251 East 30th Street, Erie, PA 16510, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with benzene, ethylbenzene, cumene, methyl tertiary butyl ether (MTBE), naphthalene, toluene, xylenes, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

FCI McKean, Storage Tank Primary Facility ID # 42-90628, 6975 PA-59, Lewis Run, **McKean County**. Langan Engineering and Environmental Services, Inc., 2400 Ansys Drive, Suite 403, Canonsburg, PA 15317, on behalf of the Federal Bureau of Prisons, Northeast Regional Office, 2nd & Chestnut, 7th Floor, Philadelphia, PA 19106 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with Benzene, Toluene, Ethylbenzene, Naphthalene, MTBE, 1,2,4 Trimethylbenzene, 1,3,5 Trimethylbenzene, Isopropyl benzene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Freeport Transportation, Storage Tank Facility ID # 10-16346, 1200 Butler Road, Buffalo Township, **Butler County**. Letterle & Associates, Inc., 2859 Oxford Boulevard, Allison Park, PA 15101, on behalf of Freeport Transport Industries, Inc., 1200 Butler Road, P.O. Box A, Freeport, PA 16229 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with benzene, toluene, ethylbenzene, naphthalene, cumene, total xylenes, 1,2,4-trimethylbenzene (TMB), 1,3,4-TMB, and methyl tert-butyl ether. The plan is intended to document the remedial actions for meeting the Statewide Health Standard.

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 3

The DEP has taken action on the following plans and reports under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).

Provisions of 25 Pa. Code Chapter 245 Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports.

A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion 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 non-residential 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.

The DEP may approve or disapprove plans and reports submitted. This notice provides the DEP's decision and, if relevant, the basis for disapproval. For further information concerning the plans and reports, please contact the Environmental Cleanup Program Manager in the DEP Regional Office under which the notice of the plan or report appears. If information concerning a report is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The DEP has received the following plans and reports:

Southeast Region: Environmental Cleanup & Brownfields Program Manager, 2 East Main Street, Norristown, PA 19401.

Beverage Enterprise, 46-29044, 1103 Ridge Pike, Plymouth Township, **Montgomery County**. Welsh Environmental, Inc., 131 Clearview Drive, Downingtown, PA 19335, on behalf of 1103 Ridge Partners LLC, 120 Pennsylvania Avenue, Malvern, PA 19355, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report demonstrated attainment of nonresidential site specific standards and was approved by the DEP on July 2, 2019.

Doaba Oil, 09-31765, 236 Lincoln Hwy, Falls Township, **Bucks County**. Leidos, 6310 Allentown Boulevard, Harrisburg, PA 17112, on behalf of Platt-Lineman, 325 West Route 130 & Lincoln Avenue, Burlington, NJ 08016 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report demonstrated attainment of residential Statewide health standards in soil and nonresidential site specific standards in groundwater and was approved by the DEP on July 3, 2019.

Ferraris Svc Ctr, 46-42445, 2295 Huntington Pike, Lower Moreland Township, **Montgomery County**. Boucher & James, Inc., 1546 Ferry Road Building, Doylestown, PA 18901, on behalf of Ferrari Sunoco Service Center, 2295 Huntingdon Valley, PA 19006 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Plan was acceptable to meet site specific standards and was approved by the DEP on July 8, 2019.

Sunoco 0004 8132, 51-32321, 3750 W Girard Ave, **City of Philadelphia**. Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Evergreen Resources Management Operations, 2 Righter Parkway, Suite 120, Wilmington, DE 19803 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report demonstrated attainment of nonresidential Statewide health and site specific standards and was approved by the DEP on June 18, 2019.

Asphalt Maint, 15-55166, 209 N Morehall Rd., East Whiteland Township, **Chester County**. Advanced GeoServices, 1878 Marleton Pike East, Suite 10, Cherry Hill, NJ 08003, on behalf of Charles Morelli, 451 Swedesford Road, Frazer, PA 19355, submitted a Remedial Action Plan concerning remediation of soil contaminated with coal tar. The Remedial Action Plan was not acceptable to meet a nonresidential Statewide health standard and was disapproved by the DEP on June 19, 2019.

SMWM, 09-38369, 2601 Route 1, Bensalem Township, **Bucks County**. JD2 Environmental, Inc., 800 East Washington Street, West Chester, PA 19380, on behalf of SMWM Inc., 2629 U.S. Route 1, Trevoise, PA 19053, submitted a Site Characterization Report 310(b) concerning remediation of soil contaminated with petroleum products. Site Characterization Report 310(b) demonstrated attainment of residential Statewide health standards and was approved by the DEP on June 27, 2019.

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Former Davis Manor, Storage Tank ID # 40-33622, 1134 Hollow Road, Dorrance Township, **Luzerne County**. Taylor GeoServices, 38 Bishop Hollow Road, Suite 200, Newtown Square, PA 19073, on behalf of Jennifer and Christine Dragoun, 4 Clover Lane, Malvern, PA 19355, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with Benzene, Toluene, Ethylbenzene, Methyl tert-butyl Ether, Xylenes (total), Isopropylbenzene (Cumene), Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, Ethylene dibromide, 1,2-Dichloroethane, and total lead. The Remedial Action Completion Report demonstrated attainment of Statewide Health Standards and was approved by DEP on June 28, 2019.

Sunoco-Kingston Terminal, Storage Tank ID # 40-50375, 60 South Wyoming Avenue, Edwardsville Borough, **Luzerne County**. Aquaterra Technologies, P.O. Box 744, West Chester, PA 19381, on behalf of Evergreen Resources Group LLC, 2 Righter Parkway, Suite 200, Wilmington, DE 19803, submitted a Remedial Action

Completion Report concerning remediation of soil and groundwater contaminated with petroleum. The Remedial Action Completion Report demonstrated attainment of Statewide Health Standards and was approved by DEP on July 2, 2019.

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

Vincent R. Boltz Facility, Storage Tank Primary Facility ID # 38-05238, 45 Guilford Street, Lebanon, PA 17046, Lebanon City, **Lebanon County**, BSTI, Inc., 3157 Limestone Road, Cochranville, PA 19330, on behalf of Vincent R. Boltz, 45 Guilford Street, Lebanon, PA 17046, submitted a Remedial Action Completion Report concerning remediation groundwater contaminated with Diesel Fuel constituents. The Remedial Action Completion Report demonstrated attainment of the Residential Used Aquifer Statewide Health Standard and was approved by the Department on July 2, 2019.

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Sheetz Store # 284R, Storage Tank Primary Facility ID # 30-37882, 111 East Roy Furman Highway, Waynesburg, PA 15370, Waynesburg Borough, **Greene County**. Groundwater and Environmental Services, Inc, 301 Commerce Park Drive, Cranberry Township, PA 16066, on behalf of Sheetz, Inc., 5700 6th Avenue, Altoona, PA 16602, submitted a Remedial Action Comple-

tion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report was acceptable to meet the Statewide Health Standard for soil and groundwater and was approved by the Department on July 2, 2019.

Amos Mamont Mall Site, Storage Tank Primary Facility ID # 65-35784, 1396 Route 286, Export, PA 15632, Washington Township, **Westmoreland County**. EnviroTrac, Ltd, 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of the Department of Environmental Protection, submitted a Remedial Action Plan and Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Plan and Remedial Action Completion Report was acceptable to meet the site-specific standard and was approved by the Department on July 2, 2019.

Former BP Site # 00999C, Storage Tank Primary Facility ID # 65-80298, 2401 Freeport Road, New Kensington, PA 15068, City of New Kensington, **Westmoreland County**. Parsons, 3606 Park 42 Drive, Box 13, Sharonville, OH 45241, on behalf of BP Products North America, Inc., 150 West Warrenville Road, MC 600 1015F, Naperville, IL 60563, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The report was acceptable to meet the Statewide Health Standard for soil and groundwater and was approved on July 2, 2019.

SPECIAL NOTICES

AIR QUALITY

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

Revision to the Registered ERCs in the Commonwealth's ERC Registry

The Department of Environmental Protection (Department) has approved the following Emission reduction credits (ERCs) and entered into ERC registry system. ERCs are surplus, permanent, quantified and Federally enforceable emission reductions used to offset emission increases of criteria pollutants. The Department maintains an ERC registry in accordance with the requirements of 25 Pa. Code § 127.209. Prior to registration of the credits, ERC Registry Applications are reviewed and approved by the Department to confirm that the ERCs meet the requirements of 25 Pa. Code §§ 127.206—127.208. Registration of the credits in the ERC registry system constitutes certification that the ERCs satisfy applicable requirements.

The certified ERCs shown as follows, in tons per year (tpy), satisfy the applicable ERC requirements contained in 25 Pa. Code §§ 127.206—127.208. ERCs created from the curtailment or shutdown of a source or facility expires for use as offsets 10 years after the emission reduction occurs. ERCs generated by the over control of emissions by an existing facility do not expire for use as offsets. However, credits in the registry that are not used in a plan approval will be discounted if new air quality requirements are adopted by the Department or United States Environmental Protection Agency.

For additional information concerning this listing of certified ERCs, contact the Bureau of Air Quality, Division of Permits, Department of Environmental Protection, 12th Floor, Rachel Carson State Office Building, P.O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325. This Pennsylvania ERC registry report, ERC Registry application and instructions are located at <http://www.dep.pa.gov/Business/Air/BAQ/Permits/Pages/EmissionCredit.aspx>. Below are the listings of changes compared to the previous quarter.

Bureau of Air Quality
Summary of Revised Certified ERCs
[April 1 to June 30]

[2019]

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
United States Steel Corporation	NO _x	577.30	4/16/2019	Trading
Clairton Works	SO ₂	46.30	4/16/2019	
400 State Street	VOCs	7.50	4/16/2019	
Clairton, PA 15025	CO	98.70	4/16/2019	
Sources:				
County: Allegheny			[Expired]	
Contact Person: Coleen Davis				
Telephone Number: (412) 273-4730				
The Hershey Company	PM ₁₀	24.63	5/01/2019	Trading
Source Location: Reading Plant	PM _{2.5}	4.00	5/01/2019	
County: Berks				
Contact Person: Charles Stoner Jr.				
Telephone Number: (717)-534-4692			[Expired]	
Recipient/Holder of ERC: Elements Markets, LLC	VOCs	44.80	03/04/2026	Trading
Contact Person: Randall Lack				
Telephone Number: (281) 207-7200			[Transfer]	
ERC Generating Facility: Quad Graphics, Inc.				
Source Location: Atglen Plant				
Township: West Sadsbury				
County: Chester				

Summary of Revised ERC Transactions

[April 1 to June 30]

[2019]

The following ERC transactions are approved by the Bureau of Air Quality, Department of Environmental Protection, Commonwealth of Pennsylvania. The ERC transaction requirements are specified in 25 Pa. Code § 127.208.

243 ERC GENERATING FACILITY INFORMATION

ERC Generating Facility Name: HRE Sparrows Point, LLC

Location of Source: Baltimore County, Maryland

Certified ERCs (tpy): 107.0 tpy NO_x

Amount of ERCs traded to Purchaser/Recipient: 107.0 tpy NO_x

Date of ERC Transfer: 5/28/2019

ERCs available for future use: 0 tpy

PURCHASER/RECIPIENT OF ERCs

Purchaser/Recipient of ERCs: Waste Management of Fairless, LLC

Location of Source: Falls Township, Bucks County, PA

Plan Approval Number: 09-0210B

NO_x credits used: 0 tpy

NO_x credits available for future use: 107.0 tpy

Expiration Date: 09/14/2022

244 ERC GENERATING FACILITY INFORMATION

ERC Generating Facility Name: HRE Sparrows Point, LLC
Location of Source: Baltimore County, Maryland
Certified ERCs (tpy): 53.4 tpy NO_x
Amount of ERCs traded to Purchaser/Recipient: 53.4 tpy NO_x
Date of ERC Transfer: 5/28/2019
ERCs available for future use: 0 tpy

PURCHASER/RECIPIENT OF ERCs

Purchaser/Recipient of ERCs: Waste Management of Pennsylvania, Inc.
Location of Source: Falls Township, Bucks County, PA
Plan Approval Number: 09-0024K
NO_x credits used: 0 tpy
NO_x credits available for future use: 53.4 tpy
Expiration Date: 09/14/2022

245 ERC HOLDER/GENERATING FACILITY INFORMATION

Purchaser/Holder Recipient: Element Markets
ERC Generating Facility Name: Quad Graphics, Inc.
Location of Source: West Sadsbury Township, Chester County, PA
Certified ERCs: 104.80 tpy VOCs
Amount of ERCs traded to Purchaser/Recipient: 60.0 tpy VOCs
Date of ERCs Transfer: 5/28/2019
ERCs available for future use: 44.80 tpy VOCs
Expiration Date: 3/04/2026

PURCHASER/RECIPIENT OF ERCs

Purchaser/Recipient of ERCs: Waste Management of Fairless, LLC
Location of Purchaser: 1000 New Ford Mill Road, Morrisville, PA 19067
Location of User Source: Falls Township, Bucks County, PA
Credits to be used: 0 tpy
Credits available for use: 60.0 tpy VOCs
Expiration Date: 3/04/2026

PUBLIC NOTICE OF FINAL STATE WATER QUALITY CERTIFICATION FOR FERC REGULATED PIPELINE PROJECT

Final State Water Quality Certification Required by Section 401 of the Clean Water Act for the Line 134 Replacement Project— East & West Projects

*Regional Permit Coordination Office: 400 Market Street,
 Harrisburg, PA 17101, Domenic Rocco, PE, Program
 Manager, 717-772-5987.*

EA00832-001, Columbia Gas Transmission, LLC (Applicant), 700 Louisiana St, Suite 14-113, Houston, TX 77002. Line 134 Replacement Project—West & East (Project), in Fairview Township, **Butler County**; Perry Township, **Armstrong County**; and Toby Township, **Clarion County**, ACOE Pittsburgh District. The proposed project starts in Fairview Township, Butler County (Latitude: 41.012037°; Longitude: -79.696592°) and ends in Toby Township, Clarion County (Latitude: 41.045273°; Longitude: -79.508948°).

On December 21, 2018, Applicant requested a State water quality certification (SWQC) from the Pennsylvania

Department of Environmental Protection (DEP), as required by Section 401 of the Clean Water Act (33 U.S.C.A. § 1341), to ensure that the construction, operation and maintenance of the Project will protect water quality in Pennsylvania consistent with the requirements of State law and the Clean Water Act.

The Project includes approximately 4.11-miles/21,700-feet long, 10-inch pipeline to transport natural gas from the Ellwood City Compressor Station (Butler County) to the Rimersburg Compressor Station (Clarion County). The Project, as proposed, will require approximately 59.2 acres of earth disturbance, and impacts to 1,596 linear feet of UNT to Pine Run (WWF), UNT to Allegheny River (WWF), UNT to Cove Run (WWF), Cove Run (WWF), UNT to South Branch Bear Creek (WWF), UNT Cherry Run (CWF), and Cherry Run (CWF), 4.93 acre(s) of floodway, 0.30 acre of temporary PEM wetland impacts, and 0.69 acre of PEM and PFO wetland permanent impacts.

DEP published notice of its proposed SWQC in the *Pennsylvania Bulletin* on March 16, 2019 (49 Pa.B. 1157) and received no comments from the public.

The Pennsylvania Department of Environmental Protection (DEP) certifies that the construction, operation

and maintenance of the Project complies with the applicable provisions of sections 301—303, 306 and 307 of the Federal Clean Water Act (33 U.S.C.A. §§ 1311—1313, 1316 and 1317). The DEP further certifies that the construction, operation, and maintenance of the project does not violate applicable Pennsylvania water quality standards provided that the construction, operation, and maintenance of the Project complies with the following DEP water quality permitting programs, criteria, and conditions established pursuant to Pennsylvania law:

1. *Discharge Permit*—Applicant shall obtain and comply with a National Pollutant Discharge Elimination System (NPDES) permit(s) for the discharge of water from the hydrostatic testing of the pipeline associated with the Project pursuant to Pennsylvania's Clean Streams Law (35 P.S. §§ 691.1—691.1001), 25 Pa. Code Chapter 92a (relating to NPDES permitting, monitoring and compliance) and all other applicable regulations.

2. *Erosion and Sediment Control Permit*—Applicant shall obtain and comply with an Erosion and Sediment Control Permit(s) for earth disturbance associated with the Project issued pursuant to Pennsylvania's Clean Streams Law and Storm Water Management Act (32 P.S. §§ 680.1—680.17), 25 Pa. Code Chapter 102 (relating to erosion and sediment control), and all other applicable regulations.

3. *Water Obstruction and Encroachment Permits*—Applicant shall obtain and comply with a Water Obstruction and Encroachment Permit(s) for the construction, operation and maintenance of all stream and wetland crossings associated with the Project pursuant to Pennsylvania's Clean Streams Law, Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), and Flood Plain Management Act (32 P.S. §§ 679.101—679.601.), 25 Pa. Code Chapter 105 (relating to dam safety and waterway management), 25 Pa. Code Chapter 106 (relating to floodplain management), and all other applicable regulations.

4. *Other Water Quality Requirements*—Applicant shall obtain any other permits, authorizations or approvals required to construct, operate, and maintain the Project from any interstate or international agency as required by an interstate compact or international agreement that has established water quality standards applicable to surface waters of this Commonwealth, including wetlands.

5. *Water Quality Monitoring*—PADEP retains the right to specify additional studies or monitoring to ensure that the receiving water quality associated with the Project is not adversely impacted by any operational and construction process that may be employed by Applicant.

6. *Operation*—Applicant shall properly operate and maintain at all times all Project facilities and systems of treatment and control (and related appurtenances) installed to achieve compliance with the terms and conditions of this State Water Quality Certification (SWQC) and all required permits, authorizations and approvals. Proper operation and maintenance includes adequate laboratory controls, appropriate quality assurance procedures, and the operation of backup or auxiliary facilities or similar systems installed by Applicant.

7. *Inspection*—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of PADEP or the delegated County Conservation District to determine compliance with this SWQC, including all required permits, authorizations and approvals required by this

SWQC. The Applicant shall provide a copy of this SWQC to an authorized representative conducting an inspection of the Project.

8. *Transfer of Projects*—If Applicant intends to transfer any legal or equitable interest in the Project or any portion(s) thereof, the Applicant shall provide a copy of this SWQC and copies of any permits, authorizations or approvals obtained to comply with the SWQC upon the prospective transferee of the legal and equitable interest at least thirty (30) days prior to the contemplated transfer and shall simultaneously inform the appropriate PADEP Office of such intent. Notice to PADEP shall include a transfer agreement signed by the existing and new owners containing a specific date for transfer of responsibility, coverage, and liability under the SWQC and any permits, authorizations and approvals obtained to comply with the SWQC. The new owner shall submit to PADEP a new application form for the SWQC and any permits, authorizations and approvals required to comply with the SWQC signed by the new owner.

9. *Correspondence*—All correspondence with and submittals to PADEP concerning this SWQC shall be addressed to Department of Environmental Protection, Regional Permit Coordination Office, Domenic Rocco, PE, Program Manager, 400 Market Street, Harrisburg, PA 17101.

10. *Reservation of Rights*—PADEP may modify, suspend or revoke this SWQC if (i) PADEP becomes aware of new facts about the Project that warrant such action; or (ii) PADEP determines that the Applicant has not complied with the terms and conditions of this SWQC. PADEP may require additional measures to achieve compliance with any applicable law or regulation.

11. *Other Laws*—Nothing in this SWQC shall be construed to preclude the institution of any legal action or to relieve Applicant from any responsibilities, liabilities, or penalties established pursuant to any applicable law or regulation.

12. *Severability*—The provisions of this SWQC are severable and should any provision of this SWQC be declared invalid or unenforceable, the remainder of this SWQC shall not be affected thereby.

Any person aggrieved by this action may file a petition for review pursuant to Section 19(d) of the Natural Gas Act, 15 U.S.C.A. § 717r(d), with the Office of the Clerk, United States Court of Appeals for the Third Circuit, 21400 U.S. Courthouse, 601 Market Street, Philadelphia, PA 19106-1790 within the time prescribed in the law. Important legal rights are at stake, so you should show this document to a lawyer at once.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The 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).

Any person aggrieved by this action may file a petition for review pursuant to Section 19(d) of the Natural Gas Act, 15 U.S.C.A. § 717r(d), with the Office of the Clerk, United States Court of Appeals for the Third Circuit, 21400 U.S. Courthouse, 601 Market Street, Philadelphia, PA 19106-1790 within the time prescribed in the law. Important legal rights are at stake, so you should show this document to a lawyer at once.

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 and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Regional Permit Coordination Office: 400 Market Street, Harrisburg, PA 17101, Domenic Rocco, PE, Program Manager, 717-772-5987.

Applicant: Columbia Gas Transmission, LLC, 700 Louisiana Street, Suite 14-113, Houston, TX 77002, Line 134 Replacement Project-East and Line 134 Replacement Project-West.

The applicant is proposing the installation and maintenance of an approximately 4.1-mile-long, 10-inch diameter pipeline and appurtenant facilities in various municipalities within Butler, Armstrong and Clarion Counties as part of the proposed replacement of existing natural gas transmission line called the Columbia Gas Line 134 Replacement Project. The project consists of 6 Chapter 105 Water Obstruction and Encroachment Permits and 2 Chapter 102 Erosion and Sediment Control Permits. Below are the Chapter 105 permit applications being reviewed by the Department.

GP081083218-001 & GP111083218-001. The Butler County portion of the project is located in Fairview Township, U.S. Army Corps of Engineers, Pittsburgh District. The proposed project starts along Walnut Road (Latitude: 41.012037°; Longitude -79.696592°) and extends to the County Line (Latitude: 41.012354°; Longitude -79.689958°).

The proposed project impacts in Butler County include a total of 31 feet of temporary impacts to tributary to South Branch Bear Creek (WWF, MF) and 0.15 acre of impacts to the floodway.

GP080383218-001 & GP110383218-001. The Armstrong County portion of the project is located in Perry Township, U.S. Army Corps of Engineers, Pittsburgh District. The proposed project starts the County Line (Latitude: 41.012354°; Longitude -79.689958°) and extends to (Latitude: 41.025709°; Longitude -79.632699°).

The proposed project impacts in Armstrong County include a total of 78 feet of temporary impacts and 756 feet of permanent impacts to Tributaries to Pine Run (WWF, MF), Tributaries to Cove Run (WWF, MF), Cove Run (WWF, MF) & Tributaries to Allegheny River (WWF, MF); 2.59 acre of floodway impacts; 0.09 acre of temporary impacts to PEM; and 0.21 acre of permanent impacts to PEM and PFO wetlands.

GP081683218-001 & GP111683218-001. The Clarion County portion of the project is located in Toby Township, U.S. Army Corps of Engineers, Pittsburgh District. The proposed project starts at (Latitude: 41.046785°; Longitude -79.529572°) and extends to (Latitude: 41.045273°; Longitude -79.508948°).

The proposed project impacts in Clarion County include a total of 103 feet of temporary impacts and 628 feet of permanent impacts to Tributaries to Cherry Run (CWF, MF) and Cherry Run (CWF, MF); 2.18 acres of floodway impacts; 0.21 acre of temporary impacts to PEM; and 0.48 acre of permanent impacts to PEM wetlands.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued by the Department under the authority of the Pennsylvania Clean Stream Law and Chapter 102 of the Department's regulations.

This authorization is required for earth disturbance activities associated with oil and gas exploration, production, processing or treatment operations or transmission facilities when earth disturbance is five acres or greater. Review of this application is being coordinated among the Department and the associated county conservation districts.

The application under review is as follows:

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Counties</i>	<i>DEP Office</i>
ESG8301618001/ ESG8300018001	Columbia Gas Transmission, LLC 700 Louisiana Street Suite 14-113 Houston, TX 77002	Butler, Armstrong & Clarion	Regional Permitting Coordination Office

More detailed information regarding the permit applications related to this proposed project is available in the Department's Regional Permit Coordination Office and available online (dep.pa.gov/pipelines). Contact the Department's Regional Permit Coordination Office File Review Coordinator at 717-772-5987 to request a file review.

Any person aggrieved by this action may file a petition for review pursuant to Section 19(d) of the Natural Gas Act, 15 U.S.C.A. § 717r(d), with the Office of the Clerk, United States Court of Appeals for the Third Circuit, 21400 U.S. Courthouse, 601 Market Street, Philadelphia, PA 19106-1790 within the time prescribed in the law. Important legal rights are at stake, so you should show this document to a lawyer at once.

[Pa.B. Doc. No. 19-1104. Filed for public inspection July 19, 2019, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Household Hazardous Waste Education Grant Award under Section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act, Act 101 of 1988

The Department of Environmental Protection hereby announces the following grant to Blair County under section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act (Act 101) (53 P.S. § 4000.901) and section 208 of the Small Business and Household Pollution Prevention Program Act (35 P.S. § 6029.208).

Planning grants are awarded to counties for 80% of approved costs for preparing municipal waste management plans, as required by Act 101, for carrying out related studies, surveys, investigations, inquiries, research and analysis, including those related to siting, environmental mediation, education programs on pollution prevention and household hazardous waste (HHW) and providing technical assistance to small businesses for pollution prevention. Grants may be awarded for feasibility studies and project development for municipal waste processing or disposal facilities, except for facilities for the combustion of municipal waste that are not proposed to be operated for the recovery of energy. All grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101 (53 P.S. §§ 4000.701 and 4000.702) and the availability of funds in the Recycling Fund.

Inquiries regarding the grant offering should be directed to Mark Vottero, Department of Environmental Protection, Bureau of Waste Management, Division of Waste Minimization and Planning, Rachel Carson State Office Building, P.O. Box 8472, Harrisburg, PA 17105-8472, at mvottero@pa.gov or (717) 772-5719.

Act 101, Section 901 HHW Education Grant

Region	County	Applicant	Project	Grant
Southcentral	Blair	Blair County	HHW Education	\$64,187

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 19-1105. Filed for public inspection July 19, 2019, 9:00 a.m.]

DEPARTMENT OF HEALTH

Addition of Two New Serious Medical Conditions Qualifying for Use of Medical Marijuana

The purpose of this notice is to announce the addition of two new serious medical conditions qualifying for the use of medical marijuana under the Medical Marijuana Act (act) (35 P.S. §§ 10231.101—10231.2110).

Serious Medical Conditions Qualifying for the Use of Medical Marijuana

Notice is hereby given, under recommendations made by the Medical Marijuana Advisory Board, that the Secretary of Health approves the following new serious medical conditions as qualifying for the use of medical marijuana upon proper certification by an approved practitioner: anxiety disorders and Tourette's Syndrome.

Interested persons are invited to submit written comments, suggestions or objections regarding this notice to John J. Collins, Office of Medical Marijuana, Department of Health, Room 628, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120, (717) 547-3047, RA-DHMedMarijuana@pa.gov.

Persons with a disability who wish to submit comments, suggestions or objections regarding this notice or who require an alternative format of this notice (for example, large print, audiotope or Braille) may do so by using the previously listed contact information. Speech and/or hearing-impaired persons may call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 19-1106. Filed for public inspection July 19, 2019, 9:00 a.m.]

DEPARTMENT OF HEALTH

Health Policy Board Meeting

The Health Policy Board (Board) of the Department of Health (Department), established by section 401.1 of the Health Care Facilities Act (35 P.S. § 448.401a), will meet on Wednesday, July 31, 2019, at 9:30 a.m. in Room 129, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120.

The purpose of this meeting is to consult with the Board on the Department's draft proposed hospital licensure regulations, as required under section 803 of the Health Care Facilities Act (35 P.S. § 448.803). The Board will also vote on procedures relating to the adjudication of matters regarding health care facility licensure and will rule on exceptions filed to Proposed Reports issued by hearing officers assigned by the Board.

For further information regarding the meeting, interested persons should contact Meaghan Abbott, Department of Health, Office of Intergovernmental Affairs, at (717) 547-3105.

Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, or who require a copy of this notice or the draft regulations in an alternative format (for example, large print, audiotope, Braille), should contact Meaghan Abbott at the previously listed telephone number, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

This meeting is subject to cancellation without notice.

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 19-1107. Filed for public inspection July 19, 2019, 9:00 a.m.]

DEPARTMENT OF HEALTH

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.22(d), (e) and (j) (relating to prevention, control and surveillance of tuberculosis (TB)):

ManorCare Health Services—Williamsport South
101 Leader Drive
Williamsport, PA 17701
FAC ID # 641502

The following long-term care nursing facilities are seeking exceptions to 28 Pa. Code § 201.22(e) and (j):

Marion Manor Corporation
2695 Winchester Drive
Pittsburgh, PA 15220
FAC ID # 131002

Vincentian De Marillac
5300 Stanton Avenue
Pittsburgh, PA 15206
FAC ID # 220702

Vincentian Home
111 Perrymont Road
Pittsburgh, PA 15237
FAC ID # 221002

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

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 at the previously listed address.

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 the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 19-1108. Filed for public inspection July 19, 2019, 9:00 a.m.]

DEPARTMENT OF HEALTH

Organ Donation Advisory Committee Meeting

The Organ Donation Advisory Committee, established under 20 Pa.C.S. § 8622 (relating to The Governor Robert P. Casey Memorial Organ and Tissue Donation Awareness Trust Fund), will hold a public meeting on Thursday, August 1, 2019, from 9:30 a.m. to 3 p.m. The purpose of

the meeting is to review progress in the area of organ and tissue donation in this Commonwealth, recommend education and awareness activities, recommend priorities in expenditures from the Organ and Tissue Donation Awareness Fund (Fund) and advise the Secretary of Health on matters relating to the administration of the Fund. The meeting will be held at the Gift of Life Donor Program Office, 800 North 3rd Street, Suite 504, Harrisburg, PA 17102.

For additional information or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so contact Amy Flaherty, Director, Division of Nutrition and Physical Activity, Bureau of Health Promotion and Risk Reduction, Room 1000, Health and Welfare Building, Harrisburg, PA, (717) 787-5876, or for speech and/or hearing impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

This meeting is subject to cancellation without notice.

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 19-1109. Filed for public inspection July 19, 2019, 9:00 a.m.]

DEPARTMENT OF HEALTH

Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program); Maximum Allowable Prices and Competitive Prices

Maximum Allowable Prices and Competitive Prices for Type 1 Stores in Regular Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) (relating to selection criteria for authorization and reauthorization; and terms and conditions of participation) and 7 CFR 246.12 (relating to food delivery methods), the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 1 Stores in Regular Cost Counties.

Maximum Allowable Prices

Effective July 1, 2019, through September 30, 2019, the Maximum Allowable Prices the Department of Health (Department) will pay Type 1 Stores in Regular Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.	\$1.35
Beans/Peas—Dry—16 oz.	\$2.18
Canned Fish—Pink Salmon	\$2.20
Canned Fish—Sardines	\$1.50
Canned Fish—Tuna	\$1.29
Cereal (per oz.)	\$0.33
Cheese, 16 oz.	\$7.31
Eggs	\$2.35
Infant Cereal—8 oz.	\$2.55
Infant Fruits, 100%—4 oz.	\$1.07
Infant Vegetables, 100%—4 oz.	\$1.07
Infant Meats, 100%—2.5 oz.	\$1.16
Juice—11.5/12 oz.	\$2.76

<i>Description</i>	<i>Maximum Allowable Price</i>
Juice—48 oz.	\$3.45
Juice—64 oz.	\$4.19
Kosher Cheese—16 oz.	\$8.40
Kosher Lowfat and 2% Milk—quart	\$1.69
Kosher Lowfat and 2% Milk—1/2 gallon	\$3.27
Kosher Whole Milk—quart	\$1.80
Kosher Whole Milk—1/2 gallon	\$3.37
Milk, Dry—9.6 oz.	\$4.27
Milk, Dry—25.6 oz.	\$9.55
Milk, Evaporated—12 oz.	\$1.53
Milk, Lowfat and 2%—quart	\$1.36
Milk, Lowfat and 2%—1/2 gallon	\$2.29
Milk, Lowfat and 2% Lactose Free—quart	\$2.42
Milk, Lowfat and 2% Lactose Free—1/2 gallon ...	\$4.09
Milk, Whole—quart	\$1.45
Milk, Whole—1/2 gallon	\$2.29
Milk, Whole Lactose Free—quart	\$2.67
Milk, Whole Lactose Free—1/2 gallon	\$4.19
Peanut Butter—16—18 oz.	\$3.29
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.29
Soy Beverage—8th Continent 64 oz.	\$3.89
Tofu—16 oz.	\$2.57
Whole Grain—Bread, 16 oz.	\$3.49
Whole Grain—Bread, 24 oz.	\$3.95
Whole Grain—Brown Rice, 16 oz.	\$1.80
Whole Grain—Brown Rice, 24 oz.	\$3.32
Whole Grain—Oats, 16 oz.	\$2.44
Whole Grain—Oats, 24 oz.	\$5.39
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.57
Whole Wheat Pasta	\$1.37
Yogurt Nonfat	\$3.30
Yogurt Lowfat	\$3.30
Yogurt Wholefat	\$3.40
Boost RTF Formula—8 oz.	\$1.79
EnfaCare RTF Formula—32 oz.	\$7.30
EnfaCare w/Iron Powder Formula—12.8 oz.	\$18.00
Nutramigen Concentrate Formula—13 oz.	\$7.59
Nutramigen RTF Formula—32 oz.	\$10.64
Nutramigen w/Enflora Powder Formula— 12.6 oz.	\$28.40
Pediasure RTF Formula—8 oz.	\$1.93
Pediasure w/Fiber RTF Formula—8 oz.	\$2.09
Pediasure Sidekicks RTF Formula—8 oz.	\$1.95
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.45
Similac Advance RTF Formula—Blue—32 oz. ...	\$7.65
Similac Advance Powder Formula—Blue— 12.4 oz.	\$16.96
Similac Expert Care Alimentum RTF Formula— 32 oz.	\$10.39
Similac Expert Care Alimentum Powder Formula—16 or 12.1 oz.	\$28.39
Similac Expert Care for Diarrhea RTF Formula— 32 oz.	\$7.99
Similac Expert Care NeoSure RTF Formula— 32 oz.	\$8.95
Similac Expert Care NeoSure Powder Formula— 13.1 oz.	\$19.29
Similac Go and Grow Powder Milk Based Formula—Blue—1.5 lbs.	\$22.49
Similac for Spit Up RTF Formula—Green— 32 oz.	\$8.05
Similac for Spit Up Powder Formula—Green— 12.0 oz.	\$18.49

<i>Description</i>	<i>Maximum Allowable Price</i>
Similac Sensitive RTF Formula—Orange— 32 oz.	\$7.49
Similac Sensitive Powder Formula—Orange— 12.0 oz.	\$17.65
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$5.51
Similac Soy Isomil RTF Formula—Pink—32 oz. .	\$8.09
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$17.99
Similac Total Comfort Powder Formula—Purple— 12.0 oz.	\$17.15

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2 (relating to price adjustment).

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2019, through September 30, 2019, the Competitive Prices for WIC Authorization for Type 1 Stores in Regular Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.	\$1.29
Beans/Peas—Dry—16 oz.	\$1.98
Canned Fish—Pink Salmon	\$2.19
Canned Fish—Sardines	\$1.43
Canned Fish—Tuna	\$1.19
Cereal (per oz.)	\$0.31
Cheese, 16 oz.	\$6.84
Eggs	\$2.29
Infant Cereal—8 oz.	\$2.44
Infant Fruits, 100%—4 oz.	\$0.94
Infant Vegetables, 100%—4 oz.	\$0.94
Infant Meats, 100%—2.5 oz.	\$1.15
Juice—11.5/12 oz.	\$2.59
Juice—48 oz.	\$3.30
Juice—64 oz.	\$3.79
Kosher Cheese—16 oz.	\$7.79
Kosher Lowfat Milk—1/2 gallon	\$3.15
Kosher Whole Milk—1/2 gallon	\$3.19
Milk, Lowfat—1/2 gallon	\$2.15
Milk, Whole—1/2 gallon	\$2.22
Peanut Butter—16—18 oz.	\$3.20
Whole Grain—Bread, 16 oz.	\$3.35
Whole Grain—Brown Rice, 16 oz.	\$1.69
Whole Grain—Oats, 16 oz.	\$2.39
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.43
Whole Wheat Pasta	\$1.35
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.35
Similac Advance Powder Formula—Blue— 12.4 oz.	\$16.96
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$5.51
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$17.99

Maximum Allowable Prices and Competitive Prices for Type 2 Stores in Regular Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 2 Stores in Regular Cost Counties.

Maximum Allowable Prices

Effective July 1, 2019, through September 30, 2019, the Maximum Allowable Prices the Department will pay Type 2 Stores in Regular Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.	\$1.45
Beans/Peas—Dry—16 oz.	\$2.26
Canned Fish—Pink Salmon	\$2.26
Canned Fish—Sardines	\$1.59
Canned Fish—Tuna	\$1.35
Cereal (per oz.)	\$0.34
Cheese, 16 oz.	\$7.33
Eggs	\$2.45
Infant Cereal—8 oz.	\$2.65
Infant Fruits, 100%—4 oz.	\$1.10
Infant Vegetables, 100%—4 oz.	\$1.10
Infant Meats, 100%—2.5 oz.	\$1.22
Juice—11.5/12 oz.	\$2.91
Juice—48 oz.	\$3.59
Juice—64 oz.	\$4.48
Kosher Cheese—16 oz.	\$8.40
Kosher Lowfat and 2% Milk—quart	\$1.69
Kosher Lowfat and 2% Milk—1/2 gallon	\$3.27
Kosher Whole Milk—quart	\$1.80
Kosher Whole Milk—1/2 gallon	\$3.37
Milk, Dry—9.6 oz.	\$4.46
Milk, Dry—25.6 oz.	\$9.65
Milk, Evaporated—12 oz.	\$1.63
Milk, Lowfat and 2%—quart	\$1.42
Milk, Lowfat and 2%—1/2 gallon	\$2.32
Milk, Lowfat and 2% Lactose Free—quart	\$2.52
Milk, Lowfat and 2% Lactose Free—1/2 gallon ...	\$4.29
Milk, Whole—quart	\$1.50
Milk, Whole—1/2 gallon	\$2.49
Milk, Whole Lactose Free—quart	\$2.76
Milk, Whole Lactose Free—1/2 gallon	\$4.39
Peanut Butter—16—18 oz.	\$3.49
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.35
Soy Beverage—8th Continent 64 oz.	\$3.99
Tofu—16 oz.	\$2.62
Whole Grain—Bread, 16 oz.	\$3.55
Whole Grain—Bread, 24 oz.	\$4.00
Whole Grain—Brown Rice, 16 oz.	\$1.95
Whole Grain—Brown Rice, 24 oz.	\$3.39
Whole Grain—Oats, 16 oz.	\$2.55
Whole Grain—Oats, 24 oz.	\$5.89
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.59
Whole Wheat Pasta	\$1.64
Yogurt Nonfat	\$3.35
Yogurt Lowfat	\$3.35
Yogurt Wholefat	\$3.45
Boost RTF Formula—8 oz.	\$1.85
EnfaCare RTF Formula—32 oz.	\$7.44
EnfaCare w/Iron Powder Formula—12.8 oz.	\$18.04
Nutramigen Concentrate Formula—13 oz.	\$7.65
Nutramigen RTF Formula—32 oz.	\$10.74

Maximum Allowable Price

<i>Description</i>	<i>Maximum Allowable Price</i>
Nutramigen w/Enflora Powder Formula— 12.6 oz.	\$28.45
Pediasure RTF Formula—8 oz.	\$1.99
Pediasure w/Fiber RTF Formula—8 oz.	\$2.15
Pediasure Sidekicks RTF Formula—8 oz.	\$2.04
Similac Advance Concentrate—Blue Formula— 13 oz.	\$5.50
Similac Advance RTF—Blue Formula—32 oz. ...	\$7.75
Similac Advance Powder—Blue Formula— 12.4 oz.	\$17.08
Similac Expert Care Alimentum RTF Formula— 32 oz.	\$10.49
Similac Expert Care Alimentum Powder Formula—16 or 12.1 oz.	\$28.79
Similac Expert Care for Diarrhea RTF Formula— 32 oz.	\$8.09
Similac Expert Care NeoSure RTF Formula— 32 oz.	\$9.07
Similac Expert Care NeoSure Powder Formula— 13.1 oz.	\$19.49
Similac Go and Grow Powder Milk Based Formula—Blue—1.5 lbs.	\$22.55
Similac for Spit Up RTF Formula—Green— 32 oz.	\$8.15
Similac for Spit Up Powder Formula—Green— 12.0 oz.	\$18.59
Similac Sensitive RTF Formula—Orange—32 oz..	\$7.70
Similac Sensitive Powder Formula—Orange— 12.0 oz.	\$17.85
Similac Soy Isomil Concentrate—Pink Formula— 13 oz.	\$5.69
Similac Soy Isomil RTF—Pink Formula—32 oz. .	\$8.29
Similac Soy Isomil Powder—Pink Formula— 12.4 oz.	\$18.29
Similac Total Comfort Powder Formula—Purple— 12.0 oz.	\$17.25

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2019, through September 30, 2019, the Competitive Prices for WIC Authorization for Type 2 Stores in Regular Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.	\$1.30
Beans/Peas—Dry—16 oz.	\$2.10
Canned Fish—Pink Salmon	\$2.25
Canned Fish—Sardines	\$1.49
Canned Fish—Tuna	\$1.27
Cereal (per oz.)	\$0.32
Cheese, 16 oz.	\$6.86
Eggs	\$2.39
Infant Cereal—8 oz.	\$2.50
Infant Fruits, 100%—4 oz.	\$0.99
Infant Vegetables, 100%—4 oz.	\$0.99
Infant Meats, 100%—2.5 oz.	\$1.20

<i>Description</i>	<i>Competitive Prices</i>
Juice—11.5/12 oz.	\$2.72
Juice—48 oz.	\$3.37
Juice—64 oz.	\$4.05
Kosher Cheese—16 oz.	\$7.89
Kosher Lowfat Milk—1/2 gallon	\$3.19
Kosher Whole Milk—1/2 gallon	\$3.25
Milk, Lowfat—1/2 gallon	\$2.19
Milk, Whole—1/2 gallon	\$2.25
Peanut Butter—16—18 oz.	\$3.30
Whole Grain—Bread, 16 oz.	\$3.39
Whole Grain—Brown Rice, 16 oz.	\$1.79
Whole Grain—Oats, 16 oz.	\$2.49
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.45
Whole Wheat Pasta	\$1.60
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.40
Similac Advance Powder Formula—Blue— 12.4 oz.	\$17.08
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$5.69
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$18.29

Maximum Allowable Prices and Competitive Prices for Type 3 Stores in Regular Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 3 Stores in Regular Cost Counties.

Maximum Allowable Prices

Effective July 1, 2019, through September 30, 2019, the Maximum Allowable Prices the Department will pay Type 3 Stores in Regular Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.	\$1.47
Beans/Peas—Dry—16 oz.	\$2.35
Canned Fish—Pink Salmon	\$2.30
Canned Fish—Sardines	\$1.65
Canned Fish—Tuna	\$1.40
Cereal (per oz.)	\$0.36
Cheese, 16 oz.	\$7.35
Eggs	\$3.05
Infant Cereal—8 oz.	\$2.70
Infant Fruits, 100%—4 oz.	\$1.15
Infant Vegetables, 100%—4 oz.	\$1.15
Infant Meats, 100%—2.5 oz.	\$1.27
Juice—11.5/12 oz.	\$2.96
Juice—48 oz.	\$3.70
Juice—64 oz.	\$4.57
Kosher Cheese—16 oz.	\$8.40
Kosher Lowfat and 2% Milk—quart	\$1.69
Kosher Lowfat and 2% Milk—1/2 gallon	\$3.30
Kosher Whole Milk—quart	\$1.80
Kosher Whole Milk—1/2 gallon	\$3.37
Milk, Dry—9.6 oz.	\$4.55
Milk, Dry—25.6 oz.	\$9.75
Milk, Evaporated—12 oz.	\$1.70
Milk, Lowfat and 2%—quart	\$1.47
Milk, Lowfat and 2%—1/2 gallon	\$2.62
Milk, Lowfat and 2% Lactose Free—quart	\$2.59
Milk, Lowfat and 2% Lactose Free—1/2 gallon ...	\$4.39

<i>Description</i>	<i>Maximum Allowable Price</i>
Milk, Whole—quart	\$1.57
Milk, Whole—1/2 gallon	\$2.69
Milk, Whole Lactose Free—quart	\$2.86
Milk, Whole Lactose Free—1/2 gallon	\$4.49
Peanut Butter—16—18 oz.	\$3.59
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.45
Soy Beverage—8th Continent 64 oz.	\$4.16
Tofu—16 oz.	\$2.72
Whole Grain—Bread, 16 oz.	\$3.63
Whole Grain—Bread, 24 oz.	\$4.07
Whole Grain—Brown Rice, 16 oz.	\$2.09
Whole Grain—Brown Rice, 24 oz.	\$3.59
Whole Grain—Oats, 16 oz.	\$2.70
Whole Grain—Oats, 24 oz.	\$6.11
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.64
Whole Wheat Pasta	\$2.17
Yogurt Nonfat	\$3.40
Yogurt Lowfat	\$3.40
Yogurt Wholefat	\$3.50
Boost RTF Formula—8 oz.	\$1.89
EnfaCare RTF Formula—32 oz.	\$7.74
EnfaCare w/Iron Powder Formula—12.8 oz.	\$18.81
Nutramigen Concentrate Formula—13 oz.	\$7.69
Nutramigen RTF Formula—32 oz.	\$10.84
Nutramigen w/Enflora Powder Formula— 12.6 oz.	\$28.55
Pediasure RTF Formula—8 oz.	\$2.30
Pediasure w/Fiber RTF Formula—8 oz.	\$2.40
Pediasure Sidekicks RTF Formula—8 oz.	\$2.16
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.65
Similac Advance RTF Formula—Blue—32 oz. ...	\$7.85
Similac Advance Powder Formula—Blue— 12.4 oz.	\$17.87
Similac Expert Care Alimentum RTF Formula— 32 oz.	\$10.69
Similac Expert Care Alimentum Powder Formula—16 or 12.1 oz.	\$29.19
Similac Expert Care for Diarrhea RTF Formula— 32 oz.	\$8.29
Similac Expert Care NeoSure RTF Formula— 32 oz.	\$9.24
Similac Expert Care NeoSure Powder Formula— 13.1 oz.	\$19.69
Similac Go and Grow Powder Milk Based Formula—Blue—1.5 lbs.	\$23.29
Similac for Spit Up RTF Formula—Green— 32 oz.	\$8.29
Similac for Spit Up Powder Formula—Green— 12.0 oz.	\$19.19
Similac Sensitive RTF Formula—Orange— 32 oz.	\$8.19
Similac Sensitive Powder Formula—Orange— 12.0 oz.	\$18.05
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$5.79
Similac Soy Isomil RTF Formula—Pink—32 oz. ...	\$8.49
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$18.49
Similac Total Comfort Powder Formula—Purple— 12.0 oz.	\$17.75

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allow-

able foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2019, through September 30, 2019, the Competitive Prices for WIC authorization for Type 3 Stores in Regular Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.	\$1.39
Beans/Peas—Dry—16 oz.	\$2.12
Canned Fish—Pink Salmon	\$2.29
Canned Fish—Sardines	\$1.54
Canned Fish—Tuna	\$1.30
Cereal (per oz.)	\$0.34
Cheese, 16 oz.	\$6.88
Eggs	\$2.99
Infant Cereal—8 oz.	\$2.55
Infant Fruits, 100%—4 oz.	\$1.02
Infant Vegetables, 100%—4 oz.	\$1.02
Infant Meats, 100%—2.5 oz.	\$1.25
Juice—11.5/12 oz.	\$2.77
Juice—48 oz.	\$3.59
Juice—64 oz.	\$4.20
Kosher Cheese—16 oz.	\$8.30
Kosher Lowfat Milk—1/2 gallon	\$3.29
Kosher Whole Milk—1/2 gallon	\$3.35
Milk, Lowfat—1/2 gallon	\$2.49
Milk, Whole—1/2 gallon	\$2.52
Peanut Butter—16—18 oz.	\$3.40
Whole Grain—Bread, 16 oz.	\$3.45
Whole Grain—Brown Rice, 16 oz.	\$2.05
Whole Grain—Oats, 16 oz.	\$2.65
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.58
Whole Wheat Pasta	\$2.10
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.55
Similac Advance Powder Formula—Blue— 12.4 oz.	\$17.87
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$5.79
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$18.49

Maximum Allowable Prices and Competitive Prices for Type 1 Stores in High Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 1 Stores in High Cost Counties.

Maximum Allowable Prices

Effective July 1, 2019, through September 30, 2019, the Maximum Allowable Prices the Department will pay Type 1 Stores in High Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.	\$1.38
Beans/Peas—Dry—16 oz.	\$2.20
Canned Fish—Pink Salmon	\$2.27
Canned Fish—Sardines	\$1.60

Maximum Allowable Price

<i>Description</i>	<i>Maximum Allowable Price</i>
Canned Fish—Tuna	\$1.35
Cereal (per oz.)	\$0.34
Cheese, 16 oz.	\$7.45
Eggs	\$2.45
Infant Cereal—8 oz.	\$2.62
Infant Fruits, 100%—4 oz.	\$1.09
Infant Vegetables, 100%—4 oz.	\$1.09
Infant Meats, 100%—2.5 oz.	\$1.20
Juice—11.5/12 oz.	\$2.85
Juice—48 oz.	\$3.54
Juice—64 oz.	\$4.25
Kosher Cheese—16 oz.	\$8.40
Kosher Lowfat and 2% Milk—quart	\$1.69
Kosher Lowfat and 2% Milk—1/2 gallon	\$3.27
Kosher Whole Milk—quart	\$1.80
Kosher Whole Milk—1/2 gallon	\$3.37
Milk, Dry—9.6 oz.	\$4.43
Milk, Dry—25.6 oz.	\$9.65
Milk, Evaporated—12 oz.	\$1.59
Milk, Lowfat and 2%—quart	\$1.40
Milk, Lowfat and 2%—1/2 gallon	\$2.32
Milk, Lowfat and 2% Lactose Free—quart	\$2.52
Milk, Lowfat and 2% Lactose Free—1/2 gallon ...	\$4.19
Milk, Whole—quart	\$1.52
Milk, Whole—1/2 gallon	\$2.49
Milk, Whole Lactose Free—quart	\$2.75
Milk, Whole Lactose Free—1/2 gallon	\$4.29
Peanut Butter—16—18 oz.	\$3.40
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.35
Soy Beverage—8th Continent 64 oz.	\$3.95
Tofu—16 oz.	\$2.61
Whole Grain—Bread, 16 oz.	\$3.55
Whole Grain—Bread, 24 oz.	\$3.99
Whole Grain—Brown Rice, 16 oz.	\$1.95
Whole Grain—Brown Rice, 24 oz.	\$3.39
Whole Grain—Oats, 16 oz.	\$2.52
Whole Grain—Oats, 24 oz.	\$5.49
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.59
Whole Wheat Pasta	\$1.47
Yogurt Nonfat	\$3.35
Yogurt Lowfat	\$3.35
Yogurt Wholefat	\$3.45
Boost RTF Formula—8 oz.	\$1.85
EnfaCare RTF Formula—32 oz.	\$7.40
EnfaCare w/Iron Powder Formula—12.8 oz.	\$18.24
Nutramigen Concentrate Formula—13 oz.	\$7.63
Nutramigen RTF Formula—32 oz.	\$10.70
Nutramigen w/Enflora Powder Formula— 12.6 oz.	\$28.70
Pediasure RTF Formula—8 oz.	\$2.04
Pediasure w/Fiber RTF Formula—8 oz.	\$2.15
Pediasure Sidekicks RTF Formula—8 oz.	\$1.99
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.50
Similac Advance RTF Formula—Blue—32 oz. ...	\$7.69
Similac Advance Powder Formula—Blue— 12.4 oz.	\$17.29
Similac Expert Care Alimentum RTF Formula— 32 oz.	\$10.49
Similac Expert Care Alimentum Powder Formula—16 or 12.1 oz.	\$28.79
Similac Expert Care for Diarrhea RTF Formula— 32 oz.	\$8.09
Similac Expert Care NeoSure RTF Formula— 32 oz.	\$9.09

<i>Description</i>	<i>Maximum Allowable Price</i>
Similac Expert Care NeoSure Powder Formula—13.1 oz.	\$19.59
Similac Go and Grow Powder Milk Based Formula—Blue—1.5 lbs.	\$23.17
Similac for Spit Up RTF Formula—Green—32 oz.	\$8.09
Similac for Spit Up Powder Formula—Green—12.0 oz.	\$18.99
Similac Sensitive RTF Formula—Orange—32 oz.	\$7.79
Similac Sensitive Powder Formula—Orange—12.0 oz.	\$17.95
Similac Soy Isomil Concentrate Formula—Pink—13 oz.	\$5.61
Similac Soy Isomil RTF Formula—Pink—32 oz. . .	\$8.29
Similac Soy Isomil Powder Formula—Pink—12.4 oz.	\$18.45
Similac Total Comfort Powder Formula—Purple—12.0 oz.	\$17.65

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2019, through September 30, 2019, the Competitive Prices for WIC authorization for Type 1 Stores in High Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.	\$1.30
Beans/Peas—Dry—16 oz.	\$2.10
Canned Fish—Pink Salmon	\$2.25
Canned Fish—Sardines	\$1.48
Canned Fish—Tuna	\$1.30
Cereal (per oz.)	\$0.32
Cheese, 16 oz.	\$6.91
Eggs	\$2.39
Infant Cereal—8 oz.	\$2.49
Infant Fruits, 100%—4 oz.	\$0.98
Infant Vegetables, 100%—4 oz.	\$0.98
Infant Meats, 100%—2.5 oz.	\$1.19
Juice—11.5/12 oz.	\$2.65
Juice—48 oz.	\$3.36
Juice—64 oz.	\$3.86
Kosher Cheese—16 oz.	\$7.89
Kosher Lowfat Milk—1/2 gallon	\$3.19
Kosher Whole Milk—1/2 gallon	\$3.25
Milk, Lowfat—1/2 gallon	\$2.29
Milk, Whole—1/2 gallon	\$2.35
Peanut Butter—16—18 oz.	\$3.29
Whole Grain—Bread, 16 oz.	\$3.39
Whole Grain—Brown Rice, 16 oz.	\$1.79
Whole Grain—Oats, 16 oz.	\$2.45
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.50
Whole Wheat Pasta	\$1.40
Similac Advance Concentrate Formula—Blue—13 oz.	\$5.50

<i>Description</i>	<i>Competitive Prices</i>
Similac Advance Powder Formula—Blue—12.4 oz.	\$17.29
Similac Soy Isomil Concentrate Formula—Pink—13 oz.	\$5.61
Similac Soy Isomil Powder Formula—Pink—12.4 oz.	\$18.45

Maximum Allowable Prices and Competitive Prices for Type 2 Stores in High Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 2 Stores in High Cost Counties.

Maximum Allowable Prices

Effective July 1, 2019, through September 30, 2019, the Maximum Allowable Prices the Department will pay Type 2 Stores in High Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.	\$1.45
Beans/Peas—Dry—16 oz.	\$2.30
Canned Fish—Pink Salmon	\$2.30
Canned Fish—Sardines	\$1.72
Canned Fish—Tuna	\$1.40
Cereal (per oz.)	\$0.36
Cheese, 16 oz.	\$7.55
Eggs	\$2.65
Infant Cereal—8 oz.	\$2.76
Infant Fruits, 100%—4 oz.	\$1.11
Infant Vegetables, 100%—4 oz.	\$1.11
Infant Meats, 100%—2.5 oz.	\$1.27
Juice—11.5/12 oz.	\$2.96
Juice—48 oz.	\$3.73
Juice—64 oz.	\$4.54
Kosher Cheese—16 oz.	\$8.40
Kosher Lowfat and 2% Milk—quart	\$1.69
Kosher Lowfat and 2% Milk—1/2 gallon	\$3.27
Kosher Whole Milk—quart	\$1.80
Kosher Whole Milk—1/2 gallon	\$3.37
Milk, Dry—9.6 oz.	\$4.50
Milk, Dry—25.6 oz.	\$9.75
Milk, Evaporated—12 oz.	\$1.65
Milk, Lowfat and 2%—quart	\$1.44
Milk, Lowfat and 2%—1/2 gallon	\$2.42
Milk, Lowfat and 2% Lactose Free—quart	\$2.60
Milk, Lowfat and 2% Lactose Free—1/2 gallon ...	\$4.35
Milk, Whole—quart	\$1.57
Milk, Whole—1/2 gallon	\$2.59
Milk, Whole Lactose Free—quart	\$2.80
Milk, Whole Lactose Free—1/2 gallon	\$4.45
Peanut Butter—16—18 oz.	\$3.56
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.40
Soy Beverage—8th Continent 64 oz.	\$4.15
Tofu—16 oz.	\$2.68
Whole Grain—Bread, 16 oz.	\$3.59
Whole Grain—Bread, 24 oz.	\$4.05
Whole Grain—Brown Rice, 16 oz.	\$1.99
Whole Grain—Brown Rice, 24 oz.	\$3.69
Whole Grain—Oats, 16 oz.	\$2.88
Whole Grain—Oats, 24 oz.	\$5.99
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.64
Whole Wheat Pasta	\$1.74

Description	Maximum Allowable Price
Yogurt Nonfat	\$3.40
Yogurt Lowfat	\$3.40
Yogurt Wholefat	\$3.50
Boost RTF Formula—8 oz.	\$1.91
EnfaCare RTF Formula—32 oz.	\$7.74
EnfaCare w/Iron Powder Formula—12.8 oz.	\$18.38
Nutramigen Concentrate Formula—13 oz.	\$7.69
Nutramigen RTF Formula—32 oz.	\$10.80
Nutramigen w/Enflora Powder Formula—12.6 oz.	\$29.10
Pediasure RTF Formula—8 oz.	\$2.06
Pediasure w/Fiber RTF Formula—8 oz.	\$2.19
Pediasure Sidekicks RTF Formula—8 oz.	\$2.07
Similac Advance Concentrate Formula—Blue—13 oz.	\$5.75
Similac Advance RTF Formula—Blue—32 oz.	\$7.79
Similac Advance Powder Formula—Blue—12.4 oz.	\$17.39
Similac Expert Care Alimentum RTF Formula—32 oz.	\$10.59
Similac Expert Care Alimentum Powder Formula—16 or 12.1 oz.	\$29.29
Similac Expert Care for Diarrhea RTF Formula—32 oz.	\$8.49
Similac Expert Care NeoSure RTF Formula—32 oz.	\$9.14
Similac Expert Care NeoSure Powder Formula—13.1 oz.	\$19.69
Similac Go and Grow Powder Milk Based Formula—Blue—1.5 lbs.	\$23.40
Similac for Spit Up RTF Formula—Green—32 oz.	\$8.19
Similac for Spit Up Powder Formula—Green—12.0 oz.	\$19.19
Similac Sensitive RTF Formula—Orange—32 oz.	\$7.89
Similac Sensitive Powder Formula—Orange—12.0 oz.	\$18.05
Similac Soy Isomil Concentrate Formula—Pink—13 oz.	\$5.79
Similac Soy Isomil RTF Formula—Pink—32 oz.	\$8.39
Similac Soy Isomil Powder Formula—Pink—12.4 oz.	\$18.60
Similac Total Comfort Powder Formula—Purple—12.0 oz.	\$17.85

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2019, through September 30, 2019, the Competitive Prices for WIC Authorization for Type 2 Stores in High Cost Counties are as follows:

Description	Competitive Prices
Beans, Canned—15.5/16 oz.	\$1.33
Beans/Peas—Dry—16 oz.	\$2.13
Canned Fish—Pink Salmon	\$2.29

Description	Competitive Prices
Canned Fish—Sardines	\$1.62
Canned Fish—Tuna	\$1.32
Cereal (per oz.)	\$0.34
Cheese, 16 oz.	\$7.00
Eggs	\$2.49
Infant Cereal—8 oz.	\$2.62
Infant Fruits, 100%—4 oz.	\$1.00
Infant Vegetables, 100%—4 oz.	\$1.00
Infant Meats, 100%—2.5 oz.	\$1.25
Juice—11.5/12 oz.	\$2.80
Juice—48 oz.	\$3.46
Juice—64 oz.	\$4.10
Kosher Cheese—16 oz.	\$8.00
Kosher Lowfat Milk—1/2 gallon	\$3.25
Kosher Whole Milk—1/2 gallon	\$3.35
Milk, Lowfat—1/2 gallon	\$2.35
Milk, Whole—1/2 gallon	\$2.39
Peanut Butter—16—18 oz.	\$3.39
Whole Grain—Bread, 16 oz.	\$3.49
Whole Grain—Brown Rice, 16 oz.	\$1.90
Whole Grain—Oats, 16 oz.	\$2.65
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.55
Whole Wheat Pasta	\$1.70
Similac Advance Concentrate Formula—Blue—13 oz.	\$5.75
Similac Advance Powder Formula—Blue—12.4 oz.	\$17.39
Similac Soy Isomil Concentrate Formula—Pink—13 oz.	\$5.79
Similac Soy Isomil Powder Formula—Pink—12.4 oz.	\$18.60

Maximum Allowable Prices and Competitive Prices for Type 3 Stores in High Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 3 Stores in High Cost Counties.

Maximum Allowable Prices

Effective July 1, 2019, through September 30, 2019, the Maximum Allowable Prices the Department of Health will pay Type 3 Stores in High Cost Counties for WIC allowable foods are as follows:

Description	Maximum Allowable Price
Beans, Canned—15.5/16 oz.	\$1.54
Beans/Peas—Dry—16 oz.	\$2.40
Canned Fish—Pink Salmon	\$2.49
Canned Fish—Sardines	\$1.75
Canned Fish—Tuna	\$1.50
Cereal (per oz.)	\$0.37
Cheese, 16 oz.	\$7.70
Eggs	\$3.15
Infant Cereal—8 oz.	\$3.10
Infant Fruits, 100%—4 oz.	\$1.28
Infant Vegetables, 100%—4 oz.	\$1.28
Infant Meats, 100%—2.5 oz.	\$1.37
Juice—11.5/12 oz.	\$3.03
Juice—48 oz.	\$3.86
Juice—64 oz.	\$4.63
Kosher Cheese—16 oz.	\$8.40
Kosher Lowfat and 2% Milk—quart	\$1.87
Kosher Lowfat and 2% Milk—1/2 gallon	\$3.37

<i>Description</i>	<i>Maximum Allowable Price</i>
Kosher Whole Milk—quart	\$1.80
Kosher Whole Milk—1/2 gallon	\$3.40
Milk, Dry—9.6 oz.	\$4.60
Milk, Dry—25.6 oz.	\$9.85
Milk, Evaporated—12 oz.	\$1.72
Milk, Lowfat and 2%—quart	\$1.59
Milk, Lowfat and 2%—1/2 gallon	\$2.72
Milk, Lowfat and 2% Lactose Free—quart	\$2.63
Milk, Lowfat and 2% Lactose Free—1/2 gallon	\$4.45
Milk, Whole—quart	\$1.74
Milk, Whole—1/2 gallon	\$2.79
Milk, Whole Lactose Free—quart	\$2.89
Milk, Whole Lactose Free—1/2 gallon	\$4.55
Peanut Butter—16—18 oz.	\$3.68
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.50
Soy Beverage—8th Continent 64 oz.	\$4.30
Tofu—16 oz.	\$2.75
Whole Grain—Bread, 16 oz.	\$3.65
Whole Grain—Bread, 24 oz.	\$4.10
Whole Grain—Brown Rice, 16 oz.	\$2.45
Whole Grain—Brown Rice, 24 oz.	\$3.79
Whole Grain—Oats, 16 oz.	\$3.00
Whole Grain—Oats, 24 oz.	\$6.11
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.70
Whole Wheat Pasta	\$2.77
Yogurt Nonfat	\$3.45
Yogurt Lowfat	\$3.45
Yogurt Wholefat	\$3.55
Boost RTF Formula—8 oz.	\$2.04
EnfaCare RTF Formula—32 oz.	\$8.04
EnfaCare w/Iron Powder Formula—12.8 oz.	\$19.01
Nutramigen Concentrate Formula—13 oz.	\$8.19
Nutramigen RTF Formula—32 oz.	\$10.90
Nutramigen w/Enflora Powder Formula— 12.6 oz.	\$29.30
Pediasure RTF Formula—8 oz.	\$2.35
Pediasure w/Fiber RTF Formula—8 oz.	\$2.45
Pediasure Sidekicks RTF Formula—8 oz.	\$2.45
Similac Advance Concentrate Formula—Blue— 13 oz.	\$6.08
Similac Advance RTF Formula—Blue—32 oz.	\$7.99
Similac Advance Powder Formula—Blue— 12.4 oz.	\$18.89
Similac Expert Care Alimentum RTF Formula— 32 oz.	\$10.79
Similac Expert Care Alimentum Powder Formula—16 or 12.1 oz.	\$30.19
Similac Expert Care for Diarrhea RTF Formula— 32 oz.	\$8.79
Similac Expert Care NeoSure RTF Formula— 32 oz.	\$9.34
Similac Expert Care NeoSure Powder Formula— 13.1 oz.	\$19.79
Similac Go and Grow Powder Milk Based Formula—Blue—1.5 lbs.	\$23.45
Similac for Spit Up RTF Formula—Green— 32 oz.	\$8.59
Similac for Spit Up Powder Formula—Green— 12.0 oz.	\$20.19
Similac Sensitive RTF Formula—Orange— 32 oz.	\$8.29
Similac Sensitive Powder Formula—Orange— 12.0 oz.	\$19.05
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$6.25

<i>Description</i>	<i>Maximum Allowable Price</i>
Similac Soy Isomil RTF Formula—Pink—32 oz.	\$8.54
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$19.59
Similac Total Comfort Powder Formula—Purple— 12.0 oz.	\$18.55

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2019, through September 30, 2019, the Competitive Prices for WIC Authorization for Type 3 Stores in High Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.	\$1.50
Beans/Peas—Dry—16 oz.	\$2.15
Canned Fish—Pink Salmon	\$2.48
Canned Fish—Sardines	\$1.68
Canned Fish—Tuna	\$1.48
Cereal (per oz.)	\$0.35
Cheese, 16 oz.	\$7.20
Eggs	\$3.09
Infant Cereal—8 oz.	\$2.96
Infant Fruits, 100%—4 oz.	\$1.15
Infant Vegetables, 100%—4 oz.	\$1.15
Infant Meats, 100%—2.5 oz.	\$1.35
Juice—11.5/12 oz.	\$2.90
Juice—48 oz.	\$3.67
Juice—64 oz.	\$4.40
Kosher Cheese—16 oz.	\$8.40
Kosher Lowfat Milk—1/2 gallon	\$3.35
Kosher Whole Milk—1/2 gallon	\$3.39
Milk, Lowfat—1/2 gallon	\$2.58
Milk, Whole—1/2 gallon	\$2.70
Peanut Butter—16—18 oz.	\$3.59
Whole Grain—Bread, 16 oz.	\$3.55
Whole Grain—Brown Rice, 16 oz.	\$2.40
Whole Grain—Oats, 16 oz.	\$2.99
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.60
Whole Wheat Pasta	\$2.70
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.98
Similac Advance Powder Formula—Blue— 12.4 oz.	\$18.89
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$6.25
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$19.59

Persons with a disability who require an alternative format of this listing (for example, large print, audiotape, Braille) should contact Perce Morgan, Department of Health, Bureau of WIC, 625 Forster Street, 7th Floor West, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-1289, or for speech and/or hearing

impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 19-1110. Filed for public inspection July 19, 2019, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Break the Bank Instant Lottery Game 1413

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Break the Bank (hereinafter “Break the Bank”). The game number is PA-1413.

2. *Price:* The price of a Break the Bank instant lottery game ticket is \$5.

3. *Play Symbols:* Each Break the Bank instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area, a “YOUR NUMBERS” area, and a “MYSTERY NUMBER” area. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), and 30 (THIRT). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), and 30 (THIRT). The play symbols and their captions located in the “MYSTERY NUMBER” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), and 30 (THIRT).

4. *Prize Symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO), and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$30, \$40, \$50, \$100, \$200, \$500, \$1,000, \$5,000 and \$100,000. A player can win up to 12 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 10,800,000 tickets will be printed for the Break the Bank instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$5,000 (FIV THO) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$1,000 (ONE THO) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Key (KEY) symbol, and a prize symbol of \$1,000 (ONE THO) appears in the “PRIZE” area under that Key (KEY) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which the play symbol in the “MYSTERY NUMBER” area matches any of the play symbols in the “YOUR NUMBERS” area, and a prize symbol of \$200 (TWO HUN) appears in two of the “PRIZE” areas, a prize symbol of \$100 (ONE HUN) appears in five of the “PRIZE” areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which the play symbol in the “MYSTERY NUMBER” area matches any of the play symbols in the “YOUR NUMBERS” area, and a prize symbol of \$100 (ONE HUN) appears in eight of the “PRIZE” areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in four of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$500 (FIV HUN) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Key (KEY) symbol, and a prize symbol of \$500 (FIV HUN) appears in the “PRIZE” area under that Key (KEY) symbol, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which the play symbol in the “MYSTERY NUMBER” area matches any of the play symbols in the “YOUR NUMBERS” area, and a prize symbol of \$100 (ONE HUN) appears in two of the “PRIZE” areas, a prize symbol of \$40⁰⁰ (FORTY) appears in five of the “PRIZE” areas, and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which the play symbol in the “MYSTERY NUMBER” area matches any of the play symbols in the “YOUR NUMBERS” area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in two of the “PRIZE”

areas and a prize symbol of \$40⁰⁰ (FORTY) appears in ten of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$500.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$200 (TWO HUN) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Key (KEY) symbol, and a prize symbol of \$200 (TWO HUN) appears in the "PRIZE" area under that Key (KEY) symbol, on a single ticket, shall be entitled to a prize of \$200.

(m) Holders of tickets upon which the play symbol in the "MYSTERY NUMBER" area matches any of the play symbols in the "YOUR NUMBERS" area, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in ten of the "PRIZE" areas, a prize symbol of \$100 (ONE HUN) appears in one of the "PRIZE" areas, and a prize symbol of \$50⁰⁰ (FIFTY) appears in one of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$200.

(n) Holders of tickets upon which the play symbol in the "MYSTERY NUMBER" area matches any of the play symbols in the "YOUR NUMBERS" area, and a prize symbol of \$40⁰⁰ (FORTY) appears in four of the "PRIZE" areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in eight of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$200.

(o) Holders of tickets upon which the play symbol in the "MYSTERY NUMBER" area matches any of the play symbols in the "YOUR NUMBERS" area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in two of the "PRIZE" areas, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in ten of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$200.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Key (KEY) symbol, and a prize symbol of \$100 (ONE HUN) appears in the "PRIZE" area under that Key (KEY) symbol, on a single ticket, shall be entitled to a prize of \$100.

(r) Holders of tickets upon which the play symbol in the "MYSTERY NUMBER" area matches any of the play symbols in the "YOUR NUMBERS" area, and a prize symbol of \$20⁰⁰ (TWENTY) appears in two of the "PRIZE" areas, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in two of the "PRIZE" areas, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in eight of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$100.

(s) Holders of tickets upon which the play symbol in the "MYSTERY NUMBER" area matches any of the play symbols in the "YOUR NUMBERS" area, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in five of the "PRIZE" areas, a prize symbol of \$5⁰⁰ (FIV DOL) appears in six of the "PRIZE" areas, and a prize symbol of \$20⁰⁰ (TWENTY) appears in one of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$100.

(t) Holders of tickets upon which the play symbol in the "MYSTERY NUMBER" area matches any of the play symbols in the "YOUR NUMBERS" area, and a prize

symbol of \$10⁰⁰ (TEN DOL) appears in eight of the "PRIZE" areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in four of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$100.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Key (KEY) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "PRIZE" area under that Key (KEY) symbol, on a single ticket, shall be entitled to a prize of \$50.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$40⁰⁰ (FORTY) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Key (KEY) symbol, and a prize symbol of \$40⁰⁰ (FORTY) appears in the "PRIZE" area under that Key (KEY) symbol, on a single ticket, shall be entitled to a prize of \$40.

(y) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$30⁰⁰ (THIRTY) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$30.

(z) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Key (KEY) symbol, and a prize symbol of \$30⁰⁰ (THIRTY) appears in the "PRIZE" area under that Key (KEY) symbol, on a single ticket, shall be entitled to a prize of \$30.

(aa) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(bb) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Key (KEY) symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "PRIZE" area under that Key (KEY) symbol, on a single ticket, shall be entitled to a prize of \$20.

(cc) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(dd) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Key (KEY) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "PRIZE" area under that Key (KEY) symbol, on a single ticket, shall be entitled to a prize of \$10.

(ee) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(ff) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Key (KEY) symbol, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the "PRIZE" area under that Key (KEY) symbol, on a single ticket, shall be entitled to a prize of \$5.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets:</i>
\$5 w/ KEY	\$5	15	720,000
\$5	\$5	30	360,000
\$5 × 2	\$10	60	180,000
\$10 w/ KEY	\$10	23.08	468,000
\$10	\$10	60	180,000
\$5 × 4	\$20	600	18,000
\$10 × 2	\$20	600	18,000
(((\$5 w/ KEY) × 2) + (\$5 × 2))	\$20	300	36,000
(\$5 w/ KEY) × 4	\$20	300	36,000
(\$10 w/ KEY) × 2	\$20	200	54,000
\$20 w/ KEY	\$20	200	54,000
\$20	\$20	300	36,000
\$5 × 6	\$30	600	18,000
(((\$10 w/ KEY) × 2) + (\$5 × 2))	\$30	600	18,000
\$30 w/ KEY	\$30	600	18,000
\$30	\$30	600	18,000
\$5 × 8	\$40	600	18,000
(\$5 w/ KEY) × 8	\$40	600	18,000
(((\$10 w/ KEY) × 2) + (\$5 × 2) + \$10)	\$40	600	18,000
\$40 w/ KEY	\$40	300	36,000
\$40	\$40	600	18,000
\$5 × 10	\$50	600	18,000
\$10 × 5	\$50	600	18,000
(((\$5 w/ KEY) × 6) + (\$10 × 2))	\$50	600	18,000
(((\$20 w/ KEY) × 2) + \$10)	\$50	600	18,000
\$50 w/ KEY	\$50	600	18,000
\$50	\$50	600	18,000
MYSTERY NUMBER MATCH w/ ((\$10 × 8) + (\$5 × 4))	\$100	800	13,500
MYSTERY NUMBER MATCH w/ ((\$10 × 5) + (\$5 × 6) + \$20)	\$100	1,091	9,900
MYSTERY NUMBER MATCH w/ ((\$20 × 2) + (\$10 × 2) + (\$5 × 8))	\$100	1,091	9,900
\$10 × 10	\$100	24,000	450
(((\$30 w/ KEY) × 3) + (\$10 w/ KEY))	\$100	12,000	900
(((\$40 w/ KEY) × 2) + \$20)	\$100	12,000	900
(\$50 w/ KEY) + (\$10 × 5)	\$100	12,000	900
\$100 w/ KEY	\$100	12,000	900
\$100	\$100	24,000	450
MYSTERY NUMBER MATCH w/ ((\$50 × 2) + (\$10 × 10))	\$200	6,000	1,800

<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets:</i>
MYSTERY NUMBER MATCH w/ (($\$40 \times 4$) + ($\5×8))	\$200	12,000	900
MYSTERY NUMBER MATCH w/ (($\$5 \times 10$) + $\$100$ + $\$50$)	\$200	12,000	900
$\$20 \times 10$	\$200	120,000	90
$\$50 \times 4$	\$200	120,000	90
(($\$50$ w/ KEY) $\times 2$) + (($\$40$ w/ KEY) $\times 2$) + ($\$5 \times 4$)	\$200	24,000	450
($\$100$ w/ KEY) + ($\$10 \times 10$)	\$200	60,000	180
$\$200$ w/ KEY	\$200	24,000	450
$\$200$	\$200	120,000	90
MYSTERY NUMBER MATCH w/ (($\$50 \times 2$) + ($\40×10))	\$500	15,000	720
MYSTERY NUMBER MATCH w/ (($\$100 \times 2$) + ($\40×5) + ($\$20 \times 5$))	\$500	15,000	720
$\$50 \times 10$	\$500	120,000	90
($\$100$ w/ KEY) $\times 5$	\$500	120,000	90
$\$500$ w/ KEY	\$500	120,000	90
$\$500$	\$500	120,000	90
MYSTERY NUMBER MATCH w/ (($\$100 \times 8$) + ($\50×4))	\$1,000	30,000	360
MYSTERY NUMBER MATCH w/ (($\$200 \times 2$) + ($\100×5) + ($\$20 \times 5$))	\$1,000	40,000	270
$\$100 \times 10$	\$1,000	120,000	90
(($\$200$ w/ KEY) $\times 3$) + (($\$50$ w/ KEY) $\times 6$) + $\$100$	\$1,000	120,000	90
$\$1,000$ w/ KEY	\$1,000	120,000	90
$\$1,000$	\$1,000	120,000	90
$\$500 \times 10$	\$5,000	1,080,000	10
$\$5,000$	\$5,000	1,080,000	10
$\$100,000$	\$100,000	1,080,000	10

Reveal a "KEY" (KEY) symbol, win prize shown under that symbol automatically.

When any of your numbers match the MYSTERY NUMBER, win all 12 prizes shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Break the Bank instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles

the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Break the Bank, prize money from winning Break the Bank instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Break the Bank instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and

the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Break the Bank or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 19-1111. Filed for public inspection July 19, 2019, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Double It Instant Lottery Game 1416

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Double It (hereinafter “Double It”). The game number is PA-1416.

2. *Price:* The price of a Double It instant lottery game ticket is \$1.

3. *Play Symbols:* Each Double It instant lottery game ticket will contain one play area featuring a single play area. The play symbols and their captions, located in the play area, are: 1 (ONE), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), Money (MONEY) symbol, and a 2X (DOUBLE) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the play area are: FREE (TICKET), \$1^{.00} (ONE DOL), \$2^{.00} (TWO DOL), \$4^{.00} (FOR DOL), \$5^{.00} (FIV DOL), \$10^{.00} (TEN DOL), \$15^{.00} (FIFTEEN), \$20^{.00} (TWENTY), \$40^{.00} (FORTY), \$100 (ONE HUN), \$500 (FIV HUN), and \$2,000 (TWO THO). A player can win up to 5 times on a ticket.

5. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$4, \$5, \$10, \$15, \$20, \$40, \$100, \$500, and \$2,000.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 9,600,000 tickets will be printed for Double It instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which a Money (MONEY) symbol appears in the play area, and a prize symbol of \$2,000 (TWO THO) appears in the “prize” area underneath that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$2,000.

(b) Holders of tickets upon which a Money (MONEY) symbol appears in the play area, and a prize symbol of

\$500 (FIV HUN) appears in the “prize” area underneath that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$500.

(c) Holders of tickets upon which a Money (MONEY) symbol appears in the play area, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area underneath that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$100.

(d) Holders of tickets upon which a Money (MONEY) symbol appears in the play area, and a prize symbol of \$40^{.00} (FORTY) appears in the “prize” area underneath that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$40.

(e) Holders of tickets upon which a 2X (DOUBLE) symbol appears in the play area, and a prize symbol of \$20^{.00} (TWENTY) appears in the “prize” area underneath that 2X (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$40.

(f) Holders of tickets upon which a Money (MONEY) symbol appears in the play area, and a prize symbol of \$20^{.00} (TWENTY) appears in the “prize” area underneath that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$20.

(g) Holders of tickets upon which a 2X (DOUBLE) symbol appears in the play area, and a prize symbol of \$10^{.00} (TEN DOL) appears in the “prize” area underneath that 2X (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$20.

(h) Holders of tickets upon which a Money (MONEY) symbol appears in the play area, and a prize symbol of \$15^{.00} (FIFTEEN) appears in the “prize” area underneath that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$15.

(i) Holders of tickets upon which a Money (MONEY) symbol appears in the play area, and a prize symbol of \$10^{.00} (TEN DOL) appears in the “prize” area underneath that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$10.

(j) Holders of tickets upon which a 2X (DOUBLE) symbol appears in the play area, and a prize symbol of \$5^{.00} (FIV DOL) appears in the “prize” area underneath that 2X (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets upon which a Money (MONEY) symbol appears in the play area, and a prize symbol of \$5^{.00} (FIV DOL) appears in the “prize” area underneath that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$5.

(l) Holders of tickets upon which a Money (MONEY) symbol appears in the play area, and a prize symbol of \$4^{.00} (FOR DOL) appears in the “prize” area underneath that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$4.

(m) Holders of tickets upon which a 2X (DOUBLE) symbol appears in the play area, and a prize symbol of \$2^{.00} (TWO DOL) appears in the “prize” area underneath that 2X (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$4.

(n) Holders of tickets upon which a Money (MONEY) symbol appears in the play area, and a prize symbol of \$2^{.00} (TWO DOL) appears in the “prize” area underneath that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$2.

(o) Holders of tickets upon which a 2X (DOUBLE) symbol appears in the play area, and a prize symbol of \$1⁰⁰ (ONE DOL) appears in the “prize” area underneath that 2X (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$2.

(p) Holders of tickets upon which a Money (MONEY) symbol appears in the play area, and a prize symbol of \$1⁰⁰ (ONE DOL) appears in the “prize” area underneath that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$1.

(q) Holders of tickets upon which a Money (MONEY) symbol appears in the play area, and a prize symbol of FREE (TICKET) symbol appears in the “prize” area underneath that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of one Double It instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>Reveal A “Money” (MONEY) Symbol, Win Prizes Shown Under That Symbol. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets:</i>
FREE	FREE \$1 TICKET	9.17	1,046,400
\$1 w/ 2X SYMBOL	\$2	25	384,000
\$2	\$2	100	96,000
\$2 w/ 2X SYMBOL	\$4	50	192,000
\$4	\$4	250	38,400
\$1 × 5	\$5	1,000	9,600
(((\$1 w/ 2X SYMBOL) × 2) + \$1	\$5	166.67	57,600
(\$2 w/ 2X SYMBOL) + \$1	\$5	200	48,000
\$5	\$5	500	19,200
\$2 × 5	\$10	1,000	9,600
(((\$2 w/ 2X SYMBOL) × 2) + \$2	\$10	500	19,200
(\$1 w/ 2X SYMBOL) × 5	\$10	500	19,200
\$5 w/ 2X SYMBOL	\$10	166.67	57,600
\$10	\$10	1,000	9,600
\$5 × 3	\$15	1,000	9,600
(\$5 w/ 2X SYMBOL) + (\$2 w/ 2X SYMBOL) + \$1	\$15	1,000	9,600
\$15	\$15	1,000	9,600
\$4 × 5	\$20	12,000	800
(((\$2 w/ 2X SYMBOL) × 3) + (\$4 × 2)	\$20	4,000	2,400
(\$2 w/ 2X SYMBOL) × 5	\$20	2,400	4,000
(\$5 w/ 2X SYMBOL) × 2	\$20	800	12,000
\$10 w/ 2X SYMBOL	\$20	800	12,000
\$20	\$20	12,000	800
\$10 × 4	\$40	24,000	400
(((\$5 w/ 2X SYMBOL) × 2) + (\$5 × 2) + \$10	\$40	6,000	1,600
(\$10 w/ 2X SYMBOL) × 2	\$40	4,000	2,400
\$20 w/ 2X SYMBOL	\$40	4,000	2,400
\$40	\$40	24,000	400
\$20 × 5	\$100	60,000	160
(\$10 w/ 2X SYMBOL) × 5	\$100	10,909	880
\$100	\$100	60,000	160
\$100 × 5	\$500	960,000	10
(((\$100 w/ 2X SYMBOL) × 2) + (\$40 × 2) + \$20	\$500	960,000	10

<i>Reveal A "Money" (MONEY) Symbol, Win Prizes Shown Under That Symbol. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets:</i>
\$500	\$500	960,000	10
\$2,000	\$2,000	960,000	10

Reveal a "MONEY" (MONEY) symbol, win prize shown under that symbol.

Reveal a "2X" (DOUBLE) symbol, DOUBLE the prize shown under that symbol!

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Double It instant lottery tickets.

9. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Double It instant lottery game, prize money from winning Double It instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Double It instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Double It or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 19-1112. Filed for public inspection July 19, 2019, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Grumpy Cat® Instant Lottery Game 1415

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Grumpy Cat® (hereinafter "Grumpy Cat®"). The game number is PA-1415.

2. *Price:* The price of a Grumpy Cat® instant lottery game ticket is \$2.

3. *Play Symbols:* Each Grumpy Cat® instant lottery game ticket will contain one play area. The play symbols and their captions, located in the play area, are: Bed (BED) symbol, Collar (COLLAR) symbol, Fish (FISH) symbol, Fishbowl (FISHBOWL) symbol, Feathers (FEATHERS) symbol, Cactus (CACTUS) symbol, Bowl (BOWL) symbol, ZZZ (ZZZ) symbol, Bird (BIRD) symbol, Food (FOOD) symbol, Crate (CRATE) symbol, Can (CAN) symbol, Catpost (CATPOST) symbol, Box (BOX) symbol, Treats (TREATS) symbol, Grass (GRASS) symbol, Brushmitt (BRUSHMIT) symbol, Toy (TOY) symbol, Sardine (SARDINE) symbol, Paw (PAW) symbol, Mouse (MOUSE) symbol, and a Ball of Yarn (WINALL) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the play area are: \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTEEN), \$20⁰⁰ (TWENTY), \$25⁰⁰ (TWY FIV), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), and \$20,000 (TWY THO). A player can win up to 8 times on a ticket.

5. *Prizes:* The prizes that can be won in this game are: \$2, \$4, \$5, \$10, \$15, \$20, \$25, \$40, \$50, \$100, \$200, \$500, \$1,000, and \$20,000.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a Grumpy Cat® Second-Chance Drawing for which non-winning Grumpy Cat® instant lottery game tickets may be eligible as provided in section 10.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 9,600,000 tickets will be printed for Grumpy Cat® instant lottery game.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which a Paw (PAW) symbol appears in the play area, and a prize symbol of \$20,000 (TWY THO) appears in the "PRIZE" area underneath that Paw (PAW) symbol, on a single ticket, shall be entitled to a prize of \$20,000.

(b) Holders of tickets upon which a Paw (PAW) symbol appears in the play area, and a prize symbol of \$1,000 (ONE THO) appears in the "PRIZE" area underneath that Paw (PAW) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets upon which a Ball of Yarn (WINALL) symbol appears in the play area, and a prize symbol of \$200 (TWO HUN) appears in four of the "PRIZE" areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in four of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which a Paw (PAW) symbol appears in the play area, and a prize symbol of \$500 (FIV HUN) appears in the "PRIZE" area underneath that Paw (PAW) symbol, on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets upon which a Ball of Yarn (WINALL) symbol appears in the play area, and a prize symbol of \$100 (ONE HUN) appears in two of the "PRIZE" areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in six of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets upon which a Paw (PAW) symbol appears in the play area, and a prize symbol of \$200 (TWO HUN) appears in the "PRIZE" area underneath that Paw (PAW) symbol, on a single ticket, shall be entitled to a prize of \$200.

(g) Holders of tickets upon which a Ball of Yarn (WINALL) symbol appears in the play area, and a prize symbol of \$40⁰⁰ (FORTY) appears in two of the "PRIZE" areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in six of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$200.

(h) Holders of tickets upon which a Ball of Yarn (WINALL) symbol appears in the play area, and a prize symbol of \$25⁰⁰ (TWY FIV) appears in all eight of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$200.

(i) Holders of tickets upon which a Paw (PAW) symbol appears in the play area, and a prize symbol of \$100 (ONE HUN) appears in the "PRIZE" area underneath that Paw (PAW) symbol, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets upon which a Ball of Yarn (WINALL) symbol appears in the play area, and a prize symbol of \$20⁰⁰ (TWENTY) appears in two of the "PRIZE" areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in six of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets upon which a Ball of Yarn (WINALL) symbol appears in the play area, and a prize symbol of \$15⁰⁰ (FIFTEEN) appears in six of the "PRIZE" areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in two of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$100.

(l) Holders of tickets upon which a Paw (PAW) symbol appears in the play area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "PRIZE" area underneath that Paw (PAW) symbol, on a single ticket, shall be entitled to a prize of \$50.

(m) Holders of tickets upon which a Ball of Yarn (WINALL) symbol appears in the play area, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in two of the "PRIZE" areas, a prize symbol of \$4⁰⁰ (FOR DOL) appears in five of the "PRIZE" areas, and a prize symbol of \$20⁰⁰

(TWENTY) appears in one of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$50.

(n) Holders of tickets upon which a Ball of Yarn (WINALL) symbol appears in the play area, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in two of the "PRIZE" areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in six of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$50.

(o) Holders of tickets upon which a Paw (PAW) symbol appears in the play area, and a prize symbol of \$40⁰⁰ (FORTY) appears in the "PRIZE" area underneath that Paw (PAW) symbol, on a single ticket, shall be entitled to a prize of \$40.

(p) Holders of tickets upon which a Ball of Yarn (WINALL) symbol appears in the play area, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in three of the "PRIZE" areas and a prize symbol of \$2⁰⁰ (TWO DOL) appears in five of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$40.

(q) Holders of tickets upon which a Ball of Yarn (WINALL) symbol appears in the play area, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in all eight of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$40.

(r) Holders of tickets upon which a Paw (PAW) symbol appears in the play area, and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the "PRIZE" area underneath that Paw (PAW) symbol, on a single ticket, shall be entitled to a prize of \$25.

(s) Holders of tickets upon which a Ball of Yarn (WINALL) symbol appears in the play area, and a prize symbol of \$4⁰⁰ (FOR DOL) appears in three of the "PRIZE" areas, a prize symbol of \$2⁰⁰ (TWO DOL) appears in four of the "PRIZE" areas, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in one of the "PRIZE" areas on a single ticket, shall be entitled to a prize of \$25.

(t) Holders of tickets upon which a Paw (PAW) symbol appears in the play area, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "PRIZE" area underneath that Paw (PAW) symbol, on a single ticket, shall be entitled to a prize of \$20.

(u) Holders of tickets upon which a Mouse (MOUSE) symbol appears in the play area, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "PRIZE" area under that Mouse (MOUSE) symbol, on a single ticket, shall be entitled to a prize of \$20.

(v) Holders of tickets upon which a Ball of Yarn (WINALL) symbol appears in the play area, and a prize symbol of \$4⁰⁰ (FOR DOL) appears in two of the "PRIZE" areas and a prize symbol of \$2⁰⁰ (TWO DOL) appears in six of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$20.

(w) Holders of tickets upon which a Paw (PAW) symbol appears in the play area, and a prize symbol of \$15⁰⁰ (FIFTEEN) appears in the "PRIZE" area underneath that Paw (PAW) symbol, on a single ticket, shall be entitled to a prize of \$15.

(x) Holders of tickets upon which a Paw (PAW) symbol appears in the play area, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "PRIZE" area underneath that Paw (PAW) symbol, on a single ticket, shall be entitled to a prize of \$10.

(y) Holders of tickets upon which a Paw (PAW) symbol appears in the play area, and a prize symbol of \$5^{.00} (FIV DOL) appears in the "PRIZE" area underneath that Paw (PAW) symbol, on a single ticket, shall be entitled to a prize of \$5.

(z) Holders of tickets upon which a Paw (PAW) symbol appears in the play area, and a prize symbol of \$4^{.00} (FOR DOL) appears in the "PRIZE" area underneath that Paw (PAW) symbol, on a single ticket, shall be entitled to a prize of \$4.

(aa) Holders of tickets upon which a Paw (PAW) symbol appears in the play area, and a prize symbol of \$2^{.00} (TWO DOL) appears in the "PRIZE" area underneath that Paw (PAW) symbol, on a single ticket, shall be entitled to a prize of \$2.

9. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning.

<i>Reveal A "Paw" (PAW) Symbol, Win Prize Shown Under That Symbol. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets:</i>
\$2	\$2	8.82	1,088,000
\$2 × 2	\$4	75	128,000
\$4	\$4	75	128,000
\$5	\$5	25	384,000
\$2 × 5	\$10	500	19,200
\$5 × 2	\$10	500	19,200
(\$4 × 2) + \$2	\$10	300	32,000
\$10	\$10	300	32,000
\$5 × 3	\$15	375	25,600
\$15	\$15	500	19,200
BALL OF YARN w/ ((\$4 × 2) + (\$2 × 6))	\$20	250	38,400
\$5 × 4	\$20	1,500	6,400
\$10 × 2	\$20	1,500	6,400
\$20 w/ MOUSE	\$20	100	96,000
\$20	\$20	1,500	6,400
BALL OF YARN w/ ((\$4 × 3) + (\$2 × 4) + \$5)	\$25	1,500	6,400
(\$20 w/ MOUSE) + \$5	\$25	1,500	6,400
\$25	\$25	1,500	6,400
BALL OF YARN w/ (\$5 × 8)	\$40	2,400	4,000
BALL OF YARN w/ ((\$10 × 3) + (\$2 × 5))	\$40	2,400	4,000
\$5 × 8	\$40	24,000	400
(\$20 w/ MOUSE) + (\$5 × 4)	\$40	4,000	2,400
(\$20 w/ MOUSE) × 2	\$40	4,000	2,400
\$40	\$40	24,000	400
BALL OF YARN w/ ((\$10 × 2) + (\$5 × 6))	\$50	4,000	2,400
BALL OF YARN w/ ((\$5 × 2) + (\$4 × 5) + \$20)	\$50	4,000	2,400
\$10 × 5	\$50	24,000	400
(\$20 w/ MOUSE) + (\$5 × 6)	\$50	6,000	1,600
(((\$20 w/ MOUSE) × 2) + (\$2 × 5))	\$50	6,000	1,600
\$50	\$50	24,000	400
BALL OF YARN w/ ((\$15 × 6) + (\$5 × 2))	\$100	8,000	1,200
BALL OF YARN w/ ((\$20 × 2) + (\$10 × 6))	\$100	8,000	1,200

<i>Reveal A "Paw" (PAW) Symbol, Win Prize Shown Under That Symbol. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets:</i>
\$20 × 5	\$100	120,000	80
(((\$20 w/ MOUSE) × 3) + (\$10 × 3) + (\$5 × 2))	\$100	12,000	800
(\$20 w/ MOUSE) × 5)	\$100	12,000	800
\$100	\$100	120,000	80
BALL OF YARN w/ (\$25 × 8)	\$200	120,000	80
BALL OF YARN w/ ((\$40 × 2) + (\$20 × 6))	\$200	120,000	80
\$100 × 2	\$200	120,000	80
(((\$20 w/ MOUSE) × 6) + (\$40 × 2))	\$200	120,000	80
\$200	\$200	120,000	80
BALL OF YARN w/ ((\$100 × 2) + (\$50 × 6))	\$500	120,000	80
\$100 × 5	\$500	120,000	80
\$500	\$500	120,000	80
BALL OF YARN w/ ((\$200 × 4) + (\$50 × 4))	\$1,000	480,000	20
\$1,000	\$1,000	480,000	20
\$20,000	\$20,000	960,000	10

Reveal a "Mouse" (MOUSE) symbol, win \$20 instantly.

Reveal a "Ball of Yarn" (WINALL) symbol, win all 8 prizes shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

10. *Second-Chance Drawing*: The Grumpy Cat® Second-Chance Drawing for the Pennsylvania Lottery (hereafter, the "Drawing").

(a) *Qualifying Tickets*: Non-winning PA-1415 Grumpy Cat® (\$2) instant lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and Entry*:

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional website, available at <http://www.palottery.com>, or the Pennsylvania Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing Description*:

(1) The Lottery will conduct one Grumpy Cat® Second-Chance Drawing for qualifying instant game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 11:59:59 p.m. July 22, 2019, through 11:59:59 p.m. August 29, 2019, will be entered into the Drawing to be held between August 30, 2019 and September 9, 2019.

(3) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-1415 Grumpy Cat® (\$2) = 2 entries.

(5) Players may review prizes won and their entries for the Drawing via the Drawing's promotional website.

(d) *Prizes Available to be Won, Determination of Winners, and Odds of Winning*:

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c)(2).

(i) The first entry selected from the total number of instant game entries awarded in the Drawing will be a winning entry, and the entrant who submitted the winning entry shall be entitled to a prize of \$10,000.

(ii) The second through the seventh entries selected from the total number of instant game entries awarded in the Drawing will be winning entries, and the entrants who submitted those winning entries shall each be entitled to a prize of \$2,500.

(iii) The eighth through the twenty-seventh entries selected from the total number of instant game entries awarded in the Drawing will be winning entries, and the entrants who submitted those winning entries shall each be entitled to a prize of \$500.

(iv) The twenty-eighth through the seventy-seventh entries selected from the total number of instant game entries awarded in the Drawing will be winning entries, and the entrants who submitted those winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(3) With the exception of the iLottery Bonus Money, all prizes will be paid as a lump-sum cash payment.

(4) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their Lottery Account and will receive an email notifying them that they won a prize.

(5) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(6) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(7) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing Restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, MARC USA, Scientific Games International Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond

the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery Terms & Conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 45 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 9(d)(4). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into Cash which may be withdrawn from the player's account.

(15) Prizes are not transferrable.

(16) Other restrictions may apply.

11. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Grumpy Cat® instant lottery tickets.

12. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single

installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Grumpy Cat® instant lottery game, prize money from winning Grumpy Cat® instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Grumpy Cat® instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Grumpy Cat® or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 19-1113. Filed for public inspection July 19, 2019, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Massive Money Match Instant Lottery Game 1412

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Massive Money Match (hereinafter “Massive Money Match”). The game number is PA-1412.

2. *Price:* The price of a Massive Money Match instant lottery game ticket is \$10.

3. *Play Symbols:* Each Massive Money Match instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area, a “YOUR NUMBERS” area, and a “QUICK CASH” area. The “QUICK CASH” area is played separately. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27

(TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), and 40 (FORT). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORT), 10X (10TIMES) symbol, and a MASSIVE (WINALL) symbol. The play symbols and their captions located in the “QUICK CASH” area are: Chest (TRY AGAIN) symbol, Star (NO BONUS) symbol, Gold Bar (TRY AGAIN) symbol, Key (NO BONUS) symbol, Pot of Gold (TRY AGAIN) symbol, Wallet (NO BONUS) symbol, Stack of Coins (TRY AGAIN) symbol, and a Money (MONEY) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTEEN), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$150 (ONEHUNFTY), \$200 (TWO HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO), and \$300,000 (THRHUNTHO). The prize symbols and their captions, located in the “QUICK CASH” area are: \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTEEN), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$150 (ONEHUNFTY), \$200 (TWO HUN), and \$500 (FIV HUN).

5. *Prizes:* The prizes that can be won in this game are: \$10, \$15, \$20, \$30, \$40, \$50, \$100, \$150, \$200, \$400, \$500, \$1,000, \$10,000, and \$300,000. The prizes that can be won in the “QUICK CASH” area are: \$10, \$15, \$20, \$30, \$50, \$100, \$150, \$200, and \$500. A player can win up to 16 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 9,600,000 tickets will be printed for the Massive Money Match instant lottery game.

7. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$300,000 (THRHUNTHO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$300,000.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10,000 (TEN THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a 10X (10TIMES) symbol and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a MASSIVE (WINALL) symbol and a prize symbol of \$100 (ONE HUN) appears in five of the "prize" areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a MASSIVE (WINALL) symbol and a prize symbol of \$200 (TWO HUN) appears in two of the "prize" areas, a prize symbol of \$100 (ONE HUN) appears in three of the "prize" areas, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$800.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "prize" area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which a Money (MONEY) symbol appears in the "QUICK CASH" area and a prize symbol of \$500 (FIV HUN) appears to the right of that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$500.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a MASSIVE (WINALL) symbol and a prize symbol of \$100 (ONE HUN) appears in three of the "prize" areas, a prize symbol of \$50⁰⁰ (FIFTY) appears in two of the "prize" areas, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a MASSIVE (WINALL) symbol and a prize symbol of \$50⁰⁰ (FIFTY) appears in four of the "prize" areas, a prize symbol of \$20⁰⁰ (TWENTY) appears in ten of the "prize" areas, and a prize symbol of \$100 (ONE HUN) appears in one of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$400 (FOR HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol and a prize symbol of \$40⁰⁰ (FORTY) appears in the "prize" area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$400.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a MASSIVE (WINALL) symbol and a prize symbol of \$30⁰⁰ (THIRTY) appears in ten of the "prize" areas and a prize symbol of

\$20⁰⁰ (TWENTY) appears in five of the "prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$200 (TWO HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "prize" area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$200.

(r) Holders of tickets upon which a Money (MONEY) symbol appears in the "QUICK CASH" area and a prize symbol of \$200 (TWO HUN) appears to the right of that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$200.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a MASSIVE (WINALL) symbol and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the "prize" areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$200.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$150 (ONEHUNFTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$150.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol and a prize symbol of \$15⁰⁰ (FIFTEEN) appears in the "prize" area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$150.

(v) Holders of tickets upon which a Money (MONEY) symbol appears in the "QUICK CASH" area and a prize symbol of \$150 (ONEHUNFTY) appears to the right of that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$150.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a MASSIVE (WINALL) symbol and a prize symbol of \$10⁰⁰ (TEN DOL) appears in all fifteen of the "prize" areas, on a single ticket, shall be entitled to a prize of \$150.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(y) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "prize" area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$100.

(z) Holders of tickets upon which a Money (MONEY) symbol appears in the "QUICK CASH" area and a prize symbol of \$100 (ONE HUN) appears to the right of that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$100.

(aa) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol

of \$50.⁰⁰ (FIFTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(bb) Holders of tickets upon which a Money (MONEY) symbol appears in the “QUICK CASH” area and a prize symbol of \$50.⁰⁰ (FIFTY) appears to the right of that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$50.

(cc) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$30.⁰⁰ (THIRTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$30.

(dd) Holders of tickets upon which a Money (MONEY) symbol appears in the “QUICK CASH” area and a prize symbol of \$30.⁰⁰ (THIRTY) appears to the right of that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$30.

(ee) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$20.⁰⁰ (TWENTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(ff) Holders of tickets upon which a Money (MONEY) symbol appears in the “QUICK CASH” area and a prize

symbol of \$20.⁰⁰ (TWENTY) appears to the right of that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$20.

(gg) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$15.⁰⁰ (FIFTEEN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$15.

(hh) Holders of tickets upon which a Money (MONEY) symbol appears in the “QUICK CASH” area and a prize symbol of \$15.⁰⁰ (FIFTEEN) appears to the right of that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$15.

(ii) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(jj) Holders of tickets upon which a Money (MONEY) symbol appears in the “QUICK CASH” area and a prize symbol of \$10.⁰⁰ (TEN DOL) appears to the right of that Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$10.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When Any Of Your Numbers Match Any Winning Number; Win Prize Shown Under The Matching Number. Win With:</i>	<i>Quick Cash:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets:</i>
	\$10 w/ MONEY	\$10	20	480,000
\$10		\$10	20.69	464,000
	\$15 w/ MONEY	\$15	40	240,000
\$15		\$15	40	240,000
\$10 × 2		\$20	120	80,000
\$10	\$10 w/ MONEY	\$20	42.86	224,000
	\$20 w/ MONEY	\$20	42.86	224,000
\$20		\$20	120	80,000
\$10 × 3		\$30	150	64,000
\$15	\$15 w/ MONEY	\$30	300	32,000
\$20	\$10 w/ MONEY	\$30	300	32,000
	\$30 w/ MONEY	\$30	200	48,000
\$30		\$30	150	64,000
\$10 × 5		\$50	300	32,000
\$10 × 2	\$30 w/ MONEY	\$50	300	32,000
(\$15 × 2) + \$10	\$10 w/ MONEY	\$50	200	48,000
\$20 × 2	\$10 w/ MONEY	\$50	300	32,000
	\$50 w/ MONEY	\$50	300	32,000
\$50		\$50	300	32,000
\$10 × 10		\$100	600	16,000
\$10 × 5	\$50 w/ MONEY	\$100	600	16,000
\$50	\$50 w/ MONEY	\$100	600	16,000
	\$100 w/ MONEY	\$100	600	16,000

<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Quick Cash:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets:</i>
\$10 w/ 10X		\$100	300	32,000
\$100		\$100	600	16,000
MASSIVE SYMBOL w/ (\$10 × 15)		\$150	857.14	11,200
\$50 × 3		\$150	12,000	800
\$10 × 10	\$50 w/ MONEY	\$150	12,000	800
(\$50 × 2) + \$30	\$20 w/ MONEY	\$150	12,000	800
	\$150 w/ MONEY	\$150	12,000	800
\$15 w/ 10X		\$150	1,500	6,400
\$150		\$150	12,000	800
MASSIVE SYMBOL w/ ((\$20 × 5) + (\$10 × 10))		\$200	3,000	3,200
MASSIVE SYMBOL w/ (\$10 × 15)	\$50 w/ MONEY	\$200	2,400	4,000
\$100 × 2		\$200	24,000	400
(\$10 w/ 10X) + (\$10 × 5)	\$50 w/ MONEY	\$200	24,000	400
	\$200 w/ MONEY	\$200	24,000	400
\$20 w/ 10X		\$200	2,400	4,000
\$200		\$200	24,000	400
MASSIVE SYMBOL w/ ((\$30 × 10) + (\$20 × 5))		\$400	12,000	800
MASSIVE SYMBOL w/ ((\$20 × 5) + (\$10 × 10))	\$200 w/ MONEY	\$400	12,000	800
\$50 × 8		\$400	120,000	80
\$100 × 3	\$100 w/ MONEY	\$400	120,000	80
(\$15 w/ 10X) + (\$50 × 4)	\$50 w/ MONEY	\$400	120,000	80
(\$20 w/ 10X) × 2		\$400	120,000	80
\$40 w/ 10X		\$400	24,000	400
\$400		\$400	120,000	80
MASSIVE SYMBOL w/ ((\$50 × 4) + (\$20 × 10) + \$100)		\$500	12,000	800
MASSIVE SYMBOL w/ ((\$100 × 3) + (\$50 × 2) + (\$10 × 10))		\$500	12,000	800
\$50 × 10		\$500	120,000	80
(\$30 × 10) + \$100	\$100 w/ MONEY	\$500	120,000	80
(((\$10 w/ 10X) × 2) + (\$50 × 3) + (\$10 × 10))	\$50 w/ MONEY	\$500	120,000	80
(\$15 w/ 10X) × 3	\$50 w/ MONEY	\$500	120,000	80
	\$500 w/ MONEY	\$500	120,000	80
\$50 w/ 10X		\$500	24,000	400
\$500		\$500	120,000	80
MASSIVE SYMBOL w/ ((\$100 × 5) + (\$50 × 10))		\$1,000	24,000	400
MASSIVE SYMBOL w/ ((\$200 × 2) + (\$100 × 3) + (\$10 × 10))	\$200 w/ MONEY	\$1,000	24,000	400
\$100 × 10		\$1,000	120,000	80
\$200 × 5		\$1,000	120,000	80
\$50 × 10	\$500 w/ MONEY	\$1,000	120,000	80
(((\$20 w/ 10X) × 2) + (\$50 × 8))	\$200 w/ MONEY	\$1,000	120,000	80
\$100 w/ 10X		\$1,000	120,000	80

<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Quick Cash:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets:</i>
\$1,000		\$1,000	120,000	80
\$1,000 w/ 10X		\$10,000	960,000	10
\$10,000		\$10,000	960,000	10
\$300,000		\$300,000	960,000	10

Reveal a "10X" (10TIMES) symbol, win 10 times the prize shown under that symbol.

Reveal a "MASSIVE" (WINALL) symbol, win all 15 prizes shown!

QUICK CASH: Reveal a "MONEY" (MONEY) symbol, win prize shown to the right of that symbol. QUICK CASH played separately.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Massive Money Match instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Massive Money Match, prize money from winning Massive Money Match instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Massive Money Match instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be

disseminated through media used to advertise or promote Massive Money Match or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 19-1114. Filed for public inspection July 19, 2019, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Multiplier Crossword Instant Lottery Game 1414

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Multiplier Crossword (hereinafter "Multiplier Crossword"). The game number is PA-1414.

2. *Price:* The price of a Multiplier Crossword instant lottery game ticket is \$5.

3. *Play Symbols:* Each Multiplier Crossword instant lottery game ticket will feature a "YOUR LETTERS" area, and two crossword puzzle play grids known as "GRID 1" and "GRID 2" respectively, and a "PRIZE MULTIPLIER" area. The "PRIZE MULTIPLIER" area is played in conjunction with "GRID 1" and "GRID 2." The play symbols located in the "YOUR LETTERS" area are: the letters A through and including Z. The play symbols located in "GRID 1" and "GRID 2" are: the letters A through and including Z. The play symbols and their captions located in the "PRIZE MULTIPLIER" area are: 1X (PRIZE) symbol, 2X (2TIMES) symbol, 4X (4TIMES) symbol, 5X (5TIMES) symbol, and a 10X (10TIMES) symbol.

4. *Prizes:* The prizes that can be won in "GRID 1" are: \$5, \$10, \$20, \$40, \$60, \$200, \$400, \$1,000, and \$10,000. The prizes that can be won in "GRID 2" are: \$5, \$15, \$25, \$50, \$100, \$500, \$1,000, \$10,000, and \$100,000. A player can win up to two times on a ticket.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 15,600,000 tickets will be printed for the Multiplier Crossword instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets where the player completely matches ten entire words in "GRID 2," using only the

(z) Holders of tickets where the player completely matches six entire words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$60.

(aa) Holders of tickets where a 4X (4TIMES) symbol appears in the "PRIZE MULTIPLIER" area, and where the player completely matches three entire words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$60.

(bb) Holders of tickets where the player completely matches five entire words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$50.

(cc) Holders of tickets where a 2X (2TIMES) symbol appears in the "PRIZE MULTIPLIER" area, and where the player completely matches four entire words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$50.

(dd) Holders of tickets where a 5X (5TIMES) symbol appears in the "PRIZE MULTIPLIER" area, and where the player completely matches three entire words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$50.

(ee) Holders of tickets where a 10X (10TIMES) symbol appears in the "PRIZE MULTIPLIER" area, and where the player completely matches two entire words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$50.

(ff) Holders of tickets where a 10X (10TIMES) symbol appears in the "PRIZE MULTIPLIER" area, and where the player completely matches two entire words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$50.

(gg) Holders of tickets where the player completely matches five entire words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$40.

(hh) Holders of tickets where a 2X (2TIMES) symbol appears in the "PRIZE MULTIPLIER" area, and where the player completely matches four entire words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$40.

(ii) Holders of tickets where a 4X (4TIMES) symbol appears in the "PRIZE MULTIPLIER" area, and where the player completely matches three entire words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$40.

(jj) Holders of tickets where the player completely matches four entire words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$25.

(kk) Holders of tickets where a 5X (5TIMES) symbol appears in the "PRIZE MULTIPLIER" area, and where the player completely matches two entire words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$25.

(ll) Holders of tickets where a 5X (5TIMES) symbol appears in the "PRIZE MULTIPLIER" area, and where the player completely matches two entire words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$25.

(mm) Holders of tickets where the player completely matches four entire words in "GRID 1," using only the

letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$20.

(nn) Holders of tickets where a 2X (2TIMES) symbol appears in the "PRIZE MULTIPLIER" area, and where the player completely matches three entire words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$20.

(oo) Holders of tickets where a 4X (4TIMES) symbol appears in the "PRIZE MULTIPLIER" area, and where the player completely matches two entire words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$20.

(pp) Holders of tickets where a 4X (4TIMES) symbol appears in the "PRIZE MULTIPLIER" area, and where the player completely matches two entire words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$20.

(qq) Holders of tickets where the player completely matches three entire words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$15.

(rr) Holders of tickets where the player completely matches three entire words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$10.

(ss) Holders of tickets where a 2X (2TIMES) symbol appears in the "PRIZE MULTIPLIER" area, and where the player completely matches two entire words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$10.

(tt) Holders of tickets where a 2X (2TIMES) symbol appears in the "PRIZE MULTIPLIER" area, and where the player completely matches two entire words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$10.

(uu) Holders of tickets where the player completely matches two entire words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$5.

(vv) Holders of tickets where the player completely matches two entire words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$5.

7. Game Play Instructions for the Multiplier Crossword game are:

(a) The player shall scratch the "YOUR LETTERS" area to reveal 18 letters. For each of the 18 letters revealed in the "YOUR LETTERS" area, the player shall rub the same letter each time it is found in either Crossword "GRID." Each letter's square, when rubbed gently, will turn white.

(b) When a player matches the letters to reveal two or more entire words in "GRID 1" or "GRID 2," the player is entitled to win a prize as described in Section 6.

(c) The player shall also scratch the "PRIZE MULTIPLIER" area. The player shall multiply any prize won in either crossword "GRID" by the multiplier revealed in the "PRIZE MULTIPLIER" area.

(d) Only the highest prize won in either crossword "GRID" will be paid if the ticket meets the criteria established in 61 Pa. Code § 819.213 (relating to ticket validation and requirements).

(e) For purposes of this game, a word in either cross-word "GRID" must contain at least three letters and cannot be formed by linking letters diagonally or by reading the letters from the bottom to the top or right to left.

(f) Every single letter square of a word must be matched and letters combined to form a word. The word must appear in an unbroken horizontal or vertical string of letters in "GRID 1" or "GRID 2." There will only be one word in an unbroken horizontal or vertical string of letters.

(g) Every single letter in the unbroken string must be revealed in the "YOUR LETTERS" area and must be included to form a word.

(h) The possible complete words for each ticket in the game are shown on the "GRID 1" and "GRID 2" play areas. The player must match all of the letters in a possible complete word in order to complete the word.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>GRID 1 Win With:</i>	<i>GRID 2 Win With:</i>	<i>Prize Multiplier Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 15,600,000 Tickets:</i>
	2 WORDS		\$5	15	1,040,000
2 WORDS			\$5	20	780,000
	2 WORDS	2X MULTIPLIER	\$10	30	520,000
2 WORDS		2X MULTIPLIER	\$10	40	390,000
2 WORDS	2 WORDS		\$10	120	130,000
3 WORDS			\$10	120	130,000
3 WORDS	2 WORDS		\$15	300	52,000
	3 WORDS		\$15	300	52,000
	2 WORDS	4X MULTIPLIER	\$20	200	78,000
2 WORDS		4X MULTIPLIER	\$20	200	78,000
3 WORDS		2X MULTIPLIER	\$20	300	52,000
2 WORDS	3 WORDS		\$20	600	26,000
4 WORDS			\$20	600	26,000
	2 WORDS	5X MULTIPLIER	\$25	300	52,000
2 WORDS		5X MULTIPLIER	\$25	200	78,000
3 WORDS	3 WORDS		\$25	600	26,000
4 WORDS	2 WORDS		\$25	600	26,000
	4 WORDS		\$25	600	26,000
2 WORDS	2 WORDS	4X MULTIPLIER	\$40	300	52,000
3 WORDS		4X MULTIPLIER	\$40	600	26,000
4 WORDS		2X MULTIPLIER	\$40	300	52,000
5 WORDS			\$40	600	26,000
2 WORDS	2 WORDS	5X MULTIPLIER	\$50	600	26,000
	2 WORDS	10X MULTIPLIER	\$50	600	26,000
2 WORDS		10X MULTIPLIER	\$50	600	26,000
3 WORDS		5X MULTIPLIER	\$50	600	26,000
	4 WORDS	2X MULTIPLIER	\$50	600	26,000
	5 WORDS		\$50	600	26,000
3 WORDS	2 WORDS	4X MULTIPLIER	\$60	1,333	11,700
	3 WORDS	4X MULTIPLIER	\$60	1,500	10,400
6 WORDS			\$60	12,000	1,300
2 WORDS	2 WORDS	10X MULTIPLIER	\$100	3,000	5,200
3 WORDS		10X MULTIPLIER	\$100	3,000	5,200
	4 WORDS	4X MULTIPLIER	\$100	3,000	5,200
4 WORDS		5X MULTIPLIER	\$100	3,000	5,200
	5 WORDS	2X MULTIPLIER	\$100	3,000	5,200

<i>GRID 1 Win With:</i>	<i>GRID 2 Win With:</i>	<i>Prize Multiplier Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 15,600,000 Tickets:</i>
	6 WORDS		\$100	6,000	2,600
4 WORDS		10X MULTIPLIER	\$200	10,909	1,430
	5 WORDS	4X MULTIPLIER	\$200	10,909	1,430
5 WORDS		5X MULTIPLIER	\$200	10,909	1,430
	6 WORDS	2X MULTIPLIER	\$200	10,909	1,430
7 WORDS			\$200	30,000	520
5 WORDS		10X MULTIPLIER	\$400	24,000	650
	6 WORDS	4X MULTIPLIER	\$400	24,000	650
7 WORDS		2X MULTIPLIER	\$400	24,000	650
8 WORDS			\$400	60,000	260
	5 WORDS	10X MULTIPLIER	\$500	60,000	260
	6 WORDS	5X MULTIPLIER	\$500	60,000	260
8 WORDS	6 WORDS		\$500	120,000	130
	7 WORDS		\$500	120,000	130
	6 WORDS	10X MULTIPLIER	\$1,000	120,000	130
	7 WORDS	2X MULTIPLIER	\$1,000	120,000	130
7 WORDS		5X MULTIPLIER	\$1,000	120,000	130
	8 WORDS		\$1,000	120,000	130
9 WORDS			\$1,000	120,000	130
	9 WORDS		\$10,000	1,560,000	10
10 WORDS			\$10,000	1,560,000	10
	10 WORDS		\$100,000	1,560,000	10

PRIZE MULTIPLIER: Scratch the "PRIZE MULTIPLIER" box to reveal a multiplier. Multiply any prize won in either GRID by the multiplier shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Multiplier Crossword instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter

a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Multiplier Crossword, prize money from winning Multiplier Crossword instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Multiplier Crossword instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Multiplier Crossword or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 19-1115. Filed for public inspection July 19, 2019, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
15-460	Department of Revenue iLottery Games 49 Pa.B. 2242 (May 4, 2019)	6/3/19	7/2/19

Department of Revenue Regulation # 15-460 (IRRC # 3234)

iLottery Games

July 2, 2019

We submit for your consideration the following comments on the proposed rulemaking published in the May 4, 2019 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (RRA) (71 P.S. § 745.5b). Section 5.1(a) of the RRA (71 P.S. § 745.5a(a)) directs the Department of Revenue (Department) to respond to all comments received from us or any other source.

1. Whether the regulation conforms to the intention of the General Assembly.

The Department states that this regulation is mandated by Act 42 of 2017 (Act 42) which granted the Department the authority to implement and operate iLottery. 4 Pa.C.S. § 503. Act 42 defines “iLottery game” as “Internet instant games and other lottery products offered through iLottery. The term does not include games that represent physical, Internet-based or monitor-based interactive lottery games which simulate casino-style lottery games, specifically including poker, roulette, slot machines or blackjack.”

A commentator asserts that “virtually all, if not all, of the iLottery games currently offered by the Department offer the same appearance, feel and patron-experience as casino games.” This commentator further asserts that the proposed regulation does not provide any parameters for what features or game characteristics simulate a “casino-style lottery game,” nor does the proposed regulation establish a mechanism to evaluate games to ensure that they meet the statutory definition of an iLottery game.

We ask the Department to explain in the Preamble to the final-form regulation how it will evaluate iLottery games to ensure that iLottery games conform to the intention of the General Assembly.

2. Determining whether the regulation is in the public interest; Statutory authority.

Act 42 allowed the Department to promulgate a temporary regulation that expires no later than two years following publication in the *Pennsylvania Bulletin*. 4 Pa.C.S. § 503(b). The temporary regulation was not subject to the Commonwealth Documents Law (CDL) (45 P.S. § 1201–1208) and the RRA (71 P.S. §§ 745.1–745.15).

The conversion of the temporary regulation to a permanent regulation requires compliance with the CDL and the RRA. Section 5.2 of the RRA directs the Commission to determine whether a regulation is in the public interest. When making this determination, the Commission considers criteria such as economic or fiscal impact, need and reasonableness. To make that determination, the Commission must analyze the proposed regulation and the reasons for the regulation. The Commission also considers the information an agency is required to provide in the Regulatory Analysis Form (RAF) under Section 5(a) of the RRA. 71 P.S. § 745.5(a).

The explanation of the regulation in the Preamble and the information in the RAF are not sufficient to allow the Commission to determine if the regulation is in the public interest. The Preamble only describes amendments to the temporary regulation and does not explain sections that were not revised from temporary to proposed. However, the entire proposed regulation is new language for purposes of the RRA. In the Preamble and RAF submitted with the final-form regulation, we ask the Department to provide more detailed information as required under Section 5(a) of the RRA, providing a description of each section of the final-form regulation including sections that were not revised from temporary to proposed, as well as changes from proposed to final-form.

Also, we ask the Department to provide additional information in the RAF related to the following:

- The Department should provide information specific to iLottery in response to Question # 10, which asks the Department to describe who will benefit from the regulation; and
- Since the Department states in response to Questions # 18, # 19 and # 21 that there are costs, the Department should explain why it responded “\$0” to Question # 23, which asks for an estimate of the costs associated with implementation and compliance for state government.

Finally, we note that Act 42 requires regulation of an iLottery self-exclusion program. 4 Pa.C.S.A. § 503(i). The Department did not include this subsection in the statutory authority listed in RAF Question # 8 and the Preamble. We ask the Department to include all applicable provisions of Act 42 in the statutory authority statements in the RAF and Preamble to the final-form regulation.

3. Compliance with the provisions of the regulation of the Commission.

The Annex of the proposed regulation was not submitted in accordance with the Commission’s regulation in 1 Pa. Code § 305.1a(b) (relating to formatting the text of a proposed regulation). As this Commission does not review a temporary regulation, this chapter is considered new and should not have been formatted as specified in 1 Pa. Code § 305.1a(a). However, an agency is required under 1 Pa. Code § 307.3a(a) (relating to formatting the text of a final regulation) to use the official text of a proposed rulemaking as published in the *Pennsylvania Bulletin* when preparing the final-form regulation. Accordingly, the Department should indicate revisions to the Annex of the final-form regulation as required under 1 Pa. Code § 307.3a(b).

4. Section 876.2. Definitions.—Clarity; Need.

Drawing

The definition of “drawing” contains substantive provisions in the second and third sentences regarding timing and methods to conduct a drawing as determined by the Secretary of the Department. Substantive provisions in a definition are not enforceable. We ask the Department to move these sentences to a section of the final-form regulation establishing how drawings are conducted.

Lotto game

“Lotto game” is defined as an “iLottery game in which a registered iLottery player chooses ‘X’ numbers from a field of ‘Y’ numbers” and wins by matching “a designated combination of numbers, letters, symbols, or a specified combination thereof, with the winning numbers, letters or symbols. . . .” (Emphasis added.) It is unclear whether a player chooses numbers only or a combination of numbers, letters or symbols. Further, the definition includes examples of lotto games in which multiple “Y” numbers are chosen from “a single set of numbers.” We ask the Department to clarify the terminology used to describe a lotto game in the final-form regulation.

Play

The definition of “play” states that the term “may also be referred to as a chance or a share.” Throughout the

regulation, the terms “chance” and “share” are only used in conjunction with “play” and are not used independently. We ask the Department to explain the need for including the additional terms, or to delete references to “chance” and “share” in the final-form regulation.

5. Miscellaneous clarity.

- We identified the following issues in Section 876.9(b)(1) (relating to iLottery terms and conditions):

- o Subparagraph (vii)(B) cites being charged with or convicted of an offense in 4 Pa.C.S. (relating to amusements) as a reason for closing or suspending a registered iLottery player’s account. We ask the Department to explain why the specific sections of this statute are not listed or to include specific citations in the final-form regulation as it did for offenses in 18 Pa.C.S. (relating to Crimes Code).

- o Subparagraph (xi) contains a typographical error in the cross-reference to Section 876.2(c). This cross-reference should be corrected to Section 876.2c.

- o Subparagraph (xvii) describes withdraws from a lottery account. The second instance of “funds” was not proposed to be amended to “moneys” as indicated in the Preamble to the proposed regulation. We ask the Department to ensure that the correct terminology is used in the final-form regulation.

- Section 876.10a(4) (relating to lottery account requirements) uses “Department” while the Preamble indicates that “Bureau,” referring to the Pennsylvania State Lottery, should be used. We ask the Department to ensure that the correct terminology is used in the final-form regulation. This comment also applies to Section 876.12(e) (relating to prizes).

- Section 876.12(f) states that “[p]rize winning plays will be determined. . . .” Did the Department intend to address both prizes and winning plays?

GEORGE D. BEDWICK,
Chairperson

[Pa.B. Doc. No. 19-1116. Filed for public inspection July 19, 2019, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemaking

The Independent Regulatory Review Commission (Commission) received the following regulation. It is scheduled to be considered on the date noted. The Commission’s public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or it can be viewed on the Commission’s web site at www.irrc.state.pa.us.

<i>Final-Form Reg. No.</i>	<i>Agency/ Title</i>	<i>Received</i>	<i>Public Meeting</i>
16A-60	Bureau of Professional and Occupational Affairs Expungement; Fees	7/9/19	8/15/19

GEORGE D. BEDWICK,
Chairperson

[Pa.B. Doc. No. 19-1117. Filed for public inspection July 19, 2019, 9:00 a.m.]

INSURANCE DEPARTMENT

Per Diem Charges for Financial Examinations Conducted by the Insurance Department; Notice 2019-04

Under the authority in section 907 of The Insurance Department Act of 1921 (40 P.S. § 323.7) and under 31 Pa. Code § 12.4 (relating to per diem charges), an updated schedule of per diem charges for financial examinations conducted by the Insurance Department (Department) is hereby adopted.

The new schedule of charges is as follows:

Actuarial Associate 2	\$791
P & C Insurance Actuary 2	\$1,105
Examiner Trainee	\$626
Examiner 1	\$783
Examiner 2	\$938
Examiner 3	\$1,210
Examination Manager	\$1,273

In accordance with 31 Pa. Code § 12.4(c), the Department will calculate and bill per diem charges for financial examination costs.

This schedule is effective July 6, 2019.

This document supersedes the notice published at 48 Pa.B. 3919 (June 30, 2018) and shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 19-1118. Filed for public inspection July 19, 2019, 9:00 a.m.]

INSURANCE DEPARTMENT

Per Diem Charges for Market Conduct Examinations Conducted by the Insurance Department; Notice 2019-05

Under the authority in section 907 of The Insurance Department Act of 1921 (40 P.S. § 323.7) and under 31 Pa. Code § 12.4 (relating to per diem charges), an updated schedule of per diem charges for financial examinations conducted by the Insurance Department (Department) is hereby adopted.

The new schedule of charges is as follows:

Examiner Trainee	\$631
Examiner 1	\$748
Examiner 2	\$983
Division Chief	\$892

In accordance with 31 Pa. Code § 12.4(c), the Department will calculate and bill per diem charges for financial examination costs.

This schedule is effective July 6, 2019.

This document supersedes the notice published at 48 Pa.B. 3919 (June 30, 2018) and shall remain in effect

until a subsequent notice is published in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 19-1119. Filed for public inspection July 19, 2019, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

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

Governor's Office

Management Directive No. 205.38—Emergency Evacuation, Safe Assembly and Shelter In-Place, Amended June 20, 2019.

DUANE M. SEARLE,
Director
Pennsylvania Code and Bulletin

[Pa.B. Doc. No. 19-1120. Filed for public inspection July 19, 2019, 9:00 a.m.]

MILK MARKETING BOARD

Hearing and Presubmission Schedule; All Milk Marketing Areas; Over-Order Premium

Under the provisions of the Milk Marketing Law (31 P.S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Areas 1—6 on September 4, 2019, at 9 a.m. in Room 309, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning the level and duration of the Class I over-order premium.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 12 p.m. on July 26, 2019, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 12 p.m. on July 26, 2019, notification of their desire to be included as a party. Parties shall indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to deberly@state.pa.us.

The parties shall observe the following requirements for advance filing of witness information and exhibits. The Board may exclude witnesses or exhibits of a party that fails to comply with these requirements. Copies of the filings will be available on the Board web site at <http://www.mmb.pa.gov/Public%20Hearings/>.

1. By 2 p.m. on July 31, 2019, the petitioner shall file with the Board, in person or by mail, one original and five copies and ensure receipt by all other parties of one copy of:

a. A list of witnesses who will testify for the petitioner, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a written report or written testimony explaining the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 2 p.m. on August 14, 2019, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 2 p.m. on August 28, 2019, parties shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents, or records in other proceedings before the Board, or wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, five copies shall be provided for Board use and one copy shall be provided to each interested party.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing addressed to tmoyer@pa.gov and received in the Board office by 12 p.m. on August 16, 2019.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

TIM MOYER,
Secretary

[Pa.B. Doc. No. 19-1121. Filed for public inspection July 19, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Petition of PPL Electric Utilities Corporation for Approval of Tariff Modifications and Waivers of Regulations Necessary to Implement its Distributed Energy Resources Management Plan; Doc. No. P-2019-3010128

July 10, 2019

Devin Ryan, Esq., Counsel for PPL Electric Utilities
Corporation
Post & Schell
12th Floor
17 North Second Street
Harrisburg, Pennsylvania 17101

RE: Petition of PPL Electric Utilities Corporation for
Approval of Tariff Modifications and Waivers of
Regulations Necessary to Implement its Distributed
Energy Resources Management Plan
Docket No: P-2019-3010128

Dear Attorney Ryan:

Please be advised that at the request of your client, this Secretarial Letter extending the protest/comment period will be published in the *Pennsylvania Bulletin's* July 20, 2019 edition providing an additional ten (10) days for the filing of protests/comments on the above captioned Petition.

PPL will serve this Secretarial Letter upon additional solar entities notifying them of the Petition and the extension to file protests/comments by the close of business (4:30 p.m. EST) on Tuesday, July 30, 2019. After notification, PPL will provide to the Secretary a Certificate of Service listing the entities served with the Secretarial Letter.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1122. Filed for public inspection July 19, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (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. Protests may only be filed if there is evidence that the applicant lacks fitness. Protests based on endangering or impairing operations of an existing carrier will not be honored. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant by August 5, 2019. Documents filed in support of the applications 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.

Applications of the following for approval to *begin operating as common carriers for transportation of persons* as described under each application.

A-2019-3010831. Oriental Care, LLC (4801 Derry Street, Suite 204, Harrisburg, Dauphin County, PA 17111) in paratransit service, limited to nonemergency medical service provided for the Pennsylvania Office of Developmental Programs, between points in the Counties of Adams, Cumberland, Dauphin, Juniata, Lancaster, Lebanon, Perry and York.

A-2019-3011289. Blakeney Transit, LLC (7913 Gilbert Street, Philadelphia, Philadelphia County, PA 19150) for the right to begin to transport, as a common carrier, by motor vehicles, persons in paratransit service, from points in the City and County of Philadelphia to points in the Counties of Allegheny, Bucks, Centre, Clearfield, Crawford, Cumberland, Delaware, Erie, Fayette, Forest, Greene, Huntingdon, Indiana, Lehigh, Lycoming, Luzerne, Mercer, Montgomery, Northumberland, Schuylkill, Somerset and Wayne, and return.

Application of the following for approval of the *additional right and privilege of operating motor vehicles as common carriers for transportation of persons* as described under the application.

A-2019-3011344. Mercy Ambulance & EMS, Inc., t/a Mercy Ambulance, t/a Mercy Fleet, t/a Mercy Group (3021 Franks Road, Suite 8, Huntingdon Valley, Montgomery County, PA 19006) in paratransit service, from points in Chester County, to points in Pennsylvania, and return. *Attorney:* Karen O. Moury, Esquire, 213 Market Street, 8th Floor, Harrisburg, PA 17101.

Application of the following for approval to *begin operating as a broker for transportation of household goods in use* as described under the application.

A-2019-3011336. Bellhops Movers, Inc. (1110 Market Street, Suite 502, Chattanooga, TN 37402) for a broker-age license evidencing the Commission's approval of the

right and privilege to operate as a broker, to arrange for the transportation of persons between points in Pennsylvania.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1123. Filed for public inspection July 19, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Formal Complaints

Formal complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due August 5, 2019, and must be made with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Parrot Head Transportation, Inc., t/a Two Men & A Truck; Docket No. C-2019-3010819

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Parrot Head Transportation, Inc., t/a Two Men & A Truck, (respondent) is under suspension effective June 07, 2019 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at P.O. Box 203, Concordville, PA 19331.
3. That respondent was issued a Certificate of Public Convenience by this Commission on April 08, 2005, at A-00119632.
4. That respondent has failed to maintain evidence of Liability and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500.00 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500.00 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of

Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00119632 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
400 North Street
Harrisburg, PA 17120

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 6/19/2019

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
400 North Street
Harrisburg, PA 17120

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint

by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1124. Filed for public inspection July 19, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Transfer of Indirect Control

A-2019-3011436 and A-2019-3011437. Front Range TopCo, Inc., Zayo Group, LLC and Electric Lightwave, LLC. Joint application of Front Range TopCo, Inc., transferee, and Zayo Group, LLC and Electric Lightwave, LLC, licensees, for approval of the proposed transfer of indirect control of Zayo Group, LLC and Electric Lightwave, LLC to Front Range TopCo, Inc.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before Monday, August 5, 2019. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, 2nd Floor, Harrisburg, PA 17120, with a copy served on the applicant. The documents filed in support of the application are avail-

able for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.pa.gov and at the applicant's business address.

Applicants: Front Range TopCo, Inc.; Zayo Group, LLC; Electric Lightwave, LLC

Through and By: Anthony C. DeCusatis, Esquire, Catherine Vasudevan, Esquire, Morgan, Lewis & Bockius LLP, 1701 Market Street, Philadelphia, PA 19103-2921, anthony.decusatis@morganlewis.com, catherine.vasudevan@morganlewis.com

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1125. Filed for public inspection July 19, 2019, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Service of Application Denial

Application of Demand Taxi, LLC; Doc. No. A-15-05-16

Attention Demand Taxi, LLC, c/o Evgeny Freidman, Managing Member, last known address of 2351 S. Swanson Street, this notice advises that on May 22, 2015, Demand Taxi, LLC (Applicant) filed an SA-1 "Sales Application" (without a filing fee) with the Philadelphia Parking Authority's (Authority) Taxicab and Limousine Division (TLD) for a medallion taxicab certificate of public convenience (CPC) pursuant to 52 Pa. Code § 1013.32(b) (relating to bidder qualifications). The purpose of the Applicant's SA-1 filing was to qualify to bid as a pending medallion taxicab certificate holder at sale of medallions held by the Authority. See 52 Pa. Code §§ 1013.31—1013.37 (relating to medallion sales by the Authority).

A medallion taxicab CPC issued by the Authority is the licensing right that authorizes the ownership and ability to operate a corresponding Philadelphia taxicab medallion. See 53 Pa.C.S. § 5714 (relating to certificate and medallion required). However, to date under the above referenced application docket, the Applicant has not acquired ownership of a medallion through a sale held by the Authority either because the Applicant chose not to submit a bid or was not a winning bidder at a sale. Therefore, the SA-1 "Sales Application" filed by the Applicant for a medallion taxicab CPC listed on the above referenced docket number is moot and deemed denied.

You have a right to appeal this decision pursuant to 52 Pa. Code § 1005.24 (relating to appeals from actions of the staff). If you wish to do so, you must file a petition for a hearing with the Office of the Clerk within 15 days after service of this notice, which is no later than July 25, 2019. See 52 Pa. Code § 1005.24 for further details regarding important appeal requirements.

The original notice was mailed to the Applicant's counsel of record, David Alperstein, Esq., on July 10, 2019. If you have any questions concerning this notice, please contact the Taxicab and Limousine Division's Director, Christine Kirlin, Esq., at (215) 683-9653.

SCOTT PETRI,
Executive Director

[Pa.B. Doc. No. 19-1126. Filed for public inspection July 19, 2019, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Service of Application Denial

Application of Two Spots Taxi, LLC; Doc. No. A-15-05-07

Attention Two Spots Taxi, LLC, c/o Evgeny Freidman, Managing Member, last known address of 2351 S. Swanson Street, this notice advises that on May 8, 2015, Two Spots Taxi, LLC (Applicant) filed an SA-1 "Sales Application" (without a filing fee) with the Philadelphia Parking Authority's (Authority) Taxicab and Limousine Division (TLD) for a medallion taxicab certificate of public convenience (CPC) pursuant to 52 Pa. Code § 1013.32(b) (relating to bidder qualifications). The purpose of the Applicant's SA-1 filing was to qualify to bid as a pending medallion taxicab certificate holder at sale of medallions held by the Authority. See 52 Pa. Code §§ 1013.31—1013.37 (relating to medallion sales by the Authority).

A medallion taxicab CPC issued by the Authority is the licensing right that authorizes the ownership and ability to operate a corresponding Philadelphia taxicab medallion. See 53 Pa.C.S. § 5714 (relating to certificate and medallion required). However, to date under the above referenced application docket, the Applicant has not acquired ownership of a medallion through a sale held by the Authority either because the Applicant chose not to submit a bid or was not a winning bidder at a sale. Therefore, the SA-1 "Sales Application" filed by the Applicant for a medallion taxicab CPC listed on the above referenced docket number is moot and deemed denied.

You have a right to appeal this decision pursuant to 52 Pa. Code § 1005.24 (relating to appeals from actions of the staff). If you wish to do so, you must file a petition for a hearing with the Office of the Clerk within 15 days after service of this notice, which is no later than July 25, 2019. See 52 Pa. Code § 1005.24 for further details regarding important appeal requirements.

The original notice was mailed to the Applicant's counsel of record, David Alperstein, Esq., on July 10, 2019. If you have any questions concerning this notice, please contact the Taxicab and Limousine Division's Director, Christine Kirlin, Esq., at (215) 683-9653.

SCOTT PETRI,
Executive Director

[Pa.B. Doc. No. 19-1127. Filed for public inspection July 19, 2019, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Service of Application Denial

Application of Yellow Fever Taxi, LLC; Doc. No. A-15-06-03

Attention Yellow Fever Taxi, LLC, c/o Evgeny Freidman, Managing Member, last known address of 2351 S. Swanson Street, this notice advises that on June 5, 2015, Yellow Fever Taxi, LLC (Applicant) filed an SA-1 "Sales Application" (without a filing fee) with the Philadelphia Parking Authority's (Authority) Taxicab and Limousine Division (TLD) for a medallion taxicab certificate of public convenience (CPC) pursuant to 52 Pa. Code

§ 1013.32(b) (relating to bidder qualifications). The purpose of the Applicant's SA-1 filing was to qualify to bid as a pending medallion taxicab certificate holder at sale of medallions held by the Authority. See 52 Pa. Code §§ 1013.31—1013.37 (relating to medallion sales by the Authority).

A medallion taxicab CPC issued by the Authority is the licensing right that authorizes the ownership and ability to operate a corresponding Philadelphia taxicab medallion. See 53 Pa.C.S. § 5714 (relating to certificate and medallion required). However, to date under the above referenced application docket, the Applicant has not acquired ownership of a medallion through a sale held by the Authority either because the Applicant chose not to submit a bid or was not a winning bidder at a sale. Therefore, the SA-1 "Sales Application" filed by the Applicant for a medallion taxicab CPC listed on the above referenced docket number is moot and deemed denied.

You have a right to appeal this decision pursuant to 52 Pa. Code § 1005.24 (relating to appeals from actions of the staff). If you wish to do so, you must file a petition for a hearing with the Office of the Clerk within 15 days after service of this notice, which is no later than July 25, 2019. See 52 Pa. Code § 1005.24 for further details regarding important appeal requirements.

The original notice was mailed to the Applicant's counsel of record, David Alperstein, Esq., on July 10, 2019. If you have any questions concerning this notice, please contact the Taxicab and Limousine Division's Director, Christine Kirlin, Esq., at (215) 683-9653.

SCOTT PETRI,
Executive Director

[Pa.B. Doc. No. 19-1128. Filed for public inspection July 19, 2019, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Taxicab and Limousine Division Fee Schedule for the 2020 Fiscal Year Beginning July 1, 2019

All Fees are Non-Refundable

<i>Fee Description</i>	<i>Fee</i>
Limousine Replacement Registration Sticker	\$50
Dispatcher Change in Name or Markings Scheme Application Fee	\$500
Duplicate Driver Certificate Replacement Fee	\$25
New or Renewal of Driver Certificate Fee (per designation: Taxicab or Limousine)**	\$25.75
Driver Training	\$100
Individual Medallion or CPC Ownership/Securities Transfer Fee	\$2,000
New and Annual Renewal Broker Registration Fee	\$1,200
New Dispatcher Certificate of Public Convenience Application Fee	\$7,500
New Limousine Certificate of Public Convenience Application Fee for One Class of Service	\$12,000
Application Fee for Each Additional Classification for Limousine Service for New Applicants for Any Limousine Service	\$3,000
Application Fee for Each Additional Limousine Certificate of Public Convenience for One Class of Service by a Current Limousine Certificate Holder	\$6,000
Transportation Network Company License Application Fee	\$50,000
Protest Fee	\$5,000
Petition Filing Fee	\$250
New Car and Replacement Vehicle Transfer	\$125
Age or Mileage Compliance Inspection Fee	\$200
PPA Compliance Inspection Fee (Taxicab, Limousine or TNC)	\$25
PA State Inspection Fee (Taxicab, Limousine or TNC)	\$50
Emission Inspection Waiver Fee	\$100
Inspection Rescheduling Fee	\$100
Fee for Medallion Return after Sheriff Levy	\$200
Administrative Hearing Fee (upon determination of liability)	\$75
Check Declined for Payment	\$100
Voluntary Suspension of Individual Medallion or Certificate of Public Convenience	\$75
Stand-By Vehicle Fleet Owner Application	\$350

**Subject to increase on January 1, 2020, under the percentage annual increase in the gross domestic product price index.

SCOTT PETRI,
Executive Director

[Pa.B. Doc. No. 19-1129. Filed for public inspection July 19, 2019, 9:00 a.m.]

**THADDEUS STEVENS
COLLEGE OF TECHNOLOGY**

Request for Bids

Thaddeus Stevens College of Technology is soliciting bids for a staffing agency to provide hourly rates for various consulting positions. Bid documents can be obtained from Carrie Harmon, Thaddeus Stevens College, 750 East King Street, Lancaster, PA 17602, (717) 299-7787, harmon@stevenscollege.edu.

DR. WILLIAM E. GRISCOM,
President

[Pa.B. Doc. No. 19-1130. Filed for public inspection July 19, 2019, 9:00 a.m.]
